



**Pat Moeller**

Mayor

**Carla Fiehrer**  
Vice Mayor

**Matthew Von Stein**  
Council Member

**Kathleen Klink**  
Council Member

**Rob Wile**  
Council Member

**Robert Brown**  
Council Member

**Timothy Naab**  
Council Member

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### **Capital Projects Meeting**

This is the Pre-City Council Meeting where the City Manager, City Officials, and City Council may discuss the status of various Capital Projects that are being developed or constructed within the City. The Public is welcome to attend but there will not be a formal public input component to the meeting.

### **1 Public Hearing**

### **Call to Order**

**Offering of Prayer** – Council Member Robert Brown

### **Pledge of Allegiance**

### **Special Presentations by City Council or the City Manager/ Proclamations/ Verbal Reports**

1. Home Appearance Awards with Ann Coombs
2. Deputy Chief Mark Mercer Proclamation

### **Audience of Citizens**

Individuals who wish to make comments regarding items scheduled on the Agenda may speak during this part of the agenda or may reserve the right to speak specifically when that item is up for a vote on Council floor. Individuals who wish to speak regarding items not specifically scheduled may do so at this time. All individuals who intend to address City Council are required to sign in at the table in the back of the room. Each speaker is allowed 5 minutes.

### **Consent Agenda**

The Consent Agenda is intended to allow the City Council to spend its time and energy on the important items on a lengthy agenda. Staff recommends approval of the Consent Agenda. Anyone may request an item on this calendar to be "pulled" off the Consent Agenda and considered separately. Agenda items pulled from the Consent Agenda will be considered separately under Pulled Consent Items.

- Approval of Minutes
- All Staff Reports
- Receive and File
- Committee of the Whole Report (Includes all Caucus Reports)
- Informational Report – Diversity & Inclusion Commission 2016 Annual Report
- Informational Report - Reimbursement of Expenditures from Bonds/Notes – McDulin Parking Garage Rehabilitation Project
- Informational Report – Regarding the May 2016 Financial Report
- Informational Report – Regarding the May 2016 Investment Report

### **Caucus Agenda June 22, 2016**

1. [Recommendation Relative to the Pershing Avenue Water Main Replacement Project – 2016 OPWC Application.](#)
2. [Recommendation Relative to the Issuance of A New Liquor Permit for Ciong LLC dba High St. Café & General Store 250 High Street, Hamilton, Ohio 45011.](#)

### **Public Hearing**

3. [A public hearing regarding authorizing the Police Department to apply for funding for fiscal year 2016 Justice Assistance Grant \(JAG\) to be used for law enforcement purposes, and accepting said grant funds.](#)





**These icons illustrate which strategic goals Council Actions align to**

**Live**



Increase residential property values by CPI + 5%

**Work**



Realize \$150 million of new private industrial/commercial investment

**Play**



Generate \$20 M in investment for recreational amenities with \$10 M around the Great Miami River



Decrease vacant residential structures by 30% (1000 total)



Add 2,000 net new jobs



Engage 50,000 participants annually in special events, arts, and recreation activities



**General Operations and Government Business**

**Council Actions Pertaining to Legislative Items:**

**Pending Legislation:**

4. [An amended Emergency Ordinance authorizing and directing the City Manager to execute an agreement for the lease of fiber optic facilities between the City of Hamilton, Ohio, Department of Utilities and Southwest Ohio Computer Association. \(Second Reading\).](#)
5. [An ordinance amending subparagraph 935.02 \(e\)\(1\)\(2\) of Chapter 935 – Sewer Rates, of the Codified Ordinances of the City of Hamilton, Ohio, relative to sewer service rates, and repealing said subparagraphs as they currently exist. \(Second Reading\).](#)
6. [An ordinance supporting a Property Assessed Clean Energy \(PACE\) Program in the City of Hamilton and the willingness to consider establishing an Energy Special Improvement District \(ESID\) to assist Hamilton businesses in their energy savings investment projects. \(Second Reading\).](#)

**New Legislation:**

7. [An ordinance making findings and determinations as permitted in Sections 3735.65 to 3735.70 of the Ohio Revised Code to modify the boundaries and terms of the Hamilton City Community Reinvestment Area. \(First Reading\).](#)
8. [An ordinance implementing Section 3735.65 through 3735.70 of the Ohio Revised Code, establishing and describing the boundaries of the Main-High Corridor Community Reinvestment Area, designating a housing officer to administer the program, and creating a Community Reinvestment Housing Council. \(First Reading\).](#)





9. [An Emergency Ordinance authorizing the issuance and sale of Wasterwater System refunding Revenue Bonds, Series 2016, of the City of Hamilton, Ohio in the maximum principal amount of \\$12,000,000; providing for the pledge of revenues for the payment of such bonds; authorizing a fourth supplemental trust agreement appropriate for the protection and disposition of such revenues and to further secure such bonds; authorizing certificate of award, a bond purchase agreement, an official statement, a continuing disclosure agreement, and an escrow deposit agreement; providing for the call for redemption of refunded Series 2005 Bonds; and authorizing other actions in connection with the issuance of such bonds, and declaring and emergency. \(Two Readings\).](#) 
10. [A resolution authorizing the Police Department to apply for funding for fiscal year 2016 Justice Assistance Grant \(JAG\) to be used for law enforcement purposes, and accepting said grant funds.](#) 
11. [A resolution authorizing and directing the filing of a loan application with the Ohio Water Development Authority \(OWDA\) relative to funding for the stormwater drainage improvement portion of the South Hamilton Crossing Project.](#)       

**Audience of the City Manager**

**Audience of City Council**

**Executive Session**

**Adjournment**



# City of Hamilton Diversity and Inclusion Commission 2016 Annual Report

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*May 25, 2016*

## Address to City Council

Members of City Council,

As the first year of the Diversity and Inclusion Commission closes, it is my privilege to report on the work of the commission outlining accomplishments over the past year as well as the outlook for the years to come. The duty of this commission is an important part of our city's future in making our city a model in many ways. The work this commission is accomplishing will help make the City of Hamilton a model of what community means and how a community exists with each citizen having the opportunity to be engaged and to be an active member of our city. This is not simply the work of this commission, but also the great efforts and successes of the city administration, community organizations, and the many citizens who have and will continue to work to make Hamilton a destination city and a model of economic and civil prosperity.

This report from the Diversity and Inclusion Commission outlines the work of the commission over the past year, provides an ambitious projected timeline of work to be accomplished over the next year, and describes the short term plan for the next two years.

It has been a privilege for me to work with the members of this commission over the past year. I look forward to the coming year as one that will be marked with continued progress and success.

Mark F. Mercer, Chairperson

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## **2015 Accomplishments**

### **Formation of the Commission**

City Council formed the Diversity and Inclusion Commission in January of 2015. Selection of members was made and the first meeting was held on March 31. The commission was comprised of members selected by city council and the city manager with the confidence to undertake the important task assigned to them, and the resources requested to make that work possible were provided.

Doctor Ron Jackson facilitated organizational, team building, and planning exercises at the first meeting. That served to welcome and orient the newly formed commission. That first commission meeting was the first time many of the members had met each other.

### **Development of the Planning Document and Initial Subcommittees**

During 2015 the commission met frequently and formed several initial subcommittees. The work was focused on identifying the areas in which the City of Hamilton had opportunity for improvement in its community (external) and workforce (internal) environments. With the support of City Council and the city administration the commission was enabled to explore contributing factors and perceptions relative to barriers to diversity and inclusion. The insights and perspectives of both the city employee component as well as the council appointed citizen component of the commission were tremendous benefits in identifying those perceptions. The expertise and commitment of the several ex-officio members and commission secretaries have been a great resource in organization, communication, and providing resources to the commission. Those resources have served to focus the discussion and planning based on facts and accurate information.

The discussion was complex and smaller focused groups were beneficial in studying separate issues and making recommendations for action. There were three subcommittees formed to address different areas which were identified by commission members. The EMBARK subcommittee was formed to provide a home for an existing initiative conceived several years ago in the employee Innovation Challenge. This subcommittee focused on a pilot program for providing high school students an opportunity to experience the employment opportunities and the work environment toward which they would be heading over the next year. The opportunity for diversity in recruiting any interested student from a partner school was the intent of the program as well as providing the student with a meaningful experience. As the potential for EMBARK to become more than a high school internship program was realized, the utility department looked at the program and was able to evaluate some work to be done. The Pole Inventory and Replacement Program was included in this effort and a partnership with Butler County Board of Developmental Disabilities was formed to employment opportunities for three persons with developmental disabilities to contribute to that work in a meaningful way. City Council and several city departments worked together to accomplish this goal. Information Technology, Utility Department, and Public Works were all engaged in these programs.

In working to find the most inclusive group of applicants for the work of this subcommittee several outstanding community contacts and resources were identified. Those partnerships and others that complement them will enable the commission to move forward with connecting underrepresented members of our community to become engaged and to contribute in a way that is rewarding and beneficial. This subcommittee has expanded beyond its original vision and has become the Community Engagement and Community Partnership subcommittee in its larger role.

The Ordinance Review subcommittee was formed with the purpose of considering any local ordinances or practices which limit diversity and inclusion in the population. While the city and its several boards and commissions have specific missions to accomplish, the issue of diversity and inclusion may be unintentionally overlooked. Specifically, zoning ordinances which restrict the location of homes for consumers of mental health services was identified as a barrier to citizens with specific needs being able to live in any area of town and for care providers to do so in the best setting for their clients. The subcommittee recommended and the commission acknowledged that the best way to assure that there is awareness of inadvertent and unintentional effects of ordinances was to recommend annual diversity and inclusion training for employees and appointed board and commission members and that City Council also consider these effects when presented with any proposed ordinances.

The third and final subcommittee was formed to discuss the issue of employment and employee development and advancement with the city. The Employment and Promotional Opportunities subcommittee was by far the most attended and discussed topic. Two distinctly different components included the external opportunity to make the workforce diverse and inclusive by some recognized measure and the internal measure of fair promotional and development opportunity while developing a diverse supervisory and management component of the workforce. These certainly have not been light topics. The citizen members, city employee members, and ex-officio members all contributed greatly to this discussion. Civil Service and Personnel Director Nadine Hill has provided resources and statistics related to previous and current employee demographics as well as historic promotional rates and positions of underrepresented groups in our employee pool. Consideration was given to the current and past city minority employment component, the US census data relative to demographics, and the city's Affirmative Action Plan. There is no simple answer to resolve this quickly and easily. The effort to recruit and to identify recruitment strategies is a major barrier. Some prerequisites to employment are existing barriers, particularly in the fire division, though changing them may have little effect on diversity without significant cost and a robust recruitment plan. In other areas, recognized prerequisites have been considered and alternatives enacted including commercial drivers license requirements for the utility department when hiring in the most recent apprentice lineman position.

## **Revision of the Planning Document and Subcommittees**

Having determined that some of the needs the commission had identified were being proactively addressed by the city administration, the subcommittees were reorganized to be efficient and to reduce duplication of work. Those subcommittees described, with their work in following sections, include the Internal Retention, Recruitment, and Promotion subcommittee, the Citizen Engagement and Community Partnerships subcommittee, and the Marketing and Communications subcommittee.

The work that the commission had identified was assigned to the appropriate subcommittee for efficiency. Each commission member is part of at least one subcommittee, and several are working on two or all three.

## **2016 Subcommittees and Work Plan**

### **Internal Retention, Recruitment and Promotion**

The IRRP subcommittee is focused internally on making recommendations that affect diversity and inclusion relative to employee development and promotion as well as externally on diversity and inclusion in recruitment. Some of the duties the commission had identified have been discussed and are being pursued by Human Resources Director Tim Werdman. Working with city departments to identify and explore needs and opportunities, the first goal for this subcommittee is to identify perceived barriers to diversity and inclusion within the city's hiring process. Director Werdman is working with the commission to prepare and distribute an internal survey to solicit input from each employee anonymously. The survey will rely on employees to identify their roles so that the perspectives of entry level employees, supervisors, and administrators are each considered. In order to reach the citizens of Hamilton and to gain the outside perspective, as survey will be prepared for distribution in utility bill mailings. This will allow a random sampling of the population to determine the perception of citizens in barriers to diversity and inclusion. The commission will evaluate the responses and share them to develop recommendations for improvement.

### **Citizen Engagement and Community Partnerships**

As the commission's second year begins, the EMBARK program has had one pilot program including four students from Badin High School who participated in the fall of 2015. Several challenges to the format were identified and have been considered. Conducting the program during the school year resulted in scheduling conflicts and challenging time demands for the students. The program was also challenged with its status as a volunteer program given the time commitment of the students. Restructuring this program based on the feedback of the participants, the city is proceeding with a second high school internship program partnering with Hamilton High School and the NAACP Hamilton-Fairfield- West Chester chapter. As the

program moves forward, the commission will explore partnership opportunities to connect interns and local employers, where possible. The city administration has worked to provide funding and legal expertise in resolving challenges to this program quickly.

