

July 28, 2017

TO: Mayor and City Council Members
FROM: Wayne S. Davis, City Manager *WSD*
SUBJECT: City Council Business Session of Wednesday, August 2, 2017

As a reminder, City Council is scheduled to meet in Business Session on Wednesday, August 2, 2017 immediately following the Montgomery Community Improvement Corporation.

Montgomery Community Improvement Corporation

Prior to the Business Session, at 6:45 p.m., a Montgomery Community Improvement Corporation (CIC) meeting is scheduled to consider an application for a Certificate of Approval to allow for a replacement roof for the Crain-Eberhard House at 7737 Remington Road. The Planning Commission is recommending approval of the Historic Preservation Matching Grant to the Montgomery Community Improvement Corporation (CIC). A separate CIC Agenda and packet has been developed for this meeting.

Business Session

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Special Presentations
5. Guests and Residents
6. Legislation for Consideration Tonight

Pending Legislation

- a. An Ordinance Establishing the Terms for Various Boards and Commissions—(Ms. Roesch-3rd Reading) Information has been previously supplied on this Ordinance that, if approved, will allow for the alignment of the term ending dates for all Boards and Commissions other than those established by Charter. These Boards and Commissions are as follows: Arts Commission, Beautification and Tree Commission, and Sister Cities Commission. Current Board and Commission Members will continue to serve the remainder of their one-, two- or three-year terms, with the only change being with the adjustment of their term expiration date. The Planning Commission, Board of Zoning Appeals, Parks and Recreation Commission, Civil Service Commission, and Landmarks Commission have their term ending dates established by the Charter, and, as such, may be considered for adjustments to their term dates if a Charter Review process is undertaken in the future.

Move for passage of the Ordinance

Roll Call Vote

- b. An Ordinance Amending Tax Incentive Agreement with Sycamore Community School District—(Mr. Suer-3rd Reading) Information has been previously supplied on this Ordinance that, if approved, will authorize the City Manager to execute an amendment to the Tax Incentive Agreement with the Sycamore School District. Due to the success of the current development within the Vintage Club, there are funds accumulating in the Vintage Club Tax Increment Financing (TIF) Fund. The Sycamore School District has been an excellent partner with the City in economic development projects, and this agreement would enable the City to restore the School District to full compensation for the development.

Move for passage of the Ordinance

Roll Call Vote

- c. An Ordinance Accepting Dedicated Stormwater Improvements in The Montgomery Woods Subdivision—(Mr. Margolis-2nd Reading) Information has been previously supplied on this Ordinance that, if approved, will accept certain stormwater improvements constructed several years ago, within the Montgomery Woods Subdivision. It was discovered in a review of City records that a portion of the stormwater improvement on Lakewater Drive had been accepted by Sycamore Township where a portion of the subdivision was in its jurisdiction, but the second portion of the same sewer line located in the City of Montgomery had not been properly accepted. This Ordinance will correct that mistake so the entire stormwater improvement is accepted and maintained by the City.

Move for passage of the second reading of the Ordinance

Roll Call Vote

The third reading of the Ordinance will be held at the September 6, 2017 Business Session with adoption of the Ordinance requested at that meeting.

- d. A Resolution Authorizing a Reimbursement Agreement with Gateway Partners, LLC—(Mr. Suer) Information has been previously supplied on this Resolution that, if approved, will authorize reimbursement to Gateway Partners, LLC for interim engineering design costs that Gateway Partners may incur while we finalize negotiations for the project.

City Council voted to table this Resolution at the July 19, 2017 Work Session, until further notice. No further action is needed at this time. City Council would need to make a motion to move this Resolution from tabled status when ready to take action.

New Legislation

- a. A Resolution Establishing City Contributions to Employee Health Savings Account—(Mr. Suer) Information has been previously supplied on this Resolution that, if approved, will continue the City's incentive contribution to employees' Health Savings Accounts for the period beginning September 1, 2017 through August 31, 2018. The maximum contribution by the City to employees' Health Savings Accounts is recommended to be continued at \$1,050 for a family plan and \$750 for

a single plan for the 12-month period of September 1, 2017 through August 31, 2018. In addition to the base City incentive contribution, it is recommended that the City continue to match the employee's contribution to his/her Health Savings Account in an amount up to \$700 for employees with family plans and up to \$500 for employees with single plans.

Move to read the Resolution by title only

Voice Vote

Move passage of the Resolution

Roll Call Vote

- b. A Resolution Authorizing a Contract with Dayton Mailing Services, Inc. D/B/A DMS Ink for Design and Production Services—(Mr. Margolis) Information has been previously supplied on this Resolution that, if approved, would authorize the City Manager to enter into an agreement with DMS Ink for design, production, printing, and mailing of the monthly newsletter and annual calendar for 2017-2018 in the amount of \$79,152 After reviewing several proposals, staff has recommended the work of DMS Ink as meeting the high professional quality required by the City at a competitive price. Funds for these services are budgeted in 101.715.5390.

Move to read the Resolution by title only

Voice Vote

Move passage of the Resolution

Roll Call Vote

- c. A Resolution Designating Brian Riblet as Interim City Manager—(Mr. Margolis) Information has been previously supplied on this Resolution that, if approved, will designate Brian Riblet as the Interim City Manager during Wayne Davis' transition and during the vacancy in the office of City Manager until a new City Manager is appointed. This Resolution is permitted by Charter to fill such vacancy.

Move to read the Resolution by title only

Voice Vote

Move passage of the Resolution

Roll Call Vote

8. Administration Report

9. Approval of Minutes —July 19, 2017 Public Hearing; July 19, 2017 Work Session

10. Mayor's Court Report

11. Other Business

12. Executive Session

13. Adjournment

Should you have any questions or concerns regarding this information, please do not hesitate to contact me.

C: Connie Gaylor, Administrative Coordinator
Department Heads
Terry Donnellon, Law Director

August 2, 2017

Montgomery Community Improvement Corporation-6:45 p.m.

At 6:45 p.m., a Montgomery Community Improvement Corporation (CIC) meeting is scheduled to consider an application for a Certificate of Approval to allow for a replacement roof for the Crain-Eberhard House at 7737 Remington Road. The Planning Commission is recommending approval of the Historic Preservation Matching Grant to the Montgomery Community Improvement Corporation (CIC). A separate CIC Agenda and packet has been developed for this meeting.

City Council Business Session – Immediately following the conclusion of the CIC meeting

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Special Presentation
5. Guests and Residents
6. Legislation for Consideration Tonight

Pending Legislation

- a. An Ordinance Establishing the Terms for Various Boards and Commissions—(Ms. Roesch-3rd Reading)

Move for passage of the Ordinance

Roll call Vote

- b. An Ordinance Amending Tax Incentive Agreement with Sycamore Community School District—(Mr. Suer-3rd Reading)

Move for passage of the Ordinance

Roll Call Vote

- c. An Ordinance Accepting Dedicated Stormwater Improvements in The Montgomery Woods Subdivision—(Mr. Margolis-2nd Reading)

Move for passage of the second reading of this Ordinance

Roll Call Vote

The third reading of the Ordinance will be held at the September 6, 2017 Business Session with adoption of the Ordinance requested at that meeting.

