

Thursday, November 1, 2018

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

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

Staff present was as follows: Mark Carpenter, City Manager; Chris Lohr, Assistant City Manager; Tom Garrett, Finance Department; Chief Frank Robinson, Police Department; Chief Dan Stitzel, Fire Department; Kathy Bartlett, Service Department; and Katie Lewallen, Clerk of Council.

ITEM 3: EXCUSE ABSENT MEMBERS: Mr. Curp motioned to excuse Mayor Flaute and Mr. Fullenkamp. Mr. Denning seconded the motion. All were in favor; none opposed. **Motion carried.**

ITEM 4: ADDITIONS OR CORRECTIONS TO AGENDA: A revised agenda was presented to Council.

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

ITEM 6: WORK SESSION ITEMS:

A. Budget

Mr. Carpenter: I emailed the current version of the budget. Since then, we have learned a few things and it should be at your dais. Some of these factors; last time I showed this there have been a few updates and a few additions, I want to go over this and answer any questions regarding this and any questions regarding the budget that I can address. Currently, the budget I emailed out on the General Fund, the current deficit is under \$300,000. When we started this we were at roughly \$1.1 million. I think I showed you a deficit of \$800,000 and we added in the \$350,000 for streets and made it around \$1.1 million. Staff has been working very hard to pare a lot of this budget down. This is where we currently are around \$298,000 and some change. The biggest factor affecting the budget would be the passage of the levy. What I emailed you did not have a line item specifically, but the next version will have a specific line item called "Street Construction" and that is where the intent is to move the \$350,000 that is currently in the budget and also the levy funds.

Mr. Carpenter: We did receive our health insurance renewal. The budget estimated it at a 15 percent increase, and they came back with 15.8 percent. We currently have two brokers that are shopping on our behalf. Staff did a great job of completing the Formfire, sent it to two brokers so we are trying to get the best option possible; the best plan for the dollar. The 15.8 percent increase represents approximately \$175,000 to the budget. We do have our RFT for tech services and network monitoring is currently being advertised. The bid opening is November 9. One thing that we did discover the initial estimate that tech advisors gave us for network monitoring and tech services is \$107,000 and that is what is in the budget, but after reviewing that with them as we continue to work with them they counted more devices than we actually have. There should automatically be some savings; I just did a ball park, at least a \$30,000 savings, the number of devices that we have and what they were charging per device. The RFP is out there and could come in better than that, which we hope it will. We talked about the RFP for the mobile computers for the police and fire; I'm not confident we are going to get anything less than what is in the budget already because we have talked to other vendors so there is no urgency to have this

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done, although we will need to replace them next year because of the big software upgrades. It doesn't have to be done right at the end of this year or the beginning of next year. We will wait until 2019 before we send out the RFP. Also, during the IT upgrade, we have sought estimates for phone service so we do expect after talking with our vendor that we will have some reduced cost in our phone services, but they can't give the estimate until like next week that will be reflected in the next update.

Mr. Carpenter: We talked about some additional funds for the county permissive tax. It sounds like that is not going to be available this year; it will be available the calendar year of 2019, but it is unclear whether we can use those funds in 2019. When we spoke to them before, the thought was we were going to get them in October and that we might be able to use them for Airway East that is not the case. They will be available in 2019. The applications for the work in 2019 out of this particular county permissive tax, we traditionally use that for crack sealing and paint striping. Our understanding is there will be an additional \$85,000 it is just unclear whether we can use it next year. Mr. Curp: Have they said why it is not available this year? Ms. Bartlett: Can I answer? I actually called the person that is responsible at the county office for permissive tax. It is actually not going to be available until 2020. When permissive tax was started, there was a two year lag so the money is there, but they aren't going to distribute it until 2020 to all the municipalities. It is real money just like the \$86,000 we get every year; we will just get a double allotment in year 2020. Mr. Curp: My real question is whether it is being held up by the state or by the county. Ms. Bartlett: I couldn't answer that, but I can find out. Mr. Carpenter: When we spoke with Stacy Valence, she gave us the impression that it is the way the county has released the funds from way back when they held back. After looking at it, according to Stacy, there is really no good reason to hold it back so maybe it is an accounting issue on how to make it available for the communities. Mr. Denning: Maybe you should call Joe and say we need it now, we don't need to wait a year. Can you do something about it? The thing is, if they have the money in the bank, if it is sitting there because it was in arrears and they are trying to get caught up, the sooner they get us caught up the less they have on their books. Deputy Mayor Lommatzsch: But they are making money on our money. Mr. Curp: I am concerned it is being embargoed by them and used because they have their own cash flow issues and their own financial issues so they are holding up our money. Mr. Denning: Until the new sales tax kicks in. Mr. Carpenter: When I talked to her it was the way they always have done it and she was trying to make a change. They identified this hold back and they were trying to eliminate the hold back and have the money available. Mr. Denning: It is our money; do we need to call, what's the 1-800 guy you call if they owe you money? Even if we got to pay the guy \$5,000 to get our money early I think it would be worth it. I think you ought to call Mr. Tuss and see if he can't push this along or maybe get a better explanation. Deputy Mayor Lommatzsch: It doesn't make any sense and then you can't spend it until 2020; that is two years in arrears. Mr. Carpenter: I imagine if it is 2020, for example, the application for work next year just came out and is due this month. I would imagine on 2019's application will have access to the full. Mr. Denning: We have to show them in our budget that is what we are going to spend on whatever we are going to spend it on in order to get our money; is that right? Mr. Carpenter: Yeah, it is like a reimbursable account. Deputy Mayor Lommatzsch: And it is available January 1. Mr. Denning: Right, but the extra \$85,000 won't be available until January 1, 2020. I have had some discussions with Jay about the different paint striping that we do. My understanding is that there is a higher quality paint that can be used that will last us five years instead of two years, but only costs us 50 percent more. My suggestion is that whenever we get this extra money that we put that money into that so that we can maybe get a little bit ahead on this whole paint striping so that we are not just putting bandaids on everything, we actually put high quality product down instead of doing what we have to do to make it work. Deputy Mayor Lommatzsch: Well Mr. Denning we have to have roads to put the striping on. Mr. Denning: I understand that, but we are striping no matter what. Ms. Bartlett: A little bit of the problem with some of the roads with the paint striping is if the asphalt isn't in good shape then it doesn't really matter what quality of paint is used. Mr.