As one step to engage our diverse community, the commission will undertake steps to promote a culture of diversity in employment and hiring practices and to recognize efforts toward those goals. While this is in its earliest stage, the commission will set criteria to recognize city employees, community members, and local businesses and organizations which demonstrate tangible efforts at achieving diversity and inclusion.

The Diversity and Inclusion Commission is working with the Finance Department and Purchasing Division. In an effort to expand the opportunity for minority contractors and vendors, we have discussed finding the best recommendations for a fair and effective process to offer a competitive advantage to minority businesses. This will expand on the current purchasing practice of providing preferential status for businesses which call Hamilton their home. Several models exist including a percentage of contracts set aside for minority businesses, as used by the state.

## **Marketing and Communications**

The Marketing and Communications subcommittee is focused on understanding how the employee group and community perceive diversity and inclusion. In conjunction with the survey focused internally through the Internal Retention, Recruitment and Promotion subcommittee an external survey will be conducted and analyzed to find out what perceived external barriers exist. This will provide input to civil Service and Personnel as well as Human Resources for decision making in removing those barriers and conducting effective recruitment strategies.

The commission has connected with several local organizations which focus on preparing people for employment by providing job skills, access to email, and basic qualifications for employment. With this partner network, the commission will work to engage minority communities which are underrepresented in our workforce.

The city of Ottawa has published a Diversity Lens which identifies not only diversity by race or gender, but by cultural and a variety of other characteristics. In reaching out to them, they are open to sharing that format which also provides guidance relative to diversity for the city employee based on job function such as communications, customer service, and supervision or management. Over the next year the commission will adapt a Diversity Lens to serve these purposes in Hamilton.

## Recommendations to City Council

During its first year, the Diversity and Inclusion Commission has considered several recommendations to make for the City Council to consider. It speaks well for the city administration that as these recommendations were discussed and developed over the past year, many of them were acted upon by the city administration. Those recommendations which have already been put into effect are included in the short list below. It is also important to note that the ex-officio members appointed by the city administration have been actively engaged in the work of the commission and have contributed to this process. The perspective and experience offered by each has been invaluable.

1. Amend the Values Statement of the City of Hamilton to include valuing diversity and inclusion in the workplace and in providing equitable treatment for all customers.
2. Create and implement a Diversity and Inclusion training plan and schedule annually recurring training for city employees beginning in 2016. This training should be provided not only to city employees, but also to those who volunteer to serve on the city's several boards and commissions. Dr. Ron Jackson provided the training in 2014 and served to facilitate the initial meetings of this commission. Dr. Jackson should be considered when selecting the provider for this continuing training as well as other local resources.
3. Standardize the application and selection process for all boards and commissions of the City of Hamilton in order to provide an opportunity for diversity in applicants to be considered by July 1, 2016.
4. Provide a basic command Spanish program and for city employees to assist with providing better service to our diverse community by January 1, 2017. In speaking with Director Werdmann this is already being addressed within the Human Resources Department.
5. Implement a classification and compensation study applicable to all classifications by December 31, 2016.
6. Implement a standardized employee performance evaluation system by December 31, 2016.

## City Council Meeting Informational Report

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**TO:** The Honorable Mayor and Members of the City Council

**FROM:** Tom Vanderhorst

**RE:** Reimbursement of Expenditures from Bonds/Notes – McDulin Parking Garage Rehabilitation Project

Dear Mayor and Members of Council:

The City administration would like to make a Declaration of Official Intent under U.S. Treasury Regulations with respect to reimbursements from Note and Bond proceeds of temporary advances made for payments prior to issuance. These funds will be used for the McDulin Parking Garage Rehabilitation Project.

Council passed a blanket reimbursement ordinance on March 25, 2015 (OR15-3-23) which allows for this action. The required Declaration of Official Intent is attached.

This report is provided for your information and requires no City Council action.

### Related Strategic Goal(s)

- I** Increase residential property values by CPI + 5%
- D** Decrease vacant residential structures by 30% (1,000 total)
- A** Add 2,000 new jobs
- R** Realize \$150 million of new private industrial/commercial investment
- G** Generate \$20 M in investment for recreational amenities with \$10 M around the Great Miami River
- E** Engage 50,000 participants annually in special events, arts and recreation activities
- O** General operations / Government Business



DECLARATION OF OFFICIAL INTENT

For Reimbursement of Expenditures from Bonds/Notes

This is a Declaration of Official Intent under U.S. Treasury Regulations for purposes of Sections 103 and 141 to 150 of the Internal Revenue Code of 1986, as amended (the "Code").

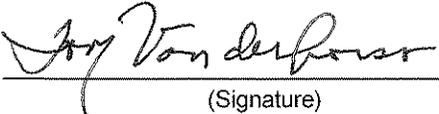
1. The undersigned, on behalf of the City of Hamilton, Ohio (the "Borrower") declares that the Borrower reasonably expects that the capital and other expenditures described in paragraph 2 (the "Project") will be reimbursed with the proceeds of "bonds" (as defined in Section 150 of the Code). The maximum principal amount of bonds expected to be issued for the Project is \$1,500,000.00.
2. Description of capital and other expenditures to be reimbursed include general municipal purposes including but not limited to the McDulin Parking Garage Rehabilitation Project. The project will include the replacement of failed concrete drive surface, beams and columns, replacement of failed expansion joints, replacement of light poles, installation of a 5<sup>th</sup> floor railing, the addition of a canopy above the 1<sup>st</sup> floor ramp to eliminate icing and waterproofing the concrete drive surface to prevent road salt from degrading new concrete. The anticipated completion date for this project is November, 2016.

The undersigned has been authorized by the Borrower to make and sign this Declaration on behalf of the Borrower.

Date of Declaration:

June 22, 2016

CITY OF HAMILTON, OHIO

By   
(Signature)

Tom Vanderhorst, Finance Director  
(Type or print Name and Title)

Caution: This Declaration of Official Intent will not be effective unless the bonds providing moneys for the reimbursement are issued and the reimbursement for the Project described above is made (by an allocation on the books and records identifying the expenditures as in paragraph 2 above) within the applicable period prescribed in the Treasury Regulations – generally, 18 months after the later of the date of the expenditure or the date the Project is placed in service, but in no event later than three years after the date of the expenditure.

## City Council Meeting Informational Report

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**TO:** The Honorable Mayor and Members of the City Council  
**FROM:** Tom Vanderhorst, Finance Director  
**RE:** May, 2016 MONTHLY FINANCIAL REPORT TO COUNCIL

Dear Mayor and Members of Council:

This report is provided for your information and requires no City Council action.

### Related Strategic Goal(s)

- I** Increase residential property values by CPI + 5%
- D** Decrease vacant residential structures by 30% (1,000 total)
- A** Add 2,000 new jobs
- R** Realize \$150 million of new private industrial/commercial investment
- G** Generate \$20 M in investment for recreational amenities with \$10 M around the Great Miami River
- E** Engage 50,000 participants annually in special events, arts and recreation activities
- O** General operations / Government Business





HAMILTON OHIO

MONTHLY FINANCIAL REPORT  
TO THE CITY COUNCIL

Prepared by the Department of Finance

MAY 31, 2016

**INCOME STATEMENT GENERAL FUND**  
**MONTH ENDING May 31, 2016**  
**(Budgetary Basis)**

**Comparative Revenue**

Description	Revenue This Month Current Year	Revenue Year To Date	Revenue Prior Year To Date	Revenue Estimated	% Est Received
General	\$2,110,287.16	\$13,018,352.16	\$12,303,693.10	\$27,466,485.00	47.40%
Public Works	647.75	1,426.00	889.50	4,150.00	34.36%
Police	19,922.99	102,096.80	80,126.36	188,500.00	54.16%
Fire	118,011.39	725,169.37	604,020.79	1,651,600.00	43.91%
Public Health	37,930.41	271,360.52	224,804.21	409,165.00	66.32%
Parks & Recreation	9,205.17	96,626.54	14,644.64	267,510.00	36.12%
Municipal Court	79,481.53	420,191.00	350,546.31	875,430.00	48.00%
Construction Services	46,883.90	237,281.30	209,476.33	448,300.00	52.93%
Planning	900.00	4,090.00	4,050.36	5,500.00	74.36%
Transfer In	0.00	622.00	614,449.41	1,500,622.00	0.04%
Reimbursement of Expense	949,585.07	5,187,191.44	5,078,602.53	11,930,950.00	43.48%
<b>TOTAL REVENUES</b>	<b>\$3,372,855.37</b>	<b>\$20,064,407.13</b>	<b>\$19,485,303.54</b>	<b>\$44,748,212.00</b>	<b>44.84%</b>

**Comparative Expenditures**

Description	Expenditures This Month Current Year	Expenditures & Encumbrances Year To Date	Expenditures & Encumbrances Prior Year To Date	Budget This Year	Budget Used %
City Council	\$6,698.61	\$32,686.76	\$37,116.18	\$87,506.00	37.35%
City Clerk	4,505.26	61,777.01	41,373.79	111,168.00	55.57%
Municipal Court	122,545.06	707,976.27	709,634.31	1,683,726.00	42.05%
City Manager	24,136.16	145,941.11	205,428.04	359,365.00	40.61%
Construction Services	43,993.81	231,420.10	230,266.52	582,807.00	39.71%
Planning	143,895.68	381,216.88	195,872.37	1,123,376.00	33.93%
Law	0.12	68.23	116,547.86	166.00	41.10%
Human Resources	27,253.82	118,378.51	\$0.00	385,255.00	30.73%
Civil Service	22,010.70	121,507.56	130,851.49	303,765.00	40.00%
Finance - Administration	87,913.35	485,729.53	541,662.82	1,191,657.00	40.76%
Finance - Purchasing	18,074.19	94,731.97	101,640.65	251,002.00	37.74%
Finance - Building Services	60,019.09	273,943.73	302,747.85	337,669.00	81.13%
Finance - Taxation	57,314.14	309,236.82	418,057.53	807,118.00	38.31%
Finance - Utility Cashiers	18,925.60	65,395.18	64,093.45	193,557.00	33.79%
PW - Administration	17,102.28	87,392.05	97,272.05	227,882.00	38.35%
PW - Engineering	39,910.01	219,708.29	175,581.88	493,731.00	44.50%
PW - Traffic Engineering	23,666.19	130,932.80	134,993.65	311,670.00	42.01%
PW - Signal	25,329.43	199,276.31	164,215.53	361,166.00	55.18%
Police	909,452.67	5,094,803.81	5,284,946.62	12,725,043.00	40.04%
Civilian Dispatch	71.97	10,633.00	10,570.00	9,550.00	111.34%
Bldg Maint - Criminal Justice	17,664.13	98,844.05	116,576.57	176,708.00	55.94%
Corrections	54,769.94	233,502.61	231,403.33	533,580.00	43.76%
Fire	729,604.07	4,028,915.12	3,815,396.52	9,450,754.00	42.63%
Fire Building Maintenance	11,680.39	116,656.34	105,396.01	191,688.00	60.86%
EMT/Paramedic Levy Expenditures	192,897.88	1,244,928.13	1,268,570.41	2,438,928.00	51.04%
Health - Administration	25,499.31	241,875.10	301,673.59	540,378.00	44.76%
Environmental Health	52,265.74	288,723.60	261,975.67	752,466.00	38.37%
Nursing	11,333.00	80,971.27	66,762.46	162,562.00	49.81%
Health - Bioterrorism	2,547.56	11,803.21	14,325.66	26,454.00	44.62%
Parks & Playground Maint	0.00	708.32	74,255.96	737.00	96.11%
Community Center	0.00	8,090.78	64,806.75	8,224.00	98.38%
M.J. Colligan Lodge	0.00	110.83	8,064.03	111.00	99.85%
Rivers Edge Park	0.00	5,942.99	0.00	5,942.00	100.02%
Special Approp - General	260,347.13	3,361,368.44	3,698,173.33	4,781,759.00	70.30%
Special Appropriations	118,695.37	1,249,886.98	679,227.76	1,734,343.00	72.07%
Income Tax Refunds	35,396.24	183,316.80	163,319.31	505,000.00	36.30%
Transfers Out	51,072.13	2,400,205.03	2,223,525.13	3,365,533.00	71.32%
CDBG Expense	8,379.16	9,752.60	70,858.02	50,000.00	19.51%
<b>TOTAL EXPENDITURES</b>	<b>\$3,224,970.19</b>	<b>\$22,338,358.12</b>	<b>\$22,127,183.10</b>	<b>\$46,272,346.00</b>	<b>48.28%</b>
<b>FUND NET GAIN / LOSS</b>	<b>\$147,885.18</b>	<b>(\$2,273,950.99)</b>	<b>(\$2,641,879.56)</b>	<b>(\$1,524,134.00)</b>	

