

Thursday, November 16, 2017

ITEM 1: CALL TO ORDER:

Deputy Mayor Curp 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: Deputy Mayor Curp, present; Mr. Denning, present; Mr. Fullenkamp, present; Mrs. Lommatzsch, present; Mrs. Reynolds, present; Mr. Smith, absent; and Mayor Flaute, absent.

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

ITEM 3: EXCUSE ABSENT MEMBERS:

A motion was made by Mrs. Lommatzsch to excuse Mr. Smith and Mayor Flaute. Mrs. Reynolds seconded the motion.

There was no discussion on the motion.

A roll call vote was as follows: Mrs. Lommatzsch, yes; Mrs. Reynolds, yes; Deputy Mayor Curp, yes; Mr. Denning, yes; and Mr. Fullenkamp, yes. **Motion carried.**

Mr. Smith arrived at 7:02 p.m.

ITEM 4: ADDITIONS OR CORRECTIONS TO AGENDA:

The agenda was revised prior to the start of the meeting.

ITEM 5: WORK SESSION ITEMS:

A) Presentation: Montgomery County Environmental Services

Deputy Mayor Curp: We have with us this evening Montgomery County Administrator Joe Tuss and Mr. Pat Turnbull to talk to us about Water and Sewer Infrastructure.

Mr. Tuss: I want to thank you all for having us here this evening and giving us some time on your agenda to talk about what we are doing and moving forward in terms of investing in the water and sewer assets that are a part of Environmental Services in Montgomery County's Utility System.

By way of a little bit of background, the County Commissioners starting back in June of this year empaneled a Five Year Financial Plan Advisory Committee made up of business and community leaders to sit with them and really help the Commissioners look at all of the various budget challenges that we have as a County and build out a new Five Year Financial Plan looking at both the Water and Sewer Funds and our Water and Sewer Infrastructure as well as our General Fund and our Human Services Funding. I am pleased to say that is with great support from throughout Montgomery County who approved the Human Services Levy renewal on the 7th. We feel very good about that. The water and sewer piece is something that we have been working on really since June. We presented lots of various information and options to that Five Year Financial Plan and Advisory Committee and what we are going to talk about today is a lot of the information that we presented to them as well as the consensus recommendations that they came to with regard to what we need to do to invest in our water and sewer infrastructure and then how we go about setting rates and putting together the appropriate revenue in order to carry out those investments as well as continue to run the utility.

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What we want to do is just show you a quick slide about who we are. I'm going to talk a little bit about the financial outlook for the Water and Sewer Funds and then I will turn it over to Pat to handle the more technical side of things and then I will come back to finish it up talking about the Five Year Rate Plan. Who we are? I don't think we do enough to talk about who we are in terms of Environmental Services and what we do with water and sewer. We are the largest water and sewer utility in Montgomery County, probably the largest in the region. We serve 250,000 residents and over 6,000 businesses. We serve basically half of all of the Montgomery County population, if you look at it roughly around 530,000 and we serve 250,000 residents, so it is a big system. Our vision is because of that to be leaders and to really take seriously how we do things efficiently and effectively and also make sure we are good stewards of the environment so that when you turn on the tap the water that comes out is the highest quality water, it is going to be safe, and it is going to be dependable. Then likewise when the water goes down the drain or when you flush the toilet that waste is carried away, goes through the pipes to an appropriate treatment facility, and we end up putting water back into our environment that is better than or as good as the water that is flowing by in the river at the discharge. We really take that responsibility very seriously and that is what our vision and mission is really all about.

When we look at the financial outlook, one of the first things that we did is to really look at the trends over the last seven years since 2010. We knew that we had purposely kept rates extremely low so that from 2010 to 2017 over that seven year period we did not have any rate increases in four of those seven years and in the other three years we had a combined rate increase across those three years of 4, 3, and 3 to equal 10%. By comparison if you look at just Ohio, Ohio utilities averaged at a rate increase of just over 4% per year just over that seven year period, so while other utilities that we compare ourselves against in Ohio increased rates by 28%, we only increased our rates by 10% so that we had really created a disparity in terms of our ability to generate revenue to make the investments that we need to make to keep the system running properly and up to date and in compliance with all of the environmental regulations, permitting, etc. We did that intentionally. That was an intentional decision of the County Commissioners from a public policy because in 2010 this community was reeling from the Great Recession and there was a conscious decision to keep rates low or at no increases to give both our residents and homeowners the opportunity to get back on their feet, people who had been struggling just to make sure they kept their houses, as well as our businesses, particularly our small businesses who were struggling really hard just to get through to the other side and start to see business growth again. It was one of the areas where as a County we could actually do something very specific that would directly impact our residents and our businesses in a positive way to give them some relief as we moved forward to recover from the Great Recession. That was intentional and it does have consequences as you can see by this chart, that consequence is now we are in a position where we are significantly behind in terms of rates.

How did we do that? We did that through a number of initiatives, primarily because our staff really worked hard to be efficient, effective, and worked really hard to understand where we could identify limited grant dollars, but more importantly looked at how we could run the utility more efficiently and effectively. For instance we have a few examples here; we basically kept our operating costs flat. More importantly the way we were able to do that is through some very, very aggressive energy management strategies where we received the largest DP&L rebate of \$650,000.00 because of the way that we thought about and changed how we managed energy. Likewise another good example is we have a testing lab, our staff looked at that and now we provide testing to outside agencies as well as to individuals and that started to generate some revenue which has helped us with that a little bit as well. Those are two examples of things we have done to really try to manage the utility. In spite of all of that, we have an old system and higher maintenance costs and the capital costs that we need to incur in order to reinvest in the system are something that we can't avoid any longer and it is something that we brought forward to the Five Year Financial Advisory Committee and the Commissioners had lots of lively discussion. In the end that group came forward with the Consensus Proposal that we are going to talk about tonight.

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The other thing that is very interesting is we encourage water consumption efficiency and we really want people to conserve. That's really good for the environment, real good for people, and real good for their bills. The other side to that though is if you are running the utility, it is not a good thing because 80% of the rate and 80% of our revenue currently comes from consumption. We have seen a steady 2% decline in consumption year over year for the last 10 years, so not only did we not increase rates, but we continue to see less consumption that is driven by two things. One is residential consumption is down. Anytime you replace the commode in your bathroom or you get a new shower head, you are getting a low flow conservation driven appliance that uses less water or less water on the shower head, so you naturally get conservation. Then as we all know as a part of the Great Recession, we saw a significant amount of manufacturing leaving the community and all of the water usage associated with that left as well. Those were the two things that really drove consumption moving in that direction. Our rate has really been below the averages. I think we have been very fiscally responsible in terms of how we managed the utility, but in the end our aging infrastructure and the reduction in ongoing consumption has taken us to a point where we have to make some significant decisions.

The last piece before I turn it over to Pat to talk about the technical side of things is that the other piece that we had lots of discussion with the Five Year Financial Advisory Committee about was revenue sources. Pat is going to talk a little more about this, but whether we like it or not in 2017 we basically are on our own. There are not federal dollars, there are not state dollars, and the amount of grant funding that is out there is very, very small. We compete very aggressively to get those grant dollars and we get every last grant dollar we can. You will see in one of the slides coming up that number is very small because those resources are not out there. At the same time we need to reinvest in our community, so what we are bringing forward is the plan that we believe is balanced, but also is a plan that recognizes that if we are going to have the community we want we are going to have to reinvest in that community and figure out how we generate the resources to get that done. With that, I would like to turn it over to Pat.

Mr. Turnbull: Our system, as Joe mentioned, is pretty big. We serve roughly half the residents and most of the businesses outside of the City of Dayton in Montgomery County. Those assets when you roll them altogether, all the lines, all the plants, all the pump stations to replace those today would be over \$3 billion, about \$3.1 billion. Those assets are not any different than this building or your house, as they age they start to break down. When your roof leaks on your house and after every strong wind storm, you have another leak popping in and it is time to put a new roof on. That's where we are at with much of our utility system, it really is getting old and most of the infrastructure especially in this area was installed 60-70 years ago post World War II. With the baby boomers, the housing development that occurred right outside of the City of Dayton is now aging. It is 60-70 years old and especially the underground infrastructure and really the above ground infrastructure too. As things reach that age, they really start to break down on a pretty frequent basis and it is expensive to fix them. A lot of our utility lines are right in the roadway and while our own forces are typically able to fix those water lines, we have to pay a lot of money to repave the area that broke. We spent over \$2 million just last year on primarily that pavement restoration and when you get to a point where you need to replace the lines that's not cheap either. It is about \$1 million per mile and that's whether it is a water line or a sewer line you are in that \$1 million per mile and we've got a lot of miles. We were at about 1,400 miles of water line and about 1,200 miles of sewer lines.

Our above ground infrastructure while some of it is not as old as the underground infrastructure, it is still 40-50 years old and the federal grant money that Joe mentioned earlier was primarily to fund the construction of those waste water plants the first time around. Our Western Regional Plant was built in 1977 and a major upgrade was done at our Eastern Regional Plant was done in 1985. The bulk of those dollars that funded those multi-million dollar projects came from the federal government and that was a product of the Clean Water Act in 1971. Much like many of the grants that the federal government makes available, they do it once and then the next time it is on you, the local government, and that is really where we are at today.

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The staff has really spent as Joe said the last couple of years looking at how we are going to reinvest in our system and where do we need to spend the money most and earliest. We really looked at what is the likelihood that part of the system is going to fail in an area and if it does fail, what is the consequence and what is the outage going to look like to the customers. That's how we prioritized where we are going to spend the money. As we looked at those priorities, a series of projects came to the top of the list and one of those is our Western Regional Station. It is fed by one pump station and one force main and that system is getting up there in age and I will talk a little bit more about that. We also have with our southern system just one feed to about 2/3 of our customers on the water side, so we need to run a secondary feed to that area.

The first big series of projects here are upgrading the sewer line and pump station at our Western Regional Plant. It is about a 40 plus year old system at this point. The force main you cannot take offline even to inspect it much less repair it should it break and it is really at the end of life, especially the pump station that feeds that as well, the below ground infrastructure that is feeding it, all of that mechanical equipment is aging and failing. The cost to replace that or upgrade it is in the neighborhood of \$65-85 million. The range is partially because we have two options, we can either run a secondary force main and replace the pump station or we may be able to put in a gravity sewer. We are digging a little further into those now and have been working on that project for about the last six months.

What happens if that fails? Outside of the risk, why is the consequence of failure so severe? You will see the Great Miami River there is kind of surrounded by that red line. That red line runs for about two miles from our Dryden Road Lift Station to our Western Regional Plant all along the River. Should that line fail or the pump station fails basically one of two things happens, either the waste water can't get out of the pump station so it backs up to all the gravity sewers in the businesses and the houses that are closest to that pump station or we are able to continue pumping, but the force main is broken and the waste water would then go directly into the Great Miami River until we can fix it. Neither of those is an acceptable situation and we really need to move forward with that project.

The other big project I mentioned is a series of water improvements to bring a secondary feed into about 2/3 of our system. There is a little bit of a range here between \$76-118 million. That is partially because we are currently in negotiations with the City of Dayton on our water contract thought that is moving in a positive direction and we expect to have an outcome on that soon. That \$76 million range is what it would cost to build a secondary pump station and all the lines. If we were to build a plant, it is in that higher range.

What happens if that line fails or that primary feed to that system fails? It would be a big outage. There would be a lot of businesses, hospitals, and homes without water. It could be for an extended period of time. We have a contingency plan that we've got on the shelf and check in to make sure it is up to date, but the contingency plan is still no substitute for having continuous service. If you get a main break in that system, and we depressurize our system, basically that entire south system would have to be on a boil alert even once we bring water back until we are able to get the testing done, which is at least two days. It is a pretty serious situation, so we want to remedy that. You will also see up there a map. The green is what we call our Greater Moraine System and that would be the system that would be affected by that outage. Then the Northern System, which is in light blue; we call that our Northridge Service Area.

Those are two big projects and then we also looked at what is the ongoing reinvestment need to look like for the bulk of the rest of our system, so you are talking about a lot of the below ground infrastructure where I mentioned we have 1,400 miles of water main and 1,200 miles of sewer. We are currently spending about \$2 million a year on water main replacements and about \$2 million on sewers. We really need to increase that spend by about four times and that would be a forever spend to kind of keep up with the aging infrastructure. That is the replacement rate that we need to target, so you are looking at about \$10.5 million on water and almost \$6.5 million on sewer.

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We also have a lot of above ground infrastructure. I talked a lot about the two waste water plants, we also have three equalization basins, 36 lift stations, 12 pump stations, and 14 elevated storage tanks and reservoirs, and then of course 12,000 fire hydrants to go along with that 1,400 miles of water main. There is a lot of infrastructure above ground as well. What does the annual spend need to be to keep up with that? Over the next 20 years, we estimate that is about \$12.5 million per year. When you roll all of that up together, over a 20 year program over a 20 year investment period in our infrastructure we really need to spend about \$750 million in today's dollars to keep up with that aging infrastructure and that large \$3.1 billion series of investments that our grandparents often times made.

