

The Council of the City of Milford met in Regular Session in Council Chambers at 745 Center Street at 7:00 p.m. September 1, 2009. Vice-Mayor Hinners called the meeting to order with the Pledge of Allegiance and a Moment of Silence.

Roll Call: Vice-Mayor Hinners, Mr. Vilardo Jr., Mr. Hawkins, Mr. Pschesang, Ms. Brewer and Ms. McBeath.

Resignation of David M. Hunter: The Clerk read a letter from David Hunter resigning from his seat on Council effective on August 24, 2009. Mr. Hunter stated a conflict of interest between being on Council and his job as a magistrate for Clermont County. He thanked the residents and council members for their support.

Oath of Office: Law Director Mike Minniear administered the Oath of Office to Charlene Hinners as Mayor.

Selection of Vice-Mayor: Mr. Minniear then asked Council for their nominations for vice-mayor. Ms. McBeath nominated Amy Brewer. There were no further nominations and Ms. Brewer was selected vice-mayor by a unanimous vote.

Oath of Office: Mr. Minniear administered the Oath of Office as Vice-Mayor to Amy Brewer.

Selection Process for Open Council Seat: Council discussed the process to be used to appoint a new member to replace the open seat vacated by the resignation of David Hunter. After discussion a motion was made by Mr. Hawkins, seconded by Ms. Brewer that anyone interested for the Council seat should apply by sending a resume and letter of interest to the Clerk of Council by September 11, 2009. Those applying will then meet with Council where the selection would be made at the September 15th Council meeting. Voting yes: Mr. Vilardo Jr., Ms. McBeath, Mr. Hawkins, Ms. Brewer and Mayor Hinners; Voting no: Mr. Pschesang.

Minutes: Mr. Vilardo, Jr. made the motion to waive the reading and adopt the minutes of the August 4, 2009 Regular Council meeting, seconded by Mr. Hawkins. Voting yes: Mr. Hawkins, Ms. Brewer, Mayor Hinners, Mr. Vilardo, Jr. Abstaining: Mr. Pschesang and Ms. McBeath.

Correspondence: The Clerk read a request for a transfer of a D5I and a D6 liquor permit from Mios to MMMPizzeria LLC. Mr. Vilardo, Jr. made a motion that a hearing would not be needed for this transfer, seconded by Ms. McBeath. All voted yes.

Financial Statements: The July Milford Financial and Tax Reports were reported to Council for their acceptance and approval. Ms. McBeath made the motion that the July 2009 Financial and Tax Reports be accepted and approved, seconded by Mr. Pschesang. All voted yes.

Public Comments: Karen Huff from the Milford/Miami Chamber said thank you to Charlene Hinners and Amy Brewer. She also expressed the condolences of the Chamber to the family of Dr. Ray Bauer. Karen stated that there would be a Christmas Preview at the Chamber Office. The Golf outing will be on Oct. 12th. Mike Minniear is the chairman of the outing. Candidate's night will be on October 5th at the Firemen's Hall for the City and on October 22nd for Miami Township at the Civic Center. Jean Ackermann, Joanne Weigel and Mimi Toomey all had comments concerning the condition of Greenlawn Cemetery. They all agreed that the cemetery is lacking in care. Ms. Ackermann stated that she has been in business in the city for 50 years and would like the same consideration as downtown Milford. Ms. Weigel stated that the work ethic of the Service/Street Department was not good. They need more supervision. Ms. Toomey also questioned the work in the cemetery. Nancy Meyer asked about the flowerpots on Main St. She said they look terrible and asked if Evans Landscaping was going to replant. She wanted to know if there was anything the business owners could do. Ms. Rokey stated that Evans was supposed to replant the pots before the Street Fest. Carmella Fugate announced that the Legion would have Patriot's Day on September 19th beginning at 11 a.m. on the Legion grounds. Suzanne Stagg announced that the Street Fest would be on September 12th on Main Street. There will be Buskers along the street. Ms. Stagg had concerns about the mower used on the hillside of the cemetery that does not have roll bars. She also questioned if the employees have been asked how to save and the possibility of rewarding them for their ideas.

