

The Council of the City of Milford met in Regular Session in Council Chambers at 745 Center Street at 7:00 p.m. March 3, 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: None

Public Hearing

Mayor Hunter opened the Public Hearing.

Pam Holbrook, Assistant City Manager presented the request for a text amendment to the Zoning Ordinance to revise Section 1131.07 *Board of Zoning Appeals, Powers of the Board and, and Section 131.10 Board of Zoning Appeals, Variances*. This request was submitted by Ron Burke, Manager of Castrucci Chevrolet. Ron Burke, applicant asked, that Council approve the request for the text amendment. Staff Analysis: Staff could not find any documentation available that addresses the specific reason for removal of signs from the variance request process. The applicant was informed that he could either seek a text amendment that would allow for larger signs in the L-1 District or remove the restriction that prohibits requests for variances to the sign ordinance. Staff feels it would be more appropriate to address requests for an increase in sign height and area requirements on a case by case basis through the variance process. Staff recommends support of the applicant's request to revise Section 1311.08 and Section 1311.10. The Planning Commission held a Public Hearing on February 25, 2009 to review the proposed text amendment. The Commission voted unanimously to recommend approval of the text amendment. The Public Hearing was closed with a motion from Ms. McBeath, seconded by Mr. Vilardo, Jr. All voted yes.

Ms. McBeath made a motion that the proposed text amendments, Section 1311.07 and 1311.10 be revised, seconded by Mr. Hunter. All voted yes.

Minutes: Ms. Hinnners made the motion to waive the reading and adopt the minutes of the February 17, 2009 Special meeting, the Regular Council meeting of February 17, 2009 and the Special Council of the Whole meeting of February 27, 2009, seconded by Ms McBeath. All voted yes.

Correspondence: None

Financial Statements: None

Public Comments:

Karen Huff, Director of the Milford/Miami Township Chamber of Commerce stated that Padrinos the new restaurant on Main St. is now open and By-Golly's at Five-Points is also open. She reminded residents of the fundraiser at Buffalo Harry's for the Firemen's Challenge in April. Ms. Huff congratulated Mr. Duckworth and wished him good luck in his new job in Union Township.

Ms. Hinnners noted that the new Chiropractic and Massage Center on RT 28 next to China Town Buffet is now open. Ms. Hinnners wished them luck in their new business.

Mayor Hunter reported on the Council work session and the Committee Meeting of the Whole. The Mayor thanked Staff, the City Manager, the Financial Director Tim Petric and Council members who diligently worked on the budget. Many items have been cut or reduced to lower the deficit amount. Mr., Hawkins stated that he could not support a deficit greater than \$450,000. The cuts that have been made will bring it down to \$498,000.

In other discussion at the Meeting of the Whole the Committee agreed to draft the following Ordinances and Resolutions. Mayor Hunter made a motion, seconded by Ms. McBeath to draft an Ordinance increasing the personal leave time of Police Sergeants to 60 hours. All voted yes. Mayor Hunter made the motion, seconded by Ms. McBeath to draft a Resolution Declaring the Official Intent and Reasonable Expectation of the City of Milford on behalf of the State of Ohio (the Borrower) to reimburse its Garfield Force Main Capital Fund for the Garfield Force Main Project (OPWC Project Number CJ04M) with proceeds of Tax Exempt Debt of the State of Ohio. All voted yes. Mayor Hunter made the motion, seconded by Ms. McBeath Authorizing a Settlement Agreement with Perkins/Carmack Construction. All voted yes. Mr. Hunter made the motion, seconded by Ms. Brewer to enter into a one year contract with Evans Landscaping for the Turf and Floral work for the City of Milford. Voting yes: Ms. Hinnners, Mr. Vilardo, Jr., Ms. McBeath, Mr. Hunter, Mr. Pschesang and Ms. Brewer. Voting no: Mr. Hawkins. Ms. McBeath asked for a motion to hold a Public Hearing during the April 21, 2009 Council meeting concerning the parking of trucks in residential areas, seconded by Ms. Hinnners. All voted yes.

Ed Williams, TEC, Inc. gave a presentation of the Safety Study that was done at St. Rt. 131 and U.S. 50 and at Milford Parkway and River's Edge. His report presented the accident areas and causes and the areas that should be changed to make the area safer. He also presented possible funding for the work. Council discussed his suggestion but no decisions were made at this time.

Ron Roberts, Roberts Engineering, presented his traffic study for the Bike Trail. This would include line striping for bike lanes across the bridge to Water St. and striping on Wooster Pike to match the striping in Terrace Park. Mr. Roberts stated that cost would not exceed \$5,000. Council recommended with a motion from Mr. Hunter, seconded by Mr. Vilardo that the engineering not exceed \$5,000. All voted yes.

STANDING COMMITTEE REPORTS

Public Services: No Report

Administrative Services: No Report

Safety Services: No Report

Community Development: No Report – Mr. Vilardo reported on February 27th he attended a JEDD Board meeting in Union Township. With more businesses opening in Union Township our revenues from our JEDD Agreement will increase.

