

Thursday, June 15, 2017

ITEM 1: CALL TO ORDER:

Deputy Mayor Curp called the Riverside, Ohio City Council Meeting to order at 6:02 p.m. at the Riverside Administrative Offices located at 5200 Springfield Street, Suite 100, Riverside, Ohio, 45431.

ITEM 2: ROLL CALL:

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

Staff present was as follows: Mark Carpenter, City Manager; Tom Garrett, Finance Department; Brock Taylor, Planning and Program Management Department; Lori Minnich, Economic Development Department; Frank Robinson, Police Chief; Daniel Stitzel, Fire Chief; Mitch Miller, Service Department; and Brenna Arnold, Clerk of Council.

ITEM 3: EXCUSE ABSENT MEMBERS:

A motion was made by Mrs. Lommatzsch to excuse Mr. Fullenkamp and Mayor Flaute. Mrs. Reynolds seconded the motion.

Mr. Denning: Do we have a reason for Mr. Fullenkamp? Ms. Arnold: I received an email from Mr. Fullenkamp and Mayor Flaute as well. Mr. Denning: I knew Mayor Flaute was going to be at the Mayor's Conference in Columbus. Ms. Arnold: Mr. Fullenkamp is out of town and is on his way back. He plans to be here on time for the start of the business meeting at 7:00 p.m. Mr. Denning: Okay.

There was no further discussion on the motion.

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

Mr. Fullenkamp arrived at 6:48 p.m.

ITEM 4: ADDITIONS OR CORRECTIONS TO AGENDA:

The agenda was revised prior to the start of the meeting.

ITEM 5: APPROVAL OF AGENDA:

A motion was made by Mrs. Reynolds to approve the revised agenda as submitted. Mr. Denning seconded the motion.

There was no discussion on the motion.

A roll call vote was as follows: Mrs. Reynolds, yes; Mr. Denning, yes; Deputy Mayor Curp, yes; Mrs. Lommatzsch, yes; and Mr. Smith, yes. **Motion carried.**

ITEM 6: WORK SESSION ITEMS:

Deputy Mayor Curp: We have two work session items this evening. The first one is the nuisance abatement update. The second one is the Oath of Office and I think the families are scheduled to be here at 6:30 for that, so we will go as far as we can with the discussion on nuisance abatement and if we need to do a hard stop at 6:30 we will do that.

- A) Discussion – Nuisance Abatement Update with Planning and Program Management Director, Brock Taylor.

Mr. Carpenter: As far as the nuisance abatement update, Mr. Brock Taylor, the Planning and Program Director, will give you a brief overview of what changes were made.

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Mr. Taylor: Good evening and thank you. What we have done is we have worked with Altick & Corwin, specifically with Mr. Bacon from that firm, to review and then suggest changes to Chapter 1343 of the Nuisance Abatement Code. One of the things that prompted this was an action we were trying to take on a trailer park and as we were going through they contested us, we were about to go to court, and after further review our Council saw there were some errors that were going to make us lose this case. We prompted to start reviewing and looking at how this works. We spent quite a bit of time looking at other Ordinances, speaking to other Law Directors about how they do their nuisance abatement, and then there was a field trip to Dayton and their Property Maintenance Court. Some of the things we found from there are some things we instituted in here, but mostly the changes were subtle nuances. The original Code, the bulk of the information was there, it was just in such an order that it was confusing and it didn't show the procedures correctly, so we've cleaned that up to define those procedures, and to clearly define some things.

What I have here are the basic sections where the major revisions were and I will go through these kind of one by one. If you have any questions, please stop me or ask me throughout. Some of the significant changes in Chapter 1343.01 were definitions. There were no definitions in the original Ordinance or in the language, so we defined "owner" and part of that defined "other responsible person." The main reason behind that is that you have, like in a trailer park, you have the owner of the property and then you have the owner of the trailer itself. There was some confusion of who is the owner and who is the responsible party. In addition, it helps us with some bank owned properties that are maybe being managed by a property maintenance firm or somebody like that, they become a responsible party and we can now go after as well to try and get some sort of movement on the property.

We skip through .02-.05 and in .06 these changes really expanded and talks about boarding up a structure. We have defined who can enter that structure to do that work for us. It was kind of defined in other places of the Ordinance, but we wanted to clearly identify that here so there was no confusion. We also clarified the notice information and how we are going to notice people and what needs to be in that notice, so it lists what you have to have. You have to have their name, you have to have exactly what is wrong, you have to explain what it is they need to fix, so it will clarify that anyone reading this can say, "Oh, I need to put this, this and this in my notice and there's no question about it." Then it clarifies the appeal and the deadline. If you are a resident or you are you've got a notice from us, now the layperson can see what they need to do for their appeal, plus it is going to be in our notice and explain that. It really kind of clarifies that process.

The biggest changes were in .07 and .08. and these are nuisance by condition or use. A condition for everyone's education is it is run down, there's trash, some sort of obvious condition. A use nuisance is your drug use, typically there has to be a felon, those felonies are listed in the ORC of what can be acceptable as a felon, not all felons will make you a use nuisance. So those two sections had two different parts and there was some confusion about were those separate like A and B? Were those two Ordinances? Do we have to use both of them? Were they combined? It was confusing how that worked, so we clarified that and there are two separate processes either through a City process where we do it ourselves or we can use an ORC process and there is a third option where we just skip it all and file them into court. There are different avenues there and we have clearly listed those now and that procedure for how to follow that through, again so the layperson can look at this and understand it.

Mrs. Reynolds: That's what meant by self-help? Mr. Taylor: Yep. Mrs. Reynolds: That's what you are saying. Mr. Taylor: So that section A the self would be our this is how we do it if you want to do it through our process, the B is through the ORC, and then C is of course we just file them into court. There would be different reasons to do different options and as we go through and do those we would discuss that with the Law Department as we go through to do these use nuisance or conditional use. Again, we clarified that procedure. The notice was very big, there was a case that we had gone to the Ohio Supreme Court and a lot of this information that we put in here came from that and what the Judges had said about our previous Ordinance. Notice

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of Appeal Rights were very important, those are clearly laid out again in these sections.

In this last slide, these other sections with significant changes. This is 1343.09, that explains our notices in more depth. Each of those other sections talks about what you need to do to notice them and then you would go to 1343.09 and that outlines that even more in depth and it talks about how we would do that. In the old Code you had four options, I'm sorry the current notice, you could send it by regular mail or certified mail, personally, or we could post it in a conspicuous place. We can still do it personally or in a conspicuous place, however we have these three certified mail options that we can use and those are basically different areas where you could get that information for those addresses. When you look for addresses for people, typically those three places have three different addresses and of course we have a program that we can find the most current, but this gives us an option to, "Hey, we used this County address or we used our information." That kind of covers all of our bases how we got that address so there is no question about, "Well, you got the wrong address because you were looking in the wrong spot." We have covered all of our bases there. Again we don't have to do all five of those at once, we only have to do one. I think our internal policy is to do a conspicuous place, plus a mailing. That's how we will proceed is always send out a certified mail, especially if we are talking about demoing or taking someone's property we want to be very clear on that.

Another great piece that came out of our trip to Dayton and their court was in 1343.11. The last section of that talked about once everyone was gone, so this is the section about their notice that they have to vacate the premise. Typically when you do a use nuisance or by condition and you remove everyone from the house, you board it for 365 days and that property becomes unusable. The reason you would do that is because maybe the use or the drug activity was so bad by boarding it up, even though that is blight, it is still better than your drug use. To take that one step further to make it better, what we have done is added a bond option. If you are a property owner and you live in California and have rented this property to some people and you thought you were getting the rent every month, but they are selling drugs and that's why you are getting the rent and you kick all of those people out, instead of us boarding the house up and you losing all that revenue you can set up a bond for each person that lives in that house for the value of the property.

Mrs. Reynolds: As determined by? Mr. Taylor: It explains in there how we can determine that by. We either have to do it by the County record, the valuation, or the Zoning Administrator can come up with a valuation but they have to show how that is a reasonable option. If you had like maybe an engineer's estimate or a realtor came in and said this is what it is; you would have to have some sort of documentation. The way we would probably work that is just use the valuation because that is going to be the easiest and less questioned option. Mrs. Reynolds: Because that leaves that to question. Mr. Taylor: Yeah, so we have kind of left the door open so we could do that another way if we get into something where somehow the owner's brought the valuation of that property down, let's say that house is really nice or in a great area and they have brought that valuation down so much. We have seen that happen before where the County, "Like I have a \$250,000.00 house, but I only pay \$170,000.00 on my valuation." That might be an option where we would want to use a different method and we would come up with a lot of supporting documentation to show that. That's the only reason why.

Deputy Mayor Curp: What's the intent? Mr. Taylor: The intent here is that if that use nuisance, so if you've use nuisanced them out and you've got an owner somewhere else and he's not paying attention to his property and it is continually being an issue, we can then pull those bonds and use that money. It's like an insurance, so we would then incur that money and the value of the house and then we could either tear that down, abate, however/whatever we need to do to abate that nuisance we could use that money for that. That's how that, but most people are going to put a bond and have to pay that bond insurance for a year on their house most likely isn't going to now do other nefarious or misdeeds in that house. Does that answer that question? Deputy Mayor Curp: Let me go a step further, on that valuation there are three numbers that kind of float out there. One is the market value, one is the

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Auditor's appraised value, and then the Auditor's assessed valuation. Assume that we require a bond at the assessed valuation, we tear the house down, we demolish it, they come back and sue us and prevail, and the court awards them damages at the market value and we have only collected an assessed value and now there is a gap between. Mr. Taylor: Correct. That's why if we have a situation where, again, we would be seeing we have that door open to do a different type of valuation. Typically you can see if you've got somebody that is going to fight you on this, typically the houses we are tearing down and the issues we have the original owner is dead, they are M.I.A., there is no party that really cares about this property, that's why it is such an issue. That's why it is typically not going to be a problem. When we highlight a property that is going to be an issue like that, we know could possibly come around to bite us, that's when we would say, "Hey, we should probably do a different valuation." There is going to be a lot of subjectivity, there's going to be a lot trust in staff and making sure we are covering our bases. That seems to be working for Dayton. Of course we could always just board it up for 365 days and look at it that way as well, so there's different options there.

Mrs. Reynolds: What does that add onto your timeframe if you have to go through those ideas or discussions to say, "What should we do and if we start to do this?" Are we adding time to rectifying the situation? We are leaving ourselves open for some. Mr. Taylor: I think to answer that question is I think when we talk about that time and I know on some things, especially Council or citizens, they want to see things happen really fast and that's a really good way to get yourself in trouble. I think if we lose a week or two discussing the best way to do something, that's probably time, especially as Mr. Curp pointed out if the valuation is \$50,000.00 and we think the house is \$150,000.00 and we could come out and be out \$100,000.00, I think two, three weeks is a small price to pay. To put a place, like a value, of how much time we could lose in there I think it would be nominal, but I couldn't say exactly what it would be. Hopefully you have these internal discussions and we get it done in a couple, two or three, days, get something back from the Law Director, and move forward. Mrs. Reynolds: The reason I ask is because you mention that you would have the discussions and you would have to decide the options and then try to figure out, "Okay, what are we appraising it at? Where do we go?" All of those things are time consuming. Mr. Taylor: Absolutely and each structure is going to be completely different. You are going to have a different owner. You are going to have a different attitude of owners. You are going to have a different. Is it a use nuisance? Is it a condition? Is the condition so bad and deplorable that this is an open and shut, bang-bang thing? Like if we were to go after some of the trailer parks, we know that that's going to be a fight. We know that those because there is money there, they have money; this is going to be a long, drawn out case. Some of the other ones like some of the NIP properties are a good example, those all have owners and nobody cares and we are just getting rid of them.

