

Notice of Meeting

CITY COUNCIL WORK SESSION

Tuesday, February 21, 2023

at or about 6:00 p.m. at City Hall –

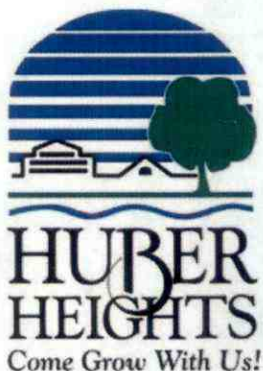
Council Chambers – 6131 Taylorsville Road

Huber Heights Mayor Jeff Gore has scheduled a City Council Work Session to discuss:

- City Manager Report
- Disposal Of Surplus Vehicles
- Water Utility Study Presentation
- Water Infrastructure Update
- East Sanitary Sewer Extension Project – Award Contract
- County Assessments Removals
- Fire Division Staffing Update
- Case TA 22-42.1 – City Of Huber Heights – Home Occupations
- Vacation Rental Properties
- Indigent Burial Policy
- Liquor Permit #8827366 – Taylor Mart, LLC – 6025 Taylorsville Road
- City Code – Supplement 13 – Adopting Ordinance

Please Note:

The meeting will be viewable by the public on live stream available at www.hhoh.org



Distributed – February 16, 2023

For more information, visit www.hhoh.org



**HUBER
HEIGHTS**
Come Grow With Us!

**CITY OF HUBER HEIGHTS
STATE OF OHIO**

City Council Work Session

**February 21, 2023
6:00 P.M.**

City Hall - Council Chambers - 6131 Taylorsville Road - Huber Heights, Ohio

1. **Call Meeting To Order/Roll Call**
2. **Approval Of Minutes**
 - A. February 7, 2023
3. **Work Session Topics Of Discussion**
 - A. City Manager Report
 - B. Disposal Of Surplus Vehicles
 - C. Water Utility Study Presentation
 - D. Water Infrastructure Update
 - E. East Sanitary Sewer Extension Project - Award Contract
 - F. County Assessments Removals

G. Fire Division Staffing Update

H. Case TA 22-42.1 - City Of Huber Heights - Text Amendment - Home Occupations

I. Vacation Rental Properties

J. Indigent Burial Policy

K. Liquor Permit #8827366 - Taylor Mart, LLC - 6025 Taylorsville Road

L. City Code - Supplement 12/Supplement 13 - Adopting Ordinance

4. **Adjournment**

**CITY OF HUBER HEIGHTS
STATE OF OHIO**

Council Work Session Meeting Minutes

Name of Body: Council Work Session

Date: February 21, 2023

Time: 6:00 P.M.

Place: City Hall – 6131 Taylorsville Road – Council Chambers

Members Present:

Nancy Byrge, Councilmember
Mark Campbell, Councilmember
Anita Kitchen, Councilmember
Ed Lyons, Councilmember
Richard Shaw, Councilmember
Glenn Otto, Councilmember
Don Webb, Councilmember
Jeff Gore, Mayor

Guests Present:

City Staff Present: Russ Bergman, Bryan Chodkowski, Matt Sorg, and Anthony Rodgers.

Topics of Discussion:

- City Manager Report
- Disposal Of Surplus Vehicles
- Water Utility Study Presentation
- Water Infrastructure Update

- East Sanitary Sewer Extension Project – Award Contract
- County Assessments Removals
- Fire Division Staffing Update
- Case TA 22-42.1 – City Of Huber Heights – Home Occupations
- Vacation Rental Properties
- Indigent Burial Policy
- Liquor Permit #8827366 – Taylor Mart, LLC – 6025 Taylorsville Road
- City Code – Supplement 12/Supplement 13 – Adopting Ordinance

1. **Call Meeting To Order/Roll Call**

Mayor Jeff Gore convened the Council Work Session at 6:02 P.M.

Anthony Rodgers took Roll Call.

2. **Approval of Minutes**

The following minutes were approved unanimously at the beginning of this meeting:

- February 7, 2023

There were no changes or corrections to these minutes as submitted.

This Council Work Session was recorded by the City and the recording of this meeting will be posted to the City's website and will also be maintained by the City consistent with the City's records retention schedule.

3. Work Session Topics Of Discussion

City Manager Report

Bryan Chodkowski said the Age Friendly Livability Survey is scheduled to launch on February 22, 2023. He said City Staff will be meeting on February 27, 2023, with representatives of LWC, Incorporated to discuss transitioning the project to build a new Civic Center from conceptual design to technical design. He said the goal is to have the Civic Center project out for bid by late, 2023 or early, 2023; and to begin construction on the new Civic Center by the Spring of 2024. He said the City is scheduled to close on the property at 5001 Taylorsville Road for the future site of the new Public Works Division facility. He said the Police Division will be hosting a children's book event on February 25, 2023 at the Huber Heights Police Division.

Disposal Of Surplus Vehicles

Bryan Chodkowski distributed information and proposed legislation to declare certain City vehicles as surplus property and authorizing the disposal of these City vehicles (see attached). He said this legislation is to declare surplus vehicles from the Zoning Division and the Police Division as surplus property and to authorize the disposal of these surplus vehicles.

After discussion, the City Council agreed to recommend approval of the proposed legislation to declare certain City vehicles as surplus property and authorizing the disposal of these City vehicles and requested that the proposed legislation be placed on the agenda at the February 27, 2023 City Council Meeting for a first reading as non-emergency legislation with adoption of the legislation at the February 27, 2023 City Council Meeting.

Water Utility Study Presentation

Russ Bergman distributed information regarding the Water Distribution System Integrity Study (see attached).

Mayor Jeff Gore said this presentation was to provide the City Council and the public with an overview of the study. He reminded everyone that

there will be a Council Work Session on March 15, 2023 specifically to discuss the study and to provide the public with the opportunity to provide input and comments regarding the study.

Kevin Campanella of Burgess & Niple gave a PowerPoint presentation on the Water Distribution System Integrity Study (see attached).

The City Council posed questions to Kevin Campanella about the Water Distribution System Integrity Study.

Water Infrastructure Update

Bryan Chodkowski distributed information regarding an update on the City's water infrastructure (see attached). He reviewed the spreadsheet and he said the spreadsheet will continue to be updated for each Council Work Session.

The City Council posed questions to Bryan Chodkowski and Russ Bergman about the Water Infrastructure Update spreadsheet.

East Sanitary Sewer Extension Project – Award Contract

Bryan Chodkowski distributed information and proposed legislation to award a contract for the East Sanitary Sewer Extension Project (see attached). He provided a PowerPoint presentation regarding the East Sanitary Sewer Extension Project that had been reviewed previously (see attached).

The City Council posed questions to Bryan Chodkowski about the East Sanitary Sewer Extension Project and discussed a variety of related topics including alternative options to the project, the potential of litigation, Ohio EPA mandates, the Clark County JEDD, the City's agreement with the City of Fairborn for processing sanitary sewage, the potential for development and growth in the eastern part of the City, and the consequences of not moving forward with the project.

After lengthy discussion, the City Council agreed to recommend that this agenda item be discussed again at the next Council Work Session.

County Assessments Removals

Bryan Chodkowski distributed information and proposed legislation to authorize the removal of assessment fees from 7084 Claybeck Drive (see attached). He said an assessment for grass/weeds of \$334.28 and an assessment for trash/litter of \$834.05 for the property at 7084 Claybeck Drive were each authorized by City Council in 2022. He said these assessments were sent to the Montgomery County Auditor for inclusion on the 2023 property taxes for that property. He said those assessments were authorized based on expenses incurred by the City of Huber Heights prior to the sale of the property to a new owner in May, 2023. He said the title company for the new owner contacted the City and Montgomery County prior to the purchase of the property to ask if there were any assessments on the property. He said City Staff at both the City and Montgomery County reported at the time contact was made prior to the purchase that no assessments existed on the property at 7084 Claybeck Drive. He said the assessments were not authorized until after the sale of the property was complete. He said the assessments appeared on the first half of the 2023 property tax bill for the new owner. He said the Montgomery County Auditor requires legislation be approved by the City Council to remove the special assessments since legislation was approved by the City Council to certify the assessments.

After discussion, the City Council agreed to recommend approval of the proposed legislation to authorize the removal of assessment fees from 7084 Claybeck Drive and requested that the proposed legislation be placed on the agenda at the February 27, 2023 City Council Meeting for a first reading as non-emergency legislation with adoption of the legislation at the February 27, 2023 City Council Meeting.

Fire Division Staffing Update

Bryan Chodkowski distributed information regarding an update on Fire Division staffing (see attached). He reviewed the spreadsheet and he said the spreadsheet will continue to be updated for each Council Work Session.

The City Council posed questions to Bryan Chodkowski about the Fire Division Staffing Update spreadsheet.

Case TA 22-42.1 – City Of Huber Heights – Home Occupations

Bryan Chodkowski distributed information and proposed legislation for Case TA 22-42.1 for the City of Huber Heights to approve a text amendment to the Huber Heights City Code regarding Home Occupations (see attached). He said this legislation had a second reading at the February 13, 2023 City Council Meeting and the City Council had passed the legislation to a third reading to allow City Staff to discuss concerns about signs for Home Occupations. He said Aaron Sorrell had indicated that the allowance in the legislation for a four-foot square sign was intentional and that he did not believe that allowance conflicted with the City's sign code requirements.

Don Webb and Mark Campbell indicated that they would be voting against the adoption of this legislation.

After discussion, the City Council agreed to recommend that the proposed legislation to approve a text amendment to the Huber Heights City Code regarding Home Occupations be placed on the agenda at the February 27, 2023 City Council Meeting for a third reading as non-emergency legislation with consideration of adoption of the legislation at the February 27, 2023 City Council Meeting.

Vacation Rental Properties

Bryan Chodkowski distributed information regarding vacation rental properties in the City (see attached). He said Aaron Sorrell had done some additional research on this topic and he found that there are only seventeen current rentals of this type in the City. He said City Staff recommend not pursuing regulation of vacation rental properties in the City due to the low return for implementing regulation of these properties.

Richard argued that there are benefits to the City by implementing regulation of vacation rental properties in the City based on his research and information he had gathered from other communities.

After lengthy discussion, the City Council agreed to recommend that this agenda item be discussed again at an upcoming Council Work Session.

Indigent Burial Policy

Anthony Rodgers distributed information and proposed legislation to adopt an indigent burial policy for the City and to add the indigent burial policy to the Huber Heights Codified Ordinances (see attached). He reviewed the City's current and past practices for indigent burials; the City's responsibility for indigent burials under the Ohio Revised Code; and the proposed indigent burial policy and related forms.

After discussion, the City Council agreed to recommend approval of the proposed legislation to adopt an indigent burial policy for the City and to add the indigent burial policy to the Huber Heights Codified Ordinances and requested that the proposed legislation be placed on the agenda at the February 27, 2023 City Council Meeting for a first reading as non-emergency legislation with the second reading and adoption of the legislation at the March 13, 2023 City Council Meeting.

Liquor Permit #8827366 – Taylor Mart, LLC – 6025 Taylorsville Road

Anthony Rodgers distributed information regarding an application for a new liquor permit for Taylor Mart, LLC at 6025 Taylorsville Road (see attached). He said there was an application for new liquor permit #8827366 for Taylor Mart, LLC at 6025 Taylorsville Road. He said the Police Division and Fire Division have reviewed the liquor permit application and have no objections to the new liquor permit.

After discussion, the City Council agreed to recommend that a motion to authorize the Clerk of Council to respond to the Ohio Division of Liquor Control with no objections to the approval of the new liquor permit #8827366 for Taylor Mart, LLC at 6025 Taylorsville Road be prepared and placed on the agenda for the February 27, 2023 City Council Meeting for approval.

City Code – Supplement 12/Supplement 13 – Adopting Ordinance

Anthony Rodgers distributed information and proposed legislation to adopt Supplement 12 and Supplement 13 to the City Code (see attached). He said this ordinance is to adopt Supplement 12 to the City Code for the period of July 1, 2022 to September 30, 2022 and to adopt Supplement 13 to the City Code for the period of October 1, 2022 to December 31,

2022. He said appropriate legal notice of this ordinance has been advertised as required by the Huber Heights City Charter.

After discussion, the City Council agreed to recommend approval of the proposed legislation to adopt Supplement 12 and Supplement 13 to the City Code and requested that the proposed legislation be placed on the agenda at the February 27, 2023 City Council Meeting for a first reading as non-emergency legislation with the second reading and adoption of the legislation at the March 13, 2023 City Council Meeting.

Other Business

There was no other business conducted at the Council Work Session.

4. Adjournment

Mayor Jeff Gore adjourned the Council Work Session at 9:24 P.M.

AI-9011

Topics of Discussion B.

Council Work Session

Meeting Date: 02/21/2023

Disposal Of Surplus Vehicles

Submitted By: Maria Beisel

Department: Police

Division: Police

Council Committee Review?: Council Work Session

Date(s) of Committee Review: 02/21/2023

Audio-Visual Needs:

Emergency Legislation?: No

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

Agenda Item Description or Legislation Title

Disposal Of Surplus Vehicles

Purpose and Background

This legislation is to declare surplus vehicles from the Zoning Division and the Police Division as surplus property and to authorize the disposal of these surplus vehicles.

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

CITY OF HUBER HEIGHTS
STATE OF OHIO

RESOLUTION NO. 2023-R-

DECLARING CERTAIN CITY PROPERTY NO LONGER NEEDED FOR MUNICIPAL PURPOSES AS SURPLUS AND AUTHORIZING DISPOSAL OF SAID SURPLUS PROPERTY.

WHEREAS, the City of Huber Heights is in possession of certain property including vehicles assigned to the Police Division and the Zoning Division; and

WHEREAS, the property is no longer needed for municipal purposes.

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

Section 1. Consistent with the provisions of the Ohio Revised Code Section 721.15 and applicable Huber Heights Codified Ordinances and purchasing procedures, the following equipment is declared surplus, no longer required for municipal purposes, and authorization is hereby provided to dispose of the property consistent with the provisions of the Huber Heights Codified Ordinances.

<u>VIN #</u>	<u>Make / Model / Year</u>	<u>ASSET TAG</u>
2G1WC5E35E1124464	CHEVROLET IMPALA 2014	P01636
2G1WS57M291298278	CHEVROLET IMPALA 2020	P01421
1FM5K8AR1GGA02073	FORD EXPLORER 2016	P01643
1FM5K8AR0HGC26033	FORD EXPLORER 2017	P01803
2C3CDXAG5EH279622	DODGE CHARGER 2014	P01591
2C3CDXAG4JH279721	DODGE CHARGER 2018 (TOTALED)	P01839
2C3DXAT0EH122089	DODGE CHARGER 2014	P01580
2B3AA4CT9AH224607	DODGE CHARGER 2010	PD00145
2C3CDXAT0CH287783	DODGE CHARGER 2012	PD00146
1FMEU73E17UB65497	FORD EXPLORER 2017	A00233

Section 2. Authorization is hereby provided to the City Manager to dispose of the listed surplus item(s) on an online auction site or in such other manner as authorized by law.

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 _____, 2023;
_____ Yeas; _____ Nays.

Effective Date:

AUTHENTICATION:

Clerk of Council

Mayor

Date

Date

AI-9020

Topics of Discussion C.

Council Work Session

Meeting Date: 02/21/2023

Water Utility Study Presentation

Submitted By: Hanane Eisentraut

Department: Engineering

Division:

Engineering

Council Committee Review?: Council Work Session

Date(s) of Committee Review: 02/21/2023

Audio-Visual Needs: None

Emergency Legislation?: No

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

Agenda Item Description or Legislation Title

Water Utility Study Presentation

Purpose and Background

This agenda item is for a presentation from Burgess & Niple regarding the Water Utility Study.

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

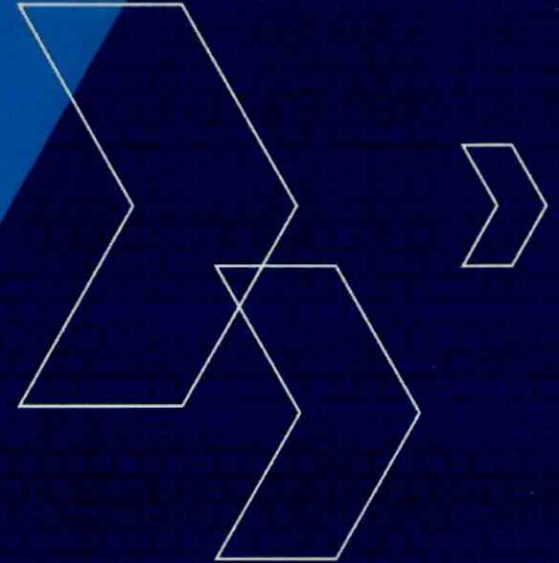
No file(s) attached.

Water Distribution System Integrity Study

Kevin Campanella, PE
Burgess & Niple, Inc.

February 21, 2023

BURGESS & NIPLE



Introduction to Project Manager

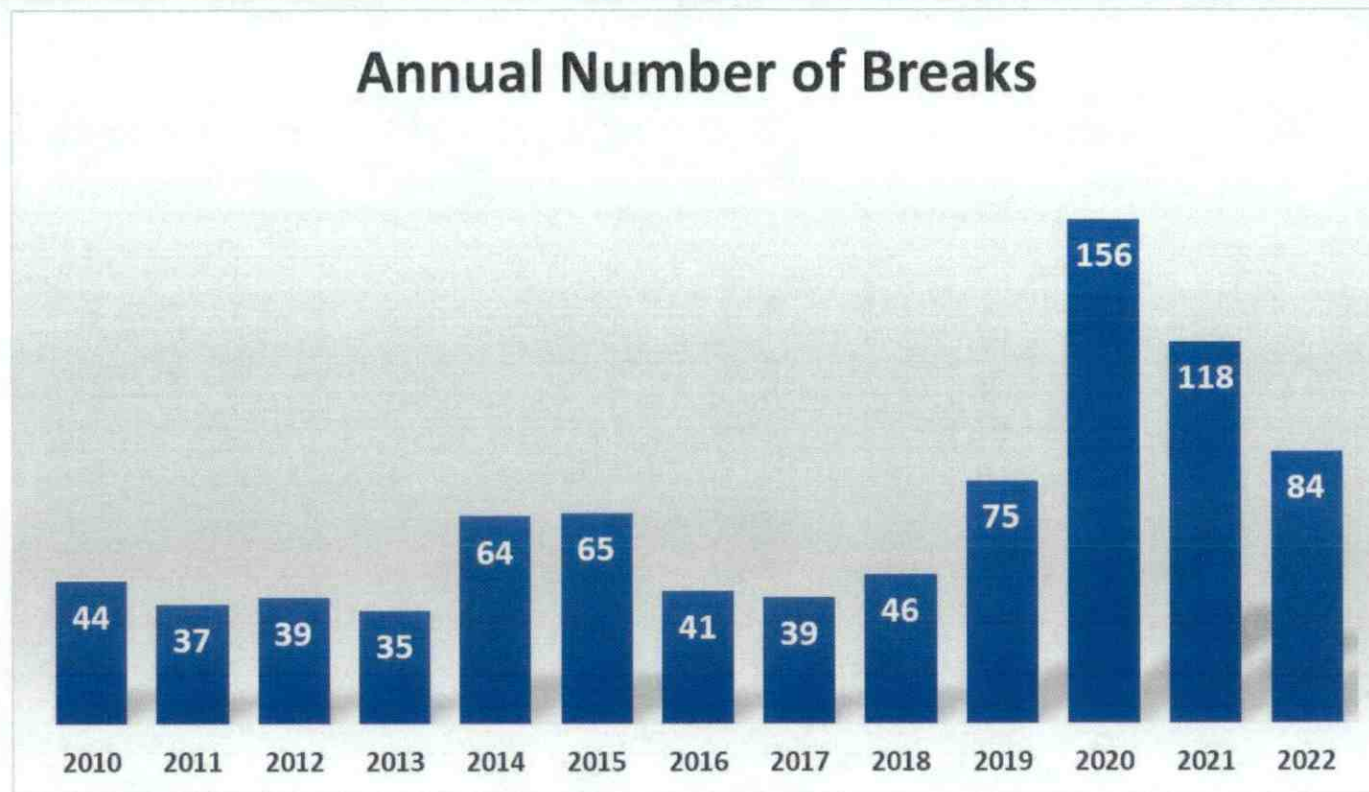


Kevin Campanella, PE
Utility Planning Leader
Columbus Office

- **Project Manager: Watermain Integrity Study**
- **Utility Planning and Asset Management Leader for B&N**
 - **Watermain Replacement for AWWU; Westerville**
- **Led the asset management program at Columbus DPU including watermain replacement**
- **Chair of the AWWA-national AM committee**

BURGESS & NIPLE

Driver of the Study



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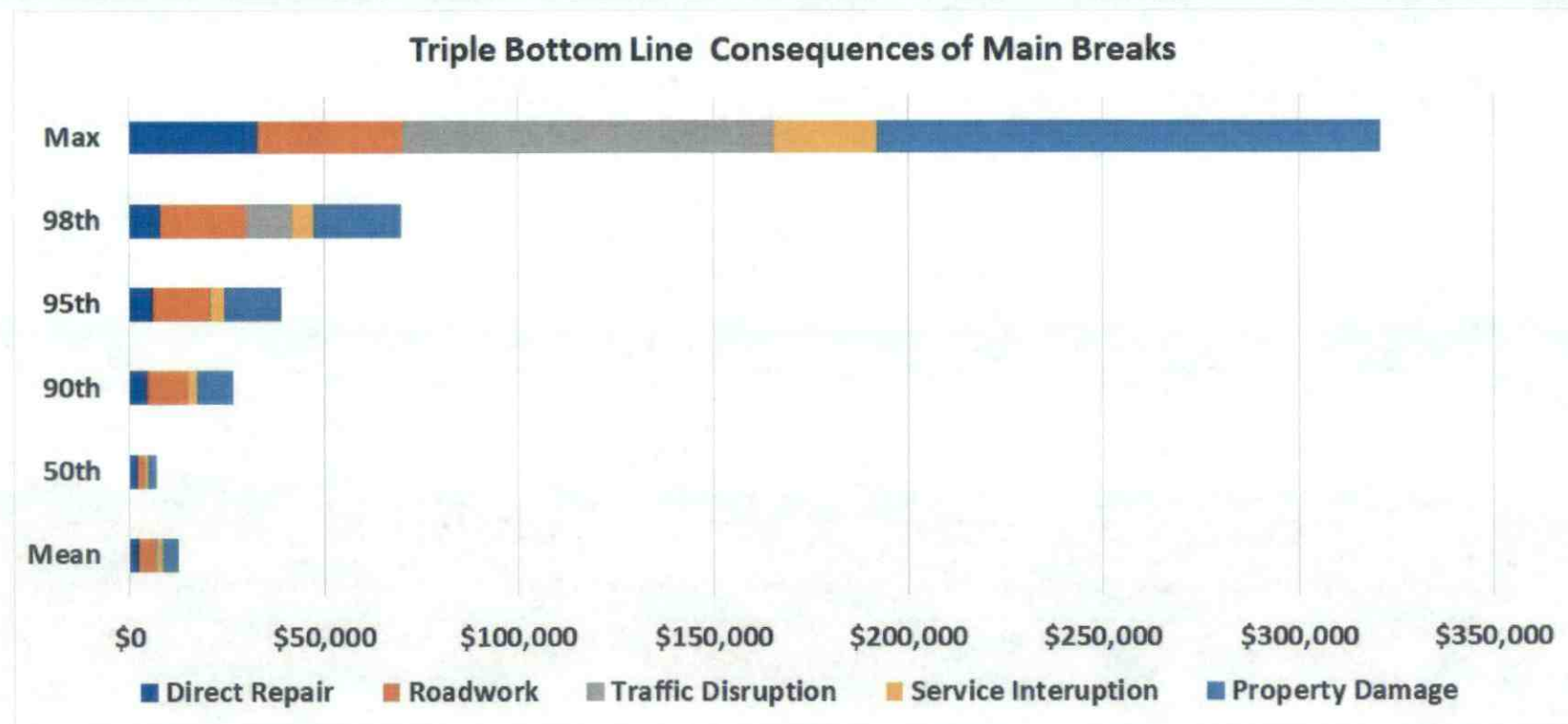
Watermain Break Rate - Benchmarking

Table 7-1. AWWA Annual Break Rate (breaks/100 miles) Benchmarking Data

Percentile	Water-Only and Combined Utilities	Huber Heights (pre-2019)
75 th	1.5 - 2.5	21.4
Median	5.8 - 8.7	
25 th	11.0 - 18.4	

Source: 2019 AWWA Utility Benchmarking (pre-pandemic)

Why is Controlling Main Breaks Important?



