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ITEM 1: CALL TO ORDER: Mayor Flaute called the City of Riverside, Ohio Council Meeting to order at 6:03 p.m. at the Riverside Municipal Center located at 1791 Harshman Road, Riverside, Ohio.

ITEM 2: ROLL CALL: Council attendance was as follows: Mr. Curp, present; Mr. Denning, present; Mr. Fullenkamp, present; Mrs. Lommatzsch, present; Deputy Mayor Reynolds, present; Mr. Smith, present; and Mayor Flaute, present.

Staff present was as follows: Bryan Chodkowski, City Manager; Emily Christian, Assistant City Manager; Mitch Miller, Service Department; Chief Robinson, Police Department; Tom Garrett, Finance Department, and Mark Carpenter, Fire Department.

ITEM 3: EXCUSE ABSENT MEMBERS: All Council Members were in attendance.

ITEM 4: ADDITIONS OR CORRECTIONS TO AGENDA: A motion was made by Deputy Mayor Reynolds to approve the revised agenda to include discussion of the Brantwood Subdivision Phase II TIF and move Ordinance 15-O-575 to the May 7, 2015 Regular Council Meeting. Mr. Denning second the motion. With further discussion, a vote was taken. All were in favor; none were opposed.
Motion Passed.

ITEM 5: APPROVAL OF AGENDA: The agenda was approved on Item 4.

ITEM 6: WORK SESSION ITEMS:

a) Discussion: Boards and Commissions Expiring – Mr. Harold Vazquez

Mr. Chodkowski: Thank you Mr. Mayor. Included in your packet is a copy of an email provided via the clerk for an applicant who is with us tonight with respect to filling a vacant position on the Planning Commission. So with that, I yield the floor back to you.

Mayor Flaute: Thank you Mr. Manager. Mme. Clerk do you have anything to add?

Council Clerk: Well, Mr. Vazquez filled out the application online and I received the application. And he agreed to come to tonight's meeting and so I think that shows his willingness to participate in Riverside business.

Mayor Flaute: Thank you. Mr. Vazquez if you would please come to the podium and tell us a little bit about yourself. First of all welcome, we're really glad you are here and we appreciate your willingness to help us at the Planning Commission.

Mr. Vazquez: Thank you Mr. Mayor. It is my pleasure to be here tonight. And the Council and City Manager and everybody else. I've been living in the city of Riverside for about 17 years. The last 17 years I was here before and then I moved to Huber Heights for a while and then came back to Riverside. I work at Wright Patterson Air Force Base. I came to Wright Patt 28 years ago straight out of college. I have an engineering degree from the University of Puerto Rico. I transferred here and move my wife and established a family in the Dayton area. I started as an engineer doing instrumentation work at Wright Patterson and some of the facilities Wright Patterson has. I moved to do staff work; planning work back in 1995. I've been doing that for the last 20 years. I have a background in strategic planning for the aerospace systems directorate. It is part of the Air Force Research Lab. I am one of the planners in that organization. We look at requirements; we look at Air Force vision requirements and those requirements for the resources that we have and then we make strategic decisions and tactical day-to-day, year-to-year decisions in terms of investments and what programs to pursue. I make budgetary decisions also for that organization. In a nutshell, that is kind of my job over the last 20 years, with different

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variations from year-to-year. But in a nutshell that is what I've been doing for the last 20 years for the Air Force.

Mayor Flaute: Very good, very good. Thank you very, very much. And you lived up in Forest Ridge?

Mr. Vazquez: I live in Forest Ridge. I have been there since 1998.

Mayor Flaute: Answer your educational background?

Mr. Vazquez: I am an engineer. I have a bachelors in electrical engineering and I have a Masters in engineering from the University of Dayton.

Mayor Flaute: Okay very good. Great, great. You aware of what the Planning Commission does? It sounds like you know exactly what they do.

Mr. Vazquez: I did read on the website some of the different aspects of the Planning Commission. Aligning my background with what the city wants to do. If the city has a vision, if the city has a plan, has some requirements and then we will get to work on those and see how we can help move forward.

Mayor Flaute: Very good, thank you Sir. Are there any questions from members of Council?

Deputy Mayor Reynolds: Sir thank you very much for coming this evening. We appreciate that and I appreciate your interest. Can you tell me, do you have a vision for the city?

Mr. Vazquez: I thought about it a little bit this past week when I was getting ready after Ms. Arrigoni sent me the email. I've heard the Mayor speak may be a couple years ago. And Riverside has a very challenging situation with the diversity that we have in the city. You know the city has; you know there's nothing wrong with that but the city spans all classes. It spans all economical, financial levels. It is a city that's kind of geographically dispersed because of things that happened in the past. And so it is a challenge for you to govern the city. My vision for the city; I would like for Riverside to be identified as kind of a gate to the Air Force, to the base. We are doing that already in some ways. We are kind of the Gateway to Wright Patterson Air Force Base. When you hear Wright Patterson everyone hears Dayton, Ohio. If the majority of; there is a big portion of that base that is within what we would call Riverside limits and a portion lies in Greene County also. But to see how the city can bring more economical development to the area, to bring us above the level that we are at today so that then we can take on additional things that I know are on everyone here's minds in terms of how do we take it to the next level. We have a pretty good school system right now. Our schools have been remodeled, we have new buildings. The assessments come back from the state and they are making strides to get to the higher level. There are some pockets of urban areas that need some attention and development. Trying to help those folks that are not in the best financial situation, to help them get to the next level through education, through training, bringing some of the companies over to the city. That in a nutshell has been kind of real quick thinking that I've done for the vision of the city. I haven't taken a lot of time to sit down and ponder in more detail so I cannot offer anything more right now.

Deputy Mayor Reynolds: You spoke about your strategic planning opportunities and I think when you look; I believe you had showed an interest in the Planning Commission and in the Health and Safety Commission. And in both of those commissions, they look to the future.

Mr. Vazquez: Yes.

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Deputy Mayor Reynolds: And that planning and economic development, you spoke about that. New development, finances and all of those are part of a strategic planning process.

Mr. Vazquez: Correct.

Deputy Mayor Reynolds: So I appreciate your background in that. That brings in new insight. Thank you very much Sir.

Mayor Flaute: Any other questions?

Mr. Smith: I want to thank you for coming tonight. I really appreciate your answer to Mrs. Reynolds question. You have given it some thought and that is very good. We have had people come before Council in the past and they really haven't given it as much thought as you have and I appreciate that. Thank you.

Mr. Vazquez: Thank you.

Mayor Flaute: I just have one question I usually ask people is, could you explain the process that you do when you have to make important decisions when you are part of a group or boards or commissions. Can you can't just explain the process of how you come to a decision.

Mr. Vazquez: Sure. As part of being involved in many groups at the base and in the Air Force and the DOD, sometimes you have to make tough choices, tough decisions. Listen to all of the requirements, listen to all the different perspectives in the room, different point of views, try to reach a consensus. Sometimes that doesn't happen. Ultimately it is up to that person in leadership to listen to everyone and say okay, I do appreciate those opinions, this is the way we are going to move forward. That is how I've been doing it for the last 10 or 15 years in my dealings with the Air Force. We just sit down around the table and we look at all the different issues, all the requirements. It is mostly budgetary when we have these series of meetings. And we have at many times conflicting requirements for many different customers. Within the Air Force we have many different customers, it is not just one customer, the Air Force. You have the different commands wanting different things from the organization, so you need to weigh those things. And then you have to apply a little bit of gut feel, for lack of a better term and then move on with the decision. And if you have to rectify that decision later then you just revisit that decision and just rectify and change it. For the most part that's how I do it.

Mayor Flaute: Very good, very good. And Monday evenings, most of the time won't be a problem.

Mr. Vazquez: I have a monthly meeting at the church but usually my Mondays are pretty open.

Mayor Flaute: Good, good. The Planning Commission meets monthly too. So I hope you have time to do that too.

Mr. Fullenkamp: I got goose bumps because you are analytical and you are very logical about how you look at things. And in that sense I am really excited that somebody like you is wanting to come to the city and work with the Planning Commission and whatever other venues you might choose to contribute. I think you're highly qualified and will be a real asset; you are an asset now but you will be able to contribute. Thank you very much.

Mr. Vazquez: Thank you.

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Mr. Curp: Mr. Vazquez, you indicated an interest; a primary interest in working on the Planning Commission. Two questions for you. If you were able to do research and take a look at the frequency that the Planning Commission meets; or actually the lack of frequency. They cancel a lot of meetings. I don't know if you've had an opportunity to read their minutes but what you find is; from my observation is it has tended to become largely a reactionary board as opposed to a proactive board and taking a look at it from a planning standpoint, what do you think the city should be doing and where it should be going from a land-use perspective and from a big picture of how to prepare the community for the types of businesses that we are trying to attract and that's one thing. So my first question would be, if you get appointed to the board, how do we keep you energized and wanting to come back and be a participant. Second, as an outsider, what do you think you might consider as a way to get the board more energized and to meet more frequently and to start looking at some of those things that I mentioned earlier as far as land-use planning and where the city should be going and what the Planning Commission should be doing in those efforts of helping to prepare the community for those types of businesses and the things they city should be doing in the future.

Mr. Vazquez: First question, first of all I would have to spend a little time getting myself acquainted with the vision for the city, from the city leadership. The details behind the vision for the city of Riverside. Where do we want to take the city and also I need to get myself familiarized with procedures within the board, how it operates. Once we look at the vision for the city and what it would take to get there, I think it is a matter of buying into that vision for the city. I've been in similar positions before, not within city government but it takes; it would take some effort to get everyone excited. First of all we need to make sure that; get to know the board members, get to know their on and off switches for lack of a better term. Their strengths, their areas where they need some help and work together to mitigate those. And build on the strength of the members, build on the strength of the city Council to take it to the next level. The second question, without looking at the board it is kind of hard for me to; I need to get more familiar with how the board operates. How things are laid out and see if there are any areas where we can gain efficiencies or we can do things different to achieve different results. I haven't been involved in city government here and well I haven't in my past experience so I can provide an outside view of things. I do stay aware of things that are going on in Riverside but not to the extent of being involved. I've never been to a Council meeting so I have a very unbiased view of what is going on. I can give you an honest opinion or view from an outsider of what I see and you; sometimes when you're working with the group for a long time, there is nothing wrong with that. You just get used to things and behaviors. And an outsider looks on that and brings a refreshing outlook.

Mr. Curp: Thank you very much.

Mayor Flaute: Any other questions?

A motion was made by Mr. Denning to bring legislation forward to appoint Mr. Vazquez to the Planning Commission. Mrs. Lommatzsch second the motion.

Mayor Flaute: Now is this for a full term or is it for Mr. Lynch's remaining term.

Council Clerk: The vacant position expired on April 6 so it would be for a full term.

Mayor Flaute: A four year term.

Council Clerk: Yeah, so it is a four year term.

Mayor Flaute: Any other discussion on the motion?

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Mrs. Lommatzsch: I just wanted to thank you for coming and I am very impressed with what you've said.

Mr. Vazquez: Thank you.

Mayor Flaute: Any other questions or comments?

With no further comments, a vote was taken. All were in favor; none were opposed.
Motion passed.

Mayor Flaute: So we will have legislation at the next meeting. Now there is a planning meeting; a Planning Commission meeting coming up on Monday, right. That one is on. So if you have time, come on down and you would be able to at least meet the Planning Commissioners and see how we work. And of course you are welcome to stay tonight for the Council meeting.

Mr. Vazquez: Okay, what time on Monday?

Mrs. Lommatzsch: 6:30.

Mr. Vazquez: I can only be here for an hour that day.

Mayor Flaute: Very good, we'd love to see you.

Mr. Vazquez: Alright, thank you.

Mayor Flaute: Thank you Sir.

Deputy Mayor Reynolds: Thank you.

b) Discussion: Street Lighting

Mr. Chodkowski: Thank you Mr. Mayor. In an ongoing effort to provide as much equity to the assessment of street lighting in the city as possible, there were several light fixtures that were outside of existing districts that we did need to account for beyond those that are incorporated as part of the former village area. So to that end, a district needs to be created which we are ready to do. However, we do need to create a policy for the assessment of lights within that district. So Ms. Christian has prepared for you a draft of that policy which has been included in your Council packet. And that is the model we are recommending to utilize to provide for future assessments of street lighting in the community, not already included in the 32 districts which already exist. So at this point, we are looking for any questions or concerns that Council might have about this particular issue. Provided there are no serious or significant concerns, we would look forward to bringing legislation at the next meeting in regards to adoption of the policy included in the packet as well as the implementation; or I should say the start of the assessment process. So that is where we are tonight Sir. We would be more than happy to answer any questions that you might have about this particular draft policy for your consideration.