How are we going to get there? We know what the need is. With the declining Joe talked about, how can we fund this investment? Our current rate structure, about 80% is consumption charges, 20% fixed charges, and we really need to move to something that is more sustainable when we look at large capital investments over a long period of time. We proposed a new rate structure that would come online in January of next year and that really centers on increasing the fixed cost of the system and the bills to our customers from about 20% or about 40%. What we would do to accomplish that is institute a new capital charge. Those dollars that capital charge would generate would be allocated 100% for the reinvestment in the system that I am talking about in addition to some of the dollars that are inside the consumption charge.

Here is a sample bill both before and after in 2018. What I would encourage everyone to do and I think you have it there in your packet a PDF that shows we have an online rate calculator, so everyone's consumption patterns are a little bit different and all you need is a copy of your current bill and that PDF which is online along with the rate calculator to be able to calculate for you or your residents what is their bill going to be under the new 2018 rates. With that, I will turn it back over to Joe to talk about the Five Year Plan.

Mr. Fullenkamp: Can I ask a real quick question? Mr. Turnbull: Sure. Mr. Fullenkamp: In terms of consumption charges, how much of that goes to the City of Dayton to pay for the water that they supply? Mr. Turnbull: It's about 50% of our annual budget is paid to the City of Dayton for water. Mr. Fullenkamp: Currently? Mr. Turnbull: Currently. Mr. Fullenkamp: Okay. Thanks.

Mr. Tuss: Pat really talked about what the technical aspects are, the projects, the amount of reinvestment, and our rate structure and how we look at putting that together. This is what that plan looks like when you boil it down to actual water and sewer rate increases across the first five years. We proposed and through the Five Year Plan Process, we arrived at what we look at as our 20 Year Investment Plan. We really wanted to look at a Five Year Financial Plan and not try to project too far out in terms of rates and I will address that in a minute why. In 2018, we are looking at a 14% increase. That's primarily going to catch us up for all of those years when we either had no or very small rates, so between 2010 and 2017 while the rest of Ohio was averaging about 28% across those seven years, we only had 10%. This 14% still doesn't get us even, but it gets us to where we believe we need to be in terms of dollars to continue to run the utility and to really jump start the capital improvements that we need to make as we move forward. Then in the balance of the last four years, it is an average of a 5.6% increase. Those are what I call ceilings, so those are the maximums. Our goal is to do better than that once we get to 2019 and 2020. That hopefully will be a combination of getting a finer level of detail in terms of the engineering work and the estimates and understanding at a higher level of detail what we really need to do and how those things come out in terms of priorities. It will also be driven by what we hope will be a finalized agreement with the City of Dayton in terms of purchased water where we will really understand what that looks like over the first 10 year period with a level of certainty. Then likewise if there are federal dollars out there or state dollars and if in fact the environment changes, you can bet we will be competing for those dollars and definitely can demonstrate the need for those dollars. We will have done the homework and have the plan in place, which is really one of the key pieces of being able to successfully applied for and compete to receive those dollars. This is the Five Year Plan, beyond 2022 even if we don't get any help from anybody those rates will then go down and we will look at what the next

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five years look like and adjust accordingly. We really didn't want to go out any more than five years because it is really kind of unpredictable at this point.

What that means to a typical residential customer in 2018 with that 14% increase is roughly \$24.00-25.00 per quarter in addition to their current bill. While it is an increase of 14%, we really looked at it and said, "Who does this make sense and can we do this in a fashion that generates the revenue we need and at the same time doesn't create a significant hardship on particularly our residential customers?" That rate will vary depending on consumption and obviously the more folks conserve and if they consume less water, then that increase will be less. The other piece and this is probably the most important slide for me as the County Administrator in this entire presentation and our analysis and the things we have looked at, we not only did a thorough job in the analysis with regard to the infrastructure and what we needed to do, but we also wanted to do a thorough analysis about if we move forward with what was proposed and what's been recommended where do we sit and where does that place us with regard to our peer communities and competing communities? We need to have a water rate that is still reasonable and puts us in the position that we are appropriately competitive with surrounding communities. That was something that Five Year Financial Plan Committee really emphasized with us and I think if you look at this chart, everything on there with the exception of blue are 2017 rates for both water and sewer.

Our current rate is the 4th lowest rate in that comparison and even with that 14% increase we will still be in the middle of the pack. Compared to those 2017 rates our 2018 rate will still place us right in the middle of those comparators. We will still be in a position where we will be less expensive than Greene County, less expensive than Cincinnati, Miamisburg, Miami County, and it is real important for us. We will never be the least expensive. We will never be able to be at a City of Dayton rate because the City of Dayton we buy water from them plus we have this large infrastructure, so we will never get to that rate. At the same time, if you look at those comparisons we sit pretty well in the marketplace even with that 14% increase. We expect this chart will change as the rest of these communities go through their rate setting for 2018. We didn't want to do this because we don't want to speculate about the future, but if you apply the average of 4% across all those other utilities in this chart for 2018 our position actually improves and we move more towards the top as the lesser expensive overall water and sewer rates.

We feel like we have put together a plan that is reasonable. It is a plan that generates the revenues that we need in order to reinvest in the system and at the same time doesn't place us in a position where when you look at our water and sewer rates we are not competitive or where we are somehow in the top half or top third in terms of the most expensive because that is not the place that we want to be.

Deputy Mayor Curp: Can I stop you for a minute? I think Mr. Fullenkamp had a question. Mr. Tuss: Sure. Mr. Fullenkamp: If you append this to this, what does this graph look like if we go out the five years from 2017 with this new data? Mr. Tuss: We didn't project it out five years, but we could very easily do that. Mr. Fullenkamp: What I'm suggesting is now we are above the line when it comes to average rates in Ohio, for average rate increases annually. Mr. Tuss: Actually we are still below the line in 2018 because if you look at those and all those all up it is 4% per year, so it is 28%. If you add another 4% to that on average, you are now at 32%. By comparison we will be at 14% plus the 10% that we added through those first seven years. If you project that out. Mr. Fullenkamp: Plus 5.5% or whatever it is. Mr. Tuss: Beyond that. There is about a 1.5% differential, but if you look at 2018 the differential between 32% and 14% and then 10% is 24% you have an 8% differential between those two. Mr. Fullenkamp: I understand, but you are suggesting we need to have a 14% increase to make up for the difference in the last five years. Mr. Tuss: In the last seven years to help us catch up. We still don't catch up.

Mr. Fullenkamp: Okay, so you need it to kind of catch up and then after that for the next four years we are suggesting you are going to need a 5.6% increase to get the fund up so that you can do the projects over the 20 Year Plan and you don't know what you are going to need beyond that first five years? Mr. Tuss: Beyond the first five years, we have not projected out what we will be at. Our goal is to be below the

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state average. Mr. Fullenkamp: But you are saying that even these four years at 5.6%, you are not sure about those either? Mr. Tuss: Those are a ceiling. Those are maximums. That was the critical point that Five Year Financial Plan Committee made in terms of coming to a consensus around how we would proceed in terms of putting a rate plan in place and then understanding what that would yield in terms of revenue.

Mr. Fullenkamp: Are you planning your work based on that maximum? Have you got annual projects planned for that funding plan? Mr. Tuss: We are in the process of developing those capital plans, some of them are farther along than others and some of them are variable depending on whether we successfully complete negotiations with the City of Dayton versus build a treatment plant. All of those possibilities can fit inside of that rate plan, so I believe we will be below that 5.6% on those out years. Mr. Fullenkamp: You have promised us you will be. That's a ceiling, right? Mr. Tuss: That's the ceiling. We will not be above 5.6%. I believe we will do better than that particularly when we get to the next level of detail.

Mr. Fullenkamp: My concern about making that promise is if you have capital projects that need to be done and it doesn't fit in within that 5.6% cap that those projects will just be put off to meet that 5.6% increase cap promise. Mr. Tuss: Certainly that's not something that we would want to do. I think the other piece of the puzzle with these sorts of projects because you've got a significant lead time on these that how we sequence them in, we can sequence them in so that we aren't pushing something off or saying we aren't going to do this and at the same time get it done. We have really looked at it in terms of dollars, so we will build out our capital plan for instance our above ground infrastructure based upon that \$12.5 million per year investment. We have already looked at it and have a pretty good sense of what we need to do. We have probably got two analyses from the consultants that are about this thick. Mr. Fullenkamp: I just hate for you to make promises that may impact the capital improvement plan if there is a need. Mr. Tuss: If there is something that was truly necessary, we would definitely have to come back. I think that we have done enough of the homework that I feel very confident about what we have put forward as our rate plan for the first five years. Mr. Fullenkamp: Thank you.

Mr. Tuss: So why now? I think we have talked about it. We need to reinvest in our community. Our assets are at the point where we have to invest and this is not something that is a City of Riverside or Montgomery County or State of Ohio issue, this is a national issue. It was very much part of the conversation during the presidential debates. In campaign it seems to have dissipated now and there doesn't seem to be a lot of conversation about it, but it is very real and this is something that is happening all over the country. I know from Pat from his participation in the various utility national organizations, etc., this is something everybody is facing. We can't delay it any longer, so we are prepared to move forward. Our first part of this process is to come out and talk to the various City Councils and Boards of Township Trustees that are our customers and part of our system. We will be talking to large customers, school districts, hospital systems, large commercial and industrial users as well to make sure that we have the same conversation we are having here tonight with them so they understand what that means and how that is going to impact their particular institutions or organizations and that's the next step in the process. I would be happy to answer any other questions.

Mr. Fullenkamp: One more, so when it comes to business and big institutions are their rates going up in a similar percentage? Mr. Tuss: Depending on the institution and the way that the fixed cost is allocated, it will be most likely more than 14%.

Mr. Denning: Are we still using the steel pipe? Is that still the best practices or are we changing to new technology that will last longer? Mr. Turnbull: We are still using ductile iron pipe. Ductile iron pipe is actually changed in quality and improved in quality over the course of the last several decades. The pipe from 2010 or 2015 or 2017 is better than the pipe from the early 1980's. It holds up better in the ground, but you are still looking at the pipe lasting somewhere between 50 and 70 years even with the next round. There are a lot of variables when you put pipe in the ground too. You can have some pipe that lasts for 100 years because it was bedded really well and the soils are not corrosive. You could have other situations where the pipe may

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only last 30 years because the pipe is in very corrosive soil. Mr. Denning: So there are not polymers and plastics out there? Mr. Turnbull: There is plastic pipe out there. It is not something in our system that we have chosen to use. There are as many pros to using plastic and cons on one side as there are on the other. If you talk to a community that has plastic pipe, they will swear by it. If you talk to a community that uses ductile iron, they will say the same thing. The reality is we have not seen anything that would really indicate the useful life is a lot different. Mr. Denning: Is there a cost savings? Mr. Turnbull: There is a cost savings in the material costs, but to be honest with you the bulk of the costs when you are spending \$1 million per mile is on labor. Mr. Denning: Alright. Thank you. Mr. Turnbull: Are there any other questions?

There were no further questions or comments.

B) Presentation: Stormwater Utility Update

Deputy Mayor Curp: The next item, Mr. Manager, is the Storm Water Utility Update. Mr. Carpenter: Yes, sir. Assistant City Manager Chris Lohr will give the presentation on the Storm Water progress that we have made and where we are going.

Mr. Lohr: Good evening. Like the City Manager said, I am here to give you an update on the Storm Water Utility Project. I'm just going to give you an idea of what I'm going to talk about this evening. We are going to do a recap of everything that the City has done to date so we can all be reminded of the process we have gone through and where we are. I've got a to do list, but I will tell you what we need to do in the future and then I have put together a schedule for 2018.

Starting with the recap, the Storm Water Master Plan was presented to the City in 2015 and it was a company by the name of AECOM. There was a considerable amount of public input as I understand it including a questionnaire where they gathered a lot of their information and used that in the Master Plan, I think particularly in the capital plan portion of that. They mapped the existing infrastructure, which is a very important piece to know where everything is for our storm drains, the mains themselves, and that sort of thing. They also as I alluded to earlier worked on a capital plan, so they looked at all the important projects that the City needs, costed those out roughly, prioritized them, and then created an annual average of what that cost would be to undertake those capital projects.

This year we have worked with Choice One Engineering to try to take that a step further. In looking at that information and doing some cost analysis and that sort of thing, we have come up with the preliminary estimate of what it would take to operate the storm water utility. For operation and maintenance, which is basically what we are doing right now, we did an estimate of what the proportions of our operations for the Service Department actually apply to maintaining the storm water infrastructure. We also added there that little bit of administration costs, a small percentage for that so pay for what it takes to do payroll for the employees that are maintaining the storm water system, HR, and IT and it was about 5% of the costs for the administrative employees as well as finance employees. Those two added up were a very small percentage of the total \$700,000.00 for operation and maintenance. The other two numbers Choice One has looked at we have the 20 Year Residential Street Plan and then we also have the larger thoroughfare projects planned out into the future and what portion of those could be paid for with storm water funds. The numbers that Choice One has provided are \$200,000.00 for our Residential Paving and an additional \$375,000.00 for the thoroughfare projects.

Deputy Mayor Curp: Is that on an annual basis or over a period over X number of years? Mr. Lohr: That is over an annual basis and these numbers are all estimates. Just to point out and make light of how the costs are going to vary from year to year, the first priority on that list from the 2015 plan is Lilly Creek and if I remember correctly that is something like a \$5 million project correct me if I'm wrong. Clearly collecting only \$500,000.00 annually for capital projects means we are going to have to come up with some sort of financing if we want to do a project like that immediately upon establishing the utility. It is an average based over 20 years, I think is what they

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planned in those capital projects. The total cost is around \$1.8 million storm water funds.

