

October 13, 2017

TO: Mayor and City Council Members

FROM: Brian K. Riblet, Interim City Manager

BKR

SUBJECT: City Council Work Session of Wednesday, October 18, 2017

As a reminder, City Council is scheduled to meet in Work Session on Wednesday, October 18, 2017 at 7:00 p.m.

Work Session

1. Call to Order

2. Roll Call

3. Special Presentation

- a. Fire Chief Paul Wright, will make a presentation to City Council regarding staffing levels and funding of the Fire Department

4. Guests and Residents

5. Legislation for Consideration Tonight

- a. An Ordinance to Amend Appropriations for Current Expenses and Other Expenditures of The City of Montgomery, State of Ohio, During the Fiscal Year Ending December 31, 2017—Please find attached correspondence from Finance Director, Katie Smiddy requesting that City Council consider the adoption of this Ordinance that will amend the 2017 Annual Appropriation Ordinance to reflect changes in the initial budget requests as the result of authorizing a reimbursement agreement with Gateway Partners for the purchase of the Criteria Drawings. The cost for these engineering and design services will be credited against the current budget for the project and may be reimbursed to the City at a later date when TIF bonds are issued. Once the Criteria Drawings are prepared, the City can finalize the Design Build contract and future engineering and design services will be factored within and paid through the Design Build contract. The purchase of these Criteria Drawings will be done in installments with a total cost not to exceed \$375,000. It is requested that the 2017 budget be amended in the amount of \$375,000 from the unappropriated Downtown Improvement Fund (480) to account 410.000.5401 Special Projects.

Add to the Agenda

Voice Vote

Assign to a City Council Member

Move to read the Ordinance by title only

Voice Vote

Move to suspend the rules requiring reading of the Ordinance on three separate occasions.

Roll Call Vote

Move for passage of the Ordinance

Roll Call Vote

6. Establishing an Agenda for November 1, 2017

Pending Legislation

- a. An Ordinance to Make Appropriations for Current Expenses and Other Expenditures of the City of Montgomery, State of Ohio, During the Fiscal Year Ending December 31, 2018—(Mr. Suer-2nd Reading) Information has been previously supplied on this Ordinance that, if approved, will establish the City's budget for fiscal year 2018. These documents were presented to and reviewed with the Financial Planning Committee of City Council at their September 5 meeting. City Council conducted its formal review of the 2018 Operating and Capital Budget with Four Year Forecast and 2018-2022 Capital Improvement Program, on Wednesday, September 27. As a result of these discussions, any changes to the budget have been made to the attachments of this Ordinance.

The second reading of the Ordinance will be held at the November 1, 2017 Business Session. The third reading of the Ordinance will be held at the December 6, 2017 Business Session with adoption of the Ordinance requested at that meeting.

- b. An Ordinance Amending the Schedule of Municipal Compensation—(Mr. Suer-2nd Reading) Information has been previously supplied on this Ordinance that, if approved, will make an amendment to Ordinance No. 5, 2016 "Establishing a Schedule of Municipal Compensation". It is necessary to amend the Schedule of Municipal Compensation to reflect an organizational change within the administration, which involves the addition of a Tax Commissioner position.

The second reading of the Ordinance will be held at the November 1, 2017 Business Session. The third reading of the Ordinance will be held at the December 6, 2017 Business Session with adoption of the Ordinance requested at that meeting.

New Legislation

- a. A Resolution Authorizing the Interim City Manager to Enter into a Contract with Rumpke of Ohio, Inc. for Waste Collection Services in the City of Montgomery for the Calendar Years 2018 through 2022—Please find attached correspondence from Administrative Coordinator, Connie Gaylor, requesting that City Council authorize the Interim City Manager to enter into a contract with Rumpke of Ohio, Inc. for Waste Collection Services in the City of Montgomery for Calendar Years 2018-2022.

Staff analysis of the bids received from Rumpke Waste, Inc. and Republic Services indicates that the continuation of the current program, including residential waste collection, recycling, yard waste, fall leaf collection, and holiday tree collection programs be continued. The cost for this recommendation will be \$655,700.60 for the contract period from 2018 through 2022, representing a 9.38% increase over current costs bid seven years ago. The City would have the option of extending this contract for the year 2023-2024 at a cost of \$683,119.92, representing a 4.18% increase and again in 2024-2025 at the cost of \$714,716.44 representing a 9% increase.

The Public Works Committee of Council met on Wednesday, October 11 at which time they reviewed staff analysis of the bid tabulations. After discussion, the Committee made a motion to support retaining the current level of services and to enter into a contract for years 2018 through 2022.

Add this Resolution to the November 1, 2017 Business Session agenda, assign it to a City Council member for reading, and consider adoption of the Resolution that evening.

- b. A Resolution Authorizing the Interim City Manager to Enter into A Labor Agreement with The American Federation of State, County and Municipal Employees, Ohio Council 8, AFL-CIO for Wages and Benefits Form September 1, 2017 Through August 31, 2020—Please find attached correspondence from Human Resources Manager, Julie Prickett, requesting that City Council consider the adoption of a Resolution that will authorize the Interim City Manager to enter into a labor agreement with the American Federation of State, County and Municipal Employees (AFSCME), Ohio Council 8, AFL-CIO for wages and benefits from September 1, 2017 through August 31, 2020. The City and AFSCME have reached an agreement on a new three (3) year labor agreement that includes wage and benefit modifications, pending City Council's approval.

Add this Resolution to the November 1, 2017 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. Mr. Cappel
- b. Mr. Alfaqih
- c. Mrs. Harbison
- d. Vice Mayor Roesch
 - i. Appointment of Charles Tyler to the Parks and Recreation Commission with a term expiration of 1/31/2020
- e. Mr. Suer
- f. Mr. Margolis
- g. Mayor Dobrozsi

10. Approval of Minutes—September 27, 2017 Budget Review; October 4, 2017 City Council Special Session and October 4, 2017 Business Session

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
File

October 18, 2017

City Council Work Session –7:00 p.m.

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2. Roll Call
3. Special Presentation
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4. Guests and Residents
5. Legislation for Consideration Tonight
 - a. An Ordinance to Amend Appropriations for Current Expenses and Other Expenditures of The City of Montgomery, State of Ohio, During the Fiscal Year Ending December 31, 2017

Add to the Agenda

Voice Vote

Assign to a City Council Member

Move to read the Ordinance by title only

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Move to suspend the rules requiring reading of the Ordinance on three separate occasions.

Roll Call Vote

Move for passage of the Ordinance

Roll Call Vote

6. Establishing an Agenda for November 1, 2017

Pending Legislation

- a. An Ordinance to Make Appropriations for Current Expenses and Other Expenditures of the City of Montgomery, State of Ohio, During the Fiscal Year Ending December 31, 2018—(Mr. Suer-2nd Reading)

The second reading of the Ordinance will be held at the November 1, 2017 Business Session. The third reading of the Ordinance will be held at the December 6, 2017 Business Session with adoption of the Ordinance requested at that meeting.

- b. An Ordinance Amending the Schedule of Municipal Compensation—(Mr. Suer-2nd Reading)

The second reading of the Ordinance will be held at the November 1, 2017 Business Session. The third reading of the Ordinance will be held at the December 6, 2017 Business Session with adoption of the Ordinance requested at that meeting.

New Legislation

- a. A Resolution Authorizing the Interim City Manager to Enter into a Contract with Rumpke of Ohio, Inc. for Waste Collection Services in the City of Montgomery for Calendar Years 2018 through 2022

Add this Resolution to the November 1, 2017 Business Session agenda, assign it to a City Council member for reading, and consider adoption of the Resolution that evening.