Mayor Flaute: Thank you Mr. Manager. Are there any questions or comments?

Mr. Smith: Yes. This policy that we have before us, is that in reference to the Brantwood subdivision?

Mr. Chodkowski: No. The Brantwood subdivision would apply to; we would use the front footage measure, which is similar to the measurement we use in the Valley View subdivision. These are for the spattering of streetlights throughout the city. So there are like six over off of Sheller that need to be counted for. There are five over off of Fran Lou that need to be accounted for. So this is effectively how we would assess the benefits of the lights in those particular areas.

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Mr. Smith: Okay.

Mr. Chodkowski: Those are just examples by the way. Please don't hold me to those locations. I was drawing a blank off the top my head.

Mr. Smith: And the ones in the old village, are these going to be incorporated into those?

Mr. Chodkowski: They are not, based on the discussion that Council had previously with regards to the charter and the conditions of merger. So there is actually already a line item within the city's general fund budget to account for the street lighting expenses related to the former village.

Mr. Smith: Okay, well yeah, I see where you made reference to Mad River Township but I didn't see anything that made specific reference to the Village of Riverside.

Mayor Flaute: Will this change anything? That's what I want to know.

Mr. Chodkowski: Yes. It will not divert from our general policy of assessing street lighting to those parcels that directly benefit from that. However, it will now apply that assessment to parcels that had previously not had an assessment for street lighting. I don't believe that the assessment.

Mayor Flaute: Including the old village?

Mr. Chodkowski: No. The old village is not subject to.

Mayor Flaute: The old village is off-limits.

Mr. Chodkowski: Based on the direction that was provided by Council, yes that is correct. So those parcels that are affected have not previously paid assessments. But I don't believe that the assessments that have been calculated; the estimated assessments are significant by any means. We are talking tens of dollars a year. Is that correct?

Ms. Christian: Yeah, there are a few larger parcels like the Airway Shopping Center for instance that would pay quite a bit more than your normal house that has 45 feet of frontage.

Mayor Flaute: And Airway hasn't been assessed before?

Ms. Christian: Not that we; not from our records no.

Mayor Flaute: Okay.

Mr. Denning: So this is to take care of some of the stuff that the city; it has been coming out of the general fund or we have been spreading this out amongst everybody else that was assessed and not assessing directly those folks that were benefiting from that light. So now it is going to be, if you are using it you pay for it.

Mr. Chodkowski: If you benefit from it you pay for it, yes. That is correct.

Mr. Denning: Okay. I got it. A lot more fair.

Mr. Chodkowski: Yes.

Deputy Mayor Reynolds: I just have one question. Mr. City Manager, under the new district, the fifth line down. In addition, new developments are required by code to be lit by streetlights. In those cases, the developer shall be responsible for the cost to install the streetlights in that owners will be assessed including intersections. And then when we go back over to the city responsibilities it talks about, in addition, new

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districts, unless created via petition or new development, will not include streetlights that light intersections, as those are the responsibility of the city. Is that contradictory in any way? I'm a little confused on the wording of that.

Mr. Chodkowski: The easiest explanation is if the residents petition, they are responsible for 100% minus 1/50. Okay. If the city compels the district, we are responsible for 1/50 plus the intersections.

Deputy Mayor Reynolds: Plus the intersections.

Mr. Chodkowski: Yes Ma'am.

Deputy Mayor Reynolds: Okay. That language is little hard.

Ms. Christian: It is a little hard to convey.

Deputy Mayor Reynolds: So, petition pays all minus 1/50. If we compel it, we pay for the intersections plus 1/50. Thank you.

Mr. Fullenkamp: Let me follow along with that. So even if they benefit, people that live at that intersection and realize; they are not going to be assessed. There will be people living at these intersections eventually. Will these people not be assessed or will they be assessed for something that is down the street from them. Or am I getting too deep into this?

Mr. Chodkowski: I don't know, based on; ultimately what it boils down to is, you could I think provide for a limited assessment away from the intersection based on the spread of the benefit. So to say that somebody who lives on the corner and has 150 feet in both directions, are they going to pay the full benefit of that, no. But might they pay 10% of that based on the spread of the benefit, yes that would be conceivable under certain calculations.

Mr. Fullenkamp: That is just a detail and I'm not sure how to read that.

Mayor Flaute: So if I live in Seville Estates along Spinning Road and there are traffic lights there I believe; I mean streetlights, will I now get a new bill? Because none of Seville Estates has a street lighting district.

Mr. Chodkowski: There are districts over there, but I think the properties.

Mayor Flaute: There is no district there.

Mr. Chodkowski: I don't have the map in front of me but.

Mayor Flaute: So it depends on what side of the road the light would be on.

Mr. Chodkowski: If I recall, for the Spinning Road, if the property abuts Spinning Road that are on the east side of the road, are included with the districts that actually lie on the west side of the road. I would have to pull the map.

Mayor Flaute: So they're not going to get a new bill all of a sudden.

Mr. Chodkowski: Correct.

Deputy Mayor Reynolds: Is that what we consider a benefit area? When we talk about all parcels that are within the 200 feet benefit area.

Mr. Chodkowski: Well that; those are the exception to the rule at this point because those districts previously existed and were created under the Township provision of equal disbursement among participants. So to use existing districts, the previous 30

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districts or whatever it is; 31 districts that were created under the Township isn't a true and accurate comparable because the rules under which those districts were created in the rules that we continue to carry forward don't apply to any other district.

Mr. Denning: They were formed under different rules. So if somebody would form a new district today.

Mr. Chodkowski: Under the Township ability to create assessment districts, there are four methods in which they can assess. A chartered community can only assess under three methods. So all of the districts that existed prior to incorporation in mad River were done under that fourth method that we are not allowed to utilize as a city. Which is why Valley view and the Brantwood lighting district will look different than the other districts that were created under the Township provisions.

Deputy Mayor Reynolds: But moving forward with this policy, everything will be; in a new development will be as this.

Mr. Chodkowski: It will be based on the front footage, yes that is correct.

Mayor Flaute: No one is going to see a hefty increase that are in the new lighting section?

Mr. Chodkowski: Anyone who is not already in a lighting district but has street lighting in front of their home will see an increase because they haven't been assessed prior to this combination, yes.

Mayor Flaute: And how many people about?

Ms. Christian: About 400 parcels.

Mayor Flaute: 400 parcels are going to get street lighting where they didn't before.

Ms. Christian: Will they had street lighting.

Mrs. Lommatzsch: Well they are going to get bills.

Mr. Chodkowski: They hadn't paid for it before. This will be the first year that they pay for it. And most of those bills are tens of dollars a year.

Ms. Christian: We're talking about \$45 if I had to give an average.

Mayor Flaute: For whole year. \$45 a year.

Mr. Chodkowski: That is correct.

Mr. Denning: That is four dollars a month.

Mr. Smith: Yep four dollars.

Mayor Flaute: Okay.

Mr. Denning: Okay, but Mr. Mayor, at the same time other folks is bills will go down because they no longer.

Mr. Fullenkamp: They already have.

Mr. Chodkowski: Right, and they have been overpaying.

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Mr. Fullenkamp: They have been overpaying and what's now the general fund is paying for it those lights so now we will subtract that money that goes under the general fund and it will be assessed.

Mr. Chodkowski: Hopefully this will be the end of the thread in the sweater that we have been unraveling.

Mr. Denning: I hope so.

Deputy Mayor Reynolds: Well it should be Sir.

Mr. Denning: We'll tie a knot in it and hopefully it doesn't pull through. So what you need, to you need us to push for legislation to make this policy?

Mr. Chodkowski: Unless you are going to provide us any comments of concern this evening, we will just bring forward the appropriate legislation on this policy and to initiate the assessment at the next regular meeting. I believe it is on the schedule.

Mr. Denning: Okay so we don't need to tell you to do it, you're going to do it. Okay.

Deputy Mayor Reynolds: May 7, 2015 it comes forward.

Mr. Chodkowski: Yes ma'am.

Mr. Denning: Thank you.

Mayor Flaute: Okay. Alright any other questions or comments? Seeing none we'll then move onto the next item. Mr. Manager.

c) Discussion: Waste Collection

Mr. Chodkowski: Thank you Mr. Mayor. Included in your packet are some updated comments with regards to the waste collection proposed RFP documents which we are anticipating to release early next month. We wanted to make sure that we got these front of you to make sure that you didn't have any further questions or concerns or the requested language with regards to the alternate four was sufficient to meet the intent of Council. So that's the reason for this item on the work session tonight was to make sure that we provided enough to the RFP that is commensurate with your intent.

Mayor Flaute: Thank you Mr. Manager. Are there any questions or discussion for the manager?

Mr. Fullenkamp: Have we resolved the issue of billing?

Mr. Chodkowski: The director of assessments and real estate at the County auditor's office and I have been trading communication for several weeks now. And I did trade communications today, we have not spoken directly but he has indicated he has not heard anything back from the state auditor's office, the State Department and board of taxation and based on his review of the ORC Mr. Trout is the prosecutor for the County, he does not believe there is any precluding language to the Ohio Revised Code which would prevent us from continuing to provide waste collection via the assessment roll. They are aware of our intent to release this bid later this month; I mean early next month. In the event that we have any issues from then to now we need to issue an addendum for invoicing from the vendor which will do so. Should anything comes to light after the fact we will address that appropriately. But at this point in time the auditor's office is unable to provide any solid documentation for their initial cause from several months ago.

Mr. Fullenkamp: Will we get solid values at some point?

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Mr. Chodkowski: You can listen to the voicemail. But I think we'll get some documents on the positioning of the issue but really the call was to simply say, hey Mr. Trout we've got a Council meeting tonight, we want to give them an update in the event that it does come up. Where are you with this. That is his initial thought, his initials assessment. They are waiting to get some kind of confirmation from the state Department of taxation in the auditor's office.

Mr. Fullenkamp: Thank you.

Mrs. Lommatzsch: Have there been issues from the residents about being charged on their taxes?

Mr. Chodkowski: No. I mean no more so then an issue of a lack of education about what's.

Mrs. Lommatzsch: Well I understand that but I wonder why this came to light.

Mayor Flaute: Can you explain why, I know why but can you explain why this came about. Why there is an issue.

Mr. Chodkowski: What see if I can do so in the most appropriate fashion. About two years ago, several members of Karl Keith's office; mid-level managers from Karl Keith's office attended a state conference pursuant to their function. And they witnessed a presentation by a law firm and the effective outcome of that presentation was, the auditor's office cannot act in the capacity of that delinquency collection for the local jurisdictions. Okay. However that information was not presented as articulately to Mr. Trout at the time so Mr. Trout was told by his subordinates staff that we can't collect waste collection money from the city of Riverside or the city of Moraine or from the city of West Carrollton.

Mr. Curp: Mr. Trout is who?

Mr. Chodkowski: He is the director of real estate assessments for the Auditor's office. So Mr. Trout contacted Mr. Garrett and said, hey we can't do this for you anymore. At that point in time I got involved essentially and said wait we are under contract. This is our only means to collect. Can you continue to do this and let's work out. So they agreed to do that. We then sent them several pieces of legislation as well as several sections from the Ohio revised code, specifically section 701.05 which says if you as the Council or charter community pass legislation that says we have this program, it has this fee and said fee shall be assessed, and so it must be. Mr. Trout said he and his staff would review and evaluate that information and that they would give us a definitive opinion prior to the next waste collection bid. So in February, I put a call into Mr. Keith directly in regards to this issue as well as a couple of other items we had been talking to with counsel at the time. And that led to a conversations with Mr. Trout early in mid-March where they were not expecting our phone call as quickly as it had come. Seeing as this issue had been brought by them and they were unable to produce the detailed documentation that they had promised they would be with the do at this time. I believe it was late March or early April, I began dealing with Mr. stump who is the director of real estate. So Mr. Trout is number two if you will. And that's when Mr. Stump related to me this conference issue with mid-level management and the collection of debts. This isn't a program that we bill and they don't pay and then they assess. Everything goes on the tax bill. So once again we sent them all of the information and legislations and (c) citations. They spent several weeks trying to get information from the state. We tried for several weeks to get specific citations from them, who is the law firm, what was the presentation, what is the (c) citation, what is the attorney general's opinion. And none of this information has been able to be produced since I believe our first phone call on March 4 when I actually had a conversation with Mr. Trout. So that is in a nutshell where we are today.