**INCOME STATEMENT - GENERAL FUND  
SUPPORTING SCHEDULE - GENERAL REVENUE  
MONTH ENDING May 31, 2016  
(BUDGETARY BASIS)**

	Revenue This Month Current Year	Revenue Year To Date	Revenue Prior Year To Date	% Increase/ Decrease Over Prior Year	Revenue Estimated	% Est. Received
<b>TAXES</b>						
Real Estate Taxes	\$ -	\$ 1,123,245.74	\$ 1,156,654.03	-2.89%	\$ 2,220,000.00	50.60%
Personal Property Taxes	-	-	47.13	-	-	-
Income Tax - General Fund	1,457,126.10	9,650,726.10	8,817,601.69	9.45%	19,130,875.00	50.45%
Income Tax - JEDD 1	25,672.72	200,421.17	183,116.91	9.45%	385,000.00	52.06%
Income Tax - JEDD 2	17,643.74	80,698.36	61,774.72	30.63%	140,000.00	57.64%
Motel Tax	-	44,853.07	33,281.57	34.77%	84,000.00	53.40%
2/3rd KWH Tax Revenue	102,145.80	578,666.61	618,562.47	-6.45%	1,650,000.00	35.07%
1/3rd KWH Tax Revenue	51,072.13	289,328.96	309,276.60	-6.45%	810,000.00	35.72%
<b>SUB-TOTAL-TAXES</b>	<b>\$ 1,653,660.49</b>	<b>\$ 11,967,940.01</b>	<b>\$ 11,180,315.12</b>	<b>7.04%</b>	<b>\$ 24,419,875.00</b>	<b>49.01%</b>
<b>LICENSES &amp; PERMITS:</b>						
Cable TV Franchise Fees	\$ 176,121.08	\$ 345,151.19	\$ 327,945.70	5.25%	\$ 635,000.00	54.35%
Other Licenses, Permits	3,248.36	14,177.36	13,796.00	2.76%	7,600.00	186.54%
<b>SUB-TOTAL LICENSES &amp; PERMITS</b>	<b>\$ 179,369.44</b>	<b>\$ 359,328.55</b>	<b>\$ 341,741.70</b>	<b>5.15%</b>	<b>\$ 642,600.00</b>	<b>55.92%</b>
<b>INTERGOVERNMENTAL</b>						
ULGF - County	\$ 75,883.97	\$ 373,388.24	\$ 388,428.34	-3.87%	\$ 950,000.00	39.30%
ULGF - Direct	6,955.46	32,318.73	81,700.18	-60.44%	190,000.00	17.01%
Inheritance Taxes	17,144.43	17,144.43	7,832.50	-	-	-
Other Intergovernmental	155,248.97	156,860.37	161,686.36	-2.98%	406,000.00	38.64%
<b>SUB-TOTAL INTERGOVERNMENTAL</b>	<b>\$ 255,232.83</b>	<b>\$ 579,711.77</b>	<b>\$ 639,647.38</b>	<b>-9.37%</b>	<b>\$ 1,546,000.00</b>	<b>37.50%</b>
<b>CHARGES FOR SERVICES</b>	<b>\$ 10,369.80</b>	<b>\$ 63,750.42</b>	<b>\$ 82,332.59</b>	<b>-22.57%</b>	<b>\$ 403,850.00</b>	<b>15.79%</b>
<b>INVESTMENT INCOME</b>	<b>\$ 9,049.81</b>	<b>\$ 26,639.93</b>	<b>\$ 44,857.20</b>	<b>-40.61%</b>	<b>\$ 100,000.00</b>	<b>26.64%</b>
<b>MISCELLANEOUS</b>	<b>\$ 2,604.79</b>	<b>20,981.48</b>	<b>14,799.11</b>	<b>-41.78%</b>	<b>\$ 354,160.00</b>	<b>5.92%</b>
<b>TOTAL</b>	<b>\$ 2,110,287.16</b>	<b>\$ 13,018,352.16</b>	<b>\$ 12,303,693.10</b>	<b>5.81%</b>	<b>\$ 27,466,485.00</b>	<b>47.40%</b>

**INCOME STATEMENT - GENERAL FUND  
SUPPORTING SCHEDULE - REIMBURSEMENT OF EXPENSE  
MONTH ENDING May 31, 2016  
(BUDGETARY BASIS)**

	Revenue This Month Current Year	Revenue Year To Date	Revenue Prior Year To Date	% Increase/ Decrease Over Prior Year	Revenue Estimated	% Est. Received
<b>REIMBURSEMENT OF EXPENSE:</b>						
<b>FROM FUND:</b>						
One Renaissance Center Fund 200	\$ 11,598.36	\$ 41,238.15	\$ 44,892.22	-8.14%	\$ 79,000.00	52.20%
FEMA Reimbursement Fund 205	-	-	-	-	-	-
Stormwater Fund 279	10,594.59	53,766.96	50,316.52	6.86%	130,800.00	41.11%
Refuse Fund 280	4,654.08	22,935.72	25,341.90	-9.49%	61,000.00	37.60%
Street Maintenance Fund 281	36,980.03	205,538.52	195,637.21	5.06%	482,150.00	42.63%
Gas Fund 501	117,512.39	517,870.42	426,427.43	21.44%	1,300,000.00	39.84%
Electric Fund 502	128,798.45	590,555.90	491,100.32	20.25%	1,455,000.00	40.59%
Water Fund 503	117,512.40	517,870.42	426,427.43	21.44%	1,300,000.00	39.84%
Wastewater Fund 504	81,553.10	427,137.77	378,295.52	12.91%	1,020,000.00	41.88%
Parking Fund 550	4,715.00	24,565.51	25,568.01	-3.92%	62,500.00	39.30%
Golf Fund 560	-	-	-	-	-	-
CDBG Reimbursement	-	33,164.56	93,762.57	-64.63%	110,000.00	30.15%
Public Safety & Health Inc Tax Fund 210	41,666.67	208,333.35	349,750.00	-40.43%	500,000.00	41.67%
<b>SUB-TOTAL GENERAL</b>	<b>\$ 555,585.07</b>	<b>\$ 2,642,977.28</b>	<b>\$ 2,507,519.13</b>	<b>5.40%</b>	<b>\$ 6,500,450.00</b>	<b>40.66%</b>
<b>Law Enforcement Funds:</b>						
Safety Helmet Grant Fund 232	-	-	-	-	-	-
DARE Grant Fund 239	\$ -	\$ -	\$ -	-	\$ -	-
Police Pension Fund 246	17,000.00	122,093.99	156,250.00	-21.86%	240,000.00	50.87%
Law Enforcement Block Grant 225	-	-	-	-	-	-
2002 Police Levy Fund 249	45,000.00	391,686.49	395,833.35	-1.05%	730,000.00	53.66%
Court Special Project Fund 207	-	-	50,000.00	-	70,500.00	0.00%
Public Safety & Health Inc Tax Fund 210	112,500.00	562,500.00	487,625.00	15.36%	1,350,000.00	41.67%
CDBG Reimbursement	-	-	-	-	-	-
<b>SUB-TOTAL POLICE</b>	<b>\$ 174,500.00</b>	<b>\$ 1,076,280.48</b>	<b>\$ 1,089,708.35</b>	<b>-1.23%</b>	<b>\$ 2,390,500.00</b>	<b>45.02%</b>
<b>Fire Funds:</b>						
Fire Pension Fund 250	\$ 14,000.00	\$ 119,180.11	\$ 152,083.35	-21.64%	\$ 225,000.00	52.97%
Charter Fire Force Fund 252	48,000.00	398,369.94	437,500.00	-8.94%	745,000.00	53.47%
2002 Fire Levy Fund 253	45,000.00	387,883.63	404,166.70	-4.03%	720,000.00	53.87%
Public Safety & Health Inc Tax Fund 210	112,500.00	562,500.00	487,625.00	15.36%	1,350,000.00	41.67%
CDBG Reimbursement	-	-	-	-	-	-
<b>SUB-TOTAL FIRE</b>	<b>\$ 219,500.00</b>	<b>\$ 1,467,933.68</b>	<b>\$ 1,481,375.05</b>	<b>-0.91%</b>	<b>\$ 3,040,000.00</b>	<b>48.29%</b>
<b>TOTAL</b>	<b>\$ 949,585.07</b>	<b>\$ 5,187,191.44</b>	<b>\$ 5,078,602.53</b>	<b>2.14%</b>	<b>\$ 11,930,950.00</b>	<b>43.48%</b>

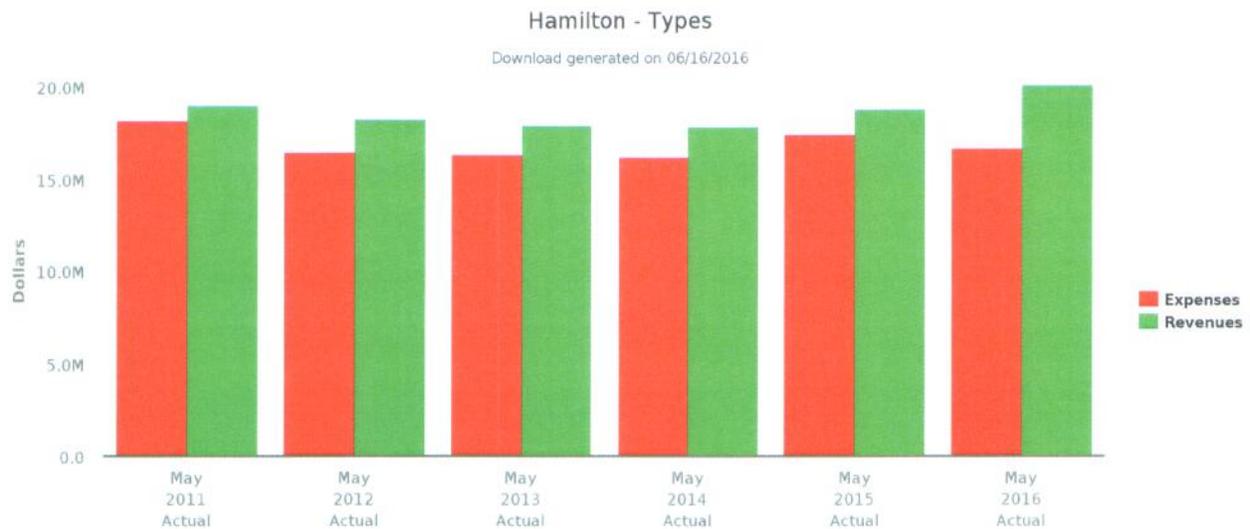
General Fund  
Statement of Activities  
For the Five Months January through May

**Hamilton - Types**

Funds Filter: General Fund  
Download generated on 06/16/2016

Account Group	Account Type	May 2011 Actual	May 2012 Actual	May 2013 Actual	May 2014 Actual	May 2015 Actual	May 2016 Actual
Revenues		\$ 19,035,782	\$ 18,275,379	\$ 17,976,062	\$ 17,857,999	\$ 18,870,854	\$ 20,063,785
Revenues	Taxes	11,187,408	10,825,074	11,426,443	10,962,096	11,349,834	12,141,945
Revenues	Miscellaneous Revenue	77,936	161,457	-24,096	92,695	75,469	169,776
Revenues	Licenses & Permits	553,644	619,278	608,763	579,521	617,288	683,260
Revenues	Intergovernmental Revenue	1,028,311	877,787	489,518	489,565	528,723	468,754
Revenues	Charges for Services	5,742,871	5,317,775	5,143,002	5,357,559	5,977,426	6,209,111
Revenues	Recreation Fees	68,928	68,376	61,684	62,134	10,650	0
Revenues	Enterprise Revenues	0	0	0	0	0	0
Revenues	Fines and Forfeits	376,684	405,632	270,747	314,429	311,466	390,940
Revenues	Other Financing Sources	0	0	0	0	0	0
Expenses		18,253,673	16,533,621	16,373,301	16,270,009	17,458,874	16,744,746
Expenses	Personnel Services & Benefits	15,531,836	14,158,089	13,238,767	13,296,399	12,761,036	12,364,705
Expenses	Other Expenditures	2,721,837	2,375,532	3,134,534	2,973,610	4,697,838	4,380,041
Expenses	Capital Improvements	0	0	0	0	0	0
<b>Revenues Less Expenses</b>		<b>\$ 782,109</b>	<b>\$ 1,741,758</b>	<b>\$ 1,602,761</b>	<b>\$ 1,587,990</b>	<b>\$ 1,411,980</b>	<b>\$ 3,319,039</b>

\*Revenue and Expense totals exclude transfers in/out



Fiscal Year Through May (cumulative amounts)

**General Fund**  
**Wages Paid all General Fund Departments**  
**For the Five Months January through May**

- The City experienced 11 pays through May for 2011 – 2015 and 10 pays through May for 2016.
- Overtime and Special Pay was broken out as a separate line item in 2013. In 2012 and before, they were included in Salaries – Regular Employees.

