

MEMORANDUM

June 18, 2021

TO:

Mayor and City Council Members

FROM:

Brian K. Riblet, City Manager BKR

SUBJECT:

City Council Work Session of Wednesday, June 23, 2021

As a reminder, City Council is scheduled to meet in Work Session on Wednesday, June 23, 2021 at 7:00 p.m. in a hybrid meeting conducted both at City Hall and via teleconference. To phone in please use the following phone number: 1-866-228-9900 with access code 204938.

At 6:45 p.m., a Public Hearing will be held for the presentation of the 2021 Tax Budget.

At the close of this presentation, City Council can remand the matter to Financial Planning for more specific information or take the information under advisement and then take formal action on the request via consideration of the Resolution adopting the Tax Budget for 2022 at the July 7, 2021 Business Session. This legislation is presented under the New Legislation section of this Work Session agenda.

Work Session

- Call to Order
- 2. Roll Call
- 3. Special Presentation
- a. <u>Tim Mettey will be present to accept a Proclamation on behalf of Wendell Mettey, founder of Matthew:25 Ministries</u>
- 4. Guest and Residents
- 5. Legislation for Consideration this Evening
- 6. Establishing an Agenda for July 7, 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 Adopting A Tax Budget For 2022— Please refer to the Public Hearing packet on the proposed 2022 Tax Budget as prepared by Katie Smiddy, Finance Director. 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.

Add this Resolution to the July 7, 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 Internet Auction of Surplus Personal Property Through Govdeals.com—Please find correspondence from Police Chief John Crowell, requesting that City Council adopt a Resolution that will 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.

Add this Resolution to the July 7, 2021 Business Session agenda, assign it to a City Council member for reading, and consider adoption of the Resolution that evening.

c. A Resolution Designating Records Managers And Training Designees For Public Officials In The City Of Montgomery—Please find attached correspondence from Terry Donnellon, Law Director, requesting that City Council adopt a Resolution designating 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.

Add this Resolution to the July 7, 2021 Business Session agenda, assign it to a City Council member for reading, and consider adoption of the Resolution that evening.

d. A Resolution Formally Adopting And Reaffirming Internal Control Policies Concerning The Local Law Enforcement Trust Fund And The Federal Law Enforcement Trust Fund—Please find attached correspondence from Finance Director Katie Smiddy requesting that City Council consider this Resolution that, if approved, 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.

Add this Resolution to the July 7, 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- June 2, 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



CITY COUNCIL WORK SESSION AGENDA 10101 Montgomery Road • Montgomery, Ohio 45242 (513) 891-2424 • Fax (513) 891-2498

June 23, 2021 City Hall

The City Council Work Session will begin at 7:00 p.m. as a hybrid meeting both in City Hall and via teleconference. To phone in please use the following phone number: 1-866-228-9900 with access code 204938.

- 1. Call to Order
- 2. Roll Call
- 3. Special Presentation
 - a. <u>Tim Mettey will be present to accept a Proclamation on behalf of Wendell Mettey, founder of Matthew:25 Ministries</u>
- 4. Guests and Residents
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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)

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 Adopting A Tax Budget For 2022

Add this Resolution to the July 7, 2021 Business Session agenda, assign it to a City Council member for reading, and consider adoption of the Resolution that evening.

b. <u>A Resolution Authorizing Internet Auction of Surplus Personal Property Through</u> Govdeals.com

Add this Resolution to the July 7, 2021 Business Session agenda, assign it to a City Council member for reading, and consider adoption of the Resolution that evening.

- c. A Resolution Designating Records Managers And Training Designees For Public Officials In The City Of Montgomery
 - Add this Resolution to the July 7, 2021 Business Session agenda, assign it to a City Council member for reading, and consider adoption of the Resolution that evening.
- d. <u>A Resolution Formally Adopting And Reaffirming Internal Control Policies Concerning</u>
 <u>The Local Law Enforcement Trust Fund And The Federal Law Enforcement Trust Fund</u>

Add this Resolution to the July 7, 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
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 - d. Mr. Suer
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 - f. Mayor Dobrozsi
- 10. Approval of Minutes- June 2, 2021 Business Session
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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



Proclamation

WHEREAS, Reverend Wendell Mettey, founded Matthew 25: Ministries in 1991 as the result of a trip he made with a group of doctors and nurses to Nicaragua in 1990; and,

WHEREAS, Reverend Mettey was so moved by the extreme poverty conditions he witnessed that he vowed to help the people of Nicaragua and others in similar need; and,

WHEREAS, Reverend Mettey's experience in material handling enabled him to develop an efficient system to rescue and reuse food, clothing, personal care, cleaning, medical and educational supplies which were deemed no longer useful by US standards and transport them to those in desperate need; and,

