

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

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.

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.

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 Business Session is scheduled for Wednesday, July 7 at 7:00 p.m.

- 166 • The Parks and Recreation Committee meeting has been rescheduled for Thursday, July 15 at 3:30 p.m. The
167 Government Affairs and Public Works Committees of Council have cancelled their meetings for the month
168 of July.
169
- 170 • The City had record attendance at the BAMSO concert as well as the July 4th Parade and Festival this past
171 weekend. The weather was fantastic, and it was very evident people were ready to celebrate these events as
172 in years past. Thanks to all of the staff and volunteers who work so hard to make these events so special.
173 Special thanks to Julie Machon and Sarah Fink and also to Ms. Roesch for her extensive work with the
174 BAMSO concert.
175
- 176 • Assistant Chief Vonden Benken, Officer Janszen, and Sergeant Shreve presented to Cincinnati Police
177 Department's Youth Police Academy Cadets on Tuesday and Wednesday. The Cadets saw a K9
178 demonstration from Officer Janszen and Ricky, a tour from Asst Chief Vonden Benken, and a drone and
179 training simulator presentation with Sergeant Shreve.
180
- 181 • As part of the 2021 Street Resurfacing Program, JK Meurer will begin milling existing pavement of the
182 streets tomorrow. They plan to begin on Adventure Lane close to Storybook Drive and then continue to
183 Thumbelina, Shadowhill Way, and the adjacent cul-de-sac streets.
184
- 185 • Staff is putting a schedule together to conduct an RFQ/RFP process to design the inner circle and
186 surrounding areas of the roundabout at Montgomery Road and Ronald Reagan Highway. Staff will provide
187 ample opportunity for City Council, the Development Team and other key stakeholders to provide input.
188
- 189 • Staff is working on a DORA event with an identified date of Saturday, August 21. Stay tuned for additional
190 details.
191
- 192 • Belated Birthday wishes go to Council Member Bissmeyer (7/2) and Council Member Messer (7/3). Also,
193 Ms. Henao will be celebrating on 7/24.
194
- 195 • City Council is invited to attend a "beam" signing at the Montgomery Quarter on Tuesday, July 13 at 2:00
196 p.m. He asked those able to attend to confirm with Ms. Gaylor.
197

198 Mr. Riblet requested an Executive Session for matters related to the compensation of a public employee or official
199 and collective bargaining matters.
200

201 Vice Mayor Margolis stated that he seen the City was advertising for the 9305-9321 Montgomery Road Curb
202 Consolidation Project and asked what that work included.
203

204 Mr. Riblet explained that it was for the consolidation of multiple curb cuts between those addressed into one. He
205 explained that it all fits within the work that John R. Jurgenson is performing within the Montgomery Quarter. Mr.
206 Riblet explained that staff has been working on this project for two years.
207

208 Mayor Dobrozsi asked if that time was working on obtaining right of ways.
209

210 Mr. Riblet replied that yes, it was to obtain easement agreements with the property owners. He stated that he hoped
211 to get the project completed by early fall. He added that excess TIF funds would be utilized for the project.
212

213 Vice Mayor Margolis asked if this would consolidate the Delicio, Houdini's and Avis curb cuts.
214

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.

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:

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

NAY: (0)

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


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

ADJOURNMENT

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

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

City Council adjourned at 8:41 p.m.



Connie Gaylor, Clerk of Council