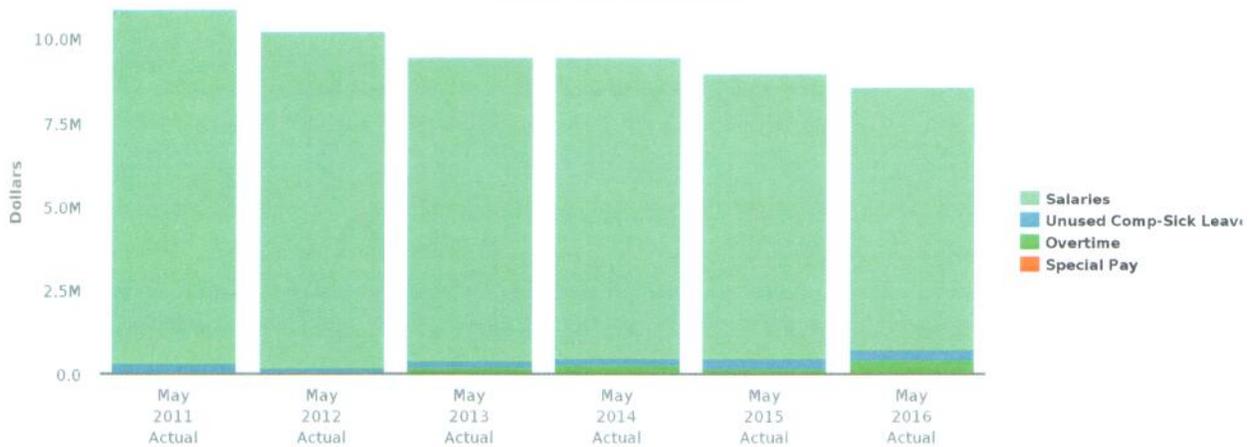
**Hamilton - Personnel Services**

Funds Filter: General Fund  
Download generated on 06/16/2016

Account Group	May 2011 Actual	May 2012 Actual	May 2013 Actual	May 2014 Actual	May 2015 Actual	May 2016 Actual
Salaries	\$ 10,514,296	\$ 10,020,865	\$ 9,063,080	\$ 8,993,683	\$ 8,494,275	\$ 7,844,302
Unused Comp-Sick Leave	343,247	198,560	184,596	173,507	306,686	282,218
Overtime	0	0	196,124	282,551	169,298	357,531
Special Pay	0	0	7,007	12,859	16,667	78,398
<b>Total</b>	<b>\$ 10,857,543</b>	<b>\$ 10,219,425</b>	<b>\$ 9,450,807</b>	<b>\$ 9,462,600</b>	<b>\$ 8,986,926</b>	<b>\$ 8,562,449</b>

Hamilton - Personnel Services

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Fiscal Year Through May (cumulative amounts)

**General Fund Income Tax Collections  
For the Five Months January through May**

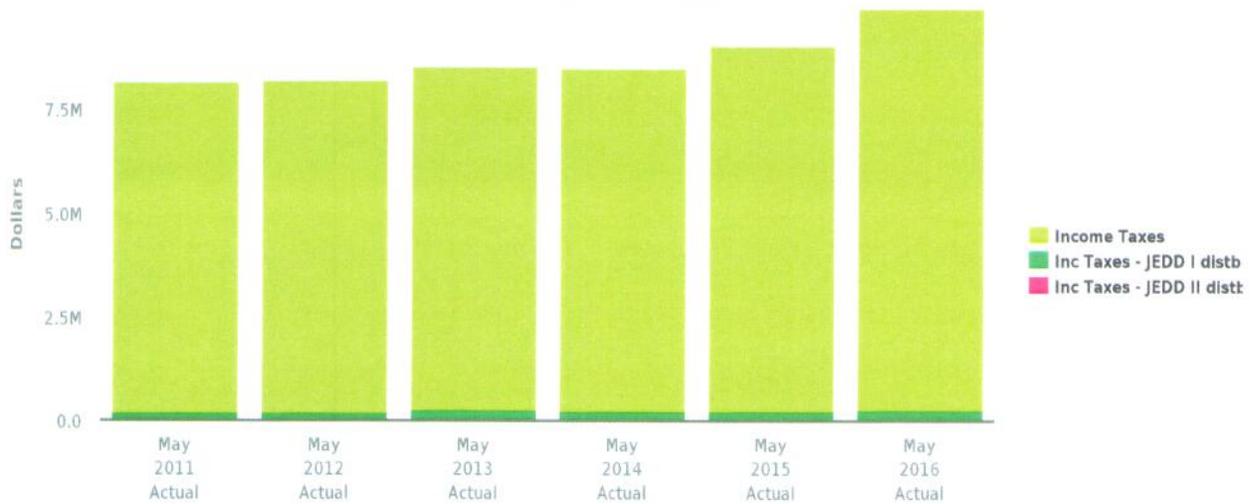
**Hamilton - Income Taxes**

Funds Filter: General Fund  
Download generated on 06/16/2016

Account Group	May 2011 Actual	May 2012 Actual	May 2013 Actual	May 2014 Actual	May 2015 Actual	May 2016 Actual
Income Taxes	\$ 7,956,813	\$ 8,005,187	\$ 8,295,515	\$ 8,283,794	\$ 8,817,602	\$ 9,650,726
Inc Taxes - JEDD I distb	156,725	150,268	198,063	187,669	183,117	200,421
Inc Taxes - JEDD II distb	51,965	62,221	71,866	61,391	61,775	80,698
<b>Total</b>	<b>\$ 8,165,503</b>	<b>\$ 8,217,676</b>	<b>\$ 8,565,444</b>	<b>\$ 8,532,854</b>	<b>\$ 9,062,494</b>	<b>\$ 9,931,845</b>

Hamilton - Income Taxes

Download generated on 06/16/2016



Fiscal Year Through May (cumulative amounts)

**Summary of Cash Basis Activity  
For the One Month Period Ending May 31, 2016**

	Balance May. 1, 2016	Monthly Receipts	Monthly Disbursements	Non-Cash Items	Balance May. 31, 2016	Purchase Orders Outstanding	Unencumbered Cash
GENERAL							
100 General	\$8,360,277.96	\$3,372,855.37	\$3,224,970.19	(\$64,829.86)	\$8,443,333.28	\$3,193,406.99	\$5,249,926.29
SPECIAL REVENUE							
200 One Renaissance Center Fd	1,415,972.92	175,600.00	86,537.03	(3,563.85)	1,501,472.04	209,297.70	\$1,292,174.34
2013 HOME FUND 2013	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
2014 HOME FUND 2014	19,424.00	0.00	0.00	0.00	19,424.00	106,161.07	(\$86,737.07)
2015 Home Fund 2015	31,310.27	1,028.42	1,028.42	0.00	31,310.27	53,119.02	(\$21,808.75)
205 Fed. Emg. Mgmt. Fund (FEMA)	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
206 Youthbuild Grant Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
207 Hamilton Court Sec. Proj.	50,886.07	4,902.34	0.00	0.00	55,788.41	0.00	\$55,788.41
208 Hamilton Court Sp Proj Fd	126,723.81	2,329.00	0.00	0.00	129,052.81	13,875.00	\$115,177.81
210 Pub Safety/Health Inc Tax	589,262.89	235,020.44	272,375.90	0.00	551,907.43	0.00	\$551,907.43
211 Rounding Up Util Acct Trs	931.40	61.23	0.00	0.00	992.63	377.23	\$615.40
212 Hamilton Mun Ct Cap Imp	10,906.61	9,809.79	(9,469.01)	0.00	30,185.41	1,600.00	\$28,585.41
213 MIT Aggregatn/Verifctn Fd	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
215 HamltN Cap Imp Debt Serv	2,633,137.13	188,016.35	88,948.68	0.00	2,732,204.80	358,831.76	\$2,373,373.04
218 Brownfield Red Pilot Proj	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
219 Brownfields Job Trng Init	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
220 Weed & Seed Grant	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
221 Dispute Resolutn Proc Fd	17,999.44	744.00	1,108.32	0.00	17,635.12	0.00	\$17,635.12
222 DOJ Forfeiture Prog Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
223 Brownfields Rev Loan Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
224 GREAT Grant Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
225 Justice Assistance Grant	4,495.67	0.00	0.00	0.00	4,495.67	28,632.00	(\$24,136.33)
226 Weed & Seed Grnt Exp Site	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
227 Land Reutilization Fund	17,933.23	0.00	6,012.00	(70.00)	11,851.23	83,916.60	(\$72,065.37)
230 Targeted Oriented Policing	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
231 Law Enforcement Trust	91,924.92	4,296.89	6,431.34	0.00	89,790.47	4,400.00	\$85,390.47
232 Safety Helmet Grant	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
233 Safety Seat Belt Grant	14.97	0.00	0.00	0.00	14.97	0.00	\$14.97
235 Public Safety Spec Proj	139,423.58	0.00	3,699.73	(75.00)	135,648.85	1,346.88	\$134,301.97
237 Police Hiring Supp Grant	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
238 Probation Services Fund	148,661.04	19,758.41	18,322.72	0.00	150,096.73	1,640.71	\$148,456.02
239 Dare Program	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
240 Drug Law Enforcmt Trust	6,603.29	89,849.60	4,507.26	0.00	91,945.63	3,336.85	\$88,608.78
241 Dui Enfrmt & Educatn Trst	5,868.07	89.00	217.28	(486.15)	5,253.64	1,292.72	\$3,960.92
242 Indignt Drivr Alcohol Trt	160,175.00	2,581.39	0.00	0.00	162,756.39	10,000.00	\$152,756.39
244 Metro Housing Auth Pol Gr	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
245 Police K-9 Unit Fund	100.00	0.00	0.00	0.00	100.00	0.00	\$100.00
246 Police Pension Fund	0.00	17,731.43	17,000.00	0.00	731.43	0.00	\$731.43
247 CDBG Police Grant	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
248 COPS MORE Grant	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
249 Police Levy Fund	0.00	45,998.28	45,000.00	0.00	998.28	0.00	\$998.28
250 Firemen's Pension Fund	0.00	14,622.79	14,000.00	(0.00)	622.79	0.00	\$622.79
251 Emergency Med Serv Grant	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
252 Charter Fire Force Fund	0.00	48,742.63	48,000.00	0.00	742.63	0.00	\$742.63
253 Fire EMS Levy Fund	0.00	45,998.28	45,000.00	0.00	998.28	0.00	\$998.28
254 Technology Initiative Fnd	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
255 Energy Effic Block Grant	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
256 Local Energy Assur Ping	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
260 Immunizatn Actn Plan Gran	181,534.82	14,662.19	4,580.71	0.00	191,616.30	15,271.14	\$176,345.16
261 Kathryn Weiland Trust Inc	5,364.11	2.47	389.55	0.00	4,977.03	610.45	\$4,366.58
262 Clinical Services Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
270 Str & Pks Beautification	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
279 Stormwater Mgmt. Fund	2,010,802.25	180,302.03	134,323.36	(5,912.26)	2,050,868.66	727,661.06	\$1,323,207.60
280 Refuse Fund	1,723,981.17	334,175.89	361,413.94	(3,915.36)	1,692,827.76	2,051,082.56	(\$358,254.80)
281 Street Maintenance Fund	315,082.23	238,356.30	203,097.38	0.00	350,341.15	125,868.72	\$224,472.43
282 Transit System	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
283 Convntn & Vistrs Bur Fund	19,423.33	0.00	0.00	0.00	19,423.33	0.00	\$19,423.33
284 Miami Conservancy Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
800 CDBG - Revolving Loan Fd	32,877.97	998.30	322.17	0.00	33,554.10	0.00	\$33,554.10
801 HOME - Revolving Loan Fnd	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
802 Neighborhood Stabl. Prgm	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
803 HPRP Grant Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
804 Neighborhood Stabl. Program 3	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
913 CDBG 2012 - 2013	76,482.64	0.00	0.00	0.00	76,482.64	0.00	\$76,482.64
914 CDBG FUND 2014	28,207.09	0.00	0.00	0.00	28,207.09	0.00	\$28,207.09
915 CDBG FUND 915	41,363.60	4,377.50	0.00	0.00	45,741.10	49,184.16	(\$3,443.06)
916 CDBG Fund 2015-2016	22,258.41	72,003.40	50,515.05	0.00	43,746.76	95,742.65	(\$51,995.89)
Total Special Revenue	\$9,929,131.93	\$1,752,058.35	\$1,403,361.83	(\$14,022.62)	\$10,263,805.83	\$3,943,248.28	\$6,320,557.55
CAPITAL PROJECTS							
300 Capital Projects Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
301 Special Assessments	509,500.45	1,094.63	165,723.45	0.00	344,871.63	184,509.73	\$160,361.90
302 High Street Property	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
303 Lowes MITIE Talawanda Fund	19,707.90	0.00	0.00	0.00	19,707.90	0.00	\$19,707.90
304 Walmart MITIE Hamilton Fund	25,583.03	0.00	0.00	0.00	25,583.03	0.00	\$25,583.03
305 Hamilton Enterprise Park	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
306 Hamilton Streetscape Imp	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
307 Issue II Project Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
308 Matandy Steel MPITIE Fund	24,601.51	0.00	0.00	0.00	24,601.51	0.00	\$24,601.51
309 Robinson Schwenn MPITIE Fund	620.45	0.00	0.00	0.00	620.45	0.00	\$620.45
310 Clean Ohio Grants Program	0.00	80,534.19	0.00	0.00	80,534.19	0.00	\$80,534.19
311 Infrastructure Renwl Prgm	1,682,005.23	51,072.13	331,817.69	0.00	1,401,259.67	4,419,649.64	(\$3,018,389.97)
348 RIDs - MPITIE Citywide District	61,942.99	0.00	0.00	0.00	61,942.99	0.00	\$61,942.99
349 RIDs - MPITIE North District	3,488.69	0.00	0.00	0.00	3,488.69	0.00	\$3,488.69
350 RIDs - MPITIE South District	5,491.76	0.00	0.00	0.00	5,491.76	0.00	\$5,491.76
351 Quality Publishing MPITIE Fund	5,240.07	0.00	0.00	0.00	5,240.07	0.00	\$5,240.07
352 Shoppes @ Hamilton MPITIE Fund	19,674.44	0.00	0.00	0.00	19,674.44	0.00	\$19,674.44
353 Historic Developers (Mercantile)	3,877.54	0.00	0.00	0.00	3,877.54	0.00	\$3,877.54
354 Tippman Properties MPITIE Fund	365.35	0.00	0.00	0.00	365.35	0.00	\$365.35
355 Nuturen Manufacturing TIF	16,767.75	0.00	0.00	0.00	16,767.75	0.00	\$16,767.75
Total Capital Projects	\$2,378,867.16	\$132,700.95	\$497,541.14	\$0.00	\$2,014,026.97	\$4,604,159.37	(\$2,590,132.40)