WHEREAS, Matthew 25:Ministries has grown from a small group of dedicated individuals carrying supplies in suitcases to an international humanitarian aid and disaster relief organization distributing more than 15,000,000 pounds of products each year locally, nationally and internationally; and,

WHEREAS, Matthew 25: Ministries has reached major milestones since its founding in 1991 such as sending 12,000 truckloads of aid equating to \$2.5 billion worth of goods and then exceeded those milestones by helping more than 23,000,000 million people in 2020, the most people they have ever helped in one year; and,

WHEREAS, Reverend Mettey has been a role model, leader, mentor and guide to his family and friends, congregations, business associates and staff for many decades; and,

WHEREAS, Reverend Mettey is a person of unshakable faith, tremendous courage, relentless determination, boundless kindness and unlimited love and as an organizational leader, he is inspiring, innovative and creative; and,

WHEREAS, Reverend Mettey's; vision for Matthew 25: Ministries remains the guiding principle for the organization's daily activities and many accomplishments drawing from his inspiration of the verse in Matthew 25 "Whatever you did for one of the least of these brothers and sister of mine, you did for me"; and,

WHEREAS, the City of Montgomery, surrounding communities, the nation and the world are truly indebted to Reverend Mettey for his humanitarian efforts in reaching those in great need and should aspire to carry on his legacy of faith, love and compassion for all we meet.

NOW, THEREFORE, I, Chris Dobrozsi, the 23rd Mayor of the City of Montgomery, do hereby proclaim the 24th day of June 2021 as

Reverend Wendell Mettey Day

in the City of Montgomery, Ohio and urge all citizens to observe this day in ways relevant to its importance and significance.

IN WITNESS WHEREOF, I have hereunto subscribed my name this 24th day of June Two Thousand and Twenty-One.

Christopher P. Dobrozsi, Mayor

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
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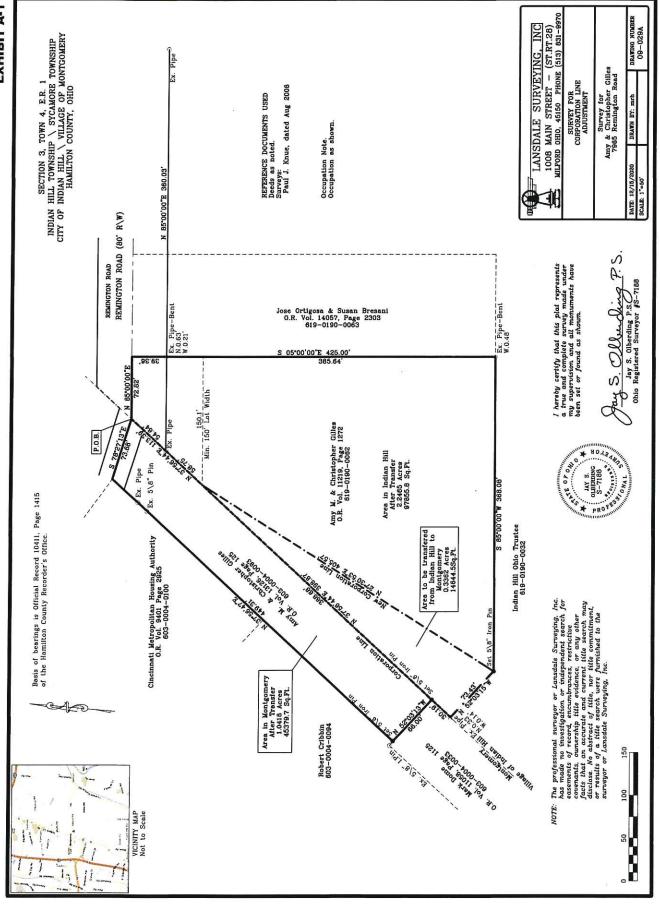


EXHIBIT A-2

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° 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° 30′ 53″ West 405.57 feet to a set 5\8″ iron pin; Thence North 52° 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° 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.

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Jay 5. Ollerding 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° 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° 30′ 53″ West 405.57 feet to a set 5\8″ iron pin; Thence North 52° 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° 56′ 44″ East 30.19 feet to a set 5\8″ iron pin; Thence North 37° 56′ 44″ East 449.31 feet to a point in the centerline of Remington Road; Thence along the centerline of Remington Road South 78° 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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Jay S. Ollending P.S.



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° 00′ 00″ East 72.82 feet to a point; Thence leaving the centerline of Remington Road South 05° 00′ 00″ East 425.00 feet to a point, said point being witnessed by an existing pipe West 0.48 feet; Thence South 85° 00′ 00″ West 368.08 feet to a set 5\8″ iron pin; Thence with a New Corporation Line North 27° 30′ 53″ East 405.57 feet to a point; Thence along the existing Corporation Line North 37° 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.

