

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. Roderick Daniels, Mr. Lee Koogler, Mr. John Levo, Mrs. Bonnie Parr, Mr. Peter Pence and Mr. David Shoemaker, Mr. Brian Waller

ABSENT: None

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

The minutes of the July 13, 2009 meeting were accepted as presented.

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

PUBLIC REQUESTS: None

COMMUNICATIONS: None

CITIZEN COMMENTS:

Bill Horne came forward and stated that he had received a notice to take a sign down and he didn't know what he had done wrong. Mr. Holt explained that the ordinance stated that there were to be no temporary signs other than realtor's signs or political signs. Mr. Horne had stopped at the office but had not been given the ordinance in its entirety. Mr. Holt said if he would come in again that he would make sure he received the entire ordinance.

Mayor Zink said that there were seventeen different signs that people got calls on. He said they were cropping up all over town and there had been one in a residential area that he had seen for three or four weeks.

Rachelle Treftz president of the Uptown Business Association came forward and reiterated that they were strongly against increasing the limit on the handicapped parking.

#### **COMMUNICATIONS FROM THE MAYOR:**

Meetings I Attended:

- July 2 - Special council meeting
  - Opening of the Festival of the Bells
  - Also 3 weddings
- July 8 - Liability insurance meeting
- July 9 - Fire construction meeting
- July 13 - Budget Hearing
  - City council meeting
- July 14 - Department head meeting
  - Revolving Loan Committee
  - Uptown Merchants meeting
- July 15 - North West Street sewer construction meeting
  - Hospital informational meeting
- July 16 - Fire construction meeting
  - County Soil & Water management meeting
- July 18 - Wedding

July 21 – Wedding

July 23 – Fire construction meeting

July 27 – Wedding

I've only got a couple items tonight that I would like placed into committee. First would be a personnel question. We would like to talk with the Finance Committee on additional personnel for the Fire and EMS Department. We've had a discussion with the Auditor and a couple members of the department; the chief and the assistant chief and we've got some ideas that we would like to run by the Finance Committee of Council.

The other thing I've got is the new Fire Station. We have room in there for City Council meetings and I don't think anybody has addressed furnishing of the council room and a recording system for that room. If council intends to hold their meetings in the new building, it will probably be done around the end of November; we'll need to come up with a way to furnish the building.

The last thing is the new Police Station is now up and running and everybody seems to be well pleased with it. Again I would like to thank Ron Ward and his staff for allowing the Police Department to share the Justice Center in the three years that they allowed us to camp out here. That's the end of my report. Any questions?

Mr. Koogler said, "Mr. President, if the please the mayor and council, Finance would be happy to address both of those issues from the mayor and we'll do so in a meeting in the next couple weeks.

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

We have a CDBG project going on for John Street; we're replacing the concrete walk. The contractor will need to place some warning pavers at six locations there for citizens that are visually impaired. We also have two alleyways that need asphalt aprons placed to the street.

On the Fire House- We were about a week behind schedule last Thursday in our construction meeting. However, the contractor was sure that it would be back on schedule this week. Our schedule shows a completion date for the project in mid-November.

The Sewer Project on North West Street- The ten-inch pipe has been placed under the creek at the Fair Ground entrance. There is still a lot of work to do on the project. The contractor assured me today that the majority of the work will be completed this week. I will follow up on Friday.

Wastewater Treatment Plant- August 30<sup>th</sup> at 2:00 p.m. we will have the pre-bid meeting. It would be held at the County Administration Building in the large meeting room. The bid opening is scheduled for September 3<sup>rd</sup> at 2:00 p.m. at the County Administration Building in the large meeting room.

The ODOT Paving- Paving began today in Hillsboro on 247 and Muntz Street. Then they will finish on South Street and State Route 73. The contractor should be completed this week with all paving. However, they will be following up on the paving bringing the sewer manholes up to grade of the streets. I would like to apologize to the Press Gazette for giving them inaccurate information. The city's share of the paving is 20% of the construction. The city was required to pay for all of the engineering.

Liability Insurance- I would like for City Council to approve the mayor to contract with Wells Fargo through PEP, our Public Entities Pool of Ohio for liability insurance for the amount of \$85,976.39. This is a savings over last year's cost of \$12,377.56.

I appreciate your time and if you have any questions; please ask.

