

**MINUTES OF MEETING
INDIAN HILL VILLAGE COUNCIL
JUNE 21, 2010**

A meeting of the Indian Hill Village Council was held on June 21, 2010 at 7:00 p.m. The meeting was held in the Council Chamber of the Village Administration building.

Officials present:

Mr.	David T. Ottenjohn, Mayor
Mr.	Joseph Beech, III, Vice Mayor
Mr.	Daniel J. Feigelson, Council member
Mrs.	Lindsay B. McLean, Council member
Mr.	Keith M. Rabenold, Council member
Mrs.	Laura S. Raines, Council member
Mr.	Mark E. Tullis, Council member
Mr.	Michael W. Burns, City Manager
Mr.	Donald L. Crain, City Solicitor
Mr.	Paul C. Riordan, Clerk/Comptroller

Visitors present:

Mr.	Rob Dowdy – Community Press
Mr.	Bill Sloneker – I. H. Resident

PLEDGE OF ALLEGIANCE: Council opened the meeting with the Pledge of Allegiance.

MINUTES: The Minutes of the regular meeting of May 24, 2010 had previously been distributed to each Council member. Council member Beech moved that the minutes be accepted as corrected, the motion was seconded by Council member Rabenold and was carried by unanimous voice vote.

FINANCE COMMITTEE REPORT: Council member Tullis directed Council's attention to a memo entitled "Finance Committee Meeting" dated June 18, 2010. He reported that the Finance Committee met on June 17 to review and discuss several topics in advance of the Council meeting.

Council member Tullis directed Council's attention to the Statement of Receipts and Disbursements for May, 2010. He reported that Income Tax receipts totaled \$44,908 for the month, bringing the total year to date to \$4,786,000 which leaves a remaining balance to be collected of \$547,000. He explained that staff has estimated that the total receipts for the year from Income Tax would be approximately \$4,986,000 which is \$347,000 under the original 2010 budget of \$5,334,000. This would leave a shortfall in the range of 18% to 20% from the prior year receipts. The budgeted reduction is 15%.

Council member Tullis also reported that Inheritance Tax receipts in the amount of \$222,000 were received in May. He also said that known Inheritance Tax receipts total \$800,000 which leaves a remaining balance of \$1,200,000 from the 2010 budget.

Council member Tullis also reviewed the footnote explanations for the variances from expenditure budgets. The total disbursements of \$722,000 for the month exceeded revenues by \$273,000. He explained that operating a shortfall during this time of year is fairly standard because of the low Income Tax receipts.

Council member Tullis also reported that a 25 yard Packer body was purchased for \$50,943 and charged to the CIRF Fund. The interest payments were made on the 2009 and 2005 bonds and charged to the CIRF Fund. Also \$17,000 was spent on the Ranger/Administration building remodeling, which leaves a balance for this expenditure of \$8,745.00.

Council member Tullis explained that in the Water Works financial statements review that sale of water of \$139,000 for the month of May was slightly down from the same month last year. He also highlighted that in May of 2009 the disbursements included the final payment of principal and interest of \$157,000 for the 2004 bonds. Disbursements for May, 2010 also included the quarterly sewer reimbursement in the amount of \$447,000. The Water Works expenditures exceeded receipts by \$272,000 for the month.

Council member Tullis reported that the Water Works Capital Reserve Fund included disbursements of \$60,391 for the 2009 Water Works construction bonds principal and interest and \$7,800 of the 2005 bonds principal and interest. The 2009 Water Works Bond fund included disbursements of \$714,000 on the Water Works main improvement projects, for a total to date of \$1,484,000 leaving a remaining balance of \$2,375,000.

Council member Tullis reported that Cash and Investments totaled \$18,213,000 at the end of May, which is down approximately \$1,500,000 from the beginning of the month. There is \$8,460,000 in the Income Tax Fund at the end of May. He pointed out that the bond payments made during the month are summarized in the Bond Summary included in the packet. The total payments for the month were \$125,644 with \$57,446 charged to CIRF and \$68,198 charged to Water Works CRF.

Council member Tullis also reminded Council that prior to making any cuts in expenditures the budget for 2010 reflects \$3.1 million of expenditures being funded from reserves.

