

Village of Shawnee Hills Council Meeting

June 28, 2010

Mayor Monahan called the meeting to order at 7:00 p.m.

Council in Attendance: Charlie Callender, Yvonne Clippinger, Mahesh Dalvi, Kris Garren, James Gauldin and Richard Vedell

Also Present: Fiscal Officer Shirley Roskoski, Administrator Ed Swanson and Solicitor Brian Zets

It was moved by Garren, seconded by Dalvi to approve the minutes of June 14, 2010 with the following amendments: on page 4 separate the words agriculture and may, on page 9 change the word Daniels to McDaniels and on page 11 reword the section in the second paragraph that says there were people in Dublin that were told.... Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Dalvi, Garren and Gauldin. Nay, none. Abstain, one; Vedell. Chair declared the motion passed by a 5-0 vote.

It was moved by Callender, seconded by Clippinger to approve the agenda with the following amendment: add first reading of Ordinance 14-2010. Following vote on the motion was recorded: yea, 6; Callender, Clippinger, Dalvi, Garren, Gauldin and Vedell. Nay, none. Chair declared the motion passed by a 6-0 vote.

Solicitor

Brian Zets said that regarding the Dublin public records request, he talked to one of Dublin's attorneys late last week and they are going to make available the records that were responsive to our request for inspection so presumably then we could go in and look at what is there to see if there is a huge stack of construction drawings or if there a just a few documents so we can take a look at what we want copied. Brian said he talked with attorney Dan Connor who represents Darryl Sanders with respect to that incident of the sewage backing up into his house. Attorney Connor will be sending Brian a letter regarding the research he has done on how the Village could be liable for certain things. Brian said he thinks what Dan Connor was thinking about is not really applicable to this situation without getting into more details. Brain said that they are not interested in litigation but was interested in recovering some of their costs because their insurance company did not pay for everything. Brian said he suggested that Mr. Connor send him a letter that shows how much the repairs cost, how much the insurance company paid and he will forward it to the Village's insurance company to see what they have to say, the answer could be yes, the answer could be no, but I guess you don't know if you don't ask the insurance company. Mayor Monahan said he received a call from Darryl Sanders last Saturday, a week ago, one, he is interested in a trial of a rain garden and the second thing is he believed there were some precedent cases of this and the Mayor said we could not admit anything but he said he would have our attorney get in touch with Darryl's attorney. Brian said the Village could be liable, operation of the sewer system is a proprietary function, the Village is liable for the negligence of its employees with respect to a proprietary function, so if you were negligent in

operating the sewer system, perfect example, Gahanna once got sued because one of the sewer grates off a storm sewer had been stolen and someone delivering the Dispatch fell into it one morning and hurt her leg pretty bad. So it's a question about whether or not the city was negligent in maintaining those. Brian said he explained to Attorney Connor that this was truly a lightning strike; it was an act of God. He said he didn't believe that Attorney Connors exception fit but we will see what they get back to us with. Brian said he drafted the easement for Legacy Design for the sidewalk improvement project. The second issue with respect to the sidewalk, part of that project is in the township so we had to talk with the Delaware County Prosecutor's office as they had a question; they wanted to make absolutely clear that the Village would be responsible for any of its own actions. Brian said sure we are always responsible for our own actions. They had forwarded over to Ed a waiver sort of form that had a couple of big very long sentences in it that said the Village would be responsible for its own actions and it had some other language and he went back and forth with Ed saying he did not think this was something that the Village should sign because it really gives the Village more liability than he was comfortable with. Brian said he talked to the attorney late this afternoon and when he explained to him what he was thinking, this is what this paragraph says, the attorney agreed with Brian and said he would take that sentence out, so he will be emailing Brian a revised copy. Brian said with respect to FirstEnergy, he had an interesting conversation with their attorney. In the language they sent over for the contract with FirstEnergy, they talked about liability and indemnification and the paragraph that was in there was good but Brian said he would like to see more language protecting the Village and indemnifying us. The attorney said that Brian was the first person to ever ask for that language to be included in that contract and then he said these contracts are standard, all municipalities look at each other's contracts and if he puts it in ours then he would have to put in everybody's and we are not going to put it in yours. Brian said the language that's in there is not bad, it just basically says that we will not be responsible for each other's actions. He said he will answer any questions when the reading of that ordinance comes up. Brian said he did respond to Brady Inman's attorney.

Village Administrator

Ed Swanson said he met with Todd Cooper, Concord Township Fire Chief, as the Mayor had asked about additional fire hydrants along SR 745. The Chief did say he would like to see more hydrants in that area and he will be on vacation for a couple of weeks and when he gets back we will get together and pick out a couple of areas for installation. Ed said that by hooking a 5' plastic hose up here at Dublin Rd. it would be like taking that hydrant off of 745 and moving it to Shawnee Trail, there is no loss of pressure.

Ed said that John Kincaid and Mark Katzenbach are working on the second alarm system for the pump station. The one we are waiting on is the second circuit board that we have had a hard time finding, we finally found it and it is going to be shipped this week and should be done this week. The insurance should take care of the cost.

Ed said we received bids from 4 contractors for the road paving. Chemcote was the lowest bidder at \$59,002.60. Ed said that in order to make everything work with the way the contract is spelled out we need to pass this tonight as an emergency measure. He said he knows Council does not like doing that and he can make it work if you don't, but it would be easier if it was passed as an emergency. Right now they have the completion time down at 45 days starting July 12, 2010 so if we wait two more weeks for a second reading we would have to get this July 12th date changed. Council member Gauldin asked if it was true that some of that machinery gets reserved

and you could be out months if you miss the window. Ed said it would not be months. Council member Vedell asked what is the date of the validity of the quote. Ed said he believes it is 60 days. Council member Vedell asked if they were our terms and conditions or their terms and conditions. Ed said they are the same terms and conditions that we have used on every other road project. They are our terms and conditions. Council member Callender asked how much lower were they than the other bidders. Ed said about \$10,000.00.

Ed said the sidewalk bids came in and we were looking for some low bids but we only had two bids and they both came in higher than the engineer's estimate. Columbus Asphalt was the lower bidder at \$190,000.00. The engineers estimate was approximately \$182,000.00. Ed said he met with Edgil and Mark Cameron at CPS and they cut the sidewalk back from 6' to 4' in width and they think they can get it all done with the money that has been allocated, so if everyone is in agreement to make it 4 foot we can do 4' sidewalks. Ed said that 4 foot sidewalks are City of Columbus standard, it meets all the ADA requirements. Council member Vedell asked if Council approved the four foot. Council member Clippinger said no.

