

April 15, 2016

TO: Mayor and City Council Members
FROM: Wayne S. Davis, City Manager *WSD*
SUBJECT: City Council Work Session of Wednesday, April 20, 2016

As a reminder, City Council is scheduled to meet in Work Session on Wednesday, April 20, 2016 at 7:00 p.m.

Prior to City Council at 6:00 p.m., Tony Gardner with the Commonwealth Center for High-Performance Organizations, Inc. will meet with City Council to provide an update on the High Performance Organization model and training conducted with City Council members and staff.

Work Session

1. Call to Order
2. Roll Call
3. Special Presentation
4. Guests and Residents
5. Legislation for Consideration Tonight
6. Establishing an Agenda for May 4, 2016

Pending Legislation

- a. An Ordinance Modifying Section 30.03, Announcement of Public Meetings, of The Code of Ordinances—(Mrs. Harbison, 2nd reading) Information has been supplied previously on this Ordinance that, if approved, will amend the current Section 30.03 of the Code of Ordinances regarding announcements of public meetings. A recent review of the process of providing notice of public meetings as set forth in Section 30.03 revealed that this Code Section was adopted in 1975 and is no longer consistent with current methods by which information is provided and received by the public. Section 30.03 requires that we publish in a newspaper of general circulation, quarterly, the times and dates of our City Council meetings. It also requires that we have a bulletin board accessible at all hours located within the community. The City Charter does not have any specific requirements regarding notice of public meetings except the advance notice required for a Special Meeting of City Council in the absence of an emergency. R.C. § 121.22 (Sunshine law) requires that City Council establish a reasonable method whereby any person may determine the time and place of all regularly scheduled meetings. Staff requests that consideration be given to no longer requiring the posting of notices on public bulletin boards, and allowing the addition of the use of website postings.

Add this Ordinance to the May 4, 2016 Business Session agenda for second reading that evening. The third reading of the Ordinance will be held at the June 1, 2016 Business Session with adoption of the Ordinance requested at that meeting.

- b. An Ordinance Establishing the Schedule of Municipal Compensation for Employees—(Mr. Suer, 2nd reading) Information has been supplied previously on this Ordinance that, if approved, will establish a Schedule for Municipal Compensation. Traditionally the City's Schedule of Municipal Compensation for non-collective bargaining and exempt employees is adjusted annually in July to remain in sync with collective bargaining employee wage rate adjustments. The City's current Schedule of Municipal Compensation does not specify any wage rate adjustments for July 2016 or July 2017; therefore, a new compensation schedule must be established. In addition, the new Schedule of Municipal Compensation also reflects adjustments to several position pay ranges in order to ensure that the City's pay practices remain relatively competitive when compared to similar neighboring jurisdictions.

Add this Ordinance to the May 4, 2016 Business Session agenda for second reading that evening. The third reading of the Ordinance will be held at the June 1, 2016 Business Session with adoption of the Ordinance requested at that meeting.

- c. An Ordinance Authorizing The Detachment Of Hamilton County Auditor's Parcel Number 603-0A23-0187 And The Approval Of An Annexation Agreement Related Thereto For The Annexation Of Hamilton County Auditor's Parcel Number 620-0210-0723—(Tabled) Information has been supplied previously on this Ordinance that, if approved, will authorize the simultaneous annexation and detachment of properties along the Symmes Township and City of Montgomery borders as a part of the Vintage Club North development. A small lot incorporated into the property owned by Contadino Properties, LLC, operated as a daycare north of the Vintage Club site, will be detached and aligned into Symmes Township. A similarly small wedge of property in Symmes Township below the property line will be merged into the City by annexation and it will be incorporated into the Vintage Club development. The statutory procedures require legislative approval for this dual process. Ultimately the Board of Commissioners of Hamilton County, Ohio must approve the detachment and annexation.

City Council voted to table this Ordinance at the April 6, 2016 Business Session, until the May 4, 2016 Business Session. No further action is needed at this time. If all required documents have been obtained before this meeting, City Council may consider adding the Ordinance onto the agenda and assigning to a Council member for the first reading at the May 4, 2016 Business Session.

New Legislation

- a. A Resolution Recognizing the Month of May, 2016 as National Historic Preservation Month in the City of Montgomery—Please find attached correspondence from Tracy Roblero, Community Development Director, requesting that City Council consider this Resolution, which will recognize the month of May as National Historic Preservation Month in the City of Montgomery.

Add this Resolution to the May 4, 2016 Business Session agenda, assign it to a City Council member for reading, and consider adoption of the Resolution that evening.

- b. A Resolution Establishing Compensation for the City Manager—The Government Affairs Committee of City Council has requested that the attached Resolution be presented to City Council. This Resolution will authorize an amendment to the current employment agreement with Mr. Wayne Davis as the City Manager of Montgomery. This Resolution is the result of the recent performance appraisal of the City Manager conducted by City Council. The Government Affairs Committee of City Council has recommended adoption of this Resolution.

Add this Resolution to the May 4, 2016 Business Session agenda, assign it to a City Council member for reading, and consider adoption of the Resolution that evening.

- c. A Resolution Declaring a Moratorium on The Collection of Building And Zoning Permit Fees For Solar Installations—Please find attached correspondence from Tracy Roblero, Community Development Director, requesting that City Council authorize a Resolution that would declare a moratorium on the collection of building and zoning permit fees for solar installations. The City of Cincinnati and the Greater Cincinnati Energy Alliance have partnered to create the Solarize Cincinnati program. Any property within Hamilton County is eligible for participation in the program, which provides a free solar assessment, discounted rates and financing. It is recommended that City Council pass a Resolution waiving building and zoning fees for solar installations with a cap of \$1,000 for a six month period beginning July 1, 2016. The waiver would be promoted as an incentive to our residents and businesses to adopt a more environmentally friendly source of power and to continue to promote Montgomery as a progressive City within the region.

Add this Resolution to the May 4, 2016 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. Mrs. Combs
- b. Mr. Cappel
- c. Mrs. Harbison
- d. Vice Mayor Roesch
- e. Mr. Suer
- f. Mr. Margolis
- g. Mayor Dobrozsi

10. Approval of Minutes—April 6, 2016 Special Session and April 6, 2016 Business Session

- 11. Other Business**—At the March 2, 2016 Business Session, an Ordinance amending Section 44.13 of the Code of Ordinances concerning Appointment of the Board of Review was passed and subsequently at the April 6, Business Session, Shari Kolnicki was appointed by City Council as an alternate member to the Board of Tax Review. Staff has verified that past minutes do not reflect the appointments of the existing Board Members, Garry Blomberg and Ed Steinebrey, for the new term limits. City Council is requested to make those appointments as well as reaffirm Ms. Kolnicki's appointments with term dates ending January 31, 2017. In 2017 the new two year term limits will be acknowledged when the Board members are appointed or reappointed. As reference the City Manager will by letter appoint a member as well as an alternate to serve on the Board of Tax Review. These members will serve at his discretion with non-expiring term limits. These joint actions will ensure that all Board of Tax Review positions are filled in accordance with current Code.

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
File

April 20, 2016

Session with Tony Gardner – 6:00 p.m.

Prior to City Council at 6:00 p.m., Tony Gardner with the Commonwealth Center for High-Performance Organizations, Inc. will meet with City Council to provide an update on the High Performance Organization model and training conducted with City Council members and staff.

City Council Work Session – 7:00 p.m.

1. Call to Order
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Add this Ordinance to the May 4, 2016 Business Session agenda for second reading that evening. The third reading of the Ordinance will be held at the June 1, 2016 Business Session with adoption of the Ordinance requested at that meeting.

- c. An Ordinance Authorizing The Detachment Of Hamilton County Auditor's Parcel Number 603-0A23-0187 And The Approval Of An Annexation Agreement Related Thereto For The Annexation Of Hamilton County Auditor's Parcel Number 620-0210-0723—(Tabled)

City Council voted to table this Ordinance at the April 6, 2016 Business Session, until the May 4, 2016 Business Session. No further action is needed at this time. If all required documents have been obtained before this meeting, City Council may consider adding the Ordinance onto the agenda and assigning to a Council member for the first reading at the May 4, 2016 Business Session.

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- b. Mr. Cappel
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12. Executive Session

13. Adjournment

ORDINANCE NO. , 2016

AN ORDINANCE MODIFYING SECTION 30.03, ANNOUNCEMENT OF PUBLIC MEETINGS, OF THE CODE OF ORDINANCES

WHEREAS, Section 30.03 of the Code of Ordinances, enacted in 1975, sets forth the procedure for providing notice for regular and Special Meetings of City Council; and

WHEREAS, with a significant shift in the manner by which the public receives information, Council does desire to update the announcement of public meetings to incorporate modern technology and to meet the statutory requirements of R.C. § 121.22 to provide notice to the public of the meetings of City Council.

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

SECTION 1. Section 30.03, *Announcement of Public Meetings*, shall be amended to read as follows:

A. *No less than quarterly, the City shall post the scheduled date and time for City Council meetings on the City's website and within the City's newsletter. If a meeting time or location is changed, as decided by City Council at a prior open meeting, the new time and place shall be posted as soon as practical on the City's website. If time allows within the circulation schedule of the City newsletter, such changed time and location shall also be noted in the newsletter.*

B. *Any person or news organization may request advance notice of all meetings of City Council in writing delivered to the Clerk of Council. The Clerk shall then send advance notice of such meetings of City Council through either email (or equivalent*

electronic medium), by facsimile transmission, or by regular U.S. Mail as has been designated by the requesting person or organization. The failure of delivery shall not void any action taken at such meeting by City Council.

C. Consistent with Section 3.04 of the Charter of the City of Montgomery, Council may hold Special Meetings and, except in the event of an emergency, notice of such meeting shall be posted to the City's website and shall be provided to those persons and media outlets requesting advance notification no less than twenty four (24) hours in advance of such meeting in the format requested by such person or organization.

SECTION 2. Section 30.03 of the Code of Ordinances is hereby repealed with the adoption of this replacement section.

SECTION 3. All sections, subsections, parts and provisions of this Ordinance are hereby declared to be independent sections, subsections, parts and provisions, and the holding of any section, subsection, part or provision to be unconstitutional, void or ineffective for any reason shall not affect or render invalid any other section, subsection, part or provision of this Ordinance.

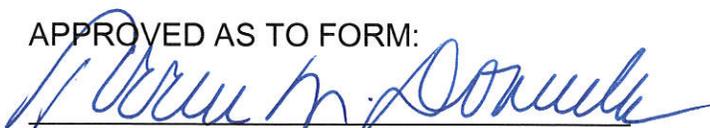
SECTION 4. This Ordinance shall take effect the earliest opportunity as allowable by law.

PASSED: _____

ATTEST: _____
Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM:



Terrence M. Donnellon, Law Director

ORDINANCE NO. , 2016

**AN ORDINANCE ESTABLISHING THE
SCHEDULE OF MUNICIPAL COMPENSATION FOR EMPLOYEES
AND AMENDING SECTION 32.01 OF THE CODE OF ORDINANCES**

WHEREAS, Council must establish a Schedule of Municipal Compensation for City employees who are not members of a collective bargaining unit to be effective July 3, 2016 (the first day of the first full pay period in July 2016); and

WHEREAS, the Administration has recommended an increase in compensation for such employees and modifications to several wage classifications, which recommendations are reflected in the schedule of Municipal Compensation attached hereto; and

WHEREAS, to conform the Schedule of Wages to the recognized titles and job responsibilities in the Public Safety departments, the Administration has recommended that Council acknowledge the position of Assistant Chief of Police as the second in Command within the Police Department.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Montgomery, Ohio:

SECTION 1. The existing Code § 32.01(B)(2) is hereby rescinded and Code § 32.01(B)(2) shall read:

(2) The Assistant Chief of Police.

With this amendment the position of Police Lieutenant is hereby eliminated.

SECTION 2. Pursuant to requirements of Chapter 34 of the Montgomery Code of Ordinances, the Schedule of Municipal Compensation (“Schedule”) is hereby established to govern the annual compensation of municipal employees who are not governed by collective bargaining agreements, which schedule shall be effective on July 3, 2016. The Schedule governing such positions is attached hereto as “Exhibit A” and is hereby made a part of this Ordinance as if fully rewritten herein.

SECTION 3. The Schedule of Compensation prescribes the basic rates of pay for various classes of employees. Employees typically will be hired at the starting point of the appropriate salary range, but an employee may be placed at a higher location within his or her pay range at the discretion of the City Manager depending upon qualifications, experience, and education. Employees may move through his or her respective salary range based upon work performance as determined through an annual performance review. The amount of the annual adjustment within the salary range shall be dependent upon employee performance and funding availability.

