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

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

Staff present was as follows: Mark Carpenter, City Manager; Chris Lohr, Assistant City Manager; Tom Garrett, Finance 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 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. Deputy Mayor Lommatzsch seconded the motion. All were in favor; none opposed. **Motion carried.**

**ITEM 6: WORK SESSION ITEMS:**

A. Volunteer Recognition by Fire Department – Julie Crawford

Mr. Carpenter: We have a long time volunteer firefighter that we would like to recognize tonight, and I will turn it over to Chief Stitzel so he can do the ceremony.

Chief Stitzel: Good evening Mr. Mayor, Council, it's an honor to be here this evening and I wanted to introduce you to Julie Crawford. Julie has been with the fire department for 10 years as a volunteer status EMT and she has been a fixture around here for quite a long time, especially on third platoon. She comes in after working her full-time job at Wright-Patt and works in the evenings. She has become known as the station mom and bringing in treats and cakes to the much younger firefighters, of course, they have really appreciated having her around. She has been a great support to the fire department. She always volunteers for the Air Force Marathon when we send a medic unit over to do the stand-by and that is quite a detail, especially at this last marathon where we had quite a bit of activity due to the heat. There were quite a few EMS calls and transports so she got involved and really helped out. Due to some personal changes in her life, she is unable to continue this with us. She has submitted her resignation and we just wanted to bring her in after 10 years of volunteer service and to let her know how much we appreciate her and everything she has done for us. We got you a little plaque here that says, "Julie Crawford, thank you for your years of service 2008-2018." Julie, thank you so much for everything you have done.

Ms. Crawford: I will just say something real quick, it was probably one of the scariest decisions I have ever made. I always say that it is Bob Turner's fault that I decided to volunteer. I knew Bob before I started working here, but I think it was the best decision I ever made. It changed me for the positive even though I saw some negative things. I really got to know the city; I grew up here and graduated from Stebbins so I am a lifelong 'Riversidian'. You really need to be proud of the men and women of the Riverside Fire Department; they are a great bunch of people and do a great service to the city. Mayor Flaute: Thank you so much. Thank you all for coming in and for your service.

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*Pictures were taken at this time.*

#### B. Personnel Appeals Board Applicant – Todd Pultz

Mr. Pultz: My name is Todd Pultz, I grew up in Crown Village Trailer Park just behind Stebbins so I have been in Riverside my whole life. My wife, children, and I live 565 Recess Drive. I graduated from Stebbins and spent 15 years as a police officer. I worked national organized retail crime for Macy's and got to work with Sara a bit as that was one of my stores. Currently, I am the vice-president for Moonlight Security. We do about \$15 million in sales; we operate security in three different states and five cities here in Ohio and do a lot of work nationwide. I applied for a variance for my pool and I came in for a variance hearing and I decided I would chip in and see what I could do to help the city. I am always intrigued by politics and contractual type items and one of the things I deal with. I deal with thousands and thousands of contracts, bylaws, and declarations for different organizations so I figured I could see where I could help.

Mayor Flaute: Thank you very much for applying; are there any questions from members of Council? Deputy Mayor Lommatzsch: No, he's a good man. Mr. Curp: I have a question; do you do your own tax returns? Mr. Pultz: Ummm, legally or shadily?? Yes, I do tax returns perfectly proper with the IRS according to their standards every single year.

Deputy Mayor Lommatzsch motioned to appoint Mr. Pultz to the Personnel Appeals Board. Mr. Denning seconded the motion. All were in favor to bring legislation forward at the next meeting. **Motion carried.**

#### C. SAFER Grant and 2019 Budget Items

Chief Stitzel: I will do my best to fill this time with interesting, useful information. The SAFER Grant is through FEMA; it is to be used to assist fire departments to bring in additional staff. It is not to bring back laid off firefighters; it is not supposed to be for current firefighters like part-time to transition. It is for new full-time firefighters. Fire Departments that need a little bit of financial assistance in getting that started to expand their numbers due to their grow, call volume growth and things like that, FEMA has come up with the SAFER (Safer Adequate Firefighters and Emergency Responders) Grant. It is to assist us to also meet NFPA standards; NFPA 1710 is a standard on how career fire departments are supposed to operate. There are many standards in there as far as response times, how many people are to be on a fire engine, how many are to be on the fire scene before we engage in firefighting. That is one of the reasons this exists. It opens up every winter so we are thinking the grant period will open us after the first of the year. It gives us a fairly short window to get the application in; the awards are handed out two - three times during the year as they come out in batches. Right now, they are still coming out with last year's awards. We have talked about this in the past and how to improve our staffing levels. Our current staffing level averages just under seven people a day. We have been approved for nine; we have budgeted for nine a day and that is a combination of full-time and part-time firefighters. Because of the shortage of part-time firefighters that are out there, because of the hour restrictions imposed by the Affordable Care Act on part-time people they can't work more than 30 hours per week. That equates to one 24-hour shift a week or every sixth day for us. The best that we can do is close to seven a day in combination of full-time and part-time. We typically put four of the firefighters down at Station No. 5 and there are two on an engine and two on a medic; when there is a structure fire, all four will jump on that fire engine and go because four on a fire engine is a whole lot more efficient and safer than two. We really need them on that fire engine if at all possible on a larger incident. There are four people there and typically you can get a medic and an engine for an auto accident or a heart attack, we will send two on a medic and two on an engine from that station. Station No. 6 also has an engine and a medic unit, but typically we staff that station with two people. Those two can ride the engine or the medic, one or the other, so if they are out on an EMS call there is nobody at the fire house to staff

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that engine. There is also the Battalion chief; he rides the SUV and is the incident commander of all the larger incidents and coordinates things. I can tell you just from today's experience with the ice, all the down power lines and calls that came in and the regular EMS and fire calls, we really needed that one person to coordinate all these responses so fire engines aren't passing each other on Woodman or Harshman going to different calls; he can sit there and coordinate all that. There are days where our minimum is five per day so we run two at Station No. 5, two at Station No. 6, and then the Battalion chief. That is our minimum and that is why our average is at seven because a lot of days we are at five and a lot of days we can get up to eight and sometimes we are at nine, depending on if we are able to get to there. The part-time program we have been working on for over a year now is just not successful like I had hoped it would be. We have increased the pay wage for the part-time firefighters trying to bring more in; it did have some success, it has taken awhile for it to catch on and get people to come in. It certainly has helped retain the ones that we had because they got about a \$3/hour raise that really helped keep them here as opposed to going to other fire departments that were paying that already. I think the number of people wanting to get into this profession is dropping. If you google part-time, full-time firefighter staffing in the Miami Valley or Dayton, Ohio, you will see a bunch of news articles where fire departments are transitioning from a combination of part-time, full-time to all full-time. If you have an all full-time fire department then a lot of those problems go away with staffing issues. The turnover you get with part-time, probably 95 percent of part-time firefighters have one thing in common, they all want a full-time job. They want benefits, they want insurance; they want that career and want to start paying into their pension. If we can't give it to them, then as soon as they get their paramedic level 2 card they go somewhere. Just in the last few months, Beavercreek is hiring six more, Kettering is hiring seven more, and Washington Township is hiring nine more. All these departments are just expanding how many full-time firefighters they have, and the part-time programs are going away. That's where I would like to see our fire department begin to travel because I don't think it is going to come back. There is no sign of life in the part-time and combination department programs.

Chief Stitzel: NFPA 1710 is the staffing we are talking about. This is something I hope to get to in the future. Right now we are approved at nine; I would love to get to nine a day that would make things really better, but we truly should be is a minimum of 11 people on duty a day just in the fire stations that does not count the administrative staff. You see you would have three on Engine 5, two on Medic 5, three on Engine 6, two on Medic 6, and then the Battalion Chief. In order to have that as minimum staffing per day, you are looking at probably 13 – 14 firefighters on a shift, mainly because you will have firefighters off on EDOs or vacation so to have 11 on duty, you would need about 14 a day. That brings us up to 42; that many firefighters I could use some administrative help right now in the form of an administrative Battalion Chief or something like that. The International City Manager's Association recommends two full-time firefighters for every thousand per population so according to them we should be around 50. My number is 45 – 48; I think that would be my pie in the sky goal that I would love to see at some point. Obviously, there is a cost. (*Next slide shows SAFER Grant calculations with 3 – 9 additional firefighters*). You can do one firefighter and that one firefighter is going to work one shift, the other two shifts would not get a benefit of a new firefighter so I always think in terms of three; one on each shift and that gives us that 24/7 coverage. I calculated it at three, six, and nine firefighters, all full-time. The grant is based on the entry level wage of the application year. So, if we apply in 2019, the entry level wage and roll ups (insurance, pension, workers comp, etc...) for one firefighter is \$95,189.63. This is what they base their grant off of. The first year, and depending on when the grant is awarded, we may not even start this until 2020 so then all the years down the side would change. If we were able to start it in 2019, our city share would be \$71,392.22 for three firefighters. The grant would pay the \$214,176.67. The next year, our share would go up to \$101,390.99; their share stays the same because their share is based on the 2019 entry level it doesn't go up even though firefighters get their step increase and wage increase; it doesn't matter, they pay the same. The third year of the grant it does drop. They pay \$99,949.11; we would

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have to pay \$223,507.73. That is the hook, if you will, after two years, the financial burden really takes the shift to us; 75 percent of it is on us now. The fourth year, it is 100 percent us; the grant is over at that point and we would have to continue on paying these firefighters from that point forward. As you go next to that, 'Remaining from the PT Line' if you take that \$71,392.22 out of the \$433,000.00 that I had this year in the 2018 part-time budget, that is how much would be left over out of that \$433,000.00. Out of that, I could pay 26,000 hours of part-time pay for the year, which comes out to three part-timers a day, 24-hours a day. So, if you take three part-timers a day, plus my current full time staffing and a new full-time firefighter that gets me about 7.5 people per day. That would be the immediate increase I would see; an increase of a half a person a day. Because our share goes up the second year, more money would come out of my part-time budget and I could still staff at 7.3 a day. When you drop into that third year, our share is so much more that it comes out of my part-time budget to cover it; I would drop to 6.27 a day which is less than what we are doing right now. I could pay the first two years out of the 2018 part-time budget, and we could continue to operate realizing in that third year there would have to be a new money source to continue to cover this. Depending on what you're wanting to do three, six, nine, those numbers get better the more full-time I have with a combination of that part-time and I even ran the numbers all the way out. (*Next slide shows what 3, 6, 9 does for staffing*). Just at the top row where it says add three; right now we are at seven firefighters on duty per day. If you wanted nine firefighters a day on duty it tells us as we go across that nine firefighters equates to 78,840 hours; six firefighters working a day taking into account their vacation, sick leave, and EDOs they will be off 2,736 hours, which means of that 78,840, then 49,824 will be covered by the full-time people. We would still need 29,016 hours covered a year with either part-time or overtime or a combination of the two. That is what we do now is a combination. We would still need \$370,000.00 a year for part-time if we did this grant, I would still need to increase my part-time budget to almost \$370,000.00 just to get to that nine a day. If you want to get to the point to where we do not need part-time people and we do not need to pay overtime to fill the shifts at seven a day, you would have to hire nine more firefighters, otherwise if you look on that bottom row where it says 'Add 9' there are no numbers for five, six, and seven, which means there would be 24 full time people plus me; there would be no overtime or part-time hours needed and that is at seven a day. Even with nine more full-time firefighters to get to nine a day, I would still need 12,000 hours of part-time; I'd still need \$160,000 of part time money or \$446,000 of overtime money. The city manager and I have talked; adding three right now is a very doable thing with the first two years coming out of part-time monies. I would love to see six or nine. If we do six, I could probably still squeeze out the first two years; if we did nine, I could only do the first year. After that we would need new monies coming in to support the grant. What we can afford right now is the three firefighters. That is what I would be asking approval for to submit this grant when it comes open for three with a clear understanding that in three years, I need new money.

Ms. Fry: If we put in for this grant, now, for three, could we come back later and submit for three more or six more? Chief Stitzel: You can submit for the grant again in following years, you can resubmit. I do not know if it will let you overlap that is something I would have to check in and see if you can overlap. You may have to wait until this grant is done and then go after another one, but I do know there are departments who have gotten this SAFER Grant multiple times. Ms. Fry: What would we be on the hook for; what are the rules of the grant? Chief Stitzel: The rules of the grant are pretty simple. You have six months to get them hired; all the money they give us has to go to new positions. If we did have, for example, if we had three full-time fire fighters laid off, you would not be allowed to use that money to bring them back. They have to be new position, and technically, if any of our part-time people wanted to do this, they would actually have to resign from the city and then we would have to rehire as a new hire, and they do permit that, they understand that we do that. I have been through this before with another department so I understand how FEMA works on that. There are some reports that I would have to submit to them and making sure they see we are getting the people hired. There is some money for recruiting and getting the word out and stuff like that so we can add some of that in there, too. Ms.

