

Hillsboro City Council Meeting  
May 12, 2009

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

Roll call was taken and those present were Mayor Baran and Commissioners Trost, Hill, McCammack and Sherer.

The "Pledge of Allegiance" was recited.

Minutes of the previous regular meeting were approved.

Commissioner Hill asked Chief Satterlee to give brief report from the Police Department.

Chief Satterlee informed everyone that the recent benefit was a success and thanked the Police Department, Auxiliary Police, and members of the cemetery boards for their assistance. Chief Satterlee also stated there would be a Memorial Day service at the Memorial Park at 11:00 am on May 25<sup>th</sup>. During this time a portion of Pleasant Street will be closed to traffic.

Commissioner Sherer reported the Central Park pool is tentatively scheduled to open on June 4<sup>th</sup> and will be open from 12 to 6 pm. The pool will be available for private parties from 6 to 8 pm as well as from 8 to 10 pm.

Commissioner Trost reminded everyone to be working on their budgets as some have been submitted for review. Commissioner Trost also had a contact number for N.A.G.S. (Natural Area Guardians) to ask their assistance in specifying which currently City mowed grounds should be left in their natural state. This could help reduce some of the mowing currently being done.

Commissioner McCammack reported a baseball bat had recently been removed from a 10 inch sewer main. Commissioner McCammack also discussed a need to replace an incubator at the Waste Water Plant at cost of around \$2,000. It was decided the purchase would be made as money becomes available.

Commissioner McCammack next informed everyone that operations were going well at the new water plant. McCammack stated the old plant was like operating a hang glider where as the new plant was more like a space shuttle.

Mayor Baran thanked City personnel (especially Randy Keiser) for their assistance in operating the new plant while a couple of water operators were unable to perform their normal duties for various reasons.

Mayor Baran stated he had received word from Neferti Simmons of the EPA that a public hearing concerning the clean-up of Eagle Zinc would be held on May the 27<sup>th</sup>. Mayor Baran also informed everyone that he had received a letter from Representative Betsy Hannig asking for a list of all the major pot holes in Hillsboro by May 31st as the State would come and make the road repairs. Mayor Baran also noted that funding for the Rail-spur is forthcoming and should be announced soon.

City Attorney Jarman stated surveying is being done at the North end of Glenn Shoals on the properties wishing to purchase the land between them and the City. Jarman recommended someone from the City checking the flags for accuracy of City boundaries.

City Engineer Hunt stated the new water plant is a learning process every day and every day gets better. Contractors are still on site working on a punch list of items that need to be addressed.

Engineer Hunt also reminded the Council of a dam breach analysis that is required to be completed by September 12, 2009. Hunt stated that for this to be completed on time the paperwork would need to be started in June. The cost of the study was estimated to be around \$20,000.00.

Mayor Baran asked Mr. Hunt if he thought June 7<sup>th</sup> would be a good target date for an “open house” at the new water plant. Hunt thought that would be fine.

Commissioner Trost informed the Council that this month’s bills were higher than normal due to the insurance payment for City vehicles, buildings, and workmen’s compensation.

**Motion was made by Commissioner Trost** and seconded by Commissioner McCammack to pay this month’s bills in the amount of \$265,615.95. Motion carried 5-0.

City Attorney Jarman informed the Council that all the conditions of the November 10, 2008 annexation agreement with the coal company have been met and the documents have been signed by all parties.

There was brief explanation of a proposed change order at the new water treatment plant allowing for the addition of smoke detectors and a sump pump for the elevator, chemical injectors and a telephone bell.

**Motion was made by Commissioner Hill** and seconded by Commissioner Trost to approve Change Order #8 at the new water plant in the amount of \$21,899.91. Motion carried 5-0.

City Engineer Hunt asked the Council to approve a certificate of substantial completion for the new water plant. This would establish the one year warranty date beginning as of April 17, 2009.

**Motion was made by Commissioner McCammack** and seconded by Commissioner Sherer to authorize April 17, 2009 as the date of “substantial completion” at the new water plant. Motion carried 5-0.

**Motion was made by Commissioner Sherer** and seconded by Commissioner Hill to hire two summer workers, Andrew Ott and James Musser, to help Sam Whitlow with mowing. Motion carried 5-0.

Next there was a discussion concerning the fact that there will be four employees leaving the Street Department at the end of June but beginning their final vacations on May 20<sup>th</sup>. It was conceded the Departments will need some part-time help to get through the summer season.

**Motion was made by Commissioner Sherer** and seconded by Commissioner Hill to approve the hiring of 4 part-time employees from applications currently on file. Motion carried 5-0.

Mayor Baran explained to the Council that the City has no code on the books banning alcohol from City owned buildings and this needs to be addressed.

**Motion was made by Commissioner McCammack** and seconded by Commissioner Hill to amend the current liquor ordinance to reflect the banning of alcohol in all City buildings. An exception to this rule would be permitted use at the Firemen's Club with a proof of current dram shop insurance for the date in use. Motion carried 5-0.

Mayor Baran began a discussion on the pond dam that had broken on the Leible property.

Mr. Bullington, who has a pond fed from the Leible pond, was in attendance and asked the City to remove silt that has accumulated in his pond due to the breach of the Leible dam.

Mayor Baran stated he had suggested Mr. Mark Leible get a couple of estimates on the needed repairs and other dredging he was wanting done and the City would come to a settlement agreement with him.

Mrs. Mark Leible was present and stated that in her opinion the City should make all of the arrangements and get the work done as was stated in the original agreement.

Commissioner McCammack stated we (the City) know we have to honor the agreement so we should get some estimates and borrow the money to get the job finished.

**Motion was made by Commissioner McCammack** and seconded by Commissioner Sherer to borrow the money necessary to have the dam repaired at Mark Leible's residence and have silt removed from John Bullington's pond. Motion carried 5-0.

City Attorney Jarman informed the Council that New Wave Communications has asked for a 10 year extension on their current franchise agreement with the City. Their current agreement does not expire until 2011. Jarman went on to explain there are currently some new State laws being drafted concerning franchise agreements.

Mayor Baran asked the City Attorney to review these changes and report his findings and suggestions back to the Council before any action would be taken on the request.

**Motion was made by Commissioner Trost** and seconded by Commissioner Sherer to leave the current franchise agreement with New Wave Communications as is. Motion carried 5-0.

**Motion to adjourn was made at 8:44 by Commissioner Sherer** and seconded by Commissioner Trost. Motion carried 5-0.

Respectfully Submitted,  
Dave Booher, City Clerk

