

The Council of the City of Milford met in Regular Session in Council Chambers at 745 Center Street at 7:00 p.m. on Tuesday, May 15, 2007. Mayor McBeath called the meeting to order with the Pledge of Allegiance and a Moment of Silence.

**Roll Call:** Present – Mayor McBeath, Vice Mayor Hinners, Mr. Antell, Mr. Hunter, Mr. Hawkins, Ms. Brewer and Mr. Vilaro.

**Public Hearing:** Mayor McBeath opened the Public Hearing and turned the meeting over to Pam Holbrook, Assistant City Manager. Ms. Holbrook stated that the reason for the Public Hearing was to present an application for a Text Change to the Milford Zoning Ordinance. The current text states that permitted use of this district shall be A) Light Manufacturing; B) Offices; C) Public Recreation Areas; D) Wholesale Businesses; E) Automotive Body Shops. The City would like to propose the addition revision “F) Private Recreation Areas.” Stated under Chapter 1123 – Definitions on page 11 section 1123.85 “Recreation Areas, Private” and 1123.86 “Recreation Areas, Public” these sections are very similar in content and context. Additionally, it is necessary for businesses to be permitted to conduct business in these areas because of the need for increasingly high ceiling heights and total unobstructed area. Because of the requirements for higher ceilings and square footage, the building structure that is needed is found in the “L-I” Light Industry District. In addition the revision amendment of adding Private Indoor Recreation Areas permits companies the ability to conduct business in an “L-I” Light Industrial District. Speaking for the Text Amendment change was Mr. Dan Kellerman, of Kellerman Co., Inc. He stated that his business would be for indoor gymnastic and cheerleading instruction. By having this as a private indoor recreation business it would avoid future uses such as go-carts thus eliminating anything that creates noise.

There were no speakers against the text amendment.

Council briefly discussed the issue and agreed to draft an Ordinance in favor of the text amendment. Ms. Hinners made the motion, seconded by Mr. Hunter. All voted yes.

Mayor McBeath made the motion to close the Public Hearing, seconded by Ms. Hinners. All voted yes.

**Proclamation:** The City provided a proclamation making the week of May 20<sup>th</sup> “Emerald Ash Borer Awareness Week.”

**Presentation:** Mr. William Knepp, Town Crier read a Proclamation from his recent trip to Holland, Michigan where he attended the Convention of Town Criers. He presented a gift to Mayor McBeath and individual gifts to all Council Members from the Mayor of Holland. He announced that the Town Criers Convention for 2008 would be held in Milford.

**Minutes:** Ms. Hinners made the motion, seconded by Mr. Vilaro to waive the reading and approve the minutes of May 1, 2007. All voted yes.

**Correspondence:** None

**Financial Statements:** The Clerk asked for a motion to accept and approve the Schedule of Investments and Interest for April 2007. Mr. Antell made the motion, seconded by Ms. Brewer. All voted yes.

**Comments:** David, Crosswait, a resident from Edgcombe Drive thanked the Police Department and Council for placing a speed monitor on his street. He stated that the monitor has noticeably reduced the speeding on Edgcombe Drive.

Mr. Hunter commented that the City received a plaque at the Little Miami, Inc. dinner for the efforts the City has made toward the Little Miami River and for what the City will continue to do.

Mr. Hunter also said that while at the Main Cup on Main Street he met two gentlemen who were making a long distant bike ride from Atlanta Georgia to Maine. They were traveling the underground railroad trail and stopped in Milford.

Mr. Hunter also commented that residents who live in the subdivisions on St. Rt. 131 are unable to receive the Council meetings on the I.C.R.C. cable network. A discussion was held concerning this problem and I.C.R.C. would be contacted to determine if this could be corrected.

Mr. Hunter stated that he has received e-mails concerning complaints and concerns of residents about the Milford Parkway situation, Findlay Ray traffic and noise and light issues. Mr. Hunter voiced his concern about complaints and issues going to the correct committee. He said this needs to be structured and put into a written form. Mr. Antell said that there are many items that are in a gray area and could go to more than one committee. Mr. Hunter disagreed with Mr. Antell and said, “It should be definite on what committee gets what.” He said he has lots of ideas that he will bring up at a later time. Ms. McBeath stated that the issues and complaints are directed to the City Manager, as she is the focal point. A lengthy discussion continued. Mr. Hunter also questioned that at the last Council meeting a resident did not identify himself by stating his name when he came to the podium to speak. Several Council Members and the Clerk thought that the resident did state his name. After reviewing that sound tape and the video tape it did show that Mr. Terwillgar did not state his name and address although he did sign the attendance sheet.

Ms. Brewer commented on the Arbor Day Ceremony at Pattison Elementary She thanked the children for their efforts to make this a meaningful ceremony.