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Fry: What if we didn't make it through the three years, if we hire somebody and they leave? Chief Stitzel: If we hire somebody and they leave, we have a certain time period to get that position refilled. They will allow us that time to get a new person in; I would have to check to see what happens to that money when they aren't here, I don't know if it carries over or if we have to refund or if they send us less minus those months where we had a vacancy. If for some reason we could not afford to make it through the third year on these and we had to lay these three off because we couldn't afford our share, I'm thinking that we would have to return the money they gave us in the first two years. It is a three-year commitment. They do change the rules a little bit every year; at one time they did allow us to use the money to bring back laid off firefighters; last year they said no. That could change, but currently that is the way it is. We would pretty much have to say we were going to do this for three years. After three years, they are out. Mayor Flaute: But after three years, your department is used to having nine. We tried this one other time with the police officers and it did not end well. Chief Stitzel: You have to have a pretty good plan on how to get that new money. I can tell you how much you are going to need in three years with the average estimated, 18 plus me, you will need \$2.8 million; adding nine you are looking at \$3.7 million. Ms. Fry: Do you have to maintain a certain staffing level, so for example if you had some attrition of existing firefighters then you have to replace those two to maintain? Chief Stitzel: When the grant is approved, like I said we have 15 full-time firefighters plus me so out of those 15 if one leaves, then one of those firefighters that is under the grant would take that place and then we would have to replace him. We would have to maintain that staffing level. Ms. Fry: Do we have any difficulty maintaining full time staff? Chief Stitzel: No; we are becoming a career department, it is not a department people come to just to get a better job somewhere else. Typically most of our full-time people that come here are here for a career. We had a few leave, but it wasn't because they were looking for another job, so we have pretty good retention for full-time. Ms. Fry: So we feel confident if we pursue this that we would be able to maintain the adequate staffing levels? Chief Stitzel: As long as the budget supports it, yes. Mayor Flaute: But the budget doesn't support that, and we don't see a big change to that. Chief Stitzel: Not the current budget, the current budget, I can get us by the first two years, that third year; I have to have new money. It may be 2022 before we would need that money, so it gives us a few years. Deputy Mayor Lommatzsch: Have we figured in renewals? Don't we have a fire renewal coming up? Chief Stitzel: Well, no, the only thing I have figured is expense; I have not figured the revenue side of the fire fund or anything. I would have to defer to Mr. Garrett for any of those numbers. It is not much. Our fire levies are old they don't bring in a lot and we don't want to really change those because of the roll back that we get from the state and we would lose that if we changed those levies. We would probably want to do an additional. Deputy Mayor Lommatzsch: Another one, not raising the current on. Chief Stitzel: Correct. If we want to keep the roll back we would have to do a new levy or income tax earmarked for Fire/EMS.

Mr. Denning: So what happens the fourth year? Chief Stitzel: We don't have enough money and we have to lay them off. Mr. Denning: But we wouldn't be obligated. Mayor Flaute: We wouldn't be obligated to give the money back? Chief Stitzel: No; as long as we see the grant through to the end of the grant cycle. Mr. Denning: I'm not saying that would happen, I am sure we would figure it out. Chief Stitzel: And that is a fear, when I first came here almost two years ago we were talking about doing this and that was my comment to the city manager. If there is not a good plan to support this three years from now, then I would rather not do it. Bring three people in, we improve, and then we lay three people off and what it does to those three people along with changing the operations of the department. Mr. Denning: And the moral. Chief Stitzel: Nobody wants to go down that path.

Ms. Fry: How much typical attrition do you have in the full-time staff? Mr. Carpenter: I think we had two people leave for other departments since 2012. Chief Stitzel: We have had a couple of part-time go to Huber Heights or Dayton. There are some departments out there with better pay. There is some department jumping that goes on; I would say a vast

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majority of our full-time people are not applying to all those new jobs that are out there; I haven't heard about any of our people, maybe one, that is looking to go to another department. Everybody else seems to be very happy here. Deputy Mayor Lommatzsch: Sometimes it is relative to where they live or whatever, travel. Chief Stitzel: It can be; we are a busy little department. We train a big part of our life to fight fires and something we enjoy utilizing our training, and we have fires in Riverside. We have more fires in our city than another city our size would. We are close to 4,800 to 4,900 calls a year, averaging seven people a day, which to me is just mind blowing that we are able to do that. Mr. Curp: Does that number include mutual aid calls? Chief Stitzel: Yeah, that is 4,800-4,900 Riverside Fire/EMS calls. If we go mutual aid that is a call for us also; if they come mutual aid that is a call for us. I go on calls, I will first respond to EMS calls wait for a mutual aid medic to come so that is still an EMS call for us. If I send a medic mutual aid to Dayton then that is a call for us. Mr. Denning: Is our department fairly young, attrition wise? Chief Stitzel: Yes. Mr. Denning: We don't see a lot of retirements in the next seven years? Chief Stitzel: Possible; three maybe in the next five years, maybe four. Mr. Denning: But that is part of the attrition, so if somebody retires and we are in this grant system, we still have to hire another one to replace that, but that is a number we need, too. Chief Stitzel: I don't think there is any in the next three years. I can say that, maybe one. Mr. Curp: What is the application deadline? Chief Stitzel: It is not open yet; we are waiting for them to announce the opening application period. I think it is a couple months long and usually around February or March. With next year's budget coming up and understanding that \$433,000 from this year's part-time is used for calculations, so if we wanted to do this it would have to be taken into consideration in budget talks for next year. Ms. Fry: You said that we maintain about seven per day, right now, and that is with not having as many part-timers as we want. Chief Stitzel: Right, when I first got here, three to four years ago we had, I think, close to 40 part-time people. We are down to 18 right now. Ms. Fry: So if we had full staff in part-time, what would that equate to in number of firefighters per day? Chief Stitzel: We could get to nine a day; if I have enough. That is what council approved in the past was up to nine a day. I cannot financially support nine a day because of those pay increases. I can get us to about 8.5, which that was a conscious decision we made knowing that we weren't going to get to nine. We had a little bit of extra money so we made those pay raises to keep the ones we had and get up to at least eight a day. Right now, in my opinion, I don't think we can get to nine a day using the combination. I just don't think it is possible. There are private ambulance companies paying \$25/hour. My paramedics get paid \$15/hour, and they have to make a commitment to work 24 hours every six paychecks to get the \$15 so we are still not at the top of the pay range. Ms. Fry: Is the seven a day we are getting to, do we need to do a significant amount of overtime to get to that? Chief Stitzel: Yes, if we were to use overtime to get to seven a day. In the current situation right now, the only time we use overtime right now is if we drop below five because that is a contract minimum or if I don't have the right certified people in the right seat. If I need an officer, if I need a driver/operator and I don't have one then we will bring in a full-time person on overtime. We asked the part-timers to fit the roles first and if no one wants it we give it to a full-timer. Our overtime budget is probably double what we budgeted this year. We are using money out of the part-time budget to fill that overtime just to keep us above at five when we are at seven it is because we have part-time people working. (Inaudible conversation – too much static) We do get it down to five quite a bit. *Conversation from firefighter in audience:* If we wanted to get to seven a day that is probably \$150,000 a year, the other problem with that five of those fifteen people are already supposed to be working that day, five just got off duty; five are getting to come on duty (inaudible). We already have to order people in against their will at times, we try not to, but if we have to we have to.

Mayor Flaute: I appreciate the fact that you are trying to do this, but I don't know if we could afford this or not. Deputy Mayor Lommatzsch: I don't know if we cannot afford it. Ms. Fry: We are already paying a certain amount in overtime; we could minimize the overtime. Mr. Denning: It could lessen the overtime. Chief Stitzel: If we were to do one full-time firefighter on every shift, again that person is not there that is not 24/7 coverage, they will have EDOs and vacation time also, but that will certainly lessen the need for

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overtime, but I would love to see the minimum staffing much higher than what we have. When we have five people on duty and one auto accident, then I have nobody left. An auto accident, an unconscious, a drug overdose, that takes the entire shift all five people on one call, anything else that comes in, and we are known for having multiple calls at the same time. We had a structure fire on Monday, then there was a carbon monoxide call and two people were on Engine 6 and I got there to help them and that was it until mutual aid which was 10 – 12 minutes away. We use mutual aid a lot. Mr. Curp: See no matter how many people, and I am not unsympathetic or unsupportive, but no matter how many people we staff, we are still going to have that condition. And other communities are in the same situation. That is why we have so many mutual aid calls a week. Chief Stitzel: We can handle two minor emergencies at one time, or one moderate. I can get you one engine and two ambulances with seven people, if you have a car accident and a difficulty breathing then that is it. A structure fire, it takes 24 people to safely operate at a structure fire. Two engines, if they are in service we will send two engines, but we automatically have two more engines, a ladder truck, and a mutual aid medic on an all structure fire. Mr. Curp: So for that little house fire on Ketcham, you are saying we needed 24 people. Chief Stitzel: Yes, that is what we needed. We ended up getting close to that. We got the fire out pretty quick. When we mark on the scene if it's what we call a working fire that means the fire is actively progressing; we call it back that it is a working fire and he automatically dispatches another engine, another ladder truck, an air wagon, and another medic. When I say 24, I mean the incident commander, pump operators, the EMS unit that will stand by and treat victims or firefighters that get hurt and then your attack crews, (inaudible listing of other crews). Depending on how things go, things can de-escalate pretty quickly and we can send a lot of that equipment back home, but the national standard for structural firefighting is 24 firefighters on scene.

Mayor Flaute: So tell me again that fourth year, how much more? It would be two people at \$95,000/year. Chief Stitzel: That fourth year, you would have to pay three people. Mr. Denning: \$323,456.85. Mayor Flaute: How can we afford that? Chief Stitzel: You are looking at maybe around \$110,000 per firefighter that is wages and benefits so in the fourth year, we would need an additional \$330,000. Deputy Mayor Lommatzsch: If you want to remain a city, I don't know how you cannot do that for safety reasons. Mr. Curp: Is that using the same amount of equipment or would the city need additional equipment? Chief Stitzel: We would use the same amount of equipment up to 11 of them. Right now if we have three guys at Station No. 6 they are either on the engine or on the medic. If you have five people down there, you have three on the engine and two on the medic; they wouldn't have to be jumping back and forth. We have apparatus sitting there. If we were at nine a day we would have staffed engines and staffed medics. If you have 11 a day there wouldn't be apparatus jumping; we'd have two engine crews, two medic crews, a battalion chief. We have plenty of apparatus.

Mayor Flaute: Is there a motion to go ahead and tell him to move forward? Deputy Mayor Lommatzsch: Nothing has to happen until the first of the year. Chief Stitzel: The grant is not open yet. We wanted to let you know this is something we want to do. Mr. Denning: So we don't need to do anything with this year's budget; you would just pull it out of part-time to cover the grant if we got it so as far as the budget is concerned, you wouldn't need any increase until the third year under the current situation. But we are obligated through the third year, whenever the first year starts. If we don't get the grant approved until the end of next year and we don't get anybody started until 2020, it would be 2022. Mr. Carpenter: But that is not totally accurate because this slide is based on 2018s part-time budget and 2019 doesn't have as much money for part-time wages. Mr. Denning: This is the question, so how much of the part-time budget did you actually use this year? Mr. Curp: For part-timers or used? He just stood there and told us that he used some of the part-time money for salary increases during labor negotiations for the full-timers. Mr. Carpenter: For overtime. We paid out overtime money; we moved money from the part-time line to the overtime line and continue to pay the overtime. When we were short staffed and dropped below minimum. Mr. Denning: I get that, so my question is you had a

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line item of \$360,000 for part-time for 2018, of that, how much was actually used for part-time? I guess my biggest question is, was there a \$71,000 or the \$101,000 already left over. Chief Stitzel: If I could get that \$433,000 back next year, not saying I am asking for it, I'm just saying if we get that grant and we got that \$433,000, then yes, I can cover for two years with that. Mr. Denning: And we aren't actually using it right now anyway. Mr. Carpenter: OK so year to date on part-time wages is \$250,429. We took the money out of that line item we have taken almost \$95,000 out of the part-time wages this year. Mr. Denning: I get that, but you understand why I am asking the question. Well, we aren't spending it on part-time anyway so we might as well do this and get three more full-timers so we can head forward with this and head towards the all full-time fire department. Chief Stitzel: And just to be clear, I can support all three, if you do three new firefighters, I can support all three years with the part-time money that you are seeing here, but my manning drops in that third year. If I am trying to maintain seven, then I would need additional money. Mr. Denning: Right, I get all that.

