

City of Montgomery
City Council Business Session
May 1, 2019

Present

Brian Riblet, City Manager
Terry Donnellon, Law Director
John Crowell, Police Chief
Gary Heitkamp, Public Works Director
Tracy Roblero, Assistant City Manager
Katie Smiddy, Finance Director
Matthew Vanderhorst, Community Information Service Director
Paul Wright, Fire Chief
Faith Lynch, Community Engagement Coordinator
Connie Gaylor, Clerk of Council

City Council Members

Chris Dobrozsi, Mayor
Lynda Roesch, Vice Mayor
Lee Ann Bissmeyer
Mike Cappel
Gerri Harbison
Craig Margolis
Ken Suer

City Council convened in Council Chambers at 7: 00 p.m. for the Business 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.

SPECIAL PRESENTATION

Mayor Dobrozsi stated that this evening was a special evening as Mike Cappel, Jane Hohn and Martha Seaman were all present to be inducted into the Volunteer Walk of Fame. He explained that the requirement of being inducted was that volunteers had reached the minimum of 250 hours of volunteer time.

Vice Mayor Roesch presented Certificate of Appreciations to Jane Hohn and Martha Seaman, both of whom have served on the Beautification and Tree Commission. She stated that although Martha formally resigned from the commission, she still regularly attends the monthly meetings and volunteers on many projects. Vice Mayor Roesch and City Council and staff shared fond memories of their interactions with both ladies and thanked them for their hard work and dedication to the City and their beautification efforts.

Mayor Dobrozsi presented Council Member Mike Cappel with a Certificate of Appreciation for achieving 250 total volunteer hours. Mayor Dobrozsi highlighted Mr. Cappel's years of service on the Environmental Advisory Commission as well as his time as a Council member. City Council and staff shared their appreciation of Mr. Cappel's focus on the recycling efforts of the city as well as his love for the community.

PENDING LEGISLATION

An Ordinance Accepting Dedicated Right-of-Way Along Kennedy Lane

Mr. Cappel read the title of the legislation and moved for passage of the Ordinance. Mr. Margolis seconded.

Mr. Cappel explained that information has been previously supplied on this Ordinance that, if approved, will accept a strip of land on the north edge of Kennedy Lane which was dedicated at the time the subdivision was platted many years ago, but was never accepted by the City. Acceptance of this property will allow the City to proceed with the sidewalk construction project along Kennedy Lane in cooperation with Sycamore Township.

Mr. Cappel asked if there were any updates. Mr. Donnellon replied there were none.

56 The roll was called and showed the following vote:

57
58 AYE: Cappel, Bissmeyer, Harbison, Dobrozsi, Roesch, Suer, Margolis (7)
59 NAY: (0)
60 ABSENT: (0)
61

62 **An Ordinance Authorizing the City Manager to Dedicate Certain Portions of City Owned Property as Right-**
63 **of-Way for the Ronald Reagan Highway/Montgomery Road Interchange Modification**

64
65 Mr. Margolis read the title of the legislation and moved passage of the second reading. Mr. Cappel seconded.

66
67 Mr. Margolis explained that information has been previously supplied on this Ordinance that, if approved, will
68 dedicate approximately 0.3661 acres upon property owned by the City of Montgomery as additional right-of-way
69 to support the Ronald Reagan Highway/Montgomery Road Interchange Modification Project (round-a-bout). This
70 land is currently owned by the City and runs along Montgomery Road through Main Street on the eastern border of
71 the project.

72
73 Mr. Margolis asked if there were any updates. Mr. Donnellon stated there were none.

74
75 The roll was called and showed the following vote:

76
77 AYE: Bissmeyer, Harbison, Dobrozsi, Roesch, Suer, Margolis, Cappel (7)
78 NAY: (0)
79 ABSENT: (0)
80

81 **NEW LEGISLATION**

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83 **A Resolution Recognizing the Month of May 2019 as National Historic Preservation Month in the City of**
84 **Montgomery**

85
86 Mr. Margolis moved to read the Resolution by title only. Mr. Cappel seconded. City Council unanimously agreed.

87
88 Mr. Margolis read the title and moved for passage. Mr. Cappel seconded.

89
90 Mr. Margolis explained that information has been previously supplied on this Resolution that, if approved, will
91 recognize the month of May as National Historic Preservation Month in the City of Montgomery.

92
93 The roll was called and showed the following vote:

94
95 AYE: Harbison, Dobrozsi, Roesch, Suer, Margolis, Cappel, Bissmeyer (7)
96 NAY: (0)
97 ABSENT: (0)
98

99 **A Resolution Authorizing the City Manager to Enter into A Contract with Vogelpohl Fire Equipment**
100 **Company to Purchase Twenty (20) Self Contained Breathing Apparatus Through the Houston-Galveston**
101 **Area Council Cooperative Purchasing Program**

102
103 Mrs. Bissmeyer moved to read the Resolution by title only. Mr. Margolis seconded. City Council unanimously
104 agreed.

