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

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

Staff present was as follows: Chris Lohr, Assistant City Manager; Tom Garrett, Finance Department; Brock Taylor, Planning and Project Management; Frank Robinson, Police Department; and Jay Keaton, Service Department.

**ITEM 3: EXCUSE ABSENT MEMBERS:** A motion was made by Deputy Mayor Lommatzsch to excuse absent members Ms. Fry and Mr. Fullenkamp. Mr. Denning seconded the motion. All were in favor; none opposed. **Motion carried.**

Ms. Fry arrived at 6:03 pm.

**ITEM 4: ADDITIONS OR CORRECTIONS TO AGENDA:** The agenda was revised prior to the start of the meeting to remove an Executive Session and to remove a proclamation.

**ITEM 5: APPROVAL OF AGENDA:** A motion was made by Mr. Denning to approve the agenda as revised. Deputy Mayor Lommatzsch seconded the motion. All were in favor; none opposed. **Motion carried.**

**ITEM 6: WORK SESSION ITEMS:**

A. Applicant for the Board of Zoning Appeals

Mrs. Brane: We have Mr. Beckley this evening who has applied to serve on the Board of Zoning Appeals.

Mayor Flaute: Mr. Beckley would you please come forward? And welcome, thank you for coming out and applying. If you could just tell a little bit about yourself, and we do have your resume, but if you could just add your passion we would appreciate it.

Mr. Beckley: Gary Beckley, I've been a member of Riverside since I got here in the Air Force in the summer of 2004. I am actually retired now and work out at the Base as the Chief of Readiness responsible for all people and cargo that either come through or leave the installation. The last three years I have been a service officer at the Huber Heights VFW so I was kind of committed to that. I wanted to get into the City of Riverside; I had to finish those terms first. I have been looking for an opportunity to contribute to the city that I live in. I reviewed the website and saw a couple of different positions out there. I am kind of like the little neighborhood lawnmower/snow blower guy and thought that zoning might be an area of interest. What brought me to it is all the experience in the military and I am a firm believer in rules and why we have rules and what the bigger goal is, but also sometimes there are exceptions because rules have been out there a long time. I am very interested in supporting what is on the books but also if a business or a person had a different situation I would be interested in entertaining their application. Mayor Flaute: It is a tough job, sometimes you have to say no. Mr. Beckley: Yes, sir; and I do that a lot at work. Mayor Flaute: I will take any questions or comments from members of council. I just wondered can you explain to me your process of how you make important decisions in a group setting and if you had any experience with that in the military. Mr. Beckley: Yes sir, quite a bit in the military; one of the biggest things I am doing now is the Chief of Readiness. I am responsible for any person or cargo that comes through the installation or leaves the installation. Lives are on the line and a lot of times we don't have a lot of time to

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worry about people's feelings, we have to take care of what is on the matter so the popular decision is not made very often, but you have to get all the folks in that have the expertise and figure out the best course of action and press on so I think I do those things about every day. Mayor Flaute: Good response; any other questions or comments? No? Is there a motion to move the legislation? Mr. Denning motioned to bring forward legislation to appoint Mr. Beckley to the Board of Zoning Appeals. Mr. Curp seconded the motion. All were in favor to bring legislation forward at the next meeting.

#### B. TIP Application for Woodman/Rt. 35 Interchange

Mr. Taylor: Good evening. This information wasn't in your packets, but I believe it was sent out. You have the PowerPoint and there were a couple of pieces of paper about a safety study and some larger drawings that were sent out yesterday. Did you get a hold of those? If not, we can get those to you as soon as we are done. Ms. Brane: I made copies; they all have copies at their desk. Mr. Denning: We didn't get anything electronically. Mr. Taylor: Since you have it in front of you, I will go ahead and start. As you know the MVRPC puts out every year the STP or TIP funding for large projects. In the past we have been awarded Springfield East, Springfield West, and Airway Road West. The ODOT 'Add-a-Lane' Project will go from Smithville Road to the Greene County Line on US 35; the Woodman Overpass and the 'Add-a-Lane' Project were one project then got split into two. 'Add-a-Lane' is funded by TRAC this year so they are expecting that to go through. I can't remember the construction date, but it was something like 2020. With that, working with ODOT and MVRPC and the City, we figured out the funding to do the Woodman Overpass. Applications to MVRPC are due October 10, 2018. We are specifically talking about the area just north of Linden Avenue, which is pretty much where the stop bar would be if you were going southbound all the way to north past the ramps on westbound US 35. It is basically two-and-a-half intersections.

We have is a safety study done by ODOT, District 7, back in 2014, released in 2016, Mary Hoy from ODOT came up and talked to me and Mr. Miller at the time about the issues at Linden Avenue. There are a lot of rear end accidents there and other congestion problems due to several different factors. They had asked us to look at applying for safety funds or to address these issues. Also, if you remember back in 2016, I know some members weren't on the Council then, but in 2016 the Dayton Daily News had an article. It was a study done by a law firm that had the 100 most dangerous intersections in Ohio, and what the DDN did was consolidated it down to the ten most dangerous intersections up in the Miami Valley and three of them were here in Riverside: Burkhardt and Harshman; Airway and Woodman, which we are addressing with the Airway Project in 2020; and then the Linden Avenue issue and the ramps. Linden Avenue was ranked number three but was the ninth on the list. There are some issues there, and one of the big issues with that, if you have been through that intersection, you have Linden then in about 200 feet you have eastbound ramps and then the westbound ramps, and the congestion happens there at the eastbound and Linden ramps. ODOT as part of their overall master plan had in the 'Add-a-Lane' wanted to do a SPUI, a single point interchange, which is similar to what they have at US 63 and I-75 down south. They come to one single intersection with lights in the middle. That was something like a \$15 - \$16 million project added on to the 'Add-a-Lane'. That is not a feasible part of TRAC. TRAC asks for a 10-15 percent local match. Important projects like the 'Add-a-Lane' have a bigger regional impact than say the Woodman Overpass.

We are concerned that the 'Add-a-Lane' would get funded and then Woodman would be left there to sit and decay until it fell apart. We all got together and looked at some different funding options. Skipping ahead in my presentation, if you go to the fourth slide what we are looking at is a \$12.7 to \$12.8 million project that includes construction, engineering, design and inspection during construction. There is currently \$6.6 million of federal funds, \$2.9 almost \$3 million in state funding through ODOT District 7. A lot of those federal funds come from a safety grant. When I talk about the safety study done in

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2014, ODOT revised that safety study then applied for safety funds; they were awarded \$5 million in safety funds to work on that intersection. In that breakdown, in the spreadsheet down below, it shows the breakout of all of that and where those funds are coming from. You will notice in the safety line there is only \$3.7 million in there, the other portion is in design that ODOT will be doing so our engineer/engineer firm won't be a part of that. It will be all done by ODOT. Of course, you see the local match is \$3.2 million for the City of Riverside. That is a big number, 25 percent of the project so what they are asking us to do is apply to MVRPC for TIP funds in the amount of \$3 million. Typically, we do a 60/40 split which makes our portion \$1.2 million. The \$210,000 that is left over, that is for our portion of inspection during implementation of the project. So it will be an ODOT led project, but we will need to pay a portion of their management and inspection. This gives us a \$1.4 million local match, which is roughly 11 percent of the project. We can then further couple that \$1.4 million with an OPWC application and we can do a 75/25 split, which brings our portion down to \$352,000, which is a 2.7 percent contribution to the overall project. We would basically be leveraging \$350,000 for a \$12.8 million project. The caveat I want to give with that, if the project grows in cost, which we don't suspect it will, but if it does it won't be much, but our \$210,000 is based on a percentage of the total project award. That \$210,000 could grow proportionately with the project. I don't know how that would look, but it is like a seven percent cost of the total project, and then we have a match. The good news is if that grows all those funds if we do our OPWC application we have a better understanding of what the cost is in 2021 so we will be able to make our OPWC application incur those extra funds. So if it went up to \$300,000 we would add that into our OPWC ask. There is no guarantee that is your lowest cost, but worst case scenario, you are \$1.4 million if you aren't awarded any other funds. Other funds available for this project would be FLAP funds, Federal Lands Access Program, which we have talked about before at length. There are not a lot of funds available for that, but there are some funds we could apply and it would fit into the timeline for this project. The bridge up here done by Dayton and the county, that had some FLAP funds on it, so we can articulate that we know people are coming from south of town going to the base.

The slide after that, if you look there, and it is kind of hand-drawn because I don't computer very well, you notice you have about 4 – 5 acres there. I forgot to talk about the tight diamond. We wouldn't do the SPUI, we would do a tight diamond; sorry I got ahead of myself without my slides. So a tight diamond will bring that intersection from Linden Avenue and the eastbound ramps, it will move it to be 420' from Linden Avenue so that will give us more stacking. Now it moves the other two lights together, but we can group the stacking the way they have the design; you can group that stacking so that it is all not on a bridge some of it will be at that second intersection. We increase our room to stack cars to make that for northbound traffic; we increase that dramatically. It makes that intersection work much better, clears up Linden Avenue. You have 26,000 to 27,000 cars going on Woodman and then you have about 10,000 to 15,000 cars coming from Linden onto Woodman. It is a lot of cars not to mention that each ramp off of Woodman has about 6,000 cars a day going on and off. That is a lot of traffic there and getting that space from Linden to the ramps will improve traffic there dramatically. A tight diamond does not work as well as a SPUI, but it is a lot less. With a single point interchange they have to widen the bridge deck and on this plan we are keeping the same width. With that width we will also gain a sidewalk on the west side of the bridge so that we can further get pedestrian traffic from Linden Avenue across SR 35 and hopefully we can get some TA funds later and put a sidewalk from there all the way down to K-mart or Burkhardt so that opens that up.