Council member Tullis also reported that the market value of investments for the Rowe Arboretum Fund was \$1,820,000 at the end of May which was down from the beginning of the month balance of \$1,943,000. The Green Areas Recreational Fund market value of the Vanguard investments totaled \$930,000, which is down from the beginning of the month total of \$1,010,000. The reductions in the investments are to be expected with the overall decrease in the Market during May. He also explained that there was very little activity in the Rowe Arboretum and the Green Areas funds during the month of May.

Council member Tullis also reported that the Finance Committee met with Mr. Skidmore who represented the Rowe Arboretum Advisory Committee. Council member Tullis reminded Council that several years ago the Village adopted an investment policy for the Rowe Arboretum Funds to invest in dividend paying stocks in order to provide cash flow for the operations of the Rowe Arboretum and to increase the fund value. He said that since the Village is cutting back on the Rowe Arboretum budget this year, it is even more important for the fund to become self sufficient. He said this investment policy also included input from the Rowe Arboretum representatives. Mr. Greg Rowe had informed the Finance Committee several months ago that he was not pleased with the investment results of the Rowe Arboretum Fund and therefore he was invited to this Finance committee meeting, however he was not available to attend. Mr. Skidmore thought the investment

strategy was the right move to make as did the Finance committee. He said that Mr. Rowe has been invited to attend the Finance committee meeting in August if he wishes to attend.

The Financial Statement for May 2010 had previously been distributed to each Council member. There being no exceptions noted the Financial Statement was accepted as issued.

Council member Tullis also reviewed several spread sheets included in the packet, which were related to the Village's Health Insurance renewal. He noted that while the 2009 renewal ended up essentially flat the overall increase for the August 2010 renewal came in at a 15.3% increase. He explained that the Village currently pays the employees' HSA contribution and the total insurance premium. He said this will have to change this year. A change is necessary because without it there would be a 15.3% increase in the health insurance cost to the Village. This amounts to approximately \$130,000 per year.

The second scenario considered by the Village staff was a reduction of the HSA contribution to \$1,000, for single employees and \$2,000 for married employees. This results in no increase in cost to the Village. However, the Finance committee members felt, that during this period when employees did not receive a pay increase, they were not comfortable with this scenario.

Council member Tullis explained that Village Staff considered several different scenarios and the last one in the packet is the one that the Finance committee approved. This scenario reduces the contribution for HSA to \$1,250.00 for a single employee and \$2,500.00 for a family. This results in an increase in cost to the Village of 3.75% for the year. He also said that most employees will opt out of the Emerald B plan and go into the HSA plan. This will have the effect of reducing additional costs so that the total increase would be approximately half of the 3.75% increase.

City Manager Burns explained that the proposed Emerald B plan for 2011 includes a significant annual employee contribution ranging from \$892 for a single plan up to \$2,753 per year for a family plan. This additional cost to the employee will result in them switching to the HSA plan.

City Manager Burns also explained that last year there was no increase in the health insurance cost so therefore, the 3.75% increase would be for a two year period.

Council member Beech summarized that the Village would pay \$11,842 and makes a contribution to the HSA account of \$2,500 for the year for a family plan. City Manager Burns agreed that this was correct. Also, an employee could add an additional \$6,100 to the HSA account from their own funds.

Mr. Sloneker asked Council if they had a consultant address for Council the different options for the health insurance plan and what is the norm for the private sector.

Council member Tullis replied that Council had not had a consultant address this for Council and that Council relies on the consultants that work with City Manager Burns. The consultant has given City Manager Burns his opinion who has brought it to the Finance committee.

Mr. Sloneker said that this is a Cadillac plan and it is more than what the employees get in the private sector. Council member Tullis said that he agreed that it is more than what you receive in the private sector but it is in line with what other municipalities provide their employees.

City Manager Burns explained that the Village is locked into a health insurance pool for the next several years. He said that while the Village could change the structure of the plan it can not get out of the pool.

Mayor Ottenjohn called for a vote on the health insurance plans, noting that City Manager Burns needs a decision soon so that he can make the implementations by August 1st. He also highlighted that the employees are being asked to take furloughs; they do not receive raises this year and now they are being asked to make additional contributions to the Health Insurance plans, they are feeling the pinch. He said the Finance Committee felt that it was necessary to reduce the contribution to the HSA and they are also sensitive to the employees to structure this in a fashion which is palatable to them.

Council member Feigelson pointed out that City Manager Burns is in the Emerald Plan B and that he is not treated any differently than any other employee.

