

The Council of the City of Milford met in Regular Session in Council Chambers at 745 Center Street at 7:00 p.m. on January 6, 2009. Mayor Hunter called the meeting to order with the Pledge of Allegiance and a Moment of Silence.

**Roll Call:** Present: Mayor Hunter, Vice-Mayor Hinnners, Mr. Vilardo Jr., Mr. Hawkins, Ms. McBeath, Mr. Pschesang and Ms. Brewer.

**Remarks from the Mayor:** Mayor Hunter presented Dr. Robert Farrell, Superintendent of Milford Schools a proclamation proclaiming the week of January 9<sup>th</sup> as Bullying Prevention Week in the City of Milford. Dr. Ferrell thanked the City for its involvement in the Bullying Program in the Milford Schools.

**Minutes:** Mr. Hawkins made the motion to waive the reading of the December 16<sup>th</sup> minutes and approve them as corrected, seconded by Ms. McBeath. All voted yes.

**Correspondence:** None

**Financial Statements:** The Clerk asked for a motion to approve and accept the Financial Statements for the month of November 2008. Ms. McBeath made the motion, seconded by Ms. Hinnners. All voted yes.

**Public Comments:** Karen Huff, Director of the Milford-Miami Township Chamber of Commerce stated that the Census Bureau is looking for employees for the upcoming census. Flyers for those interested can be obtained at the City Hall office. She announced that on February 24<sup>th</sup> a Mardi Gras celebration would be held at Latitudes from 5-7pm. She also stated that the Dinner of Excellence would be held on April 22<sup>nd</sup>.

#### **STANDING COMMITTEE REPORTS**

**Public Services:** No Report

**Administrative Services:** Ms. Hinnners reported that the Committee met on December 29, 2008. Present: Charlene Hinnners, Bryan Hawkins and Sam Pschesang. Staff present: City Manager Rokey and Finance Director, Tim Petric. Also present: Carrie Owings, Economic Development Manager. After discussion concerning the City's website, it was decided that an introduction explaining links available and navigation techniques should be added to make the website user-friendlier to residents. A Master Calendar with links to tentative agendas for meetings will be maintained.

The Finance Director requested a Resolution for the advancement of property taxes and estate taxes from the Clermont County Auditor's Office. The Committee agreed to make a motion to draft a Resolution requesting the advancement of property taxes and estate taxes from the Clermont County Auditor's Office. Ms. Hinnners made the motion, seconded by Ms. McBeath. All voted yes.

The Finance Director discussed the contract with Fraunfeltner Accounting Services for the GAAP (Generally Accepted Accounting Principles) Conversion and 2008 Basis Financial Statements. The Committee agreed to make a motion to draft an Ordinance authorizing an Agreement with Fraunfeltner Accounting Services in the amount of \$8,750.00 to prepare the 2008 Basic Financial Statements for the City of Milford. Ms. Hinnners made the motion, seconded by Ms. McBeath. All voted yes.

The Finance Director discovered an error in the line item detail for temporary appropriations in the Water Revenue Fund, which also affected the grand total. The Committee agreed to make a motion to draft an Ordinance to amend Temporary Appropriations Ordinance 08-725. Ms. Hinnners made the motion, seconded by Mr. Pschesang. All voted yes.

Per the City's agreement with Clermont County for sludge management services, Utter Construction will provide hauling for 2009. The Committee agreed to make a motion to draft an Ordinance authorizing an Agreement with Utter Construction for Wastewater sludge hauling in the amount of \$15,000.00

**Safety Services:** Ms. McBeath reported that the Committee met on December 29, 2008. Present: Kim McBeath, Charlene Hinnners and Ralph Vilardo, Jr. Staff Present: City Manager Rokey, Chief Mark Machan, Assistant City Manager Holbrook and Sgt. Terry Sparks.

The City Manager provided a letter from the Milford Gun Club regarding their operating hours for 2009. There are no changes proposed from last year's activities. The Committee agreed to support the approval of the operating schedule for the Milford Gun Club for 2009.

