

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. John Levo, Mrs. Bonnie Parr, Mr. David Shoemaker, Mr. Brian Waller and Mr. Tim Young

ABSENT: Mr. Lee Koogler

Mr. Koogler had the flu and Mr. Levo made a motion to excuse him from the meeting. Mr. Shoemaker seconded the motion and all members present voted yea.

Mr. Lewis led the assembly in prayer followed by Mayor Zink leading in the "Pledge of Allegiance". The minutes of the January 12, 2009 meeting were accepted as presented.

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

PUBLIC REQUESTS: None

COMMUNICATIONS: None

CITIZEN COMMENTS:

1. Josh Bishop said that he would like to have his property rezoned. The property is 834 West Main Street. It is currently zoned Residential "A" and he would like to have it rezoned to Business "C". He said he would like to put in senior housing or storage units. President Donley told him that he needed to contact Mrs. Brown to get on the Planning Commission agenda as that was where the process would begin.

2. Mary Brown Turner said that she would like to call attention to the little Wesleyan-Methodist Church at 230 North East Street. She said that it had been in her possession for seven years; called on the title "Place for Grace" and now called "Resurrected Truth". It's occupied by people who live in the community; it is doing well and she appreciated the fact that you can look at it and know that is being kept-up.

She said that she did have a consideration that she would like to be considered. They are in need of guaranteed parking space. She said that they had been using the parking area that was planned for the school on Sundays and Wednesdays. She said that more and more people were coming to church and she wanted the area known as the tennis court to be possibly considered as a parking area and they would need an exit. She said that she had had it "walked-off" and was having an assessment put on paper so that it can be given consideration in whatever committee will look into that.

3. Kay Burns came forward to bring attention to the Catholic Church's music program that had been in place since December 22nd. She said that she had spoken with Father Michael on three different occasions regarding the loudness and frequency and the amount of songs played each time. She said that he had assured her that they were going to turn things down, shorten the length of time, cut out some of the songs; especially on weekends.

She said for those that live and work within hearing range (1 mile); it is anything but soothing. She said that she would like the city to enforce their noise ordinance. President Donley said that Mr. Holt would look into the situation. Mayor Zink said that he had talked to the Father the previous week and had discussed this and was told that it would be turned down. Chief Thompson has also talked to the priest.

COMMUNICATIONS FROM THE MAYOR:

Meetings I attended in January:

January 9 - Property & Maintenance Committee meeting
January 12 – City Council meeting
January 13 – Department Head meeting
 Hillsboro Uptown Merchants meeting
January 20 – Proclamation for the Catholic School Week
 Joint Finance/Property Maintenance Committee meeting
 Planning Commission meeting
 Wedding
January 23 – Meeting with DEFA on Wastewater Treatment Plant
January 28 – Public Hearing
January 29 – Construction meeting on the Police Department

January has been a very hard month on our salt supply due to snow and ice conditions. I think our streets were kept in very good shape considering the amount of snow and ice that had to be dealt with during the month.

I would like to address some of the questions that we received during the last heavy snowfall. First, our Street Department employees worked 12-hour shifts for four days during the snow. I appreciate the understanding of most of the residents, however; some don't understand that the department plows snow and does not open driveways. This is up to the person to open their own driveway. I did receive several compliments by local residents that had traveled to other cities in our area where the streets had not even been plowed.

Next I would like to compliment our City Auditor, Mr. Lewis; on the many hours and hard work put into coming up with a balanced budget for 2009. We've all spent a lot of time in working this out. It is a "tight" budget and we will do what we have to to make it work. I'm sure with the cooperation of the department heads it will, however; the constant monitoring of our cash-flow is imperative to address any unforeseen dips in revenue.

Another issue that we've had questions on is the Route 247 project. The headwall is in and the last issue is guardrails which should be complete in the next few days.

As the snow melts the street crew will be picking up fallen limbs. Anyone having limbs down should move them to the curb and I ask not to put them in the street, but right along the curb. The crew will run the same route as they ran picking-up leaves as time allows. This will not include brush that has been cut and left laying for a period of time. Just debris from our recent ice and snow covering. The street crew did try last week to pick up some of these limbs that were down and they were all frozen to the ground so they had to pull off of it and wait until this thaws. They should be able to get started on it right away.

We've had two construction meetings with the architect and contractors on the remodeling of the police building. Everything is moving on schedule and without any unforeseen problems, the building should be ready by late May or early June. Are there any questions?

SAFETY-SERVICE DIRECTOR'S REPORT:

In 2008 Chief Thompson and I contacted Ms. Kim Fairley the owner of the storage building and property behind the location of our new police station. I talked to Ms Fairley about leasing that property to the city of Hillsboro for storage for the police building. The new station has about half the square-footage for storage as the original building. Ms. Fairley is willing to lease the building and property on a two-year lease at \$6,000 per year.