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Mrs. Lommatzsch: Was I taking a nap and missed all of this orders us all new? Is this new news the Council. I have not heard anything about this.

Mr. Chodkowski: With regards to?

Mrs. Lommatzsch: The issue with the tax. I've heard anything about this. And it seems that Mayor Flaute must know about it. Have you presented this issue to the Council in the past?

Mr. Chodkowski: I have not because there was no definitive position from the auditor's office at that time. I had had a conversation with Mayor Flaute with regards to, if I do not get information in a timely matter to address this issue, I may need you to talk to Mr. Keith.

Mayor Flaute: And I haven't done that yet. I should have. I will contact him tomorrow because we need some definitive answer.

Mrs. Lommatzsch: Maybe we don't want to ask too many questions.

Mr. Curp: It may have additional impact from the standpoint that we do nuisance abatement on properties, cutting the grass and tall weeds and that sort of thing. We send bills; invoices to the property owner. If they don't pay it we do an assessment on their property taxes. Does that mean that the County auditor is not going to do it; accept that anymore and deal with that?

Mr. Chodkowski: Well that type of activity specifically qualifies as a public improvement and is defined as the Ohio revised code which they are required to assess if it is delinquent. The part of the issue is that they; at least as it's been relayed to me through the numerous individuals I have talked with, they were under the impression they are our debt collector. That is part of the issue. They didn't realize that the entire service; so they thought we were sending you Ms. Lommatzsch a bill, then you didn't pay that bill, then we would certified that to them as a delinquency to collect.

Mrs. Lommatzsch: Not a service billed.

Mr. Chodkowski: That is correct. So that is part of the issue. So as it appears to be resolved.

Mr. Curp: I attend a church downtown and I see their property tax bill has all kinds of assessments on there from the downtown business group that provides for ambassadors and cleanups and all that sort of stuff. And they assess the Conservancy District taxes. When we are done with this discussion I had some questions on alternate number four.

Mayor Flaute: Okay any other questions on the assessment?

Deputy Mayor Reynolds: Mr. City Manager, this seems like a tight timeline. You all are comfortable with this? The 22nd and the 29th the legal advertisements. Then the pre-bid meeting is the sixth and opening bids the 27th. When will be bidders be required to have their applications in?

Mr. Chodkowski: I would have to defer to Ms. Christian who is facilitating this process.

Deputy Mayor Reynolds: That was the only date that was missing. And I was just kind of wondering.

Ms. Christian: I'm not sure what you mean by applications.

Deputy Mayor Reynolds: Their proposals; I'm sorry I apologize.

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Ms. Christian: That would be on the 27th; May 27. It would be to buy 9 o'clock in the morning and we would open them immediately following.

Deputy Mayor Reynolds: Thank you Mayor.

Mayor Flaute: Mr. Curp, I'm sorry you want ask you next question?

Mr. Curp: On this sheet it says alternate four. Are these the only requirements, the only specs. Wouldn't there be another sheet that we had for alternates one, two and three where is that it. Does the services that are being requested. Because here's my question. Unless we're going to have something like these other grids, alternate for seems to admit yard waste, it adds bulk items, it omits requirements for the haulers to provide containers, it does not require any bid for container rental. And it would appear that this is basic trash collection. Get the trash out to the curb the best we can, a paper bag, a plastic bag, whatever. By your own container at Home Depot or Lowe's or Kmart and they will pick it up and we are just bidding for them to pick up. Because none of those other things are on here that are on alternates one, two or three. For instance, alternate one says a monthly price for residential customers weekly unlimited curbside pickup for solid waste and yard waste. The monthly price for recycling with the contractor provide a minimum of a 64 gallon container. And then a monthly price for the rental of a 32, 64, and 96 gallon container. You go to number two and the price for trash pickup plus providing a 64 gallon container, recycling with a 96 gallon container and number three is similar. So my question is, are we going to do something like that would number four or is this it. Because this could create difficulties for people wanting to bid. And for Council who wants to assess that; the bids.

Mr. Chodkowski: That's the unfortunate paradox of this request is that to provide it with great specificity takes away the creativity and to allow them the opportunity to be creative.

Mr. Curp: Well you know, and sorry to interrupt. Because I read the lead in for the thing and it said per counsel's direction at the March 5 Council meeting. And I went back and pulled the minutes and we didn't provide any direction. We had a discussion about creative stuff and there were some pros and some cons but at the end of the night we just had a discussion around this topic. I didn't see any direction there from the majority or the plurality of the Council to come up with something and the weight of creative license. Because the issue for me at that time and still would be, how do we level the playing field for those people who just want to bid their trash hauling and that's what they thought they were bidding on was trash hauling. And they get penalized because they did get creative; as creative if somebody else. And they didn't know what the creative boundaries were that the city is looking for.

Mayor Flaute: One of the things that we talked about at the March 5 meeting or whatever it was, was to make sure that there was an opportunity for them to give us trash pickup just as we're getting it now. And if I remember it right, you said yes. That is one of the options; for the way they are picking up trash now. So I see this as about the same thing, right.

Mr. Fullenkamp: No there is an option I think; one of the options allows residents to use their own containers.

Mayor Flaute: Yeah like they do now. And I think everyone on Council pretty much said okay, that sounds good. If you have any other options also.

Mr. Curp: But that is not option number four.

Mayor Flaute: It's not, okay.

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Mr. Fullenkamp: So I trust that counsel has the wisdom to look at alternate four and if they come in and don't make sense for the city they will turn them down.

Mr. Curp: I'm not concerned about Council, I'm concerned about being fair to the bidders. Our business customers expect us to be fair and provide them with a level playing field. And they not have to guess what it is we are thinking.

Mr. Fullenkamp: But we have given them specification. And if they come with bids that aren't acceptable to Council, those won't be accepted. And there are three other opportunities where we specify very tightly what exactly we're looking for. So I'm just looking for some ability for people; for the experts in the industry to come in and maybe provide a better solution. They know the business better than we do.

Mr. Curp: I agree in my concern though is that we have these nebulous specs and discussions about; we are willing to divert from stuff and give some credence to things that we never told them about that we are looking for. When they read that set a specs they are going to say, what I don't know if I even want to bid this. And that hurts the citizens because that doesn't help get the best price or the service. I just have that concern.

Mayor Flaute: Well they just might not bid number four. They might bid one, two and three.

Mr. Curp: Okay, so you have one person; one company who bids four in the rest bid basic trash collection, which is all the citizens want is basic trash collection at a cheap price.

Mayor Flaute: Right, what we're getting now.

Mr. Fullenkamp: That's right, that's what option for may end up being.

Mr. Curp: We had that very situation when we did the bids last time. We had probably three maybe four vendors here and vendor one got up and discussed their bid and what contained. Number two got it in discussed their bid and what contained. And number three got up and discussed their bid and what contained. In the last one got up and said, well our bid contains that but we are also willing to throw in this and throw in that.

Mayor Flaute: That was wrong.

Mr. Curp: Well that's what this is. That's what this is. Vendor one bids based on what they think is basic trash collection. Vendor to bid on what they because basic trash collection. Vendor three says hey I'm going to throw it all this other stuff. And we look at it and say hey it is only two or three dollars more than the others. And so two or three dollars more with all this other stuff, we're going to do this and the other vendors didn't even have a chance to bid that because we didn't know we are looking for that.

Mr. Denning: And that's why alternate for was put in here. Is so that all of the vendors have the opportunity to give us something else if they choose. If they choose not to, that is their decision. And if we would've chosen number for the last time, the other three vendors then as far as I'm concerned would've had the right to protest that because we didn't make it an option. Where right now we are saying, we're making it an option for everybody. So now everybody, if you choose to expand the envelope and you are willing to give us whatever it is, then put it out there and let us know so that everybody is on the same playing field. That to me is what option for gives them the opportunity to do. You know, and if they choose not to, that is there decision. And if they choose to, that is their decision also. But it is a give a little bit of versatility if they choose to apply it. If they choose not to, they can't complain if somebody does.

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Mayor Flaute: I don't think the Council should ever entertain somebody adding to the contract at the Council meeting in front of everybody else. That was just plain wrong. Like Mr. Denning is saying, we are going to do this all in advance and if they choose to do it or not.

Mr. Denning: That's the way I see it. Now whether that's how it plays out I don't know. That's the way I see it.

Mr. Curp: To me if the same thing, just in a different format.

Mayor Flaute: Well we will know in advance.

Mr. Curp: We just haven't told them that we are looking for or going to consider extra stuff. Because they don't know what the extra stuff is or what's important to you or what's important to me.

Mayor Flaute: But we don't know what extra stuff they've got because we were not professionals.

Mr. Denning: And that's what this says. If you got extra stuff tell us about it so we know what technology has moved forward so that we can do better. Maybe the answer is that they want to use; everybody use the rollout carts because they can automated and it is less expensive and it ends up being cheaper for everybody and it is less wear and tear on our streets.

Mr. Curp: But see it might be; it might have been better if we had brought them in and asked them, what are the new technologies, what are the extra stuff. And then we could have talked about what things we liked and put those things in the specs so that every but he could bid on it instead of some of them bidding on it because they think well maybe we can get some extra mileage out of it. And the others not bidding on it because they think what they are bidding on is basic trash collection.

Mr. Denning: That is their decision. That is business.

Mr. Curp: It's not a level playing field.

Mayor Flaute: Okay, okay.

Deputy Mayor Reynolds: Mr. Mayor, may I? Mr. city manager, what exactly will go in the legal advertisement? So that if anyone that is bidding on this, will they know, will they have all four options. How will that be?

Mr. Chodkowski: The advertisement will just be a general notice that we are requesting RFPs and that the packets are available at City Hall. So then they would come in and.

Deputy Mayor Reynolds: So then they will come in and they would see that there is option four to utilize. If they have questions will you all be available to answer those questions?

Mr. Chodkowski: Yes Ma'am, yes Ma'am.

Ms. Christian: The pre-bid will also be an opportunity to ask those questions. But should they have questions after the pre-bid, we would make sure that we would share those questions and answers with all of the bidders.

Deputy Mayor Reynolds: Councilman Curp, does that kind of it alleviate your concern?

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Mr. Curp: No, because if they try to explain; if the staff tries to explain to the bidders what is that Council is looking for, they don't know that perhaps two or three Council members who are looking for something different than what two or three others are; they don't know what to tell them as far as what the council's looking for. Because this is just very nebulous. As a matter fact it doesn't even say bells and whistles. It just says weekly disposal, twice monthly collection of recycling and a minimum of once monthly collection of bulk pickup. It doesn't say what are the frills that you can provide and to be included in your bid that might say something different from somebody else. And as I said it omits yard waste, it adds bulk items and that's nice. It omits requirements for the hauler to provide containers and it doesn't provide for the cost of the container if you want to rent one.

Deputy Mayor Reynolds: Mr. City Manager and Ms. Assistant City Manager, will you make that mandatory pre-bid meeting as clear as possible. Thank you.

Mayor Flaute: Okay. Any other discussion on this matter? Do we need a motion to move forward? Is that what you would like?

Mr. Chodkowski: I think to Mr. Curp's point, I think the comment was that there was no direction so much as it was discussion. So if there is a desire to have option for, clarify to the extent at least the items that Mr. Curp enumerated. It would be beneficial for staff I think for this process if there would be a motion and a vote for that to occur.

Mayor Flaute: I guess I don't see the difference between this one and number one or the way we are doing it now. I mean, I just and see the difference. Maybe there is something out there I guess, that I don't know about because I'm not a professional.

Mr. Curp: Just ask the staff the question. Is there one of these alternates; a configuration that is exactly like what we have right now. And if so which one is it.

