

# COUNCIL MEETING

April 9, 2013

Mayor Coate led Council and the public in the Pledge of Allegiance.

The invocation was given by Rev. McQuarrie of the Transfiguration Catholic Church.

Mayor Coate called the meeting to order.

*Present were:* Mayor Coate; *Councilmembers:* Jason Tinnerman, Fred Francis, Debbie Miller, Scott Fogle, Ora Ashley, and Susan Willis. *Also present were:* Manager Kline, Law Director Sell, and Clerk Cantrell.  
*Absent:* None.

The following Certificate of the Clerk of the Council to the presiding Officer of the Council of the Municipality of West Milton was read: The undersigned certified that all requirements to notice and notification has been done or attempted to be done in compliance with Council Rule III.

*Dated:* April 9, 2013

*Signed:* Linda L. Cantrell CAP-OM  
Clerk of Council

## MOTION TO EXCUSE ABSENT COUNCILMEMBERS

Susan Willis made a motion, seconded by Jason Tinnerman to excuse Debbie Miller from the March 26, 2013, Council Workshop Meeting. After a roll call vote, the motion passed with Francis, Tinnerman, Fogle, Ashley, Willis, and Mayor Coate voting *yes*. *Abstain:* Miller. *Absent:* None.

## MINUTES

Scott Fogle made a motion, seconded by Debbie Miller to amend the March 12, 2013, Council Meeting Minutes as follows: change page 4, item 6, Miami Lanes - from "Scott Fogle stated Mr. Arnold needs eighteen thousand (\$18,000.00) dollars to fix up the lanes" to "Scott Fogle stated Mr. Arnold is asking for \$18K in donations, via the Miami Lanes Facebook page, to assist with needed repairs, etc. to open by 1 June." After a roll call vote, the motion passed with Francis, Miller, Tinnerman, Fogle, Ashley, and Mayor Coate voting *yes* and Willis voting *no*. *Abstain:* None. *Absent:* None.

Jason Tinnerman made a motion, seconded by Ora Ashley to adopt the March 12, 2013, Council Meeting Minutes as amended. After a roll call vote, the motion passed unanimously. *Abstain: None. Absent: None. Minutes adopted.*

Scott Fogle made a motion, seconded by Ora Ashley to amend the March 26, 2013, Council Meeting Minutes as follows: change page 1, Fall Fling – from “After discussion, it was the consensus of Council to allow them to sell beer during the times requested” to “After discussion, it was the consensus of Council to allow them to sell beer until 11:00 p.m. and stop serving at 12:00 a.m. (midnight);” change page 2, Water Towers – add “Manager Kline brought forward for discussion looking for advertising/sponsorship funds to offset the costs of repairs/repainting;” page 3, Connection with Union, - add “Manager Kline acknowledged that he would set up a meeting with the County and the City of Troy to negotiate the rates for the additional years left on the current water contract with Miami County and the City of Troy;” page 3, General Discussion, first paragraph – add “The National League of Cities and CGI Communications video program would do a video taping of West Milton and then businesses would take out ads for a fee on the West Milton Village web page;” and page 3, General Discussion, third paragraph – add “the Milton-Union School Board, the Union Township Trustees, and Council are working together as a group to raise funds for the new park area at the old middle school/elementary area (splash pad/skate ramp).” After a roll call vote, the motion passed with Francis, Tinnerman, Fogle, Ashley, and Mayor Coate voting *yes* and Willis voting *no*. *Abstain: Miller. Absent: None.*

Fred Francis made a motion, seconded by Scott Fogle to adopt the March 26, 2013, Council Meeting Minutes as amended. After a roll call vote, the motion passed with Francis, Tinnerman, Fogle, Ashley, Willis, and Mayor Coate voting *yes*. *Abstain: Miller. Absent: None. Minutes adopted.*

#### OTHER MINUTES

There were no other minutes at this time.

#### CORRESPONDENCE TO COUNCIL

Manager Kline stated Lance Ray, Secretary for the Miami County Lodge #58 has invited the Mayor and Council to attend the annual Miami County Law Enforcement Memorial Service to be held on May 1, 2013, on the Courthouse Plaza in Troy at Noon.

## COMMENTS FROM CITIZENS

There were no comments from citizens at this time.

Fred Francis made a motion, seconded by Jason Tinnerman to allow beer sales for the Fall Fling in the park from 4:00 p.m. to 11:00 p.m. and allow redemption of the tickets from 4:00 p.m. to 12:00 a.m. (*midnight*). After a roll call vote, the motion passed unanimously. *Abstain: None. Absent: None.*

## ORDINANCES AND RESOLUTIONS

### Resolution CM-13-04

*Resolution CM-13-04* was introduced by Council and read by Law Director Sell, A RESOLUTION AUTHORIZING THE MUNICIPAL MANAGER TO HIRE SHARP CONWAY ARCHITECTS OF DAYTON, OHIO. Ora Ashley made a motion, seconded by Debbie Miller to adopt *Resolution CM-13-04*. After a roll call vote, the motion passed unanimously. *Abstain: None. Absent: None. Resolution CM-13-04 adopted.*

