

Thursday, November 21, 2019

ITEM 1: CALL TO ORDER: Mayor Flaute called the Riverside, Ohio City Council Meeting to order at 6:00 p.m. at the Riverside Administrative Offices located at 5200 Springfield Street, Suite 100, Riverside, Ohio, 45431.

ITEM 2: ROLL CALL: Council attendance was as follows: Ms. Campbell, present; Mr. Curp, present; Deputy Mayor Denning, present; Ms. Fry, present; Ms. Lommatzsch, absent; Mr. Teaford, present; and Mayor Flaute, present.

Staff present was as follows: Mark Carpenter, City Manager; Chris Lohr, Assistant City Manager; Tom Garrett, Finance Department; Major Matt Sturgeon, Police Department; Chief Dan Stitzel, Fire Department; Kathy Bartlett, Public Services Director; Tamara Ennist, Zoning Administrator; and Katie Lewallen, Clerk of Council.

ITEM 3: EXCUSE ABSENT MEMBERS: Mayor Flaute read a statement from Ms. Lommatzsch regarding her absence as she was out of town representing Riverside at the National League of Cities annual conference. Deputy Mayor Denning motioned to excuse Ms. Lommatzsch. Ms. Campbell seconded the motion. All were in favor; none opposed. **Motion carried.**

ITEM 4: ADDITIONS OR CORRECTIONS TO AGENDA: No changes were made to the revised agenda. Mr. Carpenter made comment that he updated the table of organization and sent it to council yesterday. He noted another error on the appropriated strength on the firefighters as he still had 12, but it needed to be 15 to include the three positions from the SAFER grant.

ITEM 5: APPROVAL OF AGENDA: Deputy Mayor Denning to approve the agenda. Mr. Teaford seconded the motion. All were in favor; none opposed. **Motion carried.**

ITEM 6: WORK SESSION ITEMS:

A) **Budget** – Mr. Carpenter presented the 2020 draft budget to council. He explained that the revenues for 2020 show a one percent increase. The income tax had a slight jump in 2018 and while doing pretty good this year, they are being cautious on November and December revenues as historically one of the months is down while the other is up. They are \$13,000 below what they have projected. This is the one percent that goes to the general fund. EMS billing for the fire department is slightly above projection and the property tax is close to projection. There is no projected increase for the 2020 property tax. The police department projection is similar. The Police/Fire/EMS income tax mirrors that of the one percent, the half percent that goes to police and fire. The biggest change is from the gas tax. There is a spike from 2019 to 2020. The city has received some funds as of September, making them a little ahead of what was projected. The number in the 2020 slot is what the state of Ohio projects for Riverside that number goes to the service department. The gas tax is about a 60 percent increase of what they had expected to receive in 2019. The motorist tax, police/fire/ems tax, and income tax all have a one percent increase. EMS billing will have about a 3.6 percent increase as they are slightly ahead of projection and run volume continues to increase as rates do increase. The permissive tax will increase by \$100,000, and local government funding started again with the city projected to get \$99,000, next year. Local government funding began in July with the new state budget.

Mr. Carpenter explained the changes to personnel in 2020: change one full-time admin assistant to part-time, create/fill engineering tech, create/fill community development director, add three full-time firefighters, and fill the vacant records clerk position. This will add 4.5 positions and fill 2 vacancies bringing the city to a total of 74 full-time personnel and two part-time not including the part-time firefighters.

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He reviewed the capital equipment and projects. Economic development will include marketing the Center of Flight, the former K-Mart property, and the MTC property as well as developing an economic development webpage. Planning will involve transferring a minimum of 15 distressed properties to people who will maintain them; and a housing rehabilitation program through the CDBG and working with Rebuild Dayton if grant is awarded. If unsuccessful with the grant, the city had set aside \$25,000, which is the grant match, to do something internally with rehab of homes. The parks will continue obtaining mulch, replace trash cans with grants, and repair Shellabarger playground. IT has started the email archival service with Goggle. They will upgrade all computers to Windows 10, purchase 10 computers, replace outdated servers, and purchase a data backup device. The fire department will replace to AED's carried on SUV's, apply for a grant for two automatic chest compressors, and subscribe to Lexipool to help update policies to keep them current and state/federal compliant. The police department will replace three police cruisers. They have an estimate in trade-ins of about \$21,000 plus insurance so a combined total of \$46,000 to help purchase those new cruisers. The citizens on patrol program will be initiated as well. The service department will replace three pickup trucks, replace three mowers, replace flashing arrow panel, and purchase grapple attachment for Bobcat. Mayor Flaute asked how many pickup trucks are in the service department. Ms. Bartlett stated the three needing replaced are the three oldest and go into the plats with salt. Mayor Flaute stated that three at a time seems like a lot and he didn't recall doing that many in other years. Ms. Bartlett explained they were near the end of their life and were either 2008 or 2009 models. She explained the life of the mowers were near the end as well. Mr. Carpenter discussed the road projects: Forest Ridge and Meadowsweet, Schwinn and North Union Schoolhouse, Woodman Drive Phase 1, Needmore/Old Troy signal improvement, Olentangy Drive Bridge, and the Woodman Drive feasibility study.

Mr. Curp asked if the Capital Items were in the budget. He stated he had difficulties with the document as when it was given to them last time they were to review and see the adjustments, but they weren't marked. They received the current document yesterday. The changes were not marked. He discussed the problems he had with the previous budget from two weeks ago and the new one. He provided a number of situations where he saw what was budgeted, but little had been spent; yet, they are still projecting the same budgeted amount for the year end estimate and for next year. He mentioned how it had been discussed earlier in the year how they want the departments to stop hoarding money. The city has needs and could have paved another street with that money. He discussed how two weeks ago there was money for capital in the police department but from yesterday's budget there was no money. This is why he asked where the capital was. Mr. Carpenter mentioned how they had found next year will have a 27th payroll. They had to make some adjustments in the budget. Mr. Curp asked how the council can get a feel for what it costs to operate the police department or any department when part of the budget is in one place and another part is found in another place and so on. Mr. Carpenter stated that was the purpose of this evening and that is the list he included tonight. He explained the situation with the debt service fund that had \$280,000 that is available. Mr. Curp provided another example in the services department the budget from two weeks ago, there was \$40,000 budgeted for next year and in this week it has disappeared out of the general government fund. He is trying to track how these transfers are happening. Mr. Carpenter stated that is what he is sharing with them this evening. The payroll situation came up last week and they are trying to respond to that. He explained the \$40,000 from the 110 account now in the 202 account happened because they are changing the job description of the working foreman and the working foreman is responsible for properties and maintenance that comes from the 202 account and that is why the funds were moved.