- d. A Resolution Authorizing a Reimbursement Agreement with Gateway Partners, LLC—(Mr. Suer)

City Council voted to table this Resolution at the July 19, 2017 Work Session, until further notice. No further action is needed at this time. No further action is needed at this time. City Council would need to make a motion to move this Resolution from tabled status when ready to take action.

New Legislation

- a. A Resolution Establishing City Contributions to Employee Health Savings Account—(Mr. Suer)

Move to read the Resolution by title only

Voice Vote

Move passage of the Resolution

Roll Call Vote

- b. A Resolution Authorizing a Contract with Dayton Mailing Services, Inc. D/B/A DMS Ink for Design and Production Services—(Mr. Margolis)

Move to read the Resolution by title only

Voice Vote

Move passage of the Resolution

Roll Call Vote

- c. A Resolution Designating Brian Riblet as Interim City Manager—(Mr. Margolis)

Move to read the Resolution by title only

Voice Vote

Move passage of the Resolution

Roll Call Vote

7. Administration Report

8. Approval of Minutes — July 19, 2017 Public Hearing; July 19, 2017 Work Session

9. Mayor's Court Report

10. Other Business

11. Executive Session

12. 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

ORDINANCE NO. , 2017

**AN ORDINANCE ESTABLISHING THE TERMS FOR
VARIOUS BOARDS AND COMMISSIONS**

WHEREAS, the City is served by various Boards and Commissions with citizen volunteers whose terms are either established by Charter or established by Ordinance; and

WHEREAS, various Boards and Commission have different starting and ending dates for the terms of appointment; and

WHEREAS, the Administration has recommended that Council adopt a uniform term date for each Board and Commission to be able to better track member terms and to better identify volunteer opportunities for community residents.

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

SECTION 1. The term of office for all members appointed to the Arts Commission, Beautification and Tree Commission, Board of Tax Review, Environmental Advisory Commission and Sister Cities Commission shall commence February 1 in the appropriate calendar year. The term of office shall then end January 31 of the calendar year in which the term of office ends. Any appointments for an unexpired term shall commence on the date of appointment and shall end January 31 of the appropriate calendar year for the member's term which was vacated.

SECTION 2. Members of the Arts Commission, Beautification and Tree Commission, Environmental Advisory Commission and Sister Cities Commission shall each serve three year terms and shall be eligible for reappointment. The terms shall be

staggered so only a portion of Commission members' terms of office will end in any calendar year.

SECTION 3. With the adoption of this Ordinance, all current Board and Commission member's offices shall be adjusted to reflect the ending term date January 31 in the calendar year in which their current term ends. As a result, those members appointed with the term ending in calendar year 2018 shall have their term of office end January 31, 2018. For those members appointed with the term ending in calendar year 2019 shall have their term of office end January 31, 2019. For those members appointed with the term ending in calendar year 2020 shall have their term of office end January 31, 2020.

SECTION 4. The two year term of office for the Board of Tax Review shall remain in effect as codified in Chapter 44.1 of the Code. Provided, however, that those members of the Board currently appointed by City Council shall have their term of office end January 31, 2018 or January 31, 2019 as appropriate.

SECTION 5. Any changes to those Boards and Commissions established by Charter: Planning Commission, Board of Zoning Appeals, Park and Recreation Commission, Civil Service Commission and Landmarks Commission shall not be affected by this Ordinance. The term of office for those Board and Commission members shall be governed by the Charter until otherwise amended.

SECTION 6. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

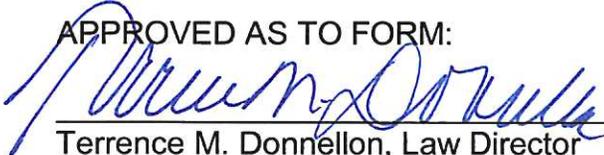
SECTION 7. This Ordinance shall take effect the earliest opportunity as allowable by law.

PASSED: _____

ATTEST: _____
Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM:



Terrence M. Donnellon, Law Director

ORDINANCE NO. , 2017

**AN ORDINANCE AMENDING TAX INCENTIVE AGREEMENT
WITH SYCAMORE COMMUNITY SCHOOL DISTRICT**

WHEREAS, by Ordinance No. 23, 2006, Council did authorize a Tax Incentive Agreement (“Agreement”) with the Sycamore Community School District governing the allocation of Payments In Lieu Of Taxes generated from the development of real estate in Phase I of the Vintage Club Tax Incentive District; and

WHEREAS, the Agreement was executed between the City and the School District on May 19, 2006, and later amended between the City and the School District on November 20, 2007, which Agreement provided for the exemption from real property taxes, certain parcels of property located within the Vintage Club Tax Incentive District; and

WHEREAS, the development contemplated by such Agreement has progressed to a certain sustainable level to allow the City to adequately service the debt on the bonds issued by the City to finance public improvements in and around the district; and

WHEREAS, the School District has been a valued partner with the City in serving the Montgomery community, and with the success of the Vintage Club project to date the City does desire to share in the success of the Vintage Club development by amending the Tax Incentive Agreement.

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

SECTION 1. The City Manager is hereby authorized to execute the attached Second Amendment to the Tax Incentive Agreement to modify the compensation payable to the Sycamore Community School District from Phase I of the Vintage Club Tax Incentive District. This amendment will increase the compensation to the schools up to that compensation which they would have received from the development of the real estate absent the exemption approved by the City and the School District.

SECTION 2. The City Manager is authorized to execute the Second Amendment to the Tax Incentive Agreement and all additional documentation necessary to implement this amendment.

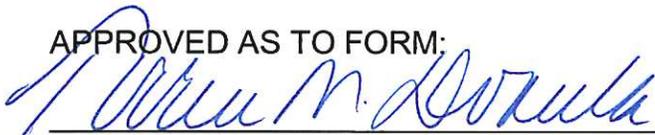
SECTION 3. This Ordinance shall take effect the earliest opportunity as allowable by law.

PASSED: _____

ATTEST: _____
Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM:



Terrence M. Donnellon, Law Director

SECOND AMENDMENT TO TAX INCENTIVE AGREEMENT

THIS SECOND AMENDMENT TO THE TAX INCENTIVE AGREEMENT (the “Amendment”), made and entered into as of the ____ day of _____ 2017, by and between the SYCAMORE COMMUNITY SCHOOL DISTRICT, Hamilton County Ohio, a community school district and political subdivision of the State of Ohio (the “School District”) and the CITY OF MONTGOMERY, Hamilton County, Ohio, a political subdivision of the State of Ohio (the “City”).

