

RECORD OF PROCEEDINGS

Minutes of

Regular Meeting

Meeting

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 10148

Held March 2, 2021 20

The Council of the City of Milford met in Council Chambers at 745 Center Street at 7:00pm on March 2, 2021.

Mayor Vilardo called the meeting to order with the Pledge of Allegiance and a Moment of Silence

**Roll Call:** Present: Mayor Vilardo, Vice Mayor Lisa Evans, Sandy Russell, Kyle Mitchell, Benjamin Redman, Kim Chamberland and Ted Haskins. Also present was City Manager, Michael Doss and Law Director Mike Minniear. The public was able to view via Facebook live and via ICRC TV broadcast. YouTube Viewing Link: <https://www.icrcvtv.com/video/milford-city-council-3221> LIVE to the City of Milford Facebook page and on cable TV, Spectrum channel 17 and Cincy Bell channel 847.

**Presentation(s):** John Spieser/Milford Schools Superintendent – talking points brought before council members: Educating during a pandemic. Very proud of the greater school community that have been leaning into this work every single day. He is most proud of the Return to Learning Plan which gave families an option. They have made surgical closings (specific classrooms) for the 14 days and not shutting down an entire school if they could. Mr. Spieser also spoke about State testing. There will be standardized testing that he felt was a waste of time and a waste of money. However, he is confident in his staff and students. He also spoke about CARES Act, as a district, last year, did receive, \$491,000 and how the money was spent. And coming into this year, they are scheduled to receive \$1.7 million dollars. Mr. Spieser spoke about a bond issue. The Board of Education will have to come to a decision within the next few months in regards if what they want to pursue. It is important to know that our students at the Junior High school deserve better and so do our staff members and when they are competing in a world market the building is expired and in his opinion, it is time for the community to fund a new 6-8 middle school. The last operating levy that was passed, for the Milford schools was in May of 2013 and projected to last 4 years. We have made it last this long. And we are projecting at least a couple more years. If the board decides to put a bond issue on the ballot in November, pass or fail, the district will be back for a levy in one to two years from November. Unless school funding changes, every school district will be back every three to four years asking for a new levy. The district has and will continue to be fiscally responsible. The district will look for ways to make reductions. They are in deficit spending right now. They are able to supplement this with their savings and will get them through for the next couple of years, even with the \$491, 000 and the 1.7 million. Mr. Spieser wanted the community to know what the school needs are. Their strategic plan and Portrait of an Eagle was also discussed. Five Goals: Communication, Culture, Student Success (3 objectives: Creative innovators, Confident Learners, Information evaluators, Effective Communicators, Purposeful Collaborators and Critical Thinkers), Learning Environments, and Finances.

**Presentation(s):** Chief Mills/ Police Department Annual Report – Power Point Presentation. Report is posted on the City of Milford website and the Police Department website for review. The report serves as a yearly summary of department data, statistical information and metrics that allow the department to measure the effectiveness of the department’s deliverable services. The presentation tonight focused on the critical functions of the operation. The full report is available on the website at [www.milfordohio.org](http://www.milfordohio.org).

**Fire and Ems Report**

Chief brought in Kroger donation of hand sanitizer. Chief Baird also introduced Ashley Patrick – started as cadet at age 17. Graduated Paramedic School in January 2021 as Valedictorian of her class. Ashley was the second of the two that was hired at the same time. She went from being a part-time firefighter/emergency medical technician with within one week, graduated from paramedic school and received her Ohio Certification and was offered her first career position at the MCFD. She is twenty years old. Lt. Jeff Nagelhaut has assumed the responsibilities for the Unit 1 shift at the fire station. Chief Baird stated that he felt perfectly comfortable and the officer staff is perfectly comfortable with Lt. Nagelhaut (aka: Mailbox) filling that role.

**Public Hearing:**

Mayor Vilardo declares the public hearing open Ms. Evans made a motion to open the hearing. Seconded by Ms. Russell  
Assistant City Manager Pam Holbrook brought before council information to review the revisions to the Phase 2 Milford South site plan.



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City Council questions of staff? Mr. Redman asked Ms. Holbrook how long has this project been going back and forth between Planning Commission and the developer? Ms. Holbrook stated that this particular developer submitted plans back in 2019 for Phase I. Mr. Redman asked, if before we voted on changing the zoning on Phase I, was there a plan for single family houses originally or was this blank? Ms. Holbrook said that originally, they brought forward a preliminary subdivision sketch plan for Phase I. There was no plan with the vacant lots since they were not sure what they were going to do with the second half. Until they proposed us with changing in 2019 for the subdivision/20 single lots. 2020 was the zone change. Council then rezoned the property in 2018. This property has been before council several times.

Mr. Paul Schirmer – Commercial Development Services Group recapped some of the changes. Also presented information on the development/approved plan. He discussed their proposal to take the duplex units and separate the units out so that they end up being single family units instead of duplex units. A complete HOA that maintains all of the landscape. Since these units are slightly different in dimension, they are able to push the entire thing toward the hillside which resulted in about 20 additional feet of greenspace. Also, in order to maintain the same number of units, they are a little bit closer, by about 20 feet, to Garfield than they were originally. Additional details and status were brought to council’s attention.