I apologize, this is a slide that I put in today because I wanted to talk a little bit more and you don't have that in front of you. Just to give you an idea of how a storm water rate works and how collections work, the storm water billing is based on something called an Equivalent Residential Unit. What they do is look at residential properties in the area and say, "This is an average of how much coverage you have based on the house, the driveway, the patio, and that sort of thing." For us here in Riverside, they took 1,000 residential properties out of somewhere around 7,000 total and they came up with an average of 2,932 square feet on average for a residential property, so we say that is our Equivalent Residential Unit. What will happen is each resident in the city would pay one Residential Unit. Then Choice One looked at all the non-residential properties and calculated the square footage and divided that by the Residential Units, so this non-residential property has 10 Residential Units based on how much we have measured there. That's how it works.

Based on what they recommended in the Master Plan, they recommended a rate that was between \$6.00-7.00 per ERU per month. In the Plan they said that would generate between \$650,000.00-800,000.00 annually, but they were doing that just based on parcel numbers and not the actual residences and ERUs on non-residential properties. When we actually do the study and know how many ERUs we have in the city, we know that is going to generate between \$900,000.00 annually and a little over \$1 million annually at that rate. Looking at the \$1,785,000.00 number the rate that we would need to generate that annually is around \$11.85, so that would be the rate.

In terms of collections, you really have two options to look at. Staff is recommending that we do a property tax assessment rather than direct billing. The property tax assessment would be handled exactly like we do for street lighting. We would go through the resolution of necessity and the readings and that sort of thing, we would give that information to the County, and it would be put on the property taxes and paid that way. Like I said, that is what we are recommending mostly for simplicity sake. The direct billing option is more complicated. The benefit of it is if we approve the storm water utility, we can start collecting funds immediately. The downside is you have to set up an account for each of the billing addresses, you have to send out a monthly bill or quarterly bill, you have to figure out who is going to do that whether it is going to be staff or a contractor, and all of that increases your administrative costs with all the paperwork and that sort of thing. The downside to doing the property tax assessment is that we would assess this year and we wouldn't see any of those funds come in until 2019, but that is a more effective way to do it I think than doing the direct billing.

Moving forward assuming that we would do the property tax assessment this is what we have to take care of in the coming year. We would need to do some public input meetings, we want people to understand what we are doing, why we are asking for the money, what it is going to go to, how it is going to be used and that sort of thing and make sure people understand what's happening before Council votes on anything. After that, we need to establish the actual enterprise fund for the storm water utility and enact the ordinance for the storm water management. With that now we can actually do the rate inside the ordinance itself, but I am going to recommend that we do that as a separate resolution. The ordinance would say the rate as set by Council by resolution and then we would set that rate separately that way. That makes it so we don't have to amend the ordinance every time we need a rate change, so that just makes it easier for Council to maintain and update those rates. The last thing we have to do is the assessment process like I mentioned and then we actually have to do the budget for the storm water utility in preparation of operating in 2019.

Here is a timeline of what we would look at for doing it next year. First quarter we would do all of the public input. Basically in the second quarter we would do voting on legislation and we would have all that time to do the ordinance for the storm water management, we would do the resolution for the rates, and assuming all of that passes then we would do the assessment legislation and get that all wrapped up and to the County by September. We would get the budget approved along with the

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regular budget process in the last quarter of the year and then we would be able to operate in 2019. Are there any questions?

Mr. Fullenkamp: Are you sure you understand the Ohio Revised Code when it comes to the Storm Water Utilities and what you can use the money for and whether there needs to be a direct benefit in a community like ours where we have islands that are served differently? Are we sure we understand these rules? Mr. Lohr: Yes, you are talking about the requirements that apply to an enterprise fund? Mr. Fullenkamp: No, I'm talking about the requirements that apply to any service assessment that there is a direct benefit to the resident that is being assessed for the sewers. Mr. Lohr: So you are talking about the assessment process itself. Mr. Fullenkamp: And the definition in the Ohio Revised Code. Mr. Lohr: For the direct benefit. Mr. Fullenkamp: And also what the permissible uses are for the Storm Water Fund. There are two different areas in the Ohio Revised Code. Mrs. Reynolds: There is a lot in the ORC and you all need to look at that very closely. I appreciate Mr. Fullenkamp bringing that up. Mr. Lohr: Are you suggesting that we cannot do it through a property tax assessment? Mr. Fullenkamp: I'm not saying that at all, but one section for maintenance is different from one section for capital improvement. Mrs. Reynolds: The chargeable is really important.

Mr. Lohr: We will investigate. As I understand it, the way we have proposed here is similar to the way other communities have done it. Mr. Fullenkamp: I'm not sure that's correct because for most maintenance things it is an annual ordinance that passed for maintenance of storm water. For capital improvements, there is that stipulation for direct benefit for assessment for these sorts of things. Just like lighting, you have to have a direct benefit. I think you have to be very careful because there are parts of the city that have storm water and there are islands like on the north side of town and I'm not sure if you are allowed to do an assessment. I don't want to divide the community, but I'm not sure you are allowed to. The benefit question is important. Mr. Lohr: I know that in parts of the city where we do not actually have storm water piping we have ditches and things like that it has been graded and developed to manage that storm water, so I know that there is a benefit to all of the properties in the city. Now that's a question for the Law Director to double check and make sure that we can do an assessment in the way I have suggested here. Mr. Fullenkamp: And what we can use the assessment money for whether we have to have one or two different types of storm water assessment, one for maintenance which is an annual thing and one for capital improvements. Mr. Lohr: We will check into that.

Mr. Denning: The question is this the best way to do it or do we explain what we want to do and put some millage on the properties to cover the same situation so that the community as a whole is voting on it and making a decision on whether or not they really want this done. We've been through the class a lot, we've got all the information, but we are also the ones that are going to get crucified for no better word when their taxes get raised and they had no real say in it. Number one this public input portion is going to be very important, but number two we need to look at how many millage points we would need to put on to generate the same amount of money so that we can do the exact same thing and everybody has a say about what we are doing. Mr. Lohr: That is an option. Mr. Denning: It may be more acceptable. Nobody likes to raise taxes, but they like it even less if there is only seven people in this community that have a say on whether or not we raise their taxes. Mr. Lohr: True.

Mr. Fullenkamp: I would like to raise one more issue and this is the idea that one size fits all and every house should pay the same amount of an assessment. There are small houses in this community and there are huge houses in this community. I don't think I can support the idea that a big house pays the same rate as a small house. A small house doesn't contribute as much to the storm water. There ought to be some offset or some proportion of an ERU that you could scale it back or charge a bigger house more money. If they are contributing more to the storm water flow, it is my feeling they should pay a higher percentage like you are going to do for businesses, right? Mr. Lohr: Yes. Mr. Fullenkamp: Depending on the size of your business, you are going to pay more and I'm not sure why we wouldn't apply that same standard to residential. Those numbers are there, we know those numbers are there for us to do

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that. Mr. Lohr: We could. If we wanted to look at the 6,000 other properties that we didn't look at individually and measure all the square footage for that we could do that. We could make it as complicated as we want to. Mr. Fullenkamp: Or as fair as we want to. Mr. Lohr: Exactly.

Mr. Denning: That goes back to putting the millage on because the millage is based on the value of your home which indirectly is the size of your home. Either way it would be more fair. Mr. Fullenkamp: The value of houses vary by neighborhood too. Mr. Denning: I get that, but to me putting the millage on let's everybody vote on it and I think that's important. Mr. Lohr: That is up for Council to decide if that is appropriate for the community. Mr. Fullenkamp: Anyway, that is my other concern about this process is whether an average is fair to different residents in different size houses.

Mr. Carpenter: I just wanted to chime in, so if that is Council's pleasure that we can do the rest of the properties in the city obviously that changes our timeline and then we can budget for it in 2018. Is that the direction that we should proceed then? Mr. Fullenkamp: Well, I think it is something we should consider and I think we have time to calculate that and let the community have some say on that during the public input phase. Mr. Carpenter: So we will go through the public input phase and then if the discussion is such that we need to do everybody's property specifically. Mr. Denning: I think you need to be prepared for that or Choice One because my understanding is they have got all those numbers. Mr. Fullenkamp: They have all of those numbers. Mr. Denning: It may not be as intense as you think it may be or there may be a dollar value associated with that with Choice One that says for \$8,000.00 we will do that or whatever the magic number is. Mr. Carpenter: That we can get. Mr. Fullenkamp: I think it should be considered, that's all. If Council decides not to go that way then that is the way it is.

Deputy Mayor Curp: My first question is have we moved along any on doing grants research to see what kinds of grants are out there to help pay for storm water and if not, then we probably need to be moving along on those because those are kind of like highway grants. There is a lot of competition for that money, projects are scheduled years in advance, and we need to cushion the expense to the property owners as much as we can through grants. Second is a question about Greene County participation. Your biggest project in the list of projects is Lilly Creek. This issue has come up about how much of that water comes into the Lilly Creek system through Greene County. It was brought up several years ago when this issue surfaced in the community and the response given to everybody by the former City Manager was there just wasn't time to really go and negotiate with Greene County. It was a project that really needed to get done. Here we are four or five years later and apparently the project wasn't quite as critical because it hasn't been done in four or five years, but the point is that's the second thing I think that needs to be addressed is participation from Greene County. I would like to see us do something in that regard.

Mrs. Reynolds: To go along with what everyone has said, we need to be prepared to present to this community why this needs to take place whether we do it through voter or through assessment or whatever. The community is owed that explanation of what needs to be funded, what needs to happen, why we are doing this, and what outcome and the benefit is going to be to the community. I think that is how we sell this either to the voters or to those that will not understand why that \$140.00 quarterly or yearly assessment or whatever. This is a need the city has. We have many problems and we cannot continue to fund as we have in the past. That's what we need to explain and I hope that is what you all will do. Thank you.

Mr. Fullenkamp: I have one more comment. One of the aspects of this discussion and I will be careful how I say it here, but this is how we are going to offset some of our costs in the General Fund and I don't think we can present it that way. This has to be how this is going to benefit this city. That's why I bring up these ORC issues. Maintenance and buying equipment to do things may not be part specifically of this fund, so I think it needs to be about building this infrastructure that is going to help these communities and that should be the focus of what we are doing. Mr. Denning: And repairing existing infrastructure. Mr. Fullenkamp: Right and providing

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infrastructure where none exists and making sure we are maintaining what we have properly so if it is broken, we can fix it with these funds. Again I think Mrs. Reynolds is right, we have to talk about the benefits of why we are doing this and it may not be apparent to some communities. There may be parts of town where they say water goes downhill and I live at the top of the hill, why do I care? Maybe we have to give them an explanation of why that is important to them. Thank you. Mrs. Reynolds: We have to be a good neighbor to that downward. That's our responsibility and that's what we all need to be looking at. Mr. Denning: That's what we need to tell Greene County. Mrs. Reynolds: We can't make Greene County do whatever, but we have to be responsible. That's our responsibility.

Mr. Denning: Do you have an idea or direction you are going? Mr. Carpenter: Yes, we will contact Choice One and we will get some information on what it would take to get the rest of the properties and do it by parcel so we can add that information and I will share that with Council. For what it is worth, I talked to the Beaver Creek City Manager several months ago and they had no plans on doing any storm water projects. I did offer to go in and partner with them. Fairborn has completed one, but they haven't implemented it. We did talk to those folks as well. Mr. Denning: The question is we have Beaver Creek water running through Lilly Creek and way down to Dayton. Mrs. Lommatzsch: We also have Beaver Creek traffic running through Riverside and you know what we got on that deal.

Mr. Denning: So we are going to start public meetings in January? Mr. Carpenter: We had it scheduled from January to March, so the first quarter. Mr. Denning: I would like to review the story we are going to tell before we go to the first public meeting to make sure we are all on the same page of the same book so it makes sense. I just don't want to be caught cold. Thank you. Mr. Carpenter: Okay. Understood.

Mr. Smith: Real quick and maybe you covered this, but to give you an example on Harlow they have no sewers and have a ditch line. The water runs off the road and into the ditch line, it floods sometimes out into the yard or into the street. Are those people subject to a storm water bill? Mrs. Lommatzsch: Yes. Mr. Fullenkamp: Maybe. Mr. Smith: The water just seems to settle back into the ground. It doesn't seem to run off into a sewer because there are no sewers in that area there. Mr. Denning: The idea would be that eventually we would fix that. Mr. Fullenkamp: I think we will be discussing those issues. Mr. Smith: Because we have the same on the north side of town as well.

Deputy Mayor Curp: It might be Mr. Manager for staff to resurrect that project list because I had you send that to me the other day and the summary sheet is very general, but it might be good to see some detail about what is intended or the eight projects that are on there. For example, if we are looking at Mayapple where they have open drainage ditches going down alongside the road and whether that is a place where we are talking about putting in a line to carry the water and just covering that over or whether we are talking about a line plus curbs and gutters, but take a look at what streets in specific as opposed to identifying an area by the major streets that are in that area and take a look at what specific streets and what is intended for each of those areas. Then it will help you all when you hold public meetings and help us when the public meetings are held. It helps us better understand what the depth of work in these areas is intended to be. Mrs. Lommatzsch: They are going to want to know what you are going to promise to do with that money.

