

COUNCIL MEETING

December 8, 2015

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

The invocation was given by Pastor Steve Peters of the Gracehaven Church.

Mayor Francis called the meeting to order.

Present were: Mayor Francis; *Councilmembers:* Sarah Copp, Scott Fogle, Jason Tinnerman, Anthony Miller, Don Dohrman, and Karen Grudich. *Also present were:* Manager Kline, Law Director Lenee Brosh, and Clerk Cantrell. *Absent:* None.

MOTION TO EXCUSE ABSENT COUNCILMEMBERS

Jason Tinnerman made a motion, seconded by Scott Fogle to excuse Sarah Copp, Anthony Miller, and Karen Grudich from the November 24, 2015, Council Workshop Meeting. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* None.

MINUTES

Scott Fogle made a motion, seconded by Don Dohrman to adopt the November 10, 2015, Council Meeting Minutes and the November 24, 2015, Council Workshop Meeting Minutes. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* None. *Minutes adopted.*

CORRESPONDENCE TO COUNCIL

There was no correspondence to Council at this time.

COMMENTS FROM CITIZENS

There were no comments from citizens at this time.

ORDINANCES AND RESOLUTIONS

Ordinance CM-15-36

Ordinance CM-15-36 was read by title only by Law Director Brosh, AN
ORDINANCE AMENDING SECTION 32.30 – VACATIONS AND ABSENCES
OF THE WEST MILTON PERSONNEL RULES. Jason Tinnerman made a

motion, seconded by Sarah Copp to adopt *Ordinance CM-15-36*. After a roll call vote, the motion passed unanimously. *Abstain: None. Absent: None. Ordinance CM-15-36 adopted.*

Ordinance CM-15-37

Ordinance CM-15-37 was read by title only by Law Director Brosh, AN ORDINANCE ESTABLISHING A REFUSE FUND AND AMENDING SECTIONS 53.27 AND 53.32 REGARDING GARBAGE, REFUSE, AND RECYCLABLES OF THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF WEST MILTON, OHIO. Don Dohrman made a motion, seconded by Anthony Miller to adopt *Ordinance CM-15-37*. After a roll call vote, the motion passed unanimously. *Abstain: None. Absent: None. Ordinance CM-15-37 adopted.*

Manager Kline stated an elderly lady called stating she is incapable of taking a totter to the curb and that she does not create much trash. He stated the lady stated what little trash she does have her son takes it and places in his trash can. Manager Kline stated the lady explained the additional cost of twenty (\$20.00) dollars a month would be difficult for her to pay. He stated the lady asked the mandatory cost be waived for her. Manager Kline stated he explained to the lady what other municipalities and cities do and explained to her that he cannot waive the fee as she has requested. He asked Council what they would want to do. Manager Kline stated he has also received an email regarding the change in trash billing.

Jason Tinnerman stated West Milton's Ordinance requires citizens to pay for trash collection; but it has not been enforced in the past. He stated he understands someone not having much trash and wanting to dispose of their trash on their own. But by everyone having trash collection services it should help with problems the Municipality of West Milton has had in the past with trash not being collected.

Mayor Francis explained that the Municipality of West Milton is taking over the billing of trash collection to help save everyone on their trash bill. He stated if Waste Management continued to bill the residents for their trash collection it would cost the residents more. Mayor Francis asked if any residents have questions to give Manager Kline, Ben Herron, or the Utilities Office a call. Mayor Francis stated maybe residents need to fill out an application explaining why they need to be exempt from paying for trash collection and how they plan to dispose of their trash. He stated the Municipality of West Milton would probably need to charge a fee for doing this service. Mayor Francis stated he would be willing to look at this issue after the first of the year.

Sarah Copp asked if someone wants to change their can size or size of their recycling tote what should they do. Manager Kline stated if they want to change from high volume to low volume or vice versa now they need to contact Waste

Management. He stated otherwise if they wait until after the first of the year (2016) they can call the Municipality of West Milton to make the changes. Manager Kline stated if a resident wants to get a sixty-four (64) gallon roll away recycling tote they should call Waste Management now. He stated he would encourage everyone to get a sixty-four (64) gallon recycling tote. Manager Kline stated these totes have lids and it helps keep things from blowing out of the containers. He stated a postcard would be going out to everyone about trash collection this week.

