

July 16, 2021

TO: Mayor and City Council Members
FROM: Brian K. Riblet, City Manager 
SUBJECT: City Council Work Session of Wednesday, July 21, 2021

As a reminder, City Council is scheduled to meet in Work Session on Wednesday, July 21, 2021 at 7:00 p.m.

Work Session

1. Call to Order
2. Roll Call
3. Special Presentation
 - a. Adam and Leigh Futscher will be presented with a Certificate of Appreciation as the 2021 Spring Seasons of Beauty Winners
 - b. Mary Ann Folz will be presented with a Certificate of Appreciation for her service on the Environmental Advisory Commission
4. Guest and Residents
5. Legislation for Consideration this Evening
6. Establishing an Agenda for August 4, 2021 Business Session

Tabled Legislation

- a. An Ordinance Agreeing To Adjust The Boundaries Between The City Of Montgomery, Ohio And The City Of The Village Of Indian Hill, Ohio Pursuant To Ohio Revised Code Section 709.37—(Vice Mayor Margolis, 3rd Reading-TABLED)
Information has been previously supplied on this Ordinance that, if approved, would grant a request from Amy M. and Christopher Gilles, Property Owners on Remington Road, to approve a boundary adjustment for their property to relocate a portion of their lot from the Village of Indian Hill into the City to then be consolidated to create a larger, buildable lot. This Ordinance is the first step in the statutory process to adjust the boundary between the City and the Village. The Village of Indian Hill is passing a similar Ordinance, after which the legislation will

be presented to the Board of Commissioners of Hamilton County, Ohio to approve the boundary adjustment between the two communities.

This Ordinance will remain on the table until Council later adds it to the Agenda for the third reading.

Pending Legislation

There is no current pending legislation

New Legislation

- a. A Resolution Amending Resolution No. 26, 2019 Authorizing The City Manager To Enter Into A Contract With Dental Care Plus, Inc. To Provide Dental Insurance Coverage For Full-Time Employees—Please see the attached correspondence from Julie Prickett, Human Resource Manager requesting City Council to approve this Resolution that, if approved, would authorize extending the current contract with Dental Care Plus, Inc. for an additional three months (October 1 through December 31, 2021). You may recall last year the City contracted with Humana for a 15-month period to provide employee group medical insurance with a zero percent increase in premium costs. This resulted in additional cost savings for the City but also resulted in group dental and group medical contract periods having different end dates. With the assistance of Julie Tople (HORAN), Dental Care Plus was contacted and is willing to extend its existing contract for employee group dental insurance an additional three months from October 1, 2021 through December 31, 2021 at current rates. Extending the contract with Dental Care Plus an additional three months would sync the employee group dental insurance contract end period with the employee group medical insurance contract end period, resulting in administrative efficiencies for the City and greater convenience for the employees. Earlier this year the members of the HealthCare Benefits Committee were consulted, and all members of the Committee were supportive of syncing the dental insurance contract end date with the medical insurance contract end date.

Add this Resolution to the August 4, 2021 Business Session agenda, assign it to a City Council member for reading, and consider adoption of the Resolution that evening.

- b. A Resolution Authorizing an Assessment for The Removal of Dead Trees—Please find attached correspondence from Tracy Roblero, Assistant City Manager/ Acting Community Development Director, requesting that City Council authorize an assessment for the removal of dead trees at 8817 Castleford Drive. Due to negligence by the owner of the property, the City has been forced to remove dead trees in order to bring the property into compliance with our property maintenance code. Section 93.23 provides a prohibition against dead trees. Section 93.16 of the code allows the Community Development Director to have these nuisances abated by contract and the cost to be charged against the real property and a lien to be placed upon the property. After providing the required notices, staff contracted with Davey Tree to have the dead trees removed. The total cost of tree removal was \$4,740. The City now desires to assess a lien upon the property for the cost

incurred by the City to remove the dead trees, and an additional administrative fee of \$25. The adoption of this Resolution will allow for the assessment to be included in the upcoming property tax bills that will be mailed in January.

Add this Resolution to the August 4, 2021 Business Session agenda, assign it to a City Council member for reading, and consider adoption of the Resolution that evening.

- c. A Resolution Amending And Extending Resolution Nos. 4, 2020 and 32, 2020 Authorizing Expenditures For Design and Engineering Services To Complete The Development of The Montgomery Quarter Project—Please find attached correspondence from Brian Riblet, City Manager, requesting City Council to consider a Resolution that would amend Resolution #4, 2020 and Resolution #32, 2020 for the purchase of certain design and engineering services for the development of the Montgomery Quarter project specifically transitioning from Sequence III of Phase I into Phase II of the overall development. This request, if approved, would authorize an amount not to exceed \$200,000. The services are consistent with the terms and conditions established under previous Resolutions associated with the project. Funds would be drawn from the Downtown Improvement Fund 480.000.5365.

Add this Resolution to the August 4, 2021 Business Session agenda, assign it to a City Council member for reading, and consider adoption of the Resolution that evening.

- d. A Resolution Accepting A Bid And Authorizing The City Manager To Enter Into A Contract With Prus Construction Company For The Montgomery Road Access Consolidation Project—Please find attached correspondence from Gary Heitkamp, Public Works Director, requesting that City Council consider this Resolution that, if approved, would authorize the City Manager to enter into a contract with Prus Construction to complete the 9305 - 9321 Montgomery Road Access Consolidation Project. The access consolidation project will be funded through the 480-000-5401 Downtown Improvements Fund. It is requested that the project be approved in the amount of \$232,960.00, which is the amount of the Base Bid plus 10% contingency.

Add this Resolution to the August 4, 2021 Business Session agenda, assign it to a City Council member for reading, and consider adoption of the Resolution that evening.

- e. A Resolution Authorizing The City Manager To Enter Into A Contract With Compass Minerals America Inc. For The Purchase Of De-Icing Rock Salt For The 2021-2022 Season—Please find attached correspondence from Gary Heitkamp, Public Works Director, requesting that City Council authorize the City Manager to enter into a contract extension with Compass Minerals America, Inc. pursuant to a joint purchasing bid with Hamilton County for 2021-2022 de-icing rock salt. The purchase of deicing rock salt for the 2021-2022 winter season is included in the City budget in the 261.000.5380 Street Maintenance, 265.000.5380 State Highway Fund, and 266.000.5380 Permissive MVL Fund. If approved, the request would

authorize a maximum purchase of 1400 tons of deicing rock salt in the amount of \$94,528.00 (\$67.52 per ton).

Add this Resolution to the August 4, 2021 Business Session agenda, assign it to a City Council member for reading, and consider adoption of the Resolution that evening.

7. Administration Report

8. Law Director Report

9. City Council Member Reports

- a. Mr. Cappel
- b. Mrs. Bissmeyer
- c. Mr. Suer
- c. Ms. Roesch
- d. Mr. Messer
- e. Vice Mayor Margolis
- f. Mayor Dobrozsi

10. Approval of Minutes- July 7, 2021 Business Session

11. Other Business

12. Executive Session

13. Adjournment

Should you have any questions or concerns regarding this information, please do not hesitate to contact me.

C: Connie Gaylor, Administrative Coordinator
Department Heads
Terry Donnellon, Law Director

July 21, 2021
City Hall
7:00 p.m.

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- e. Vice Mayor Margolis
- f. Mayor Dobrozsi

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C: Connie Gaylor, Administrative Coordinator
Department Heads
Terry Donnellon, Law Director



CITY OF

MONTGOMERY

Certificate of Appreciation

to

Adam and Leigh Futscher

9869 Forestglen Drive

WHEREAS, the Montgomery Beautification and Tree Commission has selected the home of **Adam and Leigh Futscher**, as the 2021 Spring Seasons of Beauty Award Winner; and,

WHEREAS, the **Futscher's** spent 2020 renovating the outside of their home which popped during the spring with stunning seasonal blooms that blanket the entire front yard with colorful spring perennials including Wild Indigo, Japanese Iris, and Pink Lenten Roses.; and,

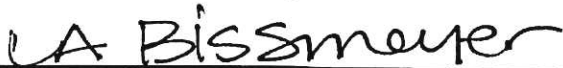
WHEREAS, A white blooming Dogwood tree framed the front of the home while a stunning Japanese maple anchored the entrance. The yard is transformed with seasonal colors from an array of daffodils including Trumpet, long and small cup varieties, a large blossoming Cherry tree, pink Creeping Phlox and waves of blue Forget-Me-Nots. In late spring, colorful container arrangements decorated the front entranceway; and,

WHEREAS, the Seasons of Beauty award recognizes homes and businesses in Montgomery with special front yards, window boxes, and planters that peak during certain seasons as well as those homes and businesses with decorative features that celebrate the "season" or holiday; and,

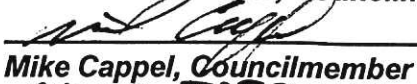
WHEREAS, **Adam and Leigh Futscher** have contributed to the beautification of Montgomery through the landscaping of their property, thereby visually enhancing the City for all its citizens.