Mr. Fullenkamp: I am going to encourage everybody to look at that study. We need to review that study again and actually look at that AECOM study to see what we talked about three or four years ago when they completed that study because I think that is the basis of this whole project that we are talking about. Anybody on Council or anybody that is going to be on Council, we should review that and understand what the infrastructure goals are.

There were no further questions or comments.

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ITEM 5: RECESS:

The Council took a recess at 7:08 p.m.

ITEM 6: RECONVENE:

The meeting was reconvened at 7:21 p.m.

ITEM 7: PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE:

ITEM 8: ACCEPTANCE OF WRITTEN CITIZENS PETITIONS:

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

ITEM 9: MINUTES:

A motion was made by Mr. Denning to approve the minutes of the September 21, 2017 regular meeting minutes as submitted. Mrs. Reynolds seconded the motion.

There was no discussion on the motion.

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

ITEM 10: ACCEPTANCE OF PRIOR MONTH'S CITY FINANCIAL REPORT:

A motion was made by Mr. Denning to accept the October financial report. Mrs. Lommatzsch seconded the motion.

There was no discussion on the motion.

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

ITEM 11: COMMUNICATIONS

A) Liquor Control Application – Zaina Operations One, Inc. at 4600 Old Troy Pike

Deputy Mayor Curp: Is there a report from the staff or the Clerk? Ms. Arnold: Everything I found is listed. The previous owner had two violations in 2008 and 2009, other than that there were not any others. The new owner that it is being transferred to does hold another license and there are no violations there. Deputy Mayor Curp: Are there any questions you have for the Clerk or the staff?

Mr. Smith: Does 4600 Old Troy Pike have a business name? Ms. Arnold: I didn't check, but I can look it up. I just search on their website. Mr. Smith: I didn't drive by it. Deputy Mayor Curp: Is that the Marathon gas station? Mr. Fullenkamp: That would be on Brandt. Deputy Mayor Curp: There is a gas station on the corner of Troy and Needmore. Ms. Arnold: It is a Marathon. Deputy Mayor Curp: Are there any objections from Council members?

There were no additional questions or comments.

ITEM 12: CITY MANAGER'S REPORT:

Mr. Carpenter: In the packet is the report, if anyone has any questions I would be glad to try to answer those for you. I do have a couple of other comments. We learned that a feasibility study is going to be required as part of the Springfield Street projects. We got the information a little bit late to try to include it in the packet. I will be submitting a request for an appropriation next week. It is around \$30,000.00 to do the feasibility study for the Springfield Road Project. Mr. Taylor can elaborate on why it has to happen on this particular project.

Mr. Taylor: Thank you. When we go through these ODOT projects they have a thing called a PDP which is the Project Development Process. Through that Development

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Process there are five levels. Most of our projects end up in a PDP 2, this one got elevated to a 3 which requires the additional feasibility study. Part of that feasibility study is to show the road diet. The reason for this is the way the design is with the things we are realigning at Norman and Northcliff creates a higher level of scrutiny, so ODOT as part of their environmental study which ODOT District 7 does for us on all of our other projects and that saves us about \$30,000.00 so this is kind of a wash on this project. We are actually combining in this feasibility study both Springfield East and West, so it is for both projects. It is going to look at different options for Norman, different options for Northcliff, and then there is a public input meeting that we have to have explaining that. We have the date and I believe it is late March. That's what that is for and it's just a higher level of scrutiny and making sure that the project isn't going to have a negative impact on the citizens or other traffic or create different congestion. That's the reason for that. I have argued with ODOT about it for the last few days and it is just the process.

Mr. Denning: Is that \$30,000.00 part of our match? Mr. Taylor: It will be part of our match when we do an OPWC application, it will be part of that. To note when we apply for those projects, part of the design costs like a 10% to that cost. The way Choice One does it and ODOT requires us to do that as part of our application is to show a 10% design. Typically we don't always get to that 10% because Choice One doesn't get to that and just don't charge us that, they charge us for the work they do. With this additional feasibility study, it puts us around \$5,000.00 over that 10% and that 10% was about \$260,000.00 in design costs. It is a hit on us that we weren't expecting. It keeps us within budget mostly. When you talk about a \$3 million or \$4 million in infrastructure, \$6,000.00 isn't really that big of hit and we will find that somewhere else I'm sure or in savings. It is kind of the gist of that. Does that make sense?

Mr. Fullenkamp: What's the timeframe? We are going to have to dedicate funds to this and maybe we will need a supplemental also to do this. Mr. Taylor: We will. Mr. Fullenkamp: How long will this study take and what will the product be? Mr. Taylor: The Stage 1 drawings are due in December, so some of this work is kind of a duplication of a little bit of work. What we will get for that feasibility study will be similar to the Safety Studies that we get from ODOT when we conduct a Safety Study for an intersection. It should be about 20-30 pages explaining different portions of that project so there will be explanations about Northcliff and Norman and how that is impacting and what some of our options are and what are some design options and costs for those. We will have an actual deliverable of a feasibility study, so similar to the speed studies that we get. It will be packaged like that and will be part of the environmental study, but we will actually get that deliverable as well. Does that answer your question?

Mr. Fullenkamp: It does and to be clear it goes from the City of Dayton all the way to Greene County, is that the scope of the study? Mr. Taylor: No, it doesn't include that new portion that we just applied for which is from Northcliff to Smithville. It is just from Northcliff all the way to Greene County. The focus is going to be right there between Norman and Northcliff. Mr. Fullenkamp: So we will get some options, is that what you are saying? We will have some options on how to meet the standards. Mr. Taylor: That is my understanding. When I was talking to Mitch Toby from Choice One, they feel that they have a good design already and what he is suggesting that will happen is those options that they may come up with will probably point us to the direction we are already at. Mr. Denning: It's basically a justification for what they have already designed. Mr. Taylor: There is a chance that we will have some different options for those. Mr. Fullenkamp: Okay.

Mrs. Reynolds: There may also be a design flaw that they are looking at. Mr. Taylor: It is just another scrutiny. Mrs. Reynolds: That is one of those situations we have talked about and just like on the other end we have too many blind spots and way too much going on there. It is a dangerous stretch of road. What takes us from a 2 to a 3? What was the additional because I don't remember this ever? Mr. Taylor: This is due to Choice One hadn't had to do one, so it's not a new thing. Most projects when we talk about when we repave or when we do full-depth construction, we are not changing the road pattern, we are not blocking streets off, and we are not realigning intersections. In this project, we are doing almost all of those. We are blocking off a

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couple of streets and realigning them and then we are also doing the road diet which we already had programmed through MVRPC for this portion, so I was kind of fighting about that. Since it is part of the feasibility study, they are going to relook at that just like we did for Springfield East when they did the road diet study. That road diet will be part of that. The road diet and the two intersections are what put us over. When we do projects again and in the next project now we know what to look for and Choice One knows what to look for so we can plan this ahead. Mrs. Reynolds: That's interesting. Thank you. It is going to be some design, it has to be. I can't imagine much else because that is such a bad stretch already. Thank you.

Mr. Carpenter: I do have another update. Lori Minnich attended the Riverway Group to talk about the Mad River and kayaking and canoeing. They are planning a major event of up to about 250 participants in March and they have approached us as maybe being that site at the Eintracht. In exchange, we need to be a member of the Riverway. If we let them use the Eintracht facility and assist them, we can get some in kind reduction on the fee. To make it all happen, we need to provide them a Letter of Intent to do so before the end of November. I'm just making you aware.

Mrs. Lommatzsch: What is that amount of money? Mr. Carpenter: This just happened at the end of last week or maybe the beginning of this week and I don't have all the details. I know last year it was around \$13,000.00 to be part of the organization and I believe it is a five year commitment. Deputy Mayor Curp: The in kind would be for the full five years? Mr. Carpenter: I wish. Mrs. Lommatzsch: We need to see that in writing. Mr. Carpenter: Absolutely. It sounds like the initial offer was to do half off of 2018 only. Mrs. Lommatzsch: Let's see that in writing. Mr. Carpenter: I don't have any kind of written proposals. This is just word from a meeting that happened this week. Deputy Mayor Curp: They want to charge us for them using our facility. Mr. Carpenter: Well to be part of the group makes you eligible to have them use your facility. Mr. Smith: Why don't we start our own group and have them join ours? Mr. Carpenter: That's an idea. Mrs. Lommatzsch: You have to know what you are doing about that group before you start one. Mr. Denning: We could hire a lot of people to do it. Mrs. Lommatzsch: It's a bigger deal than you think. It's not just an off the cuff deal with those people.

Mr. Fullenkamp: What's the benefit of joining this group? Mr. Carpenter: That was my question. I don't have the list of benefits of being part of the Riverway. Mr. Fullenkamp: Okay. Mr. Denning: Other than they hold their kayak thing here. There is a possibility then with something like that going on it would draw people and economic development in that area or food trucks or whatever for the 250 people that are going to be there. Mrs. Lommatzsch: They do lots of promoting of activity on the rivers not just the Mad River, but all rivers. Mr. Denning: Well that would be the Great Miami, not the Mad. Eintracht is on the Great Miami. Mrs. Lommatzsch: Right, I said all of the rivers not just our rivers. Mr. Fullenkamp: I want to know what the benefit is to the city. Mr. Carpenter: I need to get that information in writing and submit it to you. I believe the organization is fairly new and I know last year it was \$13000.00-14,000.00 to join. I don't recall much in the way of benefits other than it was a new organization; it was exciting because there is a lot more use of the river to try to make recreational kayaking and canoeing. That was part of our interest in doing the boat launch at Eintracht. Mr. Fullenkamp: That \$13,000.00 can pay for Chief Stitzel's uniforms. Mr. Carpenter: And have a little left over.

Deputy Mayor Curp: I would venture that even if the City of Riverside does not make the end of November deadline, but if the City showed up with \$13,000.00 in December or January they would still take our \$13,000.00. I'm with Mr. Fullenkamp and other Council members, it would be good to have more information before we make that commitment.

Mrs. Reynolds: Mr. City Manager, do you have an update on the Valley View Community and how long the bridge construction is going to take? Also the Senior Development on Harshman Road, they are tearing our road to pieces. How close are we going to be on them in the clean-up phase and the repair phase on that? Mr. Carpenter: For the first question on Valley Street, Friday of last week they anticipated completing the project by the end of this week. They didn't want to promise, but I know all the heavy equipment is out of there. It looks like it is complete. I don't know

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if the pavement has to dry or what the last thing they have to do yet. I would venture to say it will definitely be before the end of next week when it will be complete. Mrs. Reynolds: So before the holiday? Mr. Carpenter: Yes, I would say before Thanksgiving for sure. As far as Harshman goes, we have had some discussions with them on the northbound lane of Harshman and the portion that they are going to tear up tying into the sewer. We definitely have a way we want them to do the work to reduce the number of seams on the pavement that is going to be replaced. They will put in some fillable flow to do a temporary to get through the winter and then in the spring come back and put down proper pavement.

Mrs. Reynolds: Getting us through the winter, I hope we are looking for a better job than just a patch job because that is a heavily traveled road and all of the seams that it looks like will be in that road if I am looking at it correctly from the way they are digging out, it is going to be a very large portion of that road that is torn up. Mr. Carpenter: They originally thought it was just going to impact the right hand lane, but it is more right down the center where the stripes. We want them to replace both lanes northbound. I don't know what impact it would be on the center lane, but definitely the two lanes that are going northbound. Mrs. Reynolds: That's the only way they can repair it properly because Arrowrock especially is going to be a mess. I hope you all will take an opportunity to go by and look at it.

Mr. Denning: I drive by it every day. I would like to suggest that we suggest to them that they work on the weekends too, not just leave their equipment sitting there. They leave at 3:00 p.m. on Friday and they don't come back until 10:00 a.m. on Monday. That needs to get done because that road is a major thoroughfare and cutting off and basically taking two lanes down to one and losing that center lane and Arrowrock not being able to get on there and then all the apartments and that. There's no reason to be having that heavy equipment sitting out there not doing anything for 2 ½ days when there is a lot less traffic on the weekends going up and down that road than there is on the week days when people are going to work, if we can suggest that to them. Mrs. Reynolds: We have the increased traffic already from Matt Way and a lot of people have been finding different ways around. Now we have Arrowrock not being able to get out and having to go down to Spicewood, go out and around that way. This has been a nightmare for this community. Mr. Denning: Yes, you might suggest to them that they work on the weekends too. Mr. Carpenter: Will do. Mr. Denning: I'm sure they are going to say it is too expensive, but if it is going to be four weeks it is going to be a long four weeks. It's already been a week and it doesn't look like they have gotten very far.

Deputy Mayor Curp: Are there any other items, Mr. Manager? Mr. Carpenter: No sir. Deputy Mayor Curp: Are there other questions you have for the Manager?

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
 - d. Income Tax Scorecard
 - e. Open PO Report
- (2) Monthly Verbal Reports
 - a. Police Department

Mr. Carpenter introduced Chief Robinson for the monthly update for the Police Department.

