

City of Montgomery  
Public Works Committee Meeting  
November 13, 2023

**Staff Present**

Brian Riblet, City Manager  
Tracy Henao, Asst. City Manager  
Gary Heitkamp, Public Works Director  
John Crowell, Police Chief  
Connie Gaylor, Clerk of Council

**Council Committee Members Present**

Mike Cappel, Chair  
Chris Dobrozsi  
Lee Ann Bissmeyer

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The Public Works Committee of Council convened its meeting for November 13, 2023 at 5:00 p.m. with Mr. Cappel presiding.

**Terwilliger Run Parking Discussion**

Mr. Heitkamp provided background on the events that prompted No Parking signs to be placed on Terwilliger Run Drive to Terwilliger Valley Lane. He explained that the City was contacted by residents stating there were unsafe areas where limited visibility around vehicles parking on the street cause vehicles to cross over the center line to pass them without having a clear site distance of oncoming traffic. Mr. Heitkamp explained that in response to these concerns he and Jay Korros, Traffic Engineer at CT Consultants, went to the area to view traffic flow on the road and also measured site distance according to the ODOT regulations. He explained that the speed limit on the roads is 25 mph and that requires 155' of sight distance with the ability to see 2' off the ground. He explained that they measured this from multiple areas on both sides of the incline area of the road and that their test failed in both directions. He stated that due to this, it required No Parking signs to be installed on both sides of the street for that area. Mr. Heitkamp explained that further south on Terwilliger Run there is a bend in the road which also failed the site distance test and was marked with No Parking on one side of the street to provide adequate site distance. He explained that up to this date there had been no restrictions on the roads regarding parking. Mr. Heitkamp stated these signs were installed to prevent accidents as most residents probably drove faster than the 25 mph speed limit.

Mr. Dobrozsi asked if there have been accidents on the roads.

Chief Crowell responded that there had been 2, one of which involved someone backing into a car parked on the street and the other involved a teenager riding a skateboard who hit a car parked on the street.

Mr. Riblet explained that he spoke with a resident who had also reached out to the Mayor regarding the safety concerns.

Mr. Cappel asked if the parking restriction included both cars and trucks.

Mr. Heitkamp replied it was no parking period due to visibility.

Mr. Cappel asked what the liability would be if the signs were to be removed.

Mr. Riblet explained that now that the study was done and proved there was a safety issue, we would be liable if we removed the signs and there was an accident.

Mrs. Bissmeyer asked if there was a solution for delivery vehicles or maintenance vehicles to be able to park on the road.

Mr. Heitkamp replied there was nothing to that language in the code to permit them.

Cheryl Bernstein, 8975 Tanager Hill- Mrs. Bernstein explained that she does not have a lot of parking and when she has work done or company there is no place for her guests to park. She explained that she has handicap guests who are in wheelchairs and would not have accessibility to park far away and to walk to her home. She stated that teenagers are parking on the street even with the signs in place. She explained that she drives slowly anticipating oncoming traffic. She suggested putting the large round mirrors to provide sight of oncoming traffic. She stated that she felt no one drives 25 when the cars are parked on the road rather, they go slower. She explained that Canyon Ridge which is a private drive has become a common drive for overflow parking but that the residents there know that it cannot handle all the cars that could possibly be parked on the road. She stated that the neighboring residents all pay for the black topping and snow removal of that drive. Mrs. Bernstein stated she felt the no parking will affect their property values in a negative manner. She stated that it would cost her a good deal of money to put in a circular driveway.

Rene Sandler, 11250 Terwilligers Run Drive-Mrs. Sandler explained that she is now doing a major renovation on their home as they chose to stay in Montgomery and invest in their home rather than moving to Indian Hill. She stated that the no parking prevents her contractors from having a close place to park and her driveway is not big enough.

Greg Price, 11247 Terwilliger Run Drive-Mr. Price stated that they have all been parking on the street and on the private drive for years with no complaints. He stated that several of the property owners have invested major money into their properties in renovations to their homes and their properties. He stated that the delivery, maintenance, and contractor's vehicles do take up a lot of space and he does not know if there is a concrete solution.