Mayor Flaute asked if this was the final budget. Mr. Carpenter replied yes. He is not asking for a vote this evening. Deputy Mayor Denning asked about the 27th payday and if it includes all employees or only hourly employees. Mr. Carpenter stated it is for all employees. Deputy Mayor Denning stated his issue with salaried versus hourly. Mr. Carpenter stated the total sum for salaried employees is \$37,600. Ten years ago, when this

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happened, it was included. Deputy Mayor Denning asked if it is \$37,000 extra in pay that salaried employees would get so it would be like a bonus for that year. Ms. Fry disagreed with that explaining when paid on a bi-weekly basis it is calculated down to the hour of how much your time is worth based on your salary over the year. The amount worked in two weeks is the same every two-week period no matter how many two-week periods have a payday in the calendar year. The way to resolve the situation would be to go on a 1st and 15th payday rather than a two-week payday. Discussion was held on when this same thing occurred 10 years ago. It was discussed how pay is always done at the end of a pay period; it takes a few days to calculate; it is paid a week after the preceding two-week work period.

Ms. Fry stated there is additional revenue from the gas tax, from the SAFER grant, and more money with the local government fund, she is looking at the bottom line numbers and sees they are able to spend \$400,000 in the fire department from the end of year forecast. She sees the current working budget has it at \$2.7 million and the 2020 budget is \$3.2 million. Mr. Curp stated they went from \$1.2 million to \$1.4 million because they are adding these folks, but also in that conversation for adding is because they don't have enough part-time people to bring in and they pay a lot of overtime. He stated if they can get three more full-timers, they can cut back on part-time budget and over time budget and they didn't. The budgets for part-time and overtime did not change. Mr. Carpenter responded they were trying to increase the part-time wages and they could possibly make the overtime lower as they are going to strive for that. Mr. Curp discussed the year-to-date budgets of the fire department and how they budgeted the same amount or more for next year. Mr. Carpenter stated they are pretty tight and the forecast numbers may not be up-to-date. Mr. Curp discussed how he prepared a budget for another place and how he does not have difficulty in coming up with a pretty accurate year end forecast. He reviewed the fire budget. Chief Stitzel stated he could explain why it is like that with their budget in the fire department. Mr. Curp stated he could do that, but it is an exercise in futility as they are just handed a document and are asked to approve a budget and this is what they have to work with. Chief Stitzel stated that the fire department budget is not linear. When it comes to maintenance they take care of things that break as it happens, but at the end of the year he sends every piece of apparatus to the Dayton Fire Garage to receive preventative maintenance bumper-to-bumper. A lot of their spending is year-end expenditures. Mr. Curp commented he understood calendarized expenditures; he just sees these trends throughout the document and it is all he has to work with. Mayor Flaute asked if these expenditures were accurate. Chief Stitzel confirmed his were; he could explain all of his expenditures and why he budgeted why he did. He added that he has moved money and they are trying to be more accurate as to what is going into each line item.

Ms. Fry stated to add to the discussion it looks like the work has not been done to update the forecast based on what they expect to occur from now until the end of the calendar year. Mr. Carpenter stated they have tried to do this in a way to get more people involved having Crystal working on the budget and doing the updates. He stated he could have done a better job on the forecasting. Crystal just put in the year-to-date information, but did not do any forecasting. He did not do as much forecasting on the sheet and he could do that before they approve a budget. Mr. Garrett commented that only the department head knows their spending plans. Mr. Carpenter stated he understands their caution. There is a situation with needing additional road salt and they have to find money for it. It is not their fault they need more salt. Ms. Fry asked if that should be reflected in the forecast. Mr. Carpenter confirmed it should. Mr. Curp mentioned how it has happened that funds were approved for a particular project that then does not get done and the department then spends the money on something else rather than returning the money set aside for the project to the general fund. Ms. Fry stated taken another way if there are things they save to do at the end of the year and when they evaluate the budget that is helpful information for council to know. Mr. Carpenter stated the budgets are fairly lean. Ms. Fry commented that lean does not preclude them from being accurate. He stated they need to do the forecasting more accurately. Ms. Fry asked about increases in certain department budgets and where that would be coming from. Mr. Carpenter reviewed the increases and explained

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those budgets. Discussion was held on the inaccuracy that was in the budget last year that caused the calculation in the total to be off; it was too low. Mr. Carpenter stated 2020 is correct. Ms. Fry asked about 2019. Mr. Carpenter stated the total is low; the 2019 budget was not adjusted it was carried over from last year's budget document. He explained on a different spreadsheet for all personnel costs, there was a cell that wasn't counted and that number was transferred onto the sheet they have. The total is correct, but the data entered was too low. Ms. Fry asked what the \$400,000 was comprised of. Mr. Carpenter stated it was partly from an accounting error, filling a position, 27th payroll, and wage increases. Ms. Fry asked where the money was coming from as all three departments saw big jumps. Mr. Carpenter stated some from the local government fund, \$99,000. Ms. Fry the total increase for the three departments is close to \$2.0 million. Mr. Curp stated that permissive tax and gas tax would not be reflected in payrolls, it gets reflected in money that gets supplanted. He discussed how council talked last year and earlier this year about how any new monies that came in would go first to the streets since they were so far behind. He understands the need for headcount, but he has some issues with that.

Mr. Carpenter stated he is hearing a lot of questions and asked what they want him to do to clarify the budget for them to make a decision. The budget is balanced. He has a sheet that represents where the tax credit dollars are going; and how the gas tax is being spent. Ms. Fry asked where the \$2.0 million or rather more than \$1.5 million is coming from. Mr. Carpenter stated he will have to do the math. He asked if she wanted to know how they were covering police, fire, and service; the revenue sources for those three departments. Mr. Garrett stated the revenue sources are in the revenue pages of the budget document, but there is so much as the police department has their police levy, they have a dedicated income tax, and they have general fund and some miscellaneous fees they get like the tow contract. They also get ordinance fines when they send someone to court, and the general fund throws in a couple of million dollars. Most of the wage increase comes from the general fund. Deputy Mayor Denning stated that this year's budget was \$1.7 million less than next year's budget based on the increases to those three departments. Where are they getting the revenue for those increases? Chief Stitzel stated the SAFER grant is a big part of that for fire. Mayor Flaute stated they need that list.