Council member Tullis made a motion for the approval of the Health Insurance plan which reduces the HSA contribution for a single employee from \$2,000 to \$1,250 and the contribution for the family plan from \$4,000 to \$2,500. The motion was seconded by Council member Feigelson, and was carried by voice vote, 6-1.

Council member Tullis opened the Public Hearing on the 2011 Tax Budget. He explained to Council that this is an annual requirement which is required for filing with Hamilton County. He directed Council's attention to the 2011 Tax Budget Summary, included in the packet and reviewed the foot notes. He explained that the Inheritance Tax receipt budget remains at \$2,000,000 for 2011 but 2010 Inheritance Tax Revenue is estimated at \$1,000,000. This is a worse case scenario. Real estate tax remains the same for 2010 and 2011. Interest income is decreased for current low interest rates and lower fund balances. Other income includes an increase of \$45,000 for site clearance permits, alarm, building, and sale of equipment.

Council member Tullis also explained that the General Fund expenditures for 2010 reflect budget cuts of \$551,000 including furloughs starting in July. The 2011 expenditures reflect approximately \$600,000 in budget reductions in this preliminary budget. The General Fund balances are maintained at 20% of expenditures. He also explained that the Income Tax revenue for 2010 has been adjusted down to \$4.9 million, which is approximately \$348,000 lower than budget. The Income Tax Revenue for 2011 remains at 2010 estimated amounts with no increase or decrease in taxable income. He said that the Finance Committee felt that there could be some increase in 2010 as a result of residents taking capital gains this year. The income tax rate at .4% is sufficient for 2011 with current budget cuts. However, the income tax rate will not be sufficient for 2012. He said that either the income tax rate would have to be raised for 2012 or possibly Inheritance tax receipts will be received over budget and it will not be necessary to raise the tax rate.

Mayor Ottenjohn pointed out that another option would be to reduce employees.

Council member Tullis pointed out that the Public Works had three employees retire and they have not been replaced this year, so there has been attrition which has not been brought back on.

Mr. Sloneker asked if a resident moves to Florida, do they have to pay the inheritance taxes in Ohio. Council member Tullis explained that they would not pay Ohio inheritance tax if they were a resident of Florida.

Council member Tullis said that there are only approximately 30 to 40 individuals in the Village who have a house in the Village but are residents of other states. The council members explained to Mr. Sloneker that the Village typically receives on average of inheritance tax receipts of more than \$2,000,000 per year and have received as much as \$8,000,000 in a year. The Village receives 80% of the estate tax paid to the state of Ohio. Also, a person could live in the Village their entire life, then move out and die and pay no estate taxes that would be received by the Village.

Council member Tullis also explained that the CIRF budget for 2010 in the tax budget includes over \$800,000 in budget cuts. The expenditures for 2011 in the CIRF include a modified street repaving program and Grand Valley improvements program. He said that the CIRF has historically maintained a balance of \$2,000,000 or higher. The 2011 budget projects an ending fund balance of only \$1,000,000.

Council member Feigelson pointed out that the total balance of the General fund, Income Tax fund, and CIRF was budgeted to be \$5,933,000 at the end of 2010, and it is now estimated that the balance will be \$5,889,000. The total of these funds at the end of 2011 would be \$3,173,000 which is a reduction of \$2,700,000.

Council member Tullis explained that the 2011 CIRF budget includes a modified street resurfacing program in the amount of \$250,000. There was nothing spent and planned for 2010 nor for 2009 road projects, however, because of the water main projects it is essential that certain roads be resurfaced.

Mr. Sloneker questioned why the Village does not have a graduated income tax rate. City Manager Burns explained that the State of Ohio would not allow the Village to initiate a graduated tax rate. Mr. Sloneker requested that the Village appeal to the state to have the law changed.

Council member Tullis highlighted in the 2011 tax budget that total General Fund Revenue is estimated to be \$10,180,000 and total expenditures \$9,653,000 plus an additional \$535,000 transfer to the CIRF fund. The CIRF would only have a balance of \$1,000,000 to start off the year 2012.

Mayor Ottenjohn explained to Mr. Sloneker that this is just a temporary budget that the Village has to submit to the county and the Village will get into much more budget detail in August, September and October.

There being no further questions, Council member Tullis moved that the 2011 tax budget be accepted. The motion was seconded by Council member Beech and was carried by unanimous voice vote.

