

RECORD OF PROCEEDINGS

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

Held October 4, 2022 20

The Council of the City of Milford met in Council Chambers at 745 Center Street at 7:00pm on October 4 20, 2022.

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

Roll Call

Present: Mayor Lisa Evans, Vice Mayor Sandy Russell, Kyle Mitchell, Janet Cooper, Ben Redman and Kim Chamberland. Also present were City Manager Michael Doss and Law Director Bryan E. Pacheco. The public was able to view via Facebook live and via ICRC TV broadcast.

Ms. Russell made a motion to move into Executive Session pursuant to section 3.05 of the Milford City Charter ORC 121.22 G to consider the appointment of a Public Official at 7:01pm Seconded by Ms. Cooper All yes Council returned At 7:04pm Ms. Russell made a motion to re-open the Regular meeting Seconded by Mr. Mitchell All yes

Appoint New Council Member – Ms. Chamberland made a motion to appoint Mr. Kristopher Parrish to the vacant council seat. Seconded by Mr. Redman All yes Law Director Bryan Pacheco gave the Oath of Office and swore in Mr. Kristopher Parrish Mr. Parrish then took his seat as a member of the City of Milford City Council

Proceedings

Approve the Council Special Meeting minutes from September 20,2022 Ms. Russell made a motion to approve. Seconded by Ms. Cooper Mr. Parrish abstain All others yes

Correspondence

Ohio Division of Liquor Control – Forager Coffee & Tea LLC 122A Main Street Milford Ohio 45150 Request to have a Hearing to issue permit? Ms. Russell made a motion to do nothing Seconded by Ms. Chamberland Mr. Parrish abstain All others yes

Financial Statements

Adopt August 2022 Finance Report Ms. Russell made a motion to accept. Seconded by Ms. Cooper Mr. Parrish abstain All others yes

Public Comments none at this time

Standing Committee Report:

Administrative Services Committee

Administrative Services Committee Meeting Minutes October 3, 2022 Ms. Russell called the meeting to order at 4:00 p.m. Present: Sandy Russell, Lisa Evans and Kim Chamberland Staff: City Manager Michael Doss, Law Director Bryan Pacheco and Executive Assistant Jackie Bain Visitors: Mary Rutledge, Louise Hausman, Chris Komnick, Mike Huseman, Sara Huseman, Dave Michaels Proceedings: September 16, 2022, Administrative Services Committee meeting Minutes were approved by Ms. Chamberland, Ms. Evans & Ms. Russell DISCUSSION: A RESOLUTION APPROVING PARTICIPATION IN REGION 14 GOVERNANCE STRUCTURE City Manager Michael Doss discussed a proposed Resolution approving the Region 14 governance structure for the OneOhio Recovery Foundation which will layout the groundwork for the settlement over the opioid crisis. In May of this year, City Council passed a Resolution appointing Region 14 Foundation Board Representatives. All seven counties in our region have submitted their scorecards for the candidates and the compilation and bylaws were attached and discussed. MCFD District Chief Miles Miller will be on the board representing the municipality with the largest population, City of Milford. The committee members asked if it were possible to have updated information from the foundation brought to their attention with a monthly report. The committee reviewed and accepted the OneOhio Region 14 Structure information. THE COMMITTEE AGREED TO RECOMMEND APPROVING THE RESOLUTION FOR THE PARTICIPATION IN REGION 14 GOVERNANCE STRUCTURE Seconded by Ms. Chamberland Mr. Parrish abstain All others yes DISCUSSION: EXPANSION OF THE DESIGNATED OUTDOOR REFRESHMENT AREA (D.O.R.A.) Mr. Doss discussed with the committee how new businesses are now in our city and are interested in being added to the City of Milford D.O.R.A. In order to do this, we need to go through a process to add the new businesses and amend our current DORA Ordinance and our application with the state. If approved, staff will start the process for updating legislation, creating a new boundaries map, and listing the new business within the D.O.R.A. The process will also include a Public Hearing that will go through council. Once the potential ordinance is adopted the application information will be submitted to the state for approval. The committee agreed that they would like to see this pursued and to move forward revising/amending Ordinance 19-1467. DISCUSSION: VACATION OF RAIL ROAD STREET Mr. Doss presented information that identifies Rail Road Street, which is behind Mound Avenue. Mr. Doss discussed the location. The city many years ago place some chip and seal in that area. No other maintenance has been done to the site. Do we want to maintain this area? An individual is asking us to bring the area up to street standards which would be a significant cost for the city to do this. Internally, from a Public Works standpoint, there is not much use for the city to develop this area any further. The city does respect and understand that there are

