

RECORD OF PROCEEDINGS

Minutes of

Regular Meeting

Meeting

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

February 15, 2022

Held _____ 20 _____

The Council of the City of Milford met in Council Chambers at 745 Center Street at 7:00pm on February 15, 2022.

Mayor Evans then 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, Ted Haskins, Kyle Mitchell, Janet Cooper, Benjamin Redman, Kim Chamberland, City Manager Michael Doss and Law Director Mike Minniewar. The public was able to view via Facebook live and via ICRC TV broadcast.

Proclamation: Neighbor2Neighbor – Proclaim February 15, 2022 as Neighbor2Neighbor day in the City of Milford.

BZA Appointments:

Law Director Mike Minniewar explained the process for the appointment of 3 applicants to the BZA. A motion will be made for a slate of three. Then seconded. And if there is an additional council person and who would like to nominate a different slate of three, then that would be determined as slate B. And we will go on until there are no more nominations. Then a discussion in which council members will discuss the rational, reason for their upcoming vote. Then the Clerk Jackie Bain will call the role. And then a council member will vote for either slate A or B. Ms. Chamberland nominated for slate A – Brook Shanks, Kodi Sargent and David Monroe. Mr. Haskins seconded the nomination. Mr. Redman made a nomination for slate B – Brooke Shanks, Phillip Raines and David Monroe Seconded by Ms. Cooper. No other nominations were made. Mr. Redman, Ms. Chamberland and Ms. Russell discussed their reasons for their nominations. Roll call: Mayor Evans – slate A, Vice Mayor Russell – slate A, Mr. Haskins – slate A, Ms. Chamberland – slate A, Mr. Redman – slate B, Ms. Cooper – slate B, Mr. Mitchell – slate A. Law Director Minniewar will swear in the following at the next BZA meeting: Brooke Shanks, Kodi Sargent and David Monroe.

Presentation: State of the City – power point presentation by City Manager Michael Doss

Proceedings: Approve the City Council Regular Meeting Proceedings from February 1, 2022 Ms. Russell made a motion to approve. Seconded by Ms. Chamberland All Yes

Financial Statements: Adopt the December Financial Reports Ms. Russell made a motion to approve. Seconded by Ms. Chamberland All Yes Receive the January Financial Reports Ms. Russell made a motion to approve. Seconded by Ms. Chamberland All Yes

Public Comments: None at this time

Standing Committee Report:

Public Services Committee Meeting Minutes February 11, 2022Ms. Chamberland called the meeting to order at 4:00 p.m. Present: Kim Chamberland, Ted Haskins, Kyle Mitchell Staff: City Manager, Michael Doss, Finance Director, Pat Wirthlin, District Chief James Nickell, District Chief Miles Miller and Executive Assistant, Jackie Bain Visitors: Aaron Rourke, ODNr, DNAP, SW Ohio Scenic Rivers Manager Appointment of Committee Chairperson: Kyle Mitchell made a motion to appoint Kim Chamberland as Committee Chairperson. Seconded by Ted Haskins. All yes Approval of Minutes: The committee members read and approved the January 3, 2022 Public Services Committee Minutes DISCUSSION: DUKE ENERGY PROPOSAL: NEW LIGHTING FOR DOWNTOWN MAIN STREET Mr. Doss presented the committee with information regarding the decorative streetlights around the downtown area. The proposed agreement is to make the lights consistent in illumination, energy efficient, inviting and safe for all the patrons who visit our downtown area, especially in the evening. The agreement included Duke Energy to replace 44 lights. There were several options and payment plans reviewed. Option A was suggested with a one lump sum payment of \$54, 439.27. The Committee Agreed to Recommend that the Law Director Draft an Ordinance Authorizing an Agreement with Duke Energy for Outdoor Lighting in the amount of \$54,439.27 Seconded by Mr. Haskins All yes CEMETERY MAINTENANCE AND MOWING BID/CONTRACT Mr. Doss presented the bid information for Cemetery Grounds Maintenance for 2022. There was a mandatory pre-bid meeting on January 28, 2022 and A&A was the only company that attended. We received one bid which was from A & A Lawncare. The bid for 1 year came in a \$77,000 and a three-year bid in the amount of \$257,500 was also submitted. There was discussion of 1- or 3-year option, and the committee agreed based upon staff suggestion that a 1-year contract would be favorable and to bid out again next year to see if the cost of doing business has decreased. The Committee Agreed to