STANDING COMMITTEE REPORTS

Public Services: Ms. Brewer reported that the Committee met on August 26, 2009. Present: Amy Brewer, Ralph Vilardo Jr., and Sam Pschesang. Staff Present: City Manager Rokey, Water Plant Supervisor Matt Newman and Wastewater Plant Supervisor Carol Royer.

The Manager provided copies of the bid recommendation for the Garfield Force Main Project. The Engineer's estimate was \$975,000 for the Wastewater Force Main and \$150,000 for the Waterline. The lowest total bid was from Rack and Ballauer for \$709,815.50. We have ample grant and loan funding approved from OPWC and the OEPA Water Pollution Control Loan Fund to cover the cost. The Committee agreed to make a motion to draft an Ordinance authorizing a contract with Rack and Ballauer Excavating Co., Inc. for the construction of the Garfield Force Main and Water Street Waterline Project in the base bid amount of \$646,075 plus the alternate bid of \$63,740.50 for the Waterline. Ms. Brewer made the motion, seconded by Mr. Vilardo, Jr. All voted yes.

The Manager provided a sample resolution required to authorize submittal of an application for the Lime Slaker project to the OEPA Water Supply Revolving Loan Fund, which includes stimulus funds. The project includes replacement of the Water Plant Lime Slaker, control panel and rehabilitation of the Silo. Ms. Brewer made the motion, seconded by Mr. Vilardo, Jr. All voted yes.

The Manager provided a request from the Finance Director to transfer funds to close out funds remaining in the WWTP Expansion Fund to the Sewer Capital Improvement Fund. The Committee agreed to make a motion to draft an Ordinance authorizing various transfers from various funds. Ms. Brewer made the motion, seconded by Mr. Vilardo, Jr. All voted yes.

The Manager provided documentation from CUC requesting reimbursement for the Letter of Credit Fee related to the Beechwood TIF. The terms of the TIF required the annually renewable Letter of Credit to insure funds to cover any shortfall in collections for debt service payments until a certain coverage ratio is met. The cost will be paid from the TIF Revenue Fund. The Committee agreed to make a motion to draft an Ordinance authorizing a Reimbursement for Cincinnati United Contractors for Letter of Credit Fees on the Beechwood Road TIF in the amount of \$17,773.22. Ms. Brewer made the motion, seconded by Ms. McBeath. All voted yes.

The Manager provided information regarding Promont's upcoming Art Affaire and requested the City to provide a port-o-let for the event. The Committee agreed to recommend authorization for the City to provide a port-o-let for the Art Affaire at Promont.

The Manager discussed complaints concerning the Cemetery. She explained that stones that have been displaced are now re-situated. There have been complaints that the mowing and weed whipping has been behind. We have cut overtime due to budget constraints and are looking for ways to operate more efficiently. This will require more Committee discussion. She also advised that Mike Haight is seeking proposals for line striping and to repair the area-loosened wall tiles at the outside entrance to the City building.

Administrative Services: No Report

Safety Services: No Report

Community Development: Mr. Hawkins reported that the Committee met on August 19, 2009. Present: Bryan Hawkins and Amy Brewer. Staff Present: City Manager Rokey and Assistant City Manager Holbrook. Also Present: Council Member Hinners, Lou Bishop, Center St.; Doug Disbennett, Gatch Ave.; Andy Dickerson, Mound St.; Rachelle Rapp-Dickerson, Parks & Recreation; Nancy Meyer, Row House; Ron Roberts, RSG Ltd.; Geoff Pittman, Mound St.

The Committee reviewed the proposal from Ron Roberts for a Preliminary Engineering Study for the Bike Bridge over SR 126. A preliminary study would be needed before an easement on the Younginger property. The Committee agreed that this would be an appropriate item to come from the Parks & Recreation Commission. Mr. Dickerson recommended that the proposal also include potential funding sources. Ms. Rapp-Dickerson said the Parks & Recreation Commission felt that the bike bridge connection was a top priority and falls into line with the Parks & Recreation Master Plan.

The Committee agreed to recommend that the City spend \$2500 for completion of items #1-5 (Phase 1) of the Bike Bridge Proposal. Items #6-8 (Phase 2) would be addressed at a later time.

The Committee reviewed the status of the South Milford Ad Hoc Committee. Mr. Pittman had asked for clarification on boundaries, and the impact of a new council on this committee. Mr. Hawkins noted that the Ad Hoc Committee should proceed, and a new council could address this issue when they are seated.

