

COUNCIL MEETING

May 12, 2015

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

The invocation was given by Laity Member Dave Tipton of the Good Shepherd Church.

Mayor Tinnerman called the meeting to order.

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

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: May 12, 2015

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

MOTION TO EXCUSE ABSENT COUNCILMEMBERS

Scott Fogle made a motion, seconded by Don Dohrman to excuse Sarah Copp from the May 11, 2015, Special Council Meeting and the May 12, 2015, Council Meeting. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* Copp.

MINUTES

Fred Francis made a motion, seconded by Anthony Miller to adopt the April 14, 2015, Council Meeting Minutes. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* Copp. *Minutes adopted.*

Scott Fogle made a motion, seconded by Don Dohrman to adopt the March 24, 2015, Council Meeting Minutes. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* Copp. *Minutes adopted.*

OTHER MINUTES

There were no other minutes at this time.

May 12, 2015

VACANT COUNCIL SEAT

Fred Francis made a motion, seconded by Scott Fogle to appoint Karen Grudich to the open Council seat. After a roll call vote, the motion passed unanimously.

Abstain: None. *Absent:* Copp.

Mayor Tinnerman swore in Karen Grudich as Councilmember.

Mayor Tinnerman thanked the three (3) individuals that applied to fill the vacant Council seat. He stated it was good to have three qualified candidates willing to serve their community.

CORRESPONDENCE TO COUNCIL

Manager Kline stated about a year ago Time Warner Cable sent a letter to the Municipality regarding a potential merger with Comcast. He stated he recently received a letter stating the agreement with Time Warner Cable and Comcast has been terminated and that Time Warner will remain the cable company serving West Milton.

COMMENTS FROM CITIZENS

There were no comments from citizens at this time.

ORDINANCES AND RESOLUTIONS

Ordinance CM-15-16

Ordinance CM-15-16 was read by title only by Law Director 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 SANITARY SEWER LINES, MANHOLES, AND SEWER LATERALS. Anthony Miller made a motion, seconded by Fred Francis to adopt *Ordinance CM-15-16*. After a roll call vote, the motion passed with Fogle, Francis, Miller, Dohrman, and Mayor Tinnerman voting *yes*. *Abstain:* Grudich. *Absent:* Copp. *Ordinance CM-15-16 adopted.*

Manager Kline stated this is the second reading of *Ordinance CM-15-16*. He stated this Ordinance authorizes the borrowing of money from Minster Bank to complete the sewer replacement project.

Ordinance CM-15-17

Ordinance CM-15-17 was read by title only by Law Director Brosh, AN ORDINANCE TO AMEND THE 2015 APPROPRIATIONS. Fred Francis made a motion, seconded by Scott Fogle to adopt *Ordinance CM-15-17*. After a roll call vote, the motion passed with Fogle, Francis, Miller, Dohrman, and Mayor Tinnerman voting *yes*. *Abstain*: Grudich. *Absent*: Copp. *Ordinance CM-15-17 adopted.*

Manager Kline stated this is the second reading of the re-appropriation Ordinance which is mainly for the borrowing of said dollars in *Ordinance CM-15-16*.

Resolution CM-15-18

Resolution CM-15-18 was introduced by Council and read by Law Director Brosh, A RESOLUTION DECLARING THE INTENTION TO PROCEED UNDER THE ALTERNATIVE TAX DOCUMENT FORMAT PROVIDED UNDER SECTION 5705.281 OF THE OHIO REVISED CODE. Fred Francis made a motion, seconded by Scott Fogle to adopt *Resolution CM-15-18*. After a roll call vote, the motion passed unanimously. *Abstain*: None. *Absent*: Copp. *Resolution CM-15-18 adopted.*

Manager Kline stated *Resolution CM-15-18* is not the creation of the annual Budget, but is the creation of a Tax Budget required by the Ohio Revised Code. He stated the Tax Budget is submitted to the County Budget Commission.

