

City of Montgomery
City Council Business Session Minutes
July 1, 2020

Present

Brian Riblet, City Manager
Terry Donnellon, Law Director
John Crowell, Police Chief
Gary Heitkamp, Public Works Director
Tracy Roblero, Asst. City Manager/Acting Comm. Dev. Dir.
Katie Smiddy, Finance Director
Matthew Vanderhorst, Community and Information Services, Dir.
Paul Wright, Fire Chief
Connie Gaylor, Clerk of Council

City Council Members Present

Chris Dobrozsi, Mayor
Craig Margolis, Vice Mayor
Lee Ann Bissmeyer-Teleconference
Mike Cappel -Teleconference
Gerri Harbison
Lynda Roesch-Teleconference
Ken Suer

City Council convened its Business Session for July 1, 2020 at 7:00 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.

ROLL CALL

Mayor Dobrozsi asked for the roll to be called.

The roll was called with all members answering as present.

SPECIAL PRESENTATION

Tom Wolf was presented with a Certificate of Appreciation and a Ceremonial Fire Speaking Trumpet in honor of his years of service in the Fire Department and his upcoming retirement on July 4, 2020.

Chief Wright prepared a power point presentation featuring photos of Tom throughout his career and shared stories and well wishes with Tom.

City Council and staff thanked Tom and extended their gratitude for his dedication to the City of Montgomery and the community.

GUESTS & RESIDENTS

Mayor Dobrozsi explained that in an effort to better manage the teleconference meeting he would like to move this portion of the agenda to the end of the meeting and allow any public participating in 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. Vice Mayor Margolis seconded. City Council unanimously agreed.

PENDING LEGISLATION

An Ordinance Authorizing The Issuance Of Not To Exceed \$23,000,000 Special Obligation Revenue Bonds Of The City Of Montgomery; Providing For The Pledge Of Revenues For The Payment Of Such Bonds; Authorizing A Trust Agreement Appropriate For The Protection And Disposition Of Such Revenues To Further Secure Such Bonds; Authorizing An Official Statement; Authorizing Other Necessary And Appropriate Documents; And Authorizing Other Actions In Connection With The Issuance Of Such Bonds

Mayor Dobrozsi stated that although he has no ownership interest in Neyer Properties, Inc. nor any in the limited liability companies in partnership to develop the Montgomery Quarter, he will continue to recuse himself from discussion and abstain from voting upon legislation related to the Montgomery Quarter project. He recused himself from the discussion and exited the dais.

Ms. Roesch stated (telephonically) that she would be recusing herself as well for possible professional conflicts.

Vice Mayor Margolis took over the meeting.

Mr. Suer moved to read the Ordinance by title only. Mr. Cappel seconded. The remaining Council members unanimously agreed.

Mr. Suer moved to suspend the rules requiring three readings. Mr. Cappel seconded.

The roll was called and showed the following vote:

AYE: Cappel, Bissmeyer, Harbison, Margolis, Suer	(5)
NAY:	(0)
ABSTAIN: Dobrozsi, Roesch	(2)

Mr. Suer moved for passage of the Ordinance. Mr. Cappel seconded.

Mr. Suer asked Mr. Donnellon for any updates.

Mr. Donnellon stated that the passing of this Ordinance is the first step in the final stages to fund the public improvements such as the garages. He stated that the bonds would be capped at 23 million and that projections are lower, but it depends on the market. He stated that it is anticipated that the Service Agreement will be signed and issued in September.

The roll was called and showed the following vote:

AYE: Bissmeyer, Harbison, Margolis, Suer, Cappel	(5)
NAY:	(0)
ABSTAIN: Dobrozsi, Roesch	(2)

Mayor Dobrozsi returned to the dais and took control of the meeting. He thanked Vice Mayor Margolis for handling this portion of the meeting.

