



## City of Pataskala *Legislative Report to Council*

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### Legislative Report

#### June 6, 2022 Council Meeting

#### Unfinished Business

##### A. Ordinances

##### ➤ **ORDINANCE 2022-4422 – 3<sup>RD</sup> READING - SUPPLEMENTAL APPROPRIATION**

We have identified several adjustments to the 2022 budget which require additional appropriations. **We are respectfully requesting that Council hold the 3<sup>rd</sup> and final reading of the ordinance at the June 6<sup>th</sup> meeting and approve the legislation. There have been no changes to the legislation since the 2<sup>nd</sup> reading.**

- *Section 1: Police Wage Increase* – City Council recently directed the City Administrator and Finance Director to negotiate with the FOP and OPBA for officer and sergeant wage increases. Resolutions 2022-047 (FOP) and 2022-048 (OPBA) provided the mechanism for Council to approve the MOUs which increase officer and sergeant pay. Based upon the proposed average 10.76% pay rate increase, I've estimated the impact to the 2022 budget to be \$81,250. We are requesting an increase in approved appropriations of \$81,250 from the Police Fund (208) to be able to pay the wage, pension and other payroll-related expenses associated with the increase in officer wages.
- *Section 2: Police Body Cameras* – The Police department has been experiencing reliability issues with their current body camera system. Currently, only six (6) of the original thirteen (13) units purchased in 2018 are still functioning. Additionally, the company the city previously contracted with for the equipment and cloud storage was recently acquired by Motorola. Motorola offers an operating lease program where the equipment will be updated after three (3) years of use. The 5-year program is under the state term schedule program (contract ID #573077-0). The total estimated cost of the program is \$62,980 with \$13,796 of the total due in 2022. The remaining outlying years would cost the city \$12,296 per year. The PD would like to make the 2022 payment for this equipment from the Law Enforcement Trust (212) fund. Unfortunately, there was only \$5,000 appropriated as a part of the 2022 budget, some of which has already been used for other expenditures. As a result, the PD is requesting a budget increase to accommodate this expenditure. We are requesting an increase in approved appropriations of \$10,000 from the Law Enforcement Trust Fund (212)

to pay the FY22 expenses related to the replacement of the officer body camera systems.

- *Section 3: Police K-9 Purchase* – When Officer Morton retired at the end of 2021, the city was left with only a single K-9 animal. Due to increased demand for K-9 services, the city would prefer to have more than one animal at its disposal. The Police department received a proposal of \$18,500 from Storm Dog Tactical for the purchase of a K-9 animal, officer/dog training and equipment. Unfortunately, the purchase of a new K-9 animal was not included in the approved 2022 budget. To be able to cover the costs of purchasing a K-9 animal and the required ancillary equipment, we are requesting an increase in approved appropriations of \$18,500 from the Police K-9 (218) fund.
- *Section 4: Sewer OPWC Project Grant* - The Utility Department is conducting a sanitary sewer lining project in 2022 to reduce the amount of I&I water entering the collections system. This project is currently in the budget with a total approved budget amount of \$500,000. Of that amount, \$250,000 will come from the Sewer Capital Improvement Fund and the remaining \$250,000 will come from HB 158 in the form of a grant to the city.

The Utility Department also applied for an OPWC grant in the amount of \$250,000 to be added to this project. This amount was not originally included in the approved budget, as we were unsure if we would receive those grant funds. The sewer lining project was recommended at the district level for award of those funds in the amount of \$250,000. The State will release the official decision at the beginning of July. To account for those funds, we are requesting that an additional \$250,000 in appropriations be added to the project budget, bringing the total project amount to \$750,000. If the State decides to go against the district recommendation and not award the grant, we will simply lower the project budget to the \$500,000 in the existing budget and not spend the other \$250,000.

- *Section 5: Ohio EPA Water Utility Grant* - The Utility Department is subject to the new Lead and Copper Rule put out by the Ohio EPA. A significant aspect of that rule is the requirement to inventory all drinking water service lines for material on both the public and private side of the line. To do this, we will need to expose the curb stops, allowing us to see both the public and private sides. The cheapest and least disruptive way to accomplish this is via hydro-excavating.

The Ohio EPA offered grants available for up to \$50,000 for lead service inventory activities. The Utility Department applied for, and was awarded, a grant in the amount of \$50,000. We plan to use that amount to hydro-excavate as many service lines as possible in the Old Town area. We are requesting an increase in approved appropriations of \$50,000 from the Water Capital Improvements Fund (602) to pay the FY22 expenses related to the survey of waterline infrastructure.

