



# **Village of Milan**

## **Regular Council Meeting**

### **August 22, 2018**

The August 22, 2018 Regular Meeting was called to order with the Pledge of Allegiance by Mayor Richard Maloney.

Roll call: Barber – yes, Crosby - yes, Jenkins - yes, Rospert – yes, Smith – yes, Shafer - yes. Also present: Mayor Richard Maloney, Fiscal Officer Scott Palmer, Administrator Brian Rospert, and attorney Jim Barney.

Motion by Barber, seconded by Crosby to approve the Minutes of the July 25, 2018 Council Meeting. Vote – all in favor, motion carried.

Motion by Rospert, seconded by Barber to approve the Council bills for the period of July 26<sup>th</sup> – August 21<sup>st</sup>, 2018. Vote – all in favor, motion carried.

Motion by Barber, seconded by Jenkins to approve the Utility bills for the period of July 26<sup>th</sup> – August 21<sup>st</sup>, 2018. Vote – all in favor, motion carried.

#### **CITIZEN PARTICIPATION**

Greg Cumston with the car show Cruisin on the Square discussed the starting and ending times for the show. Greg asked for the show to run from 4:00pm to 8:00pm. Pam Crosby spoke with a majority of the business merchants and most felt it was not right to close the streets before 5:00pm and they were trying to come up with a compromise. Greg asked council to decide based on what is good for the entire community.

Motion by Barber, seconded by Jenkins, to change the start time for the car show to 4:30pm starting immediately. Roll call: Barber-Yes, Crosby-Abstain, Jenkins-Yes, Rospert-Yes, Smith-Yes, Shafer-Yes.

Greg Cumston also asked permission for the Cub Scouts to use the square on September 19<sup>th</sup> from 5:30pm to 8:30pm for their annual carnival.

Motion by Barber, seconded by Crosby, to allow the Cub Scouts to use the square on September 19<sup>th</sup> from 5:30pm to 8:30pm with proper insurance. Vote – all in favor, motion carried.

Scott Palmer spoke on behalf the Friends of the Library and Lori Bennet to get permission to have the Scarecrows on the Square for the month of October and to use the Square for the Pumpkin/Harvest Fest on October 20<sup>th</sup>. After some confusion on what group is hosting these events it was decided to table until the September council meeting.

Vivian Crecelius thanked council for the response to their letter. She asked about the issues they brought up in their letter and the building codes. Brian Rospert stated that they are following all codes. She brought up a picture posted on the neighbor's Facebook page taken from her neighbors' upstairs bedroom that shows part of their house and wanted to know who took the picture. Brian stated that the homeowner took the picture. Vivian also brought up the window placement on house and thought it was ridiculous. Brian stated that all windows met the building code. Mayor Maloney explained to Vivian that the issues she is currently having are between her and her neighbor and not council. All building codes were followed so there is nothing council can do regarding her issues with her neighbor.

## **OLD BUSINESS**

**Streets, Sidewalks and Storm Sewers** – RMH Concrete returned to complete the sidewalk projects for this year. The Street Department did all the necessary dirt work and lawn restoration for this project.

**Safety** – None

**Finance** - None

**Regional Planning, Building Codes & Inspection** – Update on the property located at 76 Edison Drive on the Notice of Violation and Property Maintenance Code. On August 13<sup>th</sup> at 2:00pm there was status conference with Judge Tone. It was reported to Judge Tone that work on the property did not start until 2 days prior so Judge Tone has set this Notice for Violation for trial with the date and time to be determined. Brian had a conversation with the property owner who said he was committed to finishing the work by mid-September. As soon as a date is determined for trial, the property owner will be given this date to complete the work or the village will go forward with the trial.

The front porch and repairs at 1 E. Front Street have been completed and meet the requirements of the Notice of Violation.

Update on 30 Broad Street. Brian and Tyson had a conversation with the property owner who stated that he received a final payment from the insurance company and he intends to raze the structure possibly by the end of August.