For future development, there are almost six acres there, four to five acres on the west side of Woodman and about two to two-and-a-half acres would be available on the east side of Woodman. The acreage on the east side is not nearly as viable as the acreage on the other side; we already mow and maintain those areas, but there is a ramp going through it so no way to get development there. Once the ramp moves closer to SR 35, it opens that property up for development. I have to do some more investigating and talking with ODOT, but

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there are two options we can do there. One option is that we can acquire that land for free and as long as we promise to use it for public use. We can put a fire station there, the service department, you could do a park, something for public access; or they auction the land off. I have to find out more about the auctioning process, we could buy that property or a developer could buy that property and do something there. Mayor Flaute: You are talking about the one that is east of Woodman where the Kentucky Fried is? Mr. Taylor: No, opposite side. Mayor Flaute: What about the one I am talking about, would that be larger also? Mr. Taylor: You have about two to two-and-a-half acres there. What we could do, as you know Mr. Murray has been working very hard to try and get that old car wash and get somebody in there. We have been working with somebody and some of the challenges are that the lot is so shallow; we could extend that out and give them more land. I think there is a Pizza Hut and a KFC there. There is still about an acre-and-a-half that could still be used for development. The west side is where the potential is. Mayor Flaute: The complaint I hear now is that at that lot somebody messed up and it is too small to really put anything on there. Mr. Taylor: It is a challenging lot. All of our infill lots are challenging, this will help that, potentially, if we were to come up with it; there are options there. I don't have all the information on how we can acquire that, but I am working on that. It gives us opportunity by doing this.

On the last slide, we talk about existing conditions and I will probably turn some things over to Mr. Keaton, what we have is some sub-base or base failures. Specifically, when you are going southbound on Woodman to make a left hand turn towards Greene County. You will notice there is some shoving and heaving and huge rutting there and that is indicative of base failure. To fix that you have to cut that out, dig it out, repack the base, build it up, and then you can pave back over it. We also have that at the westbound on ramp and the westbound off ramp. We get a lot of truck traffic there and it has really beaten those up. Jay and I have talked about this quite a bit, in addition there is a lot of 'alligatoring', right up where the bridge and the asphalt meet that is deteriorating. There are a lot of surface things there that we are responsible for so we have to maintain those. From the safety study they talked about adding back-plating, rebuilding those intersections and aligning them up because especially the one off ramp from eastbound it is very angled, it is real close to Linden, but it is angled back. Rebuilding those, putting in mast arms, and aligning them better, you are looking at \$350,000 to almost over \$1 million to make those repairs and you are still not addressing the main issue of distance between those. There is money to be spent there and staff conversations seemed to make sense to go ahead and spend that money to get the larger project. Anything you want to add Jay? Mr. Keaton: You did good. Mr. Taylor: That is kind of what we are looking for, a go ahead to put this application together and from there we bring you what that looks like probably at the next meeting, or the first meeting in October.

Mayor Flaute: Mr. Taylor I hope I live long enough to see this happen, especially for \$350,000. If we can get it for even close to that we get a bargain. Any other questions or comments?

Ms. Fry: This is not the ideal configuration. Mr. Taylor: Correct. Ms. Fry: How are we measuring the improvement we are going to see and the safety? Mr. Taylor: OK, so what ODOT did is several studies as they are putting a lot of money into this as well. They ran a traffic study with a SPUI, the tight diamond, and as it is. Improving to a SPUI takes us to a letter grade of an average 'B'. We currently are sitting at an 'F'. Going to the tight diamond we get into a 'C' or 'D', a low 'C' or high 'D', which sounds like not a huge improvement, but they are working on the way they are timing the lights. I believe we can improve that. When they first redid that intersection we used ODOT's timing and then in 2016 we had Oakes Engineering out and redid that timing and it functions much better. I think the Mayor can attest to when we did that. From their study it is hard to give an approximation. It is like a Richter scale, a "1" to a "2" is not an even match. It is not the best, but it is a vast improvement over what we are going to get. What it does do, it significantly reduces the accidents. They do a calculation of what the expected accident

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rate is and it lowers the expected accident rate significantly at Linden and doesn't change the accident rate at the ramps. It improves it a little bit, but not as good as a SPUI. Ms. Fry: What is the cost differential between the SPUI and the tight diamond? Mr. Taylor: So the preliminary cost for the SPUI was around \$15 plus million that was in 2012 or 2010 funds, so you would have to multiply that out, so they are thinking closer to \$18 or \$19 million once you do the math, but they didn't do that math; they did look at a cost benefit analysis. Mr. Denning: So this was ODOT's decision to switch it to tight diamond and not ours. Mr. Taylor: Correct. Choice One and I, and I think the Mayor was in some of those meetings with MVRPC, we had a lot of concerns about switching from a SPUI to a tight diamond. My concern and so was Anna's from MVRPC is we need to have that pedestrian component; we need to be able to get pedestrian traffic over there. We are able to fit that on there in that area and it doesn't impact. Once you start doing pedestrian then you have to do timing and the lights and that changes things as well. With a SPUI it is really hard to get that pedestrian component in. I think this is the best. If you go up to my neck of the woods at Miller Lane and Benchwood that Benchwood/Wyse exit, you measure those two out and compare our intersection what it will look like to that one they are almost identical. So if you want to see this in real action you can see the numbers are similar, there is not as much cross traffic on Benchwood as there is on ours, but there is a lot more ramp activity. They see that as a very good example. That is the best intersection to see if you want to see this in action. You have the ramps and Miller Lane and that is almost the exact same distance as Linden. Ms. Fry: You mentioned before about the lights and timing to improve the letter grade, is that something to do in the future or is that something you are already working on? Mr. Taylor: It is hard to tell ODOT engineers to change their timing when you are sitting in the meeting. I don't know if you have ever seen a traffic study with the diagrams and cars moving that look like little ants, they can play with that and fudge it a bit. We could fudge with the timing in there, but what the computer model doesn't take into count is people looking at their cell phones, yelling at their kids, messing with the stereo and that kind of plays into that. Mr. Oakes has done a lot of work for us and what he does is go out and observe the intersection for 2, 3, or 4 days and watches how it works. He plays with the timing, works with it and then sees what happens. As you watch it, you can take in human behavior a little bit better than you can on computer modeling. That would be something we would look at after this construction, you want to see how it works, you are going to get new people, it will be a different set up and once people get used to it you will want to monitor that then we can adjust that working with Jim Blair, who is our contractor with the lights and works with Mr. Oakes a lot. Any intersection we do, we should always have them after a few months come check it out and make sure it is working. Mr. Keaton: There is a lot that impacts the timing; at Valley Street and Harshman we have been having a lot of issues. The more RTA bus traffic we get in there the more kids push that ped signal and that interrupts the timing of the traffic signals. So once that ped signal is pushed they are given the preference and everything goes away. If someone is sitting at an intersection and they are looking at their cell phone and it creates a gap between them and the car that will reset the timing of the lights and it will time out. There are ways to prevent that with radar detection, which is the best way to go, but when someone creates a gap like that, the light sees that as 'o.k. I've cleared this intersection, I can now go back'. There is a lot that goes into this. Mr. Taylor: We have two different units of signaling there, we have video at Linden and then we have loop detection. The video is watching the cars and on a foggy day or air pollution, it gets dirty and doesn't pick up, it gets shadows. We would be able to convert those to radar. Then there would be opportunities to further improve after the fact.

Mr. Denning: What are the parameters they use to measure the difference of where we are now to where we are going to be? What you are telling me is that they ran simulations with the existing traffic count, increased it because of time, and then ran the same type of traffic in their simulation to show that there would be "X" percentage of improvement. Mr. Taylor: Correct, and each scenario was ran at the same volume of traffic. Mr. Denning: But that volume of traffic was based is based on a traffic count done at that time. Mr. Taylor: Correct and then they multiply that out. They have a suspected traffic count of over "x"

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amount of years with your growth. Ms. Fry: My concern is that if we are going to do a big project and we are only getting a small increment of improvement is that really the best use of the opportunity? Mr. Denning: The real answer is that ODOT has made this decision and not us. Mayor Flaute: It's going to be a big improvement from what I can see. Mr. Denning: Going from an 'F' to a 'C' is better than better going from a 'C' to a 'B'. Ms. Fry: But if we are only going from an 'F' to a 'D'. Mr. Taylor: It is really tricky to see. I can get you the sheet they showed to us. They had each lane ranked. In the SPUI they had a lot of A's and B's, in the do nothing it is mostly F's across the board. Then with the tight diamond you have a good mixture. There are some lanes that don't function as well as other lanes, I can get that information to you fairly quick as ODOT has been responsive to my requests. Mr. Denning: To her point, if there is only \$4 million difference between a 'D' and a 'B' and we are going to put this much into it, maybe we should consider putting the extra in to get the better answer. Now, if the answer is this is all they are going to put in and anything over that we have to come up with, then all bets are off unless we can get the county to throw in because it is a bridge. Mr. Taylor: It is a state bridge so it isn't even the county. This is where it gets into red tape. If you add that \$4 million to the project then all projects over \$14 or \$15 million have to go through TRAC, which is the competitive state process. So if we want more funds from the state we have to go and compete against every project in Ohio. The fact that we got the 'Add-a-Lane' is a huge win for our region and states how important this area is. Ms. Fry: From what I gather from what you said earlier is that there is potential to improve beyond the low 'C'/high 'D'. Mr. Taylor: Correct, and that is in our control. Once it is built we have control of the lights to manipulate those. Another thing not taken into account is we can do the timing because we have two peak hours there. The morning is atrocious and the afternoon is pretty rough. We can make adjustments in those time slots to make things work differently and throughout the day not as many cars coming on and off the ramps so you can have more north-south traffic flow. Those reports and that traffic model don't take that into account.

Mr. Lohr: Thinking about this project, it is roughly a \$12.8 million dollar project and we have the opportunity to whittle it down to \$1.4 million with an STP application, and then whittle that down more to \$352,500, right? Mr. Taylor: Yes. Mr. Lohr: You mentioned and Jay stated improvements that we would have to make at that intersection anyway so how does the cost of those improvements compare to what we would pay for this project. Mr. Taylor: Just the pavement improvements, he has an estimate for about \$60,000 and \$100,000. I was told that each signal head is roughly \$200,000, I don't know if that is quoted right, or it was \$125,000, but when you start doing new mast arms or even new span wires there, it starts to get expensive. Mr. Lohr: So there is a chunk of change we will have to put in this whether the project happens or not.

