

COUNCIL MEETING

February 10, 2015

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

The invocation was given by Rev. John Zuck of the Brethren in Christ Church.

Mayor Tinnerman called the meeting to order.

Present were: Mayor Tinnerman; *Councilmembers:* Sarah Copp, Fred Francis, Scott Fogle, Don Dohrman, and Anthony Miller. *Also present were:* Manager Kline, Law Director Brosh, and Clerk Cantrell. *Absent:* Willis.

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: February 10, 2015 *Signed:* Linda L. Cantrell CAP-OM
Clerk of Council

MOTION TO EXCUSE ABSENT COUNCILMEMBERS

Fred Francis made a motion, seconded by Anthony Miller to excuse Sarah Copp from the January 27, 2015, Special Council Meeting. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* Willis.

Scott Fogle made a motion, seconded by Fred Francis to excuse Susan Willis from the February 10, 2015, Council Meeting. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* Willis.

MINUTES

Anthony Miller made a motion, seconded by Scott Fogle to adopt the January 13, 2015, Council Meeting Minutes. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* Willis. *Minutes adopted.*

Fred Francis made a motion, seconded by Scott Fogle to adopt the January 27, 2015, Special Council Meeting Minutes. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* Willis. *Minutes adopted.*

February 10, 2015

OTHER MINUTES

There were no other minutes at this time.

CORRESPONDENCE TO COUNCIL

Fred Francis made a motion, seconded by Scott Fogle to not hold a public hearing regarding the changing of the liquor license to Huelskamp and Kremer Inc. (*new owners*) dba Izzy's Drive Inn. After a roll call vote, the motion passed unanimously. *Abstain*: None. *Absent*: Willis.

COMMENTS FROM CITIZENS

Chris Jones of 11 Durr Drive asked about the water and sewer rates.

Manager Kline stated the credit for those who have a disability credit is being dissolved. Manager Kline stated there are about a half a dozen who gets a 20% credit for their water and sewer rates.

Fred Francis stated the other change is for the sewer rates for individuals living outside of the municipal limits. He explained that at this time individuals living outside of the municipal limits pay 100% for sewer and 130% for water. Mr. Francis explained that the change is for them to pay 130% for sewer.

Mayor Tinnerman stated this change does not affect residents living inside the municipal limits and that it does not affect the Holiness Camp rates of 115%.

Kathy Utz of West Milton asked about the purchase of a new truck and radios. She stated you are making a purchase but do not have any money. Ms. Utz expressed how she feels about money being spent.

Mayor Tinnerman stated the Municipality tries to keep equipment updated for emergency vehicles. He stated we have the same difficulties and problems as everyone else has. Mayor Tinnerman stated we have dreams we would like to do; but we know we cannot do those things at this time. He stated the Municipality needs to maintain the equipment.

Discussion took place regarding money that was spent toward developing a new park where the old school was located. Fred Francis stated when the Municipality started working to get funds to develop the park it was learned that unless the Municipality owned the property no grant monies could be obtained for the project. After discussion with the school district, Council made the decision to not purchase the property. Mayor Tinnerman stated he is not happy about the money that was

spent on the new park project and then the citizens did not get to use it. He stated Council would still like to develop the land in the future.

Mayor Tinnerman stated that Manager Kline, Council, and the Municipal employees look every where in the budget to save money.

Alice Martin stated people are really struggling.

Ben Herron explained why there is a need to purchase the new truck and radios.

Scott Fogle stated at the end of each month Council has a Workshop Meeting and spends time talking about all the different items on the budget. He invited citizens to attend the meetings. Mr. Fogle stated the Workshop Meetings are held the fourth Tuesday of each month at 7:30 p.m. in Council Chambers.

Fred Francis stated in the next five years Council will have a lot of hard decisions to make regarding the sewer systems because of EPA mandates. Mayor Tinnerman stated the problem is with things that are taken into the system not problems with stuff coming out of the systems.