WITNESSETH THAT:

WHEREAS, on May 19, 2006 the School District and the City entered into a Tax Incentive Agreement, as amended by the Amendment to Tax Incentive Agreement entered into by and between the City and the School District on November 20, 2007, (the “Agreement”) providing for the exemption from real property taxes certain parcels of property located within the City and corresponding compensation to the School District; and

WHEREAS, the development contemplated by such Agreement has progressed to a certain sustainable level and the parties desire to redefine the compensation to the School District as a result of the current level of development on the Phase I Exempted Property, as set forth on Exhibit A, attached hereto;

NOW, THEREFORE, in consideration of the premises and the mutual covenants hereinafter described, the School District and the City, covenant, agree and bind themselves as follows:

SECTION 1. That Section 1(b), which reads as follows:

(b) During any year or any portion thereof, in which the School District would have received property tax payments derived from the Exempted Property, but for the City’s authorization of the TIF Exemption, the City agrees to pay to the School District, solely from the Service Payments in Lieu of Taxes from the owners of the Exempted Property or from Minimum Service Payments, as defined in the Service Agreement, from the developer pursuant to the Service Agreement between a developer, and the City, an amount equal to fifty percent (50%) of the Service Payments in Lieu of Taxes received by the City from the owners of the Exempted Property (the “TIF Compensation”). Nothing in this Agreement shall be construed to pledge the full faith and credit of the City.

shall be and is hereby amended to read as follows:

(b) During any year or any portion thereof, in which the School District would have received property tax payments derived from the Exempted Property, but for the City’s authorization of the TIF Exemption, the City agrees to pay to the School District, solely from the Service Payments in Lieu of Taxes from the owners of the Exempted Property or from Minimum Service Payments, as defined in the Service Agreement, from the developer pursuant to the Service Agreement between a developer, and the City, an

amount equal to fifty percent (50%) of the Service Payments in Lieu of Taxes received by the City from the owners of the Exempted Property (the "TIF Compensation"). Nothing in this Agreement shall be construed to pledge the full faith and credit of the City for the payment of the TIF Compensation.

Additionally, commencing with tax year 2017/collection year 2018, during any year or any portion thereof, in which the School District would have received property tax payments derived from the Exempted Property, but for the City's authorization of the TIF Exemptions, the City will pay to the School District "Additional Compensation," which shall be a portion of all Service Payments received from the owners of the Phase I Exempted Property in excess of the amount of such Service Payments required to pay (i) Phase I Exempted Property TIF Compensation set forth above in Section 1(b) and (ii) debt service on the \$13,265,000 Special Obligation Revenue Bonds, Series 2013 (Vintage Club Project) issued by the City to pay for necessary infrastructure improvements in support of development of the Phase I Exempted Property. Such portion of excess Service Payments to be paid to the School District shall be such amount as when added to the TIF Compensation set forth above combined compensation (TIF Compensation plus Additional Compensation ("School Compensation")) shall be equal to the amount produced by the School District's effective rate tax times the assessed value of the Phase I Exempted Property, so long as the total School Compensation over the entire life of the TIF Exemption does not exceed the amount of property taxes from the Phase I Exempted Property the School District would have received if the property were not exempted. Nothing in this Agreement shall be construed to pledge the full faith and credit of the City for the payment of School Compensation.

SECTION 2. All other provisions of the Agreement not specifically amended herein shall remain in full force and effect as agreed to by the parties on May 19, 2006, as amended on November 20, 2007.

IN WITNESS WHEREOF, the School District and the City have caused this Agreement to be executed in their respective names by their duly authorized officers all as of the date hereinbefore written.

**SYCAMORE COMMUNITY SCHOOL
DISTRICT, HAMILTON COUNTY,
OHIO**

By: _____

Printed Name: _____

Title: _____

**CITY OF MONTGOMERY,
HAMILTON COUNTY, OHIO**

By: _____

Printed Name: _____

Title: _____

STATE OF OHIO)
) ss:
COUNTY OF HAMILTON)

On this _____ day of _____, 2017, personally appeared before me, a Notary Public in and for the State of Ohio, the Sycamore Community School District, Hamilton County, Ohio, by _____, the _____ of said School District and duly authorized in the premises, who acknowledged the signing and sealing of the said Tax Incentive Agreement for himself/herself and on behalf of said School District, to be his/her voluntary act and deed, and the voluntary act and deed of said School District.

Notary Public

My commission expires: _____

[NOTARY
SEAL]

STATE OF OHIO)
) ss:
COUNTY OF HAMILTON)

On this _____ day of _____, 2017, personally appeared before me, a Notary Public in and for the State of Ohio, the City of Montgomery, Ohio, by Wayne Davis, the City Manager of said City and duly authorized in the premises, who acknowledged the signing and sealing of the said Tax Incentive Agreement for himself/herself and on behalf of said City, to be his/her voluntary act and deed, and the voluntary act and deed of said City.

Notary Public

My commission expires: _____

[NOTARY
SEAL]

This instrument prepared by:

Brenda A Wehmer, Esq.
DINSMORE & SHOHL LLP
255 East Fifth Street, Suite 1900
Cincinnati, Ohio 45202

EXHIBIT A
VINTAGE CLUB
TAX EXEMPTED PROPERTIES

603-0A23-205	603-0A23-194	603-0A23-193
603-0A23-198	603-0A23-204	603-0A23-195
603-0A23-197	603-0A23-199	603-0A23-44
603-0A23-40	603-0A23-41	603-0A23-47
603-0A23-45	603-0A23-46	603-0A23-50
603-0A23-48	603-0A23-49	603-0A23-53
603-0A23-51	603-0A23-52	603-0A23-56
603-0A23-54	603-0A23-55	603-0A23-63
603-0A23-57	603-0A23-62	603-0A23-66
603-0A23-64	603-0A23-65	603-0A23-73
603-0A23-67	603-0A23-68	603-0A23-76
603-0A23-74	603-0A23-75	603-0A23-80
603-0A23-78	603-0A23-79	603-0A23-83
603-0A23-81	603-0A23-82	603-0A23-86
603-0A23-84	603-0A23-85	603-0A23-89
603-0A23-87	603-0A23-88	603-0A23-92
603-0A23-90	603-0A23-91	603-0A23-95
603-0A23-93	603-0A23-94	603-0A23-98
603-0A23-96	603-0A23-97	603-0A23-101
603-0A23-99	603-0A23-100	603-0A23-104
603-0A23-102	603-0A23-103	603-0A23-108
603-0A23-105	603-0A23-107	603-0A23-114
603-0A23-115	603-0A23-110	603-0A23-117
603-0A23-118	603-0A23-116	603-0A23-120
603-0A23-121	603-0A23-119	603-0A23-123
603-0A23-124	603-0A23-122	603-0A23-126
603-0A23-127	603-0A23-125	603-0A23-129
603-0A23-130	603-0A23-128	603-0A23-132
603-0A23-133	603-0A23-131	603-0A23-136
603-0A23-137	603-0A23-135	603-0A23-139
603-0A23-140	603-0A23-138	603-0A23-142
603-0A23-143	603-0A23-144	603-0A23-145
603-0A23-146	603-0A23-147	603-0A23-151
603-0A23-149	603-0A23-150	603-0A23-154
603-0A23-152	603-0A23-153	603-0A23-157
603-0A23-155	603-0A23-156	603-0A23-160
603-0A23-158	603-0A23-159	603-0A23-166
603-0A23-161	603-0A23-163	603-0A23-169
603-0A23-164	603-0A23-165	603-0A23-172
603-0A23-167	603-0A23-168	603-0A23-181
603-0A23-170	603-0A23-171	603-0A23-200
603-0A23-173	603-0A23-174	603-0A23-203
603-0A23-176	603-0A23-177	603-0A23-186
603-0A23-179	603-0A23-180	603-0A23-206
603-0A23-184	603-0A23-185	
603-0A23-188	603-0A23-189	

