

City of Montgomery
City Council Business Session
April 3, 2019

Present

Brian Riblet, City Manager
Terry Donnellon, Law Director
John Crowell, Police Chief
Gary Heitkamp, Public Works Director
Tracy Roblero, Community Development Director
Katie Smiddy, Finance Director
Matthew Vanderhorst, Community Information Service Director
Paul Wright, Fire Chief
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: 05 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 explained that the Volunteer Walk of Fame induction of Mike Cappel, Jane Hohn, and Martha Seaman will be postponed to May 1 to accommodate a schedule change.

Fire Chief Paul Wright presented a short video recapping the 1999 tornado that struck Montgomery on April 9 in observance of the remembrance of the 20th anniversary of the tornado. He reminded City Council of the significant actions of approximately 3,000 community volunteers who banded together in the days after the tornado to help with cleanup and aid. He stated there are 18 staff members still here from that time that all recall the goodwill that was shown to the City and the residents effected.

GUESTS AND RESIDENTS

Steve Silverman, 7504 Golf Green Drive-Mr. Silverman commented on the tornado remembrance and thanked everyone for their efforts not only during that time but to put together the remembrance ceremony.

LEGISLATION FOR CONSIDERATION TONIGHT

Mayor Dobrozsi stated that there is a need to add a piece of legislation to the agenda for this evening. He explained that a Resolution for the City Manager Compensation Agreement will need to be added and asked for a motion to add it to the agenda.

Mr. Margolis made a motion to add the Resolution to the agenda Mr. Cappel seconded. City Council unanimously agreed.

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 second reading. 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.

The roll was called and showed the following vote:

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

NEW LEGISLATION

A Resolution Authorizing A Contract with Dynegy Energy Services East, LLC

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

Mr. Suer read the title and moved for passage. Mr. Cappel seconded.

Mr. Suer explained that information has been previously supplied on this Resolution that, if approved, will authorize the City Manager to sign a contract with Dynegy Energy Services East, LLC to continue to provide electrical service to City of Montgomery facilities. In November of 2015, the City signed a three-year agreement with Dynegy Energy Services as electric supplier beginning January 1, 2016 and ending December 31, 2018. Staff solicited quotes for electric supply for one, two- and three-year terms and recommend contracting with Dynegy Energy Services East for a three (3) year period beginning May 1, 2019 and ending April 30, 2021.

Mr. Suer asked if there were any updates.

Ms. Smiddy replied there were none.

The roll was called and showed the following vote:

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

A Resolution Accepting a Bid and Authorizing the City Manager to enter into a Contract with Rack & Ballauer Co., Inc. for the 2019 Street Resurfacing Program

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

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

Mr. Cappel explained that information has been previously supplied on this Resolution that, if adopted, would authorize the City Manager to enter into a contract with Rack & Ballauer Co., Inc. for the annual Street Resurfacing Program. This year's 2019 Street Resurfacing Program includes resurfacing 1.76 centerline miles of roadways. The street resurfacing program is programmed in the 2019 Capital Improvement Program 410-261-5470 account. It is requested that this project be approved for funding in the amount of \$846,850.30 to complete the Base Bid and Alternate #1. The amount of the recommendation includes \$12,515.03 in project contingency funding or approximately 1.5% of the bid amount.

Mr. Cappel asked Mr. Heitkamp if there were any updates.

Mr. Heitkamp stated that he did contact two communities in which Rack and Ballauer had worked, the City of Lebanon and Hamilton County, both of which were pleased with their performance. He stated that their equipment is new, and their crews were experienced so along with the positive references, he felt confident in using them for this program.

Steve Silverman, 7504 Golf Green Drive-Mr. Silverman thanked Mr. Heitkamp for his update. He asked if there would be a schedule posted in the Montgomery Bulletin and after a preconstruction meeting, letters sent to the residents.

Mr. Heitkamp replied that notice would be posted in the Bulletin and on the website as well as letters sent to affected residents.