Mr. President, I would appreciate is you would put this in committee for council to discuss.

On February 5th at 10:00 a.m. we opened the bids for the Liberty Park farm cash rent. We had three bidders. Mark/Philip Baldwin bid \$16,000, Vance Farms bid \$15,050 and Marvin Larrick bid \$7,864. I am requesting the approval of council to accept the bid from Mark and Philip Baldwin for \$16,000 for the 2009 season.

You should all have a copy of a resolution/ordinance that was sent to us from the Ohio Department of Transportation. What this is basically it's a contract with the State to provide our sodium chloride rock salt for 2009/2010 season. By signing this contract they will provide it, however; and we kind of discussed it today; the issue is there is no price per ton on it. We won't know the price per ton until probably October or November of this year. The reason I brought it up tonight is because it's due to be sent in; it's got to be in the State's hands by February 27th in order to contract with them. However, there is no price-per-ton so I don't know what council would like to do. We've contacted Cargill, the company that we purchase salt from, today. They told us they couldn't guarantee us delivery of salt for next year and they couldn't dictate a price to us. I guess I need council to think about this. The issue I don't have a clue on is what the cost-per-ton is going to be from either entity; the State or Cargill.

President Donley asked what we had to pay this year and Mayor Zink said it was \$78 and last year it had been \$54. Mayor Zink said it was a gamble any way you go but he said that we had paid \$78 a ton and the State sold it for \$103 a ton and when he figured what we purchased this year it would have cost an additional \$20,000 to get it from the State. Do we go with the State and be sure that we're going to get it and gamble on the price or do we wait to see what Cargill will do and go with what we had last year. He said that he didn't have the answer.

There was additional discussion on this situation and Mr. Levo said that he had seen where Evans Landscaping had entered the bulk salt business and they get salt in by railcar. Mr. Shoemaker made a motion to allow Steve Pence and Mr. Holt to investigate this further and if we have to have an additional meeting to make the decision on this then we'll just have to do that. Let's investigate all avenues before we make a decision. Mrs. Parr seconded the motion and all members present voted yea; motion passed.

The lease of the Fairley building was put into Finance Committee and Property & Maintenance Committees. Mr. Levo made a motion to approve the lease of the city parkland for farm purposes to the Baldwin brothers. Mr. Waller seconded the motion and all members present voted yea; motion passed.

AUDITOR'S REPORT:

You have before you this evening my Year-to-Date Fund report and my Year-to-Date Bank report and note that the bank balance matches the unexpended balance as it should.

Legislation that I have prepared this evening is as follows: the Annual Appropriation Ordinance, the annual transfer resolution from the Water Revenue Fund to other Water Funds, the annual transfer resolution from the Sewer Revenue Fund to other Sewer Funds, the annual transfer resolution from the General Fund to other funds supported by the General Fund and finally a resolution that transfers the petty cash kept in the Water/Sewer office to the Auditor's office.

I would like to note that the Mayor's office has worked diligently with my office in order to work out a permanent budget for this year. As the Mayor has noted it is going to be a very "tight" budget and we're going to keep very close tabs on that. If we need to do any readjusting we'll certainly let Council and let the Mayor's office know as soon as possible so that we can take prompt action on that.

That's all I have this evening. If there are no questions I ask for a motion from the floor to accept my reports. Mrs. Parr made a motion to accept the report and Mr. Waller seconded the motion with all members present voting yea. Reports accepted.

HILLSORO PLANNING COMMISSION- Mr. Young

On January 20, 2009 the Hillsboro Planning Commission held their annual meeting for the election of officers. Mr. Smith will remain as the chairman of the commission and Mr. Lowell will be vice-chairman.

REPORT OF THE STANDING COMMITTEES-

FINANCE COMMITTEE – Mr. Koogler, Chairman

In the absence of Mr. Koogler, Mr. Levo stated that the Finance Committee did meet twice during the month in regards to the proposed budget. He said that he did want to commend Mr. Lewis, administration and the department heads for the diligent work that they did to work through a very tight proposal budget. It was the recommendation of the Finance Committee to support the proposed budget for the 2009 year.

PROPERTY MAINTENANCE & RESTORATION-Mrs. Parr Chairman

I don't have anything at this time.

CIVIL SERVICE AND EMPLOYEE RELATIONS- Mr. Levo, Chairman

We met prior to this evening's council meeting to address an issue in the employee handbook concerning the sick time donation and that is going to be a continuation for further investigation.

STREET & SAFETY COMMITTEE- Mr. Levo, Chairman

The Street & Safety Committee did not meet during the month, however; if you will note in your agenda, there are two items in committee that I would like to request tonight to be withdrawn, the Street Department labor shortage and the meeting with the County Engineer. The Street Department labor shortage is kind of a moot point because of the budget constraints for the coming year. The County Engineer has been met with by various members of Administration and I believe even yourself so I would like to request that those two items to be withdrawn from the committee.