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Chief Robinson: Thank you, sir. I would like to start off with personnel issues. Our two new Officers are in the last stage of their TO program and are about to get into what we call our shadowing part of their training, so they will be in their car by themselves and be shadowing by another Officer. This is kind of the last phase of it before we can put them out there. Once that happens, we will actually be to a full complement of Officers in the Department. The unfortunate part about that is we have two Officers that have some medical issues that may cause them to actually be off work for a few weeks. One of our Officers, Sergeant Angie Jackson, got hurt during a scuffle with a suspect and she hurt her shoulder. She is going through some therapy to try and get that without being out. She still is working; however we are not sure how that is going to pan out for her. Officer Stamper has some medical issue that has troubled him for a long time and he may have to have surgery, so that could take him out for 4-5 weeks probably.

We are participating again in the No Shave November and so far we have raised over \$600.00. The money that the FOP is actually the ones taking care of this and I think today they decided they are going to try and use the money to help needy kids in our City. We are trying to figure out the best way to get that done. Sergeant Jackson this past week, if you saw on Facebook you may have seen her face on there with several other Officers. She was at the Calvary Church and they actually donated coats, hats, gloves, socks, and toothbrushes and put them all in big packages and they gave them to the Police Department. We have been distributing them as needed with folks that are obviously in need. We gave out several things yesterday and today. That's working out very well.

Training wise, I talked about the State mandated training to maintain our certification and I am happy to say that we are completely finished with that and we are good to go for another year at least.

Some events we participated on: On the 27th of October, we were at the Virginia Stevenson. Then of course we did the drug take back at the lobby of the PD. We only got about one box full and it was about 21 and something pounds of different medication. Obviously with our new incinerator we are just going to dispose of it ourselves. I just want to say thank you again on behalf of that because that thing works like a charm and we actually have other agencies coming over to watch ours because it is better than theirs. We are very happy with that. It was much needed.

Upcoming events, I'm not sure if you know about this, but tomorrow there is a parade that starts at 1:00 p.m. and the lineup is at Beverly Gardens. There is actually an indoor presentation or something at the school at 12:00 p.m. if you are interested in going there. I guess it is a Military Thank You Parade going through the Base. I want to mention that Breakfast with Santa is 8:00-11:00 a.m. at Mad River Middle on the 9th.

Just some general information, I talked to you about the printers in the vehicles that we got the grant for. All those printers are in except for one and all the software is in at this point, the only problem is that no one knows how to use it so we have to get some training on that. We are at that stage now and we didn't know that was going to happen and we probably weren't going to kick them out until January 1st was probably going to be the starting date or if we get the training a little before that. This system is completely different than what anybody has around here, so we need a little bit of training on it. Mrs. Lommatzsch: Is it compatible? Chief Robinson: Yes, as long as it runs the citations out of the printer and the Court accepts them we are good to go and so they are.

I mentioned to you all about Ohio Collaborative many times. Obviously we got a media release from the Ohio Department of Public Safety that says, "Ohio awards certification to Riverside Police Department for adopting standards." These are the standards that the whole state is trying to get and have all the departments go to. I have said this before and I want to say it was a lot of work for Major Colon and he did a very, very good job in getting that taken care of. There is the media release on it showing that we are moving forward with our policies and standards that we are trying to go above and beyond.

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You talked about Matt Way and I just want to say on the record, thank you to the folks that live in that area because they sent this card over to us today along with some cookies and things like that for the folks who have been over there working diligently to get some of their problems taken care of. I just want to read this to you. It says, "We are writing to express our gratitude for extra time and attention you have afforded to the Valley View subdivision during the construction of the Valley Street Bridge. We especially want to thank you for the increased patrols during the heavy traffic situation the closure created. We also appreciate the attention paid to the stop sign in the neighborhood and at the court. Sincerely, The Valley View Homeowner's Association." I just wanted to bring that to your attention and I want to put it on the record that we are saying thank you to them for them to bring that out to us today. We really appreciate them making that gesture to us. We were just doing our job, but we appreciate them.

The last thing I want to talk about. I just had it written down in this crazy little note right here. We always talk about the GROW Program and the opioid issues that we have had in the city and I just want to say there was a huge drop off so far in November. So far our numbers show that we have only had three overdoses in November as opposed to months like June where we had 28 or in May when we had 32. This is the lowest one so far recorded this year. I know in January alone we had five people pass away and we had over 33-34 that month. Just from March we went from 19, in April we had 34, in May we had 32, June 28, July 13, August 18, September 16, October 10, and November 3.

Obviously there are probably a lot of things that are factoring in to the reason why there is a drop. I would like to say we could focus on the positive things that make that happen, but we all know there are other things that are happening too and that people are using other drugs and not heroin. I think it is because there has been a push for treatment and people have Narcan that they can get on their own, so they can use it at home and aren't calling as much. That could be some of the drop. Obviously people don't want to get in trouble because they are using drugs and if they can use it at home they are going to. If they can use the Narcan to revive someone, they are going to. That's what they should do and that's what it is there for. Every family that has someone that has that kind of a problem, if they can get that stuff they should take it home with them absolutely.

I think there are a lot of factors in that, but obviously some enforcement is in there too. I would like to hope and think that it is the constant pushing for people to get assistance that everyone now in Montgomery County is doing, but I would say especially in Riverside because we were one of the first people around that were pushing GROW as hard as we were. I think that they have done a great job on the County level and on the City of Riverside Fire Department and Police Department together pushing the folks here to get some assistance and we are going to continue to do that. That's all I have for tonight. Deputy Mayor Curp: Are there any questions you have for the Chief?

There were no additional questions or comments.

b. Fire Department

Mr. Carpenter introduced Chief Stitzel for the monthly update for the Fire Department.

Chief Stitzel: Thank you. Good evening. We have in your PAR our list of activities and things that we did in October, some of the things that we have done since this in November obviously the Hometown Holiday and delivering Santa on the fire engine to that. We are also going to be participating in the parade tomorrow with an engine, medic, and possibly some staff cars trying to support that effort also.

As far as our 2017 projects for the Fire Department, those have been completed. All of our SCBA updates: our ability to track the air pressure levels and communicate electronically between the Incident Commander and the SCBA, that whole project we have been working on all year is finally done. I think we have one small invoice still to come in, but all the programming and updates are done for the 2017 projects. We are happy to be able to check that off the list.

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The Community Paramedicine effort that we are working on, we had a recruitment table out at the Hometown Holiday. We are trying to get out there with a proactive approach trying to find people that would be interested and want to get into it and roll them in. Our crews just last week finished their training from the Outreach Montgomery County. They came in and talked to all of our people and explained to them what their role is in the program. When we go out on an EMS call and we identify somebody that would really benefit from this program, we re-contact them later and go out and do a home visit, get all of the information, get them into the program, and then we work through Reach Out Montgomery County to get them services and things. Whenever we see somebody that may benefit from those programs we are certainly pursuing that. I don't have the numbers right now as far as how many are officially enrolled. It is still very new and we are still ramping up. We are going to put some information out in the newsletter and on the website and Facebook and all of that very soon. We still just want to make sure that we have a good grasp on it before we actually start going on it full bore and just make sure we have our hands on it real well.

A couple of other things, Chief spoke about the overdoses. Again all I can do it reiterate what he was saying about those and we are really happy we are seeing those numbers drop. I think in our last PAR we were showing our numbers were back down around last year numbers. They are still up from a few years ago, but we are seeing a definite improvement there and we are really happy with that.

Speaking of numbers, our mutual aid numbers, I know that this is something we have talked about a few times in past months. This past month in October, our mutual aid numbers almost came out even. In the past we have been giving quite a bit more than what we were receiving, but because of efforts between a change in our response structure that we are doing we are not sending as often plus what the other communities are doing to kind of help alleviate needing us as often has really seemed to pay off. In October, our mutual aid numbers were almost identical going out and going in and we are really happy about that.

Personnel wise, I do have one full-time vacancy. It was a Battalion Chief, so we are looking at doing a Battalion Chief promotional process. That will be a Lieutenant that moves up, so then we will need to move a full-time Firefighter up to a Lieutenant and then we will need to replace that Firefighter. All of that is probably going to happen in the next 3-4 months. We will get all of those processes worked out. I also have lost two more part-timers this month and we are now counting these two at a total of 18 part-time people on the Fire Department, a year ago we had 34. It is really starting to take an effect on our daily staffing and we've got guys that are working up to the maximum hours allowed by the Affordable Care Act, so we are hoping we can get some more people in. Our applicants that are coming in are really low; we have only seen a few applicants in the last two that we approved and sent on for screening and physical backed out before they even got to that stage and decided not to come. It is a struggle and I just want you to know that we are working with that and hoping to talk more about that in a couple of weeks with you all.

Mr. Denning: Are we recruiting at Sinclair? Chief Stitzel: We are. I work there part-time. I'm on the FST Advisory Board. This December is the very first time that we are going to do the Fire Academy Graduation at the same date, time, and place we are doing a Job Fair. We can go in there and sit down with the ones that are actually graduating that day and kind of give them an idea of where they can go and what they can do and things like that. I put out to my crews to get out there and recruit people they know that are in the Fire Service that are looking for a part-time job because I think that's where we get our best people is when we already know who they are, where they work, and that they are a good quality employee and we recruit them into our fold, so that is something we are working on also. We will get more into that in a couple of weeks when we do our budget meeting in more detail.

I do have a resolution on the agenda this evening for turnout gear. I had a memo included in that. If you have any questions about that or anything I can answer. Really what we are kind of doing there is a big effort to improve the health and wellness of firefighters across the nation. One of the things we are identifying is the

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exposure to the carcinogens that are in our profession and we have already done a few things, I have had a consultant come in and review the Fire Department, our fire houses, our processes, our systems, and give us ideas of where we can make improvements to keep our firefighters safer from exposure of the elements.

One of the things that we have done is removed all of the fire gear out of the bays where the apparatus is and the diesel fumes and the gasoline fumes, all of those are out the bays and we separated that. We have a BWC grant that we are getting real soon to get brand new hoods with the particulate barrier in them. That's going to reduce the exposure to carcinogen particulates by 95% on our faces and necks and things, so that is a big help from the BWC that we are getting. This effort here is to buy turnout gear where every full-time firefighter will be issued two sets of gear and then that will also give us a stash of extra gear in our storage locker for our part-time. The idea is if somebody goes out on a fire early in the shift they don't have to wear that nasty soot covered, carcinogen covered turnout gear the rest of the day. They can take it off and have another clean set that they can change into, we can wash that gear and we can only wash two sets at a time with our gear washer that we have, and then it typically takes 24 hours to hang dry inside the bay. We need the gear so the guys can stop wearing this soiled gear and it really just improves their safety and health and wellness efforts as far as the cancer prevention for them.

The program is basically just a five year loan to buy the gear. By doing it this way, we alleviate the yearly cost increase of turnout gear and that kind of offsets the percentage rate that we have to get with the loan, but the nice thing about this is it is not really requiring any increase in funds. We have enough money in that line item for turnout gear to do this for the next five years. In five years, I'd like to do it again and that way everybody has two sets of gear and it is all under ten years of age. When it is 10 years old we are supposed to get rid of it and we can't use it for firefighting anymore, so we will typically donate it to one of the schools or something like that where they use it outside of live fire training. That's what that is all about. If you have any questions about that before we get to that part of the agenda, I just wanted to throw that out there.

Mr. Fullenkamp: If you have two sets of gear it seems each set would be used less and I would think that would extend the life of a set of gear. Chief Stitzel: It extends the life as far as the maintenance, upkeep and care because we do have gear repair every year where someone comes in and repairs tears and rips and things like that. We are hoping to alleviate that with this. The gear will last 10 years a lot better I guess you could say, but once it is 10 years old it has to leave. Mr. Fullenkamp: There is a reg. Okay. Chief Stitzel: We will get a better 10 years out of it because it won't be worn every single day on every fire that they go to and they will be able to alternate back and forth. One of the other things that I am hoping for next year is to start getting our guys into some winter coats so they don't wear their fire gear on the EMS calls and the fire gear going in on an EMS call covered in the soot and everything is not a good thing. We are trying to get that changed also. Mr. Fullenkamp: The EMS guys are wearing their fire gear? Chief Stitzel: At times, yes. If we don't have a winter coat for them a lot of times they will just wear their fire gear as a winter coat. I'm trying to stop that practice because that is just not a good practice for them or the patients. Mr. Fullenkamp: Thanks.

Mr. Smith: What is the cost per unit? Chief Stitzel: I believe it is right about \$2,300.00 if I remember right. Mr. Smith: So two sets would be \$4,600.00? Chief Stitzel: We are looking at getting 25 sets; it is \$54,325.00 for the 25 sets at \$12,000.00 a year payment basically for five years. We will make a one-time annual payment for the next five years and we will get that paid off. The total is going to be around \$60,000.00 with interest. Mr. Smith: And that's 50 sets or 25? Chief Stitzel: 25 sets. Mr. Smith: That's only going to outfit 12 guys. Chief Stitzel: No, a lot of our guys still have gear right now. They are going to get a second set out of this and some of this gear is going to go to our part-timers that are in old gear. Ten years ago or almost 10 years ago we got a grant and they bought 18 sets of turnout gear with that grant. Next year, all 18 of those sets have to go away because they will be 10 years old, so there is going to be a lot of gear replacement going on also. All the full-timers will end up with two sets of gear, all the part-timers will have a good set of gear and then a back-up set that we are going to keep and they are going to share the

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back-up set. If they go to a fire, they are going to go into the storage closet and find something that fits and they are going to wear that for the rest of their shift. Mr. Smith: Okay. Deputy Mayor Curp: Are there any other questions you have for the Chief?

