

Thursday, July 16, 2015

ITEM 1: CALL TO ORDER: Mayor Flaute called the City of Riverside, Ohio Council Meeting to order at 6:02 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; Mayor Flaute, present; Mr. Fullenkamp, present; Mrs. Lommatzsch, absent; Deputy Mayor Reynolds, present; and Mr. Smith, 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, Mark Carpenter, Fire Department and Brock Taylor, Planning and Program Management Director.

ITEM 3: EXCUSE ABSENT MEMBERS: A motion was made by Mr. Smith to excuse Mrs. Lommatzsch. Deputy Mayor Reynolds seconded the motion. All were in favor; none were opposed. **Motion passed.**

ITEM 4: ADDITIONS OR CORRECTIONS TO AGENDA: A motion was made by Mr. Denning to approve the agenda. Mr. Smith seconded the motion. 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 Terms

Mr. Chodkowski: Thank you Mr. Mayor. Counsel has information included in the packet with regards to the reappointment of various members to certain boards and commissions. At this time I will yield the floor back to you and the clerk for additional comments.

Mayor Flaute: Thank you Mr. Manager. Mme. Clerk how many vacancies do we have at this time?

Council Clerk: We have one vacancy on Health and Safety and a bunch of vacancies on Multimodal; four vacancies on Multimodal. Also there are four people whose terms are expiring and one person I have not heard back from yet is Ruth Newhouse from the Parks and Rec Commission. Ms. Christian is going to ask her at the next meeting. We should have Mary Ramsey and Mark Tragesser at the next meeting.

Mayor Flaute: And they are for parks?

Council Clerk: Yes, both of them are for Parks and Recreation.

Mr. Fullenkamp: Mr. Manager, right now I know we don't have enough people on Multimodal. How many people do we need? How many are on it now? One?

Council Clerk: There are two I think.

Mr. Fullenkamp: There are six members or seven?

Mr. Denning: Seven.

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Mr. Fullenkamp: So there are four missing. What is the future need? Is there any utility for this group right now?

Mr. Chodkowski: Mr. Murray might be able to offer more information relative to that question than I can. But to date the only function that I can recall that they would continue to need and serve is in relation to the Safe Routes to School Program. Their body served as the advisory committee to that program. Is that not correct Mr. Denning? You sat on that committee.

Mr. Denning: Yes.

Mr. Chodkowski: To the extent that the committee currently performs any other function; the Mad River Recreational Trail is complete. The Eintracht Center is in place. And then there was the Complete Streets Program, which they also provided input and direction on.

Mayor Flaute: Did they do bus shelters too?

Mr. Denning: Yes.

Mr. Chodkowski: I know that they were included in the general discussion about where they should go but what was funded and what we applied for is based on usage and other items and information that comes to staff from RTA.

Mr. Fullenkamp: So going forward; so the one item that is sitting out there is perhaps the only thing that have input on.

Mr. Chodkowski: That is correct. And that could be folded into another committee. Maybe that is Health and Safety or that may become its own independent committee. There then becomes a separate Safe Routes to School advisory committee that meets when called as opposed to the standing Multimodal Commission. At Council's will we can make that adjustment as well.

Mr. Fullenkamp: I guess we do need input from Mr. Murray. Going forward I'm assuming that is not going to be Mr. Murray since that is not his bailiwick anymore.

Mayor Flaute: Do you want to put that on as a discussion item in a future work session?

Mr. Fullenkamp: We can and I think we should think about; if we're going to try and recruit people to the committee that is not going to do anything it is kind of futile.

Deputy Mayor Reynolds: May I ask who is still with the standing committee?

Council Clerk: William Weaver, Stanley Leszczuk and Alice Weddell and of course Mr. Denning.

Mr. Denning: So there are three on descent.

Mayor Flaute: They have been in existence for how long? 10 years at least. So what has changed where we don't need them now? I guess that's part of the discussion.

Mr. Denning: Part of the reason is that we had two people that chose recently to not renew their seat on the commission. So we were down two and when those two chose to not renew their time then that made it four. They were only looking for two to start with.

Mayor Flaute: Well you guys were really active for many years.

Mr. Denning: Right. We'll talk about that. But I think we should talk about the whole process.

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Mayor Flaute: We need to know what has changed and whether we have a need or don't have a need for the commission.

Mr. Fullenkamp: There has been some discussion about Multimodal and whether it has played out its role in its current situation. That could change but I don't know if we foresee that change. It's something that staff needs to think about.

Mayor Flaute: So when we have a discussion that will be a good thing. All right, we do have a resolution tonight to set forth the appointment of Ms. Mary Kay Walters to the Health and Safety Commission for a three year term. Ms. Walters is here and if you would please come forward and tell us what is going on with Health and Safety.

Ms. Walters: Before we do that, you said there was only one opening on Health and Safety.

Council Clerk: Yes.

Ms. Walters: Did you get another person, because to my knowledge there were three of us and you got two and there were supposed to be seven so that still leaves two.

Council Clerk: We just had appointments for John Schnieders and Wesley Livesay and so that leaves one vacancy.

Ms. Walters: That's only two.

Council Clerk: We had Lauren Krege also.

Ms. Walters: I've never heard of him.

Council Clerk: He was appointed on June 18 so if you have a July meeting you will probably get to meet all three of them.

Mayor Flaute: Welcome Ms. Walters, I appreciate you being here and I appreciate your service.

Ms. Walters: Well thanks.

Mayor Flaute: Is there anything you would like to tell the Council about Health and Safety.

Ms. Walters: We are still doing the Ident-A-Kids when we get an opportunity to do so. I don't think will be doing the Hometown Holiday this year because we lost the building we were in. It got rented and we cannot do this outside because the computer will not run in the cold.

Mr. Fullenkamp: It's not going to be cold this year.

Ms. Walters: Right. It wasn't last year either was it? But if we do the schools and if we do the Meeting with Santa, that should take care of everything else. We still plan on keeping our Bike Rodeos going. We are doing really well with helmets; we did 101 helmets at Beverly Gardens this year and 89 of them at Rohrer Park. Since it was so rainy at Rohrer; usually Rohrer is a better deal but we didn't get that this time because of the weather. We figure that they will need it again next year. We do thank every time a Councilmember comes out to help us; the Police Department, the Fire Department and everybody. We appreciate everything you guys do to help us out especially since we have been shorthanded. But right now we're just; we been so low on people that we haven't had a chance to talk about anything else so the only thing in the works is the Ident-A-Kid and the Bike Rodeos.

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Mayor Flaute: Any questions from members of Council? Seeing none, thank you very, very much and you are welcome to leave or you're welcome to stay to see if you get reappointed. I don't think you have to worry about that.

Ms. Walters: Okay, guys have a good evening.

b) Discussion: Major Thoroughfare Improvement Plan – Project Specific Funding and Timeline Summaries

Mr. Chodkowski: Included in your packet is a sample template of the information that Council had asked us to proceed with what we will call segment two, which is what grants are available, how much money can we get and when would we need to apply. So before we can begin populating all of this information into this template we wanted to make sure that you had an opportunity to look at it and get your input and verify that the information that we provided is the information that you wanted and that it is understandable so that we can proceed. So that if there are questions or concerns or if there is some additional information that you are looking for, now is the time for us to get that so we don't get too far down the road and have to wind up with redoing 40 some odd spreadsheets. So with that Mr. Mayor I will turn it back over to Council for any questions or comments regarding the information that we provided.

Mayor Flaute: Before we have the discussion I wanted to know what the traffic studies; we've got 15 traffic studies and how do they tie in with the major thoroughfare discussion or does it?

Mr. Chodkowski: We will use that to amend the projects as they relate to the Harshman Redevelopment Project and then we will also coordinate that with either the Schwinn Drive for the Brandt Pike Project.

Mayor Flaute: Okay, thank you. So would anyone on Council like to start the discussion?

Mr. Fullenkamp: It seems like Spaulding is the simplest of all of our projects from what I can see so let's look at the Springfield Street Project. And I'm assuming this is just an example but I see three kinds of MAP funding sources available here. So how are we going to go about choosing which Map funding sources we go after or do we go after all three?

Mr. Chodkowski: Typically the way that the process works as it has been explained to us by MVRPC folks is that we would effectively put together the portfolio of projects that we wanted to submit and then we would go in advance of the application deadline and we would talk with MVRPC staff about our application and what exactly we're trying to accomplish and then they would advise us on what they think that this project would line up better with. Maybe with TA or it would line up for the STP. So maybe if we're looking for a lot of money, STP might be the project that they would recommend. But if we need a little bit of money or where they think the STP might be highly competitive they might recommend that we lessen our ask so that it will qualify for Transportation Alternative Funds.

Mr. Fullenkamp: So the three examples I'm seeing here on the bottom line of the estimates are just examples of one of the three sources if we were successful in getting the funding for either the STP, the CMAC or the TA.

Mr. Chodkowski: That is correct.

Deputy Mayor Reynolds: Say that again Mr. Fullenkamp.

Mr. Fullenkamp: The bottom portion here about the total estimate project expenses, there are three columns and each column reflects what the minimum cost to incur by the city would be if we get the STP, the CMAC or the

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TA. So when you say portfolio you're talking about each project or are you talking about a group of these projects? You said we will look at the portfolio with the MVRPC.

Mr. Chodkowski: So what we would do is we would look at the group of funds that they administer through MAP 21 which is the CMAC, the TA and the STP. And then we would go down with our applications and say, okay here are all of our round pegs which one of the square holes will they fit best.

Mr. Fullenkamp: Are we assuming this group of phase 1?

Mr. Chodkowski: Correct. So not all projects we have might have the ability to apply for all three MAP 21 funds. It just so happens that Springfield does because part of the scope that Council approved included the bike lanes on either side. So that would get you into that congestion management category or the Transportation Alternative category.

Mr. Fullenkamp: Okay. So we will take down three or four; Springfield St., Brandt and some more from the group. We will do this annually?

Mr. Chodkowski: Correct. So I think in September we will go down with our three projects. Our three projects will be Springfield East, Springfield West and airway East. And then we will say how do they stack up, here's the engineers review, which one of these stands the better chance and in which category. Recognizing that you never know what other communities are going to request. But that would be how we would go about doing that based on the information that we get from the MVRPC staff is how we would submit our grant.

Mr. Fullenkamp: So actual need-based upon the condition of the roads would be included in that process if one of those three is in greater need of repairs. Okay thanks.

Deputy Mayor Reynolds: Mr. City Manager, I believe during the discussion we had with Miami Valley Regional Planning there was talk about a project that could include several different aspects of funding and that's still possible? And if we're looking at Springfield Street; and I'm sorry I can't remember all of the different program titles; but if we are doing a safety piece it would pull from this pot of money. If we are doing, for lack of a better word, aesthetics it would pull from another part. And it still possible with this or is it just one pot or no pot?

Mr. Chodkowski: It would be one pot or no pot. So working with the Springfield example here; they might say, your bike lanes qualify for congestion management but Kettering is getting ready to submit an upgrade for Woodman/Dorothy Lane and Dayton is getting ready to submit a congestion management for QE and third so we can get you close to the money if you really focused on the certain elements related to the bike path and then we could wrap that into the TA group of money; the Transportation Alternative group of money. So you have less competition there and there is a higher probability. So then we know that when the grant would come in we would request TA money as our priority fund source for that application. So the dollar amount that we would be requesting could be applied to the CMAC category but we are going to go in right off the bat and say we want \$350,000 and we want to draw that as a Transportation Alternative grant application. And then they could go through and say, you know what, actually, Vandalia had a really good Transportation Alternative project and Dayton's projects came in last so we're going to move that \$350,000 to CMAC is what they would do. But they would make that determination in the review and the evaluation process.

Mr. Denning: And then on top of that, once we know where we're pulling money from out of federal dollars then we can go for the state money to help us because we will know this five years in advance and then we will be able to tie that to money with the state to try and tie this all together. Is that correct?

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Mr. Chodkowski: Correct. So we shall see; as a demonstration of that in the next meeting you will see legislation regarding our OPWC Issue 2 grant which will be for Spaulding; obviously that is going to be at the top of our list. And you will see a very aggressive grant for Airway. And the reason you're seeing the aggressive grant for Airway is because we want to build the scoring on repeat application but our Airway project is still out until 2020. So we don't want to get the OPWC money today; we want to wait and apply for it again once we are in that OPWC/MAP 21 overlap.