Police Chief

Chief Sean Lefever said that the Memorial Tournament went really well. He is very happy with how everything turned out. Had very little to report, major incident wise, several alcohol related citations, traffic, parking, etc. but overall a really smooth event. Probably, in his opinion, the smoothest one they have had in years. Department stats are up, especially A unit productivity, probably a 100% improvement in his book. He is very happy with the current stats. He said that everyone should have received a copy last week. He informed Council that he is working on a joint training program right now. He had a couple meetings last week with some of the smaller departments in and around Delaware County. We met with Ostrander Police Chief, West Lafayette, Edison and some other small Villages. What they are trying to do is, since budget is always an issue with police training and training is such a huge liability, we are trying to get together and share the cost. To get an instructor to come in all day and teach for twenty or thirty of us instead of three or four and just split the cost. The first class will be at the Civic building on August 1st. That will be with Ostrander, West Lafayette and possibly with Edison police department. It will be a radar/lidar class and what that is going to do is provide radar and laser certifications to some of our officers that do not have that certification. Normally that program would take about a week to go through and sometimes you can get it for free but usually there is a fairly decent cost associated with it. This will be given to all of our officers at no cost to us except maybe lunch and some refreshments. The other thing that it will do, some officers, like myself, who already have that training will get a nice refresher, it's also a good time for us to get together with these other agencies and get to know them and again most importantly split the budget. So this training will virtually cost us next to nothing. Probably less than 10% of what it would cost if we had to do it on our own. So it's a great opportunity and we look forward to more continued joint training and he will let Council know at the next report how that went, actually a couple of reports from now. Chief Lefever said that they did receive their new department ID cards. They turned out really good. Sergeant Venrick did a great job getting that worked out and they are probably the nicest id's that they have ever had and the guys were really happy with them. He said they finally removed the Shawnee Hills Police Impala lawn decoration that has been out in front of the office for quite some time. The car has been sold, the striping was all removed beforehand and we got a fairly decent deal on it compared to what we thought we were going to get out of it. The new cruiser was ordered last week. He said that the Mayor

and he have been working on a speed detection device. They have been trying to find a way to determine what the speeds are in the Village, what the peak times of day, all the data that they need to try to hit this thing head on and that's been a problem. He did give Council a copy of just one of the devices that they are looking into and this is probably the best one and the one he would recommend based off of talking to several different manufacturers. He said he is not going to go into great detail tonight but wanted to give them some food for thought. He will be taking this to Safety and Finance to see what to do from here and if it is going to fit in the budget. The nice thing about this is it is not only portable but it can be deployed anywhere we need it to be deployed. It's a self contained secure unit; it literally straps on and locks down to a telephone pole. There are several different ways we can mount it, even to a tree for that matter. Solar charging is available for it. It is very simple to download this data. The data is going to give us speed as well as frequency of the speed, the types of vehicles based off of their size. It's going to give us a ton of data but most importantly it's going to give us exactly what we are looking at. This device, which he believes is probably the best, we received a couple a couple of quotes on it from different vendors, they range around \$4,000.00. The benefit is great. Council member Dalvi said the reason we need this for sampling of speed and stuff like that, correct, so can this be rented. We do not need this forever. Chief Lefever said there is one we can rent but it is a trailer unit, it doesn't have the covert ability that something like this would have. Council member Dalvi said this is something that is used once and then it isn't used again and he said if you wanted to use something like this for thirty days to sample a particular area, and then you don't want to buy this for \$4,000.00. Mayor Monahan said sampling one area is really not the answer, we will be using it to rotate throughout the Village. He said we have said so many times that we need to do a study and this would do that. Council member Dalvi said he would like to see how much it would cost to rent one of these. Chief Lefever said that MPH would rent us a trailer and it would be about a fourth of the cost of buying this unit to rent it for a temporary period of time and he believes it is for 14 days but don't quote him on that,. He said they have had some difficulties finding anyone else that rents out the units only because there is that risk, you put it up on a telephone pole, you come back the next day and it is smashed up. There is a certain amount of risk involved with renting. Council member Garren asked if there was any way we can coordinate with neighboring communities to get a device like this so the cost is shared because this is not something we need all year round but we would want a few times a year to use it or we could rent it out to them. Chief Lefever said he will look into those possibilities. Council member Clippinger told the Chief that before he came before Finance she would want to know the price of this one and the other ones they had talked about, the ones that lay across the road. The Chief said he had all those prices and they are all fairly comparable, the difference in the ones that you lay across the road, they have a little bit more range to them as far as you can tell a few more things, the pressure weight of the vehicle, things like that, that would be more geared towards if you had overweight loads or semi traffic or something but the downside that he saw to them was that they have to be tacked down to the road and that is an ongoing cost, every time we pull them up we have to purchase road nails, we have to nail those down, this is a laser radar device. He has information on both of those and he will be more than happy to bring that to Safety. Council member Vedell asked if there was a method to secure this to the pole, it looks like they have tie wraps which can be easily cut. Chief Lefever said like anything there is a certain level of security with it. Usually what you would do is a fairly decent size gauge cable goes around it and then you can padlock it. Does that mean someone can't come along with some bolt cutters and get it, absolutely not? Council member Dalvi said the other concern he has, he