There were no additional questions or comments.

c. Service Department

Mr. Carpenter: As far as the Service updated, I wanted to let you know as far as the vehicles the new tractor did come in and we are expecting the dump truck at the end of this month. That's really all I have for the Service Department if you have any questions.

There were no questions or comments.

d. Planning and Program Management Department

Mr. Carpenter introduced Mr. Taylor for the monthly update for the Planning and Program Management Department.

Mr. Taylor: Thank you, Mr. Manager. I have several updates, but we will start with the medical marijuana dispensaries. The applications for those close tomorrow at 3:00 p.m. if you would like to get your application in. I thought we had five, but Emily was out today so I couldn't confirm that number. The four I know we have are: the old McDonald's site where you see there is work going on there, but that is not part of that project that's going to be a green lawn, but there was an application for that site. The Midas on Airway, there was an application for that site right there by Airway Shopping Center kind of inside of it there. Then where Flight Line Coffee and Donato's it has an application. Then the other one was on Linden Avenue, it is the old Filling Station or the Riverside Grill. There was an application there and I thought there was another one, but I apologize I don't have that. We may get another application tomorrow, I'm not sure, but there are four and only three are going to be allowed in Montgomery County. I don't know how many applications went to Dayton. I know one of our applicants did an application in Dayton as well. It's pretty competitive it looks like and we will know more after the application period from the State.

I got a phone call just before the end of the day today from Mr. Chevalley who is the ODOT District 7 Director. Good news on that front. They were looking at getting \$5 million in safety funds so that we could potentially do the Woodman Road over 35 overpass interchange and we were approved for that. There are \$5 million in safety funds there to do that as a tight diamond, which was an original cost of \$10 million. There is a \$5 million gap there that we are going to try and look at finding. I meet with them tomorrow. In addition to that, the add a lane which I thought had absolutely no chance of being approved by TRAC has been elevated to the Tier 1, which moves it up in the process. It doesn't make it a guarantee, but it moves it up. They say it is not a guarantee, but it sounds like it is going to be a good deal. At TAC today, we voted to add and MVRPC is adding toll road funds that they get that they can spend, so they are throwing money on that so we have no skin in the game on that one. Mrs. Lommatzsch: Stop bragging. Mr. Taylor: Well we are going to have some money in the interchange if we can get the right project there, but \$5 million in safety funds is huge and then ODOT has \$2 million that they are going to throw at it if we and MVRPC can come up with the rest. Those are really great things. That's going to be a great change to that corridor.

Mr. Denning: What year? Mr. Taylor: I don't know yet, probably 2024. Mrs. Lommatzsch: 2023 or 2024. Mr. Taylor: Well if they want our money it is going to be 2024 at best because of the way we have got ours programmed out unless something changes and there is a money tree that grows somewhere. Mrs. Lommatzsch: Did they say anything about Dayton getting any money for Smithville? Mr. Taylor: Dayton got \$3.2 million in safety for Smithville and they are going to close that flying ramp and that's going to be a headache over there; that's going to be

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horrible. Don't go down Smithville when they fix this, it's going to be horrible. Hopefully Kroger gets fed up with it.

I've been in talking with a lot of developers lately which is good news because before I couldn't get anyone to return my phone calls. I got three different developers looking at three different sites, all very, very preliminary and all residential housing. One is going to be at market and the other two are not market rate, so I meet with EUP Development out of Chicago and I meet with them in December on the 13th. I'm not sure what they are doing and again there are no guarantees there. They haven't bought any property, so I will have more information on that. I do want to let you know that we are talking with realtors and developers and people are interested in Riverside or are starting to be more interesting, so that it good news.

The other good news is Jeremy passed his certification for ICC which is the International Code Council. He is as far as we know, the only Certified Zoning Enforcement Officer in Montgomery County. ICC is a big organization that does different things. They certify building departments here in the state and then they have a zoning program, so he has gone through that and he has gotten that passed. It took him a lot of time and studying, so I wanted to let you all know that. Other than that we are working on our budget and we will see you Tuesday. Deputy Mayor Curp: Are there any questions you have for Mr. Taylor?

Mr. Smith: In reference to the marijuana sales, you mentioned Flight Line, Donato's, and Midas. All three of those businesses are occupied, correct? Mr. Taylor: The Midas, if you look there are two buildings there and the creek runs through the property. Mr. Smith: Are you talking about the Jiffy Lube? Mr. Taylor: Well there is the Jiffy Lube and an empty Midas building. Mr. Carpenter: The Midas is not empty. Mr. Taylor: Do I have them backwards? Okay, it's the Jiffy Lube, but Midas owns them. It is one parcel. Mr. Denning: The same guy owns both properties. Mr. Taylor: It is the one right on Airway, so that is that building right there. Mr. Denning: So it is the Jiffy Lube next to Papa John's. Mr. Taylor: My understanding is Flight Line Coffee is vacating that space. I don't know what they are doing there and I don't know if the owner of that building if there is an application is going to kick both of those tenants out. I don't know, all we did was certify that they are in a B-2 district and that's acceptable in our zoning. We don't know much more and we haven't seen any preliminary drawings. We don't know. Mr. Denning: They probably aren't going to get anything until they know they have it. Mr. Taylor: I don't know how much the application was, but they are spending a lot of money there so they probably won't spend more. Mr. Fullenkamp: \$2,000.00. Mr. Taylor: That's not too bad. I don't have \$2,000.00. Mr. Smith: Okay. Deputy Mayor Curp: Are there any other questions you have?

Mrs. Reynolds: I just have one, sir. Mr. City Manager, I received at my desk tonight a letter from a Riverside resident. It says, "Hello, I'm writing in reference to an abandoned vehicle in our neighborhood. It has not been moved off the street since June 26, 2016. It is sitting on Fenwick Court and is junk, bad condition; the back fender is tied on, purple pick-up with plate number GUV 1927. Please have it cited, tagged, and towed out of here for good. I've contacted Riverside Police twice and the Public Service Department at least twice. Any help is greatly appreciated." Can someone please take care of this car? Mr. Taylor: What was that address? Just on Fenwick, they didn't give an address? Mrs. Reynolds: On Fenwick. Purple pick-up with plate number GUV 1927. Mr. Smith: You can't miss a purple pick-up. Mrs. Reynolds: Guys I know that everybody is busy and Mr. City Manager no one knows it any better than all of us sitting up here know it, but we've had a lot of concerns raised lately that people don't get return calls and we need to figure out a way that we can address that issue with our residents and come up with some plan that we can get those calls returned. I know everybody is busy, but please don't anybody think I don't know you are busy. I also know that when a resident calls and has a concern we need to try and address it as quickly as possible. If we need to pass it off to an Administrative Aid to make the call back, maybe that's what we should do. We've got to get this situation under hand because it is important to all of us. There are things happening out there. Mr. Taylor just brought up if he didn't return the call to those developers; we might be losing out on opportunities. If the Chief doesn't return a call, we have no idea what might be happening. Guys, we have to do better. Okay?

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Thank you, but please Fenwick. Get the truck off the street. Mr. Taylor: Tomorrow. Mrs. Lommatzsch: That's not the only one.

Mr. Fullenkamp: I just want to add that we all need to remember the residents are our primary customers all the time and they are the most important people that we serve. We want staff and I want all of us to be just as responsive as I want staff to be responsive because they do appreciate it when things happen when they voice a concern or make a complaint. Please just remember we need to be a customer oriented organization and our customers are these folks out here. Thanks. Mr. Carpenter: I agree.

Mrs. Reynolds: I do have one other thing, Mayor. The Mayor reminded me and the Mayor was very kind and forgets that I'm deaf. You all know if I don't see your lips anymore I can't hear. He reminded me I need to talk to you about the other side of Harshman Road and what the senior complex is doing to our road. Will you make sure that's taken care of also? Mr. Carpenter: It's on our radar. Mrs. Reynolds: Thank you, Mayor. I appreciate you reminding me to mention that. Deputy Mayor Curp: Are there other comments you have or questions for the staff?

Mr. Smith: We are not getting a report from the Service Department this evening? Mr. Carpenter: No, sir. I just touched on some of the vehicles, but if you have some questions. Mr. Smith: You did? Mr. Carpenter: The tractor and the dump truck. Mr. Smith: Okay. During Mr. Miller's absence, is Jay going to step up and take over and come to meetings? Mr. Carpenter: He has stepped up. Yes is the short answer. He is on vacation. Mr. Smith: Okay, I was just checking.

There were no additional questions or comments.

ITEM 13: PUBLIC COMMENT ON AGENDA ITEMS:

There were no requests to speak before Council on agenda items.

ITEM 14: OLD BUSINESS:

A. ORDINANCES

- I) Ordinance No. 17-O-640 making supplemental appropriations for current expenses and other expenditures of the City of Riverside, State of Ohio, for the period January 1 through December 31, 2017.**

Deputy Mayor Curp: We have Ordinance 640 that we tabled at the last meeting. We don't have that agreement in hand apparently, so what you have in front of you is a replacement page for the accounts and the dollar amounts. It removes the Brantwood dollars that had been submitted. If it is your will, it was tabled formally and we can take that from the table and go ahead and act on the rest of that supplemental appropriation measure and get that out of the way.

Mr. Carpenter: I would just like to add that we have also not included the Stebbins Project money as well. The reason for that is we didn't have the contract completed and signed on Friday. We do have it now, but what I would like to do is provide to you this evening and then we meet on the 21st and maybe we can vote on it then after we take a look at it. That's what I would like to do. Deputy Mayor Curp: Is that acceptable to add that to the 21st or do you want to put it on a regular meeting agenda? Mr. Denning: The 21st is fine. Mr. Smith: The 21st is fine. Mr. Fullenkamp: I think the first meeting in December. Mrs. Lommatzsch: It is okay with me to put it on the 21st.

Deputy Mayor Curp: Alright. We will put it on the 21st. The 21st is a special meeting set for handling specific things and even though we have agreed to add this one item, I would not like to see other items get added because the whole purpose for the scheduled business meetings is so the public knows when we are going to deal with the public's business. Mr. Fullenkamp: Have we advertised this special meeting yet?

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Ms. Arnold: It is being sent out. Mr. Fullenkamp: What did the advertisement say about other business as may be? Is that included in part of the statement? Ms. Arnold: It hasn't been sent out yet because I needed to confirm.

Mr. Fullenkamp: Don't you still want to vote on the Legal Department portions? What they have done is they have trimmed out these other items and kept in the RITA charges and the legal expenses is what I am seeing. Mrs. Reynolds: So we will have to put it back on the table and then amend it, right? Mrs. Lommatzsch: We have to vote to bring the motion back. Mr. Carpenter: We have changed the exhibit and the dollar amounts. Mrs. Reynolds: We have to bring it back and then we can amend the dollar amount.

A motion was made by Mrs. Lommatzsch to take Ordinance No. 17-O-640 off the table. Mr. Denning seconded the motion.

There was no discussion on the motion.

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

A motion was made by Mrs. Reynolds to approve the reading Ordinance No. 17-O-640 with the substituted Exhibit A for the first time in its entirety. Mr. Denning seconded the motion.

The Clerk read Ordinance No. 17-O-640 for the first time in its entirety.

There was no discussion on the motion.

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

A motion was made by Mrs. Reynolds to approve the reading Ordinance No. 17-O-640 to suspend the rule that dictates the number of days between consecutive readings of ordinances. Mr. Smith seconded the motion.

There was no discussion on the motion.

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

A motion was made by Mrs. Reynolds to read Ordinance No. 17-O-640 for the second time by title only and approve its final adoption. Mr. Denning seconded the motion.

The Clerk read Ordinance No. 17-O-640 for the second time by title only.

There was no discussion on the motion.

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

ITEM 15: NEW BUSINESS

A. ORDINANCES

- I) **Ordinance No. 17-O-642 amending Chapter 182, Sections 182.02, 182.03, 182.07, and 182.108 of the Code of Ordinances of the City of Riverside, Ohio pertaining to the Levy and Collection of Income Tax.**

Mr. Carpenter: This Ordinance is amending sections of the Tax Code that are not related to the Central Collections lawsuit. I know Mr. Garrett has had some conversations with RITA and our Law Director has looked it over and approved these changes.

A motion was made by Mrs. Reynolds to approve the reading Ordinance No. 17-O-642 for the first time in its entirety. Mr. Denning seconded the motion.

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The Clerk read Ordinance No. 17-O-642 for the first time in its entirety.

There was no discussion on the motion.

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

Deputy Mayor Curp: We will set the second reading for the next regular Council meeting.

II) Ordinance No. 17-O-643 providing for the issuance of not to exceed \$5,000,000.00 Building Acquisition and Improvements Special Obligation Bond Anticipation Notes, Series 2013, Fifth (2018) Renewal, by the City of Riverside, Ohio in anticipation of the issuance of bonds, providing for the pledge of revenues for the payment of such notes, and declaring an emergency.

Mr. Carpenter introduced Ordinance No. 17-O-643 providing for the Special Obligation Bond Anticipation Note for the Wright Point Buildings.

A motion was made by Mrs. Reynolds to approve the reading Ordinance No. 17-O-643 for the first time in its entirety. Mr. Denning seconded the motion.