JAYS. OLBERDING

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. Ollerding P.S.

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

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

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8-7188

Jay S. Olherding P.S.

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

17 18 25 26	90°00'10" 269°59'48" 90°00'00"	S N N N	52°03'15"W 37°56'44"E 52°03'13"W 37°56'47"E	Distance 113.39 405.57 73.43 30.19 66.00 449.31	Pt ID 155 17 18 25 26 27	Northing 4933.3738 4573.6770 4618.8303 4642.6388 4683.2238 5037.5435	Easting 4907.9828 4720.6190 4662.7127 4681.2758 4629.2291 4905.5206
				449.31	27	5037.5435	4905.5206
	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

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OLBERDING
8-7168

Jay S. Ollerding P.S.

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

,	UIID I CI					
Pt ID	Ang Rt	Bearing	Distance	Pt ID	Northing	Easting
155	_	27°30'53"W	405.57	17	4573.6754	4720.6180
	79°34'08" N		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

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RESOLUTION NO. , 2021

A RESOLUTION ADOPTING A TAX BUDGET FOR 2022

WHEREAS, pursuant to Section 5705.30 of the Ohio Revised Code, the taxing authority of each municipality is required to adopt a tax budget on or before the 15th day of July for the next succeeding year; and

WHEREAS, a public hearing was held June 23, 2021 and public notice was given in the manner provided by law; and

WHEREAS, copies of the budget have been filed in the Office of the City Manager for public inspection for the ten (10) day period preceding the Public Hearing.

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

SECTION 1. The Council hereby adopts the tax budget proposed for 2022 in the form in which it has been proffered to this Council by the Finance Department, a copy of which is attached hereto and included herein by reference. In further conformity with Section 5705.30 of the Revised Code, the budget shall be submitted to the County Auditor on or before July 19, 2021.

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

passage.	
PASSED	
ATTEST:Connie M. Gaylor, Clerk of Council	Christopher P. Dobrozsi, Mayor
APPROVED AS TO FORM:	





June 18, 2021

TO:

Brian K. Riblet, City Manager

FROM:

John Crowell, Police Chief

SUBJECT: Legislation Request

Request

It is necessary for City Council to adopt a resolution that will designate GovDeals.com as internet auction agents for the disposal of surplus property for a period of August 1, 2021 through July 31, 2021.

Background

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.

Staff has determined that the efficient disposition of surplus property has been accomplished utilizing the internet auction service, GovDeals.com, which the City has used on multiple occasions with success.

Law Director Terry Donnellon has previously reviewed the contract with GovDeals.com and had no objections to the contract terms. There are no changes to the original This contract will not prevent the City from using other surplus property disposal options but will serve to ensure that the City is in compliance with the code. These options will also remain available for other property items that may be better suited for sale through other means.

Recommendation

Staff recommends passage of the Resolution allowing the City Manager to enter into a contract with GovDeals.com for internet auction services. Passage of this Resolution allows staff to dispose of property in a cost effective and efficient manner.

RESOLUTION NO. , 2021

A RESOLUTION AUTHORIZING INTERNET AUCTION OF SURPLUS PERSONAL PROPERTY THROUGH GOVDEALS.COM

WHEREAS, Ohio law authorizes the City to dispose of surplus and abandoned personal property through internet auction; and

WHEREAS, by § 50.02 of the Code of Ordinances, Council has set forth a procedure for the sale and disposition of lost, abandoned, stolen, seized or forfeited property ("Surplus Property") through internet auction; and

WHEREAS, the Administration has determined that the most efficient disposition of Surplus Property is through the internet auction service of Liquidity Services, Inc., d/b/a GovDeals.com, which has served the City well in the past; and

WHEREAS, consistent with the procedure of § 50.02, Council does desire to designate its appropriate internet auction agent for disposal of Surplus Property for the period of August 1, 2021 through July 31, 2022.

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

SECTION 1. Consistent with Ohio law and § 50.02 of the Code of Ordinances, Council does hereby designate Liquidity Services, Inc., d/b/a GovDeals.com as its internet auction agent for the disposal of Surplus Property for the year August 1, 2021 through July 31, 2022. The City Manager is hereby authorized to enter into an appropriate contract with Liquidity Services, Inc., 1920 L Street, NW, 6th Floor, Washington, DC, 20036, 1-800-310-4604, d/b/a GovDeals.com, for the receipt, disposition and sale of Surplus Property. The terms of such contract shall designate that the property shall be offered for

sale *As Is* with the purchaser to pay all costs necessary for shipping, handling and insuring the property, and any taxes associated with the sale of such property. The terms of such contract shall provide that the minimum period of time during which bids may be accepted is Fifteen (15) days including Saturdays, Sundays and legal holidays.