was looking at the frequency and he is not sure that it could cause an issue around where it is installed. Chief Lefever said he did ask about that because some of the older units that he did research on had some problems with garage door openers, car alarms, microwaves, cell phones, all kinds of stuff, he was assured that that is not an issue and they have never had a complaint about any cross interference with their unit, now again, I am getting that from the manufacturer. Council member Vedell said you might want to call them up and ask for references and then call the references who actually bought them and used them and ask if they have had any problems and then ask if we can rent theirs. Chief Lefever said he has been working on the following: we are currently one of only two departments in Delaware County that are not on the Delaware County dispatch/computer radio system. We are on their radios and they verbally dispatch us to calls but we are not connected to them through a network, a network tunnel anything like that whatsoever nor are we connected through them for GPS, vehicle tracking anything like that. He said he would like to change that. Again we are one of two that do have it and he is actually working with that other department, Ostrander, to see if we can split portions of this purchase to cut the cost to each of our Village's. He does not know how that is going to work out, he is waiting on a few more callbacks. We are in the baby steps of this right now. It is going to be a huge project, a huge undertaking as far as technology upgrades. What this would do, it would increase officer safety, there's a GPS grid that goes into the Sheriff's department dispatch, when the dispatch looks at who's on duty throughout Delaware County, they see every car in Delaware County, Sunbury, Genoa Township, everybody and where that car is, how many units are in that car and exactly what speed they are traveling and what they are doing at the moment. They can tell when that person is on a call, they can tell when that person is available for a call, so it's got its benefits when it come to the safety and tracking of the officers. High speed pursuit or a pursuit we will be able to go back and monitor that officers speed all the way from even acceleration is recorded, it's a really good tool and in his opinion the only people that wouldn't like having something like that are people that are doing something that they shouldn't be. It's a great tool from an administrative standpoint. Chief LeFever said it has mapping software which can solve some of our concerns with GPS units in all the cars. The mapping software is available; we do not have that nor are we permitted to have that on the system we are on right now. Decreased yearly cost, larger upfront cost probably 4 times the amount it cost to set up our current system, however the yearly cost would be significantly lower, probably about 60% to 70% less per year, much more reliable system, we pay a maintenance cost each year, a minimal maintenance cost around \$250.00. That maintenance cost covers all training and support. If we have any problems we have someone come down from Delaware, their IT, and they take care of the system. He said those are just some of the benefits, there are tons more, there are really no cons to the system with the exception of the upfront cost. Council member Dalvi asked if this would just be in the cruiser or would it be in the office also. Chief Lefever said it would be in both, right now we only have the availability to have this system set up in our car, this system would allow us to have it set up in the vehicle and in the office, our officer could be on an incident, type this incident report from the cruiser, thus leaving the officer in the field longer not sitting in the office, type the report and its waiting, printing out at the office when they get back. He said he hasn't confirmed this but he believes that from the other sources that he has talked to that this is most likely to go to a mandatory thing since more people are on it then not on it and it just has so many more valuable benefits to it, it's most likely going to go to a forced system. He said the upside to doing it now or in the near future at least is he has been told that the cost is going to be significantly less to jump aboard here soon. He said we tried to do this a couple of

year ago but the system only had a limited amount of size so only so many department could be on it, as the County started to see the need for this growing they made more and more slots available but unfortunately that raises their overhead and a wider network and more demand and therefore the cost is increasing. It used to be we could get on this system for maybe \$1,000.00 up front now it's pushing \$2,500.00 to \$3,000.00 and again that's a very small price tag for what we are getting but it is indeed a price tag. Council member Dalvi asked if he could see the system specs and the requirements. Chief Lefever said he would put him in touch with the county liaison because this is very technical and he even had trouble understanding how all this technology worked. Chief Lefever said what they are on now is a system that was designed for northern Ohio agencies, it is call TAC, and it's out of Cleveland. Every time they get a BOLO or an APB, any type of an alert, a national security alert, homeland security terrorist alert, anything at all, we get Cleveland's we don't even get Central Ohio's. Some guy could have just robbed the bank in Powell and if you missed the radio traffic or it happened in Columbus where we don't monitor that traffic you are going to have absolutely no clue that that guy could be driving through Shawnee Hills five minutes from now. We are on this system because it was very inexpensive to set up, we pay \$1,150.00 a year for this but there are a lot of downsides to it, It is very slow, it's dated, very little software and there is no room for growth. He said this is something that we need to look at and it's something that he is working on and as he gets more information he will probably go to both Finance and Safety for this. Council member Garren asked for a write up on what they have now, what it's costing now, what the downsides are to the present system and then in comparison to what the new system is. It would be nice to have something in writing to compare the two systems. Chief Lefever said he will provide that info. He informed Council that the evidence project has been going really well, he does not want to get into too much detail, but there have been problems and they are working on a good solution and they have probably put in about 40 or 50 hours on this. He said they have had some of the guys come in and volunteer their time to assist with this project.

Communications

Mayor Monahan gave the following report: I received an update from Chris Anderson on the Shawnee Hills Logo she has been drafting. Take a look and give me your input and I will pass it along to Chris and Shayna. Council member Garren said that she had worked with Shayna on this a little bit and the one thing that she asked her to put back in was on the right hand side where the trees were I asked her to put the bridge icon that was there before back in there because she thought it was a nice description. Council member Dalvi asked why don't we get two or three examples and put it out in a newsletter and get some feedback from the community. Mayor Monahan said if you know somebody get them to do a drawing and submit it to the Village. Council member Garren said she wanted to, just for the record, mention that Shayna has put hard work into this and she appreciates her time and the work that she has volunteered to help us out.

Mayor's Report

Mayor Monahan gave the following report:

At the 6-16 "Riverfront Association general meeting I was told I was not welcome to attend A mtg. with the "Riverfront Association" trustees was held on 6-21.

Subject: Results of last night's mtg. 6-21-10 with Riverfront assoc. trustees

- John Dunham started with an apology about not permitting me to attend the 6-16 mtg. John said that I surprised them by coming and they wanted me to address the Membership's concerns after they met. I accepted his apology and suggested we move forward in a positive manner. I did tell the trustees that I believe it would have cleared up the issues.
- I took the Trustees to the west side of the Village bldg and showed them a rain garden. The majority had never seen one.
- I explained that after the other actions the Jan 2nd article in the Dispatch about Columbus constructing rain gardens to filter the water coming from the parking lots around the reservoirs gave me an opening to try a new approach in mtg. with director Arsh and later Administrator Westerfield. They liked the concept and I clearly stated that nothing was to affect the residents with stewardship agreements or deep water docs.
- Informed them that on May 26th Rick Westerfield, John carter and Lynn Kelly came up to meet with me to discuss 2 things.
 - The project they are engaged in with the rain gardens at the parking lots
 - The idea of rain gardens (trial/s) on the City property behind Shawnee Hills.
- I explained to the Trustees that I would not take someone with a negative history with Columbus into the mtg. and that included Ed Swanson and Rob Miller. They disagreed and I told them they can pick whomever they want in the mtgs. With the city but I firmly believe that it is a detriment to negotiations to include anyone with "bad blood" from the past negotiations.
- The Trustees gave me a letter that contained a motion passed by the Riverfront association members at the 16th mtg. It was passed 18 for and 1 Nay.
- "We direct the Trustees to draft a letter to the Mayor of Shawnee Hills to advise the Mayor that the Association Members request representation in all meetings and negotiations he may have with other government agencies with respect to riverfront matters".
- I told the Trustees I have no problem and will but do highly suggest it is someone without a negative history.
- The letter also stated that "the members also requested that we ask you, Mr. Mayor, if you would meet with our association to share information regarding a rain garden or any other proposal which you may have. We will be in touch with you to determine a date which meets your schedule"
- The letter also stated that there was a positive reaction to the lowering of property taxes for which they thank you Mr. Mayor, for achieving.
- I let the Trustees know that is what I intended to do at the mtg. on the 16th and I am available on Wed the 30th to meet if they want.
- I informed the Trustees that I had received a call on Saturday from Daryl Sanders and he asked me to explain the rain garden and what a trial could consist of on his property and I explained it and he said he was interested. I emailed Dr. Westerfield and John Carter cc Daryl Sanders and requested a mtg. on Daryl's property to frame out a trial and recommended that the City drop the lawsuit they have against Daryl and save both the city and him money.
- I asked the Trustees who they wanted to attend and they said Rob Miller. I again recommended that they not mix in anyone who had a history with Columbus but they disagreed. I told them I would let Rob know when the City responds.