105
106 Mrs. Bissmeyer read the title and moved for passage of the Resolution. Mr. Cappel seconded.

107

108 Mrs. Bissmeyer explained that information has been previously supplied on this Resolution that, if approved, will
109 authorize the City Manager to enter into a contract with Vogelpohl Fire Equipment Company to purchase 20 self-
110 contained breathing apparatus through the Houston-Galveston Area Council Cooperative (HGAC) Purchasing
111 Program. At the April 3, 2019 Business Session, City Council approved a Resolution that allowed the City to join
112 the HGAC to purchase the units at a discounted rate.
113

114 Mrs. Bissmeyer added that the Fire Department has budgeted \$185,000 for the purchase of 20 Self Contained
115 Breathing Apparatus (SCBA) and associated equipment within the Capital Improvement Budget. This project is a
116 replacement project for all the existing SCBA equipment in the department. The current equipment expires at the
117 end of this year due to a mandatory 15-year life of the cylinders and regulators. Staff recommends that City Council
118 pass this Resolution authorizing the City Manager to enter into a contract with Vogelpohl Fire Equipment Company
119 in the amount of \$179,932.
120

121 Mrs. Bissmeyer asked Assistant Fire Chief Shapiro if there were any updates.
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123 Assistant Chief Shapiro stated there were none.
124

125 The roll was called and showed the following vote:
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127	AYE: Dobrozsi, Roesch, Suer, Margolis, Cappel, Bissmeyer, Harbison	(7)
128	NAY:	(0)
129	ABSENT:	(0)

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131 **A Resolution Authorizing the City Manager to Enter into an Agreement with the Township of Sycamore,**
132 **Ohio to Jointly Construct Pedestrian Sidewalk Improvements Along Kennedy Lane**
133

134 Mr. Cappel moved to read the Resolution by title only. Mr. Margolis seconded. City Council unanimously agreed.
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136 Mr. Cappel read the title and moved for passage of the Resolution. Mrs. Harbison seconded.
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138 Mr. Cappel explained that information has been previously supplied on this Resolution that, if approved, will
139 authorize the City to enter into a joint project agreement with Sycamore Township for the construction of sidewalk
140 improvements along Kennedy Lane. Kennedy Lane serves residences in both jurisdictions. Sycamore has agreed
141 to share equally the cost of these public improvements, which is a benefit both to the Township and the City by
142 sharing these cost savings. The City will manage the project, but both the City and the Township must approve any
143 change in the scope of the project and accept the improvements once completed.
144

145 Mr. Cappel asked if there were any updates.
146

147 Mr. Donnellon stated that Sycamore Township has approved the joint agreement at their Township meeting.
148

149 The roll was called and showed the following vote:
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151	AYE: Roesch, Suer, Margolis, Cappel, Bissmeyer, Harbison, Dobrozsi	(7)
152	NAY:	(0)
153	ABSENT:	(0)

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157 **An Ordinance Accepting Publicly Dedicated Easement Rights for Pedestrian Sidewalk Improvements From**
158 **Terra Firma-Conner Crossing, LLC On Kennedy Lane At Montgomery Road**
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160 Mr. Cappel moved to read the Ordinance by title only. Mr. Margolis seconded. City Council unanimously agreed.

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Mr. Cappel read the title and moved for passage of the first reading. Mr. Margolis seconded.

Mr. Cappel explained that information has been previously supplied on this Ordinance that, if approved, will authorize the City Manager to execute an Easement Agreement with Terra Firma-Conner Crossing, LLC, the owner of the property at 9157 Montgomery Road, Montgomery, Ohio 45242, upon which the City will construct certain sidewalk improvements in conjunction with the Kennedy Lane Sidewalk Improvement Project. This Ordinance authorizes the City Manager to execute such Agreement and the City to accept these property rights with the responsibility to maintain the sidewalk improvements in the future.

The roll was called and showed the following vote:

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

A Resolution Accepting A Bid and Authorizing the City Manager to Enter into A Contract with Fred A. Nemann Company for The Kennedy Lane Sidewalk Project

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

Mr. Cappel read the title and moved for passage of the Resolution. Mr. Margolis seconded.

Mr. Cappel explained that information has been previously supplied on this Resolution that, if approved, will allow the City Manager to enter into a contract with Fred A. Nemann Company for the completion of the Kennedy Lane Sidewalk Project. The Kennedy Lane Sidewalk project will provide approximately 1600 feet of new sidewalk on the north side of Kennedy Lane between Shadetree Drive and Montgomery Road. Construction will consist of minor grading and excavation, driveway apron removal, installation of new concrete sidewalk, replacement of driveway aprons, installation of two new ADA curb ramps, and restoration.

