



## **CITY COUNCIL BUSINESS SESSION AGENDA**

10101 Montgomery Road • Montgomery, Ohio 45242 • (513) 891-2424 • Fax (513) 891-2498

**October 4, 2006**

**City Council Business Session – 6:30 PM**

### **A G E N D A**

- 1. Call to Order**
- 2. Executive Session** – Discuss the Evaluation and Compensation of City Manager
- 3. Roll Call**
- 4. Special Presentation**
  - (1) National Red Ribbon Campaign Proclamation**
- 5. Guests and Residents**
- 6. Minutes:** August 23, 2006 Public Hearing, August 23, 2006 Work Session and September 6, 2006 Business Session Minutes
- 7. Legislation for Consideration Tonight**

#### **Pending Legislation**

- (1) An Ordinance Adopting the Residential Code of Ohio for One-, Two-, and Three-Family Dwellings as Supplemented (3rd Reading, Mr. Combs)**

If approved, this ordinance will adopt the Residential Code of Ohio for one-, two-, and three-family dwellings as adopted by the Ohio Board of Building Standards and as codified in Ohio Administrative Code § 4101:8-1 to §4101:8-43 (effective May 27, 2006). Additionally, this ordinance will also adopt the applicable regulations for swimming pools, spas and hot tubs as a supplement to the Residential code and establish a penalty section for any violation of any section of the Residential Building Code.

- (2) An Ordinance Accepting Publicly Dedicated Property and Certain Easement Rights on Main Street and Remington Road (3rd Reading, Mr. Niehaus)**

This ordinance, if approved, would authorize the acceptance of both public right of way and an easement to provide for the appropriate installation and maintenance of the required streetscape for the Montgomery Row development in the Heritage District.

- (3) An Ordinance Creating the Montgomery Corridor/Schoolhouse Interim Development Control Overlay District (3<sup>rd</sup> Reading, Mr. Steinbrink)**

If approved, this ordinance will create the Montgomery Road Corridor/Schoolhouse Interim Development Control District, which would include the properties on the east side of Montgomery Road from the north property line of Camargo Cadillac through the south property line of the Safety Center. The Montgomery Road Corridor/Schoolhouse Interim Development Control District would be in effect for a period of one (1) year and would provide the Planning Commission time to complete a study of existing land use controls and an evaluation of whether the City should apply new or different standards for this area. As part of this ordinance, City Council would adopt a set

of interim standards, which would be used to regulate development in this area during the period of the study.

### **New Legislation**

**(1) A Resolution Accepting a Bid and Authorizing the City Manager to Enter into a Contract for the Safety Center Alterations to Offices (Mr. Suer)**

This resolution, if approved, will authorize the City Manager to enter into a contract with A & M Contracting to complete the construction base bid items for the Montgomery City Safety Center "Alterations to Offices" Project. This project is designed to make better use of underutilized space in the building, as well as take steps to improve the customer "friendliness" of the building. Funding for this project is included in the capital improvement budget.

**(2) An Ordinance Establishing a Procedure for the Receipt and Disposition of Personal Property (Mr. Suer)**

If approved, this ordinance will amend the City's surplus property disposal processes. These modifications to the processes will provide additional flexibility for disposal of surplus and junk properties and, at the same time, take advantage of new internet based web sites for the disposal process.

**(3) An Ordinance Correcting Section 71.18 *Driving Under Suspension or in Violation of License Restriction* and Declaring an Emergency (Mr. Joffe)**

This ordinance, if approved, will correct Section 71.18 *Driving Under Suspension or in Violation of License Restriction*. This update of the City of Montgomery Code of Ordinances will reflect the recent changes to the Ohio Revised Code. This update is necessary so that our code is consistent with recent changes made to Ohio statutes on this subject.

**(4) An Ordinance Updating Sections 71.01, 73.011, 73.012, 73.013 and 73.014 of the Montgomery Code of Ordinances and Declaring an Emergency (Mr. Joffe)**

If approved, this ordinance will update Sections 71.01, 73.011, 73.012, 73.013 and 73.014 of the Montgomery Code of Ordinances. Sections 71.01, 73.011, 73.012, 73.013 and 73.014 of the Montgomery Code of Ordinances regulate the operation of motor vehicles while under the influence of alcohol or drugs, implied consent, physical control and deposit of fine for violation of OVI ordinance. This update is necessary so that our code is consistent with recent changes made to Ohio statutes on this subject.

**(5) An Ordinance for the Allocation of Earnings Tax Revenues and Amending Section 44.14 of the Montgomery Code of Ordinances (Mr. Combs)**

This ordinance, if approved, will adjust the allocation of the City's Earnings Tax Revenues. The City's changing financial needs, as well as the progress that is being made toward the repayment of general obligation debt, has necessitated a re-examination of the current earnings tax allocation to more accurately reflect the operating, capital improvements, and debt service needs of the community.

**(6) An Ordinance Establishing a Vintage Club Capital Construction Fund (Mr. Niehaus)**

If approved, this ordinance will establish the Vintage Club Capital Construction Fund. With the creation of the Tax Increment Financing District at the Vintage Club property, the City will need to create a new fund for the reporting and accounting of the revenues and expenditures that are associated with the construction of the two (2) parking garages.

**(7) An Ordinance Creating the Vintage Club Tax Increment Financing Fund (Mr. Steinbrink)**

This ordinance, if approved, will create the Vintage Club Tax Increment Financing Fund. With the creation of the Tax Increment Financing District at the Vintage Club property, the City will need to create a new fund to account for the receipt of tax increment financing collections; capitalized interest to support the initial operations of this fund; compensation payments to the Sycamore School District and Hamilton County; and debt service payments.

**(8) An Ordinance Establishing a Special Revenue Fund for the Maintenance and Operation of the Municipal Swimming Pool (Ms. Roesch)**

If approved, this ordinance will convert the Municipal Pool Fund from an Enterprise Fund to a Special Revenue Fund. In 1998, the Municipal Swimming Pool Fund was established as an enterprise fund for the operations of the municipal swimming pool. The cost of pool operations has regularly exceeded the revenues generated from the municipal swimming pool. With these trends expected to continue, this fund should be reclassified as a special revenue fund, as this fund receives revenues which need to be restricted for the operation of the municipal pool. This modification is more consistent with the operation of the fund than its current enterprise fund designation.

**(9) 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, 2006 (Mr. Combs)**

This ordinance, if approved, will represent the appropriation ordinance establishing the City's budget for the year 2007.

**8. Administration Report**

**9. Mayor's Court Report**

**10. Other Business**

- (a) Liquor License Hearing Request - The City has received a notice from the Ohio Department of Liquor Control asking whether or not there is a request for a hearing on a new D1 and D2 liquor license for Twin Lakes.

**11. Executive Session**

**12. Adjournment**