City of Montgomery City Council Business Session November 7, 2018 Present City Council Members Chris Dobrozsi, Mayor Brian Riblet, City Manager Terry Donnellon, Law Director Lynda Roesch, Vice Mayor John Crowell, Police Chief Lee Ann Bissmeyer Gary Heitkamp, Public Works Director Mike Cappel Tracy Roblero, Community Development Director Gerri Harbison Katie Smiddy, Finance Director Craig Margolis Matthew Vanderhorst, Community Information Service Director Ken Suer Ben Shapiro, Asst. Fire Chief Faith Lynch, Communications and Engagement Coordinator Connie Gaylor, Clerk of Council Kathi Ranford, Customer Service Representative

City Council convened in Council Chambers at 7: 00 p.m. for the Work Session with Mayor Dobrozsi presiding.

ROLL CALL

 Mayor Dobrozsi asked for a motion to dispense with the roll call since everyone was in attendance.

Mr. Margolis moved to dispense with the roll call. Mr. Cappel seconded. City Council unanimously agreed.

INTRODUCTION OF NEW CITY STAFF MEMBERS

Mr. Heitkamp, Public Works Director introduced two new Public Works employees, Travis Wolfe and Sam Lindsley.

Mr. Heitkamp stated that Travis began on October 1. Travis has an Associate Degree in Applied Science as an Automotive Mechanic Technician from Central Texas College and has a Class A CDL license. Travis served in the US Army from 2011-2014 achieving the rank of Sergeant. He served tours in Afghanistan for "Operation Enduring Freedom" as well as time in South Korea and led a unit that diagnosed and repaired light to medium diesel engines. He also led a unit that specialized in combat recovery and maintenance while serving in Afghanistan. Travis previously worked for Rumpke as a roadside mechanic. Travis has great experience in operating and repairing equipment. Travis also owns a small farm in Lynchburg. Travis indicated he is looking forward to working in the City park system and maintaining the infrastructure as well as working with all the City events.

Mr. Heitkamp stated that Sam Lindsley was hired as full-time employee on October 2, but was a seasonal employee this past summer and did an excellent job. He stated that Sam demonstrated a good work ethic and a natural inclination towards the values of our work culture. Sam is a 2018 graduate of Clermont Northeastern High School and is experienced as a horse caretaker and in property maintenance for a 57-acre horse farm. He was an Apprentice Automotive Technician working alongside a master mechanic assisting with transmission work, engine and brake repairs, motor swap and vehicle diagnosis. Mr. Heitkamp stated that Sam has a lot of experience operating various kinds of equipment. Sam served 6 years in the 4-H program and was captain of the boys' soccer and basketball program's. He stated that Sam is eager to learn about Montgomery's rich history and all the responsibilities of working in the Public Works Department.

City Council members welcomed Travis and Sam to the City.

Mayor Dobrozsi stated that he appreciated Travis' participation at the Harvest Moon festival by operating the tractor for the hay rides. Mayor Dobrozsi stated that he could tell that Travis was comfortable and interacted very well with the families. Mayor Dobrozsi stated that Public Works is like a family and Travis and Sam will make great additions.

Mr. Riblet stated that although the hiring process is exhausting, the City made a good selection in hiring both Travis

SPECIAL PRESENTATIONS

Ms. Roesch presented Mrs. Christy Felss with a Certification of Appreciation for her contributions to the City as a member of the Parks and Recreation Commission. Ms. Roesch stated that Ms. Felss has been an enthusiastic and faithful member of the Parks and Recreation Commission and will be greatly missed.

 Ms. Roesch presented Justin and Alicia Murphy with a Certification of Appreciation as the Fall Seasons of Beauty Winner by the Beautification and Tree Commission. Mr. and Mrs. Murphy were also presented with a picture of their beautifully decorated home. Ms. Roesch stated that the thought and care that went into their decorating is appreciated by their fellow neighbors on Zig Zag Road.

Mayor Dobrozsi presented Reverend Doctor David L. Bittinger with a Certification of Appreciation for his service as the City's Chaplain. Reverend Bittinger's service to the City cannot be overstated. He was a calm voice during the tragic death of Mike Brown. His gentle words and kind demeanor will be missed.

City Council members expressed sincere appreciation to all of the recipients for their time, effort and service to the City of Montgomery and its residents.