SECTION 4. The City Manager is hereby authorized to grant an annual merit bonus, not to exceed two percent (2%) of the base salary of the employee, for full time employees who have reached the top of their respective pay range. Permanent part-time employees who have reached the top of the pay range may be eligible for a merit bonus of up to 20 hours of pay at his or her current hourly rate for exceptional work performance.

SECTION 5. It is recognized that some employees’ salaries will exceed the maximum rate of their respective pay range at the time of implementation of this Schedule. These employees are noted by name on the attached Schedule and are

compensated accordingly. These employees are eligible for annual wage adjustments as approved by the City Council of the City of Montgomery and for annual merit bonuses as specified in Section 4 of this Ordinance.

SECTION 6. This Ordinance shall take effect the earliest opportunity as allowable by law.

PASSED: _____

ATTEST: _____
Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM



Terrence M. Donnellon, Law Director

Full-Time Schedule

EXHIBIT "A"

Range	Position	Effective first day of first full pay period in July 2016		Effective first day of first full pay period in July 2017		
		Minimum	Maximum	Minimum	Maximum	
1	Assistant City Manager Director of Finance Fire Chief Police Chief Public Works Director Community Development Director Community and Information Services Director	Annual	\$88,129.60	\$117,478.40	\$90,334.40	\$120,411.20
2	Assistant Fire Chief Assistant Police Chief Assistant Public Works Director	Annual	\$79,955.20	\$99,299.20	\$81,952.00	\$101,774.48
3A	Assistant Director of Finance/Tax Commissioner Human Resources Manager	Annual	\$65,644.80	\$86,008.00	\$67,288.00	\$88,150.40
3B	Communications and Engagement Coordinator Recreation Coordinator	Annual	\$64,604.80	\$84,572.80	\$66,227.20	\$86,694.40
4	Zoning and Code Compliance Officer Public Works Department Supervisor	Annual	\$57,803.20	\$73,923.20	\$59,238.40	\$75,774.40
5	Construction and Compliance Inspector	Hourly	\$26.76	\$33.71	\$27.43	\$34.55
6	Administrative Coordinator Building and Development Office Manager	Hourly	\$25.25	\$31.56	\$25.88	\$32.35
7	Recreation Specialist	Hourly	\$23.59	\$29.73	\$24.18	\$30.47
8	Clerk of Court	Hourly	\$21.62	\$28.13	\$22.16	\$28.83
9	Finance Specialist Customer Service Representative	Hourly	\$21.31	\$26.64	\$21.84	\$27.31

All annual, salaried positions in Ranges 1 through 4 are calculated assuming a 26 pay period annual pay schedule, which is the normal annual pay schedule for the City. In the event that the City experiences a year which has 27 bi-weekly pay periods, the City's wage scale will reflect an increase of an additional 1/26th of the maximum salary for the purpose of meeting payroll for the 27th pay period. For all other years, the minimum and maximum salaries are as published on the pay schedule above.

Part-Time Schedule

Part Time Schedule

Range	Position	Effective first day of first full pay period in July 2016		Effective first day of first full pay period in July 2017	
		Minimum	Maximum	Minimum	Maximum
1A	Special Projects Coordinator	\$43.01	\$53.33	\$44.08	\$54.66
1B	Finance Specialist	\$21.31	\$26.64	\$21.84	\$27.31
1C	Customer Service Representative Volunteer Coordinator	\$20.88	\$26.01	\$21.40	\$26.66
2	Firefighter/Paramedic	\$16.26	\$20.71	\$16.66	\$21.22
3	Custodian Firefighter/EMT	\$14.50	\$18.50	\$14.87	\$18.96
4	Intern Seasonal Service Worker	\$12.63	\$16.06	\$12.94	\$16.46
6	Auxiliary Police Officer	\$ 10.00	\$ 25.00	\$ 10.00	\$ 25.00

Grandfathered Wage Provisions (2.5% in July 2016, 2.5% in July 2017)

1. Effective May 3, 2006, Jesse Bundy was grandfathered into Range 5 with top range earning potential of \$57,907.20 from 7/1/2005 – 6/30/2006 and \$60,091.20 from 7/1/2006 – 6/30/2007, because of the change in his former position of Project Manager (previous Range 3) to Construction and Compliance Inspector (Range 5). In future years, he will be eligible for annual (non-equity) adjustments to his current hourly rate as follows:

Employee	Effective first day of first pay period in July 2016	Effective first day of first pay period in July 2017
Jesse Bundy	\$35.01	\$35.89

2. Effective July 1, 2010, Terry Willenbrink was grandfathered outside pay range 4 established in this ordinance, and will be compensated at the following hourly rate and will be eligible for general wage increases and merit bonuses as are employees within their ranges.

Employee	Effective first day of first pay period in July 2016	Effective first day of first pay period in July 2017
Terry Willenbrink	\$84,572.80	\$86,694.40

ORDINANCE NO. , 2016

AN ORDINANCE AUTHORIZING THE DETACHMENT OF HAMILTON COUNTY AUDITOR'S PARCEL NUMBER 603-0A23-0187 AND THE APPROVAL OF AN ANNEXATION AGREEMENT RELATED THERETO FOR THE ANNEXATION OF HAMILTON COUNTY AUDITOR'S PARCEL NUMBER 620-0210-0723

WHEREAS, in November 2009 a parcel of land straddling the City of Montgomery and Symmes Township border was subdivided and sold for the development of a childcare/school facility within Symmes Township; and

WHEREAS, within such transaction, Contadino Properties, LLC acquired certain land in Symmes Township, and a portion of the land it acquired, parcel number 603-0A23-0187, remained within the City of Montgomery; and

WHEREAS, as a result of the subdivision and the sale of such land, a portion of the residue of the unsold property, Hamilton County Auditor's parcel number 620-0210-0723, remained within Symmes Township, Ohio, which property is now owned by Hunting Hill, LLC; and

WHEREAS, the respective property owners desire to have their property appropriately aligned with the boundary line between the City of Montgomery and Symmes Township; and

WHEREAS, Contadino Properties, LLC has petitioned the City under R.C. § 709.38 to detach Hamilton County Auditor's parcel number 603-0A23-0187 from the City to Symmes Township, a copy of which Petition is attached hereto as Schedule A; and

WHEREAS, Hunting Hill, LLC has petitioned Symmes Township and the City of Montgomery to annex Hamilton County Auditor's parcel number 620-0210-0723

to the City of Montgomery from Symmes Township, which Petition is attached hereto as Schedule B; and

WHEREAS, as permitted by R.C. § 709.192 to support such annexation, Council does desire to enter into an Annexation Agreement with Symmes Township, Ohio solely applicable to these respective properties, which Annexation Agreement is attached hereto as Schedule C; and

WHEREAS, Council does desire to approve and accept the Petition for Detachment and approve and accept the Annexation Agreement and Petition for Annexation contingent upon both the detachment and annexation being accepted by the Board of Trustees of Symmes Township, Ohio and the Board of County Commissioners of Hamilton County, Ohio.

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

SECTION 1. The attached Annexation Agreement is hereby approved and accepted by the Council of the City of Montgomery, Ohio, and the City Manager is hereby authorized for and on behalf of the City to execute this Agreement and all related documents necessary to support the Petition to annex Hamilton County Auditor's parcel number 620-0210-0723 from Symmes Township, Ohio to the City of Montgomery, Ohio.

SECTION 2. Separately, the City does accept and approve the Petition from Contadino Properties, LLC to detach Hamilton County Auditor's parcel number 603-0A23-0187 from the City of Montgomery to Symmes Township, Ohio.

SECTION 3. With the approval of this Annexation Agreement, Council does authorize Hamilton County Auditor's parcel number 603-0A23-0187 to be removed

from the Tax Incentive Financing District to which it has been assigned and Council will accept, and execute appropriate documentation, to include what is now parcel number 620-0210-0723 into the Tax Incentive Financing District encompassing the Vintage Club development once such tax parcel has been renumbered.

SECTION 4. Council hereby finds that the adjustment of the boundary line with the detachment and annexation of these two parcels shall have little or no impact upon the indebtedness of the City of Montgomery, and the property is released from such indebtedness when it has been detached, and the property to be annexed and received shall be appropriately apportioned to the indebtedness of the City of Montgomery, Ohio upon completion of the process.

SECTION 5. All sections, subsections, parts and provisions of this Ordinance are hereby declared to be independent sections, subsections, parts and provisions, and the holding of any section, subsection, part or provision to be unconstitutional, void or ineffective for any reason shall not affect or render invalid any other section, subsection, part or provision of this Ordinance.

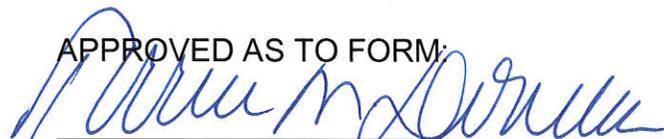
SECTION 6. This Ordinance shall take effect the earliest opportunity as allowable by law.

PASSED: _____

ATTEST: _____
Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM:



Terrence M. Donnellon, Law Director

SCHEDULE A

PETITION FOR DETACHMENT

The undersigned, authorized representative of Contadino Properties, LLC, an Ohio limited liability corporation, under R.C. § 709.38 does hereby petition the Board of County Commissioners of Hamilton County, Ohio, with the support of the Board of Trustees of Symmes Township, Ohio and the Council of the City of Montgomery, Ohio, which have entered into a separate Annexation Agreement, to appropriately detach Hamilton County Auditor's parcel number 603-0A23-0187 from the City of Montgomery, Ohio to Symmes Township, Ohio. The property to be detached is more particularly described on Exhibit A attached hereto and incorporated herein by reference, and such property is appropriately depicted in the plat attached to such legal description. The property is contiguous to Symmes Township, and Contadino Properties, LLC is the sole owner of the property to be detached.

CONTADINO PROPERTIES, LLC,
an Ohio limited liability corporation
owner of Hamilton County Auditor's
parcel number 603-0A23-0187
11340 Donwiddle Drive
Morrow, Ohio 45152

By: _____

Name: _____

Its: _____

Date: _____

EXHIBIT A

PROPERTY CONVEYED - 0.0549 ACRES

Situate in Section 36, Town 5, Entire Range 1, Symmes Township, City of Montgomery, Hamilton County, Ohio and being part of the land conveyed to Vintage Club Associates, LTD., as recorded in O.R. 10330, Page 1823, Hamilton County, Ohio Recorder's Office, and being more particularly described as follows:

Beginning at an existing iron pin at the northwest corner of Open Space Lot H of The Vintage Club, Phase Three, as recorded in P.B. 415, Pg. 94-95, Hamilton County, Ohio Recorder's Office;

Thence, with the northerly lines of the aforesaid lands conveyed to Vintage Club Associates, LTD., South 89°39'20" West, 182.34 feet to a point, said point being witnessed by an iron pin lying 0.1'S, 0.5'W;

Thence, South 89°55'50" West, 264.00 feet to a point, said point being witnessed by a concrete monument lying 1.5'S, 1.8'E;

Thence, with an easterly line of said lands, North 03°45'30" West, 49.25 feet to a set iron pin and the **Real Point of Beginning** for this description;

Thence, with a new division line, North 53°53'11" West, 63.29 feet to a set 5/8" iron pin in the west line of said lands and the southeast right-of-way line of Montgomery Road;

Thence, with said lands and said right-of-way line, North 36°14'57" East, 75.55 feet to a concrete monument;

Thence, leaving said right-of-way line and continuing with said lands, South 03°45'30" East, 98.44 feet to the **Real Point of Beginning**.

Containing 0.0549 acres of land.

Subject to all legal highways, easements and restrictions of record.

This conveyance is a transfer between adjoining lot owners made in compliance with Section 711.001 Subsection (B)(1) Ohio Revised Code and does not create an additional building site nor violate any zoning regulation or other public regulation in the parcel hereby conveyed or the balance of the parcel retained by the grantor herein. The parcel hereby conveyed may not

hereafter be conveyed separately from the grantee's adjoining parcel nor any structure erected thereon without the prior approval of the authority having approving jurisdiction of plats.

The above description was prepared by McGill Smith Punshon, Inc., under the direction of Jerry L. Keller, P.S., Ohio Registration No. 7584. The bearings in the above description are based on Reserve of Montgomery, Section 4, recorded in Plat Book 315, Page 57-58, Hamilton County, Ohio Recorder's Office.