## B. Resolutions

## New Business

### A. Ordinances

#### ➤ **ORDINANCE 2022- 4421 – 1<sup>ST</sup> READING**

The rezoning request is for a total of 38.32 acres comprised of three separate properties located on Refugee Road. On February 11, 2022, the owners of the properties met with staff and the Chairperson of the Development Committee to discuss the possibility of the City rezoning the properties, on the owners' behalf, from the R-87 – Medium-Low Density Residential District to the PM – Planned Manufacturing District. In doing so, the properties would be appropriately zoned for development in the area, would be aligned with the land use recommendation from the Comprehensive Plan, and would match the zoning of surrounding properties. The owners agreed to the rezoning proposal and collectively signed a letter in support. On February 24, 2022, the Development Committee met to discuss the rezoning proposal and recommended that the application proceed through the rezoning process. On April 6, 2022, Planning and Zoning Commission recommended approval of the proposed rezoning.

### B. Resolutions

#### ➤ **RESOLUTION 2022-055**

Section 1255.13(b)(13)D) of the Pataskala Code allows Council to grant an extension to an expired Planned Development District for good cause if shown. Joseph R. Miller, counsel for the applicants, submitted a letter requesting a 12-month extension for the expired Hazelton Crossing Planned Development District. Approval of this Resolution will grant an extension of the Hazelton Crossing Planned Development District until June 6, 2023.

#### ➤ **RESOLUTION 2022-056 – A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ACCEPT THE BID OF, AND EXECUTE A CONTRACT WITH, THE SHELLY COMPANY FOR CONSTRUCTION SERVICES FOR THE 2022 ROADWAY IMPROVEMENTS PROGRAM**

The bid opening for construction of the 2022 Roadway Improvements Program was held on Thursday, May 12, 2022. Three bids were received from the following contractors: The Shelly Company, Strawser Paving, Inc. and Decker Construction Co. All three bids were awardable but only one was below the Engineer's Estimate. The Shelly Company's bid was lowest and best and came in at a value of \$737,217.95. GPD Group has reviewed the bid packages, found that all is in order with the bids, and provided a recommendation to move forward with award of contract to The Shelly Company. The Base Bid includes improvements to the following roads: Graham Road, Refugee Road, Summit Road, Haystack Avenue, Hayloft Court, Straw Court, and a parking lot in Foundation Park

Furthermore, the project included four alternate bid items:

- Columbia Road = \$369,335.35
- Havens Corners = \$48,515.82
- Woodside Dr. = \$136,605.65
- Graham Road = \$55,202.40

With the original CIP project value of \$750,000, along with the additional \$75,000 that was appropriated in the recent Supplemental Ordinance, and \$10,000 from the Parks Department for the Foundation Park parking lot, there is \$835,000 available for the project. Evaluating the alternatives, the cost of Alternates #1 and #3 individually exceed the funding amount available, thus no further consideration has been made to completing these alternates this year.

Bid alternate's #2 and #4 would individually fit within the budget, but not both. Alternate #4 is to include chip seal on Graham Road, which was originally included in the base bid, but was shifted to an alternate due to concerns that it would not fit into the base bid financially. Alternate #2 is to chip seal Havens Corners from Summit Road to Mink St. As Graham Road will be paved under the base bid, and a chip seal can be added later, chip sealing Graham Road this year is not critical. On the other hand, the section of Havens Corners needs addressed now; otherwise, repairs will get more expensive. Accordingly, Alternate #2 has been included in the contract for award, bringing the project value to \$785,733.77.

Additionally, contingency funds are being requested to be included in the authorized amount for the project. The amount being requested is the full amount budgeted for the project. There are a couple of reasons for this, with the first being what is anticipated to be a typical request, which is to cover small project change orders without requiring additional legislation. The second reason, and the predominant reason for the larger contingency dollar amount, is that we are just a few thousand dollars short of being able to afford Alternate #4 as well. If there are savings on the material contingencies that are always built into the project, which is usually the case, we might be able to afford Alternate #4 in this contract as well.

Approval of this Resolution, including Alternate #2 is recommended.

➤ **RESOLUTION 2022-057 - A RESOLUTION AUTHORIZING AND DIRECTING THE CITY ADMINISTRATOR TO EXECUTE A CONTRACT TO PURCHASE A 2022 JOHN DEERE 5100E CAB TRACTOR AND A JOHN DEERE R10 FLEX WING ROTARY CUTTER PULL BEHIND MOWER DECK FROM AG-PRO COMPANIES THROUGH THE STATE OF OHIO COMPETITIVE PURCHASING PROGRAM, AND TO ENTER INTO A CAPITAL LEASE AGREEMENT FOR THE PROCUREMENT OF THIS EQUIPMENT**

Approval of this resolution would provide for the Public Service Department (PSD) to purchase a new mowing tractor and pull behind mower deck.

