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2 City of Montgomery  
3 City Council Business Session Minutes  
4 December 2, 2020

5 Present

6 Brian Riblet, City Manager  
7 Terry Donnellon, Law Director  
8 John Crowell, Police Chief  
9 Gary Heitkamp, Public Works Director  
10 Tracy Roblero, Asst. City Manager/Acting Comm. Dev. Dir. - Phone  
11 Katie Smiddy, Finance Director  
12 Paul Wright, Fire Chief  
13 Connie Gaylor, Clerk of Council  
14  
15

City Council Members Present

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

16 City Council convened its Business Session for November 4, 2020 at 7:00 p.m. as a hybrid meeting at City Hall and  
17 also by telephone conference with Mayor Dobrozsi presiding. This remote access meeting was allowed by  
18 emergency legislation adopted by the Ohio General Assembly and approved by the Governor. The emergency  
19 legislation added language to RC Section 121.22 allowing public meetings by telephone conference during the  
20 current pandemic and declared State of Emergency. As required by the statute, notice of the telephonic meeting was  
21 publicized more than 24 hours in advance to allow public access through the same conference call in service. The  
22 public was also given a backup number to call in the event there were technical difficulties. This Notice was posted  
23 on the City's website and a similar Notice was sent to The Cincinnati Enquirer.  
24

25 ROLL CALL

26  
27 Mayor Dobrozsi asked for the roll to be called.

28  
29 The roll was called with all members answering as present.  
30

31 SPECIAL PRESENTATION

32  
33 Mike Telljohann was presented with a Certificate of Appreciation as the Beautification and Tree Commissions Fall  
34 Seasons of Beauty Winner.  
35

36 Ms. Roesch read the Certificate remotely and Mayor Dobrozsi presented the Certificate in person to Mr. Telljohann.  
37

38 City Council expressed their gratitude for Mr. Telljohann efforts in not only maintaining the beauty of his property  
39 but for sharing his love of decorating for each season and holidays.  
40

41 GUESTS & RESIDENTS

42  
43 Mayor Dobrozsi asked that any guests on the phone line hold their comments until the end of the agenda. He asked  
44 to move Guests and Residents on the phone to the end of the meeting and allow any public participating in the call  
45 to speak at that time. He stated that comments will be allowed but asked that all questions be forwarded by email to  
46 City Manager Brian Riblet. He stated that all comments will be limited to three minutes in total.  
47

48 Vice Mayor Margolis made a motion to move the Guests and Residents item to after item #10 on the agenda. Mr.  
49 Cappel seconded. City Council unanimously agreed.  
50

51 LEGISLATION TO BE ADDED TO THE AGENDA

52  
53 Mayor Dobrozsi stated that he would recuse himself from this piece of legislation as well as Pending Legislation  
54 item B and New Legislation Item A. Mayor Dobrozsi stated that like he has done with all legislation that relates to  
55 the development and roundabout that he will recuse himself from the discussion and vote on these pieces of  
56 legislation. He explained that although he has no ownership interest in Neyer Properties, Inc. nor any in the limited

57 liability companies in partnership to develop the Montgomery Quarter, he will continue to recuse himself from  
58 discussion and abstain from voting upon legislation related to the Montgomery Quarter project. He asked Vice Mayor  
59 Margolis to take over the meeting.

60  
61 **An Ordinance Authorizing and Ratifying A Declaration of Covenants and Reservation of Public Easements**  
62 **and A Memorandum of Understanding for A Lease Within the Montgomery Quarter Project Site and**  
63 **Declaring an Emergency**

64  
65 Vice Mayor Margolis asked for a motion to add the legislation to the agenda.

66  
67 Mr. Cappel made a motion to add the legislation to the agenda for consideration this evening. Mrs. Harbison  
68 seconded. City Council unanimously agreed.

69  
70 Vice Mayor Margolis assigned the legislation to Mr. Suer.

71  
72 Mr. Suer moved to read the legislation by title only. Mr. Cappel seconded. City Council unanimously agreed.

73  
74 Mr. Suer read the title and moved for the suspension of the rules that require three separate readings of the Ordinance.

75  
76 Mrs. Harbison seconded.

77  
78 The roll was called and showed the following vote:

79  
80 AYE: Cappel, Bissmeyer, Roesch, Harbison, Suer, Margolis (6)  
81 NAY: (0)  
82 ABSTAIN: Dobrozsi (1)

83  
84 Mr. Suer moved passage of the legislation as an Emergency. Mr. Cappel seconded.

85  
86 Mr. Donnellon explained that as approved in the preceding CIC meeting, this Ordinance would provide for the  
87 approval and ratification of the Declaration of Covenants and Public Easements between the City, Developers and  
88 the MCIC for a lease for 30 years of a small portion of the plaza to enable the hotel to have private events that they  
89 can control and reserve on a restricted basis. He stated that staff is asking the legislation to be approved as an  
90 Ordinance because it relates to property rights and the document will be recorded. He added that we are asking that  
91 it be passed as an emergency as it is one of the final steps to moving the pricing of the bonds next week and  
92 completing the closing of the property which was done in escrow last week.

