

City of Montgomery
City Council Business Session Minutes
January 6, 2021

Present

Brian Riblet, City Manager
Terry Donnellon, Law Director
John Crowell, Police Chief
Gary Heitkamp, Public Works Director
Tracy Roblero, Asst. City Manager/Acting Comm. Dev. Dir.
Katie Smiddy, Finance Director
Matthew Vanderhorst, Community and Information Services Director
Paul Wright, Fire Chief
Connie Gaylor, Clerk of Council

City Council Members Present

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

City Council convened its Business Session for January 6, 2021 at 7:30 p.m. as a hybrid meeting at City Hall and also by telephone conference with Mayor Dobrozsi presiding. This remote access meeting was allowed by emergency legislation adopted by the Ohio General Assembly and approved by the Governor. The emergency legislation added language to RC Section 121.22 allowing public meetings by telephone conference during the current pandemic and declared State of Emergency. As required by the statute, notice of the telephonic meeting was publicized more than 24 hours in advance to allow public access through the same conference call in service. The public was also given a backup number to call in the event there were technical difficulties. This Notice was posted on the City's website and a similar Notice was sent to The Cincinnati Enquirer.

Mayor Dobrozsi stated that Mike Harbison and Jessica Harbison Weaver were in attendance and asked them to lead the Pledge of Allegiance.

Mayor Dobrozsi thanked Mike and Jessica for coming to the meeting and stated that he felt we all need to be with family. He stated that in recognition of the untimely passing of Council Member Gerri Harbison he would like to ask for a moment of silence in honor of her life.

Mayor Dobrozsi opened the floor to Council Members to share their memories of Mrs. Harbison and then opened the floor to staff, those in attendance, and those on the phone line. All those that spoke shared wonderful memories and great appreciation for the love that Mrs. Harbison had for her family, community, and Montgomery staff.

At the close of comments Mayor Dobrozsi asked for the roll to be called.

ROLL CALL

The roll was called with all members answering as present.

GUESTS & RESIDENTS

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

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

PENDING LEGISLATION

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

Mayor Dobrozsi reminded Council this Ordinance has continued to be tabled from the October 21, 2020 Work Session but is expected to be addressed at the January 20, 2021 Work Session.

NEW LEGISLATION

A Resolution Authorizing the City Manager to Reaffirm the City's Contract with National Inspection Corporation for Professional Services to Serve as Building Official and to Provide Plan Review and Field Inspection Authority and Services for the City's Building Department for the Calendar Year 2021

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

Vice Mayor Margolis read the title and moved for passage. Mr. Cappel seconded.

Vice Mayor Margolis explained that information has been previously supplied on this legislation that, if passed, would authorize the City Manager to enter into a contract with National Inspection Corporation for professional services to serve as Building Official and to provide plan review and field inspection authority and services for the City's Building Department for the calendar year 2021. The City has contracted for approximately 17 years with National Inspection Corporation to provide plan review and field inspection authority and services for the City's building department and the City continues to be very satisfied with their ability to perform each of these duties.

Vice Mayor Margolis asked if there were any updates.

Ms. Henao replied there were none.

The roll was called and showed the following vote:

AYE: Cappel, Bissmeyer, Dobrozsi, Roesch, Suer, Margolis	(6)
NAY:	(0)

A Resolution Authorizing the City Manager to Enter into a Contract with CT Consultants, Inc. for Professional Services Related to General Engineering and Architectural Services for Calendar Year 2021

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. Mr. Suer seconded.

Mr. Cappel explained that information has been previously supplied on this Resolution that, if passed, would authorize the City Manager to enter into a contract with CT Consultants, Inc. for professional engineering and architectural services for calendar year 2021. The City has contracted for approximately 29 years with CT Consultants to provide civil, traffic, structural, electrical and storm water engineering services. CT Consultants has provided a competitive fee structure for 2021 including slight hourly rate increases for engineering services. As was provided in previous years, CT Consultants has deleted the line item for billing of the "Principal" from the fee schedule. If for any reason the Principal Engineer provides engineering services during the contract year for development/design review or project design/review, that work would be billed at the hourly rate of a "Senior Manager". Funding for this professional services contract is included in the City's 2021 Operating Budget in both the Public Works and Community Development operating budgets.

Mr. Cappel asked if there were any updates.

Mr. Heitkamp replied there were none.

The roll was called and showed the following vote:

AYE: Bissmeyer, Dobrozsi, Roesch, Suer, Margolis, Cappel (6)

NAY: (0)

A Resolution Authorizing the Purchase of a 2021 Spartan/Summit Metro Star Rescue Pumper from Summit Fire Apparatus and Custom Rescue Fabricators

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

Mrs. Bissmeyer read the title and moved for passage. Mr. Cappel seconded.

Mrs. Bissmeyer explained that information has been previously supplied on this legislation that, if passed, would authorize the City Manager to enter into a contract with Summit Fire Apparatus and Custom Rescue Fabricators of Kentucky for the purchase of a Spartan/Summit Metro Star Rescue Pumper. The rescue pumper will be purchased through the bid process conducted through the State of Ohio Cooperative Purchasing Program. The base bid for the pumper truck totals \$633,214, with a contingency amount of \$63,321. These numbers, when combined, total \$696,535.00, which is significantly under the amount of \$805,000.00 budgeted in account 223.000.5405 as part of the City's 2021 Capital Improvement Program.