Mayor Flaute: Hearing no additional comments, we will hear from you before you go ahead and apply for this. Then we will have to make a decision. Chief Stitzel: We will come back and try to get an idea whether to do three, six, or nine that is what I want you to be thinking about. Mr. Denning: Find out if we can piggy back or overlap the grants so if we apply this year for three, can we apply next year for three or do we have to wait? I think that will be important to us being able to give you a number. Chief Stitzel: I sure will.

Mr. Carpenter: I sent you the latest update; I'm calling it roughly 85 percent complete because tomorrow is when we learn about the proposals for health insurance. I will have much more information after tomorrow. At the 85 percent mark, we are currently at \$81,435 to get to zero on the General Fund. McGohan-Brabender was looking for some insurance proposals also and we don't have a date yet when they are ready to present those, but our current broker, Marsh McLennan, will show us the proposals tomorrow. We did have our IT tech services bid opening. The number I plugged in there was actually before we had the bid opening; the lowest bid company was \$37,440. We didn't know much about that company so when I was doing the slides, Tech Advisors was the second highest bid and that is the number for Tech Advisors. What is in your budget proposal is the \$58,500; I am going to request that we approve to go with the lower bid so there is a difference already of another \$20,000. We talked about upgrading the computers for police and fire; we will plan to go out at the beginning of the year to RFP for those items. We still have not received the phone service fees so that may affect the budget as well; we expect them to be lower, but I haven't got those numbers yet. We haven't updated beginning balances yet; we do plan by the next meeting to have our best guess on the beginning balances.

Mr. Carpenter: Just as a reminder we do have the \$27,844 match for the body and cruiser cameras in the budget and the Assistance to Firefighter Grant is in the budget as well. The \$159,000, it is actually \$259,000 for Springfield Street, but we are going to take \$159,000 out of the State Permissive Tax and \$100,000 will come out of the General Fund. I did factor in the \$88,000 for right-of-way work for Springfield Street that was something we were expecting we would have to pay in 2020, but that got moved up. Also the Airway West, all the grant funding still needs to be programmed into the budget. We did receive the \$486,000 for OPWC; the application was a little different than what was presented to us originally so we believe that some of the money that we have paid already towards this project is going to lower our match, but we haven't confirmed that. On the application itself it says our match is \$363,552, but we have made some prior year payments and we believe that comes out, but I haven't been able to confirm that so I will have a better number later. This is something we talked about last time: towing fees and shelter reservations. I don't have any more information at this time on those items.

Mr. Carpenter: Moving through this quickly, we have talked about the SAFER Grant and as chief was talking about an average of seven personnel a day. From where we began to

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talk about the budget, one item that was a possibility was stormwater and that is not in the budget. We talked about a grant match for the Eintracht that is not in the budget. Mayor Flaute: And it won't be in the budget? Mr. Carpenter: Well, if council desires that we can put it in there, but it is not in there right now. And then there is the \$3,000 to continue to improve the website is not in there. I just list that because those are some of the items we talked about before. Mayor Flaute: Are you going to put the \$3,000 in? Mr. Carpenter: No, I am not planning on putting that in there as well. I guess, I have to say, things may change after tomorrow, we learn if our health insurance proposal is much better than expected. Our current proposal is \$175,000 increase from 2018 so I projected a 15 percent increase in the budget right now. The proposal we received was 15.8 percent so it is pretty close. If we get a better price, we could have much better savings; it would make a difference. I will know more tomorrow. If you have any questions on anything you have seen in there, I will be glad to address them. Mayor Flaute: So if we don't put the Eintracht Boat Ramp in there that means that we will lose a grant? Mr. Carpenter: We won't apply; we could put the \$20,000 in there and apply and if we get it we keep it in there or if we don't get the grant we just withdraw it. We did that on the police and fire items.

Mr. Carpenter: On the police department side, we only have four working body cameras; we started out with six when we started this project, but now only four currently working. The problem we have is that these cameras take about six hours to charge. We've had cases where the police officers wearing the body camera at the end of his shift he puts it in to charge until the next officer comes in; he doesn't have a body camera. We are experiencing situations where there is inconsistency. Sometimes there could be the claim of how come you didn't have your body camera on, is there a good reason or are you trying to hide something? We are running into some issues there so I wanted to make council aware. As a possible solution, chief was looking into how we can have enough cameras for everyone but also keep them charged. There is a \$20,000 investment where we could get eight more cameras and keep a charger in the car that would greatly reduce maybe eliminate the situations where officers don't have body cameras. That is not in the budget yet, but we are talking with the divers we use; right now I believe everyone has access, but we are looking at maybe changing the amount of officers who would have access and we could have some savings out of the divers. We also have an issue with the radar units. We currently have two working; it would be ideal if we had four. That is another item and another \$5,000. I bring this up because it is not in the budget, but if we have a good proposal tomorrow maybe we can include these things in the budget that we haven't talked about before. Also, we are going to look into a solid waste grant for park items. That is something we want to talk with the Parks & Rec Commission. It comes out in January. You may see one line item for Parks go to zero because we want to use grant money to put money in that line item.

Mr. Curp: It would be helpful for me if when we print these new editions of the budget proposals if any of the headers or footers would have the date which it was created so that if we aren't going to mark the cells to change and it is up to us to sit down and compare the old with the new, we would know which was the old and which was the new due to the date. Otherwise the document doesn't do a bunch for me except give me a bunch of numbers. It doesn't tell me what has changed since the last time so if we could do that. Secondly, if we could get a list of the projects that are in and the projects that aren't in so that as we are taking a look at the budget numbers and harken back to comments made and everybody's request for money, we know what it is in here and what is not in here. Right now, even though we have this on the screen for a few minutes, tomorrow morning I am not going to remember half of that. It also helps out to get supplemental requests after the budget has been approved and the appropriations have been made, we will then know what we agreed to fund and what we agreed not to fund so we aren't assuming when a supplemental comes in did we approve that or did we not. It just helps to have some more information.

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Ms. Fry: At the bottom, the net operating line number the difference between that and the total is that the projects? What is not in the operating? Mr. Carpenter: I apologize; I don't have that in front of me. You are talking about on the balance sheet? Mr. Fry: Yeah, the way I am reading it is the total line is everything is one the sheet that includes all the funds and then at the bottom is this net operating number that I am not really sure. Mr. Garrett: That net operating number is ignoring the transfers; the top section of the balance sheet shows every time we transfer money out of the General Fund it shows up as an expense there and then it shows up as an income where the operating department is going to use it. Then the operating department spends that it shows as an expense. Ignoring those transfers, which also show up as expenses and revenues, that is where the bottom line number is. Ms. Fry: So because of those transfers the revenue column and the expense column are inflated? Mr. Garrett: They're inflated. Ms. Fry: The second question I have, right now our total net loss is \$600,000, and you are trying to drive the general fund down to zero, but we are not really, what I am gathering from you is that you aren't as focused on the other items. Mr. Carpenter: The primary one, the negative is Wright Point. That is the one that is concerning. Ms. Fry: Do we have a longer term plan is my question. Mr. Denning: No. Mr. Carpenter: For Wright Point specifically? Ms. Fry: My take on the discussions we have had on the budget so far is that we will be fine with our fund balances with these negative numbers going in for one year, but the question was raised, yes, but that is still negative to our bottom line so my follow up to that is even if we think we will be o.k. for a year, what is our plan for the long term? Is that something you have given any thought to? Mr. Carpenter: The one that is concerning is Wright Point; that is something we have to address probably in the first quarter of next year. Some of the other ones that are negative, I will give you an example, the 300 item where it says 'Debt Service' that is paying off a long term loan from a street project. The money is there like the estimated beginning balance so it is just making payments for 20 years, a long time, until the money is exhausted. Mr. Garrett: Only 15 more. Mr. Carpenter: The Center of Flight, that one is making payments for that property; although, with that specific one there is a balloon payment that is coming up that we will have to address. In a few weeks we have a meeting with Mr. Brossart to talk about the Wright Point buildings and that particular loan and how best to deal with that. Some of the others like the permissive taxes, those funds had just built up a larger balance and we are choosing to spend that money to do work that is why it is a negative balance there. Ms. Fry: So would it be fair to say if we took care of our Wright Point issue then are long term, and we got the General Fund down to zero, then our long term problems are not there? Mr. Carpenter: Yeah, that is the way to sum it up. I went the long way.

Mr. Curp: Not necessarily. Deputy Mayor Lommatzsch: We aren't doing streets. Mr. Carpenter: We would be spending what comes in. Mr. Curp: Right now we aren't spending any General Fund money on Wright Point. That \$600,000 red ink you see there is out of a \$2 million additional funds we borrowed when we bought this place so right now we are stripping down that \$2 million and we haven't touched the General Fund. Next year, if something doesn't change, well, 2020, if something doesn't change in 2019 and we continue to spend on capital improvements from this complex then yes we will be going into the General Fund to fund those capital improvements for this complex. Ms. Fry: Right, what I was pointing out was that if address that, the rest of them aren't significant issues. Mr. Curp: You go to the police department, fire department and public works department and you take the personnel totals for that section and you uplift that by three percent, is that what is in the labor agreements? Mr. Carpenter: Two-and-a-half. Mr. Curp: So lift those by two-and-a-half percent each year that has to come out of the General Fund, plus whatever the healthcare premiums are going to be for each of those years. Ms. Fry: So we have issues that are not on this paper. Mr. Curp: Not long term, just year after next; this will be addressed next year for how we will handle it the year after next. Mayor Flaute: O.k. I think I got it. So at this point if we were to approve and say this is our final budget, we would be going in the hole \$606,000. Or would we be going in the hole \$1,153,000? Or is that not a fair question to ask? If you don't count Wright Point, we are going in the hold \$606,000? Mr. Carpenter: No, that balance counts the Wright Point deficit. Mayor Flaute:

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So that is \$578,000, so if we get that settled then we are only minus less than \$100,000 for our budget. Mr. Carpenter: The transfers are typically to support police, fire, and service departments, but also to do projects. Mayor Flaute: So what is this \$1 million? Mr. Carpenter: That is projects and transferring to other departments. Ms. Fry: What was the final answer? Mr. Carpenter: It is all the transfer we are doing to police, fire, and service and projects. It is everything that we transfer. If you look at the 110 account you will see all the transfers and that is what is contributing to the net operating number. Ms. Fry: I thought Tom just said the net operating was without the transfers. Mr. Garrett: That's right, but remember we are sending \$1 million to each of the departments: fire, street, police; so that number down there, I will have to look at exactly what I put as it has been quite a while, but that's just new revenues into the fund compared to the expenses of that fund; you have a point there, a lot of money is coming out of the General Fund. Mr. Curp: Transfers are a wash, correct? Mr. Garrett: Pretty much. Mr. Curp: If you are showing it as an expense in the General Fund because you are transferring it out, then you show it as an income in the fire fund or police fund because you are transferring it in, then the \$500,000 and the \$500,000 are a wash. Or whatever the numbers are, they are a wash. Mr. Garrett: Correct. Mr. Curp: All it does is inflate the numbers but it doesn't change the deficit. It doesn't change the amount of the red ink. Mr. Garrett: That is true. Ms. Fry: That is the part I don't understand, why the net gain or net loss is not equal on the total line and that operating line. Mr. Carpenter: We will find out; I understand what Tom said about the transfers, we will find out.