Council member Tullis also reported that the Finance committee discussed the pending implementation of furlough days scheduled to begin July 1st, and after also reviewing the status of pending estate tax filings the members felt it was appropriate to hold off on the furlough days until at least August 1st in order to determine whether any additional revenues are coming during July. The furloughs would require that every employee from the Manager on down take one day a month

unpaid leave of absence. The furloughs would equal a 3% pay cut and approximately \$22,000 per month savings.

City Manager Burns said as Council gets into the detailed budget later in the year it will be decided what is the correct action to be taken regarding furlough days etc. for next year.

Council member Tullis also reported that the Finance Committee had a post audit meeting with the audit committee and the auditors on June 11. At that meeting, Greg Hughes, the auditor for Plattenburg & Associates gave Nadine Weber, Paul Riordan, and Mike Burns glowing praise on how well they performed this year. The auditor said that “you do not understand how good this audit is.” The auditor said that they typically go through approximately 87 transactions looking for errors and finding approximately 30 errors is typically normal in most audits, however, there were no errors noted in the audit of the Village. He was also complimentary in that in most villages, it is hard to get anyone to attend the audit meeting and the Village of Indian Hill Council and the Finance committee and the staff were all very attentive in attending the audit meetings.

Council member Tullis said that the Village has had great audits every year he has been on Council and that this just needed to be mentioned. He said that the Finance committee felt that they should send a letter to Mrs. Nadine Weber, Mr. Paul Riordan and Mr. Michael Burns.

Council member Tullis read the following letter into the minutes of the Council meeting.

“Dear Nadine, Paul, and Mike:

What a pleasure it is to have a meeting like the post audit committee meeting that we had on June 11th!

The audit report we received is a real compliment to the efforts you have made to manage the financial affairs of the Village in a first-class fashion. With the outstanding reporting and financial stewardship, you have greatly enhanced our ability to enjoy our role as public servants.

Thanks so much for your outstanding efforts, and keep up the good work.

Sincerely

The Indian Hill Finance Committee”

David T. Ottenjohn
Mayor

Mark E. Tullis
Chairman, Finance Committee

Daniel J. Feigelson
Member, Finance Committee

Mayor Ottenjohn said that he would like to reiterate what Council member Tullis just reported. He said it was a really wonderful meeting and added that it was wonderful to hear those remarks and again “Thank you” to Nadine, Paul and Mike.

Mayor Ottenjohn asked Mr. Sloneker if there was anything he would like to add at this time in the meeting and offered him the floor. Mr. Sloneker said that there was nothing at this time that he would like to discuss.

Mr. Sloneker did request that the Village send out a letter to the residents explaining to them that if they have an older septic system that they may be subject to a bill of \$40,000 to replace the system. He said he is meeting with Mr. Pepper on this subject next week and he told the county that he is moving his business with his \$3,000,000 payroll to Warren County. He said that the county requirements are beyond those required by the state for septic systems. “He said that his attorney had reached an agreement with the Health Department, but at the meeting with the Health Department, the agreement was totally ignored.” He said the Health Dept. said that his engineer had lied, which is totally untrue. Mr. Sloneker felt that the whole process was an absolute travesty!” He said that he got zero real time assistance from the Village. Nobody showed up at the Health board meeting to back him up from the Village.

City Manager Burns commented to Mr. Sloneker that he had been told by Mr. Sloneker not to get involved in the hearing and he did exactly that. He said that he was instructed very strongly by Mr. Sloneker not to get involved in the case.

Mayor Ottenjohn said that Mr. Sloneker’s point was noted. Mr. Sloneker said that he would be very vocal about this issue. He’ll knock on doors if necessary and send out a letter himself.

Mayor Ottenjohn requested that the Law Committee review this issue and see if a letter is warranted.

LAW COMMITTEE REPORT:

Council member Rabenold directed Council’s attention to a memo entitled “Law Committee Meeting” dated June 16, 2010. He explained that the Law committee met on June 9 to review several issues in advance of the Council meeting.