**Utilities** – The Village signed the contract with Kelstin, Inc. out of Shelby, Ohio for the Wastewater Treatment Plant Phase II Project. They have 210 days to complete the project from the date the contract is signed.

Update on the Orion Project, Main Lite Electric was awarded the Electrical Distribution Clearance Improvements for the Orion Project in the amount of \$362,000. Their bid came in higher than the anticipated engineering estimates of \$300,000. NASA and R.P.T.S. Express were able to get the additional funds through the Ohio DSA for the cost overruns. The contractor has until November 30<sup>th</sup> to complete the project. A pre-construction meeting was held on August 22<sup>nd</sup>. During the meeting Larry Dickerhoff from R.P.T.S. Express said that he needed to put in a change order with NASA for the cost overruns and if that did not work he would go to Ohio DSA. Brian made it clear to Larry that the Village of Milan is not/will not be responsible for any cost overruns and that the Village will not sign any contract with R.P.T.S. Express until we receive a letter from them stating that they are responsible for any and all cost overruns. Main Lite Electric and Davey Tree Company will be starting work on September 4<sup>th</sup>.

GPD Group who is the engineering company for the project gave an original quote for the project of \$45,100. After the work was completed they put in a change order of \$28,250. None of the additional work was approved. GPD Group would like R.P.T.S. Express to put in a change order for the additional amount.

The next meeting with all parties is scheduled for August 29<sup>th</sup> to walk the route.

Village employees from the administration, utility department and water department have continued working with Ohio RCAP on our Asset Management Plan. They have received all of the information they have requested.

Update on the Notice of Violation Letter from the Ohio EPA where we were found to be in Violation of Maximum Contaminant Level for TTHM (Trihalomethanes) on June 20<sup>th</sup>. On August 7<sup>th</sup> we installed an aeration system to our tower with the help of Erie County Water and Practical Inspections. We sampled our water at five locations on August 14<sup>th</sup> for our required EPA testing for TTHM. We should have these results returned to us the week of August 27<sup>th</sup> from MASI Labs. Everything seems to be working well.

The Purchase Agreement was signed by the Village and the buyers for the Water Treatment Plant. The Closing is scheduled for September 9<sup>th</sup> at Hartung Title Agency.

**Civic Contacts** – We have been in communications with the Garden Club for their Blue Star Memorial. They will have their Memorial Marker Dedication Ceremony on October 7, 2018 at 2:00pm in the Village Square.

**Parks and Tree** – None

**Records Commission** – None

### **NEW BUSINESS**

**Streets, Sidewalks and Storm Sewer** – The Street Department has been busy with picking up trash, performing general maintenance on the equipment, cold patching holes in the roadway, mowing, sweeping streets, spraying weeds, trimming hedges and trimming trees. The yellow curbs and crosswalks were painted throughout town and removed/replaced a leaking salt spreader motor on the Sterling Dump Truck.

At the end of July, there was an accident at the intersection of Williams Street and U.S. 250 where there was damage done to a Village guardrail. At Mayors Court on August 15<sup>th</sup>, the

individual who did the damages agreed to make full restitution with the Village. We contracted with Lake Erie Construction to make the necessary repairs in the amount of \$2,746. This work will be completed prior to Labor Day.

The 2019 Erie County Salt Contract was awarded to Morton Salt (the only bidders) and the pricing came in at \$77.28 per ton delivered. This year's contract with Morton Salt was for \$39.71 per ton delivered. We have about 200 tons left on this year's contract that runs through December 31, 2018 and we have about 180 tons in stock. We will capitalize on this year's pricing and purchase the remainder of our 2018 order by the end of the year.

**Safety** – Officer Harbaugh resigned on August 14<sup>th</sup> and Officer Perry will be resigning after the Melon Festival therefore Police Chief Meister is requesting to fill a part time officer position with Matthew Knott. Motion by Barber, seconded by Smith, to hire Matthew Knott as a part time officer with a starting salary of \$12.00 per hour and with the first year under probation. Vote – all in favor, motion carried.

The Village Street, Electric and Water Department members attended a Huron County Safety Council meeting on August 16<sup>th</sup>. The topic was fire prevention and code enforcement.