NOW THEREFORE, BE IT CERTIFIED by the Council of the City of Montgomery, Ohio:

SECTION 1. The Council of the City of Montgomery, Ohio recognizes this extraordinary effort and contribution to our City and calls upon all residents and officials of this community to honor **Adam and Leigh Futscher** for their efforts.



Lee Ann Bissmeyer, Councilmember



Mike Cappel, Councilmember




Chris Dobrozsi, Councilmember



Craig Margolis, Councilmember



Ron Messer, Councilmember



Lynda Roesch, Councilmember



Ken Suer, Councilmember



Certificate of Appreciation
to
Mary Ann Folz

WHEREAS, Mary Ann Folz generously shared her time and talents with the City of Montgomery by serving on the Environmental Advisory Commission (EAC) since 2016 and as Vice Chair for a portion of that time; and,

WHEREAS, during her term of service on the EAC Mary Ann attended the monthly meetings and took a thoughtful approach to improving the environment; and,

WHEREAS, Mary Ann was committed to educating residents on environmental issues by contributing to the Montgomery Bulletin as well as greeting and assisting residents and non-residents at the monthly recycling event; and,

WHEREAS, Mary Ann could be found participating in the Adopt-a-Spot program, Catch Basin Labeling project, Shredding Events and the annual One Stop Drop Recycling Event; and,

WHEREAS, Mary Ann retired from Proctor and Gamble in 2020 after many years of service and will enjoy her retirement starting a farm business at her farm near Morgantown, WV while continuing her passion for preserving the environment and getting involved in her new community as she did in Montgomery.

NOW THEREFORE, BE IT CERTIFIED by the City Council of the City of Montgomery, Ohio, all members concurring:

SECTION 1. On behalf of all citizens of the City of Montgomery, the City Council wishes to thank **Mary Ann Folz** for her valued service as a member of the Montgomery Environmental Advisory Commission. The citizens of Montgomery shall benefit now and hereafter from her efforts.

LA Bissmeyer

Lee Ann Bissmeyer, Councilmember

Mike Cappel

Mike Cappel, Councilmember

CHRIS DOBROZSI

Chris Dobrozsi, Councilmember

Craig Margolis

Craig Margolis, Councilmember

Ron Messer

Ron Messer, Councilmember

Lynda Roesch

Lynda Roesch, Councilmember

Ken Suer

Ken Suer, Councilmember

ORDINANCE NO. , 2021

**AN ORDINANCE AGREEING TO ADJUST THE BOUNDARIES BETWEEN THE
CITY OF MONTGOMERY, OHIO AND THE CITY OF THE VILLAGE OF INDIAN HILL,
OHIO PURSUANT TO OHIO REVISED CODE SECTION 709.37**

WHEREAS, pursuant to Ohio Revised Code Section 709.37, two adjoining municipal corporations may, by Ordinance adopted by their respective legislative authorities, agree to adjust their boundaries, provided that such adjustment does not involve the transfer of land inhabited by more than five voters; and

WHEREAS, property owners, Amy M. and Christopher Gilles, are the record owners of two plats located on Remington Road, Hamilton County, Ohio, which lots border the common corporation line between the City of Montgomery, Ohio ("Montgomery") and the City of the Village of Indian Hill, Ohio ("Indian Hill"); and

WHEREAS, to create appropriately buildable lots for this land, the property owners have petitioned both Montgomery and Indian Hill to adjust the corporation line to move .3362 acres from Hamilton County Auditor's parcel number 619-0190-0082 from Indian Hill, and to consolidate such lot with lot 603-0004-0093 located within Montgomery. A copy of the proposed survey plat is attached hereto as **Exhibit A-1** and the former legal description for the remaining lots are attached hereto **Exhibit A-2**; and

WHEREAS, the Council of the City of Montgomery hereby finds and determines that a boundary adjustment of a portion of the property from Indian Hill to Montgomery will allow the adjusted and consolidated property to be governed by the laws of only one municipality, it will allow for the effective enforcement of the appropriate municipal codes in each jurisdiction, and it will avoid confusion regarding the provision of

municipal services by properly adjusting the boundary line to recognize these as two distinctive lots in their respective jurisdictions; and

WHEREAS, the City of Montgomery is willing to adjust its municipal boundary line with the Village of Indian Hill as graphically depicted in **Exhibit A-1** and described in **Exhibit A-2** attached hereto; and

WHEREAS, the proposed boundary adjustment would not affect any voters in either municipality and would be in the best interest of both municipalities; and

WHEREAS, the Council of the City of Montgomery desires to zone the new lot as consolidated and adjust it to the City of Montgomery as Residential A.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Montgomery, Hamilton County, Ohio, that:

SECTION 1. The Council of the City of Montgomery, Ohio does hereby agree to a boundary adjustment with the City of the Village of Indian Hill to consolidate a portion of Hamilton County Auditor's parcel number 619-0190-0082 to Hamilton County parcel number 603-0004-0093, and to adjust the new corporation line as appropriate and as depicted on the attached **Exhibit A-1**. Council hereby requests that the Board of Commissioners of Hamilton County, Ohio adjust the boundaries for the City of Montgomery, Ohio and the City of the Village of Indian Hill in the manner as provided by law and as depicted in **Exhibit A-1** and described in **Exhibit A-2** attached hereto.

SECTION 2. The territory that is becoming a part of the City of Montgomery shall be zoned Residential A and subject to all laws generally applicable to properties in the City. The Community Development Director shall cause the official zoning map of the City of Montgomery to be amended in accordance with this Ordinance.

SECTION 3. This Ordinance shall go into effect and become law from and after the earliest period allowed by law.

SECTION 4. The Clerk of the City is hereby directed to certify a copy of this Ordinance to the Hamilton County Recorder.

PASSED: _____

ATTEST: _____
Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM:



Terrence M. Donnellon, Law Director



1008 Main Street (State Route 28)
Milford, Ohio 45150
Telephone 513-831-9970 Fax 513-831-9971

President - Jay Olberding, P.S.
Founder - Jimmy Lansdale, P.S.

EXHIBIT A-2

December 15, 2020
09-029A

LEGAL DESCRIPTION FOR 0.3362 ACRES 711 Transfer from Indian Hill Township To Sycamore Township

Situate in Section 3, Town 4, E.R. 1, Sycamore Township, Indian Hill Township, City of Indian Hill, Village of Montgomery, Hamilton County Ohio and being more particularly described as follows:

Commencing at a point of intersection of the Corporation Line between The Village of Montgomery and The Village of Indian Hill with the centerline of Remington Road; Thence leaving the centerline of Remington Road and going along The Corporation Line South $37^{\circ} 56' 44''$ West 113.39 feet to a point and **TRUE PLACE OF BEGINNING** for this description; Thence along a New Corporation Line South $27^{\circ} 30' 53''$ West 405.57 feet to a set $5\frac{1}{8}''$ iron pin; Thence North $52^{\circ} 03' 15''$ West 73.43 feet to a point, said point being witnessed by an existing pipe North 0.33 feet and West 0.14 feet, said point in also on the Corporation Line The Village of Montgomery and The Village of Indian Hill, Thence North $37^{\circ} 56' 44''$ East 398.87 feet to the place of beginning containing 0.3362 acres of land.

North is based upon deed recorded in Official Record 10411 - Page 1415 of the Hamilton County Recorder's Office.

The above described real estate is part of the same premises described as recorded in O.R. 11219, Page 1272 of the Hamilton County Ohio Deed Records and identified as all of Parcel ID. No.619-0190-0062, 0072, and 0073 on the tax maps of said county.

This description is the result of a survey and plat by Lansdale Surveying, Inc. dated August, 2009 under the supervision of Jay S. Olberding, Professional Surveyor, Ohio Registration #S-7188.



Jay S. Olberding P.S.



1008 Main Street (State Route 28)
Milford, Ohio 45150
Telephone 513-831-9970 Fax 513-831-9971

President - Jay Olberding, P.S.
Founder - Jimmy Lansdale, P.S.