City Manager's Report: City Manager Rokey reported that the Street/Service Department expended 277 hours of overtime during the past two snow storms. We have spent \$147,452 to purchase 1,503 tons of salt. Under our contract for 2000 tons we must purchase an additional 497 tons before March 31st. To date we have sold Terrace Park 125 tons for a total of \$12,263. At this time the salt barn is completely full. Beginning in April brush will be picked up regularly every Wednesday. Until then residents will call for pick up.

Bud White our City Engineer received a call from ODOT that our resurfacing project on Main St. is out for bid. The award will be made in time for work to begin in April. Ms. Hanners questioned if the storm sewer project would be done before the resurfacing. It is planned for completion before ODOT begins the resurfacing.

The Wastewater Department reports that the CSO Project is on schedule.

The Water Department repaired a break on Riverside Drive. Customers were not notified because of the emergency nature of the repair. The Department has begun painting the pipe gallery at the plant.

The Finance Department received a memo from OPERS concerning the current economic climate.

Other Business: Padrino's at 111 Main St. will open for business on March 5th.

A Property Maintenance Workshop will be held on March 16th at 7:00pm in Council Chambers. This will be in conjunction with the Citizen's Housing Committee meeting.

Committee Meetings

Meetings to be scheduled as needed

Reminders

Garfield Force Main Open House	Monday, April 29, 2009	6-8pm (Council Chambers)
Salute to Leaders	Thursday, March 5, 2009 (Eastgate Holiday Inn)	5:30-8:00pm
Personnel Commission	Friday, March 6, 2009	5:00pm
Parks & Recreation	Monday, March 9, 2009	5:30pm
Citizens Housing	Monday, March 16, 2009	7:00pm
Maintenance Workshop	Monday, March 16, 2009	7:00pm
Yellow Ribbon Fundraiser	Thursday, April 9, 2009 (Oasis)	5:30pm

The City Manager heard from the Clermont Count Park District concerning some work they could do in some areas of the City, such as a natural bike trail at Valley View. This will be part of the East Fork River Project for Clermont County.

Police Report: Chief Machan reported on the vandalism happening in the City. Graffiti is being spray painted on buildings and walls. The Department is working with some undercover vehicles to find the persons responsible. Target and Wal-Mart are watching for juveniles purchasing spray paint.

Re-Accreditation for the Department begins in April. The Assessors will be here from March 18th to March 21st. The Public Meeting on accreditation will be on March 19th.

Fire/EMS Report: No Report – Assistant Chief Flanigan was called away from the meeting.

Council Comments: Ms. McBeath stated she appreciated all of the work the Staff did during preparing the budget. She said this is one of the toughest budgets we have had and everyone did a great job. City Manager Rokey said she would need a response to the additional changes that have been recommended. She and Mr. Petric will get together to respond to the changes and see if we are get close enough to make a recommendation for approval.

Mr. Vilardo questioned that our projections are based on what we feel they would be. We have only talked about the “what ifs.” He would like to see some recommendations of what and/or if other cuts will have to be made. City Manager Rokey said these recommendations will be made by June because April and May are tax time and we will know more after tax time. Ms. McBeath said the budget must be passed at the next meeting. A motion will be needed to draft the Ordinance and be approved at the next Regular meeting of Council. Mr. Hinnners made the motion to draft an Ordinance approving the 2009 Budget for the City of Milford, seconded by Ms. McBeath. Voting yes: Ms. Hinnners, Ms. McBeath and Mr. Hunter. Voting no: Mr. Vilardo, Jr., Mr. Pschesang, Mr. Hawkins and Ms. Brewer. Motion failed.

Ms. McBeath called for a meeting of Council to resolve the budget for 2009. Council agreed to meet on Thursday, March 12, 2009 at 7:00pm. as a Committee of the Whole.

Mr. Hawkins asked if any of the Council members have reviewed the issue about the bright light complaints in the alley on Mound Ave. City Manager Rokey advised Council member to view the lights so that could see how bright they are.

New Business: None

Ordinances and Resolutions

- 9.735 An Ordinance Authorizing a Settlement Agreement with Perkins/Carmack Construction
Ms. McBeath 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 Mr. Vilardo Jr. All voted yes.
- 9.736 An Ordinance Rezoning 0.41 more or less of Real Property from “O” Office District to “B-3” General Business District.
Ms. McBeath made the motion to suspend the rules and read by title only, seconded by Ms. Hinnners. All voted yes. Ms. McBeath made the motion to adopt, seconded by Mr. Hawkins. All voted yes.
- 9.550 A Resolution Declaring the Official Intent and Reasonable Expectations of the City of Milford on Behalf of the State of Ohio (The Borrower) to reimburse its Garfield Force Main Capital Fund for the Garfield Force Main Project (OPWC Number CJ04M) with the proceeds of Tax Exempt Debt of the State of Ohio. Ms. McBeath made the motion to adopt, seconded by Mr. Hawkins. All voted yes.

Old Business: None

Adjourn:

There being no further business to come before the regular Council meeting, the meeting was adjourned at 8:35pm with a motion from Mr. Vilardo Jr., seconded by Ms. McBeath. All voted yes.

Joanne Trilety, Clerk

David M. Hunter, Mayor