Mrs. Reynolds: Because we are trying to encompass everything in this trailer situation, the park situation, have you had any conversation with the State? You know they are working on those situations now. Mr. Taylor: We have conversations with the State, especially Jeremy, on a weekly basis. I think you may have seen in the news about the Ohio Fire Chief's Association. Is that the right? They have gone after these. There is some stuff evolving there. We've got some rumors that I don't want to let our yet because I don't know what is going to happen, but I am expecting some big change here in the next month or so.

Mrs. Reynolds: And I understand the idea of your options, you know, I would just rather have a plan. Mr. Taylor: Yeah. Mrs. Reynolds: This is we do this and then we are handling it. I don't know. The bond, you may know more. I don't know if people walk away or not. Mr. Denning: Here's the question. Is the process that we are going to board it up and if the owner comes to us they have the option to bond or are we giving them that option at the beginning? To me, we need to get it, especially if it is in the case of there's drugs going on there and we need to get everybody out of there. To me we go in and we get the situation taken care of, we get it boarded up, and it is going to be boarded up for 365 days unless the owner comes to us and says, "Is there something I can work out?" Then then answer is here's the bond option and we work through, it stays boarded up until we work through the process. Is that? Mr.

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Taylor: Yeah, that's kind of how that would look. Like I said, each house is going to be specific. Mr. Denning: Right, each thing is going to be different because some owners don't care, but a lot of owners may care and then that's when we can talk to them about putting something specific in their leases about drug use in the house that gives them the option of kicking them before we have to go through this process again.

The other thing I hope is in here is that if we have to go through our process more than once in a certain amount of time, the bond issue is off the table. Mr. Taylor: That's not, but I can talk to the Law Director. Mr. Denning: If you have an owner that comes in and bonds out, but then we have an issue again even if it is three years it shows consistency that he is not taking care of. We need something to be able to fix that situation. Mr. Taylor: I think what's important and will put you at ease here is, let me double check the language on this. I believe the language is "may" do a bond option. Yeah, we will want to add some different language to this because we do want to have that. I'll talk to Mr. Bacon about this because there is some ambiguity whether they can like whether they have to use the bond, we need to have a choice there; we need to be the chooser, the decider, on that whether they can do a bond or whether they can't do a bond. Mr. Denning: Well you need to talk to the lawyer because it may be that we have to give them, we may not be able to be the. Mrs. Reynolds: It's part of the process. Mr. Denning: Yeah. I also want something in there that if someone is consistently. If we have to board their house up twice in five years. Mr. Taylor: The way it works right now, so if I go and use nuisance your property and you have enough money to do a bond, I have to allow you to do that bond. Mr. Denning: Right. Mr. Taylor: If it is the third time, I would still have to do it. I will get with Steve Bacon and talk to him about it. Mr. Denning: I don't have a problem with bonding out the first time, okay, at their choice. If it happens again, then it should be our choice.

Mr. Smith: Is this something new? Is that something the State has come up with or the Federal Government? Mr. Taylor: It's the City of Dayton. Mr. Smith: So we are just mirroring their practice? Mr. Taylor: No, well I would say mirror is a good word. We haven't copied, exactly. They have a whole, great court process and they are in control of their own court and they do about 300 of these I think it was a week or a month, I can't remember they do a lot of these. Mr. Denning: Okay. You understand my concern. Mr. Taylor: I'll talk to Mr. Bacon from Altick & Corwin and we will get that.

Mrs. Reynolds: You probably need to tighten up the language because in that same thing it talks about as determined by and then the Zoning Administrator and we don't have a procedure as Councilman Curp indicated. Mr. Taylor: As determined, you mean when a nuisance is determined by the Zoning Administrator as determined by. Is that the language? Mrs. Reynolds: Right. Going along with what we are saying and just tightening it all up if you are going to go with this route there needs to be clearly defined what we can do, when we can do it. Mr. Denning: What the process is. Mrs. Reynolds: And how often we can do it you know. Mr. Taylor: Every time it rises to that level. Mrs. Reynolds: I realize that, but Councilman Denning made the point do we know? Mr. Taylor: After three or four. Okay, multiple. I'm sorry, I just want to get these notes down and make sure I've got it. Mrs. Reynolds: The idea is to make it as easy for us to accomplish what needs to be accomplished in the most immediate of manner you know. Mr. Taylor: Awesome. Okay. Are we good to move on? We are almost there, aren't we?

Section 12 in the appeals, what we did here there wasn't a lot of changes, some language change to clean it up, the intents are still there, and then we added. This talks about the Property Maintenance Appeals Board and how they would function and how they can determine and they have four options of what they can do. They kind of clarified those because some of those are confusing, so they took the confusion out and then we added when we do just a board up a vacant structure, something we are not tearing down. Tina's here. Is the suspect on the roof? Chief Robinson: The suspect's on the roof, that's why she's saying "roof, roof." Mr. Taylor: Sorry, I digress. Mrs. Reynolds: That's your cue to hurry up. Mr. Taylor: So for a hazardous structure, it talks about if somebody was, "Well, you boarded up my

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house” and this isn’t because we boarded up because it was a use or condition, it was an open vacant structure; maybe the house was abandoned, it’s in good shape, but the doors kicked in or the windows are broken and we don’t have the money to demo it, so we board it up. This gives the Property Maintenance Appeal some direction on how to use that, if somebody appealed. That was the major change there.

In 13, we just clarified the City role. If you look at, I know you don’t have the original Ordinance in front of you but if you look at them they are almost verbatim, but we changed the formatting. That top section, that top paragraph, is about three times longer and you will see there was an A portion and a B and so we got rid of that A portion, condensed it into the long paragraph, and then just added an A section. That’s the major change there. It gives more direction and clear procedure and then it goes into more technical instruction.

Mrs. Reynolds: So the timeframe overall just give me a for instance. Mr. Taylor: Okay, so let’s use a by condition. The house is in really bad shape, we’ve noticed them, and we will post a notice that you have an issue. You have 15 days to appeal that decision. If you appeal that, it kind of throws everything and lengthens the process because now if you appeal it we have to get you set up with an appeal within 30 days. Worst case scenario we get you set up with an appeal within 30 days. On day 30, you have the hearing, then there’s now the options for what the Property Maintenance Appeals Board. There’s some discretion there, they can give somebody 15 days, 45 days, 130 days, or they could just say uphold our decision and we move forward. Once we move forward, it now becomes unless they appeal to a higher court we would start moving with if we were going to demolition that property, we would of course board it up, and then we would move forward with the contracting to get that done if we had the funds for it and then tear it down. Mrs. Reynolds: So at 45 days, the process starts. It’s either they have been granted an extension or given time whatever or it’s been upheld and we start the process. Mr. Taylor: If nobody appeals our decision, we can start the process of tearing that property down within about 16 days. Mr. Denning: Or boarding it up depending on what we decide. Mr. Taylor: Yeah, depending on what the action was.

Mr. Smith: So they have 14 days to appeal? Mr. Taylor: 15 days. Mr. Denning: To appeal or move out. Mr. Taylor: So if you didn’t appeal the decision, then we would give you and if it was an occupied structure, we would give you 15 days to get out. If it was an occupied structure, we are looking at 30 days; an occupied structure, 15 days or add 16 and 31. Mrs. Reynolds: So 45-60 days. Mr. Taylor: Yep and then again if we go to Property Maintenance Appeals, the whole thing goes out the window.

Deputy Mayor Curp: If we could hold any additional questions so we can do these oaths and we will come back and revisit this if that is alright with you all.

B) Presentation – Promotional Ceremony and Swearing In of Police Major Adam Colon and Police Sergeant James Vance.

Chief Robinson: One of our main characters is outside waiting for his brother from Cleveland. Have you ever heard of the term “choir boys?” There they come in like the choir in church. That is a good looking dog. You, not the dog. Are you kidding me? Anyway, what we are going to do tonight is do a promotional swearing in of a Major and a Sergeant. I am also going to have the Mayor come up and do the swearing in after I read a bio and have them come up here. If you would Major Colon, who is actually acting in that capacity at this point.

Major Colon was born in Lorain, Ohio and grew up in West Palm Beach, Florida. He graduated in 1999 from John Leonard High School. After graduation, he entered the United State Army as a Military Police Officer, where he served as a Patrol Officer and a Military Police Investigator for six years before being honorably discharged, which I have a hard time believing. After leaving the Army, he enrolled in Lorain County Community College Police Academy in 2005. Upon graduating, he applied for and was hired by the Riverside Police Department in 2006. He has served as a

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Patrol Officer, Evidence Technician, and for the last five years has served as Sergeant. Major Colon has attended supervisory schools that include STEP and PELC. If you want me to give you the acronyms for what they mean, I can only do the one for PELC because I can't remember it. He has a Bachelor's in Criminal Justice from Indiana Wesleyan University and is currently seeking his Master's Degree at Tiffin University in Homeland Security. Adam is married to his wife, Shiloh, a former employee of the City of Riverside and she currently is a Kettering Police Officer. Thank her for her service. Adam and his wife have two children, Dustin and Abby, and they are proud residents of the City of Riverside.

Deputy Mayor Curp administered the Oath of Office to Police Major Adam Colon.

Chief Robinson: First of all I would like to say I let these guys write their own bios. I had to change Colon's though because he was driving me crazy. He had it stuck on that and I can't read like that.

Anyway we want Jimmy Vance. I call him Jimmy, his name's James/Jamie. We really don't know what his name is actually. I don't think he does either. We call him everything. Officer Vance has been with the Riverside Police Department for 20 years. He is married to his wife of 24 years, Layne, and they have three boys, J.T., Caden, and Jace. I call them all Gator 1, 2, and 3. During his 20 years of service, James has been a dedicated member of the Department through active duties as a Road Officer, a Field Training Officer, and OIC, as well as an Evidence Technician. He was also in the Detective's Section for over seven years where he did a very fine job. James is a graduate of Northridge High School. He also attended the University of Pikeville where he earned a Bachelor's of Business Administration Degree with an emphasis in Accounting and Management, so he thinks he is smart with the money. He is.

Deputy Mayor Curp administered the Oath of Office to Sergeant James Vance.

A) Discussion – Nuisance Abatement Update with Planning and Program Management Director, Brock Taylor. – *CONTINUED*

Deputy Mayor Curp: Council Members, if you have any additional questions for Mr. Taylor on the nuisance abatement adjustments. Mr. Smith: I have a question. In reference to the bond option that we were talking about, do we have any idea what a \$100,000.00 bond costs a property owner to allow a person to occupy that structure? Mr. Taylor: I have no idea what a bond would cost. Mr. Smith: Okay. Mr. Taylor: I can find that out and we can. Mr. Smith: It might be helpful to know. Mr. Taylor: I think most of the houses are going to be under that \$100,000.00. If we are doing some sort of use nuisance or especially a condition, it will probably be less than \$100,000.00. I'll find a range so we can get an idea of what maybe a \$50,000.00 or \$100,000.00. Mr. Smith: If it's a multi-family it's going to be \$100,000.00 plus probably. The landlord or owner of the property, they don't go out and purposely rent to a drug dealer. Usually we rent to a good person and then they move in a boyfriend that brings that with them or a friend that moves in with them that brings that along and then it gets out of control, we try to step in and we get shooed away by them, so then our recourse is to seek an attorney and it gets difficult. I don't think we want to punish the property owner so much, we just want to resolve the issue. Mr. Taylor: Absolutely and I think where we would probably see, and I don't want to play my cards, but anyway where I am seeing this being used perhaps is if you had maybe an establishment that rented rooms by the night and where we were having issues and each person. If you have a hotel and you had 75 rooms and they can hold X amount of people, if you have continuing because I think you are right about most landlords. I think in some places there is a lot of complacency and I think we are having some complacency in some of our hotels where that might be an issue, where that bond would be a great fix for that situation. I will look into that and like I said the way that section reads right now, the only option is if you can afford the bond, we have to allow you to do that and if you can't afford it, we board the structure. It sounded like you wanted some more flexibility there. I will talk to them and see if we can build that in.

