

City of Montgomery
City Council Business Session Minutes
January 5, 2005

Present

Cheryl Hilvert, City Manager
Terry Donnellon, Law Director
Susan Hamm, Clerk of Council
Frank Davis, Community Development Director
Wayne Davis, Finance Director
Bob Nikula, Public Works Director
Kirk Nordbloom, Police Chief
Matthew Vanderhorst, Information Technology Director
Becki Wellbrock, Tax Commissioner

Council Members Present

Gary Blomberg, Mayor
Ed Daniel
Gerri Harbison
William Niehaus
Lynda Roesch
Todd Steinbrink
Ken Suer

Council convened in Council Chambers at 7:00 p.m., with Mayor Blomberg presiding.

ROLL CALL

Mayor Blomberg asked that the roll be called.

The roll was called and showed the following Council Members present:

PRESENT: Blomberg, Daniel, Harbison, Niehaus, Roesch, Steinbrink, Suer
ABSENT:

ADMINISTRATION REPORT

Ms. Hilvert reported on the following items:

- As a reminder, City Council is scheduled to meet on Tuesday, January 11, 2005 at 6:30 p.m. at City Hall to conduct an appeal hearing on Planning Commission's decision to deny a conditional use permit for a new Chevrolet dealership at 9748, 9750 and 9600 Montgomery Road.
- The Planning Commission has completed their review of the revisions to the Zoning Code, the proposed Planned Unit Development legislation and the two proposed ordinances for Interim Development Controls. After some discussion of each of these items, the Commission has recommended approval of all four (4) proposed ordinances. A public hearing has been scheduled for Wednesday, February 16, 2005 at 6:00 p.m. Staff is requesting that the ordinances be placed on the February 16, 2005 agenda.
- The Montgomery Community Improvement Corporation and the CIC Board of Trustees need to schedule their annual meetings. It is required that these two bodies meet annually to continue in existence. Both bodies will meet to review the 2004 financial statements and activity and to approve minutes from last year's CIC meetings.

The members of the Montgomery City Council also comprise the membership of the Montgomery Community Improvement Corporation and the Montgomery CIC Board of Trustees. The meeting was scheduled for February 2, 2005 at 6:45 p.m.

- A huge note of thanks is extended to all of the Service Department personnel who worked so hard to battle snow and ice conditions that occurred before Christmas. This was an extremely difficult snow and ice storm and required a tremendous effort on the department's part to address.

GUESTS AND RESIDENTS

There were no guests or residents present.

COMMUNICATIONS

There were no communications.

MINUTES

Ms. Roesch moved to approve the minutes from the November 17, 2004 Work Session, December 1, 2004 Business Session and December 4, 2004 Special Session. Mr. Suer seconded. City Council unanimously approved the minutes.

LEGISLATION FOR CONSIDERATION TONIGHT

Pending Legislation

New Legislation

A Resolution Authorizing An Amendment To The Current Contract With Donnellon, Donnellon and Miller For Legal Services To The City Of Montgomery

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

Mr. Niehaus read the resolution by title only and moved passage. Mrs. Harbison seconded.

Mr. Niehaus explained that this resolution would provide for an amendment to the current contract via an increase in compensation of \$5.00 per hour. He also explained that this action would represent the conclusion of the Law Director's performance appraisal process for 2004 and has been recommended by the Law and Safety Committee of City Council.

The roll was called and showed the following vote:

AYE: Blomberg, Daniel, Harbison, Niehaus, Roesch, Steinbrink, Suer (7)
NAY: (0)
ABSENT: (0)

A Resolution Authorizing The City Manager To Enter Into A Contract With New Age Technologies For Professional Services Related To E-Government

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

Mrs. Harbison read the resolution by title only and moved passage. Ms. Roesch seconded.

Mrs. Harbsion explained that if approved, this resolution will authorize the City Manager to enter into a contract with New Age Technologies to perform information technology consultations in the design and development of the City's e-government services. She further explained that this is a renewal contract for one year and at a cost of \$1,800 per month, which reflects a 14% reduction from our current contract.

The roll was called and showed the following vote:

AYE: Blomberg, Daniel, Harbison, Niehaus, Roesch, Steinbrink, Suer (7)
NAY: (0)
ABSENT: (0)

A Resolution Authorizing the City Manager To Enter Into A Contract With Statewide Ford For The Purchase Of Police Cruisers

Mr. Niehaus moved to read the resolution by title only. Mr. Steinbrink seconded. City Council unanimously agreed.

Mr. Niehaus read the resolution by title only and moved passage. Mrs. Harbison seconded.

Mr. Niehaus explained that this resolution would authorize the City Manager to enter into a contract with Statewide Ford for the purchase of three (3) Ford Crown Victoria police cruisers. He further explained that the purchase of these three (3) police vehicles is part of a scheduled rotation program to replace older police vehicles in the Police Department fleet.

The roll was called and showed the following vote:

AYE: Blomberg, Daniel, Harbison, Niehaus, Roesch, Steinbrink, Suer (7)
NAY: (0)
ABSENT: (0)

A Resolution Authorizing the City Manager To Enter Into A Contract With Bob Ross Buick For The Purchase Of 2005 GMC Sierra 3500

Ms. Roesch moved to read the resolution by title only. Mr. Steinbrink seconded. City Council unanimously agreed.

Ms. Roesch read the resolution by title only and moved passage. Mr. Suer seconded.