Mr. Denning: So the \$578,000 the Wright Point is going in the red, is part of that because we are paying down the loan or...? Mr. Garrett: It's a combination. Yes, we are paying down the loan some, but also that means our rental income is short of our operating expenses. Mr. Denning: What I am trying to figure out is how much our rental is; if we didn't owe anything on the buildings how much would we be in the red? If we said, we aren't paying anything on the loan this year o.k.; we borrowed \$5 million, we are going to borrow \$5 million again; we aren't going to borrow \$4.9 million or whatever we were going to pay off whatever the answer is. Mr. Garrett: Remember last year we paid down \$300,000 on the loan, but we still had, I don't remember the number right off, but we had \$20,000 of interest so we borrow \$5 million we are still going to have that interest of \$20,000. Mr. Denning: What I am trying to figure out is how much, so we are paying how close they are to being self-sufficient or how far away they are from being self-sufficient? Mr. Curp: You need a separate spread sheet. Mr. Denning: Yeah, I need something to show me this much in rent, this is what the cost is to maintain the building whatever that is; utilities, all that, so that we can get a real number in there. Deputy Mayor Lommatzsch: The number is in there it is just not segregated as far as the expense of the building. Mr. Denning: Am I asking the right question? Ms. Fry: Yeah, we need to make a decision about what we are going to do about Wright Point then that is the data we need to be able to see. Mr. Denning: What do we need to do to fix this? We need to pay the loan off; let's say somebody won the lottery and we came up with a bunch of money and we were able to pay the loan off. Would these buildings still be self-sufficient or would they make money or would they still be running us in the red? If the answer is they would be running us in the red then we need to reevaluate the situation. Mr. Carpenter: The way I see it we are borrowing \$100,000 less and we are paying \$112,000 in interest this year so that is \$212,000. Mr. Denning: So that is still \$366,000 in the red for maintenance, utilities, and all that over what we are getting in rent? Mr. Carpenter: Yes, but some of that is budgeted tenant improvements and building improvements that may or may not happen. Mr. Denning: I am asking the question. Mr. Carpenter: Guess you have to see the specific bills, I understand what you are asking. Mr. Curp: You have to go back to the way accounting was handled before and how it was explained to us because the way the previous economic development director handled the accounting was he simply looked at operating expenses and rents and used that to determine profitability. Absent any capital expenditures, I am not sure whether he included debt service or not, but it excluded capital expenditures so if you had to pave the parking lot, which we did, that cost a couple hundred thousand that was not shown in the net operating figures. Mr. Denning: But it was taken out of the

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Wright Point account. Mr. Carpenter: Yes. Mr. Curp: So, at the very end, it is kind of like a checking account and savings account, when you run out of money in your checking account you go and get money from your savings account or you stop spending or both. When you are taking a look at you net position at the end of the month, you are looking at the balance in your checking and savings; you don't separate them out and say well I still have money in my checking account so I profitable or I still have money in my savings but I am profitable. Cost accountants wouldn't do it that way. Mr. Denning: I would like to have a better; maybe I just need to sit down and have a conversation with Tom. Mr. Garrett: It is a combination of ongoing operating expense, but then we got, we call the capital expenses for outfitting the tenant space or fixing something significant in the building. Mr. Curp: That is part of the accounting issue is when you have tenant build out space that we deduct from their rent or it is a rent offset; we may gross it to them, but we spend the money to build out their space that wasn't getting in the shown in the operating picture because that was a capital expense. Mr. Denning: I think we need a new way. Mr. Curp: You just need a spreadsheet. We never saw spreadsheets.

**ITEM 7: RECESS:** The Council recessed at 7:22 pm.

**ITEM 8: RECONVENE:** The meeting reconvened at 7:30 pm.

**ITEM 9: PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE: (Audio off)** Mayor Flaute had Nolan Dyer from Stebbins High School lead the Pledge of Allegiance.

**ITEM 10: MINUTES: Consider approval of the minutes of the October 30, 2018 special meeting and the November 1, 2018 regular Council meeting.** Mr. Denning motioned to approve the minutes as written. Ms. Fry seconded the motion. All were in favor. **Motion carried.**

**ITEM 11: ACCEPTANCE OF PRIOR MONTHS FINANCIAL REPORT:** Mr. Denning motioned to approve the prior month's financial report. Ms. Fry seconded the motion. All were in favor. **Motion carried.**

**ITEM 12: PRESENTATIONS – Lions Club Project Share:**

Ms. Lemaster: I'm Carrie Lemaster; I'm the chairperson for the Project Share and I have been a member of the Lion's Club for ten years and of those ten years, seven years I have done the Project Share. For those of you who may not know what it is, Project Share is where we adopt needy families in the Mad River School District and you must live in the district in order to get this support. I know they have open enrollment now, but we try to keep it within our own district because other projects, legions, and churches do adopt-a-families in organizations so we try to keep ours right here in our school district in our city limits. We have already given all the forms to the schools; I'm picking up all the forms tomorrow from Mr. Ward at Beverly Gardens and typically we have anywhere from 80 to 120 families in the district. In each household we provide clothing and toys for children 15 and under. The student senate, I will let them do their speaking here in a minute, they do the collection for and purchase the actual gifts. The Lion's Club buys the fresh food and there was a competition between Fairborn and Stebbins; they did it last year too, which school system could collect the most food and they went by the weight so all that food that was collected is given to us and that is what is being given to the families. The Lion's Club goes to Aldi's to buy the fresh food so every family gets ham, milk, eggs, bread, butter, all fresh food. Each family gets canned goods as well as the fresh food. It will be picked up by the families; they come and pick it up from us now instead of us delivering like we used to do. The pickup is going to be on Saturday, December 15.

I am Ezekiel, the treasurer at Stebbins High School and we raised quite a bit of money. So far we have made a net profit to donate \$242 to the kids. On December 12, this year, we are going to Meijer and going to shop for the kids on that day. Deputy Mayor

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Lommatzsch: And you did win the food competition against Fairborn this year. Ms. Lemaster: And we are quite pleased; last year he had to put on a Fairborn jersey. That was the punishment of the losing school. Mayor Flaute: Good for you. Nolan, do you want to add anything? Nolan Dyer: I've never gone without a Christmas and I never want anyone to go through that. I can only imagine the joy they have when maybe they aren't expecting gifts and then we had so many carts full at Meijer; we appreciate it. Deputy Mayor Lommatzsch: So you are asking for us to make a donation?

Deputy Mayor Lommatzsch motioned to donate \$250 for the Lion's Club Project Share. Ms. Campbell seconded the motion. Mr. Denning asked to confirm if there were funds in the budget; Mr. Carpenter confirmed there was. All were in favor to bring legislation forward at the next meeting. **Motion carried.**

**ITEM 13: ACCEPTANCE OF WRITTEN CITIZEN PETITIONS:** Mayor Flaute advised citizens to fill out a form if they wished to speak about agenda or non-agenda items.

**ITEM 14: CITY MANAGER'S REPORT:**

Mr. Carpenter: In the packet is the report; anyone has any questions on those items, I will be glad to answer them. Also, I would like to add; today we had a conversation with Blue Stem and talked about green energy. It was a kick-off meeting. One thing that was interesting is that they will have an analysis according to their timeline in January of 2019 once they get the analysis complete we will invite them in and have them present before council.

Mr. Denning: Mr. Manager, we've discussed this, but I think everybody should be brought up to speed. I got a phone call from VIP Recovery that said that we have \$94,000 some place and they want to help us get it back. I know you have had discussions with this gentleman so if you would like to fill everybody in. Mr. Carpenter: So the gentleman's name is Quan and communication started with Tom and he brought it to me. This man is very persistent, calls me every day, emails every day, very high pressure. It didn't sound right to me because it is about a 30 percent charge is what he is looking for. I contacted the law director to get her opinion. It sounds like it is too good to be true. I did call the state of Ohio if any funds were out there for the City of Riverside; they couldn't find anything. Then it got quiet, and then I guess he reached out to Councilman Denning, I don't know if he has reached out to the rest of you, but he is very persistent. I have tried to reach out to the federal government today to say are there any grants or anything we are due for a refund and the first person I talked to thought this would be a scam; but I don't know. We decided to bring it up today; do we want to pursue something like this? He did come in the other day and spoke to Tom. Mr. Garrett: He maintains there is some agency and he won't tell us which one, has a few checks that total up to about \$94,000 that as soon as we sign his contract with VIP Asset Recovery then he can tell us the details about it. His little contract is for a 33 percent finder's fee for finding the money. We have been racking our brains and can't think of anything that could be possible. Mr. Denning: I did a little bit of homework on this and it looks like a legitimate company with a website and multiple offices and the office they have in Ohio is at the Greene in Suite 240 on Birch Alley. But, 33 percent is way too high. I think part of me says not to waste staff time on it. I have read through their process and you have to have a things notarized. The agency may have their own forms they have to do, but I think we should tell him for five percent we will talk about it, and see what he says. He may go away. Basically, they make their money off of collecting other people's money, whether he gets 33 percent or 10 percent, 10 percent of \$90,000 is still \$9,000 that's a pretty decent pay check. I don't know. I hate to give it up. Mr. Garrett: That's true; his contract says if we don't get anything, he doesn't get a fee. If we do get something he wants his 30 percent. Mr. Denning: I say we don't give him 33 percent that's for sure. Ms. Campbell: I'd tell him to hit the road. Mr. Curp: It could be something as simple as delinquent property taxes; we don't need a collector for. Mayor

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Flaute: If it is delinquent property taxes he is not going to collect them for us. Mr. Curp: It doesn't matter, if his contract says he gets 33 percent of the value whether you collect it or not. Mr. Denning: The way it works is they collect the money and send you your 66 percent. Mr. Curp: That would be us authorizing them to be our agent. Mr. Garrett: That's right. Mr. Curp: So if we authorize them to be our agent and they go down to the county. Ms. Fry: The fact that they are not offering any information makes it sound very sketchy. Mr. Denning: The other thing is, you may reach out to your other city manager's and see if they have heard about this guy, too. Mayor Flaute: If they have, then maybe we can talk about it, but otherwise it looks like everybody is saying no. Ms. Campbell: We've got other things bigger to take care of. Mr. Carpenter: My gut is saying he is just high pressure.

Ms. Fry: Just one comment, thank you for the addition of Planning Commission and Board of Zoning Appeals information; I like it. Mayor Flaute: I appreciate the overtime I am seeing for the police, it is higher than I thought that was going to be. Do we have any plans on how to cut that down? I see calls are up, too, but are the calls in relation to the overtime? Mr. Carpenter: I would say high profile or larger cases do create some overtime. It is a little less than the previous year. Chief Robinson: At the beginning of the year we got a real big uptick and everybody got excited right there, but the problem is it will fluctuate up and down throughout the year as we go through. More people off work and things like that. Like the manager said, we have some high profile cases going on right now that is requiring us to do a lot more investigative work and actually sending our folks out of town and out of state. Mayor Flaute: So there is no way to control this? Chief Robinson: We do court transports two times a week so a lot of that money is court transport money and that adds up. Court transports can be 16 hours a week just on that. Mayor Flaute: And it has to be overtime. Chief Robinson: There's no other way. Mr. Carpenter: The thing about that also is we do budget for the reimbursement for Huber Heights so you are going to see the hours, but there is the reimbursement side that comes back into the budget. If it exceeds before the end of the year, we would have to have Council appropriate those dollars. What I am saying is those hours do show up even though they are being paid for by Huber Heights. Chief Robinson: If you calculate in overtime with court transports and court appearances, you are roughly spending \$65,000-\$70,000 just on those two items. It adds up fast; we have to go to court a lot. We get compensated by Huber Heights for one of those days.