Mr. Curp: I wanted to go to that very point. It sounds like our commitment at least from a percentage standpoint if we are awarded all these grants would result in a low dollar outlay. We had a similar situation with a school on Valley Street where the cost escalated. MVRPC said wait a second, our 75 percent five years ago was this dollar amount, and it's a flat amount. So now you have to pay your 25 percent on the increased cost but would also have to make up the difference between the flat amount which was our 75 percent five years ago. Are we at the same risk for this? Mr. Taylor: That was a question I asked and I get the same answer, which will make you feel uneasy, if this project goes from \$12.8 million to \$13.8 million where does that other \$1 million come from? That is an answer we haven't got yet. It is my opinion that they know MVRPC caps at \$3 million and if this project goes over that, they know we don't have the money to increase on that so if that was to happen it would be a time where you step back from the project and say this is all the money we have, you figure it out. That is the hard ball game I would play. Mr. Curp: We took that approach with Valley Street and the response we got from them was you aren't playing fair and if you don't step up and come up with the rest of the money we are going to black ball you. Mr. Taylor: That may be perhaps what happens on this, but this project is only happening because the city would be stepping up to the plate, otherwise that bridge would not get fixed. In this scenario, we are the good guys. I think this puts us on a

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different footing than that project. Mr. Curp: We are good guys with no money. Mr. Taylor: But I think that plays to our favor, that is a possibility, I have no clear answer on what it looks like. Mr. Curp: Have we identified a point which the City could walk away? Mr. Taylor: In a scenario like that where the cost ballooned, especially since ODOT has revised the estimate and put this cost funding together, our engineers didn't have anything to do with it other than stepping up and forking over our cash, so I think in a scenario like that at any point where the project balloons or they start asking us for money that we didn't anticipate, that is where I would play real tough ball. I would state, "This is your estimate, this is your bridge, this is your game." Mr. Garrett: Is this an ODOT led project, we just have a cost share? We don't have to do any contract bidding or administration or anything? Mr. Taylor: No, we are just along for the ride. Mr. Denning: What year would this work? Mr. Taylor: 2023; state fiscal year 2023, so June to August of 2022. You would need to appropriate these funds in 2022. We could ask them to move that like we do with our other STPs, you bid it out in November, award it in January, and then construct in March. Mr. Denning: I have a feeling this will be more than a mill-and-fill. I expect this to take a while. Six months to a year, easy. Mr. Taylor: They have 18 months on it. They don't think it will take 18 months. Deputy Mayor Lommatzsch: My understanding is that it will not be a total traffic stop, it will be controlled construction. Mr. Taylor: They won't be taking apart the bridge deck, they will resurface and replace the bridge deck. They aren't replacing the structure underneath or the abutment. The big project will be moving those ramps closer to bridge abutments. As they build one, the others will be open. I think the impact will be lesser. The real aggravation will be the 'Add-a-Lane' for anyone who has to come from or go to Beaver creek. Deputy Mayor Lommatzsch: That is a problem. This morning I was on Woodman, 8:10 – 8:15 am, and I pulled onto SR 35, getting on to go to Dayton wasn't the problem. There was a big back up in both lanes with people trying to go east. Mr. Keaton: Yes, the time of day was off, we noticed the back-up, checked the time of day and evidently in one of these storms, it knocked the power off for the time of day and it thought it was like 1:00 a.m. That is the reason it was running traffic like that so we reset it. Mr. Denning: My phone changes time automatically, can we put something like that in there? Something in there that automatically backs up? Mr. Keaton: There should be a battery back-up that when the power goes out the battery kicks in and keeps the time running. Mr. Taylor: Which one are we talking about, at the ramps or Linden? Mr. Keaton: Right there at the Linden interchange there with SR 35.

Mr. Garrett: So if this is an ODOT led project, why do we have an application? Mr. Taylor: To make the funding work on a project this big it takes multiple funding partners to get into this. I did ask Randy Chevalley of ODOT in projects like this is it common? Like TRAC where they are asking for some sort of skin in the game, they do not do anything without the local municipality giving something into it. I think if we were asking for \$3 million up front and we didn't have the application to MVRPC that is like 25 percent, I think that is more than our share. Being able to go ahead and get further federal and state dollars where we lower it to 11 percent and then hopefully to almost three percent; I think that is a fair share. To get something done like that it takes multiple funding sources to make these projects go. Mr. Denning: So we are the avenue for them to get the MVRPC money. They can't go after that directly themselves. Mr. Taylor: Correct. Mr. Denning: To get the \$3 million from MVRPC you have to get the STP money; we are the avenue. Mr. Taylor: We are the vehicle for that.

Deputy Mayor Lommatzsch: I think the walking component is really important as I see more and more people walking from Woodman Apartment over to Linden Avenue. I don't know if they are going to get the bus to go into town rather than taking the long way around on Woodman, but there is more and more walking traffic. Mr. Taylor: There is also a lot of residential on the other side of SR 35 that can't get to the commerce on Linden. I think it is a benefit. It will make things safer, but it is not the solve all, not the absolute perfect. I think it is a good project and it is a good price. I think the concerns you have are valid. The other options are if we run into windfall, this is a five-year planning process so they will have stage 1, stage 2, and stage 3 drawings, that estimate will be refined each

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time. I think to Mr. Curp's question about monitoring this and if things get too hot for the city to handle, there are three stages there where we can question the estimate. Typically, what we have seen in our projects is in stage 1 they go down and they continue to go down or if they go up at stage 1 they continue to go up. That is a great indicator and a prime place to say "wait a second, your estimate is out of control". The other option is if you run into some money, in that five-year process we could add beautification to that process. Deputy Mayor Lommatzsch: Can we go for grants to do this outside this project? Mr. Taylor: We can look into that, but again every grant comes with a match. Deputy Mayor Lommatzsch: I just think there is a certain price you pay to play to live here and before someone gets hurt badly on that bridge or parts of the bridge fall on a car we have to do something that is just part of living here. I don't like to pay more money than anyone else does, but we can't keep ignoring that bridge. Mr. Taylor: I will continue to work with Choice One and ODOT, does that sound like the direction you want me to go? I will get you some more information. Mayor Flaute: Just keep your finger on the pulse so we know what is going on, otherwise I think we should go ahead and move forward.

### C. Internet Contract

Mr. Lohr: Good evening again. Before we move on, I would like to say if anyone in the audience would like a copy of Mr. Taylor's presentation or the presentation I am going to give just let us know and we will get you a copy. Here are a couple of pages that I will use for reference. The reason for the presentation tonight is for future legislation for internet service. We have a couple of contracts with CDL that provide internet service to this building as well as the building at 1791. Those are expiring in the next couple of months. In addition to that, we have other internet related needs. One of the vulnerabilities that was identified in our work with contractors after we had the ransomware attacks was that we currently have three different internet services. One service for each of our major sites: here, 1791, and a separate internet service over at Station #6. While our network is secure now, it gives three different places where somebody could infiltrate our network. That means you need more equipment, three different firewall devices to monitor that, and it is more difficult to make sure everything is secure and no one is looking at anything on the internet that they shouldn't be. One of the goals we set for ourselves working with the contractors is working to reduce those points of entry down to one point. Reducing vulnerability points down to one and reducing the amount of equipment we need to retrofit our network are benefits. One of the other issues we have had with our internet service at the Police Station #5, 1791, we currently have a 10 M through CDL which is provided by AT&T, at this site we have a 20 M service, and we recently within the last six months or so upgraded at Station #6 from the standard up to 100 MB. We changed to the business class over there and it has solved some of our problems over at that facility. Some of the problems we are having at this facility and 1791 are with our VOIP phone system and that goes through our bandwidth, through our internet. We have instances where calls cut out and we are not able to hear people. One way we tested this to see if it was a bandwidth problem, I called the fire chief to talk about the complaints and as he was talking to me he turned a training video on YouTube and immediately the phones cut out. So we know we don't have the bandwidth over there to be able to watch training videos and talk on the phone at the same time. Now that is an intermittent problem, it is not something that shuts down our operations, but it decreases our effectiveness. We have similar problems over here with our 20 M. We know at least at these two sites we need more bandwidth. We already upped our bandwidth at Station #6. We would like to go from three points of entry and bring it down to one point of entry and route that through 1791. The firewall will be there and will put all the protections into it at that point, then 1791 will convey the internet service to Station #6 and to this location. All the internet will then be protected through that one firewall. This will reduce our vulnerabilities to one point. The down side to that is, if internet service went down at 1791 we have lost our whole network. We have built in a redundancy to what we have proposed here. There would actually be two internet services provided to 1791 so there would be a co-ax from Spectrum/Time Warner and a fiber from AT&T. They would split a bonding device, a piece of hardware that takes the two internet



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services and then makes it act like one internet service. If one internet line goes down, it kicks that one off and provides internet to the system from the other one so there is the redundancy.

Ms. Campbell: I see Spectrum here, have you talked to Time Warner? It is my understanding that Time Warner and AT&T went in together and this is separate now. Mr. Denning: Spectrum bought out Time Warner and AT&T is still separate. Ms. Campbell: Just make sure. Mr. Lohr: We will double check that. So the options and prices are on the second sheet, if you look at the left hand column, it shows the type of internet service we have now and the prices and then the next three columns are Spectrum level 3, Century Link, and AT&T. If you look at what we determined and the advice of our IT contractors, the best option for us would be AT&T and we would no longer contract through CDL for that we would be directly to AT&T. One of the reasons is the price, but the other reason is because it minimizes the construction that would be needed to get fiber to all of the sites that we have. If you look at Spectrum, they require construction at all three of our sites, and that is an unknown cost. If they determine it is financially a good investment for them to do the construction, they will pay for it; if it goes over a certain cost we will have to pay for it to make it happen. In addition to that, it will take a long time. I have heard numbers from 60 days to six months to get construction completed on any of these. One of our priorities right now with installing a new network and internet service is getting OHLEG access back up and running in order for us to do that we have to set up the new network. Once we set up the parallel network, once we get it set up we will abandon the existing one. In order for us to do that, we have to get internet service lined up; it is a domino effect. We have to get internet service quickly to abandon the old network and then we can get back on OHLEG. AT&T reduces those construction costs and time frames so that is one of the reasons it is a good option for us.

