

COUNCIL MEETING

September 10, 2013

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

Mayor Coate called the meeting to order.

Present were: Mayor Coate; *Councilmembers:* Fred Francis, Debbie Miller, Scott Fogle, Ora Ashley, and Susan Willis (*came into the meeting at 7:34 p.m.*). *Also present were:* Manager Kline, Assistant Law Director Lenee Brosh, and Clerk Cantrell. *Absent:* Jason Tinnerman.

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: September 10, 2013

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

MOTION TO EXCUSE ABSENT COUNCILMEMBERS

Debbie Miller made a motion, seconded by Scott Fogle to excuse Jason Tinnerman from the September 10, 2013, Council Meeting. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* Tinnerman and Willis.

MINUTES

Scott Fogle made a motion, seconded by Ora Ashley to adopt the August 27, 2013, Council Workshop Meeting Minutes. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* Tinnerman and Willis.
Minutes adopted.

Susan Willis came into the meeting at this time.

Fred Francis made a motion, seconded Scott Fogle to adopt the August 13, 2013, Council Meeting Minutes. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* Tinnerman. *Minutes adopted.*

OTHER MINUTES

There were no other minutes at this time.

COMMUNITY PRIDE WINNERS

Mayor Coate presented plaques to the following Community Pride Winners:

Chuck Herkins – 28 Duerr Drive
Orville & Sharon Wright – 125 Cedar Drive
William & Dana Helsinger – 245 Hamilton Street

Mayor Coate thanked the Community Pride Award recipients for working to keep their properties looking good.

MIAMI COUNTY FAIR HOUSING PRESENTATION

Nikki Reese, Program Manager of the Miami County Fair Housing, gave information about the Fair Housing Act established in 1968 and Community Block Development Grants. She stated she has to give a presentation to the Municipality since West Milton was awarded ninety thousand dollars (\$90,000.00) of grant money in 2012. She stated this money was disbursed in 2013. Ms. Reese stated the money was used to tear down a building and install a parking lot in downtown West Milton. She also gave information as to the different booklets they have for distribution to individuals and stated these booklets are free. Ms. Reese stated the Federal Fair Housing Act prohibits discrimination in housing because of race or color, national origin, religion, sex, familial status, ancestry, military status, or disability. She stated the Fair Housing Act has four components: 1) fair housing education; 2) fair housing materials are provided; 3) analysis and impediments are prepared for fair housing documents; and 4) there is a fair housing local contact. Ms. Reese stated Jo Myer is the individual in her office that takes the complaint calls. She explained the process that occurs once they have received a complaint call. Ms. Reese stated they are required to keep a log of the calls. She also gave a breakdown as to how many landlord issues they have received in the last few years. Ms. Reese stated they cannot provide legal advice. Mayor Coated thanked Ms. Reese for coming and for her help. Debbie Miller asked where her office is located. Ms. Reese stated in the Hobart County Government Center on West Water Street in Troy, OH. She stated they are the Development Department.

CORRESPONDENCE TO COUNCIL

There was no correspondence to Council at this time.

COMMENTS FROM CITIZENS

Don Edmunds of West Milton asked about the water meter project and the \$2.72 that may be added to the water bills to pay for the water meters. Manager Kline stated that amount could fluctuate up or down depending on the number of customers the Municipality has. Mr. Edmunds stated he thinks

the water bills will go up twenty to thirty dollars (\$20.00 - \$30.00) a month. He stated for individuals on a fixed income that was not a good thing. Mr. Edmunds also asked what would be happening to the extra money the Municipality would get. Fred Francis stated the Municipality needs to do work on the infrastructure and the water tower. Mr. Francis stated that over the last six (6) years the Water Fund has been depleted and needs to be built back up. Manager Kline stated to Mr. Edmunds you say seventy-five thousand dollars (\$75,000.00) would be for the Water Fund; but it is for both the Water and Sewer Funds. Mr. Kline stated the water meters are used to read both the water and sewer. Mr. Edmunds asked Manager Kline if the State Auditor said he could use sewer funds for the water. Manager Kline stated yes. Mr. Edmunds stated to Mr. Kline that he had asked for the bid specs on the meters; but all he received was the cost. Mr. Edmunds asked what is the warranty on the meters. Manager Kline stated the warranty is for twenty (20) years. Scott Fogle stated it was specifically asked of the bidder at the last meeting and it was specifically stated it is a twenty (20) year warranty. Mr. Edmunds asked to see the specifications from the bidder. Manager Kline stated he would give Mr. Edmunds everything the bidder gave the Municipality. Mr. Edmunds stated it seems like a lot of money is being spent and it is worrying the older people.

ORDINANCES AND RESOLUTIONS

Ordinance CM-13-17

Ordinance CM-13-17 was read by title only by Assistant Law Director Lenee Brosh, AN ORDINANCE AMENDING SECTION 90.29 LOUD DOG. Fred Francis made a motion, seconded by Scott Fogle to adopt *Ordinance CM-13-17*. After a roll call vote, the motion passed unanimously. *Abstain: None. Absent: Tinnerman. Ordinance CM-13-17 adopted.*

Resolution CM-13-20

Resolution CM-13-20 was introduced by Council and read by Assistant Law Director Lenee Brosh, AUTHORIZING POLITICAL SUBDIVISION TO PARTICIPATE IN THE STATE OF OHIO COOPERATIVE PURCHASING PROGRAM. Susan Willis made a motion, seconded by Debbie Miller to adopt *Resolution CM-13-20*. After a roll call vote, the motion passed unanimously. *Abstain: None. Absent: Tinnerman. Resolution CM-13-20 adopted.*

Manager Kline stated this is just a housekeeping item. He stated the program has been in effect since 1986. Manager Kline stated he thought a new resolution should be done to make sure everything is current and to make

sure the Municipality can use the program. He stated the Municipality uses the program when purchasing Police cruisers.