93  
94 Vice Mayor Margolis asked City Council if there were any questions. There were none.

95  
96 The roll was called and showed the following vote:

97  
98 AYE: Bissmeyer, Roesch, Harbison, Suer, Margolis, Cappel (6)  
99 NAY: (0)  
100 ABSTAIN: Dobrozsi (1)

101  
102 **PENDING LEGISLATION**

103  
104 **An Ordinance Modifying Section 132.14, Noise, of The Montgomery Code of Ordinances**

105  
106 Vice Mayor Margolis reminded Council this Ordinance was tabled at the October 21, 2020 Work Session. The  
107 legislation is anticipated to be added to the December 16, 2020 Work Session agenda.

109 **An Ordinance to Make Appropriations for Current Expenses and Other Expenditures of The City of**  
110 **Montgomery, State of Ohio, During the Fiscal Year Ending December 31, 2021**

111  
112 Mr. Suer read the title of the Ordinance and moved passage of the third reading. Mrs. Harbison seconded. City  
113 Council unanimously agreed.

114  
115 Mr. Suer asked Ms. Smiddy if there were any updates.

116  
117 M. Smiddy replied that there was one update. She explained with the upcoming bond issuance for the Montgomery  
118 Quarter scheduled for later this month that there was a needed adjustment in the 2021 budgeted construction cost to  
119 coincide with the issuance of bonds. The increase of appropriation has been changed in Montgomery Quarter  
120 construction fund 464 to reflect the bond issue.

121  
122 Mr. Suer stated that this Ordinance would establish the budget for 2021. He explained this Ordinance was explained  
123 in September and reviewed for several months now.

124  
125 Vice Mayor Margolis asked City Council if there were any comments or questions. There were none.

126  
127 The roll was called and showed the following vote:

128  
129 AYE: Harbison, Roesch, Suer, Margolis ,Cappel, Bissmeyer (6)  
130 NAY: (0)  
131 ABSTAIN: Dobrozsi (1)

132  
133 **NEW LEGISLATION**

134  
135 **A Resolution Adopting a Five-Year Capital Improvement Program for The City of Montgomery**

136  
137 Mr. Suer moved to read the Resolution by title only. Mr. Cappel seconded. City Council unanimously agreed.

138  
139 Mr. Suer read the title and moved for passage. Mr. Cappel seconded.

140  
141 Mr. Suer explained that information has been previously supplied on this legislation that, if passed, would adopt the  
142 City's proposed Five-Year Capital Improvement Program. This was reviewed by City Council as a companion piece  
143 to the proposed 2021 Operating and Capital Budget with Four Year Forecast and represents a comprehensive  
144 planning tool for capital investment in the community over the next five years.

145  
146 Mayor Dobrozsi recused himself at this point from the consideration of this matter and relinquished control of the  
147 meeting to Vice Mayor Margolis.

148  
149 Mr. Suer asked if there were any updates.

150  
151 Ms. Smiddy replied there were none.

152  
153 Mr. Suer asked City Council if there were any comments or questions. There were none.

154 The roll was called and showed the following vote:

155  
156 AYE: Roesch, Suer, Margolis, Cappel, Bissmeyer, Harbison (6)  
157 NAY: (0)  
158 ABSTAIN: Dobrozsi (1)

159  
160 Mayor Dobrozsi regained control of the meeting.

161  
162 **A Resolution Authorizing an Amendment to The Current Contract with Donnellon, Donnellon and Miller for**  
163 **Legal Services to the City of Montgomery**  
164

165 Mrs. Harbison moved to read the Resolution by title only. Vice Mayor Margolis seconded. City Council unanimously  
166 agreed.  
167

168 Mrs. Harbison read the title and moved for passage. Mr. Cappel seconded.  
169

170 Mrs. Harbison explained that information has been previously supplied on this Resolution that , if approved, will  
171 authorize an amendment to the current contract with Donnellon, Donnellon and Miller for legal services to the City  
172 of Montgomery for the year 2021.  
173

174 Mrs. Harbison and City Council thanked Mr. Donnellon for his dedication and service to the City. They praised him  
175 for his role in bringing the Montgomery Quarter project to closure and the many hours (and years) that it took to get  
176 it there.  
177

