

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 844-224-8338 FORM NO. 90043

ORDINANCE CM-23-54

Ordinance No. _____

Passed _____, 20____

AN ORDINANCE AMENDING SECTION 53.16 PLACING GARBAGE, REFUSE AND RECYCLABLES FOR COLLECTION OF THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF WEST MILTON, OHIO

WHEREAS, the Municipality of West Milton, Ohio has established its own refuse collection program within the Village of West Milton; and

WHEREAS, changes are necessary to provide the safest, best, and most cost-effective refuse waste collection service to West Milton residents; and

WHEREAS, the Municipality of West Milton, Ohio needs to make changes by adding and/or deleting language to Section 53.16.

NOW, THEREFORE, the Municipality of West Milton, Ohio hereby ordains as follows, that:

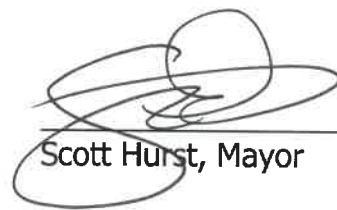
SECTION I: Section 53.16 of the West Milton Code of Ordinances is hereby amended to read as follows:

§53.16 PLACING GARBAGE, REFUSE AND RECYCLABLES FOR COLLECTION.

Garbage and Refuse and recyclables (if applicable) **containers** shall be placed for collection at the alley line where possible ***in the right-of-way, off of the street*** and at the curb line where necessary ***(greenspace if available)***. ***Unless approved by the Director of Service, refuse collection will NOT take place on nonresidential streets to include alleyways.*** Placement of garbage and refuse for collection shall be the responsibility of the householder, tenant, or **property** owner.

SECTION II: This Ordinance shall become effective from and after the earliest date permitted by law.

Passed this 10th day of October 2023.



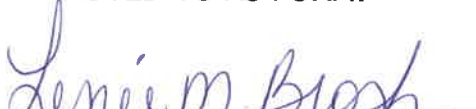
Scott Hurst, Mayor

ATTEST:



Laura J. Wright
Clerk of Council

APPROVED TO AS FORM:



Leneé M. Brosh, Director of Law

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 30043

ORDINANCE CM-23-55

Ordinance No. _____

Passed _____, 20____

AN ORDINANCE AMENDING SECTION 53.22(B) YARD WASTE DISPOSAL OF THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF WEST MILTON, OHIO

WHEREAS, the Municipality of West Milton, Ohio has established its own refuse collection program within the Village of West Milton; and

WHEREAS, changes are necessary to provide the safest, best, and most cost-effective yard waste collection service to West Milton residents; and

WHEREAS, the Municipality of West Milton, Ohio needs to make changes by adding and/or deleting language to Section 53.22(B) Yard Waste Disposal.

NOW, THEREFORE, the Municipality of West Milton, Ohio hereby ordains as follows, that:

SECTION I: Section 53.22(B) of the West Milton Code of Ordinances is hereby amended to read as follows:

§53.22 YARD WASTE DISPOSAL.

(B) Various private, commercial, and other parties may create various programs/composting facilities to dispose of yard waste. These programs/composting facilities must comply with the Department of Health's requirements, OEPA rules, the Ohio Administrative Code, and not violate West Milton's nuisance sections. The municipality may encourage voluntary per bag programs to dispose of yard waste through the private sector. The Municipality of West Milton may set dates for yard waste to be hauled by residents and dropped off at a site chosen by the Director of Service. The Municipality of West Milton will establish one day per week, Monday-Friday, for the collection of bagged yard waste, limbs, Christmas trees, etc. All yard waste to be collected **MUST** be bagged or bundled except for leaves that are collected during the annual leaf collection program. ~~Yard waste collection bags should~~ ***All loose yard waste set out for collection shall be placed in a bag*** made of paper and designed to hold ***both*** wet and dry materials ***without easily breaking open. Bags must be of a reasonable weight where one person can easily load the bag onto a truck or trailer for removal. Bags made of plastic will not be accepted. The Municipality may offer suitable yard waste bags to residents free of charge. The number of free bags given to each resident may vary and will be decided by the Director of Service.*** Bundles of yard waste such as sticks/branches shall be bundled (maximum of 5-foot lengths) and tied securely for easy collection/removal.