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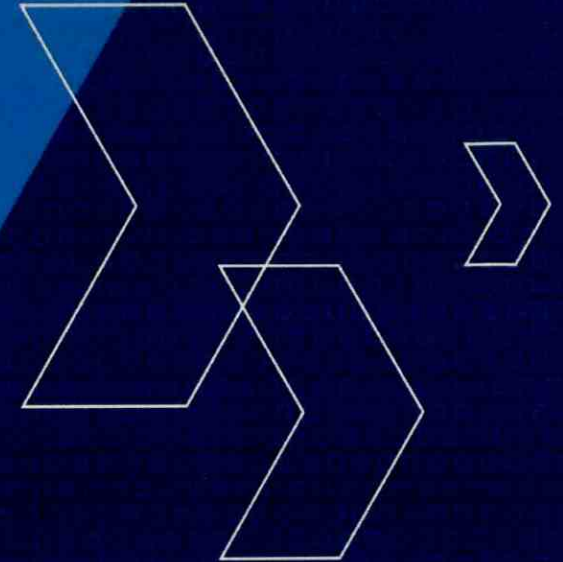
Presentation Outline

- **Distribution System Overview / Attributes**
- **Historical Break Data**
- **Predicting Future Breaks**
- **Consequence of Pipe Failures**
- **Risk Scoring and Application**
- **Replacement Planning Scenarios**
- **Recommended Capital Improvements Plan**



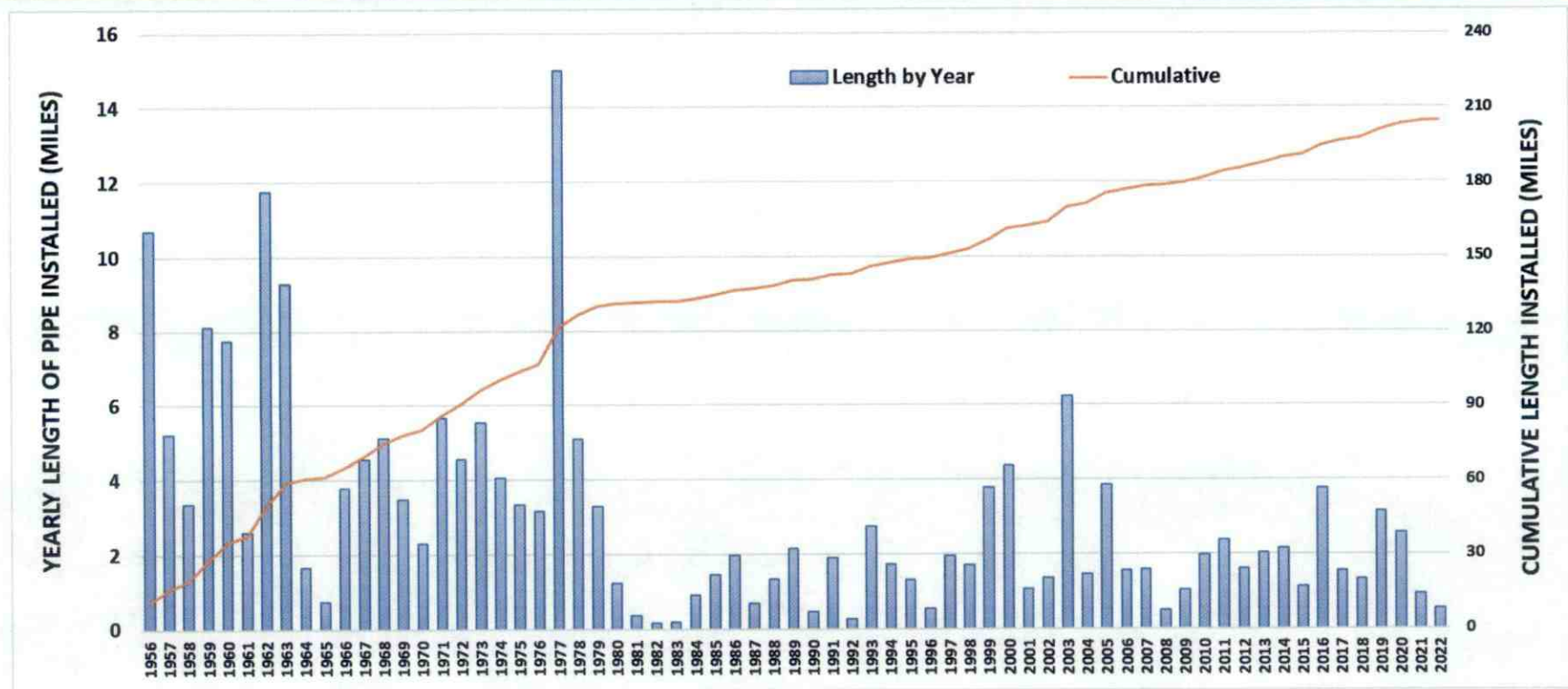
BURGESS & NIPLE

Distribution System Overview



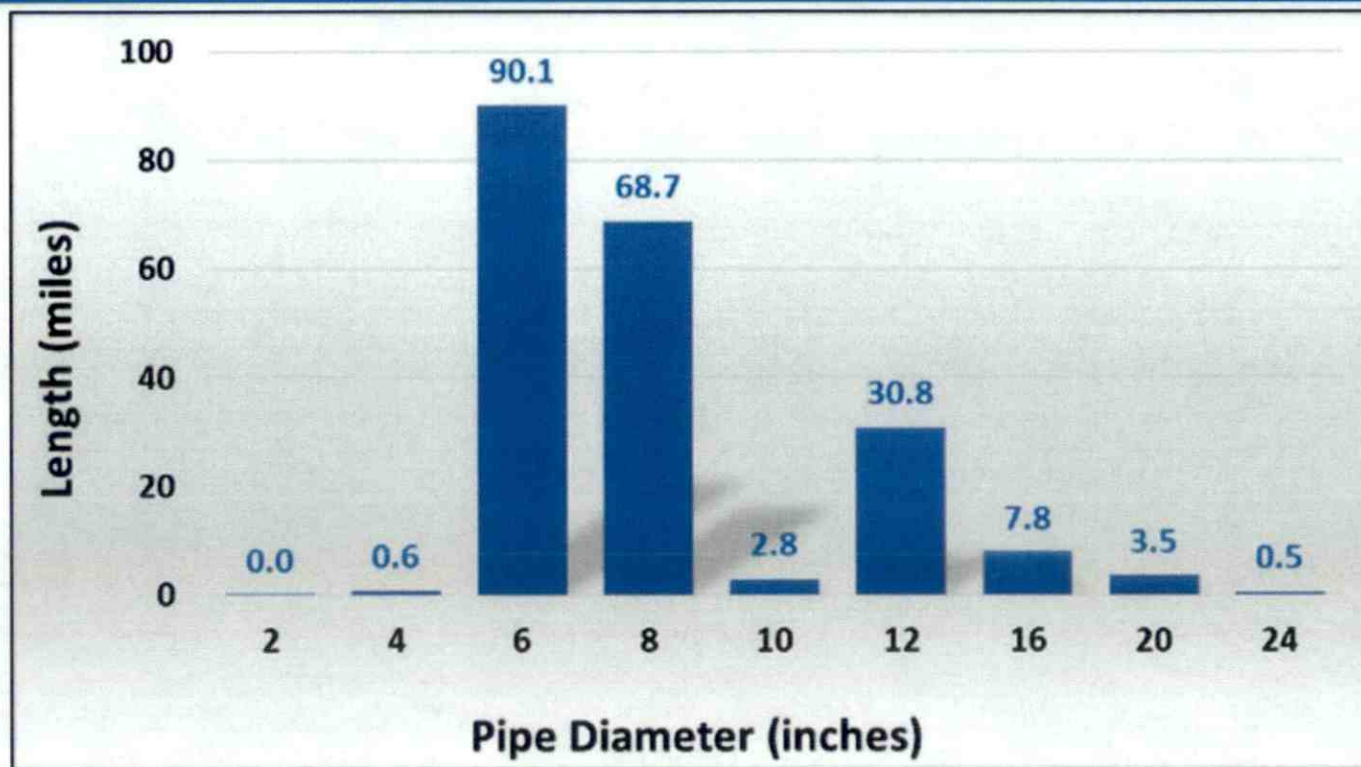
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Pipe Installation by Year



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Pipe Diameter Data



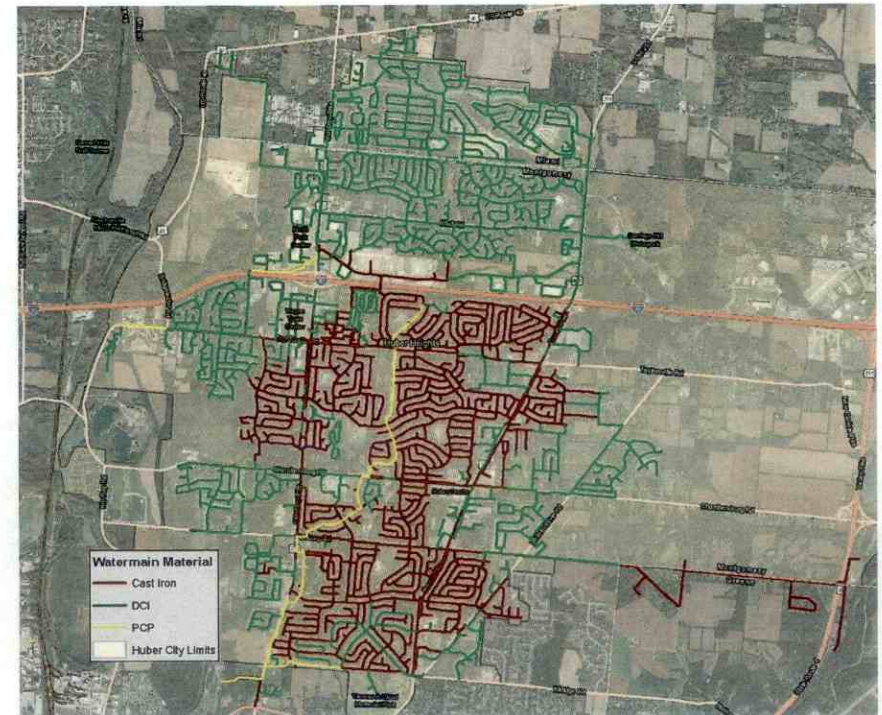
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Pipe Material Data

Table 2-1. Length of Active Watermain by Material

Material	Length (miles)	Percentage of total Length (%)
Cast Iron (CI)	92	44
Ductile Iron (DI or DCI)	111	53
Prestressed Concrete Cylinder Pipe (PCCP, sometimes PCP)	6	3

This table is based on the GIS analysis of active watermains following quality control changes discussed below



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Other Potential Factors

- **Soil Corrosivity**
- **Changes in Water Pressure**
- **Installation Practices**

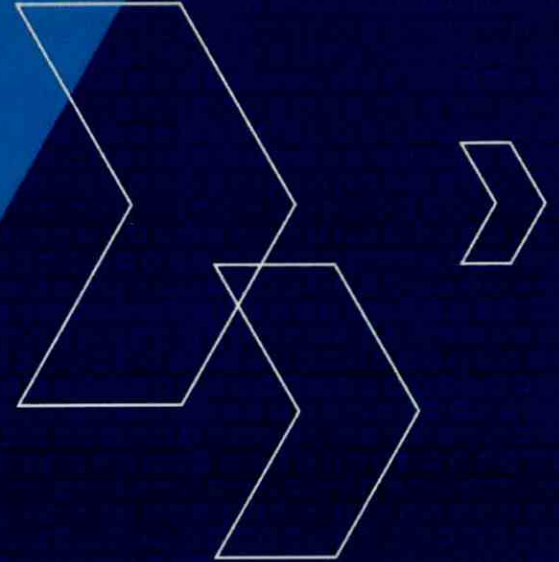
Other Potential Factors

- **Soil Corrosivity**
- **Changes in Water Pressure**
- **Installation Practices**

How do you correlate attributes to break rates?

- **Some materials are unaffected by soil types**
- **Some materials may be more susceptible to poor installation and changes in pressures**

Break Prediction Inputs



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Watermain Attributes: Data Quality Check

- Import GIS Shape Files (Watermain Database)
- Built in QC features
- Abundance of auto-generated descriptive statistics (tables + charts)
- Accuracy of predictions are proven
 - *MCA versus LEYP versus ML/AI*

☰ **infraSOFT** Westerville OH 2019 ↗

Summary Table	Pipes	Breaks	Map	Variables
---------------	-------	--------	-----	-----------

Pipes		Active							
		Number		%		Length (mi)		%	
		7,766		98.98 %		206.53		96.33 %	
From input file		initial	current	initial	current	initial	current	initial	current
+ New filter	☐ Pipes excluded from project	138	140	1.78%	1.80%	4.07	4.16	1.97%	2.01%
Ignore PVC, OTHER, HDPE, GALV, COPP, CLAY, ASBCONC, ABS		80	82	1.03%	1.06%	2.83	2.92	1.37%	1.42%
MAT not CI DI		80	82	1.03%	1.06%	2.83	2.92	1.37%	1.42%
DIAM < 3		69	69	0.89%	0.89%	1.75	1.75	0.85%	0.85%
DOB-2019-11-19		1	1	0.01%	0.01%	0.05	0.05	0.03%	0.03%
Pipes included in project		7,628	7,626	98.22%	98.20%	202.46	202.37	98.03%	97.99%
+ New Issue	☐ Pipes with issues	40	35	0.52%	0.45%	0.45	0.35	0.22%	0.17%
No DOI		34	34	0.44%	0.44%	0.35	0.35	0.17%	0.17%
No MAT		31	26	0.40%	0.33%	0.26	0.16	0.13%	0.08%
No DOA		0	0	0.00%	0.00%	0.00	0.00	0.00%	0.00%
Bad DIAM		5	5	0.06%	0.06%	0.01	0.01	0.00%	0.00%
YOI = 1190		1	1	0.01%	0.01%	0.00	0.00	0.00%	0.00%
DUPL Pipe ID		0	0	0.00%	0.00%	0.00	0.00	0.00%	0.00%
DUPL Pipe		0	0	0.00%	0.00%	0.00	0.00	0.00%	0.00%
DOI > DOA		0	0	0.00%	0.00%	0.00	0.00	0.00%	0.00%
Bad LEN		0	0	0.00%	0.00%	0.00	0.00	0.00%	0.00%
No Pipe ID		0	0	0.00%	0.00%	0.00	0.00	0.00%	0.00%
Pipes without issues		7,726	7,731	99.48%	99.55%	206.08	206.17	99.78%	99.83%
Pipes included in project		7,628	7,626	97.71%	97.75%	202.01	202.02	97.81%	97.87%

Interactive QA/QC

Summary Table

Variables

Display Options: ☒ All ☐ Active ☐ Abandoned ☒ Length ☒ Number ☒ Percentages ☐ Current Data ☒ Initial Data

Mains Breaks

Recompute Data

Mains

	All			
	Length (mi)	%	Number	%
From input file	907.24	100%	28,046	100%
	initial	initial	initial	initial
⊞ Pipes excluded from project	5.52	0.61%	1,419	5.06%
Pipes included in project	901.89	99.41%	26,627	94.94%
⊞ Pipes with issues	0.95	0.11%	35	0.12%
YOI = 1899	0.35	0.04%	9	0.03%
No MAT	0.44	0.05%	17	0.06%
Bad DIAM	0.02	0.00%	7	0.02%
DOI > DOA	0.00	0.00%	0	0.00%
DUPL Pipe ID	0.00	0.00%	0	0.00%

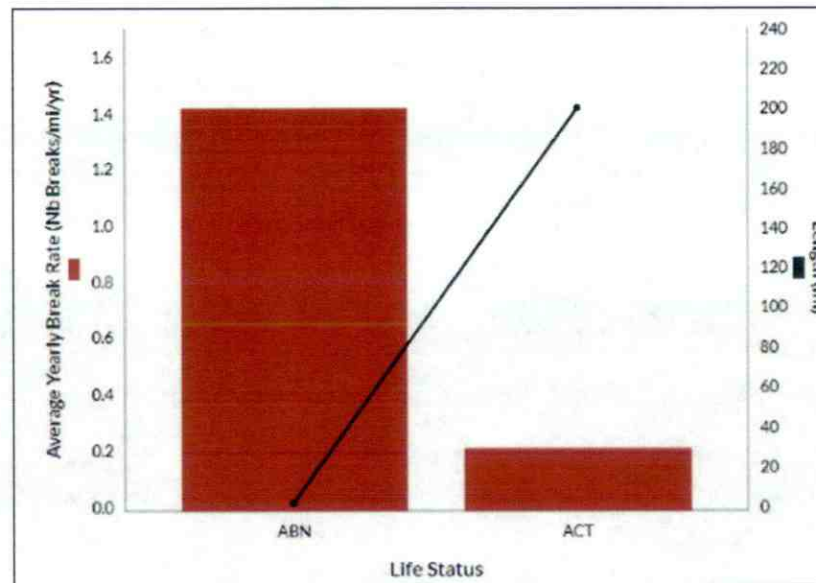
Excellent Asset Attribute Information

- Over 97.5% of pipes had a known installation date
- Over 99% of pipes had a known material
 - Some anomalies were detected by infraSOFT (CI post-1977)
- 100% of pipes had a known diameter
- Assets were assigned unique IDs
- Data for 21,000 feet of abandoned pipe was utilized

B&N and HH staff (Russ Bergman, Judy Holtvogt, Veolia) populated all missing data; addressed all anomalies

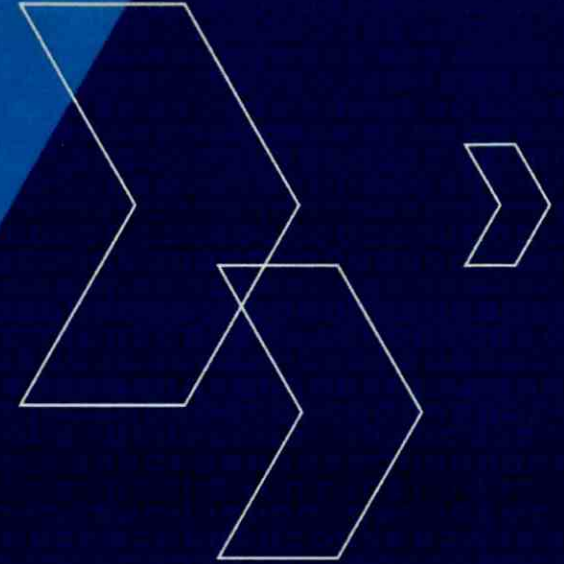
Importance of Abandoned Watermains

- **Primary purpose:** Inform predictions for active watermains
- **Ancillary purpose:** Indicates effectiveness of past replacements



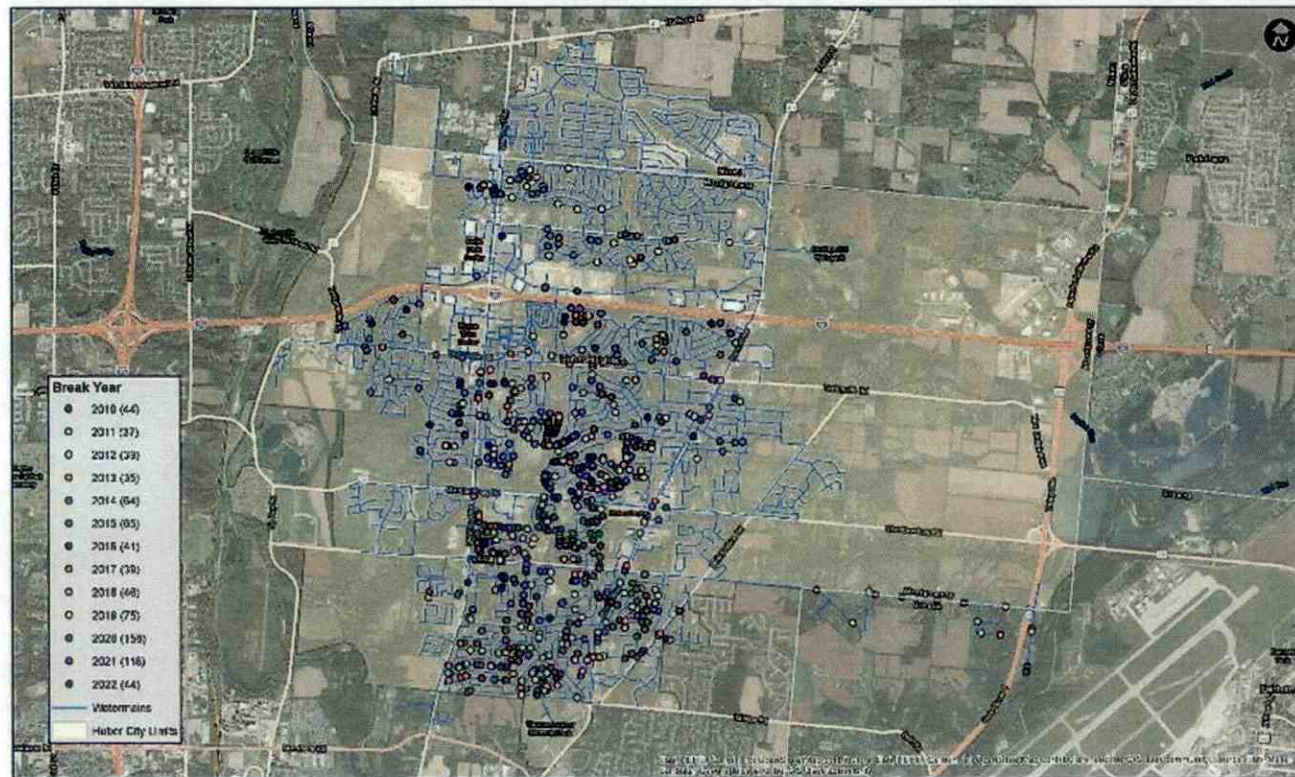
BURGESS & NIPLE

Probability of Failure Forecasting



BURGESS & NIPLE

All Breaks Associated with Pipes



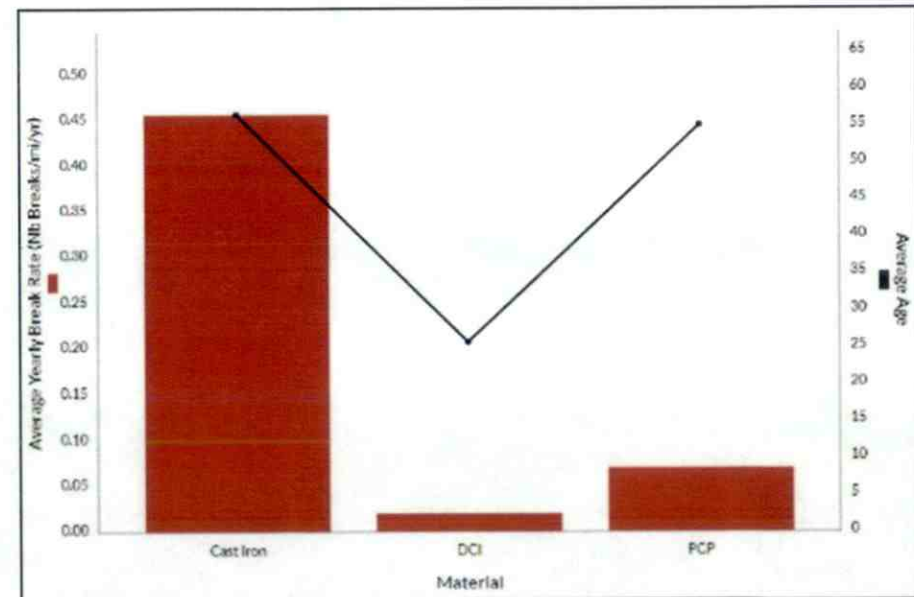
BURGESS & NIPLE

Historical Pipe Breaks by Material

Table 3-3. Number of Breaks (Jan 2010 - Apr 2019) and Total Pipe Length by Material