GUESTS AND RESIDENTS

<u>Steve Silverman – 7504 Golf Green Drive</u> – Mr. Silverman wanted to express his appreciation for this year's Concert at the Uni series. He stated that the three concerts have been outstanding as well as the reception at the Montgomery Inn. He stated that if you go to the reception it provides an opportunity to meet your neighbors. Mr. Silverman encourages everyone to go.

LEGISLATION FOR CONSIDERATION TONIGHT

Pending Legislation

An Ordinance Rezoning a Portion of Land Along Montgomery Road North of Hopewell Road to Sterling Point Drive and From Deerfield Road North to Pfeiffer Road to The Residential C Single and Two-Family District

Mr. Margolis moved for passage of Ordinance. Mr. Cappel seconded.

Mr. Margolis explained that information was previously supplied on the Ordinance that, if approved, will expand the Residential C District along Montgomery Road north of Hopewell Road to include other residential properties on both east and the west side which were not included in the separate Ordinance requesting approval of the application of the Robert Lucke Group to rezone a portion of the properties in the same area for a Planned Unit Development.

Mr. Margolis asked if there were any updates.

Ms. Roblero indicated there were no updates.

The roll was called and showed the following vote:

AYE: Cappel, Bissmeyer, Harbison, Dobrozsi, Roesch, Suer, Margolis
NAY:
(0)
ABSENT:
(0)

An Ordinance Creating the GRA Tax Increment Financing Fund

111 Mr. Suer moved for passage of the second reading of the Ordinance. Mr. Margolis seconded.

Mr. Suer stated that information was previously supplied that, if approved, will establish the Gateway Redevelopment Area Tax Increment Financing for receipt of tax increment financing fund to account for the debt proceeds for the construction of public improvements for the Gateway project.

Mayor Dobrozsi asked if there were any updates.

Ms. Smiddy stated there were no updates.

<u>Steve Silverman – 7504 Golf Green Drive – Mr. Silverman asked if there were any dollars associated with this Ordinance.</u>

Ms. Smiddy responded that the City has programmed an estimated amount of 6 million dollars into this line item because the City is still in negotiations with the development team. She stated that as those numbers are finalized they will be updated accordingly.

Mayor Dobrozsi added that this is just creating the fund for future expenses.

Mr. Silverman asked when the development process is complete is that an Executive Session process.

Mayor Dobrozsi responded that all legislation will be conducted in a public setting.

The roll was called and showed the following vote:

AYE: Harbison, Dobrozsi, Roesch, Suer, Margolis, Cappel (6)
NAY: (0)
ABSENT: Mrs. Bissmeyer (temporarily excused herself) (1)

An Ordinance Establishing the GRA Capital Construction Fund for Public Improvements in the Gateway Redevelopment Area

Mr. Suer moved for passage of the second reading of the Ordinance. Mr. Margolis seconded.

Mr. Suer stated that information has been previously supplied on this Ordinance that, if approved, will establish the GRA Capital Construction Fund to account for the debt proceeds for the construction of public improvements for the Gateway project. As stated before, the creation of this fund is in anticipation of the creation of the TIF District in 2019 and this Ordinance will allow for the fund to be established in the 2019 budget.

<u>Steve Silverman – 7504 Golf Green Drive</u> – Mr. Silverman asked what the line item budget for this is. Is it infrastructure for roads for the GRA or is this capital as opposed to expense dollars from an accounting viewpoint.

