



**CITY OF HUBER HEIGHTS
STATE OF OHIO**

**City Council Meeting
Regular Session
November 8, 2021
7:00 P.M.**

City Hall - Council Chambers - 6131 Taylorsville Road

1. **Call The Meeting To Order - Mayor Jeff Gore**
2. **Invocation - Rabbi Leibel Agar Of The Beth Jacob Synagogue At 7020 North Main Street, Dayton, Ohio**
3. **Pledge Of Allegiance**
4. **Roll Call**
5. **Approval Of Minutes**
 - A. City Council Meeting Minutes - October 25, 2021
6. **Special Presentations/Announcements**
7. **Citizens Comments**
8. **Citizens Registered to Speak on Agenda Items**
9. **City Manager Report**
10. **Pending Business**
 - A. An Ordinance Amending Certain Sections Of Part Five, General Offenses Code, Of The City Code Of Huber Heights.
(second reading)

- B. An Ordinance Amending Certain Sections Of Part Fifteen, Fire Prevention Code, Of The City Code Of Huber Heights.
(second reading)
- C. A Resolution Authorizing The City Manager To Enter Into A Lease Agreement With The Huber Heights Girls Softball Association For The Use Of Sports Fields At Thomas Cloud Park And Monita Field Park.
(second reading)

11. **New Business**

CITY COUNCIL

Anthony Rodgers, Clerk of Council

- A. A Motion To Approve The 2022 Council Work Session And City Council Meeting Schedules.
- B. A Resolution Authorizing The City Manager To Enter Into A Contract With The Miami County Public Defender Commission To Provide Statutorily Required Legal Counsel To Indigent Persons For Fiscal Year 2022.
(first reading)
- C. An Ordinance Amending Certain Sections Of Part Nine, Streets And Public Services Code, Of The City Code Of Huber Heights.
(first reading)

ADMINISTRATION

Scott Falkowski, Interim City Manager

- D. An Ordinance Amending Ordinance No. 2020-O-2453 By Making Supplemental Appropriations For Expenses Of The City Of Huber Heights, Ohio For The Period Beginning January 1, 2021 And Ending December 31, 2021.
(first reading)
- E. An Ordinance For Making Appropriations For Expenses Of The City Of Huber Heights, Ohio For The Period Beginning January 1, 2022 And Ending December 31, 2022.
(first reading)
- F. A Resolution Authorizing The City Manager To Enter Into An Agreement With The Montgomery County Sheriff's Office ("Sheriff") For Fair Share Server Replacement Costs With The Montgomery County Regional Dispatch Center ("RDC") In An Amount Not To Exceed \$11,500 Per Year With An Annual Increase Of 3% Through December 31, 2026.
(first reading)
- G. A Resolution To Increase The Not To Exceed Contract Amount And Authorizing The City Manager To Enter Into A Contract Modification With Suez Water Environmental Services, Inc. For Fiscal Year 2022.
(first reading)

- H. A Resolution Authorizing The City Manager To Enter Into Contracts For Preparation Of Engineering Plans And Specifications For The Design Of The East Water Main And The Sanitary Sewer Extension Projects.
(first reading)
- I. A Resolution Authorizing The City Manager To Solicit Bids For The Provision Of Janitorial Services For The City Hall, Police Building, Senior Center, And The Montgomery County Municipal Court Facility.
(first reading)
- J. A Resolution Authorizing The City Manager To Solicit Bids For A Four-Year Contract For Mowing And Maintenance Of City Parks And Specified Properties.
(first reading)

12. **City Official Reports and Comments**

13. **Executive Session**

14. **Adjournment**

AI-7928

Minutes A.

City Council Meeting

Meeting Date: 11/08/2021

Approval of Minutes - 10/25/21

Submitted By: Anthony Rodgers

Department: City Council

Council Committee Review?: None

Date(s) of Committee Review: N/A

Audio-Visual Needs: None **Emergency Legislation?:** No

Motion/Ordinance/ N/A

Resolution No.:

Agenda Item Description or Legislation Title

City Council Meeting Minutes - October 25, 2021

Purpose and Background

Approval of the minutes from the October 25, 2021 City Council Meeting.

Fiscal Impact

Source of Funds: N/A

Cost: N/A

Recurring Cost? (Yes/No): N/A

Funds Available in Current Budget? (Yes/No): N/A

Financial Implications:

There are no financial implications to this agenda item.

Attachments

Minutes

Huber Heights City Council

In Council Chambers
6131 Taylorsville Road

October 25, 2021

1. Call The Meeting To Order - Mayor Jeff Gore

The Huber Heights City Council met in a Regular Session on October 25, 2021. Mayor Jeff Gore called the meeting to order at 7:00 p.m.

2. Invocation - Pastor Randy Griffith Of The Free Methodist Church At 6875 Old Troy Pike, Huber Heights, Ohio

3. Flag Ceremony - Wayne High School Junior ROTC Honor Guard

4. Pledge Of Allegiance

5. Roll Call

Present: Richard Shaw, Kathleen Baker, Mark Campbell, Nancy Byrge, Glenn Otto, Ed Lyons, Andy Hill, Don Webb, Mayor Jeff Gore

6. Approval Of Minutes

A. City Council Meeting Minutes - October 11, 2021

7. Special Presentations/Announcements

There were no Special Announcements or Presentations this evening.

8. Citizens Comments

Karen Bokma said she resides in Ward 4 and she has concerns with the quality of the water. She said on September 22, 2021, she turned the water on and there was oil in the water. She said she and her husband submitted a water sample for testing to an independent lab certified in the State of Ohio. She said the thought was it was related to the Cure In Place Piping (CIPP) due to the chemical makeup and having the water system opened to possible contamination during recent placement. She said the sample grew a pathogen, an organism that can cause illness. She said in speaking to the lab director multiple times, she had many questions answered concerning how contaminants enter into water systems and what the public can do to protect themselves. She quoted information from the National Center for Biotechnology Information through the U.S. National Library of Medicine stating breaks or leaks can lead to low pressure events and when repaired, pathogens can enter the systems. She said the size of the scale is unknown as the water sample was a snapshot in time and there is no idea how long this has been going on or how many people have been affected or will be affected moving forward. She said this pathogen should not be in the water. She read a statement from the 2020 Huber Heights Drinking Water Report and according to the report, the Huber Heights raw water supply has a high susceptibility to contamination due to a relatively thin layer of clay overlaying the aquifer, the shallow depth of the aquifer, and potential contaminant sources in protected areas. She said adding and opening the water system and introducing CIPP through the City's pipes and the high number of water main breaks is a perfect storm for this to occur. She said residents should have safe potable water without having to be concerned with using the municipal water. She said she has taken the recommendations from the lab director seriously and has implemented those recommendations in her home. She said her hope is this information raises awareness.

Mr. Shaw asked Mrs. Bokma for the reports and communications with the lab to put on record with Council so these documents can be distributed to Council and the City Manager for review.

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Anthony Rodgers asked Mrs. Bokma to send the documents to him for distribution.

Janell Smith said she is a Ward 2 resident and she is extremely concerned with the water supply in the City. She said, in 2018, legislation was passed by Council to increase the water pressure and implement water softening throughout the City and she said those initiatives never went through the Citizens Water and Sewer Advisory Board. She said she was opposed to the measures and that there are major infrastructure concerns not being addressed appropriately. She said in July, 2018, Assistant City Manager Scott Falkowski spoke to Council regarding the water study and stated some of the older streets have older water lines which will need to be replaced. and in this opportunity to replace the water lines, the streets would be replaced at the same time. She said that is not what is happening. She said portions of Hubbard Drive were resurfaced last fall, but the water lines were not replaced. She said the same area has experienced eight water main breaks since then resulting in extensive taxpayers' expense to dig up a brand-new road. She said each time the water main breaks, these failures introduce contaminants and pathogens into the water supply, and some of these contaminants are not being tested by the City. She said boil advisories do not alleviate all of the bacteria that causes significant health issues especially for those who are immunocompromised. She said in a global pandemic living environment, it is more crucial to have clean water. She addressed the statement from the 2020 Drinking Water Report that Mrs. Bokma spoke to. She said she is concerned members of this Council are not on the same page and she presented social media comments from Mrs. Byrge and Mayor Gore that she said contradicted each other as to whether the City was aware of the possibilities before implementing the water pressure and water softening projects. She said Council was made aware of the issues, but she does not believe the proper course of action was taken. She said her last concern is related to the potential annexation of Bethel Township. She said the annexation would require Huber Heights to support another 900 homes, yet the City appears to be struggling to maintain what it already has. She said the infrastructure seems to be collapsing, and safety services appear to be stressed to the maximum. She asked how can the City support 900 more families without dramatically increasing taxes. She said the residents at Parktowne and Carriage Trails are paying for infrastructure through four different methods. She said the Mayor has repeatedly called her a liar and one of his very close friends is stating the current water situation will be used as a political platform. She said infrastructure is not a puppet or tool to be used as anything other than what it is - essential to residents' health, safety and well-being.

Interim City Manager Scott Falkowski said he would like to discuss the water, and he said he has an update in his City Manager Report tonight on these issues.

Beth Van Haaren said at the September 27, 2021 City Council Meeting, Council stated the City did not request this annexation. She said at the October 11, 2021 City Council Meeting, Council debated whether the City could rescind the statement of services resolution passed on September 13, 2021 and asked Mr. McDonald to research the issue further. She said on October 21, 2021, Mr. McDonald issued a statement that he "finds no legal way to stop the annexation process prior to the approval of the annexation by the County." She said Mr. McDonald said, "It is my opinion that the City's sole option to stop annexation from taking place is to vote against the annexation under Section 709.04 after the County provides an approved annexation petition to the City for a final decision." She requested that Council vote against the annexation. She said she wanted to clarify Section 4.9 of the DEC Amended and Restated Development Agreement which states the developer will at the request of the City file any necessary petitions with the City to annex such real property into the City. She said someone on Council said the property owners filed the petition, and that the City had nothing to do with it. She said in the email chain she has, it indicates Bill Keethler and Ken Conaway of DEC Land Company were very much involved with the filing. She asked if the City is breaking the agreement or is DEC breaking the agreement, because somebody had to request this annexation.

Julie Reese said she is a Bethel School Board member, but she is not here representing the Bethel School Board. She said she is opposed to annexation as schools cannot keep pace with the number of new students. She said Bethel Township does not control the roads in the township and the roads are currently not designed to handle the additional traffic. She said residents choose to live in Bethel Township because they like rural living, green space, farmland, and the small school feel. She asked Council to please develop the land the City already owns rather than turning their country lifestyle into a

city lifestyle. She said Huber Heights will get all the tax money, and Bethel Township will get all the burden. She said it is public knowledge that the Bethel School Board passed a resolution and submitted it to Miami County opposing the annexation.

Jennifer Dilk said she values her time in Huber Heights and enjoys the amenities and appreciates Council for encouraging businesses to grow with Huber Heights. She talked about the COVID-19 mandates and guidelines of 2020. She said she is medically exempted from wearing a mask, but she cannot go to the doctor, take her kids to the dentist, cannot ride a bus, or freely visit any establishment. She said she began homeschooling her children and was able to go to the library upon reopening, but was denied shortly thereafter because Dayton Metro Library's policy changed to reflect Dayton's policy. She is not allowed to enter the library and has been asked to use curbside pickup. She asked if the City of Huber Heights supports separate is equal. She said she has tried to work with the library to obtain special hours. She said she had a meeting with the Mayor and addressed multiple laws that were violated, and the Mayor said he would look into this issue with the Law Director. She said she has not heard from the Mayor. She said libraries fall under state responsibility and as of June 18, 2021, there is no longer a state of emergency. She said if Huber Heights is a City to be known for honoring veterans and identifying and denouncing all forms of discrimination, she asked Council to fix this issue as Huber Heights does not follow other city's ordinances. She said the public library is not a private company. She asked Council to end this discrimination.

9. Citizens Registered to Speak on Agenda Items

Clerk of Council Anthony Rodgers said one person is registered to speak on Item 12-M.

10. City Manager Report

Interim City Manager Scott Falkowski said Sunday, October 31, 2021 is Trick or Treat throughout the entire City of Huber Heights. He said leaf pickup begins November 1, 2021 and there will be at least two passes depending on the weather. He instructed residents to follow the City's Facebook page as to the leaf pickup routes and to push leaves out to the curb, but not in the street. He said Huber Heights is part of Tri-Cities which is Huber Heights, Tipp City, and Vandalia which share a plant for waste/sewer treatment. He said there is a grant award for infrastructure from the State of Ohio and Tri-Cities was contacted last week to be notified it will be awarded a grant at the plant for the lining of some of the sanitary sewers and main lines that come down through the area. He said this grant will save residents money that will not have to be paid to treat water coming through the old river structure. He said Governor Dewine will present the award tomorrow at 1:00 p.m. He said Dayton.com is having its annual awards for different venues and businesses. He said a lot of local businesses are up for "best of" in the area. He asked residents to vote for their local favorites. He said he was planning to give an update on water main breaks, but there is some additional information he will add in due to the previous comments by residents. He said regarding comments from Mrs. Bokma, he will check with Suez Water to get the reports when that issue was brought to the attention of the water department and get that information to Council. He said if residents notice water coming up out of the ground to contact Suez Water at (937) 233-3292 and that number works 24 hours a day. He said the Water Department and the Engineering Division have been tracking and mapping the breaks and addressing areas that need the most attention first and he explained the process. He said the most breaks are in areas where cast iron was used in areas with corrosive soils. He said the City currently specifies ductile iron piping which is less corrosive and more flexible. He said this year, a pilot program was launched for the lining of water mains and the information was passed on by Ms. Baker as her ward had more breaks than others, and that is where the pilot program was started. He said infrastructure money was put into the lining which produced a savings of approximately 25 percent over water main replacement. He said the City Engineer is budgeting for more lining next year and beyond. He said at a previous meeting, Mr. Campbell and Mr. Shaw asked for faster solutions, and he said City Staff are looking for expedited ways to fund expanded projects. He said one of those ways comes from extending the Montgomery County TIF which allows for millions of dollars in infrastructure spending. He said City Staff anticipates bringing in State

Representative Phil Plummer to assist with state funding. He explained what happens with a water main break, and he said once repaired, that area is flushed and Suez Water sends the water out for testing from every water main break. He said the Ohio EPA also gets a copy of those reports. He said there was a question about the water mains potentially being replaced during the streets projects. He said that work has been done, but not on every street where the water main is replaced. He said on Hubbard Drive there were not as many main breaks prior to the street program, sometimes it happens after, and you cannot anticipate that issue. He said the City has aging infrastructure. He said the forever chemicals talked about on the news are not in the Huber Heights groundwater area. He said, regarding a comment about the potential for chemicals getting into the raw water, he explained the treatment process prior to water going out to the public. He said all the water is tested and sent to the Ohio EPA and is part of the Water Quality Report. He said he will look more into the house with oil in the water. He said when someone is called about an issue, Suez Water will go out to the house and check the spigot outside the house compared to the faucets inside the house.

Mrs. Byrge asked how often the Water Quality Report is distributed.

Mr. Falkowski said the report is done yearly, and he will check into and send out the 2021 report to Council.

Mr. Otto asked if there is any way to inspect pipes for the section of the road being repaved to see if an issue is there because it could be disturbed by the heavy equipment.

Mr. Falkowski said water lines are different than sanitary sewer lines and sanitary sewer lines can be inspected by camera. He said water lines are under pressure and cameras cannot be put in there as the lines are active. He said he would look into diverting and inspecting the lines at Mr. Otto's request.

Mr. Otto said he and Mr. Shaw had brought up conversations about the Taylorsville Road Hardfill. He said he lives in that area and smells come from there which would be difficult to come purely from hardfill. He asked about the status of the hardfill because he thought something was mentioned about it being closed or coming up on closing, and it is next to the City's water supply.

Mr. Falkowski said the City has a zoning overlay for the well field protection area. He said there are special restrictions in that area. He said in the existing Taylorsville Hardfill site, there are monitoring wells that are regularly checked and that information is sent to the Ohio EPA, and to his knowledge, there have been no violations. He said regarding the status of the hardfill site and a closure date, he will look into that issue.

Mayor Gore asked how much money is involved with the extension of the TIF and asked if it all can be used for infrastructure.

Mr. Falkowski said the TIF is generating over \$40 million and infrastructure is one of the main things TIF dollars are spent on.

Mayor Gore asked what are the restrictions on where that money can be used.

Mr. Falkowski said it has to benefit the TIF area; and streets, sewers, and water lines benefit the whole City. He said in general, it could be used for repaving Old Troy Pike, Brandt Pike, or replacing a water pipe that connects between the two - those types of things that benefit the whole City.

Mayor Gore said when Mr. Shaw and Mr. Campbell challenged City Staff to come up with an expedited way to handle these water issues, main breaks and things like that, he said all but one person on Council voted yes to extend that TIF for the \$45 - \$60 million that can be used directly to improve infrastructure. He said everyone needs to be aware that Council passed this legislation for an additional \$45 - \$60 million over the course of the next thirty years to handle infrastructure and that legislation passed 7-1.

11.

Pending Business

There was no Pending Business this evening.

12.

New Business

CITY COUNCIL

Anthony Rodgers, Clerk of Council

- A. A Motion To Appoint Seth Brewer To The Citizens Water And Sewer Advisory Board For A Term Ending January 1, 2023.

Clerk of Council Anthony Rodgers said this appointment was a recommendation of the City's interview panel. He said the background check has been completed, and he would recommend Council taking action on this motion this evening.

Mayor Gore said the Council Work Session recommendation was to adopt this item this evening.

Mr. Shaw moved to adopt; Mr. Campbell seconded the motion. On a call of the vote, Ms. Baker, Mr. Campbell, Mrs. Byrge, Mr. Otto, Mr. Lyons, Mr. Hill, Mr. Webb, and Mr. Shaw voted yea; none voted nay. The motion passes 8-0.

- B. A Motion To Appoint Laura Shelton To The Arts And Beautification Commission For A Term Ending June 30, 2022.

Clerk of Council Anthony Rodgers said the background check has been completed and it is the recommendation of the City's interview panel to make this appointment this evening.

Mayor Gore said the Council Work Session recommendation was to adopt this item this evening.

Mr. Hill moved to adopt; Mr. Otto seconded the motion. On a call of the vote, Mr. Campbell, Mrs. Byrge, Mr. Otto, Mr. Lyons, Mr. Hill, Mr. Webb, Mr. Shaw, and Ms. Baker voted yea; none voted nay. The motion passes 8-0.

- C. A Resolution Authorizing The Interim City Manager To Enter Into An Agreement With Baker Tilly US, LLP To Conduct A Search Process For The City Manager Position.
(first reading)

Mr. Rodgers said this item was discussed at the last Council Work Session. He explained the search process for the City Manager position. He said after discussion, Council had narrowed it down to two firms which were interviewed. He said Council recommended pursuing an agreement with Baker Tilly US, LLP for this search process.

Mayor Gore said the Council Work Session recommendation was to adopt this item this evening.

Mrs. Byrge moved to adopt; Ms. Baker seconded the motion. On a call of the vote, Mrs. Byrge, Mr. Otto, Mr. Lyons, Mr. Hill, Mr. Webb, Mr. Shaw, Ms. Baker, and Mr. Campbell voted yea; none voted nay. The motion passes 8-0.

- D. An Ordinance Amending Certain Sections Of Part Five, General Offenses Code, Of The City Code Of Huber Heights.
(first reading)

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In Council Chambers
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Mr. Rodgers said this item is a set of recommendations for amendments to Part Five - General Offenses Code of the City Code that were presented by the City's Ordinance Review Commission. He said these recommendations were discussed in detail at the last Council Work Session. He said the recommendation is to pass this item to a second reading to allow for any additional public comment before adoption by Council at the next meeting.

Mayor Gore said the Council Work Session recommendation was to pass this item to a second reading. He said this item will be passed to a second reading.

- E. An Ordinance Amending Certain Sections Of Part Fifteen, Fire Prevention Code, Of The City Code Of Huber Heights.
(first reading)

Mr. Rodgers said this item is a set of recommendations to Part Fifteen - Fire Prevention Code of the City Code made by the City's Ordinance Review Commission. He asked for this item be passed to a second reading to allow for further public comments before adoption of the legislation.

Mayor Gore said the Council Work Session recommendation was to pass this item to a second reading. He said this item will be passed to a second reading.

- F. A Public Hearing Scheduled For October 25, 2021 By The Huber Heights City Council As Required By Section 147(f) Of The Internal Revenue Code Of 1986 As Amended With Respect To The Proposed Issuance By The Public Finance Authority Of Tax-Exempt Health Care Facilities Revenue Bonds, Series 2021 (SLF Huber Heights LLC Obligated Group Project) In One Or More Series In An Amount Not To Exceed \$30,000,000.

Mayor Gore opened the public hearing.

Mr. Falkowski said Ms. Julie Konieczny, an attorney from Dinsmore and Shohl, is here to discuss and answer any questions.

Ms. Konieczny said she is acting as bond counsel on this transaction. She said she was here in July, 2021 on this same matter. She said she is back because at that time, Council approved a principal amount not to exceed \$26,000,000, and after consideration the amount may go up to \$30,000,000, so this item needs additional approval. She said to reiterate the most important things she said in July, the City's approval is only needed because of a provision of the Internal Revenue Code that requires an authorized elected representative to approve this project because it will be taking place in Huber Heights. She said in no event will the City be liable for these bonds and the bonds are not general obligations, debt, or bonded indebtedness of the City. She said the holders of the bonds will not have the right to have taxes levied by the City for payment of the bonds. She said all payments will be made only from funds provided by the borrower or its affiliates. She said no taxpayer dollars will be pledged or used to pay back the bonds, and these bonds in no way affect the ability of the City to issue bonds for its own purposes.

Mayor Gore asked Mr. McDonald for any comments or additional information.

Seeing none, Mayor Gore asked if there was anyone present to speak in favor of the approval of this issue.

Seeing none, Mayor Gore asked if there was anyone present to speak against the approval of this issue.

Seeing none, Mayor Gore asked if there was any member of City Council to make comments or to provide additional information.

Seeing none, Mayor Gore asked one last time if there was anyone to speak in favor of or against the approval of this issue.

Mayor Gore said, barring further comments in the TEFRA public hearing as required by Section 147(f) of the Internal Revenue Code of 1986 by the Huber Heights City Council,

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the public hearing is hereby closed.

ADMINISTRATION

Scott Falkowski, Interim City Manager

- G. An Ordinance Giving Applicable Elected Representative Approval In Connection With The Issuance Of Tax Exempt Bonds By The Public Finance Authority, And Declaring An Emergency.
(first reading)

Mr. Falkowski said this is the ordinance that goes along with the prior public hearing. He said the request is to approve this item tonight.

Mayor Gore said the Council Work Session recommendation was to waive the second reading and adopt this item this evening.

Mr. Hill moved to waive the second reading; Mrs. Byrge seconded the motion. On a call of the vote, Mr. Otto, Mr. Lyons, Mr. Hill, Mr. Webb, Mr. Shaw, Ms. Baker, Mr. Campbell, and Mrs. Byrge voted yea; none voted nay. The motion passes 8-0.

Mrs. Byrge moved to adopt; Mr. Shaw seconded the motion. On a call of the vote, Mr. Lyons, Mr. Hill, Mr. Webb, Mr. Shaw, Ms. Baker, Mr. Campbell, Mrs. Byrge, and Mr. Otto voted yea; none voted nay. The motion passes 8-0.

- H. An Ordinance Authorizing Transfers Between Various Funds Of The City Of Huber Heights, Ohio And Amending Ordinance No. 2020-O-2453 By Making Supplemental Appropriations For Expenses Of The City Of Huber Heights, Ohio For The Period Beginning January 1, 2021 And Ending December 31, 2021.
(first reading)

Mr. Falkowski said this item is an ordinance for supplemental appropriations. He said there are a couple of retirements that were not known about prior to last year's budget, Kroger Aquatic Center improvements, refinancing of the water bonds, a transfer from FEMA Fund to the Fire Fund for reimbursement of funds for a Hurricane Laura deployment, City Manager search firm fees, and an increase in legal expenses throughout 2021.

Mayor Gore said the Council Work Session recommendation was to waive the second reading and adopt this item this evening.

Ms. Baker moved to waive the second reading; Mrs. Byrge seconded the motion. On a call of the vote, Mr. Hill, Mr. Webb, Ms. Baker, Mr. Campbell, Mrs. Byrge, Mr. Otto, and Mr. Lyons voted yea; Mr. Shaw voted nay. The motion passes 7-1.

Mr. Campbell moved to adopt; Mrs. Byrge seconded the motion. On a call of the vote, Mr. Webb, Mr. Shaw, Ms. Baker, Mr. Campbell, Mrs. Byrge, Mr. Otto, Mr. Lyons, and Mr. Hill voted yea; none voted nay. The motion passes 8-0.

- I. An Ordinance Providing For The Refinancing, Defeasance And Redemption Of The City's Outstanding Water System Improvement Revenue Bonds, Series 2013A (Tax-Exempt) By Authorizing The Application For And Acceptance Of A Loan From The Ohio Water Development Authority In The Maximum Amount Of \$4,470,000 For The Purpose Of Refinancing Those Bonds, The Execution Of A Related Cooperative Agreement And Escrow Agreement And The Use Of Such Other Monies Of The City's Water Utility For That Purpose, And Declaring An Emergency.
(first reading)

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Mr. Falkowski said this ordinance is for the refinancing of bonds from a current rate of 4.7 percent down to an estimated rate at 1.7 percent. He said the City would realize a total savings of \$1.5 million over the life of the loan.

Mayor Gore said the Council Work Session recommendation was to waive the second reading and adopt this item this evening.

Mr. Webb moved to waive the second reading; Mr. Shaw seconded the motion. On a call of the vote, Mr. Shaw, Ms. Baker, Mr. Campbell, Mrs. Byrge, Mr. Otto, Mr. Lyons, Mr. Hill, and Mr. Webb voted yea; none voted nay. The motion passes 8-0.

Mrs. Byrge moved to adopt; Mr. Campbell seconded the motion.

Mr. Webb complimented City Staff and Mr. Bell for the great amount of savings for the community. He asked Mr. Falkowski to make sure Mr. Bell knows how much Council appreciates him.

On a call of the vote, Ms. Baker, Mr. Campbell, Mrs. Byrge, Mr. Otto, Mr. Lyons, Mr. Hill, Mr. Webb, and Mr. Shaw voted yea; none voted nay. The motion passes 8-0.

- J. An Ordinance Providing For The Refinancing, Defeasance And Redemption Of The City's Outstanding Water System Improvement Revenue Bonds, Series 2013B (Federally Taxable) By Authorizing The Application For And Acceptance Of A Loan From The Ohio Water Development Authority In The Maximum Amount Of \$775,000 For The Purpose Of Refinancing Those Bonds, The Execution Of A Related Cooperative Agreement And Escrow Agreement And The Use Of Such Other Monies Of The City's Water Utility For That Purpose, And Declaring An Emergency.
(first reading)

Mr. Falkowski said this item is similar to the one before, reducing the interest rate on the bonds from 4.3 percent down to 1.5 percent for a total savings of well over \$44,000.

Mayor Gore said the Council Work Session recommendation was to waive the second reading and adopt this item this evening.

Ms. Baker moved to waive the second reading; Mrs. Byrge seconded the motion. On a call of the vote, Mr. Campbell, Mrs. Byrge, Mr. Otto, Mr. Lyons, Mr. Hill, Mr. Webb, Mr. Shaw, and Ms. Baker voted yea; none voted nay. The motion passes 8-0.

Ms. Baker moved to adopt; Mr. Hill seconded the motion. On a call of the vote, Mrs. Byrge, Mr. Otto, Mr. Lyons, Mr. Hill, Mr. Webb, Mr. Shaw, Ms. Baker, and Mr. Campbell voted yea; none voted nay. The motion passes 8-0.

- K. An Ordinance Providing For The Refinancing, Defeasance And Redemption Of The City's Outstanding Water System Refunding Revenue Bonds, Series 2014 By Authorizing The Application For And Acceptance Of A Loan From The Ohio Water Development Authority In The Maximum Amount Of \$8,155,000 For The Purpose Of Refinancing Those Bonds, The Execution Of A Related Cooperative Agreement And Escrow Agreement And The Use Of Such Other Monies Of The City's Water Utility For That Purpose, And Declaring An Emergency.
(first reading)

Mr. Falkowski said this ordinance is for refinancing bonds and reducing the interest rate from 3.2 percent down to 1.2 percent, with an overall savings of a little over a million dollars. He said the combined savings of all three items is approximately \$2.6 million; and with the refinancing of bonds earlier this year for the Kroger Aquatic Center, the total is a little over \$4 million in savings from refinancing this year.

Mayor Gore said the Council Work Session recommendation was to waive the second reading and adopt this item this evening.

Mrs. Byrge moved to waive the second reading; Mr. Webb seconded the motion. On a call of the vote, Mr. Otto, Mr. Lyons, Mr. Hill, Mr. Webb, Mr. Shaw, Ms. Baker, Mr.

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Campbell, and Mrs. Byrge voted yea; none voted nay. The motion passes 8-0.

Mr. Webb moved to adopt; Mr. Hill seconded the motion. On a call of the vote, Mr. Lyons, Mr. Hill, Mr. Webb, Mr. Shaw, Ms. Baker, Mr. Campbell, Mrs. Byrge, and Mr. Otto voted yea; none voted nay. The motion passes 8-0.

- L. A Resolution Authorizing The City Manager To Enter Into Contracts For Maintenance Items At The Kroger Aquatic Center And Waiving The Formal Bidding Requirements. (first reading)

Mr. Falkowski said this legislation is to approve three items at the Kroger Aquatic Center - pump maintenance, painting of the activity pool and activity structures, and the water slide and tower resurfacing. He said the total amount is just over \$156,000.

Mrs. Byrge moved to adopt; Mr. Hill seconded the motion. On a call of the vote, Mr. Hill, Mr. Webb, Ms. Baker, Mr. Campbell, Mrs. Byrge, Mr. Otto, and Mr. Lyons voted yea; Mr. Shaw voted nay. The motion passes 7-1.

- M. A Resolution Authorizing The City Manager To Enter Into A Lease Agreement With The Huber Heights Girls Softball Association For The Use Of Sports Fields At Thomas Cloud Park And Monita Field Park.
(first reading)

Tyler Starline said he is a board member of the Huber Heights Rec Soccer League. He said he took a look at Exhibit A regarding the field lease agreement and he talked to members of the board, and the discussion was whether they had seen this item ahead of it being published and if they had any input they wanted to provide. He said the Huber Heights Rec Soccer League uses the Thomas Cloud Park fields along with softball and baseball. He said when he was on the dais, Council had talked about how to allow the park to be co-used. He said one of the concerns was if one or more of the fields would be exclusive to one organization over the other, especially if light poles or outfield fences went up, as it would create unique obstacles for a soccer field. He said the agreement includes all of the fields, and it would be for the spring and fall seasons. He said the soccer organization only uses the fields for the fall season. He said if this item is passed, it would be impossible for the organization to lease the fields and use the grass as they try not to do anything on the dirt. He said with a lease in place, the concern is that the organization could face eviction. He said his ask is to pass this item to a second reading and possibly allow time for the softball and soccer organizations to meet together.

Mayor Gore said the Council Work Session recommendation was to adopt this item this evening.

Ms. Baker moved to adopt. There was no second for the motion.

Mr. Falkowski said this agreement does not change anything that is going on at the park; it just adds a five-year lease rather than a one-year lease. He said the Parks Manager will reach out to other user groups about doing long-term leases as well, and he said this lease does not displace any other user group. He said the agreement talks about scheduling fields as approved by the Parks Manager. He said it is the same process as the current one, just knowing those fields will not go to another baseball group next year. He said there is no right for any user group to put any permanent structures in the parks without the approval of the City.

Mr. Otto said his memory says that Council did discuss there would be no permanent fencing, light posts or anything of that nature. He said the situation would be as in past years with the only difference is now there are names assigned to the fields for longer periods of time. He said he has no problem taking this item to a second reading. He asked if there would need to be a change of the name in the agreement because the group is no longer going by the Girls' Softball Association; he said it is now the Huber Heights Softball and Baseball Association. He said this legislation would need to be amended.

Mr. Webb said in previous discussions Scott Falkowski had spoken to two seasons, that spring was a season and fall was a season, and he was under the assumption that there

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would be different agreements for the spring season and the fall season. He asked if this is a five-year lease over the spring and the fall.

Mr. Falkowski said the discussion about the seasons is about how the payments work. He said if a certain field that has a spring season cannot have a fall season due to soccer, there would be no fall season on that field. He said there are some fields with a potential for a fall season such as the fields at Monita Field Park because there is not a conflict with another user group.

Mrs. Byrge asked if the agreement should specifically state there will be no permanent fixtures?

Mr. Falkowski said the agreement talks about maintenance of existing fixtures. He said City Council would have to approve permanent fixtures as the user groups cannot install permanent fixtures without City approval.

Tyler Starline said Paragraph 11 of the proposed lease states temporary banners are permissible in outfield. He said his concern is if those banners are going to be on fences in the outfield as it is not clear.

Mr. Falkowski said the user group does put up temporary fencing.

Mrs. Byrge asked a representative of the Huber Heights Softball and Baseball Association when the fences come down after the season is over, or what is the overlap?

The representative of the Huber Heights Softball and Baseball Association said there is no overlap as they stop using the fields on July 31 and soccer begins sometime in August.

Mr. Shaw said the Parks and Recreation Board was tasked by Council to come up with an appropriate field diagram and usage agreement in correlation with this multi-year lease. He said that is one of the issues that Huber Heights Rec Soccer is having as that overlay plan has not been done; therefore, there are a lot of unknowns as to what fields are not going to be compatible in the fall season. He said those questions need to be answered, and it was his understanding these questions would be answered alongside the multi-year lease agreement.

Mrs. Byrge said there are enough questions now that she would recommend this item go to another reading to get the overlays and the agreement updated.

Mayor Gore said there was a motion that was not seconded, and there have been recommendations to move this item to a second reading and he asked Council if there were any objections to moving this item to a second reading.

Mr. Shaw requested that the Parks Manager have communications with the softball/baseball and rec soccer organizations prior to the next Council Work Session and report back to Council on the conversations and findings in addition to getting with the Parks and Recreation Board Chair to find out what the status is of that overlay.

Mayor Gore asked Mr. Falkowski to make sure the agreement is changed to denote the proper name of the new organization on the lease. He said this item will be passed to a second reading.

- N. A Resolution Amending Resolution No. 2019-R-6717 To Authorize An Increase To The Not To Exceed Amount For The Maintenance, Repair, And Minor Construction Of Traffic Signals And Decorative Lighting.
(first reading)

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Mr. Falkowski said this legislation is for a one-time increase to the Public Works Division budget to replace a traffic control box that was hit that the City is still hoping to get reimbursed for from insurance.

Mayor Gore said the Council Work Session recommendation was to adopt this item this evening.

Mrs. Byrge moved to adopt; Ms. Baker seconded the motion. On a call of the vote, Mr. Shaw, Ms. Baker, Mr. Campbell, Mrs. Byrge, Mr. Otto, Mr. Lyons, Mr. Hill, and Mr. Webb voted yea; none voted nay. The motion passes 8-0.

13. City Official Reports and Comments

There were no City Official Reports or Comments this evening.

14. Executive Session

There was no need for an Executive Session this evening.

15. Adjournment

Mayor Gore adjourned the Regular Session City Council Meeting at 8:21 p.m.

Clerk of Council

Date

Mayor

Date

AI-7929

Pending Business A.

City Council Meeting

City Council

Meeting Date: 11/08/2021

Ordinance Review Commission Recommendations - City Code Amendments - Part Five - General Offenses Code

Submitted By: Anthony Rodgers

Department: City Council

Council Committee Review?: Council Work Session **Date(s) of Committee Review:** 10/19/2021

Audio-Visual Needs: None **Emergency Legislation?:** No

**Motion/Ordinance/
Resolution No.:**

Agenda Item Description or Legislation Title

An Ordinance Amending Certain Sections Of Part Five, General Offenses Code, Of The City Code Of Huber Heights.