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Recommend That the Law Director Draft an Ordinance Authorizing an Agreement With A&A Lawncare And Landscaping for Cemetery Grounds Maintenance for One-Year in The Amount Of \$77,000 Seconded by Mr. Haskins All Yes DISCUSSION: CDBG APPLICATION RE: JIM TERRELL PARK CANOE/KAYAK LAUNCH PROJECT Mr. Doss discussed with the committee an opportunity where we could help fund a new canoe and kayak launch at Jim Terrell Park. To consider an application for \$55,000 in Grant Funds with a \$50,000 match from the City. This grant, if awarded, would not start until 2023. Mr. Doss reviewed proposed concept designs of Terrell Park and the canoe and kayak launch site, which is about a \$300,000 project. If this application is considered, we would then get a resolution that would commit the \$50,000 of city funds to help support the construction of this project. Ms. Pat Wirthlin discussed with the committee what is currently budgeted and how if this grant was to come through it would help bring the budget down. The committee reviewed information regarding water rescue and the difficulty in getting the equipment down to the river. Currently when there are difficulties, they must move their rescue down to Kelley Nature Preserve. The Boat launch will be used for rescue purposes only. There are issues with the area washing out quite a bit. There is private property in that area that is used for their customers and people are using this property to get in and out of the river. We have a lot of comments given to us on why we cannot do something like Kelley Nature Preserve. With that in mind we will try to help drive this concept. The Ohio Department of Tourism indicated that we are at 150% increase in outdoor tourism. Public Comment/Mr. Aaron Rourke - ODNR/Local Scenic River Manager Mr. Rourke spoke about suggestions that they would like to see along the State and National Scenic River. Mr. Rourke presented some slides to reference in Greene County of limestone slabs with a bed of gravel access to the river which is consistent with Scenic River values. Its cost was somewhere between \$50,000 to \$70,000 and was completed before Mr. Rourke started. Mr. Rourke spoke about the private property owner/Mr. Mark Bersani, who operates Loveland Canoe and Kayak, who also have a satellite location called River Dogs, where the current concrete slab is located. Mr. Rourke stated that Mr. Bersani is open to collaboration. Mr. Bersani is a member of Mr. Rourke's 10-member advisory council of local citizens who help him with local knowledge and connections. Mr. Rourke discussed Mr. Bersani's recommendations for boat access. He is open to the fire departments from Miami Township and the City of Milford to use his land. He suggested using Mark Bersani's property for our rescues and create a limestone and gravel ramp instead of a concrete ramp is not consistent to Scenic River values. The committee asked Mr. Rourke if the ramp at Kelley is consistent to Scenic River values? Mr. Rourke stated that the regular process for any publicly funded project within 1000 feet of the river, on either side, a 2,000-foot belt width, plus the width of the river. That is not in a municipality, gets a look see by him and he has certain standards which he tries to adhere to. We never just say No to a project in the 1000-foot corridor. They find some type of collaborative compromise agreement. His counterpart on the Federal level, Hector Santiago, with the National Wild and Scenic Rivers Program, does have jurisdiction in the cities. He will ask Mr. Rourke how he would like the project to look like, because he has to permit it. Since there will be work in the water, you will have to get a Corp of Engineers Permit and an Ohio EPA Permit. Those two entities way on Hector, to give the high sign. And they wait for his conditions to come through to include those in his permit. So, when Mr. Rourke talked to Hector, he already forwarded the notice of this meeting and will follow up with him regarding the City of Milford wanting a more Kelley Nature Preserve like access. Eventually you will work through him and he will keep in touch with Mr. Rourke. This will probably be the way that this gets through the regulatory process. The committee asked if he is looking for something using natural materials rather than concrete. He said yes. MCFD District Chief Nickell spoke that it is very nice that Mr. Bersani allows them to use the private access to the river. However, it is very difficult to finagle the truck down this little, narrow ramp to lower the boats that are on the trailers that cannot get down to all the way. The problem is that the trucks get stuck because it was not wide enough. Something has to be done to where it is a wide ramp accessible for water rescue trucks to serve immediate rescue with no time delay. Time is of the essence. This discussion has been ongoing for years. The ramp that the city is suggesting would make it appropriate for all. Mr. Doss stated that one of the challenges that we have is that if we put public funds to widen it is on private property and our residents cannot use it. Plus, we are adding to an existing concrete slab and making it larger. The current location for the project is on city property and we have control over it. We can address the safety concerns with this project. We recognize the increase in usage and providing a safe accessible point for all and to accommodate Safety Services in the City is the purpose in trying to achieve this grant. It is contingent upon receiving an Ordinance from City Council. *The Committee Agreed to Recommend That the Law Director Draft A Resolution Making an Application for Community Block Grant in The Amount Of \$55,000 With the City Providing \$50,000 Financial Match Seconded by Mr. Haskins All yes* DISCUSSION: A PROPOSED ORDINANCE RE: AMENDING APPROPRIATION ORDINANCE 2021-113Finance Director Pat Wirthlin presented information regarding Amending Appropriation Ordinance 2021-113The committee reviewed a list of proposed amendments to the City's 2022 appropriations. The total increases amount to approximately \$725K. Most of the amendments represent re-appropriations (carry-overs) from 2021 for unfinished projects. This means that the effect on the budget is minimal for those items. These changes put the City's total budget at \$23 million, the largest budget yet. The City is leveraging grants and growing its tax base. *The Committee Agreed to Recommend That the Law Director Draft an Ordinance Amending Appropriations Ordinance 2021-113 By Increasing the Individual Items as Listed on The Attached Chart Totaling \$724,847 Seconded by Mr. Haskins All yes* DISCUSSION: A PROPOSED RESOLUTION RE: ADVANCEMENT OF TAXES FROM THE CLERMONT COUNTY AUDITOR Finance Director Pat Wirthlin brought to the committee's attention that The City annually requests that the county advance real

