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**ITEM 1: CALL TO ORDER:** Mayor Flaute called the Riverside, Ohio City Council Meeting to order at 6:02 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, present; Mr. Fullenkamp, present; Deputy Mayor Lommatzsch, present; and Mayor Flaute, present.

Staff present was as follows: Mark Carpenter, City Manager; Tom Garrett, Finance Department; Bob Murray, Economic Development; Dan Stitzel, Fire Development; Brock Taylor, Planning and Project Management; and Matt Sturgeon, Police Department.

**ITEM 3: EXCUSE ABSENT MEMBERS:** There were no absent members.

**ITEM 4: ADDITIONS OR CORRECTIONS TO AGENDA:** The agenda was revised prior to the start of the meeting removing Ordinance 18-O-665, a supplemental appropriation.

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

**ITEM 6: WORK SESSION ITEMS:**

A. Recognition of Fire Fighters

Mr. Carpenter: I'd like to take some time to recognize a couple of our Fire Department members. Chief Stitzel will do the presentation and explanation of the reason.

Chief Stitzel: This evening I come to you with Lieutenant Brett Wenzler and unfortunately Fire Fighter Paula Balcom is ill and unable to be here this evening. This surrounds the incident at Overlook Homes June 30<sup>th</sup> and the couple days of intermittent power outages they had. It was really hot outside and there was a need for intervention – finding some cooling centers, water, and things like that for the residents; just trying to find out what's going on and the need for communication. This was identified early on and Lt. Wenzler was running as Battalion Chief that day. He went over to talk with the Overlook maintenance people to get an assessment of what was going on and what needed to be done. He realized it was going to be a fairly extended incident, about four to five days without power and they were working on a plan for a temporary fix which we didn't know would come to fruition. Lt. Wenzler started working on setting up cooling centers and calling in resources including the Jaycees and the church across the street while he was working with the management of Overlook Homes. He went above and beyond and took the initiative even though we never got dispatched. We saw that need and he took it upon himself to run over there and do everything he did.

We have quite a few residents of Overlook Homes as part of our community paramedicine program and we have a list of names and phone numbers that we have responded to on respiratory ailment type calls and/or folks who are in the program. As Lt. Wenzler was working on the cooling centers, Paula Balcom was calling all these residents to check on them and see if they needed anything specific that we could help with – a ride, some water. A couple of them had concerns about their oxygen generators not working and their portable oxygen cylinders were running low. All these things were on our radar mainly because of the great work between Lt. Wenzler and Fire Fighter Balcom.

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Our Community Para-Medicine folks with Outreach Montgomery County came to us, Mr. Carpenter and myself, and we just wanted to recognize the efforts of these two individuals and the entire shift that day. They just really did a great job and exemplified what we want from our staff in these times of crises. We have a Certificate of Appreciation to Lt. Brett Wenzler: *In recognition of your contributions to the residents of Riverside, Ohio Overlook Community during the intermittent power failure of July 2018. Your dedication to the Community Para-Medic Program is profoundly appreciated.* It is signed by Sharon Sherlock, the Executive Director of Reach Out, and Mark Carpenter, City of Riverside City Manager. On behalf of our department, thank you for a great job.

Deputy Mayor Lommatzsch: I want to tack onto his performance. On Saturday at the picnic, he was recruiting young Firemen. He spent an inordinate amount of time opening up elements of the truck and explaining to the young people the purpose. I dropped in on several occasions and I have pictures of you doing that and I will share the pictures. I was really impressed with the education you were giving those young fire fighters and encouraging them to become fire fighters. I thought that was pretty cool and a great job.

#### B. 2018-2019 Budget / Airway Road

Mr. Carpenter: There's one component that's maybe is not part of either of those discussions tonight but I did want to give a brief update on the Airway Road project that is scheduled for 2020. If we intend to fill out the OPWC application for that project it would be coming due at the next council meeting. Mr. Taylor can give a brief outline on what that project consists of and where we are with that project.

Mr. Taylor: This project was applied for back in 2014 and will be executed in State fiscal year 2020, so it will go out to bid late next year. This project was originally estimated at about \$2.8 Million to do Airway Road from the intersection up to Joe's Pizza. Through the design process there was a safety study conducted by ODOT for the intersection at Woodman and Airway and from that we were able to apply for additional funds at a much lower split. The original split was 60/40 on the \$2.8 Million; then we were able to add the SAFETY Funds which were at a split of 83/17 which is significantly cheaper. We were able to roll some of the Airway Road project into the SAFETY Funds and combine them as one project. We are at about a \$2.1 Million project. The last numbers I had for the local match was about \$800,000 to \$850,000 and if we couple that with OPWC, we should bring our match down to around \$340,000. Choice One is working with ODOT to get the correct number on what that project is and the split. LJB was the original contractor who did the application and the design work. I can forward those numbers as soon as we have them. We will be looking at a 60/40 split which is where we get the most points and given our situation I think we would want to get the most points but we might be able to bring that down more so our split is a little lower. I'll get the numbers and hopefully I'll have a couple different choices for Council to decide from; what will get us more points and is what will bring our costs down. Right now we are looking at a \$340,000 budget for next year max for almost a \$2.4 Million project. Mr. Carpenter: In 2020. Mr. Taylor: 2020, sorry. I think we have a good chance for the OPWC because it will be couple with the TIP funds and the SAFETY Funds and we get extra points for that.

Mr. Curp: Are we familiar with TIGER Grants? Mr. Taylor: No. Mr. Curp: In yesterday's newspaper, Senator Sherrod Brown announced transportation grant funding that had been approved by congress and as part of that there are additional monies in the TIGER Grant Program which is the Transportation Investment Generating Economic Recovery Grant Program. It might be beneficial for us to look

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at; whether we could qualify for any funds, what it takes to apply, and what the timeframe is or planning horizon for the award of those grants.

Mayor Flaute: TIGER Grants are becoming popular so we should get brushed up on them.

Mr. Carpenter: The next item I want to talk about are the documents in front of you about the supplemental appropriations. These are just sample documents and we have been wrestling around with trying to figure out the best way to demonstrate where the money is coming from and moving to. So I've just been talking to different folks on how is the best way to present this format. The first sheet is the typical supplemental you would see in the packet. To add a little more definition to this exhibit would be to talk about the subject matter and where the money is going. If you work your way down to the fire side where you would have an increase and a decrease within the same fund, we would have a sub total, at the end of the document we would have the total of the increases and decreases, and then we would have the net.

Mayor Flaute: This is what we usually get when we switch money around and we still have to have some kind of ordinance to do that. Mr. Carpenter: Yes. When we move money from fund to fund or department to department, we would need to have a supplemental appropriation. Mr. Garrett has the authority to move line items but Council appropriates money to the funds.

Ms. Fry: The operating expense at the bottom for fuel; is that in the fire fund? Mr. Carpenter: Yes; Service, Police, and Fire each have a fuel fund. Mr. Garrett: Each of the major funds are separated into personnel costs, operating expenses, and capital. Ms. Fry: So the subtotal is for the personnel part of the fire fund and the operating expense is separate which is why it is on its own line. Mr. Garrett: Correct.

Mr. Fullenkamp: So these transfers are occurring within fund 201; I'm trying to figure out where the money is coming from and where the money is going. Mr. Carpenter: Right, and that is the challenge. It's not exactly what its saying; for personnel in the fire fund that is the case but for the operating expense we could take that from the fire fund or in theory we could move that from another department into the fire fund. Mr. Fullenkamp: Are you going to tell us where it's coming from. Mr. Carpenter: That leads into the second example. This could be an addendum or supporting documentation and it would show what line items the money is coming from. Mr. Fullenkamp: Can you give an example from this spreadsheet how we would know where this money is coming from and where it's going? Mr. Carpenter: This would have to be modified; if you take all the line items you are decreasing and put it into a pool and then the money coming out of the pool, show where it's going. If you have two funds, say fire and police each need \$5,000 for operations and fire has \$10,000 in personnel, I can move \$5,000 from personnel to fire operations and \$5,000 to police operations. Sometimes you will have to take it from two line items to move to one fund. Mr. Fullenkamp: While I'm interested in the line items, at the other level I'm interested in knowing if we are going from one department to a different department or within a department. I'm also interested in knowing if the money is coming from the general fund. I want to know the source and destination. I think you can break out the individual line items since I'm assuming there is some tracking of when money goes from one line item to another. That's detail to me but first I want to know from fund to fund, from general fund to department, from fire to police, or within the fire department. That's the first level that I'm personally interested in; after that we can address what happens on the individual lines. That's important for budgeting purposes, to know whether those lines are accurate or whether they are always being transferred to another line. Mr. Carpenter: Do you want to see that on the exhibit or in supporting documentation. Mr. Fullenkamp: You can give me supporting documents for that. The

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exhibit says 100.110 operating expense increase and I want to see where that money is coming from.

Mayor Flaute: On the second sheet it shows a column that is savings; so that is the amount of money you saved and you are moving.

Mr. Denning: What I'm getting out of this sheet is that these are all the different places that you looked at the budget and it looks like we will have money left over at the end of the year. So you're adding all that together for a total of \$200,000. That shows us where you are saving it and now we are saying on the exhibit that you need to increase two operating funds for IT and the nuisance abatement. As long as I know where you are saving it from and that these increases don't go over this \$200,000 that you are planning to decrease from the other budgets, that is the general information I need to make sure we are not increasing our bottom line on our original budget.

