

COUNCIL SPECIAL AND WORKSHOP MEETING

July 26, 2016

Mayor Francis called the meeting to order.

Present were: Mayor Francis; *Councilmembers:* Anthony Miller, Scott Fogle, Karen Grudich, and Don Dohrman. *Also present were:* Manager Kline, Jill Grise, and Clerk Cantrell. *Absent:* Copp and Tinnerman.

SPECIAL MEETING

Anthony Miller made a motion, seconded by Scott Fogle to go into a special session of Council. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* Copp and Tinnerman.

MOTION TO EXCUSE ABSENT COUNCILMEMBERS

Scott Fogle made a motion, seconded by Don Dohrman to excuse Sarah Copp and Jason Tinnerman from the July 26, 2016, Special Council and Workshop Meeting. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* Copp and Tinnerman.

ORDINANCES AND RESOLUTIONS

Ordinance CM-16-20

Ordinance CM-16-20 was read by title only by Manager Kline, AN ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO EFFECTUATE AN OPT-OUT GAS SERVICE AGGREGATION PROGRAM PURSUANT TO OHIO REVISED CODE 4929.26; AND DIRECTING THE MIAMI COUNTY BOARD OF ELECTIONS TO SUBMIT THE BALLOT QUESTION TO THE ELECTORS; AND AUTHORIZING AN AGREEMENT WITH AN AGENT FOR SUCH PURPOSES. Anthony Miller made a motion, seconded by Scott Fogle to adopt *Ordinance CM-16-20*. After a roll call vote, the motion passed unanimously. *Abstain:* None. *Absent:* Copp and Tinnerman. *Ordinance CM-16-20 adopted.*

Ordinance CM-16-21

Ordinance CM-16-21 was read by title only by Manager Kline, AN ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO

EFFECTUATE AN OPT-OUT ELECTRIC SERVICE AGGREGATION PROGRAM PURSUANT TO OHIO REVISED CODE 4928.20; AND DIRECTING THE MIAMI COUNTY BOARD OF ELECTIONS TO SUBMIT THE BALLOT QUESTION TO THE ELECTORS; AND AUTHORIZING AN AGREEMENT WITH AN AGENT FOR SUCH PURPOSES. Anthony Miller made a motion, seconded by Scott Fogle to adopt *Ordinance CM-16-21*. After a roll call vote, the motion passed unanimously. *Abstain*: None. *Absent*: Copp and Tinnerman. *Ordinance CM-16-21 adopted*.

VICE MAYOR'S SEAT FOR NOVEMBER

Manager Kline stated the West Milton's Charter states when there is an open seat for Mayor, Vice Mayor, or a Councilmember with more than a two-year term left it has to be voted on in the next Municipal or Special Election. He stated the Board of Elections is requiring the Resolution that was passed to state it would be a "Special Election." Manager Kline stated *Resolution CM-16-15, A RESOLUTION TO PLACE THE UNEXPIRED TERM OF VICE-MAYOR-COUNCILMEMBER OF THE MUNICIPALITY OF WEST MILTON, OHIO, ON THE NOVEMBER 8, 2016, BALLOT* did not contain that wording. And due to the fact there is not enough time to get the necessary paperwork and Resolution adopted in time Scott Fogle will remain as Vice Mayor for the remainder of the term. Manager Kline stated he discussed this with Councilmember Tinnerman and he understands the situation. A lengthy discussion took place regarding this issue.

BUDGET ADJUSTMENTS/RE-APPROPRIATION

Finance Director Grise gave each Councilmember a copy of a report containing necessary Amendments to the 2016 Budget for their review. Mrs. Grise gave information as to the items listed on the report. She stated the changes that are attributed to the Bureau of Workers' Compensation (BWC) are due to the way the BWC has changed its billing and the BWC True-Up process. Manager Kline stated the salary changes under the General Fund and the Sewer Fund are due to Ben Herron becoming the Service Director for the Municipality of West Milton and Tim Swartztrauber being back from sick leave. Other items listed on the report include: County Treasurer Fees for additional election fees; Computer Services for getting rid of a virus on one of the computers and some new computer equipment needed; Tree Services for the removal of Ash trees; Street Resurfacing for additional paving for alleys; and a decrease in the Refuse Contract Services due to the invoices being lower than anticipated. Manager Kline stated the sanitary sewer collapsed on Dorwin Drive at the end of Spring Street. He stated the