- b. A Resolution Authorizing the Interim City Manager to Enter into A Labor Agreement with The American Federation of State, County and Municipal Employees, Ohio Council 8, AFL-CIO for Wages and Benefits Form September 1, 2017 Through August 31, 2020

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11. Other Business

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13. Adjournment

ORDINANCE NO. , 2017

**AN ORDINANCE TO AMEND APPROPRIATIONS FOR
CURRENT EXPENSES AND OTHER EXPENDITURES OF THE
CITY OF MONTGOMERY, STATE OF OHIO,
DURING THE FISCAL YEAR ENDING DECEMBER 31, 2017**

WHEREAS, the 2017 Appropriation Ordinance No. 7, 2016 passed December 7, 2016, appropriated a total of \$28,199,651 for the year 2017; and the supplemental Appropriation Ordinance No. 8, 2017, appropriated an additional amount of \$1,796,550.00; and

WHEREAS, appropriations within a certain fund are insufficient to meet the obligations of the City.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Montgomery, Ohio, that the appropriation ordinance be amended as below:

SECTION 1. There be an increase of \$375,000 in the appropriation balance in the Downtown Improvement Fund Number 480 to:

Account Number 480.000.5401 Special Projects + 375,000

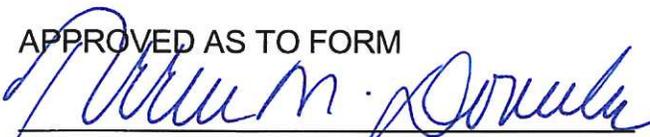
This Ordinance shall be in full force and effect from and after the earliest period allowed by law.

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 TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF MONTGOMERY, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2018

WHEREAS, Council previously did approve and submit to the Budget Commission a budget for revenues and expenses for the fiscal year commencing January 1, 2018 and ending December 31, 2018; and

WHEREAS, the proposed budget has been accepted and approved, and Council does desire to appropriate funds according to the budget to meet current expenses and other expenditures for the 2018 fiscal year.

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

SECTION 1. Commencing January 1, 2018 and for the fiscal year ending December 31, 2018, in order to provide for the current expenses and other expenditures of the City, the sums detailed on the attached schedule are hereby appropriated as if such schedule is fully set forth herein.

SECTION 2. This Ordinance shall be in full force and effect from and after the earliest period allowed by law.

PASSED: _____

ATTEST: _____
Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM:



Terrence M. Donnellon, Law Director

Attachment to 2018 Appropriation Ordinance

General Fund		
101 Police Department	Personnel	3,142,769
	Nonpersonnel	414,367
	Total	\$3,557,136
106 Disaster Services	Personnel	0
	Nonpersonnel	9,300
	Total	\$9,300
201 Public Health and Welfare	Personnel	52,440
	Nonpersonnel	0
	Total	\$52,440
301 Recreation	Personnel	234,073
	Nonpersonnel	98,470
	Total	\$332,543
303 City Parks	Personnel	327,302
	Nonpersonnel	213,500
	Total	\$540,802
317 Swaim and Terwilliger Lodges	Personnel	0
	Nonpersonnel	37,200
	Total	\$37,200
321 Special Events	Personnel	0
	Nonpersonnel	103,516
	Total	\$103,516
405 Landmarks Commission	Personnel	0
	Nonpersonnel	15,250
	Total	\$15,250
406 City Beautiful	Personnel	0
	Nonpersonnel	127,448
	Total	\$127,448
407 Development	Personnel	381,905
	Nonpersonnel	421,200
	Total	\$803,105
408 Planning Commission	Personnel	0
	Nonpersonnel	11,900
	Total	\$11,900
409 Historical Building Operations	Personnel	0
	Nonpersonnel	56,450
	Total	\$56,450
701 City Administration	Personnel	467,924
	Nonpersonnel	25,200
	Total	\$493,124
702 Finance Department	Personnel	575,574
	Nonpersonnel	109,725

	Total	\$685,299
703 Legal Administration	Personnel	0
	Nonpersonnel	230,500
	Total	\$230,500
705 City Council	Personnel	17,834
	Nonpersonnel	4,050
	Total	\$21,884
707 Mayor's Court	Personnel	88,353
	Nonpersonnel	76,841
	Total	\$165,194
708 Civil Service Commission	Personnel	0
	Nonpersonnel	4,150
	Total	\$4,150
709 Public Works Administration	Personnel	549,711
	Nonpersonnel	138,700
	Total	\$688,411
712 Community and Information Services	Personnel	488,796
	Nonpersonnel	148,120
	Total	\$636,916
715 General Government	Personnel	10,000
	Nonpersonnel	1,728,445
	Total	\$1,738,445
Total General Fund Transfers/Cash Advances Out		748,100
Total General Fund	Personnel	6,336,681
	Nonpersonnel	4,722,432
	Total	11,059,113

Special Revenue Funds

219 Community Oriented Policing Solutions	Personnel	177,963
	Nonpersonnel	3,600
	Total	\$181,563
223 Fire Department	Personnel	2,303,052
	Nonpersonnel	429,058
	Total	\$2,732,110
261 Street Maintenance and Repair	Personnel	755,475
	Nonpersonnel	303,256
	Total	\$1,058,731
209 Memorial Fund	Personnel	0
	Nonpersonnel	4,000
	Total	\$4,000
210 Parks & Recreation	Personnel	0
	Nonpersonnel	500
	Total	\$500
215 Law Enforcement	Personnel	0
	Nonpersonnel	10,875

	Total	\$10,875
216 Drug Enforcement	Personnel	0
	Nonpersonnel	400
	Total	\$400
217 DUI Enforcement and Education	Personnel	0
	Nonpersonnel	1,000
	Total	\$1,000
218 Mayor's Court Technology Fund	Personnel	0
	Nonpersonnel	14,315
	Total	\$14,315
220 Law Enforcement Assistance Fund	Personnel	0
	Nonpersonnel	1,600
	Total	\$1,600
227 Environmental Impact Area I	Personnel	0
	Nonpersonnel	5,000
	Total	\$5,000
228 Environmental Impact Area II	Personnel	0
	Nonpersonnel	30,000
	Total	\$30,000
229 Environmental Impact Area III	Personnel	0
	Nonpersonnel	5,000
	Total	\$5,000
230 Environmental Impact Area IV	Personnel	0
	Nonpersonnel	5,000
	Total	\$5,000
265 State Highway Fund	Personnel	0
	Nonpersonnel	34,000
	Total	\$34,000
266 Permissive MVL Fund	Personnel	0
	Nonpersonnel	79,000
	Total	\$79,000
275 Municipal Pool	Personnel	0
	Nonpersonnel	269,263
	Total	\$269,263
485 Arts and Amenities	Personnel	0
	Nonpersonnel	95,300
	Total	\$95,300
Total Special Revenue Funds	Personnel	3,236,490
	Nonpersonnel	1,291,167
	Total	4,527,657

Debt Service Funds

322 Special Assessment Bond Retirement	Personnel	0
	Nonpersonnel	9,150
	Total	\$9,150

324 General Bond Retirement	Personnel	0
	Nonpersonnel	5,000
	Total	\$5,000
328 Reserve Bond Retirement	Personnel	0
	Nonpersonnel	186,200
	Total	\$186,200
331 Vintage Club Tax Increment Financing Fund	Personnel	0
	Nonpersonnel	2,619,372
	Total	\$2,619,372
Total Debt Service Funds	Personnel	0
	Nonpersonnel	2,819,722
	Total	2,819,722

Capital Projects Funds

410 Capital Improvements	Personnel	0
	Nonpersonnel	2,282,171
	Total	\$2,282,171
460 Urban Redevelopment Fund	Personnel	0
	Nonpersonnel	287,650
	Total	\$287,650
461 Triangle Equivalent TIF	Personnel	0
	Nonpersonnel	185,400
	Total	\$185,400
Total Capital Projects Funds	Personnel	0
	Nonpersonnel	2,755,221
	Total	2,755,221