(second reading)

Purpose and Background

This agenda item is to review and approve the recommendations for amendments to Part Five - General Offenses Code of the City Code made by the Ordinance Review Commission as outlined in the attached ordinance.

Fiscal Impact

Source of Funds: N/A

Cost: N/A

Recurring Cost? (Yes/No): N/A

Funds Available in Current Budget? (Yes/No): N/A

Financial Implications:

Attachments

ORC Worksheet - Part Five - General Offenses Code

Ordinance

CITY OF HUBER HEIGHTS
ORDINANCE REVIEW COMMISSION
PART FIVE – GENERAL OFFENSES CODE - WORKSHEET

Legislation/ Code Section	Date of Review/ Action	Action Taken	Notes
505 Animals	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review X No Further Action Needed	<p>Law Director to review Section 505 to determine if it should be restructured to move all definitions to the beginning of Section 505 and to reorder Section 505 to make it flow from the general to the specific in content (see minutes). Law Director reviewed Section 505 and saw no reason for restructuring Section 505. ORC determined that no changes were needed for this section at the 3/17/21 ORC meeting</p> <p>Status: NO FURTHER ACTION NEEDED ON THIS ITEM</p>
505.01(e) Montgomery County Animal Resource Center	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review X No Further Action Needed	<p>City Staff to determine if Montgomery County Animal Resource Center Trap, Neuter and Return Program is still in effect or if this section needs to be modified or removed. City Staff verified that program is still in effect. ORC determined that no changes were needed for this section at the 3/17/21 ORC meeting.</p> <p>Status: NO FURTHER ACTION NEEDED ON THIS ITEM</p>
505.01(a) Dogs, Cats And Other Animals Running At Large	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review X No Further Action Needed	<p>Law Director to review this section to determine if an exception for the City's dog park should be added to this section (see minutes). Law Director reviewed Section 505.01(a) and saw no need for changes to this section. ORC determined that no changes were needed for this section at the 3/17/21 ORC meeting.</p> <p>Status: NO FURTHER ACTION NEEDED ON THIS ITEM</p>
505.04 Abandoning Animals	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director review this section and determined there were incorrect Ohio Revised Code citations in Sections 505.04(a) and 505.04(b). ORC recommended correcting these citations at the 2/17/21 meeting.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART FIVE</p>
505.10/505.14 Animal Bites/ Dangerous	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director reviewed these sections and determined these sections are in the Ohio Revised Code but are quite different than the City Code. Law Director recommended changing these sections to mirror the Ohio Revised Code. ORC recommended changing these sections to mirror the Ohio</p>

Dogs			<p>Revised Code at the 2/17/21 meeting.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART FIVE</p>
505.11 Presumption Of Animal Owner, Keeper Or Harborer	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director reviewed this section and suggested that ORC may want to consider adding a direct prohibition on feeding feral cats to the City Code. ORC requested that the Law Director draft language for Section 505.11 to add a direct prohibition on feeding feral cats at the 2/17/21 meeting. Law Director provided draft language for Section 505.11 to add a direct prohibition on feeding feral cats. ORC recommended adding the draft language to Section 505.11 to add a direct prohibition on feeding feral cats at the 3/17/21 ORC meeting.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART FIVE</p>
509.08 Disturbing The Peace	08/18/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input checked="" type="checkbox"/> Needs Law Director Review	<p>City Engineer recommended changing “weekdays” to “Monday through Saturday” in Section 509.08(b)(10). ORC recommended revisions proposed by City Engineer to Section 509.08(b)(10) at the 8/18/21 ORC meeting. ORC discussed Section 509.08 again after a resident complaint on this issue at a City Council Meeting at the 9/15/21 ORC meeting. ORC recommended City Staff look at Section 509.08 further and rescinded the recommendation the commission made previously to accept the City Engineer’s proposed changes to Section 509.08 regarding Saturdays at the 9/15/21 ORC meeting.</p> <p>Status: CITY STAFF REVIEW</p>
509.10 Motor Vehicle Noise Control	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director to review the American National Standards Institute reference in Section 509.10(a) and the addition of golf carts to the list of vehicles in Section 509.10(a)(4) to determine if any changes are needed to this section (see minutes). Law Director reviewed Section 509.10 and recommended revisions to Section 509.10. ORC recommended revisions proposed by Law Director to Section 509.10 at the 4/21/21 ORC meeting.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART FIVE</p>
509.12 Barking Or Howling Dogs	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review X No Further Action Needed	<p>Law Director to cross reference this section with Ohio Revised Code to determine if any changes related to debarking dogs are needed to this section. Law Director reviewed Section 509.12 and saw no need for changes to this section. ORC determined that no changes were needed for this section at the 3/17/21 ORC meeting.</p> <p>Status: NO FURTHER ACTION NEEDED ON THIS ITEM</p>
509.13 Admission Of Evidence	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review X No Further Action Needed	<p>Law Director to review the American National Standards Institute reference in Section 509.13) to determine if any changes are needed to this section (see minutes). Law Director reviewed Section 509.13 and saw no need for changes to this section. ORC determined that no changes were needed</p>

			<p>for this section at the 4/21/21 ORC meeting.</p> <p>Status: NO FURTHER ACTION NEEDED ON THIS ITEM</p>
511.02 Curfew	07/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review X No Further Action Needed	<p>Law Director to Section 511.02 to determine if correct days and times are spelled out for curfew periods (see minutes). Law Director reviewed Section 511.02 and saw no need for changes to this section. ORC determined that no changes were needed for this section at the 8/18/21 ORC meeting.</p> <p>Status: NO FURTHER ACTION NEEDED ON THIS ITEM</p>
521.06 Duty To Keep Sidewalks In Repair And Clean	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director/City Staff had provided suggested changes to this section for consideration by ORC. ORC had some questions about the suggested changes (see minutes). Law Director and City Staff to review the questions from ORC and determine if any additional changes to this section are needed. Law Director and City Staff reviewed Section 521.06 and recommended Section 521.06(F)(2) be changed to read “within those 30 days” and not “10 days” as the section currently reads and to remove the references to curbs and gutters totally from Section 521.06. ORC recommended approval of the proposed changes to this section at the 3/17/21 ORC meeting.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART FIVE</p>
521.081 Littering And Deposit Of Garbage And Trash	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and City Staff to review the questions regarding fees and service of notice from ORC and determine if any changes to this section are needed (see minutes). Law Director and City Staff reviewed Section 521.081 and recommended changes to Section 521.081(h). ORC recommended approval of the proposed changes to this section at the 3/17/21 ORC meeting.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART FIVE</p>
521.082(c) Residential Solid Waste Collection And Disposal	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Clerk of Council to correct typographical error in this section to change “remove Waster Material” to “remove Waste Material”.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART FIVE</p>
521.10 Duty To Cut Weeds And Grass	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and City Staff to review the questions regarding section organization, typographical error, and noticing from ORC and determine if any changes to this section are needed (see minutes). Law Director and City Staff reviewed Section 521.10 and recommended changes to Section 521.10. ORC recommended approval of the proposed changes to this section at the 3/17/21 ORC meeting.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART FIVE</p>

CITY OF HUBER HEIGHTS
STATE OF OHIO

ORDINANCE NO. 2021-O-

AMENDING CERTAIN SECTIONS OF PART FIVE, GENERAL OFFENSES CODE, OF THE CITY CODE OF HUBER HEIGHTS.

WHEREAS, the citizens of Huber Heights require City codified ordinances that are current, up to date, and reflect the current practices and processes of the City; and

WHEREAS, as part of the Ordinance Review Commission process, the Ordinance Review Commission has identified provisions within the General Offenses Code that require updating or other changes; and

WHEREAS, the City Council has determined that revisions in Chapters 505, 509, and 521 are necessary to enhance the effective and efficient delivery of municipal services.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Huber Heights, Ohio that:

Section 1. Part Five, General Offenses Code, Chapter 505 – Animals, Section 505.04 – Abandoning Animals is hereby amended to read as follows:

505.04 - Abandoning animals.

- (a) No owner or keeper of a dog, cat or other domestic animal shall abandon such animal. (ORC 955.99(D) 959.01)
- (b) Whoever violates this section is guilty of a misdemeanor of the second degree on a first offense and a misdemeanor of the first degree on each subsequent offense. (ORC 959.04 959.99(E))

Section 2. Part Five, General Offenses Code, Chapter 505 – Animals, Section 505.10 – Animal Bites, Reports, and Quarantine is hereby amended to read as follows:

505.10 - Duties after dog bites person.

(a) General

(1) No person shall remove a dog that has bitten any person from the county in which the bite occurred until a quarantine period as specified in division (b) of this section has been completed. No person shall transfer a dog that has bitten any person until a quarantine period as specified in division (b) of this section has been completed, except that a person may transfer the dog to the county dog warden or to any other animal control authority.

(2) No person shall kill a dog that has bitten any person until a quarantine period as specified in division (B) of this section has been completed. Notwithstanding the foregoing, this section does not apply to the killing of a dog in order to prevent further injury or death or if the dog is diseased or seriously injured.

(3) No person who has killed a dog that has bitten any person in order to prevent further injury or death or if the dog is diseased or seriously injured shall fail to do both of the following:

(A) Immediately after the killing of the dog, notify the board of health for the district in which the bite occurred of the facts relative to the bite and the killing;

(B) Hold the body of the dog until that board of health claims it to perform tests for rabies.

(b) The quarantine period for a dog that has bitten any person shall be ten days or another period that the board of health for the district in which the bite occurred determines is necessary to observe the dog for rabies.

(c) This section does not apply to a police dog that has bitten a person while the police dog is under the care of a licensed veterinarian or has bitten a person while the police dog is being used for law enforcement, corrections, prison or jail security, or investigative purposes. If, after biting a person, a police dog exhibits any abnormal behavior, the law enforcement agency and the law enforcement officer the police dog assists, within a reasonable time after the person is bitten, shall make the police dog available for the board of health for the district in which the bite occurred to perform tests for rabies.

(d) As used in this section, "police dog" has the same meaning as in Ohio R.C. 2921.321.

(ORC 955.261)

Section 3. Part Five, General Offenses Code, Chapter 505 – Animals, Section 505.14 – Dangerous Dogs is hereby amended to read as follows:

505.14 – Dangerous dogs.

(a) As used in this section:

(1) (A) "Dangerous dog" means a dog that, without provocation, and subject to division (a)(1)(B) of this section, has done any of the following: (i) Caused injury, other than killing or serious injury, to any person; (ii) Killed another dog; (iii) Been the subject of a third or subsequent violation of division (C) of Ohio R.C. 955.22.

(B) "Dangerous dog" does not include a police dog that has caused injury, other than killing or serious injury, to any person or has killed another dog while the police dog is being used to assist one or more law enforcement officers in the performance of their official duties.

(2) "Menacing fashion" means that a dog would cause any person being chased or approached to reasonably believe that the dog will cause physical injury to that person.

(3) "Nuisance dog" means a dog that without provocation and while off the premises of its owner, keeper, or harborer has chased or approached a person in either a menacing fashion or an apparent attitude of attack or has attempted to bite or otherwise endanger any person. "Nuisance dog" does not include a police dog that while being used to assist one or more law enforcement officers in the performance of official duties has chased or approached a person in either a menacing fashion or an apparent attitude of attack or has attempted to bite or otherwise endanger any person.

(4) "Police dog" means a dog that has been trained, and may be used, to assist one or more law enforcement officers in the performance of their official duties.

(5) "Serious injury" means any of the following: (i) Any physical harm that carries a substantial risk of death; (ii) Any physical harm that involves a permanent incapacity, whether partial or total, or a temporary, substantial incapacity; (iii) Any physical harm that involves a permanent disfigurement or a temporary, serious disfigurement; (iv) Any physical harm that involves acute pain of a duration that results in substantial suffering or any degree of prolonged or intractable pain.

(6) (A) "Vicious dog" means a dog that, without provocation and subject to division (a)(6);

(B) of this section, has killed or caused serious injury to any person.
"Vicious dog" does not include either of the following: (i) A police dog
that has killed or caused serious injury to any person while the police dog
is being used to assist one or more law enforcement officers in the
performance of their official duties; (ii) A dog that has killed or caused
serious injury to any person while a person was committing or attempting
to commit a trespass or other criminal offense on the property of the
owner, keeper, or harborer of the dog.

(7) "Without provocation" means that a dog was not teased, tormented, or abused
by a person, or that the dog was not coming to the aid or the defense of a person
who was not engaged in illegal or criminal activity and who was not using the dog
as a means of carrying out such activity.

(b) No owner, keeper, or harborer of any female dog shall permit it to go beyond the
premises of the owner, keeper, or harborer at any time the dog is in heat unless the dog is
properly in leash.

(c) Except when a dog is lawfully engaged in hunting and accompanied by the owner,
keeper, harborer, or handler of the dog, no owner, keeper, or harborer of any dog shall
fail at any time to do either of the following:

(1) Keep the dog physically confined or restrained upon the premises of the
owner, keeper, or harborer by a leash, tether, adequate fence, supervision, or
secure enclosure to prevent escape;

(2) Keep the dog under the reasonable control of some person.

(d) Except when a dangerous dog is lawfully engaged in hunting or training for the
purpose of hunting and is accompanied by the owner, keeper, harborer, or handler of the
dog, no owner, keeper, or harborer of a dangerous dog shall fail to do either of the
following:

(1) While that dog is on the premises of the owner, keeper, or harborer, securely
confine it at all times in a locked pen that has a top, locked fenced yard, or other
locked enclosure that has a top;

(2) While that dog is off the premises of the owner, keeper, or harborer, keep that
dog on a chain-link leash or tether that is not more than six feet in length and
additionally do at least one of the following:

(A) Keep that dog in a locked pen that has a top, locked fenced yard, or
other locked enclosure that has a top;

(B) Have the leash or tether controlled by a person who is of suitable age
and discretion or securely attach, tie, or affix the leash or tether to the
ground or a stationary object or fixture so that the dog is adequately
restrained and station such a person in close enough proximity to that dog
so as to prevent it from causing injury to any person;

(C) Muzzle that dog.

(e) No owner, keeper or harborer of a vicious dog shall fail to obtain liability insurance
with an insurer authorized to write liability insurance in this State providing coverage in
each occurrence, subject to a limit, exclusive of interest and costs, of not less than
\$100,000.00 because of damage or bodily injury to or death of a person caused by the
vicious dog.

(f) Penalty

- (1) Whoever commits a violates section (b) or (c) that involves a dog that is not a nuisance dog, dangerous dog, or vicious dog shall be fined not less than twenty-five dollars or more than one hundred dollars on a first offense, and on each subsequent offense shall be fined not less than seventy-five dollars or more than two hundred fifty dollars and may be imprisoned for not more than thirty days.
- (2) Whoever commits a violation of section (c) that involves a nuisance dog is guilty of a minor misdemeanor on the first offense and of a misdemeanor of the fourth degree on each subsequent offense involving the same dog.
- (3) Whoever commits a violation of section (c) that involves a dangerous dog or a violation of section (d) is guilty of a misdemeanor of the fourth degree on a first offense and of a misdemeanor of the third degree on each subsequent offense.
- (4) Whoever commits a violation of section (c) of section that involves a vicious dog is guilty a misdemeanor of the first degree if the dog causes injury other than killing or injury to a person.
- (5) Whoever violates section (e) is guilty of a misdemeanor of the fourth degree.

Section 4. Part Five, General Offenses Code, Chapter 505 – Animals is hereby amended to add Section 505.111 – Outdoor Feeding Prohibited to read as follows:

505.111 – Outdoor feeding prohibited.

- (a) For purposes of this section the following definitions shall apply:
 - (1) "Running at large" shall mean an animal off of its owner's premises, without a leash, and without a person to control the animal.
 - (2) "Wild Animal" shall mean an animal not legally confined or held by private ownership legally acquired and shall include but not be limited to feral cats, squirrels, chipmunks, ground hogs, raccoons, skunks, opossums, muskrats, deer, foxes and coyotes.
- (b) No person shall knowingly or recklessly leave food or any other type of feed outdoors so to attract animals running at large or wild animals. The feeding of one's own animal(s) or birds on their premises shall be the exception so long as the feed does not attract animals, other than birds, whether running at large or wild from public property, public ways or private property not owned by the feeding person. The feeding outdoors of one's own animals shall take place during daylight hours only.
- (c) It shall be prima facie evidence of a violation of this section if a person shall knowingly or recklessly:
 - (1) Leave food or any other type of feed outdoors after daylight hours; or
 - (2) Leave food or any other type of feed outdoors unattended not in the presence of the owner's animal; or
 - (3) Allow animals running at large or wild animals to feed on one's own property.
- (d) Whoever violates this section is guilty of a minor misdemeanor on the first offense. Whoever violates any provision of this section on a second or subsequent offense within one (1) year shall be guilty of a misdemeanor of the fourth degree.

Section 5. Part Five, General Offenses Code, Chapter 509 – Disorderly Conduct And Peace Disturbance, Section 509.10 – Motor Vehicle Noise Control is hereby amended to read as follows:

509.10 - Motor vehicle noise control.

(a) *Definitions.* All terminology used in this chapter but not defined in this section, shall have the same meanings as are set out in the applicable publications of the American National Standards Institute (ANSI) or its successor body. In addition, as used in this chapter, the terms listed below shall have the following meanings:

- (1) "A-weighted sound level" means the sound pressure level in decibels as measured on a sound level meter using the A-weighting network. The level so read is designated dB (A) or dBA.
- ~~(2) "Decibel" (db) means a unit of sound pressure measurement as defined in the American National Standards Institute Bulletin.~~
- ~~(3) "dB (A)" refers to a weighted scale for measuring decibels as defined in the American National Standards Institute Bulletin.~~
- ~~(4)(2)~~ "Light motor vehicle" means any automobile, van, motorcycle, motor-driven cycle, motor scooter, dune buggy, snowmobile, all-terrain vehicle, go-cart, minibike, trail bike or truck with a gross vehicular weight of less than 8,000 pounds.
- ~~(5)(3)~~ "Modified exhaust system" means an exhaust system in which the original noise abatement devices have been physically altered, causing them to be less effective in reducing noise, or in which the original noise abatement devices have either been removed or replaced by noise abatement devices which are not as effective in reducing noise as their original devices, or in which devices have been added to the original noise abatement devices so that noise levels are increased.
- ~~(6)(4)~~ "Noise level" refers to the A-weighted sound level produced by a motor vehicle.
- ~~(7)(5)~~ "Person" means any individual, association, partnership or corporation and includes any officer, employee, department, agency or instrumentality.
- ~~(8)(6)~~ "Sound level meter" means an instrument which includes a microphone, amplifier, RMS detector, integrator or time averager, output meter and weighting networks and which is used to measure sound pressure levels. Such instrument shall be used for measurement of the intensity of sound and calibrated in decibels as standardized by the American Standard Association American National Standards Institute Standard S1 4 – 1983, or the most recent revision thereof. Readings shall be made on a dB (A) scale.
- ~~(9)(7)~~ "Traffic noise" means sound made by a motor vehicle operated either on a public right-of-way or on private property.

(b) *Light Motor Vehicle Noise.*

- (1) No person shall cause noise levels from the operation of a light motor vehicle in excess of 80 dB (A) in any area of the City, at any time of the day, regardless of the specified speed limit, where the speed limit is not more than 45 miles per hour. Such noise level limits of 80 dB (A) shall be based on a distance of not less than 15 feet from the noise source.
- (2) Whoever violates this subsection is guilty of a minor misdemeanor for the first offense, a fourth degree misdemeanor for any second offense occurring within six months of a first offense, and a third degree misdemeanor for subsequent offenses occurring within six months of a previous offense. No portion of the fine may be suspended and no imprisonment shall be imposed.

(c) *Modified Exhaust Systems; Revving; Tire Squealing.*

- (1) No person shall operate a motor vehicle which causes noise levels in excess of 80 dB (A) in any area of the City as a result of a defective or modified exhaust system which noise level limits shall be based on a distance of not less than 15 feet from the noise source. No person shall operate a motor vehicle which causes excessive noise levels as a result of unnecessary rapid acceleration, deceleration, revving or tire squealing.
- (2) Whoever violates this subsection is guilty of a minor misdemeanor for the first offense, a fourth degree misdemeanor for any second offense occurring within six months of a first offense, and a third degree misdemeanor for subsequent offenses occurring within six months of a previous offense. No portion of the fine may be suspended and no imprisonment shall be imposed.

Section 6. Part Five, General Offenses Code, Chapter 521 – Health, Safety And Sanitation, Section 521.06 – Duty To Keep Sidewalks In Repair And Clean is hereby amended to read as follows:

521.06 - Duty to keep sidewalks in repair and clean; remedy by city for noncompliance.

- (a) No owner or occupant of abutting lands shall fail to keep the sidewalks, ~~curbs or gutters~~ in repair and free from any nuisance.
- (b) Whoever violates this section is guilty of a minor misdemeanor.
- (c) *Notice to Repair; Assessment Against Land.* Upon a finding by the City Engineer or his designee, that an owner or occupant of abutting lands has failed to keep the sidewalks, ~~curbs or gutters in repair and free from any nuisance, the City Engineer, or his designee, in the name of the City Council, shall cause a written notice to be served upon the owner, occupant or any other person or entity having charge of such land directing that repairs shall be made within sixty (60) days after the service of the notice. No owner, occupant or other person or entity having charge of the land shall fail to comply with such notice within those sixty days.~~
- (d) *Service of Notice.*
 - (1) The written notice provided for in subsection (c) hereof shall be served upon the owner, occupant or other person or entity having charge of the abutting land either in person, or by being mailed to or left at the usual place of residence of any such person or the principal office of any such entity.
 - (2) If such owner, occupant or other person or entity having charge of such land is a nonresident of this City whose address is known, such notice shall be sent to his or its address by registered or certified mail.
 - (3) If no owner, occupant or other person or entity having charge of the land is present on such land at the time the City attempts to serve the written notice, or if the address of such owner is unknown, or if notice by registered or certified mail is not delivered and accepted, the City shall have the option to make such service by publishing the written notice once in a newspaper of general circulation in the City.
 - (4) The City Engineer or his designee may make such personal or residential service and return of the written notice provided for in subsection (d) hereof.

(e) *Noncompliance; Remedy of City.* If the owner, occupant or other person or entity fails to comply with such notice and timely make the repairs, the City shall cause such repairs to be properly completed at the expense of the owner of that abutting land. All expenses incurred, together with an administrative fee of \$250.00, shall be assessed against the land.

(f) Collection of Costs.

- (1) Written notice of such an assessment under subsection (e) hereof shall be given to the owner of the land in the same manner as is provided above for service of the written notice under subsection (d) hereof. The amount of the assessment shall be paid and delivered to the City within thirty (30) days after notice of the assessment was so served.

(2) If the City has not received payment of the assessment under subsection (e) hereof within those thirty (30) days, the City shall make a written return or certification to the County Auditor of the amount of the unpaid assessment, plus an additional administrative charge of ten percent including with that certification a proper description of the premises. The assessed amount shall be entered upon the tax duplicate and shall be a lien upon such land from and after the date of the entry and shall be collected as other taxes and returned to the City General Fund.

Section 7. Part Five, General Offenses Code, Chapter 521 – Health, Safety And Sanitation, Section 521.081(h) – Littering And Deposit Of Garbage And Trash; Remedy By City For Noncompliance is hereby amended to read as follows:

521.081 - Littering and deposit of garbage and trash; remedy by city for noncompliance.

- | (h) Whoever violates this section shall, in addition to the above, be guilty of a minor misdemeanor. Any person convicted of a second or additional offense of this section within two years of the first offense shall be guilty of a misdemeanor of the fourth degree.

Section 8. Part Five, General Offenses Code, Chapter 521 – Health, Safety And Sanitation, Section 521.082(c) – Residential Solid Waste Collection and Disposal is hereby amended to read as follows:

521.082 - Residential solid waste collection and disposal.

- | (c) No person, other than the Authorized Collection Agent, shall collect or receive, for hire, and thereafter convey or transport on the streets and alleys or public thoroughfares of the City of Huber Heights, Waste Material from any Residential Dwelling. Each such activity in violation hereof from one or more locations shall constitute a separate and distinct offense. The foregoing shall in no way limit the City from using its own forces, or other authorized agents to remove Waste Material at Residential Dwellings from time to time.

Section 9. Part Five, General Offenses Code, Chapter 521 – Health, Safety And Sanitation, Section 521.10(e) – Duty To Cut Weeds And Grass; Remedy By City For Noncompliance is hereby amended to read as follows:

521.10 - Duty to cut weeds and grass; remedy by city for noncompliance.

- | (e) Upon notice presented to the Director of Public Service or his/her designee, that weeds and grass are growing on land in the City in violation of this section, the Director or his/her designee, in the name of Council, shall in addition to the publication set forth in subsection (d) hereof, cause a placard to be conspicuously placed on the property. Said placard shall be of a size, shape and color to be clearly visible and shall contain, at a minimum, the following information:

Section 10. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its Committees that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 11. This Ordinance shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the _____ day of _____, 2021;
____ Yeas; _____ Nays.

Effective Date:

AUTHENTICATION:

Clerk of Council

Mayor

Date

Date

AI-7930

Pending Business B.

City Council Meeting

City Council

Meeting Date: 11/08/2021

Ordinance Review Commission Recommendations - City Code Amendments - Part Fifteen - Fire Prevention Code

Submitted By: Anthony Rodgers

Department: City Council

Council Committee Review?: Council Work **Date(s) of Committee Review:** 10/19/2021
Session

Audio-Visual Needs: None **Emergency Legislation?:** No

**Motion/Ordinance/
Resolution No.:**

Agenda Item Description or Legislation Title

An Ordinance Amending Certain Sections Of Part Fifteen, Fire Prevention Code, Of The City Code Of Huber Heights.
(second reading)

Purpose and Background

This agenda item is to review and approve the recommendations for amendments to Part Fifteen - Fire Prevention Code of the City Code made by the Ordinance Review Commission as outlined in the attached ordinance.

The Ordinance Review Commission provided two additional recommendations for amendments to Part Fifteen - Fire Prevention Code of the City that were reviewed by the City Council at the November 1, 2021 Council Work Session. The City Council agreed to recommend these two additional recommendations be added as amendments to this ordinance at the second reading of the legislation at the November 8, 2021 City Council Meeting for approval prior to adoption of the legislation.

Fiscal Impact

Source of Funds: N/A

Cost: N/A

Recurring Cost? (Yes/No): N/A

Funds Available in Current Budget? (Yes/No): N/A

Financial Implications:

Attachments

ORC Worksheet - Part Fifteen - Fire Prevention Code

Ordinance

Ordinance - Amended

CITY OF HUBER HEIGHTS
ORDINANCE REVIEW COMMISSION
PART FIFTEEN – FIRE PREVENTION CODE - WORKSHEET

Legislation/ Code Section	Date of Review/ Action	Action Taken	Notes
1517.06 Notice Of Violation	08/18/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input checked="" type="checkbox"/> Needs Law Director Review	Law Director and Fire Chief to review Section 1517.06 to determine if any changes or updates are needed (see minutes). Law Director and Fire Chief reviewed Section 1517.06 and determined no changes were needed. ORC concerned about who gets cited if a violation is not corrected and requested that the Law Director and Fire Chief review Section 1517.06 again (see minutes). Status: CITY STAFF REVIEW
1517.08 Stop Work And Remedial Orders	08/18/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input checked="" type="checkbox"/> Needs Law Director Review	Law Director and Fire Chief to review Section 1517.08 to determine if any changes or updates are needed (see minutes). Law Director and Fire Chief reviewed Section 1517.08 and determined no changes were needed. ORC concerned about who gets cited if a violation is not corrected and requested that the Law Director and Fire Chief review Section 1517.08 again (see minutes). Status: CITY STAFF REVIEW
1517.09 Right Of Appeal	08/18/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director and Fire Chief to review Section 1517.09 to determine if any changes or updates are needed (see minutes). Law Director and Fire Chief reviewed Section 1517.09 and concurred with recommendations for changes to Section 1517.09. ORC recommended the proposed revisions at the 9/15/21 ORC meeting. Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART FIFTEEN

CITY OF HUBER HEIGHTS
STATE OF OHIO

ORDINANCE NO. 2021-O-

AMENDING CERTAIN SECTIONS OF PART FIFTEEN, FIRE PREVENTION CODE, OF THE CITY CODE OF HUBER HEIGHTS.

WHEREAS, the citizens of Huber Heights require City codified ordinances that are current, up to date, and reflect the current practices and processes of the City; and

WHEREAS, as part of the Ordinance Review Commission process, the Ordinance Review Commission has identified provisions within the Fire Prevention Code that require updating or other changes; and

WHEREAS, the City Council has determined that revisions in Chapter 1517 are necessary to enhance the effective and efficient delivery of municipal services.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Huber Heights, Ohio that:

Section 1. Part Fifteen, Fire Prevention Code, Chapter 1517 – Dangerous And Hazardous Conditions, Section 1517.09 – Right Of Appeal is hereby amended to read as follows:

1517.09 - Right of appeal.

- (a) Any person aggrieved by a decision or interpretation by the Fire Official made under the provisions of the Ohio Fire Code may appeal the decision as set forth in Section 108 of the Ohio Fire Code. Any person aggrieved by a decision or interpretation of the Fire Official made under the Huber Heights Fire Code, may appeal the decision to the Appeals Board as established under subsection (b) hereof.
- (b) The Appeals Board shall consist of the City of Huber Heights Fire Chief, City Engineer, and a member at large from the building community appointed by City Council.
- (c) The application for appeal shall be submitted in writing within ten days of the date of notice or order of the Fire Official. Such application shall be completed in form and accordance with the fee and procedure established in subsection (d) hereof.
- | (d) If the owner person aggrieved by a decision or interpretation files for an appeal, a hearing before the Appeals Board will be scheduled and a notice of such hearing duly advertised in the local newspaper. A non-refundable filing fee of \$100.00 shall be charged to the applicant for each appeal.
- (e) The provisions of this section shall not be effective in cases where a court citation has been issued by the Fire Official responsible for the enforcement of the Huber Heights Fire Code.

Section 2. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its Committees that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 3. This Ordinance shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the _____ day of _____, 2021;
_____ Yeas; _____ Nays.

Effective Date:

AUTHENTICATION:

Clerk of Council

Date

Mayor

Date

CITY OF HUBER HEIGHTS
STATE OF OHIO

ORDINANCE NO. 2021-O-

AMENDING CERTAIN SECTIONS OF PART FIFTEEN, FIRE PREVENTION CODE, OF THE CITY CODE OF HUBER HEIGHTS.

WHEREAS, the citizens of Huber Heights require City codified ordinances that are current, up to date, and reflect the current practices and processes of the City; and

WHEREAS, as part of the Ordinance Review Commission process, the Ordinance Review Commission has identified provisions within the Fire Prevention Code that require updating or other changes; and

WHEREAS, the City Council has determined that revisions in Chapter 1517 are necessary to enhance the effective and efficient delivery of municipal services.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Huber Heights, Ohio that:

Section 1. Part Fifteen, Fire Prevention Code, Chapter 1517 – Dangerous And Hazardous Conditions, Section 1517.09 – Right Of Appeal is hereby amended to read as follows:

1517.09 - Right of appeal.

- (a) Any person aggrieved by a decision or interpretation by the Fire Official made under the provisions of the Ohio Fire Code may appeal the decision as set forth in Section 108 of the Ohio Fire Code. Any person aggrieved by a decision or interpretation of the Fire Official made under the Huber Heights Fire Code, may appeal the decision to the Appeals Board as established under subsection (b) hereof.
- (b) The Appeals Board shall consist of the City of Huber Heights Fire Chief, City Engineer, and a member at large from the building community appointed by City Council.
- (c) The application for appeal shall be submitted in writing within ten days of the date of notice or order of the Fire Official. Such application shall be completed in form and accordance with the fee and procedure established in subsection (d) hereof.
- | (d) If the owner person aggrieved by a decision or interpretation files for an appeal, a hearing before the Appeals Board will be scheduled and a notice of such hearing duly advertised in the local newspaper. A non-refundable filing fee of \$100.00 shall be charged to the applicant for each appeal.
- (e) The provisions of this section shall not be effective in cases where a court citation has been issued by the Fire Official responsible for the enforcement of the Huber Heights Fire Code.

Section 2. Part Fifteen, Fire Prevention Code, Chapter 1517 – Dangerous And Hazardous Conditions, Section 1517.06 – Notice Of Violation is hereby amended to read as follows:

1517.06 – Notice of violation.

Whenever the Fire Official observes an apparent or actual violation of a provision of the Ohio Fire Code or other ordinance under his jurisdiction, he shall have the authority to prepare a written notice of violation describing the condition deemed unsafe and specifying time limits for the required repairs or improvements to be made to render the building, structure or premises safe and secure. The written notice of violation of the Ohio Fire Code shall be served on the owner, his or the owner's duly authorized agent, or and on the occupant or other person responsible for the conditions under violation. Such notice of violation shall be served either by delivering a copy of same to such person or

persons by ordinary mail to his last known post office address, delivered in person, or by delivering it to and leaving it in the possession of any person in charge of the premises, or in the case such person is not found on the premises, by affixing a copy thereof, in a conspicuous place at the entrance door or avenue of access, and such procedure shall be deemed the equivalent of personal notice.

Section 3. Part Fifteen, Fire Prevention Code, Chapter 1517 – Dangerous And Hazardous Conditions, Section 1517.08 – Stop Work And Remedial Orders is hereby amended to read as follows:

1517.08 – Stop work and remedial orders.

- (a) *Stop Work Order.* On notice from the Fire Official that work on any building or structure is being prosecuted contrary to the provisions of the Ohio Fire Code and/or the Residential Code of Ohio or the Ohio Building Code (OBC), or in an unsafe and dangerous manner, such work shall be immediately stopped. The stop work order shall be in writing and shall be given to the owner of the property involved, or to the owner's duly authorized agent, or to the person doing the work, and to the occupant or other person responsible for the conditions under violation, and shall state the conditions under which work may be resumed.
- (b) *Unlawful Continuance.* No person shall continue any work in or about the structure after having been served with a stop work order, except such work as he is directed to perform to remove a violation or unsafe conditions.
- (c) *Posting of Orders.* Each order issued by the Fire Official, or a copy or copies thereof, shall be prominently posted by the responsible person at or near the main entrance or lobby to the premises where the violation or violations are located.
- (d) *Unlawful Removal.* The owner, his duly authorized agent, the occupant, or other person responsible for the conditions under violation shall be responsible for maintaining the order in its posted location until the order has been cleared by the Fire Official.
- (e) *Compliance With Orders.* No person shall willfully fail or refuse to comply with any lawful order or direction of the Fire Official or interfere with the compliance attempts of another individual.

Section 4. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its Committees that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 5. This Ordinance shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the _____ day of _____, 2021;
_____ Yeas; _____ Nays.

Effective Date:

AUTHENTICATION:

Clerk of Council

Mayor

Date

Date

AI-7931

Pending Business C.
City Manager

City Council Meeting

Meeting Date: 11/08/2021

Sports Field Leases

Submitted By: Scott Falkowski

Department: City Manager

Council Committee Review?: Council Work Session **Date(s) of Committee Review:** 10/19/2021

Audio-Visual Needs: None **Emergency Legislation?:** No

**Motion/Ordinance/
Resolution No.:**

Agenda Item Description or Legislation Title

A Resolution Authorizing The City Manager To Enter Into A Lease Agreement With The Huber Heights Girls Softball Association For The Use Of Sports Fields At Thomas Cloud Park And Monita Field Park.
(second reading)

Purpose and Background

The Huber Heights Girls Softball Association has leased fields at Thomas Cloud Park for many years and has provided maintenance to said fields and is interested in a long-term lease.

