

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, September 18, 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 Hinnners, Mr. Hunter, Mr. Hawkins, Mr. Vilardo, Ms. Brewer and Mr. Antell.

Minutes: Ms. Hinnners made the motion to waive the reading and adopt the Minutes of the September 4, 2007 Council meeting, seconded by Mr. Hunter. Voting yes: Mr. Hawkins, Ms. Brewer, Ms. Hinnners, Mr. Vilardo, Ms. McBeath and Mr. Hunter. Abstaining: Mr. Antell.

Correspondence: The Clerk read a request from Ruby Tuesdays for a renewal of their D-5 Liquor License. She asked Council if they would require a hearing on the request. Council agreed that no hearing was required with a voice vote, all voted yes.

Financial Statements: The Clerk asked for a motion to accept and approve the Schedule of Investment and Interest for the month of August. Mr. Antell made the motion, seconded by Ms. Hinnners. All voted yes.

Comments: Sam Pschesang, resident, addressed council on concerns he has about the Mound Street Erosion project that was completed 20 years ago. He feels this has been neglected by the city and suggested that the city not spend \$400,000 on the Bank Stabilization Project at the Clermont Lumber site. City Manager Rokey explained that there are different rules today concerning erosion projects than there was when Mound St. was repaired. The Corp of Engineers controls the rules. Mayor McBeath stated she would like to see what was done 20 years ago on the Mound St. project. Mr. Pschesang gave Mayor McBeath copies of the information he had. Discussion was held among Council and Mr. Pschesang was referred to the Community Development Committee.

Mr. Pschesang also had a concern over the sidewalk repair procedures. He asked if there were written procedures for construction and repairs of the sidewalks. He also wanted to know how the city selected the sidewalks that need to be repaired. Mr. Hunter explained that we have an enforcement officer who selects by complaint and by visually inspecting the sidewalks. Mr. Pschesang stated he felt that the city seems to make a point of selecting new residents for sidewalk repairs. Mr. Antell agreed. A discussion among Council members emphatically disagreed that new residents are targeted for repairs.

Mr. Antell said that the trees on Mound St. that were planted when the street was repaired were the wrong kind of trees and their roots were ruining the sidewalks. He stated that he feels the city should replace the trees and fix the sidewalks. A lengthy discussion was held among Council concerning this matter. Mr. Pschesang was asked to take his complaints to the Public Services Commission.

Law Director Minniear introduced Mr. Steve Boller; a resident from Mill St. Mr. Boller is replacing a rock wall on his property and was cited by the City for blocking the sidewalk. Mr. Minniear stated that Mr. Boller has agreed to keep the sidewalk clear for pedestrians while he is finishing the work. He agreed to make a walkway so that the people would not have to walk in the street and it would be no more than 20 feet at a time. Mr. Minniear said that since Mr. Boller had agreed to the City's request he could continue on with his project. Mr. Boller thanked those who had supported him on this issue.

STANDING COMMITTEE REPORTS

Public Services: Ms. Brewer reported that the Committee met on September 11, 2007. Council members present: Amy Brewer, David Hunter and Ralph Vilardo, Jr. Staff present City Manager Rokey and Carol Royer, Wastewater Plant Supervisor.

City Manager Rokey provided a summary of bid results for the Critchell Park erosion stabilization project and recommended the bid award to DER Construction, Inc. The Committee agreed to make a motion to authorize a contract with DER Construction, Inc. for the Critchell Park Erosion Stabilization project in the amount of \$343,800.00. Ms. Brewer made the motion, seconded by Ms. Hinnners. Voting yes: Ms. Brewer, Ms. Hinnners, Mr. Vilardo, Ms. McBeath, Mr. Hunter and Mr. Hawkins. Voting no: Mr. Antell.

Carol Royer reported that the CSO project is on schedule, even though the contractor had to connect two taps originally missed on the plans. They will move to the final block next week.

Merchants have expressed disappointment that the street is being patched rather than re-paved. ODOT has scheduled resurfacing from Mill Street to S.R. 28 in 2009. In 2008 the final phase of the CSO project will begin. Until then the City will continue to maintain the pavement and patch the street within the construction area. Mr. Hunter noted that the pavement is badly rolled on Main Street. City staff will be asked to see what can be done.

The final paving at the Wastewater Plant is in progress and an open house will be scheduled soon. It was suggested that it be held during working hours so city staff can participate. This will be discussed in more detail once all construction is complete.