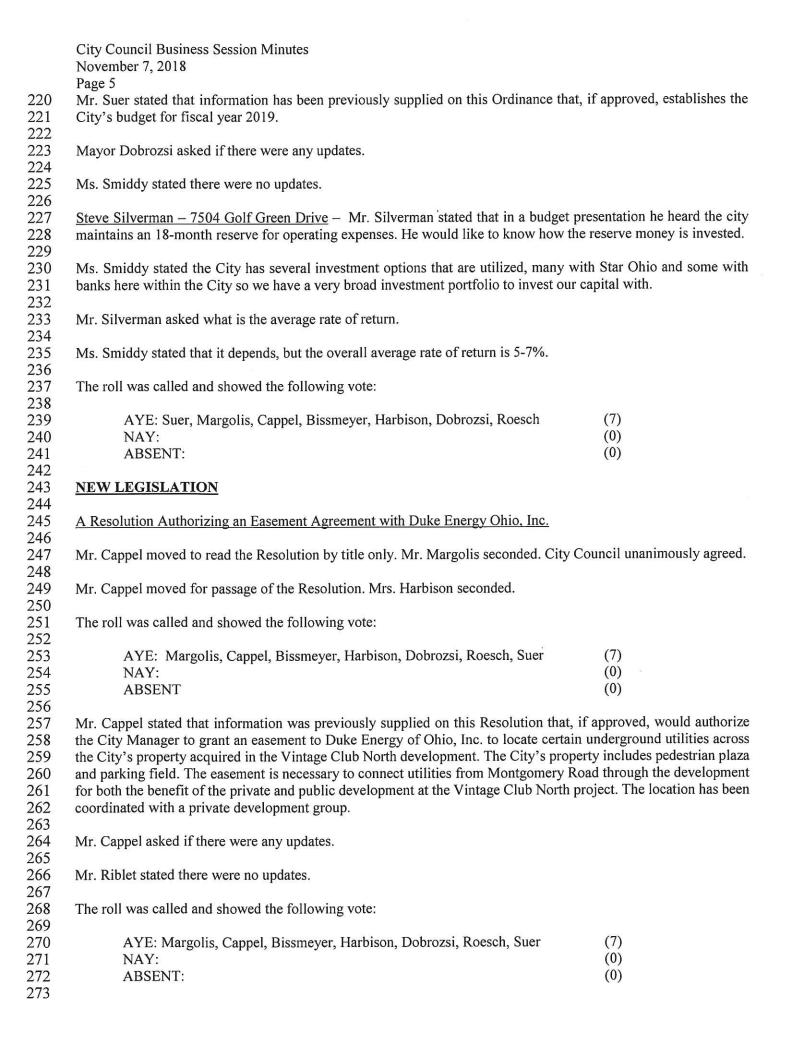
Ms. Smiddy stated that the line item has 6 million dollars in it as an estimate and will be used for actual construction of the roundabout which includes getting infrastructure removed that needs to be removed, such as eliminating the bridge at the terminus at Ronald Reagan.

Mr. Silverman asked if the budget for the first Ordinance for 6 million is associated with the development by the developer, and is this Ordinance associated with the 6 million with capital development for the roundabout.

Mayor Dobrozsi stated the first item does not have a dollar amount attached to it.

Mr. Riblet stated that this is the public improvement of the development site. The next item is about the roundabout that was previously referred to. This is a placeholder at this time, but we will come back to the City Council when we get the final numbers. This will be used for utility work, grading, site work and initial roadway.

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166 167 168	Mayor Dobrozsi stated that the next Ordinance we have is the same way, we are just setting up accounts. There is no money going into these accounts, but the approvals will come later.		
169	Mr. Margolis stated that for clarification the funding comes from the incremental value of th	e property and not	
170 171	payment in lier of taxes from the developers property.		
172 173	Mayor Dobrozsi stated that was correct or from grants.		
174 175	The roll was called and showed the following vote:		
176	AYE: Dobrozsi, Roesch, Suer, Margolis, Cappel, Bissmeyer, Harbison	(7)	
177	NAY:	(0)	
178	ABSENT:	(0)	
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180	An Ordinance Establishing A Gateway Redevelopment Area Capital Construction Fund for	The Interchange	
181	Modification Project		
182	Mr. Syon moved for massage of the assent moding of the Outlinesses. Mr. Margalia seconded	l	
183 184	Mr. Suer moved for passage of the second reading of the Ordinance. Mr. Margolis seconded		
185	Mr. Suer explained that information has been previously supplied on this Ordinance that, if a	nnroved will establish	
186	a second capital construction fund for the GRA Intersection Modification Fund (RAB) for accounting for various		
187	grant funds received and expended as part of the Gateway Redevelopment project.	accounting for various	
188	State tailed received and expended as part of the Caternal received projects		
189	The roll was called and showed the following vote:		
190	Contract Colonial Section (Section Section Section Section Section Section Co.		
191	AYE: Roesch, Suer, Margolis, Cappel, Bissmeyer, Harbison, Dobrozsi	(7)	
192	NAY:	(0)	
193	ABSENT:	(0)	
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195	An Ordinance Creating the Vintage Club North Tax Increment Financing Fund		
196	M. C	ſ	
197 198	Mr. Suer moved for passage of the second reading of the Ordinance. Mr. Margolis seconded	•	
199	Mr. Suer stated information has been supplied on this Ordinance that, if approved, will estab	lish the VC North Tax	
200	Increment Financing Fund (Fund 332).	mon the vertoral ran	
201	merement i manering i and (i and 332).		
202	Steve Silverman - 7504 Golf Green Drive - Mr. Silverman asked if it is a TIF and is a TI	F a tax abatement. He	
203	stated that earlier this year there was completion of negotiations with the Vintage Club by		
204	regarding tax revenues. Will there be required additional negotiation with Vintage Club regarding	ording this.	
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206	Mr. Riblet responded that this is not a tax abatement and to the second question, all of the	negotiations have been	
207	finalized and the contracts are in place.		
208	701 11 11 -1 -1 -1 -1 -1 -1 -1 -		
209	The roll was called and showed the following vote:		
210 211	AYE: Suer, Margolis, Cappell, Bissmeyer, Harbison, Dobrozsi, Roesch (7	`	
211	AYE: Suer, Margolis, Cappell, Bissmeyer, Harbison, Dobrozsi, Roesch NAY: (7		
213	ABSENT: (0		
214	ADSERT.	,	
215	An Ordinance to Make Appropriations for Current Expenses and Other Expenditures of the	e City of Montgomery.	
216	State of Ohio, During the Fiscal Year Ending December 31, 2019		
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218	Mr. Suer moved for passage of the second reading of the Ordinance. Mr. Cappel seconded.		
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A Resolution Authoring the City Manager to Prepare and Apply to Participate in the Ohio Public Works
Commission (OPWC) State Capital Improvement And or/Local Transpiration Improvement program(s) and to