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Denning: I understand that, our hope is we get the levy passed and get good roads. Deputy Mayor Lommatzsch: Let's move on with the budget, please.

Mr. Carpenter: We continue going through the budget and meeting with staff talking about the 2018 and 2019 budgets. We have identified another \$150,000 that doesn't appear as if we will be spending this year. That is some good news. Mr. Curp: Has that been removed from the spreadsheet? Mr. Carpenter: Well, this is 2018's budget. Mr. Curp: So the carryover balance has not been increased by \$150,000. Mr. Carpenter: Correct, we have not, that is another one of my points in here, we have to update the balances and they have not. Some part I am holding off on is the final cost of Airway East that is a big factor. Mr. Curp: Does the staff know they cannot spend this \$150,000? Mr. Carpenter: Yes, when we went through each department, we identified which funds are going to be removed from their budget. Mr. Garrett: It is spread across multiple funds; it is not all in the General Fund. Mr. Curp: That still goes back to my questions, if you are saying that \$150,000 has been identified and does not appear as if it will be spent between now and the end of the year; does the staff know or have been told not to go out looking for things to spend \$150,000 on? Mr. Carpenter: Yes, when we had those conversation we identified and I think my words were, "I'm taking that back." Mr. Curp: If someone comes into the finance director with a purchase order, the finance director will give it back to them and say he can't certify the funds because they are either not there or they are part of the \$150,000 and he has been directed not to certify those funds. Is that what we are saying? Mr. Carpenter: Yes, we aren't going to spend that money.

Mr. Carpenter: The next item is the VOCA; we have been approved and have a candidate that has been given a conditional offer. It went out to her today. Items that are in the budget are the matching funds for the Justice Assistance Grant for the body and cruiser cameras. If we don't get the grant that money will be returned to the budget. Deputy Mayor Lommatzsch: When is that grant application going to happen? Mr. Carpenter: I want to say it is January. I was looking for it today for the award date and I couldn't find the award date, but I think from previous conversations I believe it was January. The Assistance to Firefighter Grant is similar; \$18,000 is our match, if we don't get the grant then that would be coming out of the budget. Then, the SAFER Grant for fire personnel, I put that in two places, I meant to delete from the other spot. What we are going to ask from council is to apply for that because there is a lot of work that goes into the application and the application is due at the beginning of the year. If we were to get awarded, then it wouldn't be towards the end of the year as well. The thought is we could do a work session on the item for council so you can see the dollars and cents of what we are talking about and look for your approval to apply. Deputy Mayor Lommatzsch: When do you plan to have that work session? Mr. Carpenter: It was actually going to be next session. Deputy Mayor Lommatzsch: That would be the 15th? Is that agreeable? Mr. Denning: Yes.

Mr. Carpenter: The budget shows \$159,000 being transferred to the General Fund for the Springfield Street project. We went back and looked on the state permissive tax there is another \$100,000 put towards our commitment for Springfield Street out of permissive. There is enough money in there we can take an additional \$59,000 so the state permissive tax would have \$159,000 coming out of it then our transfer from our General Fund would be \$100,000 versus \$59,000. That is \$298,000 from the General Fund deficit would drop down another \$59,000. A few things we have learned as well, the right-of-way work for the Springfield Street project, initially we had \$88,000 for the right-of-way work scheduled to be budgeted for 2020. They will start that work next year because a lot of the right-of-way is going to affect the base property and they feel it will take two to three years to work through all of the layers to get that approved. We will need to budget that \$88,000 next year, which is not currently in the budget. I don't know if Kathy, you learned anything more about that? (Non-audible no response.) Also, the Airway West project funds, we will need to program that as well in 2019. The project is being sold in July 2019 and the construction end date is June 2020. The original thought is that the money would not be needed until 2020; this is an ODOT led project. They will come and ask us for the funds

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sometime in April or May and then they will sell the project in July. The other factor with that project is the OPWC grant. By November 14, we should know if we have been approved for those additional funds. I don't know if we have a clear answer whether we have to pay ODOT for our local match or our local match plus OPWC funds. That check could be \$1 million or it could be \$200,000. Either way, that money is not in the budget.

