

# COUNCIL MEETING

*September 13, 2016*

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

The invocation was given by Councilmember Sarah Copp.

Mayor Francis called the meeting to order.

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

## MOTION TO EXCUSE ABSENT COUNCILMEMBERS

There were no absent Councilmembers from this meeting.

## MINUTES

Scott Fogle made a motion, seconded by Don Dohrman to adopt the minutes for the August 9, 2016, Council Meeting and the August 23, 2016, Special Council and Workshop Meeting. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* None. *Minutes adopted.*

## PUBLIC HEARING FOR GAS AND ELECTRIC AGGREGATION

Mayor Francis stated the voters of West Milton would be asked to consider the question of aggregation of both gas and electric utilities at the November 8, 2016, election. He stated Ross Calliott from AGE was in attendance to explain how the process would work and answer questions.

Mr. Calliott stated Ohio law allows for local communities to join their residents together to shop for electricity and natural gas as a group. He stated if approved by the majority of the voters, Community Choice Aggregation (CCA) allows the community to join its residents together to shop for electricity and natural gas at a lower rate. Mr. Calliott stated the citizens remain in control of their electricity and natural gas rates. He stated CCA allows the community to request suppliers to bid on the collective energy needs of the entire community. Mr. Calliott stated if a good rate is offered all eligible residents and small businesses would automatically be included in the program without charge; but would have the ability to opt-out at any

time without paying a penalty. He stated it is free to participate in the CCA program; aggregated customers would have bulk buying power; nothing changes except the rate being paid for electricity and natural gas; a customer would continue to call DP&L and Vectren or Dominion for any service or billing questions; and the customer is in control and can opt-out of the CCA program at any time without paying a penalty. Mr. Calliott stated if a customer has already selected a supplier on their own they would not be automatically included in the CCA Program; but at the conclusion of a customer's current contract they could opt-in to the CCA Program under the same terms and conditions as the other participants. Mr. Calliott stated individuals that have already selected a supplier could still vote yes to help their friends, neighbors, and families who have not yet chosen a supplier to save money on their utility bills. He stated the CCA Program would start at the May billing for April's usage. Mr. Calliott stated a customer could move in and out of the CCA Program easily. He stated there is no signup fee or termination fee. Mr. Calliott stated the CCA Program is governed by a Plan of Operation of Government and the Public Utilities Commission governs it. He stated once the program is in place no additional voting process would have to take place; but Council could opt to not renew or renegotiate the CCA Program. AGE is paid by the supplier to handle the CCA Program for them. Manager Kline stated the reason this was put on the ballot this year is because the Municipality did a savings plan through DP&L about 2 ½ years ago and that program ends in May of 2017. A lengthy discussion took place.

#### 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

##### Resolution CM-16-30

*Resolution CM-16-30* was introduced by Council and read by Service Director Ben Herron, A RESOLUTION COMMENDING AND THANKING JIM "PICKET" WILSON FOR HIS OUTSTANDING DEDICATION AND SERVICE TO THE MUNICIPALITY OF WEST MILTON. Jason Tinnerman made a motion, seconded by Sarah Copp to adopt *Resolution CM-16-30*. After a roll call vote, the motion passed unanimously. *Abstain*: None. *Absent*: None. *Resolution CM-16-30 adopted.*

## MUNICIPAL MANAGER

### 1) Fall Fling/Car Show –

Manager Kline stated the Fall Fling/Car Show would start at 4:00 p.m. on Saturday, September 17, 2016. He stated the vendors, artisans, and cars usually arrive prior to 4:00 p.m. for setup. Manager Kline stated the plan is to shut down the streets around 2:30 p.m. He stated music would be provided by Tom Beck from WMPA and at dusk the Park Board would be sponsoring a free movie in the Municipal Park. Manager Kline stated the movie would be Zootopia. He gave each Councilmember a copy of the *Northern Miami Valley's Weekly Entertainment Source* paper showing ads about the Fall Fling/Car Show and also the Farmer's Market.

### 2) Acceptance of Millage –

Manager Kline stated each year after the Miami County Budget Commission determines the annual property tax rates they report back and the tax rates must be acknowledged and accepted by Council. He stated a motion would need to be made.

Scott Fogle made a motion, seconded by Anthony Miller that the rates of tax as determined by the Miami County Budget Commission for the year 2016 be accepted. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* None.

### 3) Marijuana Moratorium –

Manager Kline stated most all communities have put a moratorium on medical marijuana distribution for the near future. He stated he and Law Director Brosh would be attending an Ohio Municipal League sponsored webinar which should help give guidelines as the Municipality goes through this process.

### 4) Garden Club –

Manager Kline stated the Garden Club planted mums today. He asked Council and citizens to go look at the entrance sign on the East side of St. Rt. 571. The Garden Club has done a great job in planting flowers around the sign. Manager Kline stated Vectren Gas has approached the Municipality of West Milton regarding the possibility of donating their former regulator building, which is located on Washington Street near the Municipality's downtown parking lot, to the Municipality. He stated Vectren no longer has any use for it. Manager Kline stated it might be ideal for the Garden Club to store supplies, topsoil, watering cans, and flower pots.

Sarah Copp thanked all the women who has helped with the planting of flowers in the downtown area and the work they have done for the Garden Club.

5) Workshop/Special Meeting –

A Council Workshop/Special Meeting will be held on Tuesday, September 27, 2016, at 7:30 p.m. in Council Chambers of the West Milton Municipal Building.

COMMENTS FROM COUNCIL

There were no comments from Councilmembers at this time.

COMMENTS FROM CITIZENS

There were no comments from citizens at this time.

EXECUTIVE SESSION

Jason Tinnerman made a motion seconded by Don Dohrman to go into an Executive Session to consider the appointment, employment, dismissal, discipline, promotion, demotion, compensation of a public employee or official, or the investigation of charges or complaints against a public employee, official, licensee, or regulated individual, unless the public employee, official, licensee or regulated individual requests a public hearing. After a roll call vote, the motion passed unanimously. *Abstain: None. Absent: None.*

Ted Prehodka of 221 Park Avenue asked if minutes are taken of the Executive Session. Jason Tinnerman stated no and explained the process of going into an Executive Session.

Council adjourned into Executive Session at 8:30 p.m.

Jason Tinnerman made a motion, seconded by Anthony Miller 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 8:48 p.m.

ADJOURNMENT

Jason Tinnerman made a motion, seconded by Don Dohrman to adjourn the meeting. The meeting adjourned at 8:49 p.m.

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Linda L. Cantrell CAP-OM  
Clerk of Council

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Fredric M. Francis  
Mayor