

Thursday, May 3, 2018

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: Mrs. Campbell, present; Mr. Curp, present; Mr. Denning, present; Mrs. Fry, present; Mr. Fullenkamp, present; Deputy Mayor Lommatzsch, present; and Mayor Flaute, present.

Staff present was as follows: Mark Carpenter, City Manager; Chris Lohr, Assistant City Manager; Tom Garrett, Finance Director; Bob Murray, Economic Development Director; Brock Taylor, Planning and Program Management Director; Jay Keaton, Public Service Manager; Daniel Stitzel, Fire Chief; Frank Robinson, Chief of Police; and Brenna Arnold, Clerk of Council.

ITEM 3: EXCUSE ABSENT MEMBERS:

All members were in attendance.

ITEM 4: ADDITIONS OR CORRECTIONS TO AGENDA:

Deputy Mayor Lommatzsch: I would like to make a motion to remove an item from the agenda for the moment for further review, Resolution No. 18-R-2361.

ITEM 5: APPROVAL OF AGENDA:

A motion was made by Deputy Mayor Lommatzsch to remove an item from the agenda for the moment for further review, Resolution No. 18-R-2361. Mr. Curp seconded the motion.

Mr. Fullenkamp: I want to make sure, 2361? Mayor Flaute: Yes. Mr. Fullenkamp: And that's the appointment? Deputy Mayor Lommatzsch: Yes. Mr. Fullenkamp: Okay. Mayor Flaute: We will discuss it I guess in Executive Session.

There was no further discussion on the motion.

A roll call vote was as follows: Deputy Mayor Lommatzsch, yes; Mr. Curp, yes; Ms. Campbell, yes; Mr. Denning, no; Ms. Fry, yes; Mr. Fullenkamp, yes; and Mayor Flaute, no. **Motion carried.**

ITEM 6: WORK SESSION ITEMS:

A) Quarterly Update from the City Manager

Mr. Carpenter: What I would like to do tonight is just kind of run through the quarterly reports that staff submitted and also talk about our projects that we have going on that were tied to the budget and the capital items that we added during the process. There should be a hard copy of everything at your dais and I just did them in alphabetical order.

We will start with the Administration Department. I don't know if you have had much opportunity to review. It did come out late, but just to kind of highlight what the Administration has been going through. On the HR side, we did the transition from Anthem to Medical Mutual insurance. We completed the Personnel File Policy that is in effect and now we will work on cleaning out the personnel files. I'm just skipping along, but if you see something that you want to talk about feel free and if I can't answer, staff will answer.

With Sparky's I know we did the grading and seeding. Mr. Lohr, is there anything else with Sparky's that needs to be done at this time? Mr. Lohr: The grading and seeding was finished last week. With that said, even with the dirt and the grass there

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it is not going to be as pretty as we would like it to be, but I think there is some work that we are going to be looking at doing further to make that lot look a little better and more presentable.

Ms. Campbell: You know where you are coming out Broadmead to Valley on the right side. Ms. Arnold: Bev, could you speak into the microphone. I have trouble hearing you. Ms. Campbell: When you are coming down Broadmead to Valley on the right side of the road and get to Valley there is a drop off right there and if you are coming in when you cross that you usually get a jolt and I didn't know if you knew that or not. Mr. Carpenter: Is it in the street? Ms. Campbell: Yeah. Mr. Carpenter: Broadmead to Valley. Okay. Ms. Campbell: If you coming from town, you turn left. Mr. Carpenter: Alright, we will check on that. Okay.

As far as park events, opening up in May with a new event the May Octoberfest. Staff is working very hard on that along with the Parks and Rec Board. They are pretty excited about that. It is scheduled for May 26th. Mr. Lohr: Yes, it is from 6:00-9:00. Mr. Carpenter: Then follow that up with Music in the Park and then we have three other events that are following. Ms. Campbell: What park? Mr. Carpenter: The Music in the Park will be at Shellabarger. Chris, do you just want to run through the rest of the events? Mr. Lohr: Sure. On July 7th, we will have the Family Fun Festival that we are still working on getting all the details hammered out on. That's going to be 11:00-2:00 at Community Park. I didn't bring my list of events and I'm going to try from memory to remember the dates and it's not going to work. The other two events that we have are the Community Picnic at Rohrer Park and the Movie Night at Drennen Park. I didn't bring the dates with me and I can't remember off the top of my head. Mayor Flaute: Is it the same as these? Mr. Lohr: Yeah. Mayor Flaute: Okay. May 26th and then June 23rd is Music in the Park. July 7th is Family Fun Fest in Community Park and July 28th is the Picnic at Rohrer Park and August 25th is Movie Night at Drennen Park. Mr. Lohr: That is correct. Thank you.

Mayor Flaute: I have a question and now I have lost my thought. It says something about volunteers or music boosters are providing volunteers for the event. What is that all about? Mr. Lohr: I've worked with Chad Wyen to locate a good group from the school district to help us out with the event. They are going to be manning the parking lot over at the elementary school across the street and accepting donations for parking there. Then they are going to help us out a little bit with moving picnic tables around, trash cans, and that sort of thing. Mayor Flaute: So the money they make is going on the parking. Mr. Lohr: Yes. Mayor Flaute: I guess you did talk about that. Do you know how much they are going to charge? Mr. Lohr: I don't know. When I spoke to them, I suggested they just accept donations and not give an amount, but I will get that hammered out with them before too long. Mr. Fullenkamp: I don't think they can charge. Mr. Curp: I don't think they can either. Mr. Lohr: Yeah. Mr. Fullenkamp: I don't think you are allowed to charge. Mayor Flaute: But they can accept donations though. Mr. Lohr: I believe so, yes. Mr. Curp: You can't strong arm donations and make it appear to the person that is trying to get to the park and make it appear to them like it is a charge and not a donation. Mr. Denning: They are going to be on the school property, not in the park. Deputy Mayor Lommatzsch: Yeah, that's what we are saying if they are on school property. Mr. Denning: They do it at Stebbins for the high school games. Deputy Mayor Lommatzsch: The Boosters do, yeah that's true. Mr. Curp: I apologize. I thought we were talking about in our parks. Mr. Lohr: Yeah, we wouldn't want that. I believe they are just going to accept donations even on the school property.

Mr. Carpenter: As far as the website, we continue to work on the website. A couple of the objectives we want to do is to allow for scheduling on the website and also to be able to pay fees on the website. That's just something we are working towards. One thing as we started investigating a little bit further on the iWorQ, which I was going to touch on that later but I will just bring it up now. The iWorQ also has a component where you can do payments, so it's around \$1,000.00 to get that software connected to our website. It is another consideration I think that we are looking into. If we can possibly forego funds in another area and try to get this software for iWorQ because I'm concerned about ZonePro and if something happens to ZonePro, they may not be able to service it. I think there is a lot of benefit to iWorQ and with the pricing that they have offered us, it does sound like it is advantageous for us to do it

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this year. Once again, if we can find the funds from somewhere else that would cover the expense of it and bring it to Council.

Mayor Flaute: How difficult would it be to put the recording of the meetings on the website? Would that be a difficult thing to do? I know we have talked about it before and it has never been done. I think when we talked about it last the conclusion we came to was putting it on the actual website is not a good idea just because of the size of the files. We also talked about setting up a YouTube channel and we could do links to that. That's something that is very reasonable to do. Mayor Flaute: I would like to see that. Mr. Lohr: We can do that. Mayor Flaute: If somebody wants to see a meeting can do so. So it would be on the website to go to YouTube? Mr. Lohr: Yeah, I think we probably want to set up a page by itself to the specific meetings and we would just link directly to the YouTube video that matches is what I'm thinking initially. Mayor Flaute: Okay, I would like to see that.

Mr. Carpenter: We did get the domain name converted. That was late last year when we were working on that and we finished that up so now it is riversideoh.gov. We also control the previous domain, riverside.oh.us. We are using the Outlook schedule and sharing the schedule more regularly. I know my schedule is shared now with the front desk, Mr. Lohr, and also Elayna, so four people have my schedule and they could locate me if it needs to be.

We talked about Sparky's. The storm water, Mr. Lohr and I continue to work on this project. The next step meeting wise, we are working to make contact with Miami Conservancy District and once again gather some more historical information and also see what possibilities are going forward.

Mayor Flaute: I think in the City Manager's Report you said you met with Greene County or something and spoke to them. Mr. Carpenter: Yes. Mayor Flaute: What happened? Is there any new discussion? Mr. Carpenter: Well what was kind of new to us was they did show an older presentation that was done, I believe it was 2010 or 2011 that was done at the elementary school, Spinning Hills. Does that sound familiar? I know some Council members were there and so they showed us some of that information. They talked about some of the suggestions and one of those was a retention pond there in Shellabarger. That was some of the information we gathered. Other than that, there really wasn't much. They basically said, "It's not coming from us." This water would be coming from Beaver creek. Mayor Flaute: We know that is not true. Mr. Carpenter: Well it's Beaver creek. I don't know how much Greene County. Mayor Flaute: But they are in Greene County. Mr. Carpenter: That's true. They are the County and are in the municipality, so they look at it as municipal water. Mayor Flaute: So they are saying you need to talk to Beaver creek? Mr. Carpenter: Yeah, I would sum it up that way. Mr. Fullenkamp: Talk to them. Mayor Flaute: Well I think we need to do that as soon as possible. I think they should be in the room too maybe. Mr. Carpenter: We are still continuing to do some of our homework and then trying to get as much data as we can prior to taking it to the next level. Mayor Flaute: I think we can legally do something.

Mr. Fullenkamp: What is Choice One's involvement been? Mr. Carpenter: They have not been involved other than since those informational meetings. They haven't done anything. Mr. Lohr: No, we've been setting up the meetings ourselves. We did set up a meeting with the City of Beaver creek. I wasn't at that meeting, but I believe the City Manager, Mr. Keaton, and some other staff were there. Mr. Fullenkamp: Are you still talking to Woolpert? Mr. Lohr: I haven't. Mr. Carpenter: We have not since the conference call, no. Since then we have talked to an engineer that was involved on the Master Plan and we were asking him for some information on the hydraulic study or analysis that they did at that time. Mr. Fullenkamp: Have they provided it? Mr. Carpenter: I have not seen that. Did they send it to you, Chris? Mr. Lohr: No, they said they would need to reconstruct the model that they may have had at the time, the hydraulic model, to be able to determine how much water is actually coming from the City of Beaver creek and what's coming from Dayton and what's coming from Riverside. Mr. Fullenkamp: But didn't the model include that, the original model? Mr. Lohr: I don't know. I know they gave some numbers on acreage that was draining into Riverside from Dayton and from Beaver creek. They included those in the email that I got from them, but I don't. Mr. Fullenkamp: They want more money for more

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services? Mr. Carpenter: That's what it sounds like. Deputy Mayor Lommatzsch: Then we will do it again.

Mayor Flaute: So what's the next move? You did meet with Beavercreek. Mr. Carpenter: Yes. Mayor Flaute: Okay. What's the next move then? Mr. Carpenter: The meeting with the Miami Conservancy District. Mayor Flaute: Okay. Mr. Curp: Does Miami Conservancy represent ODOT? Mayor Flaute: Yes, that is a good question. Mr. Curp: Who represents ODOT? Mr. Lohr: We would be talking to ODOT for? Mr. Curp: In terms of I-675 and dumping water down into the waterway. Mr. Carpenter: I had mentioned that when we met with Greene County and they would say that is a state level. Yes, so we have not met with ODOT yet. Mayor Flaute: So we need to have them at that meeting then. Mr. Carpenter: Yep, I say there is going to be multiple partners in this. Mr. Fullenkamp: Are you going to pull Soil and Water back into it? Mayor Flaute: I don't know. They weren't very helpful last time. Mr. Fullenkamp: Well they have some information. That's all I know. Mr. Curp: I think they probably did what they were requested to do. Mr. Fullenkamp: Yeah and they jacked up the price. Mayor Flaute: So you think they should be pulled back in. Mr. Fullenkamp: No, I'm just kidding. Deputy Mayor Lommatzsch: I remember that meeting. Mayor Flaute: Yeah, I think Miami Conservancy District and cover whatever Soil and Water. Mr. Fullenkamp: I think soil and water falls under, I'm not sure I would have to look at the organization. Mayor Flaute: I will leave you guys to decide that. Mr. Carpenter: I would appreciate any suggestions if there are some bases out there we haven't covered. Ms. Campbell: I went by Lorella Pond. It looks pretty good right now. When I saw it the last time, it looked awful. There was stuff floating all over top of it. It's gone and cleared up.

Mr. Carpenter: Are there any other questions for the Administration Department? Ms. Fry: I do have a question on the IT. The email service now includes the part-time Firefighters and Service employees. What is the full scope on that email? Is it everyone now? Mr. Carpenter: I believe everyone is now included. Does everyone now have email? Mr. Lohr: All employees. I think the only ones we left out were out few Volunteer Firefighters, but everybody who works for us now. Ms. Fry: So all employees? Thank you.

Mr. Curp: Do we use filters to keep people from going to sites that aren't business related? Mr. Lohr: No. Not on our internet, no. Mr. Curp: Pornographic sites? Mr. Lohr: We don't have filters for that. Mr. Curp: Music and video sites? Mr. Carpenter: I don't think so. It doesn't sound like that. Mayor Flaute: It wouldn't cost anything to do it, would it? Mr. Lohr: I don't know. It is not something we have and it is not something we have looked into. Deputy Mayor Lommatzsch: Everything costs. Mayor Flaute: I'm sorry. I was listening to do questions. You said yes or no? Mr. Lohr: I said we don't have it and it is not something we have looked into. I'm not sure what it would cost. I assume there would be some sort of cost with that kind of service. Mr. Fullenkamp: I think IP addresses can be blocked by our Administrator. That's one way to do it. Mr. Lohr: Maybe. I can check and see. Mr. Fullenkamp: But there would be some labor involved in actually putting the list together and they can do part of that by actually looking at the IP record and saying who is doing what and this is not acceptable and we could block those. There is labor involved in that. Mr. Lohr: I will ask.