The original intent of this CIP item was to trade in the existing arm mower and tractor combination and replace them with a tractor that can utilize the arm attachment and a pull behind mower deck. The existing arm mower and tractor combination can only be used for arm mowing, which means that the tractor it is not utilized as much as it could be. We thought that we had a viable solution for this when budgeting, but discovered later on that the selected equipment was not compatible with our existing arm mower. After multiple attempts, trying a number of different configurations, I am sad to report that we were not able to find a solution that satisfies the original intent, within the original budget. The original intent was to optimize the use of existing and proposed equipment to be as efficient as possible.

As we were not able to accomplish this, we shifted our focus to what we really need, and that is an additional tractor and pull behind mower deck in the fleet. The two existing tractors are in decent condition and probably have 5 years of usable life left apiece; however, when one of those tractors goes down, which is a fairly common

occurrence with the conditions that they are subject to, we quickly get behind. Having an additional mower in the fleet will contribute significantly to keeping our mowing efforts on track.

With this solution, we are now able to keep the existing arm mower and afford the tractor and pull behind mower deck within budget and without a trade-in. While part of the original intent was to be more efficient, the reality is that our existing arm mower is in good condition with plenty of usable life left.

This project is included in the 2022 budget as PSD CIP project SVC-20-005. Approval of this resolution is recommended.

➤ **RESOLUTION 2022-058- A RESOLUTION AUTHORIZING AND DIRECTING THE CITY ADMINISTRATOR TO ENTER INTO A CONTRACT WITH AMERICAN STRUCTUREPOINT, INC. TO PERFORM ENGINEERING DESIGN AND BIDDING SERVICES FOR THE VINE STREET TRUNK SEWER IMPROVEMENTS PROJECT**

Approval of this resolution will authorize American Structurepoint, Inc. for design and bidding services for the Vine Street Trunk Sewer Improvements Project.

This project has been developed with the intent of relieving intermittent flooding that occurs on Linda Avenue. The existing drainage in this area relies on old field tile through private property that is not in easements. This field tile is known to have significant issues, but without easements, the City has no right of entry to make repairs, and even if we did, this old tile is probably not worth repairing. As a new storm sewer is needed anyway, it is in the best interest of the City to place the new storm sewer in public right-of-way where it will remain accessible for repair and maintenance without the inherent challenges of easements that would effectively run through the middle of private property.

This project will include approximately 1000' of new storm sewer along Vine Street and 600' of storm sewer along Linda Avenue. It will also include several catch basins, manholes, and curb inlets to improve drainage along the entire route. Similar to the Town Street Trunk Sewer project, the majority of the alignment will likely be in the road, which will require extensive road repairs. The repairs are planned to be made the same way as on Town Street, using concrete to patch the trench, and repaving the streets the following year as part of the paving program.

American Structurepoint was selected for design of this project in accordance with the requirements for quality-based selection. Engineering firms that submitted for the City-wide RFQ, and are qualified for stormwater design, were selected and ranked. American Structurepoint scored the highest and was asked to submit a proposal for design of the project. Their proposal came in at \$49,500, which is under the budgeted value, and is believed to be a fair and reasonable price. This price includes survey, design, and preparation of bidding documents.

Approval for bidding, then construction will be sought after the design is complete, with construction anticipated to occur in 2023.

Approval of Resolution 2022-058 is recommended.

➤ **RESOLUTION 2022-059 - A RESOLUTION AUTHORIZING AND DIRECTING THE CITY ADMINISTRATOR TO EXECUTE A CONTRACT WITH CORVUS JANITORIAL SYSTEMS FOR MAINTENANCE AND CLEANING SERVICES FOR THE PATASKALA MUNICIPAL FACILITIES.**

Since the contract for cleaning city buildings expires on June 14, 2022. The Administration held an open bid process to identify the lowest bidder. The bid opening

for this project was held on Friday, May 27, 2022. CORVUS Janitorial Systems submitted the only bid in the amount of \$65,700.00. As such, it was the lowest and best bid. The contract covers cleaning of the Police Station, Historic Town Hall and the Municipal Building at 621 W. Broad St. The initial contract term is two-years with two additional one-year renewals possible. Since Corvus is our current janitorial company, we anticipate no significant changes as we transition to the new contract.