Ordinance CM-15-39

Ordinance CM-15-39 was read by title only by Law Director Brosh, AN ORDINANCE TO AMEND CHAPTER 52.116(A) – WATER RATES OF THE WEST MILTON MUNICIPAL CODE. Jason Tinnerman made a motion, seconded by Don Dohrman to adopt *Ordinance CM-15-39*. After a roll call vote, the motion passed unanimously. *Abstain: None. Absent: None. Ordinance CM-15-39 adopted.*

Scott Fogle asked Mayor Francis to explain why the water rates are being increased by almost six (6%) percent. Mayor Francis stated the operational charges for water is not being increased. He stated the thousand (1,000) gallon usage charge is going up by 5.95%. Mayor Francis stated the City of Troy, who provides water to the Municipality of West Milton, is raising the thousand (1,000) gallon usage charge this year and next year. He stated that is why it is necessary to raise the water rates.

Ordinance CM-15-41

Ordinance CM-15-41 was read by title only by Law Director Brosh, AN ORDINANCE TO RENEW THE LEVY OF THE ½% (ONE-HALF OF ONE PERCENT) INCOME TAX EXPIRING DECEMBER 31, 2016, WITHOUT RECIPROCITY FOR THE SPECIFIC PURPOSE OF FUNDING POLICE AND FIRE OPERATIONS IN THE MUNICIPALITY OF WEST MILTON, OHIO, FOR AN ADDITIONAL FIVE-YEAR PERIOD COMMENCING JANUARY 1, 2017, AND EXPIRING DECEMBER 31, 2021. Anthony Miller made a motion, seconded by Sarah Copp to adopt *Ordinance CM-15-41*. After a roll call vote, the motion passed unanimously. *Abstain: None. Absent: None. Ordinance CM-15-41 adopted.*

Mayor Francis stated this legislation authorizes the placing of the renewal of the current ½% income tax on the March 15, 2016, election ballot. This is a five year renewal. He stated the levy is for the purpose of funding police and fire operations in the Municipality of West Milton. Mayor Francis thanked the citizens of West Milton for their support.

Ordinance CM-15-42

Ordinance CM-15-42 was read by title only by Law Director Brosh, AN ORDINANCE TO APPROPRIATE FUNDS NECESSARY FOR THE VARIOUS DEPARTMENTS AND OFFICES OF THE MUNICIPALITY OF WEST MILTON, OHIO, FOR THE YEAR 2016. Jason Tinnerman made a motion, seconded by Scott Fogle to adopt *Ordinance CM-15-42*.

Manager Kline stated he and the Municipal staff are recommending some slight amendments to the final numbers to the Budget in an effort to not need to have Council consider any re-appropriations next year. He stated he and Council went over the proposed changes at the November 24, 2015, Council Workshop Meeting. Manager Kline stated however he forgot to include additional money for sludge removal. He stated the amount for sludge removal is now in the proposed changes to the Budget for 2016.

Scott Fogle made a motion, seconded by Jason Tinnerman to amend *Ordinance CM-15-42* in the following amounts and to the following fund line items:

Add eighteen thousand nine hundred fifty (\$18,950.00) dollars to the General Fund, Other Expenditures making a new total of five hundred eighty-six thousand seven hundred fifty (\$586,750.00) dollars and a new General Fund total of one million seven hundred twelve thousand eight hundred twenty-five (\$1,712,825.00) dollars.

Add three thousand nine hundred fifty (\$3,950.00) dollars to the Special Revenue Funds titled Street Construction, Personal Services making a new total of one hundred forty thousand seven hundred (\$140,700.00) dollars and a new Total Street Construction and Maintenance of two hundred eighteen thousand eight hundred (\$218,800.00) dollars.

Add five thousand five hundred (\$5,500.00) dollars to the Water Fund, Personal Services making a new total of three hundred thirty-nine thousand fifty (\$339,050.00) dollars and add eight hundred (\$800.00) dollars to the Water Fund, Other Expenditures making a new total of five hundred seventy-two thousand one hundred fifty-five (\$572,155.00) dollars and a new total to the Water Fund of nine hundred twenty-three thousand eight hundred ten (\$923,810.00) dollars.