Mr. Shoemaker asked about the pre-bid meeting and Mr. Holt said it was August 20<sup>th</sup>. Mr. Levo questioned if Wells Fargo was undergoing financial difficulties through their

banking and wondered if that was going to affect the insurance in any way. Mr. Lewis said that it was two separate entities; insurance and finance. Mr. Levo said they were still under the same holding company. Mr. Lewis responded that there were two distinct differences there.

Mr. Koogler made a motion to accept Wells Fargo for the liability insurance and Mrs. Parr seconded the motion. All members of council voted yea; motion passed.

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

You have in your possession my Year-To-Date Bank Report and my Year-To-Date Fund Report and as expected the unexpended balance of the Fund Report balances with the balance of the Bank report.

I have two small pieces of legislation for you this evening. Last month I presented to you the city's Tax Budget that was submitted to the county's Tax Commission for approval. I did not have a resolution for Council to adopt a Tax Budget, therefore I have that resolution for your approval this evening.

The other item is to increase the appropriations in the Unclaimed Monies Trust Fund. We typically don't get claims made upon that fund, but last month we did have that occur. This increase gives me permission to act on that claim plus any other claims that may arise for the remainder of the year.

Now you also may have noticed a significant decrease in the tax revenues last month. This is due to the fact that the last day of the month fell on a Friday and payroll companies send in their payments on the last Friday of each month. Therefore, whenever that last day is on that Friday, you don't get it until the following month. As a result our receipts in September have already exceeded September of last year, so anything that we collect from here on out for...correction for August not September. Getting ahead of myself there, but anything that we receive in August from this point forward will be an increase from last year. So we're in good shape there, much more so than what it looked like at the end of the month.

That is all I have this evening. If there are no questions I would ask for a motion from the floor to accept my reports. Mr. Koogler made a motion to accept the reports and Mr. Daniels seconded the motion with all council members voting yea. Motion passed.

#### **HILLSORO PLANNING COMMISSION- None**

#### **REPORT OF THE STANDING COMMITTEES-**

##### **FINANCE COMMITTEE – Mr. Koogler, Chairman**

Finance did not meet this past month although I have kept in fairly regular contact with the auditor in regards to our financial situation. I wish to meet in regards to that situation here in the next couple weeks as well as to address the issues that have been placed in the committee this evening. I have already spoken with Mr. Levo; I think scheduling wise we're looking at about two weeks out and I will also get with Mr. Shoemaker to address a time as soon as possible. I have nothing further to report at this time.

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

I don't have anything at this time.

President Donley said that he saw one thing in the committee concerning a fence across from the fairgrounds. Mrs. Parr responded, "We discussed that and we kind of turned that over to Mr. Holt and he was going to check into it with the law director about doing something with that property down there."

##### **CIVIL SERVICE AND EMPLOYEE RELATIONS- Mr. Levo, Chairman**

Nothing to report

**STREET & SAFETY COMMITTEE- Mr. Levo, Chairman**

Street and Safety Committee did not meet during the month, however; I am making a request again tonight not to act upon the City Fire Code. That information came out just this afternoon. I have not even had a chance to review it and I feel that it is unfair to fellow council members as well as the citizens of Hillsboro to adopt something that hasn't been scrutinized by our committee.

**UTILITIES COMMITTEE- Mr. Shoemaker, Chairman**

Utilities Committee met on August 6, 2009 at the County Administration Building. Those in attendance were committee members Mrs. Parr, Mr. Waller and myself. Also attending were Mayor Zink, SSD Holt and Auditor Lewis.

It was suggested that the committee consider freezing sewer rates till January 1, 2010. Sewer rates are subject to an automatic rate increase of 28.5% on September 1, 2009 as set forth in Ordinance 2008-4. The reason for this suggestion was that the city is waiting on the outcome of the EDA grant. The committee understands that the EPA is now asking EDA to complete the grant so that the city may move forward on the Wastewater Treatment Plant project. As of this time the administration feels that there is more than six million dollars pledged to this project in grant money. Also in consideration is a pre-bid meeting that will take place on August 20<sup>th</sup> and the opening of bids for the Wastewater Treatment Plant will be held on September 3<sup>rd</sup>. With all the numbers intact the committee feels it will be able to give a decisive decision on future rates hopefully before January 1, 2010.