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estate tax receipts and other County sources as the funds become available. This allows the City to receive these taxes more in line with "as earned." Without such a request, the City would receive taxes twice a year (July and November).*The Committee Agreed to Recommend That the Law Director Draft A Resolution Requesting the County Auditor to Make Advance Payments of Taxes During the Year 2022 Pursuant to Ohio Revised Code Section 321.34. Seconded by Mr. Haskins All yes* There being no further business, the meeting adjourned at 5:05 p.m. with a motion from Ms. Chamberland, Seconded by Mr. Haskins. All yes Respectfully submitted, Jackie Bain, Executive Assistant

City Manager’s Report – none at this time

Police Department Report

This report summarizes the various activities and functions of the Milford Police Department during the month of January. **TRAINING** All sworn officers were assigned 10 officer safety videos in the Police One Academy on-line training module. All members reviewed our Biased Based Policing General Order and took a proficiency test. Officer Dennis attended Dive/Recovery Team training. Officer Yearly attended Clermont Co. S.R.T. training. Sgt. West started S.T.E.P. on January 31st.**NOTABLE OCCURRENCES** Uniformed officers assisted the FBI with a search warrant. The suspect called 911 the next day to report his own suicide. Officers responded and found the man deceased from a gunshot wound.119 Main (Milford Parlor) received a suspicious call regarding questions on business safe money drops from someone claiming to be with the Milford Police Department. Officers performed CPR on an overdose run at 501 Edgecombe. The Crisis Intervention Team was called out twice during the month to assist emotionally disturbed individuals. Edgecombe Apartment. After receiving no answer at the door, officers forced entry as an unknown male jumped out an open window. The female refused to cooperate with officers and the case was closed. • Officers responded to a large disturbance at the Oakwood Apartments. The report was forwarded to the Investigative Unit for possible charges. **ADMINISTRATIVE** • Chief Mills presented a proposed lateral entry policy to the Personnel Commission and Safety Services. • An intern from the University of Cincinnati started on January 12th and will be with us through the month of March (one day a week). • A suspect resisted a lawful arrest after being confronted over outstanding warrants. He was charged with obstructing official business, resisting arrest and driving under suspension. The suspect plead guilty to all charges at his initial appearance and received 105 days. An administrative review found the officers’ use of force within Department policy and training. • CALEA file maintenance and final preparations for the on-site in March has begun. Off-site review will begin in February. **COMMUNITY RELATIONS** • The Miami Woods HOA provided lunch to the Police Department. • No Shave November/December raised \$338 for the American Cancer Fund. • Officers assisted a stranded subject and provided a courtesy transport to CPD District 3 due to frigid temperatures. • MMART completed two shifts. • Planning for National Night Out has begun. This year’s event will be held at Scene 75 in Miami Township. **OUTSIDE MEETINGS AND ASSOCIATIONS** • Chief Mills attended a meeting with representatives of Duke Energy to prepare for a gas main replacement. • Chief Mills attended the monthly Clermont County Chiefs’ Association meeting.

Fire and Ems Report – none at this time

Council Comments

Mr. Redman asked Mr. Doss if there were any updates from Duke regarding updates on the work that will take place on Main Street. Mr. Doss replied that he believes that Duke will be reaching out on a one on one basis with businesses and residents this month. Mr. Doss will follow up and get a status on when they are going to reach out with those that are directly impacted by the work that will be done on Main Street. Mayor Evans gave a shout out to the Service Department for their work done on the last snow and ice storm.

New Business:
Ordinances and Resolutions

- 22-127

Ordinance Authorizing an Agreement with Duke Energy Ohio, Inc for the Purchase and Installation of Outdoor Lighting Ms. Russell made a motion to suspend the rules and read by title only. Seconded by Ms. Chamberland All yes Ms. Russell made a motion to adopt Seconded by Ms. Chamberland All yes
- 22-128

Ordinance Authorizing an Agreement With A&A Lawncare And Landscaping for the Greenlawn Cemetery Grounds Maintenance Ms. Russell made a motion to suspend

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- the rules and read by title only. Seconded by Ms. Chamberland All yes Ms. Russell made a motion to adopt Seconded by Ms. Chamberland All yes
- 22-129** Ordinance Amending Appropriations Ordinance 2021-113 Ms. Russell made a motion to suspend the rules and read by title only. Seconded by Ms. Chamberland All yes Ms. Russell made a motion to adopt Seconded by Ms. Chamberland All yes
- 2022-631** Resolution to Authorize the City Manager to submit to the Clermont County Board of Commissioners a Grant Application for The Jim Terrell Park Canoe/Kayak Launch Project the Ms. Russell made a motion to adopt Seconded by Ms. Chamberland All yes
- 2022-632** Resolution Authorizing Request for Advancement of Taxes from The Clermont County Auditor Ms. Russell 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; Ms. Evans adjourned the meeting at 8:17pm with a motion from Ms. Chamberland Seconded by Ms. Cooper All yes



Jackie Bain, C.P.T.



Lisa Evans, Mayor