December 15, 2020
09-029A

LEGAL DESCRIPTION FOR 1.0418 ACRES

Situate in Section 3, Town 4, E.R. 1, Sycamore Township, Indian Hill Township, City of Indian Hill, Village of Montgomery, Hamilton County Ohio and being more particularly described as follows:

Beginning at a point of intersection of the Corporation Line between The Village of Montgomery and The Village of Indian Hill with the centerline of Remington Road; Thence leaving the centerline of Remington Road South $37^{\circ} 55' 56''$ West passing through an existing Pipe at 54.64 feet for a total distance of 113.39 feet to a point; Thence with a New Corporation line South $27^{\circ} 30' 53''$ West 405.57 feet to a set $5\frac{1}{8}''$ iron pin; Thence North $52^{\circ} 03' 15''$ West 73.43 feet to a point, said point being witnessed by an existing pipe North 0.33 feet and West 0.14 feet, said point in also on the Corporation Line of The Village of Montgomery and The Village of Indian Hill; Thence North $37^{\circ} 56' 44''$ East 30.19 feet to a set $5\frac{1}{8}''$ iron pin; Thence North $52^{\circ} 03' 13''$ West 66.00 feet to a set $5\frac{1}{8}''$ iron pin; Thence North $37^{\circ} 56' 47''$ East 449.31 feet to a point in the centerline of Remington Road; Thence along the centerline of Remington Road South $78^{\circ} 27' 13''$ East 73.68 feet to the place of beginning containing 1.0418 acres of land.

North is based upon deed recorded in Official Record 10411 - Page 1415 of the Hamilton County Recorder's Office.

The above described real estate is part of the same premises described as recorded in O.R. 11219, Page 1272 of the Hamilton County Ohio Deed Records and identified as all of Parcel ID. No.619-0190-0062, 0072, and 0073 on the tax maps of said county.

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December 15, 2020
09-029A

LEGAL DESCRIPTION FOR 2.2465 ACRES

Situate in Section 3, Town 4, E.R. 1, Indian Hill Township, City of Indian Hill, Hamilton County Ohio and being more particularly described as follows:

Beginning at a point of intersection of the Corporation Line between The Village of Montgomery and The Village of Indian Hill with the centerline of Remington Road; Thence with the centerline of Remington Road North $85^{\circ} 00' 00''$ East 72.82 feet to a point; Thence leaving the centerline of Remington Road South $05^{\circ} 00' 00''$ East 425.00 feet to a point, said point being witnessed by an existing pipe West 0.48 feet; Thence South $85^{\circ} 00' 00''$ West 368.08 feet to a set $5\frac{1}{8}''$ iron pin; Thence with a New Corporation Line North $27^{\circ} 30' 53''$ East 405.57 feet to a point; Thence along the existing Corporation Line North $37^{\circ} 56' 44''$ East passing through an existing pipe at 58.75 feet for a total distance of 113.39 feet to the place of beginning containing 2.2465 acres of land.

subject to all easements and restrictions of record.

North is based upon deed recorded in Official Record 10411 - Page 1415 of the Hamilton County Recorder's Office.

The above described real estate is part of the same premises described as recorded in O.R. 11219, Page 1272 of the Hamilton County Ohio Deed Records and identified as all of Parcel ID. No.619-0190-0062, 0072, and 0073 on the tax maps of said county.

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President - Jay Olberding, P.S.
Founder - Jimmy Lansdale, P.S.

Prepared by: Lansdale Surveying, Inc
Routine: Area Summary Coord File: 09-029.crd 12/15/20 8:35:15
Input Scale Factor: 1.000000000 Output Scale Factor: 1.000000000

Area in Indian Hill

Pt ID	Ang Rt	Bearing	Distance	Pt ID	Northing	Easting
28		N 85°00'10"E	72.82	21	5029.1362	5050.2505
21	90°00'10"	S 05°00'00"E	425.00	15	4605.7534	5087.2917
15	90°00'00"	S 85°00'00"W	368.08	17	4573.6731	4720.6124
17	57°29'07"	N 27°30'53"E	405.57	155	4933.3700	4907.9762
155	169°34'10"	N 37°56'44"E	133.39	28	5022.7892	4977.7007
28	132°55'46"					

Perimeter: 1384.86 Cumulative Perimeter: 1384.86

Approx: Sq. Feet: 97855.8 Acres: 2.2465
Approx: Total - Sq. Feet: 97855.8 Acres: 2.2465

Correct Ending Coordinates, North: 5022.7930 East: 4977.7073
Ending Coordinates, North: 5022.7892 East: 4977.7007
Error, N: 0.00 E: -0.01 Total: 0.01 Brg: N 59°58'10"E
Distance Traversed: 1384.86 Closure: 180329



Jay S. Olberding P.S.



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President - Jay Olberding, P.S.
Founder - Jimmy Lansdale, P.S.

Routine: Area Summary Coord File: 09-029.crd 12/15/20 8:32:00
Input Scale Factor: 1.000000000 Output Scale Factor: 1.000000000

Area in Montgomery

Pt ID	Ang Rt	Bearing	Distance	Pt ID	Northing	Easting
28		S 37°56'44"W	113.39	155	4933.3738	4907.9828
155	190°25'50"	S 27°30'53"W	405.57	17	4573.6770	4720.6190
17	79°34'08"	N 52°03'15"W	73.43	18	4618.8303	4662.7127
18	90°00'10"	N 37°56'44"E	30.19	25	4642.6388	4681.2758
25	269°59'48"	N 52°03'13"W	66.00	26	4683.2238	4629.2291
26	90°00'00"	N 37°56'47"E	449.31	27	5037.5435	4905.5206
27	116°24'00"	S 78°27'13"E	73.68	28	5022.7957	4977.7095
28	63°36'04"					

Perimeter: 1211.57 Cumulative Perimeter: 1211.57

Approx: Sq. Feet: 45379.7 Acres: 1.0418

Approx: Total - Sq. Feet: 45379.7 Acres: 1.0418

Correct Ending Coordinates, North: 5022.7930 East: 4977.7073
Ending Coordinates, North: 5022.7957 East: 4977.7095
Error, N: 0.00 E: 0.00 Total: 0.00 Brg: S 39°30'58"W
Distance Traversed: 1211.57 Closure: 350897



Jay S. Olberding P.S.



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President - Jay Olberding, P.S.
Founder - Jimmy Lansdale, P.S.

Prepared by: Lansdale Surveying, Inc
Routine: Area Summary Coord File: 09-029.crd 12/15/20 8:28:30
Input Scale Factor: 1.000000000 Output Scale Factor: 1.000000000

711 Transfer

Pt ID	Ang Rt	Bearing	Distance	Pt ID	Northing	Easting
155		S 27°30'53"W	405.57	17	4573.6754	4720.6180
17	79°34'08"	N 52°03'15"W	73.43	18	4618.8287	4662.7116
18	90°00'00"	N 37°56'44"E	398.87	155	4933.3745	4907.9833
155	10°25'52"					

Perimeter: 877.87 Cumulative Perimeter: 877.87

Approx: Sq. Feet: 14644.5 Acres: 0.3362
Approx: Total - Sq. Feet: 14644.5 Acres: 0.3362

Correct Ending Coordinates, North: 4933.3722 East: 4907.9818
Ending Coordinates, North: 4933.3745 East: 4907.9833
Error, N: 0.00 E: 0.00 Total: 0.00 Brg: S 32°33'02"W
Distance Traversed: 877.87 Closure: 319965




Jay S. Olberding P.S.

MEMORANDUM

July 14, 2021

TO: Brian K. Riblet, City Manager

FROM: Julia E. Prickett, Human Resources Manager 

SUBJECT: Legislation Request to Extend Contract with Dental Care Plus, Inc.

Introduction

It is requested that a recommendation be made to City Council to adopt this Resolution which would authorize extending the current contract with Dental Care Plus, Inc. for an additional three months (October 1 through December 31, 2021) for employee group dental insurance.

Background

As you know, last year the City contracted with Humana for a 15-month period to provide employee group medical insurance with a zero percent increase in premium costs. This resulted in additional cost savings for the City but also resulted in group dental and group medical contract periods having different end dates.

With the assistance of Julie Tople (HORAN), Dental Care Plus, Inc. was contacted and is willing to extend its existing contract for employee group dental insurance an additional three months from October 1, 2021 through December 31, 2021 at current rates. Extending the contract with Dental Care Plus, Inc. for an additional three months would sync the employee group dental insurance contract end period with the employee group medical insurance contract end period. Not only would this result in an additional three months of guaranteed group dental insurance rates, it would also provide administrative efficiencies for the City and greater convenience for the employees by allowing the City to have one open enrollment period for all group benefits. This format would be consistent with open enrollment procedures the City has typically followed in the past, with one annual open enrollment period for all employee benefit options.