Mr. Fullenkamp: I think it's important for budgeting purposes to know where money is coming from and where it's going. If we are pulling from certain lines all the time and those are lines that really aren't functional or don't reflect much; why have them if they are just being used to transfer later on. I'm willing to give on that some but to know where the money comes from and the rationale is we've saved money in that department on some of these items and then where the money is going. I just want to know the in and out; source and destination. That's what I'm asking for unless the rest of council doesn't think that is an important piece of information to have; and that's fine, but that's the most valuable information I can see. Then if we have details about what happens on individual line items that helps us to budget for next year to say, well, we just transferred this money out of this line item to someplace else anyway, we only used 10% or 15% of it and we ended up transferring it.

Mayor Flaute: But we don't have those line items. Mr. Fullenkamp: Mr. Garrett keeps track of that. Deputy Mayor Lommatzsch: What kind of line items do we not use? Mr. Fullenkamp: Office supplies; we over budgeted, so now we transfer out of that. So now for next year's budget, we look at that and say, we over-budgeted for that and we used that money someplace else. Again, source and destination between funds, departments and types – operating, personnel, and capital. That's the bigger picture and that may be sufficient at this point until we get a little more sophisticated in how we generate our spread sheets and how we account for our transactions to do the supplementals.

Mr. Carpenter: So do you need the purpose where I've added IT service or IT equipment or part time wages or health insurance; do you need that on the exhibit? Mr. Fullenkamp: I don't really care what form it is on just so the information is available. You could put it there or it could be a supporting document. If I'm not making sense, you all have to let me know. If I'm asking for too much detail, I'm willing to listen but I think that was the purpose of the conversations we've been having; first, don't automatically take it out of the general fund and then, show when we are transferring between departments and different classes of expenses. I think it is reasonable to ask for that. I think if we use that for a while, we will understand why that's important and why it is useful. That's my opinion.

Mr. Curp: I concur with Mr. Fullenkamp; those are the things we talked about - identifying where we have surpluses in different areas that aren't going to get spent because we over-budgeted or we planned for something that now, isn't going to happen. Rather than that money sit there and have supplementals that take from the general fund carry over as opposed to clawing back those monies that aren't going to be spent; I think that's what we asked to see. Mr. Denning: I think that's a little easier to see this time of year than it would be in February. This time of year we can pretty

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much see what projects are going to be able to get finished by the end of the year and what aren't. So now we can really go through the whole budget, see what isn't going to happen, and say we have extra dollars to go towards Airway Road or something like that. I think that's what we need to see. You can tell us you are saving money but we need to see where exactly did you pull that from; was that a project that didn't get done that we are going to have to budget for next year or was that just over-budgeted and we need to look at that line item and make sure it doesn't get over-budgeted next year.

Ms. Fry: In listening to the other comments, one concern I'm thinking about is specifically the fire fund. I know how all the expenses are categorized but it's not clear from the paper in front of me that we are not pulling money from the fire fund to spend in other areas that it is not designated for. One way I would be able to see that is if you also adjusted the transfer from the general fund line so that we increase or decrease the amount of the transfer from the general fund. Then we could see that it's not coming from the actual fire fund. Mr. Carpenter: Are you saying going back to the general fund where we've transferred into the fire department. Ms. Fry: Yes.

Mayor Flaute: Would you rather see it on supporting documentation rather than an ordinance watered down several pages of increases and decreases. We usually try to keep the ordinance as simple as we can and have the information on a separate spread sheet. Ms. Fry: That would be fair. Mr. Denning: I think a memo explaining it with a separate spread sheet saying this is what's happening. Mr. Fullenkamp: They are both attachments, right? Mayor Flaute: Would the spreadsheet be considered an attachment to the ordinance. Mr. Carpenter: That's something that would be new; it's supporting documentation with the memo. Mr. Garrett: I guess we could put it in there; I thought we were just using it to show you the big picture and it's just additional information and not actually part of the supplemental. Mr. Fullenkamp: I think we are all mostly interested in where the money is coming from and where the money is going and to see how those transfers are working. That gives us a clear picture that we are looking for those items where we don't expect to spend all that money during that fiscal year or we have reasonable expectation of that. Maybe you need to give us something once with that information; here's where it's coming from and here's where it's going information. I don't get that from this one. That's not hard to do is it Mr. Garrett?

Mr. Garrett: It's quite complicated; that's why we've been struggling with it. Mr. Fullenkamp: I look at the exhibit and I see operating expenses and we are going to increase IT services by \$12,500. That money is coming from somewhere, correct? Mr. Garrett: Right. Mr. Fullenkamp: For equipment, same thing; you want to increase by \$9,500. That's all I'm really asking for; the details of the line items is a little bit of a different issue but it all flows into these bigger sets of numbers. I think that's all we are trying to ask for here. Mr. Denning: So the \$12,500 and the \$9,500, is your idea that the decrease of \$58,500 in the fire fund will cover that? Mr. Carpenter: Yes, if possible. Mr. Denning: That's the information we need. Mr. Carpenter: That is what Mr. Garrett is saying is the laborious portion of this. It is certainly possible.

Ms. Fry: Tell me where I'm off base but to me, if you put those transfer lines in then it becomes very clear. When you put the transfer line in then it would zero out each of the categories with a zero sum total at the end. Mr. Garrett: Well it may not be a zero sum total but I think what you are saying is, if we have extra money in the fire fund and we are giving to police, then we put a line in saying transfer out of fire fund and transfer in police fund. Mr. Fullenkamp: Yes. Mr. Denning: That's all we're saying.

Mr. Curp: Another element I have an interest in is to have each department or fund, self-fund their increases from other areas. For example, on this summary sheet, the only one that gave any blood was the fire department; everybody else got funded out

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of the fire department instead of from their own excess funds. It is understandable for the general government fund but if the police department needs more money in one area, then as much as possible that money should come from someplace else in the police fund as opposed to coming from the fire fund or someplace else. Only when they run out of their own money should they be tapping into some other department's money. Otherwise there is no incentive for people to manage their budget. Mr. Fullenkamp: I support that too. Deputy Mayor Lommatzsch: I can't disagree with that either. I would have hoped that would have been happening. Mr. Curp: Maybe it is.

Mr. Carpenter: The other thing I would like to point out or ask; within the line items within the same funds such as on the second sheet I point out where in the general fund, moving money from election expenses, to show that money is going into contracted services to help offset some of the costs of the IT project. Is that something you want to see as well on this supporting document or is it just moving money from fund to fund and department to department. Mr. Fullenkamp: We were talking about line items before and that's the next level of detail. Yes I'd like to see the line item information especially when it's a significant amount of money. That tells me why we aren't using it for which we originally budgeted it before. It's another level of detail I think is important to see and if we can do everything in one cut, I would be really happy with that.

Mr. Garrett: I just want to point out, I doubt it's going to be a one-time adjustment; something's going to happen in the next three months down the road. Mr. Fullenkamp: We know that. Mr. Carpenter: Mr. Garrett and I were talking earlier today about a fire bond. Mr. Garrett: There was a fire on Lynn Haven and a few days ago we got in the insurance deposit that we hold in trust until they clean up the mess and then we release that money back. We need an appropriation to release the money back. Mr. Fullenkamp: For unexpected events, I don't have a problem doing a supplemental for things you can't predict. I don't want you guys trying to predict unpredictable events, it's not a good use of your time. I expect future supplementals but I don't like seeing supplementals in January.

Mr. Carpenter: The estimates we have for Airway Road are \$500,000 to \$550,000 to do from the bridge by Arby's going east to the corporate line. I want to ask Council how they want to proceed with that project.

Mayor Flaute: Anyone want to start the discussion with their thoughts or ideas; do we want to spend the \$500,000 to get it done? Mr. Denning: I don't think we have much choice to get that done.

Mr. Curp: I would like to see some kind of a work up like we received this evening to see where there are pockets of money that won't be spent and aggregate that to see how much money we have. Then, we'll know how much we have to supplement the project from the general fund as opposed to just spending general fund money. If we have to recoup any at the end of the year, fine, but let's just go do it. I understand the decision to do it but I would like to see a little more work in uncovering monies that could be freed up to spend on doing Airway.

Mayor Flaute: I guess before we even do that there is one thing I really dislike; when the school needs money, they take away sports programs. Well, we have a road that's in pretty bad shape and we are asking for more money from our citizens; maybe we need to leave that road as an example of why we need more money. Does anyone see that logic?

Mr. Denning: We cannot afford to let that road go another year. We would have been doing it last year had we gone for a levy last year. We can still use it as an example but

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if we don't spend the \$500,000 to get us 10 or 15 years, we are going to end up spending two or three times that amount because it's going to end up being much worse and we'll have to do a lot more work to it.

Mayor Flaute: Mr. Manager, is what he just said a fact. Mr. Carpenter: The road is not going to get any better. Mayor Flaute: I realize that and we have to continue to repair it.

Ms. Fry: Are we at a critical point of deterioration? Mr. Carpenter: Yes; just to repair the patches is \$177,000 and then you would be tying into pavement that will likely deteriorate in the next year. It would be an ongoing process, so do you invest the money to do the whole road that should last 15 years or do you just continually patch and piecemeal.