Prepared by: McGill Smith Punshon, Inc.

Date: August 31, 2009

MSP No.: 04308.00

SCHEDULE B

PETITION FOR ANNEXATION

The undersigned, authorized representative of Hunting Hill, LLC, an Ohio limited liability corporation, under R.C. § 709.022 does hereby petition the Board of County Commissioners of Hamilton County, Ohio, with the support of the Board of Trustees of Symmes Township, Ohio and the Council of the City of Montgomery, Ohio, which have entered into a separate Annexation Agreement, to appropriately annex Hamilton County Auditor's parcel number 620-0210-0723 from Symmes Township, Ohio to the City of Montgomery, Ohio. The property to be annexed is more particularly described on Exhibit A attached hereto and incorporated herein by reference, and such property is appropriately depicted in the plat attached to such legal description. The property is contiguous to the City of Montgomery, and Hunting Hill, LLC is the sole owner of the property to be annexed. Further, Hunting Hill, LLC does hereby appoint Wayne S. Davis, City Manager of the City of Montgomery, Ohio, as its agent in these proceedings.

WHOEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL ANY ACTION ON THE PETITION TAKEN BY THE BOARD OF COUNTY COMMISSIONERS. THERE ALSO IS NO APPEAL FROM THE BOARD'S DECISION IN THIS MATTER IN LAW OR IN EQUITY.

HUNTING HILL, LLC,
an Ohio limited liability corporation
owner of Hamilton County Auditor's
parcel number 620-0210-0723
55 Erieview Plaza
Cleveland, Ohio 44114

By: _____

Name: _____

Its: _____

Date: _____

EXHIBIT A

PROPERTY CONVEYED - 0.0361 ACRES

Situate in Section 36, Town 5, Entire Range 1, Symmes Township, Hamilton County, Ohio and being part of the land conveyed to Contadino Properties, LLC., as recorded in O.R. 11198, Page 1604, Hamilton County, Ohio Recorder's Office, and being more particularly described as follows:

Beginning at an iron pin at the northwest corner of Open Space Lot H of The Vintage Club, Phase Three, as recorded in P.B. 415, Pg. 94-95, Hamilton County, Ohio Recorder's Office;

Thence, with the northerly lines of the lands conveyed to Vintage Club Associates, LTD., by deed recorded in O.R. 10330, Page 1823, Hamilton County, Ohio Recorder's Office, South 89°39'20" West, 182.34 feet to a point, said point being witnessed by an iron pin lying 0.1'S, 0.5'W;

Thence, South 89°55'50" West, 199.97 feet to a set 5/8" iron pin and the **Real Point of Beginning** for this description;

Thence, continuing along the north and east lines of said lands, South 89°55'50" West, 64.03 feet to a point, said point being witnessed by a concrete monument lying 1.5'S, 11.8'E;

Thence, North 03°45'30" West, 49.25 feet to a set 5/8" iron pin;

Thence, with a new division line, South 53°53'11" East, 83.25 feet to the **Real Point of Beginning**.

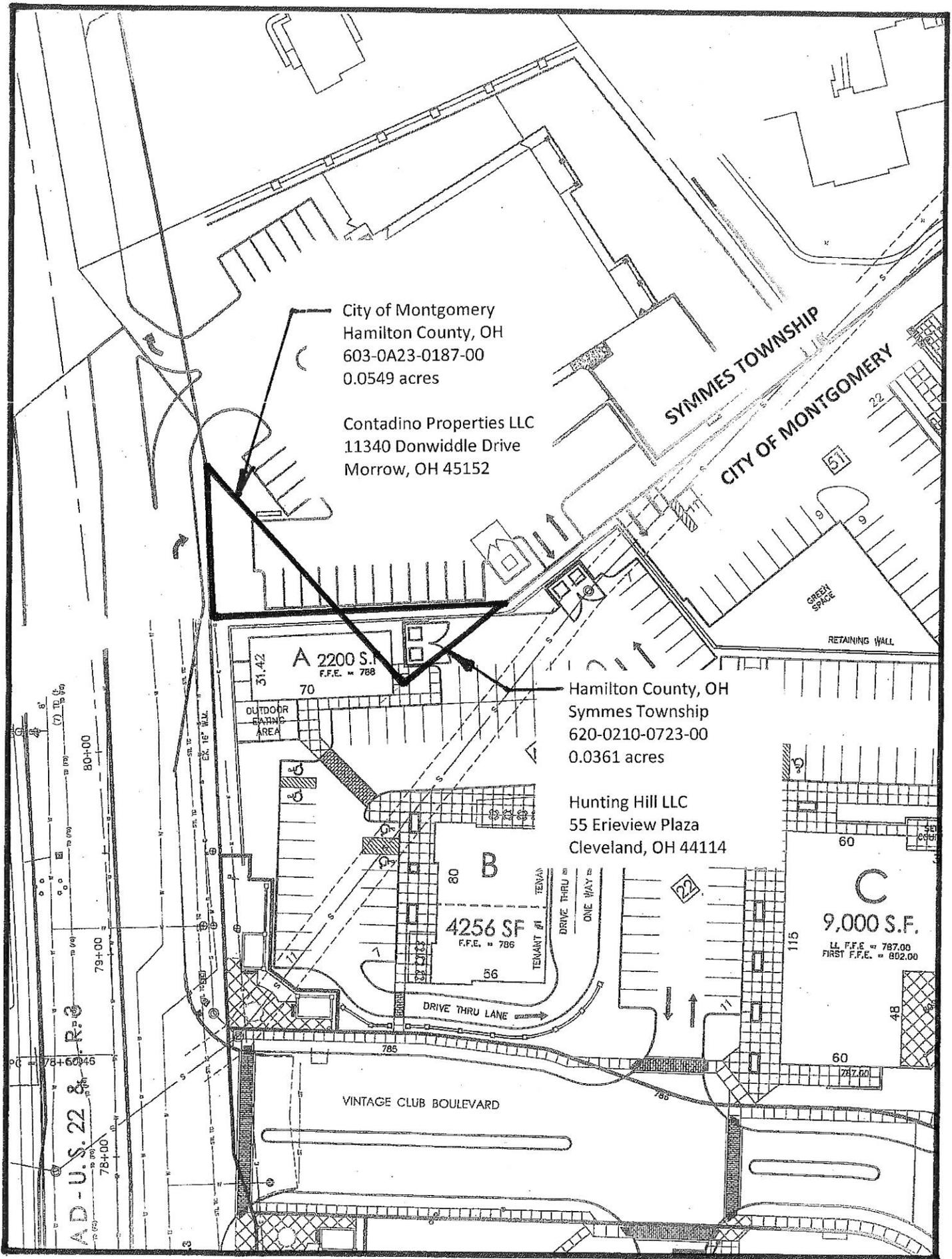
Containing 0.0361 acres of land.

Subject to all legal highways, easements and restrictions of record.

This conveyance is a transfer between adjoining lot owners made in compliance with Section 711.001 Subsection (B)(1) Ohio Revised Code and does not create an additional building site nor violate any zoning regulation or other public regulation in the parcel hereby conveyed or the balance of the parcel retained by the grantor herein. The parcel hereby conveyed may not hereafter be conveyed separately from the grantee's adjoining parcel nor any structure erected thereon without the prior approval of the authority having approving jurisdiction of plats.

The above description was prepared by McGill Smith Punshon, Inc., under the direction of Jerry L. Keller, P.S., Ohio Registration No. 7584. The bearings in the above description are based on Reserve of Montgomery, Section 4, recorded in Plat Book 315, Page 57-58, Hamilton County, Ohio Recorder's Office.

Prepared by: McGill Smith Punshon, Inc.
Date: August 31, 2009
MSP No.: 04308.00



City of Montgomery
 Hamilton County, OH
 603-0A23-0187-00
 0.0549 acres

Contadino Properties LLC
 11340 Donwiddle Drive
 Morrow, OH 45152

SYMMES TOWNSHIP
 CITY OF MONTGOMERY

Hamilton County, OH
 Symmes Township
 620-0210-0723-00
 0.0361 acres

Hunting Hill LLC
 55 Erieview Plaza
 Cleveland, OH 44114

A.D. - U.S. 22 & R.R. 3

VINTAGE CLUB BOULEVARD

GREEN SPACE

RETAINING WALL

OUTDOOR EATING AREA

DRIVE THRU LANE

DRIVE THRU ONE WAY TENANT

9,000 S.F.
 LL F.F.E. = 787.00
 FIRST F.F.E. = 802.00

4256 SF
 F.F.E. = 786

A 2200 S.F.
 F.F.E. = 788

SCHEDULE C

ANNEXATION AGREEMENT

This Annexation Agreement (“Agreement”) is entered into effective upon the legislative approval of the parties to this Agreement, the CITY OF MONTGOMERY, OHIO, an Ohio municipal corporation (“Montgomery”) and the BOARD OF TRUSTEES OF SYMMES TOWNSHIP, OHIO (“Symmes”), which legislative approval is attached hereto.

WHEREAS, on or about November 17, 2009, a parcel of land straddling the Montgomery and Symmes border was subdivided and sold for the development of a childcare/school facility, which property is now owned by and was developed by Contadino Properties, LLC (“Contadino”), an Ohio limited liability corporation; and

WHEREAS, as subdivided, a portion of the land to be developed by Contadino (Hamilton County Auditor parcel number 603-0A23-0187 more particularly described on Schedule A attached hereto) remained in Montgomery, and a portion of the residue of the undeveloped and unsold land (Hamilton County Auditor’s parcel number 620-0210-0723 more particularly described on Schedule B attached hereto) remained in Symmes; and

WHEREAS, such portion of the residue of undeveloped land has since been acquired by Hunting Hill, LLC (“Hunting Hill”), an Ohio limited liability corporation; and

WHEREAS, to properly align the subdivided land and the residue land, the respective owners, Contadino and Hunting Hill, have petitioned Montgomery to detach parcel 603-0A23-0187 to be accepted by Symmes and to annex parcel 620-0210-0723 to be accepted by Montgomery, which Petitions are attached hereto respectively as Schedules C and D; and

WHEREAS, the petitioning property owners represent all property owners within the area to be annexed or within the area to be detached; and

allow an annexation to proceed under agreement between the Township and the municipal corporation with the consent of all property owners; and

WHEREAS, Hunting Hill, LLC is the sole owner of parcel number 620-0210-0723 seeking to be annexed to Montgomery, and Contadino is the sole owner of parcel number 603-0A23-0187 seeking to be detached from Montgomery and included in Symmes; and

WHEREAS, both the Council of the City of Montgomery, Ohio and the Board of Trustees of Symmes Township, Ohio have approved this Annexation Agreement and have approved the simultaneous detachment and annexation of these parcels to properly align the property lines with Symmes and Montgomery boundaries.

NOW THEREFORE, in consideration for the mutual promises and covenants contained herein, the parties agree as follows:

1. This Annexation Agreement and the annexation of parcel 620-0210-0723 from Symmes to Montgomery is expressly conditioned upon the simultaneous approval of the detachment of parcel number 603-0A23-0187 from Montgomery to be incorporated into Symmes.

2. This Agreement shall only apply to the annexation of parcel number 620-0210-0723 and shall remain in effect only until the annexation of such parcel to Montgomery and the attachment of such parcel to Symmes is completed upon approval of the Board of County Commissioners, Hamilton County, Ohio.

3. The parcels, once aligned to the appropriate jurisdictions to which they shall be attached or annexed, shall be accepted into the respective jurisdictions as currently zoned within the township district or the city district, or in such district within the acquiring jurisdiction as would most appropriately align with the underling zone in the respective jurisdictions to which they shall be detached or annexed. Thereafter the owners are free to petition for such rezoning, as appropriate, for their land development.

4. Upon the detachment of parcel 603-0A23-0187 to Symmes Township from the City of Montgomery, such parcel shall be removed from the Tax Incentive Finance District in which it was included in Montgomery, it shall be appropriately renumbered by the Hamilton County Auditor, and such plat, as renumbered, shall become part of the taxing district for Symmes without incentive financing. Montgomery separately shall be entitled to apply to include such parcel, as renumbered by the Hamilton County Auditor, into its tax incentive district.

5. As the respective parcels to be annexed or detached are insignificant in size and value, it is agreed that the boundary adjustment shall have no impact on the indebtedness of each respective jurisdiction and the properties are released from the apportionment of indebtedness in each respective jurisdiction from which they shall be withdrawn, and such properties as realigned shall then be incorporated into the appropriate indebtedness of the jurisdiction to which they shall be attached.

