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City of Montgomery
City Council Business Session Minutes
February 3, 2010

Present

Wayne Davis, Acting City Manager
Terry Donnellon, Law Director
Susan Hamm, Clerk of Council
Frank Davis, Community Development Director
Ellen Hall, Communications Coordinator
Jim Hanson, Finance Director
Bob Nikula, Public Works Director
Don Simpson, Police Chief
Paul Wright, Fire Chief
Matthew Vanderhorst, Customer Service Director

City Council Members Present

Gerri Harbison, Mayor
Chris Dobrozsi
Barry Joffe
Lynda Roesch
Ken Suer
Todd Steinbrink

City Council Member Absent

Vicki Hirsch

City Council convened in Council Chambers for the business session at 7:00 p.m. with Mayor Harbison presiding.

ROLL CALL

Mayor Harbison asked that the roll be called.

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

PRESENT: Dobrozsi, Harbison, Joffe, Roesch, Steinbrink, Suer
ABSENT: Hirsch

Mayor Harbison noted that Mrs. Hirsch had indicated at an earlier meeting that she would be absent from tonight's meeting. She asked for a motion to excuse Mrs. Hirsch.

Mr. Joffe moved to excuse Mrs. Hirsch. Mr. Steinbrink seconded. City Council unanimously excused Mrs. Hirsch.

GUESTS AND RESIDENTS

There were no residents or guests to address City Council tonight.

LEGISLATION FOR CONSIDERATION TONIGHT

Pending Legislation

An Ordinance Authorizing an Amendment to Lease for Property at Cooper and Montgomery Roads

Mr. Joffe read the ordinance by title only and moved passage. Ms. Roesch seconded.

Mr. Joffe explained that if approved, this ordinance will amend an existing lease with James and Paul Grammas for property located at the corner of Montgomery and Cooper Roads, including Neuilly Plaisance Plaza. He further explained that in 1986, this property was placed in a Tax Increment Financing District and as a part of the Tax Increment Financing agreement, the property is considered public property and the Grammas' are able to purchase the property back from the City for \$1.00 at the termination of the Tax Increment Financing in 2016. He also

55 explained that this amendment will clearly define the portion of the property that will retain public status after the
56 conclusion of the Tax Increment Financing, which is the area utilized as Neuilly Plaisance Plaza, including the new
57 area on which current improvements are being made.

58
59 The roll was called and showed the following vote:

60
61 AYE: Dobrozsi, Harbison, , Joffe, Roesch, Steinbrink, Suer (6)
62 NAY: (0)
63 ABSENT: Hirsch (1)
64

65 **New Legislation**

66
67 **A Resolution Authorizing The City Manager To Enter Into A Contract With Statewide Ford For The**
68 **Purchase Of Police Cruiser(s)**

69
70 Mr. Joffe moved to read the resolution by title only. Mr. Steinbrink seconded. City Council unanimously
71 agreed.

72
73 Mr. Joffe read the resolution by title only and moved passage of the resolution. Mr. Dobrozsi seconded.

74
75 Mr. Joffe explained that this resolution, if approved, would authorize the City Manager to enter into a contract with
76 Statewide Ford for the purchase of two (2) Ford Crown Victoria police vehicles. He further explained that the
77 purchase of the two (2) police vehicles is part of a scheduled rotation program to replace older police vehicles in
78 the Police Department's fleet. He also explained that the cost for the two (2) vehicles is \$41,696 and is
79 appropriated in the 2010 Police Department Operating and Capital Budget.

80
81 Mr. Suer asked if there are after market costs.

82
83 Chief Simpson indicated that with the use of existing equipment out of the current vehicles, the additional costs
84 will be held to minimum.

85
86 The roll was called and showed the following vote:

87
88 AYE: Dobrozsi, Harbison, , Joffe, Roesch, Steinbrink, Suer (6)
89 NAY: (0)
90 ABSENT: Hirsch (1)
91

92 **A Resolution Authorizing The City Manager To Enter Into A Contract With Management Partners, Inc.**
93 **For Professional Services Related To The Community Survey and Strategic Planning**

94
95 Mr. Suer moved to read the resolution by title only. Mr. Steinbrink seconded. City Council unanimously
96 agreed.

97
98 Mr. Suer read the resolution by title only and moved passage of the resolution. Mr. Joffe seconded.

99
100 Mr. Suer noted that this resolution, if approved, would authorize the City Manager to enter into a contract with
101 Management Partners, Inc. for professional services related to the City's community survey and planning for the
102 strategic planning process in 2010. He further explained that Management Partners assisted the City with the
103 last community survey and strategic plan. He also explained that the scope of work for this contract would
104 include the following three (3) primary activities:

105 Coordinate Survey Project
106 Develop Draft and Finalize Survey
107 Analyze Data

108 He further noted that this matter was discussed with the Government Affairs Committee of City Council. The
109 Committee moved to recommend to City Council the adoption of this resolution and the option to allow
110 residents to complete the survey online or by paper.