Mr. Curp: What are our procedures and policies for backing up our data on our internal servers? Mr. Lohr: I don't know that we have a formal written policy, but I know the servers and share drives that we have are backed up daily every 24 hours. There are some other City systems that are backed up on their own schedules. Mr. Fullenkamp: Some other wise person has suggested do we check our backups to make sure they are readable? Mr. Lohr: Mm hmm. Mr. Fullenkamp: We do? Mr. Lohr: I don't know that anyone on staff does. Until recently we assumed that CDO was checking them, but now we realize we need to have a little bit more involvement in that. With that said, we are looking at some other alternatives to CDO. Mr. Fullenkamp: It is about best practices for IT and it's something with the most current events we know how critical that is. Mr. Lohr: We do. Mayor Flaute: I'm sure it would be cheaper for us to do it than to have them. Mr. Fullenkamp: I'm not sure, but there are best practices out there that we can just incorporate and tell our

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contractors this is how we want it done. There is not a lot of research, there is information out there. Mr. Lohr: Sure.

Ms. Fry: Since we are diving into it, what I'm hearing is we do not have a Disaster Recovery Plan. Mr. Lohr: We don't have a written plan, no. Mr. Carpenter: No, I don't know by that name. We do have it for the Finance Department as far as backups. We make regular backups there and copies are stored over at Station 6. When there was a server crash I think several years ago, I shouldn't say several it was 3 or 4 maybe, backups were improved with CDO. We did have and I'm trying to remember the circumstances, I think it was a power outage. I don't recall the circumstances, but I know we had to go to CDO to get our data backed up. That was for this building. I know over at 1791 on the Fire side there is a hard drive backing up the Fire files. Ms. Fry: So we have Disaster Recover Policies scattered throughout other plans? Mr. Carpenter: I would have to double check on that if this covers all departments. Ms. Fry: But not the Police Department? Mr. Carpenter: Like I said, I would have to check that current policy. Ms. Fry: So is the IT management under the same umbrella or do we have separate IT management? Mr. Carpenter: It is kind of a hodge podge. I always call it hodge podge. Ms. Fry: Thank you. Mayor Flaute: So we can correct that? Mr. Carpenter: Yes.

Mr. Fullenkamp: No the question is we will correct that. Mr. Carpenter: We have talked to someone about doing an assessment because we do have a lot of different computers with different ages. We have just a lot different and it has been piecemealed over time. To try to do an assessment of what we have, staff could do an inventory, but there is a cost to bring everything up to date and under one umbrella. Mr. Fullenkamp: So something just jumped in my mind and it has to do with IT. You sent us all an email regarding Time Warner's 1 gigabyte pricing. Why wouldn't we consider that for the City rather than a T-1? Mr. Carpenter: That's a good question. I have not had time to consider that. Mr. Fullenkamp: At \$1,200.00 a year, that's cheap connectivity. I know you are going to get an argument against it from somebody like CDO, but I think we should look into that because that could save us a lot of money and give us a lot more bandwidth than we currently have. Thank you.

Mr. Carpenter: We will move on to the next department, Economic Development. Mr. Murray was here and talking about the Economic Development Plan. One thing we took away from that is we need to have short term goals. The one proposal as far as getting a broad committee together, that is more of the long term plan. We are compiling lists of short term goals and actions. That should be to Council I would say before the next meeting.

The BusinessFirst! list to bring it even more current and up to date, we did have a meeting with RITA and they talked about the list that they could supply us that would be the November list because that should be the best source to show the total income of all the companies and businesses that are here in Riverside. So cross referencing that with our latest and greatest Business First! list to make sure we have the best list possible.

Mr. Curp: Have we given any thought to having a day or several half days where we get the staff together and we go out and we canvas the office buildings and the retail buildings in this community to see who is actually there and see how it matches up with the Business First! list and how it matches up with the RITA list and how it matches up with whatever list we have? Mr. Carpenter: We have talked about some different things and doing it different ways. We haven't settled on one way. One of the short term actions is off that list we would have the top 50 and complete visits to those agencies I think we were talking about within I want to say 10 weeks, but that sounds long. We had a timeframe where we are going to complete those visits. As far as trying to identify every single business, we haven't settled on one single strategy to do that.

Mr. Curp: You see to me it doesn't matter what technique we use, I just don't think we should just churn and not get anything done. We've got the RITA list although it is five months old. You think about the RITA list, you have the local office of a corporate entity that has their corporate office somewhere else and files a tax return,

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which RITA may or may not see, and it may or may not identify local office people by local address and we may never know that they are here. We can't expect RITA to do all of it. At some point in time, we have to take that responsibility to go out there and find out who is in our community. That's part of business outreach programs to go out and not only talk to people and see what their needs are, but to actually go out and see who is there that we don't know about. Mr. Carpenter: We recognize that and we have talked about it. I just said we haven't finalized a strategy of doing it, but I agree with you we do need to go by and verify physically who is at that address and make sure they are on our list.

Mr. Curp: I just don't know what the holdup is and why it would take so long. I know I've been discussing this for a couple months. You all don't have to jump through hoops on anything or everything that I suggest, but if you want to generate revenue for this community, you better find out where the revenue generators are and it shouldn't take months and months to come up with just the basic plan of we are going to empty these offices on Tuesday morning and leave somebody in charge of the phones to tell folks the people you are trying to reach, the Riverside employees they are trying to reach, are out for the morning and will be back after lunch and spending three hours going through the community to find out who is here. It is just not that difficult to do. It's just not.

Deputy Mayor Lommatzsch: I understand there is a plan for 50 businesses to be visited by three people and that was not going to be long term, that was to be soon. Mr. Carpenter: That's why when I said 10 weeks, that was too long. Deputy Mayor Lommatzsch: I thought she said by the end of June, but I can't remember that part. There is a plan. Mr. Carpenter: That is one component of the short term plan. Mr. Curp: Where is that on this page? Deputy Mayor Lommatzsch: It is not on here. Mr. Carpenter: It just talks about the top 50. Mr. Curp: Okay.

Mr. Carpenter: As far as Wright Point capital improvements, we are moving forward with the parking lot. We do have some concerns with the main floor lobby at 5100 and the fire alarm system just because some of the estimates are higher than what we have budgeted. We were going to make sure we do the parking lot and then the third floor lobby and see where we are at.

Mr. Curp: Can we go back up to the entry above that for business outreach? Are these businesses that we have actually contacted and talked to people? Mr. Carpenter: That is my understanding. Yes, sir.

Moving on to the Finance Department, we did submit the OMAP paperwork to receive that loan for the Wright Point buildings, updated the Tax Code. You can see Tom has been busy with walk-ins from taxpayers and also on the telephone.

We did have some of our bids come in under budget so far. With the Union Schoolhouse, the crack sealing, the paint striping, and the microsurfacing and there is more to that story, but where we are at is roughly a savings of \$73,000.00. We did come back to Council and ask for about \$158,000.00. Out of those dollars only the \$15,000.00 came out of the General Fund. For example the money we appropriated for Collier's came out of Wright Point, the Route 35 crack sealing came out of the Highway Fund, and then the environmental study for Springfield Street's came out of the Permissive Tax Funds. All in all, overall, the additional costs were a negative balance of about \$85,500.00.

We do have some concerns budgeting going forward in respect to vehicle fuel. The prices have started ticking upwards and when we were preparing the budget, we tried to be as tight and accurate as possible. Also the utilities are close. We had a cold, protracted winter, so our gas bill is a little higher. Overtime wise for Fire and Service, Fire more attributed to lack of part-timers and we are still working to try to fill those roles. We have had to back fill to cover the minimum staff. Also the Service Department overtime was a little higher than we were last year at this point because of all the snow plowing and pothole patching. One other item on there was the Service Department construction materials. We have used quite a bit due to the pothole patching. We are working real hard to try to maintain that in case you look at the budget numbers you will see.

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Mr. Fullenkamp: When we do a supplemental, and again this was a suggestion from a very bright person, I think as a Council member it would be nice to see the updated budget and the impact of that supplemental on the budget, what happens to the deficit, what happens to the department cost, and what happens to the General Fund, the revenues and the expenses. I know supplementals are only about expenses, but I think as we go through the year it would be a nice piece of information to have for Council and staff and maybe the community to really see what happens. When we do a supplemental and we get hit with this Airway Road, we know this anticipated deficit is going to be larger than what we had anticipated depending on the money. We can trade it off and cut some stuff out, that's how you can mitigate some of those costs and some of those increases in the deficit. I think going forward I would like you all to think of a way we can do this and give us kind of a cumulative over the year, here is what happened, we did "x" number of supplementals.

Mr. Carpenter: That was the purpose of me bringing that up, I wanted to show you we budgeted higher prices on construction, but they came in less and we did appropriate dollars above and beyond. Mr. Fullenkamp: The point is to actually lay it into something like a budget document that we use for budgeting to really show us the change over time and maybe just straight line costs. When you do a supplemental, there is an impact that wasn't anticipated during the budget process. That's the point. How we get there, what we produce I think we can all sit and talk about and it's something I think would be educational to everybody. That's my point. Thanks.

Mr. Carpenter: Next is the Fire Department, we touched on the staffing. I know Chief Stitzel is working hard to try to fill the part-time roles. We still carry that one vacancy and we did budget for that vacancy in the Fire Department up until July. We did complete the generator repair. We were unsuccessful with the power cots from the Fire Act Grant. We haven't had much success trying to sell Engine 105, at least not for what we are asking for it.

We are keeping at it. As far as the Fire/EMS software, the Chief can maybe explain it just a little better than I can, but I know ESO bought out FireHouse, right? Chief Stitzel: Right. We just upgraded to ESO software two year ago or a year ago, this is our second year into it. ESO is \$11,000.00 a year just for EMS software. They purchased our FireHouse software that we use for Fire reports and we are still being charged about \$2,500.00, so we are looking at \$14,000.00 total costs for software. We are looking at another software program that is out there. It is 100% web based, there is no server involved, there is no worry about backing up or anything like that. For a complete suite that does Fire, EMS, and a lot more than what we currently have available to us through FireHouse. That would be about \$5,200.00 a year for that, so it would be a significant savings in cost and I think it would be a much better program for us to utilize in the Fire Department, especially with it being web based. We are able to enter Fire reports and EMS reports, training, we can check the apparatus, and we can do anything from any device that has internet access. It is one of the most popular ones that are out there now. ESO is the cream of the crop when it comes to EMS software, it gives us a lot of things that it can provide as far as analytics. It is just really not worth the bang for the buck. It costs too much for what we need. I think it is a great opportunity to roll that back and get some savings that we can use in other areas that are needing help within the Fire Department budget by making that savings, so that is what we are kind of looking at doing. Obviously if we make the switch this year, there won't be any increase, we are just using the same money that we would have used for FireHouse and use for Emergency Reporting. There is no additional increase in costs and next year's budget will be a substantial, probably around \$6,000.00-7,000.00 savings. Mayor Flaute: Good.

Mr. Denning: So the right tool for the right job. Chief Stitzel: Absolutely. Mr. Denning: So we don't need the reporting or the information necessarily that Dayton or Columbus. Chief Stitzel: This will give us everything we need. Mr. Denning: It will give us everything we need without all the extra. Chief Stitzel: Right, the ESO is referred to as the Lamborghini of EMS software and I just don't think we need to buying a Lamborghini if we can get by without.

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Mr. Denning: I do have one question on the generator repair. Do we run that on a regular basis? The control panel does the repair have a warranty time and all that? Chief Stitzel: Yeah, the control panel and the repair I don't know what the warranty is, but I believe it is a three year warranty for the new control panel that was installed. The generator always starts up and runs, I believe it is once a week it runs for maybe 15 minutes to make sure it operates. This is just the generator at Station 6. It runs and the control panel is actually able to tell us what it is doing. Before we couldn't even read it, but it would still operate. Now we are able to see what it is doing and give us more information off of it. Mr. Denning: Weather is the reason? Chief Stitzel: Weather and it is about 15 years old now too. Mr. Denning: Just like the controls on my hot tub. Chief Stitzel: Exactly. Mayor Flaute: Thanks, Chief.

Mr. Carpenter: Community Paramedicine Program has been very successful and I know the department is continuing to build upon that success. We are still exploring options for hard billing non-residents. I did meet today with the Public Health. They have purchased a mobile unit for needle exchanges and they did contact me on if we would be interesting in having the mobile unit come into our city. It is new and is not used in any other city at this point. They just acquired it, so they wanted to have some discussions. They offered to come in and talk about it, but I have some information that I could send to you in the short term. Mayor Flaute: So you will give us more information on that as it comes available.

Mr. Carpenter: The second page is just you can see the current average of Firefighters is less than 7 a day and that's just trying to get more and more part-timers in here. Mayor Flaute: Okay.

Mr. Fullenkamp: I have a question about hard billing and soft billing. I know there is somebody in the audience that might be interested in this. When we talk about soft billing for EMS services for residents of the City of Riverside, what we are saying is and I don't know you want to advertise it. Mr. Carpenter: We would like to have the resident call in and talk. I know as Fire Chief I took calls from residents and kind of understood the situation of what was going on. Mr. Fullenkamp: So when a person that lives in the City receives the bill and they are unable to pay for it, they should call you or the Fire Chief? Mr. Carpenter: They can call the Fire Chief. Mr. Fullenkamp: Thank you.

Mr. Curp: When was the last time we increased our rates for EMS runs? Mr. Carpenter: I think it is annually. I think it was last year. We base it on Medicare rate and annually they will send us an update. Chief Stitzel: We did in the fall. We updated to the current Medicare and Medicaid rates this past fall. We signed to improve that to our EMS billing so we are billing at the current Medicare allowed rate.

Mr. Carpenter: Zoning and permitting, as you can see they have been very busy. I know we have been very busy cleaning up a lot of properties. We are just going through that abatement budget and we have grass mowing coming up, so we are trying to be as conservative as we can. As you all know, we get a lot of phone calls about properties needing cleaned, so we try to respond. That's included in Planning and Program Management, there are some pictures of properties that have been abated.

I'm moving on to the next page to the STAR Program. We are working with Lauren Clark. Mr. Taylor: WHIO. Mr. Carpenter: We are trying to work with her and Stebbins to do a news story on progress there at that house. Do we have a date on that? Mr. Taylor: Next week. Mr. Carpenter: Do we have a date? Mr. Taylor: No, next week. Mr. Carpenter: So sometime next week and I will let Council know when that is going to happen.

We do need to talk about the CDBG grant and that application. We would like to bring that to Council next meeting. Some of our recommendations would be either to use it towards the Valley Street Sidewalk, depending on which direction we go there. Also, the demolition of properties or continue with our ADA curb ramps. We will be bringing that to Council next week and we can talk about it at the work session during that time and bring it up if Council wants to consider which direction.