6. The parties find that this exchange shall not be a burden upon the public services provided by either the Symmes or Montgomery, and each jurisdiction upon accepting such parcel shall assume responsibility to provide appropriate public services to such properties.

7. The appropriate annexation and detachment of the parcels in question are expressly conditioned upon both the detachment and the annexation of these parcels in each jurisdiction. If either event should not occur, this Annexation Agreement and any separate agreement relative to detachment shall be void.

8. If any term, provision or condition contained in this Agreement shall, to any extent, be determined to be invalid or unenforceable, the remainder of this Agreement (or the application of such term, provision or condition to persons or circumstances other than those in respect of

which it is invalid or unenforceable), shall not be affected thereby, and each term, provision and condition of this Agreement shall be valid and enforceable to the fullest extent permitted by law.

9. For the convenience of the parties, this Agreement may be executed in one or more counterparts including separate signature pages, which counterparts together shall constitute the entire Agreement of the parties.

10. This Agreement shall be governed by the laws of the State of Ohio and shall be interpreted and enforced in accordance with the laws of that State without regard to the principles of conflicts of laws.

CITY OF MONTGOMERY, OHIO
an Ohio municipal corporation

By: _____
Wayne S. Davis
Its: City Manager
Date: _____

BOARD OF TRUSTEES OF SYMMES
TOWNSHIP, OHIO

By: _____
Name: _____
Its: _____
Date: _____

SCHEDULE A

PROPERTY CONVEYED - 0.0549 ACRES

Situate in Section 36, Town 5, Entire Range 1, Symmes Township, City of Montgomery, Hamilton County, Ohio and being part of the land conveyed to Vintage Club Associates, LTD., as recorded in O.R. 10330, Page 1823, Hamilton County, Ohio Recorder's Office, and being more particularly described as follows:

Beginning at an existing iron pin at the northwest corner of Open Space Lot H of The Vintage Club, Phase Three, as recorded in P.B. 415, Pg. 94-95, Hamilton County, Ohio Recorder's Office;

Thence, with the northerly lines of the aforesaid lands conveyed to Vintage Club Associates, LTD., South 89°39'20" West, 182.34 feet to a point, said point being witnessed by an iron pin lying 0.1'S, 0.5'W;

Thence, South 89°55'50" West, 264.00 feet to a point, said point being witnessed by a concrete monument lying 1.5'S, 1.8'E;

Thence, with an easterly line of said lands, North 03°45'30" West, 49.25 feet to a set iron pin and the **Real Point of Beginning** for this description;

Thence, with a new division line, North 53°53'11" West, 63.29 feet to a set 5/8" iron pin in the west line of said lands and the southeast right-of-way line of Montgomery Road;

Thence, with said lands and said right-of-way line, North 36°14'57" East, 75.55 feet to a concrete monument;

Thence, leaving said right-of-way line and continuing with said lands, South 03°45'30" East, 98.44 feet to the **Real Point of Beginning**.

Containing 0.0549 acres of land.

Subject to all legal highways, easements and restrictions of record.

This conveyance is a transfer between adjoining lot owners made in compliance with Section 711.001 Subsection (B)(1) Ohio Revised Code and does not create an additional building site nor violate any zoning regulation or other public regulation in the parcel hereby conveyed or the balance of the parcel retained by the grantor herein. The parcel hereby conveyed may not

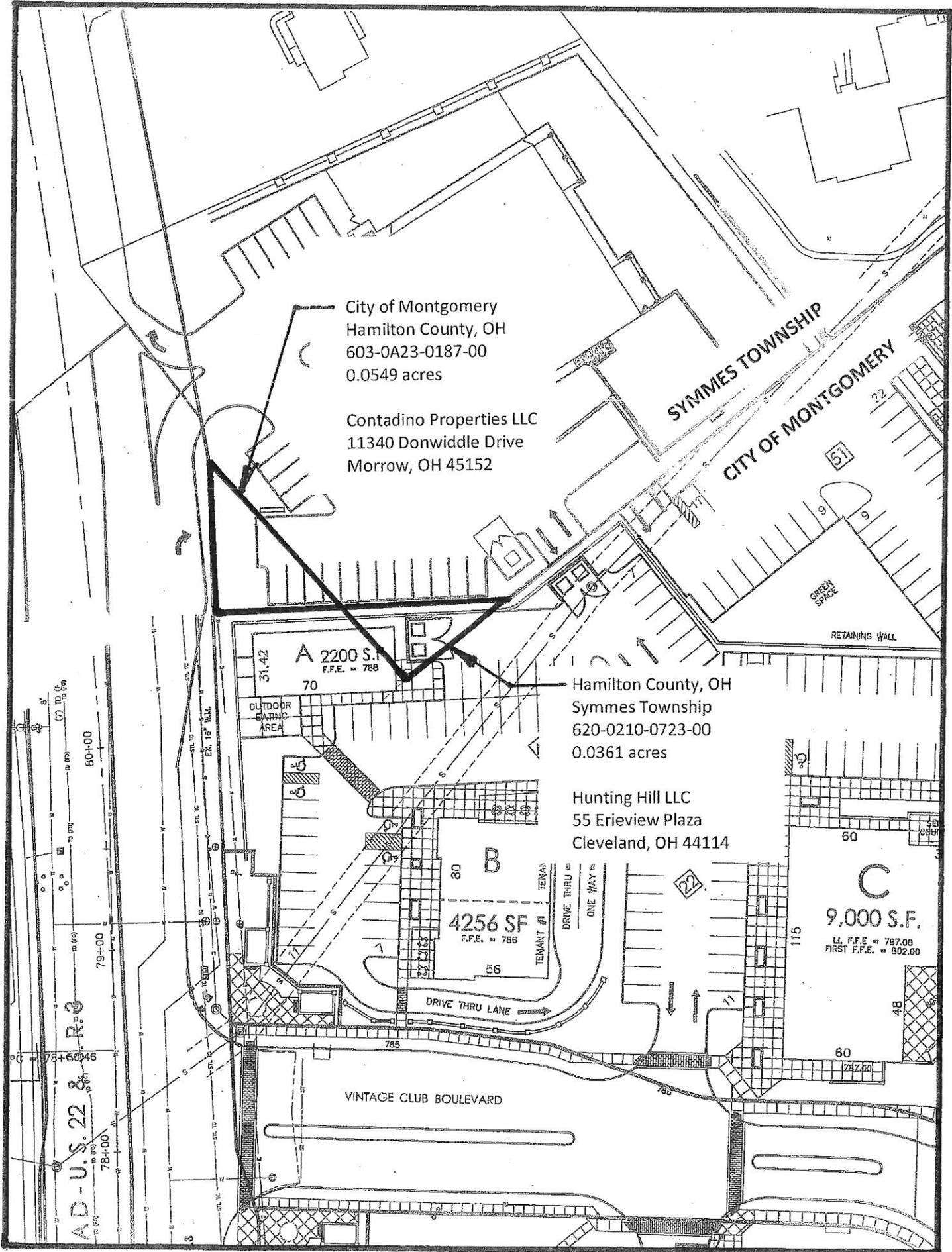
hereafter be conveyed separately from the grantee's adjoining parcel nor any structure erected thereon without the prior approval of the authority having approving jurisdiction of plats.

The above description was prepared by McGill Smith Punshon, Inc., under the direction of Jerry L. Keller, P.S., Ohio Registration No. 7584. The bearings in the above description are based on Reserve of Montgomery, Section 4, recorded in Plat Book 315, Page 57-58, Hamilton County, Ohio Recorder's Office.

Prepared by: McGill Smith Punshon, Inc.

Date: August 31, 2009

MSP No.: 04308.00



City of Montgomery
 Hamilton County, OH
 603-0A23-0187-00
 0.0549 acres

Contadino Properties LLC
 11340 Donwiddle Drive
 Morrow, OH 45152

SYMMES TOWNSHIP

CITY OF MONTGOMERY

Hamilton County, OH
 Symmes Township
 620-0210-0723-00
 0.0361 acres

Hunting Hill LLC
 55 Erieview Plaza
 Cleveland, OH 44114

A 2200 S.F.
 F.F.E. = 788

B
 4256 SF
 F.F.E. = 786

C
 9,000 S.F.
 L.F.F.E. = 787.00
 FIRST F.F.E. = 802.00

AD - U.S. 22 & R.R. 6

VINTAGE CLUB BOULEVARD

DRIVE THRU LANE

OUTDOOR PATIING AREA

GREEN SPACE

RETAINING WALL

DRIVE THRU
 ONE WAY
 TENANT #1

78+60+46
 79+00
 80+00
 78+00

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787.00

780

785

79+00

78+00

78+00

78+00

78+00

78+00

78+00

78+00

SCHEDULE B

PROPERTY CONVEYED - 0.0361 ACRES

Situate in Section 36, Town 5, Entire Range 1, Symmes Township, Hamilton County, Ohio and being part of the land conveyed to Contadino Properties, LLC., as recorded in O.R. 11198, Page 1604, Hamilton County, Ohio Recorder's Office, and being more particularly described as follows:

Beginning at an iron pin at the northwest corner of Open Space Lot H of The Vintage Club, Phase Three, as recorded in P.B. 415, Pg. 94-95, Hamilton County, Ohio Recorder's Office;

Thence, with the northerly lines of the lands conveyed to Vintage Club Associates, LTD., by deed recorded in O.R. 10330, Page 1823, Hamilton County, Ohio Recorder's Office, South 89°39'20" West, 182.34 feet to a point, said point being witnessed by an iron pin lying 0.1'S, 0.5'W;

Thence, South 89°55'50" West, 199.97 feet to a set 5/8" iron pin and the **Real Point of Beginning** for this description;

Thence, continuing along the north and east lines of said lands, South 89°55'50" West, 64.03 feet to a point, said point being witnessed by a concrete monument lying 1.5'S, 11.8'E;

Thence, North 03°45'30" West, 49.25 feet to a set 5/8" iron pin;

Thence, with a new division line, South 53°53'11" East, 83.25 feet to the **Real Point of Beginning**.

Containing 0.0361 acres of land.

Subject to all legal highways, easements and restrictions of record.

This conveyance is a transfer between adjoining lot owners made in compliance with Section 711.001 Subsection (B)(1) Ohio Revised Code and does not create an additional building site nor violate any zoning regulation or other public regulation in the parcel hereby conveyed or the balance of the parcel retained by the grantor herein. The parcel hereby conveyed may not hereafter be conveyed separately from the grantee's adjoining parcel nor any structure erected thereon without the prior approval of the authority having approving jurisdiction of plats.

The above description was prepared by McGill Smith Punshon, Inc., under the direction of Jerry L. Keller, P.S., Ohio Registration No. 7584. The bearings in the above description are based on Reserve of Montgomery, Section 4, recorded in Plat Book 315, Page 57-58, Hamilton County, Ohio Recorder's Office.

Prepared by: McGill Smith Punshon, Inc.
Date: August 31, 2009
MSP No.: 04308.00

SCHEDULE C

PETITION FOR DETACHMENT

The undersigned, authorized representative of Contadino Properties, LLC, an Ohio limited liability corporation, under R.C. § 709.38 does hereby petition the Board of County Commissioners of Hamilton County, Ohio, with the support of the Board of Trustees of Symmes Township, Ohio and the Council of the City of Montgomery, Ohio, which have entered into a separate Annexation Agreement, to appropriately detach Hamilton County Auditor's parcel number 603-0A23-0187 from the City of Montgomery, Ohio to Symmes Township, Ohio. The property to be detached is more particularly described on Exhibit A attached hereto and incorporated herein by reference, and such property is appropriately depicted in the plat attached to such legal description. The property is contiguous to Symmes Township, and Contadino Properties, LLC is the sole owner of the property to be detached.