Mr. Minniear asked if the greenspace be retained by the HOA? Mr. Schirmer answered yes.

Public comments? None

Mayor Vilardo closed the public comment section.

Ms. Evans made a motion to approve the revisions to the Phase 2 Milford South site plan development overlay with staff recommendations. Seconded by Mr. Mitchell. All yes

Ms. Evans made a motion to close the public hearing Seconded by Mr. Mitchell. All yes

**Proceedings:** Approve the City Council Regular Meeting Proceedings from February 16, 2021 Ms. Evans made a motion to approve Seconded by Ms. Russell All yes

**Financial Statements:** Adopt the January 2021 Financial Report Ms. Evans made a motion to receive. Seconded by Ms. Russell All yes

**Public Comments:** Donna Luecke Milford, Ohio  
Commented on the discussion rescinding the removal of snow and ice from their sidewalks. If we are going to make this a walkable community, it makes it awfully hard to do. She understands the implications of the State of Ohio legal responsibilities until you are trying to walk and have to walk in the street. She is not sure what the solution is but agrees that we must agree to disagree.

Standing Committee Report:

Administrative Services Committee

Administrative Services Committee February 25, 2021Minutes Lisa Evans called the meeting to order at 5:00 pm Committee Members Present: Chairperson Lisa Evans, Sandy Russell and Kim Chamberland Staff: Michael Doss, City Manager and Administrative Assistant, Jackie Bain Proceedings: Approve the proceedings from the January 13, 2021 meeting. Ms. Evans made a motion to approve. Ms. Russell seconded the motion. All yes FIFTH THIRD BANK ACCOUNT AUTHORIZATION FOR JEDD 7Mr. Doss discussed information with the committee regarding New JEDD 7 Bank Accounts. Staff recommends a new Fifth Third Bank Public Funds Savings Accounts for JEDD VII. Fifth Third Requires that Council pass a resolution to designate the bank as an authorized depository and to name authorized persons on all accounts. The following are listed as Authorized Persons for purposes of bank account activity: Michael Doss, City Manager, Pat Wirthlin, Finance Director Tina Kern, Assistant Finance Director. *The Committee Agreed To Make A Recommendation For The Law Director To Draft An Ordinance Authorizing The City Of Milford To Enter Into Account Resolutions Certificate For Treasury Management Services With Fifth Third Bank In Accordance With The Attached Fifth Third Document Entitled “Account Resolutions Certificate For Treasury Management Services,” For Joint Economic Development District VII Naming Authorized Personas As Michael Doss (City Manager), Pat Wirthlin (Finance Director) And Tina Kern (Assistant Finance Director) Seconded by Ms. Russell All yes* DISCUSSION: RESCINDING SECTION 911.05 OF THE MILFORD CODIFIED ORDINANCES REGARDING REMOVAL OF ICE AND SNOW FROM SIDEWALKS Mr. Doss presented information that resulted from the last City Council meeting and discussion regarding Rescinding Section 911.05 Of the Milford Codified Ordinances Regarding Removal of Ice and Snow from Sidewalks from private properties and city properties. Mr. Doss explained that the first priority after a snowfall is to make it clear enough for public safety to get through. Then the streets are opened up for passable traffic and cleaned up. Moving forward we will focus more on the downtown area where there is more pedestrian traffic. Ms. Chamberland did some research to see what other communities were doing. She found that many cities do suggest to their residents to be a good neighbor and also



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suggested information from the Ohio Committee for Severe Weather Awareness which promotes Winter Safety Tips. Many municipalities have their snow ordinance information posted onto their website so that residents are aware of the information for snow removal in the city. We can list the areas of priority within the city and publicize a “Winter Reminder” to property owners and motorists on our website which will help maintain community responsibilities during the winter season and help encourage certain practices. The committee agreed that we will rescind the ordinance and recommend with an outreach to businesses and residents regarding awareness and recommending a good neighbor policy. *The Committee Agreed to Recommend That the Law Director Draft an Ordinance an Ordinance Rescinding Section 911.05 Of the Milford Codified Ordinances Regarding Removal of Ice and Snow from Sidewalks Seconded by Ms. Russell* All yes There was no additional business to come before the committee. Ms. Evans made a motion to adjourn that was seconded by Ms. Russell. All yes The meeting was adjourned at 5:17pm Respectfully Submitted, Jackie Bain