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Mr. Fullenkamp: Do we understand which are the most likely to get funded? Mr. Carpenter: Well, we were successful with the ADA ramps last year. Mr. Fullenkamp: But it was reduced. Mr. Carpenter: Then the demolition historically we have been successful. You can apply it towards sidewalks. Mr. Fullenkamp: Do we know anything about the likelihood of success for those three things? Mr. Carpenter: I don't know if we have any assurances. I don't know what the odds would be. Have you heard anything lately? Mr. Taylor: As we have talked before, it is very interesting how that works. The second year that we applied, they had talked to us and specifically said they were tired of seeing demo projects, so we moved into the park and they barely funded us and turned around and gave us an additional \$30,000.00 for demos. So talking to them and trying to get information and what they are looking for and when you ask and you are specifically told they don't want to see demo and they turn around and give you additional money for demo you didn't ask for. It's kind of hard to guess where that moving target is.

Mr. Fullenkamp: That's fine, but there is also the other side of that coin of what is the highest priority? What provides the best benefit to this community? That's not just a political decision. There are other ways to account for that and that's something I think we have to consider whenever we go for limited grant money like CDBG funds. I don't have the answer to that. It depends on what property you are talking about. I know I had my own impression of the value of the sidewalk and so these other things I don't know. People like nasty houses torn down, but in the long term what happens? What is the impact on this community to just continue to tear houses down? These are all the considerations I think we need to make and likelihood of success will also help with that equation. Thank you.

Are you done because I do have a couple questions? Mr. Carpenter: Go ahead, sir. Mr. Fullenkamp: I'm seeing a lot more enforcements occurring this year. Is that because they weren't enforced last year or have we chosen our fights differently this year? I mean it says, "Second, we have abated more significant violations...we have spent \$18,822 or 36% more than last year at this time." How do we set our priorities and where to pick our fights? Mr. Taylor: Okay, so that is kind of determined by where we are at in the City. When we started three years ago, we were writing almost twice as many grass violations as we are today. We are chasing grass because a grass ticket for the return on a grass ticket, you have to first identify it, then you write the ticket, and then you do the paperwork, you go out and re-inspect, it's not cut and so grass takes up a lot of time. We are literally at half I think for grass violations than where we were three years ago. That frees us up to do bigger Code Enforcement and then you also go on the first year we were here, we towed like 125-130 cars because there were junk cars everywhere and parked on the streets. Those really big obvious things that were just being neglected, we have taken care of those. That leaves us open because now that you have cleaned those things up and people are mowing their lawns and you've got cars out of the way, now you are starting to see these other issues and now we can start attacking these vacant lots. As you have seen some of these we think are vacant lots and there is actually a house behind that brush, so we tear out that brush and we are able to address that. Where we are at now in Code Enforcement is different than where we were three years ago, so we have these bigger abatements happening and we are able to attack these things more proactively. Of course when you start getting rid of the clutter, you start seeing these other issues and that's pretty much that.

Mr. Fullenkamp: So do you prioritize the importance of different things? Are some abatements more necessary than others? Mr. Taylor: Yes. If you see in Forest Ridge, 4690 Silver Arrow, you can see that the ivy there is growing really heavy up on that house. Maybe that's not a good example, but like in Forest Ridge when you have gutters and down spouts that's something we would see and address in that neighborhood where you wouldn't maybe see that in a different neighborhood where 90% of the houses don't have gutters and down spouts because they've got cars, trucks, grass, or other issues that we are dealing with. It kind of varies, but our goal is to try and get the worst in each neighborhood and bring that up and then if you are always fixing the worst in the neighborhood, you move on to the next worst and that's kind of our prioritization.

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Mr. Fullenkamp: So are you complaint driven? Mr. Taylor: We are way proactive. We write more tickets and more citations than we get complaints by far. Mr. Carpenter: I mean it is common we will get a complaint on a house we have already cited. Mr. Taylor: Yeah, usually that's. Most of the time we get a complaint it is because the trash has been there for two weeks and that's because it takes once we cite it 10 days to have the contractor and the contract has 7 days to get it, so that's 17 days. They call and then the next day it is cleaned up and they think their call did something. Well we started two weeks before usually. Mr. Fullenkamp: I have taken credit for a couple of those things. Mr. Taylor: And you are more than welcome to.

Mr. Carpenter: We will move on to the Police Department and for the sake of time, please ask questions, but for the sake of time I will just point out a few things. We did implement as has been discussed here before about the Endangered Lifesaver Program and I know we had the one time so far, I don't know if since then we have had to use it again, but I know one time it was a benefit.

The court transports, you know that is a concern of ours. We are looking towards maybe next year in that contract with Huber Heights. They do reimburse us for overtime and we do use their vehicle, but it is our people and it is our liability. That is something we are going to take a hard look at.

I know there were some questions about the overtime totals and I have been talking to Chief about it and Chief, you can kind of clear up some of these questions that we have and I will just say some things we have talked about is that the PAR numbers weren't matching up, some of the report numbers. In some of the other documentation that I saw from the Police Department they were including some Officer in Charge hours, but those aren't true overtime hours. I know Chief has been working on trying to bring some clarity to this. Chief. Chief Robinson: Well thank you, sir. I want to make sure you understand there is a correction on the PAR. I didn't tell you earlier. The reason I wanted to talk to you earlier about this and I said the number is off is because I put the wrong number in the wrong spot. The March 2017 is at \$13,175.00 and it actually should be at \$25,975.00. The reason why that's actually April's number from 2017 and I just put the wrong number in when I put it in there and that's why that's there. Now, that makes the numbers a little bit different obviously as far as the overtime compared to last year. If you look this is only the first few months of the year. The overtime fluctuates up and down throughout the year, so it is going to go up and down. The number that you probably need to look at is the fact that it is by definition you have "x" amount of dollars in the budget and every quarter you have "x" amount of dollars. The way that reads out to is like 8.33%, which puts us at using 30 something percent. I will get the exact numbers. 30.37% and we should be at 29.16%, which is a difference of only 1.2% and it's like \$1,210.00. There is where some of the discrepancies come from. The PAR and the numbers that you were given in the quarterly, the reason why they are different is because the PAR and our pay periods run differently, so when we turn in the PAR the numbers might not be exactly right because when we are giving them it isn't going to be, so we add numbers on to that. Do you see what I'm saying? After we give him the PAR when the pay period comes out, we actually have more overtime so it equals out to be like 6 hours or I think one of them is like 14 hours or something like that. That's the reason why it's off like that.

We talked about the court transports. That's a huge amount of money that we pay out and I will give you an example of the reason why the numbers. If you look at the March numbers, I don't have the paper right here, but if you look at the March numbers where it says they paid us \$2,070.00. The reason why that works out that way is because and in reality they paid us they actually would've, should've, could've paid us \$2,300.00. The reason why it is \$2,000.00 is because sometimes they slip one of our people into the day that we do the transports for them and when we do that, and this is one of the big problems with this, when they do that they only pay half. That's how the number comes out like that. They only pay half the money, so sometimes if a prelim comes in, we don't have any control over it and they schedule it, we pay half the money even on the day it is only supposed to be Huber. That's how that comes out to be that \$2,000.00 number. I know that Mr. Curp had asked me. I brought a bunch of stuff to make sure you guys understand where I'm at here. It's like the court transport in the first three months we spent \$11,000.00 right in court

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transport money. Now \$7,395.00 of that is coming back to the City, so we really are only spending \$4,000.00 out of the budget, so the \$7,000.00 of it. If you do that and kind of average that out, you are looking at we maybe spend \$28,000.00-30,000.00 what they give back to us by doing that. See that money really is gone out of my budget and I don't have it to mess around with or have any other I guess any other details on things we can use it for because we pretty much know that is how much it is going to cost, so that is where we are at with that and we still have to pay of course our guys the overtime and you will see those numbers in there. If you look at the savings on that, you are talking a lot of dollars coming out of the budget.

So Mr. Curp asked me about how we are going to make sure we drop some of the overtime. We all know and I tell this because I'm proud of myself, the first two years I was here I saved \$16,000.00 two years in a row, right? The reason why I did that is because I stopped all the nonsense. There was a lot of people just doing nonsense for overtime and I stopped it. It's simple as that. Now, there are years you just can't do that. When you have big cases, when you have a lot of things going on, and you try to reach out to the public; I am reaching out as much as we possibly can to the public to do and I guess the best that we can and you can see it in the reflection in that by the attitude we have and the commitment between my Officers and the public to be better I guess engaged with each other and you don't hear the complaints that we have. We don't have those anymore. You can ask the City Manager and he will tell you he don't get any. I don't get any; I promise you that. They can snicker if they want to.

Let me just go over a couple things we are going to do this year that we haven't done in the past to save some overtime. When I talk about going up and down, it is really going to go down, a few of the events we normally participate in with a full complement of people, we are not going to do that this year. We have been trying to ramp it down every year anyway. One of them is going to be like St. Helens. We usually have between, I'll just give you the numbers, 2017 we used between 7 and 9 Officers every day there and that's a three day event, so you can imagine how many hours that is. It equals out to about \$7,000.00 you spend in overtime, right? We don't get anything back for that. We just do that because it helps our citizens be able to get around the city better. That's how we feel about it. If we have any problems inside there, we are going to go inside. Now they have increased their security force from about 30 to 45 people now, so there is a lot more people in there for them for security. What we are going to do is cut it down to about 4 Officers, 2 2-person cars, and that's only going to cost us about \$2,900.00. We are going to save about \$4,300.00-4,400.00 by doing that in overtime. That's just one of the examples of what we are going to try to do.

Then the Air Force Marathon, we love them, appreciate them. We don't feel like we need to be at those gates helping them with the traffic because we can do that with the people that are already working on the street currently. We are just going to black some of these dates out and have a full complement of Officers there and when you go to these gates you will see they will have 1, 2, or sometimes 3 Officers from the Base already on there. It is really overkill and really no reason for us to be there, so we are just going to use Officers that are actually working on the street to do what we need to do. That's about a savings of almost \$1,400.00 just in doing that.

This one here I have the hardest time with because we have made such a great effort to do as much as we could in the public and we did a lot of great work out there and I have rewarded my folks for their efforts last night. We had an awards ceremony right here in this building for the Police Officers. You will see the Officer of the Year in two weeks. He will be here once we put it on the thing of course. Last year we did a lot of stuff and we had a lot of things and we engaged with the public that we were asked to go to. A lot of the park events, a lot of the movie stuff, and all those things we got asked to go to, so we sent one or two people there and we did it on overtime. We spent about 291 hours of overtime and that equals about \$14,400.00 on something you are going to spend on something like that. This one hurts me because I don't want to stop doing these things, so we are going to do our best to try to make sure that all the events that we need to be at, we are going to make sure we are still there. It may have to be the Officers that are working on the street that will stop by. They might not stay the whole time, they are just going to make their rounds, go in there,

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stop, shake hands, kiss the babies, or whatever they need to do and move on. So we are going to try to cut that off and if we cut that out, you are talking about \$14,000.00 taken out. That's a lot of money. I don't think we can do exactly that. I think there are some things where we are going to have to spend a little bit of overtime. If we want to do National Nite Out, I do not want to cut that out. It's going to cost a little bit of overtime and that's going to cost about \$3,000.00. I won't lie to you, that's how much it costs to do that. We have a meeting with your people, it costs \$3,000.00 to get them all in a room. These things aren't cheap, but we are going to do our best to cut these things down and at the same time do as many of these as we can as possible by using the people that are one the road already. That's really going to help us out.

Last year, we had State mandated seminars and training that we had to have and some of those were put on certain days and you had to be there. All the guys are working and they can't go to these trainings because they get a call and they have to go so they miss out on their training and they can't get the certification that they need or the mandatory training that they have to have. It pretty much costs us about \$3,000.00 to do that overtime. We don't have that in 2018; it is not mandated this year for us to do the seminars. There is training you have to do, but we can do that without having to pay this money out, so we are going to save money there.

We do football and basketball games at both Stebbins and Carroll. When we do those, it comes out of the overtime budget, absolutely. It is going to come out this year and that's about \$3,000.00 too when it happens, but they also reimburse the City for that money so we get that money back. I guess what I'm saying is it's early in the year and I promise you I've never been over budget before and it will never happen. If you have any questions, please ask me.

Ms. Fry: Yes, so when we get reimbursed for services, are those reimbursements put back into the overtime budget or do they go somewhere else? Chief Robinson: Ma'am, please don't get me in that struggle. I have that one all the time. Mr. Carpenter: No, what happens is those dollars are put into the Police account, but Council has to re-appropriate those dollars back into the budget. Chief Robinson: For next year. Mr. Carpenter: No, it can be this year. Ms. Fry: So it would be a supplemental to straighten it out during the year that it occurs? Mr. Carpenter: Yes.

Mr. Fullenkamp: So what we are charging to Huber Heights for transports. I've two questions. The first is are we charging them the fully loaded rate including insurance, all the benefits, all payments into retirement funds, and everything else? Chief Robinson: Ask Tom that. I don't believe that we are. Mr. Carpenter: I'm not sure about the insurance piece if that would be included. Chief Robinson: I don't know about that part. Mr. Fullenkamp: I'm just curious. I'm seeing a \$31.00 number someplace in here and I don't know if that average. Mr. Garrett: I didn't calculate it, the Police Department calculated it. Ms. Arnold: Could you use the microphone please? Mr. Fullenkamp: So are we charging Huber Heights a full loaded? Chief Robinson: It is my understanding that we are with benefits. Mr. Fullenkamp: Okay. Mr. Carpenter: I will double check that number.

Mr. Fullenkamp: Please do. The second question has to do with the changing the structure of the organization to include two Majors and it looks like you are going to jump through hoops to cut back, but I don't know if actually we are cutting back overtime by having this new structure in place, so we will have no way to know since you are changing your practices. Chief Robinson: Well let me just point this out to you though. You remember I actually had a Personal Assistant at the PD, so we took her out of the picture completely. She made roughly \$50,000.00 a year, so she is gone, right? The Majors actually do some of her tasks. That was the whole premise of having the Majors, they were going to do some of her tasks. They work overtime, they just don't get paid for it. Like some of the cases, the bigger cases, the Major who is in charge of the Detective's Section, he goes with them and works and comes in at 5:00 in the morning to go on search warrants and things like that. Mr. Fullenkamp: That's what management does. Chief Robinson: I understand that, but you are talking about overtime and they are not causing overtime. You lost a Sergeant. We had five and we lost a Sergeant who made way more money than he does right now by \$15,000.00-16,000.00 a year, so you see what I'm saying the

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savings. Mr. Fullenkamp: It's coming from a different location is what you are saying. Chief Robinson: I don't see how you figure that because it's not. Mr. Fullenkamp: Well I just remember what was said when we made this change. That's okay. Mr. Carpenter: In that example, that would have been a Sergeant Detective that would have been on that case on overtime versus the Major. Chief Robinson: Right. We can provide those numbers for you if you'd like how many hours he works overtime because it is in the PlanIt. Mr. Fullenkamp: I've looked back at the record. I know what was said, so if it is something else we are saving the overtime costs on I'm okay with that. I just want to be careful going forward making these statements that may not be born out by the performance in the long run. Mr. Carpenter: I think the Major covers hours that used to be covered by Detectives. Mr. Fullenkamp: We are going to have to stop talking about it because there is no way I can prove it one way or the other. Thank you.

