

City of Montgomery
City Council Work Session Minutes
May 24, 2006

Present

Cheryl Hilvert, City Manager
Terry Donnellon, Law Director
Susan Hamm, Clerk of Council
Frank Davis, Community Development Director
Wayne Davis, Assistant City Manager/Finance Director
Bob Nikula, Public Works Director
Don Simpson, Police Chief
Matthew Vanderhorst, Information Technology
Paul Wright, Fire Chief

City Council Members Present

Gerri Harbison, Mayor
Mark Combs
Barry Joffe
William Niehaus
Lynda Roesch
Todd Steinbrink
Ken Suer

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

ROLL CALL

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

Mr. Steinbrink moved to dispense with the roll call. Mr. Combs seconded. City Council unanimously agreed.

ADMINISTRATION REPORT

Ms. Hilvert reported on the following items:

- As a reminder the Strategic Plan Review Session is scheduled for Monday, June 12, 2006 at 5:30 at City Hall.
- The Sycamore Community School Board has taken action to approved its portion of the Tax Increment Financing District for the Great Traditions/Vintage Club development. All notices have been sent to Hamilton County, the affected school districts, and owners of the affected property. The public hearing on this topic is scheduled for June 2, 2006 at 6:30 p.m.
- Our most sincere condolences are extended to Mike Plaatje on the death of his father this past weekend.

Ms. Hilvert requested an executive session to discuss matters regarding pending litigation.

GUESTS AND RESIDENTS

Mr. Dick Dusterberg presented City Council with letters from Mr. Chuck Abbott, Mr. Howard Smith, Mr. and Mrs. Roger Aerni and Mrs. Mary Lou Rose requesting that City Council recognize Mayor Robert Novak in a way befitting him for all the time and effort he spent in making Montgomery such a unique place to live. He explained that this group of people recognizes that the City several years ago decided not to pick out individuals for special recognition by memorial, but rather wanted to honor all past leaders equally. They understand this policy and the reasoning behind it, however, they would like to request that an exception be made for Mr. Novak.

Mayor Harbison noted that she has received several letters regarding this issue and she has talked to several of the individuals who have submitted letters and explained to them the current policy and the reasoning behind it. She further noted that there could be other family members of past leaders who may feel that their family

members are just as important and that they should be recognized for their work in the community. She also noted that the City has to be consistent and observe all policies in place. She suggested that Mr. Dusterberg work with herself and the Vice Mayor to come up with a solution that would be suitable to everyone.

Mr. Dusterberg agreed to further discussions with the Mayor and Vice Mayor.

COMMUNICATIONS

Mr. Combs read a letter to the editor that he had prepared and was submitting to the Northeast Suburban Life.

Mr. Niehaus move to discontinue current discussions on the concept of an off-leash recreational area (OLRA) until such time as a comprehensive review of the City's park system can be completed by the Parks and Recreation Commission. Mr. Suer seconded.

The roll was called and showed the following vote:

AYE:	Harbison, Combs, Joffe, Niehaus, Roesch, Steinbrink, Suer	(7)
NAY:		(0)
ABSENT:		(0)

ESTABLISHING AN AGENDA FOR JUNE 7, 2006

Pending Legislation

New Legislation

A Resolution Accepting a Bid and Authorizing the City Manager to Enter into a Contract with Evans Landscaping, Inc. for the 2006 Swaim Park Pond Improvement

Mr. Nikula, Public Works Director, explained that he was requesting that City Council authorize the City Manager to enter into a contract with Evans Landscaping, Inc. for the Swaim Park Pond Improvements. This project includes dredging, regrading, and landscaping, thereby eliminating and correcting erosion damage along the perimeter of the northern pond at Swaim Park. Funding for this program is included in the 2006 capital improvement program.

A Resolution Accepting a Bid and Authorizing the City Manager to Enter into a Contract with R.A. Miller Construction Co. Inc. for the 2006 Curb Replacement Program

Mr. Nikula, Public Works Director, explained that he was requesting that City Council authorize the City Manager to enter into a contract with R.A. Miller Construction Co. Inc. for the 2006 Curb Replacement Program. This is an annual capital improvement project which, for 2006, will replace deteriorated curbs throughout the Swaim Field Subdivision and approximately 15 other location throughout the City. Funding for this annual project is included in the capital improvement budget.

A Resolution Accepting a Bid and Authorizing the City Manager to Enter into a Contract with Bansal Construction Inc. for the Cooper Road and Main Street Signal Modifications Project

Mr. Nikula, Public Works Director, explained that he was requesting that City Council authorize the City Manager to enter into a contract with Bansal Construction Inc. for the Cooper Road and Main Street Signal Modifications Project. This project includes traffic signal work including: relocation of one traffic signal, relocation of the traffic controller cabinet, and retro-fitting the existing equipment with LED traffic lamps at the Main Street-Cooper Road intersection. This work is necessary to support the construction of the Triangle Development project currently underway by Montgomery Gateway Partners LLC. Funding for this program is included in the 2006 Triangle Tax Increment Equivalent Fund.