Ms. Christian: I would say alternate one is the closest. It does call for a larger recycling bin than what is typically provided now, but with the opportunity for the customer to select a smaller one if it better fits their needs.

Mayor Flaute: And it has the trees and limbs, it has bulk like we have now and a person can get their own container like we have now.

Ms. Christian: Right.

Mayor Flaute: Or if they get another one, they can spend more money for one. So this is just something that somebody might have in addition to that. Because basically we had basic trash pickup now.

Mrs. Lommatzsch: I think we have great trash pickup.

Mr. Denning: I think we have more than basic trash pickup. Basic trash pickup wouldn't include yard waste, it would include bulk and it be two small cans is all you would be allowed.

Mr. Curp: And it may not include recycling.

Mr. Denning: And it may not include recycling. That is basic.

Mr. Fullenkamp: Well and option for would allow them to append any of these other options to provide incentives for recycling and some other issues. Does one of the advantages of this, they can add on.

Mr. Curp: It doesn't say that.

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Mr. Fullenkamp: It could. I mean it depends on how in depth you want to read this. But you could option one and make option four the option one plus we want to add incentives for recycling. And that would be out of bounds at that point. Since were offering them alternative for, it doesn't exclude anything. They can take any of those three options and append services or make modifications. So to me; I don't see it as a; I see it allowing our vendors to be may be a little creative for maybe a better set of services for residents.

Mr. Smith: Real quick Mr. Mayor, in the bid packet for this, this estate anywhere in there that trashcans are to be, once emptied place back in the driveway or the yard as opposed to the streets?

Mr. Chodkowski: I believe that it does.

Mrs. Lommatzsch: Yes and I was going to bring that to the attention of somebody after the meeting. I happen to be home a lot of times looking at my kitchen window and watching these guys pretty regularly. And it has been really good most of the winter. But somehow or other, we have new guys this week and they did leave all of the cans in the street. And I was going to ask you to make a phone call. In they were new guys on the truck because actually know some of the trash truck people. I know who they are and we had new ones this week and they were generally just tossing them in the curb of the street and not back in the yards. But that has not been an issue all winter. But this particular week it was. I mentioned that someone else. But they were new guys.

Mayor Flaute: Okay, what is Council's pleasure here? I guess the question as to what to add option four? If so, we need a motion to do that.

Mr. Denning made a motion to include option four in the RFQ for waste collection.
Mr. Fullenkamp second the motion.

Mrs. Lommatzsch: Did we move to do one, two and three?

Mr. Denning: No, we are doing all.

Mayor Flaute: This just adds to it.

Mrs. Lommatzsch: Okay, my packet did not include one, two and three.

Mayor Flaute: That was in the last packet.

Mr. Curp: I went back and got it out of the packet.

Mrs. Lommatzsch: So the other one, okay.

Mayor Flaute: Yeah, we had that in the last packet.

Deputy Mayor Reynolds: I think it's important that we know if there is something new out there and that's the reason; I understand Councilman Curp's concerns. And I understand what the Mayor has said about hell was handled last time. But I also understand that I don't know enough about trash pickup. There may be something that is much more beneficial to my community and I think we need to know that. Everyone is being given the same opportunity. If they have the best trash pick up in town, I'm going to know it from your proposal.

Mrs. Lommatzsch: I haven't entered this conversation because I think we have great trash pickup. Why wouldn't; I would assume that if whomever looks at one, two and three, they are going to present those new technologies or whatever.

Mayor Flaute: They're not allowed to.

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Mrs. Lommatzsch: Why not?

Mayor Flaute: Because it is the issue that Mr. Curp brought up. Then all the sudden you are missing.

Mrs. Lommatzsch: I don't mean a different service. But she's talking about if there are technologies out there that we are not aware of why are they precluded from presenting that technology that we don't know about.

Mayor Flaute: I don't know how strict the bid; my thought is that the bid package says this is what we are going to do, this is what you bid on. And we are just now giving them the opportunity to say something else.

Mr. Denning: To be creative with it.

Mayor Flaute: You can't; like I said last time when the guy came in and said he'll do that. We said no no you can't do that. You have to specifically do what the bid package asks for. Is that correct?

Mr. Chodkowski: Correct. That's how the process is post a work. So everybody knows the rules or the limits in which they are to provide service so that all of that service is complete.

Mr. Curp: And that is exactly my point. Vendor a doesn't know; it's the same thing. Vendor a bid something, vendor be doesn't because he didn't know.

Mayor Flaute: He's still going to bid on one, two and three.

Mr. Curp: Yeah. But this Council has said it is willing to consider throwing out alternates one, two and three. In going with this one, number four because somebody bid something extra. And the others didn't have a chance to bid that extra because they didn't know Council was looking for that.

Mr. Denning: But this says it is open. This says everybody has the same opportunity. If we don't have that; if we don't have four in there, then nobody can give us anything outside of that.

Mayor Flaute: Exactly, one, two and three.

Mr. Denning: That is the point of four. That is my understanding of the point four is to let people become creative if they choose to. If they choose not to, that is their decision. Nobody may be; they all may decide to be creative; nobody may decide to be creative.

Mr. Smith: It is very vague language.

Mrs. Lommatzsch: I don't understand how creative trash collection can be.

Mayor Flaute: I don't either. Okay, any more discussion? If not, good call the roll please.

With no further discussion, a roll call vote was taken as follows: Mr. Denning, yes; Mr. Curp, no; Mr. Fullenkamp, yes; Mrs. Lommatzsch, no; Deputy Mayor Reynolds, yes; Mr. Smith, no; and Mayor Flaute, yes. **Motion passed.**

Mayor Flaute: Does anything else need to come before Council, Mr. Manager?

d) Discussion: Brantwood Subdivision Phase II TIF

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Mr. Chodkowski: Yes Sir there was one additional item that was at its the work session as a result of the amended agenda. Later in tonight's meeting there was legislation on the Council agenda with regards to and acting the proposed Brantwood TIF agreement for phase 2, which was for a 30 your proposal. In preparation for; and the assemblage of the legislation that was supposed to be on tonight, that will be on the May 7 meeting. In reviewing the information that was developed through this process, there was an alternative measure that came to the city's attention with regards to the TIF for the Brantwood district. Currently the proposed legislation is for a 30 year TIF in which only the city and the county contributes in a limited fashion. There is also the possibility that exists to do a 10 year, 75% school contribution TIF. This would effectively provide an opportunity to pay down or pay off the development expenses related to this project and one third of the time. Putting the full value of the development on the roll for the city 20 years sooner than what it would otherwise it would have received under the 30 your program. So as counsel has not yet set to enact the 30 year measure, there is still the possibility for it to be able to effectively with draw the 30 year TIF and in its place in certain 10 year TIF to accomplish the same task or the same measure. We would effectively need to start the process over if Council elected to do the 10 year TIF over the 30 year TIF. So we would need to repost for a public hearing, we would need to hold a public hearing, we would need to send notification to the school district. We are not necessarily required; we are not required to send notice the County under this 10 year provision. So having this extra time as a result of the technical count on the days between public hearing and enactment, we did want to bring this issue to the Council's attention. Part of the reason that this issue came about is because the developer was advised in the initial phase that the 30 was the appropriate measure for them; that was the appropriate term to request and the direction that was provided to staff by Council at that time. It didn't lead us to question or consider that measure or any alternative to that 30 your request. Subsequent to Council's change; it's perspective has changed. The developer has seen some successes and had some experience with this so this just represents an opportunity to explore this other alternative to accomplish for the city and for the developer and ultimate of what it is we are out to do, which is spur this development and increase the long-term benefit to the city. So we did want to take this opportunity to put this in front of Council consideration. We did put together some very brief numbers here. Basically the information that we are sending across the dais tonight is based on the memo we originally sent you with the 30 here proposal and then a very quick spreadsheet on the front that shows what the 30 year TIF would look like and what the 10 year TIF would look like. So I apologize for the short presentation on a comp located issue, but the timing seemed most appropriate in light of having to move the 30 year TIF to the May 7 agenda. So we want to put that in front of you for some discussion. Whether or not you want to provide any direction this evening or whether or not you wish to provide direction on May 7 in response to the legislation on the agenda, we will be that to Council's discretion. But again I did want to present this information to you and give you the opportunity to talk about it.

Mayor Flaute: Okay thank you Mr. Manager. Is there any discussion on the issue?

Mr. Denning: With the school board have to prove this on the tenure?

Mr. Chodkowski: No they would not. No they would not.

Mr. Denning: They would not have to approve it.

Mr. Chodkowski: That is correct. Based on how the statute; on the state statute is written that is correct.

Mr. Denning: But I sure would like to get their input before we pull something like this.

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Mrs. Lommatzsch: My concern is, how does the developer feel and how is this going to make us look in the development market if we don't hold to our agreement. And I would ask you to ask Mr. Murray how that would affect our reputation.

Mr. Chodkowski: I can address both points. To Mr. Denning's point, I have reached out to the superintendent to brief him on this particular item in this particular discussion here. He and I have had an opportunity to exchange text an email but we have not had a chance to talk, he is out of town for work this week. So he is generally aware of this issue and this discussion but he and I have not yet had an opportunity to talk about it in any more depth than here's the issue and here's the situation, we need to sit down and talk. So there is that. We did make contact with the developer about this particular issue and inquire with them whether or not they had any obligations within their investors group or within a kind of documentation; legal documentation between them about how their project was post be financed and how they were supposed to be repaid. The conversation that we've had back from them, no they do not have any structured repayment schedule within the organization and that they are amenable to 10 year as much as they are to the 30.

Mr. Curp: What's in phase 1?

Mr. Chodkowski: Phase 1 is the 55 lots that are currently under construction. That is a 30 year TIF which includes payments from the County and from the city.

Mayor Flaute: Any other questions?

Mr. Smith: Yeah real quick, on a TIF where we are not getting any income tax; Property Tax, excuse me. Is the property owner paying any thing towards assessment such as streetlights and trash?

Mr. Chodkowski: Yes Sir.

Mr. Smith: They are paying that portion?

Mr. Chodkowski: Yes Sir.

Mayor Flaute: So I guess it comes down to, it is my understanding that if we go with the 30 year TIF, the city or lose more money whichever. If we go with the 10 year, the schools are going to have to lose more money. So we are damned if we do and damned if we don't. And I care about the schools deeply but I do care about my city deeply and if doing the 10 year saves the city money and if the developer doesn't have a problem with it, I don't I don't see; I think we should go with the 10 year. Because it saves our city money.

Mr. Fullenkamp: I just want to throw some numbers out there, I did a few calculations. What the TIF will cost for mad River schools ones that section of the development is built out is \$80,000 per year. And that's over the final about seven or eight years of the TIF. So now going to look at revenues for the school; local school district. They get \$9.6 million per year through school property taxes. So the impact is less than 8/10 of a percent on their revenue stream. And then when you look at their total school revenue, it is less than 2/10 of a percent off of their total revenues stream. In that accounts for all things. The other thing that I looked at was the relative size of the city in the school operations; the total revenue. The school pulls in about \$42 million a year in total revenue. The city pools and about \$13 million a year. So they are about a little over 300% bigger than the city is. And in terms of Property Tax, the school pulls in about 9.6 million a year. The city about 2 million. So they are more than 50% bigger than the city is. In the other part is they are still getting 25% of their dollars during the tenure TIF. 75% of the property tax dollars that go to the local school district will go to the TIF. 25% will go to the general fund of the school district. And so is not as if they're not getting anything. The other part of the argument; I think it is

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something that we as a city need to at least consider is that when they decide to do open enrollment decided to just forgo property taxes as a revenue source. They willing to take the state funds and the federal funds that the students brought in. So I think they kind of produced a situation where; so they done in the past. They've accepted just state foundation monies and federal monies as is an acceptable form for payment. That's the decision they made. So for them to object to this over a short period of time.

Mr. Denning: I understand the argument. I'm not, trust me am not against us. I think paying off in 10 years is much better than paying off in 30 years. I think it is better for everybody. All I want to do is make sure that we don't blindsides them. Okay. In the understanding pluses and minuses in that we are not just trying to go in under the radar. Even though we can.

Mr. Fullenkamp: No we can't. We have to give them notice.