Mr. Cappel stated that the Kennedy Lane Sidewalk Project was originally programmed in the 2019 Capital Improvement Program 410-261-5470 account in the amount of \$150,000.00. It is requested that this project be approved for funding in the amount of \$175,000.00. As you may recall, the project costs are being shared with Sycamore Township via an intergovernmental agreement at a 50/50 split. The City will be reimbursed 50% of the total construction cost by Sycamore Township once construction is complete and a final construction cost has been determined.

The roll was called and showed the following vote:

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

An Ordinance to Amend Appropriations for Current Expenses and Other Expenditures of The City of Montgomery, State of Ohio, During the Fiscal Year Ending December 31, 2019

Mr. Suer made a motion to read the Ordinance by title only. Mr. Margolis seconded. City Council unanimously agreed.

Mr. Margolis moved to suspend the rules requiring three readings of the Ordinance on separate occasions. Mr. Margolis seconded.

The roll was called and showed the following vote:

214
215 AYE: Cappel, Bissmeyer, Harbison, Dobrozsi, Roesch, Suer, Margolis (7)
216 NAY: (0)
217 ABSENT: (0)
218

219 Mr. Margolis moved for passage of the Ordinance. Mr. Margolis seconded.
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221 Mr. Suer explained that information has been previously supplied on this Ordinance that, if approved, will approve
222 an Amendment to Appropriations for Current Expenses and other Expenditures of the City of Montgomery, State
223 of Ohio, during the Fiscal Year ending December 31, 2019. In order to complete the Montgomery Road Phase I
224 Watermain Replacement project, it is necessary for City Council to pass supplemental appropriations in the amount
225 of \$536,500 from the unappropriated balance of the Urban Redevelopment Fund 460. This will provide additional
226 funding for the water main supporting development along Montgomery Road. Ford Development Corporation will
227 be coordinating the planned improvements to be made as part of the project.
228

229 The roll was called and showed the following vote:
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231 AYE: Cappel, Bissmeyer, Harbison, Dobrozsi, Roesch, Suer, Margolis (7)
232 NAY: (0)
233 ABSENT: (0)
234

235 **A Resolution Accepting a Bid and Authorizing the City Manager to Enter into a Contract with Ford**
236 **Development Corporation for the Montgomery Road Phase 1 Water Main Replacement Project**
237

238 Mr. Cappel moved to read the Resolution by title only. Mr. Margolis seconded. City Council unanimously agreed.
239

240 Mr. Cappel read the title and moved for passage of the Resolution. Mrs. Bissmeyer seconded.
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242 Mr. Cappel explained that information has been previously supplied on this Resolution that, if approved, will allow
243 the City Manager to enter into a contract with Ford Development Corporation to construct the Montgomery Gateway
244 Phase 1 Watermain Replacement project. This project consists of the replacement of existing 8" watermain with
245 12" watermain on Montgomery Road from Cooper Road to Hartfield Place. The project is necessary to supply
246 adequate water flow and pressure to the Montgomery Quarter development. Four new fire hydrants and new service
247 taps will also be installed as part of the project. It is recommended funds be appropriated to the 460.000.5470
248 account in the amount of \$ 536,500.00 to complete the Montgomery Gateway Phase I Watermain Replacement
249 project. The amount of \$536,500.00 represents the total of the Base Bid of \$487,831.00 and an approximate 10%
250 Contingency of \$48,669.00.
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252 The roll was called and showed the following vote:
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254 AYE: Bissmeyer, Harbison, Dobrozsi, Roesch, Suer, Margolis, Cappel (7)
255 NAY: (0)
256 ABSENT: (0)
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262 **ADMINISTRATION REPORT**
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264 Mr. Riblet gave the following report:
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- City Council Work Session is scheduled for May 22, 2019 at 7:00 p.m.

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- Prior to the Work Session, a Public Hearing will be held at 6:45 p.m. for the consideration of a Proposed Tax Increment Financing District.

Mr. Margolis made a motion to move immediately into the Work Session meeting following the conclusion of the Public Hearing. Mr. Cappel seconded. City Council unanimously agreed.

- The following Chair Updates are scheduled prior to the Public Hearing on May 22:
 - 6:00 p.m.- Benny Miles, Civil Service Commission
 - 6:15 p.m.- Gary Blomberg, Board of Tax Review
 - 6:30 p.m.-Mike Harbison, Planning Commission
- The Financial Planning and Planning, Zoning and Landmarks Committees of Council will meet on Monday, May 6 at 3:30 and 4:30 p.m., respectively. The Law and Safety Committee has cancelled their meeting for the month of May.
- The Government Affairs Committee of Council will meet on Monday, May 13 at 4:30 p.m. The Parks and Recreation and Public Works Committees have cancelled their meetings for the month of May.
- On April 22, the Planning Commission recommended approval of an expansion of a conditional use and Final Development Site Plan Approval to allow for construction of three small building additions for the memory support and assisted living on the main campus for Twin Lakes at 9840 Montgomery Road.