After discussion at the October 25, 2021 City Council Meeting, the City Council requested that City Staff amend the legislation and leases with some discussed changes. The amended legislation and leases have been prepared by City Staff for the City Council to amend this legislation at the second reading of the legislation at the November 8, 2021 City Council Meeting (see attached).

Fiscal Impact

Source of Funds: N/A

Cost: N/A

Recurring Cost? (Yes/No): N/A

Funds Available in Current Budget? (Yes/No): N/A

Financial Implications:

Attachments

Resolution

Exhibit A - Part 1

Exhibit A - Part 2

Resolution - Amended

Exhibit A - Part 1 - Amended

Exhibit A - Part 2 - Amended

CITY OF HUBER HEIGHTS
STATE OF OHIO

RESOLUTION NO. 2021-R-

AUTHORIZING THE CITY MANAGER TO ENTER INTO A LEASE AGREEMENT WITH THE HUBER HEIGHTS GIRLS SOFTBALL ASSOCIATION FOR THE USE OF SPORTS FIELDS AT THOMAS CLOUD PARK AND MONITA FIELD PARK.

WHEREAS, the Huber Heights Girls Softball Association has leased fields at Thomas Cloud Park for many years and has provided maintenance to said fields; and

WHEREAS, the Huber Heights Girls Softball Association is interested in a long-term lease; and

WHEREAS, both the City and the Huber Heights Girls Softball Association believe that the City would continue to benefit from having the Huber Heights Girls Softball Association located at Thomas Cloud Park and Monita Field Park.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Huber Heights, Ohio that:

Section 1. The City Manager is hereby authorized to enter into a lease agreement attached hereto substantially as Exhibit A with the Huber Heights Girls Softball Association for lease of fields at Thomas Cloud Park and Monita Field Park.

Section 2. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its Committees that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 3. This Resolution shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the _____ day of _____, 2021;
____ Yeas; ____ Nays.

Effective Date:

AUTHENTICATION:

Clerk of Council

Mayor

Date

Date

EXHIBIT A

Field Lease Agreement (Cloud)

This lease agreement is made and entered into this ____ day of **October** by and between the City of Huber Heights and Huber Heights Girls Softball Association concerning the maintenance, operation, and lease of Tom Cloud Park Baseball/Softball fields #2,3,4,5,6,7,8,9,10.

WHEREAS the City owns certain real property in Montgomery County, Ohio locally known as Thomas Cloud Park and located at: (4707 Brandt Pk, Huber Heights, Ohio) upon which the city has baseball/softball fields and related improvements ("Premises");

WHEREAS Huber Heights Girls Softball Association desires to lease the Premises from the city and agree to operate and maintain the same;

NOW, THEREFORE, the parties hereby agree as follows:

1. **Lease and Term.** The City agrees to lease the Premises to Huber Heights Girls Softball Association, as joint and several tenants, for a 5 year period from January 1, 2022 to December 31, 2026. This agreement will renew annually thereafter, unless terminated pursuant to this agreement.
2. **Cost.** Huber Heights Girls Softball Association agrees to pay the City the sum of \$200 per field requested for each year of this contract, which amount shall be payable on May 1st for spring season and July 1st for fall season of each year. Payments not received by due date stated above are subject to lockout of facilities until fees are paid.
3. **Co-principals.** Huber Heights Girls Softball Association agree to serve as co-principals for this contract, and will be joint and severally liable for the same. As co-principals, Huber Heights Girls Softball Association will be responsible for the preparation and on-going maintenance of the baseball/softball diamonds and fields at Tom Cloud Park.
4. **Use.** The Tenants shall have the right to use and operate the Premises for any baseball/softball or non-baseball/softball event that they sponsor, provided that they operate the Premises in a sound and professional manner. Tenants may not use the Premises or permit any other person or entity to use the Premises, for any improper, immoral, or unlawful purpose, for a use or purpose inconsistent with applicable zoning, or for any use that would constitute a public or private nuisance or would make void or voidable any insurance then in force with respect to the Premises. The Premises shall be a public facility, and the seating, parking, concession stands, restroom facilities and other specified areas thereof shall be open to the public, subject to reasonable restrictions. Park users must adhere to all applicable City of Huber Heights Codified Ordinances, State and Federal laws. (see last page of application)
5. **Contact.** Annually, a member of the City, Huber Heights Girls Softball Association staff will be identified as the point of contact for facility issues.

6. **Maintenance.** Huber Heights Girls Softball Association shall be responsible for all maintenance and preparation of the baseball/softball diamonds and associated facilities including: dugouts, backstop, bleachers, concession stand, and all storage facilities during their respective seasons, except for capital maintenance and improvements which is the responsibility of the City. Each entity will be responsible for all expenses during their seasons including field marking material, paint for outfield lines, repair clay for mound and plate areas and any other miscellaneous items used for everyday care of the fields. Members of the Huber Heights Girls Softball Association staff will each identify an individual who will be responsible for the day-to-day and long-term maintenance of the field playing surface and surrounding facility at Thomas Cloud Park during each respective season. That individual will be responsible for the supervision of staff to perform and necessary work. If the Tenants fail to maintain the Premises as herein requires, the City shall have the right to do so, at the Tenants expense, and Tenants agree to reimburse the City for the costs to do so.
7. **Admissions and Concessions.** Except as otherwise set forth herein, Tenants shall be allowed to sell concessions on the Premises during their respective seasons, and to retain all revenues therefrom. Tenants shall supply, at their own expense, all equipment, fixtures, supplies, and staff or other persons required or necessary to sell concessions on the Premises. Tenants are also required to have a staff member with a level 1 Food Safety Certification on file with the City.
8. **Insurance.** Huber Heights Girls Softball Association agree to carry all necessary and appropriate property and liability insurance for the Premises, at their sole expense. Certificates of insurance will be exchanged as necessary.
9. **Scheduling.** The scheduling of Tom Cloud Fields will be done by the Boards and Committees of Huber Heights Girls Softball Association. A copy of the schedule will be provided to the City. Schedule requests will be reviewed and approved by the Parks Manager.
10. **Programs.** The Baseball/Softball programs and associated booster programs will continue to operate as they have in the past with independent schedules, budgets, and goals.
11. **Advertisement.** Temporary (banners) outfield and sideline fence advertising may be instituted with the City's permission. Any advertising revenues generated by advertising will be used for the sole purpose of the maintenance and continued renovation of Thomas Cloud Park Baseball/Softball Fields.
12. **Restoration.** A plan for any additional restoration and upgrading of Tom Cloud Park Fields will be submitted to the City for approval prior to any work being done.
13. **Termination and Amendment.** This agreement may be terminated at any time upon mutual agreement of all parties, or annually upon notice by one party prior to December 1st. It may be amended at any time during this period by mutual consent of the parties involved. Review of this contract and its contents shall be conducted at the request of any one party.
14. **Assignment.** Tenants shall not have the right to assign this lease or let or sublet the whole or part of the Premises without the written consent of the City.

15. **Indemnification.** Tenants agree to and shall indemnify, defend and hold the City, City's successors and assigns, and the officers, employees, agents and contractors of the City, harmless from and against any and all claims, actions, administrative proceedings, judgements, damages, punitive damages, penalties, fines and costs that arise directly or indirectly from or in connection with Tenants' use of the Premises, breach of the Lease, and/or any violation of governmental or insurance requirements of Tenants, provided that such indemnity shall not extend to matters that arise out of the gross negligence or willful acts of the City.
16. **Force Majeure.** Each party's obligations to perform under this Lease shall be excused to the extent that such performance is prevented, delayed, or rendered impracticable by events beyond that party's reasonable control, provided such party shall have exercised all reasonable efforts to avoid such events. Force Majeure shall not include financial inability to perform.
17. **Governing Law.** This Lease shall be governed by and construed in accordance with the laws of the State of Ohio.

IN WITNESS WHEREOF, the City and Huber Heights Girls Softball Association have executed this Lease Agreement on the day and year first written above.

CITY OF HUBER HEIGHTS, OHIO

By: _____

Interim City Manager

By: _____

Its: _____

943.07 - Vehicles and traffic.

- (a) *Permitted Areas.* No person shall operate a motor vehicle in a park except on and within roads provided for such vehicles, and no person shall drive a motor vehicle in violation of the posted signs or other traffic control devices.
- (b) *Reckless Operation.* No person shall operate a motor vehicle in a park in such a manner as to endanger the operator or any other person or any property.
- (c) *Speed.* No person shall operate a motor vehicle in a park in excess of the posted speed limit.
- (d) *Parking.* No person shall park or leave a motor vehicle in a park except in places designated by the City for such purposes.
- (e) *After Hours Parking.* No person shall park or leave a motor vehicle in an area of a park at a time when such area is not open to the public.
- (f) *Impounding Vehicles.* Upon finding a motor vehicle in violation of the Park Rules and Regulations, a police officer may remove such vehicle or cause the same to be removed to a location in or outside the park, where the same may be kept until the owner or his authorized representative obtains an order from the City releasing such vehicle to the owner thereof or his authorized representative.
- (g) *Trucks and Maintenance Vehicles.* No person shall drive a truck, tractor, or other vehicle which is used for the transportation of goods or materials or for maintenance purposes over any park road or any park without the permission of the Parks and Recreation Division Manager and/or the Streets Superintendent.

(Ord. 2011-O-1882, Passed 5-9-11)

943.99 - Penalty.

- (a) *Ejection from the Park.* Police officers or other designated personnel are authorized to order any person found in violation of any of the provisions outlined herein to immediately leave the park.
- (b) *Prosecution.* Persons violating these rules and regulations may also be subject to prosecution to the extent that the violation constitutes a violation of any provisions of the General Offenses of the City (see Part 5 of the Codified Ordinances) or any Federal laws.
- (c) *Misdemeanor.* Whoever violates the City Parks and Recreation Rules and Regulations set forth in this Chapter 943 or in the Parks Facilities Use Procedures adopted by the City of Huber Heights shall be guilty of a Third Degree Misdemeanor.

(Ord. 2011-O-1882, Passed 5-9-11)

Tenant Signature: _____ Date: _____

Field Lease Agreement (Monita)

This lease agreement is made and entered into this _____ day of **October** by and between the City of Huber Heights and Huber Heights Girls Softball Association concerning the maintenance, operation, and lease of Monita Field Baseball/Softball fields #1 & 2.

WHEREAS the City owns certain real property in Montgomery County, Ohio locally known as Monita Field and located at: (5045 Fishburg Road, Huber Heights, Ohio) upon which the city has baseball/softball fields and related improvements ("Premises");

WHEREAS Huber Heights Girls Softball Association desire to lease the Premises from the city and agree to operate and maintain the same;

NOW, THEREFORE, the parties hereby agree as follows:

1. **Lease and Term.** The City agrees to lease the Premises to Huber Heights Girls Softball Association, as joint and several tenants, for a 5 year period from January 1, 2022 to December 31, 2026. This agreement will renew annually thereafter, unless terminated pursuant to this agreement.
2. **Cost.** Huber Heights Girls Softball Association agree to pay the City the sum of \$200 per field per season requested for each year of this contract, which amount shall be payable on May 1st for spring season and July 1st for fall season of each year. Payments not received by due date stated above are subject to lockout of facilities until fees are paid.
3. **Co-principals.** Huber Heights Girls Softball Association agree to serve as co-principals for this contract, and will be joint and severally liable for the same. As co-principals, Huber Heights Girls Softball Association will be responsible for the preparation and on-going maintenance of the baseball/softball diamonds and fields at Monita Field.
4. **Use.** The Tenants shall have the right to use and operate the Premises for any baseball/softball or non-baseball/softball event that they sponsor, provided that they operate the Premises in a sound and professional manner. Tenants may not use the Premises or permit any other person or entity to use the Premises, for any improper, immoral, or unlawful purpose, for a use or purpose inconsistent with applicable zoning, or for any use that would constitute a public or private nuisance or would make void or voidable any insurance then in force with respect to the Premises. The Premises shall be a public facility, and the seating, parking, concession stands, restroom facilities and other specified areas thereof shall be open to the public, subject to reasonable restrictions. Park users must adhere to all applicable City of Huber Heights Codified Ordinances, State and Federal laws. (see last page of application)
5. **Contact.** Annually, a member of the City, Huber Heights Girls Softball Association staff will be identified as the point of contact for facility issues.

6. **Maintenance.** Huber Heights Girls Softball Association shall be responsible for all maintenance and preparation of the baseball/softball diamonds and associated facilities including: dugouts, backstop, bleachers, concession stand, and all storage facilities during their respective seasons, except for capital maintenance and improvements which is the responsibility of the City. Each entity will be responsible for all expenses during their seasons including field marking material, paint for outfield lines, repair clay for mound and plate areas and any other miscellaneous items used for everyday care of the fields. Members of the Huber Heights Girls Softball Association staff will each identify an individual who will be responsible for the day-to-day and long-term maintenance of the field playing surface and surrounding facility at Monita Field during each respective season. That individual will be responsible for the supervision of staff to perform and necessary work. If the Tenants fail to maintain the Premises as herein requires, the City shall have the right to do so, at the Tenants expense, and Tenants agree to reimburse the City for the costs to do so.
7. **Admissions and Concessions.** Except as otherwise set forth herein, Tenants shall be allowed to sell concessions on the Premises during their respective seasons, and to retain all revenues therefrom. Tenants shall supply, at their own expense, all equipment, fixtures, supplies, and staff or other persons required or necessary to sell concessions on the Premises. Tenants are also required to have a staff member with a level 1 Food Safety Certification on file with the City.
8. **Insurance.** Huber Heights Girls Softball Association agrees to carry all necessary and appropriate property and liability insurance for the Premises, at their sole expense. Certificates of insurance will be exchanged as necessary.
9. **Scheduling.** The scheduling of Monita Fields will be done by the Boards and Committees of the Huber Heights Girls Softball Association. A copy of the schedule will be provided to the City. Schedule requests will be reviewed and approved by the Parks Manager.
10. **Programs.** The Baseball/Softball programs and associated booster programs will continue to operate as they have in the past with independent schedules, budgets, and goals.
11. **Advertisement.** Temporary (banners) outfield and sideline fence advertising may be instituted with the City's permission. Any advertising revenues generated by advertising will be used for the sole purpose of the maintenance and continued renovation of Monita Field Baseball/Softball Fields.
12. **Restoration.** A plan for any additional restoration and upgrading of Monita Field will be submitted to the City for approval prior to any work being done.
13. **Termination and Amendment.** This agreement may be terminated at any time upon mutual agreement of all parties, or annually upon notice by one party prior to December 1st. It may be amended at any time during this period by mutual consent of the parties involved. Review of this contract and its contents shall be conducted at the request of any one party.

14. **Assignment.** Tenants shall not have the right to assign this lease or let or sublet the whole or part of the Premises without the written consent of the City.
15. **Indemnification.** Tenants agree to and shall indemnify, defend and hold the City, City's successors and assigns, and the officers, employees, agents and contractors of the City, harmless from and against any and all claims, actions, administrative proceedings, judgements, damages, punitive damages, penalties, fines and costs that arise directly or indirectly from or in connection with Tenants' use of the Premises, breach of the Lease, and/or any violation of governmental or insurance requirements of Tenants, provided that such indemnity shall not extend to matters that arise out of the gross negligence or willful acts of the City.
16. **Force Majeure.** Each party's obligations to perform under this Lease shall be excused to the extent that such performance is prevented, delayed, or rendered impracticable by events beyond that party's reasonable control, provided such party shall have exercised all reasonable efforts to avoid such events. Force Majeure shall not include financial inability to perform.
17. **Governing Law.** This Lease shall be governed by and construed in accordance with the laws of the State of Ohio.

IN WITNESS WHEREOF, the City and Huber Heights Girls Softball Association have executed this Lease Agreement on the day and year first written above.

CITY OF HUBER HEIGHTS, OHIO

By: _____

Interim City Manager

By: _____

Its: _____

943.07 - Vehicles and traffic.

- (a) *Permitted Areas.* No person shall operate a motor vehicle in a park except on and within roads provided for such vehicles, and no person shall drive a motor vehicle in violation of the posted signs or other traffic control devices.
- (b) *Reckless Operation.* No person shall operate a motor vehicle in a park in such a manner as to endanger the operator or any other person or any property.
- (c) *Speed.* No person shall operate a motor vehicle in a park in excess of the posted speed limit.
- (d) *Parking.* No person shall park or leave a motor vehicle in a park except in places designated by the City for such purposes.
- (e) *After Hours Parking.* No person shall park or leave a motor vehicle in an area of a park at a time when such area is not open to the public.
- (f) *Impounding Vehicles.* Upon finding a motor vehicle in violation of the Park Rules and Regulations, a police officer may remove such vehicle or cause the same to be removed to a location in or outside the park, where the same may be kept until the owner or his authorized representative obtains an order from the City releasing such vehicle to the owner thereof or his authorized representative.
- (g) *Trucks and Maintenance Vehicles.* No person shall drive a truck, tractor, or other vehicle which is used for the transportation of goods or materials or for maintenance purposes over any park road or any park without the permission of the Parks and Recreation Division Manager and/or the Streets Superintendent.

(Ord. 2011-O-1882, Passed 5-9-11)

943.99 - Penalty.

- (a) *Ejection from the Park.* Police officers or other designated personnel are authorized to order any person found in violation of any of the provisions outlined herein to immediately leave the park.
- (b) *Prosecution.* Persons violating these rules and regulations may also be subject to prosecution to the extent that the violation constitutes a violation of any provisions of the General Offenses of the City (see Part 5 of the Codified Ordinances) or any Federal laws.
- (c) *Misdemeanor.* Whoever violates the City Parks and Recreation Rules and Regulations set forth in this Chapter 943 or in the Parks Facilities Use Procedures adopted by the City of Huber Heights shall be guilty of a Third Degree Misdemeanor.

(Ord. 2011-O-1882, Passed 5-9-11)

Tenant Signature: _____ Date: _____

CITY OF HUBER HEIGHTS
STATE OF OHIO

RESOLUTION NO. 2021-R-

AUTHORIZING THE CITY MANAGER TO ENTER INTO A LEASE AGREEMENT WITH THE HUBER HEIGHTS SOFTBALL BASEBALL ASSOCIATION FOR THE USE OF SPORTS FIELDS AT THOMAS CLOUD PARK AND MONITA FIELD PARK.

WHEREAS, the Huber Heights Softball Baseball Association has leased fields at Thomas Cloud Park for many years and has provided maintenance to said fields; and

WHEREAS, the Huber Heights Softball Baseball Association is interested in a long-term lease for the use of sports fields in City parks; and

WHEREAS, both the City and the Huber Heights Softball Baseball Association believe that the City would continue to benefit from having the Huber Heights Softball Baseball Association located at Thomas Cloud Park and Monita Field Park.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Huber Heights, Ohio that:

Section 1. The City Manager is hereby authorized to enter into a lease agreement attached hereto substantially as to form as Exhibit A with the Huber Heights Softball Baseball Association for the lease of fields at Thomas Cloud Park and Monita Field Park.

Section 2. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its Committees that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 3. This Resolution shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the _____ day of _____, 2021;
____ Yeas; _____ Nays.

Effective Date:

AUTHENTICATION:

Clerk of Council

Mayor

Date

Date

EXHIBIT A

Field Lease Agreement (Thomas Cloud Park)

This lease agreement is made and entered into this ____ day of **November** by and between the City of Huber Heights and Huber Heights Softball Baseball Association concerning the maintenance, operation, and lease of Thomas Cloud Park Baseball/Softball Fields #2,3,4,5,6,7,8,9,10.

WHEREAS the City owns certain real property in Montgomery County, Ohio locally known as Thomas Cloud Park and located at: (4707 Brandt Pk, Huber Heights, Ohio) upon which the city has baseball/softball fields and related improvements ("Premises");

WHEREAS Huber Heights Softball Baseball Association desires to lease the Premises from the City and agree to operate and maintain the same;

NOW, THEREFORE, the parties hereby agree as follows:

1. **Lease and Term.** The City agrees to lease the Premises to Huber Heights Softball Baseball Association, as joint and several tenants, for a 5-year period from January 1, 2022 to December 31, 2026. This agreement will renew annually thereafter, unless terminated pursuant to this agreement.
2. **Cost.** Huber Heights Softball Baseball Association agrees to pay the City the sum of \$200 per field requested for each season of this contract, which amount shall be payable on May 1st for spring season and July 1st for fall season (if available) of each year. Payments not received by due date stated above are subject to lockout of facilities until fees are paid.
3. **Co-principals.** Huber Heights Softball Baseball Association agree to serve as co-principals for this contract, and will be joint and severally liable for the same. As co-principals, Huber Heights Softball Baseball Association will be responsible for the preparation and on-going maintenance of the baseball/softball diamonds and fields at Tom Cloud Park.
4. **Use.** The Tenants shall have the right to use and operate the Premises for any baseball/softball or non-baseball/softball event that they sponsor, provided that they operate the Premises in a sound and professional manner. Tenants may not use the Premises or permit any other person or entity to use the Premises, for any improper, immoral, or unlawful purpose, for a use or purpose inconsistent with applicable zoning, or for any use that would constitute a public or private nuisance or would make void or voidable any insurance then in force with respect to the Premises. The Premises shall be a public facility, and the seating, parking, concession stands, restroom facilities and other specified areas thereof shall be open to the public, subject to reasonable restrictions. Park users must adhere to all applicable City of Huber Heights Codified Ordinances, State and Federal laws. (see last page of application)
5. **Contact.** Annually, a member of the City, Huber Heights Softball Baseball Association staff will be identified as the point of contact for facility issues.

6. **Maintenance.** Huber Heights Softball Baseball Association shall be responsible for all maintenance and preparation of the baseball/softball diamonds and associated facilities including: dugouts, backstop, bleachers, concession stand, and all storage facilities during their respective seasons, except for capital maintenance and improvements which is the responsibility of the City. Each entity will be responsible for all expenses during their seasons including field marking material, paint for outfield lines, repair clay for mound and plate areas and any other miscellaneous items used for everyday care of the fields. Members of the Huber Heights Softball Baseball Association staff will each identify an individual who will be responsible for the day-to-day and long-term maintenance of the field playing surface and surrounding facility at Thomas Cloud Park during each respective season. That individual will be responsible for the supervision of staff to perform and necessary work. If the Tenants fail to maintain the Premises as herein requires, the City shall have the right to do so, at the Tenants expense, and Tenants agree to reimburse the City for the costs to do so.
7. **Admissions and Concessions.** Except as otherwise set forth herein, Tenants shall be allowed to sell concessions on the Premises during their respective seasons, and to retain all revenues therefrom. Tenants shall supply, at their own expense, all equipment, fixtures, supplies, and staff or other persons required or necessary to sell concessions on the Premises. Tenants are also required to have a staff member with a Level 1 Food Safety Certification on file with the City.
8. **Insurance.** Huber Heights Softball Baseball Association agree to carry all necessary and appropriate property and liability insurance for the Premises, at their sole expense. Certificates of insurance will be exchanged as necessary.
9. **Scheduling.** The scheduling of Thomas Cloud Fields will be done by the Boards and Committees of Huber Heights Softball Baseball Association. A copy of the schedule will be provided to the City. Schedule requests will be reviewed and approved by the Parks Manager.
10. **Programs.** The Baseball/Softball programs and associated booster programs will continue to operate as they have in the past with independent schedules, budgets, and goals.
11. **Advertisement.** Temporary (banners) outfield and sideline fence advertising may be instituted with the City's permission. Any advertising revenues generated by advertising will be used for the sole purpose of the maintenance and continued renovation of Thomas Cloud Park Baseball/Softball Fields.
12. **Restoration.** A plan for any additional restoration and upgrading of Tom Cloud Park Fields will be submitted to the City for approval prior to any work being done.
13. **Termination and Amendment.** This agreement may be terminated at any time upon mutual agreement of all parties, or annually upon notice by one party prior to December 1st. It may be amended at any time during this period by mutual consent of the parties involved. Review of this contract and its contents shall be conducted at the request of any one party.

14. **Assignment.** Tenants shall not have the right to assign this lease or let or sublet the whole or part of the Premises without the written consent of the City.
15. **Indemnification.** Tenants agree to and shall indemnify, defend and hold the City, City's successors and assigns, and the officers, employees, agents and contractors of the City, harmless from and against any and all claims, actions, administrative proceedings, judgements, damages, punitive damages, penalties, fines and costs that arise directly or indirectly from or in connection with Tenants' use of the Premises, breach of the Lease, and/or any violation of governmental or insurance requirements of Tenants, provided that such indemnity shall not extend to matters that arise out of the gross negligence or willful acts of the City.
16. **Force Majeure.** Each party's obligations to perform under this Lease shall be excused to the extent that such performance is prevented, delayed, or rendered impracticable by events beyond that party's reasonable control, provided such party shall have exercised all reasonable efforts to avoid such events. Force Majeure shall not include financial inability to perform.
17. **Governing Law.** This Lease shall be governed by and construed in accordance with the laws of the State of Ohio.

IN WITNESS WHEREOF, the City and Huber Heights Softball Baseball Association have executed this Lease Agreement on the day and year first written above.

CITY OF HUBER HEIGHTS, OHIO

By: _____

Interim City Manager

By: _____

Its: _____

943.07 - Vehicles and traffic.

- (a) *Permitted Areas.* No person shall operate a motor vehicle in a park except on and within roads provided for such vehicles, and no person shall drive a motor vehicle in violation of the posted signs or other traffic control devices.
- (b) *Reckless Operation.* No person shall operate a motor vehicle in a park in such a manner as to endanger the operator or any other person or any property.
- (c) *Speed.* No person shall operate a motor vehicle in a park in excess of the posted speed limit.
- (d) *Parking.* No person shall park or leave a motor vehicle in a park except in places designated by the City for such purposes.
- (e) *After Hours Parking.* No person shall park or leave a motor vehicle in an area of a park at a time when such area is not open to the public.
- (f) *Impounding Vehicles.* Upon finding a motor vehicle in violation of the Park Rules and Regulations, a police officer may remove such vehicle or cause the same to be removed to a location in or outside the park, where the same may be kept until the owner or his authorized representative obtains an order from the City releasing such vehicle to the owner thereof or his authorized representative.
- (g) *Trucks and Maintenance Vehicles.* No person shall drive a truck, tractor, or other vehicle which is used for the transportation of goods or materials or for maintenance purposes over any park road or any park without the permission of the Parks and Recreation Division Manager and/or the Streets Superintendent.

(Ord. 2011-O-1882, Passed 5-9-11)

943.99 - Penalty.

- (a) *Ejection from the Park.* Police officers or other designated personnel are authorized to order any person found in violation of any of the provisions outlined herein to immediately leave the park.
- (b) *Prosecution.* Persons violating these rules and regulations may also be subject to prosecution to the extent that the violation constitutes a violation of any provisions of the General Offenses of the City (see Part 5 of the Codified Ordinances) or any Federal laws.
- (c) *Misdemeanor.* Whoever violates the City Parks and Recreation Rules and Regulations set forth in this Chapter 943 or in the Parks Facilities Use Procedures adopted by the City of Huber Heights shall be guilty of a Third Degree Misdemeanor.

(Ord. 2011-O-1882, Passed 5-9-11)

Tenant Signature: _____ Date: _____

Field Lease Agreement (Monita Field Park)

This lease agreement is made and entered into this _____ day of **November** by and between the City of Huber Heights and Huber Heights Softball Baseball Association concerning the maintenance, operation, and lease of Monita Field Park Baseball/Softball Fields #1 & 2.

WHEREAS the City owns certain real property in Montgomery County, Ohio locally known as Monita Field Park and located at: (5045 Fishburg Road, Huber Heights, Ohio) upon which the city has baseball/softball fields and related improvements ("Premises");

WHEREAS Huber Heights Softball Baseball Association desire to lease the Premises from the City and agree to operate and maintain the same;

NOW, THEREFORE, the parties hereby agree as follows:

1. **Lease and Term.** The City agrees to lease the Premises to Huber Heights Softball Baseball Association, as joint and several tenants, for a 5-year period from January 1, 2022 to December 31, 2026. This agreement will renew annually thereafter, unless terminated pursuant to this agreement.
2. **Cost.** Huber Heights Softball Baseball Association agree to pay the City the sum of \$200 per field per season requested for each year of this contract, which amount shall be payable on May 1st for spring season and July 1st for fall season of each year. Payments not received by due date stated above are subject to lockout of facilities until fees are paid.
3. **Co-principals.** Huber Heights Softball Baseball Association agree to serve as co-principals for this contract, and will be joint and severally liable for the same. As co-principals, Huber Heights Softball Baseball Association will be responsible for the preparation and on-going maintenance of the baseball/softball diamonds and fields at Monita Field.
4. **Use.** The Tenants shall have the right to use and operate the Premises for any baseball/softball or non-baseball/softball event that they sponsor, provided that they operate the Premises in a sound and professional manner. Tenants may not use the Premises or permit any other person or entity to use the Premises, for any improper, immoral, or unlawful purpose, for a use or purpose inconsistent with applicable zoning, or for any use that would constitute a public or private nuisance or would make void or voidable any insurance then in force with respect to the Premises. The Premises shall be a public facility, and the seating, parking, concession stands, restroom facilities and other specified areas thereof shall be open to the public, subject to reasonable restrictions. Park users must adhere to all applicable City of Huber Heights Codified Ordinances, State and Federal laws. (see last page of application)
5. **Contact.** Annually, a member of the City, Huber Heights Softball Baseball Association staff will be identified as the point of contact for facility issues.

6. **Maintenance.** Huber Heights Softball Baseball Association shall be responsible for all maintenance and preparation of the baseball/softball diamonds and associated facilities including: dugouts, backstop, bleachers, concession stand, and all storage facilities during their respective seasons, except for capital maintenance and improvements which is the responsibility of the City. Each entity will be responsible for all expenses during their seasons including field marking material, paint for outfield lines, repair clay for mound and plate areas and any other miscellaneous items used for everyday care of the fields. Members of the Huber Heights Softball Baseball Association staff will each identify an individual who will be responsible for the day-to-day and long-term maintenance of the field playing surface and surrounding facility at Monita Field during each respective season. That individual will be responsible for the supervision of staff to perform and necessary work. If the Tenants fail to maintain the Premises as herein requires, the City shall have the right to do so, at the Tenants expense, and Tenants agree to reimburse the City for the costs to do so.
7. **Admissions and Concessions.** Except as otherwise set forth herein, Tenants shall be allowed to sell concessions on the Premises during their respective seasons, and to retain all revenues therefrom. Tenants shall supply, at their own expense, all equipment, fixtures, supplies, and staff or other persons required or necessary to sell concessions on the Premises. Tenants are also required to have a staff member with a Level 1 Food Safety Certification on file with the City.
8. **Insurance.** Huber Heights Softball Baseball Association agrees to carry all necessary and appropriate property and liability insurance for the Premises, at their sole expense. Certificates of insurance will be exchanged as necessary.
9. **Scheduling.** The scheduling of Monita Fields will be done by the Boards and Committees of the Huber Heights Softball Baseball Association. A copy of the schedule will be provided to the City. Schedule requests will be reviewed and approved by the Parks Manager.
10. **Programs.** The Baseball/Softball programs and associated booster programs will continue to operate as they have in the past with independent schedules, budgets, and goals.
11. **Advertisement.** Temporary (banners) outfield and sideline fence advertising may be instituted with the City's permission. Any advertising revenues generated by advertising will be used for the sole purpose of the maintenance and continued renovation of Monita Field Baseball/Softball Fields.
12. **Restoration.** A plan for any additional restoration and upgrading of Monita Field will be submitted to the City for approval prior to any work being done.
13. **Termination and Amendment.** This agreement may be terminated at any time upon mutual agreement of all parties, or annually upon notice by one party prior to December 1st. It may be amended at any time during this period by mutual consent of the parties involved. Review of this contract and its contents shall be conducted at the request of any one party.

14. **Assignment.** Tenants shall not have the right to assign this lease or let or sublet the whole or part of the Premises without the written consent of the City.
15. **Indemnification.** Tenants agree to and shall indemnify, defend and hold the City, City's successors and assigns, and the officers, employees, agents and contractors of the City, harmless from and against any and all claims, actions, administrative proceedings, judgements, damages, punitive damages, penalties, fines and costs that arise directly or indirectly from or in connection with Tenants' use of the Premises, breach of the Lease, and/or any violation of governmental or insurance requirements of Tenants, provided that such indemnity shall not extend to matters that arise out of the gross negligence or willful acts of the City.
16. **Force Majeure.** Each party's obligations to perform under this Lease shall be excused to the extent that such performance is prevented, delayed, or rendered impracticable by events beyond that party's reasonable control, provided such party shall have exercised all reasonable efforts to avoid such events. Force Majeure shall not include financial inability to perform.
17. **Governing Law.** This Lease shall be governed by and construed in accordance with the laws of the State of Ohio.

IN WITNESS WHEREOF, the City and Huber Heights Softball Baseball Association have executed this Lease Agreement on the day and year first written above.

CITY OF HUBER HEIGHTS, OHIO

By: _____

Interim City Manager

By: _____

Its: _____

943.07 - Vehicles and traffic.

- (a) *Permitted Areas.* No person shall operate a motor vehicle in a park except on and within roads provided for such vehicles, and no person shall drive a motor vehicle in violation of the posted signs or other traffic control devices.
- (b) *Reckless Operation.* No person shall operate a motor vehicle in a park in such a manner as to endanger the operator or any other person or any property.
- (c) *Speed.* No person shall operate a motor vehicle in a park in excess of the posted speed limit.
- (d) *Parking.* No person shall park or leave a motor vehicle in a park except in places designated by the City for such purposes.
- (e) *After Hours Parking.* No person shall park or leave a motor vehicle in an area of a park at a time when such area is not open to the public.
- (f) *Impounding Vehicles.* Upon finding a motor vehicle in violation of the Park Rules and Regulations, a police officer may remove such vehicle or cause the same to be removed to a location in or outside the park, where the same may be kept until the owner or his authorized representative obtains an order from the City releasing such vehicle to the owner thereof or his authorized representative.
- (g) *Trucks and Maintenance Vehicles.* No person shall drive a truck, tractor, or other vehicle which is used for the transportation of goods or materials or for maintenance purposes over any park road or any park without the permission of the Parks and Recreation Division Manager and/or the Streets Superintendent.

(Ord. 2011-O-1882, Passed 5-9-11)

943.99 - Penalty.

- (a) *Ejection from the Park.* Police officers or other designated personnel are authorized to order any person found in violation of any of the provisions outlined herein to immediately leave the park.
- (b) *Prosecution.* Persons violating these rules and regulations may also be subject to prosecution to the extent that the violation constitutes a violation of any provisions of the General Offenses of the City (see Part 5 of the Codified Ordinances) or any Federal laws.
- (c) *Misdemeanor.* Whoever violates the City Parks and Recreation Rules and Regulations set forth in this Chapter 943 or in the Parks Facilities Use Procedures adopted by the City of Huber Heights shall be guilty of a Third Degree Misdemeanor.

(Ord. 2011-O-1882, Passed 5-9-11)

Tenant Signature: _____ Date: _____

AI-7958

New Business A.

City Council Meeting

City Council

Meeting Date: 11/08/2021

2022 City Council Meeting Schedules

Submitted By: Anthony Rodgers

Department: City Council

Council Committee Review?: Council Work Session

Date(s) of Committee Review: 11/01/2021

Audio-Visual Needs: None **Emergency Legislation?:** No

**Motion/Ordinance/
Resolution No.:**

Agenda Item Description or Legislation Title

A Motion To Approve The 2022 Council Work Session And City Council Meeting Schedules.

Purpose and Background

City Council must approve the 2022 Council Work Session and City Council Meeting Schedules (see attached).