Deputy Mayor Lommatzsch: I just have a concern that the reason we have a Police Department is to protect our citizens and when we have large gatherings taking place in our community, I believe it is vitally important that the Police Department and when available the Fire Department are available and visible. The concern I have if you are putting the street service and pulling them off the street to cover these events or to show up and shake a hand and kiss a baby and leave it's not what we are about. We have an example on this road out here of what happened last week when we are not monitoring speed. I know and I got all the details of how it started way north and people were in pursuit and all of that, but I can't tell you in the last month and maybe I'm more aware I don't know, but I have nearly been run over going around the wall. Literally run over and my odometer says 45 miles an hour. I don't want to see us pull our street monitoring off for our public events. That's my personal opinion, but having them show up, kiss a baby, shake hands and leave is not a message I think we are about. Chief Robinson: I agree with you. Deputy Mayor Lommatzsch: The taxpayers expect something better than that and I just would hope we are not pulling our traffic control.

I just came from MVRPC this morning and we have this trusty little map and I brought you all this map three years ago and here's a new one for the last three years. It shows where the problems are in the five county region and we are on here big time. I'll share this with all of you and it's 13 not counting last year, so three years prior to that because they only do this study every three years. The traffic incidents are up in this five county area and we are one of the ones leading the pack. I just don't believe that's what our taxpayers expect to pull people that should be watching the traffic and watching the crime and you know I have been a part of all the drug thing and I think it's wrong, but I think our people need to be obvious and it's been very nice to see them. Mayor Flaute: Are there any other questions or comments for the Chief? Seeing none, let's finish this up as soon as we can.

Mr. Carpenter: The last department is the Service Department. The bus shelters, we installed and the batteries are on backorder. I believe they haven't arrived yet. We have started construction there on Union Schoolhouse. The Microsurface project bid is in your packet. I will give you an update when we get to that point. I do have a lot of estimate information regarding Airway East. I'll be sending that to you, but there is a little bit of a summary here that follows as far as cost estimates to repair Airway East. We've had different sections looked at and prices associated for those repairs and also the repair for the entire amount from near the Burger King to the eastern corp limit. I think we do need to have some discussion on how we are going to address that, but we are going to deal with it again next winter otherwise. As you can see there was a lot of work filling potholes with 200,000 pounds of asphalt materials being used. We just talked about the amount of materials that have been used. Once again we are going to try to make that budget stretch and we did get the street sweeper in and put it to good use; it is doing a heck of a job. Mayor Flaute: Thank you, Mr. Manager. Any questions or comments for the Service Department?

Mr. Denning: I do. The RTA shelters that we are putting in, the solar lighting we are putting in, is that just for the sign on top that says Riverside and doesn't put any lighting in the shelter itself? Mr. Keaton: That's correct. Ms. Arnold: Can you move the microphone please? Mr. Denning: Can you tell us about what that costs as far as additional to the total cost? The big thing people want is they want the roof over

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their head at the bus stop. The lighted sign is nice, but if the whole bus stop costs \$8,000.00 and \$2,000.00 of that is that nice pretty sign to be lit, I would much rather have the inside of that bus stop lit so it is lit up at night when people are in there than just the top light that says Riverside that $\frac{3}{4}$'s of the time you go down the street it is out anyway because either it didn't charge long enough or the batteries are too old or the fuse is blown or whatever. It just doesn't make a lot of sense to me to have that extra cost. It is real nice to have that sign, but I would rather have the lights inside the bus stop where people can use them. If they are sitting there waiting, they can read a book or use their phone or whatever and it's not dark in there. Mr. Keaton: I do not know the added cost on that on the shelter for that and I will have to look at let you know. Mr. Denning: Okay, but you understand my concern. I would much rather see them lit inside instead of being on top. I mean it looks pretty, but I think it is more important for safety. Mr. Keaton: I understand.

Deputy Mayor Lommatzsch: Isn't the design an RTA thing? Mr. Keaton: Well yeah, it was an RTA design and a consistency we were keeping throughout the city on the rest of them when they were put up. Deputy Mayor Lommatzsch: I think it was a requirement. Mr. Denning: But the original two down there had light inside the shelter. Mr. Keaton: Correct. Mr. Denning: For whatever reason when they switched to the new system, the light was no longer inside and that doesn't make any sense to me because that was one of the major requirements that was put on those. Mr. Keaton: I will have to check Mike and see why it was deleted and how much the cost was and I will let you know. Mr. Denning: Okay.

Mr. Fullenkamp: I do have one. So why was the Bayside Guardrail Project put on hold? Mr. Keaton: Did you want to answer that Mark? Mr. Carpenter: Honestly, that was my decision only because we haven't budgeted those dollars yet. Originally we were going to try and see how much savings we would have through some of the other projects to possibly cover that expense, but we also had the re-appropriation. That is something we can bring to Council and see if. Mr. Fullenkamp: Until now I know that we have talked about it. I didn't know it had been put on hold. I understand the budgetary constraints. We can't spend a lot of money on a lot of things and sometimes you've got to pull back and include in our next budget. Mr. Carpenter: We did put the delineators, the reflective poles, there. Mr. Fullenkamp: But that's something if we were going to do it this year, it should have been in this year's budget. It should be one of those things that we knew enough last year to include in the budget. I think that was the intention, so again plan ahead. Thank you. Mayor Flaute: Are there any other questions or comments?

There were no further questions or comments.

ITEM 7: RECESS:

The Council took a recess at 7:22 p.m.

ITEM 8: RECONVENE:

The meeting was reconvened at 7:35 p.m.

ITEM 9: PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE:

The Pledge of Allegiance was led by Finance Director, Tom Garrett.

ITEM 10: MINUTES: Consider approval of the minutes of the February 1, 2018, February 15, 2018, March 1, 2018 and March 15, 2018 regular Council meetings.

A motion was made by Mr. Denning to approve the minutes of the February 1, 2018, February 15, 2018, March 1, 2018 and March 15, 2018 regular Council meetings. Ms. Fry seconded the motion.

There was no discussion on the motion.

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

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ITEM 11: COMMUNICATIONS

A) Board Interview – Adam Jacob Long for appointment to Health & Safety Commission

Mayor Flaute: Adam, would you please come forward and tell us a little about yourself and why you are interested in the position. Welcome. Mr. Long: Yeah, my name is Adam Jacob Long. I moved here recently in November and I am looking to get into the community. I am a firm believer that it is everybody's duty as a citizen to perform some civic duty in some form or another, so that was just how I saw an opportunity to get involved quickly. Mayor Flaute: Well welcome to Riverside. We are glad that you chose to me here and chose to volunteer. Mr. Long: My grandfather actually lived out here, so my father is from here and everything like that and lived off of Towanda for the longest time. We actually live there now. Mayor Flaute: I'm excited that you are here. Mr. Long: Thank you.

Mayor Flaute: Are there any questions for Mr. Long? So you work with groups, have your worked within groups? Can you kind of explain how that works in your mind? Mr. Long: Yeah, so I have worked in a lot of groups throughout schooling and everything passed that. I'm a Mason, so I participate in a lot of Masonic meetings and stuff like that and they follow a similar structure. As far as being part of different organizations like that and get together to make things happen. Prior to moving to Riverside, I was active in my church group doing the same thing being on different commissions and boards to help motivate and mobilize our different goals and objectives and things like that.

Deputy Mayor Lommatzsch: What brought you back to Riverside? A job I guess. Mr. Long: No, actually I work from home so I don't leave me house. This is another opportunity for me to do that. I just was looking for a change and saw an opportunity to purchase the house that my father grew up in that my grandfather owned and I just capitalized on that. Deputy Mayor Lommatzsch: Perfect. Mr. Long: Here's another taxpayer. Mr. Long: Unfortunately my company doesn't take taxes out, so I paid in a lump sum just a couple of days ago. Mr. Denning: Well you can pay that quarterly. Mr. Long: I have that set up now. Mr. Fullenkamp: Thanks for applying. Mayor Flaute: We have put you on the agenda for this time. A lot of times we will wait two weeks, but with you being on Health and Safety, they have a big thing coming up. Ms. Arnold: May 12th.

Mayor Flaute: We would welcome you to attend that Bike Rodeo. We will put you to work. Mr. Long: I was curious about that. Are there details on your City website? Mayor Flaute: I don't know if it is says much about it or not, but it is a really cool event. We give away helmets to the kids and I love to tell the stories of a few years ago a little girl brought her helmet back and said it cracked when I fell so will you replace it and it's like a life saved or a concussion saved. We give away bike helmets, the Police run the kids through a little bike scenario to make them better bike riders. Deputy Mayor Lommatzsch: A course. Mayor Flaute: A course, yes. Thank you. It makes them a little better riders and Chief usually cooks hot dogs for us and we have potato chips. It's just a really cool event. Deputy Mayor Lommatzsch: This is at Rohrer Park and then in June we do one at Beverly Gardens on a Saturday morning as well so we hit both sides of the city.

Mr. Fullenkamp: We will make sure the Clerk sends you the information you need about where to be and what time to be there. Mr. Long: That would be very helpful. Mr. Fullenkamp: Could you do that Brenna please? Ms. Arnold: I've already talked with the Chair, so he will be in touch with you as well. I will give you a call tomorrow. Mr. Long: I appreciate it. Thank you. Ms. Arnold: No problem.

There were no additional questions or comments.

B) Liquor Control Notice of Request to Transfer for Oddbody's

Mr. Carpenter: Well it looks like Oddbody's is changing hands and new owners are applying for the liquor permit. Chief, did you have any issues with the permit? Chief

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Robinson: Sir, I have to be quite honest I haven't seen it. It hasn't come across my desk. Ms. Arnold: Renee said she pulled the report. She may have forgotten to give it to you. Chief Robinson: She hasn't put it on my desk I guess. I didn't see it. Normally if there is a problem, she would have said something. Ms. Arnold: There weren't any violations for the previous permit holder or the new company that it is being transferred to and none of them currently or previously have held liquor permits at all, so there are no violations as far as Liquor Control goes. Mayor Flaute: Thank you.

Mr. Curp: I thought they were closing. At a previous meeting someone said they were closing or relocating or moving out. Mr. Fullenkamp: The original Oddbody's has relocated or is relocating. Mayor Flaute: Are they going to keep calling it Oddbody's? Deputy Mayor Lommatzsch: I don't know, but there was an event going on last weekend. The parking lot was packed. Mayor Flaute: So they are relocating, but this is a new group bringing in bands. Ms. Arnold: Well their DBA is listed as Oddbody's for the new business and they are still advertising as Oddbody's. Mr. Fullenkamp: They may have bought the business with the name and everything. The ownership has changed hands. Mayor Flaute: If there is no opposition to this, we will move onto the next agenda item.

There were no additional questions or comments.

ITEM 12: ACCEPTANCE OF WRITTEN CITIZENS PETITIONS:

Mayor Flaute advised citizens to fill out a form if they wished to speak about agenda or non-agenda items.

ITEMS 13: CITY MANAGER'S REPORT:

Mr. Carpenter: In the packet is the bi-monthly report. Mayor Flaute: Are there any questions for the Manager?

Mr. Fullenkamp: Under Code Enforcement and probably under Planning, again we are going to talk about Oddbody's. They filed a permit with Montgomery County. They wish to increase the building occupancy from 200 to 400, restroom and storage issues need to be resolved to gain approval. Do they have sufficient parking for a 400 person occupancy? Mr. Taylor: The way our Code reads it doesn't change the requirement for the parking because it is based on square footage, since the space isn't getting bigger there is the 104 spots that we require they still have under the UDO. There is 216 spots in that total shopping center there and since their hours are not the same as everyone else we can trade those spots for their spots. Their parking is not an issue other than it is 400 people instead of 200 now and our Code doesn't address that. Mr. Fullenkamp: So it falls under square footage, not like a restaurant where it is tables and spots per table and seats? Mr. Taylor: Correct. Mr. Fullenkamp: That doesn't apply in this case. Mr. Taylor: That is correct. Mr. Fullenkamp: Is that something we need to look at? Mr. Taylor: Absolutely.

Mr. Curp: I would think the Fire Code. Mr. Fullenkamp: Well that's another concern. Chief Stitzel: The Fire Code as far as the occupancy level inside is tables and chairs determines how many people are allowed to be inside the building. We don't have anything to do with the parking lot in the Fire Code. Mr. Curp: What about the number of people in the square footage? Chief Stitzel: That's the thing is depending on if they have enough space, they have enough egress space to accommodate 400 people as long as they don't have all the tables and chairs in there it does meet the Fire Code to have that many people. They just have to have a fire alarm system installed and I think that was one of the reasons the previous owners were wanting out because they had to get a new fire alarm system, they had to put in another restroom to accommodate the increased number in people. As far as how many are inside there, if they get an occupancy for 400, based on the floor space and the egress and the alarm, then it would meet the Fire Code.

Deputy Mayor Lommatzsch: Do we have any controls over the food trucks and the cooking out on the sidewalk, sir? Mr. Taylor: When they are on private property, so we don't have a food truck specific for those. We have them as Tenant Vendors and

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call them something else, but I can't remember the term. The way it talks is they need a permit to be on the street on to be moving around, but if you are in a private lot as of right now we don't have a whole lot of authority to remove them. Deputy Mayor Lommatzsch: But if they have these big cookers out on the sidewalk in front of the business and tables. I have not gotten out and walked up there, I have only driven through there, but it appears that they are cooking in these big cookers and smoke is going everywhere. Mr. Taylor: Where is this? Deputy Mayor Lommatzsch: At Oddbody's. Mr. Taylor: When? Deputy Mayor Lommatzsch: When they have their events. Ms. Arnold: At night when we are closed. Deputy Mayor Lommatzsch: Yeah. Mr. Taylor: I have never heard or seen anything of that, so I don't. Deputy Mayor Lommatzsch: What because it happens at 5:00 or 6:00? The smoke goes everywhere and they have tables out there and it appears that they are throwing hot dogs and whatever and then they are drinking on the sidewalk. Mr. Taylor: That sounds like not a Code Enforcement thing. That sounds like a Police thing. Chief Robinson: Call us on that one. Mr. Taylor: This is the first I have ever heard of this. If that's what's happening, we need to look into that.

