

Village of Milan

Regular Council Meeting

July 26, 2017

The July 26, 2017 Regular Meeting was called to order with the Pledge of Allegiance by Mayor Steven Rockwell.

Roll call: Barber - yes, Maloney - yes, Brown - yes, Crosby - yes, Gilliam - yes, Glovinsky - yes. Also present: Mayor Steven Rockwell, Fiscal Officer Scott Palmer, Administrator Brian Rospert, and Solicitor Randy Strickler.

Motion by Barber, seconded by Maloney to approve the Minutes of the June 21, 2017 Council Meeting. Roll call: Barber - yes, Maloney - yes, Brown – yes, Crosby - yes, Gilliam – yes, Glovinski - yes. Motion carried.

Motion by Maloney, seconded by Brown to approve the Council bills for July. Roll call: Barber - yes, Maloney - yes, Brown – yes, Crosby - yes, Gilliam – yes, Glovinski - yes. Motion carried.

Motion by Barber, seconded by Brown to approve the Utility bills for July. Roll call: Barber-yes, Maloney-yes, Brown – yes, Crosby-yes, Gilliam-yes, Glovinski – yes. Motion carried.

CITIZEN PARTICIPATION

Cindi Rospert from the Bicentennial Committee gave a progress update. Everything moving along well. Plaque order forms are starting to come in, t-shirts should be ready for sale starting on or about August 1st. They purchased a banner and Dan Shupe donated a sign and would like permission to put both in the town square. Also asking council to waive solicitation fee to go door to door and hang plaque order forms.

Motion by Barber, seconded by Brown for permission to put the banner and sign in the town square. Roll call: Barber-yes, Maloney-yes, Brown-yes, Crosby-yes, Gilliam-abstain, Glovinski-yes. Motion carried.

Motion by Brown, seconded by Barber to waive the solicitation fee of \$25. Roll call: Barber-yes, Maloney-yes, Brown-yes, Crosby-yes, Gilliam-abstain, Glovinski-yes. Motion carried.

Bill Harris from the Melon Festival Committee gave a progress update. Planning is going very well. The next committee meeting will be on Sunday August 6th, 6pm, at the Milan Library (downstairs). Starting in August, meetings will be held every Sunday. The 2017 Milan Melon Festival Agreement between the Village of Milan and the Melon Festival Committee was signed by all required parties.

The Boy Scouts were in attendance as part of their requirement to earn the citizenship of the community merit badge.

Vivian Crecelius spoke regarding the new building being constructed at 43 Center Street. It's very close to the 80 year old stone church and the 100 year old library. She was told that this was considered a business district and inquired as to the use of the building. There is also a small blue storage shed that is 11 ft. from the sidewalk which she feels is too close and the structure is unattractive. Mayor Rockwell responded that the plans were well reviewed by the zoning inspector and that all regulations were followed. The small blue storage shed will be removed once construction is finished on the new building. Vivian referenced an article from USA Today regarding historic towns that referenced Milan and voiced her disagreement with the zoning decision. She stated the new building does not fit in with downtown and the existing architecture and asked how this is considered a business district. Administrator Brian Rospert said that the zoning inspector Tyson Metz could not attend the meeting but submitted a letter regarding the new building and that it met all zoning requirements. Brian said that the building will be used as a small auto service business. He also referred to a district map that showed the area of the business district. Vivian stated that she felt the village should have protected the other residents on the street by not allowing the project. She also asked council to make sure that the landscaping is done very well to soften the look of the building and to also review the zoning laws to keep this from happening again.

Bill LaVine spoke regarding the new building at 43 Center Street. Asked why this was allowed. Mayor Rockwell responded that we have to follow the zoning rules and regulations. The property owner followed all of the zoning laws so the Village could not deny the permit.

Carla Rospert stated that she agreed with Mrs. Crecelius and Mr. LaVine that the structure was too large for its location and does not look right. She also stated that the Village is not doing enough regarding blighted properties and made reference to the property next to hers. She feels there should be a better timeline for clean-up. Solicitor Strickler stated that a complaint was filed with the court in May and to call Erie County Clerk of Courts to obtain additional information on the complaint.