Pam Holbrook advised the Committee that TEC Engineering recently met with staff regarding the traffic study and plans to place traffic counters to measure volume and speed at the intersections of S.R. 50/131 and Milford Parkway & Chamber Drive. They want to capture the traffic volumes related to the Cinema and relate this to the accident data already collected at both intersections. The study will be completed by the end of January.

The Manager provided a request from Sam Pschesang to amend the ordinance regulating commercial vehicles, Chapter 351.17 (e). A copy of the current ordinances regulating parking (Chapter 351), Commercial and Heavy Vehicles (Chapter 339) and the related section of the Zoning Ordinance (1187.08) were provided. Mr. Pschesang explained that he felt the ordinance did not allow any commercial vehicles over 10,000 Gross Vehicle Weight (GVW) to provide services in the neighborhoods, therefore, the ordinance is too restrictive or permits should be issued for each one, such as Duke Energy, tree trimmers, etc.

The Manager felt that section 351.08(d) of the code made allowances for all vehicles that had a purpose to perform work in the neighborhoods for a limited period of time. The Ordinance has been referred to when complaints are made to the police department. The officers must use some level of discretion based upon the activity observed at the time they respond to the call. A vehicle may be required to move or be cited. It was agreed that this interpretation needed clarification from the Law Director. The question raised was whether it was the intent of the ordinance to require a permit for every vehicle observed in a residential area over 10,000 GVW including Rumpke, Duke Energy and tree trimming trucks.

A discussion was held with Mr. Pschesang and several residents in the audience concerning this issue and its possible outcome.

Ms. McBeath stressed the need to clarify when a permit is required under the current ordinance and if time limits should be incorporated. Staff was directed to work with the Law Director to clarify these issues.

Ms. McBeath stated that the ordinance will not be changed until the outstanding questions are resolved.

The Committee's expectation at this time is that vehicles for 10,000 GVW will not be parked in residential neighborhoods per the current interpretation of the ordinance.

The goal will be to schedule a follow up meeting at the next meeting of Council.

Mr. Hawkins made a motion for an Executive Session immediately following the Council meeting for Real Estate purposes, seconded by Ms. McBeath. All voted yes.

#### **Community Development:** No Report

**City Manager's Report:** City Manager Rokey reported that the Street/Service Department will begin recycling Christmas trees on Wednesday, January 7<sup>th</sup> and continue every Wednesday through January 28<sup>th</sup>. Trees are to be placed at the curb minus all decorations. Staff will be providing brush pickup on Wednesdays through March 2009 on a call in basis. Call 831-7018 to schedule brush pickup. Leaf pickup season ended December 31<sup>st</sup> with a total of 91 loads collected.

We received 250 tons of salt. We have used about 220 tons since the beginning of the season.

Roberts Engineering has begun to collect data regarding the movement of traffic through the intersection of U.S. 50 and S.R. 126 toward Milford to evaluate the effectiveness of the intersection to accommodate cyclists since the re-striping has been completed in Terrace Park. The goal is to collect current data before the traffic pattern is changed due to the CSO project.

The Wastewater Department reports that the final phase of the CSO Project is to begin on January 12<sup>th</sup>. A public information meeting is planned for January 7<sup>th</sup> at 7:00pm in Council Chambers. City staff, the contractor and project manager will be available to discuss the project including road closures, delays and alternate traffic plans.

The end of year report for wastewater operations efficiency is close to completion. The application for the permit to install the waterline and the Garfield Force Main Project will be submitted this week.

The Water Department reported a leak on Cleveland Ave. During the repair the water was shut off 7 hours.

The Finance/Income Tax Department reported that representatives from RITA have been meeting with taxpayers in City Council Chambers in response to the Subpoena Program (those who failed to respond to correspondence or file a return. The Finance Department has handled approximately 20 taxpayer returns and questions.

Sue Williams will be retiring from the Finance Department after 23 ½ years of service. We thank Sue for her hard work and dedication. An Open House to celebrate her career with the City will be held at the Municipal Building conference room on January 23<sup>rd</sup> from 12:30pm until 2:00pm.