Fiscal Impact

Source of Funds: N/A

Cost: N/A

Recurring Cost? (Yes/No): N/A

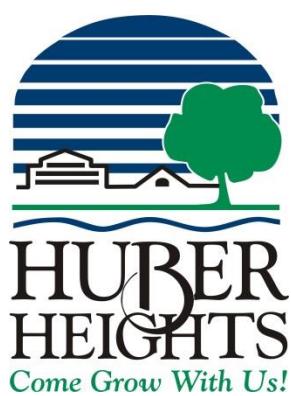
Funds Available in Current Budget? (Yes/No): N/A

Financial Implications:

Attachments

2022 Council Work Session Meeting Schedule

2022 City Council Meeting Schedule



2022 HUBER HEIGHTS CITY COUNCIL WORK SESSION SCHEDULE

Meeting Date	Meeting Time	Location
January 4, 2022 Tuesday	6:00 PM	City Hall – Council Chambers
January 18, 2022 Tuesday	6:00 PM	City Hall – Council Chambers
February 8, 2022 Tuesday	6:00 PM	City Hall – Council Chambers
February 22, 2022 Tuesday	6:00 PM	City Hall – Council Chambers
March 8, 2022 Tuesday	6:00 PM	City Hall – Council Chambers
March 22, 2022 Tuesday	6:00 PM	City Hall – Council Chambers
April 5, 2022 Tuesday	6:00 PM	City Hall – Council Chambers
April 19, 2022 Tuesday	6:00 PM	City Hall – Council Chambers
May 3, 2022 Tuesday	6:00 PM	City Hall – Council Chambers
May 17, 2022 Tuesday	6:00 PM	City Hall – Council Chambers
June 7, 2022 Tuesday	6:00 PM	City Hall – Council Chambers
June 21, 2022 Tuesday	6:00 PM	City Hall – Council Chambers
July 5, 2022 Tuesday	6:00 PM	City Hall – Council Chambers
July 19, 2022 Tuesday	6:00 PM	City Hall – Council Chambers
August 1, 2022 Monday	6:00 PM	City Hall – Council Chambers
August 16, 2022 Tuesday	6:00 PM	City Hall – Council Chambers
September 6, 2022 Tuesday	6:00 PM	City Hall – Council Chambers
September 20, 2022 Tuesday	6:00 PM	City Hall – Council Chambers
October 4, 2022 Tuesday	6:00 PM	City Hall – Council Chambers
October 18, 2022 Tuesday	6:00 PM	City Hall – Council Chambers
November 7, 2022 Monday	6:00 PM	City Hall – Council Chambers
November 22, 2022 Tuesday	6:00 PM	City Hall – Council Chambers
December 6, 2022 Tuesday	6:00 PM	City Hall – Council Chambers



2022 HUBER HEIGHTS CITY COUNCIL MEETING SCHEDULE

Meeting Date	Meeting Time	Location
January 10, 2022 Monday	6:00 PM	City Hall – Council Chambers
January 24, 2022 Monday	6:00 PM	City Hall – Council Chambers
February 14, 2022 Monday	6:00 PM	City Hall – Council Chambers
February 28, 2022 Tuesday	6:00 PM	City Hall – Council Chambers
March 14, 2022 Monday	6:00 PM	City Hall – Council Chambers
March 28, 2022 Monday	6:00 PM	City Hall – Council Chambers
April 11, 2022 Monday	6:00 PM	City Hall – Council Chambers
April 25, 2022 Monday	6:00 PM	City Hall – Council Chambers
May 9, 2022 Monday	6:00 PM	City Hall – Council Chambers
May 23, 2022 Monday	6:00 PM	City Hall – Council Chambers
June 13, 2022 Monday	6:00 PM	City Hall – Council Chambers
June 27, 2022 Monday	6:00 PM	City Hall – Council Chambers
July 11, 2022 Monday	6:00 PM	City Hall – Council Chambers
July 25, 2022 Monday	6:00 PM	City Hall – Council Chambers
August 8, 2022 Monday	6:00 PM	City Hall – Council Chambers
August 22, 2022 Monday	6:00 PM	City Hall – Council Chambers
September 12, 2022 Monday	6:00 PM	City Hall – Council Chambers
September 26, 2022 Monday	6:00 PM	City Hall – Council Chambers
October 10, 2022 Monday	6:00 PM	City Hall – Council Chambers
October 24, 2022 Monday	6:00 PM	City Hall – Council Chambers
November 14, 2022 Monday	6:00 PM	City Hall – Council Chambers
November 28, 2022 Monday	6:00 PM	City Hall – Council Chambers
December 12, 2022 Monday	6:00 PM	City Hall – Council Chambers

AI-7956

New Business B.

City Council Meeting

City Council

Meeting Date: 11/08/2021

2022 Miami County Public Defender Agreement

Submitted By: Anthony Rodgers

Department: City Council

Council Committee Review?: Council Work Session

Date(s) of Committee Review: 11/01/2021

Audio-Visual Needs: None **Emergency Legislation?:** No

**Motion/Ordinance/
Resolution No.:**

Agenda Item Description or Legislation Title

A Resolution Authorizing The City Manager To Enter Into A Contract With The Miami County Public Defender Commission To Provide Statutorily Required Legal Counsel To Indigent Persons For Fiscal Year 2022.

(first reading)

Purpose and Background

This legislation is to approve the annual renewal of the Miami County Public Defender's contract for 2022. The rates have not been increased from the 2021 rates and will remain the same for 2022.

Fiscal Impact

Source of Funds: Legal Fund

Cost: \$826.88

Recurring Cost? (Yes/No): Yes

Funds Available in Current Budget? (Yes/No): Yes

Financial Implications:

Attachments

Resolution

Exhibit A

CITY OF HUBER HEIGHTS
STATE OF OHIO

RESOLUTION NO. 2021-R-

AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH THE MIAMI COUNTY PUBLIC DEFENDER COMMISSION TO PROVIDE STATUTORILY REQUIRED LEGAL COUNSEL TO INDIGENT PERSONS FOR FISCAL YEAR 2022.

WHEREAS, the City of Huber Heights has responsibilities under the laws of Ohio and of the United States of America to provide legal counsel to indigent persons charged with loss of liberty offense in the Municipal Court; and

WHEREAS, in furtherance of the execution of such legal responsibilities, the City desires to utilize the Miami County Public Defender Commission to provide legal counsel to the City's indigent citizens charged under the City Code and prosecuted in Miami County courts.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Huber Heights, Ohio that:

Section 1. The City Manager is hereby authorized to enter into a contract for Miami County Public Defender Services for 2022 attached hereto as Exhibit A which shall be approved by the Law Director.

Section 2. The City Finance Director is authorized to pay the Miami County Public Defender Commission the compensation set forth in the contract at the time of signing the contract.

Section 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its Committees that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. This Resolution shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the _____ day of _____, 2021;
_____ Yeas; _____ Nays.

Effective Date:

AUTHENTICATION:

Clerk of Council

Mayor

Date

Date

EXHIBIT A

CONTRACT FOR COUNTY PUBLIC DEFENDER SERVICES TO MUNICIPAL CORPORATIONS

AGREEMENT

THIS AGREEMENT entered into between the Miami County Public Defender Commission hereinafter called the "Commission" and the City of Huber Heights, Ohio, hereinafter called the "City".

WHEREAS, the City recognizes its responsibilities under the laws of the State of Ohio and of the United States of America to provide legal counsel to indigent persons charged with loss of liberty offense in its Municipal Court, and

WHEREAS, the city in furtherance of the execution of its legal responsibilities, desires that the legal services of the Commission be delivered to the City's indigent citizens and others so situated;

NOW THEREFORE, the parties do mutually agree to bind themselves as follows:

1. Scope of Work.

The Commission shall in a satisfactory and proper manner under the terms and conditions contained herein, perform the following services:

Provide legal counsel to indigent persons charged with loss of liberty offenses under, by or through, the Codified Ordinances of the City of Huber Heights, Ohio. The within representation shall include such cases filed in the Miami County Municipal Court, and/or Miami County Common Pleas Court, and Miami County Juvenile Court.

2. Compensation.

The City shall pay to the Commission a sum not to exceed Eight Hundred Twenty Six Dollars and Eighty Eight Cents (\$826.88) which shall constitute full and complete payment for all the Commission's services during the term of this contract. Said sum shall be paid upon the signing of this contract.

3. Term of Service.

The duration of this contract shall be for one (1) year commencing January 1, 2022, and shall terminate on December 31, 2022.

4. Non-Assignment.

The Commission shall not assign all or any part of this Agreement without the prior written consent of the city, which consent shall not be unreasonably withheld.

5. Termination.

If the Commission shall fail to fulfill in a reasonable timely and proper manner its obligations under this Agreement, or if the Commission shall substantially violate any of the covenants, agreements or stipulations of this Agreement, the City shall thereupon have the right to terminate this Agreement by giving written notice to the Commission of such termination and specifying an effective date thereof at least sixty (60) days before the effective date of said termination. Termination by the City shall not constitute a waiver of any other right or remedy it may have at law or in equity for breach of this Agreement by the Commission.

6. Amendments.

All Amendments to this Agreement agreed upon by the parties shall be in writing and made a part of this Agreement.

7. Anti-Discrimination.

There shall be no discrimination against any employee who is employed in the work covered by this Agreement or against any application for such employment because of race, color, religion, sex or national origin. This provision shall apply to but not be limited to, employment, upgrading, demotion or transfer, recruitment or recruitment advertising, lay-off or termination, raises of pay or other forms of compensation, and selection for training including apprenticeship. The Commission shall insert a similar provision in any sub-contract for services covered by this Agreement.

8. Conflicts.

Commission covenants that it presently has no interest and shall not acquire any interest direct or indirect, which would conflict in any manner with the performance of services required under this Agreement. No members of, nor delegates to, the Congress of the United States of America, and no resident Commissioner shall share in any part hereof or any benefits to arise herefrom.

9. Indigency Determination.

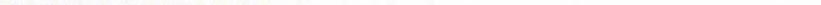
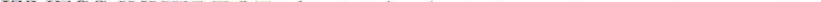
In determining the indigent status of all individuals receiving representation pursuant to this agreement, all applicable standards of indigency and other rules and standards established by the Ohio Public Defender Commission and the Ohio Public Defender will be followed.

In addition to indigency determination, all rules, standards and guidelines issued by the Office of the Ohio Public Defender and Ohio Public Defender Commission shall be followed.

10. Verification of Contract Amount.

Payment by the municipality, whether by contractual amount or a fee schedule, does not exceed the fee schedule in effect and adopted by the county commissioners of the said herein county wherein the municipal corporation is located.

IN WITNESS WHEREOF, the parties have hereunto set their hands this
day of _____, 20_____.

APPROVED AS TO FORM:

MIAMI COUNTY PUBLIC
DEFENDER ASSOCIATION

CITY OF HUBER HEIGHTS, OHIO

BY *Jack A. Hoekstra*
JACK A. HOEKSTRA
COMMISSION CHAIRMAN

AI-7957

New Business C.

City Council Meeting

City Council

Meeting Date: 11/08/2021

Ordinance Review Commission Recommendations - City Code Amendments - Part Nine - Streets and Public Services Code

Submitted By: Anthony Rodgers

Department: City Council

Council Committee Review?: Council Work Session **Date(s) of Committee Review:** 11/01/2021

Audio-Visual Needs: None **Emergency Legislation?:** No

**Motion/Ordinance/
Resolution No.:**

Agenda Item Description or Legislation Title

An Ordinance Amending Certain Sections Of Part Nine, Streets And Public Services Code, Of The City Code Of Huber Heights.

(first reading)

Purpose and Background

This agenda item is to review and approve the recommendations for amendments to Part Nine - Streets and Public Services Code of the City Code made by the Ordinance Review Commission as outlined in the attached ordinance.

Fiscal Impact

Source of Funds: N/A

Cost: N/A

Recurring Cost? (Yes/No): N/A

Funds Available in Current Budget? (Yes/No): N/A

Financial Implications:

Attachments

ORC Worksheet - Part Nine - Streets and Public Services Code
Ordinance

CITY OF HUBER HEIGHTS
ORDINANCE REVIEW COMMISSION
PART NINE – STREETS AND PUBLIC SERVICES CODE - WORKSHEET

Legislation/ Code Section	Date of Review/ Action	Action Taken	Notes
903.02(f) Permit Required For Excavation And Construction	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	ORC recommended a change to Section 903.02(f) to correct a typographical error from “my file” to “may file”. ORC recommended correcting this typographical error at the 4/21/21 ORC meeting. Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE
903.04 911.04 915.03 Various Sections	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	City Engineer to review Sections 903.04, 911.04, and 915.03 for consistency in standards and requirements (see minutes). City Engineer recommended revisions to Sections 903.04, 911.04, and 915.03. ORC approved suggestions for changes in Sections 903.04, 911.04, and 915.03 (see minutes) as recommendations for update by the ORC at the 6/16/21 meeting. Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE
911.02(e) Duty To Repair And Clean Sidewalks And Curbs	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	ORC recommended a change to Section 911.02(e) to correct typographical errors from “is” to “are” in two places in the first sentence. ORC recommended correcting these typographical errors at the 4/21/21 ORC meeting. Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE
919 Street Lighting Assessment Procedure	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director and Finance Director to review Sections 919.01, 919.02, and 919.03 for changes to remove Clerk of Council from process and to clarify the determination of property owners in the street lighting assessment districts (see minutes). Law Director recommended revisions to Chapter 919 to change “affected property owners” to “members of the proposed lighting district”. ORC approved suggestions for changes in Chapter 919 (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting. Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE
920.07	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise	Law Director and City Engineer to review Section 920.07 for consistency in process and for appeals

Appeals		<input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	(see minutes). Law Director and City Engineer proposed conflicting recommendations which were not fully discussed by the ORC at the 6/16/21 ORC meeting. The ORC discussed again at 8/18/21 ORC meeting and requested the Law Director review again along with City Engineer's comments and proposed recommended changes to Section 920.07 (see minutes). Law Director and City Engineer reviewed Section 920.07 again and recommended the changes proposed by Law Director to Section 920.07 (see minutes). ORC approved proposed changes to Section 920.07 as a recommendation for update by the ORC at the 9/15/21 meeting. Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE
921.04.10 Appeals	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director and City Engineer to review Section 921.04.10 for consistency in process and for appeals (see minutes). Law Director and City Engineer proposed conflicting recommendations which were not fully discussed by the ORC at the 6/16/21 ORC meeting. The ORC discussed again at 8/18/21 ORC meeting and requested the Law Director review again along with City Engineer's comments and proposed recommended changes to Section 921.04.10 (see minutes). Law Director and City Engineer reviewed Section 921.04.10 again and recommended the changes proposed by Law Director to Section 920.07 (see minutes). ORC approved proposed changes to Section 920.04.10 as a recommendation for update by the ORC at the 9/15/21 meeting. Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE
922.02(c) 922.03 Various Sections	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director and City Engineer to review Section 922.02(c) for clarification on stormwater charges (see minutes). ORC recommended a change to Section 922.03 in definition of "County" to remove reference to Greene County and to correct a typographical error from "situate" to "situated". Law Director and the City Engineer concurred with the recommended revisions to Section 922.02(c) and Section 922.03. ORC approved suggestions for changes in Section 922.02(c) and Section 922.03 (see minutes) as recommendations for update by the ORC at the 6/16/21 meeting. Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE
922.13(c) Permits And Plan Review	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director and City Engineer to review Section 922.13(c) for clarification (see minutes). Law Director and the City Engineer concurred with the recommended revision to Section 922.13(c). ORC approved suggestions for the change in Section 922.13(c) (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting. Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE
922.30(b) Adjustment Of	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director and City Engineer to review Section 922.30(b) to determine if it should read "application" instead of "appeal" because that is what the City Manager is reviewing (see minutes).

Service Charge			<p>Law Director and the City Engineer provided recommended revisions to Section 922.30(b). ORC approved suggestion to change “appeal” to “application for adjustment” in Section 922.30(b) (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</p>
923.03 Waste To Be Discharged In Sanitary Sewer	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and City Engineer to review Section 923.03 to determine if type of waste needs to be updated and to update name of treatment facility (see minutes). City Engineer provided recommended revisions to Section 923.03. ORC approved suggestion for revision to Section 923.03 (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</p>
923.04 Sewer Use And Pretreatment	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and City Engineer to review Section 923.04 to consider recommended changes, correct typographical errors, and to ensure correct references (see minutes). Law Director and the City Engineer provided recommended revisions to Section 923.04. ORC approved suggestions for revisions in Section 923.04 with the exception of the suggested revision to paragraph (a) (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting. Paragraph (a) will be reviewed again by Law Director. Law Director reviewed Paragraph (a) again and recommended the phrase “cause any of the following” be deleted in its entirety and a colon placed after the phrase, “which in whole or part:”. ORC approved suggestion for revision to Paragraph (a) (see minutes) as a recommendation for update by the ORC at the 7/21/21 meeting</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</p>
923.08(g)(1) Billing And Delinquent Accounts	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>The ORC recommended changing “man-made pond” to “artificial pond” in Section 923.08(g)(1). City Engineer recommended adding “swimming pool” to Section 923.08(g)(1). ORC approved these revisions in Section 923.08(g)(1) as a recommendation for update by the ORC at the 6/16/21 meeting.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</p>
923.10 Complaints And Appeals	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and City Engineer to review Section 923.10 to consider recommended changes (see minutes). Law Director and the City Engineer provided recommended revisions to Section 923.10. ORC approved the suggestion for the revision to Section 923.10(a) with thirty days (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting. The ORC also approved the suggestion for the revision to Section 923.10(b) with “ten business days” (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</p>

924.01 Definitions	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director and City Engineer to review Section 924.01 to consider recommended changes and to ensure correct references (see minutes). Law Director provided a recommended revision to Section 924.01 regarding “the Act”. ORC approved the suggestion for the revision to Section 924.01 (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting. Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE
925 Sewer Districts Generally	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review X No Further Action Needed	Law Director and City Engineer to review Chapter 925 to determine if this is an accurate and complete listing of the sewer districts in the City (see minutes). Law Direct and City Engineer reviewed Chapter 925 and determined this is an accurate and complete listing of the sewer districts in the City. Status: NO FURTHER ACTION NEEDED ON THIS ITEM
929.38 Billing Complaints	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director and City Engineer to review Section 929.38 to determine if any changes are needed to process and appeal process (see minutes). Law Director and City Engineer provided recommended revisions to Section 929.38. ORC approved the suggestion for the revision to Section 929.38 to use the Law Director’s recommended language with sixty days in Section 929.38(a) and to change the wording to “ten business days” in Section 929.38(b) (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting. Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE
931 Water Distribution Districts	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review X No Further Action Needed	Law Director and City Engineer to review Chapter 931 to determine if this is an accurate and complete listing of the water districts in the City (see minutes). Law Direct and City Engineer reviewed Chapter 931 and determined this is an accurate and complete listing of the water districts in the City. Status: NO FURTHER ACTION NEEDED ON THIS ITEM
932.07 Types Of Protection Required	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director and City Engineer to review Section 932.07 to determine if any changes or updates are needed (see minutes). Law Direct and City Engineer provided recommended revisions to Section 932.07. ORC approved the suggestion for the revision to Section 932.07 to change the spelling of “Principle” in “Reduced Pressure Principal Backflow Preventer” as a recommendation for update by the ORC at the 6/16/21 meeting. Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE
935.02 Legal Analysis	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	ORC recommended a change to Section 935.02 to remove, “The legal analysis is very simple.” ORC recommended correcting this typographical error at the 4/21/21 ORC meeting. Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE

943.02 Definitions	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>City Staff recommended a change to Section 943.02 to define, “Parks and Recreation Division Manager shall mean the Parks Manager.”</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</p>
943.04 Park Facilities	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Parks Manager to review Section 943.04 to update list of City parks, including changes for City Dog Park, Dial Park, etc. (see minutes). The Parks Manager provided a current list of City parks. ORC recommended updating the list of City parks in Section 943.04 with this information at the 8/18/21 ORC meeting.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</p>
945 Competitive Video Service Authorizations	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review X No Further Action Needed	<p>Law Director to review Chapter 945 for any revisions or changes (see minutes). Law Director reviewed Chapter 945 and determined no changes are needed to Chapter 945.</p> <p>Status: NO FURTHER ACTION NEEDED ON THIS ITEM</p>
950.05(a)(3) Plans	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>ORC recommended correcting a typographical error in Section 950.05(a)(3) to change “mayor” to “major”. ORC recommended correcting this typographical error at the 4/21/21 ORC meeting.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</p>
951 Engineering Related Fees	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>City Engineer to review Chapter 951 for any revisions or changes (see minutes). City Engineer reviewed Chapter 951 and recommended proposed updates to the engineering fees to match the current engineering fees. ORC recommended the proposed revisions to Chapter 951 at the 6/16/21 ORC meeting.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</p>

CITY OF HUBER HEIGHTS
STATE OF OHIO

ORDINANCE NO. 2021-O-

AMENDING CERTAIN SECTIONS OF PART NINE, STREETS AND PUBLIC SERVICES CODE, OF THE CITY CODE OF HUBER HEIGHTS.

WHEREAS, the citizens of Huber Heights require City codified ordinances that are current, up to date, and reflect the current practices and processes of the City; and

WHEREAS, as part of the Ordinance Review Commission process, the Ordinance Review Commission has identified provisions within the Streets and Public Services Code that require updating or other changes; and

WHEREAS, the City Council has determined that revisions in Chapters 903, 911, 915, 919, 920, 921, 922, 923, 924, 929, 932, 935, 943, 950 and 951 are necessary to enhance the effective and efficient delivery of municipal services.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Huber Heights, Ohio that:

Section 1. Part Nine, Streets and Public Services Code, Chapter 903 – Construction And Improvements In Public Right-Of-Way, Section 903.02(f) – Permit Required For Excavation Or Construction is hereby amended to read as follows:

903.02 – Permit required for excavation or construction.

- | (f) Any party aggrieved by the penalty imposed herein ~~may~~ file a written appeal to the City Manager within ten days of the date of the imposition of the Civil Penalty under the same process as set forth in Section 920.07 of this Code.

Section 2. Part Nine, Streets and Public Services Code, Chapter 903 – Construction And Improvements In Public Right-Of-Way, Section 903.04(a) – Permit Application; Driveway Limitations; Permit Refusal; Specific Applicant is hereby amended to read as follows:

903.04 – Permit application; driveway limitations; permit refusal; specific applicant.

- | (a) The person, firm, corporation, or political subdivision or any other legal entity recognized under the laws of the state of Ohio, desiring to exercise any license or privilege for which a permit is required by this chapter, shall make application in writing to the City Engineer or his duly authorized representative on the standard City permit form, setting forth the privilege desired. Such application shall be accompanied by a plat or drawing when required, showing the details of the improvement, together with the location in the street or other public place where the privilege is desired, with reference to street and lot lines and the dimensions of the portion of the public way to be used; provided however, that no privilege shall be granted for the construction or maintenance of a driveway apron over or through any gutter, curb or sidewalk which is more than 25 feet in width at the back edge of the sidewalk, nor shall any driveway opening be made within 40 feet ~~of the from the end of the~~ radial portion of any curb at a street intersection, nor shall a permit be granted for any driveway to be constructed over or through a sidewalk in such manner that the surface of the sidewalk shall be slanted or inclined at the point of the driveway other than the slope and alignment shown on the City's standard drawings, except when a variance is authorized by the City Engineer or his duly authorized representative in writing and notation of same on the permit.

Section 3. Part Nine, Streets and Public Services Code, Chapter 911 – Repair And Maintenance Of Curbs, Sidewalks And Driveways, Section 911.04 – Rules And Regulations By Director is hereby amended to read as follows:

911.04 – Rules and regulations by director.

The Director of Public Service is hereby authorized to adopt, promulgate, amend and enforce such administrative rules and regulations as may be necessary to execute and enforce the provisions of this chapter and is further specifically authorized and empowered to fix and establish, in compliance with the Building Code and adopted specifications, the thickness, width, materials and specifications of sidewalks, driveways and curbing to be installed, altered or repaired within the limits of any public street and the manner of performing any work relating to the matters referred to in this chapter. Such rules and regulations shall be kept on file and open to public inspection in the office of the Director and shall be published in the same manner as City ordinances. No driveway shall be constructed or reconstructed if the nearest edge of such driveway is less than ~~65 feet from the intersecting curb line on the stopside of any main thoroughfare~~ ~~40 feet from the end of the radial portion of any curb at a street intersection.~~

Section 4. Part Nine, Streets and Public Services Code, Chapter 915 –Driveway Access Policy, Section 915.03(e) – Design Regulations is hereby amended to read as follows:

915.03 – Design regulations.

- (e) *Location of Driveways at Roadway Intersections.* New driveways shall not begin closer to an existing street intersection than that 40 feet ~~from a stop bar or crosswalk on residential intersections~~ ~~from the end of the radial portion of any curb at a street intersection.~~ The City Engineer shall evaluate requests for location of driveways of other uses than residential by considering traffic volumes, type of land use, pavement width, lane usage, sight distance restrictions, etc.

Section 5. Part Nine, Streets and Public Services Code, Chapter 911 – Repair And Maintenance Of Curbs, Sidewalks And Driveways, Section 911.02(e) – Duty To Repair And Clean Sidewalks And Curbs is hereby amended to read as follows:

911.02 – Duty to repair and clean sidewalks and curbs.

- (e) Concrete sidewalks that ~~is are~~ located in front of a zoned residential property and ~~is are~~ designated by the City as a Bikepath ~~is are~~ to be repaired or replaced by the City when such repairs are selected or required by the City. A City Bikepath is defined as an eight foot wide concrete sidewalk located within the street right-of-way and is part of a designated path that is to be used for bicycles or pedestrians. It is located outside the traveled way and physically separate from motorized vehicular traffic. The Bikepath also may be used by skaters, joggers, users of manual and motorized wheelchairs, and other authorized motorized and non-motorized users.

Section 6. Part Nine, Streets and Public Services Code, Chapter 919 – Street Lighting Assessment Procedure, Section 919.01(b) – Procedure is hereby amended to read as follows:

919.01 – Procedure.

- (b) The Clerk of Council shall cause the publication of the resolution of necessity in a newspaper of general circulation, once a week for two consecutive weeks within the City and shall also mail notice of the passage of the resolution to all ~~affected property owners members of the proposed lighting district~~ by regular mail at their last known tax mailing address.

Section 7. Part Nine, Streets and Public Services Code, Chapter 920 – Utility Structures, Section 920.07 – Appeals is hereby amended to read as follows:

920.07 – Denial/Revocation; Appeals.

~~The City Engineer's decision to deny a Permit may be appealed to the City Manager. All appeals on a denial of a Permit must be made in writing within ten calendar days from the date of the action being appealed. If the City Engineer issues a denial of a Permit, the City Engineer shall notify the applicant in writing of the denial, suspension or revocation, including the grounds therefor, within three business days of such decision. If a notice of appeal is timely received by the City Manager, the City Manager shall notify the respondent within three business days of the receipt of the request for appeal of a hearing date to be within 21 days. The respondent may appear and be heard in person, or by his/her attorney, in opposition to the decision and do any of the following:~~

- (a) Present his/her positions, arguments and contentions;
- (b) Offer and examine witnesses and present evidence in support;
- (c) Cross-examine witnesses purporting to refute respondent's position, arguments and contentions;
- (d) Offer evidence to refute evidence and testimony offered in opposition to his/her position, arguments and contentions; and
- (e) Offer any such evidence into the record.

~~The City Manager shall render a decision within five business days after the hearing.~~

- (a) The following are grounds for revocation or denial of a permit:
 - (1) The intentional provision of materially misleading information by the applicant (the provision of information is considered "intentional" where the applicant was aware of the inaccuracies or could have discovered the inaccuracies with reasonable diligence);
 - (2) The failure to comply with any condition of approval, order, or other applicable law, rule, or regulation;
 - (3) The utility structure as proposed or installed is otherwise not in compliance with the provisions of this Chapter
 - (4) The subject site or use is otherwise not in compliance due to incomplete work or projects, or is not in compliance due to unperformed or slow to perform work as part of an open permit.
- (b) The City Engineer's decision to deny or revoke a Permit may be appealed to the City Manager. All appeals must be in writing and submitted within ten (10) calendar days from the date of the action being appealed. If the City Engineer issues a denial or revocation of a Permit, the City Engineer shall notify the applicant in writing including the grounds therefor, within three (3) business days of such decision. If a notice of appeal is timely received by the City Manager, the City Manager shall notify the respondent within three (3) business days of the receipt of the request for appeal of a hearing date to be within twenty-one (21) days.
- (c) At any properly scheduled appeal, the respondent may appear and be heard in person, or by his/her attorney, in opposition to the decision and do any of the following:
 - (1) Present his/her positions, arguments and contentions;
 - (2) Offer and examine witnesses and present evidence in support;
 - (3) Cross-examine witnesses purporting to refute respondent's position, arguments and contentions;
 - (4) Offer evidence to refute evidence and testimony offered in opposition to his/her position, arguments and contentions; and
 - (5) Offer any such evidence into the record.

The City Manager shall render a decision within five (5) business days after the hearing.

Section 8. Part Nine, Streets and Public Services Code, Chapter 921 – Utilities, Section 921.04.10 – Appeals is hereby amended to read as follows:

921.04.10 – Appeals.

The City Engineer's decision to deny or revoke a Permit may be appealed to the City Manager. All appeals on a denial of a Permit must be made in writing within ten (10) calendar days from the date of the action being appealed. If the City Engineer issues a

denial or revocation of a Permit, the City Engineer shall notify the applicant in writing ~~of the denial, suspension or revocation~~, including the grounds therefor, within three (3) business days of such decision. If a notice of appeal is timely received by the City Manager, the City Manager shall notify the respondent within three (3) business days of the receipt of the request for appeal of a hearing date to be within twenty-one (21) business days. The respondent may appear and be heard in person, or by his/her attorney, in opposition to the decision and do any of the following:

- (1) Present his/her positions, arguments and contentions;
- (2) Offer and examine witnesses and present evidence in support;
- (3) Cross-examine witnesses purporting to refute respondent's position, arguments and contentions;
- (4) Offer evidence to refute evidence and testimony offered in opposition to his/her position, arguments and contentions; and
- (5) Offer any such evidence into the record.

The City Manager shall render a decision within five (5) business days after the hearing.

Section 9. Part Nine, Streets and Public Services Code, Chapter 922 – Stormwater Management Code, Section 922.02.(c) – Stormwater Charge Generally is hereby amended to read as follows:

922.02 – Stormwater charge generally.

- (c) The City's Storm drainage service charges shall be fair and reasonable and bear a substantial relationship to the cost of providing service and facilities. All Single family residential properties shall pay the same Stormwater service charges. Charges for non-residential properties within the City shall be calculated based on the relationship that the total Impervious Surface (as defined in Section 922.03) for such parcel bears to the average Impervious Surface area of residential homes within the City as defined in Section 922.26.

Section 10. Part Nine, Streets and Public Services Code, Chapter 922 – Stormwater Management Code, Section 922.03 – Definitions is hereby amended to read as follows:

922.03 Definitions.

County means Montgomery County, ~~or Miami County, or Greene County~~ and means the county where the applicable part of the City is situated.

Section 11. Part Nine, Streets and Public Services Code, Chapter 922 – Stormwater Management Code, Section 922.13(c) – Permits And Plan Review is hereby amended to read as follows:

922.13 – Permits and plan review.

- (c) Plans for all improvements made within the City that require Stormwater Facilities or changes or alterations to existing Stormwater Facilities must be submitted to the City Manager or his designee for review and approval. Plans and applications may be submitted directly to the City Manager or his designee or through the building permit process. All improvements must conform to the provisions of this chapter or rules or regulations promulgated hereunder and the master plan. The City Manager, or his designee shall have 30 days after the date of application to review each plan submitted. Plans that are not approved may be resubmitted. Plans that are not approved may be resubmitted after revisions are made. No permit shall be issued until a plan is approved or the need for a permit is waived by the City Manager or his designee.

Section 12. Part Nine, Streets and Public Services Code, Chapter 922 – Stormwater Management Code, Section 922.30(b) – Adjustment Of Service Charge is hereby amended to read as follows:

922.30 – Adjustment of service charge.

- (b) The City Manager or his designee shall have 30 days to investigate the matter. The City Manager or the City Manager's designee shall timely review and rule upon the appeal application for adjustment.

Section 13. Part Nine, Streets and Public Services Code, Chapter 923 – Sanitary Sewers, Section 923.03 –Waste To Be Discharged In Sanitary Sewer is hereby amended to read as follows:

923.03 – Waste to be discharged in sanitary sewer.

All water-borne waste from toilets, lavatories, bathtubs, showers, laundry tubs, washing machines, refrigeration drips, soda fountains, drinking fountains, sinks, basement and garage floor drains (with the use of grease traps) shall be discharged into the sanitary sewer system. Any other waste will be permitted only upon written authorization from the City and the Miami Conservancy District Tri-Cities Authority or the then-current owner of the North Regional Wastewater Treatment Plant (NRWTP).

Section 14. Part Nine, Streets and Public Services Code, Chapter 923 – Sanitary Sewers, Section 923.04 – Sewer Use And Pretreatment; Penalties For Violations is hereby amended to read as follows:

923.04 – Sewer use and pretreatment; penalties for violations.

- (a) *General Prohibitions.* No person shall discharge to any of the City's sanitary sewer facilities any substances or wastes which in whole or in part, cause any of the following:
- (1) Receives on-site treatment through a septic tank or leach field;
 - (2) Create a fire or explosion hazard;
 - (3) Contain corrosive properties, that is in no case shall discharges have a pH lower than 6.0 or greater than 10.0;
 - (4) Cause obstruction or other interference;
 - (5) Constitute a slugload;
 - (6) Contain heat in amounts which will accelerate the formation of excessive amounts of hydrogen sulfide;
 - (7) Inhibit sampling efforts;
 - (8) Endanger monitoring or maintenance personnel;
 - (9) Inhibit biological activity in the wastewater treatment facilities, that is, a discharge of 140 degrees Fahrenheit or greater may be prohibited;
 - (10) Contain noxious, malodorous gas or substance which creates a public nuisance or hazard;
 - (11) Contain radioactive wastes in harmful quantities;
 - (12) Contain nonshredded garbage;
 - (13) Contain any odor or color producing substances exceeding limits;
 - (14) Cause the North Regional Wastewater Treatment Plant (NRWTP) effluent or residues, sludges, or scums to be unsuitable for reclamation and reuse or interfere with sludge disposal practices;
 - (15) Cause the NRWTP to violate any of its NPDES permit limits or requirements or otherwise pass-through the facility;
 - (16) Contain any heavy metals or other substances which violate the Federal General Pretreatment Regulations (40 CFR 403)
- (b) *Federal Categorical Pretreatment Standards.*
- (1) No person shall discharge to any of City's sanitary sewer facilities, wastewaters containing substances subject to an applicable Federal Categorical Pretreatment Standard promulgated by EPA in excess of the limit prescribed in such applicable pretreatment standards.
 - (2) The General Pretreatment Regulations (40 CFR 403) effective November 16, 1988 and as printed in the Federal Register in October 17, 1999, Part IV or as amended are applicable to this section, including reporting and compliance schedule, sampling parameters, violation notices, etc.
 - (3) Sanitary rules and regulations as adopted by this chapter are hereby amended to include the following sections and subjects:

- A. Definition of Significant Industrial User - 40 CFR 403.3(t).
- B. Submittal of Significant Industrial User List - 40 CFR 403.8(f)(6).
- C. Industrial User Notification of Status - 40 CFR 403.8(f)(2)(iii).
- D. Fire and Explosivity Prohibition - 40 CFR 403.5(b)(1).
- E. Oil and Grease Prohibition - 40 CFR 403.5(b)(6).
- F. Reactivity and Fume Toxicity - 40 CFR 403.5(b)(7).
- G. Trucked and Hauled Waste - 40 CFR 403.5(b)(8).
- H. Local Limits Development and Enforcement - 40 CFR 403.5(c)(1).
- I. Control Mechanisms - 40 CFR 403.8(f)(1)(iii).
- J. Inspection and Sampling - 40 CFR 403.8(f)(2)(v).
- K. Spills and Batch Discharges - 40 CFR 403.8(f)(2)(v).
- L. Annual Publication of Industrial Users in Significant Violation - 40 CFR 403.8(f)(2)(vii).
- M. Enforcement Responses Plans - 40 CFR 403.8(f)(5).
- N. Semi-Annual Significant Industrial User Self Monitoring - 40 CFR 403.12(h).
- O. Hazardous Waste Notification Requirements - 40 CFR 403.12(p)(1).
- P. Notification of Changes in Discharge Including Hazardous Wastes - 40 CFR 403.12(j).
- Q. Toxicity Testing - 40 CFR 122.21(j)(1-3).
- R. Local Limit Evaluation - 40 CFR 122.21(j)(4).