## **STANDING COMMITTEE REPORTS**

**Public Services:** Ms. Brewer reported that the Committee met on May 7, 2007. Council Members present, Amy Brewer, David Hunter and Ralph Vilardo. Staff present, City Manager Rokey, Service Director Mike Haight and Chief John Cooper.

Mike Haight provided two initial proposals for consideration of improvements of the house/office at Greenlawn Cemetery. The Committee requested additional detail regarding the specifications for the work and three proposals for each project.

Mr. Haight also provided a proposal to upgrade our security cameras with a system that could accommodate up to sixteen cameras. We currently operate up to seven. The company that initially installed the system has been unable to repair all current problems and the CPU is antiquated. The specific locations for new cameras have not been determined. Mr. Hunter recommended that the police department be involved in the selection based upon incident reports. This should also be discussed in Safety Committee with the vendor invited to answer specific questions. He also suggested that the Community Development Committee consider including a video link from some cameras to our web site for viewing by the public. The Manager provided a request from ODOT for authorization of an agreement to crack seal a portion of US 50 in 2008. The Committee agreed to make a motion to draft an Ordinance authorizing Preliminary Legislation giving consent to the Director of Transportation to resurface/crack seal a portion of US 50 in the City of Milford. Ms. Brewer made the motion, seconded by Mr. Hunter. All voted yes.

There was a brief discussion regarding several traffic issues requiring follow-up, including a meeting with the operators of Findlay Ray Park. The Manager will make the contact. She has also initiated a survey of other communities seeking documents to prepare a request for proposals for qualified engineers to be interviewed by key staff members and a committee of City Council.

The Manager provided correspondence related to continuing engineering services for the East Milford Storm Sewer Project in the amount of \$22,500 pending receipt of a written proposal from CDP Engineers. The Committee agreed to make a motion to draft an Ordinance accepting a proposal from CDP Engineers, Inc. in the amount of \$22,500 for final design, bidding and construction administration services for Stormwater Improvements. Ms. Brewer made the motion, seconded by Ms. Hinners. All voted yes.

The Manager provided correspondence from Quest Engineers regarding completion of bidding and construction administration for the Water Plant Clearwell Project. The Committee agreed to make a motion to draft an Ordinance accepting a proposal from HDR/Quest Engineers in the amount of \$55,904 for bidding and construction administration services for the Water Plant Clearwell Project. Ms. Brewer made the motion, seconded by Mr. Antell. All voted yes.

The Manager provided information regarding our current contract for Garbage Collection and Recycling and a proposal for a one-year extension rather than initiating a new bid at this time. The Committee agreed to make a motion to draft an Ordinance authorizing a one-year extension of the agreement with Rumpke for Waste and Recycling Collection for the City of Milford. Ms. Brewer made the motion, seconded by Mr. Antell. All voted yes.

**Administrative Services:** No Report

**Safety Services:** No Report

**Community Development:** No Report. Mr. Antell stated that the Committee would meet on Monday, May 21 at 5:30 p.m. for a work session. He also stated that the Clermont Counseling Center would be holding a fundraiser for their organization. Mr. Antell asked for a motion from Council to draft a Resolution in favor of House Bill ("SB") 117. Which allows competition in the cable industry. Ms. McBeath made the motion, seconded by Mr. Antell. All voted yes. Mr. Antell said that Virginia Critchell is preparing a time capsule and that a proclamation should be in the capsule.

**City Manager's Report:** The City Manager complimented the Street/Service Department for doing such a good job in the Cemetery to make it ready for Mother's Day. LTD Landscaping is planting the planters and flower beds throughout the City. The Department continues to mow and trim the parks and city property.

The Wastewater Plant construction will be "significantly complete" at the end of the month. The final date for completion is June 15, 2007. There will be a ribbon cutting and tour at a later date. The next phase of the CSO Elimination Project is scheduled to begin after Frontier Days. Bidding will be advertised after the final documents are received. This is a longer segment than Phase I.

The Water Department reports that the water fountain for Garfield Park will be installed within two weeks. Maintenance and housekeeping continue at the plant and on the grounds.

A new list of Council and committee members have been published and the Summer Newsletter is in the final stages at the printers. It will include a survey seeking public input on the City's comprehensive plan update.

Virginia Critchell is making arrangements with the assistance of Evans Funeral Home to prepare a time capsule for placement at Greenlawn Cemetery with a brief ceremony on June 3, 2007 at 3:00 p.m.

### **Committee Meetings**

Community Dev.	Monday, May 21, 2007	5:30 p.m.
Public Services	Tuesday, May 22, 2007	4:00 p.m.
Administrative Ser.	Tuesday, May 29, 2007	9:00 a.m.