OLD BUSINESS

Streets, Sidewalks and Storm Sewers - RHM Concrete started the sidewalks and curb replacement project the week of July 10th and finished all projects the week of July 17th. The Street Department performed all the backfilling and seeding of the sidewalks and curbs. This was a cost savings in the amount of \$1,498.00.

Erie Blacktop suggested that we hold off with the pavement project on Park Street on the Square until after the Melon Festival.

Precision Paving is scheduling the Wilcoxson and Elm Street project for the first two weeks of August. The township met and agreed to pay for one half of the cost for Elm Street.

Safety - We are scheduled to have the Safe Routes to School, Scope Review Meeting with ODOT District 3 on August 15th at 10:00 AM at the Administration office. ODOT will be sending representatives from Design, Construction, Real-estate, Utilities and Environmental to this meeting. Council members are more than welcome to attend.

The 20 MPH Speed Limit signs were ordered for Broad Street, Oak Street, Huron Street, Swan Street and Liberty Street. We received the order this week and we hope to have them installed within the next week.

Finance - None

Regional Planning, Building Codes & Inspection - Update on 6 Old State Road on their intentions regarding their Accessory Building and Zoning Violations. Our Solicitor was scheduled to have a preliminary meeting with the owner Dr. Walke and Huron County Court on July 24, 2017. Dr. Walke did not show up for the status conference and the Judge agreed to give Dr. Walke a second chance. The status conference will be rescheduled for August 21st. If Dr. Walke does not attend the rescheduled conference the Judge will allow Solicitor Strickler to file a motion for judgement against Dr. Walke.

Update on 1 E. Front Street on the Notice of Violation and Property Maintenance Code, specifically the condition of the front porch and the much needed repairs. Solicitor Strickler is currently drafting another verified complaint that will need to be signed by Administrator Rospert. This will be filed with the court within the next two weeks.

Utilities – The Waste Water Treatment Plant Improvements Advertisement for Bid was posted in the paper on July 5th and 12th. There was a Pre-Bid meeting on July 13th at 10:00 am at the Wastewater Treatment Plant and Bids were accepted up until the time of opening on July 21, 2017 at 10:30 AM. We had a total of three bidders for this project. Richland Engineering made a recommendation to hire Northbay Construction with a total base bid of \$165,768, alternate bid of \$13,234, for a total bid of \$179,002. Administrator Rospert asked to forgo the alternate bid of \$13,234 because the work can be done by the Village. He also asked council to hire Richland Engineering for contract administration and construction observation and inspection due to the fact that we have not worked with Northbay Construction and Richland has worked with them in the past. Total cost of project will be \$191,332 with an addition amount of \$8,668 for any change orders.

Motion by Brown, seconded by Glovinski to accept the base bid by Northbay Construction. Roll call: Barber-yes, Maloney-yes, Brown-yes, Crosby-yes, Gilliam-yes, Glovinski-yes. Motion carried.

Motion by Brown, seconded by Glovinski to hire Richland Engineering for contract administration and construction observation and inspection. Roll call: Barber-yes, Maloney-yes, Brown-yes, Crosby-yes, Gilliam-yes, Glovinski-yes. Motion carried.

Civic Contacts - The Chautauqua event held on the Village Square was a huge success. We received numerous compliments from the visitors, our community members, Village businesses and the Ohio Humanities. The committee members held a meeting after the event and they were in agreement that they will petition for this event in the future. Mayor Steve Rockwell thanked all of the members on the committee for their hard work and organizing a fantastic event.

The Antique Festival held on July 9th drew a large crowd to our Village. Pam Crosby stated she had 40 dealers which was more than prior years.

Parks and Tree - Roe's Tree Service was in the last week of June to remove several trees on Edison Drive, Main Street, Huron Street, Sleepy Hollow Drive and Lockwood Road.

Records Commission - The Records Commission met on July 11, 2017 at 3:45 PM where we discussed the resignation of Mary Basterash, the appointment of Nancy Justice and that Scott Palmer is now a member as the Fiscal Officer. Our previous Solicitor Vickie Ruffing notified the Village that she had several boxes of old Village records. Village employees went to her office and secured the records. The records will be stored and sorted in our Records Retention area.