Mayor Flaute: So the projects you are going after are these two? Not only are we looking at the template, we're looking at the two projects that we are going to be aggressively going after.

Mr. Chodkowski: Correct.

Mr. Fullenkamp: But the aggressive plan is a lot of OPWC money, right?

Mr. Chodkowski: Correct. So as we get closer to; depending on how we score this year in the OPWC and the aggressive Airway application, we may put in a more conservative estimate once we are in that two-year advance window of MAP 21. Because remember the feds look at all of the money as the local match. If we already have grant money coming would you rather have 20% of the OPWC funds as opposed to 0% of OPWC funds for that project?

Mr. Fullenkamp: And the purpose of the aggressive application is to minimize the possibility.

Mr. Chodkowski: To better position our score for that project when the time comes.

Mr. Fullenkamp: So we don't really want to win that money that year.

Mr. Chodkowski: That is correct, yes. Not that anybody in this room does that; not that anybody would do that. But if they did it would be a good approach.

Mayor Flaute: Springfield Street we want to win that now.

Mr. Chodkowski: But the problem is we can't get federal money. So if we were to be awarded OPWC money it has to be spent in 24 months and there are no state or federal grant dollars available in the next 24 months which means that on the Springfield project; so Woodman east is \$1.6 million. The best we're going to get out of OPWC is about \$900,000. But if you wait then we could get \$900,000 out of MAP 21, federal money and we get \$300,000 out of the Ohio Public Works Commission and instead of having to pay 1 million in local dollars we would only have to pay \$300,000 in local dollars.

Mayor Flaute: Is there anything we can do to Springfield Street to make it smoother?

Mr. Chodkowski: We are working on it, we are working on it.

Mayor Flaute: It is really bad, we really need something done.

Mr. Chodkowski: There is a supplemental appropriation coming up that may help us with that.

Mayor Flaute: But to do complete work on it is going to be?

Mr. Chodkowski: There's not enough money available for us to do that.

Mayor Flaute: For what three years? Four years?

Mr. Denning: Probably closer to seven.

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Mr. Chodkowski: Keep in mind federal money is five years out. So if we applied today and were successful, we would be able to work on that project; we wouldn't be able to reconstruct Springfield Street until 2020.

Mayor Flaute: I hope you can do something.

Mr. Fullenkamp: That's why it is so important to get this process started and it really should've started 10 years ago. But we've just now embarked on this approach.

Mayor Flaute: Any other discussion from members of Council?

Mr. Denning: So what you're really asking is, is this the right format and is there any other information that we need before you go and do this for all of the pieces of the puzzle?

Mr. Chodkowski: Yes Sir, yes sir.

Mr. Fullenkamp: And I'm assuming if we see something or if you see something you will add it to the list.

Mr. Chodkowski: Correct. So we're going through; we didn't touch on it in our initial report but we talked about the different types of programs but we didn't necessarily get into the nitty-gritty about how many total dollars were available or what the advance windows were. So that information will be reflected in more detail as we go through these and if we come across something else that might be project specific we will also add that to that particular project.

Mr. Fullenkamp: So at some point you will develop one of these for all of our phase 1 projects.

Mr. Chodkowski: That is correct. That is correct.

Mr. Denning: I'm good with it.

Mayor Flaute: I think I'm good with it. I've got a whole bunch of other questions but this is good.

Mr. Denning: This is a format question. We're not getting into the nitty-gritty yet; if we are okay with the format.

Mayor Flaute: If we can do something with Springfield Street; make it happen. Okay any other questions or discussion items about this?

Mr. Denning: Mr. Mayor if you want to do something with Springfield Street you just write a check and they will be happy to fix that for you.

Mayor Flaute: If that thing blows up like Woodman Drive did in Kettering we're going to have to do something real quick.

Mr. Smith: Spaulding Road has already blown up like that.

Mr. Denning: We're back to what Mr. Fullenkamp said, if we would've done this 5 or 10 years ago we would be in that window but we didn't.

Mr. Smith: Spaulding Road wasn't bad back then.

Mr. Denning: I know that's the problem. We're trying to get on the train.

Mr. Smith: I know.

Mayor Flaute: Very good. I think that's it for discussions we'll move onto the next item.

c) Discussion: Waste Collection

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Mr. Chodkowski: Thank you Mr. Mayor. Included in your packet is a memorandum to Council regarding the situation with waste collection and pending legislation on the agenda as well as recommendations from staff on what next to do. In summary, as we have share with Council in light of the information regarding the attorney general opinion from 2009, the law director has deemed it inappropriate to continue to provide payment for waste collection services as it has previously been our past practice. As result of that what effectively needs to happen is Council needs to reject those bids that were submitted for waste collection services and authorize a rebid of those services. A couple of different reasons for that; those bids that have been submitted; those pricing values will no longer be guarantee able. As you know all bid prices that are submitted under our code, 139 are required to be valid for up to 60 days. That will no longer be the case obviously and then the other issue is that we need to provide for a mechanism for collection and billing. So what staff is recommending is that later on tonight on the agenda is the resolution which rejects all bids that were submitted and authorize the rebid of waste collection services under certain terms and conditions. Those terms and conditions are what effectively are being discussed here at this work session item and are included in the memorandum that was provided to you by Ms. Christian. And what we are recommending is that as opposed to bidding all four of the alternate services that we would simply bid two. Alternate one are the services that we currently have now. One bid would be simply to provide the service and one bid will be to provide service/billing collection. And then we are also recommending that we include alternate three in the packet; a mandatory smaller container for conventional household waste be provided to every resident and that the larger 96 gallon be made available for the recyclables to every resident and that unlimited bimonthly bulk pickup be included as basic service. Under the original alternate it was a pay-as-you-go expense. Again, we would seek two prices in the bidding format, one to simply provide the service from each vendor, the second price included in the bid would be to provide the service and to provide for billing and to provide for collections. So that is staff's recommendation to you based on the information that has previously been shared with you by both staff and the law director. Ms. Christian and I would be more than happy to answer any questions that you may have. There is also an amended timeline included in your packet based on the recommendation we provided.

Mayor Flaute: Okay, thank you Mr. Manager.

Mr. Fullenkamp: Your description of alternate three in the writing is a little different from what you just talked about. It says here one bulk item per collection twice monthly.

Mr. Chodkowski: I'm sorry, what is written there in your memorandum is what we're proposing. I apologize that I miss-categorized that in my statement.

Mr. Fullenkamp: Okay, and alternate one is exactly as it is stated originally that we have right here.

Mr. Chodkowski: Yes Sir it should be reflective of the service that is currently being provided.

Mr. Fullenkamp: And that reflects unlimited bulk pickup twice monthly?

Mr. Chodkowski: Yes Sir.

Mayor Flaute: You said that alternate three would be a 64 gallon for disposal and 96 gallon for recycling, right?

Mr. Chodkowski: Yes Sir.

Mr. Fullenkamp: I'm talking about bulk pickup. Before the bulk pickup was pay as you throw and now we're proposing one item twice a month.

Mr. Chodkowski: That is correct. So you could put out two bulk items per month in accordance with whatever the contract provisions were for bulk items.

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Mayor Flaute: Okay, I just want to make sure we know what we're doing.

Mr. Curp: Could the property owner or resident that is putting out the trash put out an additional bulk item if they paid an additional fee? That's not in the specs. Because that's what we had before; it cost them five dollars for a bulk item. So the question is if they have more than one; in the specs could they put out a second one with each collection for the additional fee? Because I would hate to see stuff stack up in people's yards waiting for the next month and the next month.

Mayor Flaute: So will that be included in the bid?

Mr. Chodkowski: Yes.

Mr. Denning: More than likely is going to disappear before the bulk people get there.

Mr. Curp: You should only have one bad refrigerator every so often.

Deputy Mayor Reynolds: Mr. Mayor if I may. I don't know but I think that all of Council is probably much an agreement that the trash business is not something we want to continue talking about for the rest of our lives.

Mr. Denning: I'm so tired of talking trash.

Deputy Mayor Reynolds: Talking trash has gotten to be just that, talking trash. I like alternate one because the residents seem to be comfortable with that. I like three because I like the idea; and I don't want to use the word forced because I don't mean it that way; but to give residents the opportunity of recycling; greater opportunities. I know that to be as respectful to our citizenry as we can be we have to look at the ways that we can have a long-term plan; we can be out of the business. I don't want to collect, I don't want to bill, I don't want to do that. I think that creates a situation for us and an even greater workload for staff. I would like to see the bid when it goes out for alternate one with billing and collection being the responsibility of the vendor. And we are out of the business. We are providing the service and doing the best we can possibly do and we will look at that as cost-effectively as every vendor will come in. And I think that is the responsibility of the vendor at that point; to be cost-effective and knowing what cities and residents and the level of service that they should have and at an appropriate cost.

Mayor Flaute: It is still my hope that we can put it on the water bill. I think that would be the best solution that we have.

Deputy Mayor Reynolds: Mayor I don't think that will ever happen.

Mayor Flaute: The city manager says there a possible. And I think that would be the ideal situation.

Deputy Mayor Reynolds: It may be an ideal situation but it may not last either. We thought the ideal situation was having it as an assessment on property taxes and we see that that is not so. So I think that if we are not faced with having to make those; two years into this contract and then the water people say they can't do it what are we going to do?

Mayor Flaute: We're going to have to discuss it. I want to discuss the options when they come back. So I want the bid to show with or without billing and I think that is what we are planning on doing.

Mr. Chodkowski: Correct.

Mr. Smith: Yes I'm in favor of alternative number one. We have been doing it this way for 21 years and I think if we changed up now our residents would be thinking that we are charging them more and giving them less. So I think we need to keep it as alternative one myself.

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Mr. Curp: A couple items. First of all, if there were a way for us to continue billing/collection as we've been doing or going to the water bill but something other than a separate billing system regardless of who does it. Because a separate billing system is going to raise the cost for the residents. The cost of doing the billing itself and we're going to have the cost of bad debt write-off. So the question is if we can find a way to do either of the former; either continue with property tax assessment or put it on the water bill; that is something I will be interested in doing.

Mayor Flaute: That is something I would really be interested in doing.

Mr. Denning: And I think that keeps the cost down to our residents. That is the big thing.

Mr. Fullenkamp: I'm not sure because right now I'm not sure how we handle bad debt write-offs. It comes from somewhere.

Mr. Curp: It's on the tax duplicate and when the property changes hands somebody has to pay those back taxes. It is just deferred. But my second question is not knowing what is in our ordinances regarding the timelines for how long a bid is valid, can the vendors at their own will extend the life of their bid beyond the 60 days or does our ordinance state when 60 days is done we have to start the process all over. Because then my question would be for these two gentlemen if they are willing to extend their bids beyond 60 days while we take some time to look at whether we can look at the other forms of billing; either the tax duplicate or the water bill.

Deputy Mayor Reynolds: Could I just ask a question? Because you both keep talking about the water bill. Mr. City Manager, the Mayor said that you are looking into that. What are you looking into, what is the process you're looking into?

Mr. Chodkowski: Well at this point it is simply inquiring as to whether or not Montgomery County Environmental Services would have an interest or an ability to include that waste collection fee on those utility billings for our residents.

Mayor Flaute: Because the city of Dayton does that. When I get a water bill from the city of Dayton it has the fees on there built in the trash.

Mr. Smith: Yeah but they own the water department.

Mayor Flaute: I know but I am hoping the county has a computer system similar to what the city of Dayton has and be able to do that.

Mr. Fullenkamp: I don't know that that handles the bad debt.

Mr. Denning: I would say that there is probably; my wife owns a property in Harrison Township and they send a separate bill for trash and water.

Mayor Flaute: Who does?

Mr. Denning: The township does. I would think; Harrison Township is pretty forward thinking themselves and I would think if the county water was able or willing to do that, then Harrison Township would be doing that to help cut their costs. Not that it's something that we can approach and hope for but I think there are other entities out there that have tried the same thing.