ORDINANCE NO. , 2017

**AN ORDINANCE ACCEPTING DEDICATED STORMWATER IMPROVEMENTS
IN THE MONTGOMERY WOODS SUBDIVISION**

WHEREAS, a portion of the Montgomery Woods Subdivision was developed under the authority of Sycamore Township and the City of Montgomery, but later the entire subdivision was annexed into the City of Montgomery by Resolution No. 35, 1979; and

WHEREAS, a subdivision plat was prepared and accepted by Sycamore recorded at Plat Book 202, Page 79-A, a copy of which is attached hereto; and

WHEREAS, such subdivision plat did dedicate certain stormwater improvements running on and across Auditor's parcel numbers 603-0026-0050/0051/0052; and

WHEREAS, records indicate that a portion of the improvements located within the City of Montgomery were never properly accepted by the City within the plat; and

WHEREAS, after inspecting the stormwater improvements the Administration has recommended the City formally accept such dedicated public improvements as they have been constructed consistent with our engineering standards and have been maintained accordingly since installation.

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

SECTION 1. The stormwater easement and stormwater improvements as depicted on the attached Exhibit A, being Plat Book 202, Page 79-A of the Official

Records of Hamilton County, Ohio, are hereby accepted as more specifically located on Auditor's Parcel Numbers 603-0026-0050, 603-0026-0051, and 603-0026-0052, being also known as Lots 33, 34 and 35 of the Montgomery Woods Subdivision, Block D.

SECTION 2. The Clerk of Council is hereby directed to forward a certified copy of this Ordinance to the Auditor and Recorder of Hamilton County, Ohio, to place this Ordinance of public record showing that the dedicated improvements have been completed and accepted for public use by the City of Montgomery, Ohio.

SECTION 3. The City Manager is authorized to execute any and all documentation necessary to complete this dedication and acceptance.

SECTION 4. All Ordinances or parts of Ordinances inconsistent herewith are hereby appropriately amended and/or repealed.

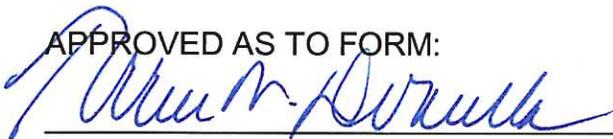
SECTION 5. This Ordinance shall take effect the earliest opportunity as allowable by law.

PASSED: _____

ATTEST: _____
Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM:



Terrence M. Donnellon, Law Director

RESOLUTION NO. , 2017

**A RESOLUTION AUTHORIZING A REIMBURSEMENT AGREEMENT
WITH GATEWAY PARTNERS, LLC**

WHEREAS, the City has been in negotiations with Gateway Partners, LLC (“Gateway”) concerning the development of the Gateway Redevelopment Area Project; and

WHEREAS, a final Development Agreement has not been concluded, but Gateway needs to initiate engineering and design services to meet its timeline for completion of the project; and

WHEREAS, while the parties continue their negotiations, the City is in agreement to provide reimbursement to Gateway for engineering and design services they may incur in the event negotiations are terminated or a Development Agreement is terminated without Gateway being able to complete the project; and

WHEREAS, the Scope of such services is anticipated to exceed the \$50,000 limit the City Manager is authorized to approve without legislation, and therefore this Resolution is necessary to execute such Agreement to provide the appropriate reimbursement and purchase of such design and engineering services in the event negotiations are terminated.

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

SECTION 1. The City Manager is hereby authorized to execute the attached Reimbursement Agreement with Gateway Partners, LLC to commit the City to reimburse Gateway Partners, LLC for any interim costs incurred during final negotiations for advances

they may make for engineering and design services in the event such negotiations are terminated. Consistent with the scope of the Agreement, if such reimbursement is required, the City will acquire all engineering and design documents and be released from further liability to Gateway Partners, LLC or its investors.

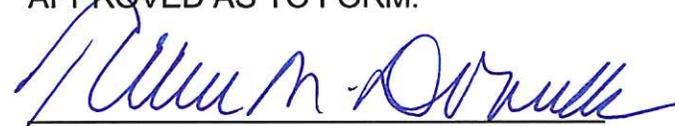
SECTION 2. This Resolution shall be in full force and effect from and after its passage.

PASSED: _____

ATTEST: _____
Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM:



Terrence M. Donnellon, Law Director

REIMBURSEMENT AGREEMENT

This Reimbursement Agreement (this "Agreement") is entered into this _____ day of July, 2017 by and between GATEWAY PARTNERS, LLC ("Gateway") and the CITY OF MONTGOMERY, OHIO, an Ohio municipal corporation ("Montgomery").

WHEREAS, Gateway and Montgomery have been negotiating a Development Agreement for the development of certain real property located in the City of Montgomery, Ohio, and in order to complete the terms of the Development Agreement certain design/engineering drawings need to be completed; and

WHEREAS, Gateway is willing to advance the costs and pay for the design/engineering drawings so long as Montgomery agrees to reimburse Gateway in the event that the Development Agreement is not agreed-upon; and

WHEREAS, Montgomery is willing to reimburse Gateway for such advancement of costs as provided for herein.

NOW THEREFORE, for and in consideration of the mutual covenants and agreements contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties do hereby agree as follows:

1. Proceed with Design. Gateway shall proceed with obtaining the necessary design/construction drawings necessary to firm up the cost of construction and development of the Gateway project. Such advancements shall not exceed \$404,000. A specific Scope of Work for reimbursable expenses is attached hereto as Schedule A.

2. Reimbursement. If the Development Agreement is not agreed-upon between Gateway and Montgomery by September 30, 2017, then Montgomery shall reimburse Gateway its costs to prepare the design and engineering drawings identified upon Schedule A. At Montgomery's option, Montgomery may authorize any work in progress to continue until conclusion.

