

In attendance were President Richard Donley, Mayor Richard Zink, Safety-Service Director Ralph Holt, Auditor Gary Lewis, Law Director Fred Beery and Clerk Beverly Brown

President Donley opened the meeting at 7:00 p.m.

ROLL CALL: Mr. Koogler, Mr. John Levo, Mrs. Bonnie Parr, Mr. David Shoemaker, Mr. Charles Walker, Mr. Brian Waller and Mr. Tim Young

ABSENT: None

Mr. Lewis led the assembly in prayer followed by Mayor Zink leading in the "Pledge of Allegiance".

The minutes of the March 10, 2008 meeting were accepted as presented.

MONTHLY REPORTS: Income Tax Office, Hillsboro Public Utilities, Wastewater Treatment Plant, Water Treatment Plant, Auditor's Office, Street Department, Water-Sewer Maintenance Department, Water Meter Department, Police Department, Fire Department and Life Squad

PUBLIC REQUESTS: None

#### COMMUNICATIONS:

A letter from the Hillsboro Uptown Business Association requesting that the Holiday Parade be held on Saturday, November 29, 2008 at 6:00 p.m. Mr. Levo made a motion to accept the request and Mr. Waller seconded the motion. All members voted yea; motion carried.

#### CITIZEN COMMENTS:

Paula Kaiser came forward representing Good News Gathering and stated that they had sent certified letters to Mr. Walker, Mr. Holt and Mayor Zink. They wanted to address some issues that they had encountered at the Skate Park including loitering, vandalism and some negative activity at the current location. She said that it had been mentioned that they would move to one of the tennis courts but the school said that they use those and then they were told it might be the Washington School property. She said before they put a lot of money into repairs, she would like to propose that it be moved to the lower parking lot of the Washington School property.

She said there was already some asphalt and a walking track there and it would be easily observable by law enforcement. It would be handicapped accessible from East North Street and it does not adjoin any business private properties. She said that it also had potential for expansion of a complete comprehensive city park on the east side of Hillsboro.

Ron Hennison said that the situation that they are in now is that they are fighting a losing battle because of the area that it is in. He said that they were hoping that council would let them move it and they could use some of the fence that is now around the Skate Park. He said they were looking at some different ramp materials; they can be made out of metal so they could be welded and they could eliminate screws. He knew that there was concern with young people riding their skate boards on city streets and he thought that could be eliminated if the park were moved. Maybe they could get some help from the Police Department to patrol the area.

Mr. Holt asked if Mr. Hennison thought the kids who are causing problems now would not go to the Washington School site. Mr. Hennison thought they would be less apt to because they could be seen more easily at the Washington site. Mr. Holt thought they would have

the same problems and he then asked how many kids would be there. Mr. Hennison said during the summer it would average 25-30 in a day. He said that many of the people there are not skate boarders and because it's somewhat isolated; the skate boarders are being bullied and they are spending money on repairs and not on improvements.

Mr. Walker said that until they decide what they are going to do with the property; they can't give them an answer. President Donley asked Street & Safety Committee and Property Maintenance & Restoration Committee to resolve this issue. He said that it would be put on next month's agenda for review try to have a more definite answer.

Terry Mikkelsen came forward stating that the television studio was not located where it was and wondered if it was accessible to the community and if the community could still have video edited or have a show on the TV. He was asking if that was going to be considered again in the future. Mayor Zink said that it probably wouldn't be until they had a building that was big enough to do that. He said they were constantly putting ads on and in the past they had had some complaints that they weren't getting on. Now they are immediately put on.

Mayor Zink said that they have cut a lot of expense by shutting off the utilities and it is now doing what it was intended to do. It was really not intended for shows. When it was first started it was to put on community announcements; that's why it was called Community TV.