178 The roll was called and showed the following vote:  
179

180 AYE: Roesch, Suer, Margolis, Cappel, Bissmeyer, Harbison, Dobrozi (7)  
181 NAY: (0)  
182

183 **ADMINISTRATION REPORT**  
184

185 Mr. Riblet reported the following items:  
186

- 187 • City Council Work Session is scheduled for Wednesday, December 16.
- 188
- 189 • The Financial Planning Committee will meet on Monday, December 7 at 4:00 p.m. in a hybrid meeting via  
190 teleconference. The Law and Safety and Planning, Zoning and Landmarks Committees have cancelled their  
191 meetings for the month of December.  
192
- 193 • The Government Affairs and the Public Works Committees will hold their meetings on Monday, December  
194 14 at 3:30 p.m. and 4:30 p.m. respectively as a hybrid meeting as well. The Parks and Recreation Committee  
195 has cancelled their meeting for December.  
196
- 197 • As a reminder, the presentation of the Climb Awards will be aired on Channel 64 on Thursday, December  
198 17.  
199
- 200 • Dugan & Meyer has begun mobilizing at the MQ site with construction of the parking garages in Phase I of  
201 the Montgomery Quarter next week, weather permitting.
- 202 • On the roundabout front, JRJ has installed both permanent and temporary asphalt base pavement in the  
203 location of the roundabout. The temporary pavement is to accommodate the traffic pattern for “Phase 3”  
204 work which will begin first thing Spring 2021.  
205
- 206 • The City was able to assist 25 small businesses in Montgomery through the Montgomery Small Business  
207 Relief Grant program totaling \$87,500. Staff has received numerous thank you emails and calls from those  
208 receiving assistance reaffirming a great use of CARES funds.  
209
- 210 • In addition, over the next few weeks the City will be utilizing CARES funds to install touchless faucets  
211 within City owned buildings, lodges, and parks.  
212

- 213
- Mr. Riblet provided an update on current open positions in the City, as follows:
    - Community Development Director –a total of 31 applications have been received. These applications have been reviewed and 12 candidates have been identified for an initial screening interview in the upcoming weeks.
    - Communications and Engagement Coordinator –a total of 96 applications has been received. These applications have been reviewed and 18 candidates have been identified for an initial screening interview in the upcoming weeks.
  - Mr. Riblet provided an update to the Holiday in the Village event. He explained that due to the pandemic and out of safety for all who may attend, a brief tree lighting ceremony will be held at 5:00 p.m. which will be streamed on City’s Facebook account. He added that the coloring contest winner and her family would be there to flip the switch but that they would observe social distancing during this time.
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228 **APPROVAL OF MINUTES**

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230 Mayor Dobrozsi asked for a motion to approve the November 18, 2020 Special Session and Work Session minutes as amended.

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232

233 Vice Mayor Margolis moved to approve the minutes as amended. Mrs. Harbison seconded. City Council unanimously agreed.

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236 **MAYOR'S COURT REPORT**

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238 Mayor Dobrozsi stated that there was Mayors Court collections in the amount of \$8,810 to be disbursed. He asked for a motion to accept the funds.

239  
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241 Mrs. Harbison moved to accept the Mayors Court collections for the month of November in the amount of \$8,810. Mr. Cappel seconded. City Council unanimously agreed.

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243

244 **OTHER BUSINESS**

245

246 Mrs. Harbison reported on the impending parole hearing of Mark Parrish, who was imprisoned for the attempted murder of Detective Don Jasper in 1995. She stated that on the Hamilton County Prosecutors website there was a portal in which individuals could submit requests regarding parole hearings. She encouraged everyone to submit their request for the denial of Mr. Parrish’s parole request.

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251 Mayor Dobrozsi informed City Council that he had received a notice that his current term as City Council’s representative to the OKI Regional Council of Governments Board of Directors will expire in January 2021. He asked City Council if there was interest by another member to serve in this role. He stated he is happy to continue doing it but wanted to offer that opportunity to others to fill that role. He stated that he would need a motion by Council to serve in that role for another term.

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257 Mrs. Harbison made a motion to nominate Mayor Dobrozsi as City Council’s representative to the OKI Board of Directors. Mr. Suer seconded. City Council unanimously agreed.

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264 **GUEST AND RESIDENTS**

265  
266 Mayor Dobrozsi asked if there were residents on the call who would like to speak. He asked for them to state their  
267 name and address. He reminded callers to limit their comments to three minutes and to send all questions to Mr.  
268 Riblet for follow up after the meeting.

269  
270 Roberto Rivera, 11936 Seventh Avenue, Sycamore Township-Mr. Rivera identified himself as being on the line.

271  
272 Mayor Dobrozsi asked if there were any other guests on the phone line. There being no response, he closed the time  
273 for Guests and Residents.

274  
275 Mayor Dobrozsi asked if there was any further business to discuss. There being none, he asked for a motion to  
276 adjourn.

277  
278 Mr. Cappel made a motion to adjourn. Mr. Suer seconded. City Council unanimously agreed.

279  
280 City Council adjourned at 7:39 p.m.

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Connie Gaylor, Clerk of Council