Mrs. Bissmeyer asked if there were any updates.

Chief Wright replied there were none.

The roll was called and showed the following vote:

AYE: Dobrozsi, Roesch, Suer, Margolis, Cappel, Bissmeyer (6)

NAY: (0)

An Ordinance Appropriating \$500,000 From the Vintage Club TIF Fund for Fiscal Year 2021 As Authorized by Amended Senate Bill #4

Mayor Dobrozsi stated that he would recuse himself from this piece of legislation like he has done with all legislation that relates to the development and roundabout. He explained that although he has no ownership interest in Neyer Properties, Inc. nor any in the limited liability companies in partnership to develop the Montgomery Quarter, he will continue to recuse himself from discussion and abstain from voting upon legislation related to the Montgomery Quarter project. He asked Vice Mayor Margolis to take over the meeting.

Vice Mayor Margolis asked Mr. Suer to present the legislation.

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

Mr. Suer read the title and moved to suspend the rules requiring three readings. Mr. Cappel seconded.

The roll was called and showed the following vote:

AYE: Roesch, Suer, Margolis, Cappel, Bissmeyer (5)

NAY: (0)

ABSTAIN: Dobrozsi (1)

Mr. Suer moved passage of the Ordinance. Mr. Cappel seconded.

Mr. Suer explained that information has been previously supplied on this legislation that, if passed, would authorize a requested amount of \$500,000 of TIF payments to be redirected and be utilized for identified public safety and road maintenance projects in and around the Montgomery Quarter project site in 2021. This request of \$500,000 represents approximately 19% of the \$2.6 million currently in the fund. He added that this amended Senate Bill #4 was enacted as a result of the Covid-19 pandemic and enables municipalities to utilize funds in this case from a TIF fund we have and utilize for similar uses.

Mr. Donnellon added that Legislature in Columbus has authorized communities, because of infrastructure projects that were delayed with changes in tax base and loss of revenues, to draw down monies they may have in excess TIF and applies those to that infrastructure. He explained that instead of confining that money to the TIF, in this case the Vintage Club, it enables us to redirect those monies to infrastructure improvement in the next year around the community.

Mr. Suer stated that there are two things to be aware of. First, we have a healthy balance in the Vintage Club TIF fund and secondly, the purposes used are similar to the original TIF just in a different area.

Mark Alboneti, 10559 Cinderella Drive-Mr. Alboneti asked if we would be required to borrow the money, pay it back, or are we just switching the funds to a different property.

Mr. Donnellon replied that we are allowed to transfer the excess money and we are not required to pay it back unless we are reimbursed from federal funds.

Mr. Riblet added that if we do not spend those dollars that we would redeposit the rest back into the original TIF fund.

The roll was called and showed the following vote:

AYE: Roesch, Suer, Margolis, Cappel, Bissmeyer	(5)
NAY:	(0)
ABSTAIN: Dobrozsi	(1)

ADMINISTRATION REPORT

Mr. Riblet reported the following items:

- City Council Work Session is scheduled for Wednesday, January 20 at 7:00 p.m.
- The Government Affairs Committee will hold their meeting on Monday, January 11 at 3:30 p.m. as a hybrid meeting. The Parks and Recreation and Public Works Committees have cancelled their meetings for January.
- During the last week of December our Public Safety Personnel were vaccinated with the Moderna COVID-19 vaccine. The second dose is scheduled for the week of January 25.
- The visioning session with Kolar Designs and Red Tail investments will need to be rescheduled. Staff will reschedule and send potential dates via email.
- The Planning Commission met on December 21, 2020 to consider an application for the expansion of a conditional use and Final Development Plan approval with an equivalency to allow for construction of a new junior high for Sycamore Community Schools at 5757 Cooper Road. The Planning Commission voted to recommend approval of the expansion of a conditional use and the equivalency request. Staff would like

to request a public hearing at 6:45 p.m. prior to the Council meeting on Wednesday, February 17 to consider the recommendation.

City Council agreed to set the public hearing. Vice Mayor Margolis made a motion to commence with the Work Session immediately at the conclusion of the Public Hearing. Mr. Cappel seconded. City Council unanimously agreed.

- Mr. Riblet recognized that Mr. Suer would be celebrating his birthday on January 16.

APPROVAL OF MINUTES

Mayor Dobrozsi asked for a motion to approve the December 16, 2020 Work Session minutes.

Vice Mayor Margolis moved to approve the minutes as written. Mr. Suer seconded. City Council unanimously agreed.

MAYOR'S COURT REPORT

Mayor Dobrozsi stated that the December Mayors Court collections in the amount of \$11,525 need to be disbursed. He asked for a motion to accept the funds.

Vice Mayor Margolis moved to accept the Mayors Court collections for the month of December in the amount of \$11,525. Mr. Cappel seconded. City Council unanimously agreed.

OTHER BUSINESS

Mayor Dobrozsi asked if there were any items for other business. There were none.

GUEST AND RESIDENTS

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

Roberto Rivera, 11936 Seventh Avenue, Sycamore Township-Mr. Rivera identified himself as being on the line and offered his condolences in the passing of Mrs. Harbison.

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

Mayor Dobrozsi asked for a motion to adjourn.

Mr. Cappel made a motion to adjourn. Mrs. Bissmeyer seconded. City Council unanimously agreed.

City Council adjourned at 8:30 p.m.



Connie Gaylor, Clerk of Council