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properties off of Mound Avenue that utilize Rail Road Street for access to the back of their properties for parking and entrance into their garages. There would be some residents on Mound that would be impacted by vacation of Rail Road Street. Do we recognize Rail Road Street? Do we develop Rail Road Street? Or do we vacate Rail Road Street? If we do vacate Rail Road Street, there could be a possibility that some of the people that do have access to this area off of Mound Avenue would then not have access as they currently have. Law Director Bryan Pacheco discussed the vacate of this property with the committee members. The vacation would not be detrimental to the general interest. And just because something is plated does not mean that we, the city, has any obligation to maintain or keep. It has to be opened and people have to be invited to use the area. And this has not happened with this street. Discussion continued regarding the homes and parcels that would be impacted. Mr. Doss commented that we have received information from the Law office of Stagnaro, Saba & Patterson Co. L.P.A., regarding a parcel. They represent Sam Pschesang and his property. We internally identified that property to be addressed at 57 Mound because we did not recognize Rail Road Street. Property location was discussed. And in the letter, it states that this property has been plated as public street within the city and has never been abandoned by ordinance. We internally gave them a 57 Mound Street address is because Mr. Pschesang is looking to develop the property back in that location. Mr. Pacheco just because something is plated as a public street or a "paper street" it must be opened and invite people to use it. You cannot be forced to pave or maintain a paper street. Whether you vacate this or not that is within your discretion. Mr. Pacheco said that we have not opened it or invited it. It warrants the conclusion that the city has not in fact invited or opened it for use. There are no public utilities. But again, that is within council's discretion. Ms. Evans said if that is the case then she would prefer to leave it as is. Sara Huseman – Mound Avenue Milford Ohio Sewer line would have to be accessed by the city. Discussion of which houses were on the street sewer system was brought to the committee's attention. Five to six houses would be affected by this decision since they all have garages/parking in the back of their property. And there is already a parking issue on Mound. Ms. Huseman gave several reasons why she is opposed the vacation of this property. The neighbors are not opposed to Mr. Pschesang building on his property, but you cannot take away from the neighbors since the city does not want to incur expenses that they might have an obligation to incur. You have a lot of people that live there a long time and who would be directly impacted by your decision and to not take this lightly. It is serious for all of us. Chris Komnick – Mound Avenue Milford Ohio In 97-98 they built an extension onto their house. And built a garage that is accessed through the back street. And also, at that time they were not completely aware of the sewer lines running back there as well. That is a significant issue. More important to him are the options at this point to either vacate the property and it gets split amongst all property owners? Or do you feel you have to take it to city standard of an accessible road? Or can it stay as is? Mr. Pacheco stated that from what he has heard it can stay as is. Mary Rutledge Mound Ave Milford Ohio How does vacating benefit me? Why would I want to do it? What would it cost if it were vacated? What would that entail? How does that affect her property value? She would like these questions answered before any decisions are made. Ms. Russell stated that those are good questions, and this information is out for discussion. The committee may have to come back and have another meeting regarding this. The city will notify the homeowners that are affected. Mr. Doss said that the residents on Mound are not in favor of a vacation of the property. In light of that we run the risk that the courts will state that this is a street. And then we would have to make those improvements. If okay with the committee, Mr. Doss would like to rescind this off of the agenda for no further consideration and leave as is. Mr. Pacheco repeated that the road has not been opened or invited for public use. There is also another six-week process of public notice in a newspaper requirement for city council as a whole could even consider this. The committee agreed to leave the property as is. Doug Michaels – Mound Avenue Milford Ohio If it is vacationed and there is a homeowner that owns the property on the river side, and they want to develop it. Does it now change regarding zoning? Mr. Pacheco replied that there are other consequences as a result of vacation. As he understands, the city has not opened it or invited people for public use therefore just because it is plated as a public street doesn't mean you have the obligation to or to maintain it or to bring it up to city standards. In fairness, in court, it doesn't mean they wouldn't say otherwise. And to answer Ms. Rutledge's questions and in fairness to the residents, they would need to seek their own council to determine costs. There is certainly no cost to the homeowner for the city to pass legislation to vacate it. The committee asked that the City of Milford Planning and Community Development Coordinator-Christine Celsor send them a map of just Mound Avenue and Rail Road Street. Louise Hausman Mound Avenue Milford Ohio She sees no benefit from this. The city would really have to show her how she would by this vacation. She has lived in her house for over 26 years and feels that is worth something. The committee agreed with Mr. Doss and will pull this off the agenda and leave information as is for Rail Road Street. There being no further business, the meeting adjourned at 4:41 pm with a motion from Ms. Evans Seconded by Ms. Chamberland All yes Respectfully submitted, Jackie Bain Executive Assistant

City Manager's Report

MEMORANDUM TO: City Council CC: Jackie Bain, Executive Assistant/Clerk FROM: City Manager DATE: October 4, 2022RE: Manager's Report Duke Energy Gas Line Replacement Project Update – Duke Energy remains on schedule to complete the gas line replacement by November. Most of the project is out of downtown Milford and upper Lila Avenue/US 50. Five Points Landing Park Update – The project is scheduled to go out for bid at the end of October. It is expected that the ground-breaking and construction activity will commence in late November. The City anticipates that the park project will be completed and fully operational by late summer 2023.2023 Clermont County Paving Program – The City submitted a letter of interest in participating in the program. The program will provide cost savings for the City. In the next several weeks, the City will meet with representatives from the Clermont County Engineer's office to go over the street paving list for upcoming bid purposes. Economic Development – The City is working with potential developers on sites located at Rivers Edge, Chamber Drive, and downtown Milford. These developments include multi-family, recreational, and restaurant investment opportunities. Activity