Staff work like to request a public hearing to discuss the application on Wednesday, June 5 at 6:45 p.m.

- This week the City received a \$43,927.59 premiums payment rebate check from the Bureau of Workers' Compensation (BWC). The rebate is a result of the good safety practices followed by our employees, the City's participation in the BWC's group retrospective rating program, and the BWC's "Billion Dollar Back" program which benefits all employers with good safety records.
- On Monday, the Mayor and Mr. Riblet provided a presentation to the Cincinnati Regional Chamber showcasing the City of Montgomery. Mr. Riblet stated that they touched on Finances, Economic Development, Strategic Plan, MCLA, Diversity Committee and the Branding Campaign. Mr. Riblet added that they received great feedback from those in attendance.
- Mr. Riblet signed a contract with Gertz Company in the amount of \$49,985 for the 2019 Fire Hydrant Replacement program which includes replacement of 21 hydrants.
- Mr. Riblet signed a contract with Capital Electric Line Builders in the amount of \$24,451.96 for installation of a Park Pedestrian Activated Flashing LED Crossing on Cooper Road and connecting to Swaim Park.
- Officer Jim LaCalameto officially retired today. Jim served the City for 27 years as an Officer, Detective and a Field Training Officer. The Police Department hosted a nice retirement lunch for Jim on Monday, and we wish him the very best moving forward in his retirement years.
- Final interviews for a part-time summer recreation specialist position are scheduled for next week.

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- 317 • The annual Boards and Commission Training will be held on Thursday, May 2 beginning at 5:30 p.m. 19
- 318 Commission members responded to attend this training session. Meeting Management and
- 319 Communications will be the focus of this year's training.
- 320
- 321 • The Spring Plant Swap will be held this Saturday, May 4 in conjunction with the Montgomery Farmers
- 322 Market at Montgomery Elementary from 9:00 am-12:30 p.m.
- 323
- 324 • In recognition of Public Service week, City Hall staff will be honored with an appreciation breakfast on
- 325 Friday, May 10 at 8:00 a.m.
- 326
- 327 • The Annual Beautification Day is scheduled for Saturday, May 11 from 9:00-11:00 a.m. Volunteers should
- 328 report to the City Hall Parking Lot.
- 329

330 Mr. Riblet requested an Executive Session to consider confidential information of an applicant for economic
331 development, matters related to pending or imminent litigation, and matters related to personnel/compensation.

332 **Minutes**

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335 Mr. Cappel moved to approve the April 17, 2019 Special Session and Work Session. Mrs. Bissmeyer seconded.
336 City Council unanimously agreed.

337 **Mayor's Court Report**

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340 Mayor Dobrozsi reported that the total Mayor's Court collection for the month of April is \$15,845.09.

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

344 **Other Business**

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347 Mr. Margolis and Mrs. Harbison reported that they would not be in town for Beautification Day.

348
349 Mayor Dobrozsi asked for a motion to adjourn into Executive Session to consider confidential information of an
350 applicant for economic development, matters related to pending or imminent litigation, and matters related to
351 personnel/compensation.

352
353 Mr. Cappel made a motion to adjourn into Executive Session to consider confidential information of an applicant
354 for economic development, matters related to pending or imminent litigation, and matters related to
355 personnel/compensation.

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357 Mr. Margolis seconded.

358
359 The roll was called and showed the following vote:

360
361 AYE: Cappel, Bissmeyer, Harbison, Dobrozsi, Roesch, Suer, Margolis (7)
362 NAY: (0)
363 ABSENT: (0)

364
365 City Council adjourned into Executive Session at 7:58 p.m.

366
367 City Council reconvened into Public Session at 9:07 p.m.

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369 Mayor Dobrozsi recommended that the June 5 Business Session meeting be moved to Tuesday, June 4 due to a lack
370 of quorum for the June 5 regular Business Session.

371
372 Mr. Cappel moved to reschedule the previously scheduled Public Hearing and the Council Business Session on June
373 5 to Tuesday, June 4 at 6:45 p.m. Mrs. Bissmeyer seconded. City Council unanimously agreed.

374
375 Mayor Dobrozsi asked if there was any further business to discuss in Public Session. There being none he asked for
376 a motion to adjourn.

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

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380 City Council adjourned at 9:10 p.m.

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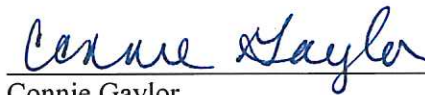
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Connie Gaylor
Clerk of Council