Debbie Applebaum, 9000 Legendary Pass-Mrs. Applebaum stated that it is a challenge when there are a lot of visitors who come to know where to have them park. She asked if there could be no parking on one side of the road and to add a mirror so people could see oncoming traffic.

Mr. Heitkamp stated that mirrors were not approved forms of traffic safety even though you may see them at the end of people's driveways. He stated that there is a threat of them being broken or covered with snow or ice.

Paula Jarnicki, 8957 Old Legend Court-She stated she was on the cul-de-sac where there were five houses. She stated that it was impossible to park on the street, so people park on Terwilliger Run. She stated that she agreed with the others to make the road no parking on one side.

Mrs. Bissmeyer asked if dropping the speed would change the sight distance.

Mr. Heitkamp explained that typically 25 was the lowest and for what the roads were designed to allow. He stated if you could realistically reduce the speed and people would actually drive slower you may be able to reduce the required sight distance, but it would not be by much.

Mr. Riblet explained that there was no fault to how Mr. Heitkamp handled the study and placing the signs. He stated what was done was done to address a safety concern. He stated neighbors raised awareness, an analysis was done, now there is a liability responsibility on the City.

Mr. Dobrozi asked if data is based on speed limits and the limit is lowered can that support an adjustment.

Mr. Heitkamp replied that engineers will use speed limits on what people actually drive. Mr. Heitkamp stated that he will do more research to see if there are other tools that can be considered per ODOT regulations. He replied to a comment from the audience that No Through Signs can be posted but are unenforceable by law enforcement and carry no real influence.

Mrs. Bernstein demanded a decision on if anything was going to be done.

Mr. Cappel restated that staff would go back to research what could be done but that nothing could be done that night.

Mrs. Berstein stated, "so Montgomery will do nothing for us then."

Mr. Riblet restated to Mrs. Berstein that staff would do further research to see if there were other tools that can be considered per ODOT regulations.

### 2024 Waste Collection Bid Discussion

Mr. Riblet explained to the Committee that legislation would be presented at the November 15 Work Session for a new Waste Collection Contract. He stated that as anticipated there is a significant increase since the last contract term. He explained that the City has been very fortunate as the last contract was for 5 years with zero increases and one option year exercised with a 12% increase. He explained that moving forward the 2024 contract increased by 25% with a 6% increase in 2025 and 2026, respectively. Mr. Riblet explained that since Rumpke was the only bidder, he was able to negotiate with them and was able to get a 3% reduction for a three year firm contract. He stated that he was pointing this out to preemptively prompt future discussions on how to plan for the next contract term where decisions on how to handle the growing costs will have to be made. He stated that staff will take this three-year contract to monitor the rate of inflation, earnings tax and other budgetary needs to identify recommendations for Council. He stated that an obvious option was to charge residents a small monthly fee that could be paid on their water bill. He stated that as little as \$5 a household would provide approximately \$200,000 to offset the annual costs.

Mrs. Bissmeyer asked if the reduction of the unlimited would help to offset costs.

Ms. Gaylor replied that the reduction of services really would not offset the costs enough to reduce the overall expense. She explained that options were included in the bid document and Rumpke advised against some of those as it could have adverse effects of having to double the number of trucks in the same week to be able to collect everything being set at the curb.

Mrs. Bissmeyer asked about converting to a total subscription program where Rumpke would invoice residents.

Mr. Riblet explained that it would be much more costly to the residents if we switched to that type of service. He stated he felt residents would be much more supportive of a small monthly fee than having to manage their own subscription.

Mr. Riblet stated that staff would monitor the expenses over the new contract term as well as what other municipalities were offering their residents.

**Minutes**

Mr. Dobrozsi moved to approve the March 13, 2023 Public Works Committee minutes. Mrs. Bissmeyer seconded. The Committee unanimously approved the minutes.

**Adjournment**

Mrs. Bissmeyer made a motion to adjourn. Mr. Dobrozsi seconded. The Committee unanimously agreed. The meeting adjourned at 6:19 pm

  
Chair