Mr. Carpenter: Staff has had some ways to generate some funds. Towing fees, there are a few other communities that are tacking on towing fees to their contracts. They range anywhere from \$20 to \$40. That is something we have talked about in house. I don't know if council would be interested in exploring that further, but we have about 60 tows a month; if it was \$30, that would be \$21,600 a year. Deputy Mayor Lommatzsch: These are our tows? Mr. Carpenter: These are just police when there is a car accident or something the police are involved with. Deputy Mayor Lommatzsch: We pay for that tow and not their insurance company? Mr. Carpenter: Oh no, their insurance company would pay. Deputy Mayor Lommatzsch: You want to put an administrative fee? Mr. Carpenter: It would be an administrative fee. Mr. Denning: So basically Sandy's would charge that and we would get it back. Instead of them charging \$125 they would charge them \$145 and they would give us the \$20. Mr. Carpenter: Yes, something like that. It is similar to EMS billing. Mr. Denning: I know Dayton does that and there are a few other cities that do that. I know some of the tow truck drivers. They have been asking me for three years why we don't do it. I don't see a problem with that at \$20 or \$25, whatever the going rate is. Deputy Mayor Lommatzsch: Does that require a resolution? Mr. Carpenter: We will explore further if there is some interest from council for us to pursue it. Mr. Denning: That makes more sense to me than some of the other things on the list. Mr. Carpenter: Shelter reservations? Mr. Denning: Well, field reservations. I mean these are most of our teams or recreational teams so to charge them either a per season or per game charge to me seems out of line since it is a community effort. Deputy Mayor Lommatzsch: Well that's not always the case, I think if we wanted to pursue that we could approach it in two ways. They're organized organizations that pay to participate, but there are other people who come in the city and use fields all day on Sunday and pay nothing. Mr. Denning: I think that is something the Parks & Rec should look into. Mr. Carpenter: They have had discussions about shelter reservations; they haven't talked about field reservations. Mr. Denning: So the shelter reservations tell me how many people reserve the shelters; normally how many reservations do you have a year? Mr. Carpenter: I don't have that total in front of me. Mr. Denning: I am just looking at general; even if you charge \$25 we have four shelters, that is only \$100 a weekend; that is only \$5,200. Deputy Mayor Lommatzsch: That's right, with paint and upkeep. Mr. Carpenter: My thought with that is that is money that would go to the Parks & Rec commission and they could do things in the park. Mr. Denning: The only thing I would like to see is that residents would get a \$10 discount. Either a) residents don't get charged or b) they get a reduced rate. Deputy Mayor Lommatzsch: Then you are going to have to weigh in the administrative cost of doing it and collecting it, which has to do with the fact that aren't we moving to a better system of collecting fees? Mr. Carpenter: We are moving to putting it online. We are close to going live. Deputy Mayor Lommatzsch: I think Parks & Rec is a good place to start. Mr. Denning: Parks & Rec need to discuss that and I think they need to look at residents vs. non-residents; residents are already paying taxes for park of that upkeep. I understand the necessity to, but at the same time I think non-residents should pay a little extra. Mr. Carpenter: They did talk about a two-tier system. The thing we are running into is that someone could call and block it for a month. We don't have anything in place from reserving the Shellabarger shelter for a month. It is first come, first serve. Mr. Denning: The answer is, put the fee on there and they have to pay it and it is not blocked until the fee is paid. Deputy Mayor Lommatzsch: There are a lot of ways to handle that and other cities do charge a user fee for residents and non-residents, but I think that is a good thing for Parks & Rec to discuss and bring a proposal to the council.

Mr. Carpenter: At the next meeting these are some things I would like to hear from council, as I mentioned there is the SAFER grant, we will have a presentation for you next

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meeting. The one factor in this budget and the way it is today, we average about seven personnel a day, most of it was due to we couldn't get the bodies. Deputy Mayor Lommatzsch: You are talking about with fire, right? Mr. Carpenter: Yes, part-time firefighter. The part-time wages that are in this budget would keep us around seven a day we could pay for. I just want to make you aware of that, so what I am saying is that if you look at the part-time, the over-time, and the salaries and wages we are going to average about seven a day. Mr. Curp: There was a story on the news the other day; I don't remember which neighboring department it is, but they are hiring personnel who only have firefighter certification who are working on getting their EMT or paramedic certification. They hire them anyway because they want people to staff fire apparatus. They can do other things; they may not be the primary caretaker so to speak on an EMS run, but they are bringing those people on board and during their non-response time, they are working on their certification. I don't know if that is something you and chief want to take a look at doing because that might be a way to recruit people and have some staffing that can do some of the activities. Mr. Denning: Or we could even pay for the EMT because we have educational funds, too. Mr. Carpenter: Ok, we are also considering a newly created position of the director of Community and Economic Development that is not in the budget. If we pursue that, we will have to add to the budget for that. Deputy Mayor Lommatzsch: That is a big discussion that we don't need to go to today. Mr. Carpenter: Sure, these are just more items that are affecting the budget. The storm water utility, if it is in the budget, it is \$20,000 for that. Deputy Mayor Lommatzsch: What is that to do? Mr. Carpenter: That is to put it in place and that is where if we are going to pursue it, we will leave it in there, if not, then it can come out. Also, the matching funds for the Eintracht boat ramp, and this budget included another \$3,000 of additional upgrades to the website. It's something for council to consider for next meeting. Deputy Mayor Lommatzsch: You want these items to be on the work session for the 15th? Mr. Carpenter: Yes. Deputy Mayor Lommatzsch: You will be sending documentation before the meeting to justify more of what you said tonight, but to give your rationale? Mr. Carpenter: Sure. Deputy Mayor Lommatzsch: If we have that in writing prior to that meeting it might help. Mr. Denning: Real quick, the boat ramp that is more of a canoe and kayak launch and not a 'put your motor boat in the river' thing? Mr. Carpenter: Right. Mr. Denning: I think it would be more appropriate to put canoe launch. Deputy Mayor Lommatzsch: It's really just being accessible. Right now with what has been done, it is not accessible.