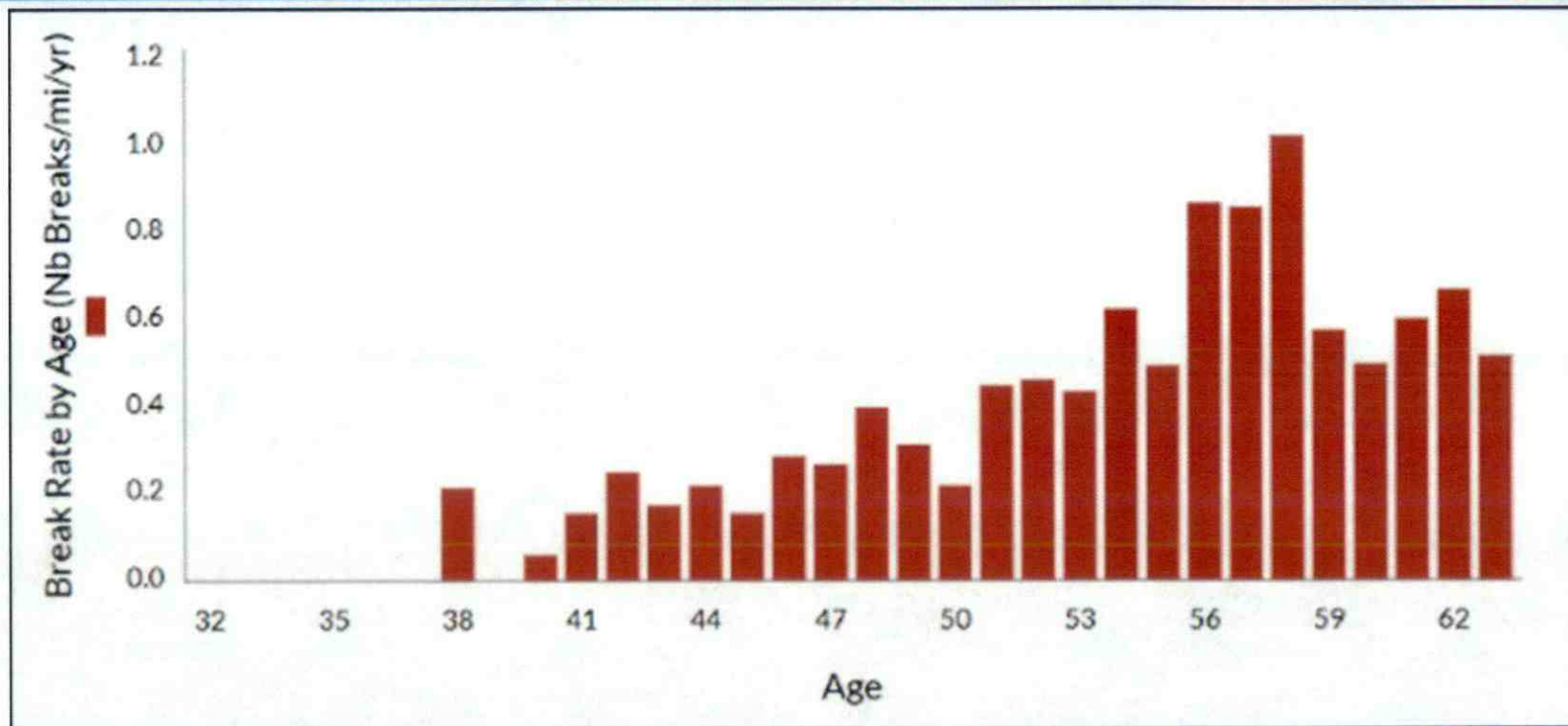
Material	Number of Breaks	Total Length of Pipe Material (miles)	Percent of Total Length
CI	410	91.9	44.0
DI	19	111.2	53.3
PCCP	4	5.7	2.7

CI=Cast Iron (0.46); DI=Ductile Iron (0.02);
PCCP=Pre stressed Concrete Cylinder Pipe (0.07)



BURGESS & NIPLE

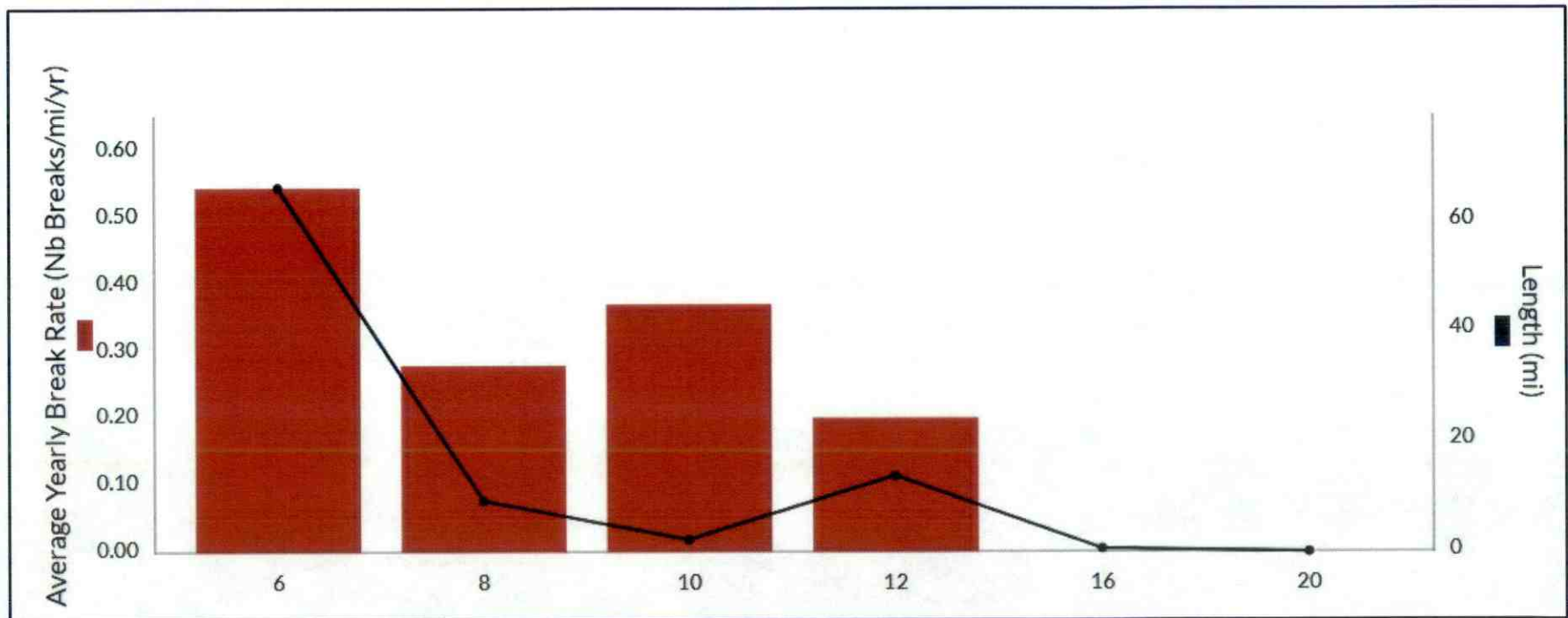
CI – Break Rate vs Age



Average Yearly Break Rate and Length by Age of CI Pipe

BURGESS & NIPLE

CI – Break Rate vs Diameter

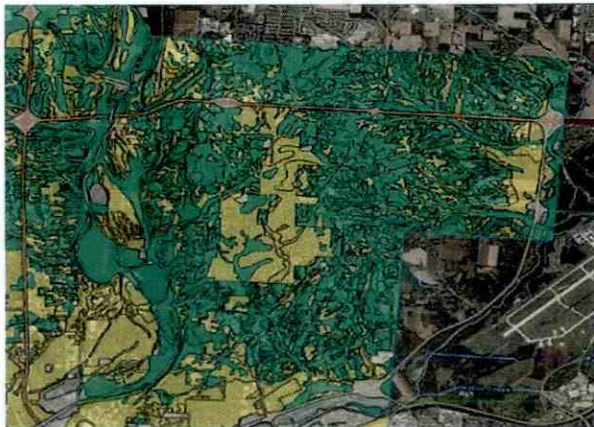


CI Break Rate by Diameter

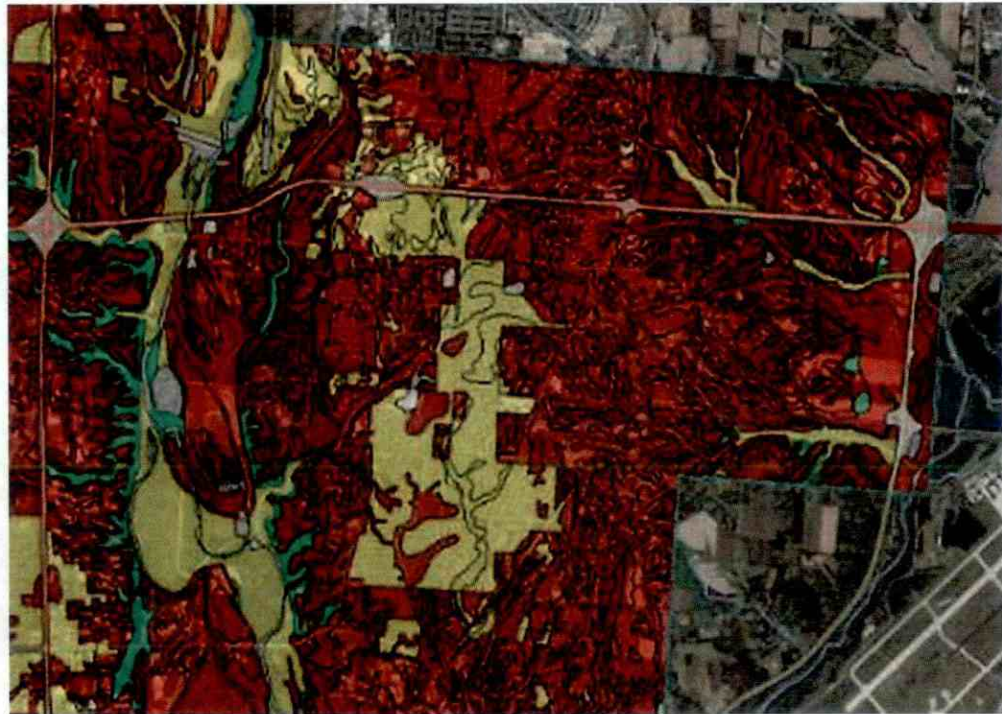
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Soil Corrosivity

Concrete Corrosivity

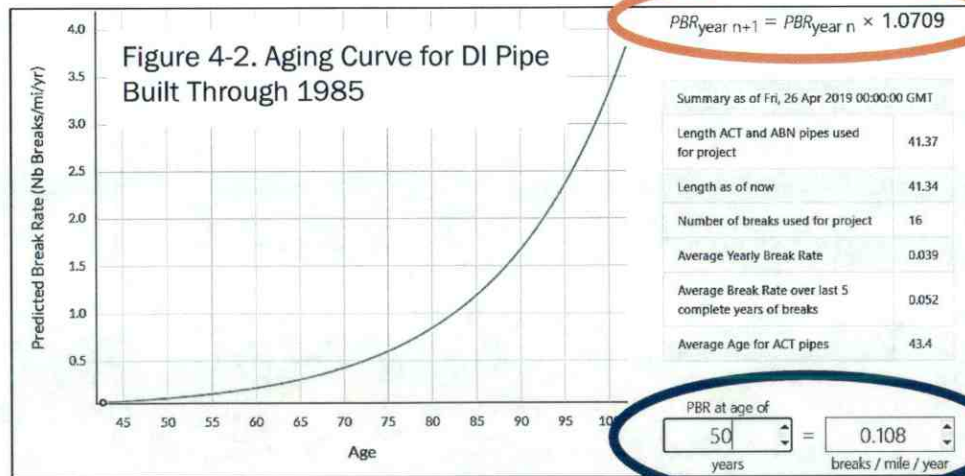


Steel / Iron Corrosivity

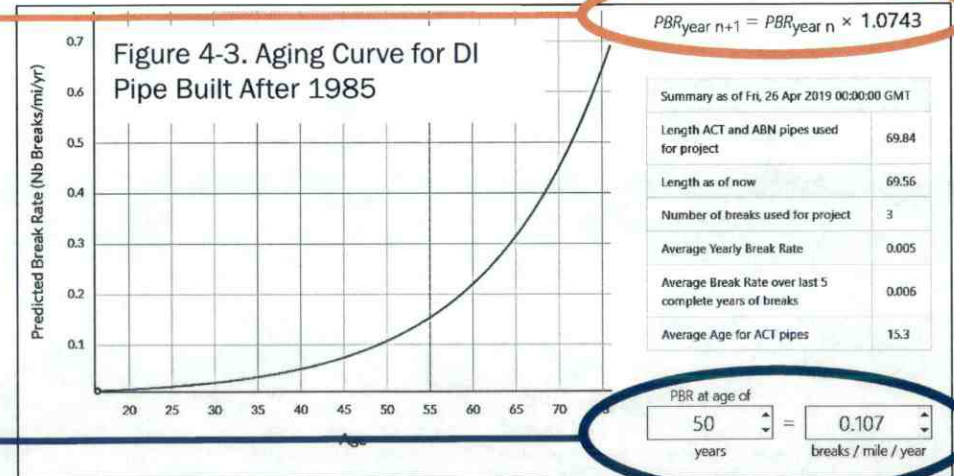


BURGESS & NIPLE

Pipe Bedding Changes



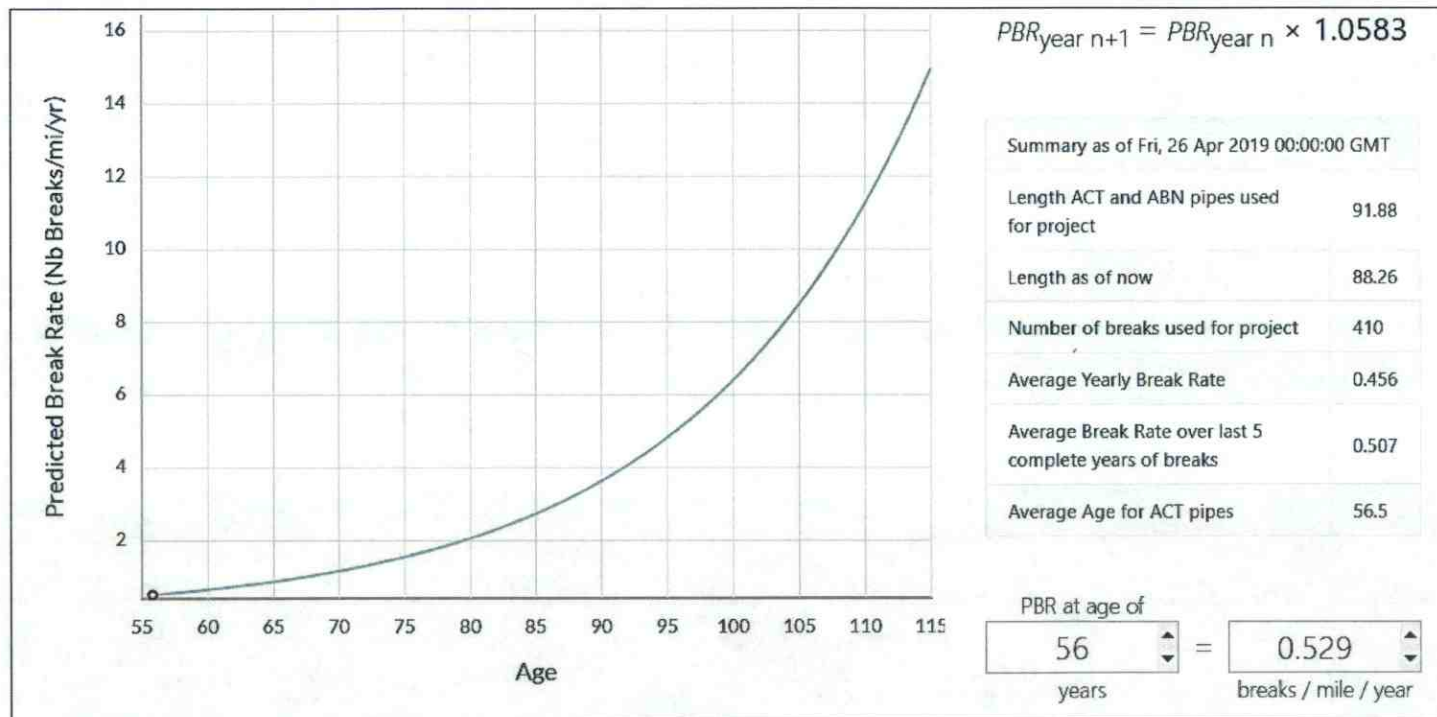
$$PBR_{\text{year } n+1} = PBR_{\text{year } n} \times 1.0709$$



$$PBR_{\text{year } n+1} = PBR_{\text{year } n} \times 1.0743$$

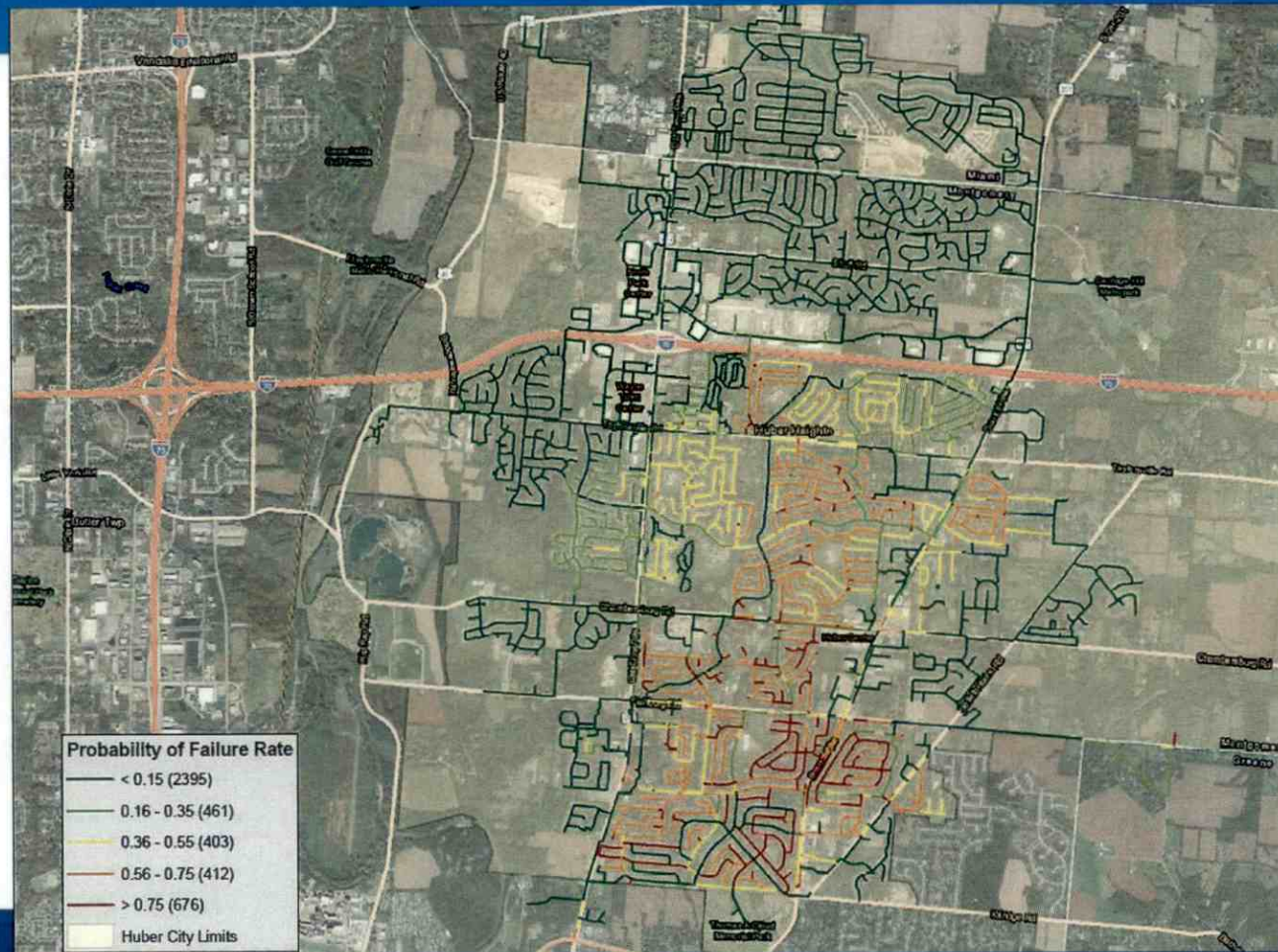
BURGESS & NIPLE

Cast Iron Aging Curve (System and Pipe Level)



BURGESS & NIPLE

Break Probability is Calculated by Pipe



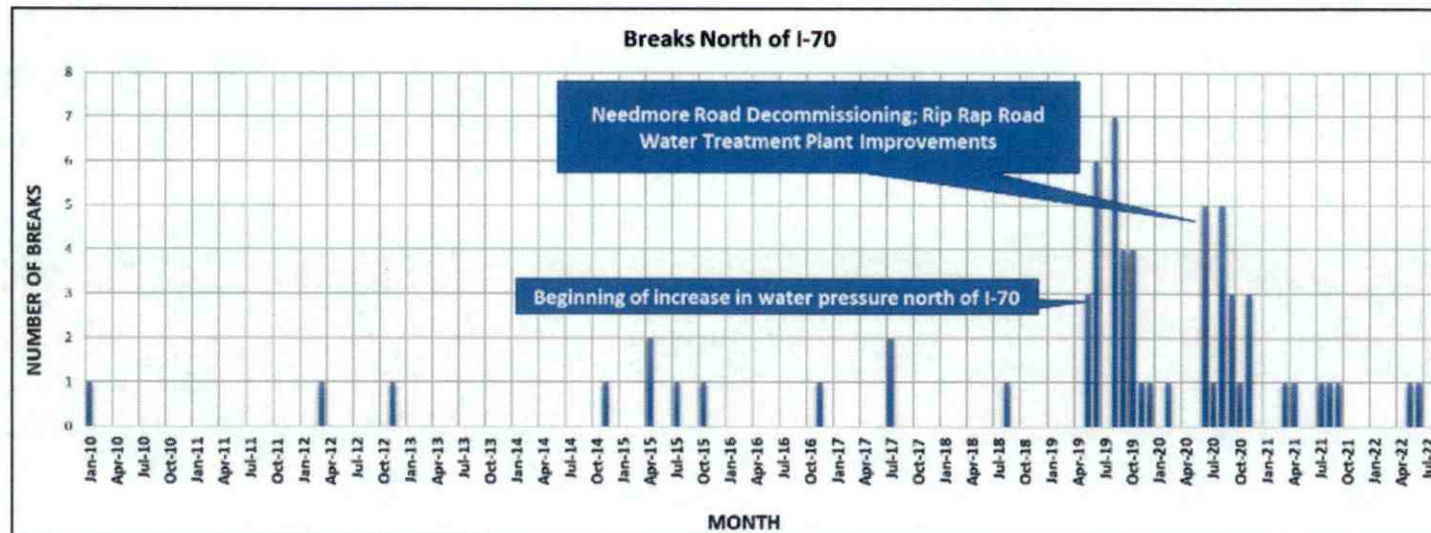
BURGESS & NIPLE

Break Rate by Area and Time

Table 4-1. Number of Breaks by Year

Year	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	Average 2010-2018:
Overall System Breaks	44	37	39	35	64	65	41	39	46	75	156	118	84	45.6
Breaks North of I-70	1	0	2	0	1	4	1	2	1	26	19	5	2*	1.3