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Mr. Denning: What if it is a multi-family, let's say it is an apartment complex, can we board up just a single apartment or is there wording in here to allow us to do that or is it all or none? Mr. Taylor: That's a difficult question that I don't know the answer to. This doesn't specifically address that and we had talked about that at length or how to do that and we haven't really seen anybody or know how to do that. Englewood did something with not a multi-family, but the way they did their hotels, so we are looking at how maybe they did that. Mr. Denning: I'm thinking there is a couple of apartment complexes where we have had issues and the question is do you have to board up a single apartment or can you board up a single apartment unit or do you have to shut them completely down? Mr. Taylor: I think the ones we are thinking about, I'm hoping to do the whole thing as a condition and shut the whole complex down which would be my preference. Mr. Smith: That would be hard to do. Mr. Denning: I don't know that I'm. Now you are going to put because they've had an issue with three apartments you are going to put 300 people out on the street. Mr. Taylor: I don't know if we have or most of our buildings don't have that many people. A lot of the units that I am talking about here are either four family or six family units. Mr. Denning: Okay. Mr. Taylor: Five of those units are in bad shape and there is a sixth one. Mr. Denning: I was looking at Stonehenge or Yorktown. Mr. Taylor: I don't see us doing this at Stonehenge and I think the way there you have each individual unit.

Mr. Denning: Anyway, I just want to make sure we have something in there to allow us to either singly or it to be able to possibly do it singly if we need to. Mr. Taylor: I think this gives us the best. How did I explain this to Mr. Carpenter? This gives us the best platform to stand on to do a lot of things. When you have a platform like that, you know it's not going to be geared to do specific, exact things, but it gives us a really strong legal footing to do some things like a single unit outside the box kind of thought and do that and work it. Mr. Denning: My thought is if we board up a single unit, then that sends a message to that property owner that we are serious and we can do something and now all the sudden he's got a four unity property and he's down 25%. Mr. Taylor: Of his property. Absolutely. Mr. Denning: Instead of putting out three families that didn't want to live next to that anyway, maybe they are happier with it boarded up. We need some flexibility there. Mr. Taylor: Like I said, I think this gives us you know if we want to tailor it to do one specific thing we haven't done that. It gives us some flexibility and so hopefully if we want to pinpoint a certain area; we need to right a different Ordinance for that. The way this works now, this gives us again the best platform to stand on to do a lot of different things. Mr. Denning: So what you are telling me is it doesn't say we can, but it doesn't say we can't. Mr. Taylor: Exactly and that's something we have looked at other cities who have these same issues and how they handled it and each one is kind of like, "Well, we didn't know what to do. We just worked with them and got those people out." That's what usually is happening is what we are seeing in other cities. Back when we started this we wanted to be aggressive. I think what I was hearing from Council is we wanted to be aggressive on these. I think that gives us that best platform to be aggressive. Mr. Denning: If we need to be. Mr. Taylor: And to quote Mr. Bacon, "Everything is rock solid until it's not when it comes to these things." Mr. Denning: I get it.

Mr. Smith: My issue is if you pick and choose who you are going to board up, then you open yourself up in court as to, "Well, you don't do it for this one. Why do you have to do it for this guy?" Mr. Taylor: I think that comes down to documentation, documentation, documentation. Why did you do it here and not here? What were the circumstances? Since each and everything we do in Zoning is so specific and there are so many different details for each. Mr. Smith: You need to specify this based on size of buildings, like you take Yorktown Apartments or Stonehenge one of the big complexes; you can't put everybody out because of one. Mr. Taylor: Again you have to look at this document as one of the things is just because you can, you never will. Something like Yorktown, I can't imagine unless we are in some sort of post-apocalyptic world that Yorktown becomes a huge blight problem. We are really talking about these small, where this is going to be used mostly are on these single families that have absentee landlords, someone has passed away and it just came out of Probate and Aunt Cindy in Hoboken owns it and she doesn't know what to do with it and doesn't care. Maybe some of our, for lack of a better term I'll use landlords that don't care, those are kind of where these are going to be and these are going to

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be those smaller units and smaller properties. If we have an issue with Yorktown, we have bigger problems than we know what to do with this.

Mrs. Reynolds: But perception, sir. If we are looking at what we want it to be, so you have a four unit apartment here or a 200 unit apartment here or everything in between, there's got to be some good language that can be used to make sure that we don't put people out of business if they have one. They have the means with which to evict that we don't have and so that's something that a lot of consideration will be given to. You notify them, it's on them at that point. Mr. Taylor: Again like I said, that's precisely, exactly correct. The people that we are going to be using this on those landlords are going to be fighting us tooth and nail, not caring, they are sticking people in conditions that aren't fit for a pig, and we do have sides like that that we intend to use this on. I don't want to say we are going to work an experiment in progress, but we are going to push this and see what we can do and look at some different things because we really like the outside the buck solutions on Code Enforcement.

Mrs. Reynolds: And I did want to ask, you did have one more bullet to talk about it's the notification of the City. 1343.13 Clarified City role and procedures, was there anything? Mr. Taylor: I kind of went through that one really fast, so let me go back over that one again. If you guys have the Ordinance in front of you, if you look at that first paragraph which is several inches long. In the current Code, that's about a quarter of the size and right below that you have then subsection a and it's a little bit longer and then you have subsection b and then you have 1, 2, A and B. What we have done is we have extended that first paragraph so it gives more direction and information there and then it goes down and there is a typo, you see that is subsection b that will be subsection a and it kind of goes right into the subsection. The language didn't change, the language changed, but the intent was clarified in that larger paragraph and then it goes into the detail and stuff. That was the really big change. Again this talks about how if we were doing a nuisance by abatement and there's that; no that's in the other section that talks about that. What is neat when you read through this if you want to go home and look at this and say I was going to do a nuisance by condition and you read that and you were going to pick I'm going to do this by a and if you were to just do this at home and you read through that it tells you what next section to read which then tells you what section to read. Before it didn't do that, you had to rely on experience and interpretation. That's the major thing that has changed in this whole chapter. Deputy Mayor Curp: Are there any other questions? Thank you very much. Mr. Taylor: Great. Thank you.

Mr. Denning: So we are seeing the Ordinance soon? Mr. Taylor: Yes, so I will make those changes. I will get with Altick & Corwin as fast as I can. I was hoping to vote these June 1st. I'm going to try and keep that. Ms. Arnold: July 1st. Mr. Taylor: What is it? We are meeting the 6th. Mr. Carpenter: Yes. Mr. Taylor: I was trying to hit that July 6th dependent upon how fast we get these responses back. At the latest, I want it to be the last in July so that we can start using this as soon as possible. Thank you for your time.

ITEM 7: RECESS:

Deputy Mayor Curp: It's a minute or two after 7:00 p.m. My question for you is do you want to keep moving on or do you need to take a break? Mr. Denning: Take a five minute break and go to the restroom. Mr. Smith: Okay. Deputy Mayor Curp: Alright. We will recess for about five minutes and we will try to reconvene about six minutes after.

The Council took a recess at 7:01 p.m.

ITEM 8: RECONVENE:

The meeting was reconvened at 7:06 p.m.

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ITEM 9: PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE:

Deputy Mayor Curp led the Pledge of Allegiance.

ITEM 10: MINUTES:

A motion was made by Mrs. Reynolds to approve the minutes of the May 18, 2017 and June 1, 2017 regular Council meetings and the May 20, 2017 special Council meeting as submitted. Mr. Denning seconded the motion.

There was no discussion on the motion.

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

ITEM 11: ACCEPTANCE OF PRIOR MONTH'S CITY FINANCIAL REPORT:

A motion was made by Mrs. Reynolds to accept the May financial report. Mr. Denning seconded the motion.

There was no discussion on the motion.

A roll call vote was as follows: Mrs. Reynolds, yes; Mr. Denning, yes; Deputy Mayor Curp, yes; Mr. Fullenkamp, yes; Mrs. Lommatzsch, yes; and Mr. Smith. **Motion carried.**

ITEM 12: COMMUNICATIONS:

- A) Community Focus Forward from Council Member Sara Lommatzsch

Mrs. Lommatzsch: Thank you and I appreciate you indulging me this time. After 35 plus years of working in the City, I continually hear repetition all the time about how we don't communicate. We don't communicate. We don't give the people an opportunity to be heard, so I'm going to ask you to look at this proposal that I am putting in front of you. It's called Community Focus Forward and what I'm proposing that we do is have a series of meetings throughout the City starting in August through October on alternate Thursday nights that we do not have Council meetings to have the community come out in an informal situation and meet with Council Members that are willing to participate and staff people from departments. Now I'm not saying that I expect that Mitch would come out to every meeting, but if Mitch would be there or couldn't be there Jay would be there, someone from each of our areas to answer questions. There's not a large cost factor involved in this, but it gives everybody an opportunity right in their neighborhood and as you see, I have listed a purpose for the program, a description of how to proceed, that we could go forward with this, a format of the meeting, and we would have a moderator who would take the questions. If questions could not be specifically addressed at that meeting, then that appropriate person would take it back.

On the second page, you will see program dates, times and locations. August 24th on the south side, that would be very difficult to come up with a space outside. There is a green space at Delhi and Blue Rock that is accessible. Parking will be an issue, but people could walk with their chairs and we would have a portable P.A. system and folks would be able to present their questions. On the last page you will see the format for the question card that we would have available online and they could submit their questions ahead of time. August 24th on the south side at Delhi and Blue Rock, September 14th at Forest Ridge gazebo, September 28th at Shellabarger Park shelter, October 12th at Community Park shelter, October 26th at Rohrer Park shelter, and these last ones are after the weather is getting A) dark and B) cooler, so we at least have a lighted facility, and November 9th at the Eintracht Park, and if we needed to we could go inside the building. If we found that we had a large enough participation, which I hope we might have and I'm planning on having, that we might have a follow-up meeting in City Hall on November 30th to any citizen that wanted to come and listen to how these questions have been addressed that have been

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brought to their attention in the meetings. As you can see, I have listed the equipment needs. It's minimal. We would provide bottled water, but they bring their own chairs. This informal marketing plan, but I do think we need to do it. We keep talking about that we need to do better. I really wish we could get into Call One. Mr. Carpenter: One Call. Mrs. Lommatzsch: One Call, whatever. This might be a place to start.