#### COMMUNICATIONS FROM THE MAYOR:

Meetings attended this month:

March 3 - Finance Committee

March 5 - Utilities Committee

March 6 - Union Management Meeting

March 10 - Council Meeting

March 11 - Met with ODOT and County Engineer on the Hobart/Smith Road Project  
Uptown Merchants

March 13 - Utilities Committee

March 14 - CDBG Housing Commission

March 17 - Wedding

Utilities Committee

March 18 - Planning Commission

March 19 - Mayors for Meals at Greenfield

Utilities, Finance, Property & Maintenance Joint Committee meeting

March 20 - Chamber of Commerce Business After Hours

March 24 - Wedding

March 26 - Building Ohio Jobs in Chillicothe

Pre-bid meeting at Liberty Park on Grass Mowing

March 27 - Property & Maintenance Committee

Utilities Committee

March 28 - PIRC Meeting

March 31 - Met with VFW on the Memorial Day Parade

I don't know if you're all aware of HR 3359 which is now before US Congress Committee on Judiciary. If this bill would pass it would restrict cities and villages from collecting any earnings or income tax from anyone not working sixty days in a municipality. As you probably know, we have a lot of work done in Hillsboro by different folks such as subcontractors that do not spend sixty days in the city. I felt this would have a negative impact on our already stressed financial situation. Taking that into consideration; I've prepared a letter to several legislators in Congress from Ohio asking them to defeat Bill HR 3359 explaining the unfunded mandates already in effect by Federal and State legislation and the hardships this bill would have on cities and villages in Ohio. If anyone would like to review the complete text of the bill; I have it in my office with a listing of the jobs that would be affected by that bill.

Also received a call; I guess I need to ask Fred; from the motel owners and they knew that the legislation 2008-1 passed; and they wanted to know exactly when it would go into

effect. They needed a letter and I went over to the Tax Office and I know it has to be thirty days after publication. I guess I need to know exactly when that will be so I can let the Tax Office know in order to send them a firm date to avoid any confusion on them collecting the tax.

Mr. Beery replied, "Actually the Tax Commissioner asked me that same question. I gave her a response. So check with her, I'm sure she's furnishing that information."

#### **SAFETY-SERVICE DIRECTOR'S REPORT:**

The storm sewers, gutters and curbs are completed on the east side of North West Street. The contractors have started the west side of North West Street; preparing it. Our Water/Sewer Maintenance crew are in the process of moving about eighteen shut-off valves on the west side. I'm working with McCarty's to see what the cost would be to extend the curbs and gutters to Fenner Road and possibly look at repairing sidewalks in the area and all the way to North High Street.

The last thing that I would ask, Mr. President; is I would like to request that council goes into executive session at the end of council for employee relations and security issues.

#### **AUDITOR'S REPORT:**

You have before you this evening, my Year-to-Date Fund Report and my Year-to-Date Bank report. As you can see the balance column of the bank report balances with the unexpended balance column of the fund report as it should.

I have two pieces of legislation for you this evening. Both are related to donations. In each case the money has already been received, however; it exceeds the amount that has previously been appropriated in each case. Therefore, I request that council pass these two pieces of legislation this evening so that departments affected can make full use of the funds that are available to them.

That's all I have for you this evening, should you have any questions I'll be happy to answer them for you if I can. If there are no questions, then Mr. President I request a motion from council to accept the reports as provided. Mr. Koogler made a motion to accept the reports and Mr. Young seconded the motion. All members voted yea.

#### **HILLSBORO PLANNING COMMISSION- Mr. Young**

On March 18<sup>th</sup> the Hillsboro Planning Commission met. The first thing on the agenda was Tom Simons of the WODA Group. He informed the commission of their plans if their tax credit application was approved by the state. It would be a development off of Pea Ridge Road called Green Ridge. It was for single-family homes that would be leased for fifteen years. After the fifteen years the homes could then be sold. There would be a provision in the lease for that person who lived there to receive a discount towards the purchase of that house. The current value of those homes would be around \$130,000.

The next thing on the agenda was zoning of the Oak Leaf building on North West Street. A look at the current zoning shows that it is zoned Residential B. Mr. Yuellig, the owner of the property; said that the parcel had been rezoned; at least he thought it had been rezoned to Industrial when his business was started. A motion was made and approved to change the zoning to reflect the historic use of that property.