111
112 The roll was called and showed the following vote:

113
114 AYE: Dobrozsi, Harbison, , Joffe, Roesch, Steinbrink, Suer (6)
115 NAY: (0)
116 ABSENT: Hirsch (1)
117

118 **A Resolution Estimating the Probable Amount of Public Monies to be Deposited, Setting a Date for the**
119 **Designation of Public Depositories and Authorizing Notice**

120
121 Mr. Steinbrink moved to read the resolution by title only. Ms. Roesch seconded. City Council unanimously
122 agreed.

123
124 Mr. Steinbrink read the resolution by title only and moved passage of the resolution. Mr. Dobrozsi seconded.
125

126 Mr. Steinbrink explained that this resolution, if approved, will estimate the amount of Public Monies to be
127 deposited and set a date for the designation of Public Depositories for a five year period. The City's current
128 Memorandums of Agreement with the various banking institutions will expire on May 31, 2010. He further
129 explained that the State of Ohio requires that cities select public depositories for the deposit of active and interim
130 funds. The State also requires that each financial institution within the corporate limits of a municipality be
131 contacted and requested to submit a proposal for banking and financial services. He also explained that after the
132 adoption of this resolution, Request for Proposals will then be sent to all financial institutions within the corporate
133 limits of the City. The Request for Proposals require bidding institutions to supply information on various banking
134 services, investments, the institution's financial strength, and other related banking information. He noted that at
135 the April business session, City Council will be asked to consider adoption of a resolution designating various
136 financial depositories.

137
138 The roll was called and showed the following vote:

139
140 AYE: Dobrozsi, Harbison, , Joffe, Roesch, Steinbrink, Suer (6)
141 NAY: (0)
142 ABSENT: Hirsch (1)
143

144 **A Resolution Authorizing The City Manager To Enter Into A Contract With Bastin & Company LLC**
145 **For Professional Services Related To Auditing Services**

146
147 Mr. Steinbrink moved to read the resolution by title only. Mr. Suer seconded. City Council unanimously
148 agreed.

149
150 Mr. Steinbrink read the resolution by title only and moved passage of the resolution. Mr. Joffe seconded.
151

152 Mr. Steinbrink explained that if approved, this resolution will authorize the City Manager to enter into a five
153 year contract with Bastin & Company LLC for auditing services. He further explained that the Ohio Revised
154 Code provides that when the State Auditor is unable to perform an audit on a public agency, the State Auditor

155 shall engage the services of an Independent Public Accountant to perform the audit. The City has received
156 permission from the State Auditor's Office that it may solicit proposals for audit years 2009 through 2013. He
157 also explained that the State Auditor's Office requested proposals from independent accounting firms. He noted
158 that the State Auditor's Office and staff have reviewed the proposals and have recommended Bastin & Company
159 LLC. He also noted that the funding for audit services has been appropriated in the 2010 Operating Budget.
160

161 Mr. Hanson noted that a total of six independent accounting firms submitted proposals. He further noted that
162 Bastin & Company LLC has demonstrated to the City and the State Auditor's Office that they meet the required
163 qualifications to perform these independent audit services.
164

165 The roll was called and showed the following vote:

166
167 AYE: Dobrozsi, Harbison, , Joffe, Roesch, Steinbrink, Suer (6)
168 NAY: (0)
169 ABSENT: Hirsch (1)
170

171 **An Ordinance Adopting Hospital Corridor Overlay District Design Regulations**

172
173 Mr. Dobrozsi moved to read the ordinance by title only. Mr. Steinbrink seconded. City Council unanimously
174 agreed.
175

176 Mr. Dobrozsi read the ordinance by title only and moved passage of the 1st reading. Ms. Roesch seconded.
177

178 Mr. Dobrozsi explained that this ordinance would create a Hospital Corridor Overlay District and establish design
179 guidelines under the City's Land Usage Code. He further explained that this proposal is based on a design study
180 and set of recommendations from the City's planning consultant, McBride Dale Clarion, which involved a
181 thorough review of Montgomery Road between Pfeiffer and Weller Roads. He also explained that this study
182 recommended building and site design and material requirements for new office buildings and developments in
183 this area. He noted that the Planning Commission has recommended that City Council amend the Land Usage
184 Code to create a Hospital Corridor Overlay District, as well as adopt the guidelines.
185

186 Mr. Donnellon explained that the regulations as recommended by the Planning Commission were amended to
187 clearly protect the underlying Hospital regulations which were negotiated with the neighboring residential
188 neighborhood. Many of these underlying regulations addressed set back and buffering requirements which will
189 remain in place. The Corridor guidelines are overlay regulations which would apply in addition to the underlying
190 use and design regulations.
191

192 Ms. Roesch moved to accept the changes to the Hospital Corridor Overlay District Regulations. Mr. Steinbrink
193 seconded. City Council unanimously agreed.
194

195 The roll was called and showed the following vote:

196
197 AYE: Dobrozsi, Harbison, , Joffe, Roesch, Steinbrink, Suer (6)
198 NAY: (0)
199 ABSENT: Hirsch (1)
200