Mayor Flaute: Any comments for the manager? Mr. Denning: How about the bidding? Mr. Lohr: The reason why we are coming to council rather than contracting for this directly is because the total cost of the internet service contract is over \$25,000 that makes this subject to bidding requirements. We have worked with a phone and internet consultant, not a broker, but he has provided us with the quotes. The great thing is the prices are the same as if you went directly to the company because he is not a reseller like CDL. Because we have quotes from three different companies, and we don't expect to get lower prices if we bid it out, and we have the major internet providers here, we would like to avoid bidding this out to save time. What that requires is, if council is agreeable to it, is to pass an ordinance that would accept these quotes in lieu of going out to public bid. We don't believe we will get better prices or service than what we have here and we would like to get the project rolling to continue to move forward in getting the police department back on OHLEG. Mayor Flaute: How much longer would it take if we did a bid? Deputy Mayor Lommatzsch: You have to post it, 30 days. Mr. Lohr: It is two to four weeks I think for soliciting bids, and then council would have to accept the winning bid. You are probably talking an additional month or more added to the process. Deputy Mayor Lommatzsch: This is a foreign language to me and I will admit that, but who else would bid on this project? You have the three major companies, I just don't know who else is out there that could bid on this. Mr. Lohr: The only other company that I have seen that provides internet service is providing internet service to the Miami Valley Communications Council, a company called Data Yard. They used to provide our email hosting. I didn't know they were in the internet business and I am assuming they are renting fiber space from the other big ISPs that would probably make the cost higher for us as we are going direct to the people who actually have the fiber. Mr. Denning: Well, they buy in volume at a discounted rate and then sell it out. This price is per month? Mr. Lohr: At the bottom, it has the monthly cost total and below it, it has the cost increase from what we are paying now. Ms. Campbell: Well, I had AT&T, I liked the U-verse, then they started taking stuff off and raising the bill up so I went to Time Warner. I thought I went to Time Warner and they said they were going in with AT&T and that is why I am on Spectrum now. When did you get this set-up? Mr. Lohr: Just recently, within the last week or two. Ms. Campbell: And

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they said they were together? Mr. Lohr: My understanding is that Time Warner was bought out by Spectrum but that AT&T is still its own company, but I will double check that. Ms. Campbell: My understanding is that Spectrum is separate from Time Warner and Time Warner is in with AT&T. It won't hurt to check. Mr. Garrett: Remember a couple of years ago Time Warner split their business they had their internet provider and they had all their media companies; Spectrum just got the internet part. Mr. Denning: AT&T is with DirectTV that is who they are with. Mayor Flaute: Any other questions or comments? If not, I assume we move forward getting legislation for the next meeting.

**ITEM 7: RECESS:** The Council took a recess at 7:06 pm.

**ITEM 8: RECONVENE:** The meeting was reconvened at 7:18 pm.

**ITEM 9: PLEDGE OF ALLEGIANCE:** Council Clerk Katherine Lewallen led all those in attendance in the pledge of allegiance.

**ITEM 10: MINUTES: Consider approval of the minutes of the August 14, 2018 and August 15, 2018 special Council meetings and the August 16, 2018 regular Council meeting.** A motion was made by Mr. Denning to approve the minutes as written. Deputy Mayor Lommatzsch seconded the motion. All were in favor; none were opposed. **Motion carried.**

**ITEM 11: PROCLAMATIONS:**

A. Prostate Cancer Awareness Month

Mayor Flaute: The first proclamation is for Prostate Cancer Awareness Month. Rhonda Remsburg would you please come forward and explain what you are doing and why this is important. Ms. Remsburg: This is to raise awareness for prostate cancer. Prostate cancer affects three million men in the United States and probably touches everyone's lives here in this room. We probably all know someone who is actively living with it or know someone who has either passed or has it. People used to say it is an old man's disease and it is not. It affects young and old. I work with a group of individuals and we have a young a man in our group diagnosed at the age of nine with prostate cancer. One in nine men will be diagnosed with prostate cancer. We want to raise awareness to go get tested. September is prostate awareness month. We come to you every year in September to raise awareness.

Mayor Flaute read the following proclamation declaring September as Prostate Cancer Awareness Month:

WHEREAS, This year approximately 164,690 men will be diagnosed with prostate cancer in the United States which is one every 3.2 minutes and roughly 29,430 will die this year from the disease; and,

WHEREAS, In Ohio an estimated 5,810 new cases of prostate cancer will be diagnosed and an estimated 1,110 deaths will occur in 2018; and,

WHEREAS, Men with relatives – father, brother, son – with a history of prostate cancer are twice as likely to develop the disease; and,

WHEREAS, Prostate cancer is the most commonly diagnosed cancer in American men and the third leading cause of cancer death behind lung and colon cancer; and,

WHEREAS, 1 in 9 men are diagnosed with prostate cancer in his lifetime; 1 in 6 African American men will develop prostate cancer in his lifetime; overall African

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American men are 1.7 times more likely to be diagnosed and 2.3 times more likely to die from prostate cancer; and,

WHEREAS, Education regarding prostate cancer and early detection strategies are critical to saving lives, preserving and protecting our families. The economic and social hardship it has on families is huge; and,

WHEREAS, All men are at risk for prostate cancer and we encourage the citizens of the City of Riverside to increase the importance of prostate screenings.

NOW, THEREFORE, the Mayor and the Council of the City of Riverside does hereby designate and proclaims September 2018 Prostate Cancer Awareness Month.

Mayor Flaute: Thank you for your work.

#### B. Constitution Week

Mayor Flaute: The next proclamation is for Constitution Week. Kathleen Lauri-Lewis would please come forward and tell us why this is important. Ms. Lewis: I'm of the region of the Johnathon Dayton Chapter of the Daughters of the American Revolution. The DAR spent a lot of time looking back at what our ancestors did and how important that was. They gave up their lives to give us a free country, and after they got us a free country, they had to build a government so it is important to stop and take a moment to go back and look at the Constitution and remember what the thoughts were then and how things have changed now. Is the Constitution the way it is, the way it should be. We should stop and be aware of our Constitution. So many people know a Constitution exists but don't know what is in that Constitution. This will hopefully get people aware of that.

Mayor Flaute read the following proclamation declaring September 17 – 23, 2018 as Constitution Week:

WHEREAS, September 17, 2018 marks the two hundred and thirty first anniversary of the drafting of the Constitution of the United State of America by the Constitutional Convention; and

WHEREAS, It is fitting and proper to officially recognize this magnificent document and the anniversary of its creation; and

WHEREAS, Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week;

NOW, THEREFORE, The Mayor and the Council of the City of Riverside, Ohio do hereby proclaim September 17 through 23, 2018 to be Constitution Week in the City of Riverside and ask our citizens to reaffirm the ideals the Framers of the Constitution had in 1787.

Mayor Flaute: Thank you so much for all the work that you do.

**ITEM 12: PUBLIC HEARING FOR ORDINANCE 18-O-667 – UDO UPDATE:** Mayor Flaute opened the public hearing at 7:25 pm and asked for any staff report to be given.

Mr. Taylor stated this was a very minor change for the UDO, this is where we discussed earlier where in our ordinance we have regulations and rules for hospitals and medical clinics. In the UDO, hospitals were omitted from any of the uses, it wasn't a permitted use in any of our districts. So what we have done is added hospitals to the B-2, Campus,

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Institutional and Industrial Districts, and then added medical use to all of our B-1 and B-2 Districts. It is a very minor change, but an important one.

Mayor Flaute: Thank you Mr. Taylor. At this time for the audience, all testimony is sworn testimony and anyone speaking tonight should come to the podium and sign in or at least take the oath at the podium. Is there anyone here who would like to speak in favor of the proposal? Seeing none, is there anyone here who would like to speak in opposition? Seeing none, public hearing is closed at 7:27 pm. The floor is open to Council and any action you want to take or do you want to wait for the ordinance?

