

COUNCIL MEETING

September 12, 2017

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

The invocation was given by Chairperson Sarah Copp.

Mayor Fogle called the meeting to order.

Present were: Mayor Fogle; *Councilmembers:* Scott Hurst, Sarah Copp, Anthony Miller, Karen Grudich, and Don Dohrman. *Also present were:* Manager Kline, Law Director Lenee Brosh, and Clerk Cantrell. *Absent:* Jason Tinnerman.

MOTION TO EXCUSE ABSENT COUNCILMEMBERS

Don Dohrman made a motion, seconded by Scott Hurst to excuse Jason Tinnerman from the September 6, 2017, Special Council Workshop Meeting and the September 12, 2017, Council Meeting. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* Tinnerman.

MINUTES

Anthony Miller made a motion, seconded by Scott Hurst to adopt the August 5, 2017, Special Council Meeting, the August 8, 2017, Council Meeting, and the August 22, 2017, Council Workshop Meeting Minutes. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* Tinnerman. *Minutes adopted.*

CORRESPONDENCE TO COUNCIL

Manager Kline stated a copy of the Miami County Human Services Directory was left for each of the Councilmembers.

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.

Anthony Miller made a motion, seconded by Don Dohrman that the rates of tax as determined by the Miami County Budget Commission for the year 2017 be accepted. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* Tinnerman.

SEPTEMBER COMMUNITY PRIDE AWARD WINNERS

Mayor Fogle thanked the Community Pride Award winners for taking pride in their property and keeping it looking nice.

Mayor Fogle stated the following were Community Pride Winners:

Donnie and Vickie Steele
Nick Engler and Mary Jane Favorite
Mike and Jill Circle

Mayor Fogle presented the awards to each of the winners.

COMMENTS FROM CITIZENS

There were no comments from citizens at this time.

ORDINANCES AND RESOLUTIONS

Resolution CM-17-28

Resolution CM-17-28 was introduced by Council and read by Law Director Brosh, A RESOLUTION DETERMINING THAT A PETITION TO ESTABLISH THE STILLWATER CROSSINGS NEW COMMUNITY AUTHORITY DISTRICT IS SUFFICIENT AND COMPLIES WITH THE REQUIREMENTS OF SECTION 349.03 OF THE OHIO REVISED CODE IN FORM AND SUBSTANCE; SETTING THE TIME AND PLACE FOR A HEARING ON THE PETITION AND AUTHORIZING THE NOTICE BY PUBLICATION OF SUCH HEARING. Anthony Miller made a motion, seconded by Sarah Copp to adopt *Resolution CM-17-28*. After a roll call vote, the motion passed unanimously. *Abstain: None. Absent: Tinnerman. Resolution CM-17-28 adopted.*

Manager Kline stated this Resolution acknowledges the petition requesting the creation of the Stillwater Crossings New Community Authority District (NCAD) and establishes the date for a public hearing to be held at a Special Council Meeting on October 24, 2017.

Caleb Bell of Bricker and Associates Law Firm located in Columbus, OH, explained why there is a need for a New Community Authority and how it works. He stated this NCAD has the capability of putting property taxes back on properties to pay for the community development. Mr. Bell stated *Resolution CM-17-28* meets the criteria to establish a NCAD. Mayor Fogle asked if the people chosen to serve on the NCAD needed to be listed in the Resolution. Manager Kline stated typically you have them listed. He stated the individuals have to be chosen within ten (10)

days after the Public Hearing on October 24, 2017. Mr. Bell stated the NCAD is set up in a way that allows the government to keep control. Mayor Fogle asked if the three (3) individuals being appointed by the developer would be appointed the same night. Mr. Bell stated, "Not usually." Mr. Bell stated the life of the district lasts until all the financial obligations have been met.