CONTADINO PROPERTIES, LLC,
an Ohio limited liability corporation
owner of Hamilton County Auditor's
parcel number 603-0A23-0187
11340 Donwiddle Drive
Morrow, Ohio 45152

By: _____

Name: _____

Its: _____

Date: _____

EXHIBIT A

PROPERTY CONVEYED - 0.0549 ACRES

Situate in Section 36, Town 5, Entire Range 1, Symmes Township, City of Montgomery, Hamilton County, Ohio and being part of the land conveyed to Vintage Club Associates, LTD., as recorded in O.R. 10330, Page 1823, Hamilton County, Ohio Recorder's Office, and being more particularly described as follows:

Beginning at an existing iron pin at the northwest corner of Open Space Lot H of The Vintage Club, Phase Three, as recorded in P.B. 415, Pg. 94-95, Hamilton County, Ohio Recorder's Office;

Thence, with the northerly lines of the aforesaid lands conveyed to Vintage Club Associates, LTD., South $89^{\circ}39'20''$ West, 182.34 feet to a point, said point being witnessed by an iron pin lying 0.1'S, 0.5'W;

Thence, South $89^{\circ}55'50''$ West, 264.00 feet to a point, said point being witnessed by a concrete monument lying 1.5'S, 1.8'E;

Thence, with an easterly line of said lands, North $03^{\circ}45'30''$ West, 49.25 feet to a set iron pin and the **Real Point of Beginning** for this description;

Thence, with a new division line, North $53^{\circ}53'11''$ West, 63.29 feet to a set 5/8" iron pin in the west line of said lands and the southeast right-of-way line of Montgomery Road;

Thence, with said lands and said right-of-way line, North $36^{\circ}14'57''$ East, 75.55 feet to a concrete monument;

Thence, leaving said right-of-way line and continuing with said lands, South $03^{\circ}45'30''$ East, 98.44 feet to the **Real Point of Beginning**.

Containing 0.0549 acres of land.

Subject to all legal highways, easements and restrictions of record.

This conveyance is a transfer between adjoining lot owners made in compliance with Section 711.001 Subsection (B)(1) Ohio Revised Code and does not create an additional building site nor violate any zoning regulation or other public regulation in the parcel hereby conveyed or the balance of the parcel retained by the grantor herein. The parcel hereby conveyed may not

hereafter be conveyed separately from the grantee's adjoining parcel nor any structure erected thereon without the prior approval of the authority having approving jurisdiction of plats.

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Prepared by: McGill Smith Punshon, Inc.
Date: August 31, 2009
MSP No.: 04308.00

SCHEDULE D

PETITION FOR ANNEXATION

The undersigned, authorized representative of Hunting Hill, LLC, an Ohio limited liability corporation, under R.C. § 709.022 does hereby petition the Board of County Commissioners of Hamilton County, Ohio, with the support of the Board of Trustees of Symmes Township, Ohio and the Council of the City of Montgomery, Ohio, which have entered into a separate Annexation Agreement, to appropriately annex Hamilton County Auditor's parcel number 620-0210-0723 from Symmes Township, Ohio to the City of Montgomery, Ohio. The property to be annexed is more particularly described on Exhibit A attached hereto and incorporated herein by reference, and such property is appropriately depicted in the plat attached to such legal description. The property is contiguous to the City of Montgomery, and Hunting Hill, LLC is the sole owner of the property to be annexed. Further, Hunting Hill, LLC does hereby appoint Wayne S. Davis, City Manager of the City of Montgomery, Ohio, as its agent in these proceedings.

WHOEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL ANY ACTION ON THE PETITION TAKEN BY THE BOARD OF COUNTY COMMISSIONERS. THERE ALSO IS NO APPEAL FROM THE BOARD'S DECISION IN THIS MATTER IN LAW OR IN EQUITY.

HUNTING HILL, LLC,
an Ohio limited liability corporation
owner of Hamilton County Auditor's
parcel number 620-0210-0723
55 Erieview Plaza
Cleveland, Ohio 44114

By: _____

Name: _____

Its: _____

Date: _____

EXHIBIT A

PROPERTY CONVEYED - 0.0361 ACRES

Situate in Section 36, Town 5, Entire Range 1, Symmes Township, Hamilton County, Ohio and being part of the land conveyed to Contadino Properties, LLC., as recorded in O.R. 11198, Page 1604, Hamilton County, Ohio Recorder's Office, and being more particularly described as follows:

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Thence, North 03°45'30" West, 49.25 feet to a set 5/8" iron pin;

Thence, with a new division line, South 53°53'11" East, 83.25 feet to the **Real Point of Beginning**.

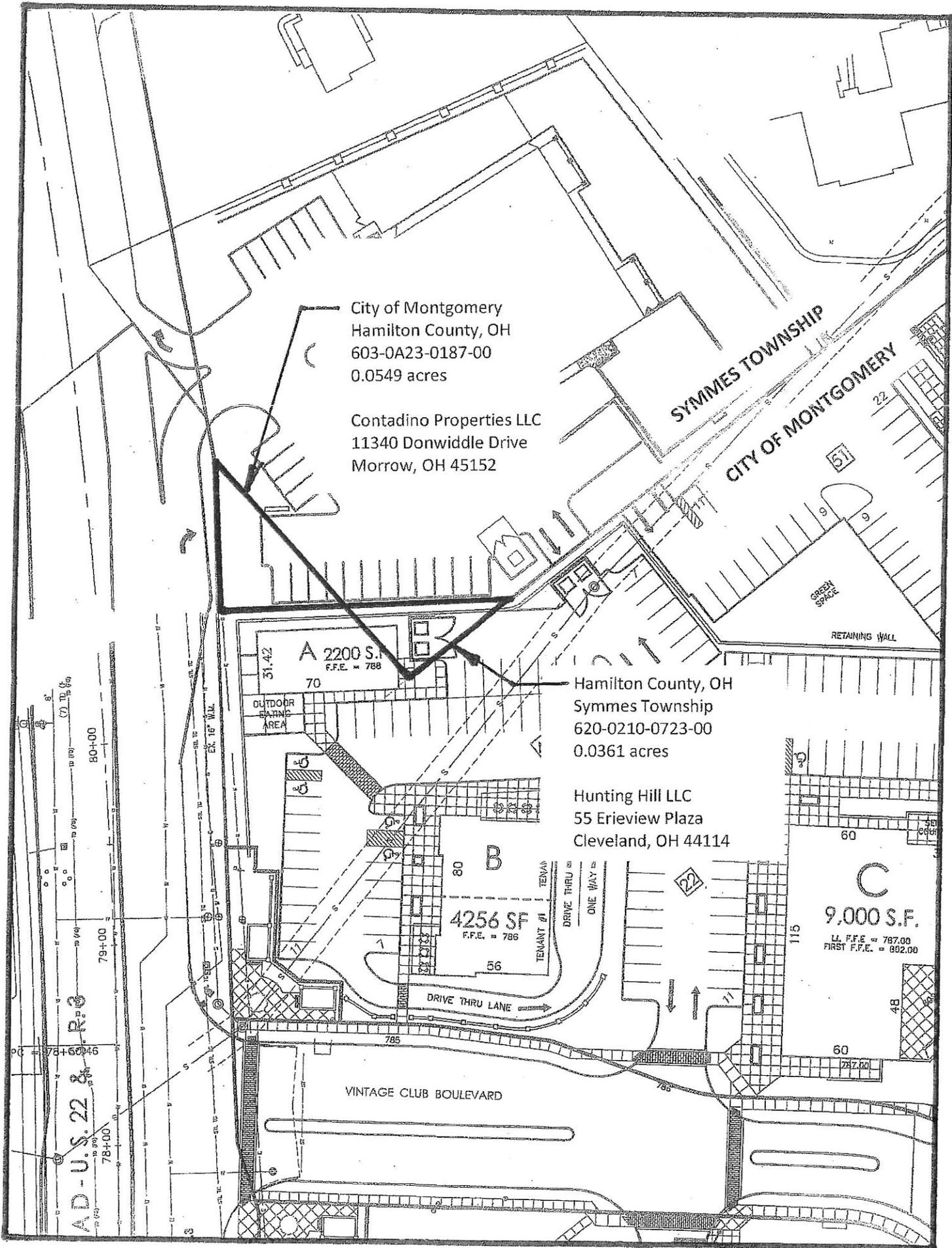
Containing 0.0361 acres of land.

Subject to all legal highways, easements and restrictions of record.

This conveyance is a transfer between adjoining lot owners made in compliance with Section 711.001 Subsection (B)(1) Ohio Revised Code and does not create an additional building site nor violate any zoning regulation or other public regulation in the parcel hereby conveyed or the balance of the parcel retained by the grantor herein. The parcel hereby conveyed may not hereafter be conveyed separately from the grantee's adjoining parcel nor any structure erected thereon without the prior approval of the authority having approving jurisdiction of plats.

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Prepared by: McGill Smith Punshon, Inc.
Date: August 31, 2009
MSP No.: 04308.00



City of Montgomery
Hamilton County, OH
603-0A23-0187-00
0.0549 acres

Contadino Properties LLC
11340 Donwiddle Drive
Morrow, OH 45152

Hamilton County, OH
Symmes Township
620-0210-0723-00
0.0361 acres

Hunting Hill LLC
55 Erieview Plaza
Cleveland, OH 44114

AD - U.S. 22 & R3

80+00

79+00

78+00

VINTAGE CLUB BOULEVARD

SYMMES TOWNSHIP

CITY OF MONTGOMERY

57

70

2200 S.F.
F.F.E. # 788

OUTDOOR
DINING
AREA

4256 SF
F.F.E. # 786

9,000 S.F.
LL F.F.E. # 787.00
FIRST F.F.E. # 802.00

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April 15, 2016

TO: Wayne S. Davis, City Manager
FROM: Tracy Roblero, Community Development Director *JMR*
SUBJECT: National Historic Preservation Month

Request

Staff is requesting that City Council adopt a Resolution recognizing the month of May 2016 as National Historic Preservation Month.

Background

Once again, the month of May is designated as National Historic Preservation month. It is a time when communities and organizations recognize the value and importance of their heritage. Traditionally Montgomery has passed a resolution endorsing historic preservation and the heritage of Montgomery. Based on the responses that we get to the downtown walking tour from both MCLA students and people who take the time for the Bastille Day tour, it is clear that the more people become familiar with our history and the landmark buildings downtown, the more appreciative they become of our community and the more committed they are to preserving our past. Additionally, our downtown historic district is appreciated throughout the region and its unique character draws visitors to our restaurants and stores, which helps add vitality to our Montgomery.

Recommendation

Staff recommends that City Council support this enthusiasm by passing a Resolution recognizing the importance of historic preservation in our society.

RESOLUTION NO. , 2016

**A RESOLUTION RECOGNIZING THE MONTH OF
MAY, 2016 AS NATIONAL HISTORIC PRESERVATION MONTH
IN THE CITY OF MONTGOMERY**

WHEREAS, the City of Montgomery has a rich heritage which is manifested in numerous buildings throughout the City, including eight buildings listed in the National Historic Register; and

WHEREAS, this heritage enriches the lives of our citizens, and it is in the public interest to preserve this legacy so that future generations may benefit from the cultural, aesthetic, educational, economic and inspirational benefits of their heritage; and

WHEREAS, the retention of the City of Montgomery's heritage is best accomplished only through the combined efforts of concerned individuals and organizations in the community.

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

SECTION 1. The Council of the City of Montgomery does hereby designate the month of May, 2016 as ***National Historic Preservation Month*** in the City of Montgomery. We call special attention to the Montgomery Landmarks that have been carefully researched and recognized by the Landmarks Commission and the collection of our community history assembled by the Montgomery Historical Preservation Association at the Wilder Swaim House.

SECTION 2. The City of Montgomery is proud to be home to many authentic architectural representations of the City's historic cultural heritage.

SECTION 3. We hereby call upon all citizens to recognize our City's historical past, and to protect these precious resources for the enjoyment of future generations.

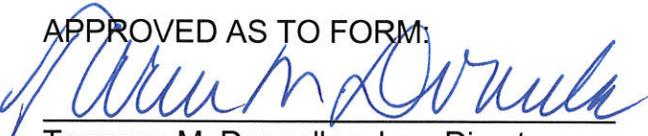
SECTION 4. This Resolution shall be in full force and effect from and after its passage.

PASSED: _____

ATTEST: _____
Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM:



Terrence M. Donnellon, Law Director

RESOLUTION NO. , 2016

A RESOLUTION ESTABLISHING COMPENSATION FOR THE CITY MANAGER

WHEREAS, Council, by authority of Article IV, Section 4.01 of the City Charter, is charged with the responsibility for appointment and compensation of the City Manager; and

WHEREAS, Council has completed its annual performance review of the City Manager, and in conjunction with that performance review has recommended an increase in compensation.

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

SECTION 1. Commencing May 7, 2016, compensation for the City Manager shall be fixed at One Hundred Forty Six Thousand Nine Hundred Thirty One Dollars and Twenty Cents (\$146,931.20) per year. This adjustment includes a 2.5% general wage increase and a 3.5% merit increase based on performance. Additional compensation shall be payable to the City Manager in the amount of Six Thousand Dollars (\$6,000.00) per year, payable in quarterly installments representing reimbursement to him for costs incurred for use of his personal automobile for City business.