Mr. Fullenkamp: Mr. Mayor are you suggesting we just let it go and say here's what you got if you don't vote for this levy? Mayor Flaute: We should patch it to keep it under control as good as it is now but if we spend \$500,000, as a voter I might say, well the road was in bad shape and they found \$500,000 to fix it. Mr. Denning: So you are suggesting we spend \$177,000 to patch it and then three years from now, we are going to have to spend \$500,000. Mayor Flaute: If there's no logic to that then I stand corrected.

Deputy Mayor Lommatzsch: I wasn't here and I apologize for that but my understanding is the levy is for neighborhood streets. Airway Road wouldn't be part of the levy. Mr. Fullenkamp: It's not just residential streets. Mayor Flaute: It's all streets; Woodman has a problem also. Deputy Mayor Lommatzsch: So this is for thoroughfares as well as neighborhoods? Mr. Denning: Yes. Mr. Curp: To a lesser ratio. Mayor Flaute: Springfield Street is in horrible shape but we are still going to wait two years because we have grant money coming.

Ms. Fry: We are only covering thoroughfares when absolutely necessary, right? Mr. Fullenkamp: We have a local portions with grants so this would cover matching funds. Mr. Denning: Our 20% or whatever is necessary to get the costs down on our thoroughfare projects. Mayor Flaute: When we go for grants, it takes three or four years. Deputy Mayor Lommatzsch: With MVRPC it takes 5 years. Mayor Flaute: We still have to go for the grants; if we don't, every road is going to cost us the total amount. Mr. Denning: Well we can't get grants for residential streets so the majority of that levy will be used for the residential streets.

Mr. Curp: Mayor Flaute is correct in the philosophical sense in that sometimes people have to feel the pain in order to understand the importance of what you are trying to get done. Not that anybody goes around trying to purposely inflict pain; just putting off the maintenance on the streets as long as we've done is inflicting pain enough. It's not because it was a purposeful effort to inflict pain; it was that the city didn't have any money or funds to do the kind of street maintenance that needs to be done in this community to maintain the streets in the residential neighborhoods. I think people are feeling the pain already; they see it in front of their house, they see it on streets they drive such as Silver Oak or Forest Ridge Blvd. They see it, so I don't think we have to do anything purposeful and it's never been the will of this Council to purposely cause discomfort for the citizens or the businesses. But there is merit to people feeling the pain. Deputy Mayor Lommatzsch: That does work.

Mr. Curp: That's part of the marketing campaign for the levy. We can't just do a one-time thing in the newsletter that comes out in a month and assume that's going to take care of things for the November election; that won't work. There has to be a story, we have to carefully craft that, we have to inform the community, and get that story out to

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them. Mr. Fullenkamp: And we have to repeat that story. That's why I'm concerned about cutting election funds and the ability of getting information out to people. Deputy Mayor Lommatzsch: We have to be very careful; you can put facts out but you can't put a sales pitch out. Mr. Fullenkamp: I understand but we can give information. Ms. Fry: You can give the context of how we got to where we are. Mr. Fullenkamp: We know how to be careful about that; but we can't just tell this story once, we will have to tell it multiple times.

Deputy Mayor Lommatzsch: When would we expect to spend this \$500,000 and get this job done - between now and winter? Mr. Carpenter: Yes; I was talking with Mr. Putthoff at Choice One and at the last Council meeting, we talked about having to make the decision at this meeting. We have to have 30 days to advertise and the work needs to be done by October. The thought was that if we could make the decision tonight, they can put the RFP together, get it out to bid, and get all the work completed by October.

Mayor Flaute: What Mr. Curp is saying, if we get all the information he needs, it won't be until next meeting that we would be making this decision. Mr. Denning: I think the answer is we want to get it done but we can do the funding at the next meeting and part of that would be we found say \$200,000 in this year's budget and we are only going to need to add \$300,000 out of general fund. We are not going to pull the whole \$500,000. I think we can make the decision now if we are going to move forward with the project. I personally think we should move forward with the project.

A motion was made by Mr. Denning to move forward with the repair of Airway Road. Deputy Mayor Lommatzsch seconded the motion.

Mr. Fullenkamp: What happens if the bids come in too high? Deputy Mayor Lommatzsch: Can't we reject them? Mr. Fullenkamp: Then where are we at? We don't have any bids right now, just some assurances. Mr. Carpenter: Right. We haven't developed the RFP and it hasn't been advertised. We have had people that have done road work for us look at it and give us their opinion, then we also had Choice One look at and they said that's about what they would expect.

Mr. Curp: This is just for road work and not sidewalks or retaining walls. Mr. Carpenter: Yes.

With no further discussion, on the motion to mill and fill Airway Road East starting with the bridge at Airway Shopping Center and continuing east to the corporation line, a roll call vote was as follows: Mr. Denning, yes; Deputy Mayor Lommatzsch, yes; Ms. Campbell, yes; Mr. Curp, yes; Ms. Fry, yes; Mr. Fullenkamp, yes; and Mayor Flaute, yes. **Motion carried.**

Mr. Carpenter: Going back to the 2019 budget; I gave you an update. It wasn't a lot of an update but I made some adjustments on the 2019 Manager column. I want to do a little more fine tuning and I want to ask Council if there is anything in there you want to see or you have concerns about.

Mr. Fullenkamp: I'm concerned we've reduced the residential street number to zero. Mr. Carpenter: It is at zero right now. Mr. Fullenkamp: I don't like that.

Mr. Curp: I agree. Mayor Flaute: So what number do you want to plug in there? Mr. Curp: \$1.0 Million and a balanced budget. Mr. Fullenkamp: I don't want to do less than we've been doing; I'll go that far. Mayor Flaute: \$350,000. Mr. Fullenkamp: Yes. Mr. Denning: Was zeroing it out based on existing money and not including if the levy passed. Mr. Carpenter: Correct. I didn't calculate the levy at all. Mr. Denning: To be



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more positive, I think we need to bet on the levy passing and what your budget would be if the levy passed; because the plan would be that we would probably bond that. Mayor Flaute: We'll know by December. Mr. Denning: He's trying to put his budget together and what I'm saying is when you put your budget together, I want it to be in the positive direction in getting those streets done. We can always pull it out but I think we need to be planning on doing residential streets. If we pass the budget and we don't have anything in there, then we can't do anything. Mr. Carpenter: I would say we wait until November.

Mr. Fullenkamp: Why did you drive that number to zero? Mr. Carpenter: To show a basic budget; what it would look like with no streets and that we would still have a deficit. That was the purpose, to show where we are. Mr. Denning: I think the answer is we don't want that.

Ms. Fry: I would argue that it would be easier to go the other direction; to see what it would look like if the levy doesn't pass because that's the dire situation. It would be easier to layer the bond on top of that. Mr. Carpenter: That's exactly my thought; it's easier that way then if the levy passes I would suggest we create a separate fund and put all the money in for streets. Ms. Fry: Maybe we want to see what that looks like. Mr. Denning: We're going to bond so you would have the money next year.

Mr. Fullenkamp: Part of me doesn't want to change that \$350,000/year number even if we pass the levy because we would be saying we are going to divert those funds away from roads to something else now and that may be what we have to do. The promise is we are not going to use this money to create new positions or new programs or anything like that but in a sense, we release \$350,000 almost as discretionary funds going forward. We have to be careful about the perception of that too. Instead of spending \$1.9 Million, maybe we should be spending \$2.2 Million. Mr. Carpenter: If we get a bond it will be much more. Mr. Fullenkamp: That \$350,000 could be used to repay that bond in addition to the money we would get from the property tax. Those are my thoughts.

Mayor Flaute: Ms. Fry, are you saying we keep it at zero and that would be easier to explain? Ms. Fry: I was saying that if we created the budget around the assumption that the levy doesn't pass, then we would know what that would look like and that would be the worst case scenario. Then we could have a supplemental document of what it would look like if the levy does pass and these are the roads we plan on doing first. Mr. Curp: I agree with that.

Deputy Mayor Lommatzsch: That's not a bad thought because the story has to be pretty black and white to show a plan. Mr. Denning: The other side of the story is \$350,000 is what we've been spending, these are the four streets we will be able to do, and it's going to take us 60 years to get back to the street we just did last year. If we pass the levy we are going to do not only these four streets but we are going to do these additional 10 streets. I think that's the better story than taking that total out of the mix. Like Mr. Fullenkamp said that's \$350,000 we are using other places to pay salaries or whatever and we've been doing \$350,000 in streets, so I think we need to stay at that level. We can show how slow it's been going and this is how much we'll be able to do if we add this funding. That's my opinion.

Mr. Curp: The other thing is the approach of budgeting for streets at \$300,000, \$350,000, or whatever puts streets on par with all the other important projects in the city that the other departments have and also helps us and the department heads see how much money is truly available for funding the rest of the city's operations. It then helps the City Manager have the department heads negotiate for the priorities across the city.

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Mr. Fullenkamp: We have to remember also that we made a promise to spend the tax credit money for capital items. We can't change those rules, so it may be that we have to continue to spend more money out of those tax revenues for things like road and bridges and thoroughfare projects. There are a number of moving parts here so just to say we are going to cut \$300,000 out of roads next year may violate a promise we made the people when we passed that tax credit. What are you going to spend that \$300,000 on? Mr. Carpenter: Right now it is programmed on engineering for Springfield Street and some capital equipment. Mr. Fullenkamp: Okay but we have to remember we committed those tax credit dollars to capital items and that has to be included in that equation.