The Committee discussed potential geographic boundaries to include as South Milford. An Overlay was also discussed. Mr. Dickerson felt an overlay was important because it would add value to the property. Mr. Pittman noted that through the recent survey, code enforcement was identified as a major issue. Ms. Rapp-Dickerson stated that it was important to educate the neighborhood. Ms Holbrook provided information on overlay zones found on the OKI website. Mr. Pittman said that the next step would most likely be a meeting. The group may decide to add High, Mill and Garfield as part of the South Milford area boundary.

Mr. Bishop addressed the Committee regarding property maintenance concerning junk and trash on property. Ms. Holbrook briefed the Committee on the Property Maintenance process. Complaints are reviewed by Citizens Committee, before a violation letter is sent out. Mr. Bishop stated that he felt Section 521 of the Codified Ordinance could be used to address the issue of garbage, trash, waste etc. how far council wanted to take the ordinance. Mr. Hawkins noted that he would like to have a discussion on what constitutes garbage, junk, refuse, debris, etc. Mr. Hawkins said that some of the issues could be addressed by the Police when they are out doing their drive through.

Ms. Holbrook stated that as part of the Sunflower Bicycle ride two tents would be erected. One on the bank parking lot and on at the Legion. The University Foundation sponsoring the Ride has asked for a waiver of the \$260 tent permit fees. The Committee agreed to waive the \$260 fee. With a Voice Vote from Council all voted yes to waive the tent fee.

The Committee discussed complaints of deer, coyotes and feral cats from residents. Mr. Hawkins stated that it would be helpful to have someone come and talk to the City about ways to control these animals. Ms. Rokey said that she would have staff do a spot survey to see if other communities have these issues. In miscellaneous Items the Committee discussed the use of proclamations and what was appropriate and what was not appropriate to issue a proclamation.

Ms. Rokey informed the Committee that the Tree City application is due in December. She also said that with the new outlets installed downtown, the electric bill for the lights have significantly decreased.

Ms. Rokey said the City has received several complaints that foundations had not been installed at the Cemetery. The Service Department will wait until there are several foundations to pour for the purpose of economy. The Department will install approximately twenty foundations in September.

Ms. Hinners stated that there have been complaints that the restrooms are closed at Riverside. Ms. Rokey noted that the doors are opened when requested for specific events, but otherwise closed.

Mr. Hawkins questioned whether Evans Landscaping had addressed the landscaping issues.

City Manager's Report: City Manager Rokey reported that the Street/Service Department continues mowing and trimming in the cemetery and other city-owned properties and parks. All city-owned parking lots are being line stripped and catch basins are being cleaned and inspected. The new directional sign has been installed on Milford Parkway facing Finley Ray Drive.

The Wastewater Department operations are preparing for fall and winter mode due to increased flow, loadings, and weather changes. The Garfield Force Main Project is scheduled to begin soon.

The Department will be smoke testing a section of sewer line between High and Main Street on Sept. 8th. The Water Department reports a curb box was replaced on Forest Ave. with no service disruption. A leak was repaired on Hugin Dr. Residents were without water approximately one hour.

A legal ad for the Water Treatment Plant Improvements/Lime Slaker Replacement has been placed and bids will be opened September 17th.

City staff has received several complaints of brown water due to hydrant flushing. Staff will do their best to minimize the impacts of this process.

SOLID WAST AND RECYCLING: During 2008 curbside-recycling participants recycled 449.54 tons of materials. The goal of the City of Milford's recycling program is to increase recycling and therefore decrease the solid waste tonnage to the landfill. Residents can upgrade their red bin to a 65 gallon green recycling container on wheels.

OTHER – The newsletter should be ready for posting to our website this week.

Chris Rosenhoffer and Tom Fremont's positions on the Citizens Housing Committee will expire in September 2009. Chris is interested in being re-appointed, however Tom is not asking not to be re-appointed. Staff will plan to advertise this vacancy in the Milford Advertiser next week.

Clermont County has joined the National Association of Counties Managed Benefit Services Agreement for discount prescriptions. This program is designed for uninsured and underinsured Clermont County residents. For more information Call 513-732-7300 or visit www.clermontcountryohio.gov.

Committee Meetings

Admin. Services Wednesday, September 9, 2009 5:30 p.m.

