

MINUTES OF THE MEETING OF THE COUNCIL OF THE VILLAGE OF OTTAWA HILLS, OHIO HELD IN THE COUNCIL CHAMBERS ON SEPTEMBER 8, 2008 AT 7:30 P.M.

Mayor Kevin Gilmore called the September 8, 2008 meeting of the Ottawa Hills Village Council to order at 7:36 p.m. Roll was taken with Council members Jack Straub, Robert Reichert, Rex Decker and Norma King present. Council members Jim Walter and Jeff Gibbs were absent from the meeting. Also in attendance were Mayor Kevin Gilmore, Clerk Treasurer Katherine O'Connell, Village Solicitor Sarah McHugh and Village Manager Marc Thompson

In the audience was a student from Dr. Hinton's class at the University of Toledo, Nasrin Afjeh and Tony Bassett of the Village Voice.

Mr. Reichert made a motion to approve the minutes from the August 4, 2008 meeting. Mr. Straub seconded the motion which passed unanimously.

Mr. Decker, Chair of the Finance Committee, reminded everyone of legislation on the agenda related to shade tree assessments and street lighting assessments. He also mentioned the resolution accepting the rates as determined by the County Budget Commission.

A brief review of the year-to-date budget followed with Mr. Decker informing the Council that road construction was higher than expected, and there are overages in police overtime, salt, and fuel. He also stated that revenue from property taxes was down slightly. Income tax revenues are slightly ahead of projections.

Mrs. King reported that she spoke recently with Finance Director Urbanik regarding the high deductible insurance program in preparation for the 2009 calendar year budget. We expect Paramount to increase insurance rates 10% to 15% on the traditional plan. Mrs. King also stated that a Human Resources Committee meeting would be scheduled in the near future to deal with 2009 compensation related items.

Mr. Reichert reported on the Pembroke Rd. paving project, commenting that Phase 1 is nearly completed and that Phase 2 started today. He also reported that the base on Hawthorne Rd. is substantially worse than originally anticipated and will require that all of the base is removed and replaced. The project is moving along well although there will be additional expenses related to the poor quality of the base.

Council had received a letter from Pembroke Rd. resident Jane Cairl regarding speed humps and requesting that a questionnaire be sent to Pembroke Rd. residents regarding their desires related to speed humps on Pembroke Rd. Installation of speed humps will be the last part of the process and therefore there is still time to finalize our decision.

Mr. Straub reported for the Utilities, Equipment, Buildings & Grounds Committee that work was continuing on investigation into the recent flooding problems. The county sanitary engineer has been enlisted in those efforts. Some televising of both storm and sanitary sewer has occurred and more is expected.

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He also suggested that the committee meet again with Village resident Hans Gottgens to review the proposed wetlands mitigation areas in the 4000 block of Brookside Rd. That meeting will be intended to provide additional information for the committee and ultimately the Council as to what direction is best.

Village Solicitor Sarah McHugh reported on favorable decisions from Judge McConnell's housing court related to the properties on Emkay Rd. and Talmadge Rd. The property on Emkay has substantial amount of peeling paint and the judgment entry allows the Village to proceed with bringing the property into compliance. Costs related to the effort will be assessed to the property owner.

A similar decision regarding a property on Talmadge Rd. will allow the Village to install a fence to fully enclose a swimming pool.

Mr. Walter entered the meeting at this time.

The solicitor continued her report stating that the Geresy Field lawsuit now involves Spring Valley Architects, Comte Construction and the Village of Ottawa Hills although no immediate resolution is in sight. She reminded everyone that the Village has not yet made final payment.

Solicitor McHugh also informed Council that Judge Linda Jennings has set a trial date in the Boice lawsuit in the spring of 2009.

Mr. Walter provided brief review of a discussion which occurred recently with a deer sterilization expert. He also stated that the deer camera will be put in place in the near future. The purpose of the deer camera is to try to evaluate the size and location of the deer herd in the Village.

Discussion followed regarding a request for sale of a portion of the right-of-way along Hasty Rd. A village resident has purchased property along Hasty Rd. and is aware that in the past portions of the right-of-way were sold to adjoining property owners.

Mr. Reichert made a motion to prepare legislation to authorize the sale of right-of-way along Hasty Rd. consistent with the same provisions as have been used in the past. The legislation would include a per square foot cost adjusted for inflation.

Mr. Straub seconded the motion which passed unanimously.

Mayor Gilmore commented that he had received several positive comments regarding the recent paving on Forestview, Falmouth and Brookside Rd. He also said that there would soon be a meeting with the Board of Realtors regarding the status of the website and a realtor outreach program.