- I asked the Trustees if they wanted to take the lead on contacting Dublin Schools who are contesting the Property (tax) valuation drop of over \$50K. They wanted me to take the lead and involve Rob Miller.
- In Closing I told the Trustees that my view is different than theirs. Mine is the safety and welfare of the Village. My objective in dealing with Columbus on the rain gardens was to potentially afford residents who don't have the Stewardship agreements an avenue to get less weeds, ticks, rodents and mosquitoes that affect the entire Village. This was to set up a win – win and not have any impact on the agreements that were in place.
- Jay Featherstone (one of the Trustees) stated he wish he had the rain garden since he is selling his house.
- I stated to the Trustees that my feeling is if implemented properly this will help improve the values of their homes.

The mtg. ended

Thanks!

Pat

Pat Monahan

Mayor Shawnee Hills, OH.



City of Columbus
Mayor Michael B. Coleman

January 15, 2009

Department of Public Utilities

Tatyana Arsh, P.E. Director

Mr. Robert R. Miller
9368 Shawnee Trail
Powell, Ohio 43065

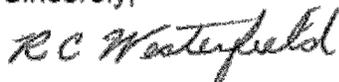
Dear Mr. Miller:

Last Paragraphs:

Our representatives have inspected the reservoir property along Shawnee Trail and determined that the majority of our neighbors are complying with our program guidelines; however, there remain a small number of individuals that are not meeting the recommendations of the Waterways Management Task Force and are maintaining encroachments on City owned property. It is the desire and recommendation of the Department that the members of the Shawnee Trail Homeowner's Association and the Watershed Management Section work together to remove these remaining encroachments. The Department remains committed to honoring existing Land Stewardship Agreements with current neighbors along Shawnee Trail until these individual properties are transferred to new ownership. At the time of transfer these areas will be required to meet current regulatory standards.

Lastly, the Department understands that the City of Columbus fully recognizes and supports the existing recommendations of the Waterways Management Task Force as evidenced by the City's approval of the individual reservoir management plans at the time of their creation. The Department is determined to continue collaborating with all contiguous property owners to implement the guidelines of these management plans as originally intended. Your support and cooperation is greatly appreciated. Should you have any questions, please contact me at 614-645-7020.

Sincerely,



Richard C. Westerfield, P.E., PhD, Administrator

I do want to clarify a few points since I have spent an inordinate amount of time dealing with this issue:

I was asked by the "Riverfront Association" to engage

I have clearly stated that their single biggest issue is the right to mow.

My concern as Mayor is the health and welfare of the Village = mosquitoes, ticks, rodents, etc.

Little progress has been made prior to 2009 for 10 yrs.

The people voicing the biggest concerns have been those with the mowing rights

I have clearly told Columbus on multiple occasions that any agreement would not touch any of the current stewardship agreements

Rain Garden Agreement would be done on a trial basis with the agreement of the home owner. Daryl Sander is interested in the trial and I am working to set up a mtg. with Columbus. I have suggested to Columbus that the lawsuit that they levied on Mr. Sander for cutting trees the City designated as dead back in 2006 could be dropped and save both the City and Daryl money.

I asked the "Riverfront Association" whom they would like me to take with me to the mtg. with the City and Daryl Sander. I had suggested Rich Vedell because of his dual role. They want me to take Rob Miller and I stated that I would but firmly believe that taking Rob or Ed Swanson (someone with a past history with the City) into the mtg. was much like shooting one's self in the butt!

In closing this subject I have spoken with Dave Probst and he suggested in light of the second to last paragraph of the letter sent to Rob Miller by Rick Westerfield in Jan 2009 it may be a good avenue to bargain a "Rain Garden" agreement for "the incoming

property owner as an alternative. Under the current circumstances (letter) someone selling and buying the property that abuts the Columbus Riverfront property has no guarantee of anything but weeds. I am sure Ed Swanson can tell us what the affect is on the sale price.

This is the way to return the property values!

On June 21st I made contact with the Ohio Wildlife Center Board President John Meyer to start the late summer (Sept) Village Appreciation Picnic. I have received a couple of volunteers (Sally Heximer, Jim Gauldin + possibly Stacy or Mike McVan and Mark K. We are mtg. with Bryane and John this coming Friday morning at Hellas to kick off the planning.

More to come on this!

I have asked Ed to get with Fire Chief Todd Cooper to get his recommendations for a couple of new fire hydrants along Dublin Rd.

Last week I attended the Ohio Mayor's Conference. It was very productive and I attended a number of sessions:

- Media Interviewing Skills Workshop
- Ethics and Conflicts
- Public Records
- Local Technical assistance Program
- Session for Village Mayors

The Mayor's Conference is very helpful and an excellent way to network. I believe our involvement over the last couple of years was partially responsible for our getting the paving grant we received.

I am working with Delaware County Commissioner Todd Hanks asking him to set up a meeting with Kevin Kennebeck – General Mgr. CFO Muirfield Village Golf Club to discuss the moving of the Dublin water tower.

More to come on this!

The Dam Jam will be held on Glick Rd on Friday July 16th.

Please remind family and friends to attend.

Pro Tem Report

Pro Tem Clippinger said she received some correspondence from MORPC and she was invited to join their Watershed Planning Partnership. She read part of the letter: MORPC invites you to participate in the development of a balanced growth plan for the Upper Scioto Watershed.

MORPC is the regional planning commission for Central Ohio and will be serving as facilitator of the balanced growth planning process. This process will bring communities in the watershed together to plan for land uses that protect areas requiring conservation while encouraging cost effective development to accommodate future growth and the balanced growth planning process is voluntary, locally driven and incentive based, participation does not require a fee or any other financial commitment. The resulting balanced growth plan will not create any additional regulations for local governments but may include recommendations. Each communities

governing body decides how to implement the final plan. This meeting is going to held Thursday, July 15 from 4pm to 6 pm at the council chambers in the Dublin Municipal Building and she is going to open it up to Council and if anyone would like to go with her feel free to let her know.