A Resolution Accepting a Bid and Authorizing the City Manager to Enter into a Contract with Adleta, Inc. for the 2006 Weller Road Improvements Project

Mr. Nikula, Public Works Director, explained that he was requesting that City Council authorize the City Manager to enter into a contract with Adleta, Inc. for the 2006 Weller Road Improvements Project. He further explained that this project includes the replacement of approximately 1,200 linear feet of existing water main; construction of approximately 600 linear feet of new storm sewer; installation of approximately 500 linear feet of new curb; and the resurfacing of Weller Road between the Weller-Weil intersection and Bridgewater Lane. He also explained that the funding for this program is included in a grant from the Hamilton County Engineer's Municipal Road Fund, the Greater Cincinnati Water Works, and the 2006 capital improvement program and would be broken down as follows:

Greater Cincinnati Water Works	\$151,489.00
Municipal Road Fund Project Grant	\$ 61,500.00
City of Montgomery	<u>\$ 42,205.50</u>
Total	\$257,689.50

A Resolution Approving the Update of the Solid Waste Management Plan of the Hamilton County Solid Waste Management District

Ms. Hamm, Administrative Coordinator, explained that the Hamilton County Solid Waste is requesting that the City of Montgomery approve the update of the Solid Waste Management Plan. The Management Plan covers a planning period through 2021. As required by State law, the plan must undergo a complete update every five (5) years. Thus, the programming contained in this plan update will be effective through 2011. She further explained that the plan update is similar to past versions of the plan, with some notable exceptions. These include: initiation of a permanent facility for the collection of Household Hazardous Wastes from County residents; modification of the District's Residential Recycling Incentive (RRI) program to establish funding allocations based on a community's recycling rate; modifying the District's Reduction Assistance Grant to focus on issues deemed to be a concern in the District; and to provide opportunities for residents to properly manage used electronic equipment through District sponsored programming. Also, under the Plan update, District disposal fees will remain stable at \$1/\$2/\$1 (one dollar/ton for in-District waste, two dollar/ton for out-of-District waste, and one dollar/ton for out-of-State waste), until the year 2011, at which time fees to Hamilton County waste generators may increase to \$1.20/\$2.20/\$1.20/ton.

A Resolution Authorizing the Sale of a 1993 International Saulsbury Rescue Pumper Fire Truck

Mr. Wright, Fire Chief, explained that the Fire Department replaced the 1993 International Rescue Pumper with a 2005 Summit Rescue Pumper. With the new Rescue Pumper being placed in-service, the 1993 International Rescue Pumper was declared surplus by the Government Affairs Committee of City Council. He further explained that the Fire Department advertised the Rescue Pumper on E-Bay for seven (7) days and received a number of bids, however, none of the bids reached the set minimum bid. Following the closure of the E-Bay bidding process, the department received three (3) calls from interested departments. In working with the

different interested departments, the Exeter Fire Department from Exeter Pennsylvania traveled to see the truck and subsequently supplied the department with an offer to purchase the truck for \$38,000. In consulting with the City's Law Director, the department was advised that since the City had advertised the truck through a competitive bid process and that no acceptable bids were received, the City could sell the truck to another jurisdiction. Therefore, this resolution will authorize the City Manager to sell the 1993 International Saulsbury Rescue Pumper to the Exeter Fire Department in Exeter, Pennsylvania.

COUNCIL COMMITTEE REPORTS

Financial Planning Committee

Mr. Combs had nothing to report at this time

Governmental Affairs Committee

Mr. Suer moved to recommend the appointment of Ms. Michelle Meyers to the Sister Cities Commission to expire February 28 1009. Mr. Combs seconded. City Council unanimously approved the appointment of Ms. Ms. Michelle Meyers.

Public Works Committee

Mr. Niehaus had nothing to report at this time

Parks & Recreation Committee

Ms. Roesch had nothing to report at this time.

Law & Safety Committee

Mr. Joffe had nothing to report at this time.

Planning, Zoning, and Landmarks Committee

Mr. Steinbrink reported that the Comprehensive Plan Ad Hoc Committee met and reviewed the Community Comprehensive Plan and the Environmental Scan from the Strategic Plan. The Committee also discussed various ways to restructure the Comprehensive Community Plan. There were discussions on the appropriateness of establishing transition zoning.

Mr. Steinbrink moved to recommend to Planning Commission that they conduct a Land Use Study from Market Place Land to Hopewell Road on the east side of Montgomery Road. Mr. Combs seconded. City Council unanimously agreed.

OTHER BUSINESS

Mayor Harbison asked if there was any further business to discuss in public session. There being none, she asked for a motion to adjourn into executive session to discuss matters regarding pending litigation.

Mr. Steinbrink moved to adjourn into executive session to discuss matters regarding pending litigation. Mr. Suer seconded.

The roll was called and showed the following vote:

AYE: Harbison, Combs, Niehaus, Roesch, Steinbrink, Suer, Joffe	(7)
NAY:	(0)
ABSENT:	(0)

City Council adjourned into executive session at 8:14 p.m.

City Council reconvened into public session at 9:31 p.m.

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

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

Council unanimously agreed.

Council adjourned at 9:32 p.m.

Clerk of Council