B) Zombie Properties – Mayor Flaute invited council members to give their thoughts on the previous discussion and presentation of zombie property registration. Ms. Fry stated he presented an idea they could use without using his services, and he presented a low risk to use his services. While it is a low risk proposition, she is concerned about being his first client. She would rather discuss enacting the ordinance separately from his services. Mr. Teaford commented that he did not think Riverside was in a position to find these properties and find the owners and charging them \$200 to correct the problem. He did not see bringing in an outsider without a track record to get rich where they may not see a dime. Mayor Flaute stated he is coming in to help the city. It is a low risk. If he was unable to help the city it would become apparent, quickly. Deputy Mayor Denning stated if they enact an ordinance stating they must do this, then the city is responsible for making sure it still happens whether they use him or not. Staff has to do extra work to make it happen. He asked if other companies were out there that do the same thing that have a track record. From the previous meeting it was determined that many of the zombie properties were not banked owned meaning that there is a very low percentage they could even collect \$100. Mayor Flaute stated he is not seeing it as a money maker, but as helping the zoning department with very low risk. Ms. Fry commented that his model is not for our community. Ms. Campbell asked if someone dies and a property is just left who is paying that \$200. Mayor Flaute stated it isn't costing the city anything; he won't get the money. Ms. Campbell asked how he would get the money if there is no one to get it from. Deputy Mayor Denning stated if there is no one to pay then he doesn't get the money. Ms. Campbell mentioned a similar issue where people were ticketed by cameras and the company that issued the cameras got their money, but the city that was to be paid was backed up by \$50,000 for people not paying their fine. She said he will not do it for nothing; something is not right. She would want the attorney to draw up something solid.

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Mr. Curp stated that if they do this they need to take a look at some of the issues such as maintenance of the records, who will own the end product. Even though they are public records, if he is doing the work and maintaining them then the city has to make sure they have the records also. The entity collecting the money would be better off it is was the city because then they can pay him as he delivers the service whereas if it goes directly to him, then we have to figure out how to get our share of the money from him. Regardless whether they work with this man or another entity they need to consider ownership of the product and the revenue.

Ms. Fry stated she would feel better about it if the solution was tailored to the situation in the city. Mayor Flaute stated they could move forward, not move forward, or see if there are other companies out there doing that and see what they are doing compared to what his model is. Ms. Fry asked if they do nothing different are they doing their due diligence for these properties. Mr. Carpenter replied it is part of one of their projects for next year to address specifically these types of homes. He added there is another company out there, Pro-Champs, which he and Tamara have scheduled a conference call. Deputy Mayor Denning stated they should google that type of service, vacant property registration, and find out how many companies do this type of service. Mayor Flaute stated that if the city has to administer the program, then that would be reason for him to say no. They do need to keep track of the money coming in somehow. He asked if someone on staff could get more information before the next meeting.

ITEM 7: RECESS: Council recessed at 7:14 pm.

ITEM 8: RECONVENE: The meeting reconvened at 7:26 pm.

ITEM 9: PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE: Mayor Flaute asked Stebbins Senior and AFJROTC cade Ian Haaf to lead the Pledge of Allegiance.

ITEM 10: MINUTES: Consider approval of the minutes of the November 7, 2019 regular Council meeting. Deputy Mayor Denning motioned to approve the minutes as presented. Ms. Campbell seconded the motion. All were in favor; none opposed. **Motion carried.**

ITEM 11: PROCLAMATION: Mayor Flaute invited Ian Haaf to come forward and talk about the AFJROTC Scholarship he received over the summer. Mr. Haaf: It was definitely a big surprise when I got accepted to this. I was out building a snowman at the time as it was during winter. There were about 15 different places I could have chosen to go and I wanted to go to Utah just because of the mountain ranges there and I missed being in the mountains as I grew up in Colorado so I wanted to fly around there. We had eight weeks to do this program; most of us, there were 10 of us that went to Utah and most of us got done within six. It was a very long 12-hour day, lots of studying; we pretty much flew daily and that really helped out. It was definitely a fun experience enjoying with the other nine cadets there with us. I would say that the most fun that I ever did there was going on my first solo cross-country, which I actually ended up having to do twice because there ended up being a storm where I couldn't land at one of the airports so I had to do the whole thing again. It was a fun and hard experience to complete. I am excited for what there is to come. Mayor Flaute: So you are a senior, and you will be graduating in May, where will you be going? Mr. Haaf: I am going to, and I was accepted a few days ago, I am planning to go to Colorado State University. I visited there when I was in Colorado and I just really enjoyed what they had there and I plan to major in mechanical engineering.

Mayor Flaute read the proclamation:

Whereas, it is the intention of the Mayor and Council of the City of Riverside to focus attention on noteworthy occasions and individuals; and

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Whereas, Ian Haaf is a senior at Walter E. Stebbins High School who participates in a number of activities including pep band, marching band, track, soccer, Boy Scouts and the Air Force JROTC Program; and

Whereas, Ian, was selected from over 2,000 eligible AFJROTC cadets across the country for a full-ride Private Pilot Scholarship called the Chief of Staff of the Air Force Flight Academy Scholarship, valued at approximately \$20,000; and

Whereas, over the past summer the United States Air Force sent Ian to Utah Valley University where he attended ground school and flight training. He earned over 40 hours of flight time and mastered all the skills required to fly a Diamond DA-40 Aircraft and pass his FAA Single-Engine Land Private Pilot's License Checkride at 17 years of age; and

Whereas, Ian, also, receives flight time each month through the Civil Air Patrol to maintain proficiency, and he is the only cadet in the AFJROTC program authorized to wear a Flight Suit on his uniform day.

Now, Therefore, be it Proclaimed that Thursday, November 21, 2019, be known as Ian Haaf Day, and recognize Ian for the hard work and dedication he has accomplished.

Signed under my hand and seal this 21st day of November, 2019.

ITEM 12: LIQUOR LICENSES: Mr. Carpenter stated the police department did their check and found nothing to raise any concerns regarding the new liquor license permit request by MACS dba Circle K. No hearing is requested. Mr. Carpenter also stated that there was no concern regarding the license request from Old Dayton Pizza, LLC. This previously was the property for the old Green Lantern. No hearing is requested.

ITEM 13: ACCEPTANCE OF PRIOR MONTHS FINANCIAL REPORT: Deputy Mayor Denning motioned to approve the financial report for October 2019. Mr. Teaford seconded the motion. All were in favor; none opposed. **Motion carried.**

ITEM 14: WRITTEN CITIZEN PETITIONS: Mayor Flaute advised citizens to fill out a form if they wished to speak about agenda or non-agenda items.

ITEM 15: DEPARTMENT UPDATES:

A) Monthly Update Police Department – Major Matt Sturgeon: I'm filling in for Chief Robinson; he had a family function he needed to attend tonight. I will be going over some personnel issues and things that have transpired, which is 30 days ago, when Chief Robinson last spoke to you. Detective Kyle Seward has left us; he resigned his position with us and he is now working for the city of Oakwood public safety services. He will be in a dual role there as a firefighter and a police officer full-time. Today was another nice day, Officer Scott Renner started with us today. He was sworn in informally today to get him out into the FTO program and started right away. We will do a formal swearing-in in the near future with council and his family. He was the number one applicant in the process and we are very excited to have him on board. All of our personnel, currently, are healthy and back to work. In December, training-wise all of our officers will be completing defensive tactics trainings and updates; hands-on handcuffing and ground fighting are two things they will be working on heavily. All officers will be completing sexual harassment training, harassment diversity ethics training by the end of November. Furthermore, officers will also be continuing their education through E-OPOTA online. By the end of December, we will be de-escalating mental health crisis issues, dealing with those who have any sort of disability, and domestic violence updates for 2019.