The Clerk read Ordinance No. 17-O-643 for the first time in its entirety.

Deputy Mayor Curp: Any questions or discussion? Mrs. Reynolds: Mr. Mayor is the ad valorem spelled correctly? I'm not familiar with that term. Ms. Arnold: It is a legal term, but Dalma did review the document as well a Bond Counsel. It's legal mumbo jumbo. Mrs. Reynolds: It's new. I'll look at up.

Mr. Fullenkamp: So summarize what this half hour speech does for the City more for the audience than for me. Mr. Carpenter: The last note was \$5.3 million, so we are trying to reduce our deficit so we are going to borrow \$5 million as we have done for the last four years. Mr. Fullenkamp: So we have reduced the principle or at least last year we reduced the principle. It's not just a bond, can Tom explain what? Mr. Carpenter: The OMAP? Mr. Fullenkamp: Yes, the OMAP. Mr. Carpenter: Tom, I will turn it over to you for the OMAP. Mr. Garrett: If you will recall when our Financial Consultant came in and explained the OMAP to us a little bit. It is a State Treasurer program where basically the State credit rating is underlying and guaranteeing this bond will get repaid so therefore we are going to get a little bit lower interest rate than if we were to go on our own financial strength and apply for this note.

Mr. Fullenkamp: So at the beginning of the document and the Ordinance it says 5%. Mr. Garrett: Correct. Mr. Fullenkamp: Now are these still BANs that we are involved in? Mr. Garrett: Yes, these are Bond Anticipation Notes which means it is a one year renewal note and you can see this is now the 5th renewal. The 5% in Section 1 is an estimate of sometime in the future when we do convert this from a temporary one year note to a permanent note, they are just forecasting that it will be somewhere in the neighborhood of 5% and that's where that 5% comes in. You will notice that in Section 3 it talks about a 4% maximum interest rate and that is what's really controlling in this note is that this Ordinance authorizes to borrow at a rate for whatever we can get in the market up to 4% for the issuance of this one year note. Mr. Fullenkamp: We spoke of much lower rates two weeks ago. Mr. Garrett: That's correct, but since that is going to be happening in February or March we don't absolutely know with precision what those rates are going to be yet. Mr. Fullenkamp: Okay, thank you.

Mr. Smith: Basically this is a 30 year loan or 30 year note; do we make a yearly payment on this? Mr. Garrett: Yes, actually this is a one year renewable note. It is going to have a maturity date of one year from the date of issuance. Mr. Smith: So if it is at 4%. Mr. Garrett: So we have to pay back the \$5 million we are going to borrow plus the interest rate on the date of issuance. Mr. Smith: So if it is 4% it would be \$200,000.00. Mr. Garrett: For an example, in April of 2017 we borrowed

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\$5.3 million with a one year maturity date. By April of 2018, we have to pay back that \$5.3 million plus 1.99% interest which would calculate to about \$106,000.00 of interest. Mr. Smith: Now do we pay anything on the principle at that time? Mr. Garrett: We have the option. When we do a renewal we adjust. You see last year we borrowed \$5.3 million and with this note we are planning to only borrow \$5 million, so we are paying down the loan balance by that \$300,000.00. Mr. Smith: Okay, plus interest on top of that? Mr. Garrett: Yes, we borrowed it last year at \$5.3 million at 1.99% interest which obligates us to pay them back the \$105,500.00 of interest. Mr. Smith: Okay.

Mr. Fullenkamp: So we can prepay the current BAN if this paperwork goes through. We can prepay that BAN is what I understood from the gentleman two weeks ago. Mr. Garrett: That's what I heard. I haven't actually gone through it carefully because our practice has been renewing it on the due date. Mr. Fullenkamp: Okay, but if there is an interest advantage to do it I think we would do it. Do you want to know the definition of ad valorem? Really it is a term that is derived from the Latin valentium, meaning to the value; to the value of the property or whatever you are dealing with. Thank you, Google.

There was no additional discussion on the motion.

A roll call vote was as follows: Mrs. Reynolds, yes; Mr. Denning, yes; Deputy Mayor Curp, yes; Mr. Fullenkamp, yes; Mrs. Lommatzsch, yes; and Mr. Smith, yes. **Motion carried.**

A motion was made by Mrs. Reynolds to approve the reading Ordinance No. 17-O-643 to suspend the rule that dictates the number of days between consecutive readings of ordinances. Mr. Denning seconded the motion.

There was no discussion on the motion.

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

A motion was made by Mrs. Reynolds to read Ordinance No. 17-O-643 for the second time by title only and approve its final adoption. Mr. Denning seconded the motion.

The Clerk read Ordinance No. 17-O-643 for the second time by title only.

There was no discussion on the motion.

A roll call vote was as follows: Mrs. Reynolds, yes; Mr. Denning, yes; Deputy Mayor Curp, yes; Mr. Fullenkamp, yes; Mrs. Lommatzsch, yes; and Mr. Smith, yes. **Motion carried.**

B. RESOLUTIONS

I) Resolution No. 17-R-2318 authorizing the Finance Director of the City of Riverside to seek advance payment of collected taxes for the tax year 2017.

Mr. Carpenter introduced Resolution No. 17-R-2318 authorizing advance payment of taxes for the tax year 2017.

A motion was made by Mrs. Lommatzsch to approve Resolution No. 17-R-2318. Mrs. Reynolds seconded the motion.

There was no discussion on the motion.

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

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II) Resolution No. 17-R-2319 authorizing the City Manager to enter into a contract with Republic First National for the purchase of Firefighter Protective Clothing for use by the Fire Department.

Mr. Carpenter introduced Resolution No. 17-R-2319 authorizing the purchase of Firefighter Protective Clothing for use by the Fire Department.

A motion was made by Mrs. Lommatzsch to approve Resolution No. 17-R-2319. Mr. Denning seconded the motion.

There was no discussion on the motion.

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

III) Resolution No. 17-R-2320 authorizing the City Manager to sign a Memorandum of Understanding (MOU) with Mad River Local Schools for the Stebbins Student Revitalization Program.

Mr. Carpenter: This is what we will table and do on the 21st as well in conjunction with the appropriation.

A motion was made by Mrs. Reynolds to table Resolution No. 17-R-2320 until the November 21, 2018 special Council meeting. Mr. Smith seconded the motion.

Mr. Denning: Can't we go ahead and approve the Memorandum? Mr. Fullenkamp: I think we should probably do them together because I have some questions wherever it is appropriate to ask questions. Who negotiated this 80/20 split between the schools and the City? The way it is presented is the City is doing all the legwork, the City is taking all of the risk, the City is putting upfront all of the money, and we are giving away all of the profits to the school. What is the rationale behind this? Mr. Carpenter: Well Mr. Taylor can elaborate further, but the idea is to get the project started. We are going to take the lead and as we get the profits the 80/20 split is to eventually have the schools take over the project and we would have less involvement. Yes, we would still have some involvement. Mr. Fullenkamp: So how does this accomplish that? Mr. Carpenter: It allows them to have the money for the construction materials. Mr. Fullenkamp: And we are requiring them to put it into a fund specifically for this type of project? Mr. Carpenter: No, the MOU doesn't state that.

Mr. Fullenkamp: So how does this accomplish getting us out of the business? Why wouldn't we take the money and allocate it? I don't see how this gets us out of the business. That seems to be the explanation. Mr. Carpenter: It is decreasing the amount of money that we have to have upfront. Right now we are appropriating \$25,000.00 this year and then \$25,000.00 more next year for a total of \$50,000.00, so we would have to appropriate less money. Mr. Fullenkamp: So what assurances do we have that the school is going to use these funds for projects like this? Mr. Carpenter: I don't think we have anything in writing and maybe I'm wrong. I know Mr. Taylor has had multiple discussions with the school and this is something they would like to pursue going forward. Mr. Taylor, would you like to elaborate?

Mr. Taylor: Well we don't have any assurances other than the school's mission is to provide a terrific learning environment for their students. They are looking for new and interesting ways to expand their trade program. They have one of the best trade programs in the nation and they are continuing to grow that and they want to grow it. If they were to take those funds and do something else with it that would be counterintuitive to their mission and what they are trying to do. Mr. Fullenkamp: I don't see how this gets us out of the business. Mr. Taylor: The more funds they use to carry over they can plug it back into their program and use it and hopefully purchase their own houses and work it that way. That's what the goal of this is. Mr. Fullenkamp: Their plan is to purchase their own houses. That's not what we talked about. Mr. Carpenter: It is part of the project as a whole is purchasing the house and the materials. It's all part of the project. Mr. Taylor: Their goal is to be self-sufficient

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so that we have a lesser role. If you remember back from the presentation, the mission of this project is to give Stebbins High School a chance to use student labor and train students in a real world working environment. Also, it is our goal to encourage other development in our neighborhoods and to show what the potential is. That's kind of where the role is.

Mr. Fullenkamp: I understand what you are saying, but I'm saying I don't understand how this gets the City out of the projects. I'm being given that explanation and what I am hearing is we are still going to be the conveyor of the properties for them through REAP programs or Land Banks and we are still going to be taking those upfront costs, we are still going to be engaging with the Project Managers, and so at \$50,000.00 a crack I don't see why you wouldn't roll all this money into a fund either at the City or at the school and say this money is dedicated for this. That's what I would like to see, but obviously I'm one voice because that is part of putting a program like this together. If this is truly a program, you direct where the profits are going to be used. Mr. Taylor: I can call Mr. Wyen tomorrow and we can talk about that verbiage and see. If I am hearing you correctly, if there was some verbiage in there about that 80% and how it was going to be used back in their program. Mr. Fullenkamp: That's my concern. Mr. Taylor: I think we can accommodate that. Mr. Fullenkamp: Okay. Thank you.

Mrs. Reynolds: I think that is an excellent idea because words are all good intentions, but when we go to read something or do something later on and there are no real words written down on a piece of paper trying to remember what everybody has said and what the intent was or the spirit. If you get it on paper and we have just found that out of late, if it is on paper then you have something to live by. If it is not on paper, we have nothing to live by but our regrets. Mr. Fullenkamp: If they will obligate the funds, I'll give them 100% of the profits.

Mrs. Reynolds: I want all of your staff time to be accounted for. You all have put time and energy into this and I think staff time should be accounted for. I don't think that we should. I just can't give 100% of it. Mr. Fullenkamp: From that perspective, that side of the upfront part of the deal is that all staff time is being given for free to these projects. Mr. Taylor: That is correct. The way I look at it is since it is being given up for free is it is true, but it is also we are trying to execute a program to improve the City. Mrs. Lommatzsch: It's an investment in the community. Mr. Fullenkamp: I understand and if the school system has similar staff that can contribute in a like manner and provide legal assistance and stuff, we can take that into account too. If it is our staff that is providing that, we are taking all of the risk and all the cost. If something goes wrong, it is going to be the City not the school system that has to deal with the repercussions of it. Mrs. Reynolds: You only have until Tuesday night. Mr. Fullenkamp: I hope you take what I am saying in the right spirit. Mr. Taylor: Yes, absolutely. I appreciate it.

Deputy Mayor Curp: Okay, so is that the desire to hold this until we get the language for a dedicated fund? Mr. Fullenkamp: I would prefer that. Mr. Smith: I believe so. I think it needs to be spelled out because if Chad leaves and the City Manager leaves and the people on the school's side leaves and it all comes together and it wasn't written down, nobody knows what was what. Then you guess and you are trying to work on a new agreement. I would say get the agreement before we agree to allocate the funds and then we will go forward. Mrs. Lommatzsch: I don't disagree with anything you are saying. Mrs. Reynolds: We are waiting on another agreement also, aren't we sir? Mr. Carpenter: Yes, ma'am. Mrs. Reynolds: We could work both of those agreements at the same time and then bring everything forward at that point. Mr. Smith: I didn't hear you, Sara. Mrs. Lommatzsch: I don't disagree with anything you are saying, but having seen school accountability on finances, I'm sure that there will be a dedicated account for this project. Mrs. Reynolds: There would have to be. Mr. Taylor: So adding the language will be easy. Mr. Fullenkamp: That's right. Mrs. Lommatzsch: Sliding money around in the school district isn't easy. Mr. Fullenkamp: But getting the language should be easy then. Deputy Mayor Curp: Mrs. Reynolds, would you be willing to withdraw your motion.

Mrs. Reynolds withdrew her motion to table Resolution No. 17-R-2320.

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Deputy Mayor Curp: Mr. Manager, we will set that for a future date. Mrs. Lommatzsch: When you can get it together. Mrs. Reynolds: When you get the agreements, you will bring them to us then and we will; the supplementals and everything.

Mr. Carpenter withdrew Resolution No. 17-R-2320 from the agenda.

There were no additional questions or comments.

ITEM 16: PUBLIC COMMENT ON NON-AGENDA ITEMS:

Mrs. Ruby Tibbs-Mahone of Gramercy Dr. requested to speak before Council regarding accidents on Woodman Drive between Burkhardt and Bayside.

Mrs. Tibbs-Mahone: Good evening. I wanted to talk to you about the traffic on Woodman Drive and in particular the traffic behind my home. I live at 347 Gramercy Drive. My house backs up against Woodman Drive. Last Thursday a car hit our fence and took down the gate and took down two panels. This afternoon a car hit the guardrail and rolled and ended up on its roof and buckled my neighbor's fence. Three years ago a young lady rode my fence line and had a 4x4 embedded in her chest and she passed away. Four years prior to that a gentleman driving a tow truck hit my fence and took it down. Three years prior to that a young woman hit my fence. There is a slight curve. I've stood in front of the City Council before and spoke about this and I believe they put up a pear tree which has now been taken down.