Mayor Flaute: It looks like the consensus is to put that money back. Mr. Carpenter: We will put that money back in the service department for streets and verify we have enough money covering the tax credit. Mr. Fullenkamp: I don't want you to buy capital items just because we have to; I want those purchases to be based on need. Mr. Carpenter: Sure. I think it was pretty minimal on what we had in there; I think the most significant purchase is the body cams. Mr. Fullenkamp: You freed up \$150,000 from last year's spending for 2019. Mr. Carpenter: Right and some would be used for body cams. Mr. Fullenkamp: Right but that's not a big number and it's over five years. Mr. Carpenter: Now it's not a big number; it was initially.

Mr. Denning: Did you get what you need from us. Mr. Carpenter: Yes, I appreciate that. I'll have something for the next meeting.

**ITEM 7: RECESS:** The Council took a recess at 7:02 p.m.

**ITEM 8: RECONVENE:** The meeting was reconvened at 7:16 p.m.

**ITEM 9: PLEDGE OF ALLEGIANCE:** Deputy Mayor Lommatzsch led all those in attendance in the pledge of allegiance.

**ITEM 10: MINUTES: Consider approval of the minutes of the July 7, 2018 special Council meeting and the July 19, 2018 regular Council meeting.** A motion was made by Mr. Denning to approve the minutes as written. Mr. Fullenkamp seconded the motion. Six were in favor; Deputy Mayor Lommatzsch abstained due to being absent from the meetings. **Motion carried.**

**ITEM 11: ACCEPTANCE OF THE AUDITOR'S CERTIFICATE OF VALUATION:** A motion was made by Mr. Denning to accept the Auditor's Certificate of Valuation requested by Resolution No. 18-R-2392 passed July 19, 2018. Mr. Fullenkamp seconded the motion. All were in favor; none were opposed. **Motion carried.**

**ITEM 12: ACCEPTANCE OF WRITTEN CITIZENS PETITIONS:** Mayor Flaute advised citizens to fill out a form if they wished to speak about agenda or non-agenda items.

**ITEM 13: CITY MANAGER'S REPORT:**

- A) Monthly Update – Finance Department
- B) Monthly Update – Economic Development Department
- C) Monthly Update - Administration

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D) Monthly Update – Planning and Program Management

Mr. Carpenter: In your packet is the report; if you have any questions I can answer those at this time.

Mayor Flaute: Under Fire/EMS Service, crews performed on last one story unit at the Senior Lofts Development. Would someone explain? Mr. Carpenter: I omitted the word inspections; they performed inspections.

Deputy Mayor Lommatzsch: On the minutes of the July 7, 2018 special meeting, it says Mark Campbell instead of Mark Carpenter. It's a minor typo we need to correct.

Finance Department Monthly Update – Mr. Garrett: I have a very brief report tonight; we are very early in the month and I haven't finished entering all the transactions for July yet so the reports haven't come together yet but I'm working on them. One thing to bring to your attention is the Bureau of Workers Comp gave rebates to I guess every company they insure got a rebate because they have excess funds and we received a rebate of \$107,000. It was posted as a deposit into the fund balance for each of the funds. I did that because we pay the premium by allocating to the payroll for each of the departments; Police got \$34,000, Fire got \$14,000, and etc. It's a deposit into the fund balance and it is not available to use unless you appropriate it.

Mr. Denning: That would be a good start on Airway Road. Mayor Flaute: Why can't we use it on anything else? Mr. Garrett: You can with Council action but I didn't reduce any expense or change any of the appropriations, I just deposited the money in the various departments.

Mr. Garrett: you may have heard but July's income tax receipts were up again from the month before. We are up \$280,000 from where we thought we were going to be and we'll keep our fingers crossed for the remainder of the year.

Economic Development Monthly Update – Mr. Murray: I think everyone has the list and I'm going to talk about the ones in bold. Staff met with the owners of the car wash; the owner is in Kuwait but his son is a University of Dayton graduate and came to the meeting. Mr. Taylor and I met with him at the same time but at different moments. We both recommended tearing that building down. We also informed him it would be a good idea to move the light pole and that it is eligible for CRA credits. They are going to be looking at that in a different light now and hopefully they will be doing something other than what they had planned from the very beginning.

Mayor Flaute: What's going to happen August 10<sup>th</sup> at 10:30? Mr. Murray: We have the grand opening for the new restaurant across from East Town on Linden. It's the Vistro and they have a 4.9 rating by its fans. It started as a food truck and now they are occupying the space where the Yemen restaurant used to be. We are looking forward to that.

At 101 Woodman, Mr. Curp informed that building is for sale. It did appear on LoopNet and I did finally get ahold of the CEO of InfoCision. They have a long term lease there and they are aware it's for sale but they are very secure and they are doing a great business, so they fear nothing from that sale if it should ever take place.

Dropping down to Burkhardt at the La Guadalupana Grocery, and I know I've said this before, but their final inspection is supposed to be Tuesday. They did have some problems with fire safety; there were some plans that didn't match to the county with what we had. Hopefully they have gotten that resolved. They were stocking the shelves today so that is coming together but it's about three weeks late.

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For Wright Point; Tenet3 is working on their kitchen and they are proceeding on that lease. I had a long conversation with Al Woolford and he's looking for 3,251 square feet additional to what he has now. His total will be well over 16,000 square feet in this building. Again, he won two contracts and is doing very well. Going down to UTS, United Technologies, they are looking at drawings now and they want to be in place by September. That would be two additional offices and a large conference room. It will double their space but they were in a small space before.

The 3<sup>rd</sup> floor lobby estimates came in way off from what we had thought, so we are going to deny the one bid we did receive and start over to redesign something that will fit more closely to our budget. For the elevator, we did sign a purchase order for \$18,000. What that does is take the elevator in this building and change it to an electronic elevator instead of a mechanical. That should solve a lot of the calls I've been getting and we have some disgruntled tenants because of it. They are satisfied right now but it will be an upgrade.

For the sewer project at Eintracht, I've got details on that and it is going to require a meeting with Dayton. I'll talk more about that in executive session. On the back of the list, Ms. Minnich has done a great job in keeping up with the Chamber and they have been going out on these numerous calls. These are good will calls and not the kind of calls that get to the nitty gritty of their business but it is something we haven't done for a long time and everybody seems to appreciate it.

Mayor Flaute: Well it looks like you are doing some visits and the visits are going well. Mr. Murray: We are trying to keep them up and again, we want to get down into the nitty gritty with these companies and all we are doing right now is saying hi and shaking hands. I did have a great meeting that I will talk about in executive session as well.

Administration Monthly Update – Mr. Carpenter: Mr. Lohr is on vacation this week so we'll have him report next meeting.

Planning and Program Management Monthly Update – Mr. Taylor: As you know we've had turn over in both the Code Enforcement Officer and the Zoning Administrator and I think we've reported that they have both started. The Code Enforcement Officer started on June 28<sup>th</sup> and he has received 149 new complaints for code violations. He has finished following up on the 50 complaints that were entered in the space where the former officer and the new officer started, so he is caught up there. We started keeping track of the temporary signs in the right of way and July's count was 75 signs removed. With the abatement issues, we took this time to really look at our list. We had a vacant list of properties we've been mowing averaging about \$40 each, so we pay about \$2,000 every month maintaining those lots. We took this time trying to whittle that list down by sending out new letters; we did a lot of research looking for new addresses and we contacted a lot of different people. As of to date we've had three respond who will start maintaining their properties and paying the bills we sent them and that lowered the count to 49 but we've found four more vacant lots, so we've kind of gone the wrong way. We are trying to fix that list but it seems like one step forward and two back. We'll get it going in the right direction sooner or later.

Mr. Jeff Green is the new Zoning Administrator and he processed in the last two weeks 19 permits. He's going back and checking if there were any that fell through the cracks. He has also been doing inspections as permits get done and he's catching up on the inspections. I'm really happy to have him and he's a big asset.

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On the development side, the plans just arrived for Arby's on Linden Avenue; they are redeveloping that site. It will be a complete remodel, exterior and interior, so from there we have asked them to give us plans for sidewalks, curb and gutter. We had the U-Haul on the corner install sidewalks, curb and gutter; McDonalds has a sidewalk but no curb so we are not sure how a curb and gutter panel will impact that but we will have them submit the plan for our engineer to review for issues. We will be getting a sidewalk so it will go from the corner of Spinning up past Arby's and we are getting closer to making the connection.

On the other side of development, U-Haul has a purchase agreement with K-Mart with an option which is if they don't get what they are asking for they can get out of the agreement. They are going to be asking for a map amendment like they did on the U-Haul down on Linden changing the 10 acres and the building to Industrial or a Heavy Commercial overlay. We've explained that is probably not going to get passed but they are willing to spend their money to present it to Planning Commission and to Council. We haven't seen any plans from them and they have been talking to us for a couple months. We will keep you updated on that.

Mayor Flaute: That is the K-Mart property? Mr. Taylor: U-Haul wants it for indoor self-storage and they don't want to put staff there because they can manage it from the other site. That doesn't fit into the Comprehensive Plan as a sustainable development and making sure we are developing in a way we can maintain ourselves. I've explained that to them and they are willing to come in here and roll the dice.

Mr. Taylor: For the I-Works Program, we have had our initial install meeting. The portion we purchased has permitting and code enforcement. We went over permitting and they need more information from us which we will be getting to them to update the program. We are hoping to go live on September 1<sup>st</sup>; that's a tentative date and I want to make sure all the bugs are worked out and as we get closer, I will want to give a presentation on that before we go live to let everyone see how that works.