A) Monthly Update Police Department – Chief Frank Robinson: Well if you see the police officers running around with hairy faces this month, please be aware we are doing the cops with beards. Mr. Denning: No shave November. Chief Robinson: We can't say that it is copyrighted. No razor November, maybe, but we are also doing it for December as well. Mr. Denning: Beards for babies. Chief Robinson: That's true because we are donating the money to babies. So far we have collected over \$1,000 to donate to Riverside Jaycee's to shop with the kids. We got an email today from James Williams of Double Deuce Tavern and Pizzeria in Huber Heights reached out to us and stated if we wanted him to help out with this and donate he said we could pick a day and all the proceed of the day, he will donate 20 percent of the till to the cause so that is good. We plan on making that a good event. This past month a couple of officers went to traffic recon school, Waller and Stafford, they have completed that. It is important because we have a lot of accidents and they can now diagram more proficiently. The bulk of what I wanted to say was about the cameras. I wrote the grant for those cameras and put in for 15 cameras, but unfortunately the state only gave us enough money to buy six. We ended up with four because two of those got damaged. Here is the problem: we only have one docking station. When the officers put those on the charger after their shift then they can't be touched because they need to be in the docking station for six hours because they were being used the previous 12 hours. So the next crew can maybe have them for six hours, but do you see how that snowballs? I can get a camera for half a shift. When I come back in in the morning at 6:00 am I take it off and the crew coming in doesn't have them to use. To be transparent, now we have always had the cameras in the car and had body mics attached to those and there are mics in the back seat to hear anyone talking back there. What we did with the cars is to

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try and position them as best as we can to try and see what people were doing. When we get to a house, we point the car toward the house and then you walk in the house and turn the body mic on to catch a conversation. There is nothing like having a body camera. There are a lot of people who don't have body cameras; Huber Heights doesn't even have them, they won't touch them. I find them to be more transparent and have helped out our department more times than it has hurt it ever. There are plenty of videos out there that show you things get missed when you don't have those. I am old school; but I feel like these are one of the most necessary tools right now because it does show everything. We are trying to have that capability, and right now we are not running it right so it doesn't look right. If I have one and someone else doesn't and we go to a call and their mic gets turned off or I go walk somewhere else and it doesn't get captured, and all that gets captured is audio, it sometimes looks like we aren't being transparent. That is nowhere near the case, we want to be transparent. I really need for you to allow us to continue to get this program back where it needs to be and run properly. We will still use the cars, the cameras in the cars are still working, and the body mics are going to work. If we got the whole new system because we put in for the grant that is a \$113,000 grant we put in for; are we going to get all of that, who knows, it would be awesome if we did. We have that match money the \$27,000. I propose that if we don't get that grant that we still use that \$20,000; I just had them redo the bid today, it is about \$19,000 to be able to do exactly what I was talking about doing and that is bringing the program up to 12 cameras that allow everyone to have one on each shift so when you put it in the docking station it is going to be able to download as it should. Now, if we get the new system, the body cams and car cams will all be synced so they will download like the cars do. There is a lot of benefit to that. The power source the manager was talking about is a new thing, it is a magnet attached to the camera while you are in the car. If you have to jump out quickly that magnet will pop off as you get out of the car so you won't leave it in the car, but it will also charge those for longer time so there won't be as much down time in the cradle as far as charging. Downloading is still six hours. I'm not sure if the fire chief can elaborate on if we will be faster once we get the wiring in the other building. I am asking that if we do not get that grant, I really hope you would consider letting us get the \$20,000 and pay for the cameras. I think they are well worth the money and they will save us in the long run. Either way, you want to be as transparent as you possibly can with the public and that will show them that we aren't hiding anything. I wouldn't have told you that when I first got them, I was like other people with I don't know that's a lot of information that gets put out there, but I am truly a believer that it works for your benefit and the city's benefit. I am really passionate about it and think we need it. The city manager and I talked about the radars in the car and he must have misunderstood what I said when I said that we had two cars that do not have radar; the other 12 cars do have radar units in them. Two of those are old and on their last legs so we need four. It is about \$5,000 to replace those; we desperately need those. Last thing, I handed you out the survey and for some reason it didn't print out the comments; I don't know why, but those are the surveys we did at Survey Monkey. I am going to take those and try to figure out how we can increase our performance measures within the department with what the citizens want and what they see as the most crucial things and that is what we will try to improve on.

Ms. Campbell: I think it would be a good idea. Mayor Flaute: For what, the body cameras?  
Ms. Campbell: Yeah. A lot of officers get shot and that would catch the ones doing that.  
Mayor Flaute: I'm not sure about that. Mr. Curp: Chief, in the summary report it says there were 337 traffic stops and 282 tickets issued. Do we know roughly how many of those were for speeding and how many were for something else like a broken tail light? Chief Robinson: That's a good question; I could break it down for you further if you like that is how it is broken down on there. I am sure a majority of those are for speed, which is pretty normal.

B) Monthly Update Fire Department – Chief Dan Stitzel: We have had a lieutenant opening since February and we wanted to do some additional officer and incident command training over the last several months. We redid our process and ended up

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promoting firefigt Josh Gwin, who was one of the firefighters here this evening so he is effective next Monday he will be a lieutenant and that will finish up any of our vacancies that we have had. We aren't hiring anybody; he is just got promoted to an open lieutenant spot. We will bring him in next meeting to do the pinning with the lieutenant badge. I wanted to publicly thank Major Matt Sturgeon from the Police Department who pitched in to help us out on that fire on Ketcham. As I was getting my gear on and heading up to the fire scene, I passed him going the other way as he was dragging the five inch hose down to the hydrant. Even though we are short on help, we can always count on our brothers in blue here to come pitch in and help out whenever they can and we want to appreciate that. Mr. Curp: Of course we do know in Oakwood, the public safety officers there are cross-trained and the police officers jump in and help firefighters. Chief Stitzel: And they are firefighters, they carry their gear in their trunk, yeah, it is quite a system that they have. We also have a year-end report from the community para-medicine program and I will forward this to you all through the city manager real soon, I can probably send it tomorrow. Just to highlight a couple of points it has been one year, started October 1 last year and ended September 30 this year at least the grant cycle for that EPA Grant we have that kind of started our official kickoff on October 1; we peaked at 41 people enrolled and we currently have 36 citizens enrolled in the program, we lost five whether they are deceased or just lost contact with them throughout the process, but we currently have 36 residents that are in our community paramedic program. We ended up getting 30 of those through a 9-1-1 follow up and got them into the program. Seven of them were self-referrals where we got them from either a class or we were at one of our events National Night Out or Hometown Holiday, and then four of them we had referrals from other EMTs that found them through like a smoke detector call and just noticed an issue and got them involved in the program. We have assisted these people with insurance reinstatement, medication management, medical supplies, access to care, transportation, home modification and repair, equipment maintenance, disease process education, and some isolation loneliness inertia despair issues. We have conducted 32 home air quality assessments, eight of those being radon tested, and two of those came back above the national average for radon in the city so we gave them resources for radon mitigation and helping those families, also. There are a lot of achievements over the last 12 months in the packet and we will forward you the whole packet along with all the data that you can look at and see how this program is really working for us. With the loss of the grant, we are kind of sustaining it on our own with our on duty people. This is just an additional assignment they have while they are here. Our community para-medicine nurse from Outreach they are continuing her service with us, I believe it is 25 hours per week she will be spending with our program that is being funded through other grants to Outreach Montgomery County. We are really fortunate to have them continuing even though our part of the grant dried up, they are going to continue to work with us as long as we can continue to provide our support internally from the fire department.

C) Monthly Update Service Department – Kathy Bartlett: I have set up some meeting either by me reaching out to governing bodies or by them reaching out to me. The first is with the Miami Valley Regional Planning Commission (MVRPC) in conjunction with ODOT District 7, there is a scheduled transportation improvement program bi-annual project review meeting on November 20, which is next week. We will discuss the four active TIP projects we have: Valley Street sidewalk, the right-of-way was cleared in October so that project is scheduled for bid in January and be completed by September; Airway West, the OPWC funding was secured this week for \$468,000 and is scheduled to sell by ODOT in July of 2019 and will be completed by June of 2020; East Springfield Reconstruction Project, Stage 3 plans are due to ODOT on February 12, 2019, a task order was signed this week with Choice One, who is using O.R. Colon to start the right-of-way acquisition on that project, with a sale date of February 2021; West Springfield Reconstruction Project, we received the ODOT Stage 2 plan review comments just this week, Stage 3 plans are not due until spring of 2020 with a sale date of February 2022. There is also going to be an MVRPC meeting in January on the Woodman Drive interchange funding application. There is an annual meeting with the Montgomery County

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Engineers Office scheduled for November 27; I will be meeting with them to discuss current and future projects in Riverside; discussing Woodman/Burkhardt county owned bridge condition and the right-of-way at the Shell Station. The third meeting is with Montgomery County Environmental Services Water and I will be meeting with Ed Schlack in December to discuss possibly teaming up on projects for OPWC funding. Ed mentioned to me there were six of these type of team approach where there has been many water line breaks on residential or arterial roadways. There are four that Riverside has; we will be meeting to strategize. The six that were teamed up with in 2018 were all funded by OPWC and there is no limit to what we can submit to OPWC in terms of projects so I will report back once all these meetings have taken place. Two of the projects are on our 20-year street plan. This week I submitted the 2018 Permissive Tax Reimbursement paperwork for \$117,171.26 for the crack sealing and paint striping and the application for 2019 is due by November 30. We have a guard rail maintenance contract that was awarded to Lake Erie Construction to be used for reimbursable repairs unless more funds are made available; we got three reimbursable repairs scheduled to date. These were repairs due to auto accidents where we had insurance money to cover the cost of the guard rail repair. Airway East, all the pavement is down and a punch list will be prepared after the traffic signal loop work is completed. Harshman Median wall repair, there is an ordinance tonight that will allow the contractor to start to work ASAP, weather permitting. It must be done in early December or the concrete work will have to wait until spring because the contractor lets his entire concrete people go and you have to do special things to cover in the winter months if the temperatures aren't so-so. We hope to get enough warm weather to get that project taken care of. As far as operation go, public service received a police call around 12:15 am requesting salt trucks out last night; we salted bridges and overpasses, Springfield Street ramps and the Harshman wall, all twice. We checked all hills in the plats. We used around 8-10 tons of salt. There were also 13 different locations of trees in the roadways that the guys worked on all day. They came in at midnight and worked through until they could get all the trees removed from the streets and then they are expecting more bad weather this evening so they have been working very hard the last 24 hours. In the last month, the maintenance crews have put down six tons of blacktop patch on the roadways, performed truck maintenance, snow and ice prep, tested the hydraulics systems, hooked up plows, winterized summer and mowing equipment and put in storage, hauled 450 tons of salt – about 55 trips from Dayton to our salt bin facility, and inspected six right-of-way permits.

Mr. Denning: Have we set up our meeting with Wright-Patt yet, because with all the Springfield Street East stuff getting ready to kickoff we need to do that. Ms. Lewallen: I did not get any contact back on my emails. Mayor Flaute: She has been trying and we haven't heard back yet. Ms. Lewallen: Lynn even gave me a list of a couple of contacts and I have not heard anything. Mayor Flaute: I need to call Col. Sherman about something so I will try and remind him of that. Mr. Denning: I mean with this coming up, I drive in Springfield Street everyday it would be nice if they would; probably 80 percent of the traffic up Springfield Street is going in that. Mayor Flaute: I will try to remind him and call him.

D) Monthly Update Planning and Program Management Department – Mark Carpenter: The River Works project tax abatement documents have come in and we have gotten them signed and so the project can begin moving forward to the next step. Mr. Curp: Tax abatement? Mr. Carpenter: Yeah, that is what they were titled. And then along with that we gave them the information for the churches for doing the sidewalk. They were having trouble making contact with the churches to lengthen the sidewalks going north and south so we got them some additional contact information so they can reach out to the church. Also, Code Enforcement Officer Mr. Gibbs was looking through the list of sheriff sale properties and he is acquiring a list of properties we have in Riverside that are tax delinquent and ones that are of notable properties so we want to take that information. Some of it is connected to our commercial properties, but there have been some problem properties we have also. We will try to use that information and address it in a fashion that we can have a positive impact on commercial businesses and also deal with these problem

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properties that we are spending a lot of abatement funds. The abatement contract is going to be expiring next year so we should have something before council at the next meeting. We are continuing with the iWorqs software and I think it is at the end of this month we will try to have that up and running.

Deputy Mayor Lommatzsch: What did you say about the tax abatement? Mr. Carpenter: The form was titled tax abatement. It is the same form we did for the Senior Lofts; it is the same document. Deputy Mayor Lommatzsch: I don't remember it being tax abatement. Mr. Curp: They had construction tax credits through the state of Ohio, which is different from local tax abatement. I am having difficulty remembering if we granted them a tax abatement as that would require a vote of council. Deputy Mayor Lommatzsch: In all the discussion, I never heard of any tax abatement. Mr. Carpenter: I'm just thinking that is what the form was titled. I am talking about the attachment. I don't believe it was a tax abatement form; it was the tax credits. Deputy Mayor Lommatzsch: They have tax credits from the state of Ohio, but it is not tax abatement. Mr. Carpenter: No. Mr. Curp: I hope you will go back and research and see what it is that the city has signed and make sure we haven't signed for a tax abatement that this council hasn't granted. Mr. Carpenter: I will forward the documents to you. Deputy Mayor Lommatzsch: When this started at the housing meeting, I never heard any discussion about tax abatement, and I do understand what that means. Mr. Carpenter: Right.