Mr. Smith: Wasn't that pear tree put up for the lady? Mrs. Lommatzsch: As a memorial. Mrs. Tibbs-Mahone: I had asked the previous City Manager and the Council if they could put up a tree that would help slow down a car. That's why it would put where it was placed between the property and the guardrail. Once they had DP&L and Vectren come out they realized they couldn't put a really big tree there, so they put the pear tree there and then her family made it into a memorial. The tree is down now, but what I need is the last time I stood in front of you I was told Woodman Drive is a State Route so therefore it is not a City problem, it is a State problem. Mr. Fullenkamp: That's not true.

Mrs. Tibbs-Mahone: I was told we couldn't extend the guardrail further around the curve because then it would cause traffic to deflect and go into oncoming traffic. I was told we couldn't put wires between the two highways so that the cars wouldn't be deflected into the oncoming traffic. I need some help. I need someone to stop this before somebody else dies. I don't know what else to do. I have talked to the fence company and there is no fence we could put up that would stop a car without either decapitating or maiming somebody. It's not a onetime occurrence. Yes. Were some of those people drinking and driving, yes? Were some of those people sleepy and driving, yes? Did they have to be injured as severely as they were because of it? I don't think so. There are more and more semi-trucks driving behind my house. There are more and more cars going down Woodman. I don't expect the Police to sit between Burkhardt and Woodman and try to monitor the speed of everything. They are not staffed for it and we don't have those kinds of funds, I get it. Barrels of sand or something to just slow that traffic down.

I've lived in that house for 25 years almost and my daughter has never played in the backyard. My husband cuts our grass because he wants our yard to look nice and I'm scared to death every time he is up there with the lawnmower because I don't know if there is a car or a truck or something else that is going to come flying through my backyard. When I bought that house, I bought it with good intent from an older couple. I intended to put a two car garage back there and build up my backyard. Now I just want to move because I'm scared to death of my backyard. I have a gas pipe that sits at the back of my house and when the Jeep rode my fence line it was like shrapnel and all of that wood just shattered. It ended up across the highway, on top of my roof, embedded in my siding, and 6 inches away from my gas line. All those houses are connected by the gas line, so if my house would have went there's a good chance my neighbor's would have went too. My neighbors have told me that this summer they haven't spent much time on their back patio because between

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motorcycles, trucks, and everything else they are not real comfortable on their back patio either.

I don't want to pear tree. I don't want excuses. I want you to do something. If you need to go talk to the State of Ohio, feel free to do so. Last time the City Manager came out, the Police Chief came out, and a couple of inspectors came out from some department of highway and we got a pear tree. It's like buy my house from me. I will move. I don't want to sell my house because what if I sell it to somebody who has kids and what if their kids are playing back there when somebody comes through the fence. It wasn't my fault that young lady went through and she died, but if felt like it. It was my fence. You all didn't have to deal with any of it, but her husband wanted to see where she died so I'm looking at a Vet who had two tours in Afghanistan telling him why his wife of 2 ½ years died and how she died. I didn't buy that house with this intent.

Mr. Smith: You say the pear tree is gone now? Mrs. Tibbs-Mahone: The pear tree is gone. That went down Thursday. Mr. Fullenkamp: When the car hit it? Mrs. Tibbs-Mahone: The first car, yes. The car that went through Thursday hit it and knocked it down. That gentleman wasn't speeding because it stuck. Mr. Fullenkamp: Ma'am, call me. This intersection right there has been a problem. Bayside is a hazardous intersection there and the curve and the speeds there. We had an opportunity. We changed the speed limits, and extended them. We could have done something in the last couple of years. I'm always concerned when I pull out onto Woodman from Bayside. I'm always turning right, but there is a visibility problem and there is a speed problem there. Mrs. Tibbs-Mahone: I turn left. Mr. Fullenkamp: Well good luck with that. I think this is something we should have Choice One take a look at closely and really investigate this matter further. I know how hazardous it is. I use Bayside a lot. Mrs. Tibbs-Mahone: It is just a slight curve. I didn't even notice it driving down Woodman it is so slight. Just extend the guardrail. Mr. Fullenkamp: Maybe that is the best solution. Mrs. Tibbs-Mahone: I don't know if that is it. I don't know if it is sand barrels. I don't know if it is wire, but I was told we can't do anything. Mr. Fullenkamp: We have a City Engineer that can provide us solutions because that sounds like an excessive number of accidents right there. Thank you.

Mrs. Reynolds: Mr. City Manager, I did ask that you speak with them alone after the meeting, you and the Chief. If you would all do that and see if there is. We have no idea and we are being caught off guard. We don't know the situation, so if you could get something and report back to us as a Council to know what we can possibly do. That's a serious situation. Deputy Mayor Curp: Mr. Mahone and Mrs. Mahone, we are going to have our engineer take a look at the situation and see if there is new technology or some relief that the City can provide to help with that situation for you. We will have the City Manager and the staff make sure you are kept informed of what we find and see how we can help you out and help us all out. Thanks for coming and sharing that with us.

Mr. David Coterel of Fairfax Avenue requested to speak before Council regarding the handling of citizen complaints.

Mr. Coterel: This meeting has been pretty interesting, but I would like to make a statement that all of you guys are elected by the residents of Riverside and we don't elect your staff members. To me according to what I'm hearing today they are doing quite a good job, but they are not doing everything they are supposed to do. All Riverside residential zoning and ordinance applies to every part of the City in Riverside whether it is the high dollar estate or the low dollar estate. When you've got residential zoning and you let businesses come in and do whatever they want to do and your staff is not taking care of it and not paying attention to it, to me they are not doing their job and they are hurting our area. The way I look at it, they are not doing it either through being vindictive to whoever is complaining or they are taking care of their buddies or somebody is getting paid off. This has been going on too much and too long and to me the City Council ought to be the ones to make sure that they are doing their job and not just one person out of your staff dictating to what all the others has to do. I haven't seen anything in here on the zoning people, period. The people that tell the zoning people what to do are wrong. I just feel like this has

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been going on long enough and Byesville needs to be cleaned up like it should be. Thank you. Deputy Mayor Curp: Thank you, Mr. Coterel.

Mr. Steve Massa of Planters Avenue requested to speak before Council regarding storm water.

Mr. Massa: Good evening. I have two areas I want to ask a question about. The first one is concerning the wastewater and I did put this on for the agenda items, but it got overlooked so that is why I'm talking about it now. Mr. Lohr I believe said that the assessment would benefit every resident and every property. I would like someone to explain to me how for a property and multiple properties. I can use my own as an example, I have approximately 260 feet of roadway in front of my house and it's the same thing across the street. It is perfectly flat. There are no storm sewers. When it rains and it rains hard, the water just goes off the street into the grass. It goes into our yards and into our lots; it does not go in any storm sewer. There is a makeshift storm sewer that goes out to Lilly Creek way down at the other end of my street, but that in no way benefits the properties at the north end. I would like someone to explain to me how it would be fair for a property owner in my situation to be assessed for a service that is not available to him. Is the City going to come put storm sewers on my street? From what I understand this wasn't for that.

Deputy Mayor Curp: One of the things I mentioned in the earlier conversation was the list of projects that I had requested from the City Manager. What you heard also Mr. Fullenkamp asked that we be given copies of the report that came from the consultant so we could all refresh ourselves with the list of projects and what was to be done in each area, so that is what we have requested. I think in Mr. Lohr's comments one of the things he mentioned was it is not just to repair streets where there are storm water issues with the existing drainage system, but also to put storm water management systems in those areas that don't currently have any. That's why I asked the City Manager to provide us with the list and Mr. Fullenkamp asked for us to have the complete report provided to us again so we can go back and refresh ourselves with where those would be and as part of that we would be taking a look at whether it is on your street or whether it is in the whole Floral Park neighborhood where you live or what this is going to be covering and not covering. Once we get that, we can let you know.

Mr. Massa: I understand that. If this does get approved and they do an assessment for every property in the City, what assurance do the residents have that have no access to storm water services? What assurances do they have that it will get installed in their area? The reason I ask this is I had an employee and I won't say who they were and I was told right to my face standing in my street that this neighborhood will never see anything and there will never be improvements in this neighborhood. What you have is what you will always have. That worries me. What protection do people have that an assessment will benefit them? How can that be accomplished? Deputy Mayor Curp: That is the purpose of this Council and that is to hold staff accountable in getting these projects done that the Council approves. Just like you heard Mr. Denning tonight talk about whether or not to do a property tax or to ask people to vote on it. When we put a tax issue on the ballot we specify in most cases what the intended use is for those dollars and we try and hold the staff accountable to get that done, we set the priorities, you all hold us accountable in the Novembers when we have elections. Mr. Massa: Okay. I'm just worried that this will get messed up from past experience with dealing with the City.

Mr. Fullenkamp: Mr. Massa, I will send you a link to the storm water study that was done 3-4 years ago. It will be a PDF file and if anybody else from Council wants me to send it to them the link I will do that too. That will describe where the priority areas are within the City. We have a lot to discuss about the assessment and whether the assessment is allowed under the conditions we are saying. There are no answers to your question right now and there is no legislation in place to make it happen yet. That is why we are going to engage the public and get their input and try to consider what their concerns are like yours. Mr. Massa: I don't have a problem with it, I just want to be assured that myself along with everybody else in the City is going to get what they are told they are going to get. That has to be in writing. That has to be an official document just like someone else mentioned we can't just go on what people

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said 2-3 years ago. I'm asking this Council to really make sure that this gets done right because really the residents are depending on the Council. Without a good Council we may as well just walk out, shut the lights, and go home.

Secondly, why the Police Chief was speaking he stopped and looked back and I thought he said something to me or someone over there. If I am wrong, I apologize. I would like to know if he did say something and what it was. Chief Robinson: I didn't say anything to you. Mr. Massa: Did you look back and talk? Chief Robinson: I did not. Mr. Massa: Okay, I apologize. Chief Robinson: I looked back because since I have come through the door this evening someone made some snide comments towards me and doing it while I was speaking. I'm not sure how I'm supposed to show people respect when you don't show me any. Mr. Massa: Did you say something? Chief Robinson: I did not. Mr. Massa: I apologize. That's all I needed to know. Chief Robinson: Someone back there was making a comment. I didn't see who it was, but I heard them say it again. I'm not sure why that you think you can come in here and be disrespectful. Mr. Massa: You know, you are in a public position and you are going to get comments. That's the way it is. Chief Robinson: We are supposed to be professional. Mr. Massa: Well we aren't professional, you are the professional. Chief Robinson: This is a public meeting, be respectful. You have been talking through the meeting the whole time. It's rude. I can't even hear sometimes. Mr. Massa: If you have a problem, why don't you come and talk to all of us? Chief Robinson: I don't need to talk to you. I need to tell the Mayor to tell you to please stop talking so I can hear. Mr. Fullenkamp: That's how you should handle it in the future. Mr. Massa: Okay, I apologize for accusing you of saying something. That is all I wanted to know is what you said. That's all I wanted to know. If you didn't say anything, I said I thought you said something and like I said I apologize.

Deputy Mayor Curp: Alright. Mr. Massa, do you have any more comments for the Council? Mr. Massa: No, that's all I have for tonight. The main thing was I wanted to know how residents would don't have access to the storm water system would benefit from the assessment. Thank you.

Mrs. Lynn Domescik of Orinoco Street requested to speak before Council regarding Hometown Holiday.

Mrs. Domescik: On behalf of the Hometown Holiday Committee, we would like to thank the City for their sponsorship this year. We would also like to thank the Fire Department for escorting Santa to the shopping center and having a table there to let the community know about the programs that you have and the Police Department for having your Identakid program there to keep our kids safe. We would also like to thank the City again for having a table there and Lori Minnich was the perfect elf this year; we really liked having her. More importantly we want to thank the Council members who are always there to help us. Mayor Flaute, Deputy Mayor Curp, Councilwoman Lommatzsch, and Councilman Denning, you all really showed that you care. For those out here that don't know, Hometown Holiday is not a City event. It is put on by the service organizations. These people don't have to come out and help us, but they do and we really do appreciate your time. Thank you.

There were further comments and no additional requests to speak before Council.

ITEM 17: COUNCILMEMBER COMMENTS:

Mrs. Reynolds: Next week is Thanksgiving. I wish you all a great holiday season and just look forward to being with your families and your friends and Tom Turkey. That's the name of the game next week. Henry, I'm looking for the lights. Thank you all very much and please be safe next week. Deputy Mayor Curp: Are there any other Council members?

There were no additional comments from Council.

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ITEM 18: ADJOURNMENT:

A motion was made by Mr. Denning to adjourn. Mr. Smith seconded the motion.

There was no discussion on the motion.

A roll call vote was as follows: Mr. Denning, yes; Mr. Smith, yes; Deputy Mayor Curp, yes; Mr. Fullenkamp, yes; Mrs. Lommatzsch, yes; and Mrs. Reynolds. **Motion carried.**

The meeting was adjourned at 9:29 p.m.

William R. Flaute, Mayor

Brenna Arnold, Clerk of Council