Mayor Flaute: And maybe they will come in. I heard from one trash hauler that they can do it for 3% or 4%. If they can do it for 3% versus our 5% then heck yeah I'll let them do it.

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Mr. Curp: The question is, is that 3% just the billing function and it doesn't include the bad debt write-off or is that everything? We know what the bad debt write-off is for ambulance billing.

Mayor Flaute: Well they'll just quit picking it up and then we'll have to deal with it.

Mr. Fullenkamp: And that needs to be part of our bid, whether we're going to compel the vendor to pick up whether the customer pays the bill or not.

Mayor Flaute: They're not going to pick it up if the customer doesn't pay for it. That is logical business.

Mr. Fullenkamp: That could be part of the bid.

Deputy Mayor Reynolds: And that goes into the cost-effectiveness of doing the job. Those things have to be considered and it will probably be an expensive transfer.

Mr. Fullenkamp: I don't know what our current rate of not paying through the taxes is. I don't have a clue.

Mr. Chodkowski: We've asked for information from the County Auditor's office to be able to get a better determination on exactly what properties are subject to the service and aren't paying. So we're trying to get that information so that we can be as informed and we can inform the vendors as best as we can about what that expectation is and who would pay. What the probability of payment is versus what the probability of nonpayment is. We have talked about it internally; ways to address situations where folks are not paying for that service and it is simply I think in the best interest of all end-users and it is in our best interest and the vendor's best interest to have a communication requirement between the vendor and the city about who they discontinue service to for lack of payment as opposed to compelling them to continue to provide service. Because that simply then becomes some kind of off shift of responsibility to those of us who do pay and are responsible users of the system. Or it becomes an increased cost that is now billed from the vendor to the city. We already have exterior property maintenance requirements, we already have vendors who we use and who I think do a very good job of addressing exterior property maintenance issues when they come to our attention. So I think we have a mechanism to deal with those eventual properties that are just not going to pay for the service. And there is a difference between whether or not you are paying for the service and stop paying because of vacancy or because you choose not to pay but still occupy the property. So there are a lot of nuances that come into that, that as the city we are better equipped to handle through code enforcement, zoning administration and exterior property maintenance code. So we had some internal discussions about that and how we're going to address that. We want to make sure that; as I said we can communicate to the vendor what our expectation is in the general sense but we recognize that there are going to be some things based upon who the final vendor is. We're going to have to work on communication issues but at least at this point they don't appear to be material issues related to expanding or reducing the cost of the scope of service therefore they shouldn't affect cost.

Deputy Mayor Reynolds: So Mr. City Manager, you have talked about the nonpayment and how we will handle that.

Mr. Chodkowski: Yes Ma'am.

Deputy Mayor Reynolds: And you feel like we can do that?

Mr. Chodkowski: I think we're in a position to be more responsive in a cost effective way if we maintain the responsibility to address those decretory nonusers through some type of exterior property maintenance issue than if we try and assign that to any one of the vendors.

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Deputy Mayor Reynolds: So it would be incumbent upon the vendor then to let the city know if they are not receiving payment. And how do you plan on the vendor doing that and what time frame?

Mr. Chodkowski: That would be something that we would negotiate with the vendor as part of the final terms of the contract. If the vendor doesn't stop services until two notices of delinquency; they do that after six months or nine months of nonpayment, that's the city of Dayton. Another vendor might do it after 60 days of nonpayment and that might be Rumpke or whomever. So we need to work with whatever vendor is selected and their policy is how we would dictate setting up our communications and our response to those notifications.

Mayor Flaute: If the county said they don't want to do it maybe the city of Dayton guy would help and will call the County and say this is a program that we use and we need a little help from the city of Dayton and say look it isn't that difficult or maybe is more difficult than I think.

Mr. Fullenkamp: I believe what you're saying is that this process will probably minimize the bad debt issue that would fall back on the other users of trash collection.

Mr. Chodkowski: Yes. Conceptually yes we believe that to be true. That's where the city assumes the responsibility through the exterior property maintenance code to address those individuals who stop utilizing the service even though it is available to them.

Deputy Mayor Reynolds: Through property maintenance?

Mr. Chodkowski: Correct.

Mr. Curp: I hope we get a good solid opinion from the law director. The city of Centerville handles their own billing and after two quarters of billing delinquency then they certify that as a lean and they take it to the County Auditor and they have it put on the property tax. Now I don't see that being any different from what we're doing. The only additional step is they do a billing. But nonetheless, if you are delinquent for two quarters they categorize that is a lean and that's what we do when you look at our code. Our fee is a lien against the property and we declare the lean to be due immediately at the time we pass a resolution to send the stuff to that County Auditor for putting it on the tax duplicate. And Centerville does the same thing except they have their own billing process.

Mr. Chodkowski: But Centerville also has their own waste collection do they not? Doug Trout from Karl Keith's office has opined the same opinion to our law director that because it is a service that Centerville provides that is why they allow that debt to be certified as an immediate lean to the roll through the auditor's office. And they would allow it for Dayton and they would allow it for Centerville and they would allow for Oakwood. But because we do not have the city of Riverside waste collection division, it is a contract of service, therefore our ability to file a lien cannot be directly through the County Auditor's office but could be done through the County Clerk of Courts office.

Mr. Denning: Do we not put liens against properties when we contract folks to cut the grass?

Mr. Chodkowski: But there are specific provisions in the Ohio Revised Code.

Mr. Denning: Provisions that say we can do that and there isn't anything in the Ohio Revised Code that says we can do it for trash collection. Okay got it.

Mayor Flaute: So that's what we need to be calling your representatives for because it's silly.

Mr. Denning: If we had Dayton collect it, then Dayton could go to the County Auditor.

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Mr. Chodkowski: We already have that discussion. But the attorney general's opinion is clear that one jurisdiction cannot compel assessment for service to another jurisdiction.

Mr. Denning: So you've already gone through this, all right. What a bunch of trash. The question I have is, we have a lot of rental properties, who are we billing? Are we billing the property owner or are we billing the resident? Because right now basically the resident gets billed directly through their rents and the property owner pays it because he pays the taxes, hopefully.

Mr. Chodkowski: We've already acknowledge the fact that; I can't remember the codified ordinance; but that chapter would have to be amended to reflect that it is the property owner that is responsible for the bill and we will have to clarify within the bid specification to the vendors that they would be obligated to bill the property owner based on the last known address on file with the county auditor which is how those issues are addressed.

Mr. Denning: I just wanted to make sure we are going down the right path and in the right direction.

Mr. Curp: I have a question for you Mr. Stovall.

Mr. Stovall: Yes.

Mr. Curp: The city of Dayton has a seat on the Montgomery County Solid Waste District.

Mr. Stovall: We have two seats, yes.

Mr. Curp: Two seats; well it has representation so the fact that I have is that the Montgomery County Solid Waste District can assess to the tax duplicate through the County Commissioner but they don't collect solid waste, they have a tipping function. So we have that or some assessment on our tax duplicate already to support the tipping station; the transfer station so my question is; just off the top of your head understand that it is not official representation of anything, do you think there is could be a possibility that we could run this through the solid waste district or through the county commission by the solid waste district as far as doing the assessment process the way we have been doing it in the past, just find a mechanism to run it through them instead of the auditor and have them take it to the auditor because they have the power and authority to have the auditor put it on the tax duplicate.

Mr. Stovall: I sit on that board for the Mayor and to tell you unofficially, I don't think so.

Mayor Flaute: Okay questions or discussion about that? Does everybody know what direction we're going in?

Mr. Denning: Do you need a direction?

Mr. Chodkowski: Yes, it could be a motion with regards to our recommendation.

Mr. Denning made a motion that trash collection be bid per staff's recommendation in the Council packet memo. Mr. Smith seconded the motion.

Mr. Curp: I appreciate all the hard work that staff has done but I'm ready to move on with trash collection as Ms. Reynolds said. But I just assumed not do this and declare who the successful bidder is and find out how to do billing for maybe a year while we try and make changes through the state legislature to get the legislation changed so we can do the assessments and do it that way. To me that is the most efficient way, it is the most effective way of getting full participation and it is the most effective way to not have illegal dumping going on that we know we're going to happen if we go to a conventional billing process because it is going to occur and it is going to cost us more because we will have people who just opt out and decide not to participate and then we've got a bigger problem.

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Mayor Flaute: Okay, so the recommendation would be; if we would vote no to this recommendation, your recommendation but would be what?

Mr. Denning: I think we need to vote on the motion.

Mayor Flaute: Well I know, but I'm trying to figure out whether I should vote yes or no for the vote.

Mr. Curp: It would be to find out from these gentlemen and perhaps the other bidders; if the other bidders bids were significantly higher than what these two gentlemen's bids were, the point is that these are probably the two viable bidders that are sitting out there right now and to determine whether or not they are willing to extend the timeline on their bids and find out whether we are prohibited from accepting an extended timeline. And then when that falls into place properly we go ahead and determine the successful bidder and move on and come up with a billing process such as contract it out or do it in-house. But we already have a billing company that handles our ambulance billing and perhaps they would be willing to take this on.

Mayor Flaute: Even if we pass this legislation we could do that.

Mr. Curp: Yeah you can do it anytime you want.

Mayor Flaute: Because I am afraid we are not doing what Ms. Reynolds said because this is going to go on forever.

Mr. Curp: But you see you have to make some determination whether you want to do it one way or the other because you can't ask these gentlemen and the other vendors to bid against themselves. They have a bid already on the table and if they are willing to extend the timeline then you are asking them; what is the timeline. We want the best of both worlds we want the extended timeline but we want you to submit new bids to bid against your current bids. That's not fair to these gentlemen.

Mr. Fullenkamp: I think it would be interesting; I think it is important information to know what they would charge for billing and collection.

Mr. Curp: Put out a bid then.

Deputy Mayor Reynolds: They are both in the business and they both the billing already so I think they are very capable of giving us a bid on that and then we know.

Mr. Fullenkamp: And we know in-house we don't do a lot of this and yeah we can go out and subcontract it. I do know numbers for the billing aspect but I don't know numbers for the collection aspect. So I don't know the numbers for the debt aspect and what the risks are. So I think I would like to go forward with the original motion.

Mr. Denning: The other part of this is our law director has said we can't do it the way we have been doing it.

Mayor Flaute: I've been talking to the state people.

Mr. Denning: And I understand that but if we don't get this done very soon, in January we are not going to have any trash pickup and then we're still going to be kicking this can down the road and we're not going to have anything.

Mayor Flaute: That's what I'm a little worried about.

Mr. Denning: So let's get this done and let's move on.

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Mr. Chodkowski: Assuming that the ability to assess the service is instituted at any point in time in the future, we can institute a contract amendment with the vendor who is currently under contract to transfer the responsibility for collection from themselves or a third-party or even us and move it to the roll when that opportunity becomes available. So rather than hedge for the short-term in the hope of a legislative long-term fix, I would advise playing for the long-term fix and in the event that beneficial legislative change occurs then we can react to that.

Mr. Fullenkamp: So can I ask a question about; so part of the discussion is putting the bid package together to include something about how many billing cycles per year. And I don't know if we've talked about that yet. If you limit billing cycles you limit billing and collection costs perhaps.

Mr. Chodkowski: Correct, I believe we called it out on the memo but if we did not, we're asking for quarterly billing.

Mr. Fullenkamp: I don't know whether a vendor has a preference because the cash flow quarterly might be better than a cash flow semiannually or an annual sort of thing.

Mayor Flaute: Can they do it quarterly or by the half?

Mr. Chodkowski: The issue becomes; I'm sure that they could but the issue becomes our ability to effectively compare and assess. So when you begin requesting so many different variables it becomes difficult for them to price it, it becomes difficult for us to calculate and compute values.

Mayor Flaute: But stamps are expensive.

Mr. Fullenkamp: I'm okay with quarterly.

Mr. Denning: As long as we have an apples to apples comparison, we do the quarterly and if the vendors choose to give a discount if they pay yearly or by the half than that is up to them.

Mr. Fullenkamp: They can choose that path.

Mr. Denning: They can choose that path but at least we have our quarterly apples to apples comparison.

Mayor Flaute: If you say quarterly they have to do quarterly.