### Reminders

Best of the Bottoms	Friday, May 18, 2007 (Nature Center)	
Thundering Hearts	Saturday, May 19, 2007 (begins at Legion Hall)	
Super Senior Sat.	Saturday, May 19, 2007	10-2:00 p.m.
Personnel Comm.	Monday, May 21, 2007	4:30 p.m.
Police Appreciation Banquet	Thursday, May 24, 2007 (Holiday Inn)	6:30 p.m.
Bd. of Zoning Appeals	Thursday, May 24, 2007	7:00 p.m.
City Offices Closed	Monday, May 28, 2007 (Memorial Day)	
Memorial Day Parade	Monday, May 28, 2007	9:30 a.m.
45 <sup>th</sup> Frontier Days	May 31, June 1, 2, and 3 – Parade May 31 <sup>st</sup>	
OEPA Public Hearing	Thursday, June 7, 2007 – Council Chambers	7:00 p.m.
Planning Commission	Wednesday, June 13, 2007	6:00 p.m.

**Police Department:** Chief Machan reported that the Department would have a seat-belt checkpoint on May 18<sup>th</sup> at Riversedge. He also stated that Officer Larry Oaks would receive a deceased officer award at the Police Recognition Banquet on May 24<sup>th</sup>. Chief Machan said that the DARE graduation ceremonies were held on May 8<sup>th</sup> at Pattison Elementary. Ms. Hinnners commented that Officer Lane was great with the DARE students. She questioned why the program was held during the day instead of in the evening.

**Fire Department:** Chief Cooper gave an update of coming events. On May 16<sup>th</sup> a fundraiser would be held at the Texas Roadhouse for Courage for Corey. On May 18<sup>th</sup> the police and firefighters hockey game would take place for Corey and Rebecca, both are cancer patients. On May 19<sup>th</sup> the Thundering Hearts group will gather at the Legion for a fundraiser ride for Children's Hospital. The Chief announced that the Thursday Morning Seniors group would be holding a 2<sup>nd</sup> anniversary luncheon and program on May 24<sup>th</sup>. He also said that the Department would be participating in the Memorial Day and Frontier Days parades. The Department took first place for the best truck at the Saturday fundraiser at Sneaky Pete's.

**Comments:** Ms. Hinnners stated that the Clermont Counseling Services would hold a dinner on June 21<sup>st</sup>. The cost of a table is \$1000. This will be referred to Committee.

Mr. Hunter announced that City Manager Rokey has been appointed to the Advisory Board at UC Clermont County.

Ms. Brewer announced the upcoming "Best of the Bottoms."

Law Director Minniear stated that he had talked to Mr. Terwilligar and that the City Engineer had taken photos of the tree in question. Mr. Minniear said that the matter had been resolved.

Susanne Stagg stated that she would be very upset if the City paid for the removal of Mr. Terwilligar's tree. She said she had four trees removed in the right-of-way at her own expense since the maintenance of the right-of-way is the homeowner's responsibility.

Mayor McBeath announced that the Board of Zoning Appeals is seeking a member.

### New Business: None

#### Ordinances and Resolutions

07-593 An Ordinance authorizing Preliminary Legislation giving consent to the Director of Transportation to resurface/crack seal a portion of US 50 in the City of Milford. Ms. Hinnners made the motion to suspend the rules and read by title only, seconded by Mr. Antell. All voted yes. Ms. Hinnners made the motion to adopt, seconded by Mr. Hawkins. All voted yes.

07-594 An Ordinance accepting a proposal from CDP Engineers, Inc. in the amount of \$22,500 for the final design, bidding and construction administration services for Stormwater Improvements (actually \$28,650). Mr. Antell made the motion to suspend the rules and read by title only, seconded by Ms. Hinnners. All voted yes. Ms. Hinnners made the motion to adopt, seconded by Ms. Brewer. All voted yes.

07-595 An Ordinance accepting a proposal from HDR/Quest Engineers in the amount of \$55,904 for Bidding and construction administration services for the Water Plant Clearwell Project. Ms. Hinnners made the motion to suspend the rules and read by title only, seconded by Mr. Antell. All voted yes. Ms. Hinnners made the motion to adopt, seconded by Mr. Antell. All voted yes.

07-596 An Ordinance authorizing a one-year extension of the agreement with Rumpke for Waste and Recycling Collection for the City of Milford. Ms. Hinnners made the motion to suspend the rules and read by title only, seconded by Mr. Hunter. All voted yes. Ms. Hinnners made the motion to adopt, seconded by Mr. Antell. All voted yes.

07-531 A Resolution in favor of Senate Bill 117 to enable telecommunications companies to enter the Video service market with minimal regulation and accountability in order to compete with incumbent cable operators by providing competitive video service to Ohio resident of their choice. Mr. Antell made the motion to adopt, seconded by Ms. Brewer. All voted yes.

### Old Business: None

#### Ordinances and Resolutions

**Adjourn:** There being no further business to come before Council the meeting was adjourned at 9:00 p.m. with a motion by Mr. Antell, seconded by Ms. Hinnners. All voted yes.