SECTION II: This Ordinance shall become effective from and after the earliest date permitted by law.

Passed this 10th day of October 2023.



Scott Hurst, Mayor

RECORD OF ORDINANCES

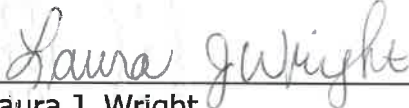
GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 90043

ORDINANCE CM-23-55

Ordinance No. _____


Passed _____, 20____

ATTEST:



Laura J. Wright
Clerk of Council

APPROVED TO AS FORM:



Leneé M. Brosh, Director of Law

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 30043

ORDINANCE CM-23-56

Ordinance No. _____

Passed _____, 20____

AN ORDINANCE AMENDING SECTION 53.03(D) STORAGE OF GARBAGE, REFUSE AND RECYCLABLES, OF THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF WEST MILTON, OHIO

WHEREAS, the Municipality of West Milton, Ohio has established its own refuse collection program within the Village of West Milton; and

WHEREAS, changes are necessary to provide the safest, best, and most cost-effective bulk refuse waste collection service to West Milton residents; and

WHEREAS, the Municipality of West Milton, Ohio needs to make changes by adding and/or deleting language to Section 53.03(D).

NOW, THEREFORE, the Municipality of West Milton, Ohio hereby ordains as follows, that:


SECTION I: Section 53.03(D) of the West Milton Code of Ordinances is hereby amended to read as follows:

§53.03 STORAGE OF GARBAGE, REFUSE AND RECYCLABLES.

(D) Any large refuse items that will not fit into the residential standard volume or low volume totes shall be considered Bulk Refuse. Normal bulk refuse will be collected once per week on the date chosen by the Director of Service. **Until curbside recycling is available, municipal staff shall encourage residents to self-deliver all cardboard to the recycling area for free disposal rather than set it out for bulk collection.** During high bulk refuse periods, additional days of collection could be added. Bulk refuse can consist of the following, but not limited to furniture, appliances, mattresses, box springs, televisions, etc. All smaller bulk items set out for collection should not be loose. These items should be boxed, bagged, or bundled. Loose metal or wood planks shall be bundled in three-to-five-foot lengths. Hazardous items will not be collected such as liquid paint, chemicals, and auto batteries, etc. Large rocks and concrete will not be collected. Bulk refuse will not be collected in alleyways. Bulk collection is not intended for entire residential clean-outs. The Director of Service has the authority to deny bulk collection if it is deemed that the bulk quantity is too large. Each household will be limited to ~~four~~ **a certain number of** bulk collections annually. **This number will be set by the Director of Service with advice from the Mayor, Council and the Municipal Manager, and be monitored/adjusted if needed. After the set number is reached, the Municipality reserves the right to refuse collection** or charge the householder a fee decided upon by the Director of Service ~~or~~ **and** the Municipal Manager.

SECTION II: This Ordinance shall become effective from and after the earliest date permitted by law.

Passed this 10th day of October 2023.



Scott Hurst, Mayor

RECORD OF ORDINANCES

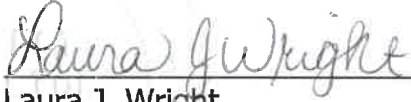
GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 80043

ORDINANCE CM-23-56

Ordinance No. _____

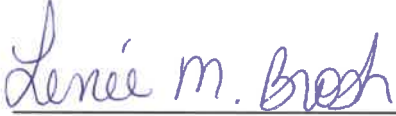
Passed _____, 20____

ATTEST:



Laura J. Wright
Clerk of Council

APPROVED TO AS FORM:



Leneé M. Brosh, Director of Law

RECORD OF RESOLUTIONS

Government Forms and Supplies (844) 224-3338 FORM NO. 30045

Resolution No. **RESOLUTION CM-23-58**

Passed _____, 20____

A RESOLUTION TO AUTHORIZE A CONTRACT WITH CHOICE ONE ENGINEERING FOR THE 571 TRAIL/MULTIMODAL PATH

WHEREAS, the Village has applied for and was awarded federal funds for the construction of a Multimodal path from the intersection of 571 and 48 east to Rachel Ann Boulevard; and

WHEREAS, engineering services are needed for but not limited to the following: Shared Path Design, Survey and ROW, Bridge and Geotechnical Design; and

WHEREAS, the project will be funded out of the Federal funds granted and the 2024 Operating Budget – Park Capitol Funds.

NOW, THEREFORE, Be it Resolved by the Council of the Municipality of West Milton, Ohio that:

SECTION I: The Council authorizes the Municipal Manager and Director of Service to contract with Choice One Engineering, Sidney, Ohio for a price not to exceed \$290,000.00.

SECTION II: The Municipal Manager and Director of Service are hereby authorized to execute all the proper documents and contracts required to complete said program.

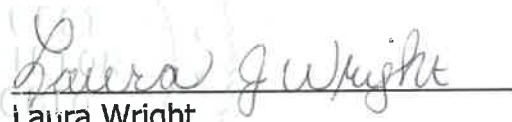
SECTION III: This Resolution shall take effect and be in force from and after its passage.

Passed this 10th day of October 2023




Scott Hurst, Mayor

ATTEST:



Laura Wright
Clerk of Council

APPROVED AS TO FORM:



Lenee' Brosh
Law Director

RECORD OF RESOLUTIONS

Government Forms and Supplies (844) 224-3338 FORM NO. 30045

RESOLUTION CM-23-59

Resolution No. _____

Passed _____

, 20____

A RESOLUTION AUTHORIZING MUNICIPAL MANAGER TO ENTER INTO A CONTRACT WITH TEAM EJP W. CARROLLTON, OHIO (AKA EJ PRESCOTT, INC.) TO INSTALL A NEW WATER METER CLOUD SYSTEM

WHEREAS, the Municipality of West Milton receives services from Team EJP W. Carrollton, Ohio (aka EJ Prescott, Inc.) for upgrades to software and servers, server hosting and cloud storage and FCC licenses for the Municipality's radio and tower frequencies; and

WHEREAS, the current meter cloud software has been used since 2014 and is now out of date and needs to be upgraded to a new system; and

WHEREAS, Team EJP W. Carrollton, Ohio (aka EJ Prescott, Inc.) has provided a quote for the new system in the amount of \$37,835.00 to install the system and provide services for the first year, and to provide upgrades and services for the following ~~three~~ ^{the} (4) years in the amounts of \$17,989.00, \$18,538.00, \$19,070.00 and \$19,644.00, ^{four} respectively; and

WHEREAS, the Municipal Manager is requesting that Council waive the formal bidding process for the purchase of the new system by an affirmative vote of five Council members pursuant to Section 33.18(A)(9)(c) of the West Milton Codified Ordinances based on the contract involving the services of a professional with special skills and training in this type of matter required for the servicing of specialized equipment owned by the Municipality; and

WHEREAS, the amount for the continuing four (4) years of service following the installation are above \$15,000.00, which requires Council approval pursuant to Section 33.18(A)(7) of the West Milton Codified Ordinances.

NOW THEREFORE, Be It Resolved by the Council of the Municipality of West Milton, Ohio that:

SECTION I: Council hereby waives the formal bidding requirement by an affirmative vote of five Council members pursuant to Section 33.18(A)(9)(c) of the West Milton Codified Ordinances.

SECTION II: The Municipal Manager is hereby authorized to enter into an agreement with Team EJP W. Carrollton, Ohio (aka EJ Prescott, Inc.) the amount of \$37,835.00 for the installation of a new water meter cloud system, including the annual fees for the four (4) years following the installation, in the amounts of \$17,989.00, \$18,538.00, \$19,070.00 and \$19,644.00, respectively

SECTION III: This Resolution shall take effect and be in full force from and after its passage.

