

CALL TO ORDER

Mayor Porter called the Regular Meeting to order at 7:05 PM on December 21, 2009.

INVOCATION

Shaffer offered the Invocation.

PLEDGE OF ALLEGIANCE

The Mayor led the Pledge of Allegiance.

ROLL CALL

The following members of Council answered roll call; Steve Hart, Darrell Levings, Emily Shaffer, and Betty Williams. The Clerk declared a quorum. John Curtis arrived later and Keith Strait was excused. Mayor Mike Porter, Solicitor Matt Griffith, Administrator Dan Rogers and Clerk-Treasurer Sue Mermann were present.

MINUTES

Shaffer moved and Levings seconded to approve the 12/7/09 minutes. Roll call; Shaffer yes, Levings yes, Williams yes, Hart yes.

GUESTS

Guests included Brian Zerman, Tom Cronenwett, Tim Clapper, Dianne Matuch and Kevin Lee. Mr. Lee advised Council he proposes to open a small town tavern at 30 S. Main St. and to apply for a D I Liquor License with no Sunday operation. Mr. Lee stated the facility would serve good food with no live bands or loud music other than the usual jukebox or occasional karaoke. He stated he has been unable to contact the New Life Assembly congregation who holds their worship services at 26 S. Main St., however, the State Liquor Board will offer the congregation an opportunity to object to the establishment of a tavern within their neighborhood. Mr. Lee stated he has extensive experience operating small town taverns and offered to close the restaurant to accommodate the church's special services. Chief Zerman and Council voiced no objection to the establishment of the tavern in the downtown area.

POLICE CHIEF-BRIAN ZERMAN

Chief Zerman reported the completed repairs on the '08 cruiser, damaged by an accident with a deer on 11/3/09.

Officer Foley is completing a thorough investigation into several burglary and theft cases. One of three suspects has admitted to as many as 8 burglaries, many of which were in Mt. Gilead, 2 in Edison and 1 in the County.

Chief Zerman requested that Council adjourn into Executive Session at the close of the Regular Meeting to discuss a pending investigation of an Officer.

FIRE CHIEF-DON STAIGER

Chief Staiger was excused.

COMMITTEES & RECOMMENDATIONS**STREETS-DARRELL LEVINGS**

The committee met on 12/16/09 and discussed vacating the alley between Elm St. and Giar Ln. as requested by the Mayor and adjoining property owners. The committee recommended the alley be vacated and requested an ordinance be presented for Council approval. Levings reported Ordinance 1631 would begin the process to vacate the alley as requested.

FIRE & POLICE-KEITH STRAIT

Strait was excused.

FINANCE & PERSONNEL-STEVE HART

Hart reported the committee met on 12/14/09 to finalize the 2010 Budget and prior to tonight's Council meeting to discuss the 2010 wages ordinance. The committee recommended one amendment to Ordinance 1630.

UTILITIES-BETTY WILLIAMS

No report.

VILLAGE DEVELOPMENT & ZONING-JOHN CURTIS

No report.

CODES & REGULATIONS-EMILY SHAFFER

Shaffer reported the Planning Committee is scheduled to meet in January to discuss the establishment of Chapter 1165 regulating wind turbines within the Village. Mayor Porter reported HPM America (formerly Taylor Industrial) would relocate their offices to an area near Polaris in Delaware County. A court order prohibits the removal of equipment from the premises. Rogers reported that another business has an interest in purchasing the old manufacturing plant.

ADMINISTRATOR-DAN ROGERS

Rogers reported a factory representative has agreed the current problems with the Vaughan pumps at the WWTP were faulty from the beginning and has offered to replace parts at 50% of the cost and to install the parts at no charge.

The Water Plant dehumidifier was put back into operation on 12/14/09. The original equipment was installed incorrectly and had no operational literature. The system is currently operating properly.

A letter of warning has resolved a long-standing blight problem on Dogwood Lane.

Heavy blue-paper rags have been blamed for sanitary sewer problems at the Baker St. apartments and the manager has been notified. Sanitary sewer problems were reported on Hickory Lane.

Rogers reported all the paper work for the ARRA (American Recovery and Reimbursement Act) Storm Sewer project and the ARRA Sanitary Sewer project has been completed and submitted to DEFA and OWDA. Both projects are slated to begin in January 2010. Pre-construction meetings will be scheduled the first week of January.

The TEP (Transportation Enhancement Project) to renovate the Monument area, scheduled to begin the first of December, has been delayed. No explanation has been communicated. Rogers will contact project engineers tomorrow.

MAYOR- MIKE PORTER

Mayor Porter expressed appreciation and best wishes to retiring Council member Betty Williams and to Keith Strait. Williams and Strait did not seek re-election.

Porter reported the recent food-drive was a successful event.

SOLICITORS-GRIFFITH & BRININGER

No report.

CLERK-TREASURER-SUE MERMANN

Hart moved and Williams seconded to approve payment of the bills. Roll call; Hart yes, Williams yes, Shaffer yes, Levings yes.

Ordinance 1631 was presented for the first reading. Levings moved and Shaffer seconded to pass the ordinance to vacate an alley to the second reading. Roll call; Levings yes, Shaffer yes, Williams yes, Hart yes.

Williams moved and Levings seconded to approve the carry over of employees' vacation hours: Cox-40 hrs, Cronenwett 40 hrs, Felder 32 hrs, Foley 40 hrs, McKirgan 40 hrs, Meftah 24 hrs, Rogers 40 hrs, St. Clair (Robin) 18 hrs, Staiger 20 ½ hrs, Swain 40 hrs, Underwood 40 hrs. Roll call; Williams yes, Levings yes, Shaffer yes, Hart yes.

Williams moved and Hart seconded to approve the Appropriation Transfers. Roll call; Williams yes, Hart yes, Shaffer yes, Levings yes.

No objections to the current liquor licenses for 2010.

Curtis arrived at 7:40 pm. Levings moved and Shaffer seconded to suspend the rules for Resolution 12-21-09. Roll call; Levings yes, Shaffer yes, Williams yes, Curtis yes, Hart yes.

Williams moved and Shaffer seconded to adopt the Transfer of Funds resolution. Roll call; Williams yes, Shaffer yes, Curtis yes, Hart yes, Levings yes.

Williams moved and Hart seconded to suspend the rules for Ordinance 1629. Roll call; Williams yes, Hart yes, Shaffer yes, Levings yes, Curtis yes. Hart moved and Levings seconded to adopt the Supplemental Appropriation ordinance. Roll call; Hart yes, Levings yes, Shaffer yes, Williams yes, Curtis yes.

Shaffer moved and Hart seconded to suspend the rules for Ordinance 1630. Roll call; Shaffer yes, Hart yes, Williams yes, Levings yes, Curtis yes. Hart moved and Williams seconded to adopt the Wages ordinance. Roll call; Hart yes, Williams abstained, Levings yes, Shaffer yes, Curtis yes.

OTHER

Williams moved and Shaffer seconded to move into Executive Session to discuss a pending investigation of an employee. Roll call; Williams yes, Shaffer yes, Levings yes, Hart yes, Curtis yes.

Williams moved and Hart seconded to reconvene the Regular Meeting. Roll call; Williams yes, Hart yes, Curtis yes, Levings yes, Shaffer yes. Hart stated that Council met in Executive Session with Chief Zerman, Solicitor Griffith, Administrator Rogers, Clerk-Treasurer Mermann and five members of Council and discussed the pending investigation of an employee.

Levings moved and Curtis seconded to adjourn at 8:25 pm.

Sue Mermann, Clerk-Treasurer

Mike Porter, Mayor

Dan Rogers, Administrator