Deputy Mayor Lommatzsch: My question is are they allowed to do that? Mr. Taylor: I would say no. Deputy Mayor Lommatzsch: I know the drinking on the side. The cooking outside on a grill on the sidewalk in front of a business. Mr. Denning: It's private property. Deputy Mayor Lommatzsch: Yes or no, is it legal? Mr. Taylor: The way the Code is there is no simple yes or no without seeing exactly what they do, looking at the Code, and talking about what it is they are infracting. I would assume that is not allowed, but we would have to look into it and see what are they doing, when are they doing it, how are they doing it, which ordinance is it breaking? Our Code doesn't address a lot of things and this could be one of them.

Mr. Fullenkamp: I have another question to come along with what Mrs. Lommatzsch is talking about. So what you are telling me is that any food truck can come into this city and as long as they are on commercial private property, there is nothing we can do about it? Mr. Taylor: That's the way I interpret that section and I can't remember that Code that we have talked about. That's how I read that. Mr. Fullenkamp: When I see peddler, I see operation hours between 9:00-5:00. Mr. Taylor: That's talking about in residential neighborhoods if you read further. These are on commercial properties, so it doesn't. Mr. Fullenkamp: So any truck can come. Mr. Taylor: The Code is silent on that. It doesn't say. Mr. Fullenkamp: So any business that wants to set up, as long as they get permission from a commercial property owner, they can do it and compete with any restaurant. Mr. Taylor: Possibly. Mr. Fullenkamp: Well it's happening right now and you know it is up at Yum Yum's. Mr. Taylor: We don't have exact language to squash that at this point. Deputy Mayor Lommatzsch: So the dude at the Shell station is cool? Mr. Taylor: I don't see anyone at the Shell station. Mr. Fullenkamp: So they don't need a permit even? Deputy Mayor Lommatzsch: There is a food truck at the Shell station all the time. Mr. Fullenkamp: What you are saying is they don't need a permit? Mr. Taylor: We have a permit for peddlers and we have written a policy on how that works, but again that's for being in a neighborhood. If you are on private property, that comes down to the private property owner.

Mr. Fullenkamp: So if I want to set a food truck up in my driveway, I can. Mr. Taylor: Do you have a commercial property? Mr. Fullenkamp: Is commercial required by our Code? Mr. Taylor: So you started out at a commercial property and you moved to your residential property. Mr. Fullenkamp: That's right. Mr. Taylor: We talked about the peddler's between the hours of 9:00 and 5:00 in a residential neighborhood so that would be different and there is a peddler's permit for that in a residential neighborhood. In a commercial neighborhood, the Code is silent on that. Mr. Fullenkamp: I'll look at the Code again. What you are saying is there is no reason for the truck at Yum Yum's to come and get a permit? Mr. Taylor: Correct. That's the way I read what it talks about. Mr. Denning: Because the only thing we make them come and get a permit for is ice cream trucks. Mr. Taylor: Basically. Mr. Fullenkamp: But if an ice cream truck sets up on private property. Mr. Taylor: He will need a permit. Well it depends on whether it is commercial or residential. Mr. Fullenkamp: Right.

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Mayor Flaute: Originally when the City was just starting, we had folks selling potatoes and meat. Deputy Mayor Lommatzsch: It was Elvis on the corner of Airway and Woodman. Mayor Flaute: We were able to put a stop to that and I don't think it will matter whether they are on private property or not. Mr. Taylor: Well since you became a City, you changed your Code in 2014 and it's not the same as it was when you became a City. Mayor Flaute: Oh, no. Is that true? Mr. Taylor: That is 100% true. Mayor Flaute: For that? Mr. Taylor: Yeah. Mr. Fullenkamp: I will do more research. Mayor Flaute: Okay, well we need to look at that. Thank you for bringing that up. Mr. Curp: I think during the income tax campaign, we should just go over and talk to those people and give them the income tax information so they can file. Mr. Carpenter: There was some recent legislation in the Fire Code legislation that maybe will be able to help in some instances.

Mr. Fullenkamp: I want to continue with this, you are telling me that a commercial property that has a certain usage is allowed to change its usage to serve food? Mr. Taylor: We are talking about a loop hole in our Code and you are absolutely right because you are talking about a non-permanent structure because it is not a structure. In the Land Use, we are regulating structures and now you have a commercial vehicle like Yum Yum's. It is a loop hole that we have. Typically, you would assume like Airway Shopping Center would chase them out because it is private property. Mr. Fullenkamp: Unless they are making money off of them. Mr. Taylor: Unless they are making money somehow. Then again you would have if I was a property owner of a large tenant space and I had what is it the Mexican restaurant in there, the Gyro Palace, why would I want to bring in a food truck to take money away from the people that pay me rent? Mr. Fullenkamp: I understand because they compete with our restaurants and that's part of my concern. Thanks.

Mayor Flaute: Interesting. The only thing I have is a had several people that gave really positive comments about the creation of that safe space for Craig's List. That was very positive and several people asked me to bring that forward. There is some forwarding thinking going on there and I appreciate that. Chief Robinson: I don't want to take all the credit because we stole that from somewhere else, but that's okay. I will tell you this and I told these guys this yesterday, we had like 43,000 views on our Facebook because of that sign. It was shared all over the place and it was great; all great comments. Mayor Flaute: I just wanted to say that.

Mr. Denning: Mr. Manager, I really like the quarterly briefing. I think that was great and I would like to see that every quarter. The only thing I would like that I think would be a good addition to it and its part of what Mr. Fullenkamp was asking is an updated budget where we are. If we have added money and where we are and where we were at the beginning of the year and where we are now type of thing. I think would be helpful. Mr. Carpenter: We can do that.

There were no additional questions or comments.

- (1) FYI Items**
 - a. Council Request Sheets.**
 - b. Council Agenda Calendar.**
 - c. City Manager's Project and Activities Report.**
- (2) Monthly Verbal Reports**
 - a. Finance Department**

Mayor Flaute turned the floor to Mr. Garrett for the update from the Finance Department.

Mr. Garrett: He's already gone over the quarterly. Mr. Fullenkamp: Okay, next. Mr. Garrett: It's the beginning of May, so I am most of the way through the process of closing out the April books. I printed out most of the reports, so those will be posted shortly. In the quarterly update that we did after going through the report, I felt it was

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important to highlight those things with the Fire and Street overtime and of course the fuel. I guess that would still be an item to repeat.

I want to tell you that the Brantwood TIF brought in more than we expected in terms of tax receipts. In fact, it was almost everything we budgeted for the entire year, so we are going to have to review that budget and probably come back with a supplemental because when the second half taxes come in. So anyway, we received the real estate taxes in early April. The net of the Auditor fees and whatever, we have distributed \$54,000.00 back to Brantwood to go against their ongoing loan. Mr. Denning: And we paid the school there? Mr. Garrett: The school got theirs. Mr. Denning: So is this because when you say we got more than we expected, is that based on what they told us they would be bringing in each year from the taxes so that because they sold out quicker than they thought they would, that's the reason we are getting more or do you have any idea? Mr. Garrett: I don't really have any idea. You would think it would be stabilizing pretty much because all of that Brantwood money that came in was for the 1st section, which of course has been done. We got no money at all for the 2nd section because it hadn't been officially established as a TIF yet on the record of the State. That will probably happen next year, but we didn't get a cent for the 2nd section yet and of course it would turn around and be distributed to Brantwood. Mr. Denning: Okay, I was just curious if it was because they filled up quicker than or if they sold out quicker than we thought. Mr. Fullenkamp: The other option is that property values have gone up in that neighborhood. Mr. Denning: Yeah, that too I'm sure. Mr. Garrett: That's the whole thing with the TIF, you build the house, the value goes up, and you would think you would be stabilized after a couple years. Hopefully our estimates will stabilize and therefore them too.

I noticed just right before this meeting if you recall Frost Brown Todd, who is the group law firm leading the group legal challenge to centralized collection by the State on municipal business tax. They had the hearing back I forget when it was now. The Judge at that time sided with the State's point of view and Frost Brown Todd is preparing an appeal. They have had an extension of the time, so it won't be until about the 20th of May when the documents are actually presented to the court for this appeal. It is still in process is about the only thing to say right there.

We did get a refund from the Bureau of Worker's Comp as I guess a reimbursement if you will. We are going to take it as a reduction of our Worker's Comp premium for this year and that of course came about because we participated in those various safety trainings and our efforts will probably get another smaller refund later. They don't really identify which one they calculated it on, but they did give us a \$49,000.00 refund of our premium. I guess that's really mostly what I wanted to say.

Income tax is moving along. We did have a better month of receipts in April, better than our expectation. We are still down a little bit from our hope and our budgeted plan for the year. Hopefully with everybody paying tax in April, the month of May will be a little better.

There were no additional questions or comments.

b. Economic Development Department

Mayor Flaute: Moving on to Economic Development Department. Are we going to have that tonight? Mr. Carpenter: No, it will be next meeting. Mr. Murray is on vacation.

There were no additional questions or comments.

c. Administration Department

Mayor Flaute turned the floor to Mr. Lohr for the update from the Administration Department.

Mr. Lohr: Good evening. I have two quick updates for you. Just a couple highlights about Maytoberfest. It's May 26th 6:00-9:00 p.m. We are working on finalizing a canoe and kayak event prior to it, so it will start upstream and come downstream. You can stop if you do that sort of thing and get your sausage and your beer at the

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end of the trip. We've got Schmidt's Sausage House, if you know anything about Columbus you know Schmidt's Sausage House. They are bringing their food truck, so that's going to be good. Deputy Mayor Lommatzsch: And they are bringing their cream puffs? Mr. Lohr: I assume so. I keep getting questions about that, so I'm going to double check. I don't think they would show up without their cream puffs because that is one of the things they are famous for. We also have the Sauerkraut Band, which is a 15 person instrumental band that is going to be playing typical German music you would see at an Oktoberfest. We have a couple other food trucks, Pa Pork and La Pampa, which is Hispanic food. You are going to have a variety of foods that are going to be there, so everyone show up. It is going to be a good time. If anybody on Council would like to lend a hand with setting up and being there, please let me know and we will put you to work.

The other thing is we have open postings for a Maintenance Worker and a Full-Time Firefighter. If you do know somebody who has a Class B CDL, high school diploma, and some experience working with their hands, manual labor preferably landscaping or road work, something along those lines or operating equipment. Anything along those lines, send them my way and I will talk them into submitting an application. The same with Firefighter/Paramedic, we need a Level 2 Firefighter/Paramedic card. The job market is tight, so if you do it right now or you do know anybody who is looking for those types of jobs, please let them know we are hiring and everybody in the audience too. Mr. Denning: Tie it into the Police Chief's sign on Facebook thing and you can have 30,000 people see it. Mr. Lohr: I'll just put up a comment on it. There we go. Actually I will do that.

Mr. Curp: How are we doing the posting? Mr. Lohr: Chief will have to help me out with the Firefighter one, but right now we have the Maintenance Worker posting on the website and on Facebook. We are trying something new with Facebook. We've gotten some applications, but not as many as we would like. What Mr. Keaton and I have talked about and what we are going to hopefully get approval from the City Manager to do is extend that Maintenance Worker posting until the end of next week and we are going to look at some other options. Mr. Keaton has a Public Works site he is going to put it on and we are going to do Indeed and we are going to try to do some actual paid advertising on Facebook because we are getting a good response there just with doing the regular posting.

Mr. Curp: I know print media is kind of old fashioned, but you know I read the classified sections of the Dayton Daily News Sunday paper for different reasons, but I still notice that there are other cities and public sector organizations that are publishing their openings in the newspaper. I know Riverside is a low subscription rate community, but there are other people outside the City of Riverside who are also qualified to fill these positions. Mr. Lohr: We have moved away from that. A good part of the reason we have done that is because a lot of the positions we are hiring for or have hired for over the last year have been administrative type work where you know you are working with high rates of computer literacy and people who are active on the internet and that sort of thing. Now we didn't do it for the Maintenance Worker, but it is definitely worth considering and maybe something we could talk about and see if there would be a benefit in paying that. I will say that Dayton Daily has gotten pretty expensive and I'm thinking the last time I published a job in Dayton Daily it was \$400.00-500.00 to do a good time period. There may be a benefit there, but there is a high cost associated with it. Mr. Curp: When you post it with them, I think you also have it posted to their electronic sites and maybe a host of other job sites that they are linked into. It's not like you are just putting it in the Sunday paper.

Mr. Denning: The other point would be Jobs Ohio. Have you tied into them at all? Mr. Lohr: We've utilized that in the past. I think we have them posted the two we have open right now are posted there. That's one of our go-to's because it is free and has a pretty broad reach.

Deputy Mayor Lommatzsch: Ritter's has an ice cream truck. Mr. Lohr: I will give them a call. That sounds delicious.

There were no additional questions or comments.

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d. Planning and Program Management Department

Mayor Flaute turned the floor to Mr. Taylor for the update from the Planning and Program Management Department.

Mr. Taylor: So this is going to be real easy tonight. A bid opening for the ADA ramps was this morning at 9:00 a.m. We had three bids. Our engineer's estimate was \$94,000.00 and some change. They were at \$101,000.00, \$96,000.00, and then we had a great one at \$77,000.00. We are looking through those bids and it looks like we had some add alternates because we wanted to make sure we got so many ramps done and then we added some, so we are going to add some so we have about \$18,000.00 in ramps that we will be able to add. That will get about half that Tall Oaks neighborhood. You will be seeing those May 17th when we will be approving that.

We talked about Oddbody's. The Spin Kemp permit for the driveway they have applied, we have been in talks with them. They gave us an application, they haven't given us the fee yet and they haven't given us a drawing. They want to do it in sections and we will see. We talked about parking and we want to make sure they keep the same number of parking spots, so that is an ongoing issue, but it does sound like it is going to get done.