With nothing else; the meeting was adjourned.

#### **REPORT OF THE STANDING COMMITTEES- FINANCE COMMITTEE – Mr. Koogler, Chairman**

Finance met jointly with Property Maintenance and Restoration near the end of March. We went into executive session in regards to potential acquisition of property. That's the only business for Finance this past month. I have nothing new to report at this time.

#### **PROPERTY MAINTENANCE & RESTORATION-Mrs. Parr Chairman**

As Mr. Koogler said, we were in a joint meeting on March 19<sup>th</sup> which he already reported on. As of March 27, 2008; 5:00 p.m. Property Maintenance and Restoration Committee met in the Administration Building. It was called to order with all members present; David Shoemaker, Brian Waller and Bonnie Parr. Also present were council members Tim Young and John Levo, Mayor Dick Zink, Safety-Service Director Ralph Holt and Kirby Ellison.

First on our agenda was O'Reilly's Auto Parts, Inc. requesting A, B and C signs. C sign which will go out front would be a pylon sign and was okayed by Mr. Holt. The A and B signs had to go to committee. After discussion Mr. Shoemaker made a motion to have O'Reilly Auto Parts representative to correct the dimensions on sign A and the committee would okay this sign. The sign goes on the front of the store. The sign B would be denied. There was no second on this motion. Brian Waller asked to amend the motion and would make a motion to keep the sign A motion but also would like a variance to okay the B sign; seconded by Bonnie Parr. Votes were as follows: Brian Waller and Bonnie Parr, yes and David Shoemaker, no. Motion carried. The B sign will go on the north side of the building.

Second, the Cornerstone Assembly of God was requesting two signs. One sign was okayed by Mr. Holt but the second sign had to go to committee for a variance to put a sign on the west side of the church. Mr. Waller made a motion to okay the variance and Mr. Shoemaker seconded the motion with all members voting yea; motion carried.

Third was Mr. Holt had brought to the committee the concern from a resident who had called him about the back property line of the Washington School property. Mr. Shoemaker made a motion that the Law Director be consulted and that it be tabled by the committee. Mr. Waller seconded the motion and all members agreed.

Fourth on the agenda was Mr. Holt brought to the committee that Shell and Meyer Association Inc. will charge \$2500 to evaluate the Parker Hotel. I, Bonnie Parr asked who consumes the cost and Mr. Holt said the owner of the property.

Fifth on the agenda, Mr. Holt brought up a survey of the McDowell Street and Bus Garage property. Mr. Shoemaker made a motion to have them resurveyed and replatted. This was seconded by Brian Waller and motion carried.

This meeting was then adjourned- Bonnie Parr, Committee Chairman

At this time I ask the council to okay the committee's request on the McDowell and Bus Garage property for the resurvey. Motion by Mrs. Parr and seconded by Mr. Shoemaker with all members voting yea.

CIVIL SERVICE AND EMPLOYEE RELATIONS- Mr. Levo, Chairman  
No report.

STREET & SAFETY COMMITTEE- Mr. Walker, Chairman  
We had no meeting this month.

Mayor Zink said that he thought they would want a decision on the liquor license for First Stop. Mr. Walker said that it has never done any good for them to oppose it before. Mr. Beery said that they meant they would "stand mute". Mr. Walker put this in the form of a motion and Mr. Levo seconded the motion. All members voted yea.

UTILITIES COMMITTEE- Mr. Shoemaker, Chairman  
Utilities Committee met on March 13<sup>th</sup> and 17<sup>th</sup> and I will try to abbreviate each meeting that we had. March 13<sup>th</sup> and 17<sup>th</sup> was discussion on water and sewer rates and we answered questions of citizens. On the 17<sup>th</sup> we had a public forum where we invited the public to come in and ask questions and answered them accordingly.