Mr. Denning: I do have one question about the budget. Maybe it is a Tom question, but we have this 50 percent tax credit so we get 50 percent as long as they live here whether they work here or not. My question is, are we taking 33 percent of that and putting it towards police and fire? My thought is we have a 1.5 percent tax, half of a percent, which is 33 percent of everything we collect, goes to safety, fire and police. Are we doing the same thing with that or should we? Will the auditor get after us if we don't? We have said that there is a half percent that is strictly for fire and police. Mr. Garrett: What we are doing is taking the revenue that is collected, which would include taxes paid because of the reduced credit and a third of all tax collected goes to police and fire and the other two-thirds to general city uses or whatever. On the graph where I track the income tax I am just kind of estimating the amount of credit that has happened during the course of the year. Mr. Denning: Ok, so you are taking 33 percent of everything. So the answer is yes. Mr. Garrett: Yes. Mr. Denning: I just wanted to be sure there wasn't some police and fire money out there that we needed to credit to them in the budget somehow. Deputy Mayor Lommatzsch: Is that it? Mr. Carpenter: Yes. Deputy Mayor Lommatzsch: Well thank you very much for that and we will look forward to the 15th. Mr. Curp: I want to go to the last page. The fund balances because when we get down to the end we seen a \$1.35 million deficit and we go up and see only \$298,000 is General Fund. The situation is you see a lot of negative balances in those other funds and in the end that comes out of the General Fund because when the other balance money is gone then it is gone. They do not have any reserves to draw on. My question is whether we are going to take a look at those projects, programs and activities in each of those funds that are causing those deficits to see how we address doing away with those deficits. Otherwise, the General Fund at the end of the year

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will not be \$3.5 million; the General Fund will be \$2.2 million. You can't operate like that for very long. Deputy Mayor Lommatzsch: So your question is are we doing something... Mr. Curp: It is more of guidance or a cue to the city manager and staff that it has to be looked at. You can't just say well each of these other funds are operating at a deficit and the General Fund is safe and secure because we start with \$3.8 million and only run the General Fund at a \$300,000 deficit so therefore at the end of the year we will have \$3.5 million General Fund carry over and we won't; we will have \$3.5 million minus \$1.3 million. Mr. Carpenter: The ones of concern are the Wright Point Fund. Mr. Curp: It is not just the Wright Point Fund, because you have \$71,000 deficit in Center of Flight; you have \$67,000 deficit in State Highway; you have \$15,000 deficit in the Street, and not picking on the Service Department or Public Works; you have a \$5,600 deficit in Brantwood II; \$14,000 in Brantwood I; you have \$139,000 in debt service, so what I am saying is if some of these things aren't addressed somehow then the General Fund will not have an end of year balance of \$3.5 million; it will have a year-end balance of \$2.2 million. Mr. Carpenter: Just to touch on that, the Brantwood is just a pass through. Mr. Garrett: That has to be an adjustment to the numbers in here because Brantwood is clearly money in and money out. It should stay zero. Mr. Curp: The same thing with Wright Point, it is not General Fund money, but if we show all these deficits the money has to come from somewhere and if there is not enough revenue coming in for each of those fund areas, then to support a deficit if we aren't cutting programs or doing something to address the deficit that money is going to come out of the General Fund and the General Fund year-end balance will not be \$3.5 million; it will be something a lot less. Mr. Garrett: This chart has an estimate for the beginning balance of each fund and then the revenue and expenses portrayed in the budget leaving a balance on the right column and most of those are positive with a couple of exceptions. You are right, certainly if you eat into your beginning balance over some period of time it is gone. Mr. Curp: I just want to make sure we are looking at what we are doing that is all. Deputy Mayor Lommatzsch: Any other comments on the budget before we move to our discussion with the lawyer?

