

**Minutes of the 138th Meeting of the
Village Council of Holiday City, Ohio
October 5, 2006**

The 138th 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 October 5, 2006 by Mayor Sean Rupp.

Roll was called. Present were the following:

Dennis Hutchison – Councilman
Josephine Clark – Councilwoman
Kerrie Hutchison – Councilwoman
Kristie Keil - Councilwoman
Ron Keil – Councilman
Ron Keil, Jr. – Councilman
Sean Rupp – Mayor
Blair Campbell - Deputy Administrator
David Zoll, Village Solicitor

Absent:

Lauri TenEyck-Rupp - Clerk /Treasurer
Daniel Clum – Village Administrator

Mayor Rupp led the assembly in the Pledge of Allegiance.

Mayor reported that Dan Clum has resigned, effective September 29, 2006.

The Minutes of the September 7, 2006 meeting of Council were presented and reviewed. A motion was made by Ron Keil, Jr. to approve the minutes, with the correction that the stop sign is on Co. Rd. 15, not 16. Ron Keil, Sr. seconded. Motion carried.

Ron Keil, Sr. moved that the following Resolution (R-2006-17) be passed:

Whereas Dan Clum has served the Village of Holiday City with honor, dignity and skill;
and

Whereas the Village of Holiday City wishes to express its appreciation for his diligent and conscientious service;

Now, therefore, be it resolved,

That the Village of Holiday City hereby expresses its gratitude and appreciation to Dan Clum for his unwavering service to the Village of Holiday City.

Resolved this 5th day of October, 2006, in Council Chambers, Holiday City, Ohio.

The resolution was seconded by Dennis Hutchison. Motion passed unanimously. Resolution will be prepared by Legal Counsel and signed by each member at the next meeting.

No Resolutions.

Ordinance 2006-10 was discussed at length. The Ordinance concerns Meeting Attendance. It was discussed and modified to require unexcused absence from 4 meetings within any consecutive 12 month period. Legal counsel was requested to re-type and distribute for further review at the next meeting.

Clerk/Treasurer Report:

Copies of monthly reports for September, 2006 were distributed by Kristie Keil for Council to review. (Fund Status, warrant register receipt register, budget vs. actual, and disbursements vs. appropriation reports – all attached.) She further distributed the list of bills to be paid.

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

Ray Rupp	\$ 480.00	weed/crabgrass killer-entire yard
Bryan Municipal Utilities	\$ 18.76	public power fair booth – supplies
Village of Montpelier	\$ 76.93	security light repair behind Rainbow
Bureau of Worker’s Comp	\$ 40.67	revised rate for 2005
Village of Montpelier	\$3000.00	Oct. O&M service agreement
Village of Montpelier	\$3281.96	Sept. Municipal transmission
Zoll & Kranz	\$1342.50	August professional fees
WEDCO	\$ 328.13	quarterly dues
F&M Visa	\$ 110.00	UAN training – Columbus
Treas. Of State	\$ 990.00	July, Aug, Sept UAN fees
Village of Montpelier	\$ 45.00	fair booth rental – public power
Pamida	\$ 19.99	6 cube wire storage – utility closet
Dan Clum	\$ 124.82	July, Aug, Sept - mileage

A motion was made by Kerrie Hutchison and seconded by Dennis Hutchison to approve payments of above bills. Motion carried.

Legal Report: Attorney Zoll discussed the Ohio Law on the subject of Hotel / Motel tax. He explained that the Lodging Tax was governed by the same rules which govern the Ohio Sales Tax. If there is a contract for and payment of 30 consecutive days of

lodging then it is exempt; otherwise it is taxable. Different people can stay in the room but it must be paid for by the same person or organization, and it must be 30 consecutive days. He has provided a written opinion on the matter to the Convention Bureau at their cost and request.

County recommendation for signage at Selwyn Drive and Twp. Rd. 15 was reviewed and discussed. This involves the limited sight distance. Motion made to adopt recommendations of Co. Engineer and forward to Jefferson Twp. for implementation of the recommendations of the Engineer. Kerrie Hutchison moved, seconded by Kristie Keil. Motion carried unanimously.

Administrator Report and Mayor's report. The written report of the Administrator was distributed and reviewed by the Mayor along with his report. Power estimates have been taken care of. Construction work on the new road has been rained out. Hopefully better weather will permit it to be completed before winter. The meters were read and the bills were mailed. An additional temporary water service agreement signed. Sean reported on a meeting with 20/20 on capacitors on system. 20/20 will have them installed at their costs. It will save them some money and save the Village some money as well. Franz Nursery waiting for weather to get better before planting trees.

Visitor's Report: No report.

Audit Committee: No report.

Utilities Committee: No report.

Unfinished Business: Need to review the attendance policy. See discussion above under Ordinance 2006-10.

Old Business: None.

New Business: The Mayor stated: "I believe it would be prudent to appoint Blair as Interim Village Administrator." Motion by Kerrie Hutchison, with a second by Ron Keil, Jr. to appoint Blair Campbell as Interim Village Administrator. Kristie Keil had a question on the motion. Is Blair going to do everything Dan was doing? If so the compensation should be adjusted. Blair will continue to read the meters and learn the billing system on the computer. The Mayor will cover much of the work formerly done by Dan. Further discussion ensued. Blair will keep track of his hours spent and Council will review amount for adjustment to his compensation at a future meeting if warranted. Motion carried unanimously.

The Mayor recommended that the Village advertise for a new Village Administrator. Need is for 25-30 hours a week. Motion by Kerrie Hutchison to advertise the position in

The Bryan Times and any free publications. Motion was seconded by Kristie Keil. Motion carried unanimously.

Ron Keil Sr. asked if there was any possibility that we could send the minutes out for review 48 hours in advance. Josephine Clark indicated that Lauri had offered to have them ready on Wednesday. Josephine was the only one who picked them up. It was decided to request that the minutes be made available for pick up by Council Members on or after 9:00 a.m. Wednesday morning before the meeting.

PUBLIC REMARKS: Al Benjamin reported lots of trucks detouring because of road closures.

Motion by Kerrie Hutchison and seconded by Kristie Keil to go into Executive Session, to include the Village Administrator and Village Solicitor, to discuss personnel matters and pending / threatened litigation. Motion carried.

Motion by Kristie Keil to leave Executive Session made at 9:45. Second by Ron Keil, Sr. Motion carried.

No action taken in Executive Session or on any matters discussed in Executive Session after return from Executive Session. Subjects discussed were limited to discussion of personnel matters and pending / threatened litigation.

Motion to approve Mayor and Village Administrator to attend AMP – Ohio Conference by Kerrie Hutchison, seconded by Kristie Keil. Motion carried.

Motion was made to adjourn at 9:50 p.m. by Dennis Hutchison and seconded by Kristie Keil . Motion carried unanimously with no limitations. Meeting adjourned at 9:50.

Approved:

Respectfully Submitted:

President of Council

David Zoll, acting Secretary.

Date of Approval _____