SECTION 2. The Administration shall take the appropriate steps to provide notice of its intent to sell such Surplus Property by way of internet auction consistent with Ohio law and § 50.02 of the Code of Ordinances.

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



A LEGAL PROFESSIONAL ASSOCIATION

TO:

Mayor Chris Dobrozsi

Members of City Council

FROM:

Terrence M. Donnellon

RE:

Resolution Designating Records Managers and Training Designees for Public Officials

DATE:

June 17, 2021

Ohio Revised Code § 109.43 obligates all public officials to complete public records training during their term of office. The term of office for our Council Members is the four-year period to which they are elected, which overlaps each two years as different Members are elected or reelected to City Council. State law also allows public officials to designate a person to receive such training on their behalf.

In the past, Council designated a primary and secondary City Office to serve as a Designee for records management training. The legislation adopted several years ago designated the Office of the Clerk of Council and the Community Engagement Coordinator as the Council Designees for this training. The legislation also provided that whoever serves in that capacity automatically would be the Council Designee. The Administration has now recommended that we substitute a position from the Finance Department as the backup to the Clerk of Council, making the Clerk of Council the primary Designee. This legislation will complete that update designating Connie Gaylor, the Clerk of Council, as the primary Designee and Derek Morgan, the Finance Specialist, as the secondary Designee.

Respectfully submitted.

Terrence M. Donnellon,

Law Director

TMD/lld

Enclosure

cc:

Brian Riblet, City Manager

Connie Gaylor, Administrative Coordinator

Department Heads

File

A RESOLUTION DESIGNATING RECORDS MANAGERS AND TRAINING DESIGNEES FOR PUBLIC OFFICIALS IN THE CITY OF MONTGOMERY

WHEREAS, under RC § 109.43, public officials are either required to obtain training in the policies and procedures for appropriate public records management or to designate persons (*Designee* under RC § 109.43) who will receive such training and oversee the management of the public records policy during their term; and

WHEREAS, Council does desire to designate the appropriate offices within the City who shall have responsibility for receiving and directing training within the City, developing the appropriate public policy for adoption by Council, and overseeing records management.

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

SECTION 1. The Clerk of Council, currently Connie Gaylor, is hereby designated by City Council as its Designee to attend the appropriate certified training program and seminars directed by the Ohio Office of the Attorney General to provide training in the management and accessibility of public records. The Finance Specialist, currently Derek Morgan, is hereby designated as the alternate to the principal Designee to assume such responsibilities for education, training and records management in the absence of, or the vacancy in office of, the Clerk of Council. Council hereby designates the appropriate offices for such training and whoever should succeed either Connie Gaylor or Derek Morgan in those offices shall be the appropriate Designee for future

compliance with the requirements of the Ohio Public Records Law. The Administration is hereby authorized to file any appropriate certification which may be required to verify this designation.

	SECTION 2.	This Resolution	shall ta	ce effect	the o	earliest	opportunity	as
allowable by	y law.							
PASSED:_								
ATTEST:								
	onnie M. Gaylor,	Clerk of Council		Christo	pher	P. Dobr	ozsi, Mayor	

APRROVED AS TO FORM:

Terrence M. Donnellon, Law Director



MEMORANDUM

June 18, 2021

TO: Brian K. Riblet, City Manager

FROM: Katie Smiddy, Finance Director

SUBJECT: Internal Control Policies for the Local Law Enforcement Trust Fund and

the Federal Law Enforcement Fund.

Request

It is necessary for City Council to consider passing a Resolution to adopt Internal Control Policies which govern the transparent management, distribution, and accounting for funds received for the Local Law Enforcement Trust Fund and the Federal Law Enforcement Fund.

Background

In June of 2015, the City created two separate funds to receive designated monies from state and federal forfeitures. These funds are entitled the Local Law Enforcement Trust Fund created under Ohio Revised Code Chapter 2981 and the Federal Law Enforcement Trust Fund created in cooperation with the United States Department of Justice and their Equitable Sharing Program.

These programs authorize the City to receive funding from contraband or forfeited property to supplement and enhance appropriate agency resources for participating agencies. Participation in these programs require the City to adhere to the accounting, reporting, and spending guidelines outlined in the recommended Internal Control Policies.

Financial Impact

The City's Police Department receives an "equitable share" of seized and forfeited resources when it participates in an investigation or prosecution resulting in a federal forfeiture. The percentage of the equitable share to be received by the Department is based upon the percentage of direct participation in a law enforcement effort that results in a federal forfeiture. As a result, the amount of equitable sharing resources received by the Department is unique to each case and is based on a series of quantitative and qualitative factors.