Fiduciary Funds

875 Compensated Absence	Personnel	30,000
	Nonpersonnel	0
	Total	\$30,000
546 Trust Reimbursements	Personnel	0
	Nonpersonnel	110,000
	Total	\$110,000
601 State Fees	Personnel	0
	Nonpersonnel	8,000
	Total	\$8,000
836 Historical Trust Fund	Personnel	0
	Nonpersonnel	1,300
	Total	\$1,300
840 Cemetery Expendable Trust	Personnel	0
	Nonpersonnel	51,350
	Total	\$51,350
890 Unclaimed Moneys Fund	Personnel	0
	Nonpersonnel	551
	Total	\$551

Total Fiduciary Funds	Personnel	30,000
	Nonpersonnel	171,201
	Total	201,201

Total All Funds

Personnel	9,603,171
Nonpersonnel	11,759,743
Total	21,362,914

ORDINANCE NO. , 2017

AN ORDINANCE AMENDING THE SCHEDULE OF MUNICIPAL COMPENSATION

WHEREAS, by Ordinance No. 5, 2016 Council did establish the Schedule of Municipal Compensation for all employees working outside of Collective Bargaining Agreements for the period effective the first full pay period effective in July 2017; and

WHEREAS, it is necessary to amend the Schedule of Municipal Compensation within Ordinance No. 5, 2016 to address organizational needs and reflect an organizational change within the administration, which change involves the addition of a full-time position classification titled Tax Commissioner; and

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

SECTION 1. The Schedule of Municipal Compensation as adopted by Ordinance No. 5, 2016 is hereby amended to establish the full-time position classification of Tax Commissioner at the full-time Range of 4 as reflected in the attachment designated as Exhibit "A".

SECTION 2. The Schedule of Municipal Compensation, as amended with the change reflected in Section 1 of this ordinance, attached hereto and incorporated herein by reference is hereby approved and accepted. The Amended Schedule of Municipal Compensation shall be in effect upon passage of this Ordinance.

SECTION 3. All other parts of Ordinance No. 5, 2016 which were not amended with this change are hereby ratified and reaffirmed.

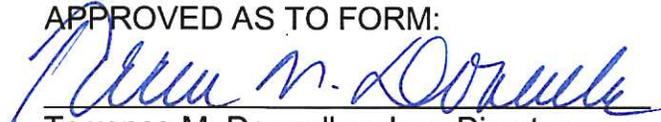
SECTION 4. This Ordinance shall be in full force and effect from and after the earliest period allowed by law.

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	Annual	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	Assistant City Manager Fire Chief Police Chief Public Works Director	Annual	\$92,476.80	\$122,990.40	\$94,785.60	\$126,068.80
1B	Director of Finance Community Development Director Community and Information Services Director		\$88,129.60	\$117,478.40	\$90,334.40	\$120,411.20
2	Assistant Fire Chief Assistant Police Chief Assistant Public Works Director	Annual	\$84,676.80	\$104,998.40	\$86,798.40	\$107,619.20
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 Tax Commissioner	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 Assistant to the City Manager 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

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	Assistant to the City Manager	\$25.25	\$31.56	\$25.88	\$32.35
1C	Finance Specialist	\$21.31	\$26.64	\$21.84	\$27.31
1D	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:

<u>Employee</u>	<u>Effective first day of first pay period in July 2016</u>	<u>Effective first day of first pay period in July 2017</u>
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.

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

October 11, 2017

TO: Brian Riblet, Interim City Manager

FROM: Connie Gaylor, Administrative Coordinator 

SUBJECT: Legislation Request for the Waste Collection Services Contract

Request

It is necessary for City Council to adopt a Resolution to authorize the Interim City Manager to enter into a contract with Rumpke Waste Inc. for curbside waste collection, bulk items, recycling, yard waste, and holiday tree collection service.

Background

Currently, the City's waste collection services are provided by Rumpke, Waste Inc. and include weekly waste, recycling, and yard waste collections. These services also extend to an unlimited yard waste collection that is currently contracted for five weeks with the option for additional weeks and holiday greenery and tree collection for the first three Saturdays following the Christmas holiday. The current cost for this service is \$13.60 per residential/commercial unit per month for waste, curbside recycling, and limited yard waste collections. When the unlimited yard waste collection begins in the beginning of November the unit price will increase to \$15.35 per unit per week for five weeks for fall leaf collection (the same price extends for additional weeks) and \$3,250 for holiday tree collection. **The total cost for all services currently provided is \$599,463.12 annually** and the current contract is scheduled to expire December 31, 2017.

Staff advertised for bids for these same services for homes, certain businesses, certain churches and City facilities. Since the current contract spanned over a seven-year period, staff prepared the bid with several options including modifications to the collection of bulk/large items, recycling, and yard waste items. A bid opening was held on October 2 and received two bids as follows:

Rumpke Ohio, Inc.	\$655,700.60 annually 2018-2022 for options listed below
Republic Services	\$930,836.64 annually 2018-2022 for options listed below

Trash Removal/Collection Program-Option 1

The Contract will collect all garbage/refuse through a waste wheeler collection service using an automated system of collection via the mechanical lifting of the waste-wheeler into the truck. Every household receives either one (1) 96-gallon or one (1) 65-gallon waste wheeler free of charge. Bulk item(s) will be collected every Thursday.

Curbside Recycling Collection Program-Option 1

The contractor will collect all residential curbside recycling. Every household receives a 35, 65, or 96-gallon recycling tote free of charge.

Curbside Limited Yard Waste Collection Program-Option 1

The Contractor will collect all yard waste separately from residential waste and will be limited to three (3) paper bags or three (3) 30 gallon containers or one (1) 90-gallon yard waste-wheeler beginning March 1st through the end of October each year. Additional yard waste will require a sticker to be collected by the contractor.

Unlimited Yard Waste Collection Program-Option 1 and 2

The Contractor shall collect unlimited yard waste for five (5) weeks beginning the first full business week of November. Collection will be made one (1) time per week at each household on the regularly scheduled service day. During the five (5) week period subscribers will be allowed to place an unlimited amount of yard waste for disposal with no additional compensation due to the Contractor. Since 2015, City Council has approved an additional three weeks of collection, however additional weeks of collection may be added on at the same rate.

Holiday Tree Collection Program

The Contractor shall collect Holiday trees, greenery and any additional yard waste on three separate dates according to a schedule agreed upon between the City and the Contractor. In the recent past, the City has offered this collection on the first three Saturdays in January each year. The trees should be free of all plastic, flocking, tinsel and decorations.

Miscellaneous

The Contractor was also asked to provide the City with a cost for rental and service of various items on as-needed basis so no estimated cost was built into the base bid for these services.

- Front Load Service Collection for City Facilities
- Portable Restroom
- Cardboard Trash Receptacles
- Temporary Roll-Off Containers
- Residential Truck and Operator (Special Event)

Additional Information

The City does have the option of extending the contract for two additional years: Option Year 1, 2023-2024, would cost \$683,119.92 representing a 4.18% increase and Option Year 2, 2024-2025, would cost \$714,716.44 representing a 9% increase from the original contract period total.

If approved by City Council the contract would cover a five (5) year period running from January 1, 2018 through December 31, 2022. The City would also have the ability to extend the contract for two additional optional years at the rates shown on the attached bid tabulation sheets. Additionally, the bid specifications and contract documents provide the City with the ability to alter the program service levels during the term of the contract by implementing the options submitted in the bid.

Recommendation

The Public Works Committee of Council met on Wednesday, October 11, 2017 and reviewed the detailed bid tabulations and is in agreement with Staff's recommendation to continue the same level of services for waste collection, recycling and yard waste.

It is recommended that City Council adopt legislation to authorize the Interim City Manager to enter into a contract with Rumpke Ohio, Inc. for an annual amount of \$655,700.60 for a contract period beginning January 1, 2018 through December 31, 2022 and continuing the current service levels contained in the base bid as identified above.