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continues at 910 Lila Avenue with Peter Gaietto and Associates (PG&A) regarding possible light manufacturing and increased employment opportunities. Fall Festival – The City Fall Festival returns from hiatus this Saturday from 2 pm to 5 pm behind Pattison Elementary. STANDING COMMITTEE MEETINGS None at this time REMINDERS October 12 – Planning Commission Meeting at 6:00 pm. October 18 - City Council Meeting at 7:00 pm. October 25 – 2023 Budget Meeting – 5:00 pm.

Police Department

This report summarizes the various activities and functions of the Milford Police Department during the month of September. TRAINING • All members of the Department completed the annual Ethics training. • An in-service firearms training was conducted. • Officer Dennis attended the HCPA monthly dive team training. • Officers Dennis and Chastain completed the two-week OPOTA Instructor Skills Course. • Officer Thomas Brown was released from field training • Officer Ralph Hodges was released from field training NOTABLE OCCURRENCES • An elderly victim was paying a bill online and received a pop-up notification that her Microsoft account had been compromised. The victim withdrew \$18,000 from her bank when she believed she was dealing with a legitimate representative and attempted to transfer the funds, to fix her account. The scammer tried to talk the victim into sending the money through a Bitcoin ATM, but the victim was unable to follow the process. The victim did purchase \$4,000 in Apple and Nordstrum Gift Cards and relayed their info to the scammer before the victim’s daughter found out about the theft. Officer Mell found all the gift cards to be at a zero balance, the bank address to be a random home in California, and the phone number used to have a Buffalo NY area code. Investigations will be asked to see if any suspect information can be obtained through either the phone number or the gift card transactions. • A caller reported a possible impaired driver who had struck a curb in a business on the Milford Parkway and left the scene. Officer Kenney located the vehicle and subsequently arrested the driver for a third offense OVI and open containers. • We’ve continued to see a resurgence in catalytic converter thefts. ADMINISTRATIVE • The body worn cameras were delivered and are scheduled for deployment in November COMMUNITY RELATIONS • Several officers attended the annual Heroes Day at Pattison Elementary. • C.P.A. started on September 5th • Officer Brown gave a safety presentation at Millions of Dreams pre-school • Officer Mell is scheduled to meet with employees of Cristian Family Credit Union in October to go over proper procedures in the event of a robbery. Officer Mell is planning to develop a lesson plan to offer all our banks and to offer an annual robbery training in October, or whenever requested. • The Wyler Driven Project was held on September 25th. • Chief Mills attended a ribbon cutting ceremony at the Staybridge Hotel. • The annual By Golly’s/ROI golf outing fundraiser for the MPCP was held on September 24th. • There were four citizen compliments received during the month. OUTSIDE MEETINGS AND ASSOCIATIONS • Chief Mills attended the monthly meeting of the Clermont County Chiefs of Police Association.

Fire and Ems Report

Chief Baird reported extend welcome and congratulations to Mr. Pacheco and to Mr. Parrish and look forward to working with each of them. OneOhio Opioid committee – both Milford Police and Fire Departments along with Miami Township and the Clermont County Recovery Center have been involved for years on a grant-based outreach program. Fire Fighters Club closed the year raising about \$3,300. Since the last council meeting the department was notified that they are to receive FEMA Fire Prevention and Safety Grant \$55,234. To help install smoke and carbon monoxide detectors for the residences of the city who would want them. The department will work with the City Manager to identify the areas of the city that we should properly target within the next two years. This is their first Fire Prevention and Safety that they have received. Council members congratulated the Chief/MCFD for this great achievement and this service to offer the residents of the city.

Council Comments

Ms. Russell made a motion to go into Executive Session pursuant to section 3.05 of the Milford City Charter ORC 121.22G3 regarding a conference with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action. Ms. Chamberland seconded the motion Mr. Parrish abstain All others yes

New Business:

Ordinances and Resolutions

22-639 Resolution Approving Participation in Region 14 Governance Structure Under The OneOhio Memorandum of Understanding Ms. Russell made a motion to adopt Seconded by Ms. Chamberland Mr. Parrish abstain All others yes

Old Business none at this time

Adjourn: There being no further business to come before the City Council; the Regular meeting was adjourned into Executive Session at 7:26pm. Council returned from Executive Session and adjourned from Regular Session at 8:27pm with a motion from Ms. Chamberland Seconded by Ms. Cooper All yes

Jackie Bain, C.P.T.

Lisa Evans, Mayor