Recommendation

Staff recommends City Council approve the action to adopt the Internal Control Policies as a guideline for the various statutory requirements and secure continued participation in agency programs.

RESOLUTION NO. , 2021

A RESOLUTION FORMALLY ADOPTING AND REAFFIRMING INTERNAL CONTROL POLICIES CONCERNING THE LOCAL LAW ENFORCEMENT TRUST FUND AND THE FEDERAL LAW ENFORCEMENT TRUST FUND

WHEREAS, the City of Montgomery has created two separate Funds into which to receive monies designated and paid to Montgomery through state and federal forfeitures. These Funds are entitled the Local Law Enforcement Trust Fund created under R.C. Chapter 2981 and the Federal Law Enforcement Trust Fund created in cooperation with U.S. Department of Justice and their Equitable Sharing Program; and

WHEREAS, the Administration and the Police Department adopted certain Internal Controls to administer these Funds, and have followed those Controls in the receipt and disbursement of any monies received; and

WHEREAS, to properly administer these Funds and to meet the requirements of the State of Ohio concerning financial accounting, the Administration has recommended that the City Council formally approve and adopt the attached Internal Control Policies, which Policies govern the management, distribution and accounting for such Funds; and

WHEREAS, the City does desire to meet its statutory requirements for any financial audit, and this Resolution and these Policies are not intended in any way to supersede federal regulations established by the Department of Justice concerning participation in the Equitable Sharing Program.

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

SECTION 1. Council hereby approves and formally adopts the attached Internal Control Policies for the Local Law Enforcement Trust Fund and the Federal Law Enforcement Trust Fund as previously implemented by the Administration for the receipt, management, disbursement and accounting for such Funds. As it is Council's intent not to impose unnecessary restrictions on the Federal Law Enforcement Trust Fund, this Policy shall be deemed a guideline and shall be subject to amendments from time to time as necessary to meet the Department of Justice requirements for the Equitable Sharing Program.

SECTION 2. This Resolution shall take effect the earliest opportunity as allowable by law.

PASSED:	
ATTEST:Connie M. Gaylor, Clerk of Council	Christopher P. Dobrozsi, Mayor

/ (//www. X)///

APPROVED AS TO FORM:

Terrence M. Donnellon, Law Director

INTERNAL CONTROL POLICY

LOCAL LAW ENFORCEMENT TRUST FUND

The City of Montgomery (the "City") receives and disburses public funds from different resources. It is incumbent upon the City to make this process as transparent as possible. The State of Ohio Auditor's guidelines and various statutory requirements define the proper accounting principles and procedures to be followed. This will address the Local Law Enforcement Trust Fund (LLETF).

- The LLETF, pursuant to ORC 2981.12 & 13, contains specific guidelines for the disbursement and disposition of funds obtained from contraband or instrumentally forfeited property. This policy fulfills ORC 2981.13(C)(2)(a) which requires an internal control policy must be adopted by an agency who receives these funds.
- 2. LLETF funds are used pursuant to guidelines contained in ORC 2981.13 or for law enforcement purposes determined to be proper by the Police Chief of the Montgomery Police Department. Specifically, ORC 2981.13 states the LLETF will be used by the Police Chief and Police Department subject to the requirements of this section and only for the following purposes:
 - a. To pay the costs of protracted or complex investigations or prosecutions;
 - b. To provide reasonable technical training or expertise;
 - c. To provide matching funds to obtain federal grants to aid law enforcement, in support of DARE programs or other programs designed to educate adults or children with respect to the dangers associated with the use of drugs of abuse;
 - d. To pay the costs of emergency action taken under ORC 3745.13 relative to the operation of an illegal methamphetamine laboratory if the forfeited property or money involved was that of a person responsible for the operation of the laboratory.
 - e. At least ten percent (10%) of the first one hundred thousand dollars (\$100,000) of amounts deposited during each calendar year in the City's Law Enforcement Trust Fund under this section, and at least twenty percent (20%) of the amounts exceeding one hundred thousand dollars (\$100,000) that are so deposited, shall be used in connection with community prevention education programs. The manner of use will be determined by the Chief of Police after receiving and considering advice on appropriate community preventative education programs from county

agencies such as a board of alcohol, drug addiction, and mental health services, from the county's alcohol and drug addiction services board, or through appropriate community dialogue. The financial records kept under the internal control policy with specify the amount deposited during each calendar year and the portion of that amount that was used in this effort and the programs in connection with which the portion of that amount was so used. Programs may include, but not limited to DARE programs and other programs designed to educate adults or children with respect to the dangers associated with using drugs of abuse.