Mr. Curp: I have a question about Miller Valentine appearing at the BZA meeting, when they were in here last they said when they went to the BZA for their variance, they were going to withdraw their request for a variance for the size of the apartment. My question is did they do that? Mr. Carpenter: When they appeared before the BZA, they did not request that variance. I didn't see any documentation where they withdrew it, but they did not request it. Ms. Lewallen: They withdrew it.

**ITEM 15: PUBLIC COMMENT ON AGENDA ITEMS:** There were no public comments on agenda items.

**ITEM 16: 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. (1<sup>st</sup> reading)**

Mayor Flaute: We have some additional information and we would like to ask Catherine to please come forward and tell us about that at this time. Ms. Cunningham: Members of council, good evening, my name is Catherine Cunningham; I'm an attorney with the law firm Kegler, Brown, Hill & Ritter, and I am here just to address Ordinance No. 18-O-673 that is the ordinance that deals with medical marijuana facilities. I am one of the attorneys who work with staff, the manager, and your law director, Ms. Grandjean, when you had an original ordinance before you and we talked about different ways to manage things. I know my colleague and clients, Schottenstein Aphria III, were here at one of your meetings to address you and we knew you were here for a public hearing today and wanted to be here to support the ordinance. One of the things I mentioned to the manager and the mayor was simply if I direct your attention to your packet, if you look at the ordinance in the caption of the ordinance and in Section 1 it talks about adopting Chapter 728 Medical Marijuana Dispensary, which was what it was called when you first considered it, but when the ordinance was amended it is now called Registration of Medical Marijuana Facilities. It was created as a broader ordinance to deal with all medical marijuana facilities that might come within the city and I mention that to the manager and to the mayor that you may want to amend it to have the chapter of the code you are adopting match the identification

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in the ordinance itself. The correct ordinance is attached, but the old ordinances title is still included. I just mention that to you as a matter of housekeeping if you choose to address them. Otherwise I am happy to answer any questions you may have about the ordinance itself and thank you for working with us and thank staff, the law director, and council for working with us to come up with a solution we think is a win-win for everyone.

A motion was made by Mr. Denning to read Ordinance No. 18-O-673 for the second time by title only with the amendment to say facilities instead of dispensary. Deputy Mayor Lommatzsch seconded. All were in favor, none opposed. Motion carried.

The Clerk read Ordinance No. 18-O-673 for the second time by title only.

Mayor Flaute opened the public hearing for Ordinance No. 18-O-673. Seeing no one, Mayor Flaute closed the public hearing. Mayor Flaute asked if there were any comments of council.

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

**ITEM 17: NEW BUSINESS**

**A. ORDINANCES**

**I) Ordinance No. 18-O-676 authorizing the City Manager to enter into a contract with Kokosing Construction to repair the Harshman Road Median Wall and to forego the bidding process declaring an emergency. (1<sup>st</sup> & 2<sup>nd</sup> reading, public hearing, and consideration of adoption)**

Mr. Denning motioned to read Ordinance No. 18-O-676 for the first time in its entirety. Ms. Fry seconded the motion.

The Clerk read Ordinance No. 18-O-676 for the first time in its entirety. Mayor Flaute asked if there were any questions or comments from members of council.

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

Mr. Denning motioned to suspend the rules on Ordinance No. 18-O-676. Ms. Fry seconded the motion. All were in favor; none opposed. **Motion carried.**

Mayor Flaute opened the public hearing for Ordinance No. 18-O-676. Seeing no one, Mayor Flaute closed the public hearing.

Mr. Denning motioned to read Ordinance No. 18-O-676 for the second time by title only. Deputy Mayor Lommatzsch seconded the motion.

The Clerk read Ordinance No. 18-O-676 for the second time by title only. Mayor Flaute asked if there were any comments of council.

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

**II) Ordinance No. 18-O-677 authorizing the City Manager to execute documents necessary to sell city property located at 526 Torlage Drive no longer needed for municipal purposes. (1<sup>st</sup> reading)**

Mr. Denning motioned to read Ordinance No. 18-O-677 for the first time in its entirety. Ms. Fry seconded the motion.

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The Clerk read Ordinance No. 18-O-677 for the first time in its entirety. Mayor Flaute asked if there were any questions or comments from members of council. Mr. Curp asked if the property was going to be developed. Mr. Carpenter stated the gentleman grew up two doors down from the property and his brother currently lives there so he plans on constructing a house and move there from Beavercreek.

Being no further comments, all were in favor; none opposed. **Motion carried.**

**III) Ordinance No. 18-O-678 adding new Section 1115.17, Live/Work, and amending Sections 1107.05 (B)(4); 1107.09 (B)(4); 1107.09 (C)(4); and 1107.11 (B)(4) of the Unified Development Ordinances (UDO) of the City of Riverside. (1<sup>st</sup> reading)**

Mr. Denning motioned to read Ordinance No. 18-O-678 for the first time in its entirety. Ms. Fry seconded the motion.

The Clerk read Ordinance No. 18-O-678 for the first time in its entirety. Mayor Flaute asked if there were any questions or comments from members of council.

Mr. Curp: I understand the intent but I don't think this ordinance is written as a good ordinance. I don't think it should be passed for several reasons. First of all, it doesn't provide any criteria to determine which properties qualify and which do not. It is left up to the Planning Commission to make an arbitrary decision, which is then difficult for our law director to defend in court when somebody else gets turned down later because there are no criteria and the Planning Commission is again required to make an arbitrary decision. That is for the component where you are looking at putting people into a building that is in a business or an industrial zoned area. A similar situation and even worse conditions exists for allowing a live/work situation in a residential area. While it only pertains to R-1 areas and not the other areas, nonetheless, the problem is once again there are no criteria on who gets to benefit and who does not. It allows the property owner who is a non-resident property owner to lease the property, somebody who wants to come in and run a business there and they can do that as long as they live on the property. I'm not sure that is what we had intended for a residential zoned area to allow somebody to move somewhere else maybe in another county, not sell their residential property and lease it out for somebody to come and live there and run a business. We have provisions for home occupations that already exist in the zoning regulations. What this would do, in essence, would allow somebody to take a residential property and convert it to a business property; that is what it is doing, allowing you to run a business on a residential property. If people are interested in coming to Riverside and run a business, and I hope they do, we should just sell them a property zoned B-1, B-2, or B-3, whatever the proper zoning is for them to run their business as opposed to taking a residential area and converting it into a business. Once again, it is arbitrary as to who gets to benefit and who doesn't. The final thing for all this, this ordinance gives city staff the ability to, once the live/work permission is granted, after a period of time it gives city staff if they choose to unilaterally rescind, arbitrarily that arrangement because there are no criteria in this ordinance that says here is what you should be looking at to rescind that person's ability to live and work on that property. For all those reasons, I don't think this is ready, yet.

Deputy Mayor Lommatzsch: I'm interested in what brought this up, Mr. Manager. Why did this come about? Mr. Carpenter: There was some request or interest made to Mr. Taylor and he took it to the Planning Commission. Mayor Flaute: What was the reason the Planning Commission agreed to this? Deputy Mayor Lommatzsch: You weren't there? Mayor Flaute: I don't remember. Mr. Curp: I will help you out. There was a request from an individual who lives in the City of Dayton, owns a commercial property in the City of Riverside and he wants to turn that property into a live/work type situation. Mr. Taylor

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started looking into it and thought while we are at it let's take a look at what is going on across the country and unique and progressive things that some communities are doing, and why don't we extend this to the R-1 area. That is how this got here. But, you know, we have an urban core zoning district also, and we talked about this for the Center of Flight. Developing properties there where perhaps you have retail on the ground floor and then apartments or living space, studios, on the upper floors, that sort of thing. They have that type of a situation over at the Greene in Greene County on the back end of the complex; they have buildings with retail space on the ground floor and living facilities on the second and third floor. It is not that we don't already have the provisions for this to occur; this simply extends that, but doesn't do so in a way that I think is right for this community. Ms. Fry: You said we already had provisions, what are the provisions? Mr. Curp: First of all, in the UDO we have a section called 'urban core' that allows us to take developments and make them more compact and more dense so we can get more businesses and even mixed use so you don't have to have the side yard distances and setbacks. In the zoning regulations for the residential districts, we have what is called 'home occupation' provisions that is a permitted use. That is, if you want to run your insurance business or your law business out of your home, you can do that. What you can't do is bring other workers, and that is one of the things this would do to allow people who own property in an R-1 to use their building or their out building use that for business purposes and bring other workers onto the property along with their cars and generate additional vehicle traffic in that area. We have those provisions in the code already. There are examples and criterion for what applies to the home occupation and what applies under urban core. This one doesn't do that. It does to a degree, when you provide live/work abilities in a B-1, B-2, B-3 because in those zoning categories it says here are the permitted uses here are the conditional uses. All you are doing there is providing the ability for the business owner to live on the property. For the residential, the R-1, it adds a different situation and that is you can bring additional workers onto the property, which your next door neighbors probably don't care to have; or you cannot live on the property and you can lease it, rent it, and they can run a business on that property and have workers come onto the property create additional vehicle traffic that the neighborhood isn't experiencing. While the provision of living spaces in a commercial building under a B-1, B-2, B-3, is probably closer to being acceptable, you still have the situation where the situations are arbitrary as to who gets to do it and who doesn't. There is no criterion other than it is conditional use and they have to go to the Planning Commission and they have to bless it without any criteria. In other words, we can't tell you what it is, but we will know it when we see it. I don't think that is good zoning administration. I just can't support allowing businesses to take over a residential area without that residential parcel being rezoned. I don't think that is why people buy residential properties or at least the next door neighbor doesn't buy their property for that reason. They buy it because they want a serene pastoral setting to live in as opposed to having a business next door. If they wanted a business next door they would move next door to a business. That is my humble opinion.

Ms. Fry: It seems that we don't really have the perspective of the Planning Commission. Mayor Flaute: Right, that is what I am feeling, there had to be a good reason to pass that and I don't remember that meeting so I can't help you with that. Ms. Fry: Can we invite them to come speak to us about it? Mr. Denning: It was in July. Ms. Lewallen: It was August, I looked it over today. I could not recite everything, but I know they all passed it. Mr. Denning: It may have been as much to do with the song and dance they were given. I am sure they weren't given any negative sides; they were only given the positive sides. Ms. Fry: I just feel uncomfortable with continually kicking things back to them without engaging them in a dialogue. Mr. Curp: We don't have to kick it back; we just say no we aren't going to do this in the City of Riverside. There is nothing wrong with that it is kind of like we were talking about the budget last week and discussion got to a point where we said, are we missing the whole point here? If the residents say this is all the money we will give for the city to operate then everybody is going to have to step up and operate under the money that has been given to us by the citizens. It is a similar situation here; we don't have to do everything that comes before us. Ms. Fry: Agreed, my concern is they are

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volunteers. Mr. Curp: I volunteer. Ms. Fry: OK, but they may, I'm concerned without an appropriate dialogue they may just throw up their hands and we don't have a Planning Commission. Mr. Curp: Some of it comes down to it would benefit this council more and the collegial discussion that you want to have with the other bodies, if some of those things came to us ahead of time. Instead of just an entry on a status report that says here is what we are working on, if we had these discussions in a work session setting to talk about the meat of this, what are the pluses and minuses? We don't get that; we get these things on a night they want us to vote on it. That puts us in a binary situation. Or we can send it back. We are either going to approve it or we aren't. Mr. Denning: In this particular case, this isn't something we sent to Planning Commission? Mr. Curp: The former director of Planning & Program Management was approached by a business owner. Mr. Denning: But he didn't come to us first, he just took it directly to the Planning Commission; he didn't ask if we were interested. Mayor Flaute: He is not here to tell us why he did that. Mr. Curp: Some of those things could be done concurrently in conjunction of what Ms. Fry is saying and it's a good position. I wouldn't want us to manage the Planning Commission from here, but if all I am going to get is a binary do it or don't do it, then that is what you got; I'm not doing it, not this one, not tonight, for me. Deputy Mayor Lommatzsch: When I saw this and read it, I wondered where did this come from because we had no explanation. Mayor Flaute: We don't have Mr. Taylor here to tell us. Mr. Denning: I guess what I would like in the future would be a memo why we are doing this, in this particular case, a little bit of background on why we are voting on this. Mayor Flaute: Normally, we get something like that.

Mr. Denning withdrew the motion. Ms. Fry withdrew her second. Mayor Flaute: If the Planning Commission wants us to do this, they will come forth with further information.

Mr. Denning motioned to table Ordinance No. 18-O-678 until further information was made available by the Planning Commission. Ms. Fry seconded the motion. Mayor Flaute asked if there was any further discussion.