She also asked Council if they received the communication from Mr. Wayne Gordon. He is interested in joining the BZA and he sent a resume to Council by way of email which she had requested him to do, he is here this evening if Council has any questions for him.

Mr. Gordon addressed Council and said he was available to answer questions. Council member Clippinger said she just wanted to make sure that Mr. Gordon was aware that the BZA only meets when necessary, they do not meet every month.

It was moved by Clippinger, seconded by Gauldin to break for ten minutes. Following vote on the motion was recorded: yea, 6; Callender, Clippinger, Dalvi, Garren, Gauldin and Vedell. Nay, none. Chair declared the motion passed by a 6-0 vote.

It was moved by Clippinger, seconded by Gauldin to reconvene: Following vote on the motion was recorded: yea, 6; Callender, Clippinger, Dalvi, Garren, Gauldin and Vedell. Nay, none. Chair declared the motion passed by a 6-0 vote.

It was moved by Clippinger, seconded by Callender to appoint Wayne Gordon to the Board of Zoning Appeals for a three year term. Following vote on the motion was recorded: yea, 6; Callender, Clippinger, Dalvi, Garren, Gauldin and Vedell. Nay, none. Chair declared the motion passed by a 6-0 vote.

Legislative Actions

Second Reading – Public Hearing – Ordinance 13-2010- An Ordinance adopting the Plan of Operation and Governance for the Electricity Aggregation Program for the Village of Shawnee Hills with FirstEnergy Solution, and declaring an emergency. Council member Clippinger asked if this was the ordinance that Brian was talking about with the contract language. Brain said it was in the next reading Resolution 26-2010. Council member Dalvi said he wanted to comment that people have voted but they are still unclear about what exactly this is. There are at least three or four residents that have specifically told him that they have no clue. Council member Dalvi said there has been no attempt by FirstEnergy to send out information to the residents which they had promised to do. For the record our residents have no clue, they do not understand this. Council member Clippinger said she thought that Tim Suter was going to be here tonight to answer any questions. Ed said that Tim said he was going to be here. Mayor Monahan said he agrees that there should be some information sent out. Council member Dalvi said that Tim did say that he was going to send out some flyers, FAQ's etc to the residents. Council member Garren said we need to be very diligent in making sure that the residents understand what this is. It was voted for but there is still a great percentage of the community that didn't come to vote and this will be a shock to them, whether or not it should be, we still need to make sure. Ed said that folks were told about this, it was sent out in a newsletter, they didn't show up for the meeting on it. How much more can we do? Council member Garren said we can do more. Mayor Monahan said he has a concern on going back and changing a contract that everyone else has

used because you are going to have legal stuff on legal stuff but as far as information goes he is in total agreement. Council member Dalvi said the residents gave us the right to negotiate but he would reckon that none of us here when asked the question what it means can explicitly tell our residents what it means. He cannot. He said he is asking about, if someone tells him what this is today, what it means, he has no cheat sheet, like a one page that says what it means that is what he is asking for, for himself and hopefully for all the residents. Shirley said that once the governance plan is passed there will be a one page letter going out to the residents. It cannot be sent until the governance plan is passed. Council member Garren said that people need to understand that it is an opt out program, that if they do nothing they are in. Council member Callender said that is what this letter says, if they are smart enough to read the language in the letter that comes to them in the mail they should either sign it or don't sign it. Council member Garren said she does not understand why if we don't do this tonight we can't do it. She does not understand the timing of it. Ed said because there is a time frame involved with First Energy, he is not exactly sure, he can't answer that. He said if it is not passed tonight it will be a dead issue and it may not be offered again. Council member Dalvi said we rushed to put this on the ballot and he never thought after that that there would be a 30 or 60 day time frame to get this approved so this is the first time he is hearing this. Council member Vedell said there has been an offer, there's been no acceptance. He said it sounds like there is a validity date that says this is valid until this date and if that date passes then the offer expires. That is what he is hearing. Ed said that is what he was trying to say. Council member Garren said she would like for Brian to tell us, from a legal perspective, this is where we are at with this thing. Brian said there are two separate things, the plan of operation and governance explains exactly how the whole program works and that is where that letter is that will eventually go to all the residents. He said if you read through the plan it does explain to you exactly what this is. Council member Dalvi said no one is doubting that this is the right thing to do he is just saying that when you send this letter out we will still have questions from some of the residents just like we had, that they don't understand it clearly. Council member Garren said we owe it to the public to have this thing run its course. Ed said he thinks it has run its course. Shirley said they can call First Energy to get their questions answered and the opt out letters come back to the Village and they can call the office also with questions. Council member Garren said we have entirely too many pieces of legislation come through as an emergency, it's getting to be too much and she does not want this Council to be known as the Council of emergencies, or trying to push things through under the table and she thinks this is an important item and we owe it to the public to at least let it run its course and she does not clearly understand the deadlines around why this has to be an emergency and she is not expecting you to explain it to her Ed, there is supposed to be a representative here and he is not here and we truly don't understand the deadline they are up against and that is of great concern to her. Council member Vedell said to Council member Garren, what he would like to know is, you said to run its course, how is that going to run its course, do you think that by waiting another two weeks, it is going to run the course. She said yes; give the opportunity for the public hearing. Council member Vedell said this is the public hearing tonight and they residents are not here. Shirley said that she had to advertise this in the paper and the last Council meeting and this Council meeting were the public hearings for this piece of legislation. Council member Dalvi said that procedurally we have done what we had to do as a Council. He said when he met with FirstEnergy they had talked about doing a little bit more in terms of informing the residents by sending them brochures and doing all that stuff and they have not done that. He said he is not against this program he just thinks they should have sent out the information. Mayor Monahan