Passed this 10th day of October 2023



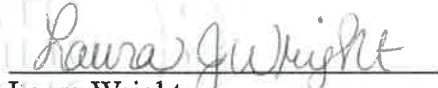
Scott Hurst, Mayor

RECORD OF RESOLUTIONS

Government Forms and Supplies (844) 224-3338 FORM NO. 30045


Resolution No. _____ Passed _____, 20____

ATTEST:



Laura Wright
Clerk of Council

APPROVED TO AS FORM:



Leneé M. Brosh
Director of Law

RECORD OF RESOLUTIONS

Government Forms and Supplies (844) 224-3338 FORM NO. 30045

RESOLUTION CM-23-60

Resolution No. _____

Passed _____

, 20____

A RESOLUTION TO APPROVE EMERGENCY REPAIRS AT THE WASTEWATER TREATMENT PLANT

WHEREAS, it is necessary to replace one failing thirty year old pump that serves the Nitrification Towers at the wastewater treatment plant (said pump has been rebuilt twice); and

WHEREAS, the chosen vendor will provide the make and model of the pump necessary to make this emergency repair swiftly; and

WHEREAS, due to this emergency, the Municipal Manager is asking Council to waive the informal bidding process located in Section 33.18(A)(3) of the West Milton Codified Ordinances; and

WHEREAS, the project will be funded out of the 2023 Operating Budget, Capital Projects. Said pump replacements were calculated into this budget.

NOW, THEREFORE, Be it Resolved by the Council of the Municipality of West Milton, Ohio that:

SECTION I: Council hereby waives the informal bidding requirement located in Section 33.18(A)(3) of the West Milton Codified Ordinances due to the repairs being an emergency.

SECTION II: Council approves the purchase of one Mody submersible pump from the chosen vendor that can provide said pump in a reasonable timeframe with a purchase amount not to exceed \$16,890.00 in total.

SECTION III: The Municipal Manager and/or the Director of Service are hereby authorized to locate the proper pump and execute all the proper documents required and to complete said purchase.

SECTION IV: This Resolution shall take effect and be in force from and after its passage.

Passed this 10th day of October 2023



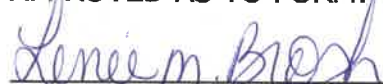
Scott Hurst, Mayor

ATTEST:



Laura Wright, Clerk of Council

APPROVED AS TO FORM:



Lenee' Brosh, Law Director

RECORD OF RESOLUTIONS

Government Forms and Supplies (844) 224-3338 FORM NO. 30045

RESOLUTION CM-23-61

Resolution No. _____ Passed _____, 20____

A RESOLUTION AWARDING A CONTRACT FOR THE CONSTRUCTION OF THE MIAMI STREET WATER MAIN REBID PROJECT

WHEREAS, the ^{Miami} Main Street Water Main REBID Project for the Municipality of West Milton was properly bid according to Chapter 33 of the Code of Ordinances and tentatively awarded to Outdoor Enterprise, LLC subject to final approval of funding pursuant to Resolution CM-23-38; and

WHEREAS, the funding for the Miami Street Water Main REBID Project has been approved, and Council can now award the contract for this project to Outdoor Enterprise, LLC, in the amount of \$1,849,355.00; and

NOW THEREFORE, Be it resolved by the Council of the Municipality of West Milton, Ohio that:

SECTION I: The Council hereby awards a contract to Outdoor Enterprise, LLC, for the Miami Street Water Main REBID project in the amount of \$1,849,355.00.

SECTION II: The Municipal Manager is hereby directed to execute all the proper documents relating to said project.

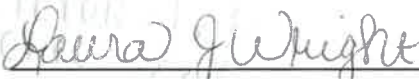
SECTION III : This Resolution shall take effect and be in full force from and after its passage.

Passed this 10 day of October 2023




Scott Hurst, Mayor

ATTEST:



Laura Wright, Clerk of Council

APPROVED AS TO FORM:



Leneé M. Brosh
Law Director