Mayor Flaute asked for roll call: Mr. Denning, yes; Ms. Fry, yes; Ms. Campbell, no; Mr. Curp, no; Mrs. Lommatzsch, no; Mayor Flaute, yes. **Motion failed.**

**IV) Ordinance No. 18-O-679 repealing and replacing Section 505.14, "Dangerous and Vicious Dogs" of the Codified Ordinances of the City of Riverside, Ohio. (1<sup>st</sup> reading)**

Mr. Carpenter: This was an update that the state made to this policy a while ago and it came to light when we had an incident a while ago and realized our policy was not up to date. Deputy Mayor Lommatzsch: So this is in concurrence with the state law.

Deputy Mayor Lommatzsch motioned to read Ordinance No. 18-O-679 for the first time in its entirety. Mr. Denning seconded the motion.

Mr. Denning: This is basically word-for-word what the state law is? Mr. Carpenter: Yes, out of the ORC. Mr. Denning: So we are just matching it. Mr. Carpenter: Yes.

The Clerk read Ordinance No. 18-O-679 for the first time in its entirety. Mayor Flaute asked if there were any questions or comments from members of council.

Ms. Fry: Mr. Denning said that this is word for word state law, so do we have to replace it? Can we just repeal it? Mr. Carpenter: So you just fall back on the ORC? Ms. Fry: Yeah, why do we need to have one if the ORC has one? Mayor Flaute: Additional protection? Mr. Curp: Well, let's ask the chief. When our officers go into court, is it easier for them to get a conviction if they are cited under local ordinance as opposed to the state law? Otherwise, when Walter Drane updates our codified ordinances each year and we provide police officers with a working document to carry with them so they can make proper

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citations when they are in the field; they are working from a document that has state and Riverside ordinances in it, is that correct? Chief Robinson: Right. Mr. Curp: So they find whatever the proper citation is and based on what Ms. Fry said if ours said the same as state they don't really need ours unless it is beneficial to them in prosecuting in the local court. Chief Robinson: Our ordinances mirror the states; however, we have some ordinances that the state does not have, but they normally just mirror those. Some of the things we have in ours will not be in theirs, of course. Mr. Carpenter: When Walter Drane does the updates, we adopt those to our code, but they are the state standard. Mayor Flaute: So why is this being presented to us? Mr. Denning: So we can repeal ours. Mayor Flaute: Well, I don't see the difference then in what we are doing. Deputy Mayor Lommatzsch: We have one that is wrong so this is to fix it. What she is saying is we don't need it. Mr. Denning: What she is saying is, instead of replacing it we just repeal 505.14 and then our ordinances get a little bit thinner because it is already ORC. Mr. Carpenter: That's accurate, but, then I don't have the answer as to why we would also have to have it or adopt it locally, but I know we do that. Mr. Denning: Our old ordinance used to be more restrictive than the state from what I read; ours was tougher. But, if all we are doing is putting in the state ORC basically for ours, then I agree, what is the purpose of us having it, which one has more clout with the judge. Chief Robinson: I think it has to do with the court. Ms. Lewallen: I was just going to say that if there is any other section referencing that section and we remove it completely, we will now have to go back and look over the section to see where cross info, that is where your problem is going to be. If there are other sections in our ordinances that reference 505.14 we are now we will have to go back and look over anything that will cross-reference it and that why a lot of times a repeal and replace happens because now you will be doing a much more massive project. Mr. Denning: Ok, well, that makes sense. Mayor Flaute: That answers that question.

Roll call: Deputy Mayor Lommatzsch, yes; Mr. Denning, yes; Ms. Campbell, yes; Mr. Curp, yes; Ms. Fry, yes; and Mayor Flaute, yes. **Motion carried.**

## **B. RESOLUTIONS**

### **I) Resolution No. 18-R-2422 authorizing the City Manager to enter into a contract with Miami Valley Educational Computer Association for IT services for the City of Riverside Administrative Offices.**

Mr. Carpenter: This resolution is to accept the lowest and best responsive bid for the IT services.

Mr. Denning motioned to approve Resolution No. 18-R-2422. Ms. Fry seconded the motion.

Mr. Denning: Who reviewed to make sure that this was the best; I mean just because there is such a large difference in the bids, who was qualified to make that assessment that these people are really qualified? Mr. Carpenter: Mr. Lohr and I both reviewed the bids and I believe that Chief Stitzel reviewed the bids and we made some phone calls concerning the lowest, best bidder. We got two or three references. Mr. Lohr: They were very good. My first impression was the same as you had, why is this so much lower? I called half dozen different references and they were all very positive. This is not a private business, it is a not for profit regional council for governments; they started as a group of school districts a number of decades ago. They are now expanding out to county and city governments. They aren't in it to make a profit; they are in it to produce efficiencies with IT services for local governments and school districts. Mr. Denning: They have to pay their employees. Mr. Lohr: All the people that I spoke to about this group had nothing but good things to say about them. Mr. Denning: So their overhead is probably lower because they don't have a lot of corporate yahoos dipping into the pocket. Deputy Mayor Lommatzsch: Are they on Springfield Street: They are in Yellow Springs on East Enon Road, I think. Ms. Fry: Do we

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have any information about their level of service? I am sure CDO had lots of good references, too, but when we had an issue, it just wasn't there. Do we have any information about where they protected clients from similar types of attack? Mr. Lohr: I didn't speak to anybody specifically about just ransomware or virus protection; I can tell you I called Clinton County, which is southeast of the Dayton area. From speaking to the county administrator, they have some of the same challenges that we have had with IT services and some challenges well beyond the ones we have had. MVECA came in and basically rebuilt their IT infrastructure from scratch and fixed all the issues. Apparently, they didn't even have virus protection at all and using Google Gmail, things like this stuff that we can't fathom even being a problem in comparison. They are now at a professional, state-of-the-art level with IT. The RFP I put together outlines a comprehensive set of services that include not just virus protection, but system back up, disaster recovery, internet, email; they will be our IT company for us. Mr. Denning: And they are going to do that for \$37,000? Mr. Lohr: They are; they have put together an estimate of about 12 hours per week that they would need to service us. I think what we need to keep in mind is by the time we have this contractor come in for January we will have our network rebuilt or the majority of it rebuilt to the point where it is in a brand new condition and we should have a much lower level need for service, but with that said, just from speaking to all their references, I feel very comfortable with this organization. I think they will work really well for us.

Mayor Flaute asked if there were any other questions or comments by members of Council.

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

**II) Resolution No. 18-R-2423 authorizing the Finance Director of the City of Riverside to seek advance payment of collected taxes for the tax year 2018.**

Mr. Carpenter: This resolution authorizes the finance director of collected taxes for 2018.

Mr. Denning motioned to approve Resolution No. 18-R-2423. Deputy Mayor Lommatzsch seconded the motion.

Mayor Flaute asked if there were any other questions or comments by members of Council.

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

**III) Resolution No. 18-R-2424 appointing Sarah McCarthy to the Board of Tax Appeals to fill an unexpired term ending April 18, 2020.**

Mr. Carpenter: This resolution is appointing Ms. McCarthy to the Board of Tax Appeals.

Mr. Denning motioned to approve Resolution No. 18-R-2422. Mr. Curp seconded the motion.

Mayor Flaute invited Ms. McCarthy to come forward.

Ms. McCarthy: I have lived in this city for 50 years so I care about things that happen out here even if it is a tax appeal that is part of the city so I am happy to help. You are very hard to say no to.

Mayor Flaute asked if there were any other questions or comments by members of Council.

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

**ITEM 18: PUBLIC COMMENT ON NON-AGENDA ITEMS:** Mayor Flaute invited Gary Tullis to come forward with his comments.

Mr. Tullis: Thank you Mr. Mayor and members of the City Council for letting me address this issue. My name is Gary Tullis and I'm a resident of the Forest Ridge subdivision of Riverside, OH. I am here tonight seeking City Council's repeal of Chapter 931 Residential Waste Collection. I believe the law as written is bad public policy. I start with Section 931.03 entitled 'Unlawful Transportation or Collection' the body of this section only addresses the collection and disposal of waste and not one word about transporting waste. It states that only the waste contractor retained by the city shall collect the variety of waste products specified. What is the impact? Obviously, the first impact is the person who wants to do his own non-commercial disposal is supposedly prevented from doing so, but it goes even further. Residents of Riverside who collect aluminum cans or scrap metal for recycling are expressly prohibited from doing so. Tree trimmers working within the City of Riverside are specifically prevented from collecting yard waste, the definition of which includes branches, leaves, and other organic materials. Apparently, they can cut branches but are expressly prohibited from moving them. Dayton Power & Light has a rebate program where they will remove and dispose of old refrigerators; this program is essentially off limits to residents of Riverside because the definition of bulky waste explicitly includes refrigerators, included in that definition are the words "not limited to" leading one to wonder if things such as old heaters and air conditioners might be included. I just had mine replaced now wonder if my contractor committed a crime by removing the old unit. My roof was recently replaced; does this qualify as construction debris, which is included in the definition of bulky waste? If so, then my roofers are now criminals. I believe laws should clearly explain what is unlawful; one should never have to guess what is or is not against the law. The title of Section 931.03 seems to imply it is unlawful to transport residential waste. If an enforcement official finds one has an old newspaper or the remains of an old fast food run in their vehicle, is it possible that this could be cited as a violation of Section 931.03? It seems crazy, but what is the threshold of amount of waste being moved from a residential unit to somewhere else to be considered a crime? Realistically, since there is no description or definition of what unlawful transportation means it probably is unenforceable. Moving to Section 931.99 entitled 'Penalty' the text of which makes it a misdemeanor of the fourth degree subject to a fine of not more than \$250 or imprisonment. The penalty only applies to violations of section 931.03 it further adds that each day such violation continues shall constitute a separate offense so that question arises as to how one would measure the number of days of unlawful transportation or collection. If a person collects aluminum cans for recycling, does the day count start when they collect their first can or does it start when they take it to the recycling facility? Is the penalty assessed at 180 days or just one? Tree trimmers work during the spring, summer and fall cutting branches and removing the yard waste; how do you assess a penalty? Is it the number of days they work in the City of Riverside? DP&L could collect a dozen refrigerators a day, is each refrigerator collected within the City of Riverside a separate offense or do you lump all collected during the day into a single offense? Presumably an enforcement official must witness an offense before they can cite a violator; if transporting waste is not defined in statute simply transporting trash cannot be illegal. Law enforcement should not stop a vehicle merely for having trash in it; how can anyone enforce this law? Since it would appear that merely transporting waste is not an enforceable offense, this leaves collecting and disposing of waste as the core offense. Your citizens collect trash every day. Since there is no clear definition, it is my assumption that council intended the use the common dictionary definition for the term 'dispose'. Dispose of waste means to get rid of or put in a particular or suitable place. Thus the act of removing waste from a transport vehicle and putting it into a suitable place such as the Moraine Transfer Station would be where disposal occurs. Since the act is outside the City of Riverside, can this truly be considered an offense within the City's purview? So now I come to Section 931.02

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entitled 'Solid Waste Collection Service' this appears to encompass the real intent of council. I believe the desire of council was for all residents to use a single waste service. That is not what the section says. It says that all persons owning and occupying a residential unit shall be required to pay. It doesn't say one has to use the service, just pay for it. My concern with this section boils down to can government require its citizens to purchase commercial services regardless if such services are desired or needed? Does this section unconstitutionally deprive residents of Riverside their liberty to purchase services they desire and not purchase services they do not need? I believe it does. In my mind this sounds like government imposed socialism. It goes against everything we grew up knowing in the American free market economy. One may say that the contractor needs everyone's participation before it is financially viable to provide a service. To this I reply no one goes into business expecting that everyone will purchase their goods or services. The fact that the City of Riverside passed just such a law essentially guaranteeing a private commercial firm total participation of all the residents would not pass a sanity check and I suspect nearly every other city in the country. Therefore, I offer that an alternative equivalent statement of council's intent to this law would be that the City of Riverside desires to maximize the city approved commercial waste removal services contractor profit by requiring all residents pay for such service whether used or not. It appears the only amenity benefitting from this law is Republic Services.