**Finance** – None

**Regional Planning, Building Codes & Inspection** – The Zoning Inspector issued two deck permits, one fence permit and one sign permit over the past month.

The Zoning Inspector issued a Notice of Violation letter to 45 Liberty Street for a dumpster in their front yard. The dumpster has been relocated out of the front yard.

**Utilities** – The Water/Wastewater Department has sent out late notices for backflow prevention inspections to affected businesses, finished their annual residential valve cleaning and operating program and performed their second set of lead and copper testing.

With the assistance of the Electric Department they relocated the Autocon and Auto Dialer from the Water Treatment Plant to the Electric Barn. This move was made since the Village Water Plant is being sold.

The Electric Department hired Roe's Tree Service to remove several trees by their power lines, they built a pump control panel for the recirculation pump and installed the pump in the water tower, worked on the electrical upgrade in Sleepy Hollow, hung the Melon Festival banners, prepped their electrical equipment for the festival and have been working with the Township on their elevator project.

Under Legislation tonight we have a Resolution to apply for an Ohio Public Works Commission State Capital Improvement Grant. This year we would like to apply for upgrades to our Grit Chamber Room at the Wastewater Treatment Plant. The proposed Grit Washer system would reduce the amount of grit and create a safer environment for our workforce. This Resolution will have to be passed by Emergency due to the time limits placed on the application period. Richland Engineering is preparing the engineering cost estimates and the grant application for the Village. The estimated cost of this project according to Richland Engineering is approximately \$100k. The likelihood of getting a grant goes up when we are able to put in

matching funds. It is recommended that \$50k from our Sewer Replacement Fund be committed to this project to increase our chances for getting the grant.

Motion by Barber, seconded by Jenkins, to use \$50k from the Sewer Replacement Fund to match funds for the Ohio Public Works Grant. Roll call: Rospert-Yes, Smith-Yes, Shafer-Yes, Barber-Yes, Crosby-Yes, Jenkins-Yes.

**Civic Contacts – None**

**Parks and Trees –** Roe’s Tree Service was contracted to remove several dead trees on Front Street, Center Street, Chippewa Drive, and Church Street and to deadwood an Oak Tree on Huron Street. This work will begin mid-September.

**Records Commission – None**

**Citizens Property Maintenance Commission – None**

**Communications – None**

### **UNFINISHED BUSINESS**

None

### **LEGISLATION**

Ordinance – Next number will be 740-08-18

Resolution – Next number will be 598-08-18

### **AN ORDINANCE AUTHORIZING THE MILAN VILLAGE ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH PERKINS TOWNSHIP, OHIO TO PURCHASE A STREET SWEEPER**

Motion by Barber, seconded by Rospert, to bring this ordinance to its second reading by title only. Roll call: Barber-Yes, Crosby-Yes, Jenkins-Yes, Rospert-Yes, Smith-Yes, Shafer-Yes.

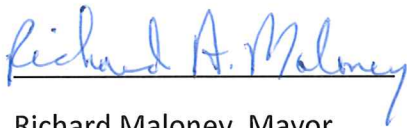
### **A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED AND DECLARING AN EMERGENCY**

Motion by Barber, seconded by Jenkins, to suspend the rules. Roll call: Jenkins-Yes, Rospert-Yes, Smith-Yes, Shafer-Yes, Barber-Yes, Crosby-Yes.

Motion by Barber, seconded by Rospert, to adopt by title only as an emergency. Roll call: Rospert-Yes, Smith-Yes, Shafer-Yes, Barber-Yes, Crosby-Yes, Jenkins-Yes.

### **ADJOURNMENT**

Motion by Jenkins, seconded by Barber to adjourn tonight's meeting. Vote - all in favor.  
Motion carried.

Handwritten signature of Richard A. Maloney in blue ink, written over a horizontal line.

Richard Maloney, Mayor

Handwritten signature of Scott Palmer in blue ink, written over a horizontal line.

Scott Palmer, Fiscal Officer