A RESOLUTION ACCEPTING A BID AND AUTHORIZING THE INTERIM CITY MANAGER TO ENTER INTO A CONTRACT WITH RUMPKE OF OHIO, INC. FOR WASTE COLLECTION SERVICES IN THE CITY OF MONTGOMERY FOR CALENDAR YEARS 2018-2022

WHEREAS, the City has advertised for bids for curbside waste collection, bulk items, recycling, yard waste, fall leaf collection and holiday tree collection services for homes, certain businesses, certain churches, and City facilities in the municipality and has received a bid from Rumpke of Ohio, Inc. deemed to be the lowest and best bid and therefore acceptable.

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

SECTION 1. The bid submitted by Rumpke of Ohio, Inc. is hereby accepted, and the Interim City Manager is hereby authorized and directed to enter into a contract with Rumpke of Ohio, Inc. for curbside waste collection, bulk items, recycling, yard waste, fall leaf collection and holiday tree services for homes, certain businesses, certain churches, and City facilities in the City consistent with the bid on file in the office of the City Manager. (A summary of the bid is attached hereto). The Interim City Manager also is authorized to exercise the appropriate options to extend the contract into the years 2023-2024 and 2024-2025 if the savings on those option dates are deemed to be cost effective to the City.

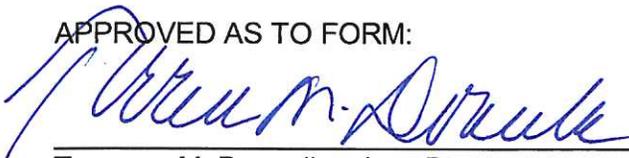
SECTION 2. This Resolution shall be in full force and effect from the earliest period allowed by law.

PASSED: _____

ATTEST: _____
Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM:



Terrence M. Donnellon, Law Director

SUMMARY OF CONTRACT BID

Trash Removal/Collection Program

The Contractor will collect all garbage/refuse through a waste wheeler collection service using an automated system of collection via the mechanical lifting of the waste-wheeler into the truck. Every household receives either one (1) 96-gallon or one (1) 65-gallon waste wheeler free of charge. Bulk item(s) will be collected every Thursday.

Curbside Recycling Collection Program

The Contractor will collect all residential curbside recycling. Every household receives a 35, 65, or 96-gallon recycling tote free of charge.

Curbside Limited Yard Waste Collection Program

The Contractor will collect all yard waste separately from residential waste and will be limited to three (3) paper bags or three (3) 30 gallon containers or one (1) 90-gallon yard waste-wheeler beginning March 1st through the end of October each year. Additional yard waste will require a sticker to be collected by the contractor.

Unlimited Yard Waste Collection Program

The Contractor shall collect unlimited yard waste for five (5) weeks beginning the first full business week of November. Collection will be made one (1) time per week at each household on the regularly scheduled service day. During the five (5) week period subscribers will be allowed to place an unlimited amount of yard waste for disposal with no additional compensation due to the Contractor. The contract authorizes an additional three weeks of collection at the City's option.

Holiday Tree Collection Program

The Contractor shall collect Holiday trees, greenery and any additional yard waste on three separate dates according to a schedule agreed upon between the City and the Contractor. In the recent past, the City has offered this collection on the first three Saturdays in January each year. The trees should be free of all plastic, flocking, tinsel and decorations.

Miscellaneous

The Contractor will also provide the City, on as-needed basis, the following services for a separate fee:

- Front Load Service Collection for City Facilities (included in bid amount)
- Portable Restroom
- Cardboard Trash Receptacles
- Temporary Roll-Off Containers
- Residential Truck and Operator (Special Event)

Total Bid Amount

The total bid amount is \$655,700.60 per year. The City has an option to extend the contract for Option Year 2023-2024 at \$683,119.92 and Option Year 2024-2025 at \$714,716.44.

October 10, 2017

TO: Brian K. Riblet, Interim City Manager

FROM: Julia E. Prickett, Human Resources Manager *JEP*

SUBJECT: Legislation Request for Approval of Contract with the American Federation of State, County and Municipal Employees, Ohio Council 8, AFL-CIO (AFSCME)

Introduction

It is requested that City Council adopt a Resolution to authorize the City Manager to enter into a contract with the American Federation of State, County and Municipal Employees, Ohio Council 8, AFL-CIO (AFSCME) effective September 1, 2017 through August 31, 2020.

Background

On September 13, 2017, the City of Montgomery and members of AFSCME reached tentative agreement on a new contract for the members of the bargaining unit which includes Service Worker I's and Service Worker II's. This proposed agreement requires approval by a majority of the AFSCME members as well as approval by City Council before it will become binding. The AFSCME members met on September 19, 2017 and voted unanimously to approve the tentative agreement.

The two parties began the negotiating process on August 3, 2017 and then met two additional times in order to reach a tentative agreement. The following list provides a summary of the major issues settled in negotiations which represent substantive changes from current contract language:

- Wages: 2.5% increase effective September 2017, 3% increase effective September 2018, and a 2.75% increase effective September 2019.
- Occupational Injury Leave (OIL): Added a new contract provision for OIL. Limited to 60 days per qualifying incident and limited to injuries resulting from hazardous situations which are defined in the contract language. (NOTE: both the FOP and IAFF contracts have OIL provisions.)
- Group health and dental insurance caps: Group insurance caps (paid by employer) would be increased to be consistent with caps set for all other eligible employees.
- Uniforms: Language regarding uniforms and boots was revised to give employer complete discretion.
- Disability Leave: Maximum period for disability leave was reduced from 12 months to six months.
- Assignment of Overtime: New language permits the employer to offer overtime to part-time public works employees after the overtime assignment has been refused by all bargaining unit employees. (Employer will no longer have to force the least senior bargaining unit employee to work the overtime assignment.)
- Definitions: Definition of a "call-out" was added (language proposed by the employer) to clarify when regular overtime is to be paid and when "call-out" overtime is to be paid.

The changes identified above represent the major changes which were settled during negotiations. While there were other changes to the contract, these were of a non-substantive nature and are not identified in this recommendation.

Recommendation

Staff recommends that City Council authorize the City Manager to enter into a labor agreement with the American Federation of State, County and Municipal Employees, Ohio Council 8, AFL-CIO (AFSCME) effective September 1, 2017 through August 31, 2020.

RESOLUTION NO. 2017

**A RESOLUTION AUTHORIZING THE INTERIM CITY MANAGER TO ENTER INTO
A LABOR AGREEMENT WITH THE AMERICAN FEDERATION OF STATE, COUNTY AND
MUNICIPAL EMPLOYEES, OHIO COUNCIL 8, AFL-CIO FOR WAGES AND BENEFITS FOR
EMPLOYEES WITHIN THE DEPARTMENT OF PUBLIC WORKS
FROM SEPTEMBER 1, 2017 THROUGH AUGUST 31, 2020**

WHEREAS, the City of Montgomery entered negotiations with the American Federation of State, County and Municipal Employees, Ohio Council 8, AFL-CIO ("AFSCME") to establish a labor agreement governing wages and benefits for its member/employees within the Department of Public Works; and

WHEREAS, the City of Montgomery has negotiated an agreement with AFSCME, which agreement the administration has recommended to the City Council for approval.

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

SECTION 1. The attached labor agreement is ratified and approved by the Council of the City of Montgomery. The Interim City Manager is authorized and directed for and on behalf of the City of Montgomery to enter into said agreement.

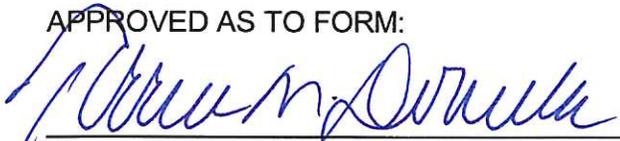
SECTION 2. This Resolution shall be in full force and effect from and after its passage.