3. Funding and Release. Upon termination of the negotiations as provided herein, Montgomery shall pay Gateway for the Scope of Work defined within Schedule A, all such work completed to such date and paid by Gateway. In exchange for such payment, Gateway and its development partners, Brandicorp, LLC, Traditions Land Development Group, LLC and Greiwe Development, shall release and discharge the City of Montgomery, Ohio, the Montgomery Community Improvement Corporation and their elected officials, officers and employees, from any and all claims related in any way to the negotiations entered into a Development Agreement or any alleged breach of the Development Agreement. Further, in exchange for the reimbursement payment, Gateway and/or its design contractors shall deliver all design and/or engineering drawings to Montgomery, and thereafter Montgomery shall have the exclusive use and control of such drawings.

GATEWAY PARTNERS, LLC,
an Ohio limited liability company

By: _____
Thomas H. Humes
Its: Managing Member

CITY OF MONTGOMERY, OHIO
An Ohio municipal corporation

By: _____
Wayne S. Davis
Its: City Manager

APPROVED AS TO FORM:

Terrence M. Donnellon
Law Director

6/30/2017

Montgomery Development Partners
Planning Expenses

Montgomery GRA
Engineering Cost Estimates

Consultant	Discipline	Future Expenses Up to Signed Development Agreement
Planning / Design		
MKSK	Land Planning	\$ 82,000
Gossman Group	Architecture	\$ 12,000
McGill Smith Punshon	Civil Engineering	\$ 200,000
KZF Design	Architecture / Preliminary Garage Analysis	\$ 40,000
THP	Parking Garage Design	\$ 50,000
Miscellaneous		\$ 20,000
SUBTOTAL DESIGN		\$ 404,000

SCHEDULE A

RESOLUTION NO. , 2017

**A RESOLUTION ESTABLISHING CITY CONTRIBUTIONS TO
EMPLOYEE HEALTH SAVINGS ACCOUNTS**

WHEREAS, the City has adopted a high deductible health plan (“HDHP”) upon recommendation from the City Administration and the Employee Healthcare Benefits Committee; and

WHEREAS, the City has in the past contributed monies to the employee’s individual health savings account to offset uncovered medical expenses and to incentivize employee participation; and

WHEREAS, the plan year for such contributions traditionally has run from September 1 to August 31 annually; and

WHEREAS, the Administration recommends renewing the City’s program for contributions to employee health savings accounts and keeping the employee health savings accounts contributions calendar on the September 1 to August 31 cycle.

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

SECTION 1. All employees electing to participate in the City’s high deductible health plan (“HDHP”) shall receive a contribution from the City in the amount of \$1,050.00 during the twelve month period commencing September 1, 2017 if such employee elects to receive family coverage within the HDHP (family coverage being defined as a Family Plan, Employee and Spouse Plan, or Employee and Children Plan), or \$750.00 for the twelve month period commencing September 1, 2017 if such employee elects to receive single plan coverage through the HDHP. These amounts will be paid on

or after September 1, 2017 and deposited to the employee's health savings account. Commencing September 1, 2017 through August 31, 2018, in addition to the incentive contribution to be paid by the City, the City agrees to match the employee's contribution to his/her health savings account up to an additional \$700.00 for employees enrolled in family plans and \$500.00 for employees enrolled in single plans. The matching contribution from the City shall be paid to the employee's health savings account at such time during the year as the employee's contributions reach the City's maximum level of matching contribution. If the employee does not reach the maximum level on or before August 31, 2018, then the City's matching contribution shall be paid at the close of the plan year, August 31, 2018.

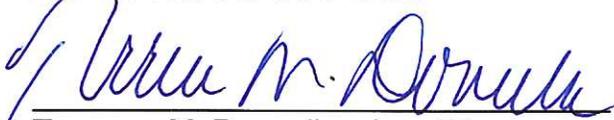
SECTION 2. This Resolution shall be in full force and effect from and after its passage.

PASSED: _____

ATTEST: _____
Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM:



Terrence M. Donnellon, Law Director

RESOLUTION NO. _____, 2017

A RESOLUTION AUTHORIZING A CONTRACT WITH DAYTON MAILING SERVICES, INC. D/B/A DMS INK FOR DESIGN AND PRODUCTION SERVICES

WHEREAS, the City produces a monthly bulletin and an annual calendar providing valuable communication services to the residents of the City of Montgomery; and

WHEREAS, to most effectively deliver such communications, the Administration has requested proposals from various design and publication firms to quote the costs for professional services; and

WHEREAS, after reviewing such proposals, the staff has recommended that the City contract with Dayton Mailing Services, Inc., d/b/a DMS ink, to provide such professional services which would be exempt from competitive bidding, although the amount of the contract would exceed \$50,000 in a calendar year.

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

SECTION 1. The City Manager is authorized to execute the attached Master Agreement with Dayton Mailing Services, Inc., d/b/a DMS ink, for design, production and mailing services for the monthly bulletin and annual calendar in an amount not to exceed \$80,000.

SECTION 2. The City Manager is hereby authorized to pay DMS ink according to the rate set forth within such contract and its attached schedules.

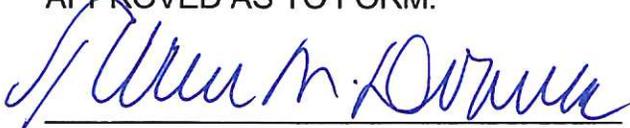
SECTION 3. This Resolution shall be in full force and effect from and after its passage.

PASSED: _____

ATTEST: _____
Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM:



Terrence M. Donnellon, Law Director

RESOLUTION NO. , 2017

A RESOLUTION DESIGNATING BRIAN RIBLET AS INTERIM CITY MANAGER

WHEREAS, Section 4.05 of the Charter of the City of Montgomery provides that Council by Resolution may designate a qualified Administrative Director or Department Head to perform the duties of the City Manager as the Acting City Manager in the absence of the appointed City Manager; and

WHEREAS, the appointed City Manager, Wayne S. Davis, has tendered his resignation to transition August 21, 2017 to a similar position with Centerville, Ohio; and

WHEREAS, it is Council's desire to appoint Brian Riblet, who is the Public Works Director, to the role of Acting City Manager after Mr. Davis' resignation when the office shall be vacant until a new City Manager is appointed.

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

SECTION 1. Brian Riblet is hereby appointed the Acting City Manager effective August 21, 2017 during the vacancy in the office of the City Manager. The Acting City Manager shall exercise all duties, powers and functions of the City Manager during such transition while the position is vacant, consistent with the City Charter, its Ordinances, and as authorized by state law, including the right to appoint a substitute manager in his absence.

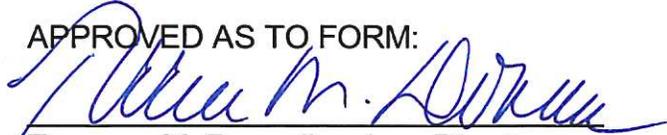
SECTION 2. This Resolution shall be in full force and effect from and after its passage.