Mayor Flaute: Ok sir, we have heard what you said and council will take that under advisement and thank you very much for coming. Does someone from council wish to comment? Ms. Fry: I do have a question. Do you have, have you been charged with a crime? Mr. Tullis: No. Ms. Fry: So this came about because you were reading the law? Mr. Tullis: Essentially, I had a separate unrelated question that I asked the City Manager's office to help me out with and they informed me of the law. Once I saw once the law said, I was kind of in shock as essentially people are breaking the law and they don't even know it. I thought addressing City Council and bring it to their attention and see if you guys agree or disagree. Ms. Fry: Thank you. Mr. Curp: I read your document you sent in email to all of us and I read it. I am sorry I didn't have a chance to get back in touch with you. I take a different reading of the ordinance than what you do. First of all, let's go to the payment thing and get that one off the table. What the language says is "payment in accordance with the agreement". So, when you go to agreement, the contract that the city has with Republic, it simply says here's how much it cost and if you don't pay we aren't going to collect your garbage. It doesn't say everybody has to pay. Here it says in accordance with the agreement; it doesn't say everybody has to pay. Mr. Tullis: That would be wonderful if that was true. Here is my concern. I have not used their services; I have not had any type of contractual relationship with the company, and I still receive bills from them. I have tried, and for a while they stopped billing me. They have just started billing me again for a service that I don't use and they know I don't use and so, consequently, I am trying to figure out why they started up again, when there was no call for it. Mr. Curp: Yeah, I have no idea why they are doing what they do. If you get an ambulance ride from us, you are going to get a bill. If you don't pay it, you will get another bill. Mr. Tullis: That is great, because you have used a service. I have yet to use the service. Mr. Curp: So they haven't taken you to court to get any money from you. Mr. Tullis: I am waiting for the impact potentially being that my credit rating goes down because they report me for not paying their bill. Now that would be an impact and it is hard to explain how my credit may possibly be affected for not paying for a service that I don't use and didn't desire and have never talked to them about. Mr. Curp: I have no idea if that is a practice they use. Mr. Tullis: That is outside of the scope of what I wanted to address today. Mr. Curp: Let me go to the other part, 931.03 simply says this is an exclusive contract awarded to the service company, in this case Republic Service. All it says is that other entities who are in the collection services business that is comparable to the collection services business that Replibc runs cannot compete with them. It doesn't say that if you want to package up your trash and take it to your place of employment and put it in their dumpster; it doesn't say you can't do that. That is between you and your employer. All this says is for the purpose of collection services if the services is of the kind or nature

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that the waste contractor will collect. It just says Rumpke can't come in and compete. You can't hire Rumpke to come in and compete with Republic. You can't hire the City of Dayton to come in and compete with them. It doesn't say that your roofing company can't put a dumpster in the driveway and take the old roof and haul that away because Republic is not in the business of hauling, under our contract, construction waste. That is all that says there. That is the sole intent. If a scrapper comes down the street, they aren't in the same type of collection service as Republic. When we set stuff out at the curb under the laws and the court cases that says we have given that up, we've abandoned it and it is there for anybody who wants to come and pick it up so whether it is scrap, steel, and old bicycle frame, or tin cans, we have surrendered that when we put it at the curb. Rumpke can't come and collect it. A scrapper can because they are not in the collection service like Republic. That is the whole intent; give that some thought and maybe we can have some more discussion. Mr. Tullis: I appreciate that; I have a different read and I am not exactly sure what Code Enforcement opinion of the whole thing is, but I do read it differently.

Mr. Denning: I will have to say the intent, the reason we do it the way we do, when we were a Township, we had four different people hauling our refuse and they were on different days of the week. We had that many trucks running our streets so when we became a city that was one of the things we wanted to do. We get by doing a larger number of customers we get a better price for our residents as a whole so that is the reason we do it the way we do to make it a level playing field is the reason we limit it to the one, whoever wins the bid. That is the reason we do it is to give our residents a better price and we don't get our roads tore up as much by having three times as many trucks running on them multiple days of the week. Deputy Mayor Lommatzsch: It's not only that, it is having the noise and inconvenience and the dumping. At the Township, we had a lot of dumping. Mr. Denning: I understand your points, but not everything is black and white and obviously two people can read the exact same words and get different meanings from them.

**ITEM 19: COUNCILMEMBER COMMENTS:**

Deputy Mayor Lommatzsch: I would just like to address and thank the staff for their participation and support of Hometown Holiday. It was very nice to see so many people out there and council members that participated in the activities and Santa Claus. We had great support from a lot of businesses and a lot of organizations and I think even though it was frigidly cold, I want to thank you all for participating and being there, the Jaycees and the Chamber it is such a wonderful event for the City. Mr. Denning: The cold weather, it seems, every year comes in on that day. My suggestion is we move to Hometown Holiday further into November. Deputy Mayor Lommatzsch: It used to be that until the school district changed their closed hours. I would like to remind everybody of the Miami Valley Military Affairs Dinner next Tuesday night at the Fairborn Holiday Inn. I hope that some of you choose to attend that. The Chamber Christmas Dinner, you are all invited, is December 13 on a Thursday night at 6:00 pm at Walnut Grove and you will be getting information on your email from Lynn. Lynn had a pretty serious fall and is a bit incapacitated; we hope and pray she can get back on her feet soon. She is ok, not broken anything, but when you get to be our age, falls are tough. In closing, I would also like to compliment the clerk. I think you have been here 60 days, maybe, and you have caught us up on all of our back minutes and our back paperwork and I hope staff is appreciating how hard you have worked and I want to thank you for that. You came into a lot of catch up. Ms. Lewallen: Well, Sam did most of that catch up; I am just keeping us going. Mayor Flaute: OK, the MVMAA dinner is on Tuesday, November 27, is that what you said? Mr. Denning: Yes. She didn't give the date. Deputy Mayor Lommatzsch: I just said next week, after Thanksgiving.

Mr. Curp: We had the Lion's Club and the students from Stebbins here talking about their program. Sometimes you read in the Sunday paper, pretty soon I will stop taking because they have raised the price again, this is twice this year they have raised the price of their subscription. There is a gal that writes a coupon saving column in the paper and she talks

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about coupons and savings and here is a sale that sort of thing. It is Thanksgiving, it's winter, and the foodbanks are looking for contributions and donations, big ones and small ones in our local communities, churches and that sort of thing. There are a lot of two-for-one sales that go on and you take a look at something one of the stores are selling and you say I don't need two cans of green beans, so buy two cans anyway and keep the one you need to use and give the other to a pantry. Same thing with other stuff you see they have a sale on or something that is free where you get a coupon to buy one of these and get something free. Think about that, you can do a world of good. Otherwise you might pass it by or leave that second item on the shelf because you didn't want that can of green beans or can of beets so you bought the green beans and you could have gotten a free can of beets but you didn't need it or want it. Get the beets and give them away to a food pantry or some place that will do some good.

Deputy Mayor Lommatzsch: Happy Thanksgiving to the staff.

Mayor Flaute: Just a couple of things. I did one wedding in the last two weeks. Tomorrow is the grand opening of the Riverside Senior Lofts that will be at 11:30 am and everyone is welcome to come to that grand opening. We had a meeting with the library folks, Tim Kambitsch, they do have some proposed stuff for where the library is going if anyone is interested in seeing that the information is here. I went to some seminars and things and one of the immediate things I would like to have the clerk do is go Facebook Live. A lot of cities do Facebook Live. I know people can see our meetings, but it usually a day or two later where if we do Facebook Live and if you want to comment on it they can do that. Mr. Curp: Like the Dayton Daily News, it gets printed in Indianapolis now; they don't print in Springboro anymore so their deadline for reporting local stuff is much earlier than it used to be so if you want to read about the UD Flyers or Wright State Raiders you have to wait two days because their game is after their deadline. They want you to pay more for that, and part of your subscription now is four of your friends can ride on your subscription. Now why would I want to subsidize four friends; I don't know if I have four friends, but why would I want to subsidize them? I apologize for interrupting.

Mr. Denning: Have they worked a deal out with DP&L? Mayor Flaute: Kind of, they haven't signed anything yet. If we can get them on K-Mart. Deputy Mayor Lommatzsch: Are we going to give them access? Mayor Flaute: They have to do a traffic count. Madam Kathy would you like to explain what we have discussed? Ms. Bartlett: Yeah, we are going to have to work with Choice One and do a traffic study based on something being at the K-Mart. The library by itself won't generate enough traffic for a signal; I felt they were kind of wanting a signal, but any time you are going to be generating that number of trips on the main street, we will be requiring them to do... Deputy Mayor Lommatzsch: My concern is we're giving them access after they refused to be in Riverside. Mayor Flaute: I informed them they better have enough money to pay for this. Mr. Denning: Are they going to pay for the traffic study? Ms. Bartlett: Yeah, they have to do the study and we would just review it to make sure it doesn't cause any issues. Deputy Mayor Lommatzsch: We're giving them property. Part of the entry way is on K-Mart property. Mr. Denning: It is not our property; it's K-Mart's. Mayor Flaute: They have to buy it from K-Mart; there is a little bit or right-of-way that we will be included. I just wanted you all to know and keep you abreast of what is going on there. Ms. Campbell: Is someone buying it or trying to, the K-Mart store. Mayor Flaute: If there was some way, and I wish there was a way we could divide the lot up so that they could be on the K-Mart. I am asking you folks if you think there is some way we could do that. Mr. Curp: We gave direction some time ago when this first came to us saying we aren't doing anything as far as providing financial assistance of any kind subsidizing any studies or anything; we're not providing anything on this because the problem is the facility, the operations, the employees, the tax revenue is in the City of Dayton and we end up with the expenses for the impact of the traffic, police operation needed to go out and deal with traffic accidents and incidents. We end up with the expenses for the fire department making medic runs. We end up with all the expenses the City of Dayton ends up with all the revenue and we aren't doing anything to support

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anything with this. Deputy Mayor Lommatzsch: That's what I understood. Ms. Bartlett: I think the traffic study with the library alone and nothing in K-Mart will not justify a signal, but we have they have to do the study and will have to take into account whatever the zoning is for the K-Mart and if K-Mart an active business there would need to be a signal there. I think it would be in our best interest to have them do the study and make them enter into an agreement that should something become active with the K-Mart they would then also have to participate in any future signal. Mr. Denning: But K-Mart was active less than a year ago and it didn't have a signal there. Ms. Bartlett: I'm guess-timating; until you actually do the study. Mr. Denning: Does that go all the way across the median or are they just doing the same thing K-Mart did? Mr. Curp: The really scary thing is they have a crosswalk going across Woodman Drive. Mr. Denning: That's insane. Mr. Curp: It is. Deputy Mayor Lommatzsch: Why are we giving them access to Riverside? I go back to being on the Montgomery County MVRPC. We give up the Greene, that's why I don't go to the Greene, because Montgomery County gets all the damage from the Greene, from the roads, the traffic, the policing, and Greene County gets all the money. I don't go to the Greene. It has been open what, ten years; I've been there twice. This is the same point I am making, why should Riverside accommodate when we could have accommodated a library. I don't think we should give them access. Ms. Bartlett: I really don't know the answer. I walked into the meeting; I didn't know what the position was. Mr. Carpenter: We did not invite them to come talk to us. They asked to have a meeting and they showed us these drawings. I could tell you that we don't have any interest on being much help in putting that or any help. Deputy Mayor Lommatzsch: We don't have to let them in Riverside. Mr. Denning: They can put that access road out. Mr. Carpenter: I am saying we are not in favor of any of those plans. Deputy Mayor Lommatzsch: They can find another way to get there. Mr. Curp: If they have an agreement with DP&L to run a street or drive, a lane, out to Woodman, it doesn't mean we have to give them a curb cut. If they have an agreement with the owners of K-Mart to use their curb cut for access to the parking lot that is between them and K-Mart; we don't have any say in that. We probably have some say as to whether we are going to let a crosswalk go across Woodman Drive at that point. That is just folly; it is bad enough at 8:00 am, noon, you pick the time of day, it doesn't matter. Mr. Carpenter: Our speed study indicated it is 50 mph. We told them that. It doesn't make sense. Mayor Flaute: Last thing is with the National League of Cities, we had our annual business meeting and we are trying to tell the federal government what we wanted to do; anyone who wants to see that the paper work is there. I have some other things I am bringing to the city manager, but at this point Facebook Live. I thank everybody for the work you did with the appraisal and thank you Deputy Mayor for taking over and for the work you did with the levy.

**ITEM 20: ADJOURNMENT**

Mr. Denning motioned to adjourn. Ms. Fry seconded the motion. All were in favor; none were opposed. The meeting was adjourned at 9:33 pm.

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William R. Flaute, Mayor

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Clerk of Council