

PLEASANT HILL VILLAGE COUNCIL REGULAR

May 12, 2008

Mayor Gary Johnston called the regular meeting to order at 7:00 p.m. Roll call: Melinda Clark – absent, as notified at the April 14 meeting; Donna Favorite – present; John Schultz – present; Robert “Bob” Sollmann – present; Rick Baker – present; Ronald “Bud” Perry – present. Others present were Dean Schauer; Miami County Deputy Richard Manns; Brian May from Fanning/Howey Engineering; Jeff Derksen, Service Superintendent; Gary Johnston, Mayor; Paul Wagner, Solicitor; Debbie Cress, Fiscal Officer.

Donna made a motion to approve the minutes of the April 14, 2008 regular meeting and the April 28, 2008 workshop meeting, seconded by John. Roll Call: Donna – yes; John – yes; Bob – yes; Rick – yes; Bud – yes. Motion carried.

Miami County Sheriff’s Department Report: Deputy Mann reported that the Sheriff’s Department is issuing citations for driving on closed roads for pass through traffic on W SR718.

Citizens’ Comments:

Dean Schauer, representing the VFW, invited the Mayor and Council to be in the Memorial Day parade and made Council aware of the different parade route required because of the W SR718 construction.

Brian May, Fanning/Howey Engineering, presented change order #1 for \$17,178, document 00516, of which \$10,086 is for limestone removal in excess of the amount in the bid specifications. Brian said more limestone removal than expected was involved in bringing the storm sewer up past the cemetery and in installing the water lines. Council asked if he can estimate how much more stone will need to be removed; Brian said that it is hit and miss, and this change order doesn’t include any limestone removal required during the last two weeks of water line installation. Gary stated that based on his examination of the maps and plans, he thinks most of it has been removed. John made a motion to accept change order #1; seconded by Bud. Roll call: John – yes; Bud – yes; Rick – yes; Bob – yes; Donna – yes. Motion carried. Brian presented payment application #2 for Finrock Construction, and noted that \$75,742.74 is being submitted to OPWC and \$26,612.32 to CDBG for a total of \$102,355.06 (invoice amount of \$111,255.50 minus the 8% retainage of \$8,900.54). Donna made a motion to approve payment of \$102,355.06 as requested by Brian; Rick seconded. Roll call: Donna – yes; Rick – yes; Bud – yes; Bob – yes; John – yes. Motion carried. Brian requested that Gary and Debbie sign the OPWC payment application, disbursement request number 3. Gary also signed documents 00518 Application for Payment, 00516 Change Order Number 1, and State of Ohio DOT Report of Payments to EDGE Contractors Invoice Number 1. Brian provided copies of Finrock Construction’s certified payroll reports since the start of the project.

Brian and Council reviewed the proposed parking lot drawing. Council and Brian agreed on the parking lot design changes; Council instructed Brian to prepare specifications and plans to be ready for bid. Gary reported that no one had bid on the Library air conditioner project, so this item will be added to the building/parking lot bid package.

Gary reported that the street lighting has to be bid; Nikki confirmed that anything over \$2,000 has to be bid out. Council reviewed information that Miami Valley Lighting had provided Melinda, with a copy provided to Brian. Council instructed Brian to prepare a bid package for purchase and installation of the street lights.

Gary requested that Council make a decision about assessments on E SR718. Debbie had provided to Council that one half of the estimated sidewalk cost for E SR718 is \$28,512; and stated that she does not know how many people would qualify for low income assistance on E SR718. Brian asked to clarify that the low income assistance was offered on W SR718 because of the CDBG funding, this is not required on E SR718 because there is no CDBG funding. Bob made a motion to take care of the people on E SR718 the same as was done on W SR718 by paying for one half of the sidewalks and not charging residents who demonstrate low income status;

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Bud seconded. Roll call: Bob – yes; Bud – yes; Donna – yes; John – yes; Rick – yes. Motion carried.

Council discussed the invoice copy dropped off by the Summer Rec League. Council requested that Debbie provide them the amount that was paid last year. Consensus was to not take any action unless a representative attends a meeting or provides a written request.

Department reports:

Service Superintendent: Jeff reported that they have been cleaning up around town in preparation for Memorial Day. Council, Gary, and Jeff discussed the recent water shutdown problems due to work on W SR718 and indicated that there will be at least one more Village wide shutdown, probably for one half day; Jeff was instructed that planned shutdowns be scheduled at least a week in advance so residents and businesses have adequate notice. Jeff reported that BPA has requested that he investigate purchase of a digital camera, and would like Council to participate in the purchase; he is to get back to Council with the cost.

Debbie reported that Stan Fessler had requested that Council be made aware that Steve Gibson is asking for some relief on his assessment because of damage to his driveway approach several years ago when a fire hydrant was installed.