execute any contracts as required for the proposed Montgomery Road and Ronald Regan Cross County Highway

Interchange Improvement Project

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 279 Mr. Cappel moved to read the Resolution by title only. Mr. Margolis seconded. City Council unanimously agreed.
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Mr. Cappel moved for the passage of the Resolution. Mr. Margolis seconded.

Mr. Cappel stated that information has been previously supplied that, if approved, would authorize the City Manager to submit an application to participate in the Ohio Public Works Commission (OPWC) State Capital Improvement And or/Local Transportation Improvement program(s) and to execute any contracts as required for the proposed Montgomery Road and Ronald Regan Cross County Highway Interchange Improvement Project.

Steve Silverman – 7504 Golf Green Drive – Mr. Silverman asked the following questions: Does this include State funding for the construction, does it include grants and (Ohio, Kentucky, Indiana) OKI money, what is the total estimated costs of the roundabout, what is the total amount the City has received in funding that is not going to impact our budget, and how much do we have left to continue to work on.

Mr. Riblet responded that this Resolution is attached with a grant application that has already been submitted to OPWC for State funding. We have secured 6 million from OKI. The current estimate is 7.8 million for construction. There is a 1.8 million gap. The City submitted an application to OPWC for up to 3 million dollars.

The roll was called and showed the following vote:

AYE: Cappel, Bissmeyer, Harbison, Dobrozsi, Roesch, Suer, Margolis
NAY:
(0)
ABSENT:
(0)

A Resolution Adopting the Hamilton County Multi-Hazard Mitigation Plan

Mrs. Bissmeyer moved to read the Resolution by title only. Mr. Margolis seconded. City Council unanimously agreed.

Mrs. Bissmeyer moved for the passage of the Resolution by title only. Mr. Cappel seconded.

 Mrs. Bissmeyer stated that information has been previously supplied that, if approved, would allow the City to adopt the Hamilton County Multi-Hazard Mitigation Plan to comply with the Federal Emergency Management Agency (FEMA) established rules and regulations under 44 CFR Parts 201.6.

313 Mayor Dobrozsi asked if there were any updates.

Assistant Fire Chief Ben Shapiro stated there were no updates.

 Mr. Margolis stated that this puts us in alignment with Hamilton County, Department of Homeland Security, Emergency Managements Agency. They are trying to get all communities in Hamilton County to adopt this plan.

<u>Steve Silverman – 7504 Golf Green Drive</u> - Mr. Silverman stated that at a recent community leadership meeting one individual was touting how everyone should sign up for Smart E-911, does this integrate with Smart E-911 and does this go beyond that to situations where power is lost.

Assistant Chief Shapiro stated that these are two different things. The Resolution is something that all 49 communities have to adopt because if there was a tornado you would not be eligible for any FEMA money, so this Resolution is necessary. In addition to the Resolution and Hazard Mitigation Plan, the new EMA Director is trying to be proactive and that is part of the Smart E-911 system you are referring to.