said he agrees with Kris that we have to get to fewer emergencies. He said on this one we have had two public hearings, we also had an agreement that we would not do it on the first and that's the one that bothers him the most and he agrees with that. He said he believes we had sent this out in a newsletter and explained that it was an opt out program. He will commit to you that they will be sending something out explaining that though and a cheat sheet too. Brian said on page 10 of the operation and governance plan Appendix A is education process and it actually lists things that FirstEnergy is going to do to educate the folks once you agree with the plan because once the residents are educated then they have the choice to do whatever they want. Adopting the plan and entering into the agreement doesn't mean all the residents can all say forget it I don't want it. Council member Dalvi said he specifically asked FirstEnergy for a one page FAQ to explain to the residents and they said they would provide that. Mayor Monahan said it will be done. Council member Vedell said he wants to go back to Mahesh's point and to Kris's point, first of all if someone makes a promise they should keep it and if they don't then he gets to wondering why not so if we have other problems later on are we going to get the same kind of treatment, is he is really not happy with that. Kris if you are waiting for this Village to come here and speak their mind you are going to die of an old age before you ever see that. If we could make that happen that would be great. The only time we had a group of people here was one; when we talked about the commercial plan and two; when we talked about the commercial plan. Council member Garren said her point is similar to Mahesh's is that we have kind of gone over and above to communicate to the community because this is a big issue and we can't necessarily rely on people, I don't read the paper every week, can't necessarily rely on people to read the paper and see it buried someplace in the paper that this is happening and even to pay attention to what is going on at Council because people have their own lives going on and she just thinks number one we owe it to the community to go over and above on what we are communicating to them with regards to this and what you are talking about I believe serves that purpose and that wasn't done. She said her other point is she doesn't feel like she understands why it needs to be an emergency. Council member Vedell said he thinks we explained it, either the offer expires or they are going to withdraw the offer. If an offer is made they have the right to withdraw the offer before you accept it, basic contract law. Council member Garren asked if Brian reviews all the contracts. Brian said yes. She said so you reviewed this contract and you know what the expiration date. Brian said the contract or the operation plan. She said she was talking specifically the one that says we have so much time. Ed said he can't tell you exactly why and he apologized and said he should know that but he doesn't but he thought that Tim was going to be here tonight to explain things. Council member Vedell said how do you know that. Ed said that Tim told him at the last meeting that he would be here and that is why we are having the second meeting tonight in order to squeeze this in to get this in in the time frame that FirstEnergy required. Brian said the agreement that you are going to enter into is good from June 2010 until May 2018. So that's the term of the agreement that you are going to enter into. This idea of how long you have to enter the agreement is separate from the agreement. Its here's your agreement get back to me by Friday or I am taking it off the table. Shirley said the attachment to the master agreement and the term is July 2010 to May 2018 so in order to get this going in July, for people to get their discounts we need to get this passed. It was moved by Vedell, seconded by Clippinger that the rule requiring readings on three separate days be suspended and this Ordinance shall pass on its second reading. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Garren, Gauldin and Vedell. Nay, one: Dalvi. Chair declared the motion passed by a 5-1 vote. It was moved by Vedell, seconded by Callender to pass Ordinance 13-

2010. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Garren, Gauldin and Vedell. Nay, one; Dalvi. Chair declared Ordinance 13-2010 passed by a 5-1 vote.

Second Reading- Public Hearing - Resolution 26-2010 A Resolution authorizing the Mayor and the Fiscal Officer to sign the Master Agreement to provide services to an Aggregated Group between the Village of Shawnee Hills, Ohio and First Energy Solutions, Corp. and declaring an emergency. It was moved by Vedell, seconded by Callender that the rule requiring readings on three separate days be suspended and this Resolution shall pass on its second reading. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Garren, Gauldin and Vedell. Nay, one; Dalvi. Chair declared the motion passed by a 5-1 vote. Council member Clippinger asked if we needed to do anything about the language in this agreement. Brian said based on the conversation with FES counsel there is not much we can do. When he read through the agreement there were only three things that came to mind when he read through them. Section 1.1.1 said that FES would help the Village become a certified governmental aggregator and he thinks they answered his question that was are you going to actually help us become a certified aggregator and he thinks this part shows they will. Section 4.1 talks about additional metering or monitoring equipment that he believes has to be paid for by the homeowners. He thought the Village would have to have their own metering and he thought how are they going to do that. Council member Dalvi said right now in Boulder Colorado electric companies are putting smart meters in which allows you to better control it. By signing this thing we are making ourselves, for the next 10 years or 8 years per this contract, not be able to be part of the smart meters. What it does, the company that does it subsidizes it, and then gives it. The smart metering has been rolled out and has been very successful in Boulder. It has now been tried out in Westerville, smart metering allows you to have control and it reduces your cost significantly because you are now able to control the usage and the cost. There are a lot of things like this, because of the length of the contract that he is uncomfortable with. He just does not want us to be tied or handcuffed. Council member Callender said we always have the option to opt out; you would have that option personally to opt out. Brian said the last section he had concerns with was section 8.1.1 that talked about the limitations of liability and that is where he requested the language be made stronger to actually indemnify us and they said no. It was moved by Callender, seconded by Gauldin to pass Resolution 26-2010. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Garren, Gauldin and Vedell. Nay, one; Dalvi. Chair declared Resolution 26-2010 passed by a 5-1 vote.

Third Reading- Resolution 20-2010 – Amended- Sponsored by the Finance Committee – A Resolution to authorize the Mayor and Fiscal Officer to enter into a contract with Eric J. Burden for Prosecutorial Duties for the Village of Shawnee Hills, Ohio. It was moved by Vedell, seconded by Callender to pass Resolution 20-2010. Following vote on the motion was recorded: yea, 6; Callender, Clippinger, Dalvi, Garren, Gauldin and Vedell. Nay, none. Chair declared the Resolution 20-2010 passed by a 6-0 vote.

Third Reading- Resolution 21-2010 – Sponsored by the Finance Committee – A Resolution to authorize the Administrator to enter into a contract with Kincaid Wastewater Services Inc. as Operator of the Sanitary Sewer Pumps station for the Village of Shawnee Hills, Ohio. Council member Vedell asked if there was an increase in price. Mayor Monahan said \$6.00 a month. It was moved by Garren, seconded by Vedell to pass Resolution 21-2010. Following vote on the

motion was recorded: yea, 6; Callender, Clippinger, Dalvi, Garren, Gauldin and Vedell. Nay, none. Chair declared Resolution 21-2010 passed by a 6-0 vote.

Third Reading- Resolution 22-2010 – Sponsored by the Finance Committee – A Resolution to amend the Employee Handbook for the Village of Shawnee Hills, Ohio. it was moved by Gauldin, seconded by Clippinger to pass Resolution 22-2010. Following vote on the motion was recorded: yea, 6; Callender, Clippinger, Dalvi, Garren, Gauldin and Vedell. Nay, none. Chair declared Resolution 22-2010 passed by a 6-0 vote.