The signal modification at Castleberry Court should be completed this week. The contractor for street repairs is scheduled to begin in October. Robbie Ridge residents will be notified to make them aware of the disruption to traffic and assure them that traffic will be maintained.

The City has just obtained the easement required for the East Milford Storm Sewer Project to move forward. Advertising for bids will begin soon.
Repairs have been made to the Lime Slaker at the water plant. Staff is working overtime to drain and clean all the tanks and backwash the filters before the softening system is back on-line.

Administrative Services: No Report.

Safety Services: No Report.

Community Development: Mr. Hawkins reported that the Committee met on September 10, 2007. Council members present: Ms. McBeath and Mr. Hawkins. Staff present: City Manager Rokey and Pam Hollbrook, Assistant City Manager.
The Committee discussed the resolution accepting the amounts and rates as determined by the budget commission. The Committee agreed to make a motion to draft a Resolution Accepting the Amount and Rates as Determined by the Budget Commission and Authorizing the Necessary Tax Levies and Certifying them to the County Auditor. Mr. Hawkins made the motion, seconded by Ms. Hinnners. All voted yes.
The Committee discussed a request from Suzanne Stagg to waive the fees for the October 6, 2007 Buskerfest. The Committee agreed to recommend that City Council waive the fees for Buskerfest. Mr. Hawkins made the motion to waive the Buskerfest fees, seconded by Ms. Brewer. All voted yes.
The Committee discussed the vacancy on the Parks & Recreation Commission. The Committee agreed to recommend that Council appoint Judy Hackmeister to the Parks & Recreation Commission. Mr. Hawkins made the motion, seconded by Mr. Antell. All voted yes.
The Committee discussed the project by the Greater Milford Area Historical Society, "Images of America 'Milford.'" The Society needs help identifying people in photographs they have received. It was suggested to place the photos on the website.
The Committee discussed the draft Memorandum of Understanding between the City of Milford and CLC Investments regarding the 1.74-acre park property donation. Wording of items #3 and #8 of the MOU will be changed. The Committee agreed to make a motion to draft an Ordinance authorizing the City Manager to sign the Memorandum of Understanding between the City of Milford and CLC Investments, Inc. with the changes to the wording of items #3 and #8. Mr. Hawkins made the motion, seconded by Ms. Hinnners. All voted yes.
The Committee also discussed the bid opening for the Critchell Park Erosion Stabilization Project. In order to cover the cost of the project the City Manager requested that an appropriation be changed from the General Fund to the Park Fund in the amount of \$400,000. Mr. Hawkins made the motion, seconded by Ms. Hinnners. Voting yes: Ms. Hinnners, Mr. Vilardo, Ms. McBeath, Mr. Hunter, Mr. Hawkins and Ms. Brewer. Voting no: Mr. Antell.
The Committee reviewed Scenic River access point signage that is currently being used along the Little Miami River.
Mr. Hawkins read a letter from Karen Huff of the Milford/Miami Township Chamber of Commerce commending Carrie Owens for her work.
Mr. Hawkins requested an Executive Session immediately following the Council meeting for the purpose of personnel matters and real estate. Mr. Hawkins made the motion, seconded by Mr. Hunter. All voted yes.

City Manager's Report: City Manager Rokey reported that the Street/Service Department has been busy preparing for the 'Junction Trail Festival' and the 'Art Affaire.' The basketball court at Riverside I has been re-furbished with new hoops and poles. The surface has been striped and sealed. Greenlawn Cemetery is being prepared for the historical walk in October. New section markers have been placed for easy identification of various areas and historical sites.
A & A Safety will begin striping today. Even though leaves are falling early due to the drought, we do not have a formal leaf pick-up scheduled at this time.
The Wastewater Department reports that the CSO Elimination project is in the final block of Main Street and should be completed this week. The blacktop resurfacing at the plant is finished and the last item on the punch list will be addressed soon.
The Water Department slaker was repaired and softening is now taking place. The EPA will test all Water Department employees on September 21st for lab re-certification. Joe Casteel and Kevin Mason will be licensed as full lab workers and Don Anderson will receive his first certification.
In other business Wendy Moeller, of McBride Dale Clarion, has provided the City with a report detailing the results from the comprehensive plan survey. The next step would consist of a joint meeting of City Council, Planning Commission, Board of Zoning Appeals, and the Parks & Recreation Commission and Staff on October 10th.