201 **ADMINISTRATION REPORT**

202
203 Mr. Wayne Davis expressed staff's condolences to Mayor Harbison for the loss of her mother-in-law.
204

205 Mr. Wayne Davis reported on the following items:
206

- 207 • As a reminder, that Ms. Hilvert is out of town from Tuesday, February 2 until Friday, February 5 to
208 attend the Michigan Local Government Managers Association winter symposium. This attendance is a
209 part of her ICMA Vice President duties. She will also be presenting a program with Tony Gardner on
210 the building blocks of HPO.
211
- 212 • MCLA's "Montgomery...Our Town, USA" was a great success last night. Students were interested,
213 engaged and turned in Emmy Award-worthy performances during the mock council meeting! MCLA
214 continues with a visit to the Regional Operations Center on Saturday, February 6, 2010. The class will
215 experience a behind-the-scenes look at how Montgomery is prepared in the event of a disaster.
216
- 217 • The Community Leadership Forum is scheduled for Saturday, February 20, 2010. Topics will include
218 discussions on the City's financial condition and outlook, economic development in the City and the
219 GCWW water main project. The event will be held at 8:30 a.m. in the multi-purpose room at the
220 Assembly of God Church.
221
- 222 • Financial Disclosure Statements have been placed at your seats. Any person who held an elected office,
223 at any time during the year 2009, and any person who will serve in an elected office in 2010, must file a
224 financial disclosure statement for the calendar year 2009 with the Ohio Ethics Commission.
225
- 226 • The City was chosen to receive the OCMA award for innovation in local government. The award is for
227 the Efficiencies and Effectiveness Task Team's use of the LEAN principles for process improvement
228 and public works' creative problem solving and process improvement regarding the recent rock salt
229 shortage. The award will be presented during the OCMA conference in Columbus on February 25,
230 2010.
231
- 232 • The Finance Department received notification that the City was given the Popular Annual Financial
233 Report (PAFR) award for its 2008 Annual Report produced out of the City Manager's office. The
234 PAFR award is evaluated on creativity, presentation, understandability and reader appeal.
235
- 236 • Amber Morris and Julie Machon attended the Ohio Parks and Recreation Conference and received an
237 award for Outstanding Management Innovation for the 2009 pool membership fee structure.
238
- 239 • Work continues on the Montgomery park walkway project. At this point 65% of the pathway
240 installation is complete. Additionally, five of the eight brick paver areas that will be used for booths and
241 vendor locations during special events and seating areas during the other times of the year are complete.
242
- 243 • Work began on grading and installation of the stone base for the paver walkway entrance at the Johnson
244 Nature Preserve. Work on this project will continue as weather and conditions permit over the next four
245 to six weeks.
246
- 247 • Work continued this week at Weller Park on the restroom modifications that will allow this facility to be
248 open year round. All work should be completed by the end of next week with the restrooms open for
249 use at that time.
250
- 251 • Work at Pioneer Park on the shoreline stabilization and planting project is nearing completion. At this
252 point, all work that may be done during winter temperatures is finished. As soon as temperatures and
253 conditions permit, most likely in April, the installation of aquatic and shoreline plants will be

254 completed, followed by repairs on the asphalt path walkway between the parking lot and the pond. All
255 work should be completed by May 1.

- 256
- 257 • Weather permitting, the installation of the handrails and the 2 "movable" enclosure gates for the upper
258 and lower plaza areas at Neuilly-Plaisance Plaza should be completed by Monday, February 8, 2010.

259

260 The Government Affairs Committee will meet on Tuesday, February 16 at 4:00 p.m. The Parks and Recreation
261 and Public Works Committees cancelled their meetings for the month of February.

262

263 **MAYORS COURT REPORT**

264

265 Mayor Harbison reported that the total Mayor's Court collections for the month of January, 2010 were
266 \$10,516.90.

267

268 Mr. Steinbrink moved to accept the Mayor's Court collections for the month of January 2010. Mr. Joffe
269 seconded. City Council unanimously accepted the collections.

270

271 **MINUTES**

272

273 Ms. Roesch moved to approve the December 2, 2009 business session, December 16, 2009 work session, and
274 January 20, 2010 work session minutes. Mr. Dobrozsi seconded. City Council unanimously agreed

275

276 **OTHER BUSINESS**

277

278 Mr. Dobrozsi indicated that the Planning, Zoning and Landmarks Committee met and would like to recommend
279 to City Council the reappoint Mr. Stephen Boord to the Planning Commission.

280

281 Mr. Dobrozsi moved to reappoint Mr. Stephen Boord to the Planning Commission for a term expiring January
282 31, 2014. City Council unanimously agreed with the reappointment.

283

284 Mayor Harbison asked if there was any further business to discuss in public session. There being none, she
285 asked for a motion to adjourn.

286

287 Mr. Suer moved to adjourn. Mr. Joffe seconded.

288

289 City Council unanimously agreed.

290

291 City Council adjourned at 7:34 p.m.

292

293

294

295

296

Clerk of Council