Resolution CM-15-19

Resolution CM-15-19 was introduced by Council and read by Law Director Brosh, A RESOLUTION TO AWARD A CONTRACT FOR THE LARREL LANE SANITARY SEWER REPLACEMENT. Anthony Miller made a motion, seconded by Scott Fogle to adopt *Resolution CM-15-19*. After a roll call vote, the motion passed unanimously. *Abstain*: None. *Absent*: Copp. *Resolution CM-15-19 adopted.*

Manager Kline stated the low bid was from Stauffer Site Services from Warren County. He stated their bid was for one hundred sixty-nine thousand four hundred sixty (\$169,460) dollars. Manager Kline stated the engineer estimate was one hundred ninety-eight thousand six hundred sixty-seven (\$198,667) dollars.

Manager Kline stated the paving program for 2015 was to be the south side of town. He stated they looked to see what the sanitary sewer looked like underneath the areas to be paved. Manager Kline stated they found about one hundred feet (100') of bad line and broken lines and tree roots in the sanitary sewer under Larrel Lane. He asked Tom Beck of WMPA to show a video of the damage in the sanitary sewer lines along Larrel Lane. Manager Kline stated the lines need to be fixed prior

to paving. He stated settling is a natural process which takes at least a year. Manager Kline stated it does not make sense that the Municipality spend over one hundred thousand (\$100,000) dollars to pave the streets in the Larrel Lane area which need to last over fifteen (15) years and then have a “swale” in the middle of the street. He stated no matter where we choose to pave this year it is likely there might be underground problems.

MUNICIPAL MANAGER

1) Paving –

Manager Kline stated he and Ben Herron have been discussing the paving for the south side of town and the damage to the sanitary sewer lines along Larrel Lane. He stated he has heard a lot of frustration over the Milton-Potsdam Road between St. Rt. 571 and Davis Road. He stated the underground is brand new and that it makes the most sense to pave this area in 2015. Manager Kline stated it is about the same amount of tonnage of materials as we were going to use on the south side of West Milton. He stated he and Ben Herron have spoken with the contractor and have asked the engineer to prepare a change order. Manager Kline stated he would bring this to the June 9, 2015, Council Meeting for Council’s approval.

2) Low Head Dam Project –

Manager Kline stated the low head dam project has been completed. He stated there are some environmental items that will have to be monitored over the next year. Manager Kline asked Tom Beck of WMPA to show a video of the area now that the low head dam removal project has been completed. He stated it is a healthy clean river. Mayor Tinnerman asked if residents are now able to go down to the river. Manager Kline stated the road is a little rough and suggested anyone wanting to go down to the river go by truck. He cautioned citizens to avoid this area for the next few months to allow new plantings time to get started.

3) Workshop Meeting –

A Council Workshop Meeting will be held on Tuesday, May 26, 2015, at 7:30 p.m. in Council Chambers.

COMMENTS FROM CITIZENS

There were no comments from citizens at this time.

COMMENTS FROM COUNCIL

Scott Fogle stated he, Joy Beatley, and Sarah Copp are working on the Fourth of July Parade. He stated Jack Scudmore has been chosen to be the Grand Marshall of the parade for 2015. Mr. Fogle stated Mr. Scudmore has been a West Milton resident for nineteen (19) years, served fourteen (14) years in the Marines, and has collected money for the Fourth of July fireworks for the last six (6) years.

Mayor Tinnerman stated The Dayton International Peace Museum has opened an exhibit honoring Ted Studebaker. Mr. Studebaker was a former West Milton resident and a 1964 graduate of Milton-Union High School. Mr. Studebaker was an advocate for peace who was murdered in 1971 in Vietnam because he was an American. He stated he has seen the exhibit and encouraged anyone interested to take time to go and see the exhibit. Mayor Tinnerman stated it is a nice exhibit.

ADJOURNMENT

Fred Francis made a motion, seconded by Scott Fogle to adjourn the meeting. The meeting adjourned at 8:01 p.m.

Linda L. Cantrell CAP-OM
Clerk of Council

Jason Tinnerman
Mayor