

## PLEASANT HILL VILLAGE COUNCIL REGULAR

June 9, 2008

Mayor Gary Johnston called the regular meeting to order at 7:00 p.m. Roll call: Melinda Clark – present; Donna Favorite – present; John Schultz – present; Robert “Bob” Sollmann – present; Rick Baker – present; Ronald “Bud” Perry – present. Others present were Stan Fessler; Ron Jackson; Sue Jackson; Charles Hormell; Donna Hormell; Summer Rec League representative Dean Evans; 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 May 12, 2008 regular meeting and the June 2, 2008 workshop meeting, seconded by Bob. Roll Call: Donna – yes; Bob – yes; Melinda – yes; John - yes; Rick – yes; Bud – yes. Motion carried.

Miami County Sheriff’s Department Report: No representative present.

### Citizens’ Comments:

Dean Evans explained that the Summer Rec League had to purchase a large amount of equipment this year because of equipment deterioration and safety improvements. Donna made a motion to approve paying \$750 toward the Summer Rec League’s baseball program; John seconded. Roll call: Donna – yes; John – yes; Bud – yes; Rick – yes; Bob – yes; Melinda – yes. Motion carried.

Ron Jackson made a request for limited parking on Main St (two spaces) and Monument St (three spaces) to continue. Gary explained that this item will be coming up for a second reading under tonight’s Ordinances and Resolutions part of the meeting, and agreed to schedule it for the next workshop meeting, 7:00 p.m. Monday, June 23, which is a public meeting.

Brian May, Fanning/Howey Engineering, discussed with Council the possible issue with the three gas tanks at 6 W Monument interfering with installation of the storm sewer part of the W SR718 project. Paul stated that if the tanks are lawfully there (no leakage), the Village has the obligation to do exploration and work around them. Brian stated that the concrete needs to be removed and a trench dug, estimated cost of \$1,500. Melinda made a motion for the necessary excavation of the underground tanks at 6 W Monument (the Hormell property) by a licensed underground storage tank contractor at a cost not to exceed \$5,000; Bud seconded. It was directed that this expenditure come out of Village funds, not as a change order to the project. Roll call: Melinda – yes; Bud – yes; Rick – yes; Bob – yes; John – yes; Donna – yes. Motion carried. Charlie requested that he be kept informed of the schedule so he can be on site.

Brian presented Change Order number 2 to the W SR718 project: additional \$17,178 for removal of 214 cu yd of limestone in excess of the contract quantity. Jeff agreed with this quantity, and stated that the Village is being charged only for what is hammered. Jeff reported that all of the waterline has been installed, and they’re working on the storm sewer. Melinda made a motion to approve Change Order number 2; John seconded. Roll call: Melinda – yes; John – yes; Donna – yes; Bob – yes; Rick – yes; Bud – yes. Motion carried. Stan questioned, and Gary and the Council agreed, that BPA funds will be charged a portion (to be determined) of the cost for the limestone removal.

Brian presented Finrock Construction’s payment application number 3 for \$108,645.38 (invoice 08-14204-3 for \$118,092.80 minus retainage of \$9,447.42) with OPWC paying \$80,397.58 and CDBG paying \$28,247.80. Brian confirmed that the work being invoiced has been completed. Melinda made a motion to approve Finrock Construction’s payment application number 3 (OPWC disbursement request number 4); Donna seconded. Roll call: Melinda – yes; Donna – yes; John – yes; Bob – yes; Rick – yes; Bud – yes. Motion carried. Brian presented for Gary’s and Debbie’s signatures the OPWC payment application, disbursement request number 4. Gary also signed documents 00518 Application for Payment – estimate number 3 and 00516 Change Order Number 2.

Brian presented a letter from Finrock Construction requesting an extension of the work completion date for the W SR718 project, from July 31, 2008 to August 15, 2008, citing additional excavation of rock and additional waterline work. Council discussed this request, expressed their appreciation for the early notice of the possible completion delay. John made a motion to grant the extension; Bud seconded. Roll call:

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John – yes; Bud – yes; Rick – no; Bob – no; Donna – no; Melinda – yes; noted that in the case of a tie vote, the Mayor votes: Gary – yes. Motion carried 4 – 3.

Brian and Council discussed the E SR718 project. Brian reported that ODOT has approved bidding the project and he is requesting Council approval for advertising for bids for the project. Melinda made a motion to authorize Brian to advertise for bids for the E SR718 project on June 19, June 26, and July 3, with the opening of bids on Thursday, July 10; Bud seconded. Stan Fessler, Park Committee, requested that road grindings from this project be made available for the Park project. Council instructed Brian to put this in as an option if using this area for disposal will lower the cost of the project; Brian explained that he will put this in as part of the notice/notes that he gives to contractors, not as part of the bid package. Roll call: Melinda – yes, Bud – yes; Rick – yes; Bob – yes; John – yes; Donna – yes. Motion carried. Brian and Council discussed that if the project is started in 2008, ODOT wants the bottom course of asphalt on in 2008. Council directed that the advertising Brian places specify that if the project is started in 2008, the substantial completion date including the first course of asphalt will be November 30, 2008; if the project is started in 2009, the substantial completion date will be July 31, 2009. It was clarified that a contractor may submit two bids: one with a July/August 2008 start date and another with a 2009 start date.

Brian requested specifications for the street lights; Council specified 12 foot poles, acorn top fixture, high pressure sodium.