Council member Rabenold reported that the Law Committee reviewed the recent Anderson Township Board of Zoning Appeals decision regarding the proposed Martin Marietta deep limestone mine in executive session due to the potential for continuing litigation in the matter. This subject will be discussed with the full Council in executive session at this meeting. He also reported that City Manager Burns and Solicitor Don Crain provided an update on the pending fact-finding hearing related to the union negotiations with the Patrol Officers in executive session

Council member Rabenold also reported that Mr. Phillips advised the Law Committee that another settlement conference is scheduled for early July, regarding the property located at the corner of Indian Hill Road and Indian Run. It is possible that the magistrate will schedule the foreclosure action for court as soon as possible after that conference unless the parties reach a settlement. The

committee members expressed their continuing concerns about how this property has sat vacant, and how it represents a safety hazard for children and passersby. After discussion, the Law committee asked City Manager Burns to draft a letter to the Magistrate for Mayor Ottenjohn to sign indicating the Village's concerns and asking for the court to expedite the case in the interest of public safety. Mayor Ottenjohn explained to Council that this letter has been sent.

In addition, Council member Rabenold said that City Manager Burns suggested to the committee that the Village go ahead and board up the open access to the building thru the garages in order to better secure the site. The committee agreed with this course of action. He said that this action has been accomplished.

GROUNDS COMMITTEE REPORT: Council member McLean directed Council's attention to a memo entitled "Grounds Committee meeting" dated June 16, 2010. She reported that the Grounds Committee met on June 16 to review and discuss several topics in advance of the Council meeting.

Council member McLean reported that Mr. Kipp provided a project status report. Mr. Kipp reported to the committee that the work is still continuing on the outdoor lighting "bright light" issues and they are still being assessed and evaluated. Indian Hill Gun Club is working on a five year Capital Improvement plan for upgrades to the Gun Range. Their related 2010 projects are on hold because of financial constraints.

Council member McLean also reported that Mr. Adkins provided a departmental activity report, a copy of which was attached to the committee minutes. Most of the work was routine for this time of year. She did highlight that the Service Dept. planted a red Sunset Maple tree at Stephan Field in recognition of T. J. Ackermann's service as Chairman of the Green Areas Advisory Committee.

Council member McLean reported that Mr. McQueen provided a copy of his Grand Valley committee report to the Grounds committee. He reported that the trails have been damaged (some woodchip run off but mostly a loss of mulch). She reported that the new regulation for dogs off of the leash on the North Trail and West Overlook trail appears to be working. Most visitors have positive comments. She also reported that the Village is working on a National Park Service/Rivers, Trails, and Conservation Assistance Program application and request for financial assistance through grants and/or other available avenues to enhance and protect the preserve.

WATER WORKS REPORT Council member Feigelson directed Council's attention to a memo entitled "Water Works Committee meeting" dated June 16, 2010. He reported that the Water Works committee met on June 16 to review and discuss several topics in advance of the Council meeting.

Council member Feigelson reported that the construction of the 20" water main along Shawnee Run Road has been completed, and the 16" water main on Drake Road, north of Graves Road, has also been completed. The water main construction work in the intersection of Shawnee Run Road and Drake Road will be completed by this Friday. He reported that there have been two change orders on the projects to date in the amount of \$10,453.00.

Council member Feigelson said that the total spent year to day is \$2,900,000 and the completion date is scheduled for August 10, 2010. The project is about two weeks behind the original schedule because of the rain. He reported that Phase 2 Water main engineering construction has been initiated. This will be for Pamlico Lane, Sanderson Place and Demar Road. There will be two separate contracts. If it is decided to go forward with the contracts it will be in the July to September time frame.

Council member Feigelson also reported that since the last reporting period the Water Works distribution crews have repaired one (1) main break for a total of 38 year to date. He also highlighted that the plant personnel have installed 17 radio read meters, responded to 120 customer service calls, and collected 16 bacteria samples for the system.

PUBLIC WORKS REPORT: Mayor Ottenjohn directed Council's attention to a memo entitled "Public Works Committee Meeting" dated June 16, 2010. He reported that the Public Works Committee met on June 15 to review several issues in advance of the Council meeting.

Mayor Ottenjohn reported that the committee spent considerable time discussing the Water main project which has been sufficiently covered previously in the Council meeting. He also reported that Mr. Chadwell provided a departmental activity report for the last month. The department remains very busy with a broad range of repairs and the work for the month was typical for this time of year.

Mayor Ottenjohn also reported that the Public Works committee reviewed a revised five year capital project summary for road resurfacing which had been prepared by Mr. Kipp. This draft will be subject to additional review during the up coming 2011 budget preparation process.