**Summary of Cash Basis Activity  
For the One Month Period Ending May 31, 2016**

	Balance May. 1, 2016	Monthly Receipts	Monthly Disbursements	Non-Cash Items	Balance May. 31, 2016	Purchase Orders Outstanding	Unencumbered Cash
<b>ENTERPRISE - GAS</b>							
501 Gas Utility	2,820,379.84	1,185,057.34	1,259,431.10	474,023.24	3,220,029.32	582,103.72	\$2,637,925.60
510 Gas Sys Special Proj.Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
512 Gas Construction Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
515 Gas Cap Imprmt Fund	1,100,333.09	1,200.00	153,933.07	(1,530.00)	946,070.02	869,822.00	\$76,248.02
516 Gas Rate Stabilization Fd	2,515,775.23	652.52	0.00	0.00	2,516,427.75	0.00	\$2,516,427.75
517 Gas System Reserve Fund	1,033,000.00	0.00	0.00	0.00	1,033,000.00	0.00	\$1,033,000.00
518 Gas Bond Service Fund	0.00	31,655.78	0.00	(31,655.78)	0.00	0.00	\$0.00
Sub-Total - Gas	\$7,469,488.16	\$1,218,565.84	\$1,413,364.17	\$440,837.46	\$7,715,527.09	\$1,451,925.72	\$6,263,601.37
<b>ENTERPRISE - ELECTRIC</b>							
502 Electric Utility	11,361,790.45	143,430,064.67	39,448,445.25	(103,943,103.46)	11,400,306.41	4,412,461.22	\$6,987,845.19
520 Elec Sys Spec Proj Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
522 Electric Construction Fd	685,234.78	0.00	0.00	0.00	685,234.78	646,594.69	\$38,640.09
523 Boiler No. 9 Scrubber Prj	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
524 Hydroelectric Oprtns Fund	2,811,179.18	0.00	162,319.38	(877.60)	2,647,982.20	75,411.19	\$2,572,571.01
525 Electric Cap Imprvmt Fund	(491,644.75)	650.00	500,638.95	(33,130.80)	(1,024,764.50)	2,068,846.89	(\$3,093,611.39)
526 Elec Rate Stablztn Fund	4,016,420.86	1,041.75	0.00	0.00	4,017,462.61	0.00	\$4,017,462.61
527 Elec System Reserve Fund	3,009,771.09	35,014,037.37	0.00	0.00	38,023,808.46	0.00	\$38,023,808.46
528 92 Electric Bd Service Fd	0.00	217,923.16	0.00	(217,923.16)	0.00	0.00	\$0.00
529 Electric Debt Rductn Resv	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
Sub-Total - Electric	\$21,392,751.61	\$178,663,716.95	\$40,111,403.58	(\$104,195,035.02)	\$55,750,029.96	\$7,203,313.99	\$48,546,715.97
<b>ENTERPRISE - WATER</b>							
503 Water Utility	2,928,554.11	1,005,190.42	996,865.00	(24,229.86)	2,912,649.67	1,149,301.76	\$1,763,347.91
530 Water Sys Spec. Proj Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
531 Water Construction Fund	292,201.52	0.00	147,988.92	0.00	144,212.60	72,959.85	\$71,252.75
535 Water Cap Imprmt Fund	5,096,103.39	540.00	23,614.19	0.00	5,073,029.20	3,192,261.18	\$1,880,768.02
536 Water Rate Stablztn Fund	1,584,008.30	410.85	0.00	0.00	1,584,419.15	0.00	\$1,584,419.15
537 Water System Reserve Fund	2,470,283.94	0.00	0.00	0.00	2,470,283.94	0.00	\$2,470,283.94
Sub-Total - Water	\$12,371,151.26	\$1,006,141.27	\$1,168,468.11	(\$24,229.86)	\$12,184,594.56	\$4,414,522.79	\$7,770,071.77
<b>ENTERPRISE - WASTEWATER</b>							
504 Wastewater Utility	1,547,995.40	993,698.58	940,869.50	(33,419.42)	1,567,405.06	901,411.26	\$665,993.80
540 Wastewater Sp Proj fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
541 Wastewater Constructn Fd	8,184,933.54	0.00	106,204.03	0.00	8,078,729.51	5,013,225.78	\$3,065,503.73
542 Wwater Debt Procds-Const	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
543 Riverside Nature Area Con	24,781.15	12.32	0.00	0.00	24,793.47	0.00	\$24,793.47
545 Wastewater Cap Imprvmt Fd	6,139,639.35	5,636.00	405,024.74	0.00	5,740,250.61	2,038,184.13	\$3,702,066.48
546 Wastewtr Rate Stablztn Fd	2,035,787.88	528.03	0.00	0.00	2,036,315.91	0.00	\$2,036,315.91
547 Wastewater Sys Reserve Fd	3,230,000.00	0.00	0.00	0.00	3,230,000.00	0.00	\$3,230,000.00
548 Wastewater Bond Service	0.00	394,018.09	0.00	(394,018.09)	0.00	0.00	\$0.00
Sub-Total - Wastewater	\$21,163,137.32	\$1,393,893.02	\$1,452,098.27	(\$427,437.51)	\$20,677,494.56	\$7,952,821.17	\$12,724,673.39
<b>ENTERPRISE - OTHER</b>							
550 Parking Fund	160,274.95	27,580.18	26,118.81	(50.00)	161,686.32	14,727.54	\$146,958.78
551 Pkg Capital Imprvmt Fund	1,499,709.30	0.00	0.00	0.00	1,499,709.30	1,215,590.00	\$284,119.30
560 Golf Fund	174,307.52	136,827.61	117,932.08	(146.95)	193,056.10	328,370.71	(\$135,314.61)
561 Golf Rate Stblztn Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
570 Central Park Sports Arena	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
Sub-Total - Other	\$1,834,291.77	\$164,407.79	\$144,050.89	(\$196.95)	\$1,854,451.72	\$1,558,688.25	\$295,763.47
Total - Enterprise	\$64,230,820.12	\$182,446,724.67	\$44,289,385.02	(\$104,206,061.88)	\$98,182,097.89	\$22,581,271.92	\$75,600,825.97
<b>INTERNAL SERVICES</b>							
610 Fleet Maintenance Fund	142,477.06	200,941.06	210,448.98	0.00	132,969.14	282,223.73	(\$149,254.59)
620 Central Services	3,669.41	604,093.99	601,699.01	(200.00)	5,864.39	901,981.36	(\$896,116.97)
640 Central Benefits Fund	1,611,800.63	0.00	0.00	0.00	1,611,800.63	0.00	\$1,611,800.63
650 Economic Budget Stabilization	493,978.00	0.00	0.00	0.00	493,978.00	0.00	\$493,978.00
Total - Internal Services	\$2,251,925.10	\$805,035.05	\$812,147.99	(\$200.00)	\$2,244,612.16	\$1,184,205.09	\$1,060,407.07
<b>TRUST AND AGENCY</b>							
700 Travel Advance Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
710 Employee Txs & Bnfts Fund	1,404,899.79	0.00	0.00	(916,739.00)	488,160.79	0.00	\$488,160.79
711 Building Stds Fee Assmt Fu	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
712 Misc Collectn For Others	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
715 Unclaimed Monies Fund	100,116.19	0.00	0.00	0.00	100,116.19	0.00	\$100,116.19
720 West Milton Tax Collectn	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
721 New Miami Tax Collectn Fu	47,278.08	0.00	0.00	(14,540.74)	32,737.34	0.00	\$32,737.34
722 Oxford Tax Collectn Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
723 Eaton Tax Collection Fund	19.80	0.00	0.00	(19.80)	0.00	0.00	\$0.00
724 Monroe Tax Collection Fun	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
726 Butler Cty Annex Tax Fund	11,512.66	0.00	0.00	6,196.45	17,709.11	0.00	\$17,709.11
727 Ham Cen Bus.Sp.Imprv Dst.	358.69	0.00	0.00	(358.69)	0.00	0.00	\$0.00
728 Joint Econmic Dvlp Dstrc I	32,548.32	0.00	0.00	(15,048.28)	17,500.04	0.00	\$17,500.04
729 Phillipsburg Tax Collctn	22,135.41	0.00	0.00	(14,322.73)	7,812.68	0.00	\$7,812.68
730 Benninghoffen Trust Fund	75,000.00	0.00	0.00	0.00	75,000.00	0.00	\$75,000.00
731 Joint Econmic Dvlp Dist II	75,261.07	0.00	0.00	(1,306.89)	73,954.18	0.00	\$73,954.18
732 Village of New Paris Tax Collect	50,379.94	0.00	0.00	(37,267.41)	13,112.53	0.00	\$13,112.53
740 Fire Damage Dep Escrow Fu	99,586.36	0.00	0.00	0.00	99,586.36	0.00	\$99,586.36
745 Police Prop.Rm Forfeiture	464,630.62	0.00	0.00	(224,866.00)	239,764.62	0.00	\$239,764.62
752 Municipal Court Cash	259,710.45	0.00	0.00	0.00	259,710.45	0.00	\$259,710.45
760 Treasury Investment Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
775 Sinking Fund	0.00	57,403.53	57,403.53	0.00	0.00	54,513.60	(\$54,513.60)
Total - Trust and Agency	\$2,643,437.38	\$57,403.53	\$57,403.53	(\$1,218,273.09)	\$1,425,164.29	\$54,513.60	\$1,370,650.69
<b>TOTAL</b>	<b>\$89,794,459.65</b>	<b>\$188,566,777.92</b>	<b>\$50,284,809.70</b>	<b>(\$105,503,387.45)</b>	<b>\$122,573,040.42</b>	<b>\$35,560,805.25</b>	<b>\$87,012,235.17</b>