Mr. Fullenkamp: As I'm driving around the city I'm looking at city owned properties and in some cases I see us falling way behind on grass and maintaining these properties. It got me to wondering how we paid to mow properties like Bonnieview, Hazelton, and Ketcham; how do the funds flow – I'm hoping we are not using abatement funds for that. Mr. Taylor: I think on most of those we do use abatement funds. Bonnie view will be mowed this month and there is some overgrowth on what we didn't know was our property between the two fences. It is impacting a person's property pretty badly on Fenwick Ct. Mr. Fullenkamp: So what is our standard and is it appropriate that we use our abatement funds to mow the properties we own? Mr. Taylor: I don't know if it would be appropriate to have our service department mow those. Mr. Fullenkamp: I'm just asking about abatement funds, those seem to be for property owners that aren't able to maintain their property. I'm wondering about using abatement funds to maintain city owned properties. Mr. Taylor: I'd love another line item for that.

Mr. Carpenter: I'm trying to understand what was previously used to pay for that work; did our city crews do that? Mr. Fullenkamp: I don't know, that's why I'm asking the question. I've seen Bonnieview mowed once this year; the grass was high – 18 inches or more. A year or two ago I was hearing mosquitos are the problem and it's all about West Nile; all of a sudden that seems to be less important. I don't know what our mowing standard is as an organization; do we want to meet the same standard required of the community or do we set our own standard? I don't know the answer to that. I'm seeing things I'm not real pleased with but if we expect people to apply a standard we've set, why wouldn't we be setting the example? Mr. Carpenter: I'll research that and have a response.

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Mr. Curp: What are we doing to change the behavior of people who are constantly delinquent? For example; 2363 Bushnell we spent \$6,000 there this year and last year we spent over \$2,000. If you go out on the Auditor's file it shows we spent a couple hundred dollars each year in the previous years; so what are we doing to change their behavior so we are not spending our money. I think your department is one of the departments requesting more money, an increase in funding for the balance of the year by a goodly amount. So the question is what are we doing to change the behaviors so we aren't funding all that stuff with our money. Mr. Taylor: The first thing we did is we put in the abatement action fee back in 2016. We previously weren't able to get numbers on what was grass and what was trash, but we can look at tickets and if you remember from the annual report the last two years, we've taken the grass tickets that we've mowed and we've cut that almost in half. By introducing the abatement action fee, we cut almost everything in half. Mr. Curp: The fee or is it because we don't go to the property as frequently as we did in previous years? We only go there twice each summer instead of three times each summer. Mr. Taylor: That's not the reason for that. We are cutting a lot less grass than what we've cut in the past. The vacant lot list with properties such as the Bushnell property, that person has been deceased for 10 years and the question becomes what do we do with that? It's not in probate, there's no family to take it, we can't make people take possession of it, so I think I would put that question back to council. We have 3 or 4 or 5 of these; we get letters back that say that was my grandfather's and he died. It wasn't in the will, nobody wants it, and you guys can have it. Does Council want to take these properties on? We have a lot of these properties that are in probate and they've been in probate for years. The people pass away and nobody wants the property. Deputy Mayor Lommatzsch: Can we sell them? Mr. Taylor: We have to take possession of them first. Mr. Denning: We are mowing them anyway. Mr. Taylor: As Mr. Fullenkamp pointed out, how are we paying for those. There is a cost to maintaining them; there's administrative cost to who's going to maintain and manage those properties and who's going to market those properties. I'm not making excuses, I'm just explaining and we are more than happy to do that but we are looking for direction on how you would like us to do that.

Deputy Mayor Lommatzsch: Do we take people to court? Mr. Taylor: We take people to court, more in the last three years than in any other three year period in the city. Taking people to court is basically useless; the Judges see it as we are harassing these people, just let them be. Typically it is tossed out, we take them back, sometimes it's tossed out before we get there; and if we win there is a \$10 fine. We have more time and money into it than that. It looks like an easy problem to solve and we've made huge gains and there's still more gains to make; this is a battle and we are working at it as best we can.

Mr. Denning: I would think that if we owned the property then the service department would be taking care of mowing it, not your abatement costs. Then our costs come down some and hopefully we can sell it to one of the neighbors. Mr. Taylor: We've discussed those and those are great ideas, it just takes people time to manage them and time to do it.

Ms. Fry: Have we done a cost benefit analysis? Mr. Taylor: To do? Ms. Fry: To take ownership of the properties and then turn them around. Mr. Taylor: We haven't done that; it puts us in the best situation to try to move those properties. Ms. Fry: To your point there would be administrative costs which at this point are not clear. I think for me to give you direction, I would need that kind of information. Mr. Taylor: I think before we ask the service department to mow these properties and we start requiring that, I would want to have a conversation with Mr. Keaton.

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Deputy Mayor Lommatzsch: Something else wouldn't get done while they were mowing; we understand that. Mr. Carpenter: There are also costs associated with that. Mr. Denning: I understand that.

Mr. Fullenkamp: What is our plan? We are acquiring properties only to maintain them forever from what I can see. Mr. Taylor: The only properties my department has acquired were the four we talked about back in Council in 2016; Hazelton and Ketcham – we have a plan for both of those, there's Torlage which Habitat for Humanity is interested in; and we talked about Bonnieview at length about multiple different things – selling it, turning it into a park, there were options. Mr. Fullenkamp: You had somebody willing to take that off your hands while it was still on that list and we decided no. Mr. Carpenter: We met with those folks. Mr. Fullenkamp: And they offered to do the deal. Mr. Carpenter: We were willing to accept. Mr. Fullenkamp: No. Mr. Carpenter: That was my take away. Mr. Fullenkamp: Staff presented it as we want to figure out a couple things about the lake and all these other things. Mr. Taylor: They wanted it for free. Mr. Fullenkamp: So now you own it and you don't know what to do with it. Mr. Taylor: We can still give it to them; if Council want to give property away, I'm more than happy to sign that paperwork and make that happen.

Ms. Campbell: Are there back taxes on that? Mr. Fullenkamp: That's all been removed. So we own properties throughout this community and we have a plan for them. Mr. Taylor: The four I'm in control of, yes. Mr. Fullenkamp: You have properties over in Avondale. Mr. Taylor: I don't control them so I don't know what properties those are. I didn't acquire those. Ms. Campbell: Are they worth saving or do they need to be torn down? Mr. Fullenkamp: They are there, we own them, and we were going to tear them down and do something. It's either going to be a pocket park or we're going to try to give them away to the neighbors. Mr. Denning: Is that the land bank stuff. Mr. Fullenkamp: Some of it is.

Mr. Curp: How many properties does the city own even if you don't feel they are in your department? Mr. Taylor: There are the four properties I know of that we talked about, then there was one discovered earlier this week that was brought to my attention on Rondowa. That's the five properties I know of. Mr. Garrett: Don't forget Pheasant Lane, Wake Avenue, and all those. Mr. Taylor: I'm not even aware of those. Mr. Carpenter: We can compile a master list of all properties. Mr. Garrett: We have a list. Mr. Fullenkamp: I have one at home but it would be nice to see an updated list. Mr. Taylor: It would be nice if staff had that as well. Mr. Fullenkamp: You should have it and I'm surprised you don't because again, we need a plan. I don't want to acquire properties just to acquire properties; it costs us money.

Ms. Fry: To the larger issue of the plan, correct me if I'm wrong, these would be perfect opportunities for a Community Development Corporation. Mr. Murray: That's right. Ms. Fry: That could be something you guys could work up and propose? Mr. Murray: Absolutely. We'll take a look at the list, share that, and come up with some ideas.

Mr. Curp: Several years ago in the City of Dayton, with a lot of the demolition of houses throughout the city the issue of maintenance came up; mowing the grass and that sort of thing. I don't know with the demolitions if the property remained in the hands of the original owner or their successors or whether the property transferred to the City of Dayton. One of the things they did was contract with a neighbor each year to mow the grass in the summer for a nominal fee so the city didn't have to go in there with their equipment and take time away from them doing their normal maintenance throughout the city. The next door neighbor would mow for some small sum, maybe \$50 for the summer. How much that is in today's dollars, I don't know, but the point is there are things that can be done. Mayor Flaute: Options. Mr. Fullenkamp: There are

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options. Unless we have a plan for a piece of property and if it's a plan just to make sure the neighborhood isn't impacted by that property, that's a good first step; but after that, what are you going to use that property for. Are you going to give it away? Mayor Flaute: We don't want to give it away. Mr. Fullenkamp: Maybe you do want to give it to the neighbors. Mr. Denning: Split it and give some to each neighbor because there are costs associated for us. Then they will pay the taxes on that property also. Mr. Fullenkamp: That used to be our approach for the program was if we were to buy the property we would then go to the neighbors and say here. We've now gone a different direction from what I can see but that's what we used to do rather than talk about pocket parks and everything else. But some people don't want to mow more.

Mr. Curp: One of the things we talked about a couple years ago was as these properties were becoming available to us through the land bank or other programs that we try to concentrate in specific groupings so that we have enough mass that we can attract a developer that is willing to do some infill development. Infill is the most difficult type of development to get done; very few people want to do it. Nonetheless that was our guidance to staff; not just acquire any old property but to go about in some semblance of order so that we are getting groupings in a location so we can do something in that area.