SECTION 2. All other provisions of the Employment Agreement executed between the City Manager and the City of Montgomery with his hire in May 2012, and as amended during his tenure, shall remain in full force and effect.

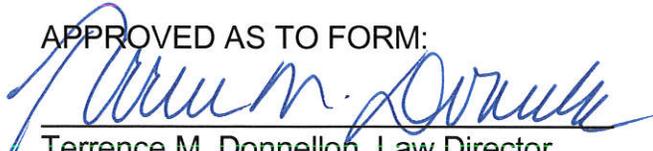
SECTION 3. This Resolution shall take effect at the earliest opportunity allowed by law.

PASSED: _____

ATTEST _____
Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM:



Terrence M. Donnellon, Law Director

April 15, 2016

TO: Wayne S. Davis, City Manager

FROM: Tracy Roblero, Community Development Director *JMR*

SUBJECT: Legislation Request for the Waiver of Building and Zoning Fees for Solar Installations

Request

It is requested that City Council consider passing a resolution waiving the building and zoning permit fees for solar energy installations for six month period beginning June 1, 2016. The waiver would be promoted as an incentive to our residents and businesses to adopt a more environmentally friendly source of power and to promote Montgomery as a progressive City within the region.

Financial Impact

The financial impact will be the cost of the building and zoning permit fees that are waived during the six month incentive program. It is estimated that a building permit will cost approximately \$304.00 for an average residential array; however, a larger solar array for a business might be significantly higher. Staff would like to promote solar installations for commercial properties; however, we do not want to leave the City exposed to a large, unanticipated fee to National Inspection Corporation for the permit. Since it is impossible to predict what the fees could be for these various different types of buildings Staff recommends that the City place a cap of \$1,000 on the amount of the building and zoning fees that will be waived during the six month incentive program. It is believed that most applications would be significantly less than the \$1,000 cap; however, this allows for a larger project to take advantage of the incentive while still limiting the limits the financial exposure of the City.

Background

In the 2011-2016 Strategic Plan, Goal 1, Strategy 5, Implementation Steps 1 and 2 direct staff to look at the opportunities to promote energy efficiency for new homes and for retrofitting existing homes. This includes promoting energy efficient design and products and looking at federal, state and local incentive options to encourage their use. In 2014, Frank Davis, former Community Development Director served on the OKI Solar Initiative which gave him the opportunity to learn more about solar and to meet people in the field. After discussions with local installers, Staff suggested that the City offer a waiver of building permit fees as an incentive for solar installations. City Council agreed to the incentive program and it was advertised in the Montgomery Bulletin and the website. Several solar companies also chose to run specials at the same time as the Montgomery incentive, making it even more attractive to install solar within the community. In total, four new solar photovoltaic systems were installed in Montgomery during the incentive time period. Staff also worked together with the Environmental Advisory Commission and local solar installers to host an informational session and recognized residents who installed solar in

the Montgomery Bulletin. At the 2015 OKI Solar Workshop, the City's program was recognized for being a model program and the first of its kind in the Cincinnati region.

In April of 2015, City Council chose to reinstate the waiver of building permit fees for new solar installations within the City from June through December. The Community Development Department and Environmental Advisory Commission partnered with Greater Cincinnati Energy Alliance to conduct monthly trainings for residents on the basics of solar installations, the Solarize Cincinnati program and the city's incentive. In total, two new solar photovoltaic systems were installed in Montgomery during the 2015 incentive time period, including the first commercial installation at Pipkin's Market on Cooper Road.

At this time, installing a photovoltaic solar array for a home or business is costly and has a fairly long payback period; however, there are federal tax incentives, state loans and potentially public assessments that can offer relief and the cost of the panels themselves have continued to drop in recent years. The City of Cincinnati and the Greater Cincinnati Energy Alliance continue to partner to provide the Solarize Cincinnati program. Any property within Hamilton County is eligible for participation in the program, which provides a free solar assessment, discounted rates and financing.

The Planning, Zoning and Landmarks Committee of Council met on March 7, 2016 to discuss reinstating the waiver of building permit fees for new solar installations within the City, which would provide a greater incentive to our residents if paired with the Solarize Cincinnati program and the federal tax incentives which are scheduled to expire at the end of 2016. The Committee recommended approval of the waiver to City Council.

Staff Recommendation

It is recommended that City Council pass a resolution waiving building and zoning fees for solar installations with a cap of \$1,000 for a six month period beginning June 1, 2016. The benefits of promoting the Solarize Cincinnati program and offering a solar incentive above and beyond the benefits of that program would provide a benefit to the residents as well as the image of the City by furthering our reputation as a progressive, proactive community interested in our residents and the environment.

RESOLUTION NO. , 2016

A RESOLUTION EXTENDING A MORATORIUM ON THE COLLECTION OF BUILDING AND ZONING PERMIT FEES FOR SOLAR INSTALLATIONS

WHEREAS, Chapter 152.04 of the Code of Ordinances of Montgomery requires the payment of Building and Zoning fees prior to the issuance of a Building and Zoning Permit; and

WHEREAS, the City wants to promote the use of solar technology to provide hot water and electricity from a renewable, non- polluting source; and

WHEREAS, the City Council did declare a Moratorium on the collection of such Building and Zoning Permit fees by Resolution No. 14, 2015 to encourage the development of such energy saving construction; and

WHEREAS, Staff has recommended that the City extend such Moratorium established by Resolution No. 14, 2015 until December 31, 2016.

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

SECTION 1. Building and Zoning Permit fees that are typically payable in order to receive the proper permits to install a solar hot water heating system or solar photovoltaic electricity system shall be suspended up to a maximum of \$1,000.00 per project until December 31, 2016.

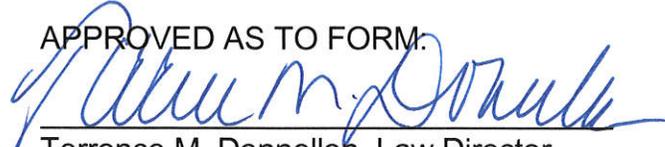
SECTION 2. This Resolution shall be in full force and effect from and after its passage.

PASSED: _____

ATTEST: _____
Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM.



Terrence M. Donnellon, Law Director

These minutes are a draft of the proposed minutes from the City Council meeting. They do not represent the official record of proceedings until formally adopted by the City Council. Formal adoption is noted by signature of the Clerk within the minutes.

City of Montgomery
City Council Special Session
April 6, 2016

Present

Wayne Davis, City Manager
Melissa Hays, Zoning and Code Compliance Officer
Julie Machon, Recreation Coordinator
Brian Riblet, Public Works Director
Don Simpson, Police Chief
Paul Wright, Fire Chief
Faith Lynch, Community Engagement Coordinator
Matthew Vanderhorst, Community and Information Services Director
Connie Gaylor, Clerk of Council

City Council Members Present

Chris Dobrozsi, Mayor
Ann Combs
Mike Cappel
Gerri Harbison
Ken Suer
Craig Margolis

City Council Members Absent

Lynda Roesch, Vice Mayor

City Council convened in Council Chambers for the Special Session at 6:00 p.m. with Mayor Dobrozsi presiding.

Mayor Dobrozsi stated that this Special Session of City Council is for the annual update of the Strategic Plan. He stated that staff would report on the completion of the 2011-2016 Strategic Plan and the creation and final implementation steps of the 2016-2021 Strategic Plan.

Mr. Davis thanked City Council for allowing staff to take this time to update City Council on the status of both the 2011-2016 and 2016-2021 Strategic Plans. He stated that staff will present a summary on the completion of the six goals of the 2011-2016 plan as well as highlights of the five goals of the 2016-2021 plan.

2011-2016 Strategic Plan

Melissa Hays, zoning and code compliance officer, gave a summary of Goal One of the 2011-2016 Strategic Plan. She read the goal by title "*Montgomery is a city of vibrant commercial and residential neighborhoods with a growing employment base anchored by a robust healthcare industry and sustained by public and private sector partnerships committed to retaining, expanding, and diversifying our residential, office, retail, entertainment and services options.*"

She summarized the accomplishments and activities of Goal One as:

- The business community continued to do well in 2015 with numerous new businesses moving into the community. Construction of The Christ Hospital Outpatient Center was completed. Fifth Third Bank completed a demolition and rebuild of the bank building located at 9990 Montgomery Road. The three-unit townhome building across the street from Montgomery Hill at 7925 Remington Road has also been completed. Twin Lakes Senior Living Community demolished the former Honda buildings and the former LM Kohn building on Montgomery Road in order to accommodate a building expansion and potential retail use along Montgomery Road. The former Glock building was purchased and renovated for Houdini's Room Escape.
- At the same time, the efforts to redevelop the Gateway Redevelopment Area (GRA) at the south end of the City continue. Gateway Partners was identified as the preferred developer and submittals to ODOT are being completed to identify the optimal solution for an intersection modification at Ronald Reagan/Cross County Highway and Montgomery Road. Staff will continue to work with Gateway Partners to negotiate a preferred developer agreement, refine the site plan and identify funding sources for the project.
- Staff continues discussions with developers for the north portion at the Vintage Club. It is anticipated that the developer will submit for an updated General Development Plan approval in summer of 2016 once an agreement on public financing has been reached.

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- Staff has continued to encourage the development of underutilized spaces and has met with key representatives of Twin Lakes to work through approvals for the expansion of the Main Campus and to discuss a potential retail building along Montgomery Road. Staff has also worked with Twin Lakes in regards to the development of the vacant property along Montgomery Road between the Safety Center and City Hall. Staff has also worked with Camden Homes on the redevelopment of the former Montgomery Swim and Tennis Club on Orchard Club Drive. Staff has had several conversations with developers regarding the potential for multi-family residential projects on different properties within the City, including, the Marketplace and on the west side of Montgomery Road between Deerfield and Pfeiffer Roads.
 - Partnerships/relationship building has been accomplished through the business calling effort, intensive conversations with the owners/developers of the Vintage Club, lunch meetings with commercial realtors and numerous conversations with developers and consultants regarding the GRA.
 - The building permit waiver for solar photovoltaic installations was extended for 2015 and a partnership was formed with the Environmental Advisory Commission and Greater Cincinnati Energy Alliance to host several informational sessions. The program has garnered regional attention and led to the first commercial installation in the City at Pipkin's Market. Staff has had discussions with the Planning, Zoning and Landmarks Committee for the reimplementation of this program in March of 2016.

72 Ms. Hays reported that the following tasks for Goal One would be carried forward into the 2016-2021 Strategic
73 Plan:

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- Move forward with the process at the GRA, including obtaining approval for the preferred intersection modification at Ronald Reagan/Cross County and Montgomery Road, negotiate a preferred developer agreement with Gateway Partners and work with the Planning Commission, Landmarks Commission, residents and staff to create a workable plan for the site and determining the financing for the project and public improvements.
 - Creation of an entertainment district including downtown and the GRA.
 - Continue to work with the staff, Law Director and City Council to complete negotiations on plans and discussions of the appropriate level of public assistance for the north half of the Vintage Club and submit plans for approval.
 - Planning Commission and staff work with Twin Lakes on development plans for the property along Montgomery Road between Schoolhouse Lane and Safety Center.

87 Ms. Hays reported that challenges to consider with the close out of Goal One are:

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- Numerous projects happening at once, including GRA, Vintage Club, Twin Lakes expansion and Orchard Trail.
 - There is a lack of quality restaurant space available for sale or lease.
 - There is a lack of quality office space for sale or lease in the 5,000-20,000 square foot range.
 - The process for the approvals from ODOT for intersection modifications at the intersection of Ronald Reagan/Cross County Highway and Montgomery Road is long and may cause potential larger employers to look at other available sites.
 - The analysis and negotiations on the appropriate level of public assistance for the remaining portion of the village section of the Vintage Club have taken a considerable amount of time and have delayed submission of the plans to the Planning Commission.
 - There is a large interest by developers for multi-family residential projects within the City with proposed densities that exceed what is allowed by the Zoning Code.
 - There has been redevelopment in the Commercial Corridor that while in compliance with the Code, does not reflect the traditional architecture of Montgomery and a comprehensive study of the Corridor is needed.
 - Most of the City's vacant spaces are being absorbed creating a lack of options for new/expanding businesses; however, there are still several underutilized and/or vacant properties remaining in the

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Commercial Corridor.

- Increasing concern regarding the numerous teardowns within the City regarding the architecture, size, storm water runoff, excess trash to the landfills, reduction in starter homes and/or empty nester homes and the increasing price point of housing in the community.