An Ordinance Creating Section 92.05 of The Code of Ordinances, entitled "Littering", And Amending Section 92.99 Entitled "Penalty"

Mrs. Bissmeyer moved to read the Ordinance by title only. Vice Mayor Margolis seconded. City Council unanimously agreed.

Mrs. Bissmeyer read the title and moved passage of the second reading of the Ordinance. Mr. Cappel seconded.

Mrs. Bissmeyer explained that information has been previously supplied on this Ordinance that, if adopted, would update Chapter 92 of the Code to add a section regulating Littering. Littering includes illegal dumping. The purpose of updating our Code is to be able to control Littering and dumping on vacant properties within the City, and to control Littering and dumping within either City dumpsters or private dumpsters. She added that this legislation was presented at the Law and Safety Committee of Council at their May 4, 2020 meeting.

Mrs. Bissmeyer asked if there were any updates.

Chief Crowell responded that there were none.

Mr. Cappel asked if this update would cover tire dumping.

Chief Crowell replied that it would cover any illegal dumping of any kind.

Mr. Donnellon added that there is also a separate State Code for tire dumping.

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

NAY: (0)

NEW LEGISLATION

A Resolution Adopting A Tax Budget For 2021

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. Mrs. Harbison seconded.

Mr. Suer explained that information has been previously supplied on this Resolution that, if approved, would adopt the 2021 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 2021 Tax Budget at its May 4, 2020 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 2021 projections as reflected in the City's 2020-2024 Five-Year Operating and Capital Budget.

Mr. Donnellon advised Mayor Dobrozsi to abstain from the vote since the 2021 Budget contains funding for the Montgomery Quarter Tax Increment Financing.

The roll was called and showed the following vote:

AYE: Roesch, Suer, Margolis, Cappel, Bissmeyer, Harbison (7)

NAY: (0)

ABSTAIN: Dobrozsi (1)

A Resolution Approving the Process to Receive and Disburse Coronavirus Relief Funds

Mr. Riblet explained that an update was made to the legislation changing the title from Senate Bill 310 (SB310) to House Bill 481 (HB481). He explained that a redlined version of the legislation was included in the Council packet.

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

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

Mr. Suer explained that information has been previously supplied on this Resolution that, if approved, would allow the City of Montgomery to participate in the HB481 Funding Program. Part of the requirement prior to any political subdivision receiving payment is for each subdivision to adopt a Resolution affirming that the subdivision will spend the funds only on pandemic-related expenses, as required under the CARES Act. Staff has been and continues to track expenses on supplies and materials such as Personal Protective Equipment (PPE), sanitation products, disinfecting services, signage and other miscellaneous items related to COVID-19.

Vice Mayor Margolis asked if there were any updates.

The roll was called and showed the following vote:

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

NAY: (0)

A Resolution Accepting A Bid and Authorizing the City Manager to Enter into A Contract with Strawser Construction, Inc., for the 2020 Crack Seal Program Through the Ohio Department of Transportation (ODOT) Cooperative Purchasing Program Contract #101L-21

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

Mr. Cappel read the Resolution by title only and moved for passage. Vice Mayor Margolis seconded.

Mr. Cappel explained that information has been previously supplied on this Resolution that, if approved, would allow the City Manager to enter into a contract with Strawser Construction for the 2020 Crack Seal Program. The Crack Seal Program includes 6.97 centerline miles which equates to approximately 99,945 square-yards of roadway surface to be treated. The program is included in the 2020 Capital Improvement 410-261-5470 account in the amount of \$75,000.00. It is requested that the Crack Seal Program be approved for funding in the amount of \$52,770.00, which includes a 10% contingency of \$4,797.00. The Crack Seal Program will be contracted with Strawser Construction, Inc. through the ODOT Cooperative Purchasing Program.

Mr. Cappel asked if there were any updates.

Mr. Heitkamp replied there were none.