The gas station/car wash on Linden Avenue, as you know they applied for a permit a while ago, but their site plan was not up to par. They actually just came in at like 4:45 p.m. with a new site plan and just from looking at it still doesn't look complete. The other issue is that they want to put in their main business there is a hookah bar, but it is attached to a restaurant. There is a lot of issues there. I don't know how this is going to work out. That's a mess, but I will keep you up to date with that. Those are pretty much the few things going on that are. Mayor Flaute: Thank you, Mr. Taylor. Are there any questions or comments for Mr. Taylor?

Mr. Curp: Do we have an update on the additional housing on Harshman? Mr. Taylor: No. I haven't heard anything that wasn't at the meeting. I don't know if they have gotten their tax credits. We haven't gotten an application or anything yet, so I don't know if that is moving forward yet.

There were no additional questions or comments.

ITEM 14: PUBLIC COMMENT ON AGENDA ITEMS

Ms. Jan Pitzer of Wake Forest Road requested to speak before Council regarding Resolution No. 18-R-2364.

Ms. Pitzer: This was in regards to Resolution R-2364; wanting to change the minutes from the verbatim to the summary and I feel like this is déjà vu. As you can see by your handout on the Thursday, April 21, 2016 meeting, there was a discussion regarding this. I have highlighted where people have made comments. The former City Council, which would have included Mrs. Reynolds and Mr. Smith, and we now have Ms. Campbell and Ms. Fry, everyone agreed the benefit of having the complete verbatim minutes. For those of you who weren't here at that time, I made a statement regarding that it would be a great disservice to take away from our residents the verbatim minutes on the website or if someone would happen to want a public records request. We want to hear the interaction of Council members, their ideas, their thought processes, the pros, the cons. We don't want to hear a consensus. We the people choose who is on our Council. I want to hear and I'm sure any other resident wants to hear the opinions of our Council people. I've highlighted as I said where different Council members have suggested to keep this. Mr. Curp, he agreed you know that it should be verbatim minutes. Deputy Mayor Smith at the time agreed. Mrs. Lommatzsch agreed. Mr. Fullenkamp agreed. Mike Denning really didn't have too much to say other than if you please note it says, "Very few cities do this the way we do." Mrs. Lommatzsch says, "Isn't that typical of Riverside." Mr. Denning stated, "We do it right." Mrs. Lommatzsch said, "That's right." I beg the City to consider keeping this verbatim. Thank you.

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Mr. Steve Massa of Planters Avenue requested to speak before Council regarding Resolution No. 18-R-2364.

Mr. Massa: Good evening. I too would like to speak about the verbatim minutes. I just prepared a statement, so I will read it.

“My topic tonight is concerning the Riverside Resolution to stop verbatim minutes from being recorded. I have heard and read multiple times about City Council and Staff’s desire to be transparent. I believe preparing a record of everything that is said at Council meetings is monumental in being transparent. Why would any Council member not want verbatim minutes? Why would any staff member not want verbatim minutes? How would removing verbatim minutes help with transparency? It is not staff or Council putting forth the effort to prepare the minutes. It is not infringing on theirs or your time, so why would you want to stop it? Can anyone tell me how removing verbatim will benefit our City? Please do not tell me it is to save money. Everyone in this room knows our Council Clerk’s salary is not causing Riverside’s financial problems. I have asked five questions, would anyone like to respond?”

Mayor Flaute: We will respond when we talk about the resolution because we will be talking about the resolution shortly. Mr. Massa: Thank you.

There were no additional requests for public comment on agenda items.

ITEM 15: NEW BUSINESS

A) RESOLUTIONS

I) Resolution No. 18-R-2360 authorizing the City Manager to enter into a contract with American Pavements, Inc., the lowest responsive, best bidder for the 2018 Microsurface Project.

Mr. Carpenter: This resolution is for entering an agreement and awarding the contract for microsurfacing for American Pavements. I do need to provide some explanation.

A motion was made by Deputy Mayor Lommatzsch to revise the contracted amount to \$328,068.20 and to approve Resolution No. 18-R-2360. Mr. Denning seconded the motion.

Mr. Carpenter: At your dais there should be a sheet that looks something like this. It was brought to my attention by Mr. Fullenkamp that the sheet that was in the packet listed a total sum for base bid work and it had a quantity next to it and that quantity was for 44,322 square yards of microsurfacing. As we look down the list of streets on those add alternates, some of those streets and Mr. Keaton and I drove all the streets that were being considered. We noticed some of those streets were on there that were not going to be performed due to their condition had deteriorated further and will be mill and fills and then some of those streets had received microsurfacing a few years early and I didn’t have the exact dates, but you could look at it and see it didn’t need more microsurfacing.

We didn’t have the list of the streets that were in the summary base bid, so we contacted Choice One and they provided the list of streets and in that base bid there was some streets that were included in that 44,322 square yardage that we knew were not going to be performed as well. We talked to Choice One and said take those streets out and you add in the streets that were listed as alternates that we are still going to perform and they came up with a total of 44,036 square yards of microsurfacing. It is 286 square yards less, so the total price is a little bit lower. As you can see on here it is not \$330,000.00, but it is \$328,068.00. I just wanted you to know. I’m comfortable that the bid is valid because the quantity is actually less than that base bid that was for \$330,000.00, so because it is less money and both companies were bidding on quantity that’s the way Choice One submitted the bid to the companies that were putting in their applications.

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Mayor Flaute: In the resolution the number of \$330,198.90 has changed. Mr. Carpenter: It is less. Mayor Flaute: Do you know what the number is? Mr. Carpenter: It is \$328,068.20. Mayor Flaute: So that will have to be put into the new resolution. Are there any other questions or comments?

Mr. Fullenkamp: Both companies are similarly qualified? Mr. Carpenter: Yes. Mr. Fullenkamp: Okay, so there is virtually no difference between the two? Mr. Carpenter: \$.04. Mr. Denning: \$.04 a square yard. Mr. Fullenkamp: Yeah, well I'm looking at the total bid.

Ms. Campbell: Are they local? Mr. Carpenter: Do you know their location of the companies? Mr. Keaton: American Pavements I believe is in Columbus. Strawser I'm not for sure. I think Cincinnati, but I'm not for sure about that.

Deputy Mayor Lommatzsch: I just like the way there is action all over the city. Every neighborhood is seeing some action. Mr. Curp: Are all these streets high up in the ranking on the engineer's list? Mr. Carpenter: Yeah, we started with the lowest ranking for microsurface was a 60 and we got down to I believe 64. I believe all those streets fall within that range.

There was no further discussion on the motion.

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

II) Resolution No. 18-R-2362 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.

Mr. Carpenter: This resolution is to enter into the Source Water Protection Agreement with the City of Dayton.

A motion was made by Mr. Denning to approve Resolution No. 18-R-2362. Ms. Fry seconded the motion.

Mr. Fullenkamp: So this is all they'll give us, \$87,000.00-\$89,000.00 a year? Mr. Carpenter: We asked for a lot more early on, I will tell you that. Mr. Fullenkamp: I remember getting about this much last year. Mr. Carpenter: Yep. Mr. Fullenkamp: Okay. Mayor Flaute: What is the exact number? Mr. Carpenter: In 2019, it is \$87,000.00. Mayor Flaute: I saw \$176,000.00. Mr. Carpenter: That's for two years. Mr. Fullenkamp: It's a two year contract. Mayor Flaute: Got it. Okay.

Mr. Fullenkamp: Do we have to do anything extra this year? I thought we had to do legislation and some other things we were required to do. Mr. Carpenter: There is legislation that will be coming. I believe we have targeted that for next June. The agreement has been changed to be clarified as far as the deliverables. That's the only thing. I don't know if there is anything new. It's just more clarity. Mr. Taylor: Not much has changed since last year. They typically only give a 2% and that's what this is reflecting. We are still working on an argument to get more even in 2019 or even 2020.

Mr. Fullenkamp: So how do we compare with Harrison Township and Huber Heights and the other cities? Mr. Taylor: We are slightly more than Harrison Township. I think they are in the \$70,000.00's. Mr. Fullenkamp: What do they base the calculation on to determine the payment? Mr. Taylor: Those were set years and years ago. My conversations with the Fund Board, basically what they want from us is if we were to ask for more money you know we went at them with what the City of Dayton does and some of the deliverables are kind of silly. I thought let's get some really good deliverables here and this is what it will cost. They like that, but they want to see compared to how much area of the Wellfield is in our city compared to other areas. We've been working at looking at the Wellfield map and figuring out those square footages and comparing them. I think that is the only way we could look at getting more unless you wanted to play. We could always not pass the legislation and tell them. Mr. Fullenkamp: That's not my intent here. Mr. Taylor: I'm not

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inferring that, but we did a lot of discussions with them and the door closed. I think there is still an option to get more to do a program even better.

Mr. Fullenkamp: Is there any way Council can put pressure on the County Commissioner's to help us with some of the areas of the city? If we have storm water protection issues, if we have sanitary sewer things that can help? Mr. Taylor: I think those can always help. As I have learned more about the way the Source Water Protection works, they use it more of an economic development arm for funding and they try and use the monies for businesses to upgrade their facilities so there is more protection for the Wellfield. Bob and I have both been arguing with them, if we were to move businesses or look at taking down buildings and if we look at different inspections and do some other things to try and change that and change their mind on that. They are very hesitant of that. Mr. Fullenkamp: Obviously water is an incredible cash cow for the City of Dayton and they benefit from most of these fees that they associate with Source Water Protection. Anything that we can do to garner more of the benefits since it impacts our ability to have economic development in certain areas of town I think is something we have to consider strongly.

Mr. Taylor: I'm going to throw this out there. Another option we can have is to relent all control to the Wellfield to the City and just say you do it. I don't know if that is a good idea, but that is an option to say you do the inspections, you bring in this, you bring in that. Mr. Fullenkamp: Do these monies reflect the true cost of us doing and providing these services? Mr. Taylor: I'm not sure. Mr. Fullenkamp: That's something we need to find an answer to. I understand what you are saying. Mr. Taylor: I know the money we asked for was a true reflection. Mr. Fullenkamp: These I don't know because I'm not sure how they base those numbers. Mayor Flaute: Because there are companies that can't come in just because they can't get on a Well Protection area and that's unfortunate for us.

There was no further discussion on the motion.

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

III) Resolution No. 18-R-2363 imposing a moratorium of 180-days on the processing and issuance of zoning authorizations and certificates of zoning compliance and occupancy to businesses offering massage services within the City of Riverside, Ohio.

Mr. Carpenter: This resolution is a request for a moratorium for 180 days on the processing and issuing of zoning authorizations and certificates for occupancy to businesses of massage services in Riverside. We have some very serious concerns of what is taking place as far as possible human trafficking and we would like to strengthen our ordinances to prevent that.

Deputy Mayor Lommatzsch: So why did we pick 180 days? Why don't we just not do it? Mr. Carpenter: We don't want to ban all massage businesses. That's the question. We are not against massage businesses, we are against human trafficking. We want an opportunity to strengthen our ordinances to see if we can prevent that from happening.

Mr. Fullenkamp: So what evidence do we have that there is an issue in the City? Mr. Taylor: Back in 2015 or 2016 we closed one down already and it was part of I don't know if it was human trafficking, but it was definitely prostitution happening there. We had three permits in the last two or three months just this year for massage parlors. Two of them have opened and they were very suspicious, but from a land use, we have to issue that. We immediately turned that over to our Police Department and I believe that is being investigated and checked out. As you know Fairborn, Miamisburg, and another City have done this. I spoke with Miamisburg and what is happening is a lot of these massage parlors are coming out of Columbus and coming this way because Columbus and that area has put a crack down on them and have done this. It has just moved this way and we are seeing that. The evidence we have for the current parlors we have is I can't say one way of the other. I don't know, but what we want to do and we have talked to the American Association of Massage

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Therapists I believe and they are all for this. Most likely what we want to do and six months is all we need to get legislation and a new ordinance to the Planning Commission and get them to review it, okay it, and then we will send it up to you. We can do that in six months.

Mr. Fullenkamp: So this doesn't interfere with medical massage or this does interfere with medical massage parlors for six months? Mr. Taylor: So if somebody came to us even with a certification and asked us if we pass this and someone said they would like to open a massage and they had a certification, we would hold that and tell them we are working on new legislation and that we couldn't approve their permit for six months. Mr. Fullenkamp: But it does not prevent them from going to homes to provide medical massage services? Mr. Taylor: As like a home occupation? Mr. Curp: Home visitations. Mr. Fullenkamp: I'm a business. I go to your house and you need medical massage services. Will this preclude them from going? Mr. Taylor: In home care, no I don't regulate that, so it would not affect this.

Mr. Denning: So this stops anybody from opening any sort whether even a chiropractor that has a massage therapist as part of his or her organization? Mr. Taylor: I would say no. That would be almost an incidental use if you are a chiropractor. We don't have a lot of those anyway and again it is only for six months. Basically we already have several copies of what we want to make. All we are doing is you have to have a license from the licensing body and then you can have this. I know we have a six month moratorium, but with what we are proposing it would be less than that. Pretty much if your strict business is massage, we are saying no. If you are trying to open up a chiropractic office, I don't think that would fall under this.

A motion was made by Mr. Curp to approve Resolution No. 18-R-2363. Deputy Mayor Lommatzsch seconded the motion.

There was no discussion on the motion.

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

IV) Resolution No. 18-R-2364 directing the Clerk of Council to prepare summary minutes in lieu of verbatim minutes.

Mr. Carpenter: This is for verbatim minutes for the Clerk of Council to prepare verbatim minutes. It was just also pointed out that this recommendation is not necessarily a recommendation from staff. This is a Council decision on this. I know it says it is recommended from staff, but it's not necessarily accurate. Ms. Arnold: That's my fault. I use the same sheet all the time and every time we have a resolution I'm assuming staff would like you to approve it because they are sending it to you and I forgot to update, so I apologize. Mayor Flaute: Thank you.

A motion was made by Mr. Denning to approve Resolution No. 18-R-2364. Mayor Flaute seconded the motion.