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 Special Session Minutes
September 27, 2017

Present

Brian Riblet, Interim City Manager
Tracy Roblero, Community Development Director
Katie Smiddy, Finance Director
John Crowell, Chief of Police
Greg Vonden Benken, Asst. Chief of Police
Sgt. Mike Davenport
Gary Heitkamp, Asst. Public Works Director
Julie Machon, Recreation Coordinator
Sarah Fink, Recreation Specialist
Paul Wright, Fire Chief
Ben Shapiro, Asst. Fire Chief
Matthew Vanderhorst, Community and Information Services Director
Connie Gaylor, Clerk of Council
Sharon Savitt, Finance Specialist

City Council Members Present

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

Guests and Residents

Lee Ann Bissmeyer

City Council convened in Council Chambers for the Special Budget Review Session at 5:30 p.m. with Mayor Dobrozsi presiding.

Mayor Dobrozsi introduced and welcomed Montgomery resident, Ms. Lee Ann Bissmeyer. Ms. Bissmeyer was invited to attend the budget review session both as a resident and as a City Council member candidate. Ms. Bissmeyer thanked the Mayor and staff for inviting her and gave a brief background of her family and time here in Montgomery.

Mr. Riblet thanked staff for their time in compiling and reviewing the 2018-2022 and the Finance Department for putting together a well-presented budget book.

Review of the 2018 Operating and Capital Budget

Ms. Smiddy presented the following information:

2018 Budget accomplishes these key objectives:

- Continues the successful stewardship of the City's resources while maintain the same level of staffing;
- Follows priorities from 2016-2021 strategic plan for new initiatives;
- The proposed budget continues the current service levels and new projects and all service enhancements will be guided by the City's 2016-2021 Strategic Plan and will again assist the City in achieving its mission and vision for superior services for our citizens, businesses, and visitors.

Revenue Assumptions:

- Income Taxes are estimated at \$8.4 mil, 1% over the amount estimated for 2017 collections;
- Real Estate Property taxes increased from \$525 mil in 2016 to \$526 mil in 2017. With teardowns continuing to take place, continued property enhancements and new home construction, staff has forecasted an annual increase of 1% for budget years 2018 through 2022. Reappraisals are to be conducted by Hamilton County in November of 2017;
- All other revenue sources including Local Government Funds, Investment Income, the Gasoline Tax and Motor Vehicle Registration Fees are estimated to remain flat.

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City Council Special Session Minutes

September 27, 2017

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55 Management of Targeted Fund Balances:

56

57 The current policy reserves fund balances in five funds:

58

59 • General Fund (established as six-twelve months of operating expenditures);

60 • Capital Improvement Fund (established at \$1,000,000);

61 • General Bond Retirement Fund (established at total principal and interest of subsequent year's debt service
62 payment);

63 • Art and Amenities Fund (established at \$376,237, equivalent to two substantial restricted bequests to the
64 fund);

65 • Fire/EMS Levy Fund (established as six-twelve months of operating expenditures);

66

67 The purpose of these fund balances is to provide a level of emergency funding that will ensure continuity
68 of City operations in the event of a catastrophe, a loss of City revenue, or a downturn in the economy. In
69 the case of the Arts and Amenities Fund, the fund balance preserves the original bequest, as well as a
70 subsequent donation for the support and development of the City's arts and amenities.

71

72 Revenues, Expenditures, and Personnel Costs:

73

74 Total City budget revenues for 2018 are forecasted at \$21,552,160 compared to the revised forecast of
75 \$21,110,001 for 2017, which is a difference of \$442,159 or 2.0%. Most of the increase is attributable to
76 anticipated grants for traffic signal upgrades and sidewalk improvements which are scheduled for 2018.
77 General Fund revenues for 2018 are estimated at \$11,299,396 which is an increase of \$245,845 or 2% from
78 2017's revised estimated revenues of \$11,053,911. This slight increase is forecasted to occur due to
79 estimated increases in both income tax and property taxes collections in 2018.

80

81 Total City expenditures are projected at \$21,362,914, which is a decrease of \$1,070,137 under the revised
82 forecast of 2017 expenditures of \$22,433,051, which is predominately due to the costs associated with the
83 acquisition of land and construction of public garage and roadways at the Vintage Club. General fund
84 expenditures are estimated at \$11,059,113 for 2018, which is a difference of \$142,944, or 1%, under the
85 2017 revised forecast of expenditures of 11,202,057. This increase is primarily due to increases in
86 personnel-related costs, which consisted of increases in health, dental and life insurance premiums and pay
87 increases.

88

89 The City currently has labor agreements with three different unions. The labor agreement with the
90 International Association of Firefighters (IAFF: Fire) expires in March of 2018; the labor agreement with
91 the Fraternal Order of Police (FOP: Police) expires in June 2019; and the labor agreement with the American
92 Federation of State, County and Municipal Employees (AFSCME: Public Works) expires in August 2017.
93 Pay increases negotiated in these agreements set the pattern for budget planning for 2018 to 2020, with a
94 2.5% wage increase in April 2017 negotiated with the IAFF, and a 1% increase in January 2017 plus a 2%
95 wage increase in July 2017 negotiated with the FOP. Non-bargaining unit employees received a 2.5%
96 increase effective July 2017. Expiring contracts will be renegotiated with the goal of maintaining wage
97 levels at or near the amounts forecasted in future years. Other personnel-related costs are pension
98 payments; health, dental and life insurance; FICA and Medicare; overtime; longevity; leave payout;
99 workers' compensation; and wellness programs.

100

101 Since 1998, the City's health insurance costs have tiered "caps" which were established to control City
102 expenditures for health care. Historically, caps for medical insurance have been increased 6% and caps for
103 dental insurance have been increased 3% annually in each of the City's labor agreements and for all non-

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City Council Special Session Minutes

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104 union represented personnel. Employees are responsible for 50% of the cost of the insurance premiums
105 over and above the City's maximum capped contributions.
106

107 All full-time City employees are offered enrollment in a High Deductible Health Plan (HDHP) with a Health
108 Savings Account (HSA). In the recently approved HDHP medical insurance contract with Humana for the
109 period October 1, 2016 through September 30, 2107, the total premium rate increased 5.68% over the
110 previous plan year's total premium amount. The increase is shared by the City and employees through the
111 "caps" established for health insurance costs. For dental coverage, Dental Care Plus was renewed in 2016
112 at a flat rate for the plan year October 1, 2016 through September 30, 2017. To continue our past budgeting
113 practices, health insurance and dental insurance rates are forecasted to increase 10% and 3%, respectively,
114 for 2018 through 2022. It is important to remember that the City's caps on health insurance premiums
115 provide a cost-sharing mechanism which encourages the employees to make sound financial decisions that
116 benefit both the employee and the City.
117

118 Fire/EMS Levy Fund:
119

120 This fund is financed by a 5.55 mill property tax levy to support the City's fire and emergency medical
121 services operations and has a reserve fund balance target of six to twelve months of operating expenditures.
122 This fund was added to the City's targeted fund balance policy in 2014. In the 2018 Annual Operating
123 Budget, the cash balance in this fund is estimated to be approximately \$3.3 million at year end (Page 36).
124 In terms of percentage of cash balance to operating expenditures, this represents about 14 months of
125 operating expenditures. At current staffing and operational levels, a replacement levy for fire and emergency
126 medical services may need to be considered in 2018 or 2019.
127

128 Capital Improvements Fund:
129

130 The 2017 ending cash balance in this fund is projected to be \$3,097,783, which, when combined with the
131 total estimated revenues for 2018 of \$2,682,164 will provide more than adequate resources to support
132 proposed capital spending of \$2,282,171 while resulting in an ending cash balance of \$3,497,776 in 2018.
133 The reserved fund balance target of \$1,000,000 will be maintained in 2018 through 2022, with the total cash
134 balance in the fund at \$2.9 million in 2022.
135

