



**Village of Milan**  
**Regular Council Meeting**  
**August 25, 2021**

August 25, 2021 Regular Council Meeting was called to order with the Pledge of Allegiance by Mayor Pam Crosby.

Roll call: Rospert – yes, Taylor – yes, Shafer – yes, DeLand – yes, McIlrath – yes, Bickley – yes.

Also, present: Mayor Pam Crosby, Fiscal Officer Cathy Ramey, Administrator Brian Rospert, and Attorney Jim Barney.

Motion by Rospert, seconded by Shafer, to approve the Revised Minutes of the July 28<sup>th</sup> Regular Council Meeting. Roll Call: Bickley – yes, Taylor – yes, Shafer – yes, DeLand – yes, McIlrath – yes, Rospert – yes.

Motion by McIlrath, seconded by Bickley, to approve the Minutes of the August 12<sup>th</sup> Public Hearing (2022 Tax Budget). Roll Call: DeLand – yes, Bickley – yes, McIlrath – yes, Rospert – yes, Taylor – yes, Shafer – yes.

Motion by Bickley, seconded by Rospert, to approve the Minutes of the August 12<sup>th</sup> Special Council Meeting. Roll Call: McIlrath – yes, Taylor – yes, Shafer – yes, DeLand – yes, Bickley – yes, Rospert – yes.

**CITIZEN PARTICIPATION**

Dan Stott with the Milan Cub Scouts emailed in asking for the use of the Village Square on Thursday September 16<sup>th</sup> from 6:00 pm – 8:00 pm for a carnival and recruiting event.

Motion by DeLand, seconded by Rospert, to approve the Milan Cub Scouts the use of the Village Square on Thursday September 16<sup>th</sup> from 6:00 pm – 8:00 pm. Roll Call: McIlrath – yes, Taylor – yes, Shafer – yes, DeLand – yes, Bickley – yes, Rospert – yes.

Amy Bowman-Moore with Erie Metro Parks was in to notify the Village that at the last Metro Park Board Meeting, the board rescinded their Resolution to tear down the Warehouse and the first draft lease is with Administrator Brian Rospert and going forward they will need a time line.

Resident Mary Bruno questioned Solicitor James Barney on her public records request for his bills for the last 2 years and why he redacted them.

## **CITIZEN PARTICIPATION – cont.**

Solicitor Barney responded that he has an ethical duty to keep his clients information confidential and that he researched the Ohio Revised Code and the Ohio State Supreme Court's decision on that and that is why he redacted what he did. She then wanted to know why the solicitor's bills were as much as they were from the beginning of his time with the village. She noted there were multiple times the Administrator corresponded with the solicitor and she doesn't feel like the solicitor should review every contract and emails. Resident Bruno also asked how the 3.6 million dollar electrical upgrade was going to be funded, she then proceeded to say that Council is required to go to the Sunshine Law or have a designated person to go. Councilpersons Rospert and DeLand stated they attended. Resident Bruno added that Councilperson DeLand stated "we don't know everything about this job." Councilperson DeLand interjected saying she did not word it that way that "they were not accountants or lawyers, but they are the people who stepped up and rely on the people who do studies for accurate information." Resident Bruno continued with Council not knowing their job and that the rate study isn't difficult to read. Councilperson DeLand stated they are not CPA's and it is not in their job description to be CPA's that they rely on the rate study and discussions. Resident Bruno told Councilperson DeLand not to be hostile towards her and Councilperson DeLand said she is defensive and not hostile, that she feels they are being attacked at every Council meeting. Councilperson DeLand said she did not put in a petition in to run for election in the fall and said only two people put in, where are all these people who are more knowledgeable? Councilperson also stated that the Council members work extremely hard. Discussion then was directed from Bruno to Administrator Rospert about the water rate increase and rate study. Administrator Rospert said water was doubled for the township residents in 1989 and is researching why it was like this. He also stated that the electrical upgrade funding will be evaluated once they get to a certain point. Councilperson Rospert responded to resident Bruno to the Solicitors fee, it is the cost of doing business in the Village of Milan right now and with the horrendous public records request received this year and the pending litigation, the Admin team did their due diligence to make sure everything is good and felt that they needed to be reviewed.

## **OLD BUSINESS**

**Streets, Sidewalks and Storm Sewers** – C-K Excavation installed a new 6" storm sewer line to a catch basin on Edison Drive.

**Safety** – Parts are on back order for the Walk/Don't Walk push buttons and the Rapid Flasher Beacons for the Elementary School crosswalk. Ten (10) reflective delineators were installed at the curve on Main Street.

**Finance** – None

**Regional Planning, Building Codes & Inspection** – None

**Utilities** – The North Substation Phase I Electrical Transformer Project is in the final stages.

**Civic Contacts and Historical Preservation** – The Village of Milan two new welcome signs are built and are being installed.

