

MINUTES OF THE MEETING OF THE COUNCIL OF THE VILLAGE OF OTTAWA HILLS, OHIO HELD IN THE COUNCIL CHAMBERS ON APRIL 20, 2009 AT 7:30 P.M.

The April 20, 2009 meeting of the Ottawa Hills Village Council was called to order by Mayor Kevin Gilmore at 7:33 p.m. Roll was taken with Council members Rex Decker, Norma King, Jeff Gibbs, James Walter, Robert Reichert and Jack Straub present. Also present were Mayor Kevin Gilmore, Clerk Treasurer Katherine O'Connell, Village Solicitor Sarah McHugh and Village Manager Marc Thompson.

Members of the audience included Nasrin Afjeh, Tony Bassett, Jeanetta Mohlke-Hill and Megan McNamee from the Notre Dame Academy and their mothers.

Mayor Gilmore then led the Pledge of Allegiance and welcomed everyone to the meeting.

Mrs. King made a motion to approve the minutes from the March 2, 2009 meeting and the March 31, 2009 meeting. Mr. Walter seconded the motion which passed unanimously.

Mr. Decker, providing a report of the Finance Committee, expressed appreciation on his behalf and on behalf of Mayor Gilmore for selecting April 20 as the date for the Council meeting. He stated that revenues are up so far this year but it is too early to tell about April revenues. Income tax revenues are higher in April than in any other month of the year.

He mentioned that estate tax so far this year has resulted in collections of \$470,000 as opposed to the \$486,000 originally estimated from the county. Like other types of tax, estate tax can have refunds based on estimated payments, etc. Evidently the difference is related to refunds.

Through March expenditures are about 20% of appropriations so expenditures are below budget.

Mr. Decker went on to state that there was legislation on the agenda amending existing legislation regarding deposit of public moneys at various banks. Signature Bank is identified in the legislation as being added to the list of eligible banks. Brief discussion followed regarding the CDARS Program with the understanding that additional legislation would occur after an upcoming Finance Committee meeting. Mr. Decker also suggested that Waterford Bank should be added to the list of eligible banking institutions.

Mr. Gibbs stated that the Safety Committee would be meeting soon and that there would be a report from the ADHOC Land Use Committee at the next meeting.

Mr. Walter stated that there was no report from the Services & Environment Committee meeting but that there was third reading of the legislation which would prohibit deer feeding. Mr. Walter continued by stating that other deer related issues would be addressed by the committee in the near future.

Mr. Reichert reported that bids would be opened on April 23 for the Orchard Rd. improvement project.

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Mr. Straub reported that the Utilities, Equipment, Buildings & Grounds Committee has a meeting scheduled for April 29 dealing with flooding issues over the past few years. He also reported that he had received five pieces of correspondence recently related to the sculpture display at Indian and Bancroft. The letters would be circulated to the Council at the next opportunity.

Ms. McHugh stated that she had an item for executive session dealing with pending litigation.

Mr. Thompson reported that the spring leaf pickup program concluded on Friday, although the good weather over the weekend brought out substantially more leaves and that they would be picked up Monday and Tuesday. It was suggested that the spring leaf pickup was very well received and should become a routine event with better publicity. Mr. Thompson also reported that the yard waste pickup program and the unlimited pickup program are under way for the spring and summer months.

Mayor Gilmore had received a letter and photograph regarding a section of retaining wall along the river which had collapsed. He assigned that to the Services & Environment Committee meeting.

Mayor Gilmore also stated that he had not yet made final appointments to the Recreation Board and that those appointments will occur in the near future. He will talk with Gary Wilson, President of the Board of Education, regarding the appointments.

Mr. Reichert made a motion to approve the solicitor's bills for November 2008 through March 2009. Mr. Gibbs seconded the motion which passed unanimously.

Attention then turned to legislation.

Ordinance 2009-2 (Third reading)	An ordinance enacting Section 90.26 of the Ohio Basic Code to restrict the feeding of deer within the Village of Ottawa Hills.
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Mr. Walter moved to approve the Ordinance third reading. Mr. Reichert seconded the motion which passed unanimously.

Ordinance 2009-4	Declaring certain items as surplus property and no longer needed for municipal purposes, and declaring an emergency.
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Mr. Gibbs moved to dispense with the rule requiring an Ordinance be fully and distinctly read on three different days. Mr. Straub seconded the motion which passed unanimously.

Mr. Gibbs moved for consideration of the Ordinance as an emergency. Mr. Reichert seconded the motion which passed unanimously.

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Mr. Gibbs 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: 6 Yeas, 0 Nays.

Mr. Decker made a motion to amend proposed Ordinance 2009-4 to include the Waterford Bank. Mr. Reichert seconded the motion which passed unanimously.

Ordinance 2009-5	Providing for the deposit of public monies at Signature Bank and Waterford Bank 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 consideration of the Ordinance as an emergency. 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: 6 Yeas, 0 Nays.

Resolution 2009-8	Amending Resolution 2008-12 regarding an artificial playing surface at the Ottawa Hills high school stadium by increasing the Village's contribution to the project and declaring an emergency.
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Mr. Walter 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. Walter moved for consideration of the Resolution as an emergency. Mr. Reichert seconded the motion which passed unanimously.

Mr. Walter 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: 6 Yeas, 0 Nays.

Mr. Gibbs made a motion to move into executive session at 8:53 p.m. The purpose of the executive session was review of pending litigation. Mr. Reichert seconded the motion which passed unanimously.

Council returned to regular session at 8:08 p.m. and established May 4 as the next meeting date.

The meeting was adjourned at 8:09 p.m.



Kevin Gilmore, Mayor