Mr. Chodkowski: They have to bid quarterly.

Mayor Flaute: But they can do something different.

Mr. Fullenkamp: They can give a discount if they are willing to pay once.

Mr. Chodkowski: As long as they are competitively bidding against the same measurable criteria, that is what matters.

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

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

ITEM 8: RECONVENE: The meeting reconvened at 7:12 p.m.

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ITEM 9: PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE Mr. Garrett, City of Riverside Finance Director led all those in attendance in the pledge of allegiance.

ITEM 10: MINUTES: Consider approval of the minutes of the July 2, 2015 regular Council meeting.

A motion was made by Deputy Mayor Reynolds to approve the minutes as written. Mr. Denning seconded the motion. All were in favor; none were opposed. **Motion passed.**

ITEM 11: ACCEPTANCE OF WRITTEN CITIZEN PETITIONS

There were no citizen petitions.

ITEM 12: CITY MANAGER'S REPORT

Mr. Chodkowski: Included in the packet are several pieces of information in reference to the City Manager Report including the Project and Activities Report. I would be happy to answer any questions or concerns that you may have regarding this information. Just a couple of highlights, the majority of the mill and fill work; I believe all of the mill and fill work on Burkhardt is now complete as well as some limited work that was done on Harshman. American Pavement was down this week making the first application of their two coat process for the microsurfacing and we were just notified earlier today that the Safe Routes to School did sell but the sale price came in over the engineer's estimate leaving us a balance of \$43,000. ODOT is recommending that that be sold again. The bid has been rejected so we're going to reach out to the folks at ODOT and talk to them about that. I thought those were notable items that Council would like to hear about specifically. Staff and I will answer any additional questions or concerns regarding the information in the City Manager's Report.

Mayor Flaute: Thank you Mr. Manager. Are there any questions or comments from members of Council?

Mr. Smith: On the Burkhardt Road reconstruction; and possibly this doesn't have anything good to with that, but on Woodman on the northbound lane just north of Burkhardt, there is a small section of pavement that was repaired. Is that part of the Burkhardt Road reconstruction?

Mr. Chodkowski: It was. Literally just past the intersection there, that was in the original scope and they just missed it with the mill the first time that they were through so they came back and addressed that and three other spots that we asked them to take care of.

Mr. Smith: Okay. These spots that they repaired are very smooth. You don't notice any bump bump when you drive over it. Why can't the other people do that? They did a very good job.

Mayor Flaute: My question for Mr. Miller is are we happy with the job; is it completely done the way you expect it and want it to be?

Mr. Miller: So far they may have to crack seal some areas. Usually all of the patches they crack seal which prevents infiltration of water which will preserve it much, much longer.

Mayor Flaute: Because I thought we are going to get more of it done than was done but evidently you're happy with it.

Mr. Miller: We kind of negotiated back and forth, it took a while and the city manager was very instrumental in helping us. We basically negotiated what was going to be done.

Mayor Flaute: As long as you guys are satisfied.

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Mr. Chodkowski: We are confident that the repairs that have been made are sufficient to ensure that the quality of the work will meet our original expectations. So there is crack sealing which will occur on most of the seams here on Harshman. That has yet to occur. And then there will be crack sealing to be done over on Burkhardt where the new patches went in. Reclamite which is a tightening and hardening agent will also be applied to both of those services once weather conditions allow and then the thermoplastic will be applied over on Burkhardt which is the paint; the glittery paint. So keep in mind that once that work is complete the one year maintenance bond will then take effect so there is still an additional 12 month period in the event that any defects arise they were still be on the hook to come back and address those issues. So between what we have been able to do so far and the maintenance bond that will still be in place, we are confident that anything that is going to go wrong based on the initial application and the initial issues that we had; keep in mind that there are two winters now already on that roadway surface. We are fairly confident that what we see at this point is what we're going to get and it is going to last for the period of time that we had anticipated.

Deputy Mayor Reynolds: Mr. City Manager, along that line and Mr. Miller, you are doing the crack sealing. Is that caused from the other problems that we inherited on Burkhardt? Is that what caused the road crack and the water going down and then having to do this process now?

Mr. Chodkowski: Are you talking the crack sealing?

Deputy Mayor Reynolds: Right the reason for having to do that.

Mr. Chodkowski: There are a couple of different reasons why those occur. So the longitudinal crack, the cracks that run with the lanes of traffic, most of those have appeared because; effectively what they try and do is they lay one lane and then they try to blend the other together. So on Harshman for instance, some of these are noticeable that they have split apart and those are largely due to the weather conditions and the abrupt change in temperatures when they were laying the asphalt. So those aren't typical and they are not a reflection of the problems below the surface. So we don't foresee any significant issues or continuations of those longitudinal cracks. The transverse cracks, the ones that run perpendicular to the curb line, these are reflective of the issues below the surface. So on Harshman again you will notice some transverse cracking and that is because those concrete plates that are 8, 9 or 10 inches down are continuing to shift and they are pushing on the road. So that's why the crack seal on Harshman are going to be done largely because of the longitudinal. But because they are there we are going to have them do the transverse cracking as well. On Burkhardt we haven't seen much longitudinal or transverse cracking and that's because that was all mill and fill and we changed the profile of the road quite significantly so that helped to reduce the amount of transverse or perpendicular cracking that you would see. So the crack sealing that is going on on Burkhardt is largely to prohibit water infiltration at the seams. Did I answer your question?

Deputy Mayor Reynolds: Yes you did but my concern is that so soon; the crack sealing is going on now and I was just wondering if it was because of the delays in getting the road fixed and the delay from the vendor being able to get back out there.

Mr. Chodkowski: The general rule of thumb is for every inch of overlay that you put on it is related to the amount of years that you would have reflective cracking show through. So if you only put 1 inch down then about a year later you would see reflective cracking from those plates below shifting. So in this instance we put about 2 inches of asphalt down which is why after two seasons; to winter cycles you have now started to see that transect cracking; that parallel cracking.

Mayor Flaute: And we have fixed the problem 10 inches down?

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Mr. Chodkowski: No we have not. That would require us to dig up the whole road and effectively grind all the concrete plates that are down there. The cost to do that on Harshman Road was about \$5 million to pull it all out and bust it all up and then repave it.

Deputy Mayor Reynolds: But the integrity of the road with the crack sealing is okay? We're going to get the same projected time usage out of that.

Mr. Chodkowski: Yes Ma'am. We probably in the last six or seven years have taken to a schedule of about two years after we do a resurface we come back in and have everything crack sealed. This would probably be about the same time that we put crack sealing down on Linden and that we put down Woodman and 35, 201 and 202.

Deputy Mayor Reynolds: Thank you. I do have a couple more questions. Mr. City Manager, on the public safety portion of your report the fire chief had given us some numbers. Of the 321 calls for medical related incidents, 60 are fire related. What types of fires are we talking about? Are we talking about brushfires, house fires?

Where I'm going with this is I'm looking at what kind of outreach should we be doing and I know we probably are but I just wanted to know what kind of outreach we are doing in those communities where there are fires.

Mr. Chodkowski: I will actually defer your question to Chief Carpenter said he can answer that.

Chief Carpenter: Basically what that means is when a fire engine is the primary responding unit. So it could be wires down, it could be an investigation of odor so it is termed or defined as fire related because it is the fire engine being dispatched. It does not necessarily mean an actual fire.

Deputy Mayor Reynolds: How many fires do we have a month generally?

Chief Carpenter: Fortunately we've had a long span or run where we've had no fires. I can say for actual fires we've had two probably in the last nine months but prior to that it was three or four.

Deputy Mayor Reynolds: Thank you Sir. Mr. City Manager, on the General Administration you have the Storm Water Master Plan and you talked about the comments from staff that were sent to URS. Can we have a copy of those comments and your concerns of what's going on? I think you sent your comments back to them.

Mr. Chodkowski: Yes Ma'am, sure.

Deputy Mayor Reynolds: Okay thank you. Under goals and objectives; and Mr. Murray is here; the International Restaurant Association, what message are we taking to those persons we're talking to?

Mr. Chodkowski: I would have to defer that to Mr. Murray since he is the one engaging those individuals.

Mr. Murray: It's just a general marketing; group marketing is the main thing. We're trying to identify the brand of Riverside as an international place for restaurants. So it's a great place to do startups and it is a great place for international people to come in and to do restaurants. So we're trying to market that specifically to Wright Point but for everybody in the region as well. So our regional efforts could be the City Paper of Dayton which is only handed out to restaurants. So it is really a targeted paper that we would be in. Several communities are already doing it; Tipp City does it, Yellow Springs does it.

Deputy Mayor Reynolds: And the reason I was asking that Mr. City Manager is the other part of the goals and objectives I believe you and Mr. Taylor have been talking about the Springfield Street corridor and looking at that aspect along Springfield Street with the restaurants and what can be done and how involved both the departments would be in making whatever you all are looking at along that corridor and how we are all involved with that and what we are looking at. What is the expected outcome of your discussions with the Springfield Street corridor? I know we've talked in past meetings about what we're looking at but now you are

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able to put it down with Mr. Taylor and Mr. Murray; and so the outcomes is what I'm asking about. Is that something new, something we need to be looking at?

Mr. Chodkowski: In short I think we're looking at two separate components in the short-term that long-term will hopefully blend and result in some type of food service whether or not in Wright Point or Center of Flight. But to Mr. Taylor's project and one I've asked him to work on it is kind of a multitier plan. Something that we can put some money into the budget for 2016 and begin making certain aesthetic improvements along Springfield and have a graduated plan to build that through 2017, 2018 and 2019 until we get to that major Springfield reconstruction project. At the same time what we are attempting to accomplish through Mr. Murray's project is to get the word out to more folks at Wright Patterson, maybe not necessarily that there is an international restaurant presence in the area but that that presence is located in Riverside. There are a lot of folks from Wright Patt who come here on a regular basis and have no idea that Linh's is in the city of Riverside or don't know that the Euro Palace is in the city of Riverside. So part of that element is educating those folks that maybe you're already coming here but know where you're coming. And then the other aspect of that is educating people who aren't affiliated with Wright Patt who don't know that these restaurants are here. So not only are we trying to increase the education awareness but increased traffic as well through Mr. Murray's efforts. And hopefully that will result in that culmination of the resurfacing in improvement of the Springfield District of the next few years with that restaurant presence and the Springfield/Center of Flight that we've tried numerous times to bring together. Whether or not through the loan guarantee or the tax incentives or any of the other programs that we put in place.

Deputy Mayor Reynolds: And I understand that we talked about that and I understand where you're going but I'm looking at the major thoroughfare and we are doing those things. But I'm worried about the short-term because we talked about short-term a minute ago. And when I'm still hearing businesses are in the community and they don't even know where they are at. We've got to do something. Again, I listen to the radio and I hear a lot of advertisements; Holland is now advertising that they are in the city of Dayton. Champion Equipment, all of their billboards; and I'm going back to this because Mr. Murray worked very hard to get Champion on Valley Street in the city of Riverside and has done a lot. I understand the demographics piece and I understand that they need a recognizable name so that is twofold. Somewhere Riverside is not being recognized by businesses as they should be and we are not going good job. So I think we need to come up with some kind of plan. Holland is a large trucking firm in the city of Dayton. And that's what I'm hoping you all are looking at Springfield Street corridor improvement piece. I think that is something that I hope you all will consider when you're doing that. I know we talked about branding and we've gone through several branding programs in the past and it's not working. It hasn't worked and so we need to do something. We need to do something it is now time. Thank you very much Mayor I appreciate that.

Mr. Fullenkamp: Two questions; the Storm Water Master Plan, when do we expect to see that?

Mr. Chodkowski: Staff did receive the draft report and my comments were forwarded to URS on Friday I believe. Ms. Christian's comments went today. Mr. Miller's comments I believe plan to go on Monday of next week. And then that will be incorporated into a final plan which will come to Council and a presenting it with a presentation from URS representatives. A lot of the things we're going through where you are find, at least in my comments when I provide them to you, are things like they created several maps and in two of the maps they referenced that the city still owns the Sunbury property and the Brantwood property. So those were just things and they say in their notes that the city is currently engaged in trying to liquidate these properties so we just send them a note back saying, hey we did liquidate these properties and you need to remove those from those maps. So there are those types of comments that they are receiving from us. Kind of more of the technical

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stuff that we know on the ground as opposed to their science take on what it is that we've asked them to provide for us. I'm hoping that we can have comments back from them and a final plan shortly after. I know they've already started incorporating my comments so my guess is we will probably have them in at the last meeting in August or the first meeting and September. Does that address your question?