Earlier this year the members of the HealthCare Benefits Committee were consulted, and all members of the Committee were supportive of syncing the dental insurance contract end date with the medical insurance contract end date.

Recommendation

Staff recommends that City Council adopt a Resolution that would authorize extending the current contract with Dental Care Plus, Inc. for an additional three months (October 1 through December 31, 2021.)

Additional Notes

Recommendations from the HealthCare Benefits Committee regarding proposals from carriers for group insurance coverages, as well as recommendations from the City Administration regarding City "caps" on insurance premium contributions, will be presented to City Council later this year.

RESOLUTION NO. , 2021

**A RESOLUTION AMENDING RESOLUTION NO. 26, 2019 AUTHORIZING THE CITY
MANAGER TO ENTER INTO A CONTRACT WITH DENTAL CARE PLUS, INC.
TO PROVIDE DENTAL INSURANCE COVERAGE FOR FULL-TIME EMPLOYEES**

WHEREAS, Council did adopt Resolution No. 26, 2019 on September 4, 2019, authorizing the City Manager to enter into a contract with Dental Care Plus, Inc. to provide dental benefits for all full-time employees for twenty-four months commencing October 1, 2019 through September 30, 2021; and

WHEREAS, Dental Care Plus, Inc. has agreed to guarantee current rates and extend the existing contract for employee group dental insurance an additional three months from October 1, 2021 through December 31, 2021; and

WHEREAS, extending the existing contract with Dental Care Plus an additional three months would match the employee group dental insurance contract end period date with the employee group medical insurance contract end period date, resulting in administrative efficiencies for the City and greater convenience for the employees.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Montgomery, Hamilton County, Ohio, that:

SECTION 1. Resolution No. 26, 2019 is hereby amended to authorize the City Manager to extend the existing contract with Dental Care Plus, Inc. to provide dental benefits for all full-time employees at the current contract rate for an additional three months commencing October 1, 2021 through December 31, 2021.

SECTION 2. This Resolution shall be in full force and effect from and after

its passage.

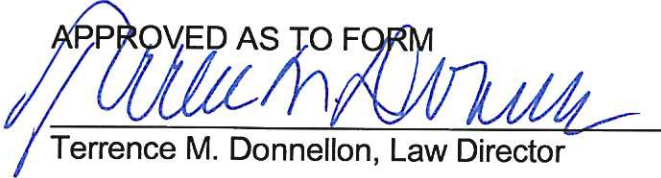
PASSED: _____

ATTEST: _____

Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM



Terrence M. Donnellon, Law Director

June 30, 2021

TO: Brian K. Riblet, City Manager

FROM: Tracy Henao, Assistant City Manager/Acting Community Development Director

JMH

RE: Authorizing an Assessment for Property Maintenance

Request

It is requested that City Council adopt a Resolution Authorizing an Assessment at 8817 Castleford Lane.

Background

Due to negligence by the owner the property, the City has been forced to remove dead trees to bring the property into compliance with the Property Maintenance Code.

Section 93.23 of the Property Maintenance Code provides a prohibition against dead trees. Section 93.16 of the Code allows the Community Development Director to have these nuisances abated by contract and the cost to be charged against the real property and a lien to be placed upon the property.

The City, after providing the required notice, contracted with Davey Tree to have the dead trees removed. The total cost of tree removal was \$4,740.

The City now desires to assess a lien upon these properties for the cost incurred and an additional administrative fee of \$25 as allowable by law.

Recommendation

At this time, it is necessary to certify to the Hamilton County Auditor the costs of this maintenance so they may be assessed on the property for this location. Therefore, it is Staff's recommendation that this resolution be placed on the agenda for the August 4, 2021 Business Session. This timing will allow for the assessment to be included in the upcoming property tax bills that will be mailed in January.



Invoice

Amount Due
\$4,740.00

Customer	Customer number	Invoice number	Invoice date	Payment due date
CITY OF MONTGOMERY	1139930	915364651	February 19, 2021	March 21, 2021
Current services	Date of service	Cost of service	Sales tax (if applies)	Service total

ANNE FEVER

8817 CASTLEFORD LN, Montgomery, OH

Tree Removal 02/18/2021 4,740.00 4,740.00

(Contract #46239596)

REMOVE 2 DECLINING ASH TREES RIGHT SIDE OF HOUSE AND HAUL ALL WOOD AND DEBRIS. CUT STUMPS AS LOW AS POSSIBLE.

ASH IN BACKYARD

NOTE: WILL REMOVE DOGWOOD RIGHT OF DRIVE & HAUL DEBRIS. LEAVING STUMP TO ACCESS RIGHT HAND SIDE OF HOUSE.

Total amount due

4,740.00

Thank you for your business!

Rate your experience:
www.davey.com/feedback

Just Ask Us!

Have questions about our services?
Visit us online at www.davey.com
or call your local arborist
Jason Muchmore at (513) 575-1733.

Your Local Office

6065 BRANCH HILL GUINEA PIKE
MILFORD, OH 45150-2219
(513) 575-1733

Page 1 of 1

Please detach and return the following remittance advice with your payment



The Davey Tree Expert Company
1500 N. Mantua St.
Kent, OH 44240

FORWARDING SERVICE REQUESTED

Ways to Pay
1) Pay online
at www.payments.davey.com
2) Mail in a check
(please include remittance stub)
Please contact your local office
regarding any service issues.

Amount Due: \$4,740.00
Due Date: March 21, 2021
Invoice Date: February 19, 2021
Invoice Number: 915364651
Customer Number: 1139930

Mail Payment To:

The Davey Tree Expert Company
P.O. Box 94532
Cleveland, OH 44101-4532

MDG2015 00000302 1 MB 0.45
CITY OF MONTGOMERY
SERVICE BUILDING
7315 CORNELL RD
CINCINNATI, OH 45242-3032

0001139930009153646519021920210000000047400070

RESOLUTION NO. , 2021

**A RESOLUTION AUTHORIZING AN ASSESSMENT FOR THE
REMOVAL OF DEAD TREES**

WHEREAS, the City of Montgomery, in Chapter 93 of the Code of Ordinances has provided a prohibition against dead trees within the City, a method of notifying non-complying property owners to remove such trees, and a procedure by which the City may cut and remove the trees if the owner fails to take action within the time allowed; and

WHEREAS, Ohio Revised Code allows a City to place a lien against real property for the charges for the services in removal of dead trees and the fees incurred administratively to provide notice to the non-complying property owner; and

WHEREAS, the City has followed its Code of Ordinances in notifying the owner of the real property at 8817 Castleford Lane, Montgomery, Ohio 45242, being Auditor's Parcel Number 603-0013-0414-00 as set forth in the attached copies of Affidavits; and

WHEREAS, the owner has failed or refused to take action within the time allowed pursuant to such notices; and

WHEREAS, the City, after submitting such notices, has entered upon the real property to cut and remove the trees at a cost of \$4,765; and

WHEREAS, the City now desires to assess a lien upon said real property for the cost incurred by the City to cut and remove such trees and an additional administrative fee of \$25.00 as allowable by law.

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Montgomery, Ohio:

SECTION 1. Pursuant to the Ohio Revised Code and the Ordinances of the City of Montgomery, Council hereby makes this written return to the Auditor of Hamilton County, Ohio, and requests that the Auditor place a lien against the real property located at 8817 Castleford Drive, Montgomery, Ohio 45242, being Auditor's Parcel Number 603-0013-0414-00, in the amount of \$4,765.00, which includes the administrative fee. The Auditor is requested to place said special assessment against the real property upon the tax duplicate as is authorized by Ohio law to collect the same according to law and to return such collections to the City.

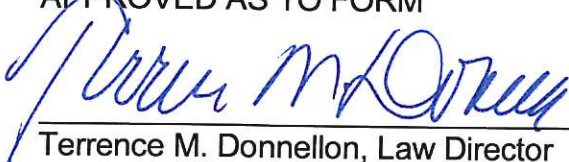
SECTION 2. This Resolution shall be in full force and effect from and after its passage.

PASSED _____

ATTEST _____
Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM



Terrence M. Donnellon, Law Director

July 16, 2021

TO: City Council

FROM: Brian K. Riblet, City Manager *BKR*

SUBJECT: A Resolution request to amend Resolution #4, 2020 and Resolution #32, 2020 for the purchase of certain design and engineering services for the development of the Montgomery Quarter project.