Second Reading- Public Hearing - Ordinance 12-2010 – Sponsored by the Rules Committee – An Ordinance to amend Section 121.02(d)(4) of the Codified Ordinances of the Village of Shawnee Hills, Order of Business

Second Reading- Public Hearing – Resolution 27-2010 – A Resolution to repeal Resolution 08-2010 and to authorize the Mayor and Fiscal officer to contract with 1 & 1 Internet for email Service for the Village of Shawnee Hills Ohio and Declaring an Emergency. Council member Callender asked why does this have to be an emergency. Mayor Monahan said this was asked by Council member Garren last time. This is the one that would give us the come up file so we could do less emergencies. This is to get us over in compliance on our email service. Council member Dalvi said this platform allows us to do website also. Council member Clippinger said she thought the other contract was up and that was why we were doing this as an emergency. Mayor Monahan said we are doing it as an emergency to try to get into full compliance. Brian said we are in compliance with the public records law; he wants to be clear on that. This would just make it easier. Council member Gauldin said one of the goals here was to try to get personal computers for Council and others out of the scenario of a public files request in that this new email service you could data mine to access things for that type of public records request. So we are hoping that this then frees up personal computers from taking direct emails and then if there is a court case your computer gets pulled for forensic data mining. Council member Dalvi said we are starting with the very basic package right now but there are a lot of bells and whistles that we can add on to. It was moved by Dalvi, seconded by Gauldin that the rule requiring readings on three separate days be suspended and this Resolution shall pass on its second reading. Following vote on the motion was recorded: yea, 4; Callender, Dalvi, Gauldin and Vedell. Nay, 2; Clippinger and Garren. Chair declared the motion failed by a 4-2 vote.

First Reading – Ordinance 15-2010 – An Ordinance to reappropriate funds for current expenses and other expenditures of the Village of Shawnee Hills, State Of Ohio, during the fiscal year ending December 31, 2010 and declaring an emergency. Shirley said that she received an invoice from Sands Decker for the sidewalk project that she had not anticipated so she made changes to the TIF Fund to account for this expense. She asked for the emergency because the next ordinance is the CPS bill and we can't go over 30 days or the bill will be late. It was moved by Dalvi, seconded by Clippinger that the rule requiring readings on three separate days be suspended and this ordinance shall pass on its first reading. Following vote on the motion was recorded: yea, 6; Callender, Clippinger, Dalvi, Garren, Gauldin and Vedell. Nay, none. Chair declared the motion passed by a 6-0 vote. It was moved by Gauldin, seconded by Callender to pass Ordinance 15-2010. Following vote on the motion was recorded: yea, 6; Callender,

Clippinger, Dalvi, Garren, Gauldin and Vedell. Nay, none. Chair declared Ordinance 15-2010 passed by a 6-0 vote.

First Reading – Ordinance 16-2010 – An Ordinance authorizing the payment of the invoice received from Sands Decker CPS and declaring an emergency. It was moved by Garren, seconded by Gauldin that the rule requiring readings on three separate days be suspended and this Ordinance shall pass on its first reading. Following vote on the motion was recorded: yea, 6; Callender, Clippinger, Dalvi, Garren, Gauldin and Vedell. Chair declared the motion passed by a 6-0 vote. It was moved by Callender, seconded by Clippinger to pass Ordinance 16-2010. Following vote on the motion was recorded: yea, 6; Callender, Clippinger, Dalvi, Garren, Gauldin and Vedell. Chair declared Ordinance 16-2010 passed by a 6-0 vote.

First Reading- Resolution 28-2010 – Sponsored by Mayor Monahan – A Resolution to increase the rate of pay for Erin Cullen, Police Officer for the Village of Shawnee Hills, Ohio. Council member Clippinger asked if the reviews had been done. Mayor Monahan asked Chief Lefever if Erin's was done. Chief Lefever said negative. He said they do not have one. He believes it was one that he Mayor had done previously. Mayor Monahan said he will pull up his copy and asked the Chief to do a new one on Erin.

First Reading – Resolution 29-2010 – Sponsored by Mayor Monahan – A Resolution to increase the rate of pay for Ed Swanson, Village Administrator for the Village of Shawnee Hills, Ohio. Mayor Monahan said the review has been done on this.

First Reading – Resolution 30-2010 – A Resolution authorizing the Administrator to sign the contract with Columbus Asphalt for the Sidewalk Improvement Project for the Village of Shawnee Hills, Ohio and declaring an emergency. Council member Vedell said he had a concern that we went from 6 feet to 4 feet. One of the things that we did is we went away from the stamped concrete because we couldn't get it throughout the Village, it's hard to maintain, it starts to look bad after a while, so we decided that we would go with regular concrete which he was ok with that but he heard we went to 4 feet and he wants to demonstrate to all of you the difference between 6 feet and 4 feet. He then proceeded to place tape measures on the floor at 6 feet and 4 feet and asked for participates to stand on those sizes to really show the difference in the width of the sidewalks. Council member Callender asked what Dublin's or Powell's sidewalk standard was. Ed said he did not know, he said Columbus was 4 feet and it meets all the ADA requirements. He said he does not care what Council does but if we do the 6 foot it will take years to get completed. Council member Vedell said that the 4 foot sidewalks look dorkey, they look hicky, they do not look good and it does not provide what you want to provide. He said one of the things that has been talked about is riding a bicycle and if you ride a bicycle there is no way that the person riding the bicycle and get by someone walking on the 4 foot sidewalk, with 6 foot you can. Mayor Monahan said we were hoping that the bids were going to come in good and he would contend that the \$25,000 grant from Delaware County was a good thing but Delaware County had to issue the bid and he would suspect that people looked at the bid and said Delaware County versus Shawnee Hills and we had two of them come in at 190 and 197. He said where do you stop the sidewalk, do you stop it at the Municipal Building and not run the rest of the way up and do that later and make it 6 foot or what's the alternative. One of the alternatives that came up was what if we make it 4 foot. Council member Vedell said he understands that but he is