Resolution CM-17-24

Resolution CM-17-24 was introduced by Council and read by Law Director Brosh, RESOLUTION TO AUTHORIZE THE MUNICIPAL MANAGER TO CONTRACT WITH HORIZON BROTHERS PAINTING FOR PAINTING OF THE NORTH WATER TOWER. Scott Hurst made a motion, seconded by Sarah Copp to adopt *Resolution CM-17-24*. After a roll call vote, the motion passed unanimously. *Abstain: None. Absent: Tinnerman. Resolution CM-17-24 adopted.*

Manager Kline stated this Resolution authorizes the awarding of the North Tower refurbishing and painting contract. He stated there is a north and south tower. Manager Kline stated it is important to maintain these towers to ensure the health and safety of West Milton's residents. He showed a video of the north water tower and stated the UV protection is gone from the tower. Manager Kline explained that the north tower is the more important of the two towers and that it is in need of repair. Manager Kline stated the cost of the repairs to the north water tower will be three hundred and thirty thousand (\$330,000.00) dollars. He stated the Ohio Water Development Agency (OWDA) has agreed to give the Municipality of West Milton a ten (10) year loan at a 0.64% interest rate in the amount of three hundred thousand (\$300,000.00) dollars. Manager Kline stated the water bills will be increased by one dollar and thirty-five cents (\$1.35) per house per month starting January 2018. He stated the reason for the increase is to pay for the refurbishing of the north water tower. Manager Kline stated the information regarding the increase to the water bills will be communicated on the Municipality's website, Facebook, and on the water bills.

Emergency Ordinance CM-17-25

Emergency Ordinance CM-17-25 was introduced by Council and read by Law Director Brosh, AN ORDINANCE AUTHORIZING THE MUNICIPAL MANAGER TO APPLY FOR, ACCEPT, AND ENTER INTO A COOPERATIVE AGREEMENT FOR THE REFURBISHING OF THE NORTH WATER TOWER BETWEEN THE MUNICIPALITY OF WEST MILTON AND THE OHIO WATER DEVELOPMENT AUTHORITY AND DECLARING AN EMERGENCY. Sarah Copp made a motion, seconded by Karen Grudich to adopt *Emergency Ordinance CM-17-15*. After a roll call vote, the motion passed unanimously. *Abstain: None. Absent: Tinnerman. Emergency Ordinance CM-17-25 adopted.*

Manager Kline stated this Emergency Ordinance is authorizing and accepting a loan from the OWDA in the amount of three hundred thousand (\$300,000.00) dollars for a ten (10) year term with a 0.64% interest rate.

Resolution CM-17-26

Resolution CM-17-26 was introduced by Council and read by Law Director Brosh, RESOLUTION TO AUTHORIZE THE MUNICIPAL MANAGER TO CONTRACT WITH FTC&H ENGINEERING FOR A WATER MODEL STUDY OF THE WATER DISTRIBUTION SYSTEM. Don Dohrman made a motion, seconded by Anthony Miller to adopt *Resolution CM-17-26*. After a roll call vote, the motion passed unanimously. *Abstain: None. Absent: Tinnerman. Resolution CM-17-26 adopted.*

Manager Kline stated *Resolution CM-17-26* authorizes FTH&C Engineers to conduct a Water Model Study for the future of West Milton's Water Distribution System. He explained why the Water Model Study is needed. Manager Kline stated the Municipality needs to find a way to secure the Water Distribution System and find a way to secure lower water rates for the citizens of West Milton. He stated there are a lot of questions that needs to be answered regarding the Water Distribution System. Mayor Fogle stated this item of business comes up at a lot of the Council Workshop Meetings. He stated this is something Council has wanted to tackle to lower water rates. Mayor Fogle stated it is paramount that Council sees what options are available.