**Summary of Cash Basis Activity  
For the Five Months Period Ending May 31, 2016**

	Balance Jan. 1, 2016	Monthly Receipts	Monthly Disbursements	Non-Cash Items	Balance May. 31, 2016	Purchase Orders Outstanding	Unencumbered Cash
<b>GENERAL</b>							
100 General	\$7,561,294.13	\$20,064,407.13	\$19,144,951.13	(\$37,416.85)	\$8,443,333.28	\$3,193,406.99	\$5,249,926.29
<b>SPECIAL REVENUE</b>							
200 One Renaissance Center Fd	1,174,290.02	892,061.06	564,879.04	0.00	1,501,472.04	209,297.70	\$1,292,174.34
2013 HOME FUND 2013	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
2014 HOME FUND 2014	19,424.00	28,952.30	28,952.30	0.00	19,424.00	106,161.07	(\$86,737.07)
2015 Home Fund 2015	31,310.27	55,537.44	55,537.44	0.00	31,310.27	53,119.02	(\$21,808.75)
205 Fed. Emg. Mgmt. Fund (FEMA)	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
206 Youthbuild Grant Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
207 Hamilton Court Sec. Proj.	29,551.90	26,236.51	0.00	0.00	55,788.41	0.00	\$55,788.41
208 Hamilton Court Sp Proj Fd	125,055.06	13,247.75	9,250.00	0.00	129,052.81	13,875.00	\$115,177.81
210 Pub Safety/Health Inc Tax	358,239.35	1,556,569.39	1,362,901.31	0.00	551,907.43	0.00	\$551,907.43
211 Rounding Up Util Acct Trs	377.23	615.40	0.00	0.00	992.63	377.23	\$615.40
212 Hamilton Mun Ct Cap Imp	31,420.68	52,160.12	53,395.39	0.00	30,185.41	1,600.00	\$28,585.41
213 MIT Aggregatn/Verifctn Fd	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
215 Hamltn Cap Imp Debt Serv	2,829,990.47	1,822,728.46	1,920,514.13	0.00	2,732,204.80	358,831.76	\$2,373,373.04
218 Brownfield Red Pilot Proj	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
219 Brownfields Job Trng Init	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
220 Weed & Seed Grant	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
221 Dispute Resolutn Proc Fd	16,469.40	3,450.00	2,284.28	0.00	17,635.12	0.00	\$17,635.12
222 DOJ Forfeiture Prog Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
223 Brownfields Rev Loan Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
224 GREAT Grant Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
225 Justice Assistance Grant	4,495.67	0.00	0.00	0.00	4,495.67	28,632.00	(\$24,136.33)
226 Weed & Seed Grnt Exp Site	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
227 Land Reutilization Fund	62,824.23	0.00	50,973.00	0.00	11,851.23	83,916.60	(\$72,065.37)
230 Targeted Oriented Policing	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
231 Law Enforcement Trust	89,185.41	11,239.40	10,634.34	0.00	89,790.47	4,400.00	\$85,390.47
232 Safety Helmet Grant	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
233 Safety Seat Belt Grant	14.97	0.00	0.00	0.00	14.97	0.00	\$14.97
235 Public Safety Spec Proj	122,610.34	29,046.00	15,932.49	(75.00)	135,648.85	1,346.88	\$134,301.97
237 Police Hiring Supp Grant	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
238 Probation Services Fund	155,545.92	92,629.41	98,078.60	0.00	150,096.73	1,640.71	\$148,456.02
239 Dare Program	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
240 Drug Law Enforcmt Trust	13,985.51	91,033.10	13,072.98	0.00	91,945.63	3,336.85	\$88,608.78
241 Dui Enfrmt & Eductn Trst	4,848.51	1,276.20	384.92	(486.15)	5,253.64	1,292.72	\$3,960.92
242 Indignt Drivr Alcohol Trt	152,356.69	10,399.70	0.00	0.00	162,756.39	10,000.00	\$152,756.39
244 Metro Housing Auth Pol Gr	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
245 Police K-9 Unit Fund	100.00	0.00	0.00	0.00	100.00	0.00	\$100.00
246 Police Pension Fund	13.79	122,811.63	122,093.99	0.00	731.43	0.00	\$731.43
247 CDBG Police Grant	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
248 COPS MORE Grant	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
249 Police Levy Fund	10,238.42	382,446.35	391,686.49	0.00	998.28	0.00	\$998.28
250 Firemen's Pension Fund	99.91	119,702.99	119,180.11	0.00	622.79	0.00	\$622.79
251 Emergency Med Serv Grant	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
252 Charter Fire Force Fund	102.59	399,009.98	398,369.94	(0.00)	742.63	0.00	\$742.63
253 Fire EMS Levy Fund	6,435.56	382,446.35	387,883.63	0.00	998.28	0.00	\$998.28
254 Technology Initiative Fnd	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
255 Energy Effic Block Grant	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
256 Local Energy Assur Plng	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
260 Immunizatn Actn Plan Gran	201,756.77	14,662.19	24,802.66	0.00	191,616.30	15,271.14	\$176,345.16
261 Kathryn Weiland Trust Inc	3,927.85	1,438.73	389.55	0.00	4,977.03	610.45	\$4,366.58
262 Clinical Services Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
270 Str & Pks Beautification	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
279 Stormwater Mgmt. Fund	1,898,722.40	906,507.95	751,112.13	(3,249.56)	2,050,868.66	727,661.06	\$1,323,207.60
280 Refuse Fund	1,788,351.73	1,670,370.37	1,752,716.99	(13,177.35)	1,692,827.76	2,051,082.56	(\$358,254.80)
281 Street Maintenance Fund	236,148.03	1,118,176.77	1,003,983.65	0.00	350,341.15	125,868.72	\$224,472.43
282 Transit System	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
283 Convrtn & Vistrs Bur Fund	27,152.92	44,853.08	52,582.67	0.00	19,423.33	0.00	\$19,423.33
284 Miami Conservancy Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
800 CDBG - Revolving Loan Fd	16,701.58	17,174.69	322.17	0.00	33,554.10	0.00	\$33,554.10
801 HOME - Revolving Loan Fnd	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
802 Neighborhood Stabl. Prgm	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
803 HPRP Grant Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
804 Neighborhood Stabl. Program 3	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
913 CDBG 2012 - 2013	76,482.64	0.00	0.00	0.00	76,482.64	0.00	\$76,482.64
914 CDBG FUND 2014	28,207.09	0.00	0.00	0.00	28,207.09	0.00	\$28,207.09
915 CDBG FUND 915	45,741.10	43,961.45	43,961.45	0.00	45,741.10	49,184.16	(\$3,443.06)
916 CDBG Fund 2015-2016	43,746.76	317,515.96	317,515.96	(0.00)	43,746.76	95,742.65	(\$51,995.89)
<b>Total Special Revenue</b>	<b>\$9,605,924.77</b>	<b>\$10,228,260.73</b>	<b>\$9,553,391.61</b>	<b>(\$16,988.06)</b>	<b>\$10,263,805.83</b>	<b>\$3,943,248.28</b>	<b>\$6,320,557.55</b>
<b>CAPITAL PROJECTS</b>							
300 Capital Projects Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
301 Special Assessments	360,137.98	190,373.68	205,640.03	0.00	344,871.63	184,509.73	\$160,361.90
302 High Street Property	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
303 Lowes MITIE Talawanda Fund	2,117.09	51,692.17	34,101.36	0.00	19,707.90	0.00	\$19,707.90
304 Walmart MITIE Hamilton Fund	1,553.99	92,863.90	68,834.86	0.00	25,583.03	0.00	\$25,583.03
305 Hamilton Enterprise Park	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
306 Hamilton Streetscape Imp	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
307 Issue II Project Fund	0.00	234,418.27	234,418.27	0.00	0.00	0.00	\$0.00
308 Matandy Steel MPITIE Fund	18,478.93	24,879.13	18,756.55	0.00	24,601.51	0.00	\$24,601.51
309 Robinson Schwenn MPITIE Fund	881.48	2,252.19	2,513.22	0.00	620.45	0.00	\$620.45
310 Clean Ohio Grants Program	0.00	116,650.13	36,115.94	0.00	80,534.19	0.00	\$80,534.19
311 Infrastructure Renwl Prgm	951,883.75	1,885,785.66	1,436,409.74	0.00	1,401,259.67	4,419,649.64	(\$3,018,389.97)
348 RIDs - MPITIE Citywide District	881.97	205,694.49	144,633.47	0.00	61,942.99	0.00	\$61,942.99
349 RIDs - MPITIE North District	3,426.10	8,698.70	8,636.11	0.00	3,488.69	0.00	\$3,488.69
350 RIDs - MPITIE South District	801.74	18,190.62	13,500.60	0.00	5,491.76	0.00	\$5,491.76
351 Quality Publishing MPITIE Fund	5,306.07	5,299.20	5,365.20	0.00	5,240.07	0.00	\$5,240.07
352 Shoppes @ Hamilton MPITIE Fund	34.67	71,416.28	51,776.51	0.00	19,674.44	0.00	\$19,674.44
353 Historic Developers (Mercantile)	3,988.19	14,075.07	14,185.72	0.00	3,877.54	0.00	\$3,877.54
354 Tippman Properties MPITIE Fund	24.44	1,326.21	985.30	0.00	365.35	0.00	\$365.35
355 Nuturen Manufacturing TIF	0.00	60,865.28	44,097.53	0.00	16,767.75	0.00	\$16,767.75
<b>Total Capital Projects</b>	<b>\$1,349,516.40</b>	<b>\$2,984,480.98</b>	<b>\$2,319,970.41</b>	<b>\$0.00</b>	<b>\$2,014,026.97</b>	<b>\$4,604,159.37</b>	<b>(\$2,590,132.40)</b>