Scott Fogle stated the Municipality is constantly looking at what can be done about the water issue. He stated Manager Kline goes above and beyond to try and change things for the community for the better.

Mayor Tinnerman stated Council likes to see people in the audience and likes having feedback from the public.

ORDINANCES AND RESOLUTIONS

Resolution CM-15-06

Resolution CM-15-06 was introduced by Council and read by Law Director Brosh, A RESOLUTION AUTHORIZING THE PURCHASE OF A VEHICLE FOR THE WEST MILTON PUBLIC WORKS DIVISION. Scott Fogle made a motion, seconded by Don Dohrman to adopt *Resolution CM-15-06*. After a roll call vote, the motion passed unanimously. *Abstain: None. Absent: Willis. Resolution CM-15-06 adopted.*

Manager Kline complimented Ben Herron for getting a better bid for a Ford vehicle this year instead of a Chevy vehicle. Mayor Tinnerman stated the Municipal employees treat the taxpayers' dollars as if they are coming out of their pocket. He stated they look for every opportunity to save a dollar.

Resolution CM-15-07

Resolution CM-15-07 was introduced by Council and read by Law Director Brosh, A RESOLUTION AUTHORIZING THE PURCHASE OF NARROW BAND RADIOS FOR ALL WEST MILTON DIVISIONS. Scott Fogle made a motion, seconded by Sarah Copp to adopt *Resolution CM-15-07*. After a roll call vote, the motion passed unanimously. *Abstain: None. Absent: Willis. Resolution CM-15-07 adopted.*

Ordinance CM-15-08

Ordinance CM-15-08 was introduced by Council and read by Law Director Brosh, AN ORDINANCE AMENDING SECTION 51.26 SEWER CHARGES AND DELINQUENT ACCOUNTS AND SECTION 52.120 WATER CHARGES AND DELINQUENT ACCOUNTS OF THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF WEST MILTON, OHIO. The public hearing for *Ordinance CM-15-08* will be held on Tuesday, March 10, 2015, at 7:30 p.m. in Council Chambers of the Municipal Building.

Councilmember Francis stated the following was the only thing added to *Ordinance CM-15-08*: “and customers shall be required to pay the entire account balance to avoid shut off.” This wording was added to Section 51.26(B) and Section 52.120(B).

Manager Kline explained how the shut off procedure works.

Ordinance CM-15-09

Ordinance CM-15-09 was introduced by Council and read by Law Director Brosh, AN ORDINANCE AMENDING SECTION 52.116 WATER RATES AND DELINQUENT ACCOUNTS OF THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF WEST MILTON, OHIO. The public hearing for *Ordinance CM-15-09* will be held on Tuesday, March 10, 2015, at 7:30 p.m. in Council Chambers of the Municipal Building.

Section I(D), (D)(1), (D)(2), (D)(3), and (D)(4) was deleted. Section I(E) is now Section I(D) and the current language remains unchanged.

Mayor Tinnerman stated this Ordinance will not take effect until January 1, 2016.

Ordinance CM-15-10

Ordinance CM-15-10 was introduced by Council and read by Law Director Brosh, AN ORDINANCE AMENDING SECTION 51.22 SEWER RATE SCHEDULE IN THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF WEST MILTON, OHIO. The public hearing for *Ordinance CM-15-10* will be held on Tuesday, March 10, 2015, at 7:30 p.m. in Council Chambers of the Municipal Building.

February 10, 2015

MUNICIPAL MANAGER

1) Board of Adjustment Appointment –

Manager Kline stated Chris Horn of 23 N. Williams Street has volunteered to serve on the Board of Adjustments. He stated this would be to replace one of the two seats opened by appointments to the Planning Board.

Fred Francis made a motion, seconded by Scott Fogle to appoint Chris Horn to the Board of Adjustments. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* Willis.