Mr. Denning: Okay. But what I'm saying is, I know this has been discussed okay. In the last discussion we had was we weren't really worried about it. We were going to go to the 30 year in they didn't really have to be concerned. So I don't think; I think that there are probably enough people on the school board; I mean even if they had to vote for we could probably get; and as long as they can see these numbers and we put out there and we are out front with them and all that I don't think there will be a big issue. And I think they are as much in favor of the community growing in making it happen as we are. So I don't think there will be a big issue. I'm not against it, I just want to make sure we are upfront with everybody. The only thing that I do want to make sure of is that when the new section goes in, we have that easement right for their walkway if they choose in the future to put it in. It's one of those things, I'd rather have it not needed then needed not have it. And we know what happened when we had to get the right-of-way for the middle school. So that's already there, and we never use it; they never use it fine. But at least we can get that if we had that easement in there. If they need that walkway they got it.

Mr. Fullenkamp: I can support this tenure TIF. I can't support a 30 year TIF. I think we can move this along.

Mr. Denning: I think if we do the right groundwork, we can get the support from the board to even though they don't necessarily have to vote for it at least me we can get; they at least know where it's coming from and what's happening.

Mr. Fullenkamp: Yeah, I think all of the data should be shared with them. I have no objection to that. They should see this. It's pretty obvious when you look at these numbers that were run.

Mr. Denning: I think when they were originally looking at it they were looking at the fact that it would be 30 years for them too. And with us saying it's only going to be 10, I don't think they're going to have a problem with that at all.

Mayor Flaute: Any other discussion from members of Council?

Mr. Curp: I would like to see the city component you can out. Because this says County and city. We know that we don't have much in the way of Property Tax millage inexistent so this doesn't tell me as much information as I think I need to know in order to make an educated decision. I like to see the city component broken out. And then if we are going to compare what the city's going to lose compared to what the school district is going to lose, I would be glad to listen to that discussion. When the County has all of the Property Tax millage that they have that's on the tax duplicate and how these numbers combined, it doesn't do anything for me.

Mr. Denning: I believe ours is about a third of it.

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Mr. Curp: We don't have to do that piece of legislation at the next meeting. If it takes that long to have a more appropriate discussion because I think the timeframe only says here is the minimum number of days you have to allow. It doesn't say have to do it on day 30.

Mr. Chodkowski: Correct.

Mayor Flaute: So it is Council's pleasure to put this on another?

Mr. Chodkowski: We can tee it up on May 7 since the Street lighting policy has already been addressed at this meeting. So we can move that there and then with a little bit of; were hoping with a little bit of discussion and follow-up to the special Council meeting presentation that we providing the counts as well, I think that will set up the work session nicely. And we can bring that information and provide you some additional opportunity to talk about that measure.

Mr. Fullenkamp: So will we pulled the TIF legislation; the ordinance?

Mr. Curp: You can do them both at the same time.

Mr. Chodkowski: We can put it on the agenda because it will occur later on in the agenda so if there is discussion from Council.

Mr. Fullenkamp: So we will have two options then. Do you want to have both the 10 year and the 30 year option or are we just going to bring forward the 10 year option?

Mayor Flaute: We don't need to bring forward either one.

Mr. Fullenkamp: Well that's right.

Mr. Denning: Well if we do the 10 year; did she say we had to go through and start the process again?

Mayor Flaute: So at the next meeting we decide for going to do the 10 year or the 30 year.

Mr. Chodkowski: If you wanted to do the 10 year, yes you would have to restart the process.

Mr. Denning: So we would have to have a hearing and then we would have to wait 30 days.

Mr. Chodkowski: You don't have to have any TIF relevant legislation on the May 7 agenda at all. You could just set up as a discussion in the work session.

Mayor Flaute: That's what I'm thinking.

Mr. Denning: Here's my question. And that's probably my biggest concern. Is this going to slow down the whole build out? Because they were talking about starting in putting in the roads the spring. And if we are not; if we don't pass this TIF until July.

Mr. Chodkowski: We had talked about the fact that even if this 30 year TIF was enacted answer night was the reading, by the time that the construction documents are vetted and the engineer's estimate is posted and we run the process, they are not going to be in a position to have; the city will not be able to employ a contractor to begin the work until September anyways. And based on how we've shared this information with both their project manager as well as their finance point person, I think if you look at the numbers that we showed you there more than happy to wait to work on this.

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Mr. Denning: Okay so in reality; in the real world time or city world time, we are probably not going to see new construction over there until next spring.

Mr. Fullenkamp: Or this winter.

Mr. Chodkowski: At the rate they are turning properties to begin with, unless they are planning on providing some type of amended product that is not already available in the subdivision and they talk about providing a higher in product at the one and phase 2, unless that something there trying to get out of the chute right away, the timing actually works better for us in our project.

Mr. Denning: And I'm okay with that. I'm just saying; we're talking about; we were pushing this pretty quick because they were looking at starting construction early summer, late spring. Well this process is going to take a lot longer than that. And I'm okay with that.

Mr. Chodkowski: And admittedly, they did provide us all of the appropriate compliant information in the initial application. So there was at least 60 to 75 days from their perspective is when they made the initial application. Things like they didn't include the updated zoning marks for setbacks and those types of things. There was an issue with; we are very upfront even with phase 1 about the traffic study for the light. So there were some things that they could of done to progress; to move the project along at a faster pace and they'd did not do it.

Mr. Denning: I just wanted to make sure it wasn't going to slow them down. That was my biggest concern. Obviously it's not.

Mr. Fullenkamp: That Council's pleasure, I like to direct the city manager to pull the legislation from the May 7 meeting and put another discussion on about the 10 year.

Mayor Flaute: Just a discussion.

Mr. Chodkowski: We can do that.

Mayor Flaute: Okay, I think that's fine. The only thing I have a little concerned about is the easement issue. Has that easement issue been taken care of?

Mr. Chodkowski: That depends on what Council's desire is. We did provide you the memorandum that I think summarized the issue as best as possible to the point where in the event that the developer provided the easement, which is possible to do. It's just a description and the defined use that is recorded with the property. Keep in mind that there is still independently owned property; third-party owned property between the subdivision and the school. So we can ask them to do that and I'm sure they would be more than happy and you heard them say that if that is request of Council that they would be more than happy to add pedestrian access easement.

Mr. Denning: I would like to see that.

Mayor Flaute: Has this third-party been talked to are ready? Because of the requirement that we a given earlier.

Mr. Chodkowski: Well we had also talked to the school specifically I had a conversation with the superintendent and the treasure about this issue. And they recognized that there is that private property gap between them but what they also discussed which is the access. So if you moved to North from the phase 1/phase 2 line, so you are on the left side of the school, you are in the gully. You have grade issues and accessibility issues which are going to have to be accounted for if there is going to be a formal path developed by the school and the school superintendent expressed a concern that for the number of homes in the potential number of students who from

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that subdivision specifically he would utilize Brantwood elementary school, they are not sure there is a good return on investment in the event they had to build that path in relation to the physical items; physical topography that they would have to overcome.

Mrs. Lommatzsch: You not set through long discussions and I've heard all of that before. But I'm sure the planning commission's direction was that there was to be access. Whether it ever has; as I stated before, whether it ever happens again or not, I don't know. I heard about wild dogs, I heard about all of those issues that you just brought up at the planning commission. But I think to cut off our nose to spite our face into not leave the option open; we don't know what's going to happen to the property owned be on their.

Mr. Chodkowski: And Ma'am I'm not saying we shouldn't ask them to add the easement. I'm just simple saying that a, the site plan and the property configuration under which the initial easement was required.

Mrs. Lommatzsch: I can show you exactly where that easement was to go.

Mr. Chodkowski: Yes Ma'am and I was there at that meeting when it was talked about. But what I'm saying is, the way that the phase 2 that they submitted and for which that easement was requested several years ago is not the phase 2 that they did receive approval on. So the conditional easement from years ago is not a legal requirement to be present in this plan. And the developer has said that they will add the easement if request to do so which we are more than happy to request them to do. All I am saying is, is that there are other hurdles to this issue beyond our control even if the easement is provided.

Mrs. Lommatzsch: I'm aware of all of that including the wild dogs.

Mayor Flaute: What is on the property now? Are they growing corn on it or just weeds?

Mrs. Lommatzsch: It's through a woods area; a ravine area. I've been there in the wild dogs attacked me. But all I'm saying is we don't know what's going to happen. There is more property, more farmland on past this development that hopefully might produce children. So to talk about the small.

Mr. Fullenkamp: Farmland produces children?

Mayor Flaute: I understand, he might not.

Mrs. Lommatzsch: Yeah you're a farmer.

Mayor Flaute: Yeah. I think we should go ahead and ask for the easement and try get it through. If the contractor is willing to do it there is no reason why we shouldn't. Unless there is a different opinion.

Deputy Mayor Reynolds: And if I understand your comments correctly, Mr. city manager. The school district has the responsibility to adjoin to our easement area if they choose to. It will be at their expense.

Mr. Chodkowski: Correct. We are just simply going to provide the easement and if the school wants to exercise access to that easement at some point in time in the future then it will be their responsibility to deal with the adjoining property owners and make that happen.

Mrs. Lommatzsch: And if there is some counsel that is amenable to help them to that at that time, we don't know.

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Mayor Flaute: Okay very good, very good.

Mr. Smith: The private owner, with that easement going through their sidewalk, he would pay for that? Would that be on the private owner?

Mrs. Lommatzsch: That is all down the road Mr. Smith. And it's; and we know who the private owner is.

Mr. Smith: It used to be considered.

Mr. Denning: And we have no control over it. The private owner is someone who retired school district.

Mayor Flaute: It is something that we said we would have.

Mrs. Lommatzsch: Make the possibility available.

Mayor Flaute: So I think we out to give that possibility chance. Does everyone pretty much agree on that?

Mr. Denning: Do you need a motion?

Mr. Chodkowski: We'll get the easement taken care of based on the discussion tonight. We will bring forward just a work session item and we will hold off on any TIF.

Mrs. Lommatzsch: I would like there to be a piece of legislation to require that. Because obviously the planning commission's direction was not in the new plan. Something to make it happen.

Mr. Chodkowski: If you would like to provide a motion that staff require the developer; I should say that the staff ask the developer to provide for the easement.

Mrs. Lommatzsch: To include the easement for Brantwood.

A motion was made by Mrs. Lommatzsch to include an easement for the use of Brantwood school in phase 2 of the Brantwood subdivision. Mr. Denning second the motion.

Mr. Fullenkamp: We are asking?

Mr. Chodkowski: We are asking the developer to include the easement.

Mr. Fullenkamp: So this would be an ordinance.

Mr. Chodkowski: We are be on the point where the city can condition any additional requirements.

Mr. Denning: We're just going to make a formal request.

Mr. Chodkowski: You can just make the motion so that at least it is documented.

Mr. Denning: It is documented in the minutes that we made the motion.

Mayor Flaute: Mrs. Lommatzsch is that what you want or do you want a resolution?

Mr. Denning: No, that will work it's in the minutes.

Mrs. Lommatzsch: That will work.

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With no further discussion a vote was taken. All were in favor; one was opposed (Mr. Smith). **Motion passed.**

ITEM 6: RECESS: The Council took a recess at 7:40 p.m.

ITEM 7: RECONVENE: The meeting reconvened at 7:48 p.m.

ITEM 8: PLEDGE OF ALLEGIANCE:

Mark Carpenter, Fire Chief led all those in attendance in the pledge of allegiance.

ITEM 9: MINUTES: Consider approval of the minutes of the April 2, 2015 regular Council Meeting.

A motion was made by Deputy Mayor Reynolds to approve the minutes as written. Mr. Denning second the motion. With no further discussion, a roll call vote was taken as follows: Deputy Mayor Reynolds, yes; Mr. Denning, yes; Mr. Curp, abstain; Mr. Fullenkamp, yes; Mrs. Lommatzsch, yes; Mr. Smith, abstain; and Mayor Flaute, yes. **Motion passed.**

ITEM 10: ACCEPTANCE OF WRITTEN CITIZENS PETITIONS:

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

ITEM 11: CITY MANAGER'S REPORT:

Mr. Chodkowski: Thank you Mr. Mayor. Included in your packet is the project and activities report as well as other relevant information. Staff and I would be more than happy to address any questions or concerns regarding. Prior to getting into the report, I did want to introduce our new code enforcement officer, Mr. Jeremy Leist. Mr. Leist joined the staff on Monday and his new role as indicated in the project and activities report that Mr. Leist was actually with the city in a part-time capacity over on the fireside. So he is happy to be here, we are happy to be here. He got to pull his first sign in the right-of-way today so we are breaking him in as best as we can.