Resolution CM-13-21

Resolution CM-13-21 was introduced by Council and read by Assistant Law Director Lenee Brosh, A RESOLUTION TO AUTHORIZE THE MUNICIPAL MANAGER TO ENTER INTO A CONTRACT FOR THE REPLACEMENT AND INSTALLATION OF WATER METERS FOR ALL WATER ACCOUNTS SERVICED BY THE MUNICIPALITY OF WEST MILTON. Debbie Miller made a motion, seconded by Scott Fogle to adopt *Resolution CM-13-21*. After a roll call vote, the motion passed unanimously. *Abstain: None. Absent: Tinnerman. Resolution CM-13-21 adopted.*

Ordinance CM-13-22

Ordinance CM-13-22 was introduced by Council and read by Assistant Law Director Lenee Brosh, AN ORDINANCE TO AUTHORIZE THE MUNICIPALITY OF WEST MILTON, OHIO, TO ENTER INTO A LOAN AGREEMENT WITH MINSTER BANK TO BORROW MONEY IN ORDER TO FINANCE THE REPLACEMENT AND INSTALLATION OF WATER METERS FOR ALL WATER ACCOUNTS SERVICED BY THE MUNICIPALITY OF WEST MILTON. The public hearing for *Ordinance CM-13-22* will be held on Tuesday, October 8, 2013, at 7:30 p.m. in Council Chambers in the Municipal Building.

Ordinance CM-13-23

Ordinance CM-13-23 was introduced by Council and read by Assistant Law Director Lenee Brosh, AN ORDINANCE TO AMEND THE 2013 APPROPRIATIONS. The public hearing for *Ordinance CM-13-23* will be held on Tuesday, October 8, 2013, at 7:30 p.m. in Council Chambers in the Municipal Building.

MUNICIPAL MANAGER

Manager Kline thanked Assistant Law Director Lenee Brosh for being here and reading all the legislation.

1) Budget Commission Acceptance –

Manager Kline stated each year the Miami County Budget Commission certifies the rates of tax levied at 10 mills for various local governments. He stated West Milton receives 3.40 mills of the 10 mills and an additional 3 mills for the current Street Levy.

Fred Francis made a motion, seconded by Debbie Miller to accept the rates of tax as determined by the Miami County Budget Commission for the year 2013. Mayor Coate asked that all in favor say "I." All members of Council stated "I." *Abstain:* None. *Absent:* Tinnerman.

2) Joint Meeting Reminder –

Manager Kline stated the next joint session with the School Board and Union Township will be held on Thursday, September 26, 2013, at 6:30 p.m. He stated they would be inviting the Mayors of Ludlow Falls, Laura, and Potsdam.

3) Do Not Be Afraid to Call –

Manager Kline stated it has been brought to his attention that individuals have called the non-emergency number at the Police Department and perhaps had not gotten a quick enough response to their problem. He stated it is encouraged and instructed for individuals who call the non-emergency number to call 911 if they do not get an answer at the Police Department and it is something important. Manager Kline stated they also instruct callers who might feel their issue is not an emergency to call the non-emergency number at the dispatch center as well. He stated everyone needs to understand that the County system is West Milton's dispatch center. Manager Kline stated the officers are out most of the time and the Municipality does not have full-time personnel who answer phones for the Police Department. He stated he wanted everyone to know it is okay to call the County 911 number or the non-emergency number at the dispatch center. The non-emergency number is (937) 440-9911.

4) Street Levy Facts –

Manager Kline stated Council has made the difficult decision of placing on the November ballot for voters' consideration of a new street levy which would replace the current street levy the Municipality has been operating under since 1984. Manager Kline stated after the last meeting it came to his attention that some citizens may think the Municipality has a high number of employees. He gave information as to how many employees were in the different departments within the Municipality in 1990 and how many employees there are within the Municipality in 2013. In 1990 there were a total of nineteen (19) or twenty (20) employees. In 2013 there are a total of twelve (12) employees. Manager Kline also stated the current Street Levy funds zero (\$0.00) dollars for wages. He stated the Replacement Levy would fund zero (\$0.00) dollars for wages. Manager Kline stated that in 1984 a gallon of street paint cost five dollars and forty-five cents (\$5.45) and in 2013 a gallon of street paint cost

eighteen dollars (\$18.00). He stated cost has gone up; but the Municipality still gets the same money as 1984.

5) Workshop Meeting –

There will be a Council Workshop Meeting on Tuesday, September 24, 2013.

Scott Fogle asked Manager Kline how he was getting information out to the citizens regarding the water rates. Manager Kline stated it is being televised and put on the water bills. Manager Kline also gave information about the new water meters. He stated they will be fixed based and that the Municipality would receive a reading each morning. So if a citizen had a leak, the Municipality would be able to contact them right away so they could get the problem fixed. Manager Kline stated the Municipality wants to provide better customer service.

Ora Ashley asked Manager Kline to explain how the water bills are in arrears and what would happen when the meters are changed out. Manager Kline stated everyone now pays two (2) months behind. He stated there will be a final reading of the old meter and everyone will have seventy-five (75) days to pay the two (2) months in arrears bill without penalty or interest. Manager Kline stated they will also be receiving bills for their current usage that will need to be paid.

COMMENTS FROM CITIZENS

There were no comments from citizens at this time.

COMMENTS FROM COUNCIL

There were no comments from Council at this time.

ADJOURNMENT

Fred Francis made a motion, seconded by Ora Ashley to adjourn the meeting. The meeting adjourned at 8:19 p.m.

Linda L. Cantrell CAP-OM
Clerk of Council

Michael Coate II
Mayor