Request

It is necessary for City Council to consider a Resolution authorizing the City Manager to amend Resolution #4, 2020 and Resolution #32, 2020 for the purchase of certain design and engineering services for the development of the Montgomery Quarter project specifically transitioning from Sequence III of Phase I into Phase II of the overall development.

Financial Impact

This request, if approved, would authorize an amount not to exceed \$200,000 to purchase certain design and engineering services for the development of the Montgomery Quarter project from McGill Smith Punshon, Inc. (MSP) estimated at \$83,500, MKSK Studios (MKSK) estimated at \$110,000 and Berding Surveying estimated at \$6,500. The services are consistent with the terms and conditions established under previous Resolutions associated with the project. Funds would be drawn for from the Downtown Improvement Fund 480.000.5365. These costs will qualify as reimbursable expenditures associated with the Montgomery Quarter project and will be recovered through the Tax Increment Finance (TIF) agreement structured for the development.

Background

Gateway Partners Montgomery, LLC who has been contracted by the City as our Construction Manager at Risk (CMAR) continues to work with engineering firms to advance Construction Drawings, engineering and site plan drawings, and surveying as part of the public and private improvements within the Montgomery Quarter project. Payments will allow the City to acquire and Gateway Partners Montgomery, LLC to

assign to the City all plans, reports, engineering drawings, concepts and designs, and survey reports prepared by MSP, MKSK and Berding Surveying.

Recommendation

Staff recommends City Council adopt a Resolution authorizing the City Manager to amend Resolution #4, 2020 and Resolution #32, 2020 for the purchase of certain design and engineering services completed by MSP, MKSK and Berding Surveying for the development of the Montgomery Quarter project in an amount not to exceed \$200,000.

RESOLUTION NO. , 2021

**A RESOLUTION AMENDING AND EXTENDING RESOLUTION NOS. 4, 2020
AND 32, 2020 AUTHORIZING EXPENDITURES FOR DESIGN AND
ENGINEERING SERVICES TO COMPLETE THE DEVELOPMENT
OF THE MONTGOMERY QUARTER PROJECT**

WHEREAS, Council previously authorized the Administration to acquire certain Criteria Drawings and engineering and site plan drawings as prepared by MKSK Studios and McGill Smith Punshon, Inc. for the development of the Montgomery Quarter Project; and

WHEREAS, by Resolution Nos. 4, 2020 and 32, 2020, Council did authorize the Administration to acquire such plans and Drawings from Gateway Partners Montgomery, LLC or directly from MKSK Studios and McGill Smith Punshon, Inc.; and

WHEREAS, in the continuing planning, engineering and design to complete the Public Improvements in Sequence 3, the Administration has approved the engineering plans and Drawings developed by MKSK Studios and McGill Smith Punshon, Inc., and the City Administration does desire to further reimburse MKSK Studios and McGill Smith Punshon, Inc. for such professional services to be able to complete Sequence 3 planning and to begin to develop the integrated Phase 2 planning for the Montgomery Quarter Project.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Montgomery, Hamilton County, Ohio, that:

SECTION 1. The Administration is authorized to continue to expend monies with MKSK Studios and McGill Smith Punshon, Inc. to complete engineering drawings, concepts, design and budgeting analysis for Sequence 3 of the Montgomery Quarter

Project, and to begin the initial phase to engineer and design Phase 2 of the project in an amount not to exceed combined expenditures of \$200,000.00, including reimbursement for services previously authorized and billed, and services to be billed through the next stage of the development of these Public Improvements. Such expenditures shall include reimbursement for professional services as well as subcontractor costs including surveying necessary from their contractor, Berding Surveying, Inc.

SECTION 2. This is an extension of the authority previously granted to the City Manager through Resolution Nos. 34, 2017, 31, 2019, 4, 2020, and 32, 2020 governing the purchase of design and engineering services for Public Improvements in the Montgomery Quarter Project Site.

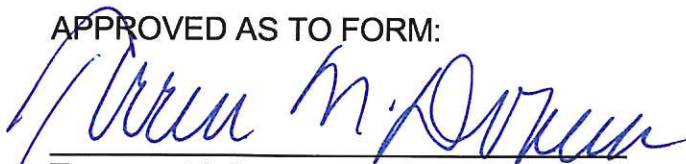
SECTION 3. This Resolution shall be in full force and effect from and after its passage.

PASSED: _____

ATTEST: _____
Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM:



Terrence M. Donnellon, Law Director

July 14, 2021

TO: Brian Riblet, City Manager

FROM: Gary Heitkamp, Public Works Director

SUBJECT: 9305 - 9321 Montgomery Road Access Consolidation Project (US 22 Access Consolidation)

Request

It is necessary for City Council to adopt a Resolution authorizing the City Manager to enter into Contract with Prus Construction to complete the 9305 - 9321 Montgomery Road Access Consolidation Project.

Financial Impact

The 9305 - 9321 Montgomery Road Access Consolidation Project will be funded through the 480-000-5401 Downtown Improvements Fund. It is requested that the project be approved in the amount of \$232,960.00, which is the amount of the Base Bid plus 10% contingency.

Background

The project will consolidate and relocate the driveway access serving 9305 through 9321 Montgomery Road. The consolidated access will be located directly across from Roosa Street of the Montgomery Quarter Development, and will become the "west leg" of the traffic signal being constructed by John R. Jurgensen as part of the roundabout project.

The project was publicly advertised, and a bid opening was held on Wednesday, July 14th at 9:00 AM. A total of three (3) bids were received for this project. The lowest and best bid received was provided by Prus Construction. A complete bid summary of the three (3) companies that submitted a bid is attached, summarized as follows:

<u>CONTRACTOR</u>	<u>BASE BID AMOUNT</u>
Prus Construction	\$211,782.55
J. K. Meurer Corporation	\$235,423.00
W. G. Stang LLC	\$253,120.00
Engineer's Opinion of Construction Cost	\$237,860.00

Recommendation

Staff has reviewed the bids received and determined that the bid received from Prus Construction is the lowest and best bid for the 9305 - 9321 Montgomery Road Access Consolidation Project.

It is recommended that City Council adopt legislation to authorize City Manager Brian Riblet to enter into a Contract with Prus Construction to construct the project.

The amount of the recommendation includes \$21,178 in project contingency funding, which is an amount equal to 10% of the Base Bid amount.

If there are any questions or if additional information is required, please do not hesitate to contact me.

Attachment - bid tabulation

US 22 ACCESS/PARKING LOT MODIFICATIONS
CITY OF MONTGOMERY
BID OPENING RESULTS: 7/14/2021



Strand Associates, Inc.
615 E. Dwyer Place, Suite 300
Greensboro, NC 27402
(319) 513-5601 • FAX (319) 513-5671

ITEM NO.	ITEM CODE	DESCRIPTION	ESTIMATED QUANTITY	UNIT OF MEASURE	UNIT COST	ITEM COST	UNIT COST	ITEM COST	UNIT COST	ITEM COST
ROADWAY										
1	201E11000	CLEARING AND GRUBBING	1	LS	3,000.00	3,000.00	Prus Construction	3,000.00	J.K. Meurer	5,000.00
2	202E23000	PAVEMENT REMOVED	801	SY	16.00	12,816.00		20.00	16,020.00	15.00
3	202E30000	WALK REMOVED	202	SF	9.00	1,818.00		7.00	1,414.00	5.00
4	202E22000	CURB REMOVED	230	FT	16.00	3,680.00		15.00	3,450.00	10.00
5	202E98200	REMOVAL MISC.: TRENCH DRAIN REMOVED	31	FT	50.00	1,550.00		50.00	1,550.00	50.00
6	203E10000	EXCAVATION	200	CY	30.00	6,000.00		15.00	3,000.00	40.00
7	203E20000	EMBANKMENT	100	CY	27.00	2,700.00		24.00	2,400.00	40.00
8	203E98600	ROADWAY, MISC.: GAS VALVE ADJUSTED TO GRADE	1	EACH	375.00	375.00		550.00	550.00	150.00
9	203E98600	ROADWAY, MISC.: ELECTRIC HANDHOLE ADJUSTED TO GRADE	1	EACH	375.00	375.00		550.00	550.00	150.00
10	203E98600	ROADWAY, MISC.: CLEAN OUT ADJUSTED TO GRADE	2	EACH	375.00	750.00		350.00	700.00	150.00
11	203E98600	ROADWAY, MISC.: RELOCATE LIGHT POLE	1	EACH	3,000.00	3,000.00		5,500.00	5,500.00	5,000.00
12	203E98600	ROADWAY, MISC.: RELOCATE PRIVATE SIGN, LIGHTING, AND ELECTRIC HANDHOLE	3	EACH	10,000.00	30,000.00		400.00	1,200.00	750.00
13	204E10000	SUBGRADE COMPACTION	874	SY	3.00	2,622.00		1.65	1,442.10	2.50
14	204E45000	PROOF ROLLING	1	HOUR	157.00	157.00		125.00	125.00	75.00
15	252E01500	FULL DEPTH PAVEMENT SAWING	312	FT	4.00	1,248.00		2.25	702.00	2.50
16	608E3021	DETECTABLE WARNING, AS PER PLAN	20	SF	100.00	2,000.00		60.00	1,200.00	50.00
17	608E98000	WALKWAY, MISC.: PAVER SIDEWALK	155	SF	20.00	3,100.00		41.00	6,355.00	48.00
18	608E98000	WALKWAY, MISC.: PAVER CROSSWALK	307	SF	30.00	9,210.00		41.00	12,587.00	50.00
19	638E10800	VALVE BOX ADJUSTED TO GRADE	1	EACH	375.00	375.00		500.00	500.00	150.00
EROSION CONTROL										
20	659E00300	TOPSOIL	21	CY	105.00	2,205.00		95.00	1,995.00	50.00
21	659E10000	SEEDING AND MULCHING	189	SY	8.00	1,512.00		4.25	803.25	10.00
22	659E20000	COMMERCIAL FERTILIZER	0.10	TON	857.00	85.70		4,000.00	400.00	50.00
23	659E31000	LIME	0.10	ACRE	231.00	23.10		6,000.00	600.00	25.00
24	659E35000	WATER	1	MGAL	3.00	3.00		112.00	112.00	10.00
25	832E30000	EROSION CONTROL	5,000	EACH	1.00	5,000.00		1.00	5,000.00	1.00
DRAINAGE										
26	611E04400	12" CONDUIT, TYPE B	60	FT	84.00	5,040.00		135.00	8,100.00	100.00
27	611E98150	CATCH BASIN, NO. 3	1	EACH	3,750.00	3,750.00		4,800.00	4,800.00	4,000.00