Mayor Flaute: As soon as possible.

Mr. Fullenkamp: I don't want them to rush it; I want them to do a good job. I want to have some expectations for myself. The second one has to do with the City of Trotwood Cooperation Project. So I know we're going to do Pleasant Valley from Brandt to Valley. Is that what you said?

Mr. Chodkowski: That is our intended project at this point in time yes.

Mr. Fullenkamp: So we're going to do a labor sharing agreement with them and maybe even an equipment sharing agreement with them in terms of us sending somebody to drive a street sweeper over there once in a while. They will send over some paving equipment.

Mr. Chodkowski: In theory yes.

Mr. Fullenkamp: So we're going to do a few things kind of ad hoc?

Mr. Chodkowski: We have been very definitive about what our request to Trotwood has been. Trotwood has acquired a traditional paving machine and they have certain members of their staff who are trained to operate this piece of equipment. They offered to train our personnel in loan us the machine but to me that seemed an inefficient use of resources when we could simply have them come over and pave. They already have the experience, they already have the ability and a lot of expertise to perform that service. One of the things that Trotwood has need of is labor. Their country is rather expensive; they have significantly mileage and acres that they are required to maintain. So in our initial concept and conversation the idea was that they would send their equipment and the necessary personnel to operate that equipment and if that took them a week then we would send two guys, so that's 80 hours of labor and then we would send them 80 hours worth of labor. The initial thought was also that that labor would come with some piece of equipment that we have that they do not. Following a site visit with Mr. Miller and Mr. Keaton it turns out that every piece of equipment that we have they have. So it is not now an issue of do we need to send equipment. We may wind up sending equipment but we don't know yet what our match of labor will be until they later define that.

Mr. Fullenkamp: So they are not going to lay a premium on for providing equipment as we understand it right now.

Mr. Chodkowski: That is correct. So when we made our initial proposal and this was city manager to city manager, the proposal was like you said, send me your equipment, send me the guys that you need to operate it and we will pay for the gas and it and we will pay for the paving materials and we will pay to ship it to them from Trotwood and if it breaks we will pay to fix it and whatever we sent to you, vice versa. Now of course this gets into after we had a general discussion we came to discovered they had everything that we had so maybe they just need us to send four guys for a week with mowers and they are going to do a mass mowing of 400 lane miles of right-of-way or whatever it is they need to do. And that's what we will do to offset their contribution to our community.

Mr. Fullenkamp: Okay, that will be interesting to see. I think it is a good concept but the implementation and how it works and how it impacts what we'll we get done here. I believe the memos says 20% to 30% savings but really that doesn't reflect the labor costs.

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Mr. Chodkowski: That is a 20% to 30% savings in cash expenditure to pay for someone else's labor. So in saving that cash we're going to give up some percentage of labor that would have occurred here that will now occur somewhere else. Labor is a defined expense for us so it was a known quantity for us.

Mr. Fullenkamp: So do we have that kind of slack in our demand for labor?

Mr. Chodkowski: When we originally entered into it yes because typically now we are about done mowing. Or we've been done mowing for about two weeks and we won't start mowing again until September. So where we would normally put guys out; three guys are out fixing a catch basin today and three guys are working the duropatcher. Okay well maybe our catch basin doesn't get fixed which isn't the end of the world in exchange for us going somewhere else but just because of mother nature's attitude this year there may be a greater impact than what we had anticipated.

Mr. Fullenkamp: The only thing that I'm going to suggest is that we kind of monitor this. That we understand that we may have a labor short fall within our own city. We may get Pleasant Valley done but other things may fall by the wayside. And so we need to know.

Mr. Chodkowski: Right, and that is correct. That is part of the reason why we wanted to do this test run if you will; this pilot project. We realize that is going to happen but to what extent we don't know and is the trade-off going to be beneficial. So we could get done with this and we come out aces up and Trotwood comes out twos down. Well they are not going to agree to do it or it could be vice versa or could be the sweet spot.

Mr. Fullenkamp: It's got to be mutually beneficial. The last thing, so both companies for mill and fill paving; A and B and American Asphalt are both in town right now?

Mr. Chodkowski: Yes, American Pavements.

Mr. Fullenkamp: I know they were doing cape seal.

Mr. Chodkowski: A and B was scheduled to start but I don't know; let me clarify that. Mr. Miller do you know if A and B was able to start this week because of the weather or whether or not they are able to meet their estimated time?

Mr. Miller: They have started selectively in some areas. They are very much delayed due to the weather. They had scheduled multiple projects with other cities and they are trying to catch up. So they have starting a couple areas.

Mr. Fullenkamp: Do we know anything about their schedule?

Mr. Miller: I can get you the definitive schedule if you'd like. Of course it is weather contingent but I'll get you a schedule.

Mr. Fullenkamp: I understand that. It would be nice to know when we expect them to show up and finish.

Mr. Miller: It really won't take them that long once they get started with ideal weather conditions.

Mr. Fullenkamp: Thank you Mr. Miller.

Mr. Curp: Typically at this second meeting of the month we get financial figures; financial reports. I noted the absence of those financial reports in this packet; I'm going to steal Mr. Garrett's thunder since he's not scheduled to report tonight. We talked about several months ago; we talked about providing detailed financial information online on our website for the residents and general public. And if you read the memo that is in here

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you can see that they've done that without going out and purchasing more software to do that. One of the things that transpired back about that time when we first were talking about this stuff was I contacted Mr. Garrett and said you know we see these photo reduce copies of the green bar reports in our packets and since you're able to do that is there also some facility in the software that will allow us to put it out as a PDF file that we can then either A) put in the packet or B) put it online. And I followed up with the conversation with the city manager about doing a test run to put this in our packets to see what kind of response might come from the Council Members. And I want to thank both of you for doing that because A) this is a plus for us because we can go out and see what we want but we're not chopping down any trees to get access to that information and B) it is out there and available to the public and we haven't had to spend an extra dime of the tax payer money to buy more software. So I want to thank you both for making this happen and I hope you get some positive feedback from the rest of the Council between now and the next couple of times we get together and their response as to whether this is what we want to make available to the public. Thank you very much.

Mayor Flaute: Thank you very much Mr. Curp. The only question that I have about that was is it still going to include the income tax scorecard and what we saw in here? We're always going to see that, right?

Mr. Garrett: We could do it either way.

Mayor Flaute: I would still like to see at least the income tax scorecard in here. What is in here now I would definitely like to see.

Mr. Garrett: I did put the scorecard and the income tax graph in paper in your packet and posted that on the website.

Mayor Flaute: It is one piece of paper, both sides. I still would like to see it in case I don't get out on the Internet. And I think that's good for everybody to see at one time.

Deputy Mayor Reynolds: Mr. City Manager, you brought up the discussion of the Duropatcher and I'm assuming that's that little black thing that runs on the back of the truck they take asphalt out of.

Mr. Chodkowski: The Duropatcher is the bright orange piece of equipment.

Deputy Mayor Reynolds: Good then I will still get to asked my question about the little black box that runs around. Could you take it over to Trotwood and leave it? Because we're supposed to have a new one by now I thought.

Mr. Chodkowski: Well, Mr. Miller and company have gone out and provided estimates based on Council's last discussion. What we are attempting to do is we are attempting to make as many investments in our infrastructure based on the dollars we have available in the budget and once we have been able to do that and the weather turns, any of the remaining dollars would be brought forward in everyone's favorite piece of legislation the supplemental appropriation so that we can purchase an updated hotbox for use next season. So your request and concern and that of Counsel has not been lost on staff.

Deputy Mayor Reynolds: I just want to call Trotwood and tell them its coming.

a) FYI

i) Council Request Sheets

ii) Council Agenda Calendar

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iii) City Manager's Project and Activities Report

iv) Quarterly Financial Information

v) Memo Regarding City of Trotwood Cooperative Project

b) Monthly Verbal Updates

Mr. Chodkowski: At this point in time I will yield the floor to Chief Robinson for his monthly update from the Police Department.

i) Police Department

Chief Robinson: Thank you Sir. I just have a couple things; a couple updates. The Narcan training is going well. We have about five officer's who are being trained and we should be done by next week so we're right on task for getting this done by August 1. We're still working on the policy, it is pretty close to being finished. It still needs to go to the law director next and have her take a look at that. The price of the Narcan has actually been better than we thought, it would be due to the fact that we have been using a provider which is about three dollars cheaper than anywhere else. I'm not sure how they are doing that but they are. So we're still looking at a startup cost of around \$2000; \$1994 to be exact. Again the program started and we ought to get enough of a supply in here; I have been speaking with the Lieutenant in Dayton and they are actually going to issue every officer their own kit. They found that this works better for them to be responsible for their own kit. So we've actually ordered the supplies, which is actually cheaper than if we had bought straight kits and piece them together. So for every officer; we will have 25 total kits and everyone is responsible for their own. We find that that will probably work a little better because they won't leave them in the car. That can create some problems if they are left in the heat. However, we are still looking at the rebate from the Attorney General's office. We'll see if they could do anything else with it that will make the cost lower. But obviously we will have to have some money in reserve to be able to purchase when and if we do use the Narcan. It shouldn't be a problem though, we have a drug fund to cover that. The other thing that I have is the body camera policy. Once again it is still under review. The cameras are still locked away no one has seen them yet. If you would like to see one of those I would be more than happy bring it in and do a show and tell one day and let you see what it looks like. Some people think it's really small; it's not. They are big boxes and you can't miss them. So when you say, hey I'm recording this they're going to see it. So there might not be any issues there. Once we get the policy in place obviously we'll get that out and let everyone take a look at that. And then we'll move on from there and get that going. The only other thing I've got is we have our new Major, Scott Hughes. I'd just like for him to stand up for a minute and introduce himself and tell us little bit about his background. And I think I will end it with that.

Major Hughes: Thanks. Good evening my name is Scott Hughes. I am entering into my 18th year in law enforcement. For about 15 years I have been in the Springfield Township Police Department which is down in Hamilton County just outside of Cincinnati Ohio. I will be leaving there as a Sergeant. I did about three years in our street crimes team. And I just transferred out of there about a year and half ago and I'm working third shift now for at least the next two weeks. I'm not upset about getting off of third shift I'll tell you. Long story short, I had the opportunity to apply for the position and I knew a little bit about Riverside from some friends and I'm excited about the opportunity and I'm excited to work with each one of you. We had some great conversations; the Chief and I and I think together we are going to do some really good stuff; some positive things. My first

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several weeks here; probably the first several months I sort of want to be like a sponge and try and soak everything in and get a feel for how things are going and what the community thinks and what you all think and then sort of put a plan together and continue working with Chief Robinson and we will see what happens. I'm excited, I appreciate the opportunity and I'm looking forward to working with all of you. It is a pleasure to meet you all, thanks.

Mayor Flaute: Are there any questions for Major Hughes?

Mr. Curp: I will say that I am familiar with Springfield Township because I have been up and down Winton Road quite a bit over the last couple of years. My granddaughter is playing soccer in that area. And so for those of us on Council, it is a community that is akin to Miami Township here. It's got a lot of business, its got a lot of headcounts as far as population and that sort of thing. I'm sure that Major Hughes has gained a lot of really good experience and it is going to be applied extremely well here. So it is nice to have him here.

Major Hughes: Thank you, I appreciate that.

Mayor Flaute: You're welcome. Chief.

Chief Robinson: That's all I have for you today Sir.

Mayor Flaute: Thank you again for you and your department's work with the Bike Rodeo. We appreciate that very much as you heard earlier. We appreciate your work with that and all that you do.

Chief Robinson: Thank you Sir. The officers that were there did a very, very good job interacting with the kids and doing what I would like them to do which is more PR.

Mayor Flaute: Fun times. Okay Mr. Manager.