B. Medical Marijuana Chapter

Ms. Grandjean: Where we are is that the exhibit that is provided in the proposed ordinance is the simplified registration process that would make Chapter 728 a registration process for a medical marijuana dispensary with fees as have been proposed and a simplified registration process as opposed to the cumbersome, duplicative licensing process that the state already has. The registration process verifies that the entity is properly licensed with the state and that there are named individuals with established locations who are responsible who have reporting and accountability duties so that we don't have some sham entity with no person to hold accountable. As it stands now, it's agreed upon by the applicant and myself. A change we made in response to what happened two weeks ago in Riverside, there is a provision in there where they have to notify us if there is any state law enforcement investigation and we added federal to that and they agreed to that. Clearly, we want to know about federal investigations, too. Deputy Mayor Lommatzsch: Anyone on council have questions they want to address to our lawyer? Mr. Denning: This only covers dispensaries? Ms. Grandjean: Yes. Mr. Denning: I'm trying to look into our crystal ball and see what the state is going to do in the future so we may not necessarily have to go through this whole process again, and maybe I should have brought it up last time, do we want to expand this to include the other two possibilities that the state is going to license so that we don't have to go through this process again. Do we just pass this and send to planning to add to this to get us the other two possibilities. Ms. Grandjean: If all we are talking about is adding two other types of medical marijuana entities to Chapter 728, it would be a relatively simple fix. It could be amended. Mr. Denning: So we could do that in the near future, or wait until; what I don't want to do is somebody come in and then we have to hurry up and do this same thing and come up with a fee process for them when we already have it in place. They come in and decide what they want to do and they are in the correct zoning place, etc...then we got it covered. The other would be that we don't want anything else and that is our decision, too. Ms. Grandjean: I think you raised the issue of

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zoning, some cities have amended their zoning code to require special zoning for cultivation and processing centers so yes, that would be something the Planning Commission would want to take a look at. That would be an amendment of the zoning code. However, I think it would be helpful, maybe in work session, to address what kind of registration would it be, similar process, if we had the other two types of entities and then what kind of fee structure. I think staff would probably want to provide council with some information on what is being done in other cities and then amending Chapter 728 would be simple and perhaps council would decide not to have any special zoning requirements. It would be treated no differently than other cultivation or processing entities, agricultural, I don't know. I would want direction from council on what kind of legislation to put together. I think that would be appropriate for a work session, but I agree it would be good to be proactive and not rush through it, reactive. Mr. Denning: I think that is what we are being right now, but thank you. Deputy Mayor Lommatzsch: Anyone else like to speak on this issue? Is it acceptable to everyone to keep it on the agenda for the meeting? Hearing none, we will close our work session and reopen our regular meeting at 7:00 pm.

ITEM 7: RECESS: The Council took a recess at 6:47 pm.

ITEM 8: RECONVENE: The meeting was reconvened at 7:00 pm.

ITEM 9: PRESENTATION: The Military Order of the Purple Heart (MOPH) presented colors and led attendees in the Pledge of Allegiance. Deputy Mayor Lommatzsch read the proclamation for the City of Riverside to be officially designated as a Purple Heart City.

Whereas, the City of Riverside, Ohio wishes to officially be designated as a “Purple Heart City”; and

Whereas, chartered by an Act of Congress in 1958 for combat wounded veterans, the Military Order of the Purple Heart is composed of military men and women who received the Purple Heart Medal, which is awarded in the name of the President of the United States to members of the Armed Forces wounded in combat with an enemy force and posthumously to the next of kin of members of the Armed Forces killed in combat; and

Whereas, the Military Order of the Purple Heart organization was formed in 1932 for the protection and mutual interest of all who have received the combat decoration, is composed exclusively of Purple Heart recipients, and is the only congressionally chartered veterans service organization comprised strictly of “combat” veterans; and

Whereas, the Order of the Purple Heart for Military Merit, established by General George Washington during the Revolutionary War on August 7, 1782, is the oldest military decoration in present use; and

Whereas, the City of Riverside has always supported its military veteran population and is home to many military families, veterans, and retired service members; and

Whereas, in recognition of the estimated 1.8 million veterans since World War I, who have been awarded this medal of honor, the Mayor and the Council of the City of Riverside desire to become a “Purple Heart City” as a tribute to the service and sacrifices of all veterans, and especially the valor of the men and women who have earned the Purple Heart, and will embrace the recognition of National Purple Heart Day as the 7th of August.

Now, Therefore, on behalf of City Council and the citizens of the City of Riverside I proudly accept the official designation of:

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and confirm the City's commitment to honor those who serve and have served so faithfully in defense of our freedoms as Americans and acknowledge their sacrifice, bravery and unwavering commitment as patriots.

MOPH Department of Ohio Commander Jerry Ferris: It is an honor for us to be here this evening to present the colors and to be represented by your city. What does it mean to become a Purple Heart City? It is because the people who live here are committed to our veterans and especially those who bare the wounds of combat. We whole-heartedly appreciate that; we thank you for your support and your continued support throughout the city. Normally, we have a plaque, and I think it is en route, but we will make that presentation as well.

The MOPH exited the room with the flags and returned presenting each member of council and department heads with special Purple Heart City coins.

Deputy Mayor Lommatzsch: Sir, we would like you to stay put for just a moment while our chamber comes us. Mr. Brett Domescik from the Chamber of Commerce would like to present something to the city on behalf of the Chamber.

Mr. Domescik: Deputy Mayor and council members it gives me great honor from the Riverside Chamber of Commerce to be able to present and purchase, of course, six signs designating Riverside, OH, as a Purple Heart City. Being the home of the National Museum of the United States Air Force and, of course, Wright-Patterson Air Force Base, it gives us great pride to do this today. We appreciate all of our service men and women who defend our freedoms and especially the sacrifices the Purple Heart recipients have made. We believe it is very important for all who travel through the City of Riverside, OH to know that we acknowledge these men and women for their courage. This moves me a lot. Thank you so much for moving ahead with this special designation.

Pictures were taken.

Deputy Mayor Lommatzsch: That was a pretty cool thing. I want to thank Katie for instrumentally putting together all of that coordination; it went well, thank you, Madam Clerk.