On the last page you will see a copy of a card we would have available and obviously pencils. We propose it to go online so they can submit their questions in advance. Publicizing these meetings, we would also share that if you cannot attend one in your neighborhood then you are encouraged to come to one of the other events in another neighborhood. I know you look at it and I say it doesn't cost anything and I understand that in material it doesn't cost, but it will cost the staff time and our time. I'm willing to work on making this happen, but I need to know that it is something that the Council will buy into. I understand the possibility that we can't all come to all events, but that you would be willing to take time in your schedule to participate in some of the activities. I'm open for questions, if anyone has any. I'm sure there are things we haven't thought about. This is an overview, but it would start in August and run through October/November. If they don't come out in their neighborhood or come to one of these other neighborhoods, we've made an effort to communicate. If there is a better idea, I'm willing to listen.

Mr. Smith: We've done this before several years ago. Mrs. Lommatzsch: We tried it before. Mr. Smith: We went to Rohrer Park. We went to Overlook Homes. Mrs. Lommatzsch: Yes, I know. That's what I said for 35 years I have heard this, but we can't quit trying. Mr. Denning: I agree. I think we have to keep trying. Mrs. Lommatzsch: And if five people show up, those five people are important. Mr. Denning: We need to have a prepared story of what's going on, Mr. Manager. Mrs. Lommatzsch: That's true, but I don't want this to be a session where we are preaching to them. This is where we need to hear for what they want to know. I'm not saying there shouldn't be a framework; I agree that there should be an overview. 6:30-8:00 p.m., stay pretty structured to a timeframe, and if they don't come out and we have given them all of these options of places to go if they can't go on a given night. It's informal. It's outdoors. An alternate location if it is bad weather, we could have that neighborhood in here. I do need to thank Lori for helping me put this together. We can't sit on this. I guess what I'm asking you to do, we can't sit on it, and we need to get the word out. August will be here before we know it. I guess what I'm asking you to do; I don't think we need this in a motion, but I need to know that I can move forward on this and get this moving so that we get the proper word out.

Mr. Fullenkamp: I have one concern and it's maybe the appearance of these are election year events. I'm not sure how we avoid that. Mrs. Lommatzsch: I don't care; you can take charge of them. I don't care. I'm just so tired. Mr. Fullenkamp: But if this fails, then I don't think we can give up. Mrs. Lommatzsch: Oh, no. Mr. Fullenkamp: There are other approaches to reach out to the residents. I think we can be doing those in the meantime. I don't think we need to wait for this to reach out to the community, there are other ways. Now how are we going to communicate these to the community is another issue? Mrs. Lommatzsch: That's why we need to start now and I have that concern.

Mr. Fullenkamp: It's just like these events in the park and the Eintracht event; we need to get this information out to these people as quickly as possible so they can make plans. They have supper, they have family, and they have their own events. I don't know if Thursday night is an ideal night or whether we should have them all on Thursday night. That may just cut some people out of the process totally because Thursday nights are dedicated to something else. I think we should consider maybe putting it different nights during the week. We know Wednesday nights are a big church night, so maybe that's a night we exclude just because of that but then again that doesn't mean a lot of people wouldn't show up anyway. Some people don't attend churches. Mrs. Lommatzsch: That's a good idea we could take Tuesday nights on every other one or something. Mr. Fullenkamp: Something because if people have activities. Mrs. Lommatzsch: I think we should stay off of weekends. Mr. Fullenkamp: I'm okay with that, but then again that might be ideal for some

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people. Mrs. Lommatzsch: Like I said, I have lived with these issues for 35+ years and with the schools and with the City and we can't stop trying and we need to put ourselves out there.

Mr. Denning: I think we need to try something, so this is a good first try. If it works, it works and if it doesn't, we do something else, but let's move forward. Mr. Fullenkamp: But do we stick with the entire thing? Mr. Denning: We have a plan. Mr. Fullenkamp: If the first couple are abject failures. Mrs. Lommatzsch: Sure. Mr. Denning: Then you move on, but I don't think you stop trying. Mr. Fullenkamp: I'm not suggesting we stop trying. I think we need to start trying. Mrs. Lommatzsch: Do you like the idea of the card to get their questions in writing?

A motion was made by Mr. Denning to move forward with Mrs. Lommatzsch's plan.

Mr. Fullenkamp: I want some time to think about this. I think we need to have an agenda for these meetings. We really do need that. Mrs. Lommatzsch: I have that on here. Mr. Fullenkamp: These can't be free for all. Mrs. Lommatzsch: Absolutely. I think that would be totally wrong. Mr. Smith: Do we need a meeting every week? Mr. Denning: Every month. Mr. Smith: No, you've got your Council meeting and your meeting in the park and your Council meeting and your meeting in the park. Mr. Denning: Well Thursdays are Council days. I'm fine with that. Mr. Smith: For three months. Mrs. Lommatzsch: I don't want to leave out any neighborhood. Mr. Smith: What do we do if nobody shows up? Mrs. Lommatzsch: We go home. Mr. Smith: But you have here until 8:00 p.m. Mr. Denning: Then we go home at 8:00 p.m. Mrs. Lommatzsch: If they are not there by 7:00 p.m., I'm going home. Mr. Smith: Okay. Mrs. Lommatzsch: There's not a lot of money involved. I understand staff time and your time, however I don't feel like for some bottled water and a little bit of paper and whatever we have to do to get this out to the community I will make concerted efforts to get it publicized.

Mrs. Reynolds: Can I make a suggestion? Mrs. Lommatzsch: I'm well open to anything. Mrs. Reynolds: I know that those are the concerns we hear in the community. They don't know what's going on. They haven't heard. We are always asking people to come to us. I would like to get out into the community and do a Saturday morning walk. All of Council could just go and walk the community and knock on a few doors or as we are going down the street you generate one person. All of us know somebody in one community that we can be the starting point and we can stop at their house and start the ball rolling. We may not get people answering the door, but we may too. Mr. Fullenkamp: If we announce this. Mrs. Reynolds: I would like to get out into the community more. Mr. Denning: Mrs. Reynolds, put something like this together and do it. I'm for doing both. Put something like this together. Put a plan together, don't just talk about it. Put a plan together, bring it to us, and let's do it.

Mrs. Lommatzsch: I'm all about that too and I think it's great. We've tried to have coffee in neighborhoods. You know, invite some of your friends in, we've tried that in the past. We've tried any number, in my experience, in this community and this is something we haven't tried. I've tried to make it where people can walk to it if they want to and they have options of going to any one of them, they don't have to go in their neighborhood. If they've got something going on that night, but I think we need to stay off weekends and not tie up people's weekend time. Trust me, if they care and they want to know enough, they will come. Otherwise, they are happy at home and they are not going to come. They can't keep telling me on their surveys we don't communicate because we make lots of efforts as do our employees.

Mr. Fullenkamp: I'm unaware of those efforts, but I think it's time to do something and we have to do it in multiple ways. I like Mrs. Reynolds' idea. I think that has a lot of merit. Hit the streets, hand some flyers out a couple days beforehand, tell them we are going to be in the neighborhood and let them know we are going to be there. Don't just show up at their doors. I think how we advertise these things almost has to be door to door. You go and you put flyers in people's doors with these events in these neighborhoods rather than a mass mailing or something. That requires some effort on the part of all of us. Hanging flyers in stores, I've been out all week putting

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flyers for this Shellabarger Park event in stores around the community and that's the kind of effort it takes to get people to look at something. I'm for multiple approaches. Asking them to come to us, we know that's not been very successful in the past and I'm not sure it is going to change going into the future. If everybody wants a big plan, we will put a big plan together. I think the time here is to talk about these ideas, not to take shots at people that are having ideas. Yeah, I'm all for these things. I've been all for these since I have been on Council. I've tried to do some of them myself. Let's go.

Deputy Mayor Curp: It appears there is enough interest to do this and look into doing the Saturday morning thing that Mrs. Reynolds brought up and Mr. Fullenkamp spoke about. Mr. Fullenkamp mentioned other communication methods and that's one of the things that came out of the work session we had a couple of weeks ago with the facilitator and that we have in the City Manager's Objectives that he is going to expand and expound on by August 17th. Mrs. Lommatzsch: Thank you for your time.

There was no further discussion or comments.

ITEM 13: ACCEPTANCE OF WRITTEN CITIZENS PETITIONS:

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

ITEM 14: PUBLIC HEARING:

- A) Public Hearing for Ordinance No. 17-O-624 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 1708 Brandt Pike, Parcel ID No. I39 00518 0013, from B-1 to B-2 Zoning District.

Deputy Mayor Curp: In your packets we have an Ordinance for the rezoning of the property on Brandt Pike that has surfaced again. It appears the issue is that when this came up at the previous meeting there was no motion from anybody to act on the thing, so it appeared the rezoning request died for the lack of a motion. The Law Director tells us that in the UDO the section dealing with rezoning indicates that we have to take affirmative action one way or the other either to deny the zoning request or to approve the zoning request. We can't just take action by not taking action. We have to do something in an affirmative mode, so that is on the agenda again tonight in the Ordinance section. I'm not sure we need to do a public hearing, but we will do that anyway just so we cross all our T's and dot all our I's.

Deputy Mayor Curp opened the public hearing at 7:26 p.m.

Mr. Carpenter: Mr. Taylor will review exactly what the petition is. Mr. Taylor: I will come up here because my mic's not working. Thank you again. As you know we've seen this one before. 1701 Brandt Pike, this is a business that is asking. They are a B-1 currently and they are asking to be rezoned to a B-2. We had kind of discussed certain reasons for that. Planning Commission had approved this and it was forwarded on to you for your approval or denial. That area if you think about it is right there at the dead end of Community. The parcel directly abutting it to the south is currently zoned a B-2 and in fact I have had inquiries from the folks across the street, which are on the corner of Community and Brandt Pike. They were also looking at maybe doing a zoning change to a B-2. I don't know if that fits that kind of area, those B areas are kind of an interesting anomaly over in that zoning district because they are surrounded by R-1's. If you kind of look at those two areas, the one thing the gentleman talked to me about it auto sales. If they were to do auto sales there, this B-2 would allow that to happen, however then they would have to take off all the requirements from a different UDO. I don't see a huge impact into the community around that and the staff has recommended this as well as the Planning Commission. Any questions? Deputy Mayor Curp: Thank you very much. Mr. Taylor: Thank you.

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There were no requests by the public to comment in favor or in opposition of the proposal.

The public hearing was closed at 7:29 p.m.

Deputy Mayor Curp: Any comments from Council Members or do you want to hold those until we get to the Ordinance itself? Mrs. Reynolds: Hold them until we get to the Ordinance would probably be better.

There was no further discussion or comments.

ITEM 15: CITY MANAGER'S REPORT:

Mr. Carpenter: In your packets is the Project and Activities Report. I will take any questions. Mr. Denning: One of the big discussions that we have been having is how to do the residential streets and where to do them. Something that came to me in my sleep or on the way to work, I don't remember which, I know that the whole idea of recycling the asphalt didn't work so great on Harshman, but I was wondering if that might be something that would work better on our residential streets and therefore get us more for no better word, mileage, instead of getting 1,000 feet we would get 1,500 feet for the same price or something like that. It would be a question probably for our new engineering company to see if they have had anything positive or negative about that. I know that Harshman was a very negative situation, but I also understand that's probably because the engineering company we had at the time didn't do due diligence to make sure that was going to work for that situation. In the information that I have read online and stuff, most places are doing it in residential areas and I don't know if that would be a good option for us or cost effective or not. Something to think about and I doubt seriously that it would be something we would do this year because the equipment is completely different than a mill and fill and stuff like that. I would like us to at least take a look again. I don't want to take a lot of staff time to do that, but I think it might help us and it might help us get more streets done for less money.