Add twelve thousand eight hundred (\$12,800.00) dollars to the Sewer Fund, Other Expenditures making a new total of two hundred thirty-five thousand three hundred seventy-five (\$235,375.00) dollars and a new total to the Sewer Fund of five hundred forty-four thousand one hundred twenty-five (\$544,125.00) dollars making a new total to the Enterprise Fund of two million two hundred eighty-two thousand one hundred seventy (\$2,282,170.00) dollars.

With this full motion adding a total of forty-two thousand (\$42,000.00) dollars to the entire appropriations making a new Total Appropriations of all Funds to four million four hundred sixty-two thousand five hundred sixty-five dollars and fifty-eight cents (\$4,462,565.58). After a roll call vote, the motion passed unanimously. *Abstain: None. Absent: None.*

Jason Tinnerman made a motion, seconded by Scott Fogle to adopt *Ordinance CM-15-42* as amended. After a roll call vote, the motion passed unanimously. *Abstain: None. Absent: None. Ordinance CM-15-42 adopted.*

Manager Kline thanked Council, the Department Heads, and the Budget Committee for their work on the 2016 Budget.

MUNICIPAL MANAGER

1) Christmas Pride Awards –

Manager Kline stated Council would be given the nominations for the Christmas Pride Awards on Friday, December 11, 2015. He asked that Council give him their votes by Monday, December 21, 2015, so signs could be placed in the award winners' yards. Manager Kline stated the Christmas Pride Award winners would be publicly recognized at the Tuesday, January 5, 2016, Council Meeting.

2) January 2016 Council Meeting –

Manager Kline reminded Council that the new Council Term begins with the first Tuesday in January after a Municipal election. He stated the January 2016 Council Meeting would be held on Tuesday, January 5, 2016, at 7:30 p.m. in Council Chambers NOT January 12, 2016. Manager Kline explained the process for the January 5, 2016, Council Meeting. He stated Council would need to elect a Chairperson of Council; then the Chairperson of Council would become the new Vice Mayor; then Council would need to elect a new Chairperson of Council – leaving an empty Council seat; and then Council would need to announce they would be taking applications to fill a vacant Council seat. The vacant Council seat cannot be filled until at least ten (10) days after announcing the taking of applications for a vacant Council seat.

3) Holiday Wishes –

Manager Kline wished everyone a Merry Christmas, Happy Hanukkah, and Happy Holidays. He asked that everyone have a safe and enjoyable Happy New Year's Eve.

4) Police Department -

Manager Kline stated the West Milton Police Department is doing a care tree for young children again this year. He stated the Police and Fire Departments are working together to gather gifts for young children in West Milton. Manager Kline asked that anyone interested in donating gifts to come get information off the care tree located in the Municipal Building.

5) Tim Swartztrauber Family Benefit -

Manager Kline thanked Ben Herron and Jim Wilson for organizing the benefit for Tim Swartztrauber and his family at Fayevores Banquet Hall on Saturday, November 28, 2015. He stated the banquet hall was packed and fun was had by all. Manager Kline stated more than sixteen thousand (\$16,000.00) dollars was raised to help Tim and his family.

Scott Fogle stated Ben Herron and Jim Wilson did an unbelievable job on the benefit for the Swartztrauber family. He stated it was amazing to see how the community came out to support the Swartztrauber family.

Manager Kline stated Tim Swartztrauber came home from the hospital today.

Ben Herron stated he and Jim Wilson had a core of dedicated people helping them with the arrangements for the Swartztrauber Family Benefit.

6) Workshop Meeting –

Jason Tinnerman made a motion, seconded by Scott Fogle to cancel the December 22, 2015, Council Workshop Meeting. After a roll call vote, the motion passed unanimously. *Abstain*: None. *Absent*: None.

COMMENTS FROM COUNCIL

Mayor Francis thanked Vice Mayor Tinnerman for all of his work on Council. He stated he hoped to see him on Council again in the future.

COMMENTS FROM CITIZENS

Rev. Steve Peters of 600 S. Main Street, West Milton, thanked Council for their work in 2015 and stated they had done a great job.

ADJOURNMENT

Jason Tinnerman made a motion, seconded by Scott Fogle to adjourn the meeting.
The meeting adjourned at 8:18 p.m.

Linda L. Cantrell CAP-OM
Clerk of Council

Fredric M. Francis
Mayor