Brian stated that plans and specifications for the parking lot will be available for the next meeting. He and Council discussed the addition of the Library air conditioner to this project. Gary agreed to determine if Library funds can be used to purchase the air conditioner, and use CDBG grant money for other library needs.

Department reports:

Service Superintendent: W SR718 project update: all the water services will be in after Finrock installs four tomorrow (June 10). Water main connections are scheduled for Church and Williams streets on Wednesday (June 11), and there will be a depressurization, with boil water advisory for effected areas. Pearson St and Newton Dr main connections remain to be made, and then the waterline part of the project is completed.

Summer paving program: Melinda made a motion to approve Resolution 2008-06 2008 Appropriation Line Item Changes by Fund; Rick seconded. Roll call: Melinda – yes; Rick – yes; Bud – yes; Bob – yes; John – yes; Donna – yes. Motion carried. Council asked Paul's opinion about the need to bid this work out because the total program exceeds \$25,000. He replied that if the work can reasonably be separated out, they can issue separate contracts; they can also choose to bid it out. Melinda made a motion to award a contract to Ticon Paving for \$15,250.04 for High St overlay prep - \$4,932.70 and Franklin St - \$519.20, Seneca Dr - \$519.20, E Hill St - \$3,079.58, and Brethren Dr - \$6,199.36, patches; John seconded. Roll call: Melinda – yes; John – yes; Donna – no; Bob – yes; Rick – yes; Bud – yes. Motion carried 5 – 1. Melinda made a motion to accept Ticon Paving's quote for \$22,100 for High St overlay; Rick seconded. Roll call: Melinda – yes; Rick – yes; Bud – yes; Bob – yes; John – yes; Donna – no. Motion carried 5 – 1.

Stan and Council discussed the need for better communication with Village residents, and options available. Council requested this be an item for the next workshop meeting.

Jeff and Gary reported that there is an old tile that runs under W SR718 (Kester Ditch). This tile may be partially broken down and became clogged as a result of water from the water main break washing fine sand from Vectren's project into the tile. The recent heavy rainfall identified the problem. Since the Village's activities plugged it up, Village employees will clean it out. After completion of the W SR718 project, there will be no more Village storm water going into this ditch. Gary stated that if it is determined that more than cleaning it out is required, they will have to determine how to proceed cost wise, because of involvement of (run-off from) other property owners.

Council congratulated Jeff on passing his water license test. Donna made a motion to give Jeff a \$2/hr pay increase effective June 7, 2008; John seconded. Roll

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

Committee Reports:

Community Recreation Board: Stan reported on the status of the park project: the township is investigating establishment of a governing board. Gary is to request from Ron Puthoff and/or Nikki Reese clarification of Park and Recreation Facilities activity 5 of the CDBG grant on what the ownership/lease arrangements need to be before the Village can spend the CDBG grant funds.

Joint Fire District: Bud reported that the JFD had purchased an electric stretcher lift for the Squad and air packs for the firefighters and is investigating purchase of an ambulance.

Ordinances and Resolutions:

Ordinance 1036 Restricted Parking on Monument Street. Donna made a motion for the second reading by title of Ordinance 1036 Restricted Parking on Monument Street; Bob seconded. Roll call: Donna – yes; Bob – yes; Bud – no; Rick – no; John – no; Melinda – no. Motion failed.

Ordinance 1037 Fence Ordinance. Council and Gary discussed changes proposed by Bob, and agreed that Bob and Gary would agree on changes to be presented to Council. John made a motion for the second reading by title of Ordinance 1037 Fence Ordinance; seconded by Donna. Roll call: John – yes; Donna – yes; Melinda – abstained; Bob – yes; Rick – yes; Bud – yes. Motion carried.

Old Business:

Workshop Items:

Gary reported that the school will seek to have its property annexed to the Village; there is no time line established.

New Business:

Items for the next workshop meeting: parking at Jackson Funeral Home; fence ordinance; communication with residents; library renovation with grant money; employee insurance.

Melinda made a motion to schedule the 2009 Budget Hearing for 6:30 p.m. July 14, 2008 at the Village Council meeting room; Donna seconded. Roll call: Melinda – yes; Donna – yes; John – yes; Bob – yes; Rick – yes; Bud – yes. Motion carried.

Bud requested the status of mowing at the former Gambill property at 106 N Pearson Rd. Debbie reported that she and Tim are trying to find the new owner. Bud provided a contact name: Cyprex Services at (866) 516-6348;

Rick asked about enforcement of zoning, and stated a concern about violations (operating a business) at the residence occupied by Cody Hewitt, 209 W Monument. Gary requested that Rick get with him with the details, and a letter will be sent about any zoning violations. Rick also complained about motor vehicles from that location being operated in a reckless manner.

Bud asked about traffic on W SR718, and expressed that the detour signs are confusing. Gary agreed to have Jeff/Tim put up signs at the end of High St, directing traffic to Lauver Rd.

Donna made a motion to approve payment of the May bills; Rick seconded. Roll call: Donna – yes; Rick – yes; Bud – yes; Bob – yes; John – yes; Melinda – yes. Motion carried.

Bob made a motion to adjourn, seconded by Rick. Roll call: Bob – yes; Rick – yes; Bud – yes; John – yes; Donna – yes; Melinda – yes. Motion carried. Meeting adjourned at 9:50 p.m.

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Mayor / Gary Johnston

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Fiscal Officer / Debbie Cress