- f. For such other law enforcement purposes that the Chief of Police determines to be appropriate.
- 3. The Ohio Revised Code requires two annual accounting reports to LLETC activity:
 - a. No later than January 31 of each year, a report will be submitted to the City Manager and Council's Financial Planning Committee detailing the previous year's expenditures from the LLETF. This report will verify the moneys from the LLETF were expended only for the purposes authorized by ORC 2981.13 or other relevant state statute. The report will specify the amount expended for each authorized purpose.
 - b. No later than March 1 of each year, a detailed report recording each item seized as contraband under this section will be filed with the Ohio Attorney General.

FEDERAL LAW ENFORCEMENT TRUST FUND

Federal Law authorizes the Attorney General and the Secretary of the Treasury to share federally forfeited property with state and local law enforcement agencies. To receive federally forfeited property, state and local law enforcement agencies must participate in the U.S. Department of Justice's Equitable Sharing Program. Participation in this program accomplishes two U.S. Department of Justice objectives:

- 1. To enhance cooperation amongst federal, state, local, and tribal law enforcement agencies by providing them with valuable additional resources.
- 2. To supplement and enhance appropriate agency resources for participating agencies.

The City of Montgomery's Police Department participates in this program. The City's Police Department ("Department") receives an "equitable share" of seized and forfeited resources when it participates in an investigation or prosecution resulting in a federal forfeiture. The percentage of the equitable share to be received by the Department is based upon the percentage of direct participation in a law enforcement

effort that results in a federal forfeiture. As a result, the amount of equitable sharing resources received by the Department is unique to each case and is based on a series of quantitative and qualitative factors.

By participating in the program, the City of Montgomery's Police Department agrees to adhere to the accounting, reporting, and spending guidelines outlined in the Department of Justice's "Guide to Equitable Sharing for State, Local, and Tribal Law Enforcement Agencies." In addition, by participating in the program, the Chief of Police or designee agrees to serve as the Seizure Coordinator for the Department and is responsible for the preparation, submission, and receipt of the necessary documents and forms needed for participation. Finally, as Seizure Coordinator, the Chief of Police or designee is required to provide the City Manager and City Council with regular briefings relating to participation in the program.

City of Montgomery
City Council Business Session Minutes
June 2, 2021

Present City Council Members Present Chris Dobrozsi, Mayor Brian Riblet, City Manager Terry Donnellon, Law Director Lee Ann Bissmeyer John Crowell, Police Chief Mike Cappel Melissa Hays, Zoning and Code Compliance Officer Ron Messer Gary Heitkamp, Public Works Director Lvnda Roesch

Ben Shapiro, Asst. Fire ChiefKatie Smiddy, Finance Director

13 Matthew Vanderhorst, Community and Information Services Dir.

14 Amy Frederick, Community and Engagement Coordinator

City Council Members Absent
Craig Margolis, Vice Mayor

Connie Gaylor, Clerk of Council

City Council convened its Business Session for June 2, 2021 at 6:50 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.

Ken Suer

ROLL CALL

Mayor Dobrozsi asked for a roll call.

 The roll was called with all members except Vice Mayor Margolis present. Mayor Dobrozsi explained that Vice Mayor Margolis was out of town and asked for a motion to excuse his absence. Mr. Cappel made a motion to excuse Vice Mayor Margolis from the meeting. Mrs. Bissmeyer seconded. City Council unanimously agreed.

SPECIAL PRESENTATIONS

Barbara Steinebrey was presented with a Certificate of Appreciation in recognition for being a new member of the Volunteer Walk of Fame. Mr. Suer presented Mrs. Steinebrey with her certificate and gifts and also mentioned that she attended the very first Montgomery Citizens Leadership Academy in 2008.

City Council and staff thanked Mrs. Steinebrey for her valued years of service and continued service on the Planning Commission.

Mrs. Steinebrey thanked Council for the honor and stated that she moved to Montgomery 44 years ago for the schools but has been so honored to live in Montgomery and felt truly blessed to be part of the community.

Deborah Hutchins was presented with a Certificate of Appreciation for her service not only on the Landmarks Commission but for her many volunteer efforts. Mrs. Bissmeyer presented Ms. Hutchins with her certificate and gift and thanked her for being such a positive role model to the community.

City Council expressed their thanks to Ms. Hutchins for her time spent on other Commissions as well as being a part of the MCLA Class of 2010 and the 2002 Charter Review Committee.

Ms. Hutchins thanked Council for the many opportunities to serve and be a part of the community.

City Council Business Session Minutes June 2, 2021 Page 2

GUESTS & RESIDENTS

Mayor Dobrozsi asked that any guests, either in person or on the phone line, hold their comments until the end of the agenda. He asked to move Guests and Residents to the end of the meeting and allow any public participating in the meeting in person or on 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.