- | (4) In addition~~a~~ to the application of the above rules and regulations, the following sections and subjects shall also be applicable:
- A. Baseline Monitoring Report and 90-day Compliance Report Section 2(G)(1).
 - B. Administrative Orders to Users - Section 2(L)(3).
 - C. Administrative Fines - Section 2(L)(3)(f).
 - D. Authorized Representative - Section 2(G)(3).
 - E. Certification Statement - Section 2(G)(4).
 - F. General Rewording of Ambiguous or Unclear Sections of Document.

A copy of the full document as amended is on file in the office of the Clerk of Council and is incorporated herein by reference.

- (c) *Recovery of Costs Incurred by the City.* Any user violating any of the provisions of these rules and regulations, or who discharges or causes a discharge that produces a deposit or obstruction, or causes damage to or impairs the City wastewater facility shall be liable to the City for any expense, loss, or damage caused by such violation or discharge. The City shall bill the user for the cost incurred by the City for any cleaning, repair, or replacement work caused by the violation or discharge. Refusal to pay the assessed costs shall constitute a violation of these rules and regulations.

(d) *Penalties for Violations.*

- (1) Whoever violates or continues to violate any provision of these rules and regulations, or whoever violates or continues to violate any provisions of these rules and regulations beyond the time limit for compliance set forth in the order, notice of violation or compliance schedule established by the City Manager, shall be subject to the following:
- A. The first violation shall constitute a third degree misdemeanor punishable by a fine of up to \$500.00 and/or up to 60 days in jail. Each subsequent violation of the same provision by the same offender shall constitute a misdemeanor of the first degree punishable by a fine of up to \$1,000.00 and/or up to six months in jail. If the subsequent violation is a continuing one, each day of such violation shall constitute a separate violation.
 - B. The property may be subject to disconnection from the City's wastewater facilities.

Section 15. Part Nine, Streets and Public Services Code, Chapter 923 – Sanitary Sewers, Section 923.08(g) – Billing And Delinquent Accounts is hereby amended to read as follows:

923.08 – Billing and delinquent accounts.

- | (g) *Sewer Rebate for Filling of a Pond, Lake, Swimming Pool, or Other Similar Basin.*

- (1) Customer may receive a rebate for the sanitary sewer charges incurred as a result of filling an man-made artificial pond, lake, swimming pool, or other similar basin that will retain water provided the following conditions are met; and
 - A. The sanitary service charges are based on water usage and it is proven to the City that the water usage includes water distributed to fill an man-made artificial pond, lake, swimming pool, or other similar basin (excluding a swimming pool) that will retain water; and
 - B. The sanitary service charges are based on water usage where such water usage constitutes the only discharge to the sanitary sewer and such water usage is metered; and
 - C. The water distributed to fill an man-made artificial pond, lake, swimming pool, or other similar basin that will retain water does not result in discharge of the water into the wastewater system.
- (2) The customer requesting the rebate must show to the City that the water usage that is listed on a bill received by the customer was for the filling of the pond, lake, swimming pool, or other similar basin and the amount of water used to fill the pond, lake, swimming pool, or other similar basin. Customer shall provide City with the dimensions of the pond, lake, swimming pool, or other similar basin and any design specifications from an architect, engineer or contractor showing the volume of the pond, lake, swimming pool, or other basin to be filled.

Section 16. Part Nine, Streets and Public Services Code, Chapter 923 – Sanitary Sewers, Section 923.10 – Complaints And Appeals is hereby amended to read as follows:

923.10 – Complaints and appeals.

- (a) Customers who are not satisfied with the resolution to a billing complaint may appeal in writing to the Citizen's Water and Sewer Advisory Board as appointed by Council. Such appeals must be filed within thirty (30) days of the date of the bill being appealed. Such appeals, to be considered by the Board, shall include at a minimum the name, address and phone number of the complainant (for use during business hours), a discussion of the facts of the case, any related documentation, and in all cases, the basis for the bill adjustment request. The customer shall receive notice of the Board meeting at least ten days prior to the meeting. Notice shall be by ordinary mail to the address shown on the appeal. The Board shall render a decision on the complaint. The Board's decision shall be final unless appealed to Council.
- (b) Any person, feeling aggrieved by a decision of the Board may appeal such decision to Council by notifying the Clerk of Council in writing within ten (10) business days after receiving notice of the decision of the Board. Notice will be deemed to have been received by a customer on the date of the Board meeting if the customer attends the meeting. Otherwise, notice will be deemed to have been received by a customer on the date that someone at the residence of the customer signs for the notice. Such notice shall contain the grounds for appeal. Council shall render a final decision.

Section 17. Part Nine, Streets and Public Services Code, Chapter 924 – Industrial Pretreatment Program, Section 924.01 – Definitions is hereby amended to read as follows:

924.01 – Definitions.

New source means any building, structure, facility or installation from which there is or may be a discharge of pollutants, the construction of which commenced after the publication of proposed pretreatment standards under Section 307(c) of the Federal Water Pollution Control Act which will be applicable to such source if such standards are thereafter promulgated in accordance with that section provided that:

- (1) The building, structure, facility or installation is constructed at a site at which no other source is located; or

- (2) The building, structure, facility, or installation totally replaces the process or production equipment that causes the discharge of pollutants at an existing source; or
- (3) The production or wastewater generating processes of the building, Structure, facility or installation are substantially independent of an existing source at the same site.

Section 18. Part Nine, Streets and Public Services Code, Chapter 929 – Water Distribution, Section 929.38 – Billing Complaints is hereby amended to read as follows:

929.38 – Billing complaints.

- (a) Customers who are not satisfied with the resolution to a billing complaint may appeal in writing to the Citizen's Water and Sewer Advisory Board as appointed by Council. Such appeals must be filed within sixty (60) days of the date of the bill being appealed. Such appeals, to be considered by the Board, shall include at a minimum the name, address and phone number of the complainant (for use during business hours), a discussion of the facts of the case, any related documentation, and in all cases, the basis for the bill adjustment request. The customer shall receive notice of the Board meeting at least ten days prior to the meeting. Notice shall be by ordinary mail to the address shown on the appeal. The Board shall render a decision on the complaint. The Board's decision shall be final unless appealed to Council.
- (b) Any person, feeling aggrieved by a decision of the Board may appeal such decision to Council by notifying the Clerk of Council in writing within ten (10) business days after receiving notice of the decision of the Board. Notice will be deemed to have been received by a customer on the date of the Board meeting if the customer attends the meeting. Otherwise, notice will be deemed to have been received by a customer on the date that someone at the residence of the customer signs for the notice. Such notice shall contain the grounds for appeal. Council shall render a final decision.

Section 19. Part Nine, Streets and Public Services Code, Chapter 932 – Backflow Prevention Control And Cross Contamination Elimination Rules And Regulations, Section 932.07 – Type Of Protection Required is hereby amended to read as follows:

932.07 – Type of protection required.

- (a) The type of protection required under Section 932.06(b), shall depend upon the degree of hazard which exists as follows:
 - (1) A required air-gap separation and an approved reduced pressure principle backflow prevention device shall be maintained where a public water system may be contaminated with substances that could cause a severe health hazard;
 - (2) A required air-gap separation shall be maintained or an approved reduced pressure principle backflow prevention device shall be maintained where a public water system may be contaminated with any substance that could cause a system or health hazard or a pollution hazard.
- (b) The type of protection required under subsection (c) hereof shall be a required air-gap separation or an approved interchangeable connection.
- (c) Where an auxiliary water system is used as a secondary source of water for a fire protection system, the provisions of subsection (b) hereof for a required air-gap separation or an approved interchangeable connection may be waived by the City Manager or his designee and the OEPA provided:
 - (1) At premises where the auxiliary water system may be contaminated with substances that could cause a system or health hazard, a public water system or a potable consumer's water system shall be protected against backflow by installation of an approved reduced pressure principle backflow prevention device;
 - (2) At all other premises, a public water system or a potable consumer's water system shall be protected against backflow by installation of an approved reduced pressure principle backflow prevent device;

- (3) A public water system or a potable consumer's water system shall be the primary source of water for the fire protection system;
 - (4) The fire protection system shall be normally filled with water from a public water system or a potable consumer's water system;
 - (5) The water in the fire protection system shall be used for fire protection only, with no other use of water from the fire protection system downstream from the approved backflow prevent device.
- (d) *Type Of Backflow Protection Required.* Domestic and Commercial Water Services. An approved backflow prevention device shall be installed on each domestic water service connection to the following types of facilities unless the City Manager or his designee determines that no real or potential health, pollution, or system hazard to public water system exists.

Abbreviations used in this chapter are as follows:

A.G.—Air Gap Separation per Section 932.02.

R.P.—Reduced Pressure **Principle** Backflow Preventer.

Type Of Facility	Minimum Type of Protection
Breweries, Distilleries, Bottling Plants	R.P.
Car Wash with Recycling System and/or Wax Eductor	R.P.
Chemical Plants	R.P.
Dairies	R.P.
Health Care Facilities	R.P.
Fertilizer Plants	R.P.
Film Laboratory and Processing Plant	R.P.
Food or Beverage Plant	R.P.
Laboratories	R.P.
Laundries and Dry Cleaning Plants	R.P.
Machine Tool Plant(Health or System Hazard)	R.P.
Machine Tool Plant (Pollution Hazard)	R.P.
Metal Processing Plant (Health or System Hazard)	R.P.
Metal Processing Plant (Pollution Hazard)	R.P.
Metal Plating Plant	R.P.
Morgues or Mortuaries	R.P.
Packing Houses or Rendering Plants	R.P.
Paper Products Plant	R.P.
Petroleum Processing Plant	R.P.
Petroleum Storage Yard (Health or System Hazard)	R.P.
Petroleum Storage Yards (Pollution Hazard)	R.P.
Pharmaceutical or Cosmetic Plant	R.P.
Power Plants	R.P.
Radioactive Material Plant	R.P.
Restaurants, with Soap Eductors and/or Industrial type Disposal	R.P.
Sand and Gravel Plants	R.P.
Schools with Laboratories with Acid Wastes	R.P.
Sprinkling or Irrigation System	R.P.
Swimming Pools With Pipe Filled Line	R.P.
Sewage Treatment Plants	R.P.
Sewage Pumping Stations	R.P.
Veterinary Establishments	R.P.

In addition to and including those types of facilities listed above, an approved backflow prevention device of the type designated shall be installed on each domestic water service connection to any premises containing the following real or potential hazards.

Premises having an auxiliary water system not connected to public water system	R.P.
Premises having a water storage tank, reservoir, pond, or similar appurtenance	R.P.
Premises having a steam boiler, cooling system, or hot water heating system where chemical water conditioners are used	R.P.
Premises having submerged inlets to equipment	R.P.
Premises having self-draining yard hydrants, fountains, hose boxes or similar devices presenting a health hazard (chemicals storage plants, tank farms, bulk storage yard)	R.P.
Premises having self-draining yard hydrants, fountains, hose boxes or similar devices presenting a pollution hazard (parks, play fields, cemeteries)	R.P.

- (e) *Type Of Backflow Protection Required.* Fire Protection Service. An approved double check valve assembly device or the use of a reduced pressure principle backflow prevention device shall be installed on each fire protection service to any premises unless the City Manager or his designee determines that no real or potential health, pollution, or system hazard to the public water system exists. The double check assembly device shall meet all of the following requirements before it can be approved by the City of Huber Heights Engineering Division or its authorized purveyor and the Fire Department:
- (1) Water from downstream side of the double check valve assembly device shall be used for fire protection only;
 - (2) There shall be no regular use of water downstream from the double check valve assembly device other for fire system make-up water;
 - (3) The fire system shall be filled with water from the public water supply only;
 - (4) The public water supply must be the primary source of water for fighting fires;
 - (5) The water system must contain no additives; provided, however, where the fire protection system contains any of the following components, a reduced pressure principle backflow prevention device shall be installed between such component and the rest of the water system so as to isolate such component from the rest of the water supply:
 - A. Auxiliary Water System;
 - B. Anti-freeze Legs;
 - C. Covered Gravity or Pressure Storage Tanks; or
 - D. Uncovered Storage Tanks or Reservoirs.
- (f) The Huber Heights Fire Department shall maintain a current record of all double check valve assembly devices which are a part of the fire sprinkler system connected to the Huber Heights' public water system.

Section 20. Part Nine, Streets and Public Services Code, Chapter 935 – Ditch And Stream Work By City Forces, Section 935.02 – Legal Analysis is hereby amended to read as follows:

935.02 – Legal analysis.

The legal analysis ~~is very simple. It~~ shall involve determination of whether or not the easement of right-of-way exists on the land where the waterway cleaning is contemplated.

Section 21. Part Nine, Streets and Public Services Code, Chapter 943 – City Parks, Section 943.02 – Definitions is hereby amended to read as follows:

943.02 – Definitions.

Parks and Recreation Division Manager shall mean the ~~City Parks~~ Manager ~~or such other person appointed by City Council~~.

Section 22. Part Nine, Streets and Public Services Code, Chapter 943 – City Parks, Section 943.04(a) – Parks Facilities is hereby amended to read as follows:

943.04 – Park facilities.

- (a) The City Parks include but are not limited to the following:
 - (1) Thomas A. Cloud Memorial Park: The City park located on Brandt Pike south of Kitridge Road shall now and hereafter be known as Thomas A. Cloud Memorial Park.
 - (2) Herbert C. Huber Community Park: The City park located on Chambersburg Road east of Old Troy Pike shall now and hereafter be known as Herbert C. Huber Community Park.
 - (3) Cottonwood Park: The City park located on Fishburg Road east of Brandt Pike shall now and hereafter be known as Cottonwood Park.
 - (4) Shullgate Park: The City park located on Shull Road east of Old Troy Pike shall now and hereafter be known as Shullgate Park.
 - (5) Belle Plain Park: The City park located on Belle Plain Drive west of Bellefontaine Road shall now and hereafter be known as Belle Plain Park.
 - (6) Twin Creeks Park: The City park located on Leston Avenue between Lambeth Drive and Harshmanville Road shall now and hereafter be known as Twin Creeks Park.
 - (7) Rip Rap Park: The City park located on Rip Rap Road north of Chambersburg Road shall now and hereafter be known as Rip Rap Park.
 - (8) Gary Sherman Park: The City park located at the end of John Geiger Way shall now and hereafter be known as Gary Sherman Park.
 - (9) Canal Locks Park: The City park located on Endicott Road south of Fishburg Road shall now and hereafter be known as Canal Locks Park.
 - (10) Falls Creek Park: The City park located on Dial Drive north of Longford Road shall now and hereafter be known as Falls Creek Park.
 - (11) Miami Villa Park: The City park located on Rip Rap Road south of Chambersburg Road shall now and hereafter be known as Miami Villa Park.
 - (12) Wildview Park Huber Heights Community Center: The City park and community center located on Wildview Drive Powell Road west of Dial Drive Old Troy Pike shall now and hereafter be known as Wildview Park the Huber Heights Community Center.
 - (13) Monita Fields Park: The City park located on Fishburg Road east of Old Troy Pike shall now and hereafter be known as Monita Fields Park.
 - (14) Menlo/Kittyhawk Park: The City park located on Seaman Drive south of Fishburg Road shall now and hereafter be known as Menlo/Kittyhawk Park.
 - (15) Flyer Field at Kittyhawk Park: The City dog park located on Seaman Drive south of Fishburg Road shall now and hereafter be known as Flyer Field at Kittyhawk Park.
 - (16) Dial Park: The City park located on Dial Drive shall now and hereafter be known as Dial Park.
 - (17) The Recreation Complex at The Heights: The City park that includes the Kroger Aquatic Center at The Heights and the Eichelberger Amphitheater at The Heights located on Brandt Pike north of Shull Road shall now and hereafter be known as The Recreation Complex at The Heights.

Section 23. Part Nine, Streets and Public Services Code, Chapter 950 – Grading Permits, Section 950.05(a)(3) – Plans is hereby amended to read as follows:

950.05 – Plans.

- (a) (3) A chronological construction schedule for major land disturbance activities;

Section 24. Part Nine, Streets and Public Services Code, Chapter 951 – Engineering Related Fees, Section 950.05(a)(3) – Plans is hereby amended to read as follows:

951.01 – Fee schedule.

Council shall establish a schedule of fees, charges and expenses, for items related to the Engineering Department. The following fees are established by Council:

MISCELLANEOUS

Reproduction Costs:

8.5" x 11" (per page) - \$0.1005

24" x 36" (per page) - \$1.00

Map Printouts:

8.5" x 11" or 8.5" x 14" (per page) - \$0.103.00

11" x 17" (per page) - \$0.105.00

24" x 36" (per page) - \$1.0010.00

36" x 48" (per page) - \$1.5015.00

Large Format Copies (Scan and Print):

Black and White 24" x 36" (per page) - \$1.005.00

Black and White 'E' size 36" x 48" - \$1.5010.00

Color 24" x 36" (per page) - \$1.0010.00

Color 'E' size 36" x 48" - \$1.5015.00

Ortho-Rectified Aerial Photography:

Per section (tile) - \$25.00

Full City of Huber Heights Map - \$25.00

GIS Digital Data Layers (per layer) - \$15.00

Engineering Services:

Inspection Fee for Water, Sanitary and Storm Sewer Lines - \$3.50 per linear foot

Inspection Fee for Water and Sanitary Service Laterals - \$75.00 per lateral

Work Within Right-of-Way Permit - \$30.00

Demolition Permit - \$40.00

Grading/Site Work - \$100 per acre, plus \$25.00 inspection fee

Engineering Review Fees - 0.5% (0.005) of Approved Engineers Estimate for Public Improvements

Site Plan Re-Inspection Fee after second Inspection - \$30.00

Water Tap-in Fees		Sanitary Sewer Tap-in Fees	
Type	Fee	Type	Fee
5/8" and 3/4"	\$750.00	5/8" and 3/4"	\$450.00
1"	\$1,400.00	1"	\$900.00
1.5"	\$2,500.00	1.5"	\$1,700.00
2"	\$3,750.00	2"	\$2,750.00
3"	\$7,500.00	3"	\$5,500.00
4"	\$12,000.00	4"	\$8,500.00
6"	\$23,000.00	6"	\$16,500.00
8"	\$36,000.00	8"	\$25,500.00

Section 25. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its Committees that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 26. This Ordinance shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the _____ day of _____, 2021;
____ Yeas; ____ Nays.

Effective Date:

AUTHENTICATION:

Clerk of Council

Date

Mayor

Date

AI-7954

New Business D.
City Manager

City Council Meeting

Meeting Date: 11/08/2021

Supplemental Appropriations

Submitted By: Jim Bell

Department: Finance **Division:** Accounting

Council Committee Review?: Council Work Session

Date(s) of Committee Review: 11/01/2021

Audio-Visual Needs: None **Emergency Legislation?:** No

**Motion/Ordinance/
Resolution No.:**

Agenda Item Description or Legislation Title

An Ordinance Amending Ordinance No. 2020-O-2453 By Making Supplemental Appropriations For Expenses Of The City Of Huber Heights, Ohio For The Period Beginning January 1, 2021 And Ending December 31, 2021.

(first reading)

Purpose and Background

The supplemental appropriations are for the following purposes:

- \$15,000 for additional EMS billing fees due to increased revenue collection in 2021.
 - \$70,000 for sanitary sewer lift station additional design costs, and acquisition services for any right-of-way and easements for East Sanitary Sewer Extension project.
-

Fiscal Impact

Source of Funds: Fire Fund/Sewer Capital Fund

Cost: \$85,000

Recurring Cost? (Yes/No): No

Funds Available in Current Budget? (Yes/No): Yes

Financial Implications:

Attachments

Ordinance

CITY OF HUBER HEIGHTS
STATE OF OHIO

ORDINANCE NO. 2021-O-

AMENDING ORDINANCE NO. 2020-O-2453 BY MAKING SUPPLEMENTAL APPROPRIATIONS FOR EXPENSES OF THE CITY OF HUBER HEIGHTS, OHIO FOR THE PERIOD BEGINNING JANUARY 1, 2021 AND ENDING DECEMBER 31, 2021.

WHEREAS, supplemental appropriations for expenses of the City of Huber Heights must be made for appropriations of funds for various 2021 operating and project funding.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Huber Heights, Ohio that:

Section 1. Ordinance No. 2020-O-2453 is hereby amended as shown in Exhibit A of this Ordinance.

Section 2. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its Committees that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 3. This Ordinance shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the _____ day of _____, 2021;
_____ Yeas; _____ Nays.

Effective Date:

AUTHENTICATION:

Clerk of Council

Mayor

Date

Date

EXHIBIT A

AMENDING ORDINANCE NO. 2020-O-2453 BY MAKING APPROPRIATIONS FOR EXPENSES OF THE CITY OF HUBER HEIGHTS, OHIO FOR THE PERIOD BEGINNING JANUARY 1, 2021 AND ENDING DECEMBER 31, 2021.

- 1) Section 6 of Ordinance No. 2020-O-2453 is hereby amended to reflect an increase in the appropriations of the 210 Fire Fund, as follows:
 - a. Subsection a) Fire, Operations and Capital of \$15,000.00.
- 2) Section 42 of Ordinance No. 2020-O-2453 is hereby amended to reflect an increase in the appropriations of the 552 Sewer Acquisition/Capital Fund, Operations and Capital of \$70,000.00.

Fire Fund	\$15,000.00
Sewer Acquisition/Capital Fund	\$70,000.00

AI-7955

New Business E.
City Manager

City Council Meeting

Meeting Date: 11/08/2021

2022 City Budget

Submitted By: Jim Bell

Department: Finance **Division:** Accounting
Council Committee Review?: Council Work Session **Date(s) of Committee Review:** 11/01/2021

Audio-Visual Needs: None **Emergency Legislation?:** No

**Motion/Ordinance/
Resolution No.:**

Agenda Item Description or Legislation Title

An Ordinance For Making Appropriations For Expenses Of The City Of Huber Heights, Ohio For The Period Beginning January 1, 2022 And Ending December 31, 2022.
(first reading)

Purpose and Background

The initial draft of the 2022 City Budget is included. The 2022 Budget for the General Fund, Fire Fund and Parks and Recreation Fund are balanced. The Police Fund and Local Street Operating Fund are structurally balanced (current carryover fund balances cover any excess spending in 2022). The first draft of the 2022 City Budget totals \$99,306,797 for all funds. The 2022 General Fund Budget totals \$13,182,200.

The proposed 2022 Appropriations Ordinance is attached as well as the 2022 Expenditure Budget summary and history of expenses for each fund. Also attached are the detailed revenue estimates for 2021 and 2022 in addition to actual revenues for previous years for each fund.

Fiscal Impact

Source of Funds: N/A

Cost: N/A

Recurring Cost? (Yes/No): N/A

Funds Available in Current Budget? (Yes/No): N/A

Financial Implications:

There is no fiscal impact on the current budget since this is the proposed 2022 Budget.

Attachments

2022 Revenue Budget Estimates

2022 Expense Budget Summary

Presentation

Ordinance

ESTIMATED REVENUE BUDGET WORKSHEET
CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ Incr / (decr) 2022-2021	% incr / (decr) 2022-2021
GENERAL FUND										
101.000.4100	CITY INCOME TAX	\$6,303,018	\$6,613,276	\$6,501,639	\$7,178,812	\$7,075,647	\$6,507,593	\$7,794,532	1,286,939	19.78%
101.000.4201	REAL PROPERTY TAX	\$777,854	\$783,178	\$796,572	\$834,841	\$830,077	\$926,410	\$1,081,304	154,894	16.72%
101.000.4202	TANGIBLE PROPERTY TAX	\$54	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4203	PUBLIC UTILITY PROPERTY TAX	\$18,944	\$21,935	\$21,935	\$23,238	\$24,977	\$25,000	\$25,500	500	2.00%
101.000.4204	TRAILER TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4209	PAYMENT IN LIEU OF TAXES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4211	HOTEL/MOTEL TAX	\$175,677	\$184,107	\$177,427	\$223,628	\$120,009	\$109,096	\$175,000	65,904	60.41%
101.000.4240	CRA SERVICE PAYMENT - WATERSTONE	\$0	\$0	\$0	\$51,617	\$187,666	\$187,666	\$187,666	-	0.00%
101.000.4241	CRA SERVICE PAYMENT - DANBURY	\$0	\$0	\$0	\$0	\$84,036	\$136,220	\$136,220	-	0.00%
101.000.4242	CRA SERVICE PAYMENT - PARKVIEW	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4243	CRA SERVICE PAYMENT - REDWOOD	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
	CRA SERVICE PAYMENT - DANBURY II	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4301	LOCAL GOVERNMENT-STATE	\$28,608	\$10,378	\$0	\$66,914	\$147,108	\$168,000	\$168,000	-	0.00%
101.000.4305	HOMESTEAD (ROLLBACK)	\$121,903	\$121,413	\$125,153	\$125,195	\$124,904	\$118,935	\$118,659	(276)	-0.23%
101.000.4306	10M EXEMPT TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4307	UTILITY DEREG REIMBURSEMENT	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4308	LIQUOR PERMITS	\$38,925	\$35,314	\$39,456	\$38,581	\$7,505	\$38,000	\$25,000	(13,000)	-34.21%
101.000.4309	OTHER LICENSE/FEES	\$450	\$0	\$600	\$0	\$150	\$500	\$500	-	0.00%
101.000.4311	LOCAL GOVERNMENT-COUNTY	\$415,490	\$423,133	\$440,284	\$458,360	\$457,956	\$408,229	\$475,000	66,771	16.36%
101.000.4314	CIGARETTE TAX	\$1,332	\$1,237	\$1,291	\$1,304	\$487	\$1,300	\$1,300	-	0.00%
101.000.4315	ESTATE TAX	\$1,421	\$76	\$10	\$17	\$0	\$0	\$0	-	--
101.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4322	STATE GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4323	COUNTY GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4325	RZEDB INTEREST REBATE	\$134,788	\$130,978	\$124,997	\$118,879	\$112,598	\$110,000	\$100,000	(10,000)	-9.09%
101.000.4326	LOCAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4327	MONT. COUNTY LAND BANK GRANT	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4401	WEED ASSESSMENTS	\$57,062	\$51,141	\$44,286	\$21,335	\$43,693	\$40,000	\$25,000	(15,000)	-37.50%
101.000.4402	PROPERTY MAINTENANCE ASSESSMENTS	\$903	\$2,136	\$0	\$0	\$1,594	\$1,200	\$1,200	-	0.00%
101.000.4491	OTHER ASSESSMENTS	\$17,930	\$32,875	\$29,101	\$16,787	\$11,224	\$20,000	\$15,000	(5,000)	-25.00%
101.000.4501	DISPATCH FEES	\$349,876	\$361,864	\$370,900	\$381,192	\$389,665	\$399,714	\$409,707	9,993	2.50%
101.000.4502	EMS FEES	\$1,133,152	\$1,276,339	\$1,239,273	\$1,369,122	\$1,366,027	\$1,400,000	\$1,400,000	-	0.00%
101.000.4503	C & DD TIPPING FEE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4504	FIRE INSPECTION PERMITS	\$75	\$150	\$125	\$25	\$25	\$200	\$200	-	0.00%
101.000.4505	FALSE ALARM FEES	\$0	\$5,950	\$9,275	\$0	\$0	\$0	\$0	-	--
101.000.4506	CPR CLASS FEES	\$5,505	\$2,952	\$2,287	\$2,125	\$673	\$2,000	\$2,000	-	0.00%
101.000.4508	NEIGHBORHOOD WATCH SIGN FEE	\$0	\$0	\$35	\$0	\$0	\$35	\$35	-	0.00%
101.000.4509	CIVIL WEDDING FEES	\$1,100	\$1,300	\$1,550	\$1,500	\$900	\$1,500	\$1,000	(500)	-33.33%
101.000.4513	RENTAL FEES	\$21,633	\$32,360	\$41,912	\$30,166	\$29,106	\$29,106	\$29,106	-	0.00%
101.000.4590	CONTRACT INSPECTION FEES	\$682	\$69,092	\$9,899	\$13,957	\$5,586	\$15,000	\$7,000	(8,000)	-53.33%
101.000.4601	ORDINANCE FINES	\$41,070	\$38,939	\$37,779	\$36,997	\$29,142	\$37,000	\$37,000	-	0.00%
101.000.4611	CABLE FRANCHISE FEES	\$498,603	\$447,306	\$464,617	\$468,961	\$479,960	\$480,000	\$480,000	-	0.00%
101.000.4612	DOG LICENSES	\$10,842	\$8,146	\$7,263	\$7,660	\$9,233	\$8,500	\$8,500	-	0.00%
101.000.4621	ZONING FEES	\$99,792	\$90,279	\$95,121	\$99,745	\$69,229	\$85,000	\$85,000	-	0.00%
101.000.4622	GRADING PERMITS	\$522	\$5,709	\$4,267	\$6,837	\$1,646	\$5,000	\$2,500	(2,500)	-50.00%
101.000.4701	INTEREST INCOME	\$229,307	\$359,777	\$481,583	\$711,702	\$533,679	\$444,550	\$311,185	(133,365)	-30.00%
101.000.4820	CITY ANNIVERSARY ITEMS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4830	COMMISSIONS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4880	LAND REUTILIZATION	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4881	HUMANITARIAN RELIEF FUND	\$0	\$0	\$0	\$7,180	\$0	\$0	\$0	-	--
101.000.4882	MILITARY HONOR BANNER PROGRAM	\$0	\$0	\$0	\$1,320	\$1,980	\$2,000	\$2,500	500	25.00%
101.000.4883	VETERANS MEMORIAL PROJECT	\$0	\$0	\$0	\$8,272	\$0	\$0	\$5,000	5,000	---
101.000.4890	AUCTION PROCEEDS (moved to 4909 and 4910)	\$2,120	\$26,268	\$38,610	\$14,754	\$0	\$0	\$0	-	--
101.000.4891	REFUNDS	\$15,478	\$113,526	\$79,572	\$37,788	\$882,232	\$25,000	\$25,000	-	0.00%
101.000.4892	REIMBURSEMENTS	\$2,768	\$1,913	\$2,829	\$2,503	\$3,218	\$3,000	\$3,000	-	0.00%
101.000.4893	DONATIONS	\$8,250	\$5,750	\$11,002	\$5,000	\$0	\$10,000	\$5,000	(5,000)	-50.00%
101.000.4894	COURT REIMBURSEMENTS	\$74,128	\$59,498	\$83,404	\$44,266	\$84,000	\$85,680	\$85,680	-	0.00%

ESTIMATED REVENUE BUDGET WORKSHEET

CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
101.000.4898	UNCLAIMED MONEY	\$108	\$1,206	\$298	\$655	\$0	\$1,000	\$500	(500)	-50.00%
101.000.4899	MISCELLANEOUS REVENUE	\$1,696	\$1,386	\$3,120	\$2,112	\$1,397	\$2,000	\$2,000	-	0.00%
101.000.4906	LEASE PROCEEDS	\$0	\$0	\$0	\$0	\$2,038,012	\$0	\$0	-	--
101.000.4909	SALE OF FIXED ASSETS - CAPITAL	\$0	\$0	\$1,265,943	\$0	\$8,030	\$20,000	\$20,000	-	0.00%
101.000.4910	SALE OF FIXED ASSETS - NON-CAPITAL	\$0	\$0	\$0	\$0	\$376	\$5,000	\$5,000	-	0.00%
101.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$1,706	\$0	\$0	-	--
101.000.4913	OP TRANS FROM DEBT SERVICE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4915	OP TRANS FROM ENTERPRISE FUNDS	\$43,818	\$43,253	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4922	ADVANCES FROM SPECIAL REVENUE	\$13,001	\$519,320	\$250,000	\$0	\$0	\$0	\$17,000	17,000	--
101.000.4923	ADVANCES FROM DEBT SERVICE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4924	ADVANCES FROM CAPITAL PROJECTS	\$260,000	\$50,000	\$0	\$153,750	\$2,633,250	\$0	\$20,000	20,000	--
101.000.4925	ADVANCES FROM ENTERPRISE FUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4926	ADVANCES FROM INTERNAL SERVICE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4927	ADVANCES FROM TRUSTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.000.4928	ADVANCES FROM AGENCY	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
101.330.4513	RENTAL FEES	\$1,540	\$3,000	\$25	\$1,655	\$0	\$3,000	\$3,000	-	0.00%
101.330.4514	FARMERS MARKET FEES	\$0	\$0	\$0	\$0	\$2,230	\$4,000	\$5,500	1,500	37.50%
101.330.4893	DONATIONS	\$1,550	\$3,400	\$900	\$2,350	\$3,500	\$3,500	\$6,000	2,500	71.43%
101.700.4911	OP TRANS FROM GENERAL FUND - TRANS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
TOTAL FUND 101		\$10,910,977	\$11,939,859	\$12,804,338	\$12,571,104	\$17,804,433	\$11,869,934	\$13,308,294	1,438,360	12.12%
	MOTOR VEHICLE									
202.000.4313	VEHICLE LICENSE TAX	\$266,478	\$262,776	\$276,805	\$279,898	\$301,358	\$293,893	\$332,247	38,354	13.05%
202.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
202.000.4701	INTEREST INCOME	\$1,044	\$2,239	\$3,517	\$5,490	\$4,891	\$3,200	\$2,400	(800)	-25.00%
202.000.4891	REFUNDS	\$140	\$921	\$1,197	\$1,516	\$3,000	\$1,000	\$1,000	-	0.00%
202.000.4892	REIMBURSEMENTS	\$139	\$162	\$161	\$738	\$429	\$150	\$150	-	0.00%
202.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
202.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
202.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
TOTAL FUND 202		\$267,801	\$266,097	\$281,680	\$287,642	\$309,678	\$298,243	\$335,797	37,554	12.59%
	GASOLINE TAX									
203.000.4302	GASOLINE TAX	\$807,807	\$829,671	\$1,304,359	\$1,615,490	\$2,011,747	\$2,100,000	\$2,260,198	160,198	7.63%
203.000.4303	MUNICIPAL CENTS PER GALLON	\$424,749	\$438,103	\$0	\$0	\$0	\$0	\$0	-	--
203.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
203.000.4322	STATE GRANTS	\$0	\$0	\$0	\$0	\$40,000	\$40,000	\$0	(40,000)	-100.00%
203.000.4411	SIDEWALK ASSESSMENTS	\$243	\$243	\$494	\$364	\$475	\$365	\$365	-	0.00%
203.000.4421	STREET ASSESSMENTS	\$1,708	\$1,708	\$3,131	\$2,398	\$3,025	\$2,400	\$2,400	-	0.00%
203.000.4701	INTEREST INCOME	\$8,799	\$17,051	\$19,938	\$23,506	\$27,247	\$16,455	\$7,800	(8,655)	-52.60%
203.000.4890	AUCTION PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
203.000.4891	REFUNDS	\$392	\$2,572	\$3,306	\$4,215	\$8,480	\$3,500	\$3,500	-	0.00%
203.000.4892	REIMBURSEMENTS	\$3,448	\$394	\$872	\$2,169	\$599	\$500	\$500	-	0.00%
203.000.4899	MISCELLANEOUS REVENUE	\$2,074	\$3,498	\$4,553	\$1,329	\$1,442	\$2,000	\$2,000	-	0.00%
203.000.4909	SALE OF FIXED ASSETS	\$4,921	\$0	\$0	\$0	\$0	\$0	\$0	-	--
203.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
203.000.4912	OP TRANS FROM SPECIAL REVENUE - TR	\$0	\$0	\$0	\$0	\$317	\$317	\$0	(317)	-100.00%
203.000.4924	ADVANCES FROM CAPITAL PROJECTS	\$772,657	\$1,186,832	\$748,973	\$1,039,144	\$848,851	\$616,000	\$0	(616,000)	-100.00%
TOTAL FUND 203		\$2,026,798	\$2,480,072	\$2,085,627	\$2,688,614	\$2,942,182	\$2,781,537	\$2,276,763	(504,774)	-18.15%
	LIGHTING DISTRICT									
207.000.4323	COUNTY GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
207.000.4431	LIGHTING ASSESSMENTS	\$323,341	\$321,097	\$329,941	\$330,039	\$329,447	\$330,000	\$330,000	-	0.00%
207.000.4891	REFUNDS	\$17	\$114	\$140	\$123	\$315	\$100	\$100	-	0.00%
207.000.4892	REIMBURSEMENTS	\$9	\$8	\$6	\$24	\$11	\$8	\$8	-	0.00%
TOTAL FUND 207		\$323,367	\$321,219	\$330,088	\$330,187	\$329,772	\$330,108	\$330,108	-	0.00%

