

**Minutes of the 135<sup>th</sup> Meeting of the  
Village Council of Holiday City, Ohio  
July 6, 2006**

The 135<sup>th</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 July 6, 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 June 1, 2006 meeting of Council were presented and reviewed. A motion was made by Kristie Keil to approve minutes. Ron Keil Jr. seconded. Motion carried.

**RESOLUTIONS:** **R-2006-11**, a Resolution accepting the amounts and rates as determined by the Budget Commission and authorizing necessary tax levies and certifying them to the County Auditor, was presented and read. (Holiday City 1.6)

There being no further discussion, Kristie Keil moved to suspend the rules of the three readings and declare this resolution an emergency necessary for the health, safety, and welfare of the citizens of Holiday City and for the reason of proper accounting of the Village's funds. Ron Keil seconded. Motion carried unanimously. Motion to adopt R-2006-11 was made by Josephine Clark and seconded by Ron Keil Jr. Upon roll call vote, the motion carried unanimously with no abstentions.

**R-2006-12**, a Resolution accepting the amounts and rates as determined by the Budget Commission and authorizing necessary tax levies and certifying them to the County Auditor, was presented and read. (Holiday City/Madison Township 1.6)

There being no further discussion, Kristie Keil moved to suspend the rules of the three readings and declare this resolution an emergency necessary for the health, safety, and welfare of the citizens of Holiday City and for the reason of proper accounting of the

Village's funds. Denny Hutchison seconded. Motion carried unanimously. Motion to adopt R-2006-12 was made by Ron Keil and seconded by Josephine Clark. Upon roll call vote, the motion carried unanimously with no abstentions.

**R-2006-13**, a Resolution authorizing the Then and Now purchase order issued June 26th, was presented and read. (19-2006- Issued to OWDA for interest payment on the Menard project.)

There being no further discussion, Kristie Keil moved to suspend the rules of the three readings and declare this resolution an emergency necessary for the health, safety, and welfare of the citizens of Holiday City and for the reason of proper accounting of the Village's funds. Kerrie Hutchison seconded. Motion carried unanimously. Motion to adopt R-2006-13 was made by Denny Hutchison and seconded by Josephine Clark. Upon roll call vote, the motion carried unanimously with no abstentions.

**R-2006-14**, a Resolution authorizing the advance of \$11,522.96 from the General Fund account 1000 to the OWDA loan payment Fund account 3902, was presented and read. The Clerk-Treasurer informed Council that the interest payment was due and Menard's payment had not yet been received. Since the due date was getting so close, it was necessary to advance the money from the General Fund to make the payment.

There being no further discussion, Ron Keil Jr. moved to suspend the rules of the three readings and declare this resolution an emergency necessary for the health, safety, and welfare of the citizens of Holiday City and for the reason of proper accounting of the Village's funds. Kristie Keil seconded. Motion carried unanimously. Motion to adopt R-2006-14 was made by Ron Keil Jr. and seconded by Ron Keil. Upon roll call vote, the motion carried unanimously with no abstentions.

**ORDINANCES:** See Old Business.

**Clerk/Treasurer Report:**

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

Deposits for June included \$545,763.46 into regular checking. After expenses of \$532,447.62, the remaining balance is \$448,175.32. Interests on investments for the month of June include \$308.17 (Savings) and \$629.53 (Star-Ohio). The total investment balance is \$321,460.55.

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

Blair Campbell	\$ 41.44	150W Lamp / Flood Lamp
F & M Visa	\$ 236.52	Travel – Kent State – Treasurer Cert.
Treas. State of Ohio	\$ 990.00	UAN fees – April, May, June
Montpelier Do It Best	\$ 11.22	fertilizer / wire / screw (dc)
Current Office Sol.	\$ 59.97	pencil sharpener / print crtgd.
Pamida	\$ 16.37	misc. cleaners
JMS Mechanical	\$ 76.50	Media filters
Jeff Simon	\$ 138.00	Trimming/transplanting/ornamental grass
AMP-Ohio	\$11426.94	Service Fee A (annual)
Zoll & Kranz	\$ 1785.00	May Prof. Fees
Sawvel & Assoc.	\$ 6248.97	May Services
Pearce	\$11418.44	Services up to June 9 <sup>th</sup>
Hughes	\$ 466.25	Meter testing- 20/20, Ramada, H.I. Express
Personnel Concepts	\$ 24.85	Law poster update
Dan Clum	\$ 238.14	April, May, June Mileage (491 miles)
TMA Services	\$ 690.00	Yellow Posts repair +2 cement pads
Village of Montpelier	\$87468.95	Water/Sewer tap fees (estimated \$)
Village of Montpelier	\$ 3000.00	O&M Agreement
Village of Montpelier	\$	(\$ usually a little over \$3000 –June Electric Transmission- invoice hasn't yet arrived.)

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

**Legal Report:** David Zoll sent a letter to Bell Engineering regarding conflict of interest and requesting confirmation that the engineering work could be done as required by contract. A response was received with adequate assurances. The Administrator was provided a copy.

Dave also prepared a response to letter in materials from Village of Montpelier.