Mr. Fullenkamp: You brought it forward. I would like to hear your rationale for bringing it forward. Mayor Flaute: I know that I heard from the podium don't talk about money, but this packet alone has 109 pages of minutes. Do you know how long it takes to type 109 pages of minutes? I've heard from I'm not sure this Clerk or our past Clerks that for every one hour of discussion there is four of typing. Now if you get \$20.00 an hour and you do four hours, plus the four hours you are sitting here doing the minutes, you are talking \$400.00 for each meeting that we are spending on typing minutes. That works out to be in 23 years we spent \$220,000.00 on somebody sitting there typing minutes. That could have went to roads. Ms. Fry: How many years? Mayor Flaute: 23 years. Mr. Denning: That's \$10,000.00 a year. Mayor Flaute: It is about \$10,000.00 is what it costs us for someone to sit there and type minutes. I agree when we were starting a city we didn't have somebody recording everything that we are saying. Now we have everything recorded and we are going to be putting that on the website. Why would we want to spend \$10,000.00 a year to have that? Why would we force someone? Our last Clerk left because she became ill and she was about 6 minutes behind and she said she can't just sit there. I just saw in the minutes that Jan brought up I said the same thing then, but to force

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someone to sit there and type minutes and when someone who wants to read them can look at what is going on online and it could even be faster. There are no cities in the area that has verbatim minutes, right? It's Riverside, maybe that is better, but I don't think that it's better. I don't think it's better, I think I would love to get an intern in or somehow we would do a survey to see how many people really read those minutes. I'll beat you. I think it is not very many. I know there are a few people that do, but they can watch it, they can come to the meetings, they can get the good drift of what is going on with the meetings. To save \$10,000.00 a year, I think it is important to do that.

Ms. Campbell: I think it should be word for word. If someone makes a remark there somewhere along the line and somebody wants to come back and deny it, they can go back and check out that it is there. Mayor Flaute: Well you can do that by the tape. It's all there on the tape. Ms. Campbell: You can erase it and you shouldn't be allowed to erase it. Mr. Denning: Everything is videotaped now. Mayor Flaute: Everything is videotaped. You are being videotaped right now. It's going to go hopefully on the website in a week or two.

Deputy Mayor Lommatzsch: Our records show that we have lost a lot of records in the City already that because we got ransomware or whatever you call that disease. This could be wiped out any time. It's not hard copy, voted on by this group, that in fact is what happened. Mayor Flaute: Do you belong to any other organization? Deputy Mayor Lommatzsch: No, I don't belong to any organizations. This is the only thing I do, Bill. Mayor Flaute: I know that is not true.

Mr. Fullenkamp: I want to ask the Clerk a question. Is four hours per hour of talking an accurate estimate? Ms. Arnold: I wouldn't say quite, but sometimes my hands get tired, so I'm a little slower. It doesn't take me fours per hour. Mr. Fullenkamp: Can you give us an estimate? Ms. Arnold: I type like 78 words per minute. I could do a word count on some of them. Mr. Fullenkamp: I'm reading online somewhere between 2-3 hours per hour. Ms. Arnold: I would say that is closer. Mr. Fullenkamp: So if we estimate that three hour meeting, it is one day every two weeks is what we are spending of your time and then that leaves your time available for other things. Ms. Arnold: I spread it out so I don't have carpal tunnel, but yes. I have gotten a meeting done in a day before. I didn't really move.

Mr. Fullenkamp: I'm just going to run down why these are important to me and these are just my opinions. It has already been mentioned that we lose transparency when people are coerced to have to watch an entire video versus just being able to scan and search minutes. It's much more effective to be able to just have the minutes digitally and you can say Flaute and you can see every comment that the Mayor or you can say Fullenkamp or a particular topic. Ms. Campbell: You can do control find and go through one right after the other or you can go to his name. Mr. Fullenkamp: On the one hand we have the City staff increasing transparency and here we are as a Council considering reducing it. That's an issue. One other chance and one of the problems is we sometimes can lose the legislative intent of the legislation that we have. The complete minutes give a good indication of the legislative intent. Ms. Campbell: That's like going into a contract and changing it.

Mr. Fullenkamp: There's a loss of accountability by Council and staff. If you say something then it becomes something else. What about the value of public comments by residents? They are no longer going to be represented. They are going to come in and say so and so said this about a topic, so all the comments and the comments from the Council won't be included. Again, we are losing those searchable minutes that have a real value to Council. I do it quite often. It is very nice to be able to pull that document down or that group of documents and just do a word search. That is valuable just not to Council, but the residents and to the staff. We've heard the comment "We do it right." This is how it should be done and I can't approve of lowering that standard. Thank you.

Deputy Mayor Lommatzsch: I just went to a meeting and these are the minutes verbatim from my last one that we approved this morning. So you asked me if I go to any other meetings with verbatim minutes and we all have jobs that have things about them that we don't particularly enjoy doing. I have one of those. It is part of the job

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and I don't believe any Clerk comes into the job not knowing that is part of the job. That's an expectation of her job. Now I don't want her to get carpal tunnel, but there are many, many people who sit and type all day in court and whatever. I think we've beat this elephant long enough. Mayor Flaute: Okay. Are there any other comments? Okay. Well you know how I feel.

Deputy Mayor Lommatzsch called for the vote.

There was no further discussion on the motion.

Mr. Denning: No. Mayor Flaute: No. Mr. Fullenkamp: Wait a minute. Deputy Mayor Lommatzsch: You are voting not to change that. Mayor Flaute: Oh, you are voting not to change it. Deputy Mayor Lommatzsch: That's what this says. Mr. Denning: That's what we are doing. Deputy Mayor Lommatzsch: If you want to change it, you vote yes. Mr. Denning: Exactly. Mayor Flaute: I vote yes. Mr. Curp: The motion is to prepare summary minutes. That's the motion. Mayor Flaute: Wait until that one gets into the verbatim minutes.

A roll call vote was as follows: Mr. Denning, no; Mayor Flaute, yes; Ms. Campbell, no; Mr. Curp, no; Ms. Fry, no; Mr. Fullenkamp, no; and Deputy Mayor Lommatzsch, no. **Motion failed.**

V) Resolution No. 18-R-2365 approving the acceptance of additional grant funding from the Miami Valley Regional Planning Commission in the amount of \$131,023.00 towards the completion of the Valley Street Sidewalk Project.

Mr. Carpenter: This resolution is to accept the additional funding from the Miami Regional Planning Commission and to complete the Valley Street Sidewalk Project.

A motion was made by Mr. Denning to approve Resolution No. 18-R-2365. Deputy Mayor Lommatzsch seconded the motion.

Mr. Fullenkamp: Where is the money coming from, the \$190,000.00 for a sidewalk? That's something we have to consider. This is going into next year's budget, so \$190,000.00 from what I can see right now we don't have. Is this the highest priority way we can spend \$190,000.00 on the City? That's my problem. I don't support this. Mayor Flaute: I agree it's a problem, but we need to look at the consequences and I think there will be consequences if we don't do this. It's an expense we have to incur.

Mr. Curp: I agree with Mr. Fullenkamp. I don't know where the money is coming from. This thing has just escalated. Springfield Street has escalated. I'm not concerned about consequences because if we submit more projects, which we probably don't have the local funding match to submit more projects and that get turned down they might be doing us a favor because we don't have the local match until we do something about our revenue stream. I'm not sure that consequences would have any adverse impact on us. Mayor Flaute: Well if we have a bridge that falls down on Woodman Drive because it needs repair and we can't get any money to do it, it is going to cost a lot more than \$190,000.00; a whole lot more. Mr. Curp: That's the County Engineer's issue.

Mr. Fullenkamp: I want to go to a larger point and I've discussed this with one or two of the people on Council and some other residents. It's one thing to go out and get money for projects. Our staff has done a good job of going out and getting grant funding. What we haven't done is secured the local match for any of this. When we go out and we play by MVRPC's rules, we are at risk for any escalation in cost. I don't know especially when the fiscal situation we have right now with our lack of revenue flow. What is the MVRPC? What is the region going to do? They are going to say they aren't going to fund Springfield Street? We are going to get less points, but the point is we don't have the money to provide the local match for any of these projects, these major thoroughfare projects. That's on us and that's on staff. Why would you look at just one part of a project and not look at the whole issue and the ability of the City to provide that local match? That's something we haven't done. Mayor Flaute: I think that is part of the financial guy that we are going to be listening

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to and part of what decisions we have to make as to getting some increased funding coming in. Mr. Fullenkamp: Again we don't know what the residents are going to do when it comes to increasing taxes. Mayor Flaute: We don't know. Mr. Fullenkamp: So we are going to continue to go down this road and spend money that we don't have. That's an issue and it's an organizational issue, not just a Councilman issue and not just a Council issue. It's a staff issue. It's an organizational issue that we haven't pulled this off properly. Mayor Flaute: It's going to become a bigger issue. Mr. Fullenkamp: It already is a big issue.

Deputy Mayor Lommatzsch: I appreciate everything that all of you are saying, however I could support not going forward in other projects if that is how this Council chooses to do that. I don't think that we can afford to not play in the region and we've already gotten support from MVRPC to go ahead with 35, which has been a project on the books since the 1990's since I first went on MVRPC. Now you talk about a project escalating and we did not have the money to put in. The MVRPC covered us on that one. We need to find a way. We need to sell to get more money, but if we pull out of this project we do not I guarantee you because I go sit in the meetings with the leaders from a five county area that already I have had to defend the citizens of Riverside against their verbiage about why isn't Riverside paying their piece. Well the Council, the Board, has provided that money for 35 to make that happen and they have come up with another amount of money to lower the expense to this city and I think we are just asking to be an island upon ourselves and we won't get Springfield Street, we won't get Woodman Drive. I guarantee you guys. I sit in the hot water and if you want to vote not to do this, then it is on you. I'm telling you there will be consequences and they have already come up and belied up twice for the City of Riverside in the last six months.

If we have to go out and ask the citizens for money, that's part of our sales pitch. We cannot live as an island to ourselves. If we want to become a part of Dayton, then have at it. That's where we are headed and we have to be a part. Maybe you think I'm brainwashed because I have been going to the MVRPC for 20 years and maybe I am brainwashed, but I'm telling you I believe in regionalism and I believe that nobody in this country can live in an island upon themselves. If we back out after the support the Board has given and I've been elected to the Board for the last two years has given to his City and now we are going to say thanks, but no thanks stick it in your ear. That's what we are doing after they have already bailed us out one time.

Mr. Fullenkamp: I want to make a point. The grants that they have already awarded to us, we keep those. We get a 5 point penalty for one year. Mayor Flaute: They can play it. You don't think they are going to play with that. They are going to hold that against us for more than one year. I can guarantee that. Mr. Fullenkamp: But you are saying they are honest arbiters of the power that they have. That's what you are saying that they are going to play political games now. Mayor Flaute: You know how politics goes and this is going to last more than a year. Deputy Mayor Lommatzsch: My point is they have already bailed us out on 35 and they've offered to help bail out these citizens of Riverside again with Valley Street and we are going to snub our noses at that effort? Mayor Flaute: Are there any more comments?

Ms. Fry: I have a comment. So we talk a lot about what we don't have money for. Infrastructure is one area where our residents are asking for us to live up to our responsibility to the City and this is a commitment that we made that this is more than just about what are the consequences, this is about honoring our commitments and so I think we should do it. Mayor Flaute: Thank you, Ms. Fry. Are there any more Council member comments?

There was no further discussion on the motion.

A roll call vote was as follows: Mr. Denning, yes; Deputy Mayor Lommatzsch, yes; Ms. Campbell, no; Mr. Curp, no; Ms. Fry, yes; Mr. Fullenkamp, no; and Mayor Flaute, yes. **Motion carried.**

VI) Resolution No. 18-R-2367 setting forth appointment of Adam Long to the Health and Safety Commission for the remainder of the term ending August 2, 2019.

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Mr. Carpenter: This is going to be after the executive session. Ms. Arnold: No, it is not. Mayor Flaute: This is the legislation to appoint Mr. Adam Long to the Health & Safety Commission for the remainder of the term ending August 2, 2019.

A motion was made by Mr. Denning to approve Resolution No. 18-R-2367. Deputy Mayor Lommatzsch seconded the motion.

There was no discussion on the motion.

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

Mayor Flaute: Congratulations, Mr. Long. We are glad you are on. Very good.

ITEM 16: PUBLIC COMMENT ON NON-AGENDA ITEMS

Mr. John Schnieders of Wynora Avenue requested to speak before Council regarding stop signs and volunteers for the Animal Resource Center.

Mr. Schnieders: Mayor Flaute and Council members. To the gentleman who was just voted onto Health and Safety, congratulations to him. I want to say thank you very much for all the help that Riverside has given us here, the different Department Heads and things like that. A couple of things, one, we still have a problem with the stop sign there at Wynora and Broadmead. Quite a few months ago somebody ran over the regular stop sign there and we have put up a temporary one that is weighted down. Kids are coming and knocking it over and Jay, it is still laying on the ground. I would like to really see if we can get that posted up there so they can't tear it down again.

Number two is how do I want to put this? I want to find out if there is anybody in the audience or in the Council that can think if any way that I can help with the elderly out here that need assistance of whether it is information on the dogs and things like that. I'm a member of the Animal Resource Center Volunteers over there and I think what they do over there is great. I go over and I help teach dogs how to sit, heel, stay, and get them acclimated to my wheelchair and things like that there. I would like to see something going on here for the senior citizens. Health and Safety is great, it really is. We also need to get into the seniors there. Thank you very much. Mayor Flaute: Thank you, Mr. Schnieders, we will be thinking about it. I'm not sure right off the cuff I don't have any answers, but we will be certainly thinking about it and I'm sure Mr. Keaton took note of the stop sign. That sounds like a very dangerous situation that needs to be addressed. We appreciate that you brought that to our attention. Thank you. Deputy Mayor Lommatzsch: Thanks for coming out tonight.

Mr. Denning: I have a question. Mr. Keaton, that new software that you told us about last time, would he be able to put that address in that and it would automatically get a work order? Mr. Keaton: Yeah. Mr. Denning: Thank you, so it wouldn't just be for potholes. Mr. Keaton: No, it would probably be the majority of it. Mr. Denning: Thank you.

Mr. David Coterel of Fairfax Avenue requested to speak before Council regarding zoning on 4505 Byesville Boulevard.

Mr. Coterel: What I wanted is an update on 4505 Byesville Boulevard which is residential zoning. You have five wreckers there. Of course my understanding is when it when to the BZA that the junk yard is supposed to be cleared out. All the junk cars, the trailers, and stuff like that is supposed to be done away with within 30 days. I might be wrong there, but before this here ruling was we had a couple administration people, Chris Lohr and Brock Taylor, issued him a permit also to work on cars there. It's still residential. That shouldn't have been done and I want to know if that is being done away with too. To me, the whole thing ought to be shut down. There is no auto repair and right now it looks like a used car lot. I want to know what is going on. I haven't heard from anybody or anybody that can tell me exactly what is happening there. Now the BZA ruled against him as far as I know and he was supposed to clear the junk yard out and the trailers and that includes 4505, plus the

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two extra lots he's got, plus lot 19. I gave them all the information that they needed and it cannot be grandfathered or whatever because all that was shut down and he was wrote up a couple times on stuff he had there and everything. Not only that you are not even supposed to have commercial vehicles in a residential area. When you've got two flatbed wreckers and three regular wreckers down there and everything and then you've got signs "No Thru Trucks" and they are driving straight out of the back of the plat and everything like that. To me it is a total violation and I want to know what the ruling was and what is going on.