Mr. Curp: Help me understand the difference between a medical clinic, an urgent care facility, and a physician's office as it relates to the placement of those permitted uses in the code. Mr. Taylor: There is no difference between the three. Ms. Campbell: There is no doctor at the urgent care. Mr. Curp: There is no difference? Mr. Taylor: Urgent Care, a doctor's office, and a medical clinic, there is really no difference. The main difference in a medical office compared to a hospital is a hospital has beds for overnight care. A medical clinic would be like a doctor's office, an urgent care; I think dentists have their own; where services are rendered for health benefits in a medical clinic, eye doctor. Mr. Curp: So we view a physician's office and a dentist's office the same as an urgent care facility. Mr. Taylor: I believe so, I would have to look at those definitions that I do not have in front of me. I am not sure if we define urgent care differently. Mr. Curp: I don't view them that way. I don't see a doctor's office as being the same as an urgent care or medical clinic. We have definitions in the code for medical clinic and it could use a little help. A medical clinic is a place for the care, diagnosis, and treatment of sick, ailing, infirmed or injured persons and those who are in need of medical and surgical attention. I don't get too many surgeries done in my physician's office. I suppose if you had a dermatologist you might get a procedure, but just going to my internist, I may get an inoculation, but they do not perform a surgery. The concern I had the code has in the definition of an office, we have an office listed in the B-1 and then we use a backward reference in the B-2 to accept offices as permitted use. When we go to our definition of offices it talks about professional services and says it excludes doctors. So, doctor's offices in our code are only referenced in the office residential category, where office residential is consider a buffer between a residential and the B-series, the B-1, especially. What we are missing is allowing a doctor's office to be permitted in a B-1 and also in a B-2, if we distinguish that a doctor's office is different from a medical clinic with surgeries and stuff, is that we don't have a backward reference in B-1 to permitted uses in the office residential. The other part of that is where we have a medical clinic in B-1, if we had a backward reference to the office residential where we have doctor's offices, physician's and dentist's, then we have a conflict in the definitions and whether that is permitted use because the office use says it excludes doctor's offices. Then we have a section of the code that says where there is conflict the restrictive provision applies. It seems to say that unless you specifically provide for a doctor's office as a permitted use in a B-1, the definition of office, excluding doctor's offices, will say that you can't have a doctor's office in a B-1, and you can't have one in a B-2. This place is a B-2, correct? Mr. Taylor: Yes. Mr. Curp: So in a B-2 we can have a veterinary office but not a doctor's office? That's what is in the code. I can read it to you if you would like. I don't want to have a contentious discussion with you because we have too many contentious discussions with you; I just want to talk about what is in front of us and what is in the code. Mr. Taylor: I'm trying to understand exactly what it is. Mr. Curp: It needs more work; we are trying to allow for doctor's offices. I know we want to have hospitals, too, but it doesn't do us any good to talk about putting hospitals in a B-2 if we can have a doctor's office in B-1. Mr. Taylor: A doctor's office isn't a medical clinic? Mr. Curp: Not the way it is defined in our code. I just read the code a while ago. A facility used for the care, diagnosis, and treatment of sick, ailing, infirmed or injured persons and those who are in need of medical and surgical attention. That is a medical clinic in our code. Mr. Taylor: Yeah, a doctor's office would be a medical clinic. Mr. Curp: Surgical. Mr. Taylor: You are looking at one word of the whole. Ms. Fry: Mr. Curp, I have had a surgery in a doctor's office. Mr. Curp: Sometimes you do, sometimes you don't. Mr. Fry: I

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don't think that that is disqualifying for a doctor's office. Mr. Taylor: An office does not exclude a doctor's office, it excludes medical clinic; it doesn't exclude a doctor's office. Mr. Curp: I am trying to get this stuff fixed so we don't have issues with the Board of Zoning Appeals. That is all. Mr. Taylor: I agree; I think that is a great idea, I don't think this is an item that is broken. We are fixing it with the hospitals; a medical clinic can be an office just like this which can be a doctor's office.

Mayor Flaute: We don't have to pass the legislation tonight if council feels that is something that should be added. Mr. Curp: Because you can't have a dentist office here. Ms. Fry: What kind of correction are you looking for? Mr. Taylor: Why couldn't you have a dentist office here? Mr. Curp: Because our code says a dentist office goes in OR-1. Mr. Taylor: A medical clinic is now in B-1 and B-2 with the passage of this which would allow a dentist office. Mr. Curp: If you go back and read the definitions for OR-1 and permitted uses and then you go to B-1 it doesn't provide for a physician's office, dentist's office; it says medical clinics. You will need to tighten up or expand the definition for medical clinic to say this also includes doctor's offices, physician's offices and dentist's offices. Mr. Taylor: O.K. I think it says that. It clearly says that. Mr. Curp: It is pretty simple, that is all I am asking. We need to get this thing nailed down so there is no ambiguity.

Mayor Flaute: If we do the first reading tonight, we can say that we want that definition cleared for the second reading it will be cleared? Is that how we can do it? Mr. Taylor: I don't see why medical clinic doesn't include a dentist's office or a physician's office. Mr. Denning: We just want to make sure it says it in the definition. Ms. Fry: We want to reduce ambiguity. Mr. Taylor: My understanding of the ordinance process is we could have a first reading this evening and we would have to publish for the second reading. Mayor Flaute: All we are doing is clarifying it; we really aren't changing it, we are just adding words to it. Is everyone o.k. with that having a first reading tonight and having a correction for the second reading. Mr. Denning: What is your opinion Mary Ann? Ms. Brane: Definitions aren't the same part of the code that the ordinance is changing, is my opinion. Mayor Flaute: So you are saying we would have to table it? Ms. Brane: Change the ordinance. Mr. Curp: You don't have to change the definitions, you could just add it to the list of permitted uses in the B-1, and then you have the backward reference in the B-2, so that's all you have to do. Ms. Fry: Is there any harm in adding it? Mr. Taylor: No. Mayor Flaute: So you are saying we can do the first reading? Mr. Curp: Sure, because the Council has the authority to approve, deny, or modify at any time.

Mayor Flaute: Alright, Ms. Campbell. Ms. Campbell: Through my own experience, I hurt my foot went to urgent care; they gave me a shoe to put on. A week later it was hurting worse. I went to Miami Valley and they gave me a boot to put on. The third week it was even worse and I was sent to a foot and ankle place on Troy Street. The lady asked what I was doing walking on this as I should be completely immobilized, it is broke. I received a bill from urgent care and I asked them what I was paying for as they told me my foot was just sprained. I asked to talk to the doctor or the man I thought was a doctor and the lady told me that they do not have doctors at urgent care. I asked why anyone would come here. That was my experience. In 2013, you remember when I had that knot on my head? I went to urgent care, I didn't have the co-pay with me and the lady told me that they could not see me. I said o.k. Mayor Flaute: So you are agreeing we should add that terminology. Ms. Campbell: Absolutely. Mayor Flaute: O.k. I think we have agreement on that at this time. We will go ahead and have the first reading and then all the changes Mr. Curp is asking for to be added. Mr. Taylor: So we want to separate doctor's office out of the medical clinic and define doctor's office specifically. Ms. Campbell: When I had cataract surgery, it was over at the 1010 building in a different department. I don't know if you consider that surgery. Mayor Flaute: Yes, I had surgery there, too, it was cataract. We are asking for clarification o.k. Thank you.

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**ITEM 13: NOTICE TO LEGISLATIVE AUTHORITY FROM LIQUOR CONTROL:** Transfer of ownership from Akashi Sushi Inc., to Akashi Japanese Restaurant, LLC.

Ms. Brane: This is a transfer of ownership; they have a permit for selling beer and alcoholic beverages at their restaurant. I looked at the permit number and there are two authorities that can report violations and there were no violations for this permit number. The police also checked out the applicant and found no problem with the applicant.

Mayor Flaute: They definitely have a big crowd there a lot. Unless there is an issue with council we will go ahead and approve that.

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

**ITEM 15: CITY MANAGER'S REPORT:**

- A) Monthly Update – Finance Department
- B) Monthly Update – Administration Department
- C) Monthly Update – Planning and Program Management Department

Mr. Lohr: I did not bring the clerk's job description this evening, but I will say in speaking with the law director she made a recommendation that in the clerk's job description that would put it there explicitly that the City Manager would be the one who would review and approve job descriptions so I put a draft together that has that language. In discussion with Ms. Grandjean there was one other item there that talked about the public records commission and who would be serving as the chair and the secretary and there was a conflict there between the job description and what our codified ordinance says and the ORC. We made that change and I will send out to council. It doesn't have to be voted on; we will just make you aware. If there are any objections, we can discuss at a later date otherwise we can use that for the new clerk.

Mr. Curp: I would think that the City Manager may be responsible for position descriptions for city manager staff. I'm not sure I would like to see the city manager develop the position description for the clerk of council. Mayor Flaute: Because that is council's job, is that what you are saying? Mr. Lohr: It was Ms. Grandjean's recommendation that be approved by motion. It doesn't have to. Mayor Flaute: We haven't seen that yet? Mr. Lohr: No. Mayor Flaute: You need to send that to us, will that be adequate for us to make a decision? Mr. Curp: We had the issue of who would handle the acceptance and tabulations of the bids or the bid process and in the past that was not handled by the clerk. In the middle of the tenure of the previous clerk the city manager put out a memo from that day forward the clerk would be handling the receiving of the bids. I don't recall we had an opportunity as a council to discuss whether we wanted other people to be loading up our employee with stuff they don't want their people to do. We can work in concert with the city manager in doing that, but I am not sure I am ready to hand off to the city manager to determine what the clerk's job is going to be. Mayor Flaute: Send that to us, and let us know what Ms. Grandjean's recommendations are and we can talk about it at the next meeting. Mr. Lohr: Is the council clerk doing the bid openings, is that something council wants the clerk to be doing? Mr. Denning: I think that was part of making the position full time for the position to be doing some of that. That is the way I remember that. I think we actually asked for that. Mr. Lohr: I will leave it on there for now and send it out with the revisions.

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Mayor Flaute: The only thing I have on council requests is that I found about 12 things that could be removed. I know you and the clerk work together on when those are removed. Here is my copy of things that need removed.

Mr. Lohr: I did verify that AT&T has acquired Time Warner or a portion of it, interesting as I didn't know that. Mayor Flaute: That doesn't change anything. Mr. Lohr: I don't believe so, but I will double check.

Deputy Mayor Lommatzsch: Would you put on the record why the City Manager is absent please? Mr. Lohr: Yes, the City Manager's youngest son is getting married tomorrow, today is the rehearsal for the wedding.

Finance Department Monthly Update – Mr. Garrett: I've entered the transactions for August and finished up preparing the financial reports. I have emailed those to council members and department heads. When our admin support gets back we will get those posted to the website like we normally do. Last council meeting, we approved the supplemental appropriation that was the complicated one; it took a whole day's worth of work, but we got it posted and that is reflected in these finance statements. Our income tax fell off this month, substantially; we are still about \$135,000 above the beginning of the year budget where we thought we would be. Instead of \$280,000 ahead, now we are only \$135,000 ahead of our base line. We figured after a few big months it might settle back some. We did receive the August real estate tax settlement, which are people paying their tax bills in the middle of July. I haven't had time to thoroughly review that. I am still waiting on details for Brantwood; I have to be able to break out the TIFs, as we have multiple TIFs in the city and need to figure out the exact amount for Brantwood versus the Airway and Center of Flight TIFs. It takes the county a little bit longer to get that out to us. Also from the auditor, they gave us a revised certificate of resources which underlies all of our appropriations. The state department of taxation updated their estimate for local government fund distributions so they updated our certificate with that number. For this year, they anticipate the total local government fund to get up to \$277,245, which is an increase of about \$7,300 for the remainder of this year. I would estimate it to slightly less than that, it's in the ballpark.