March 27<sup>th</sup> we had a meeting and we recognized correspondence that was discussed from the Highland County Chamber of Commerce. Also on March 27<sup>th</sup> I failed to put in here and I caught it later, Tim Young made a motion and Bonnie Parr seconded it to go and

move forward with Scenario #1 which is rehabbing the existing site that we now have for our new Wastewater Treatment Plant.

The April 1<sup>st</sup> meeting we had more discussion on establishing water and sewer rates. April 2<sup>nd</sup> we had another meeting of the Utilities and discussion continued on establishing water and sewer rates. Tim Young moved and was seconded by Bonnie Parr to set sewer rates as you will find in the ordinances later on. All members voted in the affirmative. Bonnie Parr moved and seconded by Tim Young to set the water rates as you will find in the ordinance and all members voted in the affirmative.

April 11<sup>th</sup> we had another meeting. This was to draft ordinances that were presented and discussion continued on establishing water and sewer rates. Tim Young moved and seconded by Bonnie Parr to set the water, sewer and bulk water ordinances and recommend to council on April 14<sup>th</sup>. All members voted in the affirmative. You will also find all three of these ordinances in your packets.

That does

complete my committee report. I would like for the clerk to remove from the Utilities Committee: Qualifications for Hiring Consultants and also RCAP to be removed from the Utilities Committee. That completes my report.

Mr. Shoemaker thanked Bonnie Parr and Brian Waller for all of the work and diligence in attending meetings. President Donley said that he would also like thank Mr. Shoemaker for his chairing and service to the committee and getting the issue ready to go.

**ZONING AND ANNEXATION COMMITTEE-** Mr. Young, Chairman  
On April 2<sup>nd</sup> the Zoning and Annexation Committee held a brief meeting. Committee members present were Bonnie Parr and Tim Young. The only thing on the agenda was a request from the Ohio Department of Development to change some of the wording in our CRA ordinance number 2007-23. We did that with a vote of 2-0 to approve a small change in wording and we had planned to send that to council today, but late last week we had another phone call from the state and there is something else they want fixed in it so we will have another meeting and that point we will submit an amendment.

**COMMUNITY ENHANCEMENT COMMITTEE-** Mr. Waller, Chairman  
Nothing in that committee.

**UNFINISHED BUSINESS- None**

**PASSAGE OF ORDINANCES AND RESOLUTIONS- None**

**SECOND READING OF ORDINANCES AND RESOLUTIONS- None**

**FIRST READING OF ORDINANCES AND RESOLUTIONS-**

1. RES. 08-8 – A RESOLUTION TO INCREASE APPROPRIATIONS IN THE LIFE SQUAD- The clerk read the resolution in full for a first reading. Mr. Koogler made a motion to approve and adopt and Mr. Shoemaker seconded the motion. All members voted yea; resolution adopted.

2. RES. 08-9 – A RESOLUTION TO INCREASE APPROPRIATIONS IN THE RECREATION FUND- The clerk read the resolution in full for a first reading. Mr. Koogler made a motion to approve and adopt and Mrs. Parr seconded the motion. All members voted yea; resolution passed.

3. ORD. 2008-3 – AN ORDINANCE TO ADJUST THE RATES CHARGED FOR WATER USAGE- The clerk read the ordinance in full for a first reading.

4. ORD. 2008-4 – AN ORDINANCE TO ADJUST THE RATES CHARGED FOR SEWER USAGE- The clerk read the ordinance in full for a first reading.

5. ORD. 2008-5 – AN ORDINANCE TO AMEND THE BULK WATER PURCHASING RATES- The clerk read the ordinance in full for a first reading.

NEW BUSINESS:

Mr. Shoemaker made a motion to go into executive session to discuss employee relations and security issues. Mrs. Parr seconded the motion and all members voted yea. Executive session began at 7:58 p.m. Council came out of executive session at 8:20 p.m.

With no further business to come before the Council, Mr. Koogler made a motion to adjourn and Mrs. Parr seconded the motion with all members approving. Meeting adjourned.

---

Richard Donley, Council President

---

Beverly Brown, Clerk of Council