opposed to that and he thinks it would be better to run the 6 foot and just go as far as we can. Council member Clippinger asked where was this money coming from again. Ed said that \$40,000.00 was coming from the General Fund, 25,000.00 from Delaware County and 77,700.00 from the TIF Fund, \$142,700.00 total. Council member Gauldin said if you had to make a guess where do you think the 6 foot sidewalk would end with the money that we have. Ed said probably right around the municipal building. Council member Vedell asked if we were starting at the south end and moving north, that's only half the distance. Ed said there is an area that is going to take a lot of money. He said the distance is just a guess, maybe one street further. He said the area between Osage and Waterview is going to cost about \$27,000.00. Council member Dalvi said if we do it in phases we can do the remainder next year. Ed said that Dublin probably only has 4 foot sidewalks, that is standard. Council member Vedell said he does not like that argument because he argued that Dublin has no offsets and everybody said we don't want to be Dublin, now we are using the argument that Dublin does it and he does not like that argument. Mayor Monahan said Ed used Columbus before. Council member Dalvi said if you do 4 feet now and then people don't like it, it would cost us a whole lot to add 2 feet. If we can go with the money we have and then finish the project next year. Shirley said we only get about \$18,000.00 a year in for the TIF funds and we can only spend that up to Cherokee and we won't be getting any money in for the TIF District 2 unless someone builds in that area. Council member Clippinger said if we decide to go with six feet and just go as far as we can do we have to go out for another bid. Ed said if we go with 4 feet or just a partial way with the six feet we are negotiating with the contractor right now to see if we can do a change order with them if they agree to the same unit price that they bid with for the entire project. If they do not agree to that then we can put it out for bid again. Mayor Monahan said if we get about \$18,000.00 in the TIF funds each year and if you have about a \$27,000.00 section maybe we can skip that section this year and do it next year and go as far as we can this year. Council member Vedell asked if the \$27,000.00 piece was between Walgreen's and El Vaquero's. He was told yes. He said why don't we just start at El Vaquero's. Mayor Monahan said that was where he was headed. Council member Callender said with the intersection improvement, that is going to be all torn up anyways so we are putting a sidewalk in that will be demolished. Council member Vedell asked why did we put out a bid with an \$180,000.00 estimate when we only had \$142,000.00. Ed said we hoped to get a bunch of bids and get a lower price due to a lot of people being out of work. Council member Vedell said he has said that we should put in lesser unit prices and make it a lower bid so people would match it. Council member Gauldin said in the end we have to come to a decision tonight and I bet we could beat this thing for another hour if we try so his question is how do we proceed forward. All of Council said they want a six foot sidewalk. Mayor Monahan said since we have agreed to the six foot sidewalk do we go as far with the six as we can. Council member Vedell said yes and we start at El Vaquero and go north. It was moved by Dalvi, seconded by Gauldin that the rule requiring readings on three separate days be suspended and this resolution shall pass on its first reading. Following vote on the motion was recorded: yea, 6: Callender, Clippinger, Dalvi, Garren, Gauldin and Vedell. Nay, none. Chair declared the motion passed by a 6-0 vote. It was moved by Garren, seconded by Clippinger to pass Resolution 30-2010. Following vote on the motion was recorded: yea, 6; Callender, Clippinger, Dalvi, Garren, Gauldin and Vedell. Nay, none. Chair declared the Resolution 30-2010 passed by a 6-0 vote.

First Reading- Resolution 31-2010 – A Resolution authorizing the Administrator to sign the contract with Chemcote for the 2010 Paving Improvement Project for the Village of Shawnee

Hills, Ohio and declaring an emergency. Mayor Monahan said this bid came in at \$59,002.60. It was moved by Dalvi, seconded by Callender that the rule requiring readings on three separate days be suspended and this resolution shall pass on its first reading. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Dalvi, Gauldin and Vedell. Nay, one; Garren. Chair declared the motion passed by a 5-1 vote. It was moved by Vedell, seconded by Dalvi to pass Resolution 31-2010. Following vote on the motion was recorded: yea, 6; Callender, Clippinger, Dalvi, Garren, Gauldin and Vedell. Nay, none. Chair declared Resolution 31-2010 passed by a 6-0 vote.

First Reading- Ordinance 14-2010 – An Ordinance to create a TIF area pursuant to Section 5709.40(B) of the Ohio Revised Code, declare improvements of certain parcels of real property located in the TIF area to be a public purpose, exempt from real property taxation 100% of those improvements, require the owners of those parcels to make service payments in lieu of taxes, provide for the distribution of the applicable portion of those service payments to the Dublin City School district, establish a municipal public improvement tax increment equivalent fund for the deposit of the remainder of those service payments, specify the public infrastructure improvements to be made within the TIF area that directly benefit those parcels, to approve and authorize the execution of a tax increment financing agreements with respect to the TIF area. Council member Garren asked for a brief explanation of this ordinance. Shirley said that TIF stands for Tax Increment Financing and what it does is: if a property is improved, the improved value in property taxes will come to the Village instead of going to other areas such as MRDD, library, etc. She said that the Dublin City Schools will be kept whole; they will not be affected by this TIF.

Committee Reports

There were no committee reports.

Bills

Council member Gauldin asked about the AT&T Mobility bill and knew that Shirley had made some changes to it and wanted to know what changes were made. Shirley said that this was changed to a family talk plan and all the rollover minutes would be combined instead of being separate and that it was going into effect immediately. He also asked about the BP fuel bills it specifies what type of gas was purchased and some was premium and some were regular and wanted to know if there was a way that we decide when premium is to be purchased instead of regular gas. Chief Lefever said that the standard is regular gas and he does not know why the premium is being purchased. He will look into this and put a memo out to the department to only use regular gas. Council member Clippinger asked if there was a reason we only use BP. Shirley said she just applied for another credit card through Exxon Mobil. Chief Lefever said BP was the most convenient because it is opened 24 hours but he thought it would be nice to have a backup plan also. It was moved by Garren, seconded by Gauldin to pay the bills in the amount of \$23,544.00. Following vote on the motion was recorded: yea, 6; Callender, Clippinger, Dalvi, Garren, Gauldin and Vedell. Nay, none. Chair declared the motion passed by a 6-0 vote.

Treasurer's Report

It was moved by Vedell, seconded by Clippinger to approve the following treasurer's report: General Fund 213,322.78, Street Fund 49,997.55, State Highway Fund 3,798.80, Enforcement

and Education Fund 1,560.00, Computer Fund 7,908.97, Fire Fund 104,430.24, Weed Fund 6,365.50, TIF Fund 80,174.45, Veteran's Memorial Fund 1,093.18, Building Expansion Fund 700.00, Capital Projects Fund 12,275.84, Sewer Operating Fund 62,365.07, Sewer Replacement Fund 10,000.00, Storm Sewer Fund 8,490.29, Enterprise Debt Service Fund 55,391.57 and Enterprise Debt Service Reserve Fund 92,382.36 for a total of \$710,256.60. Following vote on the motion was recorded: yea, 6; Callender, Clippinger, Dalvi, Garren, Gauldin and Vedell. Nay, none. Chair declared the motion passed by a 6-0 vote.

Miscellaneous

Council member Gauldin said he had a couple of nice comments from some residents about our police effort during the tournament. It was all positive and everybody was very happy and the people that have come through or whatever said hey I stopped and talked to so and so and they were very nice, they looked like they were doing a good job.

Mayor Monahan said he and Jim were getting together tomorrow night to work on signage.

There being no further business, it was moved by Clippinger, seconded by Gauldin to adjourn until July 12, 2010. Following vote on the motion was recorded: yea, 6; Callender, Clippinger, Dalvi, Garren, Gauldin and Vedell. Nay, none. Chair declared the meeting adjourned at 9:30 p.m.

Fiscal Officer

Mayor