Mr. Smith: On the Harshman Road Project weren't we using an additive and an asphalt that made it the composite was different? Mr. Denning: The problem with the whole recycle thing with Harshman to my understanding was that because we had the concrete underneath and there were expansion joints that were rubber. When they heated it up, that rubber caught on fire and so then they ended up doing a mill and fill and all of that instead. Our residential streets are complete asphalt. I think that may be a good option for us in those situations. Mr. Smith: Okay.

Mr. Carpenter: Wasn't it the scarification process? Mr. Denning: Yes. Mr. Carpenter: Yeah. Mr. Denning: There are a couple of different ones. Once actually mills it up, turns it around, and then spits it back out. Then there is a scarification that heats it up, digs it up, and rolls it back out. I don't know if that would help. I know from the email we got from Jay that when they mill and fill they can reshape it some too. I don't know if with scarification they would be able to do that or not. Maybe it's not for every street that we've got, but there may be some that it may work better and my thought is we may be able to get more streets done for less money that way. The right tool for the right job.

Mr. Fullenkamp: What is the schedule for the website redesign? When are we going to start reaching out to residents for inputs and how are we going to go about doing that? Mr. Carpenter: We've had a couple. We have two volunteers and we are looking for one more volunteer from the public and we need some from Council as well. The original date was around the 23rd of June. Chris is out this week, but he did shoot me a note that said he would like to push it back to the 29th only because the demo would not be ready by the 23rd, so we were going to do it by the 29th. Mr. Fullenkamp: How do volunteers know that they are wanted? Anybody that comes to a meeting? Somebody staff has talked to? Mr. Carpenter: I'm not sure. I know when he was here, he made a comment about someone from the Chamber and then he was asking the people in the audience. I don't know as far as any method that he has reached out. Mr. Fullenkamp: Okay. Thanks.

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There were no additional questions or comments.

- (1) FYI Items
 - a. Council Request Sheets
 - b. Council Agenda Calendar
 - c. City Manager's Project and Activities Report
 - d. Income Tax Scorecard
 - e. Open PO Report
- (2) Monthly Verbal Reports
 - a. Police Department

Mr. Carpenter introduced Chief Robinson for the monthly update for the Police Department.

Chief Robinson: Thank you, sir. Good evening. I just have a few things to talk about tonight. Yesterday we interviewed seven candidates for the Police Officer position; actually we have two positions open currently. We are probably going to start background checks starting next week.

I want to give you a GROW update. So far we have visited 24 residents and three have accepted immediate treatment, so that's not too bad. Obviously we are giving as much information out as we possibly can.

We are also using our Facebook to actually get with the community in reference to some of the locations for some traffic enforcement. So far we have actually gotten a lot of feedback from the community and we have been in 24 different places that we have gotten requests from the community to go out and do some extra traffic enforcement. We are trying to reach the citizens through that Facebook and help us actually get to where we need to be.

We had the Bike Rodeo at Beverly Gardens. Some folks were there and it was very nice. We didn't give as many hot dogs as I normally give out, but it was still a good turnout and all the kids had a good time, we had a good time with them. We enjoyed that. Eintracht was very nice. We appreciate that, Lori. Brock, I won't forget you. St. Helen's Festival obviously was this past weekend and actually the stats on it were not too bad. As far as what we had to deal with we only made a couple of arrests, so that was not too bad. One unfortunately was an overdose on site in one of the bathrooms, so that was not a good thing. It wasn't too bad for the amount of people that had enjoyed the event.

Our guys and gals did some fentanyl training for the whole Department. We basically just went through and had someone come out and show us what it looks like, what it can look like, different forms and things like that so we can be able to recognize it better while we are on patrol. My last thing, but not least, is the Property Clerk attended a two day training course that was sponsored by the National Association of Property and Evidence. That's all I have. Thank you.

There were no additional questions or comments.

- b. Fire Department

Mr. Carpenter introduced Chief Stitzel for the monthly update for the Fire Department.

Chief Stitzel: Thank you. Good evening. As far as our Capital Project updates, we are moving forward with the installation of new LED lighting in the Station 5 apparatus bay. We have a quote, we have accepted and we are going through the requisition

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and PO process now. We are hoping to have that element of the Capital Projects completed relatively soon.

We had four Part-time Firefighters that we mentioned last week during my presentation. They are out of their training and orientation. They are starting to work as part of the actual shifts. They have been here for three weeks, so we were able to get them trained up and it seemed to go really well getting them to where they are actually operational in a much shorter time period, so that was completed. All the City hydrants have been flushed and preventative maintenance conducted on them and that has been completed.

We are beginning here real soon to start a project, we have mentioned it in the past, in cooperation with Miami Valley Hospital and a company called Pulsara. It's an app that we use on a mobile device that we can alert Miami Valley Hospital much quicker with specific information on a stroke patient. Typically we would respond to a patient and by the time we got them into the medic unit, took their vital signs and all we would make a call to the emergency room and talk to a nurse or a doctor. Under this system, we are probably within 60 seconds of being with the patient, still inside the home or wherever they were to hit about 20-30 seconds worth of buttons on the phone app, hit send, it sends a wireless alert to the emergency room, to the neurological surgeon and staff and it starts a whole system in the hospital even before we are ready to start moving them to the medic unit. They are starting the process that they need to do for a better outcome with our stroke patients. There are only three Departments in the region that are in the trial period, that's us, Jefferson Township, and the City of Dayton. We are hoping and we expect for this to expand region wide and hopefully through the other hospitals. We can also expect it to expand into cardiac alerts also, so we can have the same benefit for a cardiac patient that we have. We've had training from the Pulsara team, from Miami Valley Hospital in the last few weeks getting our people trained up and able to log into that app on the iPhones and they are able to send that information. That's what I have for this month.

Mr. Fullenkamp: On this app, do they use their own personal phones? Chief Stitzel: No, we are using City phones. We have two iPhones for the primary medic units. They are actually assigned to those medics, so the City owns them. Mr. Fullenkamp: Thanks.

There were no additional questions or comments.

c. Service Department

Mr. Carpenter introduced Mr. Miller for the monthly update for the Service Department.

Mr. Miller: Thank you, Mr. City Manager. The Spaulding mill and fill is complete, however there are some issues with the conditions. I may end up having them re-mill and then put fresh black top down because of the condition. The entry way signs, Choice One is working on coming up with some revised plans and placement. Springfield Street, we have decided to do the whole street. Tonight you are going to be moving some money so I can get engineering to do the engineering for the whole street.

The Hilltoppers were working on the flower bed at Shellabarger. I told them to go ahead and transplant everything. It's getting a little late in the year, but they've got water right at the ready next to it.

The Woodman Avenue Speed Study, all the speed limit signs have been identified and installed.

The guys did a tremendous amount of work at Eintracht and I compliment Lori on the fine job she did. Besides mowing and brush removal and clearing the riverbank, they put in parking blocks and did a lot of other work there.

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They rebuilt a large culvert on 202 at 3901 Troy Pike.

They assisted the Fire Department at the Center of Flight vehicle rescue extraction exercise.

Tonight there is a park bench that is being dedicated at Shellabarger Park.

We assisted the Police Department in the St. Helen's Festival and that's all I have. Any questions?

There were no additional questions or comments.

d. Planning and Program Management Department

Mr. Taylor: I'll come up here this time. There's something wrong with the mic. I will have to troubleshoot it tomorrow. Sorry about that. Basically I wanted to give everyone kind of an update on the medical marijuana issue and where we are at. Let me kind of step back and talk about Scott, our GIS intern. He's come in and we've got him set up on a computer now. We've got the correct systems and GIS programs in place. He was able to start taking off, so we have built the GIS map. There were some revisions I had him do today, so didn't get those out to you, but I will.

I spoke with Mr. Murray at length about the cultivation. In our map it shows we have hexed out every parcel that's within that 500 foot buffer. It's pretty much put the kibosh on anything in the City of Riverside. All of our large vacant lots that we would be able to use that were either in a B-2 or a B-1 are pretty much hexed out or if they are open, there is something on them. Jergen's is open, but again they are using that. There is some property over off of Intercity Road off of Champion Auto and there is some vacant land there. DANIS property is surrounded by churches and parks, so that was a no go. The few places it could be are on Valley Street, Intercity, and on Valley it would be right across from the bingo hall. I don't foresee us having a large cultivation. If you remember those are like 35,000-90,000 square foot facilities. You are going to need one acre of property or so at least and we don't see that. I know Mr. Murray was talking to some people today. I don't think it is going to pan out.

The other places that it is available would be in our R-1 districts. Again, you know a conditional use, agricultural, you could do that. We were talking today, Mr. Murray and I, about could you do a large scale in an R-1 district on a parcel that was huge acreage. I think the way our Ordinance is written, that is plausible. I don't know if it is possible, but most likely those would be the small scale. Those are over by Schwinn and Community and over kind of by Eintracht in the northern part. That's where that would be. We are now looking at the dispensaries and we will be able to crank that map out pretty quick, so they will probably both come to you at the same time. The one thing, the rules came out this week; they haven't been approved, but the draft rules. The one thing that changes in dispensaries I found was that not only do you have to be 500 feet from churches, schools, and those other things like that, but also addictive rehab centers. We've got a couple of those, so I will add that. Looking at that, a dispensary is pretty much off limits in Airway Shopping, Page Manor, Harshman Station, there's a small parcel up by the VFW across from Kroger, that's about the only place in a business use where you would see that. We've got some limitations and we might be able to cure those with some land use map changes. Maybe finding some areas that are more applicable that our residential to business, if that is the direction we want to go. That was kind of the take on that.

Mr. Fullenkamp: Can I make a point? So we consider the effective sub-dividing certain large parcels to place them a certain distance away from these unviable places we can't be near? Mr. Taylor: That was my first suggestion to Mr. Murray about the property, the DANIS property. He didn't see that was going to be very viable because the process to subdivide that and do that. I think that is possible and we could go through a motion of doing that. We kicked around the idea of making a map and seeing what that would look like. He had me put the brakes on that, so we are moving on to the other maps. That's definitely worth exploring. Mr. Fullenkamp:

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So when will you have these maps to us? Mr. Taylor: Scott only works Tuesday/Thursday. I've got the revisions for the cultivation map are done, so I can send those out immediately. Tuesday I should have the dispensary maps. Mr. Fullenkamp: So right now they are laid out as an entire parcel. Mr. Taylor: Yeah, we didn't subdivide parcels. If you have 40 acres and a tip of that property line is within 500 feet of another property line of a church, school, park that whole parcel becomes exempt and unusable. There's definitely strategy. I should stop watching stupid movies. Strategy. It's your fault, I blame you on this. Again, there are only 12 large dispensaries and there's only 12 small, not dispensaries. Mr. Fullenkamp: I know the rules. Mr. Taylor: Cultivations. There are 88 counties, a bazillion townships; our chances, I think it is worth exploring, but our chances maybe we could buy a lottery ticket. I don't know.

Mrs. Lommatzsch: Yellow Springs has already got a handle on it. Mr. Taylor: They have a different perception on different policies. Mr. Fullenkamp: They are using part of their industrial park at the edge of town. I know exactly where it is. Mr. Taylor: They've got property and they've got funding. Mr. Fullenkamp: So we aren't going to be very aggressive on searching. Mr. Taylor: That's going to be for Mr. Murray to decide if we are going to be aggressive. Whatever direction he wants to go in developing and bringing in business, I will be more than happy to accompany. Mr. Fullenkamp: Okay. Thanks. Mr. Taylor: Thank you very much.