NEW BUSINESS

Streets, Sidewalks and Storm Sewer – The Street Department has been busy with picking up trash, yard waste and brush, patching holes in the roadways, performing general maintenance on the equipment, mowing, cleaning catch basins and general day to day operations.

On July 10th we had water back up into the basement of the Administration Office due to the heavy rainfall. We were able to avert any serious water damage since we caught the issue early on. Upon further investigation it was deemed that the primary sump pump quit working. The emergency backup sump pump couldn't keep up with the water level. Milan Contractors replaced the primary sump pump on July 12th.

ODOT is scheduling repairs of the intersection of Church Street and Main Street in October. They plan to mill out 2" of asphalt, perform full depth repairs where needed and replace it with 2" of surface coat. The Village will assist with this project with traffic control and payment of approximately \$3,600.00 for the full depth repairs.

Safety - None

Finance – None

Regional Planning, Building Codes & Inspection - The Zoning Inspector has continued to work with USGS with their recording equipment station that will be located on North Main Street by the Huron River and he issued two fence permits over the past month.

Utilities – OMEGA JV1 sent a resolution for approval of the discontinuation and disposition of certain diesel facilities. The participants held their annual meeting and voted to sell the equipment and we are required to pass the below resolution to complete.

RESOLUTION OF THE OHIO MUNICIPAL ELECTRIC GENERATION AGENCY JOINT VENTURE 1 (OMEGA JV1) RESOLUTION 17-07-227JV1. APPROVAL OF THE DISCONTINUATION AND DISPOSITION OF CERTAIN DIESEL FACILITIES OF OMEGA JV1. WHEREAS, OHIO MUNICIPAL ELECTRIC GENERATION AGENCY JOINT VENTURE NO. 1 (OMEGA JV1) OWNS, OPERATES AND MAINTAINS CERTAIN ELECTRIC GENERATING UNITS AND FACILITIES, AND WHEREAS, AMP STAFF HAS ADVISED THE OMEGA JV1 PARTICIPANTS THAT BENEFICIAL OPERATION OF THOSE UNITS AND

FACILITIES IS NO LONGER FEASIBLE DUE TO LICENSING, OPERATING CONDITIONS, AND OTHER CAUSES BEYOND OMEGA JV1 CONTROL.

Motion by Barber, seconded by Brown to approve the sale of OMEGA JV1 assets. Roll call: Barber-yes, Maloney-yes, Brown-yes, Crosby-yes, Gilliam-yes, Glovinski-yes. Motion carried.

The Electric Department was busy over the past month where they energized the new transformer on Audrey Lane, installed new cut-outs on the new primary at Melanie and Sleepy Hollow intersection, performed battery maintenance at the south substation, repaired a secondary line at 1716 Seminary Rd, re-lamped the Village Square, installed a temporary service for the Chautauqua event, rebuilt cut-outs and primary power routing on Lockwood Rd, removed several branches off of the primary wires and trimmed branches off of the primary lines on Perrin Rd. They were called out on June 23rd for an outage on Seminary Rd. A large limb came down on the primary lines was the cause. They were able to have the power reenergized within two hours.

The Water and Wastewater Department was busy cleaning and turning residential valves, they met with contractors at the WWTP for the pre-bid meeting and were called out for a phase failure alarm at the Indian Acres lift station.

Civic Contacts - Chief Meister is recommending that Council give permission to SoundOff Signal for the use of the Village Square on Thursday September 14th from 8:00 AM – 4:00 PM. This company will be hosting an event with their StateWide Emergency Products for their bluePRINT Control Systems. This control system is a designed product that automates emergency lighting and siren performance functions, which improves officer safety and efficiency. They will have 1 to 2 tents set up, tables and chairs, police demonstration vehicles and are expecting 80-100 people to attend.

Motion by Brown, seconded by Gilliam to allow SoundOff to use the Village Square for demonstration purposes on September 14th. All in favor. Motion carries.