US 22 ACCESS/PARKING LOT MODIFICATIONS

CITY OF MONTGOMERY

BID OPENING RESULTS: 7/14/2021



Strand Associates, Inc.
615 Drexel Place, Suite 300
Orem, UT 84057
(801) 224-1500
(801) 224-1501

ITEM NO.	ITEM CODE	DESCRIPTION	ESTIMATED QUANTITY	UNIT OF MEASURE	UNIT COST	ITEM COST	UNIT COST	ITEM COST	UNIT COST	ITEM COST	UNIT COST	ITEM COST
28	611E98180	CATCH BASIN, NO. 3A	1	EACH	2,690.00	2,690.00	3,800.00	3,800.00	3,500.00	3,500.00	2,500.00	2,500.00
29	611E99554	MANHOLE ADJUSTED TO GRADE	1	EACH	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	400.00	400.00
		PAVEMENT										
30	254E01000	PAVEMENT PLANING, ASPHALT CONCRETE	539	SY	7.00	3,773.00	9.00	4,851.00	12.00	6,468.00	15.00	8,085.00
31	301E46000	ASPHALT CONCRETE BASE, PG64-22	119	CY	206.00	24,514.00	250.00	29,750.00	248.00	29,512.00	235.00	27,965.00
32	407E10000	TACK COAT	100	GAL	3.00	300.00	9.00	900.00	10.00	1,000.00	3.00	300.00
33	441E50000	ASPHALT CONCRETE SURFACE COURSE, TYPE 1, (448) PG64-22	103	CY	220.00	22,660.00	160.00	16,480.00	255.00	26,265.00	235.00	24,205.00
34	452E12010	8" NON-REINFORCED CONCRETE PAVEMENT, CLASS CC-1P	21	SY	80.00	1,680.00	140.00	2,940.00	318.00	6,678.00	150.00	3,150.00
35	609E26000	CURB, TYPE 6	577	FT	27.00	15,579.00	27.00	15,579.00	30.00	17,310.00	35.00	20,195.00
		TRAFFIC CONTROL										
36	630E84900	REMOVAL OF GROUND MOUNTED SIGN AND DISPOSAL	1	EACH	15.00	15.00	200.00	200.00	250.00	250.00	25.00	25.00
37	630E86002	REMOVAL OF GROUND MOUNTED POST SUPPORT AND DISPOSAL	1	EACH	22.00	22.00	200.00	200.00	250.00	250.00	25.00	25.00
38	644E00300	CENTER LINE	0.10	MILE	6,000.00	600.00	8,400.00	840.00	9,000.00	900.00	8,000.00	800.00
39	644E00400	CHANNELIZING LINE, 8"	56	FT	2.00	112.00	5.60	313.60	2.00	112.00	5.00	280.00
40	644E00500	STOP LINE	22	FT	8.00	176.00	11.20	246.40	10.00	220.00	10.00	220.00
41	644E00600	CROSSWALK LINE	81	FT	4.00	324.00	11.20	907.20	2.00	162.00	10.00	810.00
42	644E01200	PARKING LOT STALL MARKING	710	FT	2.00	1,420.00	3.00	2,130.00	1.50	1,065.00	3.00	2,130.00
43	644E01300	LANE ARROW	8	EACH	100.00	800.00	150.00	1,200.00	100.00	800.00	150.00	1,200.00
44	644E01600	HANDICAP SYMBOL MARKING	2	EACH	150.00	300.00	55.00	110.00	200.00	400.00	50.00	100.00
45	690E50500	SPECIAL - CONCRETE PARKING BLOCK	10	EACH	200.00	2,000.00	78.00	780.00	150.00	1,500.00	150.00	1,500.00
		RETAINING WALL										
46	610E60000	RETAINING WALL, MISC.: MODULAR RETAINING WALL	1	LS	35,000.00	35,000.00	27,000.00	27,000.00	20,000.00	20,000.00	25,000.00	25,000.00
		INCIDENTALS										
47	614E11000	MAINTAINING TRAFFIC	1	LS	5,000.00	5,000.00	7,500.00	7,500.00	6,000.00	6,000.00	30,000.00	30,000.00
48	623E10000	CONSTRUCTION LAYOUT STAKES AND SURVEYING	1	LS	7,000.00	7,000.00	3,000.00	3,000.00	6,000.00	6,000.00	5,000.00	5,000.00
49	624E10000	MOBILIZATION	1	LS	10,000.00	10,000.00	7,500.00	7,500.00	6,000.00	6,000.00	10,000.00	10,000.00
					Bid Total:	237,859.80	Bid Total:	211,782.55	Bid Total:	235,423.00	Bid Total:	253,120.00

RESOLUTION NO. , 2021

**A RESOLUTION ACCEPTING A BID AND AUTHORIZING THE CITY MANAGER TO
ENTER INTO A CONTRACT WITH PRUS CONSTRUCTION COMPANY
FOR THE MONTGOMERY ROAD ACCESS CONSOLIDATION PROJECT**

WHEREAS, the Administration, working in cooperation with the City Engineers and property owners in the 9300 block of Montgomery Road, have agreed to consolidate certain access points on Montgomery Road to improve traffic safety; and

WHEREAS, the City has advertised for bids for the Montgomery Road Access Consolidation Project to implement this traffic safety plan, and the City has received a bid from Prus Construction Company, which the Administration has determined to be the lowest and best bid and has recommended acceptance.

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Montgomery, Hamilton County, Ohio, that:

SECTION 1. The bid of \$211,782.55 received from Prus Construction Company for the Montgomery Road Access Consolidation Project is hereby determined to be the lowest and best bid received in response to an advertisement for the same.

SECTION 2. The bid is hereby accepted, and the City Manager is authorized and directed to enter a contract with Prus Construction Company in accordance with the terms described in the specifications, which contract may include a contingency allowance of up to Ten Percent (10%) of the accepted bid for a total authorization not to exceed \$233,000.00.

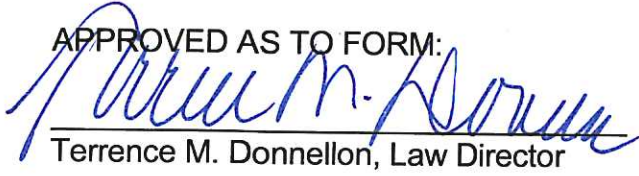
SECTION 3. This Resolution shall be in full force and effect from and after its passage.