**Parks and Tree** – None

**Records Commission** – None

**Citizens Property Maintenance** – None

### **NEW BUSINESS**

**Streets, Sidewalks and Storm Sewer** – Departments are prepping for the Melon Festival.

**Safety** – None

**Finance** – Fiscal Officer Cathy discussed financial reports given to Council which includes the Bank report, Bank Reconciliation, Statement of Cash and the R.I.T.A. revenue comparison. Fiscal Officer Ramey has spoken to multiple people and has two firms that she will meet with to discuss the Village investments, once she has information she will meet with Council to discuss. Officer Ramey discussed her findings on the question from resident Bruno about the sale of the water plant and where the money was deposited. The money was deposited into the Street Fund in which Officer Ramey could not find legislation on why the money was deposited in that fund. Officer Ramey has spoken to the State Auditors on her findings and over the next month will adjust it into the proper fund. Officer Ramey applied for the American Rescue Act and the Village was notified that the Village will receive \$139,000.00 plus from that grant. A new fund will be created for this money.

Councilperson Rospert discussed the Finance meeting held on Tuesday August 24<sup>th</sup> for the purchase of a police vehicle. The Committee recommended Council to purchase the 2021 Chevy Tahoe from Tim Lally Chevrolet for the total of \$48,528.50 and to be taken out of the Capital Improvement Fund, Officer Ramey will decide at a later time if the Police department will be paying it back. If purchased at this time it not only guarantees the Village a vehicle it will save the Village \$1200 - \$2000.

Motioned by Rospert, seconded by Taylor to approve the Council Bills for the period of July 28<sup>th</sup> – August 25<sup>th</sup>. Roll Call: Shafer – yes, DeLand – yes, Bickley – yes, McIlrath – yes, Rospert – yes, Taylor – yes.

Motioned by McIlrath, seconded by Shafer, to approve the Utility Bills for the period of July 28<sup>th</sup> – August 25<sup>th</sup> Roll Call: McIlrath – yes, Taylor – yes, Shafer – yes, DeLand – yes, Bickley – yes, Rospert – yes.

**NEW BUSINESS – cont.**

Motioned by Bickley, seconded by Rospert, to approve the Financial Reports as presented for this month. Roll Call: Taylor – yes, Shafer – yes, DeLand – yes, Bickley – yes, Rospert – yes, McIlrath – yes. Councilman Bickley thanked Fiscal Officer Cathy Ramey for the great job she has done in simplifying the reports and the accuracy in them.

**Regional Planning, Building Codes & Inspection** – A building permit for an accessory building and a fence permit was issued to 10 Old State Road. Administrator Rospert recommended Council to enter into an agreement with Huron Township Building Department.

**Utilities** – Liquid Engineering inspected the inside of the water tower on August 9<sup>th</sup>, report showed that the tower is in good working order and recommended another inspection in three to five years.

The House Bill 168, Water & Sewer Quality Program grant funding opportunity was due on August 18<sup>th</sup> so application was applied for funding on three of the following projects. The North Edison Drive water main replacement in the amount of \$39,643.00, the Elm Street water main looping project in the amount of \$48,149.00, and the South Edison Drive water main looping project in the amount of \$53,927.00. 10% out of the Water Replacement Fund will be the Village contribution towards the grant. Administrator Rospert commended Pat Schwan with Richland Engineering for his help on short notice.

Motion by McIlrath, seconded by Shafer, to approve the Village Administrator to apply for House Bill 168 Water & Sewer Quality Program grant funding and make this motion retroactive back to August 18, 2021, due to the timeliness of the grant application period. Roll Call: McIlrath – yes, Taylor – yes, Shafer – yes, DeLand – yes, Bickley – yes, Rospert – yes.

Franklin Sanitation was in to clean the lift and recirculation wet well on August 10<sup>th</sup> in preparation of installing the new pump. The new pump was installed shortly after the cleaning.

Power outages that were restored was on Sleepy Hollow Road, 204 and 206 South Main due to tree limbs.

**Civic Contacts** – None

**Parks and Trees** – Several trees in Indian Acres are being looked at by a contractor.

**Records Commission** – Next Records Commission meeting will be in December 2021.

**Citizens Property Maintenance Commission** – None

**Communications** – None

**UNFINISHED BUSINESS** – None

**LEGISLATION**

Ordinance – Next Number will be 800-08-21

Resolution – Next Number will be 615-07-21

**AN ORDINANCE AMENDING THE ZONING CODE OF THE VILLAGE OF MILAN REGARDING SOLAR ENERGY SYSTEMS.**

Motion by McIlrath, seconded by DeLand, to bring the Ordinance to its second reading by title only. Roll Call: Rospert – yes, Taylor – yes, Shafer – yes, DeLand – yes, McIlrath – yes, Bickley – yes.

**AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR AND FISCAL OFFICER TO ENTER INTO A CONTRACT WITH TIM LALLY CHEVROLET, INC. FOR THE PURCHASE OF ONE 2021 CHEVROLET TAHOE POLICE PURSUIT VEHICLE FOR THE VILLAGE OF MILAN POLICE DEPARTMENT AND DECLARING AN EMERGENCY**

Motion by Rospert, seconded by McIlrath, to suspend the rules. Roll Call: Rospert – yes, Taylor – yes, Shafer – yes, DeLand – yes, McIlrath – yes, Bickley – yes.

Motion by DeLand, seconded by Shafer, to adopt by title only as an emergency.

Roll Call: Bickley – yes, Taylor – yes, Shafer – yes, DeLand – yes, McIlrath – yes, Rospert – yes.

**AN ORDINANCE AUTHORIZING THE HURON TOWNSHIP BUILDING DEPARTMENT TO EXERCISE THE ENFORCEMENT AUTHORITY AND TO ACCEPT PLANS AND SPECIFICATIONS AND MAKE INSPECTIONS FOR THE VILLAGE OF MILAN NON-RESIDENTIAL BUILDING DEPARTMENT AND AUTHORIZING AN AGREEMENT FOR ENFORCEMENT BETWEEN THE VILLAGE OF MILAN AND HURON TOWNSHIP AND DECLAIRING AN EMERGENCY.**

Motion by Taylor, seconded by DeLand, to suspend the rules. Roll Call: Taylor – yes, Shafer – yes, DeLand – yes, Bickley – yes, Rospert – yes, McIlrath – yes.

Motion by McIlrath, seconded by Shafer, to adopt by title only as an emergency.

Roll Call: Shafer – yes, DeLand – yes, Bickley – yes, McIlrath – yes, Rospert – yes, Taylor – yes.

**AN EMERGENCY ORDINANCE TO ACCEPT THE MATERIAL TERMS OF THE ONE OHIO SUBDIVISION SETTLEMENT PURSUANT TO THE ONE OHIO MEMORANDUM OF UNDERSTANDING AND CONSISTENT WITH THE TERMS OF THE JULY 21, 2021 NATIONAL OPIOID SETTLEMENT AGREEMENT**

Motion by Shafer, seconded by Bickley, to suspend the rules. Roll Call: Rospert – yes, Taylor – yes, Shafer – yes, DeLand – yes, McIlrath – yes, Bickley – yes.

Motion by Rospert, seconded by McIlrath, to adopt by title only as an emergency. Roll Call: DeLand – yes, Taylor – yes, Shafer – yes, Rospert – yes, McIlrath – yes, Bickley – yes.

**AN ORDINANCE TO PROVIDE FOR ADDITIONAL APPROPRIATIONS FROM THE GENERAL FUND AND OTHER FUNDING SOURCES AND AN INCREASE IN ESTIMATED RESOURCES AND FURTHER APPROVING CASH TRANSFERS BETWEEN FUNDS, AND DECLARING AN EMERGENCY**

Motion by Bickley, seconded by Shafer, to suspend the rules. Roll Call: Bickley – yes, Taylor – yes, Shafer – yes, DeLand – yes, McIlrath – yes, Rospert – yes.

Motion by DeLand, seconded by Bickley, to adopt by title only as an emergency. Roll Call: Taylor – yes, Shafer – yes, DeLand – yes, Bickley – yes, Rospert – yes, McIlrath – yes.

**A RESOLUTION ESTABLISHING AN AMERICAN RESCUE PLAN ACT FUND FOR THE VILLAGE OF MILAN AND DECLARING AN EMERGENCY**

Motion by McIlrath, seconded by Taylor, to suspend the rules. Roll Call: DeLand – yes, Bickley – yes, McIlrath – yes, Taylor – yes, Shafer – yes.

Motion by Taylor, seconded by Shafer, to adopt by title only as an emergency. Roll Call: McIlrath – yes, Taylor – yes, Shafer – yes, DeLand – yes, Bickley – yes, Rospert – yes.

**A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR AND DECLARING AN EMERGENCY**

Motion by Rospert, seconded by McIlrath, to suspend the rules. Roll Call: Shafer – yes, DeLand – yes, Bickley – yes, McIlrath – yes, Rospert – yes, Taylor – yes.

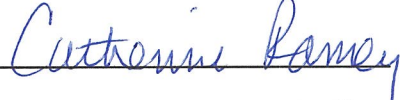
Motion by Rospert, seconded by McIlrath, to adopt by title only as an emergency.  
Roll Call: Taylor – yes, Shafer – yes, DeLand – yes, Bickley – yes, Rospert – yes, McIlrath – yes.

**Questions for Next Meeting – None**

**Adjournment**

Motion by Bickley, seconded by McIlrath, to adjourn tonight’s meeting.  
Roll call: DeLand – yes, Taylor – yes, Shafer – yes, Rospert – yes, McIlrath – yes, Bickley – yes.

  
Carla Rospert, Council President

  
Catherine Ramey, Fiscal Officer