ESTIMATED REVENUE BUDGET WORKSHEET
CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
POLICE										
209.000.4100	CITY INCOME TAX	\$5,328,662	\$5,602,433	\$5,512,632	\$6,084,083	\$6,000,671	\$5,515,221	\$6,610,339	1,095,118	19.86%
209.000.4201	REAL PROPERTY TAX	\$957,528	\$939,381	\$931,327	\$979,061	\$963,422	\$1,095,003	\$1,120,787	25,784	2.35%
209.000.4202	TANGIBLE PROPERTY TAX	\$198	\$0	\$0	\$0	\$0	\$0	\$0	-	--
209.000.4203	PUBLIC UTILITY PROPERTY TAX	\$69,541	\$80,793	\$80,531	\$85,441	\$91,852	\$92,000	\$94,000	2,000	2.17%
209.000.4204	TRAILER TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
209.000.4305	HOMESTEAD (ROLLBACK)	\$143,634	\$143,124	\$140,507	\$140,516	\$139,516	\$133,490	\$138,500	5,010	3.75%
209.000.4306	10M EXEMPT TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
209.000.4307	UTILITY DEREG REIMBURSEMENT	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
209.000.4321	FEDERAL GRANTS	\$3,172	\$3,680	\$0	\$2,833	\$6,722	\$3,000	\$3,000	-	0.00%
209.000.4322	STATE GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
209.000.4323	COUNTY GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
209.000.4324	PRIVATE GRANTS	\$0	\$500	\$0	\$0	\$0	\$0	\$0	-	--
209.000.4512	ACTIVITY FEES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
209.000.4599	OTHER CHARGES FOR SERVICES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
209.000.4701	INTEREST INCOME	\$0	\$0	\$196	\$141	\$98	\$100	\$100	-	0.00%
209.000.4890	AUCTION PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
209.000.4891	REFUNDS	\$10,730	\$60,654	\$70,563	\$88,391	\$147,983	\$50,000	\$50,000	-	0.00%
209.000.4892	REIMBURSEMENTS	\$27,011	\$42,352	\$35,498	\$123,483	\$153,066	\$90,000	\$90,000	-	0.00%
209.000.4893	DONATIONS	\$4,030	\$1,400	\$0	\$0	\$0	\$0	\$0	-	--
209.000.4895	SECURITY REIMBURSEMENTS	\$6,797	\$6,224	\$8,875	\$3,747	\$6,884	\$5,000	\$5,000	-	0.00%
209.000.4899	MISCELLANEOUS REVENUE	\$886	\$561	\$424	\$378	\$256	\$400	\$400	-	0.00%
209.000.4906	LEASE PROCEEDS	\$0	\$0	\$172,435	\$0	\$0	\$0	\$0	-	--
209.000.4909	SALE OF FIXED ASSETS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
209.000.4911	OP TRANS FROM GENERAL FUND	\$550,000	\$400,000	\$800,000	\$500,000	\$700,000	\$919,000	\$769,000	(150,000)	-16.32%
209.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$627,605	\$0	\$0	-	--
209.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
TOTAL FUND 209		\$7,102,186	\$7,281,101	\$7,752,987	\$8,008,073	\$8,838,074	\$7,903,214	\$8,881,126	977,912	12.37%
FIRE										
210.000.4100	CITY INCOME TAX	\$2,012,280	\$2,119,831	\$2,087,724	\$2,301,837	\$2,272,802	\$2,086,615	\$2,503,718	417,103	19.99%
210.000.4201	REAL PROPERTY TAX	\$816,280	\$790,246	\$794,388	\$834,433	\$821,414	\$927,940	\$949,695	21,755	2.34%
210.000.4202	TANGIBLE PROPERTY TAX	\$155	\$0	\$0	\$0	\$0	\$0	\$0	-	--
210.000.4203	PUBLIC UTILITY PROPERTY TAX	\$54,242	\$63,018	\$62,814	\$66,644	\$71,644	\$71,650	\$73,500	1,850	2.58%
210.000.4204	TRAILER TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
210.000.4305	HOMESTEAD (ROLLBACK)	\$123,368	\$122,882	\$120,589	\$120,597	\$119,738	\$114,567	\$119,500	4,933	4.31%
210.000.4306	10M EXEMPT TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
210.000.4307	UTILITY DEREG REIMBURSEMENT	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
210.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
210.000.4322	STATE GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
210.000.4324	PRIVATE GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
210.000.4330	COVID-19	\$0	\$0	\$0	\$0	\$34,322	\$0	\$0	-	--
210.000.4513	RENTAL FEES	\$1,644	\$1,644	\$1,644	\$1,644	\$1,644	\$1,644	\$1,644	-	0.00%
210.000.4701	INTEREST INCOME	\$0	\$0	\$27	\$54	\$37	\$37	\$37	-	0.00%
210.000.4890	AUCTION PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
210.000.4891	REFUNDS	\$8,436	\$50,815	\$62,909	\$69,496	\$138,496	\$60,000	\$60,000	-	0.00%
210.000.4892	REIMBURSEMENTS	\$6,106	\$6,791	\$4,815	\$3,404	\$6,567	\$5,000	\$5,000	-	0.00%
210.000.4893	DONATIONS	\$25,000	\$27,550	\$0	\$1,750	\$3,850	\$5,000	\$5,000	-	0.00%
210.000.4895	SECURITY REIMBURSEMENTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
210.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
210.000.4906	LEASE PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
210.000.4909	SALE OF FIXED ASSETS	\$14,000	\$0	\$0	\$0	\$0	\$0	\$0	-	--
210.000.4911	OP TRANS FROM GENERAL FUND	\$3,500,000	\$3,900,000	\$4,069,882	\$3,800,000	\$4,550,000	\$3,636,112	\$4,950,000	1,313,888	36.13%
210.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$34,936	\$41,289	\$17,245	\$1,458,404	\$0	\$0	-	--
210.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
210.000.4924	ADVANCES FROM CAPITAL PROJECTS	\$25,000	\$0	\$0	\$0	\$0	\$0	\$0	-	--
TOTAL FUND 210		\$6,586,511	\$7,117,712	\$7,246,081	\$7,217,103	\$9,478,918	\$6,908,565	\$8,668,094	1,759,530	25.47%

ESTIMATED REVENUE BUDGET WORKSHEET
CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
DRUG ENFORCEMENT										
211.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
211.000.4601	ORDINANCE FINES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
211.000.4602	FEDERAL FORFEITURES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
211.000.4603	STATE FORFEITURES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
211.000.4604	DRUG FINES	\$1,405	\$2,573	\$780	\$1,109	\$2,033	\$2,000	\$1,500	(500)	-25.00%
211.000.4890	AUCTION PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
211.000.4909	SALE OF FIXED ASSETS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
TOTAL FUND 211		\$1,405	\$2,573	\$780	\$1,109	\$2,033	\$2,000	\$1,500	(500)	-25.00%
LAW ENFORCEMENT										
212.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
212.000.4322	STATE GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
212.000.4601	ORDINANCE FINES	\$1,425	\$1,903	\$1,053	\$1,138	\$3,235	\$1,000	\$3,000	2,000	200.00%
212.000.4602	FEDERAL FORFEITURES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
212.000.4603	STATE FORFEITURES	\$9,558	\$32,546	\$560	\$14,438	\$67,020	\$5,000	\$15,000	10,000	200.00%
212.000.4605	PARKING FINES	\$615	\$525	\$495	\$2,815	\$1,140	\$500	\$1,100	600	120.00%
212.000.4890	AUCTION PROCEEDS	\$748	\$2,033	\$11,706	\$1,182	\$0	\$0	\$0	-	—
212.000.4891	REFUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
212.000.4892	REIMBURSEMENTS	\$0	\$916	\$2,251	\$245	\$39	\$1,000	\$1,000	-	0.00%
212.000.4893	DONATIONS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
212.000.4899	MISCELLANEOUS REVENUE	\$140	\$105	\$35	\$140	\$0	\$100	\$100	-	0.00%
212.000.4909	SALE OF FIXED ASSETS - CAPITAL	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
212.000.4910	SALE OF FIXED ASSETS - NON-CAPITAL	\$0	\$0	\$0	\$0	\$220	\$2,000	\$2,000	-	0.00%
TOTAL FUND 212		\$12,486	\$38,028	\$16,100	\$19,958	\$71,653	\$9,600	\$22,200	12,600	131.25%
STATE HIGHWAY MAINTENANCE										
214.000.4302	GASOLINE TAX	\$65,498	\$67,271	\$105,759	\$130,986	\$163,115	\$170,400	\$183,259	12,859	7.55%
214.000.4303	MUNICIPAL CENTS PER GALLON	\$34,439	\$35,522	\$0	\$0	\$0	\$0	\$0	-	—
214.000.4313	VEHICLE LICENSE TAX	\$21,606	\$21,306	\$22,444	\$22,694	\$24,434	\$24,000	\$26,939	2,939	12.25%
214.000.4411	SIDEWALK ASSESSMENTS	\$479	\$479	\$479	\$484	\$479	\$480	\$485	5	1.04%
214.000.4421	STREET ASSESSMENTS	\$3,060	\$3,060	\$3,060	\$3,063	\$3,060	\$3,060	\$3,127	67	2.19%
214.000.4701	INTEREST INCOME	\$1,926	\$2,083	\$2,893	\$2,797	\$2,412	\$1,700	\$780	(920)	-54.12%
214.000.4891	REFUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
214.000.4906	LEASE PROCEEDS	\$0	\$0	\$0	\$0	\$961,988	\$0	\$0	-	—
214.000.4924	ADVANCES FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
TOTAL FUND 214		\$127,008	\$129,721	\$134,634	\$160,023	\$1,155,488	\$199,640	\$214,590	14,950	7.49%
COUNTY PERMISSIVE TAX										
216.000.4313	VEHICLE LICENSE TAX	\$91,430	\$92,561	\$92,694	\$92,573	\$91,285	\$94,000	\$101,491	7,491	7.97%
216.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
216.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
TOTAL FUND 216		\$91,430	\$92,561	\$92,694	\$92,573	\$91,285	\$94,000	\$101,491	7,491	7.97%
CITY PERMISSIVE TAX										
217.000.4313	VEHICLE LICENSE TAX	\$214,540	\$224,157	\$245,997	\$255,091	\$262,720	\$260,000	\$300,132	40,132	15.44%
TOTAL FUND 217		\$214,540	\$224,157	\$245,997	\$255,091	\$262,720	\$260,000	\$300,132	40,132	15.44%

ESTIMATED REVENUE BUDGET WORKSHEET
CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
PARK & RECREATION										
218.000.4322	STATE GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.000.4323	COUNTY GRANTS	\$0	\$9,766	\$0	\$24,974	\$0	\$0	\$107,000	107,000	--
218.000.4324	PRIVATE GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.000.4510	POOL ADMISSIONS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.000.4511	POOL CONCESSIONS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.000.4512	ACTIVITY FEES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.000.4513	RENTAL FEES	\$22,485	\$11,475	\$12,363	\$2,400	\$15,391	\$14,400	\$14,400	\$0	0.00%
218.000.4800	ARTS COMMITTEE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.000.4802	COMMUNITY THEATER	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.000.4804	SENIOR CITIZENS CENTER	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.000.4808	MISCELLANEOUS POOL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.000.4809	MISCELLANEOUS P&R REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.000.4890	AUCTION PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.000.4891	REFUNDS	\$394	\$2,567	\$1,444	\$2,088	\$3,805	\$2,000	\$2,000	\$0	0.00%
218.000.4892	REIMBURSEMENTS	\$168	\$100	\$406	\$185	\$363	\$200	\$200	\$0	0.00%
218.000.4893	DONATIONS	\$0	\$0	\$0	\$4,710	\$0	\$0	\$0	\$0	--
218.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.000.4906	LEASE PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.000.4909	SALE OF FIXED ASSETS	\$5,001	\$5,000	\$0	\$0	\$0	\$0	\$0	\$0	--
218.000.4911	OP TRANS FROM GENERAL FUND	\$294,346	\$472,881	\$800,000	\$500,000	\$490,359	\$270,000	\$0	(270,000)	-100.00%
218.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$51,160	\$0	\$1,548,000	1,548,000	--
218.000.4913	OP TRANS FROM DEBT SERVICE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$2,325	\$0	\$0	\$0	\$0	\$0	\$0	--
218.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.213.4513	RENTAL FEES - TOM CLOUD PARK	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.216.4893	DONATIONS - PARKS & RECREATION	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.218.4830	COMMISSIONS - RECREATION FACILITY	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.218.4840	MARKETING REVENUE - REC. FAC.	\$42,000	\$37,500	\$40,000	\$38,500	\$35,000	\$40,000	\$40,000	\$0	0.00%
218.218.4891	REFUNDS - START UP DEPOSIT FROM Y	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.218.4892	REIMBURSEMENTS	\$0	\$0	\$42	\$0	\$0	\$0	\$0	\$0	--
218.218.4893	DONATIONS - RECREATION FACILITY	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.218.4899	MISCELLANEOUS REVENUE - REC. FAC.	\$7,852	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.218.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.218.4915	OP TRANS FROM ENTERPRISE FUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.218.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
218.219.4840	MUSIC CENTER MARKETING REVENUE	\$200,000	\$200,000	\$200,000	\$200,000	\$200,000	\$200,000	\$200,000	\$0	0.00%
218.219.4891	MUSIC CENTER REFUNDS	\$0	\$0	\$2,203	\$2,401	\$1,243	\$2,000	\$2,000	\$0	0.00%
218.219.4892	MUSIC CENTER REIMBURSEMENTS	\$0	\$0	\$195	-\$752	-\$1,121	\$0	\$0	\$0	--
218.219.4899	MUSIC CENTER MISCELLANEOUS REVENUE	\$368,577	\$757,936	\$777,837	\$1,183,933	\$48,134	\$550,000	\$800,000	250,000	45.45%
TOTAL FUND 218		\$940,822	\$1,499,551	\$1,834,490	\$1,958,439	\$844,333	\$1,078,600	\$2,713,600	1,635,000	151.59%
Nature Works Grant										
219.000.4322	STATE GRANTS	\$0	\$19,320	\$0	\$0	\$0	\$0	\$0	\$0	--
219.000.4323	COUNTY GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
219.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
219.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
TOTAL FUND 219		\$0	\$19,320	\$0	\$0	\$0	\$0	\$0	\$0	--
COMMUNITY DEVELOPMENT BLOCK GR										
222.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
222.000.4322	STATE GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
222.000.4323	COUNTY GRANTS	\$0	\$0	\$0	\$0	\$0	\$17,000	\$17,000	\$17,000	0.00%
222.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
222.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
222.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	--
TOTAL FUND 222		\$0	\$0	\$0	\$0	\$0	\$17,000	\$17,000	\$0	0.00%

ESTIMATED REVENUE BUDGET WORKSHEET
CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
LOCAL STREET OPERATING										
226.000.4100	CITY INCOME TAX	\$1,949,193	\$2,047,225	\$2,013,484	\$2,223,323	\$2,191,596	\$2,015,442	\$2,414,262	398,820	19.79%
226.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
226.000.4322	STATE GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
226.000.4323	COUNTY GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
226.000.4503	C & DD TIPPING FEE	\$1,771	\$524	\$694	\$636	\$805	\$800	\$800	-	0.00%
226.000.4701	INTEREST INCOME	\$0	\$0	\$26	\$51	\$36	\$20	\$20	-	0.00%
226.000.4890	AUCTION PROCEEDS	\$21,927	\$16,167	\$0	\$10,250	\$0	\$0	\$0	-	---
226.000.4891	REFUNDS	\$1,785	\$12,885	\$14,483	\$18,157	\$34,503	\$11,500	\$11,500	-	0.00%
226.000.4892	REIMBURSEMENTS	\$8,916	\$1,506	\$3,828	\$11,588	\$3,153	\$1,500	\$1,500	-	0.00%
226.000.4893	DONATIONS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
226.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$660	\$0	\$0	-	---
226.000.4906	LEASE PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
226.000.4909	SALE OF FIXED ASSETS - CAPITAL	\$3,080	\$0	\$0	\$0	\$7,606	\$15,000	\$15,000	-	0.00%
226.000.4910	SALE OF FIXED ASSETS - NON-CAPITAL	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
226.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
226.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
226.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
226.000.4924	ADVANCES FROM CAPITAL FUND	\$720,000	\$0	\$0	\$0	\$0	\$0	\$0	-	---
TOTAL FUND 226		\$2,706,672	\$2,078,307	\$2,032,516	\$2,264,006	\$2,238,359	\$2,044,262	\$2,443,082	398,820	19.51%
228.000.4321		\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
228.000.4322		\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
228.000.4323		\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
228.000.4911		\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
228.000.4921		\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
TOTAL FUND 228		\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
236.000.4323		\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
236.000.4912		\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
236.000.4921		\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
TOTAL FUND 236		\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
237.000.4323		\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
237.000.4892		\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
237.000.4921		\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
TOTAL FUND 237		\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
BYRNE MEMORIAL GRANT										
238.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
238.000.4701	INTEREST INCOME	\$6	\$4	\$0	\$1	\$0	\$0	\$0	-	---
238.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
238.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
TOTAL FUND 238		\$6	\$4	\$0	\$1	\$0	\$0	\$0	-	---
Highway Safety Grant (Not-used)										
239.000.4321		\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
239.000.4921		\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
TOTAL FUND 239		\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---

ESTIMATED REVENUE BUDGET WORKSHEET
CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
Mont Co TIF MPITIE Fund										
240.000.4201	REAL PROPERTY TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	—
240.000.4220	PILT MONT CTY TIF	\$1,454,672	\$2,512,436	\$1,428,294	\$1,845,413	\$1,872,542	\$1,845,413	\$2,005,167	159,754	8.66%
240.000.4305	HOMESTEAD (ROLLBACK)	\$293	\$112	\$154	\$151	\$151	\$0	\$0	—	—
240.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	—	—
240.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	—	—
240.000.4922	ADVANCES FROM SPECIAL REVENUE	\$146,000	\$421,000	\$146,000	\$145,450	\$145,425	\$145,425	\$145,425	—	0.00%
240.000.4924	ADVANCES FROM CAPITAL PROJECTS	\$1,261,852	\$534,854	\$0	\$0	\$0	\$0	\$0	—	—
TOTAL FUND 240		\$2,862,817	\$3,468,401	\$1,574,448	\$1,991,015	\$2,018,117	\$1,990,838	\$2,150,592	159,754	8.02%
FIREFIGHTERS ASSISTANCE GRANT										
241.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	—	—
241.000.4701	INTEREST INCOME	\$0	\$0	\$0	\$0	\$0	\$0	\$0	—	—
241.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	—	—
241.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	—	—
241.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	—	—
241.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	—	—
241.000.4922	ADVANCES FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	—	—
TOTAL FUND 241		\$0	\$0	\$0	\$0	\$0	\$0	\$0	—	—
LAW ENFORCEMENT ASSISTANCE										
242.000.4322	STATE GRANTS	\$0	\$10,560	\$16,400	\$0	\$0	\$0	\$0	—	—
242.000.4891	REFUNDS	\$325	\$0	\$0	\$0	\$0	\$0	\$0	—	—
TOTAL FUND 242		\$325	\$10,560	\$16,400	\$0	\$0	\$0	\$0	—	—
MIAMI CO. TIF - Non-DEC										
243.000.4225	MIAMI CO. TIF, SECT 1, A29	\$0	\$0	\$0	\$0	\$0	\$0	\$8,803	8,803	—
243.000.4226	MIAMI CO. TIF, SECT 2, P48	\$501,716	\$666,221	\$21,112	\$141,024	\$495,258	\$501,684	\$705,467	203,783	40.62%
243.000.4227	MIAMI CO. TIF, SECT 3,	\$0	\$0	\$0	\$0	\$0	\$0	\$0	—	—
243.000.4305	HOMESTEAD (ROLLBACK)	\$63,522	\$81,159	\$105,832	\$120,188	\$155,272	\$155,272	\$186,909	31,637	20.38%
243.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	—	—
243.000.4922	ADVANCES FROM SPECIAL REVENUE	\$784,694	\$1,448,042	\$0	\$0	\$141,500	\$135,149	\$139,814	4,665	3.45%
243.000.4925	ADVANCES FROM ENTERPRISE	\$28,050	\$1,555,719	\$0	\$0	\$141,500	\$135,149	\$0	(135,149)	-100.00%
TOTAL FUND 243		\$1,377,982	\$3,751,142	\$126,944	\$261,212	\$933,529	\$927,254	\$1,040,993	113,739	12.27%
MIAMI CO. TIF - DEC Only										
244.000.4225	MIAMI CO. TIF, SECT 1, A29	\$0	\$0	\$0	\$0	\$0	\$0	\$0	—	—
244.000.4226	MIAMI CO. TIF, SECT 2, P48	\$0	\$0	\$901,693	\$928,320	\$932,354	\$925,928	\$925,928	\$925,928	0.00%
244.000.4227	MIAMI CO. TIF, SECT 3,	\$0	\$0	\$0	\$0	\$0	\$0	\$0	—	—
244.000.4305	HOMESTEAD (ROLLBACK)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	—	—
244.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	—	—
244.000.4922	ADVANCES FROM SPECIAL REVENUE	\$276,256	\$313,203	\$0	\$0	\$0	\$0	\$0	—	—
244.000.4925	ADVANCES FROM ENTERPRISE	\$486,000	\$600,333	\$0	\$0	\$0	\$0	\$0	—	—
TOTAL FUND 244		\$762,256	\$913,536	\$901,693	\$928,320	\$932,354	\$925,928	\$925,928	—	0.00%
MIAMI CO. WEST TIF (TRIMBLE)										
245.000.4228	PILT MIAMI COUNTY WEST TIF	\$134,406	\$132,164	\$139,839	\$139,210	\$140,460	\$140,460	\$139,210	(1,250)	-0.89%
245.000.4305	HOMESTEAD (ROLLBACK)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	—	—
245.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	—	—
245.000.4922	ADVANCES FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	—	—
245.000.4925	ADVANCES FROM ENTERPRISE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	—	—
TOTAL FUND 245		\$134,406	\$132,164	\$139,839	\$139,210	\$140,460	\$140,460	\$139,210	(1,250)	-0.89%

ESTIMATED REVENUE BUDGET WORKSHEET

CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
MONT. CO. CENTRAL TIF (FAMILY DOLLAR)										
246.000.4221	PILT MONT. COUNTY CENTRAL TIF	\$0	\$0	\$0	\$0	\$10,953	\$10,000	\$11,611	1,611	16.11%
246.000.4305	HOMESTEAD (ROLLBACK)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
246.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
246.000.4922	ADVANCES FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
246.000.4925	ADVANCES FROM ENTERPRISE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
TOTAL FUND 246		\$0	\$0	\$0	\$0	\$10,953	\$10,000	\$11,611	1,611	16.11%
MONT. CO. SOUTH TIF (ALCORE)										
247.000.4222	PILT MONT. COUNTY SOUTH TIF	\$0	\$0	\$564,734	\$155,895	\$153,598	\$153,600	\$147,831	(5,769)	-3.76%
247.000.4305	HOMESTEAD (ROLLBACK)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
247.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
247.000.4922	ADVANCES FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
247.000.4925	ADVANCES FROM ENTERPRISE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
TOTAL FUND 247		\$0	\$0	\$564,734	\$155,895	\$153,598	\$153,600	\$147,831	(5,769)	-3.76%
MIAMI CO. NORTH FIREHOUSE TIF										
248.000.4229	PILT MIAMI COUNTY NORTH FIRE TIF	\$0	\$6,052	\$61,233	\$61,156	\$60,130	\$60,130	\$60,130	-	0.00%
248.000.4305	HOMESTEAD (ROLLBACK)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
248.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
248.000.4922	ADVANCES FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
248.000.4925	ADVANCES FROM ENTERPRISE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
TOTAL FUND 248		\$0	\$6,052	\$61,233	\$61,156	\$60,130	\$60,130	\$60,130	-	0.00%
MONT. CO. LEXINGTON PLACE TIF										
249.000.4223	PILT MONT. CO. LEXINGTON PLACE TIF	\$0	\$0	\$0	\$0	\$0	\$215,991	\$230,000	14,009	6.49%
249.000.4305	HOMESTEAD (ROLLBACK)	\$0	\$0	\$0	\$0	\$0	\$21,838	\$22,000	162	0.74%
TOTAL FUND 249		\$0	\$0	\$0	\$0	\$0	\$237,829	\$252,000	14,171	5.96%
ENTERPRISE ZONE ADMIN										
250.000.4629	ADMINISTRATIVE FEES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
TOTAL FUND 250		\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
FEDERAL GRANTS FEMA										
251.000.4321	FEDERAL GRANTS FEMA	\$0	\$34,936	\$41,289	\$17,245	\$44,911	\$0	\$0	-	—
TOTAL FUND 251		\$0	\$34,936	\$41,289	\$17,245	\$44,911	\$0	\$0	-	—
CORONAVIRUS RELIEF										
290.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$2,233,905	\$0	\$0	-	—
290.000.4701	INTEREST INCOME	\$0	\$0	\$0	\$0	\$102	\$0	\$0	-	—
TOTAL FUND 290		\$0	\$0	\$0	\$0	\$2,234,007	\$0	\$0	-	—
AMERICAN RESCUE PLAN ACT										
291.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$1,998,336	\$1,998,336	0	0.00%
TOTAL FUND 291		\$0	\$0	\$0	\$0	\$0	\$1,998,336	\$1,998,336	0	0.00%
SHUTTERED VENUE OPERATORS GRANT										
292.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$3,846,703	\$1,925,200	(1,921,503)	-49.95%
TOTAL FUND 292		\$0	\$0	\$0	\$0	\$0	\$3,846,703	\$1,925,200	(1,921,503)	-49.95%

ESTIMATED REVENUE BUDGET WORKSHEET
CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
SPECIAL ASSESSMENT BOND RETIRE										
305.000.4411	SIDEWALK ASSESSMENTS	\$568	\$568	\$568	\$568	\$568	\$568	\$568	-	0.00%
305.000.4421	STREET ASSESSMENTS	\$719,459	\$631,493	\$701,967	\$736,712	\$789,075	\$788,000	\$940,000	152,000	19.29%
305.000.4441	WATER & SEWER ASSESSMENTS	\$27,854	\$31,406	\$12,103	\$20,157	\$18,867	\$16,500	\$18,000	1,500	9.09%
305.000.4522	TAP-IN FEES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
305.000.4701	INTEREST INCOME	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
305.000.4891	REFUNDS	\$0	\$0	\$2,290	\$0	\$0	\$0	\$0	-	--
305.000.4892	REIMBURSEMENTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
305.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
305.000.4901	GO BOND PROCEEDS	\$0	\$5,495,000	\$0	\$0	\$0	\$0	\$0	-	--
305.000.4902	REVENUE BOND PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
305.000.4903	NOTE PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
305.000.4904	ACCRUED INTEREST	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
305.000.4905	PREMIUM OF BOND SALES	\$0	\$827,308	\$0	\$0	\$0	\$0	\$0	-	--
305.000.4907	CAPITALIZED INTEREST	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
305.000.4908	LOAN PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
305.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
305.000.4912	OP TRANS FROM SPECIAL REVENUE	\$596,000	\$584,700	\$277,100	\$292,000	\$252,540	\$202,000	\$91,000	(111,000)	-54.95%
305.000.4913	OP TRANS FROM DEBT SERVICE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
305.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
305.000.4915	OP TRANS FROM ENTERPRISE FUNDS	\$28,000	\$28,000	\$28,000	\$26,000	\$10,000	\$18,800	\$0	(18,800)	-100.00%
305.000.4916	OP TRANS FROM INTERNAL SERVICE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
305.000.4917	OP TRANS FROM TRUSTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
305.000.4918	OP TRANS FROM AGENCY	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
305.000.4922	ADVANCE FROM SPECIAL REVENUE	\$0	\$0	\$158,200	\$147,600	\$141,805	\$206,350	\$249,460	43,110	20.89%
305.000.4925	ADVANCE FROM ENTERPRISE	\$0	\$0	\$158,300	\$147,600	\$145,800	\$148,350	\$109,470	(38,880)	-26.21%
TOTAL FUND 305		\$1,371,880	\$7,598,475	\$1,338,528	\$1,370,637	\$1,358,655	\$1,380,568	\$1,408,498	27,930	2.02%
GENERAL OBLIGATION BOND RETIRE										
308.000.4201	REAL PROPERTY TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
308.000.4202	TANGIBLE PROPERTY TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
308.000.4203	PUBLIC UTILITY PROPERTY TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
308.000.4204	TRAILER TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
308.000.4305	HOMESTEAD (ROLLBACK)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
308.000.4306	10M EXEMPT TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
308.000.4421	STREET ASSESSMENTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
308.000.4513	RENTAL FEES	\$135,936	\$135,936	\$107,616	\$135,936	\$0	\$0	\$0	-	--
308.000.4701	INTEREST INCOME	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
308.000.4890	AUCTION PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
308.000.4891	REFUNDS	\$0	\$0	\$960	\$0	\$0	\$0	\$0	-	--
308.000.4892	REIMBURSEMENTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
308.000.4893	DONATIONS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
308.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
308.000.4901	GO BOND PROCEEDS	\$0	\$1,715,000	\$0	\$0	\$0	\$0	\$0	-	--
308.000.4903	NOTE PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
308.000.4904	ACCRUED INTEREST	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
308.000.4905	PREMIUM OF BOND SALES	\$0	\$300,581	\$0	\$0	\$1,891	\$0	\$0	-	--
308.000.4907	CAPITALIZED INTEREST	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
308.000.4911	OP TRANS FROM GENERAL FUND	\$33,000	\$28,000	\$32,000	\$0	\$51,000	\$271,702	\$323,887	52,185	19.21%
308.000.4912	OP TRANS FROM SPECIAL REVENUE	\$1,384,300	\$1,626,320	\$2,364,275	\$2,237,195	\$2,329,500	\$2,296,898	\$2,708,964	412,066	17.94%
308.000.4913	OP TRANS FROM DEBT SERVICE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
308.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$174,000	\$172,000	\$172,644	\$0	\$0	\$0	\$0	-	--
308.000.4915	OP TRANS FROM ENTERPRISE FUNDS	\$81,000	\$78,500	\$75,000	\$67,000	\$78,000	\$74,000	\$73,000	(1,000)	-1.35%
TOTAL FUND 308		\$1,808,236	\$4,056,337	\$2,752,495	\$2,440,131	\$2,460,391	\$2,642,600	\$3,105,851	463,251	17.53%

ESTIMATED REVENUE BUDGET WORKSHEET

ESTIMATED REVENUE BUDGET WORKSHEET

CITY OF HUBER HEIGHTS

ESTIMATED REVENUE BUDGET WORKSHEET

CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
433.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	-
433.000.4924	ADVANCES FROM CAPITAL PROJECTS	\$0	\$0	\$199,903	\$0	\$0	\$0	\$0	-	-
TOTAL FUND 433		\$1,559,383	\$1,637,807	\$1,810,735	\$1,853,246	\$1,753,344	\$1,612,415	\$1,931,478	319,063	19.79%

ESTIMATED REVENUE BUDGET WORKSHEET
CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ Incr / (decr) 2022-2021	% incr / (decr) 2022-2021
FEDERAL EQUITY SHARING										
434.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
434.000.4602	FEDERAL FORFEITURES	\$42,265	\$11,341	\$16,074	\$73,588	\$25,059	\$20,000	\$20,000	-	0.00%
434.000.4701	INTEREST INCOME	\$783	\$959	\$597	\$1,485	\$1,537	\$800	\$800	-	0.00%
434.000.4909	SALE OF FIXED ASSETS	\$11,200	\$0	\$0	\$0	\$0	\$0	\$0	-	--
TOTAL FUND 434		\$54,248	\$12,300	\$16,671	\$75,073	\$26,596	\$20,800	\$20,800		0.00%
LOCAL LAW ENF BLK GRANT										
435.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
435.000.4323	COUNTY GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
435.000.4701	INTEREST INCOME	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
435.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
435.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
TOTAL FUND 435		\$0	\$0	\$0	\$0	\$0	\$0	\$0		--
ASSISTANCE TO FF GRANT										
436.000.4321	FEDERAL GRANTS	\$0	\$431,819	\$0	\$216,846	\$0	\$0	\$0	-	--
436.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
436.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$58,681	\$0	\$21,684	\$0	\$0	\$0	\$0	-	--
436.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
436.000.4924	ADVANCES FROM CAPITAL PROJECTS	\$431,178	\$0	\$216,846	\$0	\$0	\$0	\$0	-	--
TOTAL FUND 436		\$489,859	\$431,819	\$238,530	\$216,846	\$0	\$0	\$0		--
ENERGY CONSERV GRANT										
437.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
437.000.4701	INTEREST INCOME	\$13	\$20	\$25	\$36	\$26	\$20	\$20	-	0.00%
437.000.4891	REFUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
TOTAL FUND 437		\$13	\$20	\$25	\$36	\$26	\$20	\$20		0.00%
PAE ACQUISITION										
450.000.4701	INTEREST INCOME	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
450.000.4901	GO BOND PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
450.000.4903	NOTE PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
TOTAL FUND 450		\$0	\$0	\$0	\$0	\$0	\$0	\$0		--
CARRIAGE TRAILS INFRASTRUCTURE										
454.000.4701	INTEREST INCOME	\$1	\$9	\$9	\$21	\$7	\$10	\$10	-	0.00%
454.000.4891	REFUNDS	\$168	\$0	\$0	\$0	\$0	\$0	\$0	-	--
454.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
454.000.4901	GO BOND PROCEEDS	\$0	\$10,162,017	\$0	\$0	\$0	\$0	\$0	-	--
454.000.4903	NOTE PROCEEDS	\$8,688,900	\$0	\$0	\$0	\$0	\$0	\$0	-	--
454.000.4905	PREMIUM OF BOND SALES	\$93,771	\$305,538	\$0	\$0	\$0	\$0	\$0	-	--
454.000.4908	SIB LOAN PROCEEDS	\$0	\$0	\$0	\$1,039,144	\$693,851	\$717,185	\$500,000	(217,185)	-30.28%
454.000.4909	SALE OF FIXED ASSETS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
454.000.4912	OP TRANSFER FROM SPECIAL REVENUE	\$0	\$2,257,270	\$0	\$0	\$0	\$0	\$0	-	--
454.000.4913	OP TRANSFER FROM DEBT SERVICE	\$0	\$27,948	\$0	\$0	\$0	\$0	\$0	-	--
454.000.4922	ADVANCES FROM SPECIAL REVENUE	\$184,000	\$0	\$0	\$2,381,000	\$640,000	\$0	\$0	-	--
454.000.4925	ADVANCES FROM ENTERPRISE FUNDS	\$1,299,000	\$0	\$0	\$0	\$0	\$0	\$0	-	--
TOTAL FUND 454		\$10,265,841	\$12,752,781	\$9	\$3,420,165	\$1,333,858	\$717,195	\$500,010	(217,185)	-30.28%