Municipal crews redid the sanitary sewer in that section. Manager Kline stated due to the repair needing to be completed it is necessary to pave that area. He stated this area was on the list to be paved in 2017; therefore he is requesting to complete the paving now in order to get the street the way it needs to be and to save money (*not spend money to patch and have to tear it up again next year to repave*). Manager Kline stated then the cost for the paving of Dorwin will be taken out of the 2017 Budget. It was the consensus of Council to approve the paving of this street in the fall of 2016. Manager Kline stated that once the insurance for the Municipal employees is renewed there may need to be an increase in the budget. Manager Kline will have the appropriate legislation ready for the August 9, 2016, Council Meeting.

ASSESSMENT RESOLUTION

Manager Kline stated he would have the assessment Resolution ready for the August 9, 2016, Council Meeting. He stated this is a Resolution that is done each year to have water, sewer, and lawn cutting fees applied to individuals' property taxes that have not paid their bills.

GRAND RE-OPENING OF IMAGINARIUM

Manager Kline stated The Miami Street Imaginarium has moved and will be having a Ribbon Cutting Ceremony and Opening Day Celebration on Friday, August 12, 2016, at 2:00 p.m. He stated Council has been invited to attend.

GENERAL UPDATES

Calumet Road –

Manager Kline stated a person walking on Calumet Road noticed two (2) sizable sink holes and called the Municipality. He stated Calumet Road was shut down for safety purposes. Manager Kline stated a pipe under the road sunk down deep in the ground causing the sink holes. He stated the Street Department would be replacing the pipe and fixing the road on Wednesday, July 27, 2016.

Municipal Income Tax –

Manager Kline stated he received emails from Michelle of the City of Cleveland (*our tax collectors*) and the City of Troy today stating they are setting up a time to meet with Senators Bill Beagle and Peggy Lehner. He stated the meeting will be held on Wednesday, August 17, 2016, from 10:00 a.m. to 12:00 noon. Manager Kline stated he plans on attending the meeting and asked that if any Councilmembers could attend to please do so. He

stated the Senators tend to listen to Councilmembers before Municipal Managers.

Dollar General -

Manager Kline stated he and the Municipal staff have gone over all the requirements that the Dollar General store would have to meet to move to the location where Patterson's Flowers is currently located. He stated the Dollar General store meets all the requirements to relocate. Manager Kline stated the Dollar General store wants to make their parking lot smaller than what is required. He stated a public hearing for the variance of the parking lot size will be held on Wednesday, August 3, 2016, at 7:30 p.m. in the Municipal Building. Manager Kline stated he met with Raymond Landis of 965 Princeton, Harold Badder of 100 Tracie Lane, and Stanley Flowers of 103 Tracie Lane to inform them of what the Dollar General store is requesting. He stated the three (3) gentlemen are fine with everything except they want to keep the honeysuckle between their property and the property where the Dollar General store will be located. Manager Kline stated he will make the Dollar General Store representatives aware of these gentlemen's request. Manager Kline is under the impression that once everything is approved the Dollar General store is ready to move on this as soon as possible. He explained the process.

Patterson's Flowers

Scott Fogle asked Manager Kline to ask Mr. Menker of Patterson's Flowers if they will be having any type of event to celebrate Patterson's being in business for ninety (90) years. Manager Kline stated he would check into it and let Council know.

ADJOURNMENT

Anthony Miller made a motion, seconded by Don Dohrman to adjourn the Special Council Meeting. The meeting adjourned at 8:21 p.m.

Anthony Miller made a motion, seconded by Scott Fogle to adjourn the Council Workshop Meeting. The meeting adjourned at 8:22 p.m.

Linda L. Cantrell CAP-OM
Clerk of Council

Fred Francis
Mayor