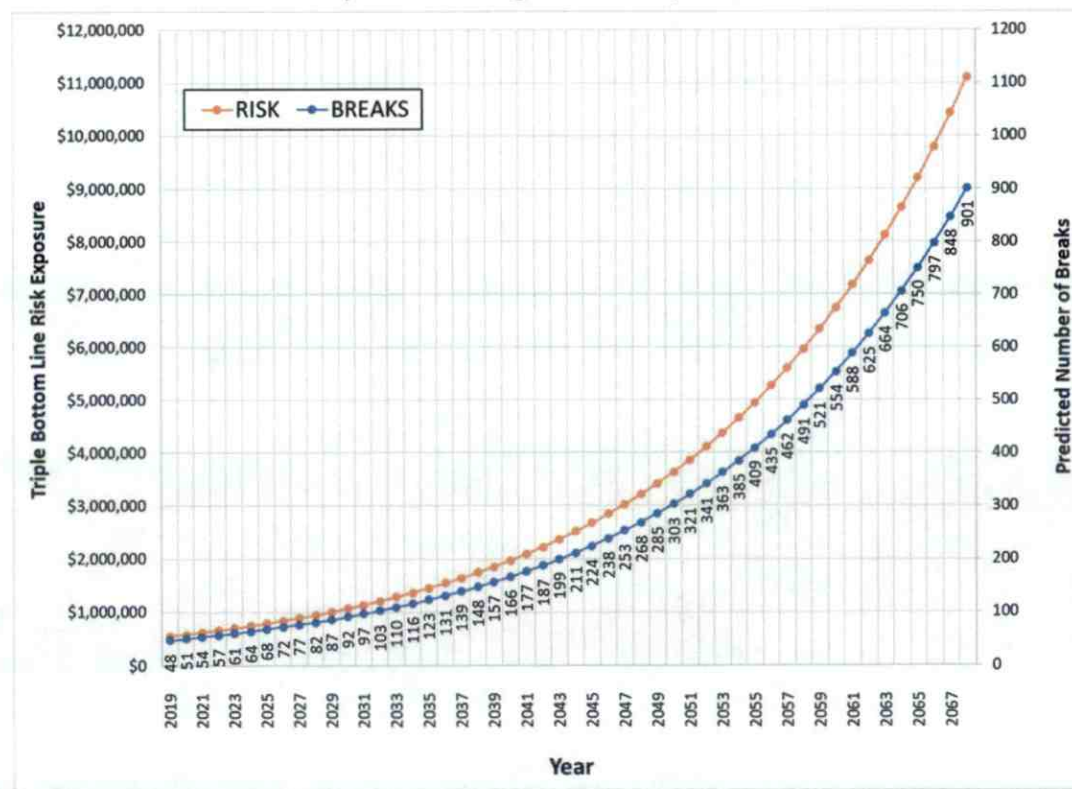
* Breaks in 2022 are through July 2022



BURGESS & NIPLE

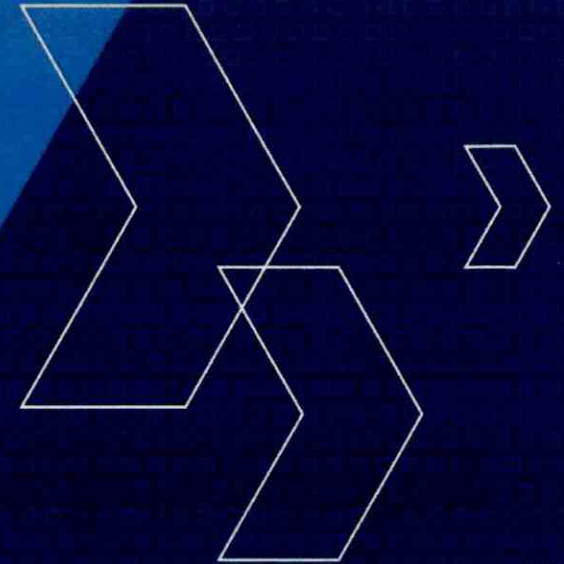
Overall System Break Rate Prediction (Using pre-2019 data)

(Do Nothing Scenario)



BURGESS & NIPLE

Consequence of Failure (Criticality)



BURGESS & NIPLE

Illustrating Risk

LIKELIHOOD	1	2	3	4	5
	Low	Low	Low	Medium	Medium
	Low	Low	Medium	Medium	High
	Low	Medium	Medium	High	Very High
	Medium	Medium	High	Very High	Very High
CONSEQUENCE					

*Concentrate efforts
on highest risk assets*

BURGESS & NIPLE

Consequence of Failure (COF)

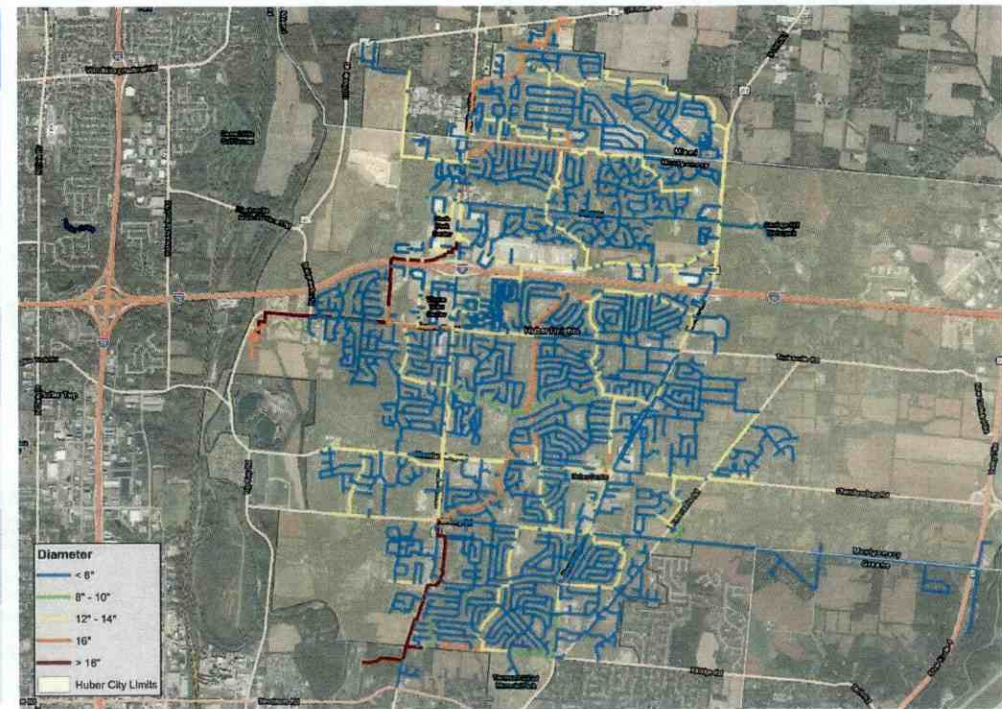
Consequence of Failure Influenced by:

- Pipe Diameter (*GIS Analysis*)
- Adjacency Factors (*GIS Analysis*)
 - Water Bodies
 - Structures
 - Roadways
- Service Factors (*Water Modeling*)
 - Critical Users
 - Large Users

Diameter

Table 4-1. Criticality Based on Diameter

Score	Diameter (inches)	Length (miles)	Percent of System
1	< 8"	90.7	44.2
2	8" – 10"	71.6	34.9
3	12" – 14"	30.8	15.0
4	16"	7.8	3.8
5	> 16"	4.0	2.0



- Scoring based upon tabular GIS attribute data

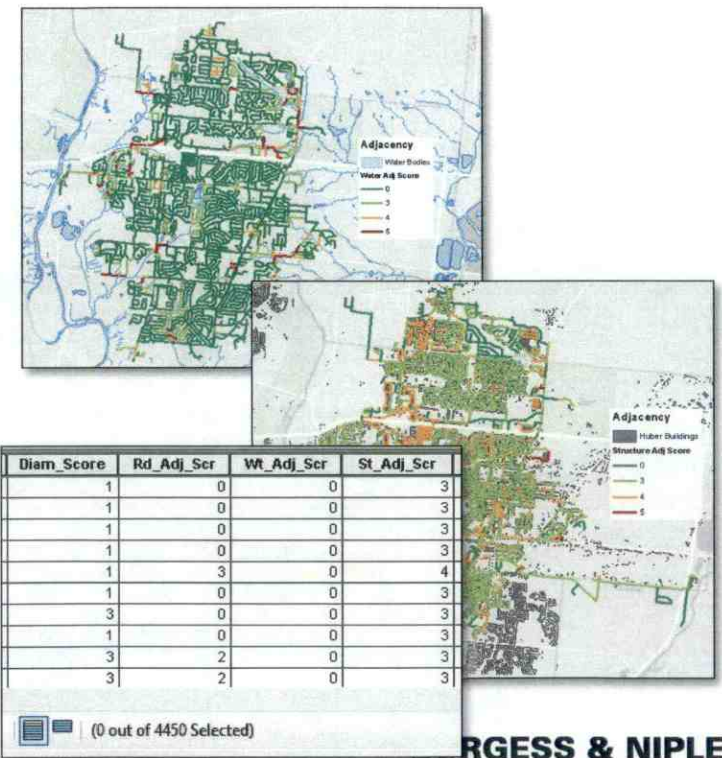
BURGESS & NIPLE

Adjacency

Table 4-3. Criticality Based on Adjacency Factors (non-roadway)

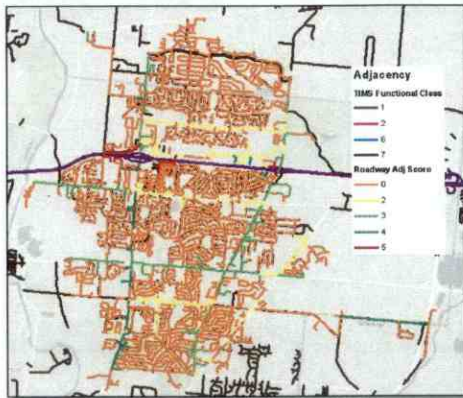
*Scoring based up on nationwide studies and past project experience

Score	Water Bodies	Structures
1	n/a	n/a
2	n/a	n/a
3	Within 200 feet	Within 100 feet
4	Within 50 feet	Within 25 feet
5	Intersecting	Intersecting



URGESS & NIPLE

Roadway Adjacency / Traffic



ROUTE_NBR	FUNCTION_CLASS_CD	DIVIDED_HVY_BND	LANES_NBR
01594		5 IN	2
00001		7 IN	2
00001		7 IN	2
00001		7 IN	2
00001		7 IN	2
00001		7 IN	2
00001		7 IN	2
00001		7 IN	2
00001		7 IN	2
00001		7 IN	2
00001		7 IN	2
00001		7 IN	2

Adjacency	Score=5	Score=4	Score=3	Score=2	Score=1
Interstates FCLASS 01, 11, 12, and 63*	Intersecting or in primary buffer of $(12' * [\text{LANES}] + 24') / 2$		Within secondary buffer $(12' * [\text{LANES}] + 24') / 2 + 50'$		
Principal Arterials FCLASS 02 and 14**	Intersecting or w/in buffer $(10' * ([\text{LANES}] + 1)) / 2 + 10'$				
Minor Arterials FCLASS 06 and 16***	Intersecting or w/in buffer $(10' * ([\text{LANES}] + 1)) / 2 + 10'$				
Collectors and Public transit FCLASS 07, 08, 17, and 99***	Intersecting or w/in buffer $(10' * ([\text{LANES}] + 1)) / 2 + 10'$				
Local FCLASS 09 and 19					
<p>* For score = 5: Assume 12' lane width and two 12' shoulders for each segment. Repairs will require lane closures. Limited access highway makes getting construction vehicle access more difficult. For score = 4: Additional secondary 50' buffer. Work anticipated to be outside of pavement but impacts could still affect traffic (pavement flooding and construction traffic).</p> <p>** Assume 10' lane width plus one turn lane for pavement width, plus additional 10' buffer. If work occurs within buffer traffic impacts are anticipated.</p> <p>*** Assume same buffer criteria as for principal arterials, however lower traffic volumes result in less impact.</p> <p>**** Scoring based up on nationwide studies and past project experience.</p>					

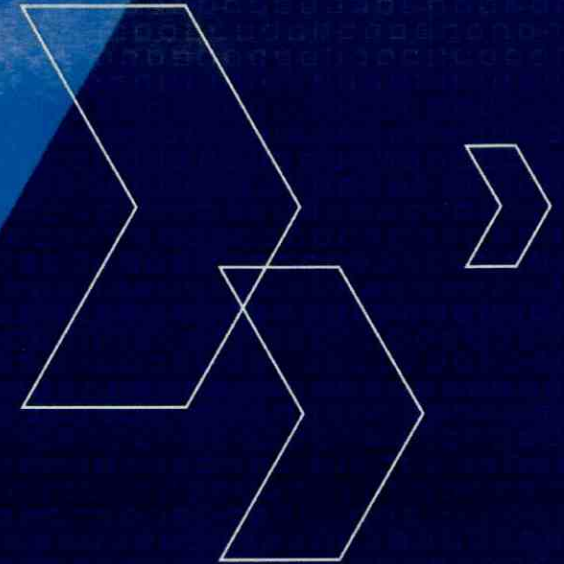
ODOT TIMS (Transportation Information Mapping System)

ODOT TIMS (Transportation Information Mapping System)

- Scoring based upon spatial analysis using calculated distance buffers base upon equations seen above, tabular attribute data, and intersection analysis.

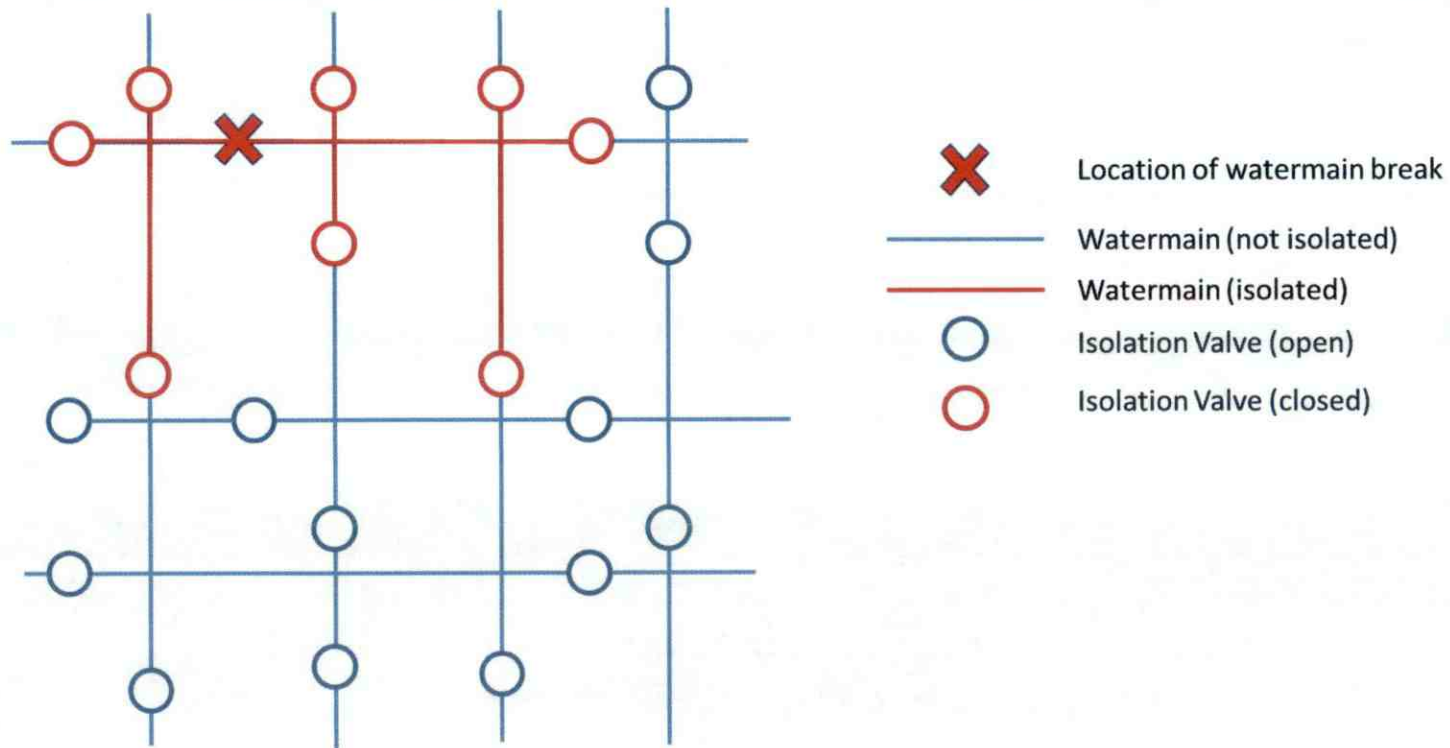
BURGESS & NIPLE

Hydraulic Criticality



BURGESS & NIPLE

Hydraulic Consequence of Failure - Segments

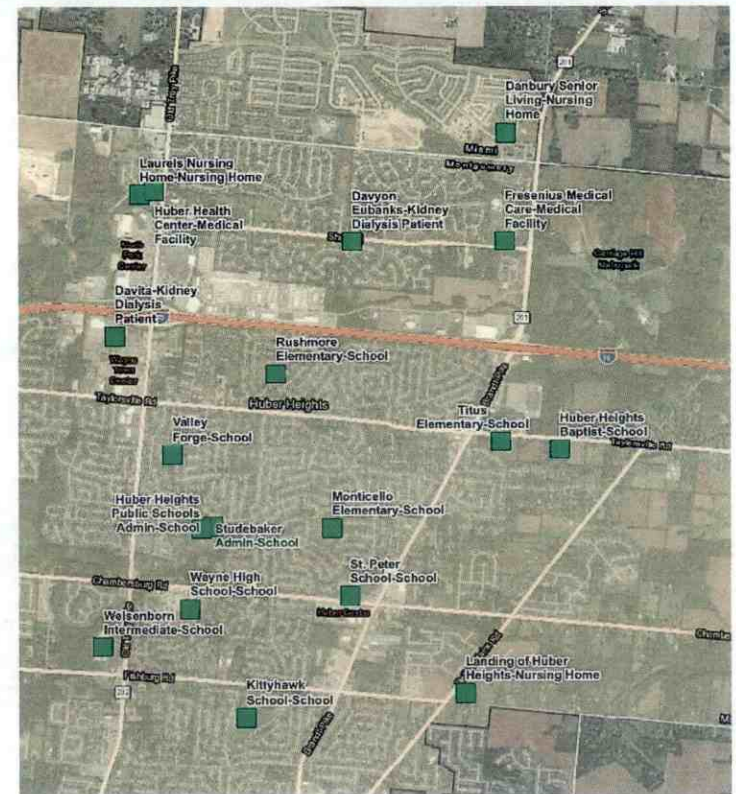


BURGESS & NIPLE

Critical and Large Users

Table 5-7. Critical Customer List

Type	Name	Address
Large User	Flying Ace Express Car Wash	5570 Merily Way
Nursing Home	Landing Of Huber Heights	6200 Bellefontaine Rd
Large User	Aquatic Center	8625 Brandt Pike
Large User	Parkview Apt Master Meter	2200 Cooley Lane
Large User	Mount Hood/Mt Carmel Master Meter	8189 Mount Carmel St
Large User	Spin Light Carwash	6705 Brandt Pk
Nursing Home	Laurels Nursing Home	5440 Charlesgate Rd
Grocer	Meijer Inc. Site #241a	7150 Executive Blvd
Large User	Mt Hood/Mt Everest/Mt Aetna Master Meter	8031 Mount Everest St
Restaurant	Texas Roadhouse Restaurant	5611 Merily Way
Medical Facility	Huber Health Center	8701 Old Troy Pike
Medical Facility	Fresenius Medical Care	7251 Shull Rd
Kidney Dialysis Patient	Davita	7769 Old Country Ct
Nursing Home	Danbury Senior Living	8001 Red Buckeye Dr
Kidney Dialysis Patient	Davyon Eubanks	6468 Shull Rd
School	Huber Heights Public Schools Admin	5950 Longford Rd
School	Huber Heights Baptist	7730 Taylorsville Rd
School	Kittyhawk School	5758 Harshmanville Rd
School	Monticello Elementary	6523 Alter Rd
School	Rushmore Elementary	7701 Berchman Dr
School	St. Peter School	6185 Chambersburg Rd
School	Weisenborn Intermediate	6061 Old Troy Pike
School	Titus Elementary	7450 Taylorsville Rd
School	Valley Forge	7199 Troy Manor
School	Wayne High School	5400 Chambersburg Rd
School	Studebaker Admin	5950 Longford Rd



BURGESS & NIPLÉ

Hydraulic Consequences

Table 5-8. Hydraulic Criticality Factors and Scoring

Criteria	1	2	3	4	5
Critical Customers	< 100 residential	100 - 500 residential	School OR > 500 residential	2 schools OR 1 assisted living/nursing home/prison	Hospitals/dialysis centers OR: 3+ schools OR: 1 assisted living/ nursing home/prison PLUS any other critical customer
Consumption Loss (Monthly average CCF)	< 1,000	1,000 - 3,999	4,000 - 7,499	7,500 - 10,000	>10,000
Unbalanced Model					Yes