### Resolution CM-13-05

*Resolution CM-13-05* was introduced by Council and read by Law Director Sell, RESOLUTION IN SUPPORT OF THE MILTON-UNION EV SCHOOL DISTRICT TAX LEVY RENEWAL. Fred Francis made a motion, seconded by Debbie Miller to adopt *Resolution CM-13-05*. After a roll call vote, the motion passed unanimously. *Abstain: None. Absent: None. Resolution CM-13-05 adopted.*

## MUNICIPAL MANAGER

### 1) Ben Herron Updates -

Ben Herron stated in December 2007 the Department of Transportation issued new regulations for traffic signage. He stated the signage was to be replaced by the end of 2012. Mr. Herron stated his staff did a good job getting the signage changed and logged in the master program. Mr. Herron stated in 2002 the Municipality purchased a street sweeper. He stated Dustie Lavy learned to maintain the sweeper. Mr. Herron stated that under Mr. Lavy's leadership the machine has been refurbished and the box has been reinforced so it will last for several more years. Mr. Herron stated by refurbishing the sweeper the Municipality saved twenty thousand (\$20,000) dollars. Mr. Herron stated they are behind on Spring

projects because of the long winter. He stated they are now starting to do the Spring projects.

- 2) PVP Update –  
Manager Kline stated the paperwork has been processed and unless something happens the PVP building should be coming down the week of April 16, 2013.
- 3) Safe Routes to School Update –  
Manager Kline stated he met with ODOT this week. He stated the worst case scenario has the contract being awarded no later than March 24, 2014. Manager Kline stated the bosses want to see this project happen sooner and that things are back on track and moving forward.
- 4) Exterior Maintenance Code -  
Manager Kline stated the Municipality has an Exterior Maintenance Code and that he has been working with Law Director Sell on the proper implementation of the Ordinance. He stated if he finds it to be too cumbersome to administer, he would bring it back to a future workshop to work to find a more workable Ordinance.
- 5) Garbage Service -  
Manager Kline stated he thinks the way the Municipality offers garbage service needs to be improved. He stated he plans to meet with Waste Management to discuss a variety of issues and then he will report back to Council. Manager Kline explained the process when residents do not pay their trash bill. He stated he will be talking to Waste Management to find ways to make sure the trash is getting picked up. Manager Kline stated he would like to take over the billing for the trash pickup.

Ora Ashley thanked Manager Kline for working so hard on trying to get trash cleaned up. He stated Manager Kline has done a great deal of work since he started with the Municipality.

Manager Kline stated he has a great staff and that there is a lot more to do.

- 6) Miami Lanes –  
Manager Kline introduced Adam Arnold the new owner of Miami Lanes. Mr. Arnold is from Miamisburg. He stated people in West Milton have been wonderful. Mr. Arnold stated so far one thousand three hundred and seventy-five (\$1,375.00) dollars has been raised to help refurbish the bowling alley. Mr. Arnold stated he wants to have the bowling part of the

building ready by June 1, 2013. He stated he has received four hundred (400) likes on Facebook. Mr. Arnold stated everyone has made him feel at home.

7) Workshop Meeting –

There will be a Council Workshop Meeting on Tuesday, April 23, 2013.

COMMENTS FROM CITIZENS

Mr. Dafoe from Wright Road stated he is concerned about what is taking place at the old elementary school. He stated he hopes Council talks to the neighbors about their thoughts as to what should be done with the property. Ora Ashley stated when it comes time to do the project the community should be made aware so they can come and discuss their ideas with Council.

Susan Willis stated the Park Board meets the third Wednesday of each month at 7:00 p.m. She stated the residents of the community are invited. Jason Tinnerman stated all of the things that have been talked about are just ideas and the Municipality is far from breaking ground on anything. Manager Kline stated the April meeting of the Park Board is to introduce the Park Board members to park areas owned by the Municipality. He stated the meeting for next week will start at 6:30 p.m. Manager Kline stated the Park Board members will be taking a tour of all the areas and will be back around 7:15 p.m. to 7:30 p.m.

COMMENTS FROM COUNCIL

Scott Fogle asked about the building next to the Brick House Café. He stated it does not have any windows in it and asked if it is being town down. Manager Kline stated they are working on it. He stated EPA requires certain permits that take ten (10) business days. He stated April 16, 2013, should be the start date.

EXECUTIVE SESSION

Fred Francis made a motion, seconded by Susan Willis to adjourn into an Executive Session as provided by Section 4.12(B)(5)(a) to discuss a personnel related matter. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* None.

Council adjourned into Executive Session at 8:23 p.m.

Fred Francis made a motion, seconded by Susan Willis to reconvene out of Executive Session. After a roll call vote, the motion passed unanimously. *Abstain: None. Absent: None.*

Council came back into session at 9:19 p.m.

ADJOURNMENT

Fred Francis made a motion, seconded by Debbie Miller to adjourn the meeting. The meeting adjourned at 9:20 p.m.

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Linda L. Cantrell CAP-OM  
Clerk of Council

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Michael Coate II  
Mayor