In 2020, something new we brought back, I have been here for 25 years and we did this in the past and I am excited to see it come back; the return of the citizen's police academy. I think it is a great opportunity for citizens to come in and see how the police department works on a day-to-day basis. It is nothing like Cops on TV; it will be something very proactive and I think the citizens will receive well. We also attended the Hometown

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Holiday event. We will be providing traffic support and personnel support tomorrow for Beverly Gardens as they do a military appreciation. The children come out and march through base housing and support the military; it is a really neat event. Obviously, we know that Detective Del Rio passed away, killed in the line of duty with the city of Dayton police department. Ten of our officers, including our complete command staff, attended that funeral in support of the city of Dayton. We also manned several traffic posts for them to assist with that situation. I know I saw Mr. Mayor there and we appreciate that, thank you. Sgt. Jackson completed PELC (Police Executive Leadership College) this month put on by the Ohio Law Enforcement Foundation. It is step two in three steps of continuing education that we demand of our sergeants and command staff. As we continue to shuffle bodies with officers who have left and then hiring an officer, that allowed us to also move an officer from road patrol, Adam Todd. He is now moving into the detective section; he has been in the detective section about three weeks and has hit the ground running. He has 13 years' experience, seven with us full-time; he is doing a great job.

Last time since Chief Robinson was here, to give you an idea of the activity in the department, we have handled 1,496 calls. That is slowing down for us so that is a good thing. There was one last thing that Chief Robinson was tasked by council to address and that has to do with some of the signage issues that are going on in the Byesville plat. I will gladly speak to what the decision was from Chief Robinson and what we will go forward and recommend to the city. We went down and took a look at the traffic control signs at Byesville and Fairfax. There are two 'no thru truck' signs down there. Being here for the length of time I have been here, I have an inside idea as to why those two signs are there and how they are staggered. Originally, that first sign that was put in, maybe 100 yards from Eastwood Market was to allow trucks to pull in for delivery at Eastwood/Halls Market and then have room to turn around. What they ran into was that drivers were pulling in and then driving down Fairfax and then realizing there is a 'no thru truck' sign so they were backing down the roadway. The sign should have been taken down a while ago. The second sign that went up was put up closer to the business to say to the trucks, you can deliver here, but it is not a cut through. The recommendation of the chief and I agree with him was to take down one of the two signs, the one that is further in. I also know there has been an ongoing issue with Salmons Trucking and trying to find a solution into that problem. The chief met with Salmons Trucking and basically said what was going on. The quickest route to get out of the plat, you are a business and you are grandfathered in, is to make a left hand turn and go out to Springfield Street. We asked if we can get an agreement and also put in a sign that says 'no right turn' out of his trucking terminal. Mr. Salmons has made a commitment to Chief Robinson that we can put that sign in and he will instruct his drivers to not go that way and he is professing that the trucks are not going that way. Chief Robinson does not want any sort of sign that says 'no trucks'. That is not a viable option, and not something law enforcement could be able to enforce. That is the recommendation made to the city manager from Chief Robinson.

Ms. Fry: When you said you asked for his permission, does that mean the sign is on his property? Major Sturgeon: There was talk whether to put it across the street or onto his property and he agreed to put it on his property so his drivers can see it every day. It is going to go on his property or the easement right by the roadway. Ms. Fry: Would the intention then be if they do turn right that you would enforce that sign? Major Sturgeon: That would be our intention to enforce the sign, sure. Mr. Teaford: By taking down the one over by the carryout, that is going to allow those drivers to drive through the neighborhood. Major Sturgeon: Well, there are two. Mr. Teaford: I know there is one at the beginning of the street that says 'no thru trucks'. Major Sturgeon: You have to remember the thru truck, the way the ordinance is written and the way we enforce it is that no thru trucks means that you can't take if you are driving down Springfield Street, you can't just cut through the plat and go through, but if you are making a delivery you can continue through the plat. It is the same with what we dealt with on the Salmons property why 'no thru trucks' doesn't apply to him because they are either originating from him or they are going in there, making a delivery or picking something up, and then they are leaving. No

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thru trucks means you can't cut through as circumventing traffic. Mr. Teaford: Like you previously said, the trucks are supposed to go back to the nearest truck route that would be Springfield Street, going through the plat or around the block. Major Sturgeon: The problem you run into is that the no thru truck ordinance, what it is designed for is say Brinks that is down there. If Brinks drivers were daily cutting through that plat for no reason but to short-cut that is what the ordinance is designed to stop. I think with the trucks that have come down, and I haven't worked patrol in a while so I am not sure if they are adhering and not cutting through, but once they make a delivery, they are moot from it because they aren't using it to cut through purposely. They have made a legitimate delivery and they are on their way. I know when the signs first went up, because I was down there every day enforcing it, they were adhering to it. Now, not being on patrol for the last 10 years, I don't know if that is being successful or not. Mr. Teaford: It's a problem. I was trying to get across the bridge on Fairfax about a month ago and ran into a beer truck. For one, that bridge is not heavy enough to support that, but he is cutting back over to Smithville instead of going out on to Springfield. Major Sturgeon: Exactly, I don't disagree with you at all, but I think we run into an issue with as soon as they are making a delivery, and we can get an opinion of it with our legal department, as to since they are not using it as...we ran into this when they were redoing Forest Ridge and Union Schoolhouse and Paul Arpin and Roadway were cutting through that way. They were circumventing, shortcutting, through that plat instead of taking the surface streets around. That was easier to say 'no thru trucks' because they weren't making a delivery anywhere; they were using it as a cut through. The problem we run into is when these trucks come down to make a delivery it can really bind our hands because they are saying, I'm here to make a legitimate delivery instead of turning my 18-wheeler around and going that way. That is where we get our hands tied up a bit with the interpretation of the law. Mr. Teaford: I did check with the state highway patrol and they said the trucks have to go back to the nearest truck route so that would mean they would come out of the carryout and turn back to Springfield Street. They don't; they cut through. Major Sturgeon: I don't disagree with what you are saying; it is one of those things where legally, if our legal people say we stand behind it then we can enforce it. Maybe the ordinance needs to be tweaked a little bit as far as how it is written. They are making a legitimate delivery. It is the same if you went down with a box truck from Best Buy and you deliver three things of furniture and you went on your way, why would we allow that to happen, but we are going to take a delivery truck. Some of the state patrol only enforce on state routes and anything that has state governance. What they say to you sometimes, we can even restrict our laws a little tighter if we wanted to as an ordinance. It just depends on what the council would want to do, and you would have to get an opinion from the legal department. Mr. Teaford: The only thing about furniture trucks delivering at homes, those are home deliveries. These are semis or slightly smaller going to a business and they should not be going through the residences. Putting a sign up gives us a little more bite, if we catch them doing it. Major Sturgeon: There are two signs that are stacked back-to-back. From that perspective that is redundant. It is not hurting anything. Mr. Teaford: We don't think so, but the residents, obviously, think it is a big deal. I was in trucking for a lot of years, and it is a big deal when you have trucks, semis, beer trucks, whatever going down a street that is about as wide as those two desks that is a problem and the weight of them. I passed a beer truck on that bridge. If we don't do something to stop those then that bridge will fall apart again. There is a no truck route sign off of Smithville coming across Fairfax, but if we weren't allowing these trucks to go back through the neighborhood and out that direction what good is that? Major Sturgeon: I don't disagree with you; I would have no problem reaching out to our legal department and to our prosecutor and he says let's try it. Mr. Teaford: The sign is there. Why do away with it when it gives us a little more bite for that neighborhood. Major Sturgeon: I was just referring to the redundancy to the two signs in a row. Whether the signs stay or not is fine with me. Ms. Fry: How does it give it more bite; I don't understand that? Mr. Teaford: Well, because if we catch a truck down in the plat, and we have signs that say no thru trucks they can get a ticket for being on a residential street. Major Sturgeon: That is not necessarily accurate. That is where we are going to have to get in with our prosecutor and say what their interpretation of the law is. We can try it; we can get with prosecutor Serto

