

COUNCIL MEETING

June 10, 2014

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

The invocation was given by Rev. Chris Horn of the West Milton Baptist Church.

Mayor Coate called the meeting to order.

Present were: Mayor Coate; *Councilmembers:* Fred Francis, Susan Willis, Jason Tinnerman, Scott Fogle, and Anthony Miller. *Also present were:* Manager Kline, Law Director Brosh, 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: June 10, 2014

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

MOTION TO EXCUSE ABSENT COUNCILMEMBERS

No Councilmembers were absent from the meeting.

MINUTES

Susan Willis made a motion, seconded by Jason Tinnerman to adopt the May 13, 2014, Council Meeting Minutes. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* None. *Minutes adopted.*

Fred Francis made a motion, seconded by Anthony Miller to adopt the May 27, 2014, Council Workshop Meeting Minutes. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* None. *Minutes adopted.*

OTHER MINUTES

There were no other minutes at this time.

COMMUNITY PRIDE AWARD WINNERS

Mayor Coate presented plaques to the following Community Pride Winners:

Allen and Linda Netzley
Larry and Melissa Ward
Tracey and Lisa Hendricks

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

CORRESPONDENCE TO COUNCIL

There was no correspondence to Council.

COMMENTS FROM CITIZENS

There were no comments from citizens at this time.

ORDINANCES AND RESOLUTIONS

Resolution CM-14-12

Resolution CM-14-12 was introduced by Council and read by Law Director Brosh, A RESOLUTION AUTHORIZING AND APPROVING THE SUBMISSION OF AN ALTERNATIVE TAX DOCUMENT FOR THE FISCAL YEAR 2015. Fred Francis made a motion, seconded by Scott Fogle to adopt *Resolution CM-14-12*. After a roll call vote, the motion passed unanimously. *Abstain: None. Absent: None. Resolution CM-14-12 adopted.*

MUNICIPAL MANAGER

1) Meter Installation Update –

Manager Kline stated there are one hundred and thirty-eight (138) accounts yet to have their new meters installed. He stated of this number approximately 90% are non-responsive. Manager Kline stated they have not called to schedule the installation or have ignored the postcards and several door hangers. He stated tonight the crew has tagged each door with a shut-off notice informing them if they do not schedule an appointment to have their meter installed they would be shut-off until such time as they work with the Municipality to install the new meter. Mr. Kline stated the staff would be having training at the end of this

month. Manager Kline stated the water bills for this month is for water usage in May and gets everyone out of the arrears.

2) Draft Legislation -

Manager Kline gave each Councilmember a copy of a draft Ordinance which has been recommended by the Planning Board for their review. He stated this Ordinance deals with and strengthens Chapter 150.290 of the Codified Ordinances which deals with Recreational Vehicles and how they are stored upon property. Manager Kline stated he would like to discuss this Ordinance with Council at the June 24, 2014, Council Workshop Meeting.

3) West Market Street –

Manager Kline stated West Market Street is now finished. He had Tom Beck from WMPA show a video that Mr. Beck prepared showing the before and after construction of West Market Street. There was an enormous change for the better.

4) 230 Forest Avenue –

Manager Kline stated Council had discussed this property and he has continued to proceed as authorized in Chapter 93 – Nuisances of our Code of Ordinances. He stated a final letter was sent. Manager Kline gave each Councilmember a copy of the letter dated May 29, 2014, and a copy of a Contractor's Specification Work Sheet for their review. He stated he and Ben Herron met with three (3) contractors at this property on Friday, June 6, 2014. Manager Kline stated he gave them a list of actions that needs to be completed. He stated they include mowing the grass, removing all junk on front and back porches, removing all the scrub and weeds, removal of all junk and trash on the property (*including an old swimming pool*), and the removal of the fence. Manager Kline stated basically it needs to be cleaned up where it is easily maintained until a new property owner takes over the property. He stated he has received three (3) bids and the lowest was for one thousand nine hundred and seventy-five (\$1,975.00) dollars. Scott Fogle asked if anyone lives at this residence. Manager Kline stated, "No." Scott Fogle asked if the Municipality would continue to mow this property. Manager Kline stated yes and that the monies to pay for this would need to be re-appropriated later in 2014. He stated the re-appropriations would probably be about two thousand (\$2,000.00) dollars. Susan Willis stated it is great that this action is being taken. She stated it would let residents know the Municipality is working to clean up these types of properties.