Administration Monthly Update – Mr. Lohr: We have worked on the Wi-Fi at 1791; we previously had a hodge-podge for routers and thing like that and have pulled those all out and set up one Wi-Fi system with one set of routers and access points over there and this will increase our security. Deputy Mayor Lommatzsch: How long with the city be down when you do that? Mr. Lohr: The hope is there is minimal downtime. Since we are keeping the existing network up and building the new network at the same time, as I understand it, it should be flipping a switch. There may be some downtime to get bugs worked out, but we will make sure to minimize that by doing it on off hours or towards the end or beginning of the day. One more IT thing, we are working on getting the ability to accept online and in-office credit card payments. We have gone through the review process. It looks like we will be able to recoup the costs of finance fees that we would incur by adding a two-and-a-half to three percent convenience fee. It would allow us to break even where we are and should be as inexpensive as possible for people to use their credit cards with us. I believe by the end of the month we should have that in place. We have never done this before so it will be a trial and error process.

Mr. Lohr: It is unfortunate that we had to cancel our movie in the park two Saturday's in a row. The weather would not cooperate with us. We have cut our losses, so it will not be rescheduled at this point. One other item, the Parks and Rec Commission has recommended we implement a shelter reservation fee. Their thoughts were \$25 for non-residents and \$15 for residents. Something that is minimal for people and to avoid issues we have had in the past. Right now we do not have a policy on when people can reserve or how many times they can reserve so we have had some individuals who have reserved shelters for extended periods of time. A fee would make that where you are not going to

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call and reserve every Saturday for six months. I am not sure at what point we will bring forth legislation for council to vote on for that, but I just wanted to put it out there.

Mr. Lohr: Our records clerk in the Police Department, Renee Stacey, is going to the Xenia Police Department as the Assistant to the Police Chief so her last day is tomorrow. We have lots of resumes and cover letters we got for the clerk of council position so we are going to schedule interviews next week for some who were considered for interviews for the clerk position. We have a really good pool of applicants and that was convenient. Deputy Mayor Lommatzsch: I had mentioned to the service department that the condition of the Shellenbarger shelter was pretty bad and I wanted to compliment the fact when the school had their opening event it was much improved and thank you for that. I think that piggy backs on the thought of a fee. If we are going to maintain our shelters and keep them looking nice, that one needs a roof and other items, then maybe a minimal fee will help eliminate some of that cost.

Mr. Curp: We received in our seats a copy of the newsletter; do we know when that is going out? Mayor Flaute: It has already gone out, it went out last week. Mr. Curp: It didn't come to my house. Ms. Campbell: Some of my neighbors didn't get it either. Mr. Lohr: I believe it was approved by staff and made it to mailboxes. Deputy Mayor Lommatzsch: We got it either Friday or Saturday, because I got two of my neighbors delivered to my house that I got to deliver myself. Mr. Curp: Well, my question isn't to the mailing, since we have the announcement to the citizens that we are putting this property tax issue on the ballot are all the people who answer telephones ready to talk to people on the phone about details of the tax levy. Can they calculate for a resident how much it is going to cost them? How prepared are we to do that? Mr. Lohr: We are not prepared to calculate for an individual if they were to call in, but we could do that; it's a great idea. We could come up with a chart for staff. Mr. Curp: What happens right now when a call comes in from Joe or Jane Citizen and they ask about the property tax, what are people answering the phones prepared to tell them? Mr. Lohr: We would want them to have a minimum of information that they would provide and we would want them to transfer either to me or the City Manager or to Ms. Minnich. I think that would be the ideal way to handle it. I understand that staff needs to be educated. Mr. Curp: It isn't just the people on the phone. I do a morning walk every day to a local gas station to get a cup of coffee and I run into some of our staff there, sometimes guys from the service department, sometimes it is from a police officer filling up a gas tank, they are apt to get asked questions. What are we doing to prepare our people who have face contact with citizens in the community to be able to talk about the tax levy? Mayor Flaute: I think it is important they know who to ask. I am not sure we can expect a policeman to be able to talk about the tax levy that much; we want correct information. Staff should have someone in mind to call and the number to share. Mr. Lohr: We can certainly distribute a sheet with bullet points to staff along with contact information so that all the employees understand what is going on and what they can give out.

Deputy Mayor Lommatzsch: Be very careful. I am concerned, and I was going to say this under comments, but we need to be prepared for Thursday night. Mr. Curp: I don't expect people to give an elevator speech, but I do think that it is worthwhile to have them knowledgeable enough that they can maybe give a basic piece of information. For example, it is going to cost you \$28/year for every \$10,000 of property valuation. We could put that on a palm card if that is what it takes. I think everybody needs to know a little something so when they come in contact with Joe or Jane Citizen if they get asked a question they can be responsive. Mr. Lohr: I agree with you.

Mayor Flaute: Early vote starts 30 days before the election and we are now 52 days out from the election, and we need to get some signs out there. We need to have a committee to do that. I do not think we have a committee; is there some way, that we, as council, can help? Maybe we should call everybody on our boards and commissions. We have to get something going. I know I sent you a name, I know our Deputy Mayor Lommatzsch has



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sent you names and nothing is getting done and we are running out of time. Mr. Lohr: I agree with you, we are in a time crunch; I think an effort like this requires help from a lot of people. Mayor Flaute: Mostly we just need a committee that can take money and make up signs. It is not a lot of work, I don't think. Deputy Mayor Lommatzsch: It is a lot of work to sell an 8-mill levy to this community. Mayor Flaute: But the committee won't be walking door-to-door; I don't think they will have that much labor into it. They have to meet; they have to design the signs. Deputy Mayor Lommatzsch: We are six weeks behind right now. I have tried every way I know how, I have asked you guys, I have asked staff members and we are no further ahead than we were August 1. I don't know what else to do. I am very frustrated. I have given names and suggestions. I have done what I can do; everywhere I go I talk about it. Are we ready for Thursday night? We should already have our agenda, our PowerPoint; we should have everything ready with that information and we should have seen it tonight. It should have been okayed by council before next Thursdays meeting that has been scheduled since the end of July when I came back from vacation. It is not like there hasn't been time, but nothing has been done. It only took us a month to get a newsletter out. Mr. Lohr: In terms of the committee, I know that staff is restricted in what we can do in supporting or opposing the levy. Deputy Mayor Lommatzsch: You can only work on it after hours, after 5 pm. Mr. Lohr: That restricts what we can do. It makes sense that either you or the Mayor takes the lead on establishing the committee. Mayor Flaute: Time is running out, you have names. Mr. Denning: Lead, follow, or get out of the way. Are you going to chair it (to Deputy Mayor Lommatzsch)? Are you going to chair it (to Mayor Flaute)? Deputy Mayor Lommatzsch: We can't chair it, we have to sell it to the community; we need to have community members. Mr. Denning: I understand that but they need a leader. So step up and be the leader and ask those people to be part of the committee. Mayor Flaute: I hadn't thought about it, but it's another thing I could add to my busy schedule. Deputy Mayor Lommatzsch: Everybody at this table has a busy schedule. I offered to do that a month ago and nobody picked up on it. Ms. Fry: What are you asking for tonight? Deputy Mayor Lommatzsch: This council to decide what we are going to do for our campaign. Ms. Fry: You just said we can't do it. Deputy Mayor Lommatzsch: What we are going to ask the community? And I want to know how many people are going to show up next Thursday night. I don't want to show up at the meeting next Thursday night and be the only council member there. Mr. Denning: You won't be. Deputy Mayor Lommatzsch: Well, don't count on it. Ms. Campbell: I have some ideas of people. You want to listen to it let me know where I can meet you at. Deputy Mayor Lommatzsch: I have given four names to the staff. Mayor Flaute: Except staff is not allowed to work on it. Mr. Denning: Except as volunteers and after 5 pm. Ms. Fry: But if we are directing staff to do it, that would be a violation as well. Mr. Lohr: If would want to discuss it tomorrow would you give me a phone call.

Mr. Denning: We have a question. Mayor Flaute: Do you want to recognize her? Mr. Denning: Yes.

Ms. Pitzer: What community meeting are you talking about next Thursday? Deputy Mayor Lommatzsch: The one that is in the newsletter. Ms. Pitzer: I didn't get a newsletter. Deputy Mayor Lommatzsch: Well that is the mailman's fault so you need to ask your mailman. It goes as bulk mail and the mailman has the discretion to deliver it or not. We have no control over that. Mr. Denning: Regardless, next Thursday at Spinning Hills at 6 – 8 pm there is an informational meeting about the levy. Now you have the information. Also, if you miss the one on September 13, there is also one October 9, 6 – 8 pm, here in this building. On October 25, from 6 – 8 pm there will be one at Brantwood Elementary School. If you want to put it on your Facebook page you can. Mayor Flaute: Are we allowed to put that on our Facebook page? Mr. Denning: This is just information, this isn't in favor of; this is only information. Mayor Flaute: So staff can take the time to put it out there? Deputy Mayor Lommatzsch: It has already been out there. Mr. Denning: It should be on the website and Facebook. Deputy Mayor Lommatzsch: You do need to speak to your postman because they can decide whether or not to deliver this piece of mail. Once it

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leaves the mailing house as bulk mail, it is up to the mailman to put it in your mailbox. We have no control over that.