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and Dalma Grandjean and say is this something that we feel is prosecutable the way the language is written right now. What I see being a problem is what we ran into before is they are making a delivery and they are going on about their way. I don't disagree with you from being a good business person should you turn around and not go through the plat, yeah, but we deal in the legalities as far as what we can absolutely write a citation for and then get a conviction on it. That is where we run into problems. Mr. Carpenter: We can also reach out to the market and see how deliveries can be made to where the truck doesn't proceed to Fairfax. Mr. Teaford: They don't have to go down that street; they can turn around as there is plenty of room. Once they back in turn around and go back to Springfield Street; a lot of them just choose not to. Mayor Flaute: Let's reach out to them; that would be a good idea.

B) Monthly Update Fire Department – Chief Stitzel: You have your monthly packet there with October's information, stats, and activities. We are continuing to work on the hiring process for the full-time SAFER grant positions. We did do one full-time process; we currently have five names on that. I did learn that one of our full-time people is leaving so now I have to fill four positions. We are going back out looking for more applicants, looking for a lateral transfer process and hopefully, get a few more names on there to make sure we have a bit of insurance when we go to fill these positions that we have enough people to do it. We are also starting another part-time process next week because we still have some openings in our part-time program. Just a note, when we were talking earlier about the staffing, I can't cut that part-time program with the full-time people we are gaining through the SAFER grant; I have to maintain the part-time staff I have. It is that supplanting issue that we talked about a month ago that I have a certain number of FTEs I have to maintain throughout the life of the grant. We are working very hard and diligently on an improved recruiting program for the part-time and we are hoping to team up with some other departments and see if we can't do a bit of sharing of resources if there are part-timers in other departments that are looking for additional hours and they can't get them there because of the limitations of the Affordable Care Act then they can come over to our department and vice versa to do some training credits and some similar cooperation between departments. That is one of the things we are looking at doing to help that part-time shortage issue going on in the region. The year-end maintenance is continuing with all of our fire apparatus; all of our SCBAs have been bench tested. All of our fit testing is done; we did all of our year-end ladder testing, rescue tool maintenance and all that is continuing as we go. Crews attended the Hometown Holiday, also, and I trust the guest was delivered just fine, no problems. Our community paramedicine program is hosting a Medicare 101 class and it is going to be held at the United Christian Fellowship Church, 2544 Forest Home Avenue, on November 27. This class is from 1:00 - 2:30 pm and is for people on Medicare or have loved ones on Medicare that have trouble navigating that system. We are going to have an expert there to help coach and teach people about the Medicare system and how to navigate through that and get their maximum benefits and make sure you aren't missing out on anything. That is one of the things that Paramedic Balcom and our nurse that works with us are going to be hosting and doing that. We have flyers out; I've sent them to our seniors and our chamber. I've already sent it to the ACM to get it on Facebook and the webpage so it should be showing up very soon. We also are going to be attending the military parade over at Beverly Gardens tomorrow, supporting our military and their efforts over there.

Ms. Fry: The third graph in the packet, what is that? Chief Stitzel: Where it says 2015 - present? That is the out of place one. That is the drug related totals. You have the green one, the very first one going by year and then the 2015 - present more of a monthly stat to show a longer period of time. It indicates the spike that we had in 2017 with the opioid issues; we track all drug related whether it is opioids, meth; it can be an alcohol issue. We try to keep track of that and that is what that graph shows is how many we are having month-to-month. Ms. Fry: Have we seen a spike from the increase in the meth? Chief Stitzel: Yes, we've seen a spike; we are not at a peak. I'm hoping we are; I'm hoping it doesn't get any worse, but yes, we are seeing an increase in meth related patients. Ms. Fry:

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So, next time we will see that trending up, probably? Chief Stitzel: It very well could be, yes, absolutely.

C) Monthly Update Public Service Department – Ms. Bartlett: I have a couple comments on the report submitted with the packet. The Airway West Reconstruction Project is still slated to be bid December 12. Just last week, we had a right-of-way permit submitted to us from the RTA and they want to put the trolley cables from Smithville to Meijer, and we had some internal discussion and decided to not further delay our reconstruction project that they would not be allowed to do the trolley lines until after our construction project was complete. You can't really have two contractors working in the same area and some of the poles and things we would be putting up as part of the reconstruction project might interfere. I really think they are going to have to buy right-of-way to get some of their poles in. We denied the right-of-way permit to let our project go forward and not muddy the waters. The Woodman Drive spot mill-and-fill schedule keeps moving; we are trying to get it done before the asphalt plants close. Right now, the schedule is it will start Monday and will be a three-day long project, weather permitting. They were going to try to start on Saturday, not work on Sunday, and then Monday or Tuesday, but now they have pushed it to Monday. I'm working with the ACM on filling the maintenance worker that we are having one retire at the end of the year and we are going to be getting that job posting up for the month of December and try to start interviewing in early January. This morning, I attended the MVRPC Technical Advisory Committee meeting, the only thing of importance that I will share is that they received over \$30 million worth of requests for the Surface Transportation Funds. That is the funding pot that we submitted two applications for the Woodman Drive reconstruction from SR-35 to Eastman, and the resurfacing of Spinning from Linden to Eastman. We should know late January to early February if we receive funding for those two projects.

