

PLEASANT HILL VILLAGE COUNCIL REGULAR MEETING

July 9TH, 2007

MINUTES

Mayor Gary Johnston called the meeting to order at 7:07pm. Roll Call: Ronald "Bud" Perry, Bob Sollmann, John Schultz, Rick Baker, Donna Favorite, and Melinda Clark all present. Others present were Richard "Dick" and Norma Holsinger, Jeff Derksen Service Superintendent, Gary Johnston Mayor, Paul Wagner Solicitor, Tony Fessler Fiscal Officer, Debbie Cress Income Tax Administrator, Deputy R. Manns from the Sheriff's Department and Brian May from Fanning and Howey Engineering. Tom Bohlander, owner of the property at the southwest corner of High and Main Street, arrived later.

Donna moved to approve the June 11th, 2007 regular meeting minutes, seconded by Rick. Roll Call: Donna, Rick, Melinda, John, Bob and Bud all yes. Motion carried. Donna moved to approve the June 28th, 2007 special meeting, seconded by Rick. Roll Call: Donna, Rick, Melinda, John, Bob and Bud all yes. Motion carried.

There were no Citizens Comments at this time.

Reports:

Sheriff Deputy Mann was present to hear any comments from Council. Bob asked for the Deputies to encourage bicycle riders to ride on the correct side of the streets. Donna asked for the corner of Main Street and West High Street to be patrolled more often for the noise and alcohol consumption in that area. Bob believes that it is already occurring and the problem seems to have been reduced. John reported that he has heard concerns about the speed of traffic going east of the Village in the mornings. Bud asked that the curfew for children be checked out and enforced.

Brian May from Fanning and Howey informed the Village Council of his background and experience with Fanning and Howey since 1999. Brian presented the Engineering Agreement for Phase 1 of the Monument Street / West State Route 718 Reconstruction for Council approval. Melinda moved to authorize the Mayor to sign Fanning and Howey Engineering Bid for \$78,000.00 on Phase 1 of the Monument Street / West State Route 718 project (\$16,500.00 was previously contracted and \$10,000.00 of that amount has already been

paid), seconded by Donna. Roll Call: Melinda, Donna, Rick, John, Bob and Bud all yes. Motion carried. The Mayor proceeded to sign the contract agreements. Brian reported that they are working on the Ohio Public Works Commission (OPWC) application for Phase 2 of the project, which is from State Route 48 to the east end of town. Brian also checked with ODOT and the width of the street is to be between 42 and 48 feet.

Department Reports:

Jeff Derksen, Service Superintendent, reported that he received several favorable comments about the Flags around the Village. The new bed has been installed on the dump truck and it should be back in the Village by the end of the week. Jeff reported that with the cooperation of Larry Morton, Supervisor of the Community Service Projects, they will be painting the fire hydrants and curbs in the next few weeks. Council congratulated Jeff on obtaining his Class 1 Wastewater Operator's License.

Gary Johnston, Mayor, shared with all present about the progress of the reverse 911 emergency warning system and how individuals can have their cell phones registered with the system.

Paul Wagner, Village Solicitor, stated he had sent out two notices for individuals to comply with Ordinance 990 or court proceedings will begin. Tom Bohlander explained to Village Council the following scenarios. He has tried to sell it without any success because the third floor is useless. He hasn't been able to find anyone to hand paint his building due to the height. The companies who can spray paint his building will not do it in the Village because of the overspray and drifting liability. Paul proceeded to explain the court process for those individuals who have not shown an acceptable effort to be in compliance with Ordinance 990. Tom stated that he can't afford to do anything else at this time. Paul explained that many other landowners have been able to comply and that Tom is one of only two property owners at this time not in compliance. Donna informed Tom that he could contact Jim Hill, at the County Offices, and he could help him with possible funding sources. The Mayor told Tom he wanted a plan and a time period for the Village stating when and how Tom was going to comply with the Ordinance by the next Council meeting. Paul and Village Council agreed to hold up on Court proceedings on Tom until after the August 13, 2007 Village Council meeting. John told Tom he will try to provide Tom with possible contractors who will be willing to paint Tom's property. Paul will proceed to take the other property owner, John Marchal, to Court.