The roll was called and showed the following vote:

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

NAY: (0)

ADMINISTRATION REPORT

Mr. Riblet reported the following items:

- City Council Work Session is scheduled for Wednesday July 22, immediately following the conclusion of the Public Hearing scheduled at 6:30 p.m. for the proposed DORA (Designated Outdoor Refreshment Area). A motion was made at the June Work Session to commence with the City Council meeting at the conclusion of the Public Hearing.
- The Law and Safety, Financial Planning and Planning, Zoning and Landmarks Committees have cancelled their meetings for the month of July.
- The Public Works Committee will meet at 4:30 p.m. on Monday, July 13 as a hybrid meeting. The Parks and Recreation and Government Affairs Committees have cancelled their meetings for the month of July.
- On Wednesday Chief Crowell took part in a Zoom conference call with Congressman Chabot as part of a feedback process on federal legislation related to police reform.
- John R. Jurgensen (JRJ) will be installing asphalt sidewalk along the east side of Montgomery Road and Main Street on Monday, July 6. In order to construct the Main Street portion, JRJ will close Main Street for

several hours on Monday, July 6 sometime between the hours of 8:00 a.m. and 3:00 p.m. Traffic heading north will simply need to head up to Cooper Road and turn right.

- Bray Construction continues to install underground utility duct bank along Main Street and future Cameron Lane of the Montgomery Quarter. They also are installing storm sewer and sanitary sewer; both being relocated to make way for building construction.
- As a reminder, City offices will be closed on Friday, July 3 in observance of the July 4th holiday.
- Mr. Riblet recently signed a contract with Municipal & Contractors Sealing Products in the amount of \$24,500 for the 2020 Corrugated Metal Pipe Lining Program which includes lining of a 60" CMP located at 10580 Tanagerhills Drive.
- The July 3 Symphony Concert will be virtual style. The concert will be shown on the City's website beginning Friday July 3 at 7:00 p.m. through Saturday July 4 at 7:00 p.m.
- The July 4th "Reverse" Parade is from 10:00 a.m. to noon at Sycamore High School. Thanks to Sycamore Schools for their support and hosting this event.
- Mr. Riblet wished Happy Birthday to Council Member Bissmeyer whose birthday is July 2.

APPROVAL OF MINUTES

Mayor Dobrozsi asked for a motion to approve the June 17, 2020 Public Hearing minutes as written and the June 17, 2020 Work Session Minutes as amended.

Vice Mayor Margolis moved to approve the minutes as noted. Mr. Cappel seconded. City Council unanimously agreed.

MAYOR'S COURT REPORT

Mayor Dobrozsi asked for a motion to approve the disbursement of the Mayor's Court report for the month of June in the amount of \$17,373.

Mr. Cappel motioned to approve the disbursement of the June Mayor's Court collections. Mrs. Bissmeyer seconded. City Council unanimously agreed.

OTHER BUSINESS

Vice Mayor Margolis stated that over the last several years he has spent time as a passenger doing ride-alongs with Sergeant Gruber and Officers Riley, Janszen and Nimeskern. After watching their interactions with both guests to our community and residents and can attest to their character. He wanted to share his opinion of the City of Montgomery as in times the appreciation of police is not reciprocated. He thanked all the officers for putting themselves at risk. He thanked the Civil Service Commission, the Law and Safety Committee and the Diversity Inclusion Committee for their continued effort to ensure that the City offers the fairest hiring processes.

Mayor Dobrozsi stated that he recorded the opening for the July 3 BAMSO Concert with the help of Julie Machon.

GUEST AND RESIDENTS

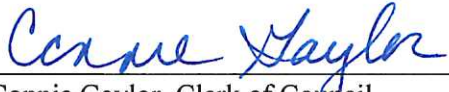
Mayor Dobrozsi asked if there were residents on the call who would like to speak. He asked for them to state their name and address. There were no responses. Mayor Dobrozsi closed the floor to public speaking.

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

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277 Vice Mayor Margolis moved to adjourn. Mr. Cappel seconded. City Council unanimously agreed.

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279 City Council adjourned at 8:05 p.m.

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Connie Gaylor, Clerk of Council