Mr. Chodkowski: Thank you Mr. Mayor with that I will yield the floor to Chief Carpenter for the monthly update for the Fire Department.

ii) Fire Department

Chief Carpenter: Okay, well I'd like to start off by sharing with you the purchase of the two new fire engines. I had three personnel and myself from the fire department accompany our sales rep and we went up to the factory on Monday and we came back today. We saw lots of different fire engines, we got into a lot of cabs, we saw the body work so that's done and we've got some new ideas and some things that we want to incorporate into our new fire engines. And so right now where we are, we talked with engineers at the factory to try and incorporate some of their new ideas and within a couple of weeks we will get the results of those changes and we're going to stay in budget but we will get the final price around that time. And approximately 30 days after that we'll get the production specs from the factory. And then at that time, once they are satisfied and we are satisfied and we're all on the same page we will get the date when they are going to start building it and the expected date of delivery. So that's where we are with the new fire engines. We continue to promote our health and wellness with the department. So we had representatives from Soin come out to the station last week and do some education on health and wellness. We talked about diabetes prevention, cardiac health and the Soin dietitians where there. They talked about food and they actually made some healthy lunches. So that was much appreciated. Also, all of the department members; all that were on duty got their AICs taken as well. It was very good.

Mayor Flaute: So would they come out to the seniors and do that?

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Chief Carpenter: Possibly, I know they do it for the EMS personnel that ask.

Mayor Flaute: Would you mind finding out?

Chief Carpenter: Sure.

Mayor Flaute: That might be something seniors would be interested in, especially a free lunch.

Chief Carpenter: Okay. As far as our staffing goes, we had another part timer who found full-time employment with Greenville Fire Department. I think the last time I spoke about our firefighter Paula Balcom, she was competing in the World Police Fire Games. So she went out to Fairfax Virginia. That was from June 26 to July 3. She won the bronze medal for his age group in the 100 m dash and was also was part of a 4 x 100 relay team that won the silver medal. So we're very proud of her. Once again the Mud Run is scheduled for October 3, I just wanted to get that out there. Also, we are on pace for doing our new format for the monthly report. That is expected to be completed August 1, that is our target date. We've been working on it quite a bit and we should have something for you by then. The expectation is to try and incorporate that onto the website in some way or the newsletter or however it is best. We will definitely make it and put it out there where people can look at it. That's all I have.

Mayor Flaute: Okay, any questions for Chief? All right, seeing none thank you. Thank you for your work we appreciate it. Mr. Manager, back to you.

Mr. Chodkowski: Thank you Sir, last but certainly not least I will yield the floor to Mr. Miller for his monthly update with the service department.

iii) Service Department

Mr. Miller: The city manager did an excellent job covering Harshman and Burkhardt. I'm not going to beat a dead horse. We do have a lot of road obstructions especially with the storms. Road obstructions many times are roadkill. We had a lot of trees down; limbs down. Catch basins that we had to do some repairs on and flooding. Of course we've been pothole patching; Duropatching. Mowing, we're trying to stay on top of it but it is kind of difficult with the way the rain has been. We basically got in from LJB a couple of traffic studies that you had requested; that Council requested. I'm not sure if this has been covered or not but anyways the first one I'm going to go over is Harshman Road. Just a real brief synopsis. LJB stated that it was warranted with some reservations for qualifications and the qualifications were that it may create more accidents believe it or not if you had a traffic light installed. Due to variances is what they stated. They have some pretty sophisticated models that they can plug in all of the data and get some pretty good hypothetical scenarios that they use as a rule of thumb when they look at any area for traffic. The other area that the request was on was Brandt Pike and Schwinn. They stated that a light was not warranted, however on both of these traffic studies they suggested some marking on the roadway, some signage improvements and some other things and we pretty much have implemented all of the sign improvements. We'll get to the paint striping; we will be implementing the paint striping improvements. The guys have been very, very busy with the weather and trying to catch up on everything due to the conditions of the ground and everything else. That pretty much summarizes my presentation.

Mayor Flaute: Thank you Mr. Miller.

Mr. Miller: Does anybody have any questions?

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Mayor Flaute: Any questions?

Mr. Denning: When they did the traffic study on Schwinn and Brandt was that when school was in session or when school was not in session? Very important.

Mr. Miller: They did a field review April 2015 is what they stated.

Mr. Denning: Okay, as long as it wasn't during spring break. I know that when school is in session that is a very busy intersection and the road is very narrow for those buses to get in and out.

Mr. Miller: It is an excellent question. And a steep incline if you make a wrong decision.

Mr. Denning: There is a telephone pole right there.

Mr. Miller: You are absolutely correct.

Deputy Mayor Reynolds: Sir you are looking at doing the street markings?

Mr. Miller: We are, we will be incorporating that into our paint striping this year.

Deputy Mayor Reynolds: And they will start; can you give me the area you think? The bottom of the hill and going up?

Mr. Miller: I can show you the specific recommendation if you would like. I don't have it memorized but we will make sure that we take both of these reports; in essence the paint striping, we've already put the signs up and made sure that they are incorporated in our paint striping this year.

Deputy Mayor Reynolds: Thank you.

Mr. Miller: Yes Ma'am.

Mayor Flaute: Are we going to re-stripe Burkhardt? Because you covered up some of the paint and some of it looks like it's coming off.

Mr. Miller: It will be re-stripes and the city manager already covered it; well he talked about putting Reclomite on there. We are putting Reclomite also on Harshman where it hasn't been done. It will make the surface tighter, you will see a lot better shedding of water.

Mayor Flaute: Just because of the paint?

Mr. Miller: No the Reclomite. Reclomite is a material that will actually permeate the pavement anywhere from a quarter inch to a half inch and it really provides a good shield for water infiltration; it keeps the water from coming in to the pavement which causes a lot of damage in the winter time. We did some re-profiling and I think the city manager covered that too, on Burkhardt for drainage improvements. So we won't have the standing water that we had prior to that project. We shouldn't have the standing water let's put it that way.

Mr. Denning: You mentioned paint striping, when we are doing paint striping are we considering putting in bike lanes on the places where Complete Streets suggested that that go in?

Mr. Miller: We can make sure that happens.

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Mr. Denning: We may not be repaving the area but if we are striping the area; we can put those bike lanes in. I think it would be helpful for everybody. And just a suggestion, I saw something really neat up around Miller Lane. When they painted the crosswalks, it kind of looks like they put brick in but they didn't really put brick in they did it with paint and it just makes it pop out and gives it some personality. Especially in our residential areas, I think it would give some personality to the residential areas that says hey I'm in Riverside and not in Fairborn or someplace else. If we can do that, paint is a lot less expensive than actually putting in the pavers. Something to think about if folks think that is a good idea or not.

Mr. Miller: We can add that as an add alternate on the contract.

Mr. Denning: If everybody agrees.

Mayor Flaute: As long as it doesn't look bad in about three or four years.

Mr. Denning: It can't look any worse than what we've got.

Deputy Mayor Reynolds: Mr. Miller, you did mention to us one time about; I can't remember if you were applying for a grant for some bridge signage.

Mr. Miller: There may be, I don't recall specifically that discussion to be honest with you.

Mr. Chodkowski: Are you talking about the 35 overpass for the spewie?

Mr. Miller: That is a whole huge project.

Deputy Mayor Reynolds: No, we're talking about the four points of entering the city.

Mr. Miller: Now I remember what the conversation was. I apologize. To give you an example on 35 when they replace the bridge we're looking to put a relief in the concrete so that it said City of Riverside. So you would actually see a relief on the bridge deck up above 35 that would have the City of Riverside. I apologize, I was thinking purely signage not structural.

Deputy Mayor Reynolds: I'm sorry, my terminology is not the best.

Mr. Smith: What is a relief?

Mr. Miller: It could be either depressed where it would look like it was carved in the concrete or it could be relieved out. Either way; it can be done either way. And usually the cost is not significantly higher.

Mr. Smith: Would this be similar to the retaining wall up on 75 by Benchwood?

Mr. Miller: Yes it would actually be part of the structure.

Mayor Flaute: We're going to do this; we're planning on doing this?

Mr. Miller: I'm going to try and get it done. We do sort of need a consensus on what you would like to see as far as the lettering and everything else and also include the city logo.

Mayor Flaute: I would like to see that.

Mr. Denning: I would like it to say home of the Air Force Museum.

Mr. Smith: It should just say city of Riverside

Deputy Mayor Reynolds: I just want it to say Riverside.

Mr. Fullenkamp: Maybe we can get Riverbend Credit Union to sponsor it.

Mayor Flaute: They happen to have a very close emblem to ours.

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Deputy Mayor Reynolds: Very close.

Mr. Denning: So does the mall.

Mayor Flaute: Alright, thank you Mr. Miller we appreciate it.

Mr. Miller: And I apologize about the space in my brain.

ITEM 13: PUBLIC COMMENT ON AGENDA ITEMS

There were no public comments.

ITEM 14: UNFINISHED BUSINESS

a) ORDINANCES

- i) Ordinance No. 15-O-579 an ordinance by the Council of the City of Riverside, Ohio approving a change in the district boundaries as shown on the Zoning Map of the City of Riverside, Ohio as initiated by a resolution of Council for the properties located at 4515 - 4565 Linden Avenue and vacant lot on Spinning Road, Parcel ID No. I39-101-503-0005, I39-101-503-0006, and I39-101-503-0007 from B-1 to B-1 with HC-1 Overlay Zoning District. – TABLED UNTIL AUGUST 6, 2015.**

Mr. Chodkowski: This ordinance is on the Council docket as a placeholder. This item has been tabled until August 6.

Mayor Flaute: Okay. Any questions?

ITEM 15: NEW BUSINESS

a) ORDINANCES

- i) Ordinance No. 15-O-580 an 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. (First Reading, Second Reading and Consideration of Approval)**

Mr. Chodkowski: This ordinance is brought forth to bring forward supplemental appropriation for the 2015 permanent appropriation. The request before Council is for the first and second reading. By way of explanation, I would like to point out that for some reason certain information wasn't adequately reflected in the initial supplemental appropriation on an attachment and I'm not sure why that is. But if you read the cover memo, the accompanying memorandum as to why we were requesting some of the changes you will note that there is \$100,000 from the general fund that is accompanied in the memo but was not reflected on the original attachment. So I wanted to make sure that we were clear that while it did not appear on the Exhibit A to the ordinance, it was identified in the memorandum and I apologize for that. So I wanted to make sure that we are all on the same page because the only real change that we are making between the request in the packet in the Exhibit A, which was presented to you tonight, is to reduce the state law enforcement fund. Rather than reduce it by \$30,000, we want to reduce it by \$15,000. The reason for that change is because the quartermaster has

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brought to Chief Robinson's attention that there are seven vests that are about ready to expire. And so we would like to be able to replace those prior to their expiration; prior to the expiration date. State shared dollars can be used to purchase those vests. The other reason for the change in the reduction is the Narcan purchase. So we wanted to make sure that we can pay for that in those state funds. It will also be used for the purchase of Narcan. So the only real change that we are making is the change in the reduction in the state equity fund. Rather than reduce it by \$30,000, we want to reduce it by \$15,000. That is what we are requesting.

Mr. Fullenkamp: There is also a change in the Wright Point Fund to increase operating expenses.

Mr. Chodkowski: Oh I'm sorry, \$15,000. My apologies. And that is to account for legal fees related to all of our lease negotiations that have been occurring. So my apologies.

A motion was made by Deputy Mayor Reynolds to approve the first reading of Ordinance No. 15-O-580. Mr. Denning seconded the motion. The council clerk read the ordinance in its entirety.

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

Mayor Flaute: Council has been asked to have a second reading so we need a suspension of the rules between the first and second readings.

A motion was made by Deputy Mayor Reynolds to suspend the rules between the first and second readings and seconded by Mr. Smith. With no further discussion a vote was taken. All were in favor; none were opposed.

Motion passed.

A motion was made by Deputy Mayor Reynolds to approve the second reading of Ordinance No. 15-O-580. Mr. Denning seconded the motion.

The council clerk read the ordinance by title only.