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Mr. Silverman asked if, for instance, fumes were coming out of a building that was hazardous waste would this alert system be involved with this. 331

Assistant Chief Shapiro stated that is the nice thing about it is that an area could be pinpointed. For instance, if this occurred in a 2-mile radius, anybody in that 2-mile radius would be alerted. It could be the school by itself, Montgomery itself, or Hamilton County by itself for evacuation.

The roll was called and showed the following vote:

AYE: Bissmeyer, Harbison, Dobrozsi, Roesch, Suer, Margolis, Cappel (7)(0)NAY: ABSENT: (0)

A Resolution Expressing Concern for the State of Ohio to Strengthen Requirements for Siting Natural Gas Pipelines

Mrs. Bissmeyer moved to read the Resolution by title only. Mr. Margolis seconded. City Council unanimously agreed.

Mrs. Bissmeyer moved for passage of the Resolution. Mr. Cappel seconded.

Mrs. Bissmeyer stated that information has been previously supplied that, if approved, would indicate City Council and Administration's support for the State of Ohio to reconsider their guidelines concerning pipeline siting throughout the State. The Resolution asks the State legislature specifically to address public safety as one of the many criteria to be measured by the Ohio Power Siting Board and Ohio utilities when considering the location of a gas pipeline. In the interim, the Resolution asks that the Ohio Power Siting Board, which is considering the application of Duke for a pipeline throughout Southwest Ohio, to consider public safety in their approval process.

Ms. Lennie DeMania - 14047 Bobwhite Court - Ms. DeMania stated that she came to City Council twice about this subject in September and October. She appreciates Mr. Riblet picking this up and running with it because nothing has been done since April with the pipeline. She appreciates City Council getting through before anything happens.

AYE: Harbison, Dobrozsi, Roesch, Suer, Margolis, Cappel, Bissmeyer (7)NAY: (0)(0)ABSENT:

A Resolution Authorizing a Contract with Creative Microsystems, Inc. for Software Acquisition and Support Services

Mr. Suer moved to read Resolution by title only. Mr. Margolis seconded. City Council unanimously agreed.

Mr. Suer moved for passage of the Resolution. Mr. Margolis seconded.

Mr. Suer stated that information has been previously supplied that, if approved, will authorize the City Manager to enter into a contract with Creative Microsystems, Inc. (CMI) to acquire Authority financial software package. The Financial Planning Committee made a motion at its October 1, 2018 meeting to support staff recommendation for this purchase. Mrs. Smiddy explained the options of the different software companies, their pros and cons. This package was deemed to be the best fit for what the City needs. Mr. Suer stated that staff visited with various jurisdictions to see how well the software performed. He feels that the choice made was the best choice.

Steve Silverman -7504 Golf Green Drive - Mr. Silverman asked if the suppliers are using a program that will be modified or will it be built from scratch. He asked the size of the software development company, the company's financial situation, and when will development take place, before or after-tax season.

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Ms. Smiddy stated that the Request for Proposals (RFP) went out in August to ten different firms. Of those sent out only four responses were received. She stated that three of those responses did not have a tax software program that could accommodate municipal tax. CMI is the existing software provider the City is utilizing, and this is an upgrade to Authority because in another two years the regular software would not be supported. CMI is located in Miamisburg, OH. Ms. Smiddy stated she can get Mr. Silverman the company's financial information at a later date. Ms. Smiddy stated that the vast majority of municipalities within the State of Ohio currently use CMI.

The roll was called and showed the following vote:

AYE: Dobrozsi, Roesch, Suer, Margolis, Cappel, Bissmeyer, Harbison
(7)
NAY:
(0)
ABSENT:
(0)

ADMINISTRATION REPORT

Mr. Riblet gave the following report:

 • City Council Work Session will be held on Wednesday, November 14, 2018 at 7:00 p.m.

 Staff would also like to request a special meeting of City Council that evening beginning at 6:15 pm. It is anticipated to move immediately into Executive Session to consider compensation of a public employee or official.

The Parks and Recreation and Government Affairs Committees met on November 12, at 3:30 and 4:30 p.m., respectively. The Public Works Committee has cancelled their meeting for the month of November.

