

The Council of the City of Milford met in Regular Session in Council Chambers at 745 Center Street at 7:00 p.m. on September 2, 2008. Mayor Hunter called the meeting to order with the Pledge of Allegiance and a Moment of Silence.

Roll Call: Present: Mayor Hunter, Vice-Mayor Hinners, Ms. Brewer, Mr. Hawkins, Mr. Vilardo and Mr. Pschesang. Absent: Ms. McBeath. Ms. Hinners made the motion to excuse Ms. McBeath due to illness, seconded by Mr. Hawkins. All voted yes.

Remarks from the Mayor: Mayor Hunter reminded residents of the Sunflower Revolution that will be this weekend. This is a bike ride for the benefit of Parkinson's Disease. The Mayor read a Proclamation that this week will be Sunflower Revolution week in Milford. Milford is hosting this event and thousands of bikers are expected in the City.

Mayor Hunter stated that it is time for a Charter Review. The Law Director explained that each Council person is to recommend one person to serve on the Committee. The person recommended must be an elector of the City. The Charter Review Committee is formed approximately every five years.

Minutes: Ms Hinners made a motion to waive the reading and adopt the minutes of the August 19, 2008 Council Meeting, seconded by Mr. Hawkins. All voted yes.

Correspondence: None

Financial Statements: None

Public Comments: None

STANDING COMMITTEE REPORTS

Public Services: Ms. Brewer reported that the Committee met on August 25, 2008. Present: Amy Brewer, Ralph Vilardo. Staff present: City Manager Loretta Rokey, Wastewater Supervisor Carol Royer and Service Department Supervisor Mike Haight.

The Manager provided bid results and the engineer's recommendation to approve the bid for the CSO Phase II-B. This is conditioned upon release of Grant and Loan Funding. The Committee agreed to make a motion to draft an Ordinance authorizing a contract with Rack & Ballauer Excavating Co., Inc. for \$806,704.80 for the CSO Phase II-B conditioned upon release of OPWC Grant and Water Pollution Control Fund Loan funding. Ms. Brewer made the motion, seconded by Mr. Vilardo. All voted yes.

Mike Haight provided proposals for line striping. A & A Safety provided the lowest cost. The Committee agreed to make a motion to draft an Ordinance accepting a proposal from A & A Safety, Inc. in the amount of \$10,628.95 for line striping. Ms. Brewer made the motion, seconded by Mr. Vilardo. All voted yes. Due to the availability of unlimited collection of trash, the Committee agreed to recommend elimination of Junk Days this year. Residents can put out one large item per week with their household garbage. The savings will be estimated in excess of \$10,000 toward the cost of the new contract.

All City alleys will be assessed for next year's budget. Mike Haight will request quotes to tar and chip, including leveling and asphalt paving as an alternative. He will prioritize a list of all alleys in the City. The Manager advised that concept plans would be available soon for the widening of SR 28 from I-275 to Castleberry Court. Ms. Brewer asked if the light at Castleberry Court could be set to flash on SR 28 between the hours of 10:00 p.m. to 6:00 a.m. Mr. Haight will look into this. (At the Council Meeting it was announced that the traffic light is now flashing.)

Administrative Services: No Report

Safety Services: No Report

Community Development: Mr. Hawkins reported that the Committee met on August 25, 2008. Present: Bryan Hawkins, Amy Brewer and Kim McBeath. Staff Present: City Manager Loretta Rokey, Assistant City Manager Pam Holbrook, Chief Mark Machan and Service Supervisor Mike Haight. Also Present: Charlene Hinners, City Council; Tracy Lanham, Promont, Donna Amann, Promont; Chad Caudell, Loveland Police Department; Kelly Sullivan, Bishop's Bicycles; Residents Sharon Jetter, Steve Boller and Rachelle Rapp-Dickerson.

Concerning the Noise Ordinance, Chad Caudell with the Loveland Police Department demonstrated the sound level meter that is available for use by their department. He stated that the cost of the meter is \$250 and it is able to record decibel levels between 30-130 decibels. He noted that their Department has not yet

had to use the meter to enforce the noise ordinance and that presently, Loveland uses distances from noise to determine whether there is a noise violation.

The Committee stated they would like to try a sound level meter outside in various locations in the City. The Committee asked Officer Caudell if Milford could possibly borrow Loveland's meter. Officer Caudell stated that he did not think that would be a problem. The Committee discussed the noise ordinance prepared by staff. Staff presented two possible options; the Committee agreed that they would like to review the ordinances before proceeding.

Donna Amann and Tracy Lanham of Promont discussed their Special Event Application for the Art Affaire on September 27th. They are requesting fees be waived for the use of a handicap port-a-let and trash receptacles. The Committee discussed fee waivers in general and agreed that guidelines should be set during budget next year as to how to determine which event fees should be waived. The Committee agreed to recommend that fees be waived for a port-a-let and trash cans for the Art Affaire at Promont. Mr. Hawkins made the motion to waive the fees for the Art Affaire, seconded by Ms. Hinnners. Voting yes: Ms. Hinnners, Mr. Vilardo, Mr. Pschesang, Mr. Hawkins and Ms. Brewer. Abstaining: Mayor Hunter, as he is a member of the Board.

