

The Council of the Village of Millersburg met in regular session on March 25, 2019 at 7:00 p.m. Mayor Huebner called the meeting to order followed by the Pledge of Allegiance. Clerk-Treasurer Karen Shaffer gave roll call and the following members were in attendance: Devone Polen, Brent Hofstetter, Jr Vaughn, Robert Shoemaker and Kelly Hoffee. Motion made by Hoffee to excuse Councilwoman Ruby Baird and Administrator Nate Troyer. Seconded by Shoemaker. Upon roll call, motion carried with Hoffee, Shoemaker, Polen, Hofstetter and Vaughn voting aye. Solicitor Robert Hines was also in attendance.

**VISITORS:** Bob Shoemaker asked for approval to use Deer Run Park for an Easter Egg Hunt sponsored by Scenic Pointe Nursing Home. The event would be held on April 14 at 1:00 p.m. Motion made by Hoffee to approve the request. Seconded by Polen. Upon roll call, motion carried with Hoffee, Polen, Hofstetter, Vaughn and Shoemaker voting aye.

Aaron Gerber introduced himself to Council. He has lived in Millersburg since 1995 and became a Police Auxiliary member in 1998. He offered his full support for the newly appointed Police Chief Matt Shaner. He noted he was disappointed in the newspaper article and feels the "legs were cut out" from under Shaner. He mentioned the 3-3 vote and that the Mayor broke the broke for Shaner, however the statement made by Kelly Hoffee he felt was unnecessary and asked Hoffee for an apology to the community. Hoffee responded to Gerber saying she believes the Village residents have a right to transparency and a right to know why Council votes the way they do. "Just because it was 3-3 vote, doesn't mean I don't support Matt", Hoffee said. She noted she hopes that he succeeds and does a wonderful job as Chief. Gerber responded that the public doesn't see it that way, as Council is not in unison and he still asked for an apology in the newspaper. Hoffee noted again she supports Shaner and she can't control how a newspaper article reads.

**MINUTES:** Motion made by Hofstetter to suspend the reading of the minutes of the previous meeting. Seconded by Polen. Upon roll call, motion carried with Hofstetter, Polen, Shoemaker, Vaughn and Hoffee voting aye. Motion made by Shoemaker to accept the minutes as presented. Seconded by Hoffee. Upon roll call, motion carried with Shoemaker, Hoffee, Polen, Hofstetter and Vaughn voting aye.

**BILLS:** Motion made by Hoffee to pay bill resolution 2019-09 bills \$189,180.41; payroll \$48,637.95; total \$237,818.36. Seconded by Hofstetter. Upon roll call, motion carried with Hoffee, Hofstetter, Polen, Vaughn and Shoemaker voting aye.

#### **REPORTS OF OFFICERS**

**Administrator Troyer:** In the absence of Administrator Troyer, Mayor Huebner gave the Administrators Report.

Informed Council work continues on the wall/sign and landscaping at the S.Washington/S. Clay St ("Y") project.

Informed Council the Notice of Award, Notice to Proceed, and Project Agreement have been sent to Shrock for the North Mad Anthony Storm Sewer project. At the pre-construction meeting held March 20, Shrock indicated a start date of April 8.

Informed Council the steel should be finished soon on the Street Department garage roof. Once that is completed, subs can come in and work on lighting & heating.

Informed Council because of an error in the account set-up with GovDeals we had to pull the advertising and re-list the jet-vac with the proper terms. Everything is corrected, and bidding has been solid. The new end date is April 1.

Informed Council the Engineer continues work on plans/bid documents for the 2019 Street Resurfacing & Sidewalk Programs

Informed Council rates were received for the electric aggregation from First Energy and Dynegy for the next aggregation term (effective May 2020). First Energy quoted .0521/kwh – 12 months; .0499/kwh – 24 months; and .0512/kwh – 36 months. Dynegy quoted .047/kwh – 12 months; .0477/kwh – 19 months; .0487/kwh – 24 months; .0488/kwh – 31 months; and .0494/kwh – 36 months. The current contract is .0537/kwh. Mayor Huebner noted that there are over 103 municipalities that have contracted with Dynegy. Council discussed terms and rates. A motion was made by Shoemaker to enter into a contract with Dynegy for a 24-month period at the .0487/kwh rate effective May 2020. Seconded by Hofstetter. Upon roll call, motion carried with Shoemaker, Hofstetter, Hoffee, Vaughn and Polen voting aye.

**Clerk-Treasurer Shaffer:** Informed Council the 2017 & 2018 State Audit for the Village started today. The Village was approved by the State to have an "Agreed Upon Procedures" audit for this 2-year cycle. This will save audit time and costs to the Village.

Informed Council the Property/Liability Insurance Renewal with Ohio Municipal Joint Self Insurance Pool renews April 1 as part of the third year agreement. The premium for this year increased by 1% due the addition of vehicles/equipment at an annual cost of \$35,941. The pool is offering an extension of the agreement for a two (2) year period with the same guaranteed

rate. Motion made by Polen to approve the 2-year extension. Seconded by Hoffee. Upon roll call, motion carried with Polen, Hoffee, Hofstetter, Vaughn and Shoemaker voting aye.

**Mayor:** Read a proclamation designating April 26<sup>th</sup>, 2019 as Arbor Day in the Village.

**LEGISLATION:** Mayor Huebner read Emergency Resolution 2019-10 "A Resolution Authorizing Participation In The ODOT Road Salt Contracts Awarded In 2019; And Declaring An Emergency" for the first time by title only. Motion made by Hofstetter to suspend the rules requiring the second and third readings of Resolution 2019-10. Seconded by Hoffee. Upon roll call, motion carried with Hofstetter, Hoffee, Polen, Vaughn and Shoemaker voting aye. Motion made by Polen to pass and adopt Resolution 2019-10. Seconded by Hofstetter. Upon roll call, motion carried with Polen, Hofstetter, Hoffee, Shoemaker and Vaughn voting aye.

Mayor Huebner read Emergency Resolution 2019-11 "A Resolution To Allow The Mayor To Sign A Letter Allowing An Encroachment On North Mad Anthony Street On Behalf Of The Village And Declaring An Emergency" for the first time by title only. Motion made by Shoemaker to suspend the rules requiring the second and third readings of Resolution 2019-11. Seconded by Hoffee. Upon roll call, motion carried with Shoemaker, Hoffee, Polen, Vaughn and Hofstetter voting aye. Motion made by Hoffee to pass and adopt Resolution 2019-11. Seconded by Shoemaker. Upon roll call, motion carried with Hoffee, Shoemaker, Polen, Hofstetter and Vaughn voting aye.

**NEW BUSINESS:** Hoffee noted a street light on the "Bags Sports Pub" building is in a constant flickering mode. Mayor Huebner noted that the repairs are on the schedule with Millersburg Electric.

**EXECUTIVE SESSION:** Motion made by Polen to adjourn into executive session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee. Seconded by Hofstetter. Upon roll call, motion carried with Polen, Hofstetter, Vaughn, Shoemaker, Hoffee and Baird voting aye.

**RECONVENED TO REGULAR SESSION:** No Action.

**ADJOURNMENT:** Motion made by Polen to adjourn the meeting. Seconded by Hofstetter. Upon roll call, motion carried with Polen, Hofstetter, Shoemaker, Vaughn and Hoffee voting aye.

Approved Date \_\_\_\_\_

\_\_\_\_\_  
Karen Shaffer, Clerk-Treasurer

\_\_\_\_\_  
Jeff Huebner, Mayor