Wayne Davis, city manager, gave a summary of Goal Two of the 2011-2016 Strategic Plan. He read the goal by title *“Montgomery’s long- term fiscal stability plan is to support both current and future levels of service with controlled levels of expenditures and revenues generated locally gaining greater financial independence by reducing the City’s reliance on state-shared revenues.”*

He summarized the accomplishments and activities of Goal Two as:

- Developing a sound financial plan to assist in the development of the GRA.
- Developing a sound financial plan to assist in the development of the north portion of the Vintage Club which incorporates the remaining portion of Great Traditions property bordering Christ Hospital and the north portion being developed by Brandicorp.
- Complete the transfer of properties in the GRA into the Community Improvement Corporation.

Mr. Davis reported that the following tasks for Goal Two would be carried forward into the 2016-2021 Strategic Plan:

- Goal Two has been largely completed. Some items have been proposed for carry over into the 2016 – 2021 Strategic Plan and are currently being addressed or will be addressed before the end of the year.
 - Research and implement a financial software to replace existing applications for budget, accounting, tax and payroll.
 - Fee review and benchmarking against neighboring communities, including random audits of fee collections.
 - Planning for the fire tax levy based on forecasted budget and cash flow.
 - Pursuit of grants and other funding for the Gateway Redevelopment Area.

Mr. Davis reported that challenges to consider with the close out of Goal Two are:

- The staff turnover in the Finance Department will require new supervisors and leaders to learn the work culture and operation guidelines working with our qualified and experienced staff in the department to build on past successes and to enhance our service delivery.

Matthew Vanderhorst, community and information services director, gave a summary of Goal Three of the 2011-2016 Strategic Plan. He read the goal by title *“Montgomery’s organizational structure and workforce enable it to be a national leader in the delivery of services that meet the essential needs of the community and are financially sustainable, efficient, of the right level and quality and within available resources (i.e. people, money, technology, facilities, etc.)”*.

He reported that Goal Three had been completed with the merging of the community engagement and customer service departments, to the now community and information services department.

Mr. Vanderhorst gave a summary of Goal Four of the 2011-2016 Strategic Plan. He read the goal by title *“Montgomery has actively engaged citizens, an accessible local government and synergistic partnerships with organizations working together to build connection, ownership, pride and positive direction for the community.”*

He summarized the accomplishments and activities of Goal Four as:

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- Collaborate on joint projects with Sycamore Schools and Blue Ash
 - MyCommunitree.org was an innovative collaboration with Sycamore Community Schools and Blue Ash. Unfortunately, team representatives have changed and priorities realigned resulting in the cancellation of this project. Many lessons were learned through this project which will be used to enhance and strengthen other existing and future partnerships.
 - Faith Lynch and Mallory Bonbright from Sycamore Community Schools are collaborating on news media training for Montgomery staff. Mallory has direct experience with the media from her several years working in a local television station.
 - In 2015, a shared telephone system was installed with overall management provided by Sycamore staff. Both Sycamore and Montgomery will continue to meet in 2016 to update the existing support agreement and develop future shared innovations.
 - Staff is currently working on the ‘MCLA 2.0, A conversation about housing’ session for April 14. Over 66 MCLA graduates have responded affirmatively to this invitation to attend. The partnership with Xavier University Community Building Institute will provide ‘graduate-degree’ credentials to this new endeavor. Liz Blume, Director of the Institute will provide a summary report to the City on input gathered at this seminar.
- The Community Engagement Grant was redesigned to be the Service to the Community Grant.

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Mr. Vanderhorst reported that the following tasks for Goal Four would be carried forward into the 2016-2021 Strategic Plan:

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- Goal 4 has been completed but engagement will continue to be a focus in the new Strategic Plan. Some items already in the works include:
 - Establishing community engagement as the way we operate following a similar model that was used for HPO.
 - In the effort to utilize technology to make connections, staff is preparing to launch a City feed on the Instagram platform to be in place prior to July events. Staff is also researching the possibility of using Snapchat to reach the 13-34 year-old demographic.

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Mr. Vanderhorst reported that challenges to consider with the close out of Goal Four are:

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- Time, talent and resources are at a premium and in competition.
- A common struggle in community engagement is to find champions that will lead projects, ideas and initiatives. We continue to cultivate those champions through those we engage with the Montgomery Citizens’ Leadership Academy and other engagement ventures.

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Julie Machon, recreation coordinator, gave a summary of Goal Five of the 2011-2016 Strategic Plan. She read the goal by title “*The City has a quality of life and image that makes Montgomery the community of choice to live, work and play.*”

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She summarized the accomplishments and activities of Goal Five as:

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- Art Guidelines were completed through the work of the Arts Commission. (5.5.3)
 - The Arts Commission will discuss locations for Public Art in 2016. There is an amount for public art budgeted in 2016. (5.5.5)
- The Arts Commission created a sponsorship packet to be used to obtain financial support for the Arts Commission activities and will begin utilizing it in 2016. (5.5.6)
- Regarding hosting recreation sporting events and to utilize park fields and courts, staff implemented pickleball courts in 2015 in Dulle Park. (5.3.6)

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- 204 ○ Staff will implement a survey to residents in 2016 to assess interest in leagues. (5.3.6)
- 205 • Regarding adding connections from residential neighborhoods to services and key community locations,
- 206 staff applied and received grant funding for a sidewalk project to install sidewalk on the east side of
- 207 Montgomery Road from Weller Road to the main entrance of Bethesda North. This project is currently
- 208 scheduled in ODOT fiscal year 2017. (5.2.7)
- 209

210 Ms. Machon reported that the following tasks for Goal Five would be carried forward into the 2016-2021 Strategic
211 Plan:

- 212 • The Arts Commission will discuss and propose potential locations of Public Art to City Council in the near
- 213 future.
- 214 • The Arts Commission will seek sponsorships using the new sponsorship packet in 2016.
- 215 • Staff will implement a survey to assess interest in leagues in 2016.
- 216

217 Ms. Machon reported that challenges to consider with the close out of Goal Five were securing Right-of-Way and/or
218 Sidewalk easements for the sidewalk project.

219
220 Don Simpson, police chief, gave a summary of Goal Six of the 2011-2016 Strategic Plan. He read the goal by title
221 “*Montgomery partners with the community to utilize, re-purpose or build facilities that meet the changing needs of*
222 *our community and city operations, creating a comprehensive master plan for facilities needs and uses that will*
223 *satisfy both community and government needs into the future.*”
224

225 He summarized the accomplishments and activities of Goal Six as:

- 226
- 227 • Consideration of projects mentioned in the facility summary report during the 2016-2021 strategic planning
- 228 process
- 229

230 Chief Simpson reported that the following tasks for Goal Six would be carried forward into the 2016-2021 Strategic
231 Plan:

- 232
- 233 • Development of a plan to implement ideas or projects included in the new strategic plan
- 234 • Creation of a funding plan for facility improvements to include in future capital project budgets for
- 235 identified projects
- 236

237 Chief Simpson reported that challenges to consider with the close out of Goal Six were:

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- 239 • The availability of funding and determination of funding sources
- 240 • Prioritizing projects and development of plans
- 241 • Available land and parking requirements for any facilities requiring additional parking
- 242

243 **2016-2021 Strategic Plan**

244
245 Mr. Riblet gave a summary of Goal One of the 2016-2021 Strategic Plan. The goal and strategies are as follows:

246
247 Goal One: *Montgomery delivers core services through innovation and partnerships consistent with our vision by*
248 *assessing changes in customer demands, demographics and the environment.*

- 249
- 250 • Strategy 1: Align the critical, core and quality of life service index to properly reflect current stakeholder
- 251 expectations, considering demographics and service inventory.
- 252 • Strategy 2: Evaluate the City’s ability to positively impact local and regional traffic issues with an emphasis
- 253 on maintaining a small-town feel.

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- 254 • Strategy 3: Cultivate a progressive work culture that is responsive to customer service demands.
- 255 • Strategy 4: Integrate performance measurement and benchmarking into the City's work culture.
- 256 • Strategy 5: Review guiding documents (e.g., City Charter, Code of Ordinances, personnel manual,
- 257 collective bargaining agreements and standard operating procedures) to assure they match the City's service
- 258 delivery model.
- 259 • Strategy 6: Evaluate the City's infrastructure to ensure it meets current and future needs of the community.
- 260

261 Mr. Vanderhorst gave a summary of Goal Two of the 2016-2021 Strategic Plan. The goal and strategies are as
262 follows:

263
264 Goal 2: *Montgomery has a quality of life that makes it a premier community.*

- 265
- 266 • Strategy 1: Cultivate and support effective partnerships and relationships among local organizations,
- 267 residents, partners, stakeholders and employees to collaboratively build connection, ownership and pride
- 268 for the community.
- 269 • Strategy 2: Use a variety of methods to communicate information based on the needs of the target audiences.
- 270 • Strategy 3: Identify and provide a variety of recreation programs and events to meet the needs of the
- 271 community.
- 272 • Strategy 4: Provide a healthy and beautiful environment by building on past successes.
- 273 • Strategy 5: Improve high levels of customer satisfaction with City services that meet the needs of current
- 274 and future residents.
- 275

276 Ms. Hays gave a summary of Goal Three of the 2016-2021 Strategic Plan. The goal and strategies are as follows:

277
278 Goal 3: *Montgomery attracts and retains businesses that contribute to the long-term stability of the City, while*
279 *maintaining our small town historic feel.*

- 280
- 281 • Strategy 1: Work with developers to complete development/redevelopment of underutilized and/or vacant
- 282 properties in the City.
- 283 • Strategy 2: Provide physical infrastructure to enhance and sustain commerce in the City.
- 284 • Strategy 3: Create an environment in the Heritage District and Old Montgomery Gateway District that
- 285 attracts a sustainable retail/restaurant mix that caters to employees and residents.
- 286 • Strategy 4: Redefine and update the Montgomery brand by implementing a marketing and image campaign.
- 287 • Strategy 5: Create a redevelopment vision for the Montgomery Road Commercial Corridor from Main
- 288 Street to City Hall.
- 289 • Strategy 6: Define and create gateways into the City that are worthy of our community.
- 290 • Strategy 7: Evaluate development opportunities with surrounding communities to determine if partnerships
- 291 with the City would advance our strategic goals of broadening the employment base, diversifying housing
- 292 stock, enhancing infrastructure and creating gateways into the City.
- 293

294 Ms. Hays gave a summary of Goal Four of the 2016-2021 Strategic Plan. The goal and strategies are as follows:

295
296 Goal 4: *Montgomery will retain and attract quality and diverse housing options while maintaining a small town*
297 *feel and effectively managing the infrastructure impacts of redevelopment.*

- 298
- 299 • Strategy 1: Create a housing strategy based on changing housing demands and the market and include input
- 300 from residents, builders, Planning Commission and City Council.
- 301 • Strategy 2: Identify tools to encourage the diversification of housing stock based on the Housing Strategy.
- 302 • Strategy 3: Review and update the Comprehensive Plan and Zoning Code based upon the housing strategy.
- 303 • Strategy 4: Review policies to mitigate the physical impacts of infill development and evaluate changes in

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304 the fabric of neighborhoods resulting from infill development.

- 305 • Strategy 5: Identify new tools, policies and procedures to mitigate the impacts of single family infill
306 development.

307

308 Mr. Davis gave a summary of Goal Five of the 2016-2021 Strategic Plan. The goal and strategies are as follows:

309

310 Goal 5: *Montgomery's fiscal plan supports City operations consistent with policy, while managing risk to provide*
311 *services in the most efficient and effective manner.*

312

- 313 • Strategy 1: Enhance the City's financial position and operations by identifying and implementing new
314 financial tools and adopting policies and procedures which promote efficiencies and effectiveness.
- 315 • Strategy 2: Assess potential changes in revenue as a result of internal and/or external economic factors and
316 plan for possible future impacts in order to remain fiscally viable. Through risk management practices,
317 identify and assess operational decisions which may impact the City's future financial condition and take
318 appropriate measures to remain financially secure.
- 319 • Strategy 3: In the spirit of good stewardship, educate residents, state legislators and other stakeholders on
320 financial and tax related concepts that affect the City.

321

322 Mayor Dobrozsi thanked staff for a very comprehensive presentation and for the efforts demonstrated throughout
323 the 2011-2016 Strategic Plan. He stated that staff truly has a vision for guiding the City forward into the new 2016-
324 2021 Strategic Plan.

325

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

328

329 Mr. Margolis moved to adjourn. Mr. Cappel seconded. City Council unanimously agreed.

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331 City Council adjourned at 6:53 p.m.