Mayor Flaute: Thank you, Mr. Coterel. Someone will be in touch with you after the meeting or tomorrow. Deputy Mayor Lommatzsch: I would like to know. Mr. Carpenter: I will just give an update. Mayor Flaute: Mr. Taylor, would you please? Mr. Taylor: Mr. Coterel pointed out the BZA did rule in the City's favor on that and then the next step is he is allowed to appeal that to the Court of Common Pleas, which he has done. Since he has appealed that, we are in limbo. We don't have a court date set on that yet and so I don't know when that is going to happen, but it is in the court's hands now at the Court of Common Pleas in Montgomery County. When we know what happens there, we can. Mr. Coterel: Will I be notified about the court and to be there to appear? All the stuff that I gave the BZA when they made their ruling and everything? Mr. Taylor: Everything that was part of the informational packet. What I understand is they won't call witnesses at the court. It is kind of like the Supreme Court. They will review all of our policies and procedures, did we follow our procedures, and then they will look at the evidence that we submitted and see if the BZA used that evidence to come to the correct conclusion or if they ignored evidence or if they didn't follow the rules. We feel really confident. We followed our procedure verbatim, the BZA put together a very good and clear it was like a 10 page conclusion of facts and findings and then of course you saw the stack. The information you had in there was in there as well. A Judge will review that and we will know what happens when we know what happens.

Mr. Coterel: Okay, but then also he should lose the permit too to be able to work on cars there. Mr. Taylor: Well that's not what this was about. This was about the junk yard. Now the auto repair we will address in at a different time and see how the court goes because inside their finding of facts, which I thought was interesting, their lawyer said that he doesn't do auto repair and he has never done auto repair there and he doesn't do that. After we finish this out, we can move forward with the other because in our BZA they said that is not what they do. Mr. Coterel: Okay, I'm just curious to see where it was standing. Thank you. Mayor Flaute: We will let you know Mr. Coterel. Mr. Coterel: I appreciate it.

Mr. Fullenkamp: I have a question to ask. I would be curious to see what the process is for issuing a certificate of zoning compliance and what is required of the property owner to provide us. In a couple cases down in that neighborhood, did they meet the requirements that the City set forth to them in terms of showing that there was a pre-existing, non-conformity and proof of a legal business? That's something. I've got the packet from both of those cases down there and I heard the words that you need to talk to my attorney thrown out from one of the parties. I'd like to know what the process is. I don't know what the process is. Mr. Taylor: We had outlined that process if you remember that was back in early or late 2015 when we talked about that. Mr. Fullenkamp: I remember we talked about that, but I don't know what the process is and what information is required to issue a certificate of zoning conformance. Mr. Taylor: I can find that memo and what we did and how we did that and how we do those and get that back to you. Mr. Fullenkamp: I mean do we have a process? Mr. Taylor: We outlined a process through our Policies back in 2015. Mr. Fullenkamp: So that's in the policy manual? Mr. Taylor: It was in a memo that was provided to Council back in 2015 or 2016. Mr. Fullenkamp: But it's not part of the policy manual? Mr. Taylor: I don't know. I don't think it is in the policy manual, but it is a written memo that has been approved by the City Manager at the time. Mr. Fullenkamp: Okay, thank you.

Mr. David Mahaffey of Bushnell Avenue requested to speak before Council regarding the Bike Rodeo and a zoning violation.

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Mr. Mahaffey: First of all I want to say thanks for the bike helmets you gave away. Almost two years ago it saved my grandson's life. He had a bike wreck, he had your helmet on, and it saved his life. That's a good thing. Also, when the Police Department and Fire Department tell the kids to come play basketball and they shoot basketball with them and kick football and play soccer and everything with them. The kids like that. My grandson talks about it every time the Police Officer gets out and plays with him. "Grandpa, guess who got out and played soccer with me." He knows the Officer's name and all that stuff. I think that is good to get out and kiss and hug and all that stuff with the kids. Chief Robinson: We don't kiss kids, sir. Mr. Mahaffey: You know what I mean. Mayor Flaute: Thank you, Mr. Mahaffey. We appreciate you saying that.

Mr. Mahaffey: I also have another letter from Brock and Jeremy, which we knew I was going to get. First of all, on the letter it doesn't say anything about BZA on this letter. It says there might be a fee to appeal it, but it doesn't say how much of a fee it is. That's when I called up there, that's what I tried to find out how much was the fee which Emily never called me back on that reason. I will show you where my truck is parked now because I got a new picture. To me, it does not look like a junk yard. If it looked like a junk yard, I could understand. If it doesn't have tags, I could understand. If it is parked in the grass, I could understand. It's on blacktop. It is behind the fence in front of my garage. I talked to you last time I was here and he said what is wrong with that picture, I don't know what is wrong with that picture. Yes, the truck is licensed as commercial tag because that is what the tag place gave me. Did I understand it all? No. Ms. Campbell: Is that the one ton truck you were talking about? Yeah, you are allowed to have a one ton truck. Mr. Mahaffey: You are not allowed a one ton truck. Ms. Campbell: Yes. Mr. Mahaffey: It is a one ton. Ms. Campbell: Up to a one ton, you can have. Mr. Mahaffey: I will show you a picture of it. You live out on my street, so you can drive by and look at it and tell me if it looks like a junk yard. Ms. Campbell: Where do you live? Mr. Mahaffey: On Bushnell. You can pass that around to everybody. I also talked to Brock. That Friday he called me, we talked, I'm not sure how that ended, but I'm not going to get into that because hearsay; he said, she said kind of stuff. I'm just not going to go there.

I've also got a couple of other things. I went to my neighbors and talked with them. You might have read on Facebook, I did not dog anybody. I said if you would like to go to the meeting, it is a very interesting meeting. You see how many showed up, probably nobody, which we knew that. I did talk to a neighbor and she has a light out. Everybody knows where the Hasty's live, right across from where the Hasty's live there is a light out. She called the City about it and it's never been replaced.

Also I'm trying to think of where it is at, but on Bushnell I think it is 2546 and I don't know who is responsible for this or not. In front of her house, there is a big manhole with a big hole right by the manhole. All it would take is three bags of gravel probably to fill it up. I took a picture of it and I will show Jay. I don't know if she is responsible to fill it in or if it is the City's responsible. If a kid were riding a bicycle down that way and fell in that hole, they could get seriously hurt. Mayor Flaute: Okay. Mr. Mahaffey, you need to wrap it up. You can do that after the meeting. You are more than welcome to do that. Right now we really have a lot of business we need to do.

Mr. Fullenkamp: David, that's your paper there. Either go on the telephone pole, there is a number associated with the lighting system and you can either send it to Jay or send it to me and we can get it reported. Mayor Flaute: You can email it to any of us, but get that number. It is a silver tag that has a number on it and that's what we need. Mr. Mahaffey: I told her to come to the meeting, but she didn't come. Mr. Fullenkamp: I have access to the site to report it, so if you would rather just call me then just call me. Mr. Mahaffey: Okay. I still don't have any action on the BZO or how much that costs. By word of mouth, I heard \$200.00. Mr. Taylor: We spoke about that over the phone. Mr. Taylor: But it doesn't say in here. Mr. Taylor: But I told you. Mayor Flaute: We need to probably put that in the letter. That is something we should do. Mr. Carpenter: We can just add that to the letter. Mr. Mahaffey: It should say in the letter. Mr. Carpenter: Yeah, we should add it to the letter. Mayor Flaute: We will take care of that. Thank you.

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Mr. Fullenkamp: I have a question for the City Manager. I sent you a question for the list of requirements and the description of a commercial vehicle. One of those questions was item #1 in terms it says something about an industrial load capacity or something. I don't know what that means. I can't find what that means and if nobody at the City knows what it means, I'm not sure what it is doing in our Code. I want some clarification on that. Mr. Carpenter: We have had some conversation about that trying to decipher that and it is true, the Code does need some clarification. Mr. Fullenkamp: It concerns me when you couldn't immediately send me back a definition because if it is in our Code, we ought to know. If we don't know what the definition of the item is or what the definition of what a commercial vehicle is, it's ironic. That's all I have. Thanks. Mayor Flaute: Thank you. Is there anyone else?

There were no additional requests for public comment on non-agenda items.

ITEM 17: COUNCILMEMBER COMMENTS

Deputy Mayor Lommatzsch: I did as you all know went to MVRPC this morning for the Board meeting and the Membership meeting. The big deal today was the report on the accidents for the last three years study. I've asked Mr. Fullenkamp if he would bring that. Somehow I got away without the site to give all of you, but it is under the MVRPC and Jay has all the information as well. I'm sorry, Mr. Keaton.

Then I went to the Fair Housing meeting at the County building at 10:00. The update on housing up here is they are behind schedule because not the new, but the old is behind schedule because they had some drainage issues that they did not expect and had to deal with. They are behind on that, however they are going to start moving people in June and expect to have a grand opening in probably August. They have 32 approved residents already and they say their phone is ringing off the hook that people want to move in there. That's a good thing.

The other thing I found real fascinating today was a report from Sinclair College, a study on landlord evictions and how things need to be improved. I learned a new term today, couch surfing. I'd never heard that word before, but it seems at Sinclair and UD and all colleges they are focusing on what is going on in Dayton and there are a very, very high number of young people who cannot afford rent or they start out in a rented situation and then they end up evicted because they can't pay their rent and they become couch surfers, which means they just move around with different people. They are trying to address and we are ranked in the Dayton region very high in the nation for the number of evictions by landlords. There is a study and everybody loves studies, but they are trying to figure out ways to address why people are getting so many evictions and these young people. There was a very vivid discussion about reasons for all of that, which all of you would probably join in on, but it is a problem and 04 and 05 are the two zip codes where it is really, really a bad problem and that touches closely on us. Thank you.

Mayor Flaute: Are there any other Council member comments? Seeing none, I just have a few here. I did 7 weddings, so I had them going. I had the Unsung Hero breakfast for Mr. Keaton. It was a very emotional and nice breakfast. Congratulations again on that award. Then the IN Crowd at the Chine Buffett. A lot of folks go there and again anyone who wants to come to them, please let us know so we can get you on the mailing list. A couple of us represented the City at the Fisher House fundraiser Saturday night. It was a good occasion and I think they did make some money for a very worthy cause. Coming up tomorrow, May 4th, there is the Montgomery County Officer Memorial Ceremony. It is downtown right on the river. It is a very emotional thing and we will talk about it again at the next meeting. The memorial ceremony will begin at 11:00 a.m. For all of us politicians, elected officials I mean, they have a place for us to sit. You are all welcome to come down to the ceremony. As an elected official, be there by 10:45 a.m.

I did get a letter from one of our great Commissioners who has been on the Board of Zoning Appeals, Mr. Leon Ridley. I just want to read this quickly.

"It is with great regrets that after serving twelve years on the Board of Zoning Appeals I must tender my resignation for personal reasons. The twelve years with the Board

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have provided me with experience and enlightenment. In addition, it gave me an opportunity to give back to society.”

That’s what we heard Mr. Long talk about, so anybody who wants to be on a Board, please consider giving back to your city. In 12 years, Mr. Ridley has done a lot of good work. Mr. Denning: Do we need to accept that? Mayor Flaute: Yes.

A motion was made by Deputy Mayor Lommatzsch to accept the resignation of Leon Ridley for the Board of Zoning Appeals. Mr. Denning seconded the motion with regrets.

There was no further discussion on the motion.

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

Ms. Arnold: I am going to work with staff to get that posted as quickly as possible because that Board is smaller than some of our other Boards, so if one person is absent they can’t have a meeting which especially for that Board is serious. We will get it on Facebook. We will get it on the newsletter. I will notify Lynn with the Chamber. If it is still vacant when the next newsletter comes out, we can add something in there maybe a little bit bigger than where it was initially. I think we would probably like to have multiple applicants because there is a lot of research that goes into that Board, so we want to get some good candidates. Mayor Flaute: Thank you for that information.

There were no further comments from Council.

ITEM 18: EXECUTIVE SESSION

- A) Personnel Matters – Section 103.01(d)(1): *To consider the appointment, employment, dismissal, promotion, demotion, or compensation of a city employee or official or the investigation of charges or complaints against a City employee or official.***
- B) Contract Negotiations – Section 103.01(d)(4): *Preparing for, conducting or reviewing negotiations or bargaining sessions with public employees and officials of the City concerning their compensation or other terms and conditions of their employment.***

Mayor Flaute: We will have to have an executive session. We will probably be in the executive session about an hour. We will have some resolutions that we need to talk about after the executive session, so you are welcome to stay around until after that meeting is over.

A motion was made by Mr. Denning to enter into executive session. Ms. Campbell seconded the motion.

A roll call votes was as follows: Mr. Denning, yes; Ms. Campbell, yes; Mr. Curp, yes; Ms. Fry, yes; Mr. Fullenkamp, yes; Deputy Mayor Lommatzsch, yes; and Mayor Flaute, yes. **Motion carried.**

Council entered executive session at 9:15 p.m. and came out of executive session at 11:45 p.m.

ITEM 19: NEW BUSINESS (Continued...)

A) RESOLUTIONS

- I) Resolution No. 18-R-2366 authorizing the City Manager to enter into a collective bargaining agreement between the City of Riverside and the Fraternal Order of Police, Ohio Labor Council, Inc., Sergeants, Local #161 for the period January 1, 2018 through December 31, 2020.**

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Mr. Carpenter introduced Resolution No. 18-R-2356 authorizing the collective bargaining agreement between the City and the Fraternal Order of Police, Ohio Labor Council, Inc., Sergeants, Local #161.

A motion was made by Deputy Mayor Lommatzsch to approve Resolution No. 18-R-2366. Mr. Denning seconded the motion.

There was no discussion on the motion.

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

ITEM 20: ADJOURNMENT

A motion was made by Mr. Denning to adjourn. Deputy Mayor Lommatzsch seconded the motion.

There was no discussion on the motion.

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

The meeting was adjourned at 11:45 p.m.

William R. Flaute, Mayor

Brenna Arnold, Clerk of Council