Committee Meetings

Public Services	Monday, Sept. 24, 2007	6:00 p.m.
Safety Services	Monday, Sept. 24, 2007	7:00 p.m.

Reminders

Busker Festival	Saturday, October 6, 2007 (Main St.)	12-9:00 p.m.
Great Outdoors	Sept. 29-30, 2007 (Valley View Foundation)	
Ghost Walks	Fridays in October – Enchanted Moments 831-550	
Cemetery Tours	Saturday, October 6, 2007	3-4:00 p.m.
Planning Commission	Wednesday, October 10, 2007	6:00 p.m.
Citywide Yard Sale	October 12 through October 15	
Citywide Junk Days	October 19 th -20 th	
Parks & Recreation	Monday, October 22, 2007	5:30 p.m.

Police Department: Chief Machan passed the new police badges around to Council for their viewing. The Chief stated the Sgt. Mills received an award from Target for his work on shop lifting. He said the Department had also received a small grant from Target.

Fire Department: Chief Cooper distributed the Department's monthly report to Council. He gave an update on community activities such as the Trail Fest, the City picnic and block parties. Roadhouse will have another fundraiser for Cory on September 24th and Row House is holding a print raffle also for Corey. Chief Cooper added some upcoming events for the Chamber. Candidate's Night will be on October 9th from 7:00 to 9:00 p.m. at the Firefighters Hall and the Fall Classic will be held on October 15th at the Oasis. He also announced that on September 27th SEM would hold its annual Senior Olympics from 10:00 until 2:00.

Comments: Jean Ackermann announced that Historic Milford would hold a tailgate party on Sept. 28th to benefit football, cheerleaders and the band at Milford Schools. She stated that Hometown Holidays would have several new additions this year such as Clydesdale horses and wagon and fire truck rides along with a "Thomas the Train" that will also take riders around the festivities. She said that the First Fridays in Old Milford have been successful and urged residents to attend. Ms. Hinnners also commented on the success of the First Fridays. Mr. Hawkins thanks the JC members who attended Council.

New Business – None

Ordinances and Resolutions

- 7.626 An Ordinance authorizing a contract with DER Construction, Inc. for the Critchell Erosion Stabilization project in the amount of \$343,800. Ms. Hinnners made the motion to suspend the rules and read by title only, seconded by Ms. McBeath. Voting yes: Ms. Hinnners, Mr. Vilardo, Ms. McBeath, Mr. Hunter, Mr. Hawkins and Ms. Brewer. Voting no: Mr. Antell. Ms. Hinnners made the motion to adopt, seconded by Mr. Hawkins. Before the vote was called for Mr. Antell questioned the Ordinance and stated that he could not support it. It was his opinion that the money could be spent on other items for the City. A discussion was held among Council and the voting proceeded. Voting yes: Mr. Hawkins, Ms. Brewer, Ms. Hinnners, Mr. Vilardo, Ms. McBeath and Mr. Hunter. Voting no: Mr. Antell.
- 7.627 An Ordinance authorizing the City Manager to sign the Memorandum of Understanding between the City of Milford and CLC Investments, Inc. with the changes to the wording of items #3 and #8 as shown on the attachment. Mr. Hunter made the motion to suspend the rules and read by title only, seconded by Mr. Vilardo. All voted yes. Ms. Hinnners made the motion to adopt, seconded by Mr. Hawkins. All voted yes.
- 7.628 An Ordinance Amending Appropriations Ordinance 07-575. Mr. Hunter made the motion to adopt, seconded by Ms. Hinnners. Voting yes: Ms. McBeath, Mr. Hunter, Mr. Hawkins, Ms. Brewer, Ms. Hinnners and Mr. Vilardo. Voting No: Mr. Antell
- 7.537 A Resolution Accepting the Amounts and Rates as Determined by the Budget Commission and Authorizing the necessary Tax Levies and Certifying them to the County Auditor. Ms. Hinnners made the motion to adopt, seconded by Mr. Vilardo. All voted yes.

Old Business: None

Ordinances and Resolutions

Adjourn: There being no further business to come before Council the meeting was recessed at 8:50 p.m. with a motion by Ms. Hinnners, seconded by Mr. Hunter to enter into Executive Session for Personnel and Real Estate reasons. Council returned at 10:00 p.m. with a motion from Mr. Hawkins, seconded by Mr. Hunter to adjourn. All voted yes.

Joanne Trilety, Clerk

Kimberly McBeath, Mayor