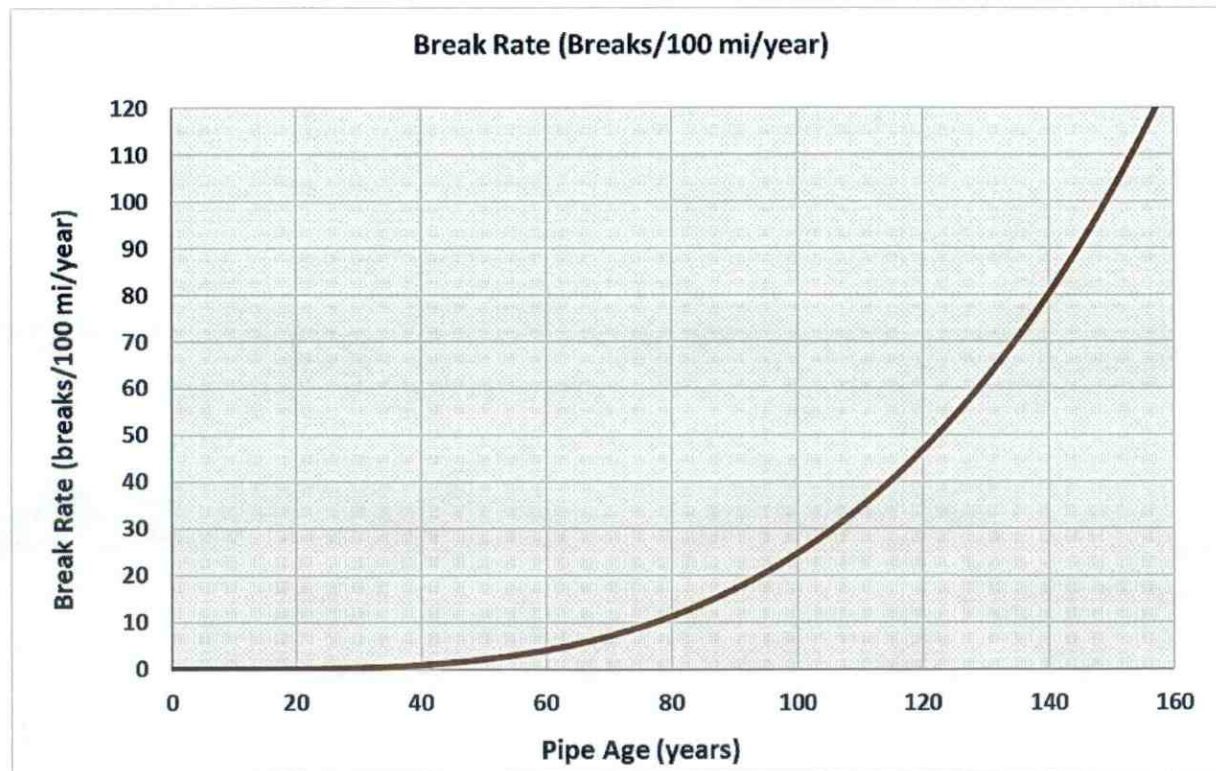
BURGESS & NIPLE

Risk



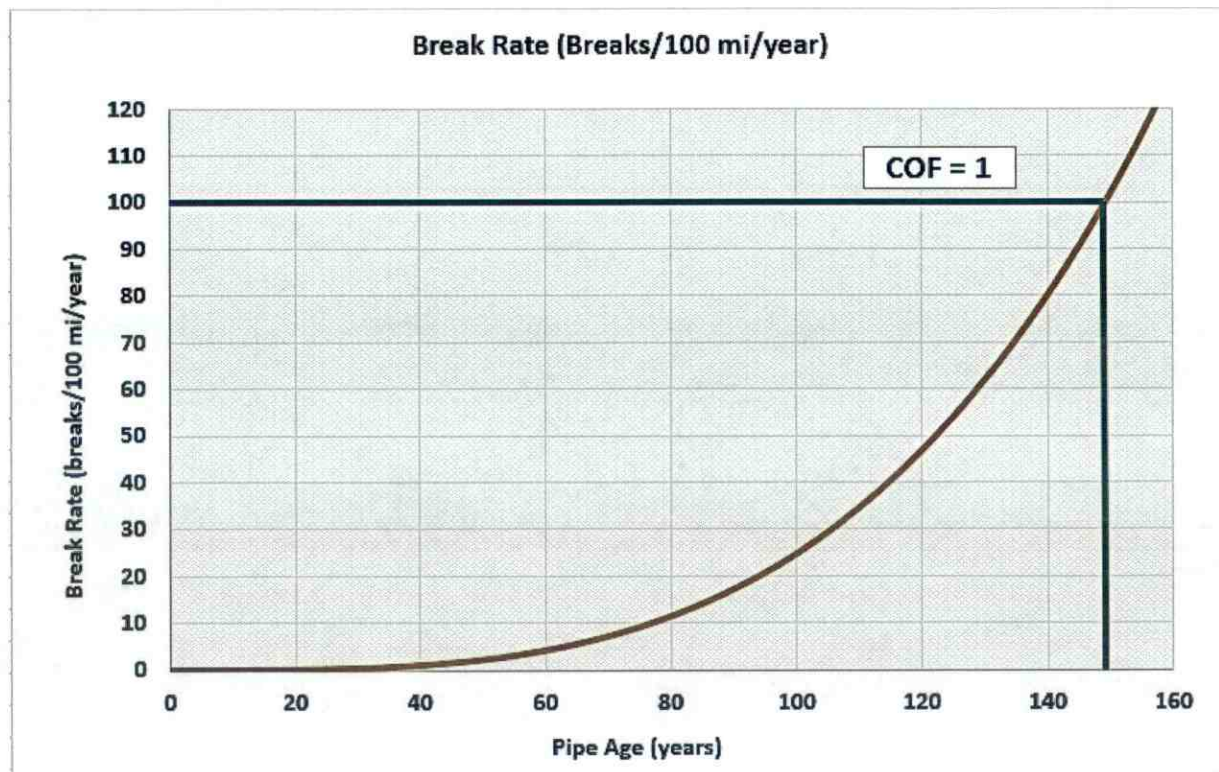
BURGESS & NIPLE

Determining Remaining Useful Life of Pipes using Criticality



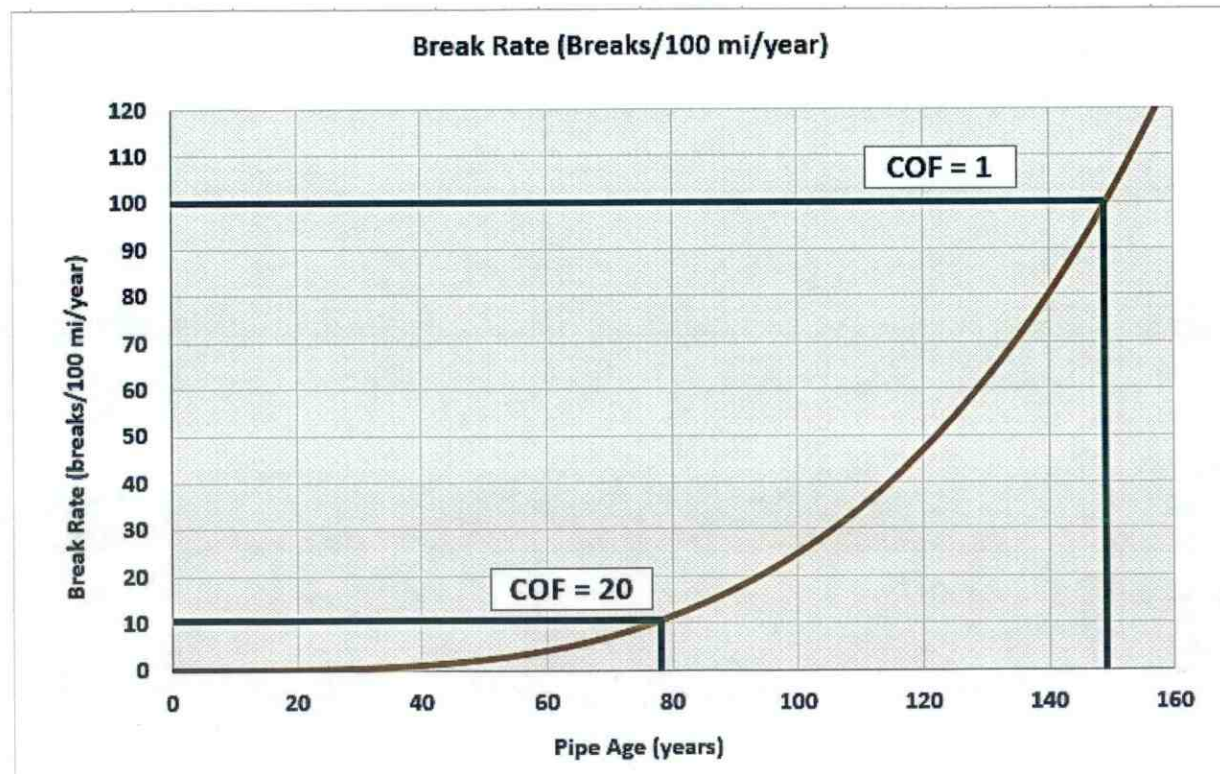
BURGESS & NIPLE

Determining Remaining Useful Life of Pipes using Criticality



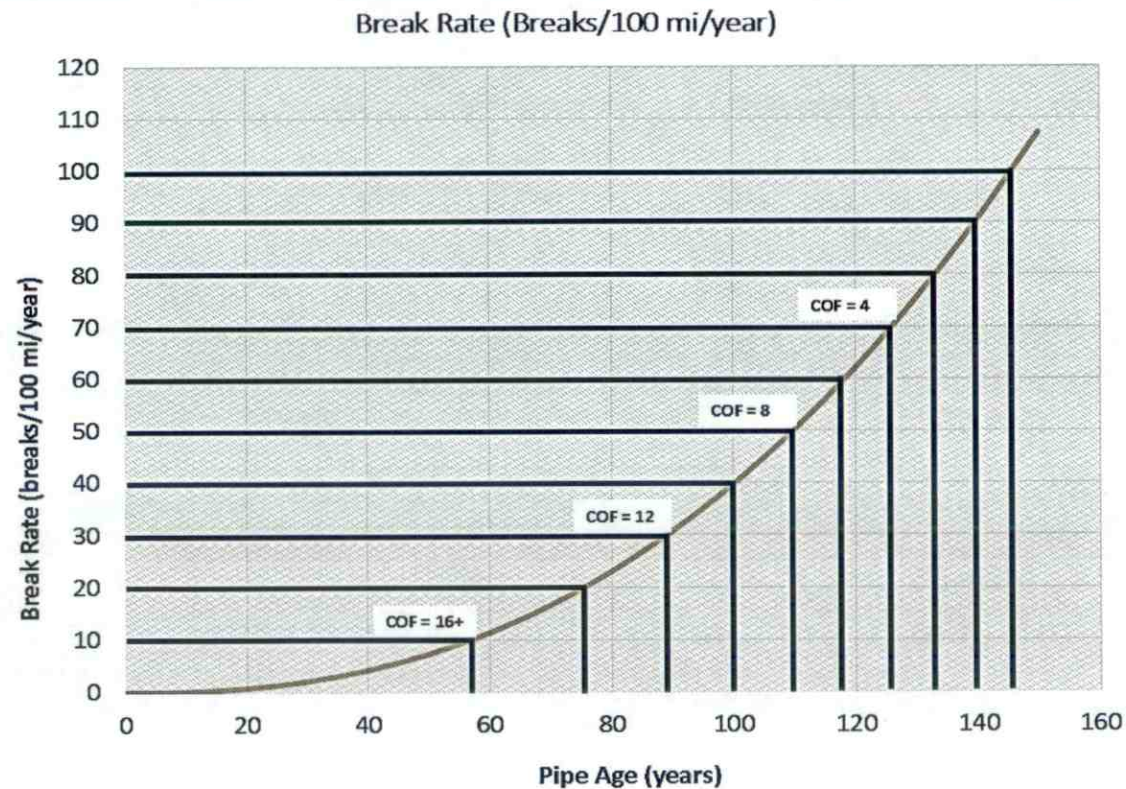
BURGESS & NIPLE

Determining Remaining Useful Life of Pipes using Criticality



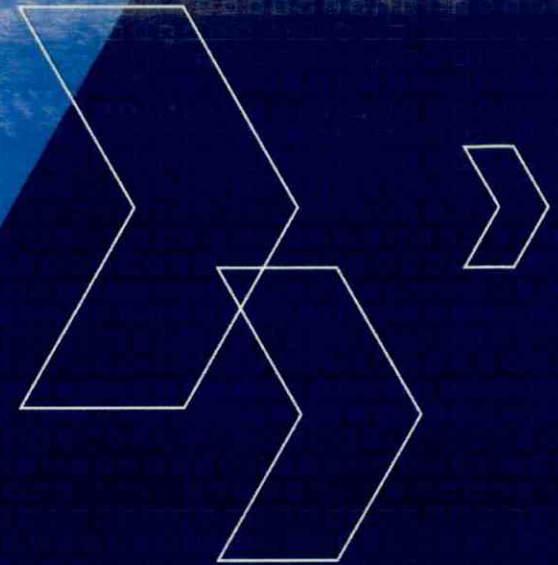
BURGESS & NIPLE

Determining Remaining Useful Life of Pipes using Criticality



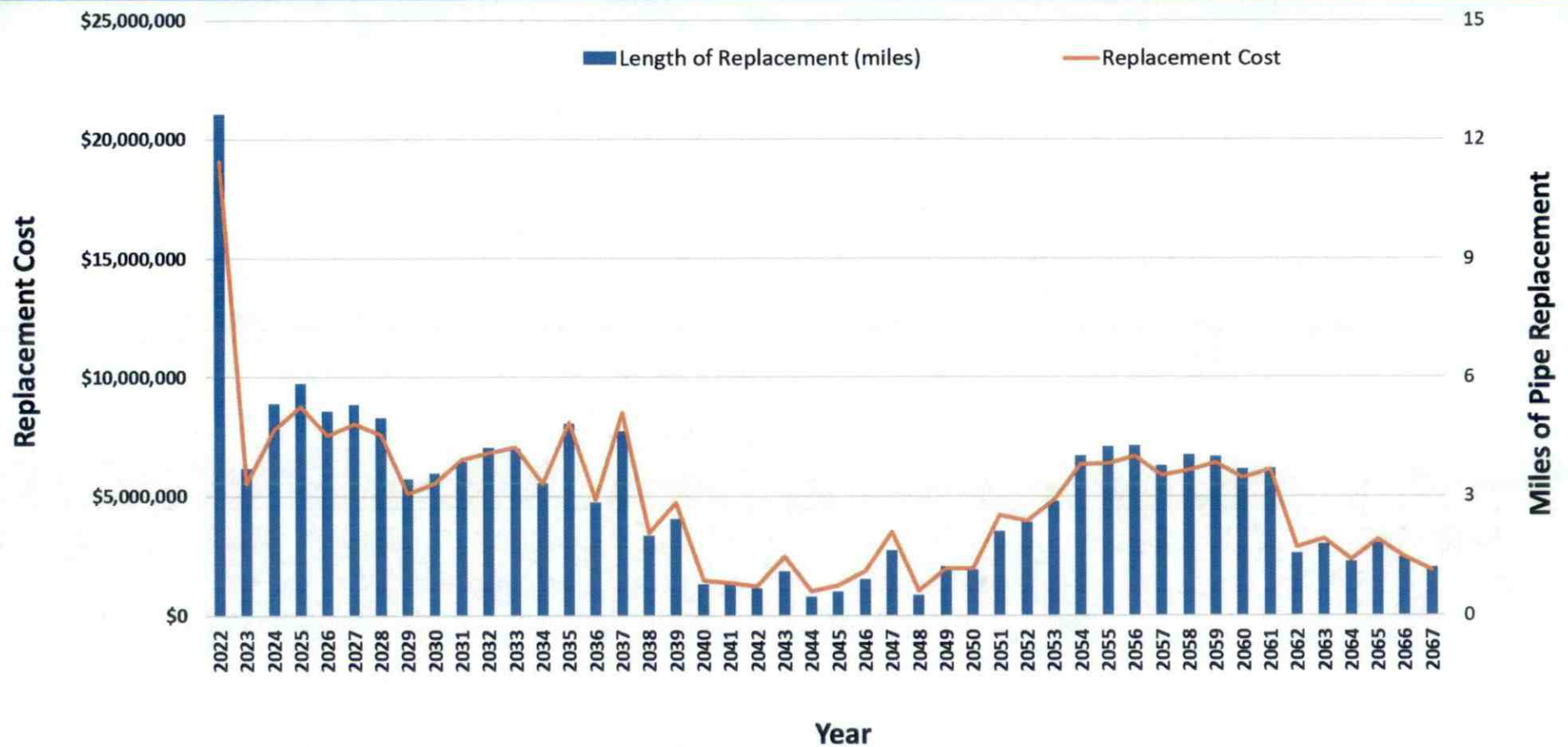
BURGESS & NIPLE

Replacement Scenarios

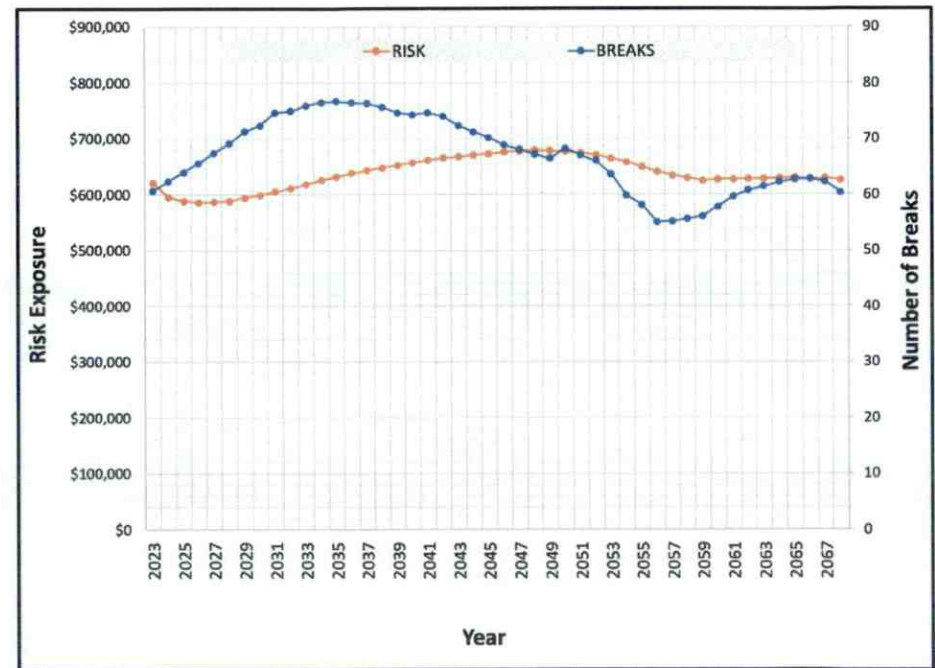
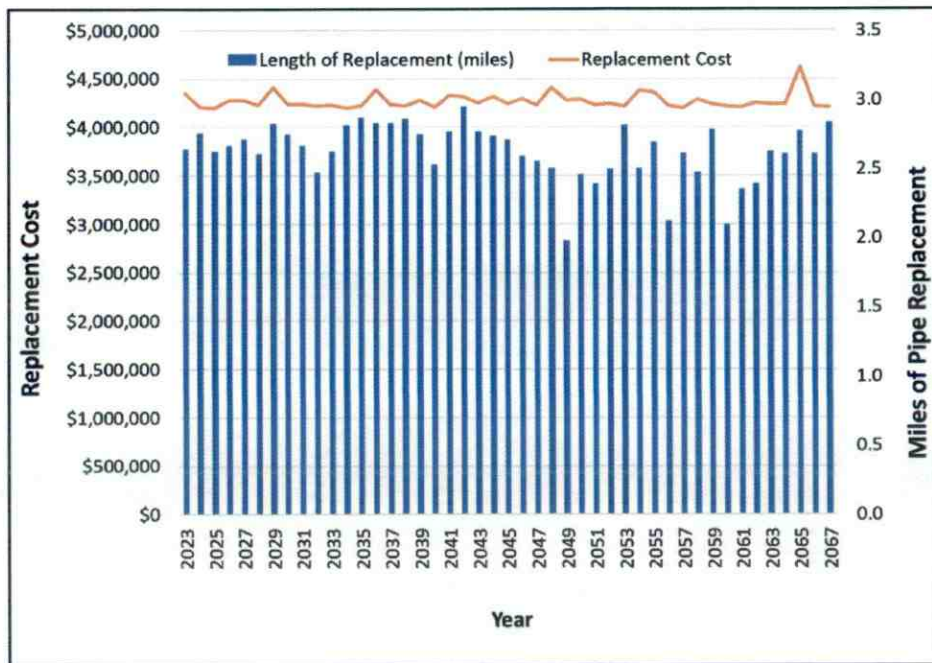


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Baseline Replacement Scenario



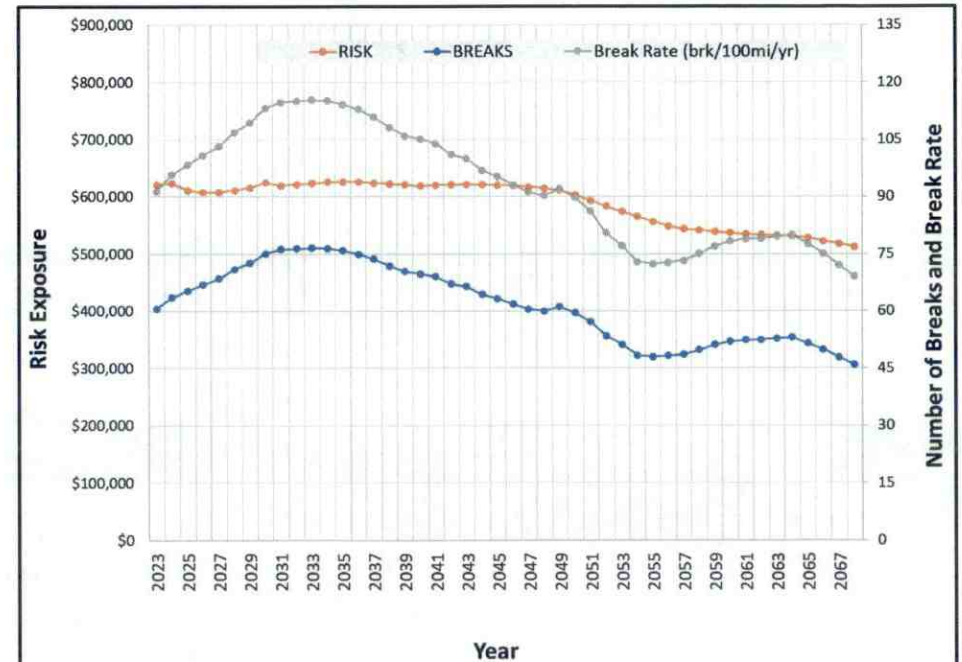
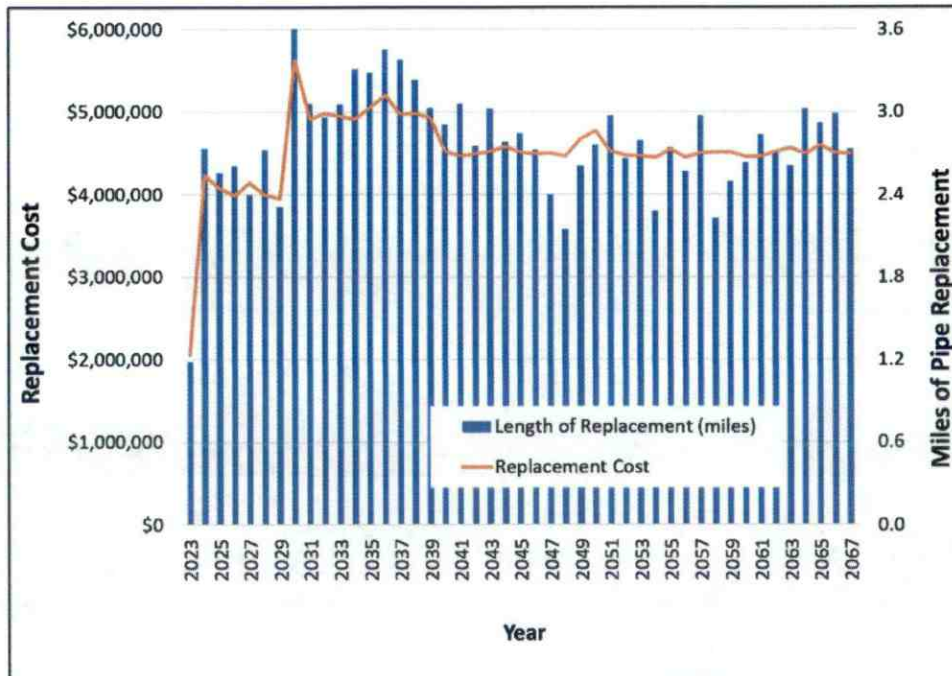
Baseline Replacement - Normalized



BURGESS & NIPLE

Reduced Investment Scenario

(Multiple Investment Levels)



BURGESS & NIPL

Summary of Recommendations

Table 9-1. Multi-Level Replacement Strategy

Year(s)	Average Annual Replacement Length (miles)	Average Annual Investment*
2023	1.2	\$2.0 million
2024-2029	2.6	\$4.0 million
2030-2039	3.3	\$5.0 million
2040-2067	2.7	\$4.5 million

** Average annual investment, based on unit prices shown in Section 7 (Table 7-1), is shown in 2022 US dollars (The City may avoid costs by assuming some design, construction, and inspection services)*

Potential CIP Projects



Project 3
 Project BCR Ratio: 1.55
BURGESS & NIPLE
 BCR & 50-Year Risk Scores

Pipe ID	Material	Diameter (Inches)	Installation Year	Number of Breaks in Past
WM00726	Cast Iron	6	1959	2
WM00728	Cast Iron	6	1959	1
WM00732	Cast Iron	6	1959	1
WM00843	Cast Iron	6	1959	0
WM00845	Cast Iron	6	1959	0
WM00852	Cast Iron	6	1959	0
WM00857	Cast Iron	12	1959	0
WM00858	Cast Iron	12	1959	0
WM00859	Cast Iron	6	1959	1
WM00860	Cast Iron	6	1959	0
WM00861	Cast Iron	12	1959	0
WM00862	Cast Iron	12	1959	0
WM00863	Cast Iron	12	1959	0
WM00864	Cast Iron	12	1959	0
WM00896	Cast Iron	12	1959	0
WM00897	Cast Iron	6	1959	0
WM01336	Cast Iron	6	1959	2
WM01791	Cast Iron	6	1960	8
WM01792	Cast Iron	6	1960	4
WM01810	Cast Iron	8	1966	0
WM01811	Cast Iron	8	1966	0
WM01812	Cast Iron	8	1966	0
WM01813	Cast Iron	6	1966	0
WM01814	Cast Iron	6	1966	0
WM01815	Cast Iron	6	1966	0
WM01818	Cast Iron	6	1966	0
WM01819	Cast Iron	6	1966	0
WM01820	Cast Iron	6	1966	0
WM01821	Cast Iron	6	1966	0
WM01822	Cast Iron	6	1966	0
WM01823	DCI	6	1994	0
WM01824	Cast Iron	6	1966	0
WM01825	DCI	6	1994	0
WM01937	Cast Iron	12	1960	0
WM01938	Cast Iron	6	1960	1
WM01941	Cast Iron	6	1960	3
WM02293	Cast Iron	12	1960	0
WM02376	Cast Iron	6	1962	0
WM02377	Cast Iron	6	1962	0
WM02378	Cast Iron	6	1962	0
WM03591	Cast Iron	6	1960	0
WM03794	Cast Iron	12	1960	1
WM03795	Cast Iron	8	1960	0
WM03796	Cast Iron	8	1960	1
WM04035	Cast Iron	12	1958	1
WM04036	Cast Iron	16	1962	0
WM04039	Cast Iron	6	1962	0

Replacement Cost (\$): 4,956,366
 50-year Risk (\$): 6,767,785

Projects to be optimized by the City based on several factors:

- Coordination with other City Departments / Projects
- Contractor availability
- City project manager availability
- On-going break monitoring

BURGESS & NIPLE

Summary of Recommendations (continued)

- **Corrosion Protection (began in 2018)**
- **Monitor the break rate; adjust investment (ongoing)**
- **Physical/Acoustic assessment of DI pipe (e.g., ePulse: 2026)**

Questions and Comments

BURGESS & NIPLE

AI-9016

Topics of Discussion D.