The first item of new business was discussion of drainage issues at Geresy Field. Mr. Walter said that three quotes have been received for drainage improvements, the lowest

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being below the competitive bidding requirement. These drainage improvements and re-grading and re-sodding of the infield are intended to address serious drainage problems on the baseball infield. He said that this is the right time to do this project and since we own the property we are primarily responsible. Mr. Walter reminded everyone that we have had the best high school baseball facility in northwest Ohio and in order to maintain that distinction this drainage work is appropriate.

Mr. Reichert has spoken with Coach Hardman about tying future fund-raising efforts into this and future improvements. However, the best time to do the drainage improvements is now even though fundraising has not yet occurred. After brief additional discussion Mr. Reichert made a motion to proceed with the project subject to due diligence and creation of contract approved by Solicitor Sarah McHugh. Mr. Walter seconded the motion which passed unanimously.

Mr. Reichert made a motion to authorize receipt of bids for purchase of road salt. Mrs. King seconded the motion which passed unanimously.

Mrs. King made a motion to pay the solicitor's fees for April through July of 2008. Mr. Walter seconded the motion which passed unanimously.

Attention then turned to legislation.

Ordinance 2008-7	To assess a special tax for the planting, maintenance, and removal of shade trees on and along the streets and public rights-of-way of the Village of Ottawa Hills in accordance with Section 727.011 of the Ohio Revised Code, for the year ending December 31, 2008, and declaring an emergency.
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Mr. Decker moved to dispense with the rule requiring an Ordinance be fully and distinctly read on three different days. Mr. Reichert seconded the motion which passed unanimously.

Mr. Decker moved for the passage of the Ordinance as an emergency measure. Mr. Reichert seconded the motion which passed unanimously.

Mr. Decker moved for final passage of the Ordinance as an emergency measure and Mr. Reichert seconded, the roll being called the vote thereon was as follows: 5 Yeas, 0 Nays.

Ordinance 2008-8	To assess a special tax to pay the cost and expense of lighting the streets and public ways of the Village of Ottawa Hills, for the year ending December 31, 2008, and declaring an emergency.
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Mr. Decker moved to dispense with the rule requiring an Ordinance be fully and distinctly read on three different days. Mr. Reichert seconded the motion which passed unanimously.

Mr. Decker moved for the passage of the Ordinance. Mr. Reichert seconded the motion which passed unanimously.

Mr. Decker moved for final passage of the Ordinance as an emergency measure and Mr. Reichert seconded, the roll being called the vote thereon was as follows: 5 Yeas, 0 Nays.

Resolution 2008-17	Authorizing the mayor to submit one or more applications for funding to the Ohio Public Works Commission, authorizing the mayor to enter into agreements as they may be necessary and appropriate for attaining such financial assistance.
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Mr. Decker moved to dispense with the rule requiring a Resolution be fully and distinctly read on three different days. Mr. Reichert seconded the motion which passed unanimously.

Mr. Decker moved for final passage of the Resolution and Mr. Reichert seconded, the roll being called the vote thereon was as follows: 5 Yeas, 0 Nays.

Resolution 2008-18	Expressing congratulations to the Ottawa Hills local school district for the outstanding achievement of receiving the highest score on the performance index of Ohio school districts.
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Mr. Straub moved to dispense with the rule requiring a Resolution be fully and distinctly read on three different days. Mr. Reichert seconded the motion which passed unanimously.

Mr. Decker moved for final passage of the Resolution and Mr. Reichert seconded, the roll being called the vote thereon was as follows: 5 Yeas, 0 Nays.

Resolution 2008-19	Authorizing contracts with SSOE, Inc. for engineering services related to capital improvement projects anticipated to commence in 2009 and thereafter, and declaring an emergency.
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Mr. Reichert moved to dispense with the rule requiring a Resolution be fully and distinctly read on three different days. Mr. Straub seconded the motion which passed unanimously.

Mr. Reichert moved for the passage of the Resolution as an emergency measure. Mr. Straub seconded the motion which passed unanimously.

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Mr. Reichert moved for final passage of the Resolution as an emergency measure and Mr. Straub seconded, the roll being called the vote thereon was as follows: 5 Yeas, 0 Nays.

Resolution 2008-20	Accepting the amounts and rates determined by the budget commission and authorizing the necessary tax levies and certifying them to the county auditor, and declaring an emergency.
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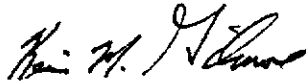
Mr. Decker moved to dispense with the rule requiring a Resolution be fully and distinctly read on three different days. Mr. Reichert seconded the motion which passed unanimously.

Mr. Decker moved for the passage of the Resolution as an emergency measure. Mr. Reichert seconded the motion which passed unanimously.

Mr. Decker moved for final passage of the Resolution as an emergency measure and Mr. Reichert seconded, the roll being called the vote thereon was as follows: 5 Yeas, 0 Nays.

There was no need for an executive session. It was agreed that the next meeting of Council will be on October 13, 2008.

There being no further business the meeting adjourned at 8:29 p.m.



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Kevin Gilmore, Mayor