PASSED: _____

ATTEST: _____
Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM:



Terrence M. Donnellon, Law Director

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City of Montgomery
City Council Public Hearing Minutes
July 19, 2017

Present

Wayne Davis, City Manager
Terry Donnellon, Law Director
John Crowell, Police Chief
Brian Riblet, Public Works Director
Tracy Roblero, Community Development Director
Katie Smiddy, Finance Director
Matthew Vanderhorst, Community and Information Services Director
Paul Wright, Fire Chief
Faith Lynch, Communications and Engagement Coordinator
Connie Gaylor, Clerk of Council

City Council Members Present

Chris Dobrozsi, Mayor
Lynda Roesch, Vice Mayor
Laith Alfaqih
Mike Cappel
Gerri Harbison
Craig Margolis
Ken Suer

City Council convened in Council Chambers at 6:30 p.m. with Mayor Dobrozsi presiding, to conduct a Public Hearing to consider an Interim Development Control Overlay District (IDC) throughout the City for a period of six months. This IDC would prohibit the processing, distribution, or retail dispensing of medical marijuana.

Mr. Donnellon explained that many communities have enacted moratoriums and/or bans on the dispensing of medical marijuana. He stated that the Planning Commission made a recommendation in May of this year to issue a moratorium for a period of six months to give the Commission adequate time to study the impact any such regulations may have upon the delivery of patient services in the Montgomery Community. He explained that the IDC will prohibit the processing of an application for zoning permit by a medical marijuana business for six months. If the legislation is passed, it will be effective from August 20, 2017 through February 20, 2018. Mr. Donnellon stated that beginning on September 1, 2017 the regulations adopted by the State of Ohio will take effect and the IDC will give the City protection if a long-term restriction is appropriate.

Mr. Suer asked staff what process was used to contact businesses.

Ms. Roblero responded that letters were sent to all property owners of Montgomery businesses. She stated that staff has also reached out to the hospitals, CVS Pharmacy and all retirement centers.

Mr. Donnellon explained that there will be a restricted number of licenses throughout Ohio, therefore the probability of being flooded with applications would be very slim. He noted that the City of Cincinnati has stated that they would not be issuing any restrictions to the State regulations, which would most likely draw more applicants to their area. He stated that a ban would not impact the discretionary use of marijuana issued by a doctor to an individual.

Mayor Dobrozsi asked if there were any additional questions by City Council members or the audience. There being none, Mayor Dobrozsi explained that City Council could either approve the recommendation, deny the recommendation, remand the matter to Planning Commission for more specific information, or take the matter under advisement and vote at another public meeting within thirty days. If City Council chooses this final option, it is suggested that City Council announce the date and time of the subsequent hearing when the matter will be discussed and considered for vote.

Mr. Margolis a motion to approve the recommendation made by the Planning Commission. Mr. Cappel seconded. City Council unanimously agreed.

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City Council Public Hearing Minutes

July 19, 2017

Page 2.

53 Mayor Dobrozsi stated that at the July 5, 2017 Business Session that a motion was made to go into the July 19,
54 2017 Work Session immediately after this Public Hearing.

55

56 The Public Hearing adjourned at 6:40 p.m.

57

58

59

Connie Gaylor, Clerk of Council

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City of Montgomery
City Council Work Session Minutes
July 19, 2017

Present

Wayne Davis, City Manager
Terry Donnellon, Law Director
John Crowell, Police Chief
Brian Riblet, Public Works Director
Tracy Roblero, Community Development Director
Katie Smiddy, Finance Director
Matthew Vanderhorst, Community and Information Services Director
Paul Wright, Fire Chief
Faith Lynch, Community Engagement Coordinator
Connie Gaylor, Clerk of Council

City Council Members Present

Chris Dobrozsi, Mayor
Lynda Roesch, Vice Mayor
Laith Alfaqih
Mike Cappel
Gerri Harbison
Craig Margolis
Ken Suer

City Council convened in Council Chambers for the Work Session at 6:40 p.m. with Mayor Dobrozsi presiding.

ROLL CALL

Mayor Dobrozsi asked for a motion to dispense with the roll call since everyone was in attendance.

Mr. Margolis moved to dispense with the roll call. Mr. Cappel seconded. City Council unanimously agreed.

Legislation for Consideration This Evening

An Ordinance Establishing an Interim Development Control Overlay District to Control Medical Marijuana Businesses

Mr. Margolis read the Ordinance by title only and moved for passage of the Ordinance.

Mr. Cappel seconded. City Council unanimously agreed.

Mr. Margolis stated that at the previously held Public Hearing, City Council approved the recommendation made by the Planning Commission to implement a six-month moratorium, or Interim Development Control Overlay District under the City Code to prevent the establishment of a medical marijuana business within the City before proper regulations can be considered. He stated that this moratorium would allow staff to conduct a study of the impact of medical marijuana businesses on the land usage code and the impact, if any, such restrictions may have upon the delivery of patient services.

As there were no additional discussions the roll was called and showed the following vote:

AYE: Cappel, Alfaqih, Harbison, Dobrozsi, Roesch, Suer, Margolis (7)
NAY: (0)

A Resolution Authorizing a Reimbursement Agreement with Gateway Partners, LLC

Mayor Dobrozsi stated that he would recuse himself from the discussion and vote on this Resolution due to and previous, current, or future professional relationships with Montgomery Gateway Partners.

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City Council Work Session Minutes

July 19, 2017

Page 2

52 Mr. Donnellon stated that there has been a request to table this legislation to the August 2, 2017 Business Session
53 pending a development agreement that is currently in negotiations. If an agreement is reached with Gateway Partners
54 it would negate the need for this legislation.

55
56 Mr. Margolis made a motion to table the Resolution until the August 2, 2017 Business Session. Mr. Cappel
57 seconded. City Council unanimously agreed.

58
59 **ESTABLISHING AN AGENDA FOR August 2, 2017**

60
61 **Pending Legislation**

62
63 **An Ordinance Establishing the Terms for Various Boards and Commissions—(Mrs. Harbison-3rd Reading)**

64
65 Mrs. Harbison explained that information has been previously supplied on this Ordinance that, if approved, will
66 allow for the alignment of the term ending dates for all Boards and Commissions other than those established by
67 Charter. These Boards and Commissions are as follows: Arts Commission, Beautification and Tree Commission,
68 and Sister Cities Commission. Current Board and Commission Members will continue to serve the remainder of
69 their one-, two- or three-year terms, with the only change being with the adjustment of their term expiration date.
70 The Planning Commission, Board of Zoning Appeals, Parks and Recreation Commission, Civil Service
71 Commission, and Landmarks Commission have their term ending dates established by the Charter, and, as such,
72 may be considered for adjustments to their term dates if a Charter Review process is undertaken in the future.

73
74 Mayor Dobrozsi asked if there were any updates on this Ordinance.

75
76 Mr. Davis stated there were none.