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

LEGISLATION FOR CONSIDERATION THIS EVENING

A Resolution Rescinding Resolution 12, 2020 Declaring a State of Emergency In The City Of Montgomery Due To The Covid-19 Outbreak

Mayor Dobrozsi asked for a motion to add the legislation to the agenda for consideration. Mr. Cappel made the motion to add the legislation to the agenda for consideration. Mrs. Bissmeyer seconded. City Council unanimously agreed.

Mayor Dobrozsi assigned the legislation to Mr. Messer.

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

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

Mr. Riblet explained that this Resolution will rescind Resolution 12, 2020 which issued the State of Emergency for the City as a result of the pandemic in 2020. Mr. Riblet explained that as Governor DeWine has lifted the State of Emergency for Ohio and the health restrictions, that he is recommending that Council approved rescinding the legislation that is currently in place.

Mr. Cappel asked if the Governor were to issue another State of Emergency if we would as well.

Mr. Riblet replied that it would depend on type of order that the Governor passed.

Mrs. Bissmeyer asked if rescinding the legislation would mean that we would still hold meetings in a hybrid forum.

Mr. Riblet explained that we would continue the hybrid meetings through the month of June but would go back to normal procedures for the July 7 Business Session.

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
(6)
NAY:
(1)
ABSENT: Margolis

City Council Business Session Minutes June 2, 2021 Page 3

105 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 Authorizing The City Manager To Contract With Frost Brown Todd, LLC To Provide Special Counsel Services

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

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

Mr. Messer explained that, if approved, this Resolution would authorize the City Manager to enter into a contract with Frost Brown Todd, LLC to provide special legal services for labor negotiations/labor relations/human resource functions. He added that the work of Frost Brown Todd, LLC has been invaluable in labor negotiations/relations efforts, and it is important that the City maintain this relationship as the City continues it labor and employee relations into the future.

Mr. Suer stated that he felt this firm has served the City well for a long period of time. He stated that this relationship makes a difference as administration goes into negotiations with the bargaining units. He added that the continuity was valuable.

Mr. Cappel asked how long we have used Frost Brown Todd.

Mr. Riblet replied for 21 years.

Mayor Dobrozsi stated that he felt they did an incredible job.

Mayor Dobrozsi asked for the roll to be called.

The roll was called and showed the following vote:

148	AYE: Bissmeyer, Suer, Dobrozsi, Roesch, Messer, Cappel	(6)
149	NAY:	(0)
150	ABSENT: Margolis	(1)

City Council Business Session Minutes June 2, 2021 Page 4

- A Resolution authorizing the City Manager to enter into contract with Strawser Construction, Inc. to complete the City of Montgomery 2021 Crack Seal Program through the Ohio Department of Transportation (ODOT) Cooperative Purchasing Program
 - 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. Mrs. Bissmeyer seconded.
 - Mr. Cappel explained that, if approved, this Resolution would authorize the City Manager to enter into a contract with Strawser Construction for the 2021 Crack Seal program. He explained that the program includes work to crack seal 5.43 centerline miles on the streets indicated on the attached memorandum. Funding for this project is programmed in the 2021 Capital Improvement Program 410-261-5470 account. It is requested that the 2021 Crack Seal Program be approved for funding in the amount of \$60,350.
 - Mr. Suer stated that this was a good program to extend the life of the streets and stretch the time between the paving of the roads.
 - Mayor Dobrozsi agreed that crack sealing is the reason the roads were lasting so long and only requires the top course to be replaced rather than the entire base.

The roll was called and showed the following vote:

AYE: Suer, Dobrozsi, Roesch, Messer, Cappel, Bissmeyer
(6)
NAY:
(1)
ABSENT: Margolis

A Resolution Authorizing The City Manager To Enter Into A Contract With Physio Control-Stryker Medical For The Purchase Of Three LIFEPAK 15 Cardiac Monitor/Defibrillators

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

Mrs. Bissmeyer moved for passage. Mr. Cappel seconded.

Mrs. Bissmeyer explained that, if approved, this Resolution would allow the City Manager to enter into a contract to purchase three LIFEPAK 15 V4 Cardiac Monitor Defibrillators from Physio Control-Stryker Medical. The purchase of the defibrillators is programmed in the 2021 Capital Improvement Program 223-000-5405 account. It is requested that \$57,849.75 in funding be approved for the purchase of the defibrillators. This amount includes 5% contingency for shipping or any unforeseen expenses.

Mrs. Bissmeyer asked if there were any updates.

Mr. Shapiro replied there were none.

The roll was called and showed the following vote:

200	AYE: Dobrozsi, Roesch, Messer, Cappel, Bissmeyer, Suer	(6)
201	NAY:	(0)
202	ABSENT: Margolis	(1)
203		(-)

City Council Business Session Minutes June 2, 2021 Page 5

ADMINISTRATION REPORT

Mr. Riblet reported the following items:

• City Council Work Session is scheduled for Wednesday, June 23 at 7:00 p.m.