**Summary of Cash Basis Activity  
For the Five Months Period Ending May 31, 2016**

	Balance Jan. 1, 2016	Monthly Receipts	Monthly Disbursements	Non-Cash Items	Balance May. 31, 2016	Purchase Orders Outstanding	Unencumbered Cash
<b>ENTERPRISE - GAS</b>							
501 Gas Utility	1,071,822.13	11,218,483.13	9,390,113.73	319,837.79	3,220,029.32	582,103.72	\$2,637,925.60
510 Gas Sys Special Proj.Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
512 Gas Construction Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
515 Gas Cap Imprmt Fund	1,376,216.91	8,000.00	436,616.89	(1,530.00)	946,070.02	869,822.00	\$76,248.02
516 Gas Rate Stabilization Fd	2,512,451.11	3,976.64	0.00	0.00	2,516,427.75	0.00	\$2,516,427.75
517 Gas System Reserve Fund	1,033,000.00	0.00	0.00	0.00	1,033,000.00	0.00	\$1,033,000.00
518 Gas Bond Service Fund	0.00	159,019.70	91,462.50	(67,557.20)	0.00	0.00	\$0.00
<b>Sub-Total - Gas</b>	<b>\$5,993,490.15</b>	<b>\$11,389,479.47</b>	<b>\$9,918,193.12</b>	<b>\$250,750.59</b>	<b>\$7,715,527.09</b>	<b>\$1,451,925.72</b>	<b>\$6,263,601.37</b>
<b>ENTERPRISE - ELECTRIC</b>							
502 Electric Utility	7,610,880.19	163,449,327.58	55,544,395.73	(104,115,505.63)	11,400,306.41	4,412,461.22	\$6,987,845.19
520 Elec Sys Spec Proj Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
522 Electric Construction Fd	685,234.78	0.00	0.00	0.00	685,234.78	646,594.69	\$38,640.09
523 Boiler No. 9 Scrubber Prj	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
524 Hydroelectric Oprtns Fund	2,278,132.19	1,193,691.65	822,964.04	(877.60)	2,647,982.20	75,411.19	\$2,572,571.01
525 Electric Cap Imprvmt Fund	1,356,766.53	2,750.00	2,351,150.23	(33,130.80)	(1,024,764.50)	2,068,846.89	(\$3,093,611.39)
526 Elec Rate Stablztn Fund	4,011,113.91	6,348.70	0.00	0.00	4,017,462.61	0.00	\$4,017,462.61
527 Elec System Reserve Fund	3,005,794.24	35,018,014.22	0.00	0.00	38,023,808.46	0.00	\$38,023,808.46
528 92 Electric Bd Service Fd	0.00	1,249,339.66	820,291.88	(429,047.78)	0.00	0.00	\$0.00
529 Electric Debt Rductn Resv	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
<b>Sub-Total - Electric</b>	<b>\$18,947,921.84</b>	<b>\$200,919,471.81</b>	<b>\$59,538,801.88</b>	<b>(\$104,578,561.81)</b>	<b>\$55,750,029.96</b>	<b>\$7,203,313.99</b>	<b>\$48,546,715.97</b>
<b>ENTERPRISE - WATER</b>							
503 Water Utility	1,843,464.78	5,632,511.15	4,519,192.52	(44,133.74)	2,912,649.67	1,149,301.76	\$1,763,347.91
530 Water Sys Spec. Proj Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
531 Water Construction Fund	319,489.85	0.00	175,277.25	0.00	144,212.60	72,959.85	\$71,252.75
535 Water Cap Imprmt Fund	5,323,289.48	4,170.00	254,430.28	0.00	5,073,029.20	3,192,261.18	\$1,880,768.02
536 Water Rate Stablztn Fund	1,581,915.33	2,503.82	0.00	0.00	1,584,419.15	0.00	\$1,584,419.15
537 Water System Reserve Fund	2,470,283.94	0.00	0.00	0.00	2,470,283.94	0.00	\$2,470,283.94
<b>Sub-Total - Water</b>	<b>\$11,538,443.38</b>	<b>\$5,639,184.97</b>	<b>\$4,948,900.05</b>	<b>(\$44,133.74)</b>	<b>\$12,184,594.56</b>	<b>\$4,414,522.79</b>	<b>\$7,770,071.77</b>
<b>ENTERPRISE - WASTEWATER</b>							
504 Wastewater Utility	1,258,909.99	4,990,491.45	4,717,388.94	35,392.56	1,567,405.06	901,411.26	\$665,993.80
540 Wastewater Sp Proj fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
541 Wastewater Constructn Fd	9,181,657.01	138,697.65	1,241,625.15	0.00	8,078,729.51	5,013,225.78	\$3,065,503.73
542 Wwater Debt Procds-Const.	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
543 Riverside Nature Area Con	24,757.05	36.42	0.00	0.00	24,793.47	0.00	\$24,793.47
545 Wastewater Cap Imprvmt Fd	6,267,710.23	97,481.00	624,940.62	0.00	5,740,250.61	2,038,184.13	\$3,702,066.48
546 Wastewtr Rate Stablztn Fd	2,033,097.98	3,217.93	0.00	0.00	2,036,315.91	0.00	\$2,036,315.91
547 Wastewater Sys Reserve Fd	3,230,000.00	0.00	0.00	0.00	3,230,000.00	0.00	\$3,230,000.00
548 Wastewater Bond Service	0.00	2,093,367.75	1,273,160.13	(820,207.62)	0.00	0.00	\$0.00
<b>Sub-Total - Wastewater</b>	<b>\$21,996,132.26</b>	<b>\$7,323,292.20</b>	<b>\$7,857,114.84</b>	<b>(\$784,815.06)</b>	<b>\$20,677,494.56</b>	<b>\$7,952,821.17</b>	<b>\$12,724,673.39</b>
<b>ENTERPRISE - OTHER</b>							
550 Parking Fund	158,151.36	144,156.86	140,571.90	(50.00)	161,686.32	14,727.54	\$146,958.78
551 Pkg Capital Imprvmt Fund	0.00	1,500,000.00	290.70	0.00	1,499,709.30	1,215,590.00	\$284,119.30
560 Golf Fund	323,253.57	318,324.03	448,521.50	0.00	193,056.10	328,370.71	(\$135,314.61)
561 Golf Rate Stblztn Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
570 Central Park Sports Arena	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
<b>Sub-Total - Other</b>	<b>\$481,404.93</b>	<b>\$1,962,480.89</b>	<b>\$589,384.10</b>	<b>(\$50.00)</b>	<b>\$1,854,451.72</b>	<b>\$1,558,688.25</b>	<b>\$295,763.47</b>
<b>Total - Enterprise</b>	<b>\$58,957,392.56</b>	<b>\$227,233,909.34</b>	<b>\$82,852,393.99</b>	<b>(\$105,156,810.02)</b>	<b>\$98,182,097.89</b>	<b>22,581,271.92</b>	<b>\$75,600,825.97</b>
<b>INTERNAL SERVICES</b>							
610 Fleet Maintenance Fund	374,552.97	1,006,588.82	1,248,172.65	0.00	132,969.14	282,223.73	(\$149,254.59)
620 Central Services	7,874.52	3,033,646.46	3,035,456.59	(200.00)	5,864.39	901,981.36	(\$896,116.97)
640 Central Benefits Fund	1,611,800.63	0.00	0.00	0.00	1,611,800.63	0.00	\$1,611,800.63
650 Economic Budget Stabilization	177,955.00	316,023.00	0.00	0.00	493,978.00	0.00	\$493,978.00
<b>Total - Internal Services</b>	<b>\$2,172,183.12</b>	<b>\$4,356,258.28</b>	<b>\$4,283,629.24</b>	<b>(\$200.00)</b>	<b>\$2,244,612.16</b>	<b>\$1,184,205.09</b>	<b>\$1,060,407.07</b>
<b>TRUST AND AGENCY</b>							
700 Travel Advance Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
710 Employee Txs & Bnfts Fund	897,554.93	0.00	0.00	(409,394.14)	488,160.79	0.00	\$488,160.79
711 Building Stds Fee Assmt Fu	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
712 Misc Collectn For Others	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
715 Unclaimed Monies Fund	100,610.42	0.00	494.23	0.00	100,116.19	0.00	\$100,116.19
720 West Milton Tax Collectn	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
721 New Miami Tax Collectn Fu	21,205.59	0.00	0.00	11,531.75	32,737.34	0.00	\$32,737.34
722 Oxford Tax Collectn Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
723 Eaton Tax Collection Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
724 Monroe Tax Collection Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
726 Butler Cty Annex Tax Fund	53,473.90	0.00	0.00	(35,764.79)	17,709.11	0.00	\$17,709.11
727 Ham.Cen.Bus.Sp.Imprv Dst.	358.69	0.00	0.00	(358.69)	0.00	0.00	\$0.00
728 Joint Econic Dvlp Dstrc I	22,379.16	0.00	0.00	(4,879.12)	17,500.04	0.00	\$17,500.04
729 Phillipsburg Tax Collectn	4,189.01	0.00	0.00	3,623.67	7,812.68	0.00	\$7,812.68
730 Benninghoffen Trust Fund	75,000.00	0.00	0.00	0.00	75,000.00	0.00	\$75,000.00
731 Joint Econic Dvlp Dist II	46,869.00	0.00	0.00	27,085.18	73,954.18	0.00	\$73,954.18
732 Village of New Paris Tax Collect	10,186.15	0.00	0.00	2,926.38	13,112.53	0.00	\$13,112.53
740 Fire Damage Dep Escrow Fu	88,786.36	0.00	0.00	10,800.00	99,586.36	0.00	\$99,586.36
745 Police Prop.Rm Forfeiture	419,582.62	0.00	0.00	(179,818.00)	239,764.62	0.00	\$239,764.62
752 Municipal Court Cash	259,710.45	0.00	0.00	0.00	259,710.45	0.00	\$259,710.45
760 Treasury Investment Fund	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
775 Sinking Fund	0.00	727,346.40	727,346.40	(0.00)	0.00	54,513.60	(\$54,513.60)
<b>Total - Trust and Agency</b>	<b>\$1,999,906.28</b>	<b>\$727,346.40</b>	<b>\$727,840.63</b>	<b>(\$574,247.76)</b>	<b>\$1,425,164.29</b>	<b>\$54,513.60</b>	<b>\$1,370,650.69</b>
<b>TOTAL</b>	<b>\$81,646,217.26</b>	<b>\$265,594,662.86</b>	<b>\$118,882,177.01</b>	<b>(\$105,785,662.69)</b>	<b>\$122,573,040.42</b>	<b>\$35,560,805.25</b>	<b>\$87,012,235.17</b>

# City of Hamilton

## Monthly Investment Portfolio Report

MAY 2016



United American Capital Corporation  
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Worthington, Ohio 43085  
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Phone 614-885-7596 Fax 614-885-7599

This investment portfolio report has been issued by United American Capital Corporation (UACC). UACC does not hold the funds or securities identified in this report. You should receive a separate statement of your account assets directly from your custodian or safekeeping agent. UACC strongly urges you to compare this report with the account statement you receive from your custodian or safekeeping agent.

United American Capital Corporation – A Leader in Public Funds Investment Management

**City of Hamilton**  
**Portfolio Management**  
**Investment Status Report - Investments**  
**May 31, 2016**

CUSIP	Investment #	Issuer	Par Value	Stated Rate	Maturity Date	Purchase Date	Days to Maturity	YTM	Market Value	Accrued Interest At Purchase	Current Principal	Book Value
<b>Federal Agency - Coupon (NC)</b>												
3130A4K27	16-0006	FHLB	1,000,000.00	0.720	03/06/2017	01/12/2016	278	0.860	1,000,615.00	Received	998,400.00	998,400.00
3134G62A0	16-0018	FHLMC	1,000,000.00	0.875	06/16/2017	01/15/2016	380	0.889	1,000,563.00	704.86	999,800.00	1,000,504.86
3130A62S5	16-0023	FHLB	1,085,000.00	0.750	08/28/2017	01/20/2016	453	0.890	1,084,220.97	Received	1,082,580.45	1,082,580.45
313380EC7	16-0061	FHLB	400,000.00	0.750	09/08/2017	05/25/2016	464	0.912	399,504.80	641.67	399,172.00	399,813.67
3133EAA32	16-0005	FFCB	1,072,000.00	0.900	11/15/2017	01/11/2016	532	1.036	1,072,763.26	Received	1,069,341.44	1,069,341.44
3134G3T26	16-0004	FHLMC	1,000,000.00	1.000	05/14/2018	01/11/2016	712	1.153	998,850.00	Received	996,470.00	996,470.00
3136G1CF4	16-0007	FNMA	2,000,000.00	1.000	07/30/2018	01/12/2016	789	1.166	2,001,694.00	Received	1,991,680.00	1,991,680.00
3130A45D0	16-0021	FHLB	1,000,000.00	1.250	02/20/2019	01/15/2016	994	1.266	1,004,418.00	Received	999,510.00	999,510.00
3137EADZ9	16-0045	FHLMC	1,000,000.00	1.125	04/15/2019	03/24/2016	1,048	1.164	1,000,044.00	93.75	998,830.00	998,923.75
3133EF4Y0	16-0056	FFCB	1,000,000.00	1.000	04/26/2019	04/26/2016	1,059	1.099	996,535.00		997,090.00	997,090.00
3137EADM8	16-0012	FHLMC	1,000,000.00	1.250	10/02/2019	01/14/2016	1,218	1.459	1,001,468.00	Received	992,460.00	992,460.00
313381C94	16-0032	FHLB	1,000,000.00	1.250	12/13/2019	01/25/2016	1,290	1.371	1,000,560.00	1,458.33	995,447.00	996,905.33
<b>Federal Agency - Coupon (NC) Totals</b>			<b>12,557,000.00</b>				<b>780</b>	<b>1.117</b>	<b>12,561,236.03</b>	<b>2,898.61</b>	<b>12,520,780.89</b>	<b>12,523,679.50</b>
<b>Commercial Paper - Discount</b>												
46640PG80	16-0001	JPM	1,000,000.00	0.820	07/08/2016	01/11/2016	37	0.835	995,922.77		995,922.77	995,922.77
46640PGE7	16-0016	JPM	500,000.00	0.820	07/14/2016	01/19/2016	43	0.835	497,984.17		497,984.17	497,984.17
89233GJE7	16-0040	TOY	500,000.00	0.760	09/14/2016	03/21/2016	105	0.773	498,131.67		498,131.67	498,131.67
46640PKB8	16-0050	JPM	450,000.00	0.840	10/11/2016	04/14/2016	132	0.855	448,110.00		448,110.00	448,110.00
89233GKB1	16-0051	TOY	950,000.00	0.760	10/11/2016	04/14/2016	132	0.773	946,390.00		946,390.00	946,390.00
46640PKM4	16-0052	JPM	250,000.00	0.840	10/21/2016	04/25/2016	142	0.855	248,955.83		248,955.83	248,955.83
89233GKM7	16-0055	TOY	250,000.00	0.780	10/21/2016	04/25/2016	142	0.794	249,030.42		249,030.42	249,030.42
06538BLR2	16-0063	B TOKYO	500,000.00	0.920	11/25/2016	05/31/2016	177	0.937	497,725.56		497,725.56	497,725.56
<b>Commercial Paper - Discount Totals</b>			<b>4,400,000.00</b>				<b>103</b>	<b>0.827</b>	<b>4,382,250.42</b>	<b>0.00</b>	<b>4,382,250.42</b>	<b>4,382,250.42</b>
<b>Federal Agency - Coupon (Callable)</b>												
3135G0VL4	16-0009	FNMA	1,000,000.00	1.125	03/20/2018	01/12/2016	657	1.181	1,000,082.00	Received	998,800.00	998,800.00
3136G0Y47	16-0022	FNMA	1,000,000.00	1.060	04/30/2018	01/15/2016	698	1.130	999,250.00	Received	998,410.00	998,410.00
3135G0XD0	16-0019	FNMA	250,000.00	1.000	05/21/2018	01/15/2016	719	1.195	249,238.25	Received	248,875.00	248,875.00
3130A67K7	16-0037	FHLB	200,000.00	1.270	08/10/2018	02/19/2016	800	1.270	200,112.60	63.50	200,000.00	200,063.50
3130A6UU9	16-0003	FHLB	1,000,000.00	1.350	09/28/2018	01/11/2016	849	1.369	1,000,278.00	Received	999,500.00	999,500.00
3136G2PX9	16-0046	FNMA	1,000,000.00	1.060	10/26/2018	03/31/2016	877	1.070	997,776.00	Received	999,750.00	999,750.00
3136G15R6	16-0014	FNMA	500,000.00	1.000	12/27/2018	01/14/2016	939	1.350	496,980.50	236.11	494,950.00	495,186.11
3136G2YF8	16-0038	FNMA	750,000.00	1.150	05/24/2019	02/26/2016	1,087	1.150	747,846.75	47.92	750,000.00	750,047.92
3136G2YW1	16-0047	FNMA	1,000,000.00	1.150	05/24/2019	03/31/2016	1,087	1.183	996,667.00	1,181.94	999,000.00	1,000,181.94
3130A7HR9	16-0043	FHLB	1,000,000.00	1.300	06/28/2019	03/28/2016	1,122	1.300	1,000,174.00		1,000,000.00	1,000,000.00
3134G8GZ6	16-0028	FHLMC	500,000.00	1.500	07/29/2019	01/29/2016	1,153	1.500	500,113.00		500,000.00	500,000.00

