

**Minutes of the 133<sup>rd</sup> Meeting of the  
Village Council of Holiday City, Ohio  
May 4, 2006**

The 133<sup>rd</sup> meeting of the Village Council of Holiday City, Ohio was called to order at 7:00 p.m. at 13918 Co. Rd. M, Holiday City, Ohio on May 4, 2006 by Mayor Sean Rupp.

The Clerk called the roll. Present were the following:

Blair Campbell - Deputy Administrator  
Josephine Clark – Councilwoman  
Daniel Clum – Village Administrator  
Dennis Hutchison – Councilman  
Kerrie Hutchison – Councilwoman  
Kristie Keil - Councilwoman  
Ron Keil – Councilman  
Ron Keil, Jr. – Councilman  
Sean Rupp – Mayor  
Lauri TenEyck-Rupp - Clerk /Treasurer

Mayor Rupp led the assembly in the Pledge of Allegiance.

Minutes of the April 6, 2006 meeting of Council were presented and reviewed. Mayor Rupp updated Council that Menard has signed off on the road approval. So, the County is proceeding with bidding the new road project. A motion was made by Kerrie Hutchison to approve minutes. Ron Keil Jr. seconded. Motion carried.

Norm Echler from Bryan Municipal Utilities has returned to discuss the sole source aquifer.

They do have the support of Edgerton, Bryan, West Unity, and Stryker. Not just here for the money; but, would like a letter of support. Fear that this designation may prompt new regulations is a concern that Norm has heard many times since the last time he was here. He researched looking for negatives and he hasn't found anything detrimental to business and industry or the residents of places that have a sole source aquifer designation. Nor has he heard that it was bad on economic development. It did play a factor in not letting a demolition landfill come into an area. Mayor Rupp's concern is the economic development side – hasn't really gotten definitive answers to his questions. Will it add another layer of "stall" or another layer of EPA's concern on things? The Mayor hasn't found anyone saying, "We went through it: it didn't cause any problems or deter any customers from coming to the area..."

Norm said that pump tests need to be done to see if the well will sustain and recover naturally. Ron Keil asked how many gallons we pump out of it right now. The County takes more than all the cities combined. It produces more than all of the municipalities put together. Some of the farms take hundreds of thousands of gallons a day.

Ron Keil Jr. asked what they plan on doing with all the backing from the communities. The support letters help in getting the complete petition put together. Letters of support are included. Anyone can apply for this – a group of citizen or a government. The more support they show the more educated the public. Dan Clum believed there is a public hearing before the EPA can designate it. Ron Keil Jr. asked if the EPA is a “watch dog” for the aquifer. No, however, the EPA does look at federally funded projects to make sure they wont contaminate the aquifer.

Two forms of support: letter & financial. Engineering studies will need to be done so they are working on getting committed funds. They realize that some Villages don’t have funds to give.

No action was taken at this time to bring the matter back on the floor.

**RESOLUTIONS: R-2006-08**, a Resolution to oppose Tax and Expenditure Limitation (TEL) Constitutional Amendment, was presented and read. Dan explained information to Council and brought the following to Council’s attention – (third paragraph on the OML information pages)

1. 50% of the registered voters needed to pass anything
2. It can never be amended.
3. Limited on spending money in emergency situations
4. Police / Fire levies in peril

Dan said that the TEL is a limitation on how much Village budgets can grow.

There being no further discussion, Kerrie Hutchison moved to suspend the rules of the three readings and declare this resolution an emergency. Ron Keil seconded. Motion carried unanimously. Motion to adopt R-2006-08 was made by Denny Hutchison and seconded by Kerrie Hutchison. Upon roll call vote, the motion carried unanimously with no abstentions.

**R-2006-09**, a Resolution authorizing the Then & Now Purchase Orders issued April 18, 2006 (14-2006, 15-2006, 16-2006), was presented and read.

There being no additional questions or further discussion, Kerrie Hutchison moved to suspend the rules of the three readings and declare this resolution an emergency. Ron Keil seconded. Motion carried unanimously. Motion to adopt R-2006-09 was made by

Ron Keil Jr. and seconded by Denny Hutchison. Upon roll call vote, the motion carried unanimously with no abstentions.

**ORDINANCES:** Ordinance **2006-05**, an Ordinance to Amend the Electric Rate Schedule Rider "A", was presented and read. (Replaces Ordinance 2005-16) The Utility Committee met and discussed this and are now making this recommendation. They also reviewed the billing for the previous six months. We've had reasonably good success in the past six months. However, when you look at the number we bill, we have to remember the Power cost Adjustment includes the KWH tax, which goes into the General Fund. So, in essence, we shortchange the Electric Fund. When we set this up we made it for half of the KWH tax to come back to the Electric Fund. We need to recover the KWH tax that is going into the general fund – either add the entire amount of the KWH tax to the cost or get all of the tax from the general fund. Our average PCA factor is 1.9 cents. Compared to other communities, we are doing well for our customers. We aren't collecting everything we bill and the KWH tax is going to general fund. The rates need to be stabilized so the PCA is just a minor scenario. This should help us generate some revenue to cover our expenses in the Electric Fund. Mayor Rupp said we need to start safeguarding some funds to be ready to build a sub-station sometime in the near future.

Essentially, the committee would like to amend the PCA rider to include the entire value of the KWH tax in the calculation to come up with the PCA. Make up for the money that is going to the general fund and keep that back to pay the power bill. This fine tunes the PCA: being as fair as we can to our customers without jeopardizing the system.