Mayor Flaute: Well welcome, welcome. Any questions from members of Council? Would you like to say a few words?

Mr. Leist: It was a pleasure to meet you all. I appreciate the opportunity and look forward to continuing with the city of Riverside.

Mayor Flaute: And you are a fire/paramedic?

Mr. Leist: Yes and I will continue part-time with Enon. Just on the weekends when I'm not here. This is going to be my full-time job.

Deputy Mayor Reynolds: Thank you and welcome.

Mr. Leist: Thank you, I appreciate it.

Mr. Denning: Thank you.

Mayor Flaute: Thank you. All right any other questions for the city manager before we go into the reports?

Mr. Fullenkamp: Harshman, did you get a schedule out of them here this week?

Mr. Chodkowski: I have not seen it. Mr. Miller have you had any update from the folks over at JRJ?

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Mr. Miller: We have emailed and called them probably 10 times trying to get a definitive schedule because it impacts some of our other work and we are concerned about the schools. So we have made a very good effort trying get in contact with them and they have not responded as yet.

Mr. Curp: Will have the law director send a letter.

Mrs. Lommatzsch: They have our money.

Mr. Miller: Not all of it.

Mayor Flaute: Not much of it no.

Mrs. Lommatzsch: How about ODOT? The eyesore at Woodman and 35 is just getting out of hand. The weeds.

Mr. Miller: They are supposed to do a complete site cleanup. They told me the drop-dead date was the end of May 31 which would include removal of all barriers. They need to do some restoration everywhere. The hillsides have been erosion. We talked to them extensively as a matter fact we are out there earlier today going over what needed to be done. And you are absolutely correct. It is an eyesore.

Mrs. Lommatzsch: I had three people just this week say one are you going to do something about that message Woodman drive.

Mr. Miller: I contacted the contractor and he promised to have it cleaned up May 31 is what he stated to me.

Mayor Flaute: So when is that intersection going to be redone? I know we talked about it two or three years ago.

Mr. Miller: It is not fully funded right now at the present time.

Mayor Flaute: It's not?

Mr. Miller: No. It is scheduled but it is not fully funded.

Mayor Flaute: It is scheduled for what?

Mr. Miller: They are talking about three years out.

Mayor Flaute: Three years from now? Oh, okay.

Mr. Denning: So 2018.

Mr. Miller: It was earlier. My first got here they had it scheduled and they keep on switching the dates.

Mr. Smith: Speaking of that project there, the pillars to the overpass on spinning road have been hit with graffiti again.

Mayor Flaute: Anything else Mr. Smith?

Mr. Smith: I'm not seeing any work taking place on Harshman or Burkhardt this week. In our report it says that they were supposed to start this week.

Mayor Flaute: We are still looking for a definitive date.

Mr. Smith: The schedule is expected; that's just a schedule I'm sorry.

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Mayor Flaute: No you're good. As soon as we get a date we will know. I just hope it's not on Burkhardt on the first weekend in June.

Mr. Denning: I hope it is before September.

Mayor Flaute: The only thing I have is are we going to do any food truck legislation? We talked about it, I've been hearing it around. Has the planning commission reviewed it and where are we with that?

Mr. Chodkowski: I can tell you that it is legislation that the planning commission will entertain but it is not something that we have prioritized based on our current capacity for work.

Mayor Flaute: Okay, but it hasn't fallen off your radar.

Mr. Chodkowski: No Sir.

Mrs. Lommatzsch: Because the base has implemented a once a month out there and it is going big time.

Mayor Flaute: And as our buildings are filling up, there is a good opportunity there. So if you could just; since we have a full planning commission now or will have, that might be something we want to get in front of them as soon as we can. Any other questions?

Mr. Denning: What are our rules on the ice cream trucks? They are supposed to have background checks, license. Do they have to have them in hand when they; are they supposed to show them on a regular basis?

Mr. Chodkowski: They are supposed to be posted in the vehicle is how the legislation reads if I recall correctly.

Mr. Denning: Do the police or anybody randomly check them?

Mr. Chodkowski: Oh yes Sir.

Mr. Denning: Okay. Because they were; and we have a rule about them not being in parks when concession stands are open or anything like that?

Mr. Chodkowski: I know that there are provisions in the parks and recreation section of the code, chapter 900. That does talk about you can't sell food within the park without our consent and permit. So if that is issue please let us know and we will look into it.

Mr. Denning: Well we are at Rohrer this weekend for soccer games in the concession stand was open, wide opened and here comes the ice cream truck guy. Now someone went out there and nicely asked him to leave but he shouldn't have to deal with that is my point. And then I noticed this as I was leaving, there was a police officer sitting outside the park.

Mr. Chodkowski: We will make sure to.

Mr. Denning: It's for the good of the community and I don't particularly like the ice cream trucks. That's okay, they have; it's a business they have to do what they got to do. And I'm okay with that.

Mayor Flaute: Okay, thank you. Any other questions? Comments? All right I will give the floor back to you Mr. manager.

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Mr. Chodkowski: Well with that Sir I will yield the floor to Chief Robinson for his monthly update from the Police Department.

a) FYI Items

i) Council Request Sheets

ii) Council Agenda Calendar

iii) City Manager's Project and Activities Report

iv) Income Tax Chart

v) Quarterly Financial Information

b) Monthly Verbal Updates

Mr. Chodkowski: Thank you Sir. I would give the floor now to Mr. Garrett for the monthly finance report as well as Mr. Garrett's annual report for 2014.

i) Police Department

Chief Robinson: Thank you Sir. Well, I'd like to start this thing by talking about the K-9. He is actually done a couple of walk-throughs through the schools. The middle school and high school already this year. Nothing really was found during this to searches so that was a very good thing. Moving on will talk about the vehicles. You can still see the vehicles outback. The vehicles actually caught a bit of a snag. The vehicles actually got here a month earlier than we thought they would. But once we ordered the equipment for them, the light bars are on back order so we're hoping they're going to be here at the beginning of May. So it's pushing us back on the number of vehicles we have in the road. But it will be as quick as possible. We did get another license plate reader that was given to us through a grant at obviously no cost to the city. Which also includes the installation and everything. Any of the maintenance on it, it is all free. So we'll have to pay for any that. So we got another license plate reader, we already had one and we got another one. If you're not familiar with what those do, you can run a bazillion vehicle registrations just by driving by them. It is really good at special events, at hotels, motels, parking lots that have a high volume of vehicles. That readers going to bring you every plate that you drive by and if you get a hit on one of these vehicles this will tie you that it has a hit. It is also used a lot for accidents in burglaries. For pinpointing people. And also in drug arrests. You can pinpoint activities by seeing the vehicles in certain places. In more than one place which is indicating that it is making a lot of rounds.

Mayor Flaute: So the police patrolman will be able to pull that up in their computer in their car.

Chief Robinson: Yes.

Mayor Flaute: Any license plate.

Chief Robinson: Right, anyone who drives by. Any license plate it transpired will pick it up. So if there is an issue where it's a stolen vehicle or whatever it will tie you that. So that's what is made for. And there is also a database that goes with that. I'm not sure if this one goes for the region or the database usually goes into the region that that stores all the license plate numbers for X amount of days, usually it is 30 days it will hold them. And then that way if you get someone who is in Dayton that is doing stuff and they run across them the same thing with their reader. It can pinpoint where they are. So that gives you an indication of, he has stuff going on this neighborhood and they can do the same thing in Dayton. So contract people that way.

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Mayor Flaute: Very good.

Mr. Curp: Have we ever considered putting up cameras at the major entry points into the city in order to find people as they come in?

Chief Robinson: Have I ever thought about that? Well of course I thought about that.

Mr. Curp: Some communities do that.

Chief Robinson: They do. And I'll tell you that Springdale, the biggest thing that they do their to catch people was stolen vehicles is they put their mounted pole camera at the mall. So when people drop off their vehicles mostly that are stolen. So they put one at the entrance to the mall and they catch everyone coming in there. I mean obviously it's just reading the plates but it catches some of them. It of course you can get really elaborate if you want to. Do you get the ones where if shots are fired the camera moves in that direction. Sir I'll do whatever you want. Whatever you allow me to do, I will do it. I will do that. But yes I have considered that. It is a little big Brother-ish but whatever makes it safer, I'm with that. I'm a New York City has thousands of cameras around their city taking volumes the film just to keep track of what's going on there. There are a lot of options out there.

Deputy Mayor Reynolds: Chief Robinson, speaking about the technology; I have a question about the technology you are speaking about. We have a couple of motels in our community and I'm always concerned when I hear Amber alerts. Is that possible; and I know that in a lot of those cases people look for low and motels to stay in. Do we ever drive by through those parking lots or can we with this technology to see if there's.

Chief Robinson: I would have to research a little bit how it is connected to the Amber alert. But yeah, all this kind of cases we're definitely looking in driving through this kind of hotels and motels to do that. Now I'm not sure exactly if it would pop up and say okay this is the data that we are looking for. I would have to check on that because I'm not really sure.

Deputy Mayor Reynolds: Thank you.

Chief Robinson: Yes Ma'am. Also I talked to you earlier about the body cameras. Those are ordered and there is a new policy in place for the body cameras. Obviously the grant we got for those allows us to purchase six but we actually got eight for some backups. Because we can have seven or eight people working at a time so we need to cameras.

Mr. Fullenkamp: Would you please share that policy with us?

Chief Robinson: Absolutely. I will get it to you next time.

Mr. Fullenkamp: Thank you.

Chief Robinson: Also we are working on the e-crash program through LEXIS-NEXIS. This program is a program for crashes. It is actually a searchable data that the public can actually access or insurance companies can access it as well. They do charge for the report. However it will give us the opportunity to be able to do a better accident report and our software up here will be better, we will be a will to do our stuff. If citizens come to the window to get an accident report, there is no charge. But it a lot of times LEXIS-NEXIS deals with the insurance companies and they charge them I think it is \$10 a piece. They have contracts with them. And one other thing about this program, it should be able to reduce some storage and also some paper so we should be doing a little better paper wise.

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Mr. Denning: Is it going to cost the city anything?

Chief Robinson: No, it's free.

Mr. Denning: So when you say it costs.

Chief Robinson: It's free to us in the only thing is they charge \$10 for the insurance companies.

Mr. Denning: As long as it doesn't cost us anything I'm good.

Chief Robinson: This will allow us to keep a lot better tract of the accidents and also injuries at accidents. We would be up to monitor those a little bit better as well and be able to actually say how many accidents we actually had and how many injuries we had with the software. So is going to be a great program, we just have to get it going. There are some legal loopholes we had go through. I had to do some paperwork on that but it won't be long and we should be fine. Last but not least I have for you the bike rodeo. I know you'll have a flyer up on the dais. We need volunteers and if anybody's interested. We have some issues with some personnel to work those things. So this is the bike rodeo the Park, this one that you guys got. If you feel like helping out; I know some of you are going to be out with us for sure. But we ask the needs more volunteers. Here are the dates so if you want to come and help us out we would appreciate it. That's all I have.

Mayor Flaute: Does anybody have any questions for the Chief?

Mr. Curp: You talk about the LEXIS-NEXIS database and crash reports and stuff like that and at the last meeting you talked about staffing restructuring; changes that take place here. Have you given thought to putting in a kiosk in the lobby similar to a kiosk that we might see in department stores, running registers and that sort of thing where people can come in and get accident reports and police reports just by requesting them through a kiosk. That frees up the time of staff, the clerk. There are some cities in the United States that do that.

Chief Robinson: Sure. I've never really considered that but I'm sure we could look into it if you'd like.

Mr. Curp: Because may be at this point in time, since; I don't know that it's old technology but it's technology that's been out there in the field for number of years now. There may not be that many grants that are available to pay for that's what her stuff. And it could be something that we could share with other communities. For example you know we used to have the Meijer store that was open 24 hours a day and we could put one in there. People could go in there from Riverside or Huber Heights or wherever. That would justify the cost of having it there. We could do something like that in Beavercreek with the Meijer store out on Colonel Glenn. There are a lot of possibilities but when we are looking at technology, that might help us be more efficient and also address some of our headcount issues as we're going through this restructuring. It might be something for us to take a look at.