Deputy Mayor Denning: What time on Monday are they starting? My concern is the amount of traffic that handles. The good part is with it being the week before Thanksgiving that the base traffic should be a little less. Ms. Bartlett: We told them when we do work along the wall we don't start until 9:00 am. We suggested that, but we didn't have anything. Deputy Mayor Denning: I would suggest they start at 8 pm at night and go until 6 am.

Mr. Curp: When we are dealing with repaving and we are dealing with RTA, could we look into having them put concrete pads where their bus stops are? Is that practical from our point of view for maintaining the integrity of the pavement? Ms. Bartlett: When we were first looking at Valley Street, there are some concrete pads from the first section that was done 10 years ago. When we were looking at that as a possible project, we were definitely going to put bus pads on that street. I don't believe Airway West there are some stops and I don't believe there are bus pads in the construction plans for that. They are very expensive, but when you are getting federal money to pay for 80 percent of it, it is not that big of an expense, but it wasn't planned as part of the project and it is too late to do something about it now, unless we want to pay for it. Mr. Curp: An example that comes to mind, the easy one, is on Burkhardt in front of Spinning Plaza Shopping Center, just west of the video store; it might have been just before you got here. We repaved Burkhardt and it wasn't but a short time afterwards that area, and it just happened to be coincidental, where the bus stop is started deteriorating and collapsing. It could be a combination of the storm line underneath the street collapsing at the same time the pavement started to collapse, but nonetheless. Ms. Bartlett: Any future projects where we are on a bus route, we will plan for concrete bus pads.

D) Monthly Update Planning and Program Management – Ms. Ennist: We've been rather busy the last few weeks. Permit applications have declined a little bit so we had about 15 in the last two to two-and-a-half weeks. We are still in conversations with Circle K, Taco Bell, and Waffle House on their developments. St. Helen's Parish has requested some temporary signage for their holiday bazaar. We have Oakley Blacktop expanding their operations; they were on the Planning Commission agenda and they will

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be on the BZA agenda next week. He is constructing a large major accessory structure to house the vehicles stored on the lot next to him so that will clean up that lot and make a nice improvement there. As you know from the PPM report, we are still working on a lot of violation cases and Rob has been busy on that. Mowing season is finally winding down; we mow anywhere from 26 to 56 properties each time that we mow. Since I have been here, we've had three mowings this year and there is a fourth one that is just a few houses, but basically we have mowed 134 properties. Some of them are duplicated each mowing time. The mowing total is about \$14,000. We are working on the properties that were part of the Neighborhood Improvement Program so we have 13 of those properties that the county is turning back over to the city and we are looking at solutions and how to market those properties or to offer them to the neighboring properties. One of the things we would like to do for next year would be to work on these vacant properties, zombie properties as they are called, and foreclose on those that can be foreclosed on and turn those over to the county. We also intend to investigate what properties are behind on their taxes; if they are behind enough to foreclose on, we would like to get a list of those. Hopefully, we can improve the owner occupancy rate in the city of Riverside. Rob has taken the map of the fire districts and he has consolidated those into six districts that he is going to be proactively doing code enforcement through. Each week he will spend so much time in each of those districts. He attended an Ohio Code Enforcement Association meeting in Columbus, yesterday; and I attended a meeting for source water protection on the 12th. They gave us a nice map of the well field protection areas. In the city of Riverside, we have two well field protection areas. We are in the process of signing a contract with them for that. For the last three weeks, on my own phone, I have had 250 voice mails and emails to address. I haven't gotten around to all of them; I think I have about 85 more to go, just to give you an idea of how busy the department gets. We have been removing all the illegal signs, but that has slowed down now that the political season has ended.

Ms. Fry: Do you have an idea as to what those voice mail messages are comprised of, what types of calls? Ms. Ennist: It is a variety, some of them are inter-office messages, but most of them are people calling about permits or code violations. Ms. Fry: Is it primarily one type? Ms. Ennist: No, I have a lot of calls coming in from the developers that want to develop those lots so we are working back and forth with the engineers and surveyors on that process. I get a lot of zoning verification requests; a lot of sign permits. On the activity report, I try to break it down there as to what types of permit applications. We get calls on every one of those. We have people coming in and we sit down and work with them about how to maybe do the applications. Ms. Fry: Do the residents calling in about zoning violations, do those go to you? Ms. Ennist: Not all of them. Usually they call and they go to the front desk; sometimes they call directly to my office. It is a variety. Pam and Becky field a lot of the calls. We are in and out of the office a lot so, basically, you have to call them back, but Pam and Becky do a really good job at trying to handle what they can and passing along what they can't.

Mr. Curp: I will resurface one of my pet items that I have brought up at least two prior years. We are entering into a part of the year where we don't have the kind of code enforcement activity we have when the weather is better and the grass is growing that sort of thing, and this would be a good time for us to work on warding off properties that are starting to become a little blighted. An example would be where we see a house or a business property that has peeling paint. We typically don't go around and cite people for peeling paint until it gets really bad, I'm sure. What we can do is work with them and say here is an observation, we see that your house needs a little bit of paint, and we aren't going to give you a citation today and we know you can't paint during these temperatures because of the warning on the paint label stating sustain temperature at 50 degrees outside ambient air. We can talk to those folks and tell them we would like to see them spruce up their property and ward off this risk of blighting the neighborhood. The temperature will get above 50 probably in April and thereon, so if you could start working on your personal budget to plan for painting your house or whatever the situation is, if we could look into doing something like that because we don't want to be hard noses and go out and give

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people citations; we want to work with them and help them be good neighbors. Maybe we could look into something like that. Secondly, for us, for everybody, we had the developer who came in who talked to us about the K-Mart property and said maybe one of the things we should look at is a PUD, planned unit development, for that. I went back and looked at the code and unfortunately, prior to 2013 when we changed the zoning regs and much of the UDO, the PDs and PUDs got eliminated from the code. What we are pretty much stuck with if we don't go back to adding PUDs to the code, we are stuck with entering into a MOU, memorandum of understanding, with anybody who wants to develop, wherein we reach an agreement with them then we will consider rezoning if you consider these kinds of limitations on a development on your property and also these enhancements to the properties, such as landscaping. There are some basic development guidelines in the code, but not necessarily things we can force a developer to do. On an interim basis, we could probably work with MOUs, but on an ongoing basis, I think we need to look at putting the PUDs back in, because the PUDs require them to provide some detailed plans to the planning commission. Those get reviewed, revised, and approved on a temporary basis and that then comes to the council for its review. Does it fit in with what we see what we want the community to become? Does it fit in with the image we want for our community? For example, K-Mart is in a gateway area. What kind of development do we want at K-Mart? If we do have something like self-storage, what kind of landscaping or other enhancements to the property might we want to see because this is an entry way area? Because you don't have PUD any longer in the code, we are pretty much saddled with an MOU; I think we need to take a look at putting PUDs or a tool like that in our tool box so the planning commission and the council has that ability to provide that kind of guidance to developers that come in for these areas. I hope we will take a look at doing something like that.