City Manager Report

MEMORANDUMTO: City Council CC: Mike Minniear, Law Director Jackie Bain, Administrative Assistant/Clerk FROM: City Manager DATE: March 2, 2021RE:Manager’s Report Wallace Water Tower Funding Update – The City is working with Brandstetter Carroll to submit nominations for funding from the Water Supply Revolving Loan Account and the Ohio Water Development Authority. Nomination does not commit the City to funds however, it does put the project on notice with the State for possible future funding. The nomination application will be submitted to WSRLA by the end of this week. Pavement Management Study Update -The Pavement Management Study is scheduled to commence March 15 and will take approximately two months to complete. Once completed, the City will have a detailed analysis and ranking regarding the conditions of asphalt, curbs and catch basins for all streets and roads in Milford. The results of this study will assist the Public Works Department with future roadway improvement planning, priority project placement and capital budgeting/public finance. STANDING COMMITTEE MEETINGS None at this time REMINDERS March 10 – Planning Commission Meeting at 6:00 pm March 16 – City Council Meeting at 7:00 pm Mr. Doss also discussed: April 24<sup>th</sup> Shred Day (info on website), Memorial Day , Frontier’s Day information on Facebook, Sparks in the Park July 2<sup>nd</sup> 8-10pm with fireworks at 10pm Food and water will be available also Oktoberfest with LMBC in October. Art Affaire in September. All contingent upon State guidelines.

Police Department Report

Chief Mills announced information for the Annual Awards Ceremony for March 16<sup>th</sup> at the next City Council meeting. And hoping to swear in a new officer at the first City Council meeting in April.

**Council Comments** Mr. Redman thanked and acknowledge Ms. Luecke for coming before council this evening to express her concern regarding the disregard for walkers in our community. The citizens should be aware, and we are going to talk more frequently about the Water Tower project and make people aware and understand the costs involved and the potential regarding water rates going up. Ms. Luecke asked about the time frame on the Water Tower project and is there anything down the road that they should be concerned about? Ms. Vilardo said at this point we are scraping through with the funding process by trying to get the grants and the loans and figuring out how we are going to pay for this. We are in very beginning stages of this huge project. Mr. Doss explained that a good part of 2021 will be spent on finding financing and funding. Once we have that in place and the bids go out, it takes roughly a year to fabricate a tower, which will take out most of 2022. We will probably start erecting the tower in 2023. Mayor Vilardo shared information regarding a tour of the Tru Hotel. It will be open and online within the next few weeks. We wish them the best. The Mayor mentioned the Clermont County Mayor’s Association meeting which she attended along with Mr. Doss and Pam Holbrook where there was discussion regarding local government funds. Also attending a zoom meeting with Sibcy Cline to promote Milford. Ms. Chamberland brought in a copy of magazine produced by Comey & Shepherd – Jack Heffron who highlighted many beautiful pages of Milford.

Mr. Minniear explained why he wanted this rescinded and reiterated that he is the Prosecuting Attorney in the City of Milford and would have to prosecute violations of the Ordinance regarding snow and ice removal. He has never had to do this. He has never had one come to court. Mr. Doss was 1 year old when he became Law Director for the City of Milford. It is the discretion of the Law Director coupled with the Police Department as to citations they write. Discretion is different from discrimination. There are practical difficulties in enforcing the ordinance since you would have to have a complaint, the police officer would show up, 9 times out of 10 the person would get a warning, they won’t go to court for two weeks, they could ask for a continuance, come back another two weeks, which would be a month to six weeks after the problem. There are practical difficulties enforcing this. Even if we brought someone to court, it is punitive. He could not see charging someone \$100 plus court costs of \$85. Leaving here owing \$185 because they didn’t clean their ice and snow. Unless they were stubborn. There are other ways to handle those situations when people are continuously ignoring warnings or not helping their fellow citizens. It would be good idea to develop a good neighbor policy.



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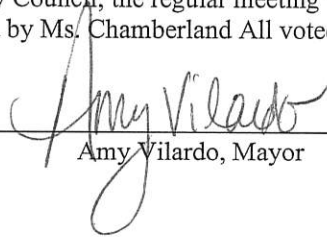
New Business:  
Ordinances and Resolutions

- 2021-76 Ordinance Rescinding Section 911.05 of The Milford Codified Ordinances Regarding Removal of Ice and Snow from Sidewalks Ms. Evans made a motion to suspend the rules and read by title only Seconded by Ms. Chamberland. All yes. Ms. Evans made a motion to adopt Seconded by Ms. Chamberland All yes
- 2021-77 Ordinance Authorizing The City Of Milford To Enter Into Account Resolutions Certificate For Treasury Management Services With Fifth Third Bank In Accordance With The Attached Fifth Third Document Entitled "Account Resolutions Certificate For Treasury Management Services For Joint Economic Development District Vii Naming Authorized Personnas As Michael Doss (City Manager), Pat Wirthlin (Finance Director) And Tina Kern (Assistant Finance Director) Ms. Evans made a motion to suspend the rules and read by title only Seconded by Ms. Chamberland. All yes. Ms. Evans made a motion to adopt Seconded by Ms. Chamberland All yes

Old Business: none at this time

Adjourn: There being no further business to come before the City Council; the regular meeting was adjourned at 8:32 Ms. Evans made a motion to adjourn. Seconded by Ms. Chamberland All voted yes

  
Jackie Bain, C.P.T.

  
Amy Vilardo, Mayor