Mr. Curp: Early, in-person voting, starts on Wednesday, October 10. We have sent out a piece of information that says there is going to be a tax issue, but we haven't told anybody what it is going to cost them. We can still send out informational pieces as long as it is not advocacy. Mayor Flaute: We being who? Mr. Curp: The city. Mr. Denning: We sent this out as a baseline coming. What I think Mr. Curp is getting at is we need a more in-depth what it is going to cost them, what we are really going to do, more information as a separate as a mailing. Mayor Flaute: We are going to use city money and city postage? Mr. Curp: As long as it doesn't say 'vote for' or 'vote against'. It's just facts. Mayor Flaute: I just want to keep us clear. Mr. Denning: It is just facts. It is going to cost you \$28/\$10,000 in property valuation or whatever the answer is and this is what we are going to use that money for. Mr. Curp: The point of bringing up that date, I don't know the percentage of early voters. I received a request for an absentee ballot in the mail today from the Secretary of State or County Board of Elections. There are a lot of people who vote early and they need to have information in their hands before they go vote. Not knowing how much it will cost them, the tendency may be to vote "no" because they don't know the cost. Mr. Denning: The point is we need to get that information flyer out as quickly as we possibly can.

Planning and Program Management Department Monthly Update – Mr. Taylor: Last month we have been quite busy with the new staff. We changed some of the ways we work and operate and we are bringing in iWorq as well. We have rewritten our SOPS, our policies and procedures waiting for approval by the city manager. We had a policy discussion before; if you are interested in those I will have them as soon as the city manager approves them. Mr. Curp: Why were they all rewritten? Mr. Taylor: A lot of them hadn't been changed since 2014. It was a lot of standard operating procedures. If we have a changing of a person they know what they are supposed to do and how to do it. That was a big benefit. Mr. Curp: The old ones didn't work? Mr. Taylor: No, because the code changed and the way we operate and we had to get standards. With the evaluation check, that changed some things on how much time do you give in between notice of their appeal and how to handle appeals. A new person coming in can read that and know exactly what they are supposed to be doing.

Mr. Taylor: We also have been working on the vacant properties we have talked about and that vacant property list we are trying to whittle down and find the responsible parties. We need to add some more details to the map, but we are calling them zombie properties, properties owned by dead people. We have a total of 21 of those, that will be something we want to talk about and handling those properties. We mow them and maintain them, do we want to continue that or do we want to own them and maintain them? That is a question coming up and hopefully we will have some other maps and ideas to present on how to handle those. The code enforcement officer initiated 112 new complaints or responded to complaints and he had 201 follow-ups. The follow-ups are interesting because he has to go back and talk to people. We will start using iWorq next week along with Zone Pro, we will start putting data into there and that will help us to track some of these things. We also picked up 88 signs in the right-of-ways, which are the same number of counties, constellations and number of keys on a piano. Stebbins school started so we will have a meeting to get that project started again over on Hazelton. I know the neighbors will be happy about that. Quite a few permits have come in. Arby's on Linden will be doing a remodel and we will get sidewalk and possibly curb and gutter depending upon the engineering work. That sidewalk will connect walking from Arby's to Spinning Road. We also had the permit for the carwash on Linden and have been going back and forth on what they can do and the design on that. They sent us a revised drawing the other day and we are reviewing that. We also received Riverworks, the lofts, that has come in and we are working them to make sure that meets the UDO.

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Mr. Curp: Where are we with Small Cell? Mr. Taylor: Small Cell is on planning commission; they should be reviewing it. They weren't comfortable with voting on it this month so you will probably see that in November or late October. They have some questions from the law director that we need to get to them. Mr. Curp: Do you have any applications, yet? Mr. Taylor: We have been talking to a couple of providers and they are working through the requirements with Miami Valley Lighting and DP&L; we are not holding them up. Mr. Curp: You mentioned 88 signs? Mr. Taylor: Yes, 88 signs in the right-of-way we picked up. Mr. Curp: How do we handle repeat offenders? Do we just take down Drywall Doctor signs week after week or do we call him? Mr. Taylor: Drywall Doctor is a special animal there; we will be seeing him in court next Tuesday, September 11. Typically what we do on a repeat offender, like the pee-wee football we will call them up and explain to them the rules. The furniture people, mattresses, when we start seeing the same ones we give them a call. The hard ones are the help wanted or we buy houses, you can call that number all day long and can't get a hold of anyone. If you see someone putting signs out, get their plate and call the police. This is a crime.

Mr. Curp: The senior lofts, when they started their first project, we talked about the position of the multi-story building versus the villas. Their rationale for reversing what we said we wanted to see was that residents on the streets off of Brandt Pike behind their property didn't want a multi-story back there and wanted something more compatible with the residential character of single-family homes in their neighborhood. Where are we with the same approach for what they are proposing in this new development because a multi-story isn't compatible with the residential next to it? Mr. Lohr: What they have proposed is multi-story buildings, one in the front and one farther back. In this proposed development, there would be no single-story individual-unit houses in the back. Our staff's preliminary review of that shows that it would be consistent with the approved zoning and with the code as it relates to development standards. Mr. Curp: We had a discussion about the proposed use of the K-mart property and I think our response to that business was that it just doesn't fit within the city's view of what should be in there from a land use perspective regardless of how it could be rezoned. Just because the zoning says you can put in a four- or five-story, doesn't mean it fits. Mr. Lohr: We don't believe that this development is a match with the surrounding character of the community; however, in terms of reviewing a permit that has been submitted, our responsibility and requirement of law is that we look at it and if it is consistent with the code council has approved that we issue a permit for it. This is something legally we have to do. Now, the two instances where they are not consistent with code is the side yard setback; they have requested a 25-foot side yard setback from the building, a smaller setback. They also want the three bedroom units in the buildings to be smaller than what our code requires. Those two items need to be reviewed for variances. The unit variance is something that allows staff to grant a variance on, if it is appropriate because it differs less than 15 percent from what the code requires. When the other variance request comes through the BZA, staff will be glad to convey council's thoughts on what should and should not be there to both the BZA and the applicant. The BZA would then have the opportunity to comment on that. It is unfortunate when we get a permit; we are all required to act on what code is in place. I think with Riverworks and what is next door highlights that we need to have some more discussions between staff and council as to what we want to be in the city and get ahead of the game and change the code before we get applications for buildings that we may not want there. Mr. Denning: If I remember correctly, they are going to have quite a bit of green space between their building and the community behind them. It is supposed to be park space. Mr. Lohr: That is correct.

**ITEM 16: PUBLIC COMMENT ON AGENDA ITEMS:** There were no public comments on agenda items.

**ITEM 17: NEW BUSINESS**

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**A. ORDINANCES**

**I) Ordinance No. 18-O-667 amending Sections 1107.07 (A) (2) and 1107.09 (B) (2) of the Unified Development Ordinance (UDO) of the City of Riverside. (1<sup>st</sup> Reading)**

Mr. Lohr: This is the ordinance on the code changes we discussed previously. Mayor Flaute: Does the motion have to include that there will be additions or we are just going to do a motion to approve this? Mr. Curp: You don't even have to do it tonight. Mayor Flaute: We thought we would go ahead and do it tonight. Ms. Campbell: We don't know what the change is. Mr. Denning: What he means is that we don't have to do it tonight; the changes. Mayor Flaute: That answers my question.

A motion was made by Mr. Denning to read Ordinance No. 18-O-667 for the first time in its entirety and approve its first reading. Ms. Fry seconded the motion.

The Clerk read Ordinance No. 18-O-667 for the first time in its entirety and Mayor Flaute asked if there were any questions or comments from members of council.

With no further discussion, Four were in favor; two were opposed – Ms. Campbell, Mr. Curp. **Motion carried.**

**II) Ordinance No. 18-O-668 by the Council of the City of Riverside, Montgomery County, State of Ohio to appropriate property for a highway project and declaring an emergency. (1<sup>st</sup> and 2<sup>nd</sup> Readings and Consideration of Adoption)**

Mr. Lohr: This ordinance and the next ordinance related to the Airway West project and acquisition of the right-of-way for that.

A motion was made by Mr. Denning to read Ordinance No. 18-O-668 for the first time in its entirety and approve its first reading. Deputy Mayor Lommatzsch seconded the motion.

The Clerk read Ordinance No. 18-O-668 for the first time in its entirety and Mayor Flaute asked if there were any questions or discussion from members of council.

Mayor Flaute: Any discussion from members of council? Mr. Denning: This is the same issue like what we had with McDonald's only it is for Airway West? It is the property we have had issues with where the McDonald's used to be? Mr. Lohr: Yes.

With no further discussion, all were in favor; none were opposed. **Motion carried.**

A motion was made by Mr. Denning to suspend the rule that dictates the number of days between consecutive readings of ordinances. Deputy Mayor Lommatzsch seconded the motion. All were in favor; none were opposed. **Motion carried.**

A motion was made by Mr. Denning to read Ordinance No. 18-O-668 for the second time by title only and approve its final adoption. Ms. Fry seconded the motion.

The Clerk read Ordinance No. 18-O-668 for the second time by title only and Mayor Flaute asked if there were any questions or comments.

Being none, all were in favor; none were opposed. **Motion carried.**

**III) Ordinance No. 18-O-669 by the Council of the City of Riverside, Montgomery County, State of Ohio to**

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**appropriate property for a highway project identified as MOT-WEST Airway Road and declaring an emergency. (1<sup>st</sup> and 2<sup>nd</sup> Readings and Consideration of Adoption)**

Mr. Lohr: Nothing further to add. Mayor Flaute: Is this a McDonald's one, too? Mr. Lohr: Mr. Taylor, are you familiar with this one? Mr. Taylor: I am not. They had to do two for each parcel. There was the Wendy's and the old McDonald's. The Wendy's would be the same issue as the McDonald's vacant lot which isn't owned by McDonald's. They didn't agree with our number.

A motion was made by Mr. Denning to read Ordinance No. 18-O-669 for the first time in its entirety and approve its first reading. Ms. Fry seconded the motion.

The Clerk read Ordinance No. 18-O-669 for the first time in its entirety and Mayor Flaute asked if there were any questions or discussion from members of council.