Parks and Trees - None

Records Commission – The next scheduled meeting for the Records Commission will be on December 19th at 3:45 PM.

Citizens Property Maintenance Commission – None

Unfinished Business

None

Legislation

Ordinance – Next number will be 717-07-17

Resolution – Next number will be 588-07-17

**AN ORDINANCE FOR CONSENT LEGISLATION FROM ODOT
WHEREAS, THE STATE HAS IDENTIFIED THE NEED FOR THE**

DESCRIBED PROJECT: TO PERFORM CONCRETE REPAIRS ON SR 113 FROM SR 601, SOUTH MAIN STREET, TO US 250. TO PERFORM RESURFACING ON US 250 FROM THE VILLAGE LIMIT, WEST CHURCH STREET/SHAWMILL ROAD, TO THE END OF THE VILLAGE CORPORATION LIMIT, AN AREA APPROXIMATELY 1100 FEET SOUTH OF THE HURON COUNTY LINE. APPROXIMATELY 1100 FEET IS CONCRETE REPAIRS WITHIN THE VILLAGE. APPROXIMATELY 4900 FEET OF THE RESURFACING IS IN THE VILLAGE. OVERALL THE RESURFACING ON US 250 GOES FROM THE NORTH NORWALK CORPORATION LIMIT TO A PAVEMENT JOINT JUST SOUTH OF BOGART ROAD. THIS PROJECT IS CURRENTLY SCHEDULED FOR THE SUMMER OF 2018 CONSTRUCTION SEASON AND DECLARING AN EMERGENCY.

Motion by Brown, seconded by Barber to suspend the rules. Roll call: Barber-yes, Maloney-yes, Brown-yes, Crosby-yes, Gilliam-yes, Glovinski-yes. Motion carried.

Motion by Barber, seconded by Brown to adopt by title only as an emergency. Roll call: Barber-yes, Maloney-yes, Brown-yes, Crosby-yes, Gilliam-yes, Glovinski-yes. Motion carried.

AN ORDINANCE GRANTING THE DIRECTOR OF TRANSPORTATION AUTHORITY TO MAINTAIN STATE HIGHWAYS, APPLY STANDARD LONGITUDINAL PAVEMENT MARKINGS AND ERECT REGULATORY AND WARNINGS SIGNS ON STATE HIGHWAYS INSIDE VILLAGE CORPORATION. GIVING CONSENT OF THE VILLAGE TO THE PLOWING OF SNOW AND USE OF ABRASIVES FOR ICE CONTROL UNDER THE SUPERVISION OF THE DIRECTOR OF TRANSPORTATION, STATE OF OHIO AND DECLARING AN EMERGENCY.

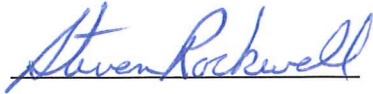
Motion by Brown, seconded by Maloney to suspend the rules. Roll call: Barber-yes, Maloney-yes, Brown-yes, Crosby-yes, Gilliam-yes, Glovinski-yes. Motion carried.

Motion by Maloney, seconded by Barber to adopt by title only as an emergency. Roll call: Barber-yes, Maloney-yes, Brown-yes, Crosby-yes, Gilliam-yes, Glovinski-yes. Motion carried.

Motion by Glovinski, seconded by Gilliam to enter into Executive Session to discuss Personnel status of Investigation RC 121.22(G)(1), Unknown actions to be taken. Roll call: Barber-yes, Maloney-yes, Brown-yes, Crosby-yes, Gilliam-yes, Glovinsky-yes, motion carried.

Motion by Barber, seconded by Glovinski to return to Regular Session. Roll call: Barber-yes, Maloney-yes, Brown-yes, Crosby-yes, Gilliam-yes, motion carried.

Motion by Barber, seconded by Brown to adjourn tonight's meeting. All in favor, motion carried.

A handwritten signature in blue ink, reading "Steven Rockwell", written over a horizontal line.

Steven Rockwell, Mayor

A handwritten signature in blue ink, reading "SP", written over a horizontal line.

Scott Palmer, Fiscal Officer