PASSED: _____

ATTEST: _____
Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM:



Terrence M. Donnellon, Law Director

July 13, 2021

TO: Brian Riblet, City Manager

FROM: Gary Heitkamp, Public Works Director

SUBJECT: Legislation request for authorization to enter into contract with Compass Minerals America Inc. for the purchase of deicing rock salt

Request

It is necessary for City Council to adopt a Resolution authorizing the City Manager to enter into Contract with Compass Minerals America Inc. pursuant to a joint purchasing bid with Hamilton County for 2021 – 2022 deicing rock salt.

Financial Impact

The purchase of deicing rock salt for the 2021-2022 winter season is included in the City budget in the 261.000.5380 Street Maintenance, 265.000.5380 State Highway Fund, and 266.000.5380 Permissive MVL Fund. If approved, the request would authorize a maximum purchase of 1400 tons of deicing rock salt in the amount of \$94,528.00 (\$67.52 per ton). This represents a 15% increase in cost per ton when compared to the 2020/2021 winter season, however it is 25% less per ton when compared to the 2019/2020 winter season.

Background

Each year the City enters into a contract for the purchase of deicing rock salt for the winter season. The past several winter seasons the City of Montgomery has entered into a joint purchasing bid with Hamilton County. This year, staff was able to secure once again a commitment through the Hamilton County Engineer's Office to enter into a joint purchasing bid for the purchase of deicing rock salt for the upcoming 2021/2022 winter season.

Recommendation

It is recommended that City Council adopt legislation to authorize the City Manager to enter into a contract with Compass Minerals America Inc. pursuant to a joint

purchasing bid for the 2021/2022 winter season for a maximum purchase of 1400 tons of deicing rock salt in the amount of \$94,528.00 (\$67.52 per ton).

If there are any questions or additional information is required, please do not hesitate to contact me.

Attachment – Hamilton County Bid Evaluation Form

RESOLUTION NO. , 2021

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A
CONTRACT WITH COMPASS MINERALS AMERICA INC. FOR THE PURCHASE OF
DE-ICING ROCK SALT FOR THE 2021-2022 SEASON**

WHEREAS, R.C. § 9.48 authorizes counties, townships and municipal corporations to participate in joint purchasing programs with other municipal corporations for the purchase of machinery, materials and supplies without advertisement and without bids; and

WHEREAS, for the winter season 2021-22, Hamilton County has competitively bid for the bulk purchase of de-icing rock salt consistent with the rules, regulations and laws of Hamilton County, and which competitive bid did authorize Hamilton County to extend its terms for purchase to other communities in and around Hamilton County, Ohio; and

WHEREAS, the Montgomery City Administration believes that participating in the joint program and bid through Hamilton County is more economically efficient and provides a better benefit to Montgomery than separately bidding such purchase.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Montgomery, Hamilton County, Ohio, that:

SECTION 1. The City Manager is hereby authorized to enter into a contract with Morton Salt Company for the purchase of de-icing rock salt for the 2021-22 winter season through the contract bid granted by Hamilton County to Compass Minerals America Inc. at the cost of \$67.52 per ton for the purchase of 1,400 tons. The total cost for this contract shall not exceed \$ 94,528.00.

SECTION 2. Council hereby finds that purchasing through the contract with Hamilton County is in the best interest of the City of Montgomery and is consistent with the terms and conditions of R.C. § 9.48.

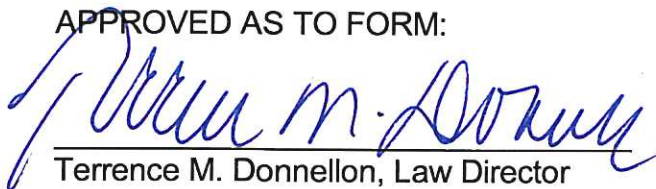
SECTION 3. This Resolution shall be in full force and effect from and after its passage.

PASSED: _____

ATTEST: _____
Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM:



Terrence M. Donnellon, Law Director

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City of Montgomery
City Council Business Session Minutes
July 7, 2021

Present

Brian Riblet, City Manager
Terry Donnellon, Law Director
John Crowell, Police Chief
Gary Heitkamp, Public Works Director
Paul Wright, Fire Chief
Katie Smiddy, Finance Director
Matthew Vanderhorst, Community and Information Services Dir.
Amy Frederick, Community and Engagement Coordinator
Connie Gaylor, Clerk of Council

City Council Members Present

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

City Council convened its Business Session for July 7, 2021 at 7:00 p.m. at City Hall Council Chambers with Mayor Dobrozsi presiding.

ROLL CALL

Mayor Dobrozsi asked for a motion to dispense with roll call as all Council Members were present.

Vice Mayor Margolis made a motion to dispense with the roll call. Mr. Cappel seconded. City Council unanimously agreed.

SPECIAL PRESENTATIONS

Mr. Riblet stated to City Council that it had been two and a half years since the K9 Unit had been established and he thought it was timely to ask Officer Janszen to bring K9 Ricky in to share highlights of that time and how current operations are going.

Chief Crowell shared that at the time of the request to create the K9 Unit by Officer Janszen, he had his doubts but that both Officer Janszen and Ricky have proven him wrong. He stated that he is pleased with the progress of Officer Janszen and Ricky as well their level of community involvement.

Officer Janszen explained that there are over 12 agencies within the Hamilton, Warren and Clermont Counties with K9 units. He provided statistics of the number of times that Ricky has been deployed to assist in "sniffs" or tracking of suspects, arrests and patrol activities. Officer Janszen also discussed the community relation efforts that were being conducted to educate the community on the K9 program.

GUESTS & RESIDENTS

Steve Uckotter, 7561 Trailwind Drive- Mr. Uckotter extended his appreciation for the July 4th activities and as a volunteer he felt the planning for the parade was great. He stated that Shawn Cooper provided valuable information to the volunteers and was very accommodating to all volunteers. He stated "hats off" to all staff.

LEGISLATION FOR CONSIDERATION THIS EVENING

There was no legislation for consideration that evening.

TABLED LEGISLATION

An Ordinance Agreeing To Adjust The Boundaries Between The City Of Montgomery, Ohio And The City Of The Village Of Indian Hill, Ohio Pursuant To Ohio Revised Code Section 709.37

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Mayor Dobrozsi asked for an update on the legislation.

Mr. Donnellon replied that there were no updates at this time and advised to leave the legislation as tabled until information was received by the homeowners.

PENDING LEGISLATION

There was no pending legislation on this agenda.

NEW LEGISLATION

A Resolution Adopting A Tax Budget For 2022

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

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

Mr. Suer explained that, if approved, this Resolution would adopt the 2022 Tax Budget. The preparation of the Tax Budget is an annual requirement for governmental jurisdictions per the Ohio Revised Code, Section 5705.28. The Financial Planning Committee of City Council reviewed the City's 2022 Tax Budget at its May 3, 2021 meeting. The Tax Budget will be submitted to the Hamilton County Budget Commission for approval, and will, in turn, be used to determine Local Government Fund allocations. The proposed budget is essentially based on the year 2022 projections as reflected in the City's 2021-2025 Five-Year Operating and Capital Budget.

Mr. Suer asked if there were any updates.

Ms. Smiddy replied there were none.

Mayor Dobrozsi asked for the roll to be called.

The roll was called and showed the following vote:

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

A Resolution Authorizing Internet Auction of Surplus Personal Property Through Govdeals.com

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

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

Mr. Messer explained that, if approved, this Resolution would designate GovDeals.com as internet auction agents for the disposal of surplus property for the period of August 1, 2021 through July 31, 2022. Ohio law authorizes the City to dispose of surplus and abandoned personal property through internet auction. Section 50.02 of the Code of Ordinances sets forth a procedure for the sale and disposition of lost, abandoned, stolen, seized, or forfeited property ("Surplus Property") through internet auction agents. This Resolution will also authorize the City Manager to enter into appropriate contracts with GovDeals.com.

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Mr. Messer asked if there were any updates.

Chief Crowell stated there were none.

The roll was called and showed the following vote:

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

NAY: (0)

A Resolution Designating Records Managers And Training Designees For Public Officials In The City Of Montgomery

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

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

Mr. Messer explained that, if approved, this Resolution will designate records managers and training designees for Public Officials for the City of Montgomery. This Resolution will designate the Clerk of Council, Connie Gaylor and alternately Finance Specialist Derek Morgan, as designated representatives of City Council to attend Ohio public records training and to serve as Records Managers for the City. Ohio law requires all public officials to either attend the training or to designate a person to attend on their behalf.

Mr. Messer asked if there were any updates.

Mr. Donnellon replied there were none.

