

City of Montgomery  
City Council Business Session Minutes  
June 1, 2022

Present

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

City Council Members Present

Lee Ann Bissmeyer, Vice Mayor  
Mike Cappel  
Chris Dobrozsi  
Ron Messer  
Sasha Naiman  
Ken Suer

Council Members Absent

Mayor Margolis

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City Council its Business Session for June 1, 2022 at 7:03 p.m. at City Hall with Vice Mayor Bissmeyer presiding.

**ROLL CALL**

Vice Mayor Bissmeyer asked for a roll call.

All members were present except for Mayor Margolis. Vice Mayor Bissmeyer asked for a motion to excuse Mayor Margolis due to illness.

Mr. Cappel made a motion to excuse Mayor Margolis. Mr. Messer seconded. City Council unanimously agreed.

**LEGISLATION TO BE CONSIDERED THIS EVENING**

**PENDING LEGISLATION**

**An Ordinance Establishing Schedules of Municipal Compensation**

Mr. Dobrozsi moved for passage of the Amended Ordinance. Mr. Cappel seconded.

Mr. Dobrozsi explained that information has been previously supplied on this legislation that, if approved, would establish a new Schedule of Municipal Compensation for non-bargaining unit employees. It is necessary to establish a new Schedule of Municipal Compensation as the current Schedule does not specify any wage rate adjustments for July 2022 or beyond. A new schedule is also needed to provide for title changes to address organizational needs.

Mr. Dobrozsi asked if there were any updates.

Mr. Riblet stated there were none at this time.

The roll was called and showed the following vote:

AYE: Cappel, Bissmeyer, Dobrozsi, Naiman, Suer, Messer	(6)
NAY:	(0)
ABSENT: Margolis	(1)

**NEW LEGISLATION**

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

Mr. Dobrozsi moved to read the Resolution by title only.

Mr. Cappel seconded. City Council unanimously agreed.

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

61

62 Mr. Dobrozsi explained that information has been previously supplied on this Resolution that, if approved, would  
63 authorize the City Manager to enter into a contract with Frost Brown Todd, LLC to provide special legal services  
64 for labor negotiations/labor relations/human resource functions. The work of Frost Brown Todd, LLC has been  
65 invaluable in labor negotiations/relations efforts, and it is important that the City maintain this relationship as the  
66 City continues it labor and employee relations into the future.

67

68 Mr. Dobrozsi asked if there were any updates.

69

70 Mr. Riblet replied there were none.

71

72 The roll was called and showed the following vote:

73

74 AYE: Bissmeyer, Dobrozsi, Naiman, Suer, Messer, Cappel (6)

75 NAY: (0)

76 ABSENT: Margolis (1)

77

78 **A Resolution Accepting A Bid And Authorizing The City Manager To Enter Into A Contract With Barrett**  
79 **Paving Materials, Inc. To Complete The Pfeiffer Road And Deerfield Road Intersection Improvement**  
80 **Project, Ham - CR284 - 1.33, PID # 107130**

81

82 Mr. Cappel moved to read the Resolution by title only.

83

84 Mr. Dobrozsi seconded. City Council unanimously agreed.

85

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

87

88 Mr. Cappel explained that information has been previously supplied on this Resolution that, if approved, would  
89 authorize the City Manager to enter into a Contract with Barrett Paving Materials, Inc. to construct the HAM –  
90 CR284 – 1.33 Pfeiffer Road at Deerfield Road Intersection Improvement Project, PID #107130 in the amount of  
91 \$2,330,000. The amount of the recommendation includes \$87,052.04 in project contingency funding, which is an  
92 amount equal to 3.9% of the Base Bid amount.

93

94 Mr. Cappel asked if there were any updates.

95

96 Mr. Heitkamp replied there were none.

97

98 The roll was called and showed the following vote:

99

100 AYE: Dobrozsi, Naiman, Suer, Messer, Cappel, Bissmeyer (6)

101 NAY: (0)

102 ABSENT: Margolis (1)

103

104 **A Resolution Authorizing The City Manager To Enter Into A Contract With Prime CMS, Inc. For**  
105 **Professional Services Related To Construction, Engineering And Inspection Services For The Pfeiffer Road**  
106 **And Deerfield Road Intersection Improvement Project**

107

108 Mr. Cappel moved to read the Resolution by title only.

109

110 Mr. Messer seconded. City Council unanimously agreed.

111

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

113 Mr. Cappel explained that information has been previously supplied on this Resolution that, if approved, would  
114 authorize the City Manager to enter into a “Time and Expense (T&E), Not to Exceed” contract with Prime CMS,  
115 Inc. to provide construction engineering and inspection services for the HAM- CR284 – 1.33 Pfeiffer Road at  
116 Deerfield Road Intersection Improvement Project. The maximum Not to Exceed amount is \$126,942.86, which  
117 equates to 5.7% of the Barrett Paving Materials, Inc. construction contract. Funding for the contract is captured in  
118 the 410.261.5470 account.

119  
120 Mr. Cappel asked if there were any updates.

121  
122 Mr. Heitkamp replied there were none.

123  
124 The roll was called and showed the following vote:

125  
126 AYE: Naiman, Suer, Messer, Cappel, Bissmeyer, Dobrozsi (6)  
127 NAY: (0)  
128 ABSENT: Margolis (1)

129  
130 **A Resolution Authorizing The City Manager To Negotiate And Execute An Agreement With Traditions VC**  
131 **Developer, LLC To Accommodate Short-Term Coverage For Minimum Service Payments In The Vintage**  
132 **Club-North Project**

133  
134 Mr. Suer moved to read the Resolution by title only.