Council Work Session

Meeting Date: 02/21/2023

Water Infrastructure Update

Submitted By: Anthony Rodgers

Department: City Council

Council Committee Review?: Council Work Session **Date(s) of Committee Review:** 02/07/2023 and 02/21/2023

Audio-Visual Needs: None

Emergency Legislation?: No

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

Agenda Item Description or Legislation Title

Water Infrastructure Update

Purpose and Background

This agenda item has been requested by Councilmembers Glenn Otto, Anita Kitchen, and Ed Lyons for an update on City water infrastructure. The updated spreadsheet on the City's current water infrastructure projects has been provided (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

Spreadsheet

Mardi Gras Water MainReplacement

Mardi Gras Drive
Charlesgate Drive
Parish Court

2022 Water Main ReplacementProgram

Crukten Drive Alter Road
Hubbard Drive Holbrook Drive
Helwig Drive

2023 Watermain ReplacementProgram

Hubbard Drive Tewkesbury Drive
Chesham Drive Hartwick Drive
Sandbury Drive Alter Road
Longford Road Storck Drive

Council Approved to Solicit Design for RFP	X		X		X
Design Proposals Were Due	X		X		X
Council Approved the Award Design Consultant	X		X		X
Notice to Proceed with Design Consultant(s)	X		X		X
Order Pipe (Poss. 8-9 mo Delay)	X		X		X
Design Completion Date	X		X		3/1/2023
Work Session for Going Out to Construction Bid	X		X		4/4/2023
Council Approval to Go Out to Construction Bid	X		X		4/10/2023
Advertise for Construction Bidding	X		X		4/14/2023
Construction Bids Due	X		X		5/5/2023
Work Session to Award Construction	X		X		5/16/2023
Council Approval to Award Construction	X		X		5/22/2023
Notice to Proceed with Contractor(s)	X		X		6/5/2023
Estimated Pipe Delivery	X		X		9/1/2023
Begin Construction	2/15/2023		3/1/2023		9/1/2023
Construction Complete	5/1/2023		8/1/2023		4/1/2024

X = Completed

AI-9022

Topics of Discussion E.

Council Work Session

Meeting Date: 02/21/2023

East Sanitary Sewer Extension Project - Award Contract

Submitted By: Hanane Eisentraut

Department: Engineering

Division: Engineering

Council Committee Review?: Council Work Session

Date(s) of Committee Review: 02/21/2023

Audio-Visual Needs: None

Emergency Legislation?: No

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

Agenda Item Description or Legislation Title

East Sanitary Sewer Extension Project - Award Contract

Purpose and Background

Five (5) bids were received for the East Sanitary Sewer Extension Project. Due to inflation and supply chain issues, the bids came in higher than anticipated. The project was bid with a main bid and an alternating bid. The main bid includes the installation of 9,000 feet of large sanitary sewer, 3,200 feet of force main, and 2 new pump stations. This sanitary sewer installation will start at the Fairborn Wastewater Treatment Plant and go north along the west side of State Route 4 to the Center Point 70 Commercial Park. This work will provide full sanitary service to Center Point 70. The bid for this work is shown on the attached bid sheet. The lowest and best bid for this work was from Helm & Sons at \$3,917,449.00. There was an alternate bid requested that was for installing sanitary sewer on Chambersburg Road starting at State Route 4 and going west up Chambersburg Road approximately 6,300 feet. Unfortunately, the alternate bid came in at \$1,515,942.00, making the total bid \$5,433,391.00. This total cost was about \$1,000,000.00 over the City Engineer's estimate. Due to this overage, the installation of the sewer line on Chambersburg Road will not be part of this award and the work will be deferred to a future year. This legislation will authorize the City Manager to enter into a contract with Helm & Sons Excavating, Inc. as the lowest and best bidder for the main bid for the East Sanitary Sewer Extension project at a cost not to exceed \$4,310,000.00. The Sewer Capital Fund will be utilized for the construction of this project.

Fiscal Impact

Source of Funds: Sewer Capital Fund

Cost: \$4,310,000

Recurring Cost? (Yes/No): No

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

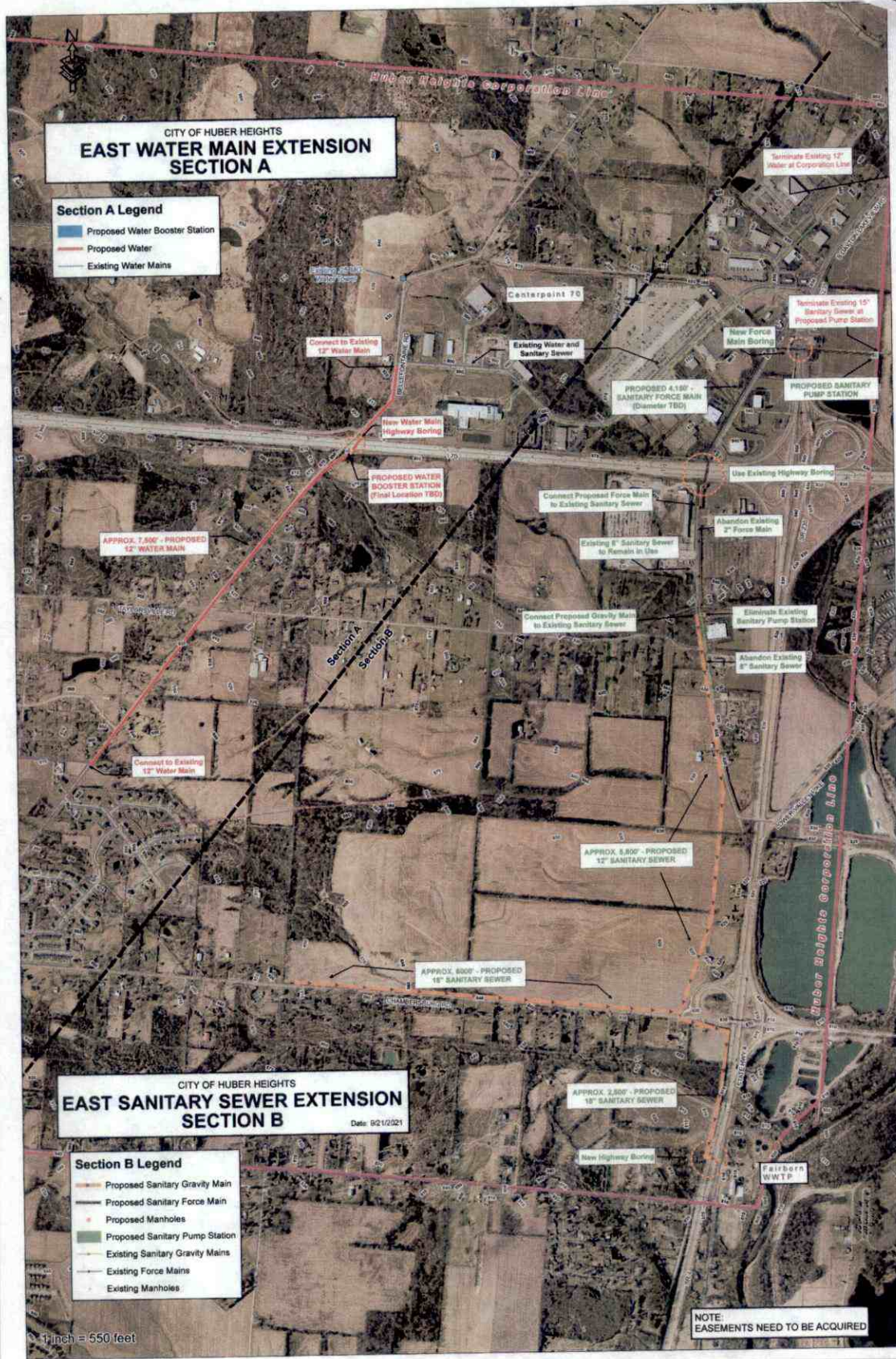
Financial Implications:

Attachments

Map

Bid Results

Resolution



CITY OF HUBER HEIGHTS
**EAST WATER MAIN EXTENSION
SECTION A**

- Section A Legend**
- Proposed Water Booster Station
 - Proposed Water
 - Existing Water Mains

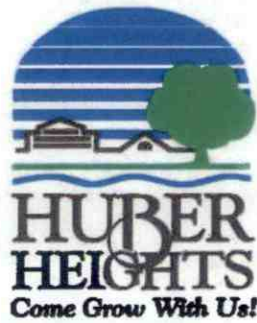
CITY OF HUBER HEIGHTS
**EAST SANITARY SEWER EXTENSION
SECTION B**

Date: 9/21/2021

- Section B Legend**
- Proposed Sanitary Gravity Main
 - Proposed Sanitary Force Main
 - Proposed Manholes
 - Proposed Sanitary Pump Station
 - Existing Sanitary Gravity Mains
 - Existing Force Mains
 - Existing Manholes

1 inch = 550 feet

NOTE:
EASEMENTS NEED TO BE ACQUIRED



**CITY OF HUBER HEIGHTS
EAST SANITARY SEWER EXTENSION
BID RESULT
BID DATE: JANUARY 20, 2023**

CONTRACTOR'S NAME	BASE BID	ALTERNATE BID CHAMBERSBURG SANITARY SEWER	TOTAL BID AMOUNT
Kelchner	\$5,322,448.00	\$2,177,935.00	\$7,500,383.00 300 Calendar Days
			Bid Bond - Yes
Milcon Concrete	\$4,411,829.25	\$1,311,325.40	\$5,723,154.75 220 Calendar Days
			Bid Bond - Yes
Helms and Sons	\$3,917,449.00	\$1,515,942.00	\$5,433,391.00 220 Calendar Days
			Bid Bond - Yes
Outdoor Enterprise	\$4,462,202.00	\$1,829,385.00	\$6,291,587.00 465 Calendar Days
			Bid Bond - Yes
Kinnison Excavating	\$5,459,500.00	\$1,725,185.00	\$7,184,685.00 500 Calendar Days
			Bid Bond - Yes

CITY OF HUBER HEIGHTS
STATE OF OHIO

RESOLUTION NO. 2023-R-

AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT FOR THE EAST
SANITARY SEWER EXTENSION PROJECT.

WHEREAS, City Council under Resolution No. 2022-R-7188, dated October 24, 2022, has
previously authorized the securing of bids for the East Sanitary Sewer Extension Project; and

WHEREAS, construction bids were received on January 20, 2023; and

WHEREAS, City Council has determined to proceed with this improvement.

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

Section 1. The City Manager is hereby authorized to enter into a contract for the East
Sanitary Sewer Extension Project with Helms and Sons Excavating, Inc. as the lowest and best
bidder at a cost not to exceed \$4,310,000.00 on the terms and conditions as substantially set forth
in the specifications of the contract.

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 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 _____, 2023;
_____ Yeas; _____ Nays.

Effective Date:

AUTHENTICATION:

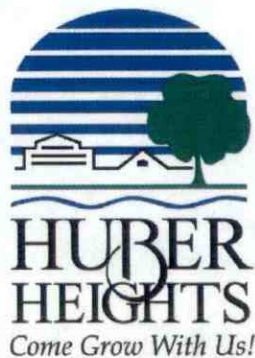
Clerk of Council

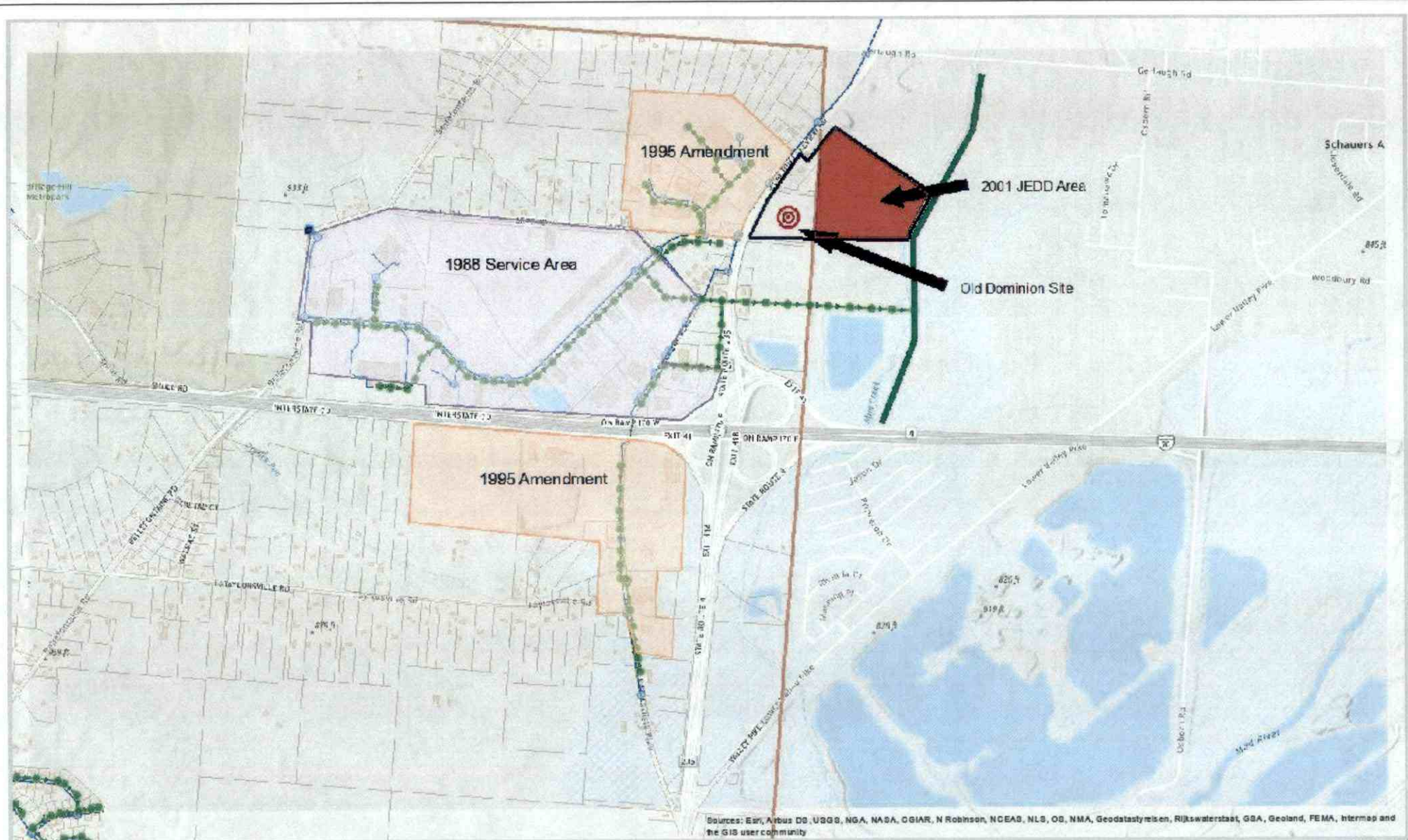
Mayor

Date

Date

Clark County JEDD & Utility Discussion





1 in = 1,505 ft

Clark County JEDD/Utility Discussion

Date: 8/11/2021

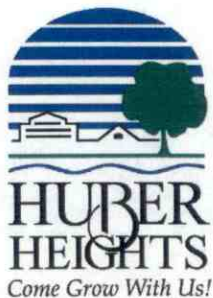


UTILITIES

- Relates to Center Point 70
- Best option at the time
- City owns the pipes & parts
- County provides “service”

JEDD

- Created in 2001, not used
- Allows City to tax in Twp
- Prohibits Annexation
- Expires 12/31/25



Why these issues today?

Both agreements were crafted to address specific projects back then.

At issue today is one project no one thought about then:

OLD DOMINION

(\$5M C.I., \$3.9M P.R., Expansion)

The Cliff's Notes Version

- OCT 2019: Old Dominion submits preliminary plans to build in the JEDD today and expand into Huber tomorrow.
- NOV 2020: Old Dominion receives zoning approval to build in Huber today and expand into JEDD tomorrow.
- MAR 2021: Meeting between Clark Co., Bethel Twp, & City.
 - ❖ Advised JEDD & Utility Agreement are linked.
 - ❖ Advised no utilities until new JEDD is formalized.
- APR 2021: Negotiations on new agreements begin.
Construction begins on Old Dominion facility.
- JAN 2022: Old Dominion facility scheduled to open.
 - ❖ Can't open without utilities.

Where we are today

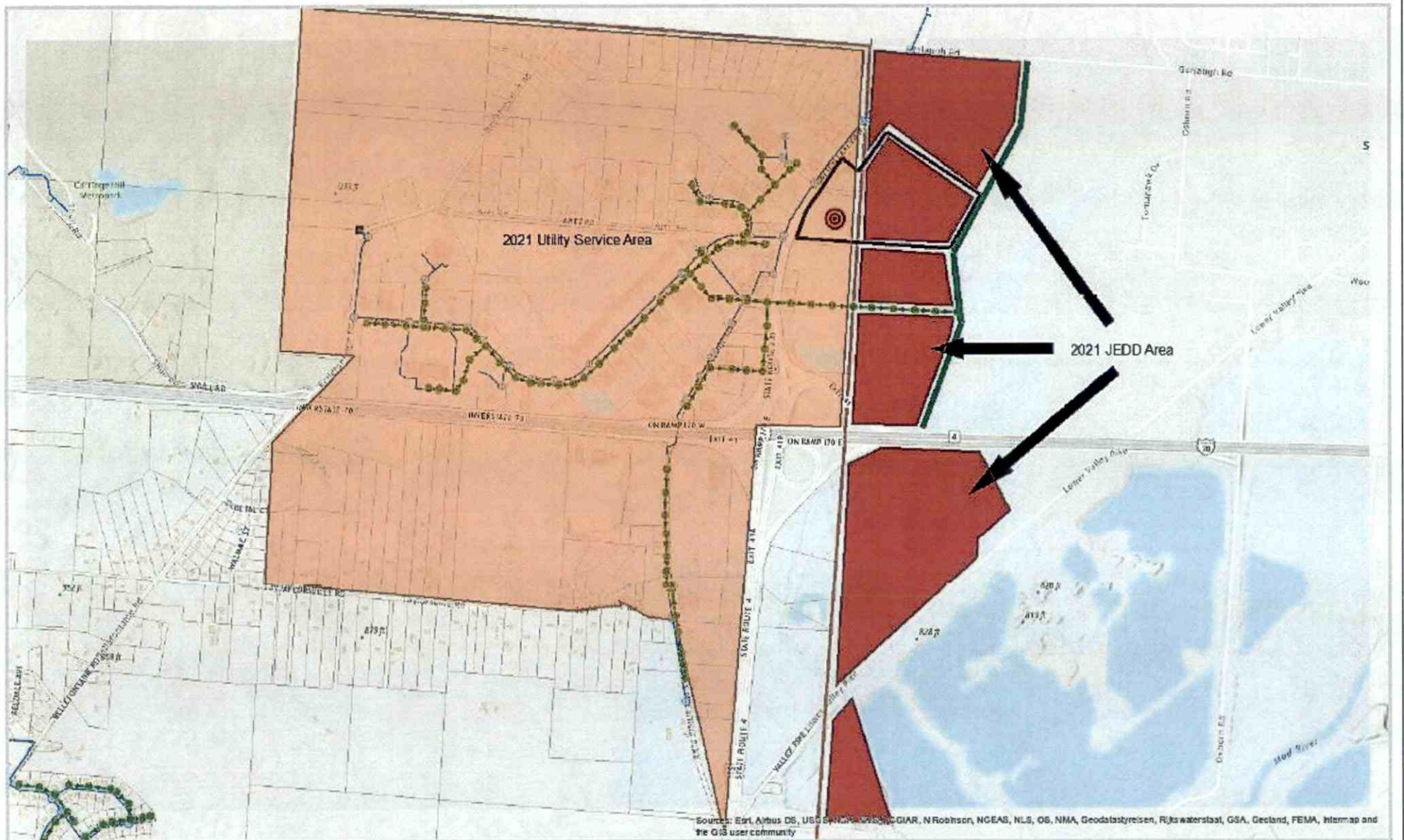
- A private well has been approved for potable water.
 - Fire suppression will draw from stormwater retention pond.
 - Septic permit denied due to poor/disturbed soil conditions.
- Three options to provide sanitary sewer service to the site:
1. Litigate;
 2. Enter new JEDD & utility agreements; or
 3. Provide new “services”

Option 1: Litigate

- Favorable, but not guaranteed
- Future projects = future battles = bad for business
- Request from Old Dominion to not pursue it option

Option 2: New Agreements

- Negotiations have yielded some progress
- Current terms and conditions meet immediate needs
- Long-term consequences unknown but challenging



1 in = 1,505 ft

2021 New Agreements with Clark County

Date: 8/12/2021



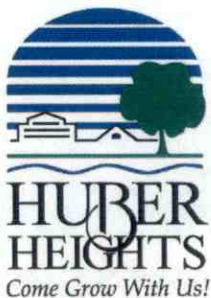
Proposed Utility Agreement

What's Good

- Adds all area north of I-70
- Adds all COM/IND properties south of I-70
- Increased Capacity

What's Bad

- Approaching capacity limits
- Additional development south of I-70 will require sanitary upgrades
- Increased Rates



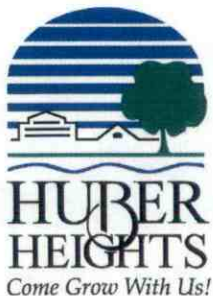
Proposed JEDD Agreement

What's Good

- It gets Old Dominion “done”
- City has no service obligations in JEDD
- County assumes JEDD admin role
- Secures a new utility agreement