Mayor Ottenjohn highlighted that the Capital Improvement budget includes an expenditure of \$250,000 for road resurfacing in 2011; This is approximately one half of what is typically spent on such projects each year. The amount is being lowered to keep the budget as tight as possible. The roads resurfacing projects are scheduled in the amount of \$350,000 for 2012, \$450,000 for 2013, \$450,000 for 2014, and \$450,000 for 2015. The point is to return to a more typical resurfacing approach as the economy improves. He said that there was a short discussion on the Shawnee Run, Drake Road Roundabout project which is currently on indefinite hold. Mr. Kipp did an estimate for the cost of the roundabout which would be approximately \$622,000 to \$740,000. There is no plan to proceed with this project at this point in time. Mayor Ottenjohn said that he wanted to be clear that there was no plan to do anything about the roundabout in the near future.

SAFETY COMMITTEE REPORT: Council member Beech directed Council's attention to a memo entitled "Safety Committee Meeting" dated June 16, 2010. He reported that the Safety committee met on June 15 to review several issues in advance of the Council meeting.

Council member Beech reported that Chief Ashbrock provided Fire and EMS activities for the month of May. It was noted that EMS runs continue to outpace 2009. The fire run data was presented in a different format to the committee because Captain Smith is away on vacation and he has not had a chance to convert the data to the typical summary chart format.

Council member Beech reported that Colonel Schlie provided the committee with an activity report from May. The Colonel highlighted several cases for the committee members. A copy of the report is attached to the Safety Committee meeting minutes.

Colonel Schlie advised the committee that Lt. Rich White will graduate from the National FBI Academy at the end of this week. This is an intense management training course involving weeks of training at the FBI facilities in Quantico, Virginia. Colonel Schlie also advised the committee that P.O. Brian Dearborn is completing his training as an evidence technician, and he will supplement another Patrol Officer, Ernie Hudson who completed the course several years ago.

Colonel Schlie informed the committee that the FBI training is also very valuable in addition to the training for the contacts that are made at the training.

Council member Beech also reported that Colonel Schlie advised the committee that House Speaker Nancy Pelosi will be in the Village for a fund raising event at a private residence. There are indications that there will be some group demonstrations directed at Congress Woman Pelosi so the Rangers will be working with the Capital Police and other interested groups to insure her safety and provide for an orderly demonstration.

City Manager Burns informed Council that the visit by House Speaker Nancy Pelosi will be this Saturday and the homeowner is paying two off duty Rangers for protection and therefore, there will be no cost to the Village.

Council member Beech also reported that Colonel Schlie advised the committee that he is working with the responsible federal agencies to try to correct reporting problems which have in the past caused unfounded reports of violent crime to impact ratings that the Village receives from a local magazine.

Council member Beech reported that City Manager Burns and Chief Ashbrock provided the Safety Committee with an update on the union negotiations involving patrol officers and fire fighters in executive session. And this will be discussed in Council's executive session.

PLANNING COMMISSION REPORT: Council member Raines directed Council's attention to a memo entitled "Planning Commission Report" dated June 15, 2010. She reported that the Planning Commission met on that day to consider one item.

Council member Raines reported that the Commission granted conditional approval to Mr. Chris Cicchinelli, at 8675 Blome Road to construct a new dwelling on a non-conforming lot of record.

She explained that after hearing testimony from staff and the adjacent property owners the request was approved with two conditions.

1. The applicant would provide Staff with a final landscape plan for approval.
2. The applicant must submit a stamped engineered storm water plan for approval by staff.

CITY MANAGER'S REPORT:

City Manager Burns reminded Council in his Manager's report that the July 4 parade will be held on July 3 and will start at 10:00 at Cincinnati Country Day School. He said that he requested an executive session with Council to discuss a litigation issue and union negotiations contract.

Mayor Ottenjohn requested a motion to move into executive session to consider a litigation issue and union negotiations issue. The motion was made by Council member Tullis, seconded by Council member Rabenold and was carried by unanimous roll call vote.

Council entered into executive session, Council returned from executive session.

Council member Rabenold made a motion that attorney Robert Malloy be retained to represent the Village of Indian Hill in the Martin Marietta Lime Stone mining case. Mayor Ottenjohn seconded the motion and it was carried by unanimous voice vote.

There being no further business to come before Council, Mayor Ottenjohn declared the meeting adjourned.

Respectfully submitted,

David T. Ottenjohn, Mayor

ATTEST:

Paul C. Riordan, Clerk