135  
136 Mr. Cappel seconded. City Council unanimously agreed.

137  
138 Mr. Suer read the title and moved for passage of the Resolution. Mrs. Naiman seconded.

139  
140 Mr. Donnellon stated that in anticipation of Council’s approval of the Resolution that Traditions VC tendered a  
141 \$40,000 check today and signed agreement in hopes the agreement would be approved.

142  
143 Mr. Cappel stated that the project was very important. He stated that he recognizes and respects the efforts of all to  
144 find a solution to a terrible situation and he felt there was no good solution to it. He stated that he felt this was a  
145 temporary fix with hopes things will get better and this project can be completed.

146  
147 Mr. Dobrozsi stated that the project needs to be completed and while he does not like having to go to these  
148 measures, that the money in the TIF fund was generated by the residents in the Vintage Club and we owe it to  
149 them to see the project to completion. He thanked Mr. Riblet and Mr. Donnellon for their continued negotiations  
150 and efforts to see this long term development through.

151  
152 Mrs. Naiman asked if there was development activity being conducted.

153  
154 Mr. Riblet replied there was. He explained that the excavation for Building C is underway. He stated it is  
155 important to keep the construction moving forward.

156  
157 Mr. Messer stated that he also does not like this option, but it is the best of the bad options available to the City.

158  
159 Vice Mayor Bissmeyer stated that she feels the same as her constituents but knows staff has worked very hard to  
160 get this project done and there is a responsibility to the Vintage Club residents to get the project completed.

161  
162 The roll was called and showed the following vote:

163  
164 AYE: Dobrozsi, Bissmeyer, Naiman, Suer, Messer (5)  
165 NAY: Cappel (1)

166 ABSENT: Margolis (1)

167

168 **ADMINISTRATION REPORT**

169

170 Mr. Riblet reported the following items:

171

172 • City Council Work Session is scheduled for Wednesday, June 22 at 7:00 p.m.

173

174 • As a reminder, a Public Hearing is scheduled at 6:45 p.m. prior to the June 22 Work Session for the  
175 2023 Tax Budget.

176

177 • Prior to the Public Hearing the following Boards and Commission Chair Updates are scheduled as  
178 follows:

179

180 ○ Benny Miles- Civil Service-6:00 p.m.

181 ○ Chip Harrod- D & I 6:15 p.m.

182 ○ Greg Leader-Arts Commission 6:30 p.m.

183

184 • The previously requested Law and Safety Committee meeting for Monday, June 6 is asked to be  
185 rescheduled for July as Mr. Messer cannot attend the June meeting. The Financial Planning  
186 Committee will meet on Monday, June 6 at 4:30 p.m. The Planning, Zoning and Landmarks  
187 Committee has cancelled their meeting for June.

188

189 • The Parks and Recreation, Government Affairs and Public Works Committees have cancelled their  
190 meetings for the month of June.

191

192 • Opening weekend at the pool went well and 1,375 check ins occurred Saturday through Monday. A  
193 record of 896 checked in on Memorial Day.

194

195 • Shawn Cooper is sadly leaving us for bluer skies in Duncan, South Carolina. This Friday, June 3, will  
196 be Shawn's last day with the City of Montgomery. Shawn has been a great team member and a friend  
197 to many of us, and she will be missed. Join us in wishing her farewell on Friday at 11:30 at City Hall.

198

199 • Karen Dungy, a temporary worker, will fill in at the front desk at City Hall starting on Monday, June 6  
200 until the position is filled.

201

202 • The Automated External Defibrillator (AED) donated by a local realtor group was installed on the  
203 exterior wall by the front doors at Terwilligers Lodge. The AED is in a tamper resistant box that is  
204 heated to keep the AED operational during the winter months. The AED is accessible to renters of the  
205 lodge as well as others visiting the park.

206

207 • A Continue the Conversation Lunch-N-Learn is scheduled for Thursday, June 9 from 11:30 a.m. to  
208 1:00 p.m. and will be held at Terwilliger Lodge. Dr. Nikki Winchester, CEO of the Cincinnati Center  
209 for DBT (Dialectical Behavior Therapy) will lead this discussion regarding mental illness and coping  
210 measures. This is a continuation of lunch-n-learn sessions that are being offered for any staff that wish  
211 to attend.

212

213 • As mentioned in last week's Thursday Update, The City was notified by Think Patented, the company  
214 who collaborates with staff to produce the monthly bulletin and calendar, that the following awards  
215 were designated to the City by the Graphic Media Alliance:

216

217 ○ In 2021 the Montgomery Bulletin won GOLD in the Newsletter category and SILVER in the  
218 Calendar category.



269 NAY: (0)  
270 ABSENT: Margolis (1)

271  
272 City Council adjourned into Executive Session at 7:29 p.m.

273  
274 City Council reconvened into Public Session at 7:39 p.m.

275  
276 Vice Mayor Bissmeyer asked if there was any other business to discuss. There being none, he asked for a motion  
277 to adjourn.

278  
279 Mr. Messer made a motion to adjourn. Mr. Cappel seconded. City Council unanimously agreed.

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

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283  
284  
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Connie Gaylor, Clerk of Council