ITEM 10: MINUTES: Consider approval of the minutes of the October 18, 2018 regular Council meeting. A motion was made by Mr. Denning to approve the minutes as written. Ms. Campbell seconded the motion. All were in favor. **Motion carried.**

ITEM 11: ACCEPTANCE OF WRITTEN CITIZENS PETITIONS: Deputy Mayor Lommatzsch advised citizens to fill out a form if they wished to speak about agenda or non-agenda items.

ITEM 12: CITY MANAGER'S REPORT:

Mr. Carpenter: The project and activities report is in your packet. I do have one thing I need to share with you that would be concerning reaching out to Blue Stem that does energy efficiency audits: solar, wind, natural gas. We reached out to them and this is the second company that has contacted the city; the first one Energy Optimizers did a study on the Wright Point building. This company is going to assess all the city property. We have an agreement in place, it doesn't cost the city any money, what it does do is locks up the time period when they do their analysis that we don't sign an agreement with anyone else during that time period. The estimate of the time period is going to be from six to nine months. They think it is closer to six months, but in the agreement they put six to nine months to give them some cushion. Then, once the analysis is complete they will have a presentation for us and we can choose to enter into an agreement or not. That is what we are looking at doing. Any comments, I or staff will be glad to elaborate. Ms. Fry: Thank

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you for the monthly summary in the police information. Mr. Carpenter: The reason it wasn't in there last time, I think I overlooked the email from the chief; we got it in there this time and we will continue to do that.

A) Monthly Update Finance Department – Tom Garrett: We have just finished October so I have started the process of closing October. I printed most of the reports; I still need to look them over. In a few days I will have those financial statements available and posted on the website. The income tax we are still ahead of our plan for the year even though it did settle back just a little bit as it is going to move month-to-month. We are up to \$5.2 million collected of the \$6 million we estimated that still leaves us \$126,000 above where we thought we would be at this point. We are returning to the trend where we thought we would be. Other than that, we have had lots of meetings working on the budget and reviewing where we are and pull that all together. I think we are just about done with the striping of the city streets. We have paid part of the bills and pretty soon we will be ready to turn into the county for reimbursement for the permissive tax money that is made available to us. Expenses are holding in accordance with the approved budget. We have had the two supplemental over the last couple of months; those have been incorporated into the approve appropriation.

B) Monthly Update Administration Department – Chris Lohr: We are in the process of wrapping up citywide training for the year. We started this year with a quarterly training schedule with some items we identified as important: drug-free workplace training, cyber security training, sexual harassment prevention, and next week we are doing anti-retaliation training for supervisors and managers. This training will cover FMLA, worker's comp, and worker's rights in relation to those programs. This has been good for employees. When I came here, we were doing one to two trainings per year at most, now we have started a quarterly training program and I think it is going to be really good for employees moving forward. On health insurance, I did get an initial quote back from Medical Mutual and they always give a quote that is a starting point for negotiations. The one we got this year around 16%; I think it was 15.8%, which is significantly lower than it has been for the initial renewal quote we have gotten back in years past. We have a better starting point for negotiations; there is a good chance that this year we will see lower renewal rates than what we saw in the previous two years. I am working simultaneously with two different brokers: McGowen-Brabender and Marsh & McLennan. We are going out for quotes from a number of different health insurance pools as well as directly to the insurers. We will have lots of options to look at, and I am fairly certain one of those options is going to be a good choice for us. We should have a better idea of what we will look at two weeks from today for next year; that is contingent upon the carriers and the pools getting back to us. On the IT side, we are in the process of getting a new internet set to all of our buildings. I know people like to say moving at the speed of government, but that is light speed compared to AT&T we are finding out. We have one of our three connections done, 1791 Harshman. We are working on the two legs from that building to this building then Station No. 6, which will happen within the next month or two. The network retro-fit is a little bit more complicated than it first appears. We've talked to Bonham Electric about getting some upgraded electrical connections in our server room, the mechanical room at 1791 Harshman. We are working with Honeywell on the HVAC system to make sure that server area stays cool and does not get humid so that we preserve our hardware. We are making sure we get this network set up right. We also have the RFP for managed network services, which will be the company that maintains that network moving forward that bid opening will be a week from Friday at 9:00 am. I know we estimated around \$100,000 next years for IT services; we think that is going to be lower and once we get that bid opening we will know for sure. We will see some savings from what we projected; I'm pretty confident about that. We are continuing to work on iWorqs, which is the replacement for ZonePro, the planning and zoning software we are using now. We are looking at transitioning completely cutting off ZonePro sometime at the end of November. We will be able to accept credit card payments for zoning permits both in the office and online with the new platform. Parks and Rec is putting together an annual report

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that we will provide to the city manager. They are very enthusiastic about working on some grants for the parks. There are a lot of options out there: playground equipment, rubber mulch, parks master plan; but they really want to dig in and work on that through the end of the year and into next year. Then one of the things I want to mention to you, they would really like to do one large event next year like a festival rather than the four to five smaller events we have done previously.