Mayor Flaute: I'm excited about the Waffle House. When the old building came down and they redid that, I remember that lot was too small to put anything on. I hope that wasn't true and I hope that the Waffle House can go on there. That is exciting, a lot of good stuff.

E) City Manager Report – Mayor Flaute: So, 400 Woodman Drive that is not the Goodyear place. Mr. Carpenter: It was that former international auto parts, it is called something else now. Mr. Teaford: Where Payless Shoes used to be. Mayor Flaute: Okay, I was confused on that. I thought Roy was planning on going into Goodyear, apparently not.

ITEM 16: PUBLIC COMMENT ON AGENDA ITEMS: No one wished to comment on agenda items.

ITEM 17: OLD BUSINESS

A. ORDINANCES

- I) Ordinance No. 19-O-707 authorizing a second amendment to the master lease-purchase and sublease-purchase agreement by and among Fifth Third Bank (as Lessor), the City of Riverside, Ohio (as Lessee), and Widows Home of Dayton, Ohio (as Sublessee), under which proceeds in the original principal amount of \$3,900,000 were used to currently refund certain obligations of the sublessee previously incurred for the purpose of acquiring, constructing, equipping, installing and renovating hospital facilities.**

Deputy Mayor Denning motioned to approve the second reading of Ordinance No. 19-O-707. Ms. Campbell seconded the motion. The clerk read the ordinance by title only.

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Mayor Flaute opened the public hearing for the ordinance. No one came forward; Mayor Flaute closed the public hearing.

All were in favor; none opposed. **Motion carried.**

ITEM 18: NEW BUSINESS

B. ORDINANCES

I) Ordinance No. 19-O-692 approving employee position titles, number of positions and pay ranges and to repeal Ordinance No. 18-O-674, adopted October 18, 2018.

Mr. Carpenter: This is the Table of Organization; all the positions that are listed on there are currently included in the 2020 budget.

Deputy Mayor Denning motioned to approve the first reading of Ordinance No. 19-O-692. Mr. Teaford seconded the motion. The clerk read the ordinance by title only.

Mr. Curp: First of all, since we seem to have some issues with getting the numbers together on the budget; I'm thinking this is a little premature to be acting on it at this point in time. Secondly, I am not going to support this because I am concerned about the additional positions, the changes in positions in the public works department. I understand succession planning; I understand what I think the public works director wants to do. My major concern is this is a span of control issue; I think there are just too many supervisory positions for the small number of worker staff and I just can't support that kind of ratio. For me it is not a good ratio. The other aspect of that, I thought when we talked about the engineering technician, initially, I believed this would be a position similar to what you would see in an engineering firm; I am not sure that is what I see here. What we have done is hybridized an operations, leadership position with some quasi-technical functions and I didn't think that was what we were doing when we first talked about an engineering tech position here. I am not supportive of it for all those reasons. I especially don't think until we get the budget numbers worked out that this is a right time to do this.

Mayor Flaute: It is my understanding the budget numbers are there; we have a balanced budget. We just don't have a clear explanation of some of the numbers. We have a balanced budget and I am not sure why you feel the numbers aren't there. Mr. Curp: Well because, one of the things we talked about and committed to and the council can change its commitment any time it wants, was that when additional money came in from permissive tax, when additional money came in from gas tax, those kinds of things, we were going to apply it to residential streets. What we are doing is expanding staff. We've kept putting off streets and putting off streets. I am just not supportive of it.

Ms. Fry: What has changed from the last version? Mr. Carpenter: From the last version, I omitted the working foreman position. Ms. Fry: From the October 2018 version. Mr. Carpenter: Maybe the part-time position; I think I mentioned it last meeting. Deputy Mayor Denning: October 2018; she is asking what is different between this list and the existing list. Mr. Carpenter: The community development director, three full-time firefighters, a part-time admin assistant, and I deleted all the other positions that weren't filled. Mayor Flaute: And the engineering tech. Mr. Curp: And the junior foreman. Mr. Carpenter: Yes, the engineering tech; we didn't follow through with the junior foreman, we modified it to an engineering tech. Mayor Flaute: A working foreman not a junior foreman. Mr. Carpenter: Yes.

Roll call went as follows: Mr. Denning, yes; Mr. Teaford, yes; Ms. Campbell, yes; Mr. Curp, no; Ms. Fry, no; and Mayor Flaute, yes. **Motion carried.**

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- II) Ordinance No. 19-O-705 declaring the property located at 2521 Rondowa Avenue in Riverside Ohio (Parcel ID: I39 00715 0032) to be located in a Neighborhood Initiative Program targeted area eligible for transfer to the Montgomery County Land Reutilization Corporation and authorizing the city manager to execute documents necessary to transfer said property.**

Mr. Carpenter: This ordinance is to include 2521 Rondowa Avenue into the NIP; this is a property the city owns. The structure on the property needs to be demolished. The land bank may receive more federal funding, but they need properties that are controlled by municipalities so I am asking council to sign this over to the land bank in the event they receive those federal funds and then they can demo the house and the property would be maintained by them for three years.

Deputy Mayor Denning motioned to approve the first reading of Ordinance No. 19-O-705. Ms. Fry seconded the motion. The clerk read the ordinance by title only.

All were in favor; none opposed. **Motion carried.**

- III) Ordinance No. 19-O-708 renaming and repurposing City Fund 702 commonly known as the Vehicle Replacement Fund.**

Mr. Carpenter: These are the first of two funds we have that we don't use. They have been approved, but we are asking to rename them and we can use them in a fashion as we talked earlier this year on the budgeting process to break out our capital equipment and our roadway projects and use these two funds in that manner.

Mr. Teaford motioned to approve the first reading of Ordinance No. 19-O-708. Deputy Mayor Denning seconded the motion.

All were in favor; none opposed. **Motion carried.**

- I) Ordinance No. 19-O-709 renaming and repurposing City Fund 703 commonly known as the Public Service Replacement Fund.**

Deputy Mayor Denning motioned to approve the first reading of Ordinance No. 19-O-709. Mr. Teaford seconded the motion. The clerk read the ordinance by title only.