I spoke with Auditor Lewis about the potential freeze and he indicated that he was comfortable if the committee recommended the freeze. With that information Bonnie Parr moved and Brian Waller seconded a motion to freeze sewer rates till January 1, 2010. All members voted yea. I put a little side note here I forgot to put into the report; the water and bulk water rates will raise according to the respective ordinance on September 1<sup>st</sup>. So they will go ahead and raise as they are already put into the ordinance.

In other matters of interest to the committee, Mr. Holt reported that Brandon Leeth reported that the work of replacement of sewer lines on the south end of town has had "fantastic results" at the plant and the South Lift Station.

Mr. Holt reported on the North West Street Sewer Project stating it is to be done before the fair. Respectfully Submitted by Dave Shoemaker, Utilities Chairman.

At this time Mr. President if no one has any questions I ask for a motion to accept this report. Mr. Levo made a motion to accept the report and Mr. Waller seconded the report with all members voting yea. Motion passed.

**ZONING AND ANNEXATION COMMITTEE- Mr. Daniels, Chairman**

Nothing in the committee at this time.

**COMMUNITY ENHANCEMENT COMMITTEE- Mr. Waller, Chairman**

No meeting this month.

**UNFINISHED BUSINESS- None**

**PASSAGE OF ORDINANCES AND RESOLUTIONS-**

1. ORD. 2009-4 – AN ORDINANCE TO AMEND PARKING REGULATIONS IN THE BUSINESS DISTRICT- The Clerk read the ordinance by title only for a third reading. Mr. Shoemaker made a motion to approve and adopt and Mr. Levo seconded the motion. All members voted yea except Mr. Koogler who voted nay; ordinance adopted.

**SECOND READING OF ORDINANCES AND RESOLUTIONS-**

1. RES. 09-40 – A RESOLUTION TO SET HOURS OF OPERATION FOR LIBERTY PARK- The clerk read the resolution by title only for a second reading.

**FIRST READING OF ORDINANCES AND RESOLUTIONS-**

1. RES. 09-42 – A RESOLUTION TO ADOPT A PROPOSED 2010 BUDGET FOR THE CITY OF HILLSBORO AS SET FORTH IN THE ATTACHED EXHIBIT- 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. 09-43 – A RESOLUTION TO INCREASE APPROPRIATIONS IN THE UNCLAIMED MONIES TRUST FUND- 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.

3. RES. 09-44 – A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF HILLSBORO, OHIO TO FILE AN APPLICATION TO THE STATE OF OHIO, TO PARTICIPATE IN THE COMMUNITY DEVELOPMENT BLOCK GRANT WATER AND SEWER COMPETITIVE GRANT PROGRAM AND DECLARING AN EMERGENCY- The clerk read the resolution in full for a first reading. Mr. Koogler made a motion to suspend the three-reading rule and Mrs. Parr seconded the motion with all members voting yea. Mr. Shoemaker made a motion to adopt the resolution and Mr. Koogler seconded the motion. All members of council voted yea; resolution adopted.

4. RES. 09-45 – A RESOLUTION AUTHORIZING THE MAYOR TO CONTRACT FOR ADDITIONAL INSPECTION SERVICES- The clerk read the resolution in full for a first reading. Mr. Koogler asked Mr. Beery if since they contracted under the twenty-five thousand to avoid having to bid out; if they increase the rate would they run into an issue?

Mr. Beery said that they were already in the middle of the contract and they find now that the hours are insufficient and they need a change order. Yes, they avoided the bid but that didn't stop them from running into problems that caused them to have to go ahead and get an additional amount contracted so as long as it wasn't an effort to avoid the bidding rules; you certainly have the authority to authorize additional amounts that may be needed after the fact.

Mr. Holt said, "For council's information; it's another \$5,501. Now this inspector has saved us tremendously more than \$5,501 just by him being on the job and having things done correctly and corrected while on site. You need to know that before you make a decision. I would like for you to consider passing this this evening so we can get this gentleman paid."

No one made a motion so the resolution had its first reading.

**NEW BUSINESS:**

With no further business to come before the Council, Mr. Koogler made a motion to adjourn and Mr. Shoemaker seconded the motion with all members present voting yea. Meeting adjourned.

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Richard Donley, Council President

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Beverly Brown, Clerk of Council