Paul reported on his discussions with Terry and Jane Cotrell and they seem to be waiting on the contract to purchase the property at 2 North Main Street and everything looks good. Melinda asked Council to consider putting an EPA clause on the contract which would require an EPA inspection. After much discussion Melinda moved to authorize the Mayor to sign the purchase contract with the Cotrell's with a level 1 EPA inspection with the Village paying for the inspection. The motion died for a lack of a second. Bob moved to authorize the Mayor to sign the purchase contract with the Cotrell's without an EPA inspection, seconded by John. Roll Call: Bob, John, Bud, Rick and Donna all yes, Melinda no. Motion carried 5-1.

Sketches drawn by resident Marcus Miller showing how the Monument at the intersection of Monument and Main Street could look if it was moved to the 2 North Main Street location that the Village is expecting to buy was presented to Council. The drawings included additional parking and landscaping. Marcus had also listed several goals that could be accomplished if the Monument was placed on the lot which included additional memorials for veterans and it allows the public to view the Monument up close without the safety concerns of traffic in the middle of the Street. Bob will check with Marcus Miller to see if he would let the Village display his sketches at the Library for the public to view. Also, Bob will ask Marcus if he would sketch a drawing of what the building at 2 North Main Street would look like if it is restored to its original structure as an alternative for the residents to consider.

Ordinances and Resolutions:

John presented the Community Tree Committee's Ordinance recommendation and explained its pro's and con's. John moved the First Reading by Title of Ordinance 1027 Establishing a Tree Commission, seconded by Melinda. Roll Call: John, Melinda, Donna and Rick all yes, Bob and Bud both no. Motion carried 4-2.

Rick moved the Third Reading of Ordinance 1025 Setting Forth the Rules for the Operation of the Pleasant Hill Cemetery, as corrected by stating the shepherd's hooks must be abutting the monument foundation, seconded by Bud. Melinda felt that the wording could read 2 hooks instead of 2 shepherd's poles with 1 hook. After much discussion Roll call: Rick, Bud, Bob, John and Donna all yes, Melinda no. Motion carried 5-1. John moved to adopt Ordinance 1025 Setting Forth the Rules for the Operation of the Pleasant Hill

Cemetery, seconded by Bob. Roll Call: John, Bob, Bud, Rick and Donna all yes, Melinda no. Motion carried 5-1.

Rick moved the Third Reading of Ordinance 1026 Repealing of Ordinance 997, seconded by Donna. Roll call: Rick, Donna, Melinda, John, Bob and Bud all yes. Motion carried. Bob moved to adopt Ordinance 1026 Repealing of Ordinance 997, seconded by Bud. Roll Call: Bob, Bud, John, Rick, Donna and Melinda all yes. Motion carried.

Bob moved Resolution 2007-04 to Adopt the Annual Budget for Fiscal Year 2008 as presented, seconded by John. Roll Call: Bob, John, Bud, Rick, Donna and Melinda all yes. Motion carried.

John moved the First Reading of Ordinance 1028 Granting a Gas Franchise for 25 years with Vectren Energy and Indiana Gas Company, seconded by Donna. Roll Call: John, Donna, Melinda, Rick, Bob and Bud all yes. Motion carried.

New Business:

Council was informed that the current street lighting agreement with DPL Energy expires on December 31, 2007 and a new four year agreement was presented that will expire on December 31, 2011. The new rates are the same as our current rates for the existing lighting. After 2008 installation charges can increase but cannot exceed the increase of the Consumer Price Index.

Pleasant Hill Board of Public Affairs (BPA), at their June meeting, is recommending to Village Council that Jeff Derksen receive an increase, retroactive to June 23, 2007, of \$2.00 per hour since he obtained his Class 1 Wastewater Operations License. The increase is in accordance with the Finance Committee recommendation, recorded in the October 31, 2006 minutes. Donna moved to concur with BPA's recommendation for Jeff Derksen to receive a \$2.00 per hour increase retroactive to June 23, 2007, seconded by John. Roll Call: Donna, John, Bob, Bud, Melinda and Rick all yes. Motion carried.

Melinda moved to approve payment of the bills, other than warrants 3707 and 3721, seconded by Donna. Roll call: Melinda, Donna, Rick, John, Bob and Bud all yes. Motion carried.

Melinda moved to pay warrants 3707 and 3721 for Bud's Sharpening, seconded by Rick. Roll call: Melinda, Rick, Donna, John and Bob all yes and Bud abstained. Motion carried.

Melinda moved to adjourn, seconded by Bud. Roll Call: Melinda, Bud, Bob, John, Rick, and Donna all yes. Motion carried. Meeting adjourned at 9:50pm.

Mayor/ Gary Johnston

Fiscal Officer/Tony Fessler