Fred Francis made a motion, seconded by Jason Tinnerman to authorize the Municipal Manager to proceed to clean-up 230 Forest Avenue with the understanding that said costs would be added to the 2014 Budget through re-appropriation and that said costs would be billed to the property owner and if unpaid would be assessed through the property tax duplicate as prescribed in Chapter 93 of the West Milton Code of Ordinances. After a roll call vote, the motion passed unanimously.

Abstain: None. *Absent:* None.

5) Proclamation –

Mayor Coate read a Proclamation proclaiming Monday, June 30, 2014, as Tom the Mailman Day. Thomas M. White has been a mail carrier for thirty-seven (37) years and is known in West Milton as “Tom the Mail Guy.”

6) Workshop Meeting –

A Council Workshop Meeting will be held on Tuesday, June 24, 2014, at 7:30 p.m. in Council Chambers. The meeting will be a Special Council Meeting to interview and possibly appoint a new member of Council.

COMMENTS FROM COUNCIL

Jason Tinnerman asked if any leaks were found during the leak detection testing. Manager Kline stated a couple of small leaks. He stated the system is getting much tighter.

Jason Tinnerman reminded everyone that the Milton Triathlon would be held on Saturday, June 14, 2014.

Susan Willis stated if anyone wants to participate in the Fourth of July Parade there is still time to sign up.

Fred Francis asked about the deadline to fill the vacancy on Council.

Manager Kline stated Council would be reviewing applications for Council at the June 24, 2014, Council Meeting. After discussion, it was determined the deadline for filing a Letter of Intent and Resume to fill the vacant Council position would be Friday, June 20, 2014, by 4:00 p.m. Susan Willis stated usually the applicants are interviewed in an Executive Session. Law Director Brosh stated she feels it is important to do the interviews in an open forum. Mayor Coate asked if it is forty (40) days for the vacancy to be filled before someone is appointed by the Mayor. Law Director Brosh will check on this. Jason Tinnerman asked if Council would be reviewing, interviewing, and appointing a new Councilmember at the June 24, 2014, meeting. It was the

consensus that a new Councilmember could possibly be appointed at the June 24, 2014, Council Meeting.

COMMENTS FROM CITIZENS

Mark Poser of 2180 Woodstock Court, Troy, stated he owns a farm at Calumet and St. Rt. 55. He stated he is in favor of saving the dam. Mr. Poser stated he worked for eleven (11) years to get the river declared scenic. He read a statement that Jason Tinnerman gave to the *Troy Daily News* in an article written on April 10, 2014. The statement was, "Whether we like or agree with decisions from a previous Council, it is what we have to deal with now." Jason Tinnerman stated his intention with that response was that Council has to work within the guidelines we were given. He stated he is okay with saving the dam; but Council does not feel they want to take the responsibility and expense to repair the dam. Mr. Tinnerman stated that is why Council talked with David R. Snyder, Chairman/Founder, of Falling Waters LLC, and Mark Bamburger, legal counsel for Falling Waters LLC, at the April 8, 2014, Council Meeting. He stated the door was left open if they were willing to save the dam; but Council has not heard back from either of these gentlemen. Mr. Tinnerman stated Council is not interested in saving the dam for the Municipality. Fred Francis stated the door was left open for them to give Council a plan as to what they wanted to do. He stated if Council tried to stop the removal of the dam a lot of money that has already been spent would have to be reimbursed. Mr. Francis stated the gentlemen from Falling Waters LLC have not done anything at this point.

ADJOURNMENT

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

Linda L. Cantrell CAP-OM
Clerk of Council

Michael Coate II
Mayor