Mr. Curp: This page that has the report for the Police Department then has an entry called 'community interactions Facebook posts' reached over 24,470 people. How do we measure that? Are we talking about 24,000 hits and some of those are multiples of the same person or are we talking about 24,000 individuals with no duplications? How do we measure that? Mr. Carpenter: I could find out exactly, but I believe that is the number of hits. Ms. Fry: You said Facebook? Those would be unique individuals. Deputy Mayor Lommatzsch: It won't be multiple of one person? Ms. Fry: No, because Facebook knows who the person is looking at it and that is what they are counting. Mr. Curp: Is this over a period of time? It says this past week; does that mean we did it all in one week or over six months and this is the tally as of last week. Mr. Carpenter: This comes in that bi-weekly report that I get from the Police Department; actually, this is a weekly report. Mr. Curp: This one says: Topics include road construction on Airway, Gas line construction on Brandy, Tax levy meeting, haunted house. Chief Robinson: I can help you out there. What that means is every time we put a post on there we tally up the number of people who hit that. You said you had multiple different ones the construction, Halloween, whatever it is; we just add those numbers together. So maybe 3,000, 4,000, or 5,000 hit on it and we just add those numbers together. There were 24,000 people reached. Mr. Carpenter: So it is multiple subjects? Chief Robinson: Right, like Mr. Curp said, it could be the same person but they hit different ones. Mr. Denning: But they hit each subject; they would have hit each subject. Chief Robinson: Right, we just took a total amount from each one and just added those together. We both hit on construction, Halloween, on whatever; we reached 24,000 people. Deputy Mayor Lommatzsch: I have to say I think that they are awesome and very timely and I do share whenever I get one; I share it on. Chief Robinson: We appreciate that with Mr. Lohr as soon as we put ours on there they get it on theirs, and as soon as they put something on their page it automatically goes on ours so it goes out twice. Deputy Mayor Lommatzsch: It is great communication and thank you very much. Mr. Denning: So these numbers for community interaction are police numbers not necessarily city Facebook numbers. Mr. Carpenter: Right.

C) Monthly Update Economic Development Department – Mr. Carpenter: Today the ribbon cutting at La Guadalupana supermarket and restaurant was well attended. I am personally excited to go over there and visit the restaurant and market; it is a nice place so I hope everyone gets a chance to go out and visit and shop. Staff met with the members of the well field to try and touch base with them on the status of where we are and what they are expecting from us. They are expecting some legislation and the updated map so we are working with them and we expect to have something within the next month to bring to council. We have reached out to the new owners of the Claypool building and we are waiting to hear back from them and schedule the meeting to get up to date; they have some interest on the turn lane over there on Linden so we want to look with them on what we can do to improve the access to that building. I've had discussion with members of the Eintracht Club for the sewer line; there has been conversation to work with Jergensen to install that. Jergensen was on a big project so once they wrap that up; I don't have a date, but once they wrap that up they were going to move on to the sewer. In the meantime the Carlotta Drive paperwork has been filed; those were city of Dayton parcels that they were going to vacate so we could run a straight line to Troy Pike and tie in. Mr. Denning: Are they still having their tank pumped every month? Mr. Carpenter: Currently, yes. We are working with SPGlobal and moving them over to 5100 Wright Point; they are looking to take half of the fifth floor over there so we are pretty excited about that. Some of their space they are going to vacate CDO is going to be moving in. Originally, CDO has some concerns about timing and that no longer is a rush effort so we will work to get SPGlobal

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moved and then CDO will move into some of their space. They do have an agreement between both companies about using the SCIF space over in SPGlobal; CDO has a need for that now and they have worked it out where they could use it without any modifications from the city. Lori Minnich and I are going to be meeting with the IEP Group and talk about some of the issues with the parking lot; we have some ponding of water and we want to meet with them. That was the company that did the RFP and arranged for the contractor to do the work. We will meet with them the next week or the week after.

Mr. Denning: Since we are talking about Wright Point, I want to make sure that POW chair does not get moved and stays there and Christmas trees do not get put in its place because that is where it is supposed to be. That is a place of honor and I don't want it to be "Christmas-ized". If we need that in the form of a motion, I make the motion that we make that its permanent position. Mr. Carpenter: That is something we considered doing already; I know last year we moved it and it didn't feel right. Mr. Denning: OK, I am going to make a motion that the chair stays there. Ms. Fry: Second. Deputy Mayor Lommatzsch: I have a motion by Mr. Denning and seconded by Ms. Fry. Is there discussion on the subject? Mr. Denning: Do you understand what the motion is there, Katie? Ms. Lewallen: You don't want anything to happen to that chair out there. Deputy Mayor Lommatzsch: It is not to be moved for Christmas decorations. Mr. Denning: Or anything else. Ms. Campbell: Are you going to put one in here? Mr. Denning: No. Ms. Lewallen: No, it's the one outside the door. Mr. Denning: Oh, the Christmas trees? Ms. Campbell: No, one of those signs you have. Mr. Denning: I am talking about the POW chair. Deputy Mayor Lommatzsch: We aren't talking about the signs we are talking about the chair, the POW chair.

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

ITEM 13: PUBLIC COMMENT ON AGENDA ITEMS: Deputy Mayor Lommatzsch welcomed Mr. Smith to speak.