136 General Fund:
137

138 The General Fund's 2017 ending fund balance is projected to be \$14,395,570 which is \$240,283 or 1.6%,
139 less than 2018's budgeted ending fund balance of \$14,635,852. The estimated ending fund balance
140 represents a seventeen-month reserve in the General Fund.
141

142 Solid Waste and Recycling:
143

144 The City's solid waste, recycling and yard waste collection costs amount to approximately 6% of its General
145 Fund expenditures. The City is currently working on re-bidding the contract to provide services to its
146 residents. In 2016 and 2017, services were extended for a two-year period at \$593,586 per year.
147

148 Vintage Club Debt Service
149

150 In 2014, the City began paying debt on the \$13,265,000 in Special Obligation Bonds which were issued for
151 the construction of the public parking garage and the Vintage Club Boulevard at the Vintage Club
152 development (Page 50). In anticipation of funding the public improvements on the north side of the
153 development, the City anticipates issuing \$6,500,000 in TIF revenue bonds in 2018. The debt associated

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City Council Special Session Minutes

September 27, 2017

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154 with this project will be paid from tax increment revenues associated with the residential development and
155 the commercial improvements developed on both the north and south portions of the Vintage Club
156 commercial development. In 2018, \$964,803 is budgeted for debt service for the payment of principal
157 (\$450,000) and interest (\$514,803) on the bonds.
158

159 Additionally, commencing with tax year 2017, the City will pay additional compensation to the Sycamore
160 School District because of a second amendment to the Vintage Club Tax Increment Financing agreement.
161 This amendment will provide the school district with additional compensation equal to the amount of the
162 District's effective rate times the assessed value of the Phase I exempted property.
163

164 2018 Operating and Capital Budget Highlights

165

166 The significant program changes reflected in the 2018 proposed budget are described below:
167

168 Capital Asset Maintenance

169 Preservation of capital assets is a key component of the City's strong financial management. Implementing
170 a regular repair and maintenance program is, in turn, the key to preserving capital assets. Annual street
171 maintenance repair costs are consistently some of the largest expenditures for maintenance programs. For 2018,
172 funding for street resurfacing, crack sealing, curb repairs and surface treatment programs is proposed at
173 \$1,200,000. In addition, the 2017 CIP contains funding for other infrastructure projects, including drainage
174 projects, guardrail and sidewalk replacement and design fees for sidewalk installation.
175

176 Park Improvements

177 The 2017 budget follows our practice of multi-year forecasting by programming amounts in the parks,
178 recreation and special events accounts that reflect the recommendations of the Park and Recreation Study.
179 To continue implementation of the park improvements in 2017 consistent with the City's Strategic Plan,
180 funds have been budgeted in the Parks capital maintenance, capital equipment and operating equipment
181 accounts beginning in 2018 and through 2022. Some of the capital projects programmed for construction
182 in 2018 are as follow: replacement and relocation of greenhouse (\$75,000), resurfacing basketball courts -
183 Swaim Park (\$10,000), asphalt path repairs - various parks (\$12,500) and parking lot repairs - various parks
184 (\$12,500).
185

186 Recommended Discussion Topics with City Council

187

188 Staff is recommending that over the course of the next year that City Council and its operating Committees
189 discuss the following options to address relatively flat revenues in the City's budget:
190

191 Additional Motor Vehicle Registration Fee: As presented earlier in this document, City Council should
192 consider initiating a \$5.00 license fee tax if operating expenses continue to outpace the gasoline tax and
193 motor registration revenues and if General Fund revenues do not significantly increase in future years.
194 Based on the number of vehicles registered in the City, this would generate an additional \$50,000 annually
195 in revenues which could be used for street maintenance.
196

197 2016-2021 Strategic Plan: As City Council has finalized the goals and priorities that will direct planning
198 and decision making for the next five-year cycle, 2016-2021, it is important for the City's five-year financial
199 plan to reflect the direction from the five goal areas of the City's Strategic Plan: Core Services; Quality of
200 Life, Economic Development; Housing and Finance. These five goal areas and their associated costs have
201 been incorporated into the 2018 Budget as well as the out years.
202

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City Council Special Session Minutes

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203 Future Reallocation of City's Income Tax Revenues: In the next year, City staff will review the reallocation
204 of income tax revenues where the allocation was changed from 76% to 80% of the income tax revenues to
205 the General Fund, and 20% to the Capital Improvement Fund. Upon review, staff will present
206 recommendations to the Financial Planning Committee and City Council to ensure consideration of future
207 reallocation ratios support City operations for both short term and long term.

208
209 Gateway Redevelopment Area: In anticipation of selecting a development plan and moving forward at the
210 Gateway Redevelopment Area, future budgets will need to account for potential costs and revenues
211 associated with this transformative and legacy project for Montgomery. There is the possible establishment
212 of Tax Increment Financing (TIF) funding and financing in this area, partnerships with several political
213 jurisdictions as well as the City's preferred developers for this site. At this point, the project is still too
214 preliminary in its evolution, however, could require budgeted revenues and expenditures as soon as 2018
215 and potentially 2019.

216
217 Fire/EMS Levy: Given the projected status of the Fire/EMS Fund in 2021, City Council may wish to discuss
218 the possibility of a replacement of the continuation levy for 2018 to sustain operations in fire and EMS
219 service. As a point of reference, a replacement levy will generate revenues at the current assessed property
220 valuation. As a part of the City's 2016-2021 Strategic Plan, the Fire Chief is due to develop a report that
221 outlines the status of the City's plans going forward with the Fire/EMS levy and its impacts on future
222 operations and finances.

223
224 City Council thanked staff for their efforts on a very detailed budget presentation.

225
226 **OTHER BUSINESS**

227
228 Mayor Dobrozsi asked if there was any further business to discuss in Public Session. There being none, he asked
229 for a motion to adjourn.

230
231 Mr. Margolis moved to adjourn. Mr. Cappel seconded. City Council unanimously agreed.

232
233 The Special Budget Review Session of City Council adjourned at 7:43 p.m.

234
235
236
237
238
239

Connie Gaylor, Clerk of Council

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City of Montgomery
City Council Special Session
October 4, 2017

Council Members Present

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

Council convened in Council Chambers with Mayor Dobrozsi presiding at 6:15 p.m.

Mayor Dobrozsi indicated that City Council would be adjourning into Executive Session to discuss matter related to personnel hiring.

Mayor Dobrozsi asked for a motion of adjournment into Executive Session to discuss matters related to personnel hiring.

Mr. Margolis moved to adjourn into Executive Session for matters related to personnel hiring. Mr. Cappel seconded.

The roll was called and showed the following vote:

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

Council adjourned into Executive Session at 6:16 p.m.

Council reconvened in public session at 6:45 p.m.

Mayor Dobrozsi asked if there was any further business to discuss in public session. There being none he asked for a motion of adjournment.

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

Council adjourned at 6:46 p.m.

Clerk of Council

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City of Montgomery
City Council Business Session Minutes
October 4, 2017

Present

Brian Riblet, Interim City Manager
Terry Donnellon, Law Director
John Crowell, Police Chief
Tracy Roblero, Community Development Director
Katie Smiddy, Finance Director
Matthew Vanderhorst, Community and Information Services Director
Paul Wright, Fire Chief
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 7:00 p.m. for the Business Session 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.

Mayor Dobrozsi asked for a moment of silence in honor of the passing Officer Rich Riley's son Joe and for the families and victims of the Law Vegas shootings.

GUESTS AND RESIDENTS

Philip Hautzenroeder, 8972 Terwilligers View Court- Mr. Hautzenroeder addressed City Council regarding his concern over the tree trimming being conducted by subcontractors of Duke Energy. He stated that he has been a resident of Montgomery for 27 years and felt that Duke Energy has always been a good neighbor in their prior effort to maintain the trimming of the trees near the power lines. He stated this year has been an exception to prior trimmings, as there have been no direct communications from Duke, only a representative of the subcontractor. The representative stated that the trees within the area of utility easement would be removed. He stated that the loss of these trees on his property would create erosion problems and asked City Council to intervene to stop the removal and to regulate the trimmings.