The Committee discussed the Mound Street Erosion issue. Mr. Hawkins stated that there were two issues: first, the hillside erosion which could be improved by cutting vegetation and replanting appropriate plants; second the washing away of the wall put in by the Corp. There have been no complaints regarding the first issue. In regard to the second issue, The City has to determine if they are required to fix the wall and if not, can the City help the property owner by sponsoring the EPA permits. After review by the Law Director he believes it is not appropriate to pay for the repair to the wall. Mr. Hawkins stated there were two options; 1) The City could apply for the EPA permit and have the property owner reimburse the City or, 2) The property owner could donate the property to the City and the City could fix the problem. The Committee agreed to recommend that City Council authorize staff to send a letter to the property owner outlining the options listed above. Mr. Hawkins made the motion to authorize staff to send a letter, seconded Ms. Brewer. Voting yes: Ms. Brewer, Ms. Hinnners, Mr. Vilardo, Mr. Hunter and Mr. Hawkins. Abstaining: Mr. Pschesang, as he is one of the property owners.

Mike Haight stated that the outlets and timers have been installed downtown. Mr. Hawkins asked about the status of the birds. A pest removal company has been called. Mr. Hawkins suggested installing the lights now as it might help with the bird problem. Mr. Haight has received a quote from Davey Tree to install lights for an amount not to exceed \$7400. The Fire Department could help with the installation on the side of Main St. without electrical wires. The Committee requested that staff obtain an additional bid for the work. If the bid is in by Tuesday the quotes could be presented to the Committee as a whole for a decision. Staff stated that Linda Fitzgerald, LSR Consultants, is still working on the Downtown Revitalization Plan. The report will be made available as soon as it is ready. Staff noted that the initial Ordinance 08-671 was drafted in the amount of \$7500; however, the total work completed by LSR Consultants will amount to \$17,500. The City's portion of the payment is \$7500 and the rest of the payment is the \$10,000 received from Ohio Department of Development for the CDBG Tier 1 planning grant. Staff is requesting that an additional Ordinance be drafted to reflect the difference in the amounts. The Committee agreed to recommend that a motion be made to draft an Ordinance authorizing an agreement with LSR Consultants for the preparation and submittal of a community development block grant application for an amount not to exceed \$17,500; this Ordinance would replace the original Ordinance 08-671 for the amount of \$7500. Mr. Hawkins made the motion, seconded by Ms. Brewer. All voted yes.

The Committee discussed directional and business signage. Lampposts cannot be used to hold any signs, as they are the property of Duke Energy. Business signage appears to be more visible since the trees have been trimmed.

Staff stated that the Historical Milford Association would like to hang banners for the Sunflower Revolution. The Fire Department is assisting the HMA with placement of the banners. Mr. Haight proposed signage to direct people to the bike trail.

Kelly Sullivan, Bishop's Bicycles, stated that he would also like to see a restroom facility and business advertising signage at the bike trail

The Committee discussed the Riverside Parks Master Plan. Mr. Hawkins asked whether the Parks & Recreation Commission was ready to make a recommendation as to the approval of the plan. Ms. Rapp-Dickerson stated yes. Ms. Hinnners said the Commission would be manning a booth during the Sunflower Revolution to make people aware of the Master Plan.

The Committee discussed location of replacement trees in the right of way. Mr. Hawkins recommended that the Parks & Recreation Commission evaluate appropriate locations. He would also like to see staff draft a letter asking the property owner for permission to plant the tree and a guideline for care of the tree. Ms. Rokey informed the Committee that a group had met with Thomas Hoskins regarding the "Greater Lifestyles" television program. Mr. Hoskins would like to include Milford; the cost would be \$5200 for a 3-minute program. The program would belong to the City and could be used as a promotional piece by the City. The group is seeking to fund the program through donations from businesses and donation by the

City. The piece would air on WXIX October 5th and the weekend before Hometown Holidays. The Committee agreed to recommend that the City commit \$1000 towards the “Greater Lifestyles” promotional piece. Mr. Hawkins made the motion, seconded by Ms. Brewer. All voted yes. The Committee discussed dates for the Comprehensive Plan Update workshop. It was agreed upon that the workshop would be September 23rd at 6:30 p.m. at City Hall with two agenda items: 1) Discussion of neighborhood restrictions in the South Milford area and 2) Discussion of the Land use Plan/Comprehensive Plan update document prepared by McBride Dale Clarion.