ESTIMATED REVENUE BUDGET WORKSHEET
CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
WATER FUND										
501.000.4322	STATE GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
501.000.4441	WATER & SEWER ASSESSMENTS	\$3,674	\$5,160	\$3,337	\$2,009	\$7,475	\$3,337	\$2,700	(637)	-19.09%
501.000.4513	RENTAL FEES	\$5,915	\$5,915	\$5,895	\$5,265	\$3,721	\$5,915	\$5,915	-	0.00%
501.000.4520	WATER CHARGES	\$4,338,659	\$4,369,613	\$4,441,432	\$5,244,777	\$6,027,331	\$6,208,151	\$6,332,314	124,163	2.00%
501.000.4522	TAP-IN FEES	\$181,750	\$142,650	\$170,400	\$166,500	\$183,400	\$150,000	\$180,000	30,000	20.00%
501.000.4523	CONTRIBUTIONS IN CAPITAL	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
501.000.4590	CONTRACT INSPECTION FEES	\$4,333	\$96,100	\$47,159	\$74,892	\$37,610	\$45,000	\$35,000	(10,000)	-22.22%
501.000.4599	OTHER CHARGES FOR SERVICES	\$78,623	\$88,503	\$95,936	\$103,904	\$77,964	\$90,000	\$75,000	(15,000)	-16.67%
501.000.4701	INTEREST INCOME	\$39,808	\$46,661	\$68,195	\$71,472	\$60,341	\$40,000	\$30,000	(10,000)	-25.00%
501.000.4890	AUCTION PROCEEDS	\$0	\$0	\$0	\$77	\$0	\$0	\$0	-	---
501.000.4891	REFUNDS	\$18,378	\$22,505	-\$20,022	-\$2,991	\$35,618	\$8,000	\$8,000	-	0.00%
501.000.4892	REIMBURSEMENTS	\$9,468	\$7,554	\$11,773	\$26,802	\$3,128	\$8,000	\$8,000	-	0.00%
501.000.4893	DONATIONS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
501.000.4899	MISCELLANEOUS REVENUE	\$339	\$0	\$0	\$261	\$0	\$200	\$200	-	0.00%
501.000.4908	LOAN PROCEEDS	\$0	\$0	\$2,255,292	\$7,442,653	\$5,242,291	\$1,500,000	\$0	(1,500,000)	-100.00%
501.000.4909	SALE OF FIXED ASSETS - CAPITAL	\$0	\$0	\$0	\$122,460	\$82,609	\$0	\$0	-	---
501.000.4910	SALE OF FIXED ASSETS - NON-CAPITAL	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
501.000.4915	OP TRANS FROM ENTERPRISE FUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
501.000.4924	ADVANCES FROM CAPITAL PROJECTS	\$328,455	\$844,842	\$0	\$0	\$0	\$0	\$0	-	---
501.000.4925	ADVANCES FROM ENTERPRISE FUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
TOTAL FUND 501		\$5,009,401	\$5,629,503	\$7,079,396	\$13,258,080	\$11,761,487	\$8,058,603	\$6,677,129	(1,381,474)	-17.14%
WATER CONSTRUCTION FUND										
502.000.4322	STATE GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
502.000.4701	INTEREST INCOME	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
502.000.4891	REFUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
502.000.4901	GO BOND PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
502.000.4902	REVENUE BOND PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
502.000.4903	NOTE PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
502.000.4905	PREMIUM OF BOND SALES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
502.000.4907	CAPITALIZED INTEREST	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
502.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
502.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
502.000.4915	OP TRANS FROM ENTERPRISE FUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
TOTAL FUND 502		\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
WATER R & I FUND										
503.000.4322	STATE GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
503.000.4701	INTEREST INCOME	\$2,894	\$4,293	\$6,413	\$9,077	\$6,711	\$5,500	\$5,500	-	0.00%
503.000.4892	REIMBURSEMENTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
503.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
503.000.4915	OP TRANS FROM ENTERPRISE FUNDS	\$72,000	\$72,000	\$72,000	\$72,000	\$72,000	\$72,000	\$24,000	(48,000)	-66.67%
TOTAL FUND 503		\$74,894	\$76,293	\$78,413	\$81,077	\$78,711	\$77,500	\$29,500	(48,000)	-61.94%
WATER UTILITY RESERVE										
504.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
504.000.4322	STATE GRANTS	\$0	\$0	\$0	\$0	\$250,000	\$0	\$200,000	200,000	---
504.000.4441	WATER & SEWER ASSESSMENTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
504.000.4701	INTEREST INCOME	\$24,597	\$27,488	\$30,801	\$51,110	\$27,338	\$28,000	\$18,000	(10,000)	-35.71%
504.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
504.000.4901	GO BOND PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
504.000.4909	SALE OF FIXED ASSETS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
504.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
504.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$3,821,672	3,821,672	---
504.000.4915	OP TRANS FROM ENTERPRISE FUNDS	\$0	\$54,000	\$2,894,272	\$7,614,189	\$5,103,733	\$1,070,000	\$1,570,000	500,000	46.73%
504.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
504.000.4925	ADVANCES FROM ENTERPRISE FUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
TOTAL FUND 504		\$24,597	\$81,488	\$2,925,073	\$7,665,300	\$5,381,071	\$1,098,000	\$5,609,672	4,511,672	410.90%

ESTIMATED REVENUE BUDGET WORKSHEET
CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
WATER BOND SERVICE										
505.000.4701	INTEREST INCOME	\$5,977	\$437	\$1,950	\$2,816	\$429	\$1,700	\$1,700	-	0.00%
505.000.4891	REFUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
505.000.4901	GO BOND PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
505.000.4902	REVENUE BOND PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
505.000.4904	ACCRUED INTEREST	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
505.000.4905	PREMIUM OF BOND SALES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
505.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
505.000.4913	OP TRANS FROM DEBT SERVICE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
505.000.4915	OP TRANS FROM ENTERPRISE FUNDS	\$1,842,263	\$1,762,902	\$1,751,074	\$1,750,598	\$1,782,953	\$1,959,408	\$1,315,000	(644,408)	-32.89%
TOTAL FUND 505		\$1,848,240	\$1,763,339	\$1,753,024	\$1,753,414	\$1,783,382	\$1,961,108	\$1,316,700	(644,408)	-32.86%
WATER BOND RESERVE										
506.000.4701	INTEREST INCOME	\$128	\$561	\$3,074	\$4,743	\$945	\$900	\$900	-	0.00%
506.000.4901	GO BOND PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
TOTAL FUND 506		\$128	\$561	\$3,074	\$4,743	\$945	\$900	\$900	-	0.00%
SEWER FUND										
551.000.4441	WATER & SEWER ASSESSMENTS	\$55,480	\$19,939	\$34,228	\$33,310	\$33,376	\$34,000	\$35,000	1,000	2.94%
551.000.4521	SEWER CHARGES	\$3,820,593	\$3,861,273	\$3,933,379	\$4,083,975	\$4,074,076	\$4,100,000	\$4,100,000	-	0.00%
551.000.4522	TAP-IN FEES	\$109,450	\$82,300	\$99,650	\$100,350	\$109,750	\$90,000	\$115,000	25,000	27.78%
551.000.4523	CONTRIBUTIONS IN CAPITAL	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
551.000.4590	CONTRACT INSPECTION FEES	\$0	\$77,447	\$48,239	\$72,354	\$45,022	\$50,000	\$40,000	(10,000)	-20.00%
551.000.4599	OTHER CHARGES FOR SERVICES	(\$10,122)	(\$7,300)	(\$6,841)	(\$14,444)	(\$13,029)	\$0	\$0	-	--
551.000.4701	INTEREST INCOME	\$58,473	\$80,040	\$123,405	\$161,808	\$176,238	\$105,000	\$75,000	(30,000)	-28.57%
551.000.4890	AUCTION PROCEEDS	\$66	\$0	\$0	\$0	\$0	\$0	\$0	-	--
551.000.4891	REFUNDS	\$576	\$8,546	\$4,548	\$6,179	\$10,256	\$5,000	\$5,000	-	0.00%
551.000.4892	REIMBURSEMENTS/ I & I FUNDS FROM TCA	\$3,566	\$6,639	\$4,351	\$9,472	\$5,814	\$3,500	\$3,500	-	0.00%
551.000.4893	DONATIONS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
551.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
551.000.4909	SALE OF FIXED ASSETS - CAPITAL	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
551.000.4910	SALE OF FIXED ASSETS - NON-CAPITAL	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
551.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
551.000.4924	ADVANCES FROM CAPITAL PROJECTS	\$466,815	\$803,955	\$0	\$0	\$0	\$0	\$0	-	--
TOTAL FUND 551		\$4,504,897	\$4,932,838	\$4,240,960	\$4,453,004	\$4,441,502	\$4,387,500	\$4,373,500	(14,000)	-0.32%
SEWER ACQ/CAPITAL										
552.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
552.000.4701	INTEREST INCOME	\$5,152	\$5,616	\$7,098	\$17,203	\$5,771	\$10,000	\$5,000	(5,000)	-50.00%
552.000.4892	REIMBURSEMENTS/ I & I FUNDS FROM TCA	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
552.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
552.000.4903	NOTE PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
552.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
552.000.4915	OP TRANS FROM ENTERPRISE FUNDS	\$0	\$0	\$282,500	\$959,000	\$644,834	\$150,834	\$4,382,167	4,231,333	2805.29%
552.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
552.000.4925	ADVANCES FROM ENTERPRISE FUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	--
TOTAL FUND 552		\$5,152	\$5,616	\$289,598	\$976,203	\$650,605	\$160,834	\$4,387,167	4,226,333	2627.76%

ESTIMATED REVENUE BUDGET WORKSHEET
CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
STORM WATER MANAGEMENT										
571.000.4323	COUNTY GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	- --
571.000.4442	COUNTY STORM WATER ASSESSMENTS	\$4,594	\$3,861	\$3,823	\$2,094	\$3,643	\$3,000	\$3,000	\$0	0.00%
571.000.4491	OTHER ASSESSMENTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	- --
571.000.4530	STORMWATER CHARGES	\$576,722	\$581,743	\$593,006	\$600,610	\$599,201	\$615,000	\$615,000	\$0	0.00%
571.000.4590	CONTRACT INSPECTION FEES	\$0	\$85,652	\$51,298	\$48,124	\$48,729	\$50,000	\$35,000	(15,000)	-30.00%
571.000.4701	INTEREST INCOME	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	- --
571.000.4890	AUCTION PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	- --
571.000.4891	REFUNDS	\$360	\$2,870	\$2,815	\$3,198	\$5,955	\$2,500	\$2,500	\$0	0.00%
571.000.4892	REIMBURSEMENTS	\$3,054	\$2,510	\$4,530	\$4,552	\$2,476	\$2,000	\$2,000	\$0	0.00%
571.000.4906	LEASE PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	- --
571.000.4909	SALE OF CAPITAL ASSETS - CAPITAL	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	- --
571.000.4910	SALE OF CAPITAL ASSETS - NON-CAPITAL	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	- --
571.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	- --
571.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	- --
571.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	- --
571.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	- --
571.000.4924	ADVANCES FROM CAPITAL PROJECTS	\$308,180	\$545,432	\$0	\$0	\$0	\$0	\$0	\$0	- --
TOTAL FUND 571		\$892,910	\$1,222,068	\$655,472	\$658,578	\$660,005	\$672,500	\$657,500	(15,000)	-2.23%
RECREATION ACTIVITY CENTER										
590.000.4830	COMMISSIONS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	- --
590.000.4840	MARKETING REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	- --
590.000.4893	DONATIONS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	- --
590.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	- --
590.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	- --
590.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	- --
TOTAL FUND 590		\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	- --
FIRE INSURANCE										
723.000.4896	ESCROW/DEPOSITS	\$6,181	\$24,010	\$0	\$44,000	\$0	\$0	\$0	\$0	- --
TOTAL FUND 723		\$6,181	\$24,010	\$0	\$44,000	\$0	\$0	\$0	\$0	- --
UNCLAIMED MONEY										
732.000.4898	UNCLAIMED MONEY	\$271	\$492	\$3,434	\$2,378	\$0	\$0	\$0	\$0	- --
732.000.4917	OP TRANS FROM TRUSTS	\$0	\$11,247	\$0	\$0	\$0	\$0	\$0	\$0	- --
TOTAL FUND 732		\$271.41	\$11,739.07	\$3,434.32	\$2,378.40	\$0.00	\$0.00	\$0.00	\$0.00	- --
PRC-DC AGENCY										
801.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	- --
801.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	- --
801.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	- --
TOTAL FUND 801		\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	- --
CASH SURETY										
802.000.4896	ESCROW/DEPOSITS	\$225,056	\$145,400	\$299,000	\$306,500	\$130,500	\$225,000	\$225,000	\$0	0.00%
TOTAL FUND 802		\$225,056	\$145,400	\$299,000	\$306,500	\$130,500	\$225,000	\$225,000	\$0	0.00%
TOTAL ALL FUNDS										
		\$86,243,023	\$105,469,809	\$73,788,296	\$86,783,471	\$101,661,713	\$90,857,620	\$96,588,323	5,730,704	6.31%
		\$86,243,023.31	\$105,472,809.00	\$73,788,321.00	\$86,785,126.00	\$82,452,925.00	\$84,743,229.00	\$88,764,338.00	4,021,109	
		\$0.00	\$3,000.41	\$25.30	\$1,655.37	(\$19,208,788.34)	(\$6,114,390.66)	(\$7,823,985.26)	1,709,595	

CITY OF HUBER HEIGHTS

YTD for Period Ending: September 30, 2021

	2016 ACTUAL	2017 ACTUAL	2018 ACTUAL	2019 ACTUAL	2020 ACTUAL	2021 ORIGINAL BUDGET	2021 REVISED BUDGET 9/30/2021	2021 EXPENDED 9/30/2021	2022 CITY MGR'S REQUEST	%Chg Revised
GENERAL FUND (101)	9,826,164	10,020,105	11,098,155	11,952,959	16,804,881	11,601,153	13,624,861	7,257,830	13,182,200	(3.25)
MOTOR VEHICLE (202)	198,299	226,380	246,138	247,780	253,997	282,317	283,556	174,446	286,419	1.01
GASOLINE TAX (203)	1,300,782	2,206,697	1,948,519	3,734,254	3,476,026	1,978,881	1,982,184	1,223,409	2,429,046	22.54
LIGHTING DISTRICT (207)	314,330	379,408	311,300	318,386	317,210	363,300	430,159	345,170	389,900	(9.36)
POLICE (209)	7,455,179	7,486,158	7,964,539	8,191,865	8,232,879	8,831,243	8,829,443	5,873,241	9,059,140	2.60
FIRE (210)	6,997,877	7,153,906	7,502,904	7,642,510	7,658,111	8,709,350	8,786,501	5,636,968	8,667,950	(1.35)
DRUG ENFORCEMENT (211)	0	3,785	0	9,232	0	3,127	3,127	2,001	4,558	45.76
LAW ENFORCEMENT (212)	21,591	14,344	44,399	10,147	19,686	84,682	84,682	53,657	50,749	(40.07)
STATE HIGHWAY MAINTENANCE (214)	183,302	158,100	30,971	329,806	1,195,228	219,550	219,550	30,818	120,750	(45.00)
COUNTY PERMISSIVE TAX (216)	138,000	124,000	85,100	79,000	70,000	72,000	72,000	0	0	(100.00)
CITY PERMISSIVE TAX (217)	245,000	217,982	192,000	195,000	199,145	130,000	130,000	0	91,000	(30.00)
PARKS & RECREATION (218)	1,154,670	1,734,688	1,710,925	1,417,261	1,765,446	1,429,229	3,051,039	2,277,885	1,808,929	(40.71)
NATUREWORKS (219)	25,760	19,320	0	0	0	0	0	0	0	--
COMMUNITY DEVELOPMENT BLOCK GRANT (222)	13,001	0	0	0	0	17,000	176,500	0	17,000	(90.37)
LOCAL STREET OPERATING (226)	2,021,614	2,104,926	2,393,302	2,140,456	1,916,077	2,248,156	2,256,725	1,507,803	2,901,536	28.57
BYRNE MEMORIAL GRANT (238)	0	685	0	0	0	35	35	0	36	2.86
MONTGOMERY COUNTY TIF (240)	865,319	2,857,733	1,982,562	1,491,079	1,920,802	2,198,930	2,713,305	1,955,379	2,196,875	(19.03)
FIREFIGHTERS ASSISTANCE GRANT (241)	0	0	0	0	0	0	0	0	0	--
LAW ENFORCEMENT ASSISTANCE GRANT (242)	3,617	1,201	20,273	6,383	0	1,270	1,270	1,106	163	(87.17)
MIAMI COUNTY TIF (243)	820,385	3,013,678	1,111,580	950,235	904,890	669,370	669,370	19,039	539,362	(19.42)
MIAMI COUNTY TIF DEC (244)	762,256	913,536	901,693	928,320	932,354	925,928	925,928	0	924,202	(0.19)
MIAMI COUNTY WEST TIF (245)	1,815	156,764	276,880	71,868	131,978	148,300	148,300	1,452	139,500	(5.93)
MONTGOMERY COUNTY CENTRAL TIF (246)	0	0	0	0	122	0	10,000	9,583	50,000	400.00
MONTGOMERY COUNTY SOUTH TIF (247)	0	0	119,728	496,371	147,036	45,000	45,000	32,047	119,000	164.44
MIAMI COUNTY NORTH FIREHOUSE TIF (248)	0	81	823	60,821	60,847	66,900	66,900	622	60,550	(9.49)
MONTGOMERY COUNTY LEXINGTON PLACE TIF (249)	0	0	0	0	0	0	162,410	2,410	204,000	25.61
ENTERPRISE ZONE (250)	0	0	0	0	0	0	0	0	0	--
FEMA (251)	0	34,936	41,289	17,245	44,911	0	56,651	56,651	0	(100.00)
CORONAVIRUS RELIEF (290)	0	0	0	0	2,234,007	0	0	0	0	--
AMERICAN RESCUE PLAN ACT (291)	0	0	0	0	0	0	175,000	0	3,821,672	2083.81
SHUTTERED VENUE OPERATING GRANT (292)	0	0	0	0	0	0	0	0	1,925,200	--
SPECIAL ASSESSMENT BOND (305)	1,252,425	1,339,575	7,596,606	1,308,564	1,255,814	1,348,400	1,348,400	278,237	1,254,300	(6.98)
GENERAL OBLIGATION BOND (308)	1,804,689	2,060,136	4,662,855	2,488,615	2,477,227	2,466,500	9,856,325	712,574	2,866,000	(70.92)
CAPITAL IMPROVEMENTS (406)	19,283,123	21,658,979	11,018,370	2,930,329	3,103,141	10,311,947	10,288,032	9,090,518	1,634,060	(84.12)
TRANSFORMATIVE ECON. DEV. (410)	0	0	0	3,948,784	14,948,155	11,988,325	12,358,325	364,281	12,326,800	(0.26)
ISSUE 2 (421)	1,237,105	399,227	199,903	0	900,333	500,000	500,000	0	0	0.00
CAPITAL EQUIPMENT (424)	0	0	0	0	0	0	0	0	0	--
ED/GE CAPITAL IMPROVEMENT (427)	260,000	50,000	80,000	228,750	31,250	20,000	20,000	0	20,000	0.00
FIRE CAPITAL/EQUIPMENT (431)	1,425,127	938,660	865,769	431,006	958,941	735,425	1,161,871	504,406	2,039,100	75.50
LOCAL STREET CAPITAL IMPROVEMENT (433)	1,945,417	1,832,833	1,649,468	1,671,153	1,581,870	1,582,445	1,582,445	1,562,955	1,582,000	(0.03)
FEDERAL EQUITY SHARING PROGRAM (434)	60,712	67,589	27,007	9,913	18,094	97,844	97,844	71,251	44,183	(54.84)
LOCAL LAW ENFORCEMENT BLOCK GRANT (435)	0	0	0	0	0	0	0	0	0	--
FIREFIGHTERS ASSISTANCE GRANT (436)	489,859	431,178	255,002	216,846	0	0	220,928	205,543	0	(100.00)
ENERGY CONSERVATION GRANT (437)	0	0	0	0	0	1,802	1,802	0	10/27/2021	0.33

CITY OF HUBER HEIGHTS

YTD for Period Ending: September 30, 2021

	2016 ACTUAL	2017 ACTUAL	2018 ACTUAL	2019 ACTUAL	2020 ACTUAL	2021 ORIGINAL BUDGET	2021 REVISED BUDGET 9/30/2021	2021 EXPENDED 9/30/2021	2022 CITY MGR'S REQUEST	%Chg Revised
PUBLIC ACCESS EASEMENT ACQUISITION (450)	0	0	0	0	0	0	0	0	0	--
CARRIAGE TRAILS INFRASTRUCTURE (454)	10,153,735	13,565,755	0	3,420,144	1,333,851	0	648,006	38,004	0	(100.00)
WATER FUND (501)	5,307,626	5,353,896	7,795,303	12,734,499	10,480,355	7,723,769	8,585,041	5,636,493	8,487,259	(1.14)
WATER CONSTRUCTION FUND (502)	85,081	0	0	0	0	0	0	0	0	--
WATER R & I FUND (503)	22,571	15,833	12,500	18,098	19,809	65,834	65,834	61,967	72,167	9.62
WATER UTILITY RESERVE (504)	124,710	1,496,549	3,483,051	12,507,621	139,984	1,070,000	1,505,000	1,162,941	4,570,000	203.65
WATER BOND SERVICE (505)	1,761,628	1,769,123	1,761,085	1,772,798	1,793,878	1,809,800	1,809,800	244,704	1,210,400	(33.12)
WATER BOND RESERVE (506)	0	0	0	0	0	0	0	0	0	--
SEWER FUND (551)	4,090,845	3,936,271	3,192,885	3,877,243	3,761,232	3,604,648	4,645,632	3,206,077	8,861,292	90.74
SEWER ACQUISITION (552)	34,656	290,507	386,366	911,125	688,631	150,834	430,834	96,966	4,382,167	917.14
STORM WATER MANAGEMENT (571)	824,517	1,229,405	759,272	749,211	554,015	660,094	680,199	404,962	718,991	5.70
RECREATION ACTIVITY CENTER (590)	0	0	0	0	0	0	0	0	0	--
FIRE INSURANCE (723)	9,481	32,106	0	0	44,000	3,151	3,151	0	3,151	0.00
UNCLAIMED MONIES (732)	184	1,206	1,833	655	0	18,382	18,382	0	18,382	0.00
PRC-DC AGENCY (801)	0	0	0	0	0	0	0	0	0	--
CASH SURETY (802)	213,000	154,899	232,500	344,000	131,556	225,000	225,000	107,000	225,000	0.00
TOTALS:	82,735,451	95,452,140	81,962,854	89,860,330	92,507,767	84,409,921	100,957,347	50,210,396	99,306,797	(1.63)

City of Huber Heights 2022 Budget Presentation

The Budget Process

2022 Budget Process began in May 2021 with the preparation of the City's Annual Capital Improvements Plan and "Tax Budget", then ends with the approval of the "2022 City Budget" in 4th Quarter 2021.

May 2021 - 2022-2026 Capital Improvements Plan presented to City Council.

June 2021 – 2022 Tax Budget passed by City Council.

July 2021 – 2022 Tax Budget filed with County Auditors of Montgomery and Miami County

Aug 2021 - The County Budget Commission certifies Property Tax rates.

Sept 2021 City accepts the Rates as determined by the County Budget Commission.

2021 Budget Status Check

City Operations are constantly evaluated with the goal of delivering City Services in the most efficient and cost-effective way possible.

Operations remain on or under budget.

Strong revenue position:

- COVID impacts were minimal
- COVID aid obtained

Increase in Bond Rating in 2021

On target with the 2025 Plan

2022 Budget Timeline

August – Budgetary goals discussed with City Manager & Dept Heads

September – Bryan & Jim met with all Dept Heads to finalize 2022 requests

October – Preview of upcoming 2022 Budget and request input from City Council

November – Council Work Session meeting for review and discussion of 2022 Budget

November – City Council meeting for first reading

Budget Basics

Available Resources are appropriated within the “General Fund” and 52 other separate “Funds”

Funds can best be summarized as follows:

“Operating Funds” - Funds account for the City’s primary operating functions

“Enterprise Funds” - Funds associated with Water, Sewer and Storm Water

“Other Funds” – Capital, Debt Service, and Other Restricted Funds

Primary City programs and services:

Police, Fire, Streets, Parks and Rec., and General Government Operations

2022 Budget Overview

Strong and stable financial condition

Projected Fund Balance Growth:

General, Motor Vehicle, Fire, Parks

Projected Fund Balance Reductions:

Gas Tax, Police, Streets, Water, Sewer, Storm

Budget Elements

- “Other” Restricted Funds
 - **TED Fund** used for targeted economic development initiatives
 - Revenue from sale of land proceeds
 - New funds created for pointed one-time revenues
 - ARPA and **Shuttered Venue Grant**

Budget Elements

Budget Level of Detail

- **Personnel Costs**
- **Other O & M - includes Materials, Supplies & Contractual Operating Expenses**
- **Capital Expenditures**
- **Debt Service**
- **Transfers, Advances and Subsidies to Other Funds**

Employee Numbers

Department	Full Time	Part Time	Total
Fire	56	4	60
Police	59	2	61
Communications	15	0	15
Streets / Rec	25	8	33
Governmental	35	19	54
	Totals		223

Personnel Costs

Personnel line item of budget:

Salary, health care, benefits, employment taxes

Costs allocated to Fund & Dept where services performed

Police & Firefighters allocated to only one Fund

Most employees allocated to several Funds

- Finance, Tax, Engineering, IT, Public Works

2022 Personnel Cost Assumptions

All currently occupied positions are full funded

- no attrition assumed

Proposed budget includes 2.5% annual salary increases

- CBAs are approved through 12/31/22

Health care cost increase estimated to be 19%

Revenues

- Over 100 Revenue accounts
- Rolled up into
 - Taxes
 - Intergovernmental (Fed, State, County monies)
 - Assessments
 - Fees/Charges
 - Fines
 - Interest
 - Debt Proceeds

General Fund Budget Summary

General Fund - Revenues		General Fund - Expenses	
Income Tax	\$7,794,532	Salaries	\$2,743,500
Property Tax	\$1,225,463	Fringes	\$1,251,900
Fed State Local	\$2,795,707	O/M	\$2,842,323
Other	\$1,453,592	Capital	\$60,000
Return of Advance	\$37,000	Debt Service	\$196,000
Total	\$13,308,294	Transfers/Adv	\$6,088,477
		Total	\$13,182,200

Income Tax Distribution

Fund	2019	2020	2021 est.	2022 est.
General	\$7,178,812	\$7,075,646	\$7,627,593	\$7,794,532
Fire	\$2,301,837	\$2,272,802	\$2,451,615	\$2,503,718
Fire Capital	\$402,740	\$396,589	\$428,084	\$436,882
Police	\$6,084,083	\$6,000,671	\$6,485,221	\$6,610,339
Local Street Operating	\$2,223,323	\$2,191,596	\$2,375,442	\$2,414,262
Local Street Capital	\$1,778,698	\$1,753,316	\$1,887,390	\$1,931,453
Total	\$19,969,493	\$19,690,620	\$21,255,345	\$21,691,186



2022 Budget Summary

- A Legally Balanced Budget is one which has resources available to cover anticipated expenses.
- A Structurally Balanced Budget is one which has annual revenues that equal or exceed the annual anticipated expenses
- The 2022 Budget is a Legally Balanced Budget
The General Fund is Structurally Balanced

2022 Budget Summary

All Revenues

- \$96,588,322

All Expenses

- \$99,306,797

NET

- -\$2,718,475

2022 Budget Expense Distribution

Personnel	25%
Operations	17%
Capital	15%
Debt	20%
Transfers/Advances	23%



2022 Budget Summary

Leverage our **strong & stable financial position** for long-term gains

- Manage funds to cement new bond rating for debt
- Reduce debt as appropriate
- Commitment to new Public Works facility

Ensures resources for supporting our 2025 Plan

- Income Tax Levies expire in 2024 and 2025

CITY OF HUBER HEIGHTS

STATE OF OHIO

ORDINANCE NO. 2021-O-

FOR MAKING APPROPRIATIONS FOR EXPENSES OF THE CITY OF HUBER HEIGHTS, OHIO FOR THE PERIOD BEGINNING JANUARY 1, 2022 AND ENDING DECEMBER 31, 2022.

BE IT ORDAINED by the City Council of the City of Huber Heights, Ohio:

That to provide for the current expenses and other expenditures of the City of Huber Heights for the fiscal year ending December 31, 2022, the following sums be and are hereby appropriated from the monies in the Treasury of the City of Huber Heights and from the sum certified by the County Auditor to be received from taxation and from other sources.

Section 1. That there be appropriated from the 101 - General Fund:

a)	Dispatch:	
	Personnel	1,242,600
	Operations and Capital	<u>84,995</u>
	TOTAL	1,327,595
b)	Lighting:	
	Operations and Capital	<u>43,000</u>
	TOTAL	43,000
c)	Economic Development:	
	Personnel	231,100
	Operations and Capital	<u>311,850</u>
	TOTAL	542,950
d)	Planning & Development:	
	Personnel	491,700
	Operations and Capital	<u>158,400</u>
	TOTAL	650,100
e)	Engineering:	
	Personnel	0
	Operations and Capital	<u>0</u>
	TOTAL	0
f)	Community Services:	
	Personnel	0
	Operations and Capital	<u>52,500</u>
	TOTAL	52,500
g)	Central Services:	
	Personnel	0
	Operations and Capital	<u>568,983</u>
	TOTAL	568,983
h)	Mayor:	
	Personnel	14,200
	Operations and Capital	<u>22,000</u>
	TOTAL	36,200

Section 1 (con'td). That there be appropriated from the 101 - General Fund

i)	Council:	
	Personnel	326,000
	Operations and Capital	<u>97,500</u>
	TOTAL	423,500
j)	Management:	
	Personnel	182,700
	Operations and Capital	<u>38,770</u>
	TOTAL	221,470
k)	Accounting:	
	Personnel	336,300
	Operations and Capital	<u>183,625</u>
	TOTAL	519,925
l)	Taxation:	
	Personnel	656,000
	Operations and Capital	<u>185,355</u>
	TOTAL	841,355
m)	Legal:	
	Operations and Capital	<u>345,000</u>
	TOTAL	345,000
n)	Information Technology:	
	Personnel	158,900
	Operations and Capital	<u>278,580</u>
	TOTAL	437,480
o)	Human Resources:	
	Personnel	247,800
	Operations and Capital	<u>375,500</u>
	TOTAL	623,300
p)	Buildings and Grounds	
	Personnel	64,300
	Operations and Capital	<u>132,000</u>
	TOTAL	196,300
q)	Court:	
	Personnel	43,800
	Operations and Capital	<u>24,265</u>
	TOTAL	68,065
r)	Non-Departmental	
	Debt Service	196,000
	Transfers	<u>6,088,477</u>
	Advances	0
	TOTAL	6,284,477
	GENERAL FUND TOTAL	<u>13,182,200</u>

Section 2. That there be appropriated from the 202 - Motor Vehicle Fund:

a)	Streets	
	Personnel	191,000
	Operations and Capital	<u>62,579</u>
	TOTAL	253,579
b)	Non-Departmental	
	Debt Service	0
	Transfers	0
	Advances	<u>32,840</u>
	TOTAL	32,840
	MOTOR VEHICLE FUND TOTAL	<u>286,419</u>

Section 3. That there be appropriated from the 203 - Gasoline Tax Fund:

a)	Engineering	
	Operations and Capital	<u>65,000</u>
	TOTAL	65,000
b)	Streets	
	Personnel	531,400
	Operations and Capital	<u>1,074,407</u>
	TOTAL	1,605,807
c)	Non-Departmental	
	Debt	13,000
	Transfers	320,000
	Advances	<u>425,239</u>
	TOTAL	758,239
	GASOLINE TAX FUND TOTAL	<u>2,429,046</u>

Section 4. That there be appropriated from the 207 - Lighting District Fund:

Personnel	41,900
Operations and Capital	<u>348,000</u>
LIGHTING DISTRICT FUND TOTAL	<u>389,900</u>

Section 5. That there be appropriated from the 209 -Police Fund:

a)	Police	
	Personnel	8,030,400
	Operations and Capital	<u>754,620</u>
	TOTAL	8,785,020
b)	Management	
	Personnel	22,100
	Operations and Capital	<u>0</u>
	TOTAL	22,100
c)	Non-Departmental	
	Debt Service	217,100
	Transfers	34,920
	Advances	<u>0</u>
	TOTAL	252,020
	POLICE FUND TOTAL	<u>9,059,140</u>

Section 6. That there be appropriated from the 210 - Fire Fund:

a)	Fire	
	Personnel	7,908,100
	Operations and Capital	<u>729,990</u>
	TOTAL	8,638,090
b)	Management	
	Personnel	22,100
	Operations and Capital	<u>0</u>
	TOTAL	22,100
c)	Non-Departmental	
	Debt Service	0
	Transfers	7,760
	Advances	<u>0</u>
	TOTAL	7,760
	FIRE FUND TOTAL	<u>8,667,950</u>

Section 7. That there be appropriated from the 211 - Drug Enforcement Fund:

Operations and Capital	<u>4,558</u>
DRUG ENFORCEMENT FUND TOTAL	<u>4,558</u>

Section 8. That there be appropriated from the 212 - Law Enforcement Fund:

Operations and Capital	<u>50,749</u>
LAW ENFORCEMENT FUND TOTAL	<u>50,749</u>

Section 9. That there be appropriated from the 214 - State Highway Maintenance Fund:

a)	Operations and Capital	44,750
	TOTAL	44,750
b)	Non-Departmental	
	Debt Service	76,000
	Transfers	0
	Advance	0
	TOTAL	76,000
	STATE HIGHWAY MNT FUND TOTAL	<u>120,750</u>

Section 10. That there be appropriated from the 216 - County Permissive Fund:

Transfers	0
Advances	0
COUNTY PERMISSIVE FUND TOTAL	<u>0</u>

Section 11. That there be appropriated from the 217 - City Permissive Fund:

Transfers	91,000
Advances	0
CITY PERMISSIVE FUND TOTAL	<u>91,000</u>

Section 12. That there be appropriated from the 218 - Parks & Recreation Fund:

a)	Senior Center:	
	Personnel	32,100
	Operations and Capital	27,440
	TOTAL	59,540
b)	Park & Recreation:	
	Personnel	278,000
	Operations and Capital	920,159
	TOTAL	1,198,159
c)	Aquatic Center:	
	Operations and Capital	132,380
	TOTAL	132,380
d)	Music Center:	
	Personnel	34,000
	Operations and Capital	384,850
	TOTAL	418,850
e)	Non-Departmental	
	Advances	0
	TOTAL	0
	PARKS & RECREATION FUND TOTAL	<u>1,808,929</u>

Section 13. That there be appropriated from the 219 - NatureWorks Grant Fund:

Operations and Capital	0
Advances:	0
NATUREWORKS GRANT FUND TOTAL	0

Section 14. That there be appropriated from the 222 - CDBG Fund:

Operations and Capital	0
Advances:	17,000
CDBG FUND TOTAL	17,000

Section 15. That there be appropriated from the 226 - Local Street Operating Fund:

a) Streets	
Personnel	1,399,500
Operations and Capital	845,886
TOTAL	2,245,386
b) Police	
Personnel	0
TOTAL	0
c) Engineering:	
Personnel	121,100
TOTAL	121,100
d) Management:	
Personnel	76,700
TOTAL	76,700
e) Finance:	
Personnel	44,200
Operations and Capital	20,300
TOTAL	64,500
f) Tax:	
Personnel	190,800
TOTAL	190,800
g) Information Technology:	
Personnel	27,700
TOTAL	27,700
h) Non-Departmental	
Debt Service	90,000
Transfers	8,730
Advances	76,620
TOTAL	175,350
LOCAL STREET OPER. FUND TOTAL	2,901,536

Section 16. That there be appropriated from the 238 - Byrne Memorial Grant Fund:

Operations and Capital	36
BYRNE MEM. GRANT FUND TOTAL	36

Section 17. That there be appropriated from the 240 - Montgomery County TIF Fund:

a) Finance:

Operations and Capital	1,010,000
TOTAL	<u>1,010,000</u>
b) Non-Departmental	
Debt Service:	0
Transfers:	1,186,875
Advances:	<u>0</u>
TOTAL	1,186,875
MONTGOMERY CO. TIF FUND TOTAL	<u>2,196,875</u>

Section 18. That there be appropriated from the 242 - Law Enforcement Assistance Grant Fund:

Operations and Capital	163
LAW ENF. ASST. GRANT FUND TOTAL	<u>163</u>

Section 19. That there be appropriated from the 243 – Miami County TIF Fund:

a) Finance:	
Operations and Capital	23,300
TOTAL	<u>23,300</u>
b) Non-Departmental	
Transfers:	516,062
Advances:	<u>0</u>
TOTAL	516,062
MIAMI CO. TIF FUND TOTAL	<u>539,362</u>

Section 20. That there be appropriated from the 244 – Miami County TIF (DEC) Fund:

a) Finance:	
Operations and Capital	0
TOTAL	<u>0</u>
b) Non-Departmental	
Transfers:	924,202
Advances:	<u>0</u>
TOTAL	924,202
MIAMI CO. TIF (DEC) FUND TOTAL	<u>924,202</u>

Section 21. That there be appropriated from the 245 – Miami County West TIF Fund:

a)	Finance:	
	Operations and Capital	2,000
	TOTAL	2,000
b)	Non-Departmental	
	Transfers:	137,500
	Advances:	0
	TOTAL	137,500
	MIAMI CO. WEST TIF FUND TOTAL	<u>139,500</u>

Section 22. That there be appropriated from the 246 – Montgomery County Central TIF Fund:

a)	Finance:	
	Operations and Capital	10,000
	TOTAL	10,000
b)	Non-Departmental	
	Transfers:	40,000
	Advances:	0
	TOTAL	40,000
	MONT CO. CENTRAL TIF FUND TOTAL	<u>50,000</u>

Section 23. That there be appropriated from the 247 – Montgomery County South TIF Fund:

a)	Finance:	
	Operations and Capital	34,000
	TOTAL	34,000
b)	Non-Departmental	
	Transfers:	85,000
	Advances:	0
	TOTAL	85,000
	MONT CO. SOUTH TIF FUND TOTAL	<u>119,000</u>

Section 24. That there be appropriated from the 248 – Miami County North Firehouse TIF Fund:

a)	Finance:	
	Operations and Capital	1,000
	TOTAL	1,000
b)	Non-Departmental	
	Transfers:	59,550
	Advances:	0
	TOTAL	59,550
	MIAMI CO. NORTH TIF FUND TOTAL	<u>60,550</u>

Section 25. That there be appropriated from the 249 – Montgomery County Lexington Place TIF Fund:

a)	Finance:	
	Operations and Capital	204,000
	TOTAL	204,000
b)	Non-Departmental	
	Transfers:	0
	Advances:	0
	TOTAL	0
	MONT CO. LEX. PL TIF FUND TOTAL	204,000

Section 26. That there be appropriated from the 291 – American Rescue Plan Act Fund:

a)	Finance:	
	Operations and Capital	0
	TOTAL	0
b)	Non-Departmental	
	Transfers:	3,821,672
	Advances:	0
	TOTAL	3,821,672
	ARPA FUND TOTAL	3,821,672

Section 27. That there be appropriated from the 292 – Shuttered Venue Operating Grant Fund:

a)	Finance:	
	Operations and Capital	0
	TOTAL	0
b)	Non-Departmental	
	Transfers:	1,925,200
	Advances:	0
	TOTAL	1,925,200
	SVOG FUND TOTAL	1,925,200

Section 28. That there be appropriated from the 305 - Special Assessment Bond Retirement Fund:

a)	Finance:	
	Operations and Capital	70,000
	TOTAL	70,000
b)	Non-Departmental	
	Debt Service	1,184,300
	TOTAL	1,184,300
	S.A. BOND RETIREMT FUND TOTAL	1,254,300

Section 29. That there be appropriated from the 308 - Bond Retirement Fund:

a)	Finance:	
	Operations and Capital	1,000
	TOTAL	1,000
b)	Non-Departmental	
	Debt Service	2,865,000
	TOTAL	2,865,000
	G.O. BOND RETIREMT FUND TOTAL	<u>2,866,000</u>

Section 30. That there be appropriated from the 406 - Capital Improvement Fund:

a)	Dispatch	
	Personnel	236,700
	TOTAL	236,700
b)	Finance:	
	Personnel	42,000
	TOTAL	42,000
c)	Capital	
	Operations and Capital	837,000
	TOTAL	837,000
d)	Non-Departmental	
	Debt Service	518,360
	Transfers	0
	Advances	0
	TOTAL	518,360
	CAPITAL IMPROVEMENT FUND TOTAL	<u>1,634,060</u>

Section 31. That there be appropriated from the 410 - Transformative Economic Development Fund:

a)	Economic Development:	
	Operations and Capital	176,500
	TOTAL	176,500
b)	Non-Departmental	
	Debt	12,150,300
	Transfers	0
	TOTAL	12,150,300
	T.E.D. FUND TOTAL	<u>12,326,800</u>

Section 32. That there be appropriated from the 421 - Issue 2 Fund:

a)	Capital	
	Operations and Capital	0
	TOTAL	0
b)	Non-Departmental	
	Transfers	0
	Advances	0
	TOTAL	0
	ISSUE 2 FUND TOTAL	0

Section 33. That there be appropriated from the 427 - ED/GE Capital Improvement Fund:

a)	Capital	
	Operations and Capital	0
	TOTAL	0
b)	Non-Departmental	
	Transfers	0
	Advances	20,000
	TOTAL	20,000
	ED/GE CAPITAL IMPR. FUND TOTAL	20,000

Section 34. That there be appropriated from the 431 - Fire Capital/Equipment Fund:

a)	Fire:	
	Operations and Capital	1,601,000
	TOTAL	1,601,000
b)	Finance:	
	Operations and Capital	3,700
	TOTAL	3,700
c)	Non-Departmental	
	Debt Service	434,400
	Transfers	0
	TOTAL	434,400
	FIRE CAPITAL/EQUIP. FUND TOTAL	2,039,100

Section 35. That there be appropriated from the 433 - Local Street Capital Fund:

a)	Street Capital:	
	Operations and Capital	1,565,000
	TOTAL	1,565,000
b)	Finance:	
	Operations and Capital	17,000
	TOTAL	17,000
c)	Non-Departmental	
	Advances	0
	TOTAL	0
	LOCAL STREET CAPITAL FUND TOTAL	1,582,000

Section 36. That there be appropriated from the 434 - Federal Equity Sharing Program Fund:

Operations and Capital	<u>44,183</u>
FEDERAL EQUITY FUND TOTAL	<u>44,183</u>

Section 37. That there be appropriated from the 436 - Firefighter's Assistance Grant Fund:

a) Fire:	
Operations and Capital	<u>0</u>
TOTAL	<u>0</u>
b) Non-Departmental	
Advances	<u>0</u>
TOTAL	<u>0</u>
FF ASST. GRANT FUND TOTAL	<u>0</u>

Section 38. That there be appropriated from the 437 - Energy Conservation Grant Fund:

Operations and Capital	<u>1,808</u>
ENERGY CONS. GRANT FUND TOTAL	<u>1,808</u>

Section 39. That there be appropriated from the 454 - Carriage Trails Infrastructure Fund:

a) Capital	
Operations and Capital	<u>0</u>
TOTAL	<u>0</u>
b) Non-Departmental	
Debt Service	<u>0</u>
Advances	<u>0</u>
TOTAL	<u>0</u>
CARRIAGE TRAILS INFR. FUND TOTAL	<u>0</u>

Section 40. That there be appropriated from the 501 - Water Fund:

a)	Engineering:	
	Personnel	219,800
	Operations and Capital	<u>3,552,088</u>
	TOTAL	3,771,888
b)	Fire:	
	Personnel	<u>30,500</u>
	TOTAL	30,500
c)	Management:	
	Personnel	<u>197,400</u>
	TOTAL	197,400
d)	Finance:	
	Personnel	155,300
	Operations and Capital	<u>27,471</u>
	TOTAL	182,771
e)	Information Technology:	
	Personnel	<u>66,100</u>
	TOTAL	66,100
f)	Non-Departmental	
	Debt Service	1,307,700
	Transfers	2,909,000
	Advances	<u>21,900</u>
	TOTAL	4,238,600
	WATER FUND TOTAL	<u>8,487,259</u>

Section 41. That there be appropriated from the 503 - Renewal & Improvement Fund:

Operations and Capital	<u>72,167</u>
WATER R&I FUND TOTAL	<u>72,167</u>

Section 42. That there be appropriated from the 504 - Water Utility Reserve Fund:

a)	Capital	
	Operations and Capital	<u>4,570,000</u>
	TOTAL	4,570,000
b)	Non-Departmental	
	Debt Service	0
	Advances	<u>0</u>
	TOTAL	0
	WATER UTILITY RES. FUND TOTAL	<u>4,570,000</u>

Section 43. That there be appropriated from the 505 - Water Bond Service Fund:

a)	Capital	
	Operations and Capital	5,000
	TOTAL	5,000
b)	Non-Departmental	
	Debt Service	1,205,400
	Transfers	0
	TOTAL	1,205,400
	WATER BOND SERVICE FUND TOTAL	<u>1,210,400</u>

Section 44. That there be appropriated from the 551 - Sewer Fund:

a)	Engineering:	
	Personnel	219,800
	Operations and Capital	<u>3,670,895</u>
	TOTAL	3,890,695
b)	Management:	
	Personnel	<u>197,400</u>
	TOTAL	197,400
c)	Finance:	
	Personnel	155,300
	Operations and Capital	<u>21,000</u>
	TOTAL	176,300
d)	Information Technology:	
	Personnel	<u>66,100</u>
	TOTAL	66,100
e)	Non-Departmental	
	Debt Service	20,900
	Transfers	4,455,167
	Advances	<u>54,730</u>
	TOTAL	4,530,797
	SEWER FUND TOTAL	<u>8,861,292</u>

Section 45. That there be appropriated from the 552 - Sewer Acquisition/Capital Fund:

Operations and Capital	4,382,167
SEWER ACQ./CAPITAL FUND TOTAL	<u>4,382,167</u>

Section 46. That there be appropriated from the 571 - Storm Water Management Fund:

a)	Engineering:	
	Personnel	63,600
	Operations and Capital	0
	TOTAL	63,600
b)	Streets:	
	Personnel	269,700
	Operations and Capital	124,450
	TOTAL	394,150
c)	Management:	
	Personnel	51,500
	TOTAL	51,500
d)	Finance:	
	Operations and Capital	0
	TOTAL	0
e)	Capital:	
	Operations and Capital	176,901
	TOTAL	176,901
f)	Non-Departmental:	
	Transfers	0
	Advances	32,840
	TOTAL	32,840
	STORM WATER FUND TOTAL	718,991

Section 47. That there be appropriated from the 723 - Fire Insurance Fund:

a)	Capital	
	Operations and Capital	3,151
	TOTAL	3,151
b)	Non-Departmental	
	Transfers	0
	Advances	0
	TOTAL	0
	FIRE INSURANCE FUND TOTAL	3,151

Section 48. That there be appropriated from the 732 - Unclaimed Money Fund:

	Operations and Capital	18,382
	UNCLAIMED MONEY FUND TOTAL	18,382

Section 49. That there be appropriated from the 802 - Cash Surety Fund:

	Operations and Capital	225,000
	CASH SURETY FUND TOTAL	225,000

The Total of All Appropriations Shall Be: **99,306,797**

Section 50. The Director of Finance shall have authority to move money from one line item to another within the General or within any other fund upon written direction from the City Manager, and without need of additional legislation.

Section 51. The Director of Finance is hereby authorized to draw checks on the City Treasury for payment from any of the foregoing appropriations upon receiving certificates and invoices therefore, approved by authorized officers of the City; provided that no checks shall be drawn or paid for salaries, wages, or other payments except as shall be authorized in accordance with law or ordinance.

Section 52. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its Committees that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 53. This Ordinance shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the _____ day of _____, 2021;
____ Yeas; _____ Nays.

AUTHENTICATION:

Clerk of Council

Mayor

Date

Date

AI-7949

New Business F.
City Manager

City Council Meeting

Meeting Date: 11/08/2021
Montgomery County Server Fee – Police Division

Submitted By: Maria Beisel

Department: Police **Division:** Police
Council Committee Review?: Council Work Session **Date(s) of Committee Review:** 11/01/2021

Audio-Visual Needs: None **Emergency Legislation?:** No

**Motion/Ordinance/
Resolution No.:**

Agenda Item Description or Legislation Title

A Resolution Authorizing The City Manager To Enter Into An Agreement With The Montgomery County Sheriff's Office ("Sheriff") For Fair Share Server Replacement Costs With The Montgomery County Regional Dispatch Center ("RDC") In An Amount Not To Exceed \$11,500 Per Year With An Annual Increase Of 3% Through December 31, 2026.

(first reading)

Purpose and Background

This fee provides use of the Sheriff's Office and Montgomery County RDC public safety application servers for CAD and RMS.

Fiscal Impact

Source of Funds: 911 Fund
Cost: \$11,500
Recurring Cost? (Yes/No): Yes
Funds Available in Current Budget? (Yes/No): Yes
Financial Implications:
N/A

Attachments

Resolution
Exhibit A

CITY OF HUBER HEIGHTS
STATE OF OHIO

RESOLUTION NO. 2021-R-

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE MONTGOMERY COUNTY SHERIFF'S OFFICE ("SHERIFF") FOR FAIR SHARE SERVER REPLACEMENT COSTS WITH THE MONTGOMERY COUNTY REGIONAL DISPATCH CENTER ("RDC") IN AN AMOUNT NOT TO EXCEED \$11,500 PER YEAR WITH AN ANNUAL INCREASE OF 3% THROUGH DECEMBER 31, 2026.

WHEREAS, the Huber Heights City Council previously authorized a negotiated agreement with Motorola Solutions to provide a software system for public safety computer aided dispatching and law enforcement report management; and

WHEREAS, the City of Huber Heights is desirous of partnering with the Montgomery County Sheriff's Office and the Montgomery County Regional Dispatch Center for the use of public safety application servers surrounding the Computer Aided Dispatch (CAD) and Records Management Systems (RMS).

NOW, THEREFORE, BE IT RESOLVED by the City Council of Huber Heights, Ohio that:

Section 1. The City Manager is hereby authorized to enter into an agreement with the Montgomery County Sheriff's Office attached hereto as Exhibit A for fair share replacement costs with the Montgomery County Regional Dispatch Center at a cost not to exceed \$11,500 per year with an annual increase of 3% through December 31, 2026.

Section 2. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its Committees that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 3. This Resolution shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the _____ day of _____, 2021;
_____ Yeas; _____ Nays.

Effective Date:

AUTHENTICATION:

Clerk of Council

Mayor

Date

Date

EXHIBIT A

AGREEMENT

The parties, the Montgomery County Sheriff's Office ("Sheriff"), 345 W Second St. Dayton, Ohio 45422 and the City of Huber Heights ("City") 6131 Taylorsville Rd. Huber Heights, Ohio 45424 do hereby agree to the following:

TERM

This Agreement will commence upon the signatures of all parties and continue until December 31, 2026, unless terminated by one of the parties as provided for below.

In consideration of the mutual promises and covenants set forth herein, the parties agree as follows:

SCOPE OF SERVICE

The Sheriff will allow the City to store CAD and RMS records on the server maintained by the Sheriff during the pendency of this Agreement. Should this Agreement expire, or otherwise be terminated, the Sheriff will allow the City a reasonable time to find another location to store their records before removing their CAD and RMS records so stored on the server.

CUSTODIAN OF RECORDS

It is expressly understood by the parties that the Sheriff will not, by virtue of the records being stored on a server maintained by the Sheriff, become the custodian or any other responsible person for the City's records. The Sheriff's sole responsibility for the City's records is to allow the City to store the records on the server. The City will be solely responsible for any and all legal requirements to keep and maintain its records, as well as being solely responsible for complying with any and all legal requirements to provide their records under Ohio Public Records Laws.

PAYMENT

In exchange for the services referenced above, the City shall pay the Sheriff the following server replacement charges by June 30 of each year:

2022- \$11,500.00

2023- \$11,845.00

2024- \$12,200.35

2025- \$12,566.36

2026- \$12,943.35

RESPONSIBILITY

Each party agrees to be responsible for any personal injury or property damage caused by the negligent acts negligent omissions by or through itself or its agents, employees and contracted servant and each party further agrees to defend itself and themselves and pay any judgments and costs arising out of such negligent acts or negligent omissions, and nothing in this Agreement shall impute or transfer any such responsibility from one to the other.

SEVERABILITY

If any term or provision of this contract or the application thereof to any person or circumstance shall, to any extent be invalid or unenforceable, the remainder of the contract or the application of such term or provision to persons or circumstances other than those as to which it is held invalid or unenforceable, shall not be affected thereby and shall be valid and enforceable to the fullest extent permitted by law.

TERMINATION

Either party may terminate this agreement for any reason by sending written notice to the other party not less than sixty (60) days prior to the date of the proposed termination. In the event that this Agreement is terminated, the City of Huber Heights shall only be responsible for paying the County a pro rata share of the server replacement costs for the time period that the City used the servers during the year that the Agreement was terminated. The County shall not be entitled to any payments for equipment usage for the time period after the Agreement is terminated.

Signature Page – Agreement with the City of Huber Heights for the fair share cost of server replacement at the Regional Dispatch Center

IN WITNESS WHEREOF, the parties have hereunto set their hands this _____ day of _____, 20____.

Signed and acknowledged in the
presence of:

BOARD OF COUNTY COMMISSIONERS OF
MONTGOMERY COUNTY, OHIO

Witness

By: _____
Judy Dodge, Commissioner

Witness

By: _____
Carolyn Rice, Commissioner

Witness

By: _____
Debbie A. Lieberman, Commissioner

OR

Witness

By: _____
Michael Colbert, County Administrator

(City of Huber Heights)

By: (Sign) _____

Witness

By: XXX XXXX_____

Title: City Manager_____

Date: _____

AI-7952

New Business G.
City Manager

City Council Meeting

Meeting Date: 11/08/2021

Suez Water - Contract Modification - 2022 Capital Projects

Submitted By: Stephanie Wunderlich

Department: Engineering **Division:** Engineering
Council Committee Review?: Council Work **Date(s) of Committee Review:** 11/01/2021
Session

Audio-Visual Needs: None **Emergency Legislation?:** No

**Motion/Ordinance/
Resolution No.:**

Agenda Item Description or Legislation Title

A Resolution To Increase The Not To Exceed Contract Amount And Authorizing The City Manager To Enter Into A Contract Modification With Suez Water Environmental Services, Inc. For Fiscal Year 2022. (first reading)

Purpose and Background

This legislation will authorize the City Manager to enter into a contract modification and increase the Suez Water contract by \$415,000 to cover the cost of additional services and expenses throughout 2022.

Fiscal Impact

Source of Funds: Water Fund

Cost: \$415,000

Recurring Cost? (Yes/No): Yes

Funds Available in Current Budget? (Yes/No): Yes

Financial Implications:

Attachments

Suez Water Capital Projects - 2022 Budget Estimate

Resolution

EXHIBIT A

Suez Capital Projects - 2022

BUDGET ESTIMATE

AMOUNT	Fund	PROJECT
\$70,000.00	Water	Redevelop 2 Wells
\$20,000.00	Water	High Service Pump-inspection & Repair
\$40,000.00	Water	VFD Pump Replacement At WTP
\$10,000.00	Water	Water Treatment Plant Communications Modifications
\$30,000.00	Water	Water Valve Repair Incl. Executive Blvd Valve Insullation
\$50,000.00	Water	Residual Pump Station Vent Building Rehab
\$15,000.00	Water	Water Tower Repairs
\$15,000.00	Water	Backwash Pump - Inspection and Repair
\$50,000.00	Water	Replace Fencing at Stonehurst Water Tower
\$50,000.00	Water	Misc and Emergency Projects
\$25,000.00	Sanitary	Lift Station Repairs - Pump Replacement
\$40,000.00	Sanitary	Misc and Emergency Projects
\$415,000.00		

CITY OF HUBER HEIGHTS
STATE OF OHIO

RESOLUTION NO. 2021-R-

TO INCREASE THE NOT TO EXCEED CONTRACT AMOUNT AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT MODIFICATION WITH SUEZ WATER ENVIRONMENTAL SERVICES, INC. FOR FISCAL YEAR 2022.

WHEREAS, Suez Water Environmental Services, Inc. has operated the City's water and wastewater systems since September 29, 1995; and

WHEREAS, the City Charter requires that City Council approve all work performed by a single contractor in excess of \$25,000.00 in any given year; and

WHEREAS, the City has determined to increase the not to exceed amount of the contract to allow the company to perform additional work for the City due to emergency measures and additional services as needed, without delay; and

WHEREAS, City Council agrees that it is prudent and cost effective to increase the Suez Water Environmental Services, Inc. contract to allow the company to perform additional work for the City due to emergency measures and additional services as needed, without delay.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Huber Heights, Ohio that:

Section 1. The City Manager is hereby authorized to enter into a contract modification to increase the not to exceed cost of the Suez Water Environmental Services, Inc. contract by \$415,000.00 to cover all additional expenses throughout Fiscal Year 2022 as needed.

Section 2. It is hereby found and determined that all formal action of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its Committees that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of Ohio Revised Code.

Section 3. This Resolution shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the _____ day of _____, 2021;
____ Yeas; _____ Nays.

Effective Date:

AUTHENTICATION:

Clerk of Council

Mayor

Date

Date

AI-7953

New Business H.
City Manager

City Council Meeting

Meeting Date: 11/08/2021

East Water Main and Sanitary Sewer Extension Projects - Award Contracts

Submitted By: Hanane Eisentraut

Department: Engineering **Division:** Engineering
Council Committee Review?: Council **Date(s) of Committee Review:** 11/01/2021
Work
Session

Audio-Visual Needs: None **Emergency Legislation?:** No

**Motion/Ordinance/
Resolution No.:**

Agenda Item Description or Legislation Title

A Resolution Authorizing The City Manager To Enter Into Contracts For Preparation Of Engineering Plans And Specifications For The Design Of The East Water Main And The Sanitary Sewer Extension Projects.
(first reading)

Purpose and Background

City Staff solicited Expressions of Interest and Proposals from various qualified engineering firms regarding the design of the East Water Main and Sanitary Sewer Extension Projects. City Staff analyzed these responses and selected Choice One Engineering as the most qualified firm for the engineering design work of the East Water Main Extension Project at a cost not to exceed \$120,000 and selected LJB as the most qualified firm for the engineering design work for the East Sanitary Sewer Extension Project at a cost not to exceed \$400,000.

The proposed improvement of the East Water Main Extension Project includes the installation of approximately 7,500 linear feet of 12" water main, complete with appurtenances, along Bellefontaine Road from 7060 Bellefontaine Road to a connection point at the intersection of Bellefontaine and Center Point 70 Boulevard, designing a booster station, and elimination of the water connection with Clark County.

The proposed improvement of the East Sanitary Sewer Extension Project includes the installation of sewer line from 8325 Chambersburg Road going east and from 7340 New Carlisle Pike south to a point near the City Limit and then east to a connection point terminating at the City of Fairborn Wastewater Treatment Plant. This improvement also includes eliminating the existing pump station at 7700 New Carlisle Pike and constructing a new pump station west of the corporation line, approximately 2,470 linear feet east of the Arts Road/State Route 235 intersection and installing a force main from the proposed pump station to an existing manhole at 7941 New Carlisle Pike.

Federal grants received as part of the American Rescue Plan Act (ARPA) and Sewer Capital Funds will be utilized to pay for these improvements.

Fiscal Impact

Source of Funds: ARPA Grant Fund /Capital Sewer Fund
Cost: \$520,000

Recurring Cost? (Yes/No): No

Funds Available in Current Budget? (Yes/No): Yes

Financial Implications:

Attachments

Proposal Results

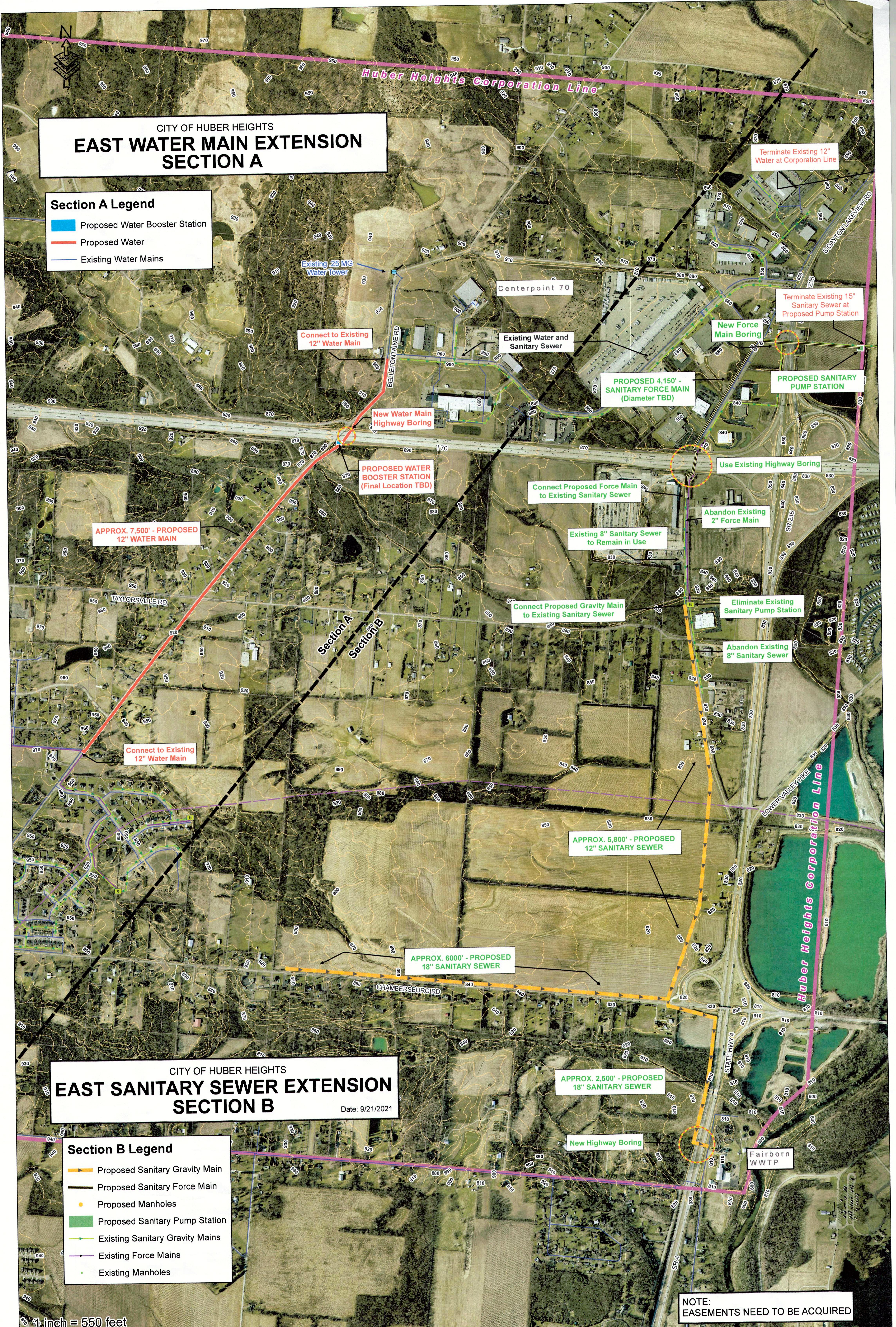
Map

Resolution



**CITY OF HUBER HEIGHTS
EAST WATER AND SEWER EXTENSION
PROPOSALS RESULT
BID DATE: OCTOBER 8, 2021**

CONTRACTOR'S NAME	WATER MAIN EXTENSION	SANITARY SEWER EXTENSION
Choice One Engineering	\$84,350.00	NO BID
The Kleingers Group	\$175,800.00	\$348,400.00
LJB	96,600.00	\$326,160.00
Strand Associates	NO BID	\$342,000.00



CITY OF HUBER HEIGHTS
STATE OF OHIO

RESOLUTION NO. 2021-R-

AUTHORIZING THE CITY MANAGER TO ENTER INTO CONTRACTS FOR PREPARATION OF ENGINEERING PLANS AND SPECIFICATIONS FOR THE DESIGN OF THE EAST WATER MAIN AND THE SANITARY SEWER EXTENSION PROJECTS.

WHEREAS, the City has received a federal grant as part of the American Rescue Plan Act (ARPA) Fund; and

WHEREAS, it is necessary to obtain outside engineering services to design the East Water Main and the Sanitary Sewer Extension Projects; and

WHEREAS, it is necessary to complete engineering plans and specifications for the design of these two projects; and

WHEREAS, Choice One Engineering has been determined to be the most qualified firm for the design of the East Water Main Extension Project; and

WHEREAS, Lockwood, Jones, and Beals (LJB) has been determined to be the most qualified firm for the design of the East Sanitary Sewer Extension Project.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Huber Heights, Ohio, that:

Section 1. The City Manager is hereby authorized to negotiate and enter into a contract for engineering plans and specifications for the design of the East Water Main Extension Project with Choice One Engineering at a cost not to exceed \$120,000.00.

Section 2. The City Manager is hereby authorized to negotiate and enter into a contract for engineering plans and specifications for the design of the East Sanitary Sewer Extension Project with Lockwood Jones and Beals (LJB) at a cost not to exceed \$400,000.00.

Section 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council and all deliberations of this Council and of any of its Committees that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of Ohio Revised Code.

Section 4. This Resolution shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the _____ day of _____, 2021;

Yea; _____ Nays.

Effective Date:

AUTHENTICATION:

Clerk of Council

Mayor

Date

Date

AI-7950

New Business I.
City Manager

City Council Meeting

Meeting Date: 11/08/2021

Janitorial Services - City Buildings - Solicit Bids

Submitted By: Linda Garrett

Department: Public Works **Division:** Public Works
Council Committee Review?: Council Work Session
Date(s) of Committee Review: 11/01/2021

Audio-Visual Needs: None **Emergency Legislation?:** No

**Motion/Ordinance/
Resolution No.:**

Agenda Item Description or Legislation Title

A Resolution Authorizing The City Manager To Solicit Bids For The Provision Of Janitorial Services For The City Hall, Police Building, Senior Center, And The Montgomery County Municipal Court Facility. (first reading)

Purpose and Background

The Public Works Division requests authorization to solicit bids and award a contract for janitorial/cleaning services for City buildings.

Fiscal Impact

Source of Funds: Public Works Division Budget

Cost: \$100,000

Recurring Cost? (Yes/No): Yes

Funds Available in Current Budget? (Yes/No): Yes

Financial Implications:

Attachments

Resolution

CITY OF HUBER HEIGHTS
STATE OF OHIO

RESOLUTION NO. 2021-R-

AUTHORIZING THE CITY MANAGER TO SOLICIT BIDS FOR THE PROVISION OF JANITORIAL SERVICES FOR THE CITY HALL, POLICE BUILDING, SENIOR CENTER, AND THE MONTGOMERY COUNTY MUNICIPAL COURT FACILITY.

WHEREAS, the City of Huber Heights is responsible for the maintenance and cleanliness of the City Hall, Police Building, Senior Center and Montgomery County Municipal Court Facility to keep these buildings operating efficiently and safely; and

WHEREAS, the City of Huber Heights desires to contract with one company which can provide the requisite janitorial services for all of the aforementioned facilities at the most responsible price and quality of service for a period of three years from January 1, 2022 to December 31, 2024 with the option of a one-year extension.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Huber Heights, Ohio that:

Section 1. The City Manager is hereby authorized to solicit bids for a three-year contract from January 1, 2022 to December 31, 2024 with the option of a one-year extension for the provision of janitorial services for the City Hall, Police Building, Senior Center and Montgomery County Municipal Court Facility.

Section 2. A copy of the bid specifications shall be on file with the Office of the Clerk of Council.

Section 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its Committees that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. This Resolution shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the _____ day of _____, 2021;
____ Yeas; _____ Nays.

Effective Date:

AUTHENTICATION:

Clerk of Council

Mayor

Date

Date

AI-7951

New Business J.
City Manager

City Council Meeting

Meeting Date: 11/08/2021

Mowing/Maintenance - City Parks/Properties - Solicit Bids

Submitted By: Linda Garrett

Department: Public Works **Division:** Public Works
Council Committee Review?: Council Work Session **Date(s) of Committee Review:** 11/01/2021

Audio-Visual Needs: None **Emergency Legislation?:** No

**Motion/Ordinance/
Resolution No.:**

Agenda Item Description or Legislation Title

A Resolution Authorizing The City Manager To Solicit Bids For A Four-Year Contract For Mowing And Maintenance Of City Parks And Specified Properties.
(first reading)

Purpose and Background

The Public Works Division requests authorization to solicit bids and award a contract for the mowing and maintenance of City parks and specified properties.

Fiscal Impact

Source of Funds: Public Works Division Budget

Cost: \$250,000

Recurring Cost? (Yes/No): No

Funds Available in Current Budget? (Yes/No): Yes

Financial Implications:

Attachments

Resolution

CITY OF HUBER HEIGHTS
STATE OF OHIO

RESOLUTION NO. 2021-R-

AUTHORIZING THE CITY MANAGER TO SOLICIT BIDS FOR A FOUR-YEAR CONTRACT FOR MOWING AND MAINTENANCE OF CITY PARKS AND SPECIFIED PROPERTIES.

WHEREAS, the City is required to mow and maintain public rights-of-way, parks, and specified property; and

WHEREAS, the City has determined that outsourcing portions of the required maintenance would allow the Public Works Division to maximize the amount of work spent performing street repairs and other pertinent City infrastructure related work; and

WHEREAS, a competitive bidding process would be utilized to obtain a reputable firm to provide these services on a contractual basis for a period of four years from January 1, 2022 to December 31, 2025; and

WHEREAS, the funds for this contract have been designated in the Public Works Division Budget for Fiscal Year 2022.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Huber Heights, Ohio that:

Section 1. The City Manager is hereby authorized to solicit bids for a four-year contract from January 1, 2022 to December 31, 2025 with the option of a one-year extension for services related to mowing and maintenance of City parks and specified properties.

Section 2. The amount of these contract services shall not exceed \$250,000 for each year of the four-year contract.

Section 3. A copy of the bid specifications shall be on file with the Office of the Clerk of Council.

Section 4. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its Committees that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 5. This Resolution shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the _____ day of _____, 2021;
_____ Yeas; _____ Nays.

Effective Date:

AUTHENTICATION:

Clerk of Council

Mayor

Date

Date