Mr. Riblet addressed Mr. Hautzenroeder and the other guests and explained that he has been in communication with Warren Walker, the City's government representative from Duke Energy regarding the issue of tree trimming. He stated that he hopes to reach a compromise that would satisfy the trimming requirements yet retain as much of the trees as possible. Mr. Riblet stated that as a city we do not have the right to regulate Duke's work within the right of way easement, however he will continue to work with Mr. Walker to make sure accurate information is being disseminated by the subcontractor. He informed the audience that trimming will not be conducted until around the Thanksgiving holiday and he hopes that through further discussion a solution will be found. Mr. Riblet stated that he has also reached out to Symmes Township and Indian Hill administrators to inquire about their experiences and to work collaboratively with Duke Energy on this matter.

Mr. Hautzenroeder replied that as of April 2016, Duke Energy is working to change regulations with PUCO (Public Utility Commission of Ohio) that would remove some of the restrictions used to control the actions of utility companies.

Mr. Riblet stated that he would investigate this further.

Barbara Casper, 9011 Old Creek Trail- Ms. Casper stated to City Council that she also has not received any direct

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City Council Business Session Minutes

October 4, 2017

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54 communications or information from Duke Energy. She has spoken with a representative from the subcontractor,
55 asking her permission to add a gate to her fence that would provide Duke access to her property. She stated that this
56 was about three weeks ago.

57
58 Mayor Dobrozsi asked Ms. Casper if she knew how many homes would be affected on her street.

59
60 Ms. Casper replied that she was not sure but that she felt it would affect the entire neighborhood's property values.

61
62 Mr. Riblet stated that there is a meeting scheduled for Thursday, October 11 at 7:00 p.m. at Symmes Township,
63 Safety Center . He stated that he would continue to advocate on behalf of the residents to lessen the impact of the
64 trimming throughout the City.

65
66 Mr. Hautzenroeder stated that he felt the media should get involved to bring the residents' concerns to Duke
67 Energy's attention.

68
69 Mr. Donnellon, law director, explained to the audience that Duke Energy has property rights that a municipality
70 cannot overturn. He explained that administration can do their best to advocate for better results and leverage our
71 power in conjunction with other effected municipalities.

72
73 Mr. Margolis remarked that he works in Woodlawn where Duke Energy executed the same kind of trimming and it
74 changed the look of the City greatly.

75
76 Steve Kahn, 8900 Terwilligers Trail-Mr. Kahn addressed City Council with his concerns. He stated that although
77 residents can share their concerns individually, that it is not realistic to believe that their concerns will change the
78 process in which they plan to conduct the trimming. He also stated that trimming conducted on one street in a
79 neighborhood, effects the entire neighborhood. He stated that his neighborhood is valued not only because of the
80 homes but because of the trees and landscape and if Duke can aggressively trim or remove trees in his neighborhood
81 they can do it anywhere. He stated that Duke must be accountable to someone and we need to find out who that is
82 soon. He stated that he understands that trees need to be trimmed however he is in opposition of any kind of removal.

83
84 Charles Menkhaus, 8939 Terwilligers Trail-Mr. Menkhaus shared his concerns with City Council. He stated that he
85 has over 37 mature trees on his lot and that last year they cut back his trees, removing trees that were over 25 feet
86 tall. In addition to the others concerns on the trimming, he was also concerned with the mess that the subcontractors
87 left behind. He asked what the City could do to enforce the clean up through Duke Energy.

88
89 Mr. Suer stated that he is unclear about the extent that Duke Energy needs to go to, to safely keep the trees out of
90 the lines so there is not continues loss of power when storms come through. He also wondered if their motivation
91 was to remove trees so they no longer have to continue trimming in the future around these power lines.

92
93 Peggy Kennedy, 1233 Terwilligers Run Drive-Ms. Kennedy relayed the thoughts of a neighbor "Karen" who stated
94 that Duke Energy's intentions was to increase their rating and decrease their maintenance costs.

95
96 Mr. Alfaqih stated the City prides themselves as a Tree City USA member and that this practice is unacceptable.
97 He stated that it impacts the quality of the houses in the community and specifically the 100-120 homes in this
98 neighborhood. He also stated that this will dramatically affect the erosion conditions in this area as well.

99
100 Mr. Cappel stated that he had complete confidence that City staff will research this issue and do all we can do to
101 facilitate a compromise and find a solution.

102
103

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LEGISLATION FOR CONSIDERATION TONIGHT

Pending Legislation

A Resolution Authorizing the Interim City Manager to Enter into a Contract with Gateway Partners, LLC to Purchase Professional Services Related to the Gateway Redevelopment Area Project

Mayor Dobrozsi stated that he would recuse himself from this legislation due to possible professional conflicts and asked Vice Mayor Roesch to reside over this piece of legislation.

Vice Mayor Roesch asked for a motion to substitute this Resolution for A Resolution Authorizing a Reimbursement Agreement with Gateway Partners, LLC and to add to the agenda.

Mr. Margolis made the motion. Mr. Cappel seconded. City Council unanimously agreed.

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

Mr. Suer read the Resolution by title only and moved for passage. Mr. Margolis seconded.

Mr. Suer explained that this Resolution is a result of the City reaching a preliminary agreement with Gateway Partners. He stated that this Resolution would allow the City to acquire the Criteria Drawings from the Developer.

Mr. Donnellon explained that the original legislation was drafted when it was thought that we would terminate our relationship with Gateway Partners, however now that an agreement has been reached, the City would like to buy the drawing from them. He explained that this Resolution would authorize the Interim City Manager to purchase the Criteria Drawing in installments with a total not to exceed \$375,000. He explained that the cost for these engineering and design services will be credited against the current budget for the project and may be reimbursed to the City later when TIF Bonds are issued.

The roll was called and showed the following vote:

AYE: Cappel, Alfaqih, Harbison, Roesch, Suer, Margolis	(6)
NAY:	(0)
RECUSAL: Dobrozsi	(1)

New Legislation

A Resolution Accepting the Amounts and Rates as Determined by the Budget Commission and Authorizing the Necessary Tax Levies and Certifying Them to the County Auditor

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

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

Mr. Suer explained that this Resolution, if approved, would accept the rates and amounts determined by the Hamilton County Budget Commission. As a State of Ohio taxing authority and pursuant to the Ohio Revised Code, the City is required to adopt an annual tax budget. City Council adopted the Tax Budget on July 1, 2017, and the 2018 Tax Budget was then submitted to the Hamilton County Auditor for review by that office and the Hamilton County Budget Commission. Those reviews did not generate any questions and the proposed Tax Budget was accepted by the Budget Commission and Auditor. City Council is requested to act to accept the Budget Commission's rates and amounts, which would result in the estimated collections as specified in the City's 2018

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155 Tax Budget. This action will then permit the Budget Commission to collect property taxes at the rates established
156 for the upcoming year.

157
158 Ms. Smiddy stated that there were no updates.

159
160 The roll was called and showed the following vote:

161
162 AYE: Alfaqih, Harbison, Dobrozsi, Roesch, Suer, Margolis, Cappel (7)
163 NAY: (0)
164 ABSENT: (0)
165

166 An Ordinance to Make Appropriations for Current Expenses and Other Expenditures of the City of Montgomery,
167 State of Ohio, During the Fiscal Year Ending December 31, 2018

168
169 Mr. Suer moved to read the Ordinance by title only. Mr. Margolis seconded. City Council unanimously agreed.

170
171 Mr. Suer read the Ordinance by title only and moved passage of the first reading. Mr. Cappel seconded.