Mayor Flaute: Thank you Mr. Curp.

Deputy Mayor Reynolds: Thank you Mayor, I appreciate that. Police Chief Robinson, just a couple questions. I received a report from the corner on a number of drug deaths in our community through the early part of the year. And I think that is probably shared with you all also. My concern, there was several addresses on their reoccurring of drug overdoses. Have we done anything to talk with the owners of those businesses to encourage their cooperation and if someone is utilizing their establishment that we might have some way to be alerted to that? I was surprised, for deaths in one motel in a month is kind of alarming.

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Chief Robinson: It is very alarming. And yes I have. Detective Close actually in charge of that. He will be following up with that hotel as well. So yes, we are addressing it. We will be out there. You're right that is very alarming for one place. Unfortunately, at Arrow Rock we had the same thing there last year. Two brothers and a sister in one apartment actually. So yes that is very alarming and yes we will be checking on that. I have my crack; I shouldn't say crack. Sorry about that. I have my best sergeant working on that. He does drug enforcement.

Deputy Mayor Reynolds: And I did notice that there was a housing area that there were some activities and also. And I know that the Board of Trustees at the complex there, it might be wise to talk with them and see if there is any assistance we could offer to them because there seems to be quite of bit of activity there also.

Chief Robinson: I was going to say, Marjorie is a hotspot there. Marjorie, I have paperwork on my desk actually where everyone there is going to vacate. So the owner of that property is already working to get that.

Deputy Mayor Reynolds: But we have a public establishment that does business in our community and there is this level of activity we need to be looking at that. Thank you all very much. And I'm looking forward to any more discussion on the use of the Narcan.

Chief Robinson: Yes Ma'am. I'm looking at it every day.

Deputy Mayor Reynolds: I'm looking for to that discussion. Thank you.

Mayor Flaute: Thank you chief, thank you for your service. The next monthly report will be the fire department. Mr. Manager.

Mr. Chodkowski: Chief Carpenter, if you would please Sir.

ii) Fire Department

Chief Carpenter: I would like to report engine five is still in service. It was returned to service March 16 and it has been great since we've had it back. We are pursuing a purchase of two new fire engines. We've had some extensive meetings and planning and right now we are in the phase, our committee has designed an engine and so the dealer manufacturer takes it back to the engineers and in 2 to 3 weeks they will put it on paper and bring it back to us and then we will probably add and subtract some things and then it will go into production. Over the last couple months, we've had 22 members of our department complete some Management Tactical Company Officer Training called METCO. The training was provided by the Brookville fire Department chief. He is also the assistant chief in Englewood. And he is also the former Battalion chief here at Riverside, Ron Fletcher. And he just has a passion for this place. I guess this is one of the first departments that he worked at. And he really has a good connection with a lot of the firemen that we have here because a lot of them work in Brookville also. But he does have a real soft spot for this place; or in his heart for this place. He came back and did it as a courtesy. We continue to do our CPR training. Your to date we have 29 students who have been certified or recertified. Other than that I would just like to say that we do hire good people and quality people. As you saw, Mr. Leist, he moved on to a full-time position here with the city. We've also had two other firefighters recently been moved on, with one hired in Fairborn and another hired in Piqua. And we have two more in the full-time processes. One is in Greenville, Ohio and one is in Richmond. We are getting good people and they get a lot of experience year. We have a lot of good full-timers that are good mentors. They freely developed. Of course we can't keep them all but they are getting full-time jobs in the area. That's all I have to share this evening.

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Mayor Flaute: Very good, thank you. Any questions for the Chief? All right, thank you Chief. We appreciate your service. All right, we'll move on to the service Department. Mr. Manager.

Mr. Chodkowski: Thank you Sir. I will yield the floor now to Mr. Miller for his monthly update.

iii) Service Development

Mr. Miller: Let me start with March accomplishments, some of the key things that were done. During one snow event in March we used 32 tons of salt. And the guys were plowing around the clock for a couple days. Pothole repairs, cold patch, duro patch they've used 178, 60 pound bags which is about 5 tons worth. And then the plants opened up, we been able to go and blacktop with hot mix. We used 31 tons so far. We repaired the Police Department's floor where we had a plumbing issue that was repaired. We have been restoring yards and that with the damage to the snow removal. In some cases, private industry; private individuals damage but since it is difficult to really pinpoint who is the responsible party we had been restoring. We removed a light pole here at the administration building as a result of the Honeywell contract where we've got a lighting system that illuminates differently. We hired one burial we performed believe it or not. A lot of right-of-way inspections have been going on in March. We have been coordinating the cameras at Rohrer Park. We turned on all of the water and utilities in the parks. We winterized everything in the parks. A lot of the equipment has to have anti-freeze and that put into it to keep it from freezing in the winter time. The guys are getting ready in March to mow. They have been mowing like crazy since the end of March. We turned in a quote for a blacktop box. They have been going; in light of the fact that we just got a zoning enforcement individual, we've been removing a lot of signs. As much is possible. We have the Brandt Pike storm water this April, the 20th will be the start when they are going to get a construction access road so that that storm water pipe can be installed. Fairpark/fair Park bridge, I encourage you to take a look at it.

Mrs. Lommatzsch: It's pretty.

Mr. Miller: Yes. I encourage you to see it.

Mrs. Lommatzsch: When are we going to have a ribbon-cutting?

Mr. Miller: It's just about done. They should be done by the end of this week. They still have to cut some groves and seal it yet. It is scheduled for completion, we hope unless of rain or something will be the end of this week with the way that they have been working on it. We have submitted a Nonpoint MS4 EPA report. This is an annual requirement before the April 1 deadline. Rohrer Park, this is suppose happen tomorrow. They are going to be installing the poles for the security cameras. And we have been working on getting all the other proposals for our residential; 2015 residential improvement program. So we have been working on coordinating and making sure we get the proposals together for those. I was not able to get a couple items that have been on the hot list. The intersection studies, I called and emailed a couple times and not receive those studies yet. And that's all I have. Any questions?

Mrs. Lommatzsch: Do you know who has the counters going on Burkhardt thereby the Lock and Store? As you go up the hill by Kmart there are counters on there.

Mr. Miller: I can call ODOT and find out if they are responsible for it.

Mrs. Lommatzsch: I'm just wondering who is counting what.

Mr. Miller: I don't know the answer to that.

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Mrs. Lommatzsch: It's not ours though.

Mr. Miller: No. I know our Police Department has a couple counters but I'm not sure.

Mrs. Lommatzsch: These are the two things across the road.

Mr. Miller: Right.

Mrs. Lommatzsch: And are we going to have a ribbon-cutting for the bridge?

Mr. Miller: If you'd like.

Mayor Flaute: I think that be nice.

Mr. Miller: It be a nice newsworthy moment.

Mrs. Lommatzsch: Exactly.

Mayor Flaute: The residents would be happy too.

Mrs. Lommatzsch: And we need to do it and notify them. Make a big whoop-dee-do about it.

Mr. Smith: Yeah, we can do a bridge walk.

Mrs. Lommatzsch: Well it's not going to be long.

Mayor Flaute: Yeah, we wouldn't have to stop much traffic. It wouldn't be a big deal.

Mrs. Lommatzsch: But I think we should make it and put out a press release. Because you got some nice press when they started working on it and if nothing happens exciting, they might show up for the final production.

Mr. Miller: It will be a nice improvement for accessibility. Especially for emergency equipment.

Mayor Flaute: We have been around and around with that bridge. Okay, any other questions?

Deputy Mayor Reynolds: Mr. Miller, I have been reading some information on some blacktop patch. It must be new to the industry. I wanted to ask for some information to be sent to you if that's all right.

Mr. Miller: That be fine.

Deputy Mayor Reynolds: It supposedly lasts two years and it is a much better product to work with. So I don't know if you; are you familiar with anything that is new out there?

Mr. Miller: I know there are a lot of different additives you can put in to blacktop. For instance if you have heavy truck traffic or you have tractor-trailers turning and that, there are additives you can add to the blacktop to coordinate to keep it from pushing and shoving. It's called Gilsonite. I know there are some other additives that can be put in. It usually adds to the cost considerably. Sometimes if you balance that against concrete, sometimes the concrete is cost-effective or less costly. But I do know there are a lot of different additives you can put into blacktop mix.

Deputy Mayor Reynolds: I don't know that this is an additive Sir. I think it is a new product because the conversation that I had is that it extends the life of the road up to two years.

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Mr. Miller: Is it a sealer or is it a Cape seal?

Deputy Mayor Reynolds: I'm not knowledgeable enough Sir. I'm just trying to get the basic spec.

Mr. Miller: Some of the residential Cape seals that were doing supposedly will extend the road like 5 to 7 years.

Mr. Chodkowski: Could you send that. Could you send an email? Or send the information so that we can at least take a look at that.

Deputy Mayor Reynolds: It's just the fact that; what brought it to my mind and the reason I made contact with them is the fact that Needmore Road is terrible again. We just patch that and patch that and patch that between Troy and Brandt. And really, it's causing cars to veer considerably. And they hit those holes where they try and go around them to keep from hitting them. And they don't see the car in the next lane. Thank you very much.

Mr. Miller: Yes Ma'am.

Mayor Flaute: Any other questions for Mr. Miller? One comment, there is a big pothole on Harshman, but it's in Dayton.

Mr. Miller: We can still call Dayton and coordinate that.

Mayor Flaute: It's a big one and there are going to be some flat tires.

Mr. Chodkowski: Is that the one right on the bridge, southbound on the inside lane?

Mayor Flaute: It's huge.

Mr. Chodkowski: I put in a work order on that. I called in a work order on that.

Mayor Flaute: Oh, you recall Dayton on that?

Mr. Chodkowski: I called us. If you look at it it is right on the line. My guess is that Dayton will probably defer to us and rather than.

Mr. Denning: Send them a bill.

Mr. Miller: If it's a matter of safety, please, please, please give us a call. If you see there are issues because people avoiding potholes is very dangerous.

Mrs. Lommatzsch: What about the Chase bank, the no-u-turn sign is gone in the median. And I came out of the bank today and two cars did u-turns right in front of it.

Mr. Tanoury: That's how they knocked the sign down.

Mrs. Lommatzsch: The no-u-turn sign is missing from that island there.

Mr. Miller: Thank you.

Mayor Flaute: Any other questions or comments? Okay, thank you Mr. Miller. Thank you for your service.

Mr. Miller: Thank you.

ITEM 14: PUBLIC COMMENT ON AGENDA ITEMS: No one requested to speak.

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ITEM 15: UNFINISHED BUSINESS:

a) ORDINANCES:

- i) Ordinance No. 15-O-574 and ordinance to make supplemental appropriations for current expenses and other expenditures of the City of Riverside, State of Ohio, for the period January 1 through December 31, 2015, and declaring an emergency. (Second Reading and Consideration of Approval)**

Mr. Chodkowski: Thank you Mr. Mayor. This ordinance is brought forth to make supplemental appropriations to the 2015 permanent appropriations. This is the second reading and consideration of final adoption.

Mayor Flaute: Thank you Mr. Manager.

A motion was made by Deputy Mayor Reynolds to approve Ordinance No. 15-O-574. Mr. Denning second the motion. The clerk read the ordinance by title only. With no further discussion a vote was taken. All were in favor; none were opposed. **Motion passed.**

b) RESOLUTIONS:

- i) Resolution No. 15-R-2034 a resolution authorizing the City Manager to approve the economic development transfer (TRES) of a liquor permit to 4412 Linden Avenue (Tabled at the April 2, 2015 Council Meeting).**

Mr. Chodkowski: Thank you Mr. Mayor. This resolution was bound over from the last Council meeting pursuant to Council's request with regards to the issuance of the special TRES license for alcohol sales for the property located at 4412 Linden Ave. There are communications within the packet associated with this particular item addressing those questions and concerns posed by Council at the last meeting. In the applicant's legal representative Mr. John Tanoury is also here to answer any questions or concerns that Council may have about this issue.

Mayor Flaute: Thank you Mr. Manager. Is there a motion?

A motion was made by Mr. Denning to approve Resolution No. 15-R-2034. Mr. Smith second the motion.