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

- ii) **Ordinance No. 15-O-581 an ordinance determining to proceed with the improvement of certain streets between certain termini in the City of Riverside, Ohio, by lighting the same with electricity.**

Mr. Chodkowski: In accordance with the wishes of Council and the Ohio Revised Code, this ordinance is brought forth to authorize the assessment for improvements for street lighting for certain locations throughout the city.

A motion was made by Deputy Mayor Reynolds to approve Ordinance No. 15-O-581. Mr. Denning seconded the motion.

The Council Clerk read the ordinance in its entirety.

Mr. Denning: Would Brantwood be part of this even though they have the TIF or is this funding separate from the TIF or does it pay into the TIF? I'm a little confused.

Mr. Chodkowski: So the street lighting is a separate improvement away from the TIF. So when the street lighting; I'm sorry, Ms. Christian will you talk about this? I can't remember how we address this issue with Brantwood. So the issue is that it's the next assessment cycle that they are on?

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Ms. Christian: Well it would be from the 2016 one.

Mr. Chodkowski: So the street for Brantwood; they will be on the assessment roll for 2015 which will be calendar year 2016. Theirs will be by front footage.

Mr. Denning: So the real answer is it's not part of the TIF, it is a separate assessment and they need to pay that and it doesn't pay into the TIF.

Mr. Chodkowski: That is correct.

Mr. Denning: That's what I needed to know. Thank you.

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

b) RESOLUTIONS

- i) Resolution No. 15-R-2068 a resolution authorizing the City Manager to enter into a contract for the purchase of one police vehicle for use at the Division of Police under the 2015 State of Ohio Cooperative Bid Program from Lebanon Ford.**

Mr. Chodkowski: Pursuant to the request from the police chief this resolution is brought forth to authorize the purchase of the vehicle for law enforcement purposes to be placed into the fleet.

A motion was made by Mr. Denning to approve Resolution No. 15-R-2068. Mr. Smith seconded the motion. With no further discussion a vote was taken. All were in favor; none were opposed. **Motion passed.**

- ii) Resolution No. 15-R-2069 a resolution authorizing the City Manager of Riverside, Montgomery County, Ohio to enter into a contract with the Ohio Department of Transportation (ODOT) for improvements to County Road 194 (Airway Road) Straight Mile 2.74 to 3.54 plus or minus within the City of Riverside.**

Mr. Chodkowski: This legislation was brought forth to authorize the contract between the Ohio Department of Transportation and the city of Riverside for the Airway West Project.

A motion was made by Deputy Mayor Reynolds to approve Resolution No. 15-R-2069. Mr. Denning seconded the motion. With no further discussion a vote was taken. All were in favor; none were opposed. **Motion passed.**

- iii) Resolution No. 15-R-2070 a resolution authorizing the City Manager to reject all bids submitted for the City of Riverside Waste Collection and Recycling Services Contract.**

Mr. Chodkowski: Pursuant to discussion with Council and the recommendation from staff this resolution is brought forth to reject all bids received for waste collection services and to authorize the rebid of said services under certain terms and conditions.

A motion was made by Deputy Mayor Reynolds to approve Resolution No. 15-R-2070. Mr. Denning seconded the motion. With no further discussion a roll call vote was taken as follows: Deputy Mayor Reynolds, yes; Mr. Denning, yes; Mr. Curp, no; Mr. Fullenkamp, yes; Mr. Smith, yes and Mayor Flaute, yes. **Motion passed.**

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iv) Resolution No. 15-R-2071 a resolution setting forth appointment of Mary Kay Walters to the Health and Safety Commission for the three year term beginning August 3, 2015 through August 2, 2018.

Mr. Chodkowski: This resolution is brought forth to confirm the reappointment of Mary Kay Walters to the Health and Safety Commission.

A motion was made by Mr. Denning to approve Resolution No. 15-R-2071. Mr. Smith seconded the motion. With no further discussion a vote was taken. All were in favor; none were opposed. **Motion passed.**

v) Resolution No. 15-R-2072 a resolution declaring certain property owned by the City to be surplus or no longer of value for City purposes and authorizing its disposition.

Mr. Chodkowski: Pursuant to the recommendation of the director of Finance and the chief of police this resolution is brought forth to declare certain properties owned by the City to be surplus.

A motion was made by Deputy Mayor Reynolds to approve Resolution No. 15-R-2072. Mr. Smith seconded the motion.

Mr. Fullenkamp: So when you say salvaged what do you mean?

Mr. Chodkowski: In this instance the vehicles will be traded in against the purchase of the marked cruiser; the Explorer Interceptor that was authorized in previous legislation.

Mr. Fullenkamp: Isn't this the computers?

Mr. Garrett: These are all broken computers.

Mr. Chodkowski: Oh I'm sorry these are the computers. The hard drives will be destroyed and the parts will be donated to Goodwill.

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

vi) Resolution No. 15-R-2073 as resolution by the Council of the City of Riverside, Ohio authorizing the City Manager to enter into lease agreements with Radiance Technologies, Inc.

Mr. Chodkowski: Pursuant to the recommendation of the director of economic development and as previously discussed with Council this resolution is brought forth to authorize the lease agreement between the city of Riverside and Radiance Technologies.

A motion was made by Mr. Denning to approve Resolution No. 15-R-2073. Mr. Smith seconded the motion. With no further discussion a vote was taken. All were in favor; none were opposed. **Motion passed.**

ITEM 16: PUBLIC COMMENT ON NON-AGENDA ITEMS

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Mayor Flaute: We will move into public comment on non-agenda items and we do ask that when you speak that you try to limit your talk to approximately 3 minutes. The first person that has asked to speak is Ms. Donna Gregg. Ms. Gregg would you please come to the podium and discuss your issue.

Ms. Gregg: Yes, it has to do with the property at 2257 Hazelton Avenue. I called you and when I asked about it you said it would be taken care of and that's all you said. You act like it's no big deal. It's a mess. And you act like I have no right to complain.

Mayor Flaute: I'm so sorry.

Ms. Gregg: Well that's how you acted. I mean you could call me and tell me every week what's going on or what's going to be done but it's like if we can get it done; if anything can be done. It's a mess. It is tearing down my property. There are trees growing into my fence and the fence is bending over. This is my fence that I paid for and put in and it is bending over. There are the trees in the backyard that is going into their roof. Now what happens when it goes into the roof? And everything falls into my yard. I have pictures of it. I have a thing here of how much I've had to spend to cut down trees that were in my yard; that was hanging over my yard and how the fence looks. It is bent in. And I have argued with the woman who drove around for years and told her about this and all she can do is say, no you can't have patio chairs on the porch, you can't do this but the house is taking away from my property value. I will never be able to replace my property value. I put \$30,000 into my house and I'm not even going to get that out of it with that house next door. And there is one on Burkhardt that looks the same. And they probably tried and tried but they can't get nowhere. Here are the estimates for the cost of cutting down trees. How many times do I have to cut down trees that are hanging over my yard and pushing my fence in. It is ruining my fence and when I call you; we're working on it. What happens if I came up and said I can't get my property taxes paid but I am working on it. Would you like that?

Mayor Flaute: Is my understanding that the city folks have been in contact with you and have kept you abreast of what was going on and so that's why I said what I said. I assume that they are still doing that.

Ms. Gregg: They boarded it up but the trees are still growing into the fence. Do I have to replace my fence in a couple years when it is all bent down? But if I replaced it the trees are going to knock it down again. So what is my right? Is my right just to live here and pay property taxes and if I get a part-time job I have to pay the RITA but I have no other rights? My favorite is the police department. I love my police department. They go by my neighborhood and they check on the streets. There is nobody like Riverside Police. But the guy who owns this house next door is a cop. And what is his thing; do as I say but not as I do? And I mean I've been battling this thing for years and years and years and I have the bills of how much it cost to cut down the tree. Now am I going to have to do this every time these things start growing out? I have pictures of the tree growing into the roof. I have it all hanging over my fence. My fence is bending. And I ask whose fault is it if all of this comes down; well we don't know. Now is that an answer?

Mayor Flaute: Any comments from members of Council?

Mr. Fullenkamp: Ms. Gregg.

Ms. Gregg: Have you been out to see it?

Mayor Flaute: I have seen it.

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Ms. Gregg: Have you smelled it? It stinks.

Mr. Fullenkamp: Ms. Gregg we will keep working on it.

Ms. Gregg: It stinks. I mean here is the estimate for cutting down trees, I don't have the money to keep cutting down trees every time they start growing. I mean my whole backyard you couldn't even see because of the trees hanging down. And the guy told me that we can't go over and cut down the trees. But what am I supposed to do? I live on Social Security, I pay my taxes I pay everything I'm supposed to pay. I pay \$35 a week to get my grass cut. This guy is a cop and claims nothing and gets by with it. So what is my right and what is his right?

Mayor Flaute: I know that the staff has your name and number and they can call you in the morning with the answers to those questions because obviously you don't have them here. But the staff I know is working with you and again they can contact you and tell you the answers to your questions.

Ms. Gregg: Yeah because I was just out here a couple years ago about my yard and you went by and the grass was up to there and you went by. And the response that I got it done that year but it was up to here again today and he finally got it cut down. Weeds just taking up all over. People come by and they go, that looks like crap and I have to live next door. And I said what am I going to get out of it if I sell it? And if I do sell it I am going to take a loss. I put money into that house; I work my butt off for it. And I get nothing from nobody except we're trying.

Mr. Smith: Is the house occupied?

Deputy Mayor Reynolds: City Manager. Excuse me Mr. Smith I didn't mean to interrupt. Mr. City Manager can we get a list of how many times this house has been cited and what has been done to this point and what our plan going forward will be?

Mr. Chodkowski: I know that Mr. Taylor and his staff have assembled a plan and they are working through that and I will make sure that Mr. Taylor emails Council that information if not tomorrow then on Monday.

Deputy Mayor Reynolds: Ms. Gregg, we are very sorry it takes this long and we will do as Mr. Fullenkamp said we will do our best to stay on this. And I'm sure that Mr. Taylor and the City Manager will put forth every effort.

Ms. Gregg: If nothing else, cut down those trees they are bending my fence. I don't have the money to put up another fence and the smell is nauseating. I can't sit on my patio, it stinks and I don't think anybody would want that next-door.

Deputy Mayor Reynolds: Thank you for coming.

Mr. Smith: Is the property occupied?

Ms. Gregg: No it has been empty for about five or six years. We told the lady who drives around in her cushy little job going you can't do this, you can't have a patio chair on there, you can't do this. I said this house is a mess; were working on it. And I called the city of Riverside and I would talk to whoever little smart thing it was that answers the phone. Well, try living next to a dump, oh really. These girls who answer the phones are quite

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rude. As far as I'm concerned they don't deserve a job here they need work at a prison where they can talk to people like that and see how they like it.

Mr. Smith: What is the exact address of the property?

Ms. Gregg: 2257.

Mr. Smith: Okay that's what I have. All right thank you.

Mayor Flaute: Does anyone else have any questions?

Mr. Fullenkamp: Ma'am thank you for coming tonight.

Ms. Gregg: Thank you. I mean I've got pictures if you want to see it.

Mr. Denning: I think we're going to make a field trip.

Ms. Gregg: Thank you I mean it has come this far to do it and I said I didn't want to do this. Not seven or eight years of looking at this. Is that it?

Mayor Flaute: That's all thank you very much.

Mr. Denning: Thank you, thank you for your time.

Mayor Flaute: Okay, the next person is John Ziegle. Please come forward.

Mr. Ziegle: I've lived in Riverside for 20 years but I am from Montgomery County, Wayne Township and Huber Heights so I've been around. I've written eight books about local history. History is one my favorite things. And I'm also a school bus driver so you can ask me about that school bus route whenever you want to. I hope they are slowing the speed limit down on that road. I hate that road. The cars usually stop for us because they see a school bus coming. But I came here today to talk about the cemeteries. Right now the state of Ohio had an advisory report about the rules on cemeteries and how that stuff is changing now. You guys got a paper that I saved.

Mayor Flaute: Yes.