There were no additional questions or comments.

ITEM 16: PUBLIC COMMENT ON AGENDA ITEMS:

There were no requests to speak before Council on agenda items.

ITEM 17: UNFINISHED BUSINESS:

A. ORDINANCES

- I) Ordinance No. 17-O-624 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 1708 Brandt Pike, Parcel ID No. I39 00518 0013, from B-1 to B-2 Zoning District.**

Mr. Carpenter introduced Ordinance No. 17-O-624 approving a zoning change for 1708 Brandt Pike.

A motion was made by Mr. Denning to approve the reading Ordinance No. 17-O-624 for the first time in its entirety. Mr. Smith seconded the motion.

The Clerk read Ordinance No. 17-O-624 for the first time in its entirety.

A roll call vote was as follows: Mr. Denning, yes; Mr. Smith, yes; Deputy Mayor Curp, no; Mr. Fullenkamp, no; Mrs. Lommatzsch, no; and Mrs. Reynolds, no. **Motion failed.**

Deputy Mayor Curp: We will set this for the second reading and check with the Law Director and see if a second reading is required. If so, we will set that for the next Council meeting.

There was no further discussion.

ITEM 18: NEW BUSINESS:

A. ORDINANCES

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I) Ordinance No. 17-O-625 making supplemental appropriations for current expenses and other expenditures of the City of Riverside, State of Ohio, for the period January 1 through December 31, 2017.

Mr. Carpenter introduced Ordinance No. 17-O-625 making a supplemental appropriation.

Mr. Carpenter: There is a memo that is included. I would just like to add a few things. As far as in Exhibit A, the numbers for operating expense is an increase by \$42,500.00. As the memo eludes to, there is \$18,500.00 that came from the property room and that would go into the General Fund and we would like to appropriate that back to address the flooring issues as part of the remodel over there at 1791 Harshman. Also, \$24,000.00 would be used for subpoenas for RITA. RITA will send out letters to 5,000+ accounts that have not reported taxes from the years 2013-2015. If there are 3,000 or less responses from those letters, then they would send subpoenas to those folks. We kept it at 3,000 because of the cost and we won't know that number until the time of response to those first letters. Also as you can see and Mr. Miller alluded to it, on Springfield West we were asked by the State of Ohio to come down and do the environmental for Springfield East and they would like to do Springfield West at the same time. We are looking at just spending this money earlier than we would normally. This money is coming out of the Permissive Tax Fund.

A motion was made by Mrs. Lommatzsch to approve the reading Ordinance No. 17-O-625 for the first time in its entirety. Mr. Denning seconded the motion.

Mr. Fullenkamp: When is the last time we have done this subpoena approach with RITA? Mr. Garrett: Every year RITA offers us the chance to either just do the letter campaign for do the full blown subpoenas. The last time we did the subpoenas was 2010. Mrs. Reynolds: What year, sir? Mr. Garrett: 2010. Mr. Fullenkamp: So do we know typically how many letters are sent out in 2016? Mr. Garrett: Well they count up of course all of these accounts. In 2010, the subpoena part, remember it is a two-step process, just the general, administrative letter first and resolve those and see how many are left and then send the subpoenas to the amount left. In 2010, we sent out 2,482 subpoenas and that's where the fee comes in. That cost us on the order of just under \$20,000.00 for that and as a result of the actions on the subpoenas; we netted \$91,000.00 of recorded tax.

Mr. Fullenkamp: Do we know what the success rate was in terms of we sent our you said 2,100 or something, do we know how many people owe taxes or do we just know the amount of taxes we got from that subpoena process? Mr. Garrett: I didn't tally up how many actually came as a subpoena, there's a few that don't show up. The 1,000's of people who did show up, we identified \$91,000.00 of income tax. Mr. Fullenkamp: So in 2016, we did the letter approach, correct? Or 2015, whichever. Mr. Garrett: The last three or four years we have just done the letters. Mr. Fullenkamp: And those letters go out to people we believe aren't paying their taxes or do those letters go out to every household? Mr. Garrett: RITA just scans through all the registered taxpayer accounts. Mr. Fullenkamp: So do we know what the success rate is on the letter program is? Mr. Garrett: RITA says overall, not just us but overall, you get about 30% or so respond to those letters. Mr. Fullenkamp: Do we know what the success rate is of a subpoena process is? 50%? 100%? Mr. Garrett: People get more interested in a more formal looking subpoena.

Mr. Fullenkamp: So we don't have that number. Okay. Thanks. I'm just curious. So where we are saying we are going to allow a maximum of 3,000 subpoenas to go out? Mr. Garrett: Yes. Mr. Fullenkamp: Do we know how many subpoenas need to go out? Mr. Garrett: Right now RITA is telling me for the years 2013-2015 they are missing tax returns on 5,876 accounts. Mr. Fullenkamp: Okay, so is there a reason we wouldn't go after all 5,000 of them? Mr. Garrett: Well, we could. We are just trying to limit the cost a little bit. First we are going to send out the administrative letter and maybe a quarter of the people will respond somehow or another to resolve those, so that will reduce the number from 5,800 down to something. We are thinking

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it will probably and then we also restricted people that we know because of their mailing address now live out of state. Mr. Fullenkamp: So from the last time in 2010 we know that a \$20,000.00 investment netted \$90,000.00 in taxes. Mr. Garrett: Of file balance. Mr. Fullenkamp: Okay. That's all I need. Thank you.

Deputy Mayor Curp: Do we know how many of those, just a rough estimate, of those 5,000 represent a taxpayer for multiple years? Mr. Garrett: I don't have that, but obviously there are some that is going to have multiple years. I don't know specifically. Deputy Mayor Curp: Other questions?

The Clerk read Ordinance No. 17-O-625 for the first time in its entirety.

There was no further discussion on the motion.

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

A motion was made by Mrs. Lommatzsch to approve the reading Ordinance No. 17-O-625 to suspend the rule that dictates the number of days between consecutive readings of ordinances. Mr. Denning seconded the motion.

There was no discussion on the motion.

A roll call vote was as follows: Mrs. Lommatzsch, yes; Mr. Denning, yes; Deputy Mayor Curp, yes; Mr. Fullenkamp, yes; Mrs. Reynolds, yes; and Mr. Smith, yes. **Motion carried.**

A motion was made by Mr. Denning to read Ordinance No. 17-O-625 for the second time by title only and approve its final adoption. Mrs. Reynolds seconded the motion.

The Clerk read Ordinance No. 17-O-625 for the second time by title only.

Mr. Denning: Does it have to say to declare this an emergency? Ms. Arnold: It never has before. Mr. Denning: Okay. Deputy Mayor Curp: It's an appropriation Ordinance, so it will go into effect. Mr. Denning: Right. Usually I thought it said. That's fine. Ms. Arnold: I've use the same one since I started.

There was no further discussion on the motion.

A roll call vote was as follows: Mr. Denning; yes; Mrs. Reynolds, yes; Deputy Mayor Curp, yes; Mr. Fullenkamp, yes; Mrs. Lommatzsch, yes; and Mr. Smith, yes. **Motion carried.**

II) Ordinance No. 17-O-626 approving current replacement pages to the Riverside Codified Ordinances, and declaring an emergency.

Mr. Carpenter introduced Ordinance No. 17-O-626 approving updates to the Riverside Codified Ordinances and declaring an emergency.

A motion was made by Mrs. Reynolds to approve the reading Ordinance No. 17-O-626 for the first time in its entirety. Mr. Denning seconded the motion.

The Clerk read Ordinance No. 17-O-626 for the first time in its entirety.

Mr. Fullenkamp: I have a question. When will these be published to our website in terms of the Drane searchable database? Ms. Arnold: I believe that takes place once they receive our Ordinance. Mr. Fullenkamp: Okay, so almost immediately. Thank you.

There was no further discussion on the motion.

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A roll call vote was as follows: Mrs. Reynolds, yes; Mr. Denning, yes; Deputy Mayor Curp, yes; Mr. Fullenkamp, yes; Mrs. Lommatzsch, yes; and Mr. Smith, yes. **Motion carried.**

A motion was made by Mrs. Reynolds to approve the reading Ordinance No. 17-O-626 to suspend the rule that dictates the number of days between consecutive readings of ordinances. Mrs. Lommatzsch seconded the motion.

There was no discussion on the motion.

A roll call vote was as follows: Mrs. Reynolds, yes; Mrs. Lommatzsch, yes; Deputy Mayor Curp, yes; Mr. Denning, yes; Mr. Fullenkamp, yes; and Mr. Smith, yes. **Motion carried.**

A motion was made by Mr. Denning to read Ordinance No. 17-O-626 for the second time by title only and approve its final adoption. Mrs. Reynolds seconded the motion.

The Clerk read Ordinance No. 17-O-626 for the second time by title only.

There was no discussion on the motion.

A roll call vote was as follows: Mrs. Reynolds, yes; Mr. Denning, yes; Deputy Mayor Curp, yes; Mr. Fullenkamp, yes; Mrs. Lommatzsch, yes; and Mr. Smith, yes. **Motion carried.**

B. RESOLUTIONS

I) Resolution No. 17-R-2278 declaring the necessity of assessing numerous streets between certain termini in the City of Riverside, Ohio for various types of street lighting for one year, beginning January 1, 2018.

Mr. Carpenter introduced Resolution No. 17-R-2278 declaring a necessity for street lighting assessments.

A motion was made by Mrs. Reynolds to approve Resolution No. 17-R-2278. Mr. Denning seconded the motion.

Mr. Fullenkamp: A couple of questions. One has to do with when is Miami Valley Lighting finished with the upgrade process? Are we going to have remaining high-pressure sodium lights in the community mixed with LED lights? Mr. Carpenter: Yes, we currently do. It was unclear to me whether they were going to come back. They are done with the LED upgrades this year, but we still do have some high-pressure sodiums. Mr. Fullenkamp: How is that computation being done in neighborhoods or in districts where there is a mix of high-pressure sodium and LED lamps? Mr. Carpenter: The change was if you have LED, since they are more direct, it is 100 foot. Mr. Fullenkamp: No, I'm not talking about the general districts. I'm talking about the existing lighting districts like Chesterfield, Bayside, and those things where it's a light count. I think in here it says that.

That's going to be my next question, so let's address that and we will go back to this. My understanding was the distribution of light from LEDs was superior to high-pressure sodium and mercury vapors. Now we are making the area of impact smaller for LED lamps than they were for high-pressure sodium lamps. I don't understand how that metric came about whether somebody came out and measured the spread of the light, whether we know this from technical specification of the lights. Mr. Carpenter: From my understanding, we had a conversation with Miami Valley Lighting. The LED is definitely more intense, it is more direct, so therefore puts out a smaller radius. Through discussions with them, we determined it was more of 100 foot versus the 200 foot. Mr. Fullenkamp: Does this mean now that we have insufficient lighting in districts that have LED lights that had high-pressure sodium before and now they have less spread? Mr. Carpenter: It's different type of lighting.

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Mr. Fullenkamp: I know. Mr. Carpenter: I don't know if it's inferior, but it's different. Mr. Fullenkamp: Then that impact is some people are not going to have to pay as much or nothing at all. Mr. Carpenter: Yes, that is correct. Roughly about 50 parcels will no longer be assessed as a result.