**Mayor Report:** Menard's project is busy. Workers started back on the water tower: assembling the rings, then roof assembly, then more rings.

Menard's 1<sup>st</sup> building (on-site) should start construction on footers next week.

**Visitor's Report:** Poker Run was a success! There were 175 registered bikes & 235 registered riders. \$5200 donated to the Veterans Memorial Bldg. Complaints (only 2) – one was the person thought the ride would be longer. (It totaled 99 miles.)

**Audit Committee:** No report.

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

Dan Clum reported Blair and he read meters on Saturday to be able to get #'s to AMP-OH, since it was a holiday.

The power line is 99% complete. Few punch items left.

Metering was not apart of the contract. It will be part of what Menard is expected to pay for. Pearce is contacting Menard on the information that is needed. They are receptive to what Pearce suggests. Pearce has done a good job of working with Menard: metering design.

Hughes tested meters. There were all within standards; took ½ day. They did a nice job – we didn't have to pay mileage for the whole thing. We paid from the Edgerton office.

Field out to the West – discussion: A couple local guys would be interested in putting it to hay. We're going to have to mow it or something – because we have thistles growing. Sean thought Austin Rummel, who currently mows the lawn, has something that could do the job. Dan's understanding, based on history, is if we use it as farm ground then we will be charged (if we rent it). Ron Keil Jr. thought we should put it out for bid to be fair. Kristie Keil suggested the rent we receive be used to pay the taxes. Dave Zoll said we could accept sealed bids to be opened on a specific date & time.

- 3 years term
- rent per annum
- hay
- reserve the right to reject all bids

Bids to be at the Village Hall by Noon on August 3<sup>rd</sup>. Dan is going to ask for requests for proposal as opposed to a formal bid.

Kristie Keil moved to authorize Legal Council to send nuisance letters for the weeds / tall grass. (Queen Spa) Ron Keil Jr. seconded. Motion carried unanimously.

Dan is continuing to work with consultants on load studies for future power supplies for the Village.

He met with Ohio Turnpike Commission – nice job cutting through red-tape. Our crossing was completed without a problem. A thank-you was sent. Still need a grounding platform and guy wire to finish.

Work involved with Pioneer, their poles and outage, went very well: Great cooperation. The issues went very smoothly.

Funding for base load plant: AMP-Ohio has been gathering data to determine financial health of the participating members. No recent update is available that Dan is aware of.

Landscaping status report: Dan talked to Jeff Simon. Due to our location and the wind load in our area, he doesn't think we want little whip trees. Jeff thought we needed some larger ones. He gave Dan some people to talk to. He also asked if Council would be interested in some evergreens on the West side. Both nurseries were in agreement that we needed the bigger trees.

Discussion regarding the lawn / weeds: We received a quote from Rummel for \$150 for broad leaf lawn spray. Council decided to wait until fall to look at it again. They felt we should get our grass in good before we go after the weeds. The guys who did the seeding can't understand why the seed isn't going yet. Soil samples were taken. When it gets dry it gets cracked in a hurry.

Concrete slabs and posts were done over the weekend.

Quality Lines submitted a pay request. Pearce would like to look at the job one more time before we sign off on a 100%. Pearce suggests we pay all but standard retainage. Roughly withholding \$10,000. Pearce will get us the actual \$ and sent it in writing. We wont be able to final this out until we get costs from the Turnpike. But we have invoiced Menard for over \$160,000.00 for all of the invoices so far. Dan said that if we pay in a timely manner, contractors will want to work for us in the future. And it could affect future bids. We should have the numbers from Pearce in the morning. Kerrie Hutchison moved, seconded by Kristie Keil to pay the invoice.

A new flag needs to be ordered.

There is nothing new to report on street lighting.

**Utilities Committee:** None.

**Old Business:**

Attendance Policy: Kristie Keil distributed an Attendance Policy prepared by the Attendance Policy Committee. David Zoll suggested the committee remove item #4 under special meetings.

**Ordinance 2006-10**, an Ordinance authorizing a Village Attendance Policy, was presented and read. This was the 1<sup>st</sup> reading.

**New Business:** Aerial photos of the Village Hall and pricing for framed copies were presented to Council – not interested at this time.

Dan followed up with the “logo lady” – not sure what’s happening with that. She hasn’t been paid anything yet.

Council discussed the need for street lighting.

A motion was made by Kristie Keil to enter into executive session at 8:30 p.m. to include the Village Administrator, Deputy Administrator, Legal Council, and Clerk-Treasurer to discuss potential litigation. Kerrie Hutchison seconded. Roll call vote. Unanimous agreement with no abstentions.

Motion to re-enter regular session was made by Kerrie Hutchison, Denny Hutchison seconded. Roll call vote – all yeas. Unanimous, with no abstentions. No action was taken.

**PUBLIC REMARKS:**

Motion was made to adjourn at 9:35 p.m. by Kerrie Hutchison and seconded by Josephine Clark. Motion carried unanimously with no limitations. Meeting adjourned.

Approved:

Respectfully Submitted:

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

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Village Clerk-Treasurer