

The Council of the Village of Millersburg met in regular session on July 27, 2020 at 7:00 p.m. at the Village Office. The meeting was streamed on YouTube for public viewing (Covid-19). Mayor Huebner called the meeting to order. Clerk-Treasurer Karen Shaffer gave roll call and the following members were in attendance: Devone Polen, Brent Hofstetter, Tom Vaughn, Robert Shoemaker, Kelly Hoffee and Brad Conn.

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

BILLS: Motion made by Vaughn to pay bill resolution 2020-20 bills \$69234.65; payroll \$54667.75; total \$123902.40. Seconded by Conn. Upon roll call, motion carried with Vaughn, Conn, Shoemaker, Hofstetter, Polen and Hoffee voting aye.

REPORTS OF OFFICERS:

Administrator Troyer: Informed Council DRB & P&Z will meet on August 5th to review the tabled applications from Hotel Millersburg for signage due to needing more clarification on locations of proposed signs. DRB will also review a proposed awning at McKelvey's Pub and P&Z will review a height and rear yard setback for a fence at 551 S. Washington.

Informed Council we are awaiting final price breakdown from SJL's environmental subcontractor so we and ODOT can review and proceed (TAP – South side sidewalks).

Informed Council he and Councilman Shoemaker have gone through a list of vacant, buildable residential properties within the Village and have prepared a letter that will go to the owners of these lots, asking if they would be interested in marketing their land for further development. Once we receive the feedback, we will discuss this with realtors, builders, etc.

Informed Council he talked to the Street Dept. about the previously discussed welcome signs landscaping project. Troyer said the department is willing to dig out everything and place stone, unless this is a project Council wanted to do themselves. Council agreed to have the department do the project, but they would like to assist as time allows. The size of stone was discussed. Council agreed that larger stone (8-10") would be more appealing. Hoffee suggested landscaping fabric be installed to help with weed growth.

Informed Council the owner of 962 Forlow St., is requesting credit for the sewer portion of his utility bill. High usage was discovered and an outside hose was broken and running. The property was vacant. 35,000 gallons was used and the credit requested is \$57.50 for the sewer portion of the bill. Motion made by Polen to approve the credit. Seconded by Hoffee. Upon roll call, motion carried with Polen, Hoffee, Shoemaker, Hofstetter, Conn and Vaughn voting aye.

Informed Council various merchants are planning to hold sidewalk sales on Friday August 7th. Starlight Antiques has specifically requested permission to close the alley behind their store from N. Washington to the rear entrance of the Mexican restaurant Friday and Saturday of that weekend for the sales. Troyer asked Council if they were to approve the request, that he be given the authority to approve additional closings if needed. Motion made by Shoemaker to approve the request. Seconded by Polen. Upon roll call, motion carried with Shoemaker, Polen, Conn, Hoffee, Hofstetter and Vaughn voting aye.

Informed Council of a request for a handicap parking space along E. Adams St. near the apartment complex. Council had concerns as the street is narrow and on a hill. They suggested Troyer speak with the complex owner first to see if handicap space could be installed their own parking lot behind the building.

Asked what format Council would like for the next few Council meetings. Council agreed for the meetings through the end of September, they should be held via Zoom and live streamed to YouTube.

Clerk-Treasurer Shaffer: Informed Council an employment ad was sent to the paper today for the position of Assistant Fiscal Officer. The ad will also be posted to the village Facebook page and the website.

LEGISLATION: Mayor Huebner read Resolution 2020-18 "A Resolution Granting Consent To The ODOT Director Of Transportation To Complete A Traffic Signal Improvement Project; (Hol-62-19.65, PID 110481) Within The Village Of Millersburg (Hereinafter Referred To As The Local Public Agency (LPA))" for the second time by title only.

Mayor Huebner read Resolution 2020-19 "A Resolution Authorizing The Mayor To Sign The Annexation Agreement With Arlie R. Rodhe, Evelyn L. Rodhe And Hardy Township Trustees" for the second time by title only.

Before the Mayor read Resolution 2020-21, Solicitor Hines explained the legislation. There is currently ongoing litigation regarding Purdue Pharm. Purdue pushed the use of OxyContin on physicians convincing them it was non-addictive. The drug, now known to be

addictive, has contributed to the opioid crisis. Claimants against Purdue have come together filing suit against Purdue. The Federal Court has divided up the claimants to hold multiple trials. The Northern District of Ohio has been selected as one of those. The Village of Millersburg was listed as a claimant and the deadline to apply is July 30, 2020. Purdue has filed for Chapter 11 bankruptcy (reorganization). This legislation allows Hines to file a claim on behalf of the Village. If any funds are received, the courts will decide how those funds may be spent. Council had no objections to the Solicitor filing the claim. Mayor Huebner read Emergency Resolution 2020-21 "Authorizing The Village Solicitor To File A Proof Of Claim In The Purdue Pharma Bankruptcy" for the first time by title only. Motion made by Polen to suspend the rules requiring the second and third reading of Resolution 2020-21. Seconded by Hoffee. Upon roll call, motion carried with Polen, Hoffee, Vaughn, Hofstetter, Shoemaker and Conn voting aye. Motion made by Polen to pass and adopt Resolution 2020-21. Seconded by Hofstetter. Upon roll call, motion carried with Polen, Hofstetter, Conn, Hoffee, Shoemaker and Vaughn voting aye.

OLD BUSINESS: Shoemaker asked if any aerial photos have been done on the MWSCD project. Troyer noted he was not aware on any. Shoemaker said he would check with County Engineer, Chris Young.

NEW BUSINESS: Hoffee noted that Toni Fair had emailed Council members regarding noise at the Little Lambs Daycare. There have been loud vehicles in and out of the facility. The complaint was also the loudness of the children there as well. With no air conditioning, the windows are open, which allows for more noise for neighbors. Mayor Huebner noted the daycare is in compliance with Home Occupation ordinance. As far as the loud vehicles, Ms. Fair should contact the Police Dept. when it occurs. Council agreed that a letter is warranted and one should be sent to the daycare so they are aware of the complaint.

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

Approved Date _____

Karen Shaffer, Clerk-Treasurer

Jeff Huebner, Mayor