Ms. Roesch indicated that this resolution, if approved, would authorize the City Manager to enter into a contract with Bob Ross Buick Inc. for the purchase of a 2005 GMC Sierra 3500. She further indicated that the purchase of this truck is a scheduled replacement for the Service Department fleet. She also indicated that this purchase is included in the Street Maintenance 2004 Capital Budget.

The roll was called and showed the following vote:

AYE: Blomberg, Daniel, Harbison, Niehaus, Roesch, Steinbrink, Suer (7)

NAY: (0)
ABSENT: (0)

A Resolution Authorizing The City Manager To Enter Into A Contract With McBride Dale/Clarion For Professional Services Related To Community Development And Planning For The Montgomery Road Corridor

Mr. Steinbrink moved to read the resolution by title only. Ms. Roesch seconded. City Council unanimously agreed.

Mr. Steinbrink read the resolution by title only and moved passage. Mrs. Harbison seconded.

Mr. Steinbrink explained that if approved, this resolution would authorize the City Manager to enter into a contract with McBride Dale/Clarion for professional services related to the Montgomery Road Corridor. He further explained that McBride Dale/Clarion will be assisting staff in preparing design guidelines for the Montgomery Road Corridor. This study area will include that portion of Montgomery Road from the Heritage District north to Schoolhouse Lane. He also explained that the scope of the project will be to work with staff, an advisory committee and the Montgomery Road Corridor Task Team to prepare design guidelines that the City could incorporate into its development review process in order to promote better site design along the corridor.

The roll was called and showed the following vote:

AYE: Blomberg, Daniel, Harbison, Niehaus, Roesch, Steinbrink, Suer (7)
NAY: (0)
ABSENT: (0)

A Resolution Authorizing The City Manager To Enter Into A Contract With CDS Associates Inc. For Professional Services Related To General Engineering and Architectural Services

Mr. Daniel moved to read the resolution by title only. Ms. Roesch seconded. City Council unanimously agreed.

Mr. Daniel read the resolution by title only and moved passage. Mr. Steinbrink seconded.

Mr. Daniel explained that this resolution if approved, would authorize the City Manager to enter into a contract with CDS Associates Inc. for general engineering services for the City in 2005. He further explained that the City has contracted with CDS Associates Inc. for a number of years and has been very satisfied with their services. He also explained that the proposed 2005 fee schedule from CDS Associates, Inc. is in keeping with their commitment to the City, to utilize their 2004 fee schedule.

The roll was called and showed the following vote:

AYE: Blomberg, Daniel, Harbison, Niehaus, Roesch, Steinbrink, Suer (7)
NAY: (0)
ABSENT: (0)

A Resolution Accepting A Bid And Authorizing The City Manager To Enter Into A Contract With R.A. Miller Construction Co., Inc. For The Parrot Alley Improvements

Ms. Roesch moved to read the resolution by title only. Mrs. Harbison seconded. City Council unanimously agreed.

Ms. Roesch read the resolution by title only and moved passage. Mr. Niehaus seconded.

Ms. Roesch stated that if approved, this resolution would authorize the City Manager to enter into a contract with R.A. Miller Construction Co., Inc. for the Parrott Alley Improvements. She further stated that City Council, City staff and various board and commission members worked with Vivan Llambi and Associates to develop the public art/urban architecture project for Parrot Alley. She also stated that the amount of the contract authorization is \$237,000.

The roll was called and showed the following vote:

AYE: Blomberg, Daniel, Harbison, Niehaus, Roesch, Steinbrink, Suer (7)
NAY: (0)
ABSENT: (0)

An Ordinance Adopting Changes to the Income Tax Code and Declaring An Emergency

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

Mr. Suer read the ordinance by title only and moved suspension of the rules. Ms. Roesch seconded.

The roll was called and showed the following vote:

AYE: Blomberg, Daniel, Harbison, Niehaus, Roesch, Steinbrink, Suer (7)
NAY: (0)
ABSENT: (0)

Mr. Suer moved passage as an emergency. Mr. Steinbrink seconded.

Mr. Suer explained that this resolution, if approved, would adopt a series of changes to the Montgomery Municipal Income Tax Code. He further explained that these changes were necessitated by changes to the State municipal tax code as contained in Ohio House Bill 95 over the past year. He also explained that these changes have been reviewed and accepted by the Board of Tax Review, Terry Donnellon, Law Director and the Financial Planning Committee of Council.

The roll was called and showed the following vote:

AYE: Blomberg, Daniel, Harbison, Niehaus, Roesch, Steinbrink, Suer (7)
NAY: (0)
ABSENT: (0)

COUNCIL COMMITTEE REPORTS

Mayor's Court

Mayor Blomberg reported that the total Mayor's Court collections for the month of December, 2004 were

\$14,417.00.

Mrs. Harbison moved to accept the Mayor's Court collections for the month of December, 2004. Mr. Niehaus seconded. City Council unanimously accepted the collections.

Parks & Recreation

Mr. Daniel had nothing to report at this time.

Financial Planning

Mr. Suer had nothing to report at this time.

Law & Safety

Mr. Niehaus had nothing to report at this time.

Governmental Affairs

Mrs. Harbison had nothing to report at this time.

Public Works

Ms. Roesch had nothing to report at this time.

Planning, Zoning & Landmarks

Mr. Steinbrink had nothing to report at this time.

OTHER BUSINESS

Mayor Blomberg asked if there was any further business to discuss in public session. There being none, he asked for a motion to adjourn.

Mr. Daniel moved to adjourn. Ms. Roesch seconded.

Council unanimously agreed.

Council adjourned at 7:42 p.m.