**ITEM 14: PUBLIC COMMENT ON AGENDA ITEMS:** There were no public comments on agenda items.

**ITEM 15: NEW BUSINESS**

**A. ORDINANCES**

**I) Ordinance No. 18-O-663 determining to proceed with the improvement of certain streets between certain termini in the City of Riverside, Ohio, by lighting the same with electricity. (1<sup>st</sup> Reading)**

Mr. Carpenter: This is the ordinance for lighting assessments.

A motion was made by Mr. Denning to read Ordinance No. 18-O-663 for the first time in its entirety and approve its first reading. Mr. Fullenkamp seconded the motion.

The Clerk read Ordinance No. 18-O-663 for the first time in its entirety and Mayor Flaute asked if there were any questions or comments from members of council.

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

The second reading and public hearing for Ordinance No. 18-O-663 will be at the August 16, 2018 meeting at which time Council will also consider its final adoption.

**II) Ordinance No. 18-O-664 to restart the staggering of term appointments and expiration dates of terms on the Parks and Recreation Commission, and declaring an emergency. (1<sup>st</sup> and 2<sup>nd</sup> Readings and Consideration of Adoption)**

Mr. Carpenter: This ordinance is to restart staggering of terms and appointments for members of the Parks and Recreation Commission.

A motion was made by Mr. Denning to read Ordinance No. 18-O-664 for the first time in its entirety and approve its first reading. Mr. Fullenkamp seconded the motion.



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The Clerk read Ordinance No. 18-O-664 for the first time in its entirety and Mayor Flaute asked if there were any questions or discussion from members of council.

Being none, 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-664 for the second time by title only and approve its final adoption. Mr. Fullenkamp seconded the motion.

The Clerk read Ordinance No. 18-O-664 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-2393 by the Council of the City of Riverside, Ohio declaring it necessary to levy a tax in excess of the ten mill limitation.**

Mr. Carpenter: This resolution is to declare it necessary to levy a tax in excess of the ten mill limitation.

A motion was made by Mr. Denning to approve Resolution No. 18-R-2393. Mr. Fullenkamp seconded the motion.

Mr. Fullenkamp: I have a couple questions from people in the community; they look at this in excess of ten mills. Can you explain why that language needs to be in there in addition to the 8 mills that we are proposing? Mr. Carpenter: The way I understand it from reading the ORC, because we are exceeding our ten mills, we have to state that. Mr. Fullenkamp: This has nothing to do with inside millage, correct? Mr. Garrett: No, we have millage for the police levies, the fire levies, etc., and when you add them all up it exceeds ten mills. Mr. Denning: All millage added together should not exceed ten mills without a statement of necessity. Mr. Carpenter: That's the way I understand it.

Mr. Fullenkamp: So does this language appear on the ballot or do we just talk about the 8 mills on the ballot. I don't want people to be confused when they see in excess of ten mills. Mr. Carpenter: I'll double check that but I don't believe this is the way it will be worded. Mr. Fullenkamp: I just don't want it to be confusing. Mr. Curp: I think we submit the ballot language through the Board of Elections to the Secretary of State and then they approve the ballot language or make suggestions as to what it should be. I think we can craft it to make it clear it is just the 8 mills. Mr. Fullenkamp: I want to make sure Council sees the ballot language before it gets approved. Do we send it to the Secretary of State or the local Board of Elections? Mr. Carpenter: The way I understand it is we take it to the Board of Elections and then they send it.

Mayor Flaute: When do we have to have that in? Mr. Carpenter: Before the 8<sup>th</sup> but Mary Ann is looking to take it down tomorrow. Mr. Fullenkamp: Can you get us a copy of our proposed language? Mr. Carpenter: I'll see what I can do. Mr. Curp: And to make sure whatever language you and staff or the Law Director are crafting meets the criteria we've been talking about here to make sure it's clear that it's just 8 mills

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and not 8 plus 10. Mr. Fullenkamp: Right. Mrs. Brane: This is standard language we've always used to place on the ballot; we take this to the Board of Elections, they send it to the State, and they form the ballot language from there. I believe it will say it is just for the 8 mills, it's for the purpose of the roads, and you are either for the levy or against the levy. I think that's basically what it will say. Mr. Fullenkamp: That's what I want; simple language that nobody is confused by. Mr. Garrett: Doesn't our resolution have the ballot language. Mrs. Brane: It has everything in there to craft that simple language but there was other stuff required that we put in the legislation. Mr. Fullenkamp: So the language will probably be simpler than the language in the legislation. Mrs. Brane: Most likely, yes. Mayor Flaute: You'll know that by tomorrow; is that what I heard? Mrs. Brane: No; I'll take it to the Board of Elections tomorrow and they will send it to the State and the State will craft the language. Mayor Flaute: We want to craft some language that you take tomorrow. Deputy Mayor Lommatzsch: You don't get to do that. Mayor Flaute: Don't we have an option to do that; I thought I heard we did. Mr. Curp: I thought that we did but if we don't...Mr. Denning: then we don't. Mr. Curp: It will get taken care of.

Mr. Carpenter: Looking at prior ballot language that we've used looking at the first resolved, that's what has been commonly used in previous ballot language. Mr. Fullenkamp: Have we ever exceeded the ten mills before. Mr. Carpenter: I don't recall seeing that. Mrs. Brane: It's been in every time we've done a ballot issue since the time I started in 2003; it's been legislation that we had to pass. Mr. Fullenkamp: So that 10 mill gets pulled and it does not go into the ballot language. Mrs. Brane: I don't think it does; I've never seen one of our ballots. Deputy Mayor Lommatzsch: I've never seen anything like that on the ballot.

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

**II) Resolution No. 18-R-2394 authorizing the City Manager to reject all bids submitted for the City of Riverside Rt. 35 Crack Sealing Project.**

Mr. Carpenter: This resolution is to authorize the rejection of the submitted bids for the Rt. 35 Crack Sealing Project.

A motion was made by Mr. Denning to approve Resolution No. 18-R-2386. Mr. Curp seconded the motion. All were in favor; none were opposed. **Motion carried.**

**III) Resolution No. 18-R-2395 setting forth appointment of Anthony Kraus to the Parks and Recreation Commission for a two year term beginning August 3, 2018 through August 2, 2020.**

**IV) Resolution No. 18-R-2396 setting forth appointment of Ron Brohm to the Parks and Recreation Commission for a two year term beginning August 3, 2018 through August 2, 2020.**

**V) Resolution No. 18-R-2397 setting forth appointment of Mark Tragesser to the Parks and Recreation Commission for a three year term beginning August 3, 2018 through August 2, 2021.**

**VI) Resolution No. 18-R-2398 setting forth appointment of Merrily Federle to the Parks and Recreation**

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**Commission for a three year term beginning August 3, 2018 through August 2, 2021.**

**VII) Resolution No. 18-R-2399 setting forth appointment of Ruth Newhouse to the Parks and Recreation Commission for a one year term beginning August 3, 2018 through August 2, 2019.**

A motion was made by Deputy Mayor Lommatzsch to approve Resolution Nos. 18-R-2395 through 18-R-2399 setting forth appointments of Anthony Kraus, Ron Brohm, Mark Tragesser, Merrily Federle, and Ruth Newhouse to the Parks and Recreation Commission for the designated terms. Mr. Denning seconded the motion. All were in favor; none were opposed. **Motion carried.**

**VIII) Resolution No. 18-R-2400 setting forth appointment of Chuck Evanhoe to the Board of Tax Appeals for the remainder of the term ending April 18, 2020.**

Mr. Carpenter: This resolution is to appoint Mr. Chuck Evanhoe to the Board of Tax Appeals.

A motion was made by Mr. Denning to approve Resolution No. 18-R-2400. Mr. Fullenkamp seconded the motion. All were in favor; none were opposed. **Motion carried.**

**IX) Resolution No. 18-R-2401 authorizing the City Manager to reject all bids submitted for the City of Riverside 5200 Springfield Street 3<sup>rd</sup> Floor Lobby Renovation Project.**

Mr. Carpenter: This resolution is to authorize the rejection of the bid submitted for the 3<sup>rd</sup> Floor Lobby project at 5200 Springfield St.

A motion was made by Mr. Denning to approve Resolution No. 18-R-2401. Deputy Mayor Lommatzsch seconded the motion.

Mayor Flaute: We are rejecting this because we only got one bid. Mr. Murray: It was too high and exceeded the budget. Mr. Fullenkamp: Is there a reason the architect was so far off? Mr. Murray: I can't say for sure; we are going to redo it and we can greatly reduce this by making the space smaller. It takes out a lot of the mechanical adjustments we originally planned.

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

**ITEM 16: PUBLIC COMMENT ON NON-AGENDA ITEMS:** Mr. Frank Smith of Byesville Blvd: Good evening Mayor and Council Members; I have a couple items tonight. One is an old one; the dust problem is still there. I don't think he has sprayed and if he is, he is not doing a very good job because the dust is there. The next one is 4469 Fairfax; it's on the corner. The grass is about 12 inches high and it looks like they just open up the back door and throw the garbage out. There is an old truck sitting in the yard and it stinks. I ride my bicycle around that way at night and it just stinks to high heaven. It's ugly and I've had a couple people ask me about it. It's just nasty; trash is even lying out by the street. It's plumb horrible and it needs something done.