77
78 Mayor Dobrozsi reassigned this legislation to Vice Mayor Roesch as Mrs. Harbison would not be at the August 2,
79 2017 Business Session as she will be on vacation.

80
81 **Ordinance Amending Tax Incentive Agreement with Sycamore Community School District—(Mr. Suer-3rd**
82 **Reading)**

83
84 Mr. Suer explained that information had been previously supplied on this Ordinance that, if approved, will authorize
85 the City Manager to execute an amendment to the Tax Incentive Agreement with the Sycamore School District.
86 Due to the success of the current development within the Vintage Club, there are funds accumulating in the Vintage
87 Club Tax Increment Financing (TIF) Fund. The Sycamore School District has been an excellent partner with the
88 City in economic development projects, and this agreement would enable the City to restore the School District to
89 full compensation for the development.

90
91 Mr. Suer asked if there were any updates on this Ordinance.

92
93 Mr. Davis stated that there no updates.

94
95 **An Ordinance Accepting Dedicated Stormwater Improvements in the Montgomery Woods Subdivision—**
96 **(Mr. Margolis-2nd Reading)**

97
98 Mr. Margolis explained that information has been previously supplied on this Ordinance that, if approved, will
99 accept certain stormwater improvements constructed several years ago within the Montgomery Woods Subdivision.
100 It was discovered in a review of City records that a portion of the stormwater improvement on Lakewater Drive had
101 been accepted by Sycamore Township where a portion of the subdivision was in its jurisdiction, but the second

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City Council Work Session Minutes
July 19, 2017
Page 3

102 portion of the same sewer line located in the City of Montgomery had not been properly accepted. This Ordinance
103 will correct that mistake so that the entire stormwater improvement is accepted and maintained by the City.
104

105 Mr. Margolis asked if there were any updates
106

107 Mr. Riblet stated there were none.
108

109 **New Legislation**
110

111 **A Resolution Establishing City Contributions to Employee Health Savings Account**
112

113 Ms. Smiddy explained that, if approved, this Resolution will continue the City's incentive contribution to
114 employees' Health Savings Accounts for the period beginning September 1, 2017 through August 31, 2018. The
115 maximum contribution by the City to employees' Health Savings Accounts is recommended to be continued at
116 \$1,050 for a family plan and \$750 for a single plan for the 12-month period of September 1, 2017 through August
117 31, 2018. In addition to the base City incentive contribution, it is recommended that the City continue to match the
118 employee's contribution to his/her Health Savings Account in an amount up to \$700 for employees with family
119 plans and up to \$500 for employees with single plans.
120

121 **A Resolution Authorizing a Contract with Dayton Mailing Services, Inc. D/B/A DMS Ink for Design and**
122 **Production Services**
123

124 Ms. Lynch explained that, if approved, this Resolution would authorize the City Manager to enter into an agreement
125 with DMS Ink for design, production, printing, and mailing of the monthly newsletter and annual calendar for 2017-
126 2018 in the amount of \$79,152.00. After reviewing several proposals, staff has recommended the work of DMS Ink
127 as meeting the high professional quality required by the City at a competitive price. Funds for these services are
128 budgeted in 101.715.5390.
129

130 **A Resolution Designating Brian Riblet as Interim City Manager**
131

132 Mr. Donnellon explained that, if approved, this Resolution will designate Brian Riblet as the Interim City Manager
133 during Wayne Davis' transition and during the vacancy in the office of City Manager until a new City Manager is
134 appointed. This Resolution is permitted by Charter to fill such vacancy.
135

136 **ADMINISTRATION REPORT**
137

138 Mr. Davis, City Manager, gave the following report:
139

- 140 • The Law and Safety and Financial Planning committees will meet on Monday, August 7 at 3:30 p.m. and
141 4:30 p.m. respectively. The Planning, Zoning and Landmarks Committee of City Council has cancelled
142 their meeting for the month of August.
143
- 144 • The Public Works Committee will meet on Monday, August 14 at 5:30 p.m. The Parks and Recreation and
145 Government Affairs Committees have cancelled their meetings for the month of August.
146
- 147 • Prior to the City Council August 2, Business Session, there will be a Montgomery Community Improvement
148 Corporation (CIC) meeting held at 6:45 p.m. to consider the request for a Historic Preservation Matching
149 Grant for the Crain-Eberhard House.
150
- 151 • The 2018 Budget Review Meeting will be held on September 27 at 5:30 p.m. in Council Chambers.

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City Council Work Session Minutes

July 19, 2017

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- The Landmarks Commission met on Wednesday, July 12 to consider two applications. The first application was for a Certificate of Approval to allow for a replacement roof for the Crain-Eberhard House at 7737 Remington Road. The second application was for a Certificate of Approval to allow a new side patio for the Johnson-Murdough House at 9549 Montgomery Road. After hearing the presentations and deliberation, the Landmarks Commission voted to approval both applications. The property owner of the Crain-Eberhard House has also applied for the Historic Preservation Match Grant from the Montgomery Community Improvement Corporation.
- Chief Wright attended the Ohio Fire Chiefs' Association Annual Conference from July 13 to July 17 in Columbus, Ohio. This conference contained great instructors in a wide range of topics as well as a good networking opportunity to meet and talk with other Chief Officers from across the State of Ohio.
- Bastille Day was a great success. A few numbers to compare to last year: Although the sales for kid's games tickets and snow cones decreased by \$1,618.66, the alcohol sales increased by \$5,623.00. This was a net total increase of \$3,808.34.
- The Planning Commission met on Monday night to continue discussions on proposed text amendments to Chapter 151 of the Land Usage Code in preparation for the Gateway Redevelopment Area. Representatives from Gateway Partners were also in attendance to walk the Commission through the plan, describe the vision for the site and provide visuals of the site in regards to building massing and scale. The Commission had a good discussion and worked through several proposed text amendments. At the end of the discussion, the Planning Commission tabled the application and will continue discussions on the proposed text amendments at their next meeting in August.
- The 2017 Annual Street Resurfacing is substantially complete. Weather permitting, crews will be applying reclaimite to the surface followed by thermoplastic pavement markings over the next several days. Staff will then establish a punch list for the project and begin working towards project closeout.
- Thursday morning the HealthCare Benefits Committee (Patrick Morgan, Julie Prickett, Mike Rogers, TJ Shreve for James Martin, Katie Smiddy and Sharon Savitt) will meet with Julie Tople of HORAN to review Humana's initial renewal proposal for group health insurance, as well as quotes from carriers such as Aetna, Anthem, Medical Mutual and United Health Care. Group dental and life insurance proposals, as well as supplemental voluntary insurance proposals, were also reviewed. We have received word that Humana's initial renewal proposal reflects a 12.7% increase; however, we anticipate that Humana will lower this proposed renewal rate.
- On June 30, 2017, the City renewed its technology shared service agreement with Sycamore Community Schools. This partnership, which is starting its fourth year, has been a benefit to both organizations and has served as a model for communities across the nation as evidenced by receiving the Innovation Award in 2016 from the Alliance for Innovation. Both organizations continue to meet throughout the year to improve the current service delivery and brainstorm ideas to expand it in the future.
- A contract with Sycamore Schools for a School Resource Officer (SRO) at the Sycamore Junior High School was signed. The SRO will work four (4) hours per school day for the 2017-2018 School Year. Sycamore will reimburse Montgomery a fixed amount of Forty Thousand Dollars (\$40,000) for the salary and fringe benefits associated with this position. Montgomery will invoice in four (4) equal installments, September 30, December 31, March 31 and June 30, for such services.