UTILITIES COMMITTEE- Mr. Shoemaker, Chairman

The committee did not meet this month at all although I did sit down on a number of occasions with Mr. Lewis and addressed the budget issues through the utilities. Looking at the budget issues that we have before us tonight that he went over, I find that he took the money for the increases of utilities and divvied them up among the funds that need to be started; the Emergency Fund, the Infrastructure Fund and so on and so forth and he did do his best job to do that. So we do appreciate Gary that you did take that time to get that money allotted to those funds and get them started. That's all the Utilities has at this time.

ZONING AND ANNEXATION COMMITTEE- Mr. Young, Chairman

No meeting this month.

COMMUNITY ENHANCEMENT COMMITTEE- Mr. Waller, Chairman

No meeting this month.

UNFINISHED BUSINESS- None

PASSAGE OF ORDINANCES AND RESOLUTIONS-

1. RES. 08-46 – A RESOLUTION ADOPTING AN IDENTITY THEFT POLICY- The clerk read the resolution by title only for a third reading. Mr. Levo made a motion to accept the resolution and Mr. Waller seconded the motion. All members present voted yea; resolution adopted.

SECOND READING OF ORDINANCES AND RESOLUTIONS- None

FIRST READING OF ORDINANCES AND RESOLUTIONS-

1. ORD. 2009-1 - AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES DURING THE FISCAL YEAR ENDING DECEMBER 31, 2009- The clerk read the ordinance in full for a first reading. Mr. Daniels made a motion to suspend the three-reading rule and Mrs. Parr seconded the motion with all members voting yea. Mr.

Levo made a motion to pass the ordinance and Mr. Waller seconded the motion with all members present voting yea; ordinance adopted.

2. RES. 09-6 – A RESOLUTION TO AMEND THE POLICY GOVERNING THE USE OF CITY CONTROLLED PETTY CASH- The clerk read the resolution in full for a first reading. Mr. Shoemaker made a motion to adopt the resolution and Mr. Waller seconded the motion. All members present voting yea; resolution passed.

3. RES. 09-7 - A RESOLUTION TO TRANSFER FUNDS FROM THE GENERAL FUND TO OTHER FUND ACCOUNTS WITHIN THE CITY- The clerk read the resolution in full for a first reading. Mr. Parr made a motion to adopt the resolution and Mr. Shoemaker seconded the motion with all members present voting yea. Resolution passed.

4. RES. 09-8 - A RESOLUTION TO TRANSFER FUNDS FROM THE WATER REVENUE FUND TO OTHER WATER FUNDS WITHIN THE CITY- The clerk read the resolution in full for a first reading. Mr. Shoemaker made a motion to accept the resolution and Mrs. Parr seconded the motion. All members present voted yea; resolution adopted.

5. RES. 09-9 – A RESOLUTION TO TRANSFER FUNDS FROM THE SEWER REVENUE FUND TO OTHER SEWER FUNDS WITHIN THE CITY- The clerk read the resolution in full for a first reading. Mr. Shoemaker made a motion to accept the resolution and Mrs. Parr seconded the motion with all members present voted yea. Resolution passed.

6. RES. 09-10 – A RESOLUTION ENACTED BY THE CITY OF HILLSBORO OF HIGHLAND COUNTY, OHIO HEREINAFTER REFERRED TO AS THE LOCAL PUBLIC AGENCY IN THE MATTER OF THE STATED DESCRIBED PROJECT- The clerk read the resolution in full for a first reading. Mr. Shoemaker made a motion to suspend the three-reading rule and Mrs. Parr seconded the motion with all members present voted yea. Mrs. Parr made a motion to accept the resolution and Mr. Levo seconded the motion. All members present voted yea; resolution adopted.

7. RES. 09-11 – A RESOLUTION AUTHORIZING THE MAYOR OF HILLSBORO TO APPLY FOR, ACCEPT, AND ENTER INTO A WATER POLLUTION CONTROL LOAN FUND AGREEMENT ON BEHALF OF THE CITY OF HILLSBORO OF HIGHLAND COUNTY, OHIO FOR PLANNING, DESIGN AND/OR CONSTRUCTION OF WASTEWATER FACILITIES; AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN- The clerk read the resolution in full for a first reading. Mr. Shoemaker made a motion to suspend the three-reading rule and Mrs. Parr seconded the motion and all members present voted yea. Mr. Shoemaker then made a motion to adopt the resolution and Mrs. Parr seconded the motion. All members present voted yea; resolution passed.

NEW BUSINESS: None

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

Richard Donley, Council President

Beverly Brown, Clerk of Council