With no further discussion, all were in favor; none were opposed. **Motion carried.**

A motion was made by Deputy Mayor Lommatzsch to suspend the rule that dictates the number of days between consecutive readings of ordinances. Mr. Denning seconded the motion. All were in favor; none were opposed. **Motion carried.**

A motion was made by Mr. Denning to read Ordinance No. 18-O-669 for the second time by title only and approve its final adoption. Ms. Campbell seconded the motion.

The Clerk read Ordinance No. 18-O-669 for the second time by title only and Mayor Flaute asked if there were any questions or comments.

Being none, all were in favor; none were opposed. **Motion carried.**

**B. RESOLUTIONS**

- I) Resolution No. 18-R-2407 setting forth appointment of Stanley A. Leszczuk to the Property Maintenance Appeals Board for the remainder of the term ending February 14, 2020.**

Mr. Lohr: This is for Council's reappointment of Stanley A. Leszczuk to the Property Maintenance Appeals Board.

A motion was made by Mr. Denning to approve Resolution No. 18-R-2407. Ms. Fry seconded the motion. All were in favor; none were opposed. **Motion carried.**

- II) Resolution No. 18-R-2408 appointing Katherine Lewallen Clerk of Council.**

Mr. Lohr: This resolution for the appointment of the new Clerk of Council. We still have her start date as September 10, should her effective date be today? Ms. Brane: I didn't talk to Dalma until after the packet was sent out so the legislation the mayor will sign this evening does say September 6, 2018.

A motion was made by Mr. Denning to approve Resolution No. 18-R-2408. Ms. Campbell seconded the motion. All were in favor; none were opposed. **Motion carried.**

- III) Resolution No. 18-R-2409 consent for concrete pavement repairs and diamond grinding on State Route 202, straight line mile 1.99 to 2.06 more or less, in the city**

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**limits of the City of Riverside, PID No. 88554, further identified as MOT SR 202 0.83.**

Mr. Lohr: This resolution is for work on Old Troy Pike that will be performed within our city limits but not by our contractor.

A motion was made by Mr. Denning to approve Resolution No. 18-R-2409. Ms. Campbell seconded the motion. All were in favor; none were opposed. **Motion carried.**

**ITEM 18: PUBLIC COMMENT ON NON-AGENDA ITEMS:**

Mayor Flaute invited Mr. Coterel to speak and advised to keep comments to three minutes.

Mr. Coterel: I have a couple of things I want to make a statement on. Number one, the administration or administration person in here that can make a statement to Frank Smith that nobody in our community likes him or Steve Massa is a bunch of crap and shouldn't even make that statement. Number two, the administration we have in here right now is holding up all the zoning that needs to be taken care of and I am getting tired of these people on this administration kissing Jerry Salmon's and Mike Stumpf's butt. I need to get it done; it should have been done and quit holding up the paperwork on it. When you have a thing on the board of zoning appeal against Mike Stumpf two months ago and you turn around and tell me you aren't going to do anything or get it done until after the first of the year; what are you hoping I will be gone to Florida somewhere, where I can't contest it? I am sorry I feel that way. You guys better get these people in gear, right Chris?

Mayor Flaute invited Mr. Frank Smith to speak and advised to keep comments to three minutes.

Mr. Smith: Good evening. My name is Frank Smith, which you all know, but here not this week but last week I was standing in my driveway and Jerry Salmons pulled up and proceeded to cuss me out. I was standing in my driveway behind my truck and he proceeded to cuss me out. I come up and talked to Chris because the city manager was out of town. The comment was made that they feel like he didn't do anything wrong and to me. I was threatened, and it was wrong. I have been harassed. Mayor Flaute: Then you need to call the police. Mr. Smith: I did. Mr. Lohr called the police to find out if that would be considered harassment and he asked me if I wanted to make a police report and I did. My understanding you did call (to Mr. Lohr), right? Mr. Lohr: Yes. Mr. Smith: But the police didn't show up. Chief Robinson: Not true. Mr. Smith: Hold on, I'm not done yet. The chief did call me; I want to make that clear. The point of it, it took the police a day-and-a-half to get the police out to make this report. Thank you for doing that (to Chief Robinson). Chief Robinson: But that's not true, it wasn't a day-and-a-half. Mr. Smith: The officer was really nice, she took the report, but now we can't get the report. I will let Steve talk because he went to request the report for me as I don't know how to do this. It is all related. He asked for the report and he can't get it. Mayor Flaute: Please see the Chief of Police after this meeting or he can call you tomorrow and I am sure he can get that report to you. Chief Robinson: I want to make it public record that the police did show up to your house and they knocked on your door and you never answered the door. I have two reports of them going to your house. So you can't say they didn't go to your house because they did right after Mr. Lohr called. We came to your house and knocked multiple times and you never answered the door so they left. You and I talked and I called you immediately. The report is not done because it wasn't approved by a supervisor that is why you didn't get a copy of the report yet. I actually had the report on my desk, but it wasn't approved by the officer's supervisor when Mr. Massa came to get it. We have no problem getting you a report; I am not sure why you think this is a fight between us, why would I keep that from you? Mr. Smith: We have been a week trying to get it. The first time she told him that they weren't ready, and then she said the internet was down and something else. Chief Robinson: The printer, it goes down on a daily basis. Mr. Smith: She didn't say the printer.

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Mayor Flaute: Please see the police chief after the meeting. We got your message and we heard it. Mr. Smith: But this isn't getting any better; it is getting worse. This mess is getting worse and not going away. Mayor Flaute: We have heard you. We are doing our best.

**ITEM 19: COUNCILMEMBER COMMENTS:**

Mr. Curp: I think this is the last evening we see our clerk, Mary Ann Brane. Mary Ann has been in and out for a number of years, was our clerk for a number of years and then when she retired we went through new clerks, they left and Mary Ann would come back in and help us out. I have been around a number of clerks over the years. I have been here quite a few years and Mary Ann is top notch. She provides great service to us; she provides excellent service to the staff; and she provides outstanding service to the citizens she comes in touch with. A city couldn't ask for any better clerk and I want to thank her publicly because she is going to still assist our new clerk with coming up to speed on the duties and tasks, but intends to stay out of site as much as possible and let the new clerk take over the responsibilities and be the visible person. Mary Ann, I want to thank you for all the great work you have done for us.

Mr. Curp: Don't forget the children. There are still 500 migrant children who have not yet been reunited with their relatives; it is too large of a number even though it might be small in the federal government's eyes. There are still a number of children under the age of 5-years-old who have not been reunited with their relatives yet. I ask you to continue contacting and following up with your congressmen and senators and work on getting these children reunited.

Deputy Mayor Lommatzsch: I would like to thank those who helped with the bike marathon on Sunday and greeting the 150+ riders who came down Springfield Street and we welcomed them to Riverside. We got a lot of pleasant and surprised smiles from people who were glad to see us. I was at MVRPC today and a number of issues were discussed. The Five Rivers Metro Park has a renewal on the ballot in November as well, replacing one that is expiring. I brought Council the new map, and we will be seeing their promotion everywhere because they are geared up and going. I was privileged to be invited to the welcome for the new leadership at the Base last night at the reception downtown. The Mayor and I were invited to attend and I was invited because I'm on the military affairs board, and had the opportunity to meet the new leadership at the base and look forward to maybe work with them and their interest in trying to help with Springfield Street. They are interested in seeing what they can do to push that project along. Thank you for the opportunity to represent all of you, and I, too, would like to say to Mary Ann, we tried to get you to stay but you just keep going away. Welcome to our new clerk, she will do a great job.

Mayor Flaute: I just have a few things. I did six weddings. We had a grand opening at "At Your Service Laundry", 4755 Airway Road. It is a super clean laundromat with the newest technology. I have never seen anything like it. If you need a laundromat, it is at 4755 Airway Road. Deputy Mayor Lommatzsch: You can drop off your laundry and they will do it for you.

Mayor Flaute: We have some impressive leaders at Wright-Patt and the VA, we are proud of them and it was a pleasure and an honor meeting them. We have an in-crowd next Monday, at Xuan's Vietnamese Restaurant on Airway Road. Cost is \$15 for a lot of good food so come on out. Thanks to Mary Ann, the Deputy Mayor and the City Manager for putting smiles on 150 people in an hours' time; we expect it to be a lot better next year. We now know what we are up against. This was the first year for this charitable bicycle event. It was an honor to be there and welcome them to our city. The ice cream social is coming up. If you like free ice cream and other free stuff, it will be on Saturday, September 15 from noon to 4 pm at the Airway Shopping Center. Elvis will be returning and also a band

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called The American Kings. We are adding a car show; there will be cakes and ice cream from Dairy Queen along with pizza from Papa John's, and some great food from the grill of our members, Homer Rice, who has his own Cajun business. If you like Cajun food or want to do a Cajun event, he is the guy to call. The museum is also open at that time.

Mr. Denning: Also, September 15 is the Air Force Marathon. It will be over by then.

Mayor Flaute: We do have a need for an executive session. I don't expect we will be in more than 30 to 45 minutes at most. I don't expect to have any legislation when we are out of Executive Session.

**ITEM 20: EXECUTIVE SESSION:** A motion was made by Mr. Denning to enter into executive session for purposes allowed by law: Codified Ordinances Section 103.01 (d) (1) – *Unless the City employee or official requests a public hearing; to consider the appointment, employment, dismissal, discipline, promotion, demotion or compensation of a city employee or official or the investigation of charges or complaints against a City employee or official.* Ms. Campbell seconded the motion. On call of the roll: Mr. Denning, yes; Ms. Campbell, yes; Mr. Curp, yes; Ms. Fry, yes; Deputy Mayor Lommatzsch, yes; and Mayor Flaute, yes. The Council entered into executive session at 9:03 pm.

**ITEM 19: ADJOURNMENT:** The Council came out of executive session at 9:56 pm. and a motion was made by Mr. Denning to adjourn. Mr. Curp seconded the motion. All were in favor; none were opposed. The meeting was adjourned at 9:56 pm.

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William R. Flaute, Mayor

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Clerk of Council