Reminders

Dr. Bauer Memorial	Saturday, September 5, 2009	11:00 am
Friday Night Dance	Every Friday until Sept. 4 th	Legion
Admin. Offices Closed	Monday, September 7, 2009	
Planning Commission	Wednesday, September 9, 2009	6:00 p.m.
Police & Fire Mem. Service	Friday, September 11, 2009	9:00 am
Sunflower Streetfest	Friday-Sunday Sept. 11-13.	Main St. closed Sat.
Art Affaire 2009	Saturday, September 12, 2009 – Promont	12-00-5:00 p.m.
Sunflower Revolution	Sat. & Sun. Sept. 12-13	Legion
Parks & Recreation	Monday, September 14, 2009	5:30 p.m.
Patriots Days	Saturday, September 19, 2009 – Legion	11:00-6:00 p.m.
Drive-thru Flu Shots	Saturday, September 19, 2009 Clermont Co.	Fairground
Citizens Housing	Monday, September 21, 2009	7:00 p.m.
Bd. of Zoning Appeals	Tuesday, September 22, 2009	7:00 p.m.
Junction Trail Festival	Sat. & Sun. Sept. 26-27 – at Riverside Park	
Go with the Flow	Saturday, September 26, 2009 - Riverside Park	9:30 am
Fall Yard Sale	Fri.-Sun. Oct. 9-11 – no permit needed	
Fall Clean-up Day	Saturday, October 24, 2009 – call 248-5092 to register	

Police Report: Chief Machan reported that several of the big flowerpots at the shopping center have been broken. Over the Labor Day weekend the Department will have seat belt and DUI checkpoints. He urged people to not drink and drive.

Fire/EMS Report: Nick Thiele reminded residents that the Fire Levy will be on the November ballot. The Department has been flushing the fire hydrants throughout the City. The Department helped Pattison Elementary with the first day of school. They also participated in the SEM Senior Olympics on August 31st.

Council Comments: Mayor Hinnners offered condolences from the City to the family of Dr. Bauer. A Proclamation will be presented to Dr. Bauer's family at his Memorial Service at the High School. Mr. Vilardo, Jr. announced that Clermont County presented awards to many businesses as being the best in the County. Several were from Milford including the Olde Time Barber Shoppe on Lila Ave. Mr. Hawkins said that Dr. Bauer would really be missed at the High School. He did so many things for the students and parents.

New Business: None

Ordinances and Resolutions

- 09-757 An Ordinance Authorizing a contract with Rack and Ballauer Excavating Co., Inc. for the Construction of the Garfield Force Main and Water Street Waterline project in the Base Bid Amount of \$646,075 plus the alternative bid of \$63,740.50 for the waterline.
Ms. McBeath made the motion to suspend the rules and read by title only, seconded by Mr. Pschesang. All voted yes. Ms. Hinnners made the motion to adopt, seconded by Mr. Pschesang. All voted yes.
- 09-758 An Ordinance Authorizing various transfers from various funds.
Ms. McBeath made the motion to suspend the rules and read by title only, seconded by Mr. Pschesang. All voted yes. Ms. McBeath made the motion to adopt, seconded by Mr. Hawkins. All voted yes.
- 09-759 An Ordinance Authorizing a Reimbursement to Cincinnati United Contractors for a Letter of Credit fees on the Beechwood Road TIF in the amount of \$17,773.22.
Ms. McBeath made the motion to suspend the rules and read by title only, seconded by Mr. Vilardo, Jr. All voted yes. Ms. Brewer made the motion to adopt, seconded by Mr. Hawkins. All voted yes.
- 09-556 A Resolution Authorizing the City Manager to apply for, accept, and enter into a Water Supply Revolving Loan Account Agreement on behalf of the City of Milford for the new Lime Slaker, Control Panel and Silo Rehabilitation Project and designating Repayment Source for the Loan.
Ms. McBeath made the motion to adopt, seconded by Mr. Hawkins. All voted yes.

Old Business:

Ordinances and Resolutions

Adjourn:

There being no further business to come before the regular Council meeting, the meeting was adjourned at 8:20 PM with a motion by Mr. Hawkins, seconded by Ms. Hinnners. All voted yes

Joanne Trilety, Clerk

Charlene Hinnners, Mayor