What's Bad

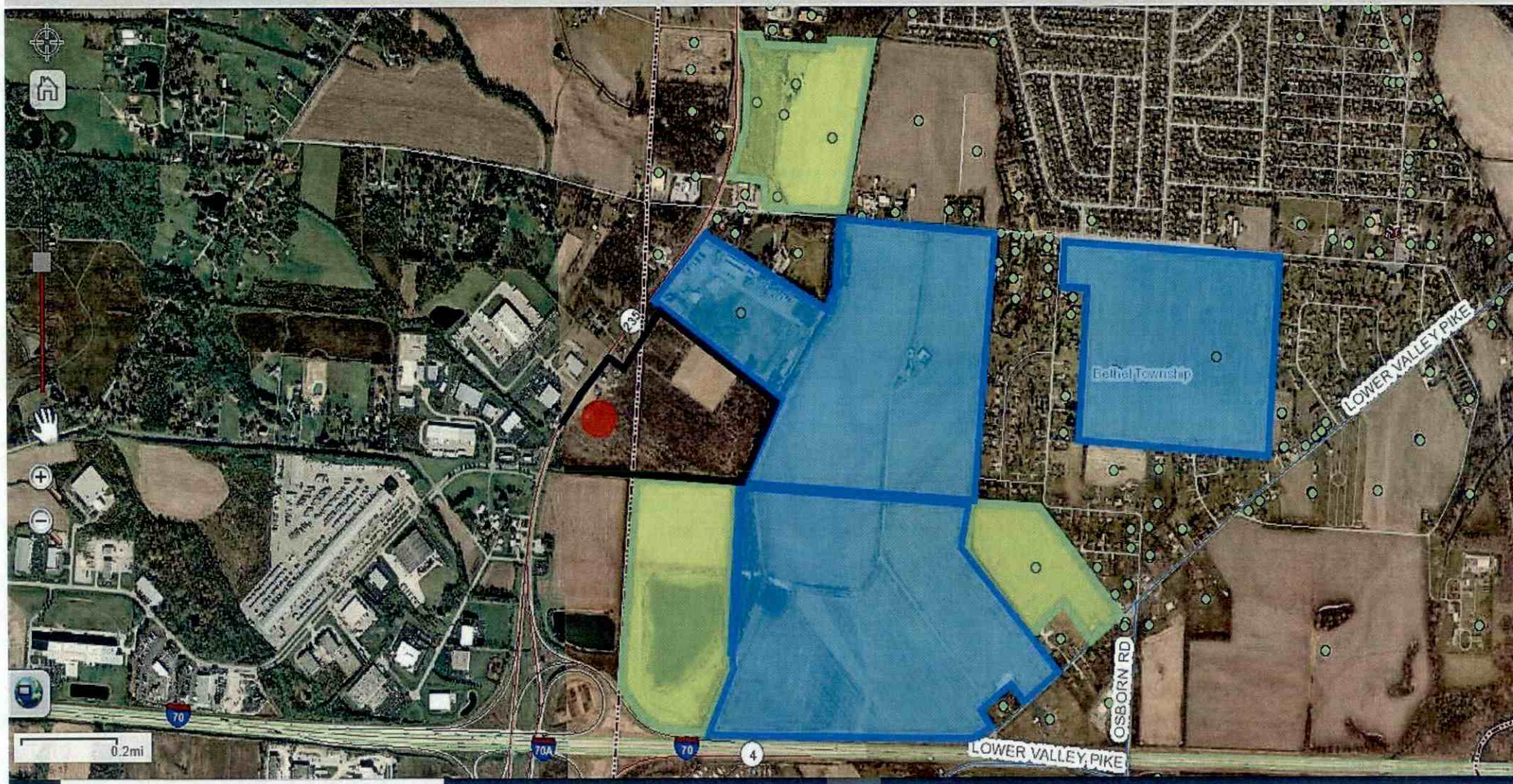
- Reduces City's income tax share from 87% to 33%
- Obligates the City pay 33% of all major road work in the JEDD*
- Effectively limits annexation for 100 years





Clark County GIS - John S. Federer
(937) 521-1860 - gis@clarkcountyohio.gov

[Basic Search](#) [Advanced Search](#) [Comparable Sales](#) [View Search Results](#)



Option 3: New Services

- Provides a permanent utility solution for all of east Huber
- Allows the City to expand its own water utility
- Partner with Fairborn for sanitary sewer needs
- Near-term solution with short-term 'bridge'

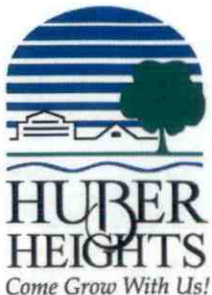
Option 3: New Services

What's Good

- Supports future growth
- Out from under JEDD
- Reduces future C.I. costs
- Cost neutral/reduction
- Gain likeminded partner
- Fiscal resources available

What's Bad

- Unplanned C.I. costs
- Still will have a partner



Cost & Funding of Services

COSTS:

Water Infrastructure:	\$2.72 M
Sewer Infrastructure:	\$3.69 M
<i>TOTAL:</i>	<i>\$6.41 M</i>

FUNDING:

Less ARPA Funds:	\$4.00 M
Less Water Fund Reserves:	\$1.10 M
Less Sewer Fund Reserves:	\$1.31 M
<i>TOTAL:</i>	<i>\$6.41 M</i>

What's next?

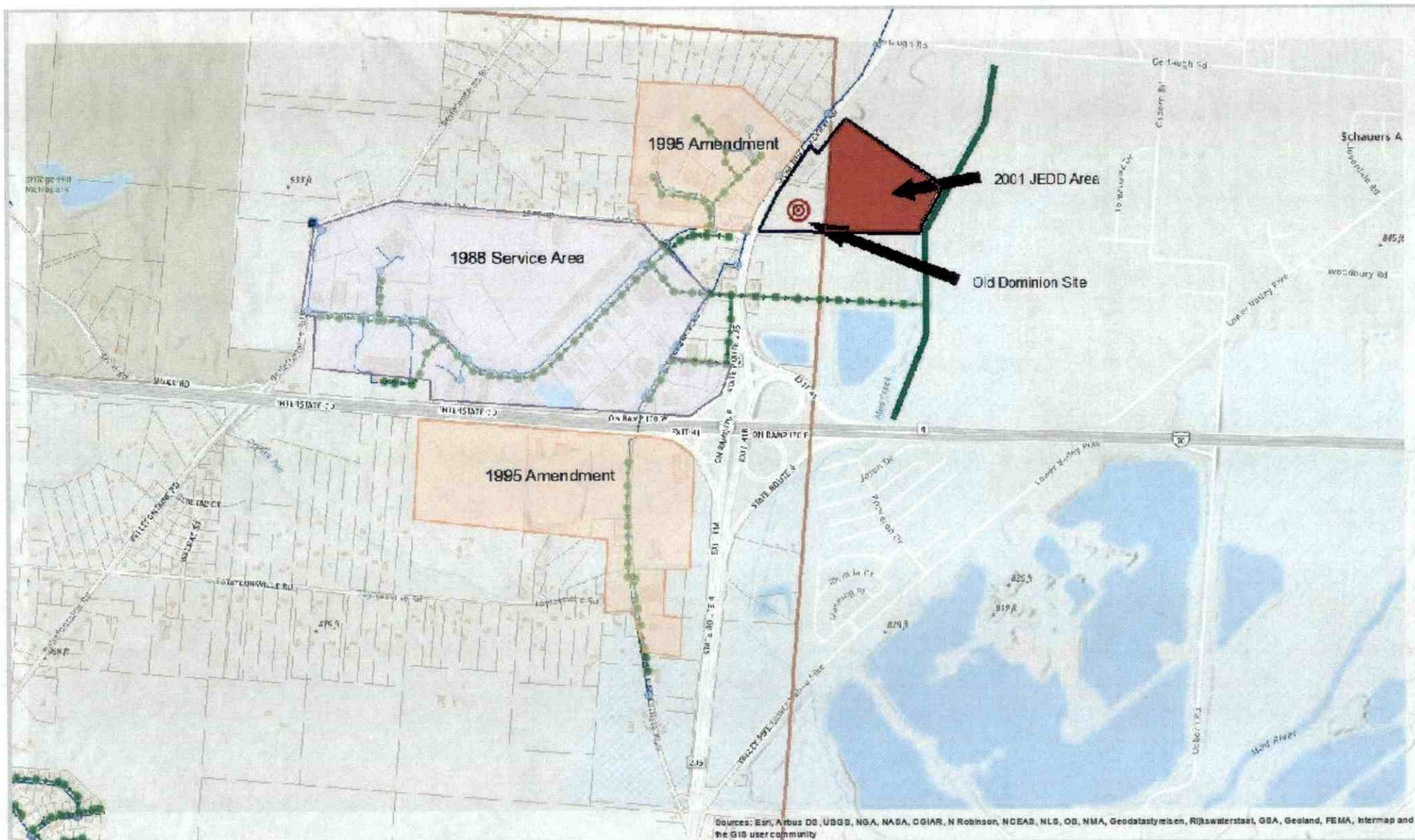
Regardless of which option Council selects, direction is needed soon to ensure that Old Dominion can occupy the facility in January.

Both Option #2 & Option #3 provide resolution to this situation.

Both Option #2 & Option #3 benefit & disadvantage the City.

Staff is prepared to exercise either option at Council's direction.

Questions?

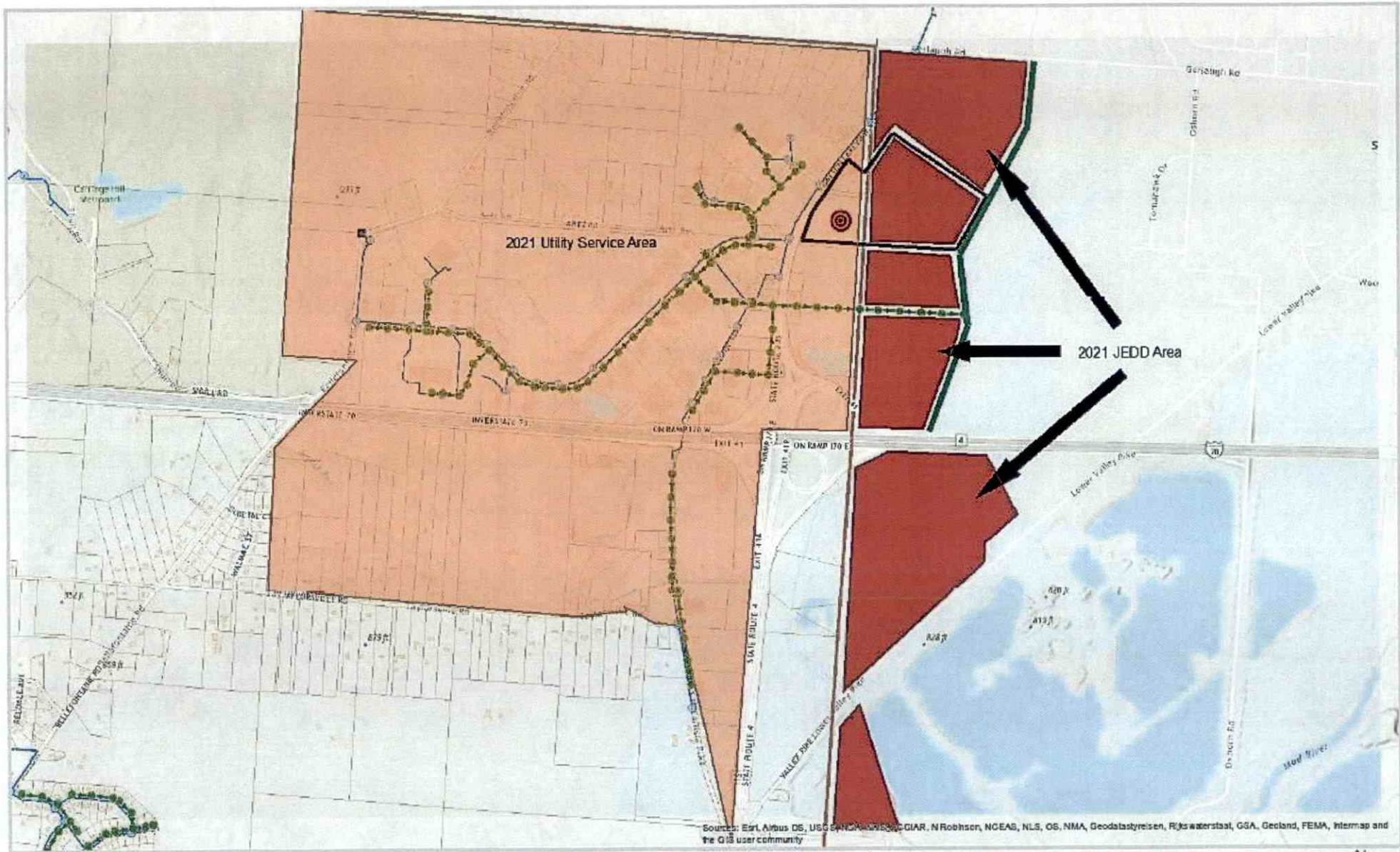


1 in = 1,505 ft

Clark County JEDD/Utility Discussion

Date: 8/11/2021





Sources: Esri, Airbus DS, USGS, NOAA, NCEAS, NLS, OS, NMA, Geodatasysteme, Rijkswaterstaat, GSA, Geoland, FEMA, Intermap and the GIS user community

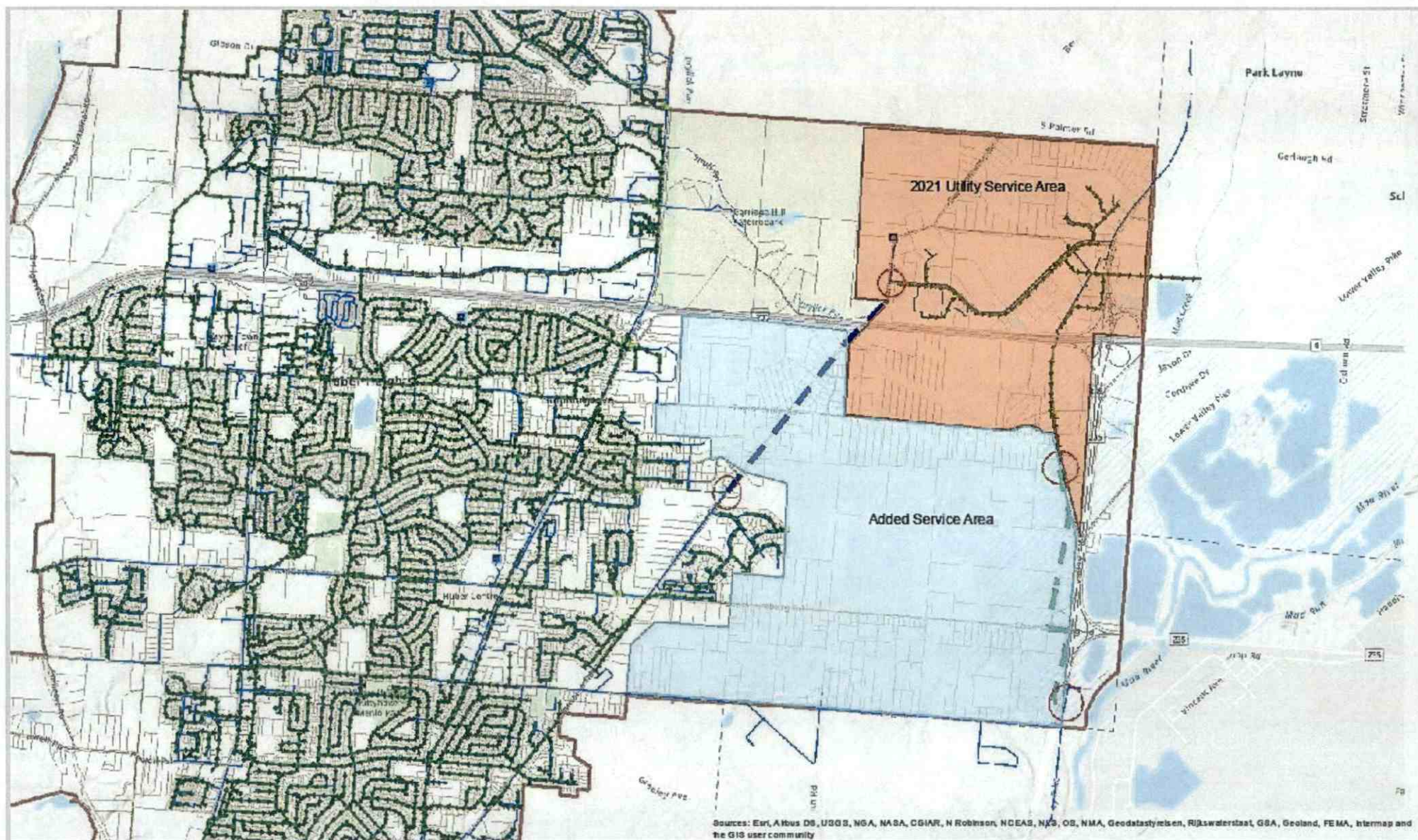


1 in = 1,505 ft

2021 New Agreements with Clark County

Date: 8/12/2021





1 in = 3,009 ft

2021 New Service Providers

Date: 8/12/2021



AI-9012

Topics of Discussion F.

Council Work Session

Meeting Date: 02/21/2023

County Assessments Removals

Submitted By: Jim Bell

Department: Finance **Division:** Accounting

Council Committee Review?: Council Work Session

Date(s) of Committee Review: 02/21/2023

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

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

Agenda Item Description or Legislation Title

County Assessments Removals

Purpose and Background

An assessment for grass/weeds of \$334.28 and an assessment for trash/litter of \$834.05 for the property at 7084 Claybeck Drive were each authorized by City Council in 2022. These assessments were sent to the Montgomery County Auditor for inclusion on the 2023 property taxes for that property. Those assessments were authorized based on expenses incurred by the City of Huber Heights prior to the sale of the property to a new owner in May, 2023. The title company for the new owner contacted the City and Montgomery County prior to the purchase of the property to ask if there were any assessments on the property. City Staff at both the City and Montgomery County reported at the time contact was made prior to the purchase that no assessments existed on the property at 7084 Claybeck Drive. The assessments were not authorized until after the sale of the property was complete. The assessments appeared on the first half of the 2023 property tax bill for the new owner. The Montgomery County Auditor requires legislation be approved by the City Council to remove the special assessments since legislation was approved by the City Council to certify the assessments. The assessments were approved for this property to recoup expenses incurred by the City due to negligence of the prior owner. Therefore, City Staff recommend that the assessments be removed as the assessments should not be the responsibility of the new owner of the property.

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

CITY OF HUBER HEIGHTS
STATE OF OHIO

RESOLUTION NO. 2023-R-

AUTHORIZING THE DIRECTOR OF FINANCE TO REMOVE \$334.28 IN GRASS/WEEDS ASSESSMENT FEES AND \$834.05 IN TRASH/LITTER ASSESSMENT FEES FROM 7084 CLAYBECK DRIVE.

WHEREAS, 7084 Claybeck Drive was assessed \$334.28 in grass/weed assessment fees and \$834.05 in trash/litter assessment fees after the sale of the property to a new owner; and

WHEREAS, the Director of Finance is requesting approval of City Council to remove the previously certified assessments on 7084 Claybeck Drive.

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

Section 1. The Director of Finance is hereby authorized to remove the grass/weeds assessment of \$334.28 and the trash/litter assessment of \$834.05 from the property at 7084 Claybeck Drive. Approval is given for the Director of Finance to contact the Montgomery County Auditor and provide any documents necessary to remove the aforementioned assessments from the property at 7084 Claybeck Drive.

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 ____, 2023;
____ Yeas; ____ Nays.

Effective Date:

AUTHENTICATION:

Clerk of Council

Mayor

Date

Date

AI-9015

Topics of Discussion G.

Council Work Session

Meeting Date: 02/21/2023

Fire Division Staffing Update

Submitted By: Anthony Rodgers

Department: City Council

Council Committee Review?: Council Work Session **Date(s) of Committee Review:** 02/07/2023 and 02/21/2023

Audio-Visual Needs: None

Emergency Legislation?: No

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

Agenda Item Description or Legislation Title

Fire Division Staffing Update

Purpose and Background

This agenda item has been requested by Councilmembers Ed Lyons, Anita Kitchen, and Glenn Otto for an update on staffing in the Fire Division. The updated spreadsheet on the hiring activities in the Fire Division has been provided (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

Spreadsheet

Firefighter/Paramedic Hiring Status

		Withdraw	No Response	Background	Conditional Offer	Psych.	Phys.	Prints	PAT	Paramedic Cert	Start Date	Count Based on Start Date
May 6, 2022 Eligibility List	Candidate 1			X	X	X	X	X	X	X	1/3/2023	34 of 42
	Candidate 2			X	X	X	X	X	X	X	1/3/2023	35 of 42
	Candidate 3			X	X	X	X	X	X	X	1/4/2023	36 of 42
	Candidate 4			X	X	X	X	X	X		TBD	39 of 42
December 9, 2022 Eligibility List	Candidate 1	X									X	
	Candidate 2			X	X	X	X	X	X	X	2/20/2023	38 of 42
	Candidate 3											
	Candidate 4			X	X	X	X	X	X	X	2/6/2023	37 of 42
	Candidate 5	X		X							X	
	Candidate 6											
	Candidate 7	X									X	
	Candidate 8	X		X	X	X	X		X	X	X	
	Candidate 9		X								X	
	Candidate 10	X									X	
	Candidate 11			X	X	X		X		X	TBD	40 of 42
	Candidate 12		X								X	
New Process started February 3, 2023 with a deadline for applications on February 24, 2023.												

indicates conditional offer has been made

indicates updates from previous meeting

AI-9014

Topics of Discussion H.

Council Work Session

Meeting Date: 02/21/2023

Case TA 22-42.1 - City Of Huber Heights - Text Amendment - Home Occupations

Submitted By: Geri Hoskins

Department: Planning

Division:

Planning

Council Committee Review?: Council Work Session

Date(s) of Committee Review: 01/17/2023 and 02/21/2023

Audio-Visual Needs: SmartBoard

Emergency Legislation?: No

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

Agenda Item Description or Legislation Title

Case TA 22-42.1 - City Of Huber Heights - Text Amendment - Home Occupations

Purpose and Background

The applicant, the City Of Huber Heights, is requesting approval of an amendment to Section 1123.53 of the Huber Heights Codified Ordinances for Home Occupations. This ordinance had a first reading at the January 23, 2023 City Council Meeting and a second reading at the February 13, 2023 City Council Meeting. The ordinance was passed to a third reading at the February 27, 2023 City Council Meeting to allow City Staff to address concerns about signs for Home Occupations. City Staff have provided information about signs for Home Occupations (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

Information
Ordinance

From: [Aaron Sorrell](#)
To: [Chodkowski, Bryan](#); [Rodgers, Anthony](#)
Subject: Home Occupation Ordinance
Date: Wednesday, February 15, 2023 11:18:21 AM

CAUTION EXTERNAL EMAIL: This message originated from a non Huber Heights email server. DO NOT CLICK ANY LINKS or OPEN ANY ATTACHMENTS unless you have contacted the sender to verify its legitimacy or confirmed you were expecting it. Contact the IT Department if you need assistance.

Bryan & Tony,

During the council meeting, there was a question concerning the sign size for home occupations. The allowance of 4 square feet was intentional, and I do not view it as conflicting with the sign code.

We wanted to give a home-based business slightly more visibility. Let me know if I need to follow up with Council and the process for doing so.

Aaron

CITY OF HUBER HEIGHTS
STATE OF OHIO

ORDINANCE NO. 2023-O-

AMENDING CERTAIN SECTIONS OF PART ELEVEN, PLANNING AND ZONING CODE, OF THE CITY CODE OF HUBER HEIGHTS REGARDING HOME OCCUPATIONS (CASE TA 22-42.1).