Mr. Smith: I have a couple of questions, actually. I don't know who to ask, but I want to put up a shed and I want to know what the rules are. Mr. Carpenter: I was just going to say if we can make an appointment, you can come in and speak to Mr. Green our zoning administrator. Deputy Mayor Lommatzsch: Very well defined in the zoning code. Mr. Smith: They change. Did you find out if Terry sprayed or not? Mr. Carpenter: Mr. Gibbs, our code enforcement officer, reached out to them, he didn't get a call back as of last Friday and he is out of the office this week. So, no, I don't have a good answer for you. Mr. Smith: One reason I am trying to find out about the shed is because I want to put one up and I hope it doesn't meet with a lot of resistance because I feel that if I can't put up a shed for storage in my backyard, then this is, because Jerry has those two trailers over there and he is using them for storage so I don't meet with a whole lot of resistance about putting up a shed. Mr. Carpenter: I think it is best you come in with your idea as far as dimensions and where you want to put it and sit down with the zoning administrator and we can tell you what you can do. Mr. Smith: Ok, we'll see. Deputy Mayor Lommatzsch: Mr. Smith you know about playing by the rules. Mr. Smith: I've played by the rules; it is everybody else that ain't playing by the rules. I don't think we really want to go there with this conversation, do we? Deputy Mayor Lommatzsch: Thank you for being here.

ITEM 14: OLD BUSINESS

A. ORDINANCES

I) Ordinance No. 18-O-673 enacting a new Chapter 728, Medical Marijuana Dispensary, to Park Seven of the Business Regulation Code of the City of Riverside, Ohio. (1st reading)

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A motion was made by Mr. Denning to take Ordinance No. 18-O-673 off the table. Mr. Curp and seconded. All were in favor, none opposed. Motion carried.

A motion was made by Mr. Denning to read Ordinance No. 18-O-673 for the first time in its entirety. Ms. Campbell seconded the motion.

The Clerk read Ordinance No. 18-O-673 for the first time in its entirety.

Deputy Mayor Lommatzsch asked if there was any discussion by members of Council.

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

ITEM 15: NEW BUSINESS

A. ORDINANCES

I) Ordinance No. 18-O-675 approving current replacement pages to the Riverside Codified Ordinances, and declaring an emergency. (1st & 2nd reading, public hearing, and consideration of adoption)

A motion was made by Mr. Denning to read Ordinance No. 18-O-675 for the first time in its entirety. Ms. Fry seconded the motion.

The Clerk read Ordinance No. 18-O-675 for the first time in its entirety.

Deputy Mayor Lommatzsch called for the vote: Mr. Denning, yes; Ms. Fry, yes; Ms. Campbell, yes; Mr. Curp, yes; and Ms. Lommatzsch, yes. **Motion carried.**

A motion was made by Mr. Denning to suspend the rules on Ordinance No. 18-O-675. Mr. Curp seconded the motion. All were in favor; none opposed. **Motion carried.**

A motion was made by Mr. Denning to read Ordinance No. 18-O-675 for the second time by title only. Ms. Fry seconded the motion.

The Clerk read Ordinance No. 18-O-675 for the second time by title only.

Deputy Mayor Lommatzsch opened the public hearing. Seeing no one, Deputy Mayor Lommatzsch closed the public hearing.

Deputy Mayor Lommatzsch asked if there was any discussion by members of Council.

Being none Deputy Mayor Lommatzsch called for the vote: Mr. Denning, yes; Ms. Fry, yes; Ms. Campbell, yes; Mr. Curp, yes; and Ms. Lommatzsch, yes. **Motion carried.**

B. RESOLUTIONS

I) Resolution No. 18-R-2420 appointment of Kathy Stankowski to the Personnel Appeals Board for an unexpired term ending April 6, 2020.

A motion was made by Mr. Denning to approve Resolution No. 18-R-2420. Mr. Curp seconded the motion.

Deputy Mayor Lommatzsch asked if there was any discussion by members of Council.

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

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

ITEM 17: COUNCILMEMBER COMMENTS:

Mr. Denning: November 10th is the Hometown Holiday. Santa will arrive promptly at 3:00 p.m. by the Fire Department and it is 3:00 – 7:00 pm this year, the tree lighting will be promptly at 7:00 pm.

Mr. Curp: This coming Tuesday, November 6, is Election Day. It doesn't matter who you support, just go out and vote.

Deputy Mayor Lommatzsch: I want to thank all of you being here tonight. I always welcome all of your faces at our meetings and thank you for being here. I hope you will come out to Hometown Holiday, and if you are so inclined we are looking for volunteers.

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)(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 an applicant: C. Production techniques and trade secret.* Ms. Fry seconded the motion. On call of the roll: Mr. Denning, yes; Ms. Fry, yes; Ms. Campbell, yes; Mr. Curp, yes; and Deputy Mayor Lommatzsch, yes. The Council entered into executive session at 7:50 pm.

ITEM 19: RECONVENE: The Council came out of executive session at 8:03 pm.

A. RESOLUTION

I) Resolution No. 18-R-2421 authorizing the City Manager to enter into a lease agreement with Tenet 3.

A motion was made by Mr. Curp to approve Resolution No. 18-R-2421. Mr. Denning seconded the motion. All were in favor; none were opposed. **Motion carried.**

ITEM 20: ADJOURNMENT

A motion was made by Mr. Curp to adjourn. Mr. Denning seconded the motion. All were in favor; none were opposed. The meeting was adjourned at 8:03 pm.

William R. Flaute, Mayor

Clerk of Council