There being no further discussion, Ron Keil Jr. moved to suspend the rules of the three readings and declare this ordinance an emergency. Kristie Keil seconded. Motion carried unanimously. Motion to adopt 2006-05 was made by Ron Keil Jr. and seconded by Kerrie Hutchison. Upon roll call vote, the motion carried unanimously with no abstentions

Ordinance **2006-08**, an Ordinance finding the bid from Quality Lines for the construction of a 12KV power line from Selwyn Drive to Township Rd 15 to be the lowest and best bid and recommending acceptance of the bid, was presented and read. Mayor Rupp said the bids came in better than expected. Dan Clum reviewed the bids with Council. We received bids from four responsible bidders. There is a narrow window because of the need to temporarily shut down Pioneer. The low bidder was very clever; bid a flat rate. (Bidding information was handed out in Council's packets and is attached.) 120 days to complete.

There being no further discussion, Kristie Keil moved to suspend the rules of the three readings and declare this ordinance an emergency. Ron Keil seconded. Motion carried

unanimously. Motion to adopt 2006-08 was made by Kerrie Hutchison and seconded by Josephine Clark. Upon roll call vote, the motion carried unanimously with no abstentions

**Clerk/Treasurer Report:**

Lauri Rupp presented copies of monthly reports for April 2006 for Council to review. (Fund Status, warrant register receipt register, budget vs. actual, and disbursements vs. appropriation reports – all attached.)

Deposits for April included \$784,956.57 into regular checking. After expenses of \$759,667.86, the remaining balance is \$416,162.17. Interests on investments for the month of April include \$286.54 (Savings) and \$583.79 (Star-Ohio). The total investment balance is \$319,556.12.

The following invoices were submitted for payment in addition to the regularly scheduled invoices:

Village of Montpelier	\$3000.00	May Fee O&M Agreement
Village of Montpelier	\$3154.00	April Transmission
Visa – F&M	\$ 451.35	Local Govt. Conf./OMCA Conf.
Zoll & Kranz	\$ 915.00	March Prof. Fees
Personnel Concepts	\$ 87.85	Required Employee Posters
Lauri Rupp	\$ 189.62	Reimbursements- Local Govt./OMCA Conf.
Pamida	\$ 5.99	Round-up weed killer
Kent State	\$ 240.00	Treasurer' Certification Training
Co. Treas. Educational Fund	\$ 95.00	Investment Training – Toledo -June 15
Oh. Assoc. Public Treas.	\$ 40.00	Annual Membership Fee
Oh. Assoc. Public Treas.	\$ 140.00	Annual Conference – October 4-6
Assoc. Public Treas. US	\$ 115.00	Annual Membership Fee-National Org.

A motion was made by Kristie Keil and seconded by Denny Hutchison to approve payments. Motion carried.

OWDA loan interest payment \$11,522.96. Sean believes we need to make a percentage of what we pay and what Menard pays. Dave Zoll read Section 5.03 of the Menard agreement. Lauri Rupp will prepare the paperwork necessary to pay the invoice at the next meeting.

The Clerk-Treasurer requested approval to attend three training sessions: Kent State (Treasurer's training), Investment training through State Treasurers, Assoc. of Public Treasurers October Conference. Council approved all.

**Legal Report:** David Zoll received a request for Notice of Commencement for the water tower. He will prepare the paper work and take care of getting it to the General Contractor.

**Mayor Report:** Went to Columbus with Chase Brass to AMP–Ohio and took them through on a “mission of understanding” to clear up some issues. All went well. Chase has a better understanding of how things work at AMP-Ohio and we hope to work together on this. There have been many meetings on electric issues.

**Visitor’s Report:** Still working on the poker run event.

**Audit Committee:** No report.

**Administrator’s Report:** (see attached)

Dan Clum reported a good lead on someone willing to work on our logo design (\$300). Where do we start with a logo? Sent a Holiday City pin and picture of the Village Hall. Dan believes Angela Lashaway and her group can do a fine job if we can give them a little direction.

Numerous meetings on the power line job.

Met with Pioneer – pole attachment agreement.

Updated power supply actual meter reading data for the load study for Toledo.

Working with Pearce for power cost factor corrections.

Plan sets were sent out. Pole line job.

Madison Township – plans sent.

Contacted the mason for the repairs to the bell tower.

Proceed with the repairs on the poles out front.

Mowing was to be done tonight – didn’t get done.

Larry Rummel went back to the seeding company to see if they will stand behind their seed. Looks like they wont. \$1100 for more seed – Larry will re-seed it for free. Now is the time to do it if we are going to re-seed. Kristie Keil moved to pay to for the seed. With a second by Kerrie Hutchison, motion carried unanimously.

Possibly putting another walk out front. Remove one bush and put a two footer where everyone already walks – directly in front of the door. \$6.5 / \$7 per square foot estimated. 7.5” below the exiting pad.

**Utilities Committee:**

**Old Business:**

Attendance Policy – no report.

**New Business:** Kristie Keil commented that when you go by the building the front window is full of papers and looks tacky. We’ll check with the Visitor’s Bureau to purchase a bulletin board for their posters.

**PUBLIC REMARKS:** None.

Motion was made to adjourn at 9:07 p.m. by Kristie Keil and seconded by Kerrie Hutchison. Motion carried unanimously with no limitations. Meeting adjourned.

Approved:

Respectfully Submitted:

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President of Council  
Date of Approval \_\_\_\_\_

\_\_\_\_\_  
Village Clerk-Treasurer