2) Police Department Updates –

Manager Kline stated since the first of the year the Police Department has responded for calls to service, including traffic stops, over five hundred (500) times. He stated some of these calls are for disturbing the peace or suspicious activity; but more and more the Police Department is seeing domestic violence cases, theft, shop lifting, identity theft, and now they are starting to see prostitution and more and more drug related cases. Manager Kline stated the latest drug cases that have resulted in arrests include Fentanyl, which is a synthetic heroin that is a more powerful and dangerous drug. He stated the Police Department's investigations of drug activity have led them to discover blogs about drugs. Manager Kline stated he wanted to assure Council and the citizens that the Police Department is well aware of this problem and is very dedicated and committed to driving this culture away from West Milton. He thanked Chief Busse and the Police Department for their dedication.

3) Workshop Meeting –

A Council Workshop Meeting will be held on Tuesday, February 24, 2015, at 7:30 p.m. in Council Chambers.

COMMENTS FROM CITIZENS

Levi Knight of Beechnut Drive asked what he would have to do to reverse the RV Ordinance. Mayor Tinnerman stated he would have to start with Council. He stated the vote for that Ordinance came after months of discussion. Mr. Knight stated he was the piece of crap camper on Beechnut that Mr. Shade complained about. He stated he drove around town and only saw maybe five (5) or six (6) campers with weeds growing up around them. Mr. Knight stated the whole issue could have been settled if Mr. Shade would have just had a discussion with him. He stated Mr. Shade did not try to talk with him regarding the situation. Mr. Knight stated he did not think it was the best decision and that everyone was penalized because of a few people. Scott Fogle asked Mr. Knight what he would recommend, asking if he had any suggestions of how to change the current RV Ordinance. Mr. Knight stated,

February 10, 2015

“Talk to your neighbor.” Fred Francis stated the Planning Board discussed this item of business for three (3) or four (4) months and then Council discussed it for four (4) or five (5) months. Mayor Tinnerman stated the Ordinance was written to take care of future problems. He stated Council wants to have Ordinances in place to set a minimum standard for the Municipality as to how campers are to be maintained, their size, and how close they can be placed to a property line. Don Dohrman explained the different items that were discussed regarding campers before a decision was made. Mayor Tinnerman stated Council is open to other suggestions. He stated if you can show us there is a better solution we are willing to listen.

John Madewell of 25 Lee Circle stated he is not happy that the one (1%) percent tax credit is being stopped at the end of 2014. He stated he moved to West Milton because of the low cost of living. Mr. Madewell asked what is being done to encourage individuals to move to West Milton.

Mayor Tinnerman stated it took a lot of time to get the letter together explaining the need to discontinue the one (1%) percent tax credit. He explained about the Municipality being cut from state and county funding and where revenues have gone done. Mayor Tinnerman stated he gives credit to the various departments within the Municipality for doing an amazing job getting everything done with limited funds. He stated discontinuing the credit does not put the municipal coffers at a gain. Mayor Tinnerman explained that the monies need to be used to just maintain services for the citizens of West Milton. He stated the Municipality is not over spending on items.

A lengthy discussion took place regarding the I&I problems. Manager Kline stated the EPA is pressuring the Municipality into making changes.

David Laycox of Lowry Drive stated what the Municipality is doing regarding the radios is a good thing. He asked when the radios would be up and running. Ben Herron stated in about sixty (60) days.

Mayor Tinnerman invited the public to attend future meetings.

COMMENTS FROM COUNCIL

Fred Francis stated last year Council formed a Budget Committee consisting of Scott Fogle, Anthony Miller, and himself. He stated the Budget Committee met with each Department and went over every item in the budget line by line to determine what items needed replaced, the timeline in which they need to be replaced, and whether any items could be removed from the budget. Mr. Francis explained the process involved in preparing the budget for the Municipality each year.

February 10, 2015

ADJOURNMENT

Fred Francis made a motion, seconded by Don Dohrman to adjourn the meeting.
The meeting adjourned at 9:20 p.m.

Linda L. Cantrell CAP-OM
Clerk of Council

Jason Tinnerman
Mayor

February 10, 2015