Mr. Ziegle: Yeah I can describe that about the cemetery. It's the title for the land where the Kent family was the first family that came here and owned that land legally. And then they had that deed written up to transfer that to the township and to the township trustees which is what you guys used to be. Sorry I keep wanting to call you guys trustees; I used to be a trustee at my church. So I've gotten into that a little bit. But I also worked at site and planning for a while; I've had different jobs and now I'm a school bus driver. I'm a jack of all trades kind of thing. But what I would like to kind of suggest to you guys is that since the laws are going to be changing on cemeteries that they would consider having a key to the cemetery so that people from out of town that are coming to visit it can access the graves and not have to just go through the Eastview Rec Center pool office. They are only open one season. And before I go too far I want to invite all of you guys to come to our pool if you ever want to come as my guest. And they've got my number up there and you guys can see the cemetery. But originally if you read that deed it all; I don't know if you guys got to read it but that was for a schoolhouse

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and a meeting house. And that meeting house is the same as where we're at right now. That was the first township meeting house where the cemetery is now. So this is kind of cool and if you guys ever wanted to come see it you could be my guest at the pool and I could show you where that was out there. One of our townships first trustees is buried there. Joseph Kent and his father had that deed written up. And on there Joseph Kent is mentioned as a trustee and Mr. Snodgrass is on there as a trustee. If you guys had a wall of fame for all of the trustees Mr. Kent would be the first one on that list. I think you guys should have a plaque for all of the trustees that helped our city and run all of the stuff around here and all of your time that goes into this stuff. And not to be able to sleep at night. If you're like me I get worried at night about stuff and can't sleep. I know some of you guys have met me before and have seen my little book I made. And I did eight more of them. And I sent emails about my street, Bonnyview and wanting a catch basin and all of that crazy stuff. But I'm real honored to be up to talk to you guys for my three minutes and I hope you guys would have some questions for me before I leave.

Mayor Flaute: Have you been out to our historical society museum?

Mr. Ziegler: Yeah.

Mayor Flaute: So they are aware of all of your work?

Mr. Siegel: Yeah but I'm feeling like they need a higher power to where there is a gate or a key or somebody from the city could let out of town people come see that and I have high hopes for it. We are starting a Montgomery County Preservation Alliance here and we've got high hopes for it that someday if there is enough room back there they can have a little mock of what the first school house; meeting house looked like. It had that kind of park-like look there. And I believe that the township owns a lot of that land around there. Right now the swim club doesn't understand and they think they own the creek and they are all crazy about it. They put that big fence around it and there was a big controversy about it back in 1978 or something; I read it in the paper. But I think the historical societies; I've dealt with a lot of them because I did eight different townships all around the Montgomery County and I've seen a lot of cemeteries that are getting stuff happening that you never would think. Washington Township, they took the fence down. They actually took it down and put up a nice Washington Township sign there. You get off 675 there and I asked them if they are going to put the rest of the fence back up and they are like, no. So now everybody just walks through there. It's weird what's going on. And our city we had a revolutionary war soldier at the Dille Cemetery. There is no fence up there. And one of the family members kind of takes care of the grass up there but he is getting old and I wonder what's going to happen when he is gone. Then we have the Cook Cemetery you guys already fixed that up real nice and put a nice new road around that. I think everybody's feeling good but I would just like to see the city; I don't want the pool; I'm a member of the pool but I don't want the pool to tell me that they are in charge of that stuff and what goes on there. The newspaper said 200 graves are in there. I thought there were 50 but the newspaper says 200. And there are kids out there playing soccer in there and volleyball on that out there and they are trying to have squatters rights or something. I doubt that we have squatters rights anymore.

Mayor Flaute: Oh we do. Very good, all right thank you Sir. Are there any questions from members of Council?

Mr. Smith: Some of those graves are down in the creek.

Mr. Ziegler: Yeah. That's what the newspaper article said too back in 1978.

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Mr. Smith: I know back in the 60s, early 70s when I played in there as a kid we came across the graves down in there. So I'm sure it has eroded more and more.

Mr. Ziegler: The pool has been pushing dirt over into there and they are kind of messing up the water flow because that was an overflow area and now they filled that in. I don't know if it's ever going to flood those yards around there but that pool is going amok there. Someone told me they thought the cemetery was 15 feet wide with three graves in it. It is an acre. All the land sections are square acres when they sold them. I've got rubber boots and I'm going to go down there and look. There is also the flat cemented things that they put on top of the graves after the bodies are there and there are a lot of those floating around the cemetery. You can see them at other cemeteries. But I'm really big into American Revolutionary history and a lot of the settlers came here from that. That is my biggest pet peeve that they messed with a revolutionary war soldier at the Dille Cemetery. There are kids out there that like to try and spook up ghosts. They are called ghost chasers or something I don't know if you guys have heard of them but there are clubs and they will go to the cemetery and they will try to do anything to scare up; they got their little radios or whatever and I cannot believe it. Someone had a conversation with me about that and I was getting a little nervous about who I was talking to.

Mayor Flaute: Okay any other questions? Well thank you for your advice and hopefully will take that under advisement and see what kind of things can be done.

Mr. Ziegler: Thank you.

Mayor Flaute: Thank you Mr. Ziegler.

ITEM 17: COUNCILMEMBER COMMENTS

Mr. Curp: Over the past two weeks I helped abate a nuisance at the Marcel Schwartz property on Spinning. Marcel died in probably 2012 and the property has been in probate for number of years but in the meanwhile the grass keeps growing taller and she gets green stickers on her door and that sort of thing. Somebody from the family comes by every once in a while and mows the grass and cleans the place out but they have all this trash and garbage out there and at least two 96 gallon totes, a couple of 64's and a bunch of stuff on the ground and it just sat there and sat there and sat there. And my wife and I kept going by and I knew; so that's when I started going by and I thought I'd just stop by and take care of this so we did that. We set as much of it out to the curb as we could for the trash haulers to pick up. And they came by and they picked it up and we had the empty totes so that week we filled those up and put those out on the curb also. And then we finally got all of that stuff fixed up. And so I bring that up only because Ms. Gregg has some concerns about getting things done and sometimes you've just got to go do something and maybe that's something that will happen. Maybe someone will go over to Ms. Gregg's house and do something and get it taken care of. Hoppers and some bags and go do something.

Mr. Denning: A chainsaw.

Mr. Fullenkamp: You haven't seen the place.

Mr. Curp: You've got to start somewhere.

Mr. Fullenkamp: These are big trees that were talking about.

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Mr. Denning: Do you remember what the Glendean property looked like?

Mr. Fullenkamp: Well this is private property.

Mr. Curp: The Swartz property was private property too and the neighbors came out while we were doing the stuff and said thanks for doing that. They wondered if they could do it.

Mayor Flaute: I had a similar thing but I better not say where because I went on private property and cleared the tree out because it was out near traffic. Okay, Deputy Mayor Reynolds.

Deputy Mayor Reynolds: We have similar situations all over the city and hopefully we are going to change that very soon. I am certain of that because it has to, it just has to Mr. City Manager. The only comment that I have to make other than, Mr. Curp I will go with you anytime you want to go to clean. I'm ready; we will go do what we can do. I can use a chainsaw. But I think we all as public servants; everyone sitting in this room is a public servant in some way or another. Mr. Ziegler out doing his work. The city of Chattanooga today is hurting and I think we all need to think about that because it could've been the city of Riverside, the same as the city of Chattanooga. Those police are going to be taxed to the limit; that community is going to be taxed the limit and I hope we all pray for them. Thank you Mayor.

Mr. Smith: Would you share with us what happened there I'm not familiar with that.

Mr. Fullenkamp: There was a shooting.

Deputy Mayor Reynolds: Four Marines.

Mr. Denning: An active shooter.

Mr. Fullenkamp: There was an active shooter and four Marines and one of them is in critical condition.

Mayor Flaute: Anyone else?

Mr. Denning: I just want to bring this up so that it's out in the public. The Jaycees were asked to take over at the Riverside Festival. We finally got all of the information or as much as we get less than a couple weeks ago and we're still trying to get all of the information. But were formed a new group to take the place; mostly because Brenda Long is not well and so between illnesses; between her and Georgette they asked us to take it over. The bottom line is we looked at trying to put everything together and there just was not enough time to actually put the festival on this year and do it right. And I think it's more important to do it right than to just do it. We will not have the festival this year but look for a bigger and better festival next year. The plan tentatively is to move the festival to the Community Park and move the date to June 24th which coincides with Tattoo to leverage off of the fireworks that we already pay part of and try and make that more visible to folks and to try and leverage off all of the folks that come to Wright Patterson's Tattoo so that they will then come back the next day or so to our festival to make it bigger and better. That is our hope, that is the tentative plan. We still need to work some details out with the carnival company and things like that but the first couple years that we had the festival we didn't necessarily have a carnival so we may be trying to rebuild and that's the plan. I am the president of the new festival committee, my wife is the treasurer, Lynn Domescik is the secretary and Ian Bradley, he was last year's President of the Jaycees, is the vice president. That is the executive committee of the new Riverside

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Community Festival. We hope to call it Riverside Patriotic Days and tie in with the Tattoo. So I want to put that all out in public and out on everybody's information so that we can kill all the rumors and hopefully if anybody has any questions or comments they can come to me or any of those other folks on the committee and let us know. We still want to keep other groups very heavily involved. It is not just going to be the Jaycees. It is going to be everybody and were going to try and get peewee football in and maybe do a pass and kick so that it brings more people into the festival. But we will have a year to get it all put together and hopefully it will be bigger and better and make it grow. Thank you.

Mayor Flaute: Thanks for taking over that. But now the Base has food and rides and all of that.

Mr. Denning: Right but they only do it for one night and they do it for four hours.

Mayor Flaute: Oh I see.

Mr. Denning: So we're going to try and leverage off of that. I always thought that the Tattoo, if they are going to do it should be a weekend thing so we're going to find out. That is the idea we'll see if it works out; we hope to make it work out.

Mayor Flaute: Very good, thank you. Any other comments? Okay, the only thing I have is I represented you at the Engineers Club with a group called the Barn Gang. They started off in a barn when Mr. Deeds had his barn. Also a seniors' meeting; the seniors have been asked to move their stuff out of the building at one of the schools so they need a place and they are looking for a place again and if anyone can think of a good place for them we need to talk about that and make sure that happens. Ms. Irene Fairchild, a lot of you know her, her husband died on June 24th so any condolences that you would like to send to Ms. Fairchild would be very, very appropriate. And the Flaute clan had two new babies. We just welcomed Alidia Brashier and Myra Flaute. They had come into the world this past three weeks so they are increasing and we are very pleased about that. I did eight weddings this past two weeks and they are coming in pretty steadily and we continue to do this. So that's all I have at this point.

A motion was made by Mr. Denning to go into executive session for the reasons stated on the agenda. The motion was seconded by Mr. Smith. With no further discussion a vote was taken as follows: Mr. Denning, yes; Mr. Smith, yes; Mr. Curp, yes; Mr. Fullenkamp, yes; Deputy Mayor Reynolds, yes and Mayor Flaute, yes. **Motion passed.**

Mayor Flaute: So I do anticipate that we will have a resolution following the executive session so you are welcome to stay around for that in the hallway and we will call you and when we're done with the executive session. So at this time we are in recess for five minutes. Thank you all for coming.

ITEM 18: EXECUTIVE SESSION

- a) **Codified Ordinances Section 103.01 (d) (4) – Preparing for, conducting or reviewing negotiations or bargaining sessions with public employees and officials of the City concerning their compensation or other terms and conditions of their employment.**

Council came out of executive session at 9:10 p.m.

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ITEM 19: NEW BUSINESS (Continued)

a) RESOLUTIONS

- i) Resolution No. 15-R-2074 a resolution authorizing the City Manager to enter into a collective bargaining agreement between the City of Riverside and the International Association of Firefighters, AFL-CIO-CLC Local 2938 for the period June 29, 2015, through June 28, 2018.**

A motion was made by Mr. Denning to approve Resolution No. 15-R-2074. Mr. Curp seconded the motion. With no further discussion a vote was taken. All were in favor; none were opposed. **Motion passed.**

ITEM 20: ADJOURNMENT

A motion was made by Mr. Curp to adjourn. Mr. Denning seconded the motion. With no further discussion a vote was taken. All were in favor; none were opposed. **Motion passed.**

The meeting ended at 9:12 p.m.

William R. Flaute, Mayor

Clerk of Council