 A total of 74 volunteers worked in the Holiday Decorating Project on Saturday, November 3 and Monday, November 5. Volunteers prepared the bows and wreaths on Saturday and then spent Monday morning hanging those bows, wreaths and garland in the historic district of downtown Montgomery. Members of the Montgomery Women's Club, the Beautification and Tree Commission, Public Works and individual volunteers worked together to set the stage for the holiday season throughout downtown Montgomery.

• An Open House is scheduled for Monday, December 3 for the Kennedy Sidewalk Project. The meeting will be held at Terwilliger's Lodge and will begin at 6:30pm. This meeting will be by invitation only for those residents of Kennedy Lane.

 As a reminder, Thursday, November 8 is the Chamber of Commerce Annual Awards Dinner held at the Montgomery Inn beginning at 5:30 p.m

• The Annual United Way Soup Kitchen Luncheon will be held on Friday, November 9 at the Public Works facility from 11:00 a.m. until 1:00 p.m.

• As we celebrate Veterans Day on Sunday, we would like to thank all our veterans on staff and in the City for their service to our Country. We also wish to recognize Council Members Bissmeyer, Cappel, Harbison and Suer for their participation on the City of Blue Ask Veterans Day Ceremony on Sunday, November 10, 2018.

• As previously reported, the WeThrive! Recognition event will be held on Tuesday, December 4 at the Mayerson JCC. The event will begin at 5:30 until 8:00 pm. Please let Connie know if you would like to attend and she will make your reservation. The reservations deadline is November 20.

An Open House for the GRA Roundabout project was scheduled for Tuesday, January 8, 2019 at City Hall.

We would like to congratulate Vice Mayor Roesch for once again being named by the Cincinnati Business Courier as one of the best lawyers in SW Ohio in the categories of Trademark Law and Litigation in Intellectual Property.

Mr. Riblet requested an Executive Session to consider confidential information of an applicant for economic development assistance.

Minutes

Mr. Cappel moved to approve the amended minutes. Ms. Bissmeyer seconded. City Council unanimously agreed.

Mayor's Court Report

Mayor Dobrozsi reported that the total Mayor's Court collection was \$11,532.00 for the month of October.

Mr. Cappel moved to accept the Mayor's Court Report for the month of October. Mrs. Bissmeyer seconded. City Council unanimously agreed.

Other Business

Mrs. Bissmeyer stated that she would be representing City Council on the Sycamore Advisory Committee where they are working on increasing student and family data privacy for the district. Once they have a better solution in place she will let us know.

Mayor Dobrozsi stated that he attended Live at the Uni to hear Madeline Rosenthal perform. Ms. Rosenthal is a 20-year-old CCM student at the University of Cincinnati and is from New Jersey. Mayor Dobrozsi stated that she was incredible. Mayor Dobrozsi thanked the Committee for their good work and he loves the new backdrop added to the church because it is a nice focal point. This is especially great for adults who don't initially have a lot of things they can attend.

Mayor Dobrozsi stated that he received a letter from Lily Bell asking the Mayor to extend Trick or Treat hours by 30 minutes because it is "really fun". She also collected a petition with two pages of signatures from her friends. A letter was crafted and sent to Lily telling her that it was too late to extend the hours, however, some of the City staff would like to come out and meet with her and her friends prior to Trick or Treat. Mayor Dobrozsi thanked Chief Crowell, Chief Wright and Mr. Riblet for accompanying him and for doing a great job. He stated there was a parade in Ivygate and they walked in the parade. Mayor Dobrozsi stated that it was a lot of fun and was very happy that they did it.

Mrs. Bissmeyer thanked the Police and Fire Departments for redirecting traffic due to downed power lines during their parade in her neighborhood.

Mayor Dobrozsi asked for a motion to adjourn into Executive Session to consider confidential information of an applicant for economic development assistance.

Mr. Margolis moved to adjourn to Executive Session. Mr. Cappel seconded.

The roll was called and showed the following vote:

AYE: Roesch, Suer, Margolis, Cappel, Bissmeyer, Harbison, Dobrozsi	(7)
NAY:	(0)
ABSENT:	(0)

City Council adjourned into Executive Session at 8:10 p.m.

City Council reconvened into Public Session at 8:40 p.m.

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Mayor Dobrozsi asked if there was any further business to discuss in Public Session. There being none he asked for a motion to adjourn.

Mr. Margolis moved to adjourn, Mr. Cappel seconded. City Council unanimously agreed.

City Council adjourned at 8:43 p.m.

Kathi Ranford
Acting Clerk of Council

City Council Business Session Minutes