Committee Reports:

Community Recreation Board: In Melinda's absence, Gary reported that the purchase of the land has not been completed due to the property owners' refusal to sign the paperwork, based on the survey not being as many acres as they had expected. It was noted that it is expected they will have to sign because the contract they signed specified a price per acre, not a lot price. Responsibility for management of the park was discussed. Gary assured Council that they have two years, until approximately October 2009, to spend their grant funds.

Ordinances and Resolutions:

Resolution 2008-01 Public Records and Travel Policy. Gary noted that Council members had received drafts for public records and travel policies prior to the April 28 workshop meeting, where he had requested comments, suggestions, and/or changes. Donna made a motion to adopt the recommended public records policy as well as the travel policy; John seconded. Council asked Paul's opinion on whether these could be adopted on the same resolution; he expressed this was all right for resolutions; ordinances are required to be single issues. Roll call: Donna – yes; John – yes; Bob – yes; Rick – yes; Bud – yes. Motion carried.

Ordinance 1035 – Donna made a motion for the third reading of Ordinance 1035 Ordinance Repealing Ordinance 1027; Bud seconded. Roll call: Donna – yes; Bud – yes; Rick – yes; Bob – yes; John – yes. Motion carried. Donna made a motion to adopt Ordinance 1035 Ordinance Repealing Ordinance 1027; Bob seconded. Roll call: Donna – yes; Bob – yes; John – yes; Rick – yes; Bud – yes. Motion carried.

Resolution 2008-05 Resolution Declaring Necessity for Improvement - E SR718 – Rick made a motion to adopt Resolution 2008-05 Resolution Declaring Necessity for Improvement - E SR718; Donna seconded. Roll call: Rick – yes; Donna – yes; John – yes; Bob – yes; Bud – yes. Motion carried.

Resolution 2008-04 2008 Appropriation Line Item Changes by Fund – John made a motion to adopt Resolution 2008-04 2008 Appropriation Line Item Changes by Fund; Bob seconded. Roll call: John – yes; Bob – yes; Donna – yes; Bud – yes; Rick – yes. Motion carried.

Old Business:

Workshop Items:

Gary and Council discussed the parking restriction situation at Jackson's Funeral Home, with members expressing different opinions. Bud asked the status of ordinances with Mayor's Court provisions; Gary responded that they are invalid in Miami County Courts, but they are still on Pleasant Hill's books, and to clean it up, the old ordinance needs to be abolished. John made a motion proposing an ordinance and the first reading by title to repeal the previous ordinance and adopt an ordinance

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keeping two hour parking for the Main and Monument streets area where signs are now; Rick seconded. Roll call: John – yes; Rick – yes; Bud – no; Bob – no; Donna – no. Motion not passed. Ordinance 1036 – Restricted Parking on Monument St – Donna made a motion for the first reading by title of Ordinance 1036 – Restricted Parking on Monument St and repeal the previous ordinance for restricted parking on Main and Monument streets; Bob seconded. Roll call: Donna – yes; Bob – yes; John – yes; Rick – yes; Bud – no. Motion carried.

Ordinance 1037 Fence Ordinance – Bud made a motion for the first reading by title of Ordinance 1037 Fence Ordinance to repeal Ordinance 904 and adopt a new fence ordinance; Bob seconded. Roll call: Bud – yes; Bob – yes; Donna – yes; John – yes; Rick – yes. Motion carried.

New Business:

Items for the next workshop meeting: items from Brian

Donna made a motion to change the next workshop meeting from May 26 to June 2 because of Memorial Day; John seconded. Roll call: Donna – yes; John – yes; Bob – yes; Rick – yes; Bud – yes. Motion carried.

Bud reported that he had called a fencing company and asked if there were any rules about wrought iron fence; the only rule they found was that spacing has to be less than 4” when it’s installed around a pool. A web site was provided and he had given that web site to Jeff, and the 4” spacing was all they could find.

Council and Gary discussed the process for signs to be erected in Pleasant Hill: Pleasant Hill must give its approval, and then it goes to the County for permits and payments.

Donna made a motion to approve payment of the April bills other than warrant 4311; John seconded. Roll call: Donna – yes; John – yes, Bob – yes; Rick – yes; Bud – yes. Motion carried. Donna made a motion to approve payment of warrant 4311 to Baker’s Auto Service; John seconded. Roll call: Donna – yes; John – yes, Bud – yes; Rick – abstained; Bob – yes. Motion carried.

Bud made a motion to adjourn, seconded by Bob. Roll call: Bud – yes; Bob – yes; Rick – yes; John – yes; Donna – yes. Motion carried. Meeting adjourned at 8:55 p.m.

Mayor / Gary Johnston

Fiscal Officer / Debbie Cress