 The Law and Safety, Financial Planning and Planning, Zoning and Landmarks Committees of Council have cancelled their meetings for the month of June.

• The Parks and Recreation and Government Affairs Committees of Council will meet Monday, June 14 at 3:30 and 4:30 p.m., respectively. The Public Works Committee has cancelled their meeting for the month of June.

• Prior to the June 23 Work Session, a Public hearing is requested to be held at 6:45 p.m. for the presentation of the 2022 Tax Budget. This is a requirement by the State of Ohio. This presentation was previously made to the Financial Planning Committee at the May meeting. City Council approved the request for a Public Hearing on June 23.

• Chief Wright is attending the Great Lakes Division of the International Fire Chiefs Association Strategic Planning Session in Champaign, Illinois this week. Chief Wright is the Ohio Representative to the Great Lakes Division Board of Directors.

Indian Hill will begin construction of a water main replacement project next week including portions of Remington Road, Main Street and Cooper Road. Traffic will be maintained or strategically detoured as some road closures will be required. Construction is anticipated to be complete in approximately 8-10 weeks. Staff will work closely with Indian Hill representatives in an effort to provide up to date and accurate information to surrounding businesses and residents throughout the project.

• Historically we have met in late August on a Friday afternoon and Saturday morning to allow Management Partners to facilitate our Strategic Plan process. Assuming Council would like to follow this format, staff would suggest Friday, August 27 and Saturday, August 28. This would also give staff time to secure a location and other logistics necessary for the process. Also, Management Partners will begin looking for time in the weeks ahead to individually meet with Council to review the process and obtain your feedback. City Council approved the requested dates.

APPROVAL OF MINUTES

Mayor Dobrozsi asked for a motion to approve the May 19, 2021 Work Session minutes.

Mr. Cappel made a motion to approve the May 19, 2021 Work Session minutes as written. Mrs. Bissmeyer seconded. City Council unanimously agreed.

MAYOR'S COURT REPORT

Mayor Dobrozsi stated that the May Mayors Court report will be added to the June 23, 2021 Work Session agenda due to the end of month processing by the bank.

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254 <u>OTHER BUSINESS</u>

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

Mr. Suer thanked Ms. Gaylor for her efforts in organizing the Volunteer Walk of Fame Ceremony.

Mayor Dobrozsi reported on the Memorial Day Ceremony held at the City of Blues Ash. He stated that while there was no parade this year, there was a large turnout at the ceremony. He reported that Council Members Bissmeyer, Messer and Vice Mayor Margolis also attended. He thanked the City of Blue Ash administration for graciously including the City of Montgomery in this annual event and for our great relationship with them.

GUEST AND RESIDENTS

Mayor Dobrozsi asked if the guest in City Hall wished to speak.

<u>Dave Shardelow, 9903 Knollwind Drive-Mr.</u> Shardelow stated that he had a few questions that he would like to ask City Council, there are as follows:

1. When the State of Emergency is lifted, will comments by the public be allowed prior to voting.

The Mayor replied that they would. He explained that with residents on the phone line as well as in person, it has been asked during all the meetings that the comments or questions be submitted to the City Manager by email as communications by phone can be hard to hear or understand. He reminded Mr. Shardelow that these opportunities are shared at each meeting prior to the voting process.

- 2. How does Frost Brown Todd compare to other firms.
 - Mr. Riblet explained that Frost Brown Todd was in line with other firms with a 2-3% increase in their fees.
 - Mr. Shardelow asked if there was a conflict with Ms. Roesch voting on the current legislation since she is an attorney.
 - Ms. Roesch replied that she is retired and not actively practicing with her prior firm of Dinsmore and Shohl. She added that the 2-3% increase in fees is normal for law firms.
 - Mr. Donnellon stated that Ms. Roesch would have recused herself if there would have been a conflict.
- 3. Is the Strategic Plan retreat open to the public.
 - Mr. Donnellon replied that informational meetings such as a planning meeting are not subject to the Public Meetings Act. He stated that as Management Partners is conducting the meeting, he would reach out to them to determine the format of the planning session.
 - Mr. Shardelow stated that it seems that it would be a public meeting.
 - Mr. Donnellon stated that he would follow up on the structure of the planning session.
 - Mr. Shardelow stated that it would be encouraged to invite the public. He also asked when the information from the survey would be shared.

City Council Business Session Minutes June 2, 2021 Page 7

Mr. Vanderhorst replied that it was on the City website already and that a written article would run in the July bulletin.

Mayor Dobrozsi asked if there were any guests or residents on the phone line who would like to speak. There being no response, he closed the time for Guests and Residents.

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 7:40 p.m.

Connie Gaylor, Clerk of Council