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City Council Work Session Minutes

July 19, 2017

Page 5

- 201
- Katie Smiddy and Julie Prickett reviewed applications (17) and plan to interview 9 of the applicants. First round of interviews to be scheduled in early August.
- 202
- 203
- A tentative Civil Service Commission meeting is scheduled for August 24. At the meeting, staff will request approval for examination processes for police officer, police sergeant, and fire lieutenant. With recent promotions, Don Simpson's retirement and Greg Schill's pending retirement, there will be two patrol officer positions and one sergeant position to fill. There is currently no fire lieutenant opening; however, Chief Wright is requesting an exam process to create an eligible list to have ready in the event of an opening should there be a retirement.
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- General Montgomery Day in Montgomery, New York is scheduled for September 9, 2017. Council member Cappel is planning a trip to this event. He has planned a cycling trip to New York with planned stops along the way. Members of the Sisters Cities Commission are not able to attend this year; however, staff is checking their schedules to see if they are able to represent the City in Montgomery, New York.
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216 Mayor Dobrozsi stated that he is supportive of continuing this relationship with Montgomery, New York.

217

218 Mrs. Harbison stated that she did not wish for staff to feel pressured to attend if they did not have the desire to.

219

220 Vice Mayor Roesch stated that she agreed, but that if staff did attend she wanted to make sure the City paid for their expenses.

- 221
- 222
- Our annual First Responder Breakfast is scheduled for October 6 from 7:00-9:00 p.m. at the Safety Center, Mayor's Court. Please mark your calendars to attend this breakfast.
- 223
- 224
- 225

226 **LAW DIRECTOR REPORT**

227

228 Mr. Donnellon reported that he received notice from the Miami Valley Risk Management Association (MVRMA) notifying him of a pending House Bill that would remove sovereign immunity in the event of an accident caused by a City vehicle during an emergency response. He stated that the exception to this would be if the plaintiff was fleeing from police originally. He stated that MVRMA and the Ohio Municipal League are continuing to monitor this and he would update Council and Staff when he had more to share.

229

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233

234 **CITY COUNCIL REPORTS**

235

236 Mr. Cappel moved to appoint Alice Aguilar to the Environmental Advisory Commission. He stated that this is a Committee recommendation so there would not need to be a motion made or seconded by City Council.

237

238

- Alice Aguilar appointed to the Environmental Advisory Commission with a term ending on January 31, 2020.
- 239
- 240
- 241

242 City Council unanimously approved.

243

244 Mrs. Harbison stated that the Arts Commission voted Matt Debevec as their Vice Chair.

245

246 Mrs. Harbison also updated Council and Staff on the following events:

- Cincinnati Shakes will present Romeo and Juliet on September, 3 at Pioneer Park from 7:00 to 9:00 p.m. She stated that is a new event that is free to the public.
- 247
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City Council Work Session Minutes

July 19, 2017

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- 251 • The Fall Live at the Uni dates have been set for 10/16, 10/30, 11/13.
- 252
- 253 • First Suburbs will hold a membership meeting on July 31 at which Mayor Dobrozsi will host a panel of
- 254 local experts for a discussion on what developers are looking for. This meeting will be held at the Evendale
- 255 Recreation Center from 6:00 to 8:00p.m.
- 256
- 257 • The Montgomery Chamber of Commerce will hold a Lunch and Learn program at the Twin Lakes
- 258 Clubhouse on August 10 from 11:30 to 1:00 p.m. The police department will host this program.
- 259

260 Vice Mayor Roesch reported that graduates of the tree academy attended a Tree Conclave presented on the effects
261 of the Asian Longhorn Beetles.

262

263 Vice Mayor Roesch reported that the Parks and Recreation Commission researched the request for Frisbee golf in
264 the parks and concluded that it wasn't feasible to add at this time.

265

266 Mr. Suer stated that he had spoken with someone who was inquiring about a possible connection to the Loveland
267 Bike Trail. Vice Mayor Roesch stated that there was a Park Study that addressed that approximately 10 years ago.

268

269 Mr. Margolis stated that he has spoken with Michael Thomas, an applicant from the past City Council vacancy
270 interviews, who may be interested in serving on the Planning Commission.

271

272 Mr. Margolis reported that he attended a meeting at the Cincinnati Chamber of Commerce at which time a discussion
273 was conducted on the results of a Transportation Poll.

274

275 Mr. Margolis reported that the Planning Commission discussed text amendments addressing building height
276 requirements.

277

278 Mayor Dobrozsi stated to staff that a Farewell Reception for Wayne Davis is being held on Wednesday, August 2
279 from 5:00 to 6:30 p.m. prior to the Montgomery Community Improvement Corporation meeting. He wished Wayne
280 well in his new role at the City of Centerville.

281

282 APPROVAL OF MINUTES

283

284 Mayor Dobrozsi requested a motion to approve the July 5, 2017 Business Session and Public Hearing minutes.

285

286 Mr. Margolis moved to approve the minutes. Mr. Cappel seconded. City Council unanimously agreed.

287

288 OTHER BUSINESS

289

290 Mayor Dobrozsi stated that the City has received a notice from the State of Ohio, Division of Liquor Control Board,
291 to inquire if the City would like to request a hearing for a new liquor license application for Stonecreek Dining at
292 the new location, 9856 Montgomery Road. This license is considered new because of the change in address. Their
293 current license will subsequently be sold to a new tenant when the location at 9386 Montgomery Road is occupied.

294

295 Chief Crowell stated there was no need for a hearing.

296

297 Mr. Margolis mad a motion to request no hearing on for this new license. Mr. Cappel seconded. City Council
298 unanimously agreed.

299

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City Council Work Session Minutes

July 19, 2017

Page 7

300 Mr. Cappel stated that with the resignation of Council Member Ann Combs there was an opening on the Sycamore
301 Schools Advisory Board and that he would like to nominate Council Member Alfaqih to this position. City Council
302 unanimously agreed.

303
304 Mayor Dobrozsi asked if there was any further business to discuss in Public Session. There being none, he asked
305 for a motion to adjourn.

306
307 Mr. Cappel moved to adjourn. Mr. Margolis seconded. City Council unanimously agreed.

308
309 City Council adjourned at 7:38 p.m.

310
311
312
313

Connie Gaylor, Clerk of Council

DRAFT