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Connie Gaylor, Clerk of Council

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City of Montgomery
City Council Business Session Minutes
April 6, 2016

Present

Wayne Davis, City Manager
Terry Donnellon, Law Director
Melissa Hays, Zoning and Code Compliance Officer
Brian Riblet, Public Works Director
Don Simpson, Police Chief
Faith Lynch, Community Engagement Coordinator
Matthew Vanderhorst, Community and Information Services Director
Paul Wright, Fire Chief
Connie Gaylor, Clerk of Council

City Council Members Present

Chris Dobrozsi, Mayor
Mike Cappel
Ann Combs
Gerri Harbison
Ken Suer
Craig Margolis

City Council Members Absent

Lynda Roesch, Vice Mayor

City Council convened in Council Chambers for the Business Session at 7:02 p.m. with Mayor Dobrozsi presiding.

ROLL CALL

Mayor Dobrozsi explained that Vice Mayor Roesch would not be in attendance and had requested to be excused at a previous meeting.

Mr. Margolis moved to excuse Ms. Roesch. Mr. Cappel seconded.

The roll was called and showed the following vote:

AYE: Combs, Cappel, Harbison, Dobrozsi, Suer, Margolis	(6)
NAY:	(0)
ABSENT: Roesch	(1)

SPECIAL PRESENTATION

Mrs. Kathy Lonneman was present to accept a certificate of appreciation for her contributions to the City as a member of the Sister Cities Commission and to be inducted into the Volunteer Walk of Fame.

Nancy Nolan was present to accept a certificate of appreciation for her contributions to the City as a member of the Arts Commission and to be inducted into the Volunteer Walk of Fame.

Jack Wild was present to accept a certificate of appreciation for his contributions to the City as a member of the Sister Cities Commission and to be inducted into the Volunteer Walk of Fame.

Todd Steinbrink was present to accept a certificate of appreciation for his contributions to the City as a former Mayor, City Council Member and member of the Board of Zoning appeals and to be inducted into the Volunteer Walk of Fame.

LEGISLATION FOR CONSIDERATION TONIGHT

An Ordinance Modifying Section 30.03, Announcement of Public Meetings, of the Code of Ordinances

Mrs. Harbison moved to read the Ordinance by title only. Mr. Margolis seconded. City Council unanimously agreed.

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55 Mrs. Harbison read the Ordinance by title only and moved passage of the first reading. Mr. Cappel seconded.

56

57 Mrs. Harbison explained that, if approved, this Ordinance will amend the current Section 30.03 of the Code of
58 Ordinances regarding announcements of public meetings. A recent review of the process of providing notice of
59 public meetings as set forth in Section 30.03 revealed that this Code Section was adopted in 1975 and is no longer
60 consistent with current methods by which information is provided and received by the public. Section 30.03
61 requires that we publish in a newspaper of general circulation, quarterly, the times and dates of our City Council
62 meetings. It also requires that we have a bulletin board accessible at all hours located within the community. The
63 City Charter does not have any specific requirements regarding notice of public meetings except the advance
64 notice required for a Special Meeting of City Council in the absence of an emergency. R.C. § 121.22 (Sunshine
65 law) requires that City Council establish a reasonable method whereby any person may determine the time and
66 place of all regularly scheduled meetings. Staff requests that consideration be given to no longer requiring the
67 posting of notices on public bulletin boards, and allowing the addition of the use of website postings.

68

69 Mrs. Harbison asked if there were any updates.

70

71 Mr. Donnellon stated that there were none.

72

73 The roll was called and showed the following vote:

74

75 AYE: Combs, Cappel, Harbison, Dobrozsi, Suer, Margolis (6)

76 NAY: (0)

77 ABSENT: Roesch (1)

78

79 **An Ordinance Establishing the Schedule of Municipal Compensation for Employees**

80

81 Mr. Suer moved to read the Ordinance by title only. Mr. Margolis seconded. City Council unanimously agreed.

82

83 Mr. Suer read the Ordinance by title only and moved passage of the first reading. Mrs. Harbison seconded.

84

85 Mr. Suer explained that, if approved, this Ordinance will establish a Schedule for Municipal Compensation.
86 Traditionally the City's Schedule of Municipal Compensation for non-collective bargaining and exempt
87 employees is adjusted annually in July to remain in sync with collective bargaining employee wage rate
88 adjustments. The current Schedule of Municipal Compensation does not specify any wage rate adjustments for
89 July 2016 or July 2017; therefore, a new compensation schedule must be established. In addition, the new
90 Schedule of Municipal Compensation also reflects adjustments to several position pay ranges in order to ensure
91 that the City's pay practices remain relatively competitive when compared to similar neighboring jurisdictions.

92

93 Mr. Suer asked if there were any updates.

94

95 Mr. Davis stated that there were none.

96

97 The roll was called and showed the following vote:

98

99 AYE: Cappel, Harbison, Dobrozsi, Suer, Margolis, Combs, (6)

100 NAY: (0)

101 ABSENT: Roesch (1)

102

103 **An Ordinance Authorizing The Detachment Of Hamilton County Auditor's Parcel Number 603-0A23-0187**
104 **And The Approval Of An Annexation Agreement Related Thereto For The Annexation Of Hamilton**
105 **County Auditor's Parcel Number 620-0210-0723**

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106 Law Director, Terry Donnellon, stated that a motion would be needed to table this legislation for the above
107 referenced annexations. Mr. Donnellon explained that the required signatures have not been obtained as of the
108 time of this meeting. He requested that the legislation be revisited at the May 4, 2016 Business Session.

109
110 Mr. Cappel made a motion to table the legislation until the May 4, 2016 Business Session meeting. Mr. Margolis
111 seconded. City Council unanimously agreed.

112
113 **A Resolution Reaffirming the City's Commitment to Non-Discrimination and Inclusion by Endorsing**
114 **Guidelines Adopted by the Ohio-Kentucky-Indiana Regional Council of Governments for Title VI**
115 **Compliance**

116
117 Mr. Cappel moved to read the Resolution by title only. Mrs. Combs seconded. City Council unanimously agreed.

118
119 Mr. Cappel read the Resolution by title only and moved for passage. Mrs. Combs seconded.

120
121 Mr. Cappel explained that, if approved, this Resolution would reaffirm the City's commitment To Non-
122 Discrimination and Inclusion by endorsing Guidelines adopted by the Ohio-Kentucky-Indiana Regional Council
123 of Governments for Title VI Compliance. The City is formally adopting the OKI policy for Title VI compliance.
124 Title VI prohibits discrimination and has been expanded through the years to promote inclusivity in federal
125 programming. While the City already has policies and procedures in place prohibiting discrimination, expanding
126 our policy for federal programs to include the OKI standards allows the City to certify our compliance with Title
127 VI in any project documents.

128
129 Mr. Cappel asked if there were any updates.

130
131 Mr. Donnellon stated that there were none.

132
133 The roll was called and showed the following vote:

134
135 AYE: Harbison, Dobrozsi, Suer, Margolis, Combs, Cappel (6)
136 NAY: (0)
137 ABSENT: Roesch (1)

138
139 **ADMINISTRATION REPORT**

140
141 Mr. Davis reported on the following items:

- 142
- 143 • The Government Affairs and Public Works Committees of City Council will meet on Monday, April 25,
144 2016 at 4:30 and 5:30 p.m., respectively. The Parks and Recreation Committee has cancelled their
145 meeting for the month of April. Due to the rescheduling of April's meetings there will be no May
146 meetings for these committees.
 - 147
148 • City Council Work Session is scheduled for April 20 at 7:00 p.m. Prior to the City Council meeting, at
149 6:00 p.m., Tony Gardner will meet with City Council to provide an update of the HPO model and training
150 conducted with staff.
 - 151
152 • Tracy Roblero is attending the American Planners Association National Conference in Phoenix this week.
153 This annual conference provides training sessions and mobile tours to planners to be able to stay current
154 on land use policies and emerging trends in development and technology as it relates to city planning.
155 We thank Melissa for stepping in to give the Strategic Plan update and to keep the Community
156 Development Department running in Tracy's absence.

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- 189
- Work continues on the City's Comprehensive Annual Financial Report (CAFR) with updates and information being provided to Schonhardt and Associates, the City's vendor for this annual financial report, from all members of the finance department and Brian Riblet. We remain on schedule for the completion of this document and the financial audit of the report.
 - On Monday, April 11, at 1:00 p.m., Matt Davis, Brian Riblet and I will be attending the Hamilton County Transportation Improvement District on behalf of the City.
 - On Tuesday, 20 volunteers lined moss baskets, planted flowers and attached hanging wires to complete the Basket Planting Basket project. Public Works and the Beautification and Tree Commission work in conjunction with the volunteers to complete the 260 flower baskets that will grace Montgomery once warm weather arrives. Many thanks to these eager gardeners.
 - The MCLA 2.0 session on April 14 at Maple Dale Elementary has garnered much interest from our MCLA Alumni. We currently have 66 alumni signed up to attend. This graduate-level seminar is billed as a "conversation on housing" and the Community Development Department is working with Liz Blume from Xavier University's Community Building Institute to create an informative and dynamic presentation on national and local trends in housing. This is also a terrific example of partnership with Sycamore Community Schools, as they will also be serving the meal this evening. The conversation starts at 6:00 p.m.
 - The Neighborhood Leaders Team will host the Neighborhood Leaders Forum on Tuesday, May 10 at the Terwilliger Lodge from 6:30 to 8:00 p.m. to discuss the challenges, opportunities and services available to those who want to stay in their home while growing more mature. Our guests will include speakers from the Montgomery Fire Department, the Council on Aging and the Montgomery Chamber of Commerce. The Chamber will present information on their member businesses which provide services to those who want to stay in their homes as they age. The Community Development Department will wrap up the session and touch on considerations to make if a homeowner wishes to retro-fit their home as they age.
 - A job offer for the position of finance director has been accepted by Katie Smiddy. Katie has over 15 years of public sector finance experience and is currently the Supervisor of Financial Services for MetroParks of Butler County. Katie will be starting employment with us on April 20.

190 An Executive Session is requested for matters related to labor negotiations and to the sale and purchase of real
191 estate.

APPROVAL OF MINUTES

194

195 Mrs. Harbison moved to approve the March 23, 2016 Special Session, Public Hearing, and Work Session minutes.
196 Mr. Cappel seconded. City Council unanimously agreed.

MAYOR'S COURT REPORT

199

200 Mayor Dobrozsi reported that the total Mayor's Court collections for the month of March 2016 were \$18,735.00

201

202 Mr. Margolis moved to accept the Mayor's Court collections for the month of March 2016. Mr. Cappel seconded.
203 City Council unanimously accepted the collections.

204

205

206

207

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208

OTHER BUSINESS

209

210

Mr. Margolis reported that he attended the Much in Common session on March 31 at the Sharonville Convention Center focusing on the Heroin Epidemic and the community's role in stopping the spread of addiction in our region. He stated that Alec Schiering spoke about his addiction and recovery.

213

214

Mr. Margolis stated that he also attended a Hamilton County Municipal League meeting on Thursday, March 31, at the Woodlawn Recreation Center. Dwight Ferrell, CEO and General Manager of Metro Transit System, gave a presentation regarding the limitations or the mass transit system in Hamilton County.

217

218

Mr. Suer reported that at the Financial Planning Committee meeting held on April 4, the Committee interviewed Shari Kolnicki and JoAnne Allen in consideration as an alternate member of the Board of Tax Review.

219

220

Mr. Suer stated that it was the recommendation of the Committee to appoint Sherri Kolnicki as an alternate member to the Board of Tax Review. City Council unanimously agreed.

222

223

Mayor Dobrozsi asked if there was any further business to discuss in Public Session. There being none, he asked for a motion to adjourn into Executive Session to discuss matters related to labor negotiations and to the sale and purchase of real estate.

226

227

Mr. Margolis moved to adjourn to Executive Session to discuss matters related to labor negotiations and to the sale and purchase of real estate. Mr. Cappel seconded.

229

230

The roll was called and showed the following vote:

231

232

AYE: Combs, Cappel, Harbison, Dobrozsi, Suer, Margolis, Cappel (6)

233

NAY: (0)

234

ABSENT: Roesch (1)

235

236

City Council adjourned into Executive Session at 7:40 p.m.

237

238

City Council reconvened into Public Session at 7:58 p.m.

239

240

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

242

243

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

244

245

City Council adjourned at 7:58 p.m.

246

247

248

249

Connie Gaylor, Clerk of Council