WHEREAS, the citizens of Huber Heights require the efficient and orderly planning of land uses within the City; and

WHEREAS, the City Planning Commission has reviewed Case TA 22-42.1 and on December 13, 2022, recommended approval by a vote of 3-0 the proposed text amendment to City Council; and

WHEREAS, after review by the Law Director, certain changes to Section 1123.53 as proposed by the Planning Commission were required to be put in Section 1181.26, yet all provisions as recommended by the Planning Commission, other than the new section number remain the same; and

WHEREAS, the City Council has considered the issue.

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

Section 1. Part Eleven, Planning and Zoning Code, Chapter 1123 – Definitions, Section 1123.53 – Home Occupations is amended to read as follows:

1123.53 - Home Occupations

Home occupation means an occupation conducted in a dwelling unit or accessory building. Home occupations are subject to the standards in Section 1181.26.

Section 2. Part Eleven, Planning and Zoning Code, Chapter 1181 – General Provisions is hereby amended to add new Section 1181.26 – Home Occupations as follows:

1181.26 - Home Occupations.

(a) Home occupations may be permitted with standards when compliant with the following regulations and any other applicable sections of this zoning Ordinance:

- 1) Such use shall be conducted entirely within the dwelling unit or an accessory building. In all cases, all activities related to home occupation must take place within the enclosed building.
- 2) Home occupations shall not change the character of the residential use and shall not adversely affect the uses permitted in the residential district of which they are a part.
- 3) The nature of home occupation as an accessory use relative to its location and conduct of activity is such that the average neighbor, under normal circumstances, would not be aware of its existence.
- 4) Any home occupation activities on the property shall be conducted only by persons residing in the dwelling unit and one additional person who does not reside at the home where the occupation takes place.
- 5) No building or structure shall be used to operate a business, store equipment or supplies used for a business, or serve as a location where more than four employees meet or park prior to going to work off-site, where such employees do not work anywhere on the property.
- 6) The maximum floor area the use may cover shall not exceed 25 percent of the total floor area of the dwelling unit.
- 7) One, non-illuminated sign with a maximum square footage of four-square feet is permitted, without a permit, if it is mounted flat against the wall of the principal building.
- 8) Home occupations which provide a service shall not have more than two customers (including those arriving and waiting for service) at any one time.

- 9) The storage of all equipment, machinery, supplies, materials, files, and the like, shall be stored completely within the residence or accessory buildings.
- 10) Any need for parking generated by the conduct of such home occupation shall be accommodated on off-street parking spaces or areas that are paved for the purpose of parking.
- 11) No traffic shall be generated by such home occupation in greater volume than is normally expected for the residential neighborhood.
- 12) The following are examples of permitted types of home occupations:
 - (i) Clerical and other similar business services;
 - (ii) Instruction in music, dance, or other types of teaching with a maximum number of two students at a time;
 - (iii) The office of a professional accountant, attorney, broker, consultant, insurance agent, realtor, architect, engineer, sales representative, and similar office-oriented occupations;
 - (iv) Artists, sculptors, photographers, and other providers of home crafts;
 - (v) Barber shop/beauty salon with a maximum of one chair;
 - (vi) A licensed massage therapist who provides massage therapy for a maximum of one client at any given time; or
 - (vii) Any similar use as determined by the Director of Planning and Zoning, or their designee.

Section 3. All provisions in Chapters 1123 and 1181 not expressly changed herein shall remain in full force and effect.

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 _____, 2023;
_____ Yeas; _____ Nays.

Effective Date:

AUTHENTICATION:

Clerk of Council

Mayor

Date

Date

AI-9018

Topics of Discussion I.

Council Work Session

Meeting Date: 02/21/2023

Vacation Rental Properties

Submitted By: Anthony Rodgers

Department: City Council

Council Committee Review?: Council Work Session

Date(s) of Committee Review: 02/21/2023

Audio-Visual Needs: None

Emergency Legislation?: No

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

Agenda Item Description or Legislation Title

Vacation Rental Properties

Purpose and Background

This agenda item was requested by Councilmember Richard Shaw to discuss vacation rental properties in the City.

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

No file(s) attached.

AI-9019

Topics of Discussion J.

Council Work Session

Meeting Date: 02/21/2023

Indigent Burial Policy

Submitted By: Anthony Rodgers

Department: City Council

Council Committee Review?: Council Work Session **Date(s) of Committee Review:** 02/21/2023

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

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

Agenda Item Description or Legislation Title

Indigent Burial Policy

Purpose and Background

This agenda item is to discuss the adoption and implementation of an indigent burial policy for the City of Huber Heights.

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

Policy

Application

Affidavit

CITY OF HUBER HEIGHTS, OHIO INDIGENT BURIAL POLICY

I. PURPOSE

This Indigent Burial Policy establishes a procedure and requirements for the disposition of a body of an indigent person within the corporate limits. This policy is in compliance with Ohio Revised Code Section 9.15 for reasons of public health, safety, and welfare and sensibilities pertaining to the following: (i) the burial of indigent persons found within the City who are not claimed by any person for private cremation or interment at the person's own expense, or (ii) cremation or interment when the body of an indigent person is claimed by an indigent person. The municipality is responsible for the burial or cremation of an indigent individual within the corporate limits unless the deceased falls under one of the exceptions in the statute.

II. APPLICATION OF THE POLICY

A. "Unclaimed": When the body of a deceased individual is found within the City and such person was not an inmate of a correctional, benevolent, or charitable institution of this state, and the body is not claimed by any person for private cremation or interment at the person's own expense or delivered for the purposes of medical or surgical study or dissection pursuant to Ohio Revised Code Section 1713.34, then the City shall be liable for the cremation or interment expenses if: (1) the deceased is determined to be an indigent person; and (2) the person was a legal resident of the City of Huber Heights at the time of death; or (3) the person was not a resident of the City of Huber Heights, but transient in nature and all measures of notification of next of kin have been exhausted.

B. "Claimed": When the body of a deceased individual is claimed by a person without undertaking to arrange and pay for private cremation or interment, the City shall be liable for the cremation or interment expenses if: (1) the deceased is determined to be an indigent person; and (2) the claimant is determined to be an indigent person; and (3) the person was a legal resident of the City of Huber Heights at the time of death.

III. DETERMINING LEGAL RESIDENCY

The City Manager or authorized designee shall make reasonable attempt to determine whether the deceased person was a legal resident of Huber Heights at the time of death. "Legal residency" means a physical presence in a particular location, coupled with the choice to make that place home, or the place with which a person is most intimately connected.

IV. DETERMINING INDIGENCE

A. "Indigence": In determining indigence, the City Manager or his/her designee shall make reasonable attempt to determine whether the deceased person is indigent, and where the deceased person is claimed by an indigent person, whether

CITY OF HUBER HEIGHTS, OHIO INDIGENT BURIAL POLICY

the claimant is indigent. Ohio Revised Code Section 9.15 states that an "indigent person" means a person whose income does not exceed one hundred fifty percent (150%) of the federal poverty line, as revised annually by the United States Department of Health and Human Services in accordance with Section 673(2) of the "Omnibus Budget Reconciliation Act of 1981," as amended, for a family size equal to the size of the person's family.

B. "Indigent Criteria": The criteria used to evaluate indigency status shall include, but is not limited to, the income components as defined by the most recent version of the United States Census Bureau and other relevant considerations including fundraising revenue and insurance intended for funeral, cremation and/or burial expenses. Once the income has been verified, the most recent version of the United States Department of Health and Human Services Poverty Guideline Publication will be used to determine whether the person's income exceeds 150% of the federal poverty line. In determining indigency, the wages or salary income earned by dependent minors under 18 years of age shall not be considered. Gross income shall include: wages and earning from employment, interest, annuities, pensions, Social Security, retirement, employment disability, public assistance, Supplemental Security Income (SSI), alimony, child support, unemployment benefits, veterans payments, worker's compensation, and any other indirect income, rental income, and trust income.

V. POLICY

A. Authority: The City Manager or his/her designee is appointed in accordance with Ohio Revised Code Section 9.15 to be responsible for the administration of the City's Indigent Burial Policy. Upon a finding that the deceased was a legal resident of Huber Heights, or transient, and after verifying the indigency of the decedent and the claimant of the decedent's body, if any, the City Manager or authorized designee shall exercise authority pursuant to Ohio Revised Code Section 2108.81(B)(10) and authorize the funeral director to arrange for the final disposition of the remains of the deceased person and to sign all documents necessary for cremation or interment. The City shall choose the funeral home to conduct the cremation or interment and will enter into an agreement with said funeral home for a specific price for the cremation of the remains of the deceased.

B. Remains: The cremated remains of the deceased may be released to the decedent's family or next of kin

VI. PROCEDURE

Because public funds are used for the disposition of a body of an indigent individual, the Ohio Revised Code gives the municipality the sole decision-making authority, when it comes to the most cost effective way to dispose of the body. The City may contract with a funeral home for cremation services and have the body sent to the funeral home under contract. Any funds approved by any other agency shall be used

CITY OF HUBER HEIGHTS, OHIO INDIGENT BURIAL POLICY

to offset the funds provided by the City (i.e., \$250 provided by Social Security, veterans associations, donations, or other funding sources. The City Manager or his/her designee may authorize a burial of an indigent individual upon proof that cremation is prohibited by the indigent's religious faith.

Persons contacting the City regarding indigent burials will be provided with an Indigent Burial Application with Affidavit of Indigency. These forms must be completed and returned to the City for review and approval by the City prior to disposition of the deceased person's remains. Only upon approval of the Indigent Burial Application, and authorization by the City shall the funeral home proceed with the disposition of a body of an indigent individual.

The City Manager or his/her designee shall establish a not to exceed amount for payment of indigent burial expenses.

Before the City pays for the cremation of a body, the funeral home shall provide an itemized list and contract with pricing of the services being performed. To assist the funeral home, the City will only pay for direct cremation and any other requirements provided for in the law. The City shall not pay for an urn, graveside services, transportation costs to and from the cemetery of the city's choice (if needed), visitation, church and/or pastoral services, or any other funeral costs unrelated to the cremation process. The City shall not pay for embalming, visitation services, grave side service, flowers, limo service, etc.

All payments shall be made to the funeral home directly upon receipt of and City approval of an itemized bill. The funeral home shall reduce the cost to the City by the amount of funds received from any other source. If additional funds are paid to the funeral home after the City has paid, the City shall be refunded the additional funds paid within thirty (30) days after receipt thereof.

The City of Huber Heights will also seek reimbursement for the incurred costs of indigent burials through the State of Ohio's Indigent Burial and Cremation Support Program.

VII. LIMITATIONS

A. No payment for Funeral Expenses: A person claiming the body of an indigent decedent may not make independent funeral arrangements and have the bill submitted to the City. Should this occur, the City is not liable for any expenses.

B. Not Supplemental: The City's Indigent Burial Policy is not supplemental. The funeral home shall not ask for nor accept any funds above the amounts agreed upon by the City and the funeral home.

C. Refund by Funeral Director: Should it be ascertained, after payment by the City, that such payment was made for a decedent who the City did not have

**CITY OF HUBER HEIGHTS, OHIO
INDIGENT BURIAL POLICY**

responsibility to cremate or bury pursuant to Ohio Revised Code Section 9.15, the City shall be entitled to and may undertake proceedings to recover any benefits payable on behalf of such decedent by any person or agency who had the responsibility to pay burial benefits, up to an amount totaling the payment made.



**HUBER
HEIGHTS**
Come Grow With Us!

CITY OF HUBER HEIGHTS, OHIO INDIGENT BURIAL APPLICATION

Return this form, completed and signed to:

City Of Huber Heights
6131 Taylorsville Road
Huber Heights, Ohio 45424
937-237-5807

APPLICATION FOR INDIGENT BURIAL FUNDS

Certain information contained in this application is a matter of public record subject to disclosure. Any false statement made or given in this application shall result in denial of payment and could result in criminal prosecution.

Deceased Person's Information:

Full Name of Deceased: _____ D.O.B.: ____/____/____

Last Known Address:

Street Address City State Zip Code

Social Security Number: _____ Sex: _____ Age: _____

Date of Death: _____

Place of Death: _____

1. At the time of death, was the deceased a resident of the City of Huber Heights:

☐ Yes ☐ No If yes, please provide proof of residency.

2. Did the deceased receive benefits from Job and Family Services, such as Ohio Works First, Medicaid/Medicare, Healthy Start, Social Security, or other programs?

☐ Yes ☐ No

If yes, please indicate which program(s):

3. Decedent's Household Income: *(Please include all forms of income including employment, unemployment, Social Security, or other income currently received by each household member identified below, excluding any household member under the age of 18. Attach documentation of each income source.)*

Size of Household: _____

Age(s) in Household: #1____#2____#3____#4____

Income Source Of:

Household Member #1 _____ Monthly Amount: \$ _____

Household Member #2: _____ Monthly Amount: \$ _____

Household Member #3: _____ Monthly Amount: \$ _____

Household Member #4: _____ Monthly Amount: \$ _____

4. Did the deceased have one of the following?

a. Guardian; or ☐ Yes ☐ No

b. Legal document naming a representative for the estate and/or disposition of their remains? ☐ Yes ☐ No

If yes, list name and phone number of guardian or responsible party:

Name	Phone Number
------	--------------

5. Was the deceased a veteran? ☐ Yes ☐ No

If yes, has or will someone be applying for burial funds and/or for a marker from the Veterans Administration?

☐ Yes ☐ No If no, why not?

6. Was the deceased receiving Social Security retirement benefits at the time of death?

☐ Yes ☐ No If yes, indicate monthly amount: \$ _____

7. Is/was there any life insurance policies for the deceased?

☐ Yes ☐ No

If yes, in what amount \$ _____

8. Did the deceased participate in any type of prepaid burial Fund?

☐ Yes ☐ No

If yes, in what amount \$ _____

9. Did the deceased leave a will or trust fund?

☐ Yes ☐ No

If yes, in what amount \$ _____

10. Did the deceased, or does the surviving spouse of the deceased, own real property?

☐ Yes ☐ No

If yes, list address of property or properties and value: (Attach additional sheet if necessary)

TYPE	VALUE

11. Did the deceased, have a checking or savings account at the time of death or within the last twelve (12) months prior to death?

☐ Yes ☐ No

If yes, please list name of financial institution and amount in account(s): (attach additional sheet if necessary)

NAME OF FINANCIAL INSTITUTION	AMOUNT

Gross Income shall include any of the following: wages, and earnings from employment, interest, annuities, pensions, Social Security, retirement, employment disability, public assistance, Supplemental Security Income (SSI), alimony, child support, unemployment benefits, veterans payments, worker's compensation, and any other indirect income, rental income, trust income. Do not include non-cash benefits

(i.e. food stamps, housing subsidies, capital gains and losses. Calculate wages before taxes.

SOURCE OF INCOME	AMOUNT

AUTHORIZATION:

I, the undersigned, authorize the disclosure of the above information to all persons as may be deemed proper for the purposed of reaching a proper decision on the question of my indigence.

Date: _____

Signature: _____

ACKNOWLEDGEMENT:

STATE OF OHIO

County Of: _____

I, _____, being duly sworn, depose and say that I am the individual making the forgoing application; and that the answers to the foregoing questions and other statements and authorizations contained herein are true to the best of my knowledge.

Applicant's Signature

Sworn before me and subscribed in my presence this day of _____,
20____

Notary Public

(This page is to be completed by Funeral Home.)

Funeral Home Information

Name of Funeral Home:

Address:

Street

City

State

Zip Code

Name of Representative:

Phone Number: _____

Federal ID#: _____

Funeral Director #: _____

You must include a copy of the death certificate along with this application.

Payment of funeral expenses shall not exceed \$750.00 and shall include direct cremation charges, less the amount of any contributions, insurance, or property, real or personal property or any other thing of value which may be applied towards the burial expenses. Accepting any additional payment for burial expenses not disclosed may be grounds for prosecution. I understand I must disclose, and have submitted and attached hereto, of the amount of any contributions received from friends, relatives, or others, of insurance or property, real or personal, or of any other thing of value which may be applied to the burial expenses of the deceased, or of the absence of any such things of value which may be so applied.

I, _____, acknowledge that I have read and understand this statement and its requirements and that by signing below, I agree to comply with all requirements set forth herein.

Funeral Home Representative's Signature

Sworn before me and subscribed in my presence this day of _____,
20____

Notary Public

AFFIDAVIT OF INDIGENCY

STATE OF OHIO)
) SS:
COUNTY OF:)

The undersigned ("Affiant"), being first duly cautioned and sworn, deposes, states and agrees that he/she has personal knowledge of the facts contained in this Affidavit and does hereby state under penalty of perjury that:

1. I understand that under Ohio Revised Code Section 9.15 when the body of an indigent person is not claimed and the deceased was a legal resident of the City of Huber Heights, the City shall cause the deceased to be buried or cremated at the expense of the City.
2. I understand that if the person claiming the body of the indigent person is also indigent the City shall cause the deceased indigent person to be buried or cremated at the expense of the City.
3. I am claiming the body/ashes of: _____ an indigent person, who was a resident of the City of Huber Heights at the time of death and swear that I am also an indigent person in that my income does not exceed one hundred fifty per cent of the federal poverty line, as revised annually by the United States Department of Health and Human Services in accordance with Section 673(2) of the "Omnibus Budget Reconciliation Act of 1981," 95 Stat. 511, 42 U.S.C. 9902, as amended, for a family size equal to the size of the person's family.
4. To my knowledge the deceased was not a veteran of the United States Armed Forces.
5. As I do not have the means nor resources to pay for private interment or cremation at my own expense, I ask that the deceased be buried or cremated at the expense of the City of Huber Heights.

Further, Affiant sayeth naught.

IN WITNESS WHEREOF, the undersigned have executed this document on the date(s) set forth below.

Affiant Signature: _____
Printed Name: _____

Sworn to or affirmed and subscribed before me by _____ this _____
day of _____, 20__

Notary

My Commission Expires: _____

This document is used for official proceedings under Ohio Revised Code Section 9.15. Pursuant to ORC Section 2921.11 (A) No person, in any official proceeding, shall knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement is material. Whoever violates that section is guilty of perjury, a felony of the third degree.

AI-8988

Topics of Discussion K.

Council Work Session

Meeting Date: 02/21/2023

Liquor Permit #8827366 - Taylor Mart, LLC - 6025 Taylorsville Road

Submitted By: Anthony Rodgers

Department: City Council

Type of New

Liquor Permit:

Motion/Ordinance/

Resolution No.:

Agenda Item Description

Liquor Permit #8827366 - Taylor Mart, LLC - 6025 Taylorsville Road

Review and Comments - Police Division

The Police Division has no objections to this new liquor permit.

Review and Comments - Fire Division

The Fire Division has no objections to this new liquor permit.

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

Memorandum - Fire Division

Liquor Permit



Huber Heights Fire Division

TO: Anthony Rodgers, Clerk of Council

FROM: Keith Knisley, Fire Chief

DATE: 2/6/2023

RE: Liquor Permit #8827366 - Taylor Mart, LLC - 6025 Taylorsville Road

I am writing to inform you that there are no outstanding Fire Code Violations as this building is under construction, however all construction to this point is compliant with the codes.

NOTICE TO LEGISLATIVE
AUTHORITY

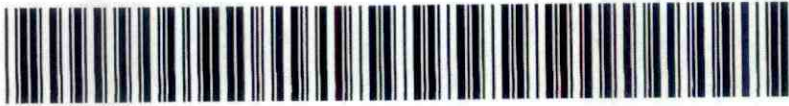
OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

8827366		NEW	TAYLOR MART LLC 6025 TAYLORSVILLE RD HUBER HGTS OH 45431
PERMIT NUMBER		TYPE	
ISSUE DATE			
01 20 2023			
FILING DATE			
C1 C2		PERMIT CLASSES	
57	083	A	D68693
TAX DISTRICT			RECEIPT NO.

FROM 01/30/2023

PERMIT NUMBER		TYPE
ISSUE DATE		
FILING DATE		
PERMIT CLASSES		
TAX DISTRICT		RECEIPT NO.



MAILED 01/30/2023

RESPONSES MUST BE POSTMARKED NO LATER THAN. 03/02/2023

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.

REFER TO THIS NUMBER IN ALL INQUIRIES

A NEW 8827366

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD ☐ IN OUR COUNTY SEAT. ☐ IN COLUMBUS.

WE DO NOT REQUEST A HEARING. ☐

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title) - ☐ Clerk of County Commissioner

(Date)

☐ Clerk of City Council

☐ Township Fiscal Officer

CLERK OF HUBER HGTS CITY COUNCIL
6131 TAYLORSVILLE RD
HUBER HGTS OHIO 45424

AI-9017

Topics of Discussion L.

Council Work Session

Meeting Date: 02/21/2023

City Code - Supplement 12/Supplement 13 - Adopting Ordinance

Submitted By: Anthony Rodgers

Department: City Council

Council Committee Review?: Council Work Session **Date(s) of Committee Review:** 02/21/2023

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

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

Agenda Item Description or Legislation Title

City Code - Supplement 12/Supplement 13 - Adopting Ordinance

Purpose and Background

This ordinance is to adopt Supplement 12 to the City Code for the period of July 1, 2022 to September 30, 2022 and to adopt Supplement 13 to the City Code for the period of October 1, 2022 to December 31, 2022. Appropriate legal notice of this ordinance has been advertised as required by the Huber Heights City Charter.

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

Ordinance

CITY OF HUBER HEIGHTS
STATE OF OHIO

ORDINANCE NO. 2023-O-

APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AND/OR RESOLUTIONS AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CITY CODE OF HUBER HEIGHTS, OHIO; PROVIDING FOR THE ADOPTION AND PUBLICATION OF NEW MATTER IN THE UPDATED AND REVISED CITY CODE AS SUPPLEMENT 12 AND SUPPLEMENT 13; AND REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH.

WHEREAS, Municipal Code Corporation has completed its updating and revision of the City Code of Huber Heights, Ohio within Supplement 12 and Supplement 13; and

WHEREAS, certain provisions within the City Code of Huber Heights, Ohio were changed to conform with current State law as required by the Ohio Constitution; and

WHEREAS, various resolutions and/or ordinances of a general and permanent nature have been passed by the City Council which should be included in the City Code of Huber Heights, Ohio.

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

Section 1. The resolutions and/or ordinances of the City of Huber Heights, Ohio, of a general and permanent nature, as edited, revised, codified and re-codified, rearranged and consolidated into component codes, titles, chapters and sections within Supplement 12 to the City Code of Huber Heights, Ohio for the period of July 1, 2022 to September 30, 2022 and Supplement 13 to the City Code of Huber Heights, Ohio for the period of October 1, 2022 to December 31, 2022, copies of which are available for copying and inspection in the Office of the Clerk of Council, and incorporated herein by this reference, are hereby approved and adopted.

Section 2. The provisions within the City of Huber Heights Code that mirror provisions as contained in the Ohio Revised Code as set forth within Supplement 12 to the City Code of Huber Heights, Ohio for the period of July 1, 2022 to September 30, 2022 and Supplement 13 to the City Code of Huber Heights, Ohio for the period of October 1, 2022 to December 31, 2022, copies of which are available for copying and inspection in the Office of the Clerk of Council, and incorporated herein by this reference, are hereby approved and adopted to conform with current State law.

Section 3. All ordinances and resolutions or parts thereof that are in conflict or inconsistent with any provision of the new matter adopted in Section 1 or 2 of this ordinance are hereby repealed as of the effective date of this ordinance except as follows:

(a) The enactment of such sections shall not be construed to affect a right or liability accrued or incurred under any legislative provision prior to the effective date of such enactment, or an action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative provision, nor to affect an indictment or prosecution therefor. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purposes of revision and recodification.

(b) The repeal provided above shall not affect any legislation enacted subsequent to June 30, 2022.

Section 4. Pursuant to Section 5.08(B) of the Huber Heights City Charter, the Clerk of Council shall cause a notice of this proposed adopting Ordinance to be published one time in a newspaper of general circulation in the City at least seven days prior to adoption and no further publication shall be necessary. Such publication shall constitute sufficient notice of all new material contained therein.

Section 5. 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 6. 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 _____, 2023;
_____ Yeas; _____ Nays.

Effective Date:

AUTHENTICATION:

Clerk of Council

Mayor

Date

Date