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**ITEM 17: COUNCILMEMBER COMMENTS:** Mr. Curp: I forgot during the staff department reviews to ask about the work schedule for the Planning Commission and the Comprehensive Plan. I've noticed in the minutes from the Planning Commission meeting that they've discussed doing the Comprehensive Plan along with other things, so my question would be where are we on that? Mr. Carpenter: Mr. Taylor do you have the status on that? Mr. Taylor: I'm not entirely familiar with what Mr. Curp is referring to; is that the plan I submitted to the City Manager? Mr. Curp: No, you've had those discussions with the Planning Commission in their minutes so you should be familiar with the Planning Commission talking about looking at the Comprehensive Plan and updating it. The question is in looking at the Planning Commission's schedule of things on the horizon do we see anything out there as far as reviewing and updating the Comprehensive Plan. Mr. Taylor: There is nothing on the horizon. We had asked for funds to redo the Comprehensive Plan; get a consultant in or get some money to do it correctly. Mr. Curp: Are you saying it was done incorrectly before? Mr. Taylor: What we have is very old and outdated and what we need to do is really get somebody to do the research and make sure what we have in there is correct; update the information in there as well as help guide the Planning Commission through that process. We had a consultant price for \$35,000 to redo that which is a really good price but that wasn't funded so what the Planning Commission is focusing on is a lot of legislation with Live/Work, Chickens, Small Cell coming up. Then we've been looking at the UDO to make updates, like the hospital/medical offices, to get that fixed. That's what Planning Commission has been focusing on. I would love to redo the Comprehensive Plan.

Mr. Curp: It's still a good working document in that it provides guidance for where things fit best in the community; it provides good guidance for the kinds of things a community needs from a development standpoint such as executive housing, revitalizing neighborhoods, those kinds of things. There's a lot of good stuff in here. One of the concerns I have is we only have a limited amount of prime commercial space for development. We are a community that has to do a lot of redevelopment instead of developing from green space. I had a concern about apartment buildings going up in places where I think we are better off having commercial development or even mixed use. There is a discussion about mixed use in the Comprehensive Plan. I'd like to see us put a moratorium on multi-unit housing until the Comprehensive Plan is reviewed by the Planning Commission; the exception I would make would be for duplexes and four unit structures because those fit into more of what is in here. But I just don't see, for example with Smiley's; I don't know where we are on that, if they are looking at putting apartments over there that is one of the things that has been discussed but I don't think that is the best use when we need commercial. We are talking about putting a tax issue on the ballot and we've talked about there not being a very sufficient tax base in order to generate revenue and I don't see multi-unit housing structures contributing to enhancing the tax base. I'd like to see us put a moratorium on apartment buildings until the Planning Commission gets a chance to review this document and see where they want to go.

Deputy Mayor Lommatzsch: I could support a moratorium because I was against the latest one. It is very pretty but it's not going to mean a whole lot to this city. Ms. Fry: Are we saying the Comprehensive Plan is not currently being used. Deputy Mayor Lommatzsch: Basically, it's a guideline.

Mr. Taylor: I don't understand the question because the apartments you are talking about are clearly the Senior Lofts and the Riverside Works and that's been zoned R-4 long before I was ever employed here. Deputy Mayor Lommatzsch: I understand.

Mr. Curp: I understand that but that doesn't mean that's what it should be today. Mr. Taylor: It was readopted in 2014. Mr. Curp: The Comprehensive Plan wasn't

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readopted. Mr. Taylor: The land use plan which is the zoning map was part of the update in 2014; you adopted the UDO with the land use. Mr. Curp: The UDO has nothing to do with land use; the UDO simply says if I'm going to have a residential property, this is how it's going to get developed in an R-1 way or an R-2 way or an R-3 way but it just says when I have a residential area, here's how it's going to get developed. If I have commercial or business, here's how it's going to get developed. It doesn't dictate where residential properties will be; it doesn't dictate where businesses or commercial are going to be. Mr. Taylor: Are you saying in 2014 when the UDO was updated along with the land use map that it wasn't connected to the Comprehensive Plan. Mr. Curp: I'm not saying that at all. I'm saying when the UDO was updated there were specific things that were targeted in there and I don't think any of them or not very many of them had anything to do with zoning except for one or two properties because people came in and said that when the zoning map was changed back when the UDO was first put in place, their properties got rezoned somehow and they wanted them zoned back to what they were at that time. That was the only rezoning changes that took place.

Ms. Fry: What outcome are you looking for because we are not funding the revision of the Comprehensive Plan and what I'm hearing is that it's already been digested and being used. What outcome are we looking for? Mr. Curp: I don't know that it has been reviewed. Mr. Taylor: We've had extensive discussions through the Planning Commission where we talked about the Comprehensive Plan at length over multiple meetings. We talked about ways we could do it and what we came up with was having the consultant come in and help us do that. That's the last Planning Commission talked about it and since it wasn't funded, we moved on to things we can make a change in. The Comprehensive Plan, especially our department, whenever we do something, we've brought it forth in presentations specifically referencing the Comprehensive Plan and we've used it extensively to develop programs. So I'm still confused; when you say review do you mean just read it or do you mean to come up with a change? I'm with you on it needing updating but it sounds like there's a problem with the land use map which is in correlation with the Comprehensive plan; but the land use map is also connected directly to the UDO and they were both changed in 2014. Mr. Curp: The land use map has nothing to do with the UDO. Mr. Taylor: I said they were both changed at the same time and they work together with each other; they are directly connected and work together with each other.

Mr. Fullenkamp: I want to make sure I understand this because I'm a little conflicted about what you are saying; the land use map or zoning map says what's permitted on a parcel or a group of parcels. Correct? If I'm R-4, I've got to put R-4 stuff in there; if I'm I-1, I'm allowed to put I-1 stuff and below. What the UDO does is specify how those developments have to occur. Am I missing something here? That provides the specifications on how those zoned parcels will be developed however the properties are zoned. I want to make sure I'm understanding it right because you are presenting a disconnection between the zoning map and the land use map and I'm assuming those are equivalent and the actual UDO. Mr. Curp: Not necessarily. In the Comprehensive Plan you have a land use map and it just says here's a blob of area and in this blob we want to have residential; we think this should be a residential area. Then there's another blob next to it that we think should be agricultural; then another blob next to that which should be business and commercial, and there's another blob that should be industrial. It doesn't say in the industrial area it should be I-1 or I-2 or I-3. Mr. Fullenkamp: But the zoning map should be driven by the land use map. Mr. Curp: Yes. Then the UDO is the specifications; if you are going to develop in these residential areas, if you are going to have small lots with small houses and a certain amount of density of houses, then here are the specifications for developing. Mr. Fullenkamp: So the land use map is the general and the zoning map tries to become more specific on what lots within those land use zones are allowed to be used for.

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Whether we accomplished the goals on that plan; I don't know, I would have to correlate the two. Does our land use map correlate well with our zoning map? I don't have an answer for that.

Mr. Taylor: Which would bring back the question that when the zoning map and the UDO were changed in 2014 was the Comprehensive plan not consulted. That has been my gripe that the UDO map and the zoning map are completely disconnected from the comprehensive plan. Mr. Curp: I don't think they are. Mr. Fullenkamp: We can look in to it and I want to have a deeper understanding of these things. I think we cleared up some terminology issues now and I understand where you are coming from. I don't have enough information to make the same statements you are making so I'd have to do more research.

Mr. Curp: My concern is we are running out of developable space and if we can't get people to come in through redevelopment in existing spaces with a building that either has to be redeveloped at an expensive cost or demolished and rebuilt, again at an expensive cost, then all we are going to do is use up the green space that we do have for stuff that's not commercially beneficial to us. Mr. Fullenkamp: Right, from the tax base perspective. Mr. Curp: One of those is two and three story apartment buildings that don't generate anything for us, so that's why I want to see us do something about this before we run out of this space. If we want to redevelop other property, for instance, any of the trailer parks or other land that's workable but maybe less desirable because it's not wholly green space, then we are going to have to guide developers to those properties. We can do that by putting some restrictions on what can be developed in various places, which is why I'd like to see a moratorium on those apartment buildings in general until we get to that, otherwise we are going to have apartment buildings on Linden Ave and here, there, and everywhere and we won't have any commercial development.

Mr. Fullenkamp: How do we do that if it's zoned appropriately for those types of developments; rezone it? Mr. Curp: You can rezone it, you can put a planned development overlay on it, and there are numerous ways it can be done. Tonight we talked about U-Haul in K-Mart; same thing with multi-story apartment buildings that take up your primary land. Mr. Fullenkamp: We're lucky in that case because it's not zoned for that use, but they can bring forth anything they want and spend our money and our resources; they are allowed to do that. We're lucky we have to make a change to allow them to do that. That's not the case in all these situations. Mr. Curp: That's why I suggest a moratorium.

