

**Regular Council Meeting
October 10th, 2012**

The meeting of the October 10th, 2012 Council Meeting was called to order with the Pledge of Allegiance by Mayor Steven Rockwell.

Roll call: Barber, Basterash, Fox, Maloney, Weilnau, Wolf. Absent-Wolf. Also present- Acting Administrator Kevin Ackerman and Solicitor Vickie Ruffing.

Motion by Maloney, seconded by Fox to approve the minutes of the September 26th, 2012 Council Meeting after correcting the legislation to read AN ORDINANCE AMENDING PART ONE, TITLE FIVE, CHAPTER 151, SECTION 151.07 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF MILAN. Vote-all yeas, motion carried.

Motion by Fox, seconded by Barber to authorize the October 10th, 2012 Council Bills in the amount of \$42,258.91. Vote-all yeas, motion carried.

Motion by Fox, seconded by Barber to approve the October 10th, 2012 Utility Bills in the amount of \$16,826.79. Vote-all yeas, motion carried.

Citizens Participation

Fernando Ybarra was in attendance asking if Council had time to look into the situation behind the north side of the square. The Street and Finance Committees told him after carefully accessing the situation, there is nothing the Village can do to help, there is no money to put or assist with putting a road in. Ybarra then asked about the street light he feels is on private property that the Village is paying for. The Mayor told him the Village doesn't feel it is on private property; therefore the Village is right in paying for the light. Ybarra would like to see the survey the Village used when installing the lamp.

OLD COMMITTEE BUSINESS

Street, Sidewalks and Storm Sewers-The last brush pickup was October 1st.

The Street Department cab and chassis was delivered October 4th, and is now at Kalida Equipment for the installation of the dump box. The truck should be street ready by late October.

Safety-None

Finance None

Regional Planning, Building Codes and Inspections-None

Utilities-The AMP line clearing crew has begun clearing the primary electric lines. The starting point was at the Water Treatment Plant.

Civic Contact and Historical Preservation-None

Parks and Trees- Roe's Tree Service has removed the remaining 2 trees and stumps in the Square.

NEW COMMITTEE BUSINESS

Streets, Sidewalks and Storm Sewers-The last yard waste pickup will be October 15th.

Safety-The yellow striping in Indians Acres will be discussed with the Chief and Street Department.

Finance- Motion by Fox, seconded by Weilnau to increase the zoning fee to \$175.00 from the old price of \$100.00. Roll call: Maloney-yes, Weilnau-yes, Wolf-yes, Barber-yes, Basterash-yes, Fox-yes, motion carried.

Motion by Weilnau, seconded by Basterash to amend the ordinance allowing the administrator to spend up the \$50,000.00 without going out for bid. This new amount replaces the old amount of \$25,000.00, and was adopted by the Ohio Revised Code on September 28th, 2012. Roll call: Barber-yes, Basterash-yes, Fox-yes, Maloney-yes, Weilnau-yes, Wolf-yes, motion carried.

Motion by Weilnau, seconded by Fox to change the call out ordinance to reflect all other Village employees receive time and a half after an 8 hour shift. Roll call: Barber-yes, Basterash-yes, Fox-yes, Maloney-yes, Weilnau-yes, Wolf-yes, motion carried.

Motion by Weilnau, seconded by Basterash to authorize the Fiscal Officer to pay for Dennis Benesh's vision and dental through his open enrollment period as discussed in March of this year. The total amount the Village will be reimbursing Benesh is \$236.51. Benesh is not on Village insurance. Roll call: Barber-yes, Basterash-yes, Fox-yes, Maloney-yes, Weilnau-yes, Wolf-yes, motion carried.

The Solicitor stated the Fiscal Officer would like the ordinance for call out to include the portion that call outs may be used to satisfy the 85.5 hours worked at straight time pay for police. Weilnau said it should be written the way the Fiscal Officer feels comfortable with. It was stated by the Administrator and Solicitor that the Fiscal Officer had no problem with how Council decided to go with the ordinance, but she wanted everything completely spelled out as she is accountable to the Auditors. The ordinance has been tabled until the Fiscal Officer can be present.

Regional Planning, Building Codes and Inspections-None

Utilities-None

Civic Contact and Historical Preservation-Joe Henry, longtime Milan resident and friend passed away peacefully yesterday. Mr. Henry is survived by his wife Jeanette and daughter Jennie.

The Administrator has been asked if the Village would sponsor a giving tree for Christmas to help those less fortunate. This would not interfere with church or state. The Administrator will look into the process and distribution.

Parks & Trees- The ODNR has extended its grant program for the removal of the ash trees affected by the emerald ash borer, private property owners included. Applications are available at the Administration Building and the library.

UNFINISHED BUSINESS

LEGISLATION

AN ORDINANCE AMENDING ORDINANCE NO. 575-03-12 TO AUTHORIZE AND DIRECT THE TRANSFER OF ADDITIONAL MONIES TO VARIOUS FUNDS. Motion by Maloney, seconded by Fox to adopt by title only. Roll call: Barber-yes, Basterash-yes, Fox-yes, Maloney-yes, Weilnau-yes, Wolf-yes. Motion carried, Ordinance no. 585-10-12

AN ORDINANCE AMENDING PART ONE, TITLE FIVE, CHAPTER 151, SECTION 151.07 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF MILAN, OHIO. Motion by Fox, seconded by Barber to place this ordinance on its second reading by title only, with the change reverting back to 8 hours per day. The Fiscal Officer will look at the other verbiage before the third reading. Roll call: Barber-yes, Basterash-yes, Fox-yes, Maloney-yes, Weilnau-yes, Wolf-yes, motion carried.

AN ORDINANCE AMENDING ORDINANCE NO. 583-09-12 AND ORDINANCE NO 584-09-12 DECLARING THE NECESSITY OF THE USE OF CAPITAL IMPROVEMENT FUNDS FOR THE ELECTRIC LINE CLEARING PROJECT AND DECLARING AN EMERGENCY. This ordinance corrects the amount the Village can spend from \$25,000.00 to \$50,000.00. Motion by Fox seconded by Maloney to suspend the rules. Roll call: Barber-yes, Basterash-yes, Fox-yes, Maloney-yes, Weilnau-yes, Wolf-yes, motion carried. Motion by Fox, seconded by Barber to adopt by title only as an emergency. Roll call: Barber-yes, Basterash-yes, Fox-yes, Maloney-yes, Weilnau-yes, Wolf-yes. Motion carried, Ordinance no. 586-09-12

Motion by Fox, seconded by Basterash to adjourn. Vote-all yeas, motion carried.

Steven Rockwell, Mayor

Mary Bruno, Fiscal Officer