City Manager’s Report: City Manager Rokey reported that the Street/Service Department has returned to its usual daytime schedule – 7:30 a.m. – 4:30 p.m. All City catch basins have been cleaned and shrubs in alleys are in the process of being trimmed. When completed the alleys will be hot patched. The electric receptacles and timers have all been installed on Main Street. The stone walls in the Cemetery have been repaired. The walls and gate date back to middle 1800’s.

The Wastewater Department had no report.

The Water Department reports that Clermont County has been plagued with breaks along the SR 28 corridor between Old Bank Rd. and Brooklyn. There were a total of five breaks on the 21st, 22nd and 25th. While Clermont County provides services to these businesses, they are located within the City and Milford does provide sewer services. The County believes the breaks resulted from a private contractor performing hydrant maintenance in the Oakbrook or Concord Woods apartment complexes. A City leak was repaired on Main St. on August 27th. Twenty customers were affected.

The pump house building is 75% complete for the Clearwell project and the slaker continues to have problems. Mr. Newman is requesting proposals for eventual replacement. All repairs on well #4 have been completed. However. The monitoring well for well #4 has been damaged by the contractor who is responsible for the repair.

Rumpke will continue to replace the 96 gallon “brown” waste wheelers with the smaller 65 gallon “brown” wheelers requested in the next few weeks. The 65-gallon green recycling wheelers will also be distributed. There will be a meeting on September 23rd starting at 6:30 p.m. at the Fireman’s Hall to discuss the update to the Comprehensive Plan and Land use Plan. There will be discussion of the South Milford neighborhood followed by a presentation of the draft Land Use Plan Update.

The newsletter is currently at the printer and should be ready to mail by the end of week.

Committee Meetings

Safety Services	Tuesday, Sept. 9, 2008	5:30 p.m.
Admin. Services	Thursday, Sept. 11, 2008	7:30 p.m.

Reminders

Sunflower Rev.	Sunday, Sept. 7, 2008	all day from 7:30 a.m.
Parks & Recreation	Monday, Sept. 8, 2008	5:30 p.m.
Planning Comm.	Wednesday, Sept. 10, 2008	6:00 p.m.
Citizens Housing	Monday, Sept. 15, 2008	7:00 p.m.
Boot Drive MCFD	Saturday, Sept. 13, 2008 (US50 – 131)	9:00 a.m.
Patriots Day	Saturday, Sept. 30, 2008 (Legion)	8:00 a.m. – 8:00 p.m.
Comp. Plan Update	Tuesday, Sept. 23, 2008 (Fireman’s Hall)	6:30 p.m.
Art Affaire	Saturday, Sept. 27 th , 2008 (Promont)	Noon – 5:00 p.m.
Junction Tail Festival	Sept. 27 th & 28 th , 2008 (Legion)	
Buskerfest	October 4 th & 5 th , 2008	

Police Department: Chief Machan reported traffic would be stopped during the Sunflower Revolution for the bikers. The Department will campaign for the Drink and Drive DUI reinforcement at Quaker Steak and Lube on September 3rd.

Fire and EMS: Chief Cooper reminded everyone of the benefit for Mark and Lisa. There will be a memorial service at the firehouse at 9:45 for 9-11. The Boot Drive will be Sept. 13th from 9-3. The South Milford parade will also be on Sept. 13th.

Council Comments: Mayor Hunter welcomed Kellie Giest the new Community Press reporter. Ms. Hinners stated that the Parks & Recreation Committee would have a booth at the Sunflower Revolution.

New Business

Ordinances and Resolutions

8.702 An Ordinance authorizing a contract with Rack & Ballaur Excavating Co., Inc. for \$806,704.80 For the CSO Phase II-B conditioned upon release of OPWC Grant and Water Pollution Control Fund Loan Funding. Ms. Hinners made the motion to suspend the rules and read by title only, seconded by Mr. Vilardo. All voted yes. Ms. Brewer made the motion to adopt, seconded by Mr. Hawkins. All voted yes.

- 8.703 An Ordinance accepting a proposal from A & A Safety, Inc. in the amount of \$10, 628.95 for line Striping. Mr. Vilardo made the motion to suspend the rules and read by title only, seconded by Ms. Hinners. All voted yes. Ms. Brewer made the motion to adopt, seconded by Ms. Hinners. All voted yes.
- 8.704 An Ordinance authorizing an agreement with LSR Consultants for the preparation and submittal of A Community Development Block Grant Application for an amount not to exceed \$17,500; this Ordinance would replace the original Ordinance 08-671 for the amount of \$7,500. Ms. Hinners made the motion to suspend the rules and read by title only, seconded by Mr. Hawkins. All voted yes. Ms. Hinners made the motion to adopt, seconded by Mr. Pschesang. All voted yes.

Old Business: None
Ordinances and Resolutions

Adjourn:

There being no further business to come before Council the meeting adjourned at 7:45 p.m. with a motion from Mr. Vilardo, seconded by Ms. Brewer. All voted yes.

Joanne Trilety, Clerk

David M. Hunter, Mayor