Mayor Flaute: On Smiley's, we were going to have a mixed thing with business in the front and residential in the back. If we put a moratorium on then they wouldn't want to do that. Mr. Curp: It's not a complete moratorium on all development; it's a moratorium on multi-story, multi-unit apartment buildings. We have no control over whether they put business along Linden Avenue at Smiley's. What is it zoned? Mr. Taylor: It is B-1 or B-2. Mayor Flaute: So we couldn't put apartments there without a change? Mr. Taylor: The only impact a moratorium would have would be on the Riverside Works apartments at this point that Miller Valentine is working on. Mayor Flaute: Well they are already approved. Mr. Taylor: No, we haven't approved them. Deputy Mayor Lommatzsch: They are going in beside the Senior Lofts, another development just south. Mayor Flaute: So we approved...Mr. Curp: We didn't approve anything. They came in and said we are going to do this because it is zoned that way; try to stop us. Mr. Fullenkamp: That's right. Mr. Curp: Did I miss anything? Mr. Taylor: That's kind of how it works. Mr. Curp: I talked to them about the Section 8 and he said I don't have any Section 8 and I said well, it's on the Section 8 website. Mr. Taylor: You can't regulate Section 8 out of your UDO unless you want to get sued. Mr. Curp: I didn't say anything about Section 8 and the UDO. Ms. Fry: That's

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really what it boils down to. Mr. Curp: No, I'm talking about using that prime commercial development property for multi-story apartment buildings that don't generate any revenue or putting multi-unit storage units in the K-mart building. It doesn't generate any revenue.

Mayor Flaute: This sounds like a discussion we should have in the future because I'm totally confused unless anyone wants to make a motion.

Ms. Campbell: I saw on TV where they are looking for a place or they found a place for MARK which is like a department store. Mr. Taylor: They are opening up somewhere. Mr. Curp: In Oak creek. Ms. Campbell: Offer them K-Mart. Mr. Curp: They went into the old Kroger store at Whipp and Bigger.

Mayor Flaute: Mr. Schnieders has sent up a speaker registration form; we are not in that part of the agenda now. Does Council want to hear what Mr. Schnieders has to say? Council members agreed yes.

Mr. John Schnieders of Wynora Ave: Thank you Council for letting me talk late. I want to bring up two things, first is the property at Rondowa and Broadmead. I brought it up several meetings ago and they've been out trying to catch these people that are parking a flatbed out there that hauls heavy equipment. They are hiding it but tonight as I was coming over here they have it up there now and you can see it there. The second thing I wanted to bring up; I understand what you are saying about the grass at several places growing up in the city. There has to be some way on Valley Street, those two properties. I'm going to try to get in touch with some people and we'll go over and get that cut down in there. Both those properties have grass/weeds taller than I am and I hate to see people come to our fine city down Valley and think we don't care. Ms. Campbell: Where's the property? Mr. Schnieders: At Broadmead and Valley, the one that burned down. Mr. Taylor: Sparky's. Mr. Schnieders: The ones I showed you pictures of the last time I was here and they've gotten a lot taller. Mr. Taylor: The one at Sparky's will be taken care of tomorrow or early next week. Mr. Schnieders: Thank you, you guys are doing a good job. The citizens appreciate you and we know it takes time.

Deputy Mayor Lommatzsch: I was at the MVRPC Executive Board meeting this morning and a number of issues were brought forward. One is I need to find some enthusiastic bike riders; the Rotary Club in downtown Dayton has been participating with other cities and they have put together Tour De Gem which will be on September 2<sup>nd</sup>, the Sunday before Labor Day. It's the first Dayton Cycling Classic and I have brochures. They will be cycling through Riverside and of course they would like us to give them a donation. You can earmark your donation to wherever you would like it to go to. However, I'm not asking that we do that but I am asking if anyone has any input to cyclers or enthusiasts in Riverside. I would like to see us have a water stop. The museum is on the route of the Cycling Classic and I would like to see us find some cyclists people. If you know of anybody that can help me put this together for this Sunday of Labor Day weekend, we would have a water stop and I would appreciate help.

Deputy Mayor Lommatzsch: AARP, for those fifty and older, has a program about livable cities and it's free for the city to participate. It has a lot of promotions of outdoor spaces, transportation, housing and social activities for seniors fifty and older. It doesn't cost anything for us to participate in this program and one of the benefits by participating is they do have FAST grants which are small amounts of money that can be used for small projects and quickly done like in a park. I have several brochures to share among us so we can talk more about an age friendly city and what things we can

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develop further. We are not a bad city but I think there are things we could do and it doesn't cost anything to participate in this program.

Deputy Mayor Lommatzsch: That's about all but if anyone knows bike enthusiasts or any group that we could contact that might help put together a water stop for this. You can bike all kinds of ways and routes; there are big circles and little circles. I would like some help and I think we need to support this. This is the first annual and they would like to do this every year. If you know anyone I can contact to get something going on the Sunday before Labor Day, I would appreciate it. This will start at the 5/3 Bank at Crawford Plaza and there are fees for participating in it. They are looking at us, as a community they will be going through, to participate by doing something minimal.

Ms. Fry: Are we looking for individuals or are we looking for corporate sponsors.  
Deputy Mayor Lommatzsch: Both. I'd like to get the water donated but we need volunteers to man this. We need somebody who knows more about it than I do for starters because we need to contact the Rotary Club downtown to find out how we set this up and where they would prefer it to be. The museum is on the cycle route. Mr. Denning: Chief Turner is an avid bicyclist and might be interested or able to get us information.

Deputy Mayor Lommatzsch: Also on Tuesday night for the "Night-Out-Against-Crime" we are going to try to get a voter registration booth set up and we might be needing some help to man that because we need to encourage people. Registering to vote doesn't mean you are going to do jury duty; they do not use that base to put you on jury duty. They use your driver's license records to pull you for jury duty. So we will be needing some help with manning a voting registration booth for the "Night-Out-Against-Crime" and other events.

Mr. Fullenkamp: So for the bicycle thing, do you need someone to hand out water?  
Deputy Mayor Lommatzsch: Well we need to get organized and yes that too. Mr. Denning: Have they said this is where they want a water stop?  
Deputy Mayor Lommatzsch: Yes. Mr. Denning: Do they know where they want it?  
Deputy Mayor Lommatzsch: Museum area; we have to get ahold of the Rotary Club for specifics. It's got to be someone that knows more about the activity than I know. Money out of our budget is one thing but I would like to see us support this by having a stop in our community. We need somebody who know more about this than I do.

Mayor Flaute: I want to piggy back on the AARP thing; when we had the concert in the park at Shellenbarger there was a couple who were really interested in putting in Pickle Ball courts. They are like tennis only it's for older people. I sent Tony Kraus over to talk to them and to see if Parks and Rec would be willing to talk about that. I haven't heard anything. Mr. Carpenter: I'll follow up. Mayor Flaute: One of these grants would be really good for that; we've got that tennis court in there and it's not useable. It would be a minimal amount of money to resurface that and put in these Pickle Ball courts. From what I'm told the nearest one is in Beaver Creek or Huber Heights, so that area might work. Mr. Fullenkamp: People might want to use it as a tennis court if we were to resurface it. We've always decided we didn't want to put any money into that and part of it had to do with this storm water issue and some other things. Deputy Mayor Lommatzsch: I'm going to follow up and get more information; it doesn't cost anything to participate in this program. You submit the application and say you are going to participate in trying to make your city more age friendly. Mayor Flaute: And maybe the Parks and Rec has already talked about it.

Mayor Flaute: I did eight weddings and I have four more on the horizon. Next thing is we need poll workers for the November election; please see me if you want to be a



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poll worker because the need is very great. You get paid for it; it's a long day but it's a good thing to do. I went to the Solid Waste Financial Advisory Committee meeting and one of the things they talked about is how recycling is changing big time. A letter was sent out to the City of Avon Lake from Republic Services that said "given the recycling market's downward spiral; we would ask the city to consider a price adjustment of \$1.19 per household effective October 1<sup>st</sup>, 2018". I just want to warn everybody this is coming; this recycling interruption is huge. If anyone wants any information on it, I have it up here. The Ice Cream Social is coming up on September 15<sup>th</sup>, noon to 4:00 p.m. Make sure you put that on your calendar, our Historical Society is doing that again. The In Crowd is coming up. Deputy Mayor Lommatzsch: Monday the 13<sup>th</sup> at Dairy Queen.

Mayor Flaute: The newspaper article last week about the police department; I just want to caution everyone. Mr. Manager I don't know how the newspaper found out that information. I don't know if somebody talked to them or not but we were instructed and cautioned not to talk about this. If it was an employee, I don't know; if it was someone on this Council, shame on you, because we are not supposed to be talking about this. Please Mr. Manager, share that with your employees; this is not something we are supposed to be talking about and I caution you all.

Mr. Curp: I want to remind everyone to remember the children. There is still a large number in the hundreds who have not been reconnected with their parents or sponsors. Deputy Mayor Lommatzsch: It's not being fixed.

**ITEM 18: 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;* and Codified Ordinances Section 103.01 (d) (7) – *To receive and consider from an applicant for a permit, license, variance, zoning change or other similar privilege granted by the City, the following information confidentially received from the applicant: (C) Production techniques and trade secrets.* Deputy Mayor Lommatzsch seconded the motion. On call of the roll: Mr. Denning, yes; Deputy Mayor Lommatzsch, yes; Ms. Campbell, yes; Mr. Curp, yes; Ms. Fry, yes; Mr. Fullenkamp, yes; and Mayor Flaute, yes. The Council entered into executive session at 8:43 p.m.

**ITEM 19: ADJOURNMENT:** The Council came out of executive session at 10:20 p.m. and a motion was made by Mr. Denning to adjourn. Ms. Fry seconded the motion. All were in favor; none were opposed. The meeting was adjourned at 10:20 p.m.

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William R. Flaute, Mayor

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Clerk of Council