The roll was called and showed the following vote:

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

A Resolution Giving Consent to The Director of Transportation to Replace Barriers and Add A Sidewalk to Bridge Ham-275-3188 (Cornell Rd. Over I-275), Replace the Deck of Bridge Ham-275-3270 (Weller Road Over I-275) and Incorporate a Sidewalk

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

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

Mr. Cappel explained that information has been previously supplied on this Resolution that, if approved, will grant consent to the Director of Transportation of the Ohio Department of Transportation to complete the project known as the HAM-275-31.88/32.70 Project, PID No. 100808, Agreement No. 33052. This project involves replacing barriers and adding a sidewalk to bridge HAM-275-31.88 located on Cornell Road crossing over I-275 and also replacing the deck of bridge and adding a sidewalk to bridge HAM-275-3270 located on Weller Road crossing over I-275. The State of Ohio will provide 100% of the eligible cost of the project, which will be funded with Federal and State Safety funds.

Mr. Cappel asked if there were any updates.

Mr. Heitkamp replied there were none.

The roll was called and showed the following vote:

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

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

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

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

Mr. Margolis explained that information has been previously supplied on this Ordinance that, if approved, will dedicate approximately 0.3661 acres upon property owned by the City of Montgomery as additional right-of-way

City Council Business Session Minutes

April 3, 2019

Page 4

to support the Ronald Reagan Highway/Montgomery Road Interchange Modification Project (round-a-bout). This land is currently owned by the City and runs along Montgomery Road through Main Street on the eastern border of the project.

Steve Silverman, 7504 Golf Green Drive-Mr. Silverman stated that Patrol Officer Alexis Guilkey has a great perspective on safety in a roundabout. He stated he felt it would be beneficial to share her perspective in communications regarding the roundabout. He stated that in his online poll, 38% were in favor of the roundabout and 16% were undecided.

Mr. Margolis asked if there were any updates.

Mr. Riblet stated there were none.

The roll was called and showed the following vote:

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

NAY: (0)

ABSENT: (0)

A Resolution Authorizing Membership in The Houston-Galveston Area Council Cooperative Purchasing Program

Vice Mayor Roesch moved to read the Resolution by title only. Mr. Margolis seconded. City Council unanimously agreed.

Vice Mayor Roesch read the title and moved for passage of the Resolution. Mr. Margolis seconded.

Vice Mayor Roesch explained that information has been previously supplied on this Resolution that, if approved, will allow the City to join the Houston-Galveston Area Council to participate in their Cooperative Purchasing Program. The Houston-Galveston Area Council has operated a government-to-government procurement service on a nationwide basis for more than thirty (30) years. The Administration has researched the benefits in joining the Houston-Galveston Area Council and recognized that the City may join the Houston-Galveston Area Council to take advantage of the Joint Purchasing Program to provide significant cost savings to the City in obtaining necessary goods and services.

Steve Silverman, 7504 Golf Green Drive-Mr. Silverman shared his concerns of joining a consortium and warned of two things to look for. First, he stated that we should make sure that we are not required to purchase only through the purchasing agreement. Secondly, he stated that we should make sure that we are not required to provide statistics through the consortium.

The roll was called and showed the following vote:

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

NAY: (0)

ABSENT: (0)

A Resolution Establishing Compensation for The City Manager

Mrs. Harbison made a motion to read the Resolution by title only. Mr. Cappel seconded. City Council unanimously agreed.

Mrs. Harbison read the title and moved for passage of the Resolution. Vice Mayor Roesch seconded.

Mrs. Harbison explained that this is a yearly review of the City Manager and that, if approved, this Resolution will authorize an amendment to the current employment agreement with Mr. Brian Riblet as the City Manager of Montgomery. She further explained that this is the result of the recent performance appraisal of the City Manager conducted by City Council. She noted that the Government Affairs Committee of City Council has recommended adoption of this Resolution.

The roll was called and showed the following vote:

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

ADMINISTRATION REPORT

Mr. Riblet gave the following report:

- City Council Work Session is scheduled for April 17, 2019 at 7:00 p.m.
- Prior to the Work Session, the following meetings are scheduled:
 - 6:00 p.m.- Jody Lowe, Parks and Recreation Commission Chair Update
 - 6:15 p.m.- Marcallene Shockey, Sister Cities Commission Chair Update
 - 6:30 p.m.-Strategic Plan Update to City Council

Mr. Cappel moved to be the Work Session immediately following the conclusion of the strategic plan update. Mrs. Bissmeyer seconded. City Council unanimously agreed.