Resolution CM-17-27

Resolution CM-17-27 was introduced by Council and read by Law Director Brosh, A RESOLUTION AUTHORIZING THE MUNICIPAL MANAGER TO ENTER INTO AN AGREEMENT WITH THE DEPARTMENT OF THE ARMY, CORPS OF ENGINEERS, FOR DESIGN AND CONSTRUCTION ASSISTANCE FOR THE VILLAGE OF LUDLOW FALLS NEW SANITARY SEWAGE COLLECTION SYSTEM TO THE VILLAGE OF WEST MILTON, OHIO. Anthony Miller made a motion, seconded by Sarah Copp to adopt *Resolution CM-17-27*. After a roll call vote, the motion passed unanimously. *Abstain: None. Absent: Tinnerman. Resolution CM-17-27 adopted.*

Manager Kline stated this Resolution authorizes the execution of a grant agreement with the U.S. Army Corps of Engineers for the design and construction of a sanitary sewer line for Ludlow Falls in the amount of one million (\$1,000,000.00) dollars. He gave information as to why Ludlow Falls needs this done. Manager Kline stated the residents in Ludlow Falls are on septic systems and the Health District has told the Village of Ludlow Falls that if the septic systems fails they will not approve for new ones to go in. He stated the Village of Ludlow Falls has chosen Choice One to do the design work. Manager Kline explained the process of doing this project. He

also stated Mr. Davis of the Rural Community Assistance Program has been working to help obtain funding for this project. Manager Kline stated there are other programs that will give the Village of Ludlow Falls funding for this project. He stated the cost of the project would be 3.1 million dollars. Manager Kline stated that just because the Army Corps of Engineers has award the grant money it does not mean the project is a go yet. He stated the Village of Ludlow Falls would have to make some decisions first. Manager Kline stated this is just authorizing the Municipality to start working on the project. He stated the documents have to be signed by December 31, 2017. Manager Kline stated the Village of Ludlow Falls has to authorize the project.

MUNICIPAL MANAGER

1) Fall Fling –

Manager Kline stated the annual Cruise-In, known as the Fall Fling would be held Saturday, September 16, 2017. He stated it will be held downtown and will have food venters, artisans, and approximately three hundred (300) old classic cars. Manager Kline stated the event starts at 4:00 p.m. and will run until dusk.

2) Forest Avenue -

Manager Kline stated the Forest Avenue Project needed to be rebid by Miami County. He stated this bid opening was last week. Manager Kline stated the County would be awarding the contract at their Commission Meeting on Tuesday, September 19, 2017. He stated a pre-construction meeting would be held with the winning contractor soon. Manager Kline hopes the project will be completed by November 1, 2017. He stated the final paving of Forest Avenue will not be completed this year due to possibly having to deal with settling problems later. Manager Kline stated the road will be gravel throughout the winter and will be included in West Milton's regular paving program in the spring of 2018.

3) Trick or Treat –

Manager Kline stated Trick or Treat will be held on Tuesday, October 31, 2017, at 6:00 p.m. and will run until 8:00 p.m. He stated the annual Rotary party will be held downtown starting at 4:00 p.m.

4) Workshop Meeting –

A Council Workshop Meeting will be held on Tuesday, September 26, 2017, at 7:30 p.m. in Council Chambers of the West Milton Municipal Building.

COMMENTS FROM COUNCIL

Councilmember Dohrman stated Becky Garrett has gotten a lot of response regarding the Bulldog Bags that are filled with food for the school children to have to eat over the weekend during the school year. He stated it is making a difference for the children.

Councilmember Copp thanked Mr. Lane, the Athletic Director of Milton Union Schools, and the Milton Union School Board for lowering the cost of admission to sporting events for students going to the Milton Union Schools.

Ben Herron stated it looks like Friday, September 15, 2017, will be the last night for waffles.

COMMENTS FROM CITIZENS

There were no comments from citizens at this time.

ADJOURNMENT

Anthony Miller made a motion, seconded by Don Dohrman to adjourn the meeting. The meeting adjourned at 8:38 p.m.

Linda L. Cantrell CAP-OM
Clerk of Council

Scott Fogle
Mayor