Just a reminder, residents are permitted to set out one large item per week for collection at the curb with their garbage. If residents have not called to receive their recycling waste wheeler please call 741-5255.

The Parks & Recreation Commission is seeking community input regarding playground equipment at Riverside Park at their next commission meeting on January 12<sup>th</sup> at 5:30pm.

Census 2010 workers are needed. There are several categories of jobs to be filled related to the 2010 census. Interested candidates should go to [www.census.jobs.gov/detroit](http://www.census.jobs.gov/detroit) for more information.

#### **Committee Meetings**

Safety Services	Wednesday, January 14, 2009	7:00pm
Community Dev.	Monday, January 12, 2009	5:30pm

Public Services	Monday, January 12, 2009	7:00pm
<b>Reminders</b>		
CSO Infor. Mtg.	Wednesday, January 7, 2009	7:00pm
Personnel Commission	Thursday, January 8, 2009	5:00pm
Parks & Recreation	Monday, January 12, 2009	5:30pm
Planning Commission	Wednesday, January 14, 2009	6:00pm
Citizens Housing	Monday, January 19, 2009	7:00pm
Administrative offices will be closed on January 19, 2009 – Martin Luther King Day		

**Police Report:** Chief Machan commented on the serious accident that occurred on Brooklyn Ave. Air Care was called to transport a patient to University Hospital. The Department will be sending a newsletter informing residents where next of kin can be entered onto a website. Mr. Pschesang questioned the Chief concerning the new child seat law. Chief Machan stated he did not have the official information but will see that it is also in the newsletter. The Chief said that the holidays went well even with several serious incidents.

**Fire/EMS Report:** Chief Cooper reported that over 1200 treats were passed out on Santa Sunday. The Chief also commented on the several serious incidents that involved the landing of Air Care and the help of our Police Department and Miami Township. He thanked all those involved for the cooperation of the different departments.

The Chief announced that the Milford, Miami Township and Union Township departments will have a Combat Challenge at Target on April 18<sup>th</sup> and 19<sup>th</sup>. There are also fundraisers scheduled At Putter's on June 9<sup>th</sup> and at Roadhouse Grill on April 4<sup>th</sup>.

**Council Comments:** Mayor Hunter welcomed the new Miami Township Trustee, Karl Shultz. Mr. Shultz was appointed to replace Ed Humprey who is now a Clermont County Commissioner.

**New Business:** None

Ordinances and Resolutions:

- 9.549 A Resolution Requesting the Advancement of Property Taxes and Estate Taxes from the Clermont County Auditor. Ms. Hinners made the motion to adopt, seconded by Mr. Hawkins. All voted yes.
- 9.727 An Ordinance Authorizing an Agreement with Fraunfelter Accounting Services in the amount of \$8,750.00 to prepare the 2008 Basic Financial Statements of the City of Milford. Ms. Hinners made the motion to suspend the rules and read by title only, seconded by Ms. McBeath. All voted yes. Ms. Hinners made the motion to adopt, seconded by Mr. Hawkins. All voted yes.
- 9.728 An Ordinance to Amend Temporary Appropriations Ordinance 08-725. Ms. McBeath made the motion to adopt, seconded by Ms. Brewer. All voted yes.
- 9.729 An Ordinance Authorizing an Agreement with Utter Construction for Wastewater Sludge hauling In the amount of \$15,000.00. Ms. Hinners made the motion to suspend the rules and read by title only, seconded by Ms. Brewer. All voted yes. Ms. Brewer made the motion to adopt, seconded by Ms. Hinners. All voted yes.

**Old Business:** None

**Adjourn:**

There being no further business to come before the regular Council meeting, the meeting was recessed .at 7:45pm to enter into an Execute Session for Real Estate purposes with a motion from Mr. Hawkins, seconded by Ms. Hinners. All voted yes. Council returned from Executive Session and adjourned at 8:37pm with a motion from Mr. Hawkins, seconded by Ms. McBeath. All voted yes.