- The Parks and Recreation and Government Affairs Committees of Council will meet on Monday, April 8 at 3:30 and 4:30 p.m., respectively. The Public Works Committee has cancelled their meeting for the month of March.
- Spring brush collection begins Monday, April 8 and will continue through the first week of May.
- The installation of the natural gas service lines to the Lucke Development project began today. Staff will monitor the traffic situation and address any issues as warranted.
- Mr. Riblet reported the first session of the Know Your Neighbor Series sponsored by the Diversity & Inclusion Committee was held the evening of April 2 at Terwilliger Lodge and was a tremendous success. He stated that Umama Alam provided a presentation on "Learning about Islam and Muslim Americans" and did a wonderful job. He extended a special thanks to everyone on the Committee and staff and City Council who participated and/or helped with this event.
- In-person interviews for the Customer Service Representative are scheduled to begin the week of April 15 for nine candidates.
- The City received a total of 20 applications for the Finance Specialist position. Staff has identified 9 applicants that will be scheduled for first round phones interviews.
- On April 4, Hamilton County Commissioner President Driehaus will be sharing the State of Hamilton County Address at Memorial Hall beginning at 5:30 p.m. followed by a reception. Council member Margolis will be attending and if anyone else would like to attend please let Ms. Gaylor know.
- The Photo Contest and Exhibition will be held on Saturday, April 13 from 2:00 to 4:00 p.m. at Universalist Church with the Awards and Reception Ceremony held on Sunday, April 14 from 1:00 to 4:00 p.m.

- As presented by Chief Wright, the 1999 20th Tornado Remembrance Ceremony will be held at 9:00 a.m. on April 9 at the Tornado Memorial Site, at Sycamore High School. The school has designated parking at the Bus Ramp area in front of the school. Please allow a few minutes to park and walk from the parking lot to the memorial site located at the end of the soccer fields by Cornell Road.
- Mr. Riblet stated that for a very different reason, April 9 will also be a monumental day for our very own Terry Donnellon. He wished a very Happy Birthday to Mr. Donnellon.

Mr. Riblet requested an Executive Session for matters related to pending and imminent litigation.

Minutes

Mr. Cappel moved to approve the March 20, 2019 Work Session minutes as amended. Mr. Margolis seconded. City Council unanimously agreed.

Mayor's Court Report

Mayor Dobrozsi reported that the total Mayor's Court collection for the month of March is \$13,531.

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

Other Business

Mr. Margolis reported that Ms. Betty Wills had passed away. He explained that Ms. Wills had served on the Environmental Advisory Commission and continued to participate in Commission projects even after she had resigned from the commission.

Mrs. Harbison stated that there is a First Suburbs meeting scheduled for Tuesday, April 30 to be held at Silverton Municipal Building. She stated that Judge Heather Russell would be speaking about the creation of her program called "Change Court" that is designed to work with those charged with drug and prostitution related offenses and the rehabilitation process.

Mayor Dobrozsi stated that he would be out of town from April 17 through April 20, during which time Vice Mayor Roesch would be Acting Mayor, however there are a couple of days in which Vice Mayor Roesch would also be out of town so Mayor Dobrozsi asked for a motion to designate Ken Suer as Mayor Pro Tem the time that both the Mayor and Vice Mayor may be out of town.

Mr. Cappel made the motion to appoint Mr. Suer as Mayor Pro-Tem during a absence by Vice-Mayor Roesch. Mrs. Bissmeyer seconded. City Council unanimously agreed.

Mayor Dobrozsi asked for a motion to adjourn into Executive Session for matters related to pending and imminent litigation.

Mr. Margolis made a motion to adjourn into Executive Session for matters related to pending and imminent litigation. Mr. Cappel seconded.

The roll was called and showed the following vote:

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

City Council Business Session Minutes

April 3, 2019

Page 7

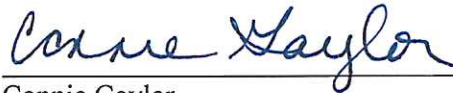
City Council adjourned into Executive Session at 7:50 p.m.

City Council reconvened into Public Session at 8:58 p.m.

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 8:59 p.m.

A handwritten signature in blue ink that reads "Connie Gaylor". The signature is written in a cursive, flowing style. Below the signature is a horizontal line.

Connie Gaylor
Clerk of Council