The roll was called and showed the following vote:

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

NAY: (0)

A Resolution Formally Adopting And Reaffirming Internal Control Policies Concerning The Local Law Enforcement Trust Fund And The Federal Law Enforcement Trust Fund

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

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

Mr. Suer explained that, if approved, this Resolution will formally ratify and approve the Internal Control Policies for the Law Enforcement Trust Funds managed by the City. These accounts receive funds from various forfeitures including federal forfeitures in cooperation with the Department of Justice. The management and use of these funds are controlled by the State and Federal programs, particularly the program for Equitable Sharing. This legislation formalizes those internal policies.

Mr. Suer asked if there were any updates.

Ms. Smiddy replied there were none.

Mayor Dobrozsi asked for the roll to be called.

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The roll was called and showed the following vote:

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

ADMINISTRATION REPORT

Mr. Riblet reported the following items:

- City Council Work Session is scheduled for Wednesday, July 7 at 7:00 p.m.
- The Parks and Recreation Committee meeting has been rescheduled for Thursday, July 15 at 3:30 p.m. The Government Affairs and Public Works Committees of Council have cancelled their meetings for the month of July.
- The City had record attendance at the BAMSO concert as well as the July 4th Parade and Festival this past weekend. The weather was fantastic, and it was very evident people were ready to celebrate these events as in years past. Thanks to all of the staff and volunteers who work so hard to make these events so special. Special thanks to Julie Machon and Sarah Fink and also to Ms. Roesch for her extensive work with the BAMSO concert.
- Assistant Chief Vonden Benken, Officer Janszen, and Sergeant Shreve presented to Cincinnati Police Department's Youth Police Academy Cadets on Tuesday and Wednesday. The Cadets saw a K9 demonstration from Officer Janszen and Ricky, a tour from Asst Chief Vonden Benken, and a drone and training simulator presentation with Sergeant Shreve.
- As part of the 2021 Street Resurfacing Program, JK Meurer will begin milling existing pavement of the streets tomorrow. They plan to begin on Adventure Lane close to Storybook Drive and then continue to Thumbelina, Shadowhill Way, and the adjacent cul-de-sac streets.
- Staff is putting a schedule together to conduct an RFQ/RFP process to design the inner circle and surrounding areas of the roundabout at Montgomery Road and Ronald Reagan Highway. Staff will provide ample opportunity for City Council, the Development Team and other key stakeholders to provide input.
- Staff is working on a DORA event with an identified date of Saturday, August 21. Stay tuned for additional details.
- Belated Birthday wishes go to Council Member Bissmeyer (7/2) and Council Member Messer (7/3). Also, Ms. Henao will be celebrating on 7/24.
- City Council is invited to attend a "beam" signing at the Montgomery Quarter on Tuesday, July 13 at 2:00 p.m. He asked those able to attend to confirm with Ms. Gaylor.

Mr. Riblet requested an Executive Session for matters related to the compensation of a public employee or official and collective bargaining matters.

Vice Mayor Margolis stated that he seen the City was advertising for the 9305-9321 Montgomery Road Curb Consolidation Project and asked what that work included.

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Mr. Riblet explained that it was for the consolidation of multiple curb cuts between those addressed into one. He explained that it all fits within the work that John R. Jurgenson is performing within the Montgomery Quarter. Mr. Riblet explained that staff has been working on this project for two years.

Mayor Dobrozsi asked if that time was working on obtaining right of ways.

Mr. Riblet replied that yes, it was to obtain easement agreements with the property owners. He stated that he hoped to get the project completed by early fall. He added that excess TIF funds would be utilized for the project.

Vice Mayor Margolis asked if this would consolidate the Delicio, Houdini's and Avis curb cuts.

Mr. Riblet replied that the Avis curb cut would be removed and that the curb cut for Dunkin Donuts, formerly Delicio's, would be used. He stated that would provide for a safer environment for motorists.

APPROVAL OF MINUTES

Mayor Dobrozsi asked for a motion to approve the June 23, 2021 Public Hearing and Work Session minutes.

Mr. Cappel made a motion to approve the June 23, 2021 Public Hearing and Work Session minutes as written. Mrs. Bissmeyer seconded. City Council unanimously agreed.

MAYOR'S COURT REPORT

Mayor Dobrozsi asked for a motion to disburse the June Mayor Court collections in the amount of \$10,305.

Vice Mayor Margolis moved to disburse the June Mayor Court collections. Mr. Cappel seconded. City Council unanimously agreed,

OTHER BUSINESS

Mayor Dobrozsi asked if there were any items for other business.

Mr. Donnellon explained that City Council may remember their vote to join the One Ohio coalition regarding a lawsuit filed against opioid manufacturers and distributors to pursue a settlement to recoup money spent responding to the opioid crisis. He explained that since that time Purdue Pharma one of the Defendants has filed bankruptcy. He explained that they were the manufacturers of oxycontin. Mr. Donnellon explained that there is a reorganization plan within their bankruptcy upon which we as a creditor have been asked to vote. He stated that if accepted, the settlement could designate several billions of dollars be allocated to the State then the State would allocate locally to the communities for abatement and treatment programs. He explained that Montgomery is a Class 4 Creditor with thousands of other jurisdictions across the country He explained that the ballots are due by July 13. He stated we are trying to get direction from One Ohio as to how to vote and we will follow their recommendation. He stated that if we get direction from One Ohio to vote he would request Council to make a motion to vote our ballot at their direction as our leader in negotiations. He stated that if we get no direction in time from them that we would abstain from voting. He explained that the judge could approve the reorganization even if it is opposed. Mr. Donnellon stated that he felt the plan would get approved.

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Mr. Cappel made a motion to authorize the City Manager to vote the ballot on the advisement of One Ohio or to abstain. Vice Mayor Margolis seconded. City Council unanimously agreed.

Mr. Suer explained that at the July 6 Financial Planning Committee meeting the proposed memorial project honoring Council Member Harbison was discussed. He explained that there were four specific recommendations that the Committee adopted concerning the memorial. He stated that ultimately a motion by Council would be needed to accept the recommendations. He explained the recommendations as follows:

- Finance accepts the proposed concept to install a Memorial Statute in Montgomery Park as proposed by the separate Chamber Committee honoring Gerri Harbison. The final location of the installation will be upon the recommendation of the Administration with Finance, Public Works and Parks and Rec being informed as well.
- Consistent with Ordinance 14, 2004, funds may be received into the Montgomery Living Memorial Fund designated specifically for the Gerri Harbison Memorial Statute. Only those funds will be expended for the sculpture and the installation of the sculpture. It is the responsibility of the outside committee to raise all funds necessary for the Memorial.
- Any expenditures from the Fund must be consistent with the City approved contract for the sculpture. The contract shall provide no liability to the City if the contract is terminated other than funds which may be available in the designated Memorial account.
- Consistent with the City's Memorial policy, \$2,300 will be contributed to either cash or in-kind goods for the Memorial. The Administration shall track the cost of goods purchased by the City or drawn from the City's inventory to be charged against this contribution. Any additional cash available up to the limit may be applied to the sculpture and related installations associated with the sculpture.

Mr. Cappel made a motion to accept the recommendation of the Finance Committee. Mrs. Bissmeyer seconded. City Council unanimously agreed.

Vice Mayor Margolis thanked staff for their work in handling and providing the July 4th events.

Ms. Roesch stated that Public Works did a fantastic job in setting up for the concert and festival. She stated that Julie Machon and Sarah Fink and all staff worked hard in make the events special.

Mrs. Bissmeyer stated that she heard members of the crowd praising staff for a wonderful event.

Mayor Dobrozsi thanked staff, BAMSO and Council Member Roesch for their work in making all the events of the July 4th holiday so special.

EXECUTIVE SESSION

Mayor Dobrozsi stated that Mr. Riblet had requested an Executive Session for matters related to compensation of a public employee or official and collective bargaining matters. He asked for a motion to adjourn into Executive Session.

Vice Mayor Margolis made a motion to adjourn into executive session for matters related to compensation of a public employee or official and collective bargaining matters. Mr. Messer seconded.

The roll was called and showed the following vote:

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300
301 AYE: Suer, Dobrozsi, Roesch, Messer, Margolis, Cappel, Bissmeyer (7)
302 NAY: (0)

303 Council adjourned into Executive Session at 8:12 p.m.

304
305 Council came back into Public Session at 8:40 p.m.

306
307 **ADJOURNMENT**

308
309 Mayor Dobrozsi asked if there was any further business to discuss in Public Session. There being none he asked for
310 a motion to adjourn.

311
312 Mr. Cappel moved to adjourn. Mrs. Bissmeyer seconded. City Council unanimously agreed.

313
314 City Council adjourned at 8:41 p.m.

315
316

Connie Gaylor, Clerk of Council