172
173 Mr. Suer explained that, if approved, this Ordinance will establish the City's Budget for fiscal year 2018. These
174 documents were presented to and reviewed with the Financial Planning Committee of City Council at their
175 September 5 meeting. City Council conducted its formal review of the 2018 Operating and Capital Budget with
176 Four Year Forecast and 2018-2022 Capital Improvement Program, on Wednesday, September 27.

177
178 Ms. Smiddy indicated there were no updates.

179
180 The roll was called and showed the following vote:

181
182 AYE: Harbison, Dobrozsi, Roesch, Suer, Margolis, Cappel, Alfaqih (7)
183 NAY: (0)
184 ABSENT: (0)
185

186 A Resolution Authorizing the Interim City Manager to Enter into a Contract with Morton Salt Company for the
187 Purchase of De-Icing Rock Salt for the 2017 Season

188
189 Mr. Cappel moved to read the Resolution by title only. Mr. Margolis seconded. City Council unanimously agreed.

190
191 Mr. Cappel read the Resolution by title only and moved for passage. Mrs. Harbison seconded.

192
193 Mr. Cappel explained that, if approved, this Resolution will authorize the City Manager to enter into a contract
194 extension with Morton Salt Company pursuant to a joint purchasing bid for 2017-2018 de-icing rock salt. The
195 purchase of de-icing rock salt for the 2017-2018 winter season is included in the City budget in the 261.000.5380
196 Street Maintenance, 266.000.5380 Permissive MVL Fund and 265.000.5380 State Highway Fund. It is requested
197 that the current 2017-2018 contract with North American Salt Company pursuant to a joint purchasing bid be
198 extended to purchase 1,000 tons of de-icing rock salt in the amount of \$52,510 (\$52.51 per ton).

199
200 Mr. Riblet stated that there were no updates.

201
202 The roll was called and showed the following vote:

203
204 AYE: Dobrozsi, Roesch, Suer, Margolis, Cappel, Alfaqih, Harbison (7)
205 NAY: (0)

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206 ABSENT: (0)

207

208 An Ordinance Amending the Schedule of Municipal Compensation

209

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

211

212 Mr. Suer read the Ordinance by title only and moved passage of the first reading. Mr. Margolis seconded.

213

214 Mr. Suer explained that if approved, this Ordinance will make an amendment to Ordinance No. 5, 2016
215 "Establishing a Schedule of Municipal Compensation". It is necessary to amend the Schedule of Municipal
216 Compensation to reflect an organizational change within the administration, which involves the addition of a Tax
217 Commissioner position.

218

219 Ms. Smiddy stated that there were no updates.

220

221 The roll was called and showed the following vote:

222

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

224

224 NAY: (0)

225

225 ABSENT: (0)

226

227 A Resolution Authorizing an Agreement with Great Lakes Recycling, Inc. d/b/a Simple Recycling

228

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

230

231 Mr. Cappel read the Resolution by title only and moved for passage. Mrs. Harbison seconded.

232

233 Mr. Cappel explained that, if approved, this Resolution will authorize the Interim City Manager to enter into a
234 contract with Great Lakes Recycling, Inc. d/b/a/ Simple Recycling. At the August 14, Public Works Committee
235 meeting, staff presented the EAC recommendation to implement a curbside textile and small home goods recycling
236 program to the Committee members. This curbside program will be of no cost to the City or the residents and will
237 help to reduce the tonnage of waste going to the landfill.

238

239 Ms. Gaylor stated that there were no updates.

240

241 The roll was called and showed the following vote:

242

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

244

244 NAY: (0)

245

245 ABSENT: (0)

246

247 **ADMINISTRATION REPORT**

248

249 Mr. Riblet reported on the following items:

250

- 251 • City Council Work Session is scheduled for October 18, 2017 at 7:00 p.m.
- 252
- 253 • The Public Works Committee will meet on Wednesday, October 11 at 4:30 p.m. The Parks and Recreation
254 and Government Affairs Committees have cancelled their meetings for the month of October.
- 255

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- The first Live at the Uni concert featuring acclaimed jazz recording artist, composer and arranger Kim Pensyl returned to the Live at the Uni series on Monday night, October 2 at the Universalist Church. The concert was a hit with 123 people attending. The three-part series continues with a concert on Monday October 16, with jazz vocalist Nancy Nolan. The series concludes with a program of Broadway favorites performed by baritone Sola Fadiran on Monday, October 30. Concerts begin at 7:00 p.m. and each concert is full, with 130 people registered. Twin Lakes Senior Living Community sponsored the Live at the Uni series and Montgomery Inn sponsored the reception. Thanks to the Montgomery Arts Commission for their time in creating this top notch musical concert series for our community.
 - A bid opening for Waste Collection Services was held on Monday. A total of 2 bids were received from Rumpke and Republic Services. Staff will be reviewing the bid results with the Public Works Committee on Wednesday, October 11 and anticipate bringing a legislative request to City Council on October 18.
 - The City has received a total of 31 applications for the MCLA 2018. Staff is in the process of reviewing the list to narrow the quantity down to a manageable class size.
 - At the completion of the 2016-2017 insurance plan year, the City received \$20,828.23 in premium discounts. This is a substantial increase as compared to the previous plan years, in which the City received \$16,782.05 in 2015-2016 and \$7,056.77 in 2014-2015. This is a total of \$44,667.05 in premium discounts awarded to the City since our contract with Humana Insurance began 2 years ago. A goal of the Employee Wellness team is to closely align our Wellness program with Humana's Go365 program. This relationship has been vital in providing resources and incentives to employees, but also to help increase the discounts the City receives.
 - Mr. Riblet recently signed a contract with Bethesda Healthcare Inc., for the management of the 2018 Employee Wellness Program in the amount of \$20,417. This program still proves to be a successful tool in providing our employees with techniques to manage their overall health and with the collaborative efforts of Humana, we have seen a drop in our City insurance premiums in part due to this program.
 - As a reminder, the First Responders Recognition Breakfast is this Friday, October 6, at the Safety Center from 7:00 to 9:00 a.m. Breakfast will be served in the Mayor's Court/Training Room downstairs.
 - A reminder that next Friday, October 13, City staff will be sponsoring the United Way Soup Kitchen to be held in Council Chambers from 11:00-1:30 pm. A \$7.00 lunch donation will be put towards the City's United Way fundraising efforts.
 - As a reminder, the Harvest Moon Festival will be next Saturday, October 14, in Swaim Park from 5:00 to 8:00 pm. Pit to Plate will be serving coney's, mac and cheese and pulled chicken and pork barbeque and Funnel Vision will be selling gourmet funnel cakes.
 - The Lanterns and Landmarks Tour will be held on Saturday, October 28 at 6:30 p.m. This walking tour and reception will begin and end at the Universalist Church and is sponsored jointly by the Landmarks Commission, Montgomery Historical Preservation Association and the City's Recreation and Community Development Departments. If City Council would like to attend, please let staff know so they can make updates to the roster.
 - The Annual Montgomery Chamber of Commerce Business Awards dinner will be held on Thursday, November 9 from 5:30-7:30 at Montgomery Inn. Tickets are \$30 each and cover food and 2 drink tickets. You can register on the Chamber website – www.montgomeryohiochamberofcommerce.com. Connie can register for everyone if you would let her know.

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APPROVAL OF MINUTES

Mr. Margolis moved to approve the September 20, 2017 Work Session minutes. Mr. Cappel seconded. City Council unanimously agreed.

MAYOR'S COURT

Mayor Dobrozsi reported that the total Mayor's Court collections for the month of September 2017 were \$22,476.01.

Mr. Cappel moved to accept the Mayor's Court collections for the month of September 2017. Mr. Margolis seconded. City Council unanimously accepted the collections.

OTHER BUSINESS

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

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

City Council adjourned at 7:57 p.m.

Connie Gaylor, Clerk of Council