Mayor Flaute: Is that any discussion on the motion? I just have one question.

Mr. Tanoury: Yes they will Corona. They will be selling Corona.

Mayor Flaute: Most TRES need to be re-addressed every so many years.

Mr. Chodkowski: They are renewed every year, yes Sir.

Mayor Flaute: Okay this one is also going to be renewed every year. It looks like a keeps going forever.

Mr. Chodkowski: The applicant; as I understand it the applicant will hold that license as long as they remain in business. Because it is the special classification of license. However the license is subject to renewal or contestment similar to any license annually with I believe it is the June 1 renewal date.

Mayor Flaute: I didn't see that in there.

Mr. Fullenkamp: I think something that we probably need to be considering going forward is how many of these see one, to see two licenses to we want to have in the city. I'm not going to object to this particular TRES but this could become a pattern for these types of licenses. Now it's my understanding that we aren't the final say. The superintendent of alcohol will make the final decision on whether this is based on the economic development argument. That is my discussion with the people over there.

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Mr. Tanoury: That's true. But the application cannot even be submitted; this type of an application. Moving a permit in from some other area can only be submitted for consideration unless the governing authority in the municipality says yes we think it would be a good economically.

Mr. Fullenkamp: Anyways, but I think ultimately we may have to have; if we continue to see this. I understand there is another license like this within the city that is a TREX license. And this is according to the people of the Department of alcohol. Anyways, but we don't have to consider that today. But if we continue to see this, it's something we may have to have a discussion about. That's all I have.

With no further discussion, a vote was taken. Six were in favor; one was opposed, (Deputy Mayor Reynolds). **Motion passed.**

ITEM 16: NEW BUSINESS:

a) RESOLUTION:

- i) Resolution No. 15-R-2037 a resolution by the Riverside City Council authorizing the assessment of delinquent charges for the cutting and removal of weeds, vegetation and/or grass to be placed on the Montgomery County Property Tax Duplicate.**

Mr. Chodkowski: This resolution is brought forth to authorize certain assessment delinquent charges to be assessed to the tax roll for the public improvements performed on behalf of our clients.

A motion was made by deputy Mayor Reynolds to approve Resolution No. 15-R-2037. Mr. Smith second the motion. With no further discussion, a vote was taken. All were in favor; none were opposed. **Motion passed.**

- ii) Resolution No. 15-R-2038 a resolution recognizing the American Cancer Society's Relay for Life of Riverside, Wright Patterson area as a function that promotes the public health, general welfare, and contentment of the citizens of the City of Riverside.**

Mr. Chodkowski: Thank you Mr. Mayor. Pursuant to Council's request this resolution is brought forth to recognize the American Cancer Society's Relay for Life function as a measure that promotes the public health, welfare and contentment.

A motion was made by Mrs. Lommatzsch to approve Resolution No. 15-R-2038. Deputy Mayor Reynolds second the motion. With no further discussion, a vote was taken. All were in favor; none were opposed. **Motion passed.**

- iii) Resolution No. 15-R-2039 a resolution appointing the Clerk of Council and the Administrative Assistant as the Riverside City Council's representatives for Ohio Public Training.**

Mr. Chodkowski: Thank you Mr. Mayor. This resolution is brought forth to designate certain employees of the Council and the city as representatives on our behalf for Ohio Public Records Training.

A motion was made by Deputy Mayor Reynolds to approve Resolution No. 15-R-2039. Mr. Denning second the motion.

Mayor Flaute: Is there any discussion or questions on the motion? I just have one. Why does this have to be a resolution? Don't you approve people to go to conferences?

Mr. Chodkowski: Because these individuals are being appointed on your behalf to comply with public records requirements. So therefore the state requires you to knowledge who your representative is.

Mr. Denning: Or you have to go.

Mayor Flaute: I guess that make sense.

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Deputy Mayor Reynolds: Or we all have to go.

Mr. Denning: We all have to go.

Mr. Curp: Speaking of doing this, it might be a good idea for us to have either the clerk or the staff obtain copies of the attorney general's yellow book for every councilmember to have and for staff to have so that you can see what the requirements are for the public meeting laws and public record laws. It is good reading. And some useful information in their. It is not very expensive at all.

Mayor Flaute: Mme. Clerk, did you hear the request?

Council Clerk: Yes.

Mayor Flaute: I think everyone agrees with that. Very good.

With no further discussion, a vote was taken. All were in favor; none were opposed. **Motion passed.**

- iv) **Resolution No. 15-R-2040 a resolution authorizing the City Manager to enter into a collective bargaining agreement between the City of Riverside and the Fraternal Order of Police, Ohio Labor Council, Inc., Sergeants, Local #161 for the period January 1, 2015 through December 31, 2017.**

Mr. Chodkowski: Thank you Mr. Mayor. Pursuant to discussion previously that was held with Council, this resolution is brought forward to authorize the agreement between the city and the Fraternal Order of Police Lodge 161, Sergeants Unit.

A motion was made by deputy Mayor Reynolds to approve Resolution No. 15-R-2040. Mr. Denning second the motion. With no further discussion, a vote was taken. All were in favor; none were opposed. **Motion passed.**

- v) **Resolution No. 15-R-2041 resolution authorizing the City Manager to enter into a contract for the purchase of eight Trane commercial rooftop air conditioning units to replace existing units on 5100 and 5200 Springfield Street through The Cooperative Purchasing Network (TCPN)**

Mr. Chodkowski: Thank you Mr. Mayor. This resolution is brought forth to authorize the purchase of several air-conditioning rooftop units for the Wright Point buildings through the Cooperative Purchasing Network.

A motion was made by Mr. Denning to approve Resolution No. 15-R-2041. Mr. Smith second the motion. With no further discussion, a vote was taken. All were in favor; none were opposed. **Motion passed.**

ITEM 17: PUBLIC COMMENT ON NON-AGENDA ITEMS

ITEM 18: COUNCILMEMBER COMMENTS

Mr. Curp: I have two. First of all I received a call from Irene Fairchild. Irene lives down in Fullpark. She's been a mover and a shaker in the Fullpark area for a number of years. She like to see us make some efforts with the Army Corps of Engineers to see if we can get the floodplain designated lifted from that area north of the levy. Flood insurance is a burden and costly for the property owners down there. I know it is a difficult thing to do. We've been through before with the Army Corps of Engineers but I think it's something we should do. To look into that. To see it as a possibility. Secondly, I would like to announce that Lois Hook passed away April 4 in Arizona. Lois was one of the first Council members for the city of Riverside when it became a city back in 1994. She was an exceptional member of Council in that she was probably one of these city's and Council's biggest cheerleaders. She was fearless, she knew no bounds and trying to get things done for the city. She accepted no obstacles. She knew that if there was a will to get things done, then there was a way to get it done. She was apolitical in that she supported everybodys projects, programs, ideas. It didn't bother

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her who got the credit. She just wanted to see things get done for the city. So he can go out online and do an Internet search and you can find her obituary. And you will see that even after she left here back in 1999 and one out there she was extremely active in the community out there. She just has lists of things that she had been involved with and seen through. Some of them were more minor than others, some of them were more significant than others obviously. But nonetheless, she was a personally to get involved in to see good things get done for her community. And when she left it left a hole; when she left here she left a hole in the community and on the Council. She was missed greatly. And I'm sure she will be missed greatly out there. So please remember Lois in your thoughts and prayers. I'm sure her husband and children will appreciate that.

Mayor Flaute: I have many fond memories of Mrs. Hook that's for sure.

Mrs. Lommatzsch: Maybe we'll get a card. All try and get a card at the next meeting. I should have thought to bring it. I just found out about it yesterday. But Lois was just an extraordinary; I can't use the word cheerleader, but she; if you ever knew her you could never forget her.

Mayor Flaute: Best for sure.

Mrs. Lommatzsch: She worked really hard for us to become a city. You remember her I'm sure, working with her.

Mr. Denning: She was my secretary at the Greater Mad River Township.

Mrs. Lommatzsch: She was awesome. And I will try to get; it will matter when we send it but I will get a card and we can all sign it and I think send it to Ron. He would appreciate it.

Mayor Flaute: Thank you Mr. Curp, thanks for bringing that up. As far as the flood designation, I got the same call. Is there something you will be doing to check that out and to make sure. Maybe they can be a champion?

Mr. Chodkowski: Yes we speak to Ms. Fairchild on a regular basis. And as we have explained to Ms. Fairchild that once the study is complete in May, we have the opportunity to review it. It will contain the technical information that we can use to explore reducing or eliminating that floodplain.

Mayor Flaute: So they are very aware of that and they will give us suggestions.

Mr. Chodkowski: They have not; keep in mind that is not part of their contractual obligation as part of the master plan. But if you will recall the presentation that they made amending the floodplain is one of the things that they would be able to do with the information that comes out of the study. So we are waiting on the study, we will have that technical data that we would need to submit to FEMA to amend the scope of the floodplain.

Mrs. Lommatzsch: Just as we spoke about Lois Hook, Irene Fairchild is relentless. And I'm sure even growing up as a child in the northern part of the county, if you'd listen you could have heard her.

Mr. Chodkowski: Yes, I enjoy my bimonthly conversations with Ms. Fairchild.

Mrs. Lommatzsch: Well you can count on them not stopping.

Mr. Chodkowski: Yes Ma'am. They are enjoyable, spirited but enjoyable.

Mayor Flaute: Very good yes. That's very, very true. Any other discussion?

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Mrs. Lommatzsch: I would just like to discuss, a very short comment about the 30th. I would like all of you to please get your RSVPs in to the clerk so that I know who will be having a guest who will not be. And your meal choices. And I would appreciate all of your assistance that evening. And I have gone over this generally with the Mayor and we will be asking all of you to assist in gift presentations to expedite the whole process and make a little quicker. The ROTC Honor Guard will present the colors. We will ask the Colonel to lead the pledge. It is rolling along. The Chief is going to make sure she has a parking place. All of the things you have to do for protocol. I appreciate all of you attending and please notify the clerk as soon as possible if you will be bringing a guest because you will have designated seats that evening.

Mayor Flaute: Thank you Mrs. Lommatzsch. You're doing a fine job. Anything else? Okay I just have a few things. We were going to have some kind of discussion about strategic planning?

Mr. Chodkowski: Yes I did email; I did send an email to the OCMA list Sir. I did get a few hits back. And I'm going to prepare all of this information for you. Most communities direct hired a consultant that was referred to them by someone else. Almost no Communities prepared in RFP for those services. I did find two RFPs through the ICMA website so I did print this off. I had not yet made copies. I just got this late yesterday. So I will kind of bundle all that information and put it into a memo for you all in the next packet.

Mayor Flaute: Great, thank you. Just a few things. It has been rather slow, but we had a bean soup dinner over at the Senior Citizens. Our president of the Senior Citizens is here to tell us how much money we made.

Ms. Horn: I don't know yet.

Mayor Flaute: Okay, it was bean soup.

Mr. Denning: \$1.25.

Mayor Flaute: It was good though. The only other two things I have is number one, there was an Unsung Hero nomination put in for our Deputy Mayor Reynolds. She has won that designation so she will be honored at a breakfast coming up on May 1. It is at 8 o'clock at Sinclair. So congratulations to Mrs. Reynolds.

Mrs. Reynolds: Thank you very much. Thank you all.

Mayor Flaute: And we were just discussing, Irene Fairchild these to be put in for this.

Mrs. Lommatzsch: Yes, that would be a good call.

Mayor Flaute: Make sure you remind give that because she needs to be put in for it.

Mrs. Lommatzsch: She would be a good nominee.

Deputy Mayor Reynolds: Mrs. Fairchild is much more deserving than I am Sir.

Mayor Flaute: Oh I don't know about that.

Deputy Mayor Reynolds: We need to take care of that.

Mayor Flaute: I just never thought about her. But she has lots of friends here and she is a mover and a shaker. I had 11 weddings. And that is all I have. There is no need for executive session.

ITEM 19: ADJOURNMENT:

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A motion was made by Mrs. Lommatzsch to adjourn. Mr. Denning second the motion. With not further discussion, a vote was taken. All were in favor; none were opposed. **Motion passed.** The meeting was adjourned at 8:40 p.m.

William R. Flaute, Mayor

Clerk of Council