All were in favor; none opposed. **Motion carried.**

B. RESOLUTIONS

- I) Resolution No. 19-R-2535 authorizing the city manager to make application to the Eastern Federal Lands Access Program Project (FLAP).**

Deputy Mayor Denning motioned to approve Resolution No. 19-R-2535. Mr. Teaford seconded the motion.

Deputy Mayor Denning: This is the money from MVRPC that is...Ms. Bartlett: This is not through MVRPC, this would be through...Deputy Mayor Denning: This is the stuff to help us with Wright-Patt? Ms. Bartlett: Right, it has to be jointly submitted with Wright-Patt. Deputy Mayor Denning: And they are on board with this? Ms. Bartlett: Yes, they are doing a letter to support and we have all their information in the form already. It just needs

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to be submitted by the end of the year. Mayor Flaute: I talked to Col. Sherman and he is very excited about this and feels very strongly that this is going to happen. It is all due to the council and the staff meeting with them and making this happen. It is a good thing. Unfortunately, I had to miss that meeting, but he is very excited about that.

All were in favor; none opposed. **Motion carried.**

II) Resolution No. 19-R-2536 authorizing the finance director of the City of Riverside to seek advanced payment of collected taxes for the tax year 2019.

Deputy Mayor Denning motioned to approve Resolution No. 19-R-2536. Mr. Teaford seconded the motion.

All were in favor; none opposed. **Motion carried.**

III) Resolution No. 19-R-2537 authorizing a ten-year participation agreement with the Montgomery County Economic Development/Government Equity (ED/GE) Program.

Mr. Carpenter: The ED/GE Program is being updated and this resolution authorizes our participation over the next 10 years.

Deputy Mayor Denning motioned to approve Resolution No. 19-R-2537. Mr. Teaford seconded the motion.

All were in favor; none opposed. **Motion carried.**

IV) Resolution No. 19-R-2538 authorizing the city manager to enter into an agreement with the City of Dayton regarding the protection of Source Water Protection Areas within the City of Riverside, State of Ohio.

Deputy Mayor Denning motioned to approve Resolution No. 19-R-2538. Mr. Teaford seconded the motion.

All were in favor; none opposed. **Motion carried.**

ITEM 19: PUBLIC COMMENT ON NON-AGENDA ITEMS: Mayor Flaute invited Mr. Frank Smith to come forward to address his issue. Mr. Smith: Good evening; I know you are tired of hearing me and I am tired of doing it. I was here to hear about the sign. I still think the sign needs to go up and I'm like Mr. Teaford, the other sign does not need to come down. We need those signs there because like they said, there are trucks going through the plat. Now, you can sit here and believe what Jerry says, but I have lived there. I face it and he doesn't tell the truth. If he'd tell me the world was going to stop tomorrow I wouldn't believe it because he is under contract with you to spray and he won't even do that. He won't even spray the dust on his lot to keep the dust down. What makes you think that he is going to make his truck drivers go left instead of going right; he isn't going to. How many more kids have to die before anybody realizes what he is doing? Already one kid died in the plat because of Jerry's trucks. Do you want to see more? I know what he will do; I have to live it. You guys can put blinders on and go through there; you don't have to face it. I face it every day. I see what he does. I see the rude faces he gives me because I don't care; I come up here and complain about it, but you guys drive through there, you don't live it. We have to live it every day. Steve's house has been shot because of Jerry. Thank you.

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ITEM 20: COUNCIL MEMBER COMMENTS: Mayor Flaute: I did two weddings. We heard from the chiefs and major that the Hometown Holiday was a great event; unfortunately, I had to miss that. I thank everyone for all their work on that. We did attend the funeral of Det. George Del Rio. I just wanted to add that 10 of our officers attended that funeral on their own time; they did it on their own time. They were there because they wanted to pay respects for Det. Del Rio and I think that speaks volumes for our police department. I attended a solid waste management policy committee on Montgomery County Waste. There are three things I want to bring up: 1) tire collection, they collected 14,000 tires in one afternoon of four hours; 2) McMRF Center, they are closing that the idea was if you were a contractor and had a leftover can of paint you can bring it there and they would sell it to the public, well, they found that Goodwill, St. Vincent De Paul, and the Salvation Army does a better job than they do so they are getting out of the business; 3) pay as you throw garbage policy, they investigated this and have some ideas and ask cities before approving contracts with garbage collection that you discuss the pay as you throw, I don't have any more information then what we have always talked about, but they have more now for the new administration before you talk about who the next garbage person will be make sure you talk about the pay as you throw. It is National Homeless Awareness week; I have a passion for the homeless, if you have any blankets, sheets, towels, anything you have any extra of, please consider donating them to our homeless shelters. Lastly, we received a bill from our attorney's officer for \$287.50. This is the money that was spent on one public records request and all we are allowed to get from that \$287.50 is \$5. There are a couple of folks in here that are giving a lot of public records requests. I am not saying if they are necessary or not, but we here are supposed to be good stewards of our taxpayers money. All I am asking you is that if you are going to have a public records request please consider what it is costing the city. This money doesn't even include the time the clerk has to spend on it. When you are asking for public records request, please consider that you are using taxpayer's money and make sure that it is something you need to do. It has been suggested that maybe we let folks know when they do have a public records request that a memo go out to say how much it cost the city to have this request done. Ms. Fry: I made the suggestion. I think it is informative; if I were a citizen and I were making a public records request I would want to know how much I was costing the city because ultimately my goal is not to burden the city, but to make the city run better. I suggested to the mayor if maybe we ask council if that is something we want to do. Mayor Flaute: I agree with that, is there any opposition. Seeing none, madam clerk would you please include a memo of how much that is going to cost when we have public record requests.

ITEM 21: EXECUTIVE SESSION: Deputy Mayor Denning motioned to go into executive session. Ms. Campbell seconded the motion. Roll call was as follows: Deputy Mayor Denning, yes; Ms. Campbell, yes; Mr. Curp, yes; Ms. Fry, yes; Mr. Teaford, yes; and Mayor Flaute, yes. **Motion carried.** Council entered Executive Session at 8:40 pm for the following:

- A) Section 103.01 (d)(1) Unless the City employee or official requests a public hearing; to consider the appointment, employment, dismissal, discipline, promotion, demotion or compensation of a city employee or official or the investigation of charges or complaints against a City employee or official.

ITEM 22: RECONVENE: The council came out of Executive Session at 10:41 pm.

ITEM 24: ADJOURNMENT

Deputy Mayor Denning motioned to adjourn. Mr. Teaford seconded the motion. All were in favor; none were opposed. The meeting adjourned at 10:41 pm.

William R. Flaute, Mayor

Clerk of Council