Mr. Fullenkamp: Is that a shortfall in terms of the quality of lighting for those neighborhoods? Is there a safety issue that emerges from this or not? Mr. Carpenter: Well they are definitely brighter. I can't say it's less or inferior or less lighting. It's more direct and more intense. It's not touching their property, but I don't know if that means it's. Mr. Fullenkamp: Do you understand my question? Mr. Carpenter: Maybe not. Mr. Fullenkamp: Because the spread is one of the functions of light, right? You want the light to spread over a wide area, so now if we have taken and limited to 100 feet and the next light is 400 feet down the road or whatever, now you've got areas that have very little coverage. That's my concern. Mr. Carpenter: Yeah, I had a conversation with Miami Valley myself because we had a couple of residents call and say that it was definitely more direct, but it is also brighter. It's going to seem darker as soon as you step out of that space, but there is another light pole that is right down the road. So I guess you could say there is less light, but it is much brighter also. Mr. Fullenkamp: For some people. Mr. Carpenter: Yes, where the lights are. Mr. Fullenkamp: Alright, that's my point. If there are issues, that's something we should think about.

Let's get back to this pricing issue. Now we have got neighborhoods that are a mix of LED lamps and a mix of high-pressure sodium lamps, so is there a special computation for those areas or is it assumed that they have all LED lamps or they have high-pressure sodium lamps? Mr. Carpenter: No, we laid it out on a map and plugged in where the light changes were and we used those high-pressure sodiums were still 200 feet, where the LEDs were 100 feet. Mr. Fullenkamp: I understand. I'm talking about the districts that aren't in the general district. Mr. Carpenter: I'm not sure those have a mix. Mr. Fullenkamp: Well they do. I've walked my neighborhood. Mr. Carpenter: On the general district. Mr. Fullenkamp: Well in the general district, I don't know what is happening. In the districts that existed before about a year or two ago, the question I am asking is how are we computing the cost for those Mad River Township districts, the previous ones, and we are not talking. What I read here is this 100 foot spread thing only is applicable to the general district, not to those other districts. The question I am asking is for those old Mad River Township districts, how did we compute? Did we give them the cost of an HPS plus the cost of the LED and then? Mr. Carpenter: That I don't have an answer for because that's.

Mr. Fullenkamp: Is there an intent to go to all LED at some point? Mr. Carpenter: That is our decision. That is up to us just because there is more of a cost, but certainly we can do that. Mr. Fullenkamp: Well they did my entire neighborhood and it was all at high-pressure sodium. I don't know if the rationale is where you leave three or four lights at high-pressure sodium surrounded by LED. I don't know what the rationale is. Was there a rationale? Mr. Carpenter: Not that I'm aware of. When I had the conversation with them about the LED lights, they said they were more expensive and this was before they were finished doing all the install. What I recall is it was the decision to switch them all, right? Mr. Fullenkamp: That was my understanding. Mr. Carpenter: Right, so they didn't do them all this year. I didn't ask them when they would do them all. They just said they were done this year. Mr. Fullenkamp: Because it is kind of odd when I walk my neighborhood I'm seeing two or three LEDs and then a couple high-pressure sodium and it's like why didn't you just do them all? I'm just trying to figure out what is going on because it is not clear to me what is going on. Thank you. Mr. Carpenter: I'm sorry I wasn't much help.

Mrs. Reynolds: Mr. City Manager, we were assured we were going to all LED. Mr. Carpenter: That was my understanding. Mr. Denning: We need to get an answer out of Miami Valley Lighting what the plan is and get a good answer. The other thing that would be nice and I think it will help with Mr. Fullenkamp's question is they maybe need to come in and draw some pictures of what the difference between the LED lighting. I understand we are still getting 1,500 lumens or whatever the answer is, but now we've got 1,500 lumens in this amount of space instead of this amount of space. What does that really mean to us? What does that mean to that space in

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between those lights? I think that is the more important question, is because of that situation is there the need for more posts and lights? I don't know what the answer is and I know there is an expense. Mrs. Reynolds: It is becoming a safety issue. It's not a safety issue and this is not what we were told to begin with. We are being lead down a couple of different paths. Mr. Denning: What we were told doesn't seem to add up to what we got. Mr. Smith: Yeah, I remember the presentation and they answered a lot of those questions. We are used to 200 feet and now it is 100 feet. It's a brighter light, but the other one's a dimmer light. Mrs. Reynolds: A lot can happen in 100 foot of darkness, sir. Mr. Carpenter: Okay, I will contact Miami Valley Lighting and see if we can't bring them in here to give you the rest of the story. Mr. Denning: Thank you. Mr. Smith: Okay.

There was no further discussion on the motion.

A roll call vote was as follows: Mrs. Reynolds, yes; Mr. Denning; yes; Deputy Mayor Curp, yes; Mr. Fullenkamp, yes; Mrs. Lommatzsch, yes; and Mr. Smith, yes. **Motion carried.**

II) Resolution No. 17-R-2279 authorizing the City Manager to enter into a contract with Wagner Paving the lowest, responsive, best bidder for the 2017 Mill & Fill Repair Project.

Mr. Carpenter introduced Resolution No. 17-R-2279 authorizing a contract for the 2017 Mill & Fill Repair Project.

A motion was made by Mrs. Reynolds to approve Resolution No. 17-R-2279. Mr. Denning seconded the motion.

There was no further discussion on the motion.

A roll call vote was as follows: Mrs. Reynolds, yes; Mr. Denning; yes; Deputy Mayor Curp, no; Mr. Fullenkamp, yes; Mrs. Lommatzsch, yes; and Mr. Smith, yes. **Motion carried.**

ITEM 19: REPORTS:

A) City Manager Goals and Objectives Update

Mr. Carpenter: In your packets is a list of goals that derived from the Council Retreat. Under each goal that was listed, I developed some objectives. These are obviously draft objectives, so if Council has some comments, suggestions, or recommendations.

Mr. Fullenkamp: Did I hear something right, when are you going to start filling in these blanks? August 17th? Mr. Carpenter: No, it would be the next, July 20th. It would be the draft work plan. The schedule is August 17th. Well at the draft work plan, you guys would give me suggestions and feedback and then on August 17th would be the approval. If there are any other objectives or something I missed or you would like to see added, this is what I'm looking for. Mr. Fullenkamp: These were the six that were on? Mr. Carpenter: These were the six goals that were on that.

Mrs. Reynolds: On some, sir, you have completion dates, on others you don't have completion dates. Goal one is by 2019 and goal two is just to identify. When do you plan on identifying? Goal three you have a date that is due. Mr. Carpenter: Well the work plan would definitely show that. If you have suggestions and recommendations now, I can incorporate that into the work plan. Mrs. Reynolds: If we look at Goal one, develop and present to City Council a 2018/2019 budget and five year forecast. We don't know when you are going to do that. Mr. Carpenter: Yeah, it would be this year. Mrs. Reynolds: Okay. December 31? Mr. Carpenter: No. Mrs. Reynolds: Okay. Mr. Carpenter: I understand. Mrs. Reynolds: Okay. If we have dates that we know what it's for, but we don't have. When you set a goal, there are activities that help you meet that goal. There are financial constraints that you need to list or

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financial revenues that you need to meet that goal. There are timelines, by this date I plan to have this much done. Are we going to see that? Mr. Carpenter: That's all the work plan. Mrs. Reynolds: That's what we are going to see in that work plan? Mr. Carpenter: Yes. This is are we in agreement on the goals? Are we in agreement on the objectives? That's what this is. If we are all in agreement, then I come back with the work plan July 20th and say this is the timeline, this is the schedule.

Mrs. Reynolds: I wish you had given us just an example of your work plan on one of these so we could have seen how we are going to follow it through because I don't want you going to a lot of work if it is not something we are going to be able to understand or even work with. If you are wanting input from us, if we don't know how you are going to set everything up so it is understandable and able to follow and track. Mr. Carpenter: That would be the next meeting, the July 20th meeting. That's what you would see and we would discuss that and we could hash out. I just want to make sure these are the right goals and objectives. Mrs. Reynolds: So you are just asking if these are the right goals that we talked about at the meeting? Okay.

Mr. Smith: Yeah because at the retreat the facilitator laid out a three step plan as to setting the goals and objectives, then the work plan, and then the initiation of the work plan. Mr. Carpenter: This is the first benchmark is that I bring the draft goals here, get Council's feedback and approval and then I come back July 20th with the work plan in draft format. Then we discuss, I come back on August 20th with the approved after we have the discussion. Mr. Smith: That's the way I understood it. Okay.

Deputy Mayor Curp: I think if you take a look at #6 with Communications and go back to the workout from the facilitated session, I didn't think the Communications objective was this limited. I think earlier this evening we had discussion about communication out into the community and I thought that was part of what we talked about at the goal setting session. I'd like to see this expanded. It's not just communication with us; it's communication with the entire community. Then I would like for you to go back and take a look at applying that same approach to the other goals to see how those other goals and the bullets that you have underneath it, how those generate some higher form of accomplishment for the City. I think right now I am seeing more operational type things and strategic type things as far as getting out into the community and making a difference in the community.

For example, we identified the aesthetics of the community and we came back through that project by the professor from the University of Dayton that did his survey and I don't see the aesthetics in here. That's a key thing for moving the community forward is addressing some of those esthetics and maybe there imbedded in here somewhere and I just didn't read it as well as perhaps I should have, but that's the way I would like to see this go. Mr. Carpenter: Aesthetic wise, that would be the strategic plan, but I don't believe any of the goals address that directly. Mrs. Reynolds: Would you say that again, sir? Mr. Carpenter: The aesthetics, I said the closest thing would likely be the strategic planning. As far as the other goals, I'm not sure they directly addressed aesthetics. I guess it would be possible to add an objective under the infrastructure or something.

Deputy Mayor Curp: Some may be infrastructure items and some may be items that fall somewhere else. For example under marketing and communications, when you look at the professor's study if there are people who have a perception of Riverside then we take a look at what we do to change that perception. Part of it might be the aesthetics, but part of it is how we promote our image even if we don't change anything as far as infrastructure items that fall under the aesthetics. How do we formulate a message that creates an image that changes people's perceptions or creates a positive perception for those people who either have a negative perception or are just neutral and don't see anything about us, but nothing that stands out to them that would attract them to make Riverside their first choice of anything. Mr. Carpenter: I could do some type of marketing plan or a re-branding or something to that effect. Deputy Mayor Curp: You should sit down with a marketing person. Mrs. Lommatzsch: They are talking about you, Lori. I think Lori and I have already had some conversation along these lines in trying to figure out a message and communications and feedback from the community. That's part of my attempt in

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these meetings is to get some, I don't want to call it pushback, that's not the word I'm looking for. Mr. Denning: Input. Mrs. Lommatzsch: Well, input yes and listening. Just listening and seeing what people are saying and why they feel the way they feel. I think the outcomes of these kinds of things can lead to. We've done the branded thing. What have we rebranded three times, I believe? So we definitely have a challenge in front of us and we've got to turn it around, folks.

Deputy Mayor Curp: Any more comments or guidance? Give some additional thought to what you have seen and what you have heard this evening and give the Manager additional comments and guidance, if you will. Call him up, send him an email, but if there are additional things or adjustments to these that you want to see then get those to him.

There were no additional comments from Council.

ITEM 20: PUBLIC COMMENT ON NON-AGENDA ITEMS:

Mr. David Coterel of Fairfax Avenue requested to speak before Council regarding 4505 Byesville zoning.

Mr. Coterel: You guys are recording this, aren't you? Comments from the people, you are recording it? Ms. Arnold: We always do. Mr. Coterel: I want to go back into some stuff at 4505 Byesville Boulevard as for the violation and zoning violations, that your representatives that can't find anything on or don't know how to do it or whatever, I don't know. Greg Salmons, 4505 Byesville Boulevard Drive and April 4th zoning violations. Violation to maintain the property with outdoor storage of junk, car parts, tractors, trailers, semi-trucks, and inoperable and unlicensed motor vehicle, which is residential zoning. It's always been residential zoning in '95. I can't go through all this here. Since the 3rd of '95, Greg Salmons appeared in court and pleaded that his violation was cleaned up, but the case was back to Mrs. Brazier and to the Judge that this was not true. The case number on this is CRB 9500473. He was put into court twice, which he didn't show up, and when he got out of it he sold the property to Mike Stumpff.

The thing of it is here in April 5th of '95, Greg Salmons was parking and storing trucks in residential district. March or 7th of '95, unlicensed/inoperable vehicles, semi-trucks in residential district, car parts and debris. June 6th of '95, Greg Salmons operating repair garage in residential district, dismantling vehicles in a residential district, outdoor storage of car parts, junk, and debris. June 14th of '95, truck repair in residential district, operating truck business in residential district. January 1st of '96 is when Mike Stumpff took this over. He had a fence without permit, barbwire on fence was not permitted. That's where he did the back section of the property where the garage is. November 13th of '98, unlicensed/inoperable vehicles, tractor trailer in residential district, outdoor storage of wood and metal, which is minor compared to what there is now. Now he had an eight foot fence built that took him the old CC Railroad and Canal section, about three properties along the back of Byesville. He had an eight foot fence put up there, which he didn't have a permit in the first place, but they gave it to him afterwards. Okay, now my whole point is this man in that eight foot fence area right now.

Well, I'll give you some more here. 4505 Byesville, this was November 6, 1998, observed several unlicensed vehicles, an ambulance, a tow truck, a trailer with bicycles, and a tractor trailer. There were also outdoor storage of scrap wood and metal. Please advise what steps should be taken. This was from Jeffrey Jones. The whole point is I could read a lot of this here. The whole point is right now in that fenced area, you've got a bus, box trucks, campers, junk cars and I mean plenty of junk cars, and the area that you can see through the back section of the fence before you go into that metal fence, you've got unlicensed operated vehicles there, junk cars, two flatbed tow trucks, the big ones where they drop the thing down, plus regular tow trucks and it has never been changed unless you guys changed it and you got people that can't check this out before they make a decision on this. Right now you've got a ton of junk cars in there and he's tearing them down in there for the parts and everything. He takes the parts down on Springfield Street in the store down

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there to sell the parts, but I also was wondering what he was doing with the oil and the gas that he's stripping out of these vehicles and everything. This has been going on and on and on, now everybody has complained down there about this, but nobody seems to be getting anything done about it.

The Zoning people, I don't know where the heck they are coming from when they couldn't have figured this out in the first place. I have told all of these people all of this all along. I even told Mayor Flaute and all of them. Mike Smith, you remember the time I was in here? I explained all that to them. I am 75 years old. I've lived in that neighborhood all my life. You can't tell me what the heck is going on and what isn't going on and why they are getting by with this. You ought to go over and check it out. Zoning guy, he says he can't check out over the top of the metal fence. Come on, give me a break. There are more ways to check that out. Somebody is not doing their job and this is my whole point. It's really getting aggravating. When you go down through there and you guys want to write up somebody that's got a trailer not setting on concrete and you've got a full size junk yard and I mean a full size junk yard because most of the junk cars that he had down on Springfield Street on the lot that he had down there too. He lost the right to have them in there and he's dragging them all up here now. Hey, what's going on? You guys can't do anything? The property guy can't do anything? The zoning guys can't do anything? You tell me what the heck is going on?

Deputy Mayor Curp: I'll tell you what we will do, we will have the City Manager and the staff take a look at the zoning that's been in place there. Mr. Coterel: I'm sorry, I can't hear you. Deputy Mayor Curp: We will have the City Manager and the staff take a look at the zoning that has been in place there, what's been permitted as proper uses for the property under those zoning classifications, what's not, we will make sure we communicate what we found to you, and we will go from there. Mr. Coterel: Let me run something else by you. I don't want to hear anything about grandfathered because there is no way that can be grandfathered, period, especially when they live. We are going all the way to 1998. Do you understand where I'm coming from? Deputy Mayor Curp: I hear you clearly.

Mr. Coterel: If you guys want to clean the neighborhood up, why are you letting this crap go? You know what I really feel, and this is my honest opinion and this all started with the City Manager that you guys got rid of Bryan Chodkowski, was that his name? Right? Deputy Mayor Curp: Go ahead with your message. Mr. Coterel: This all started with him making a decision that he didn't know what the heck he was doing and it's been followed up by the people that have followed him and everything. They should have never given them a business in there because it has never been a business in there until you guys probably gave it to him, what a year or so ago? Which is crap. Now you want to clean the neighborhood up? Let's do it. Deputy Mayor Curp: Alright, thank you very much.

Mr. Fullenkamp: Mr. Mayor, I'd like Council to get all the documents that are shared with Mr. Coterel. I would like Council to see what Mr. Coterel is given as a result of the investigation of what is going on. Deputy Mayor Curp: Sure. Alright. Mr. Fullenkamp: Thanks. Mr. Smith: Do you need us to make a copy of those, Mr. Coterel? Mr. Coterel: I need these. Mr. Smith: Okay. Do you have those we can copy though? Mr. Coterel: You guys can make copies of them, yeah. Mr. Smith: We will do that right after the meeting. Thank you.

Mr. Frank Smith of Byesville Boulevard requested to speak before Council regarding the dust issue.

Mr. Frank Smith: Mr. Mayor and City Manager, I want to thank you for the spray you did. It worked somewhat. It's definitely needing sprayed again and I didn't get back with you because I have been out of town, but it has been raining also. The initial spraying did help, but I noticed after about a week after you did it the dust was raising again. Like I said, it has been raining pretty much since. As soon as the rain stops it is going to need sprayed again, but I do appreciate the Council's help and what you did do. We need to keep it up because the more spray you do, the more that it is

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going to help. Mr. Carpenter: We intend to do more. Mr. Frank Smith: It did work, so thank you.

Mrs. Reynolds: Mr. Smith, you said the spraying is helping? Mr. Frank Smith: Yes, it did. When they put the first spray down, it did help. I noticed after about a week and I think Steven will agree, after about a week especially as dry as it was. I noticed a truck come in and the dust was really, but it started raining again. Thank you very much.

Mrs. Reynolds: Mr. City Manager, how many applications did we put? Mr. Carpenter: We put one down and we used approximately 50 gallons. We intend to do more than that. Like I said, this is a trial and error. I appreciate the feedback. Mr. Smith: We have had some pretty heavy rain since then and that's probably washed everything away. Mr. Frank Smith: Well but with this stuff, the more you spray the more it will soak in so it will absorb some of that. The more you put down, the more that it is going to pack it in and help hold it longer the more applications that you do the better it will be. Mrs. Reynolds: Mr. City Manager, if you could just stay on that and make sure if that is the case and it keeps getting better maybe eventually we won't have to do anything then. Mr. Carpenter: That would be ideal. Mrs. Reynolds: That would be good. Thank you, Mr. Miller. I appreciate you bringing that forward to us.

There were no additional requests to speak before Council.

ITEM 21: COUNCILMEMBER COMMENTS:

Mrs. Lommatzsch: I just have MVMAA thanks for the support of the golf tournament again. It was most successful. There is a tour at the base on the 20th. It's a behind the gate tour. As of yesterday there were still two available seats. 8:00 in the morning until 1:00 and that meets at the Hope Hotel. I can't go, I'm working. If anybody would like to try to get on that tour, there's still time and you only will need your driver's license because you will be escorted and don't have to go through all the stuff. Their newsletter with all the details about the golf tournament is online, they are not mailing them out anymore, but it is available online. I will leave this copy here if anybody wants to read it.

Mrs. Reynolds: Thank you, Mayor Curp, I appreciate that. First of all, gentleman, Sunday is an important day, Happy Father's Day to everyone and everyone have a good Father's Day. Thank you all for being fathers, you know.

I think, Mayor, it would be remiss of us if we didn't remember what went on in Washington this week and some of the sadness that our Congress has suffered. Hopefully they played a great game tonight and it went well. I want to get home and see that game they were playing tonight. Guys, let's try to be kind to one another. It's just harsh words are hard to forget and I think that is what we have seen over this last few weeks and few months all across the world, all across every nook and cranny there is. Let's try to do our part and hope that nothing ever happens like that again. To know that people are in pain, I don't know if the Congressman will even live. He seems to be in very bad shape and that's sad. That's truly sad, especially to think it is because one person politically was mad at another person politically. How very stupid is that? That's what we need to think of, that's just not right. Fuss at me all you want to as your political person, I can take that. Just please don't shoot me. That's it. Tell me I'm wrong. Tell me I'm wrong for being a Republican. Tell me you hate what I do. I can take that. I can take it, but I need to come home to my family at night just like that Congressman needed to go home to his family. It trickles down guys. We are all politicians. We are all public servants just like he was. Thank you, Mayor. I appreciate that. Deputy Mayor Curp: Good words. Anybody else?

There were no additional comments from Council.

ITEM 22: EXECUTIVE SESSION

- A) Discussion with Legal Counsel - Section 103.01(d)(3): *Conferences with any attorney representing the City as counsel, concerning*

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disputes involving the City, its Council, boards, commissions, officials, and employees that are subject of pending or imminent court action or discussion of any matters where are properly covered under the attorney-client privilege as recognized by the law of Ohio.

- B) Personnel Matter – Section 103.01(d)(1): *Unless the City employee or official requests a public hearing; to consider the appointment, employment, dismissal, discipline, promotion, demotion or compensation of a city employee or official or the investigation of charges or complaints against a City employee or official.*
- C) Clerk’s Annual Review – Section 103.01(d)(1): *Unless the City employee or official requests a public hearing; to consider the appointment, employment, dismissal, discipline, promotion, demotion or compensation of a city employee or official or the investigation of charges or complaints against a City employee or official.*

A motion was made by Mrs. Lommatzsch to enter into executive session for the reasons stated on the agenda. Mr. Denning seconded the motion.

There was no discussion on the motion.

A roll call vote was as follows: Mrs. Lommatzsch, yes; Mr. Denning, yes; Deputy Mayor Curp, yes; Mr. Fullenkamp, yes; Mrs. Reynolds, yes; and Mr. Smith, yes.

Motion carried.

Deputy Mayor Curp: I do not expect that there will be any formal business transacted once the Executive Session is over. We will simply come out and adjourn. I would imagine our Executive Session will probably be around an hour. You are more than welcome to wait, if you would like to do so. I do not expect that there will be any formal action taken by the Council. Mrs. Reynolds: If you all talk fast, it might be 45 minutes. Deputy Mayor Curp: Thank you all for coming out this evening.

Executive Session began at 8:51 p.m. and ended at 9:53 p.m.

ITEM 23: ADJOURNMENT:

A motion was made by Mrs. Reynolds to adjourn. Mr. Denning seconded the motion. There was no discussion on the motion.

All were in favor; none were opposed. The meeting was adjourned at 9:53 p.m.

William R. Flaute, Mayor

Brenna Arnold, Clerk of Council