**City of Hamilton**  
**Portfolio Management**  
**Investment Status Report - Investments**  
**May 31, 2016**

CUSIP	Investment #	Issuer	Par Value	Stated Rate	Maturity Date	Purchase Date	Days to Maturity	YTM	Market Value	Accrued Interest At Purchase	Current Principal	Book Value
<b>Federal Agency - Coupon (Callable)</b>												
3133EGAW5	16-0062	FFCB	500,000.00	1.250	08/19/2019	05/25/2016	1,174	1.337	498,167.50	104.17	498,635.00	498,739.17
3136G3CD5	16-0039	FNMA	950,000.00	1.350	08/26/2019	02/29/2016	1,181	1.350	946,425.15	106.88	950,000.00	950,106.88
3136G2YY7	16-0048	FNMA	1,000,000.00	1.250	08/26/2019	03/31/2016	1,181	1.250	994,386.00	1,215.28	999,990.00	1,001,205.28
3135G0J95	16-0058	FNMA	400,000.00	1.350	10/28/2019	04/29/2016	1,244	1.412	399,338.00	15.00	399,160.00	399,175.00
3134G8N62	16-0042	FHLMC	1,000,000.00	1.470	11/26/2019	03/22/2016	1,273	1.473	999,789.00	Received	999,900.00	999,900.00
313381HA6	16-0036	FHLB	500,000.00	1.400	12/13/2019	02/18/2016	1,290	1.448	499,805.00	1,263.89	499,100.00	500,363.89
3135G0TB9	16-0054	FNMA	750,000.00	1.570	01/09/2020	04/25/2016	1,317	1.570	750,020.25	3,467.08	750,000.00	753,467.08
3134G33E8	16-0064	FHLMC	650,000.00	1.500	01/10/2020	05/31/2016	1,318	1.507	649,082.20	3,818.75	649,837.50	653,656.25
3134G8XR5	16-0049	FHLMC	1,000,000.00	1.300	01/27/2020	04/27/2016	1,335	1.300	994,850.00		1,000,000.00	1,000,000.00
3133EFZW0	16-0035	FFCB	500,000.00	1.500	02/18/2020	02/18/2016	1,357	1.500	497,687.50		500,000.00	500,000.00
3134G8TY5	16-0044	FHLMC	500,000.00	1.420	03/30/2020	03/30/2016	1,398	1.424	499,393.50		499,925.00	499,925.00
3134G9DP9	16-0059	FHLMC	775,000.00	1.375	04/27/2020	04/29/2016	1,426	1.381	773,247.73	59.20	774,808.58	774,867.78
3134G9QB6	16-0060	FHLMC	500,000.00	1.500	11/25/2020	05/25/2016	1,638	1.500	499,839.00		500,000.00	500,000.00
<b>Federal Agency - Coupon (Callable) Totals</b>			<b>17,225,000.00</b>				<b>1,119</b>	<b>1.322</b>	<b>17,190,548.93</b>	<b>11,579.72</b>	<b>17,210,641.08</b>	<b>17,222,220.80</b>
<b>Federal Agency - Discount</b>												
313385AF3	16-0017	FHLB	1,000,000.00	0.750	01/06/2017	01/14/2016	219	0.767	996,758.00		992,541.66	992,541.66
<b>Federal Agency - Discount Totals</b>			<b>1,000,000.00</b>				<b>219</b>	<b>0.767</b>	<b>996,758.00</b>	<b>0.00</b>	<b>992,541.66</b>	<b>992,541.66</b>
<b>Treasury Securities - Coupon</b>												
912828UE8	16-0029	USTN	1,000,000.00	0.750	12/31/2017	01/22/2016	578	0.868	998,867.00	453.30	997,734.37	998,187.67
912828UZ1	16-0025	USTN	1,000,000.00	0.625	04/30/2018	01/20/2016	698	0.969	995,391.00	Received	992,265.63	992,265.63
912828L81	16-0030	USTN	1,000,000.00	0.875	10/15/2018	01/25/2016	866	1.065	998,398.00	Received	994,921.87	994,921.87
912828P53	16-0053	USTN	1,000,000.00	0.750	02/15/2019	04/25/2016	989	0.955	993,672.00	1,442.31	994,335.94	995,778.25
912828SX9	16-0033	USTN	1,050,000.00	1.125	05/31/2019	01/28/2016	1,094	1.197	1,053,117.45	Received	1,047,539.06	1,047,539.06
912828TH3	16-0008	USTN	1,000,000.00	0.875	07/31/2019	01/12/2016	1,155	1.368	994,375.00	Received	982,968.75	982,968.75
912828TR1	16-0031	USTN	1,000,000.00	1.000	09/30/2019	01/25/2016	1,216	1.288	997,109.00	Received	989,687.50	989,687.50
912828UB4	16-0057	USTN	1,000,000.00	1.000	11/30/2019	04/26/2016	1,277	1.140	995,625.00	Received	995,078.13	995,078.13
912828VA5	16-0041	USTN	1,000,000.00	1.125	04/30/2020	03/22/2016	1,429	1.270	996,367.00	Received	994,218.75	994,218.75
<b>Treasury Securities - Coupon Totals</b>			<b>9,050,000.00</b>				<b>1,034</b>	<b>1.124</b>	<b>9,022,921.45</b>	<b>1,895.61</b>	<b>8,988,750.00</b>	<b>8,990,645.61</b>
<b>Investment Totals</b>			<b>44,232,000.00</b>				<b>884</b>	<b>1.162</b>	<b>44,153,714.83</b>	<b>16,373.94</b>	<b>44,094,964.05</b>	<b>44,111,337.99</b>

**City of Hamilton  
Purchases Report  
Sorted by Purchase Date - Fund  
May 1, 2016 - May 31, 2016**

CUSIP	Investment #	Fund	Sec. Type	Issuer	Original Par Value	Purchase Date	Payment Periods	Principal Purchased	Accrued Interest at Purchase	Rate at Purchase	Maturity Date	YTM	Ending Book Value
3133EGAW5	16-0062	OP	FAC	FFCB	500,000.00	05/25/2016	08/19 - 02/19	498,635.00	104.17	1.250	08/19/2019	1.337	498,739.17
313380EC7	16-0061	OP	NCB	FHLB	400,000.00	05/25/2016	09/08 - 03/08	399,172.00	641.67	0.750	09/08/2017	0.912	399,813.67
3134G9QB6	16-0060	OP	FAC	FHLMC	500,000.00	05/25/2016	11/25 - 05/25	500,000.00		1.500	11/25/2020	1.500	500,000.00
06538BLR2	16-0063	OP	COM	BTOKYO	500,000.00	05/31/2016	11/25 - At Maturity	497,725.56		0.920	11/25/2016	0.937	497,725.56
3134G33E8	16-0064	OP	FAC	FHLMC	650,000.00	05/31/2016	07/10 - 01/10	649,837.50	3,818.75	1.500	01/10/2020	1.507	653,656.25
<b>Total Purchases</b>					<b>2,550,000.00</b>			<b>2,545,370.06</b>	<b>4,564.59</b>				<b>2,549,934.65</b>

**City of Hamilton  
Sales/Call Report  
Sorted by Redemption Date - Fund  
May 1, 2016 - May 31, 2016**

CUSIP	Investment #	Fund	Issuer Sec. Type	Purchase Date	Redem. Date Matur. Date	Par Value	Rate at Redem.	Book Value at Redem.	Redemption Principal	Redemption Interest	Total Amount	Net Income
3134G84A4	16-0015	OP	FHLMC FAC	01/14/2016	05/24/2016 08/24/2018	1,000,000.00	1.250	999,230.00	1,000,000.00	3,125.00	1,003,125.00 Sale	3,895.00
3134G6Z97	16-0026	OP	FHLMC FAC	01/20/2016	05/27/2016 08/27/2018	500,000.00	1.250	500,000.00	500,000.00	1,562.50	501,562.50 Call	1,562.50
3136G0XN6	16-0020	OP	FNMA FAC	01/15/2016	05/27/2016 11/27/2019	500,000.00	1.625	500,958.33	500,000.00	4,062.50	504,062.50 Call	3,104.17
<b>Total Sales</b>						<b>2,000,000.00</b>		<b>2,000,188.33</b>	<b>2,000,000.00</b>	<b>8,750.00</b>	<b>2,008,750.00</b>	<b>8,561.67</b>

**City of Hamilton  
Maturity Report  
Sorted by Maturity Date  
Receipts during May 1, 2016 - May 31, 2016**

CUSIP	Investment #	Fund	Sec. Type	Issuer	Par Value	Maturity Date	Purchase Date	Rate at Maturity	Book Value at Maturity	Interest	Maturity Proceeds	Net Income
89233GEQ5	16-0013	OP	COM	TOY	500,000.00	05/24/2016	01/13/2016	0.650	498,808.33	1,191.67	500,000.00	1,191.67
<b>Total Maturities</b>					<b>500,000.00</b>				<b>498,808.33</b>	<b>1,191.67</b>	<b>500,000.00</b>	<b>1,191.67</b>

**City of Hamilton  
Interest History  
Sorted by Fund  
May 1, 2016 - May 31, 2016**

CUSIP	Investment #	Fund	Security Type	Par Value	Redemption Date	Interest				
						Rate	Date Due	Amount Due	Date Received	Amount Received
<b>Federal Farm Credit Bank</b>										
3133EAA32	16-0005	OP	Federal Agency - Coupon (NC)	1,072,000.00	11/15/2017	0.900	05/15/2016	4,824.00	05/15/2016	4,824.00
							05/15/2016	-1,500.80	05/15/2016	-1,500.80
			<b>Subtotal</b>	<b>1,072,000.00</b>		<b>0.900</b>		<b>3,323.20</b>		<b>3,323.20</b>
			<b>Federal Farm Credit Bank Total</b>	<b>1,072,000.00</b>				<b>3,323.20</b>		<b>3,323.20</b>
<b>Federal Home Loan Mortgage Crp</b>										
3134G3T26	16-0004	OP	Federal Agency - Coupon (NC)	1,000,000.00	05/14/2018	1.000	05/14/2016	5,000.00	05/14/2016	5,000.00
							05/14/2016	-1,583.33	05/14/2016	-1,583.33
			<b>Subtotal</b>	<b>1,000,000.00</b>		<b>1.000</b>		<b>3,416.67</b>		<b>3,416.67</b>
3134G84A4	16-0015		Federal Agency - Coupon (Callable)	0.00	08/24/2018	1.250	05/24/2016	3,125.00	05/24/2016	3,125.00
			<b>Subtotal</b>	<b>0.00</b>		<b>1.250</b>		<b>3,125.00</b>		<b>3,125.00</b>
3134G6Z97	16-0026		Federal Agency - Coupon (Callable)	0.00	08/27/2018		05/27/2016	1,562.50	05/27/2016	1,562.50
			<b>Subtotal</b>	<b>0.00</b>		<b>1.250</b>		<b>1,562.50</b>		<b>1,562.50</b>
3134G8N62	16-0042		Federal Agency - Coupon (Callable)	1,000,000.00	11/26/2019	1.470	05/26/2016	3,675.00	05/26/2016	3,675.00
							05/26/2016	-1,061.67	05/26/2016	-1,061.67
			<b>Subtotal</b>	<b>1,000,000.00</b>		<b>1.470</b>		<b>2,613.33</b>		<b>2,613.33</b>
			<b>Federal Home Loan Mortgage Crp Total</b>	<b>2,000,000.00</b>				<b>10,717.50</b>		<b>10,717.50</b>
<b>Federal National Mortgage Assn</b>										
3135G0XD0	16-0019	OP	Federal Agency - Coupon (Callable)	250,000.00	05/21/2018	1.000	05/21/2016	1,250.00	05/21/2016	1,250.00
							05/21/2016	-375.00	05/21/2016	-375.00
			<b>Subtotal</b>	<b>250,000.00</b>		<b>1.000</b>		<b>875.00</b>		<b>875.00</b>
3136G0XN6	16-0020		Federal Agency - Coupon (Callable)	0.00	11/27/2019	1.625	05/27/2016	4,062.50	05/27/2016	4,062.50
							05/27/2016	-1,083.33	05/27/2016	-1,083.33
			<b>Subtotal</b>	<b>0.00</b>		<b>1.625</b>		<b>2,979.17</b>		<b>2,979.17</b>
			<b>Federal National Mortgage Assn Total</b>	<b>250,000.00</b>				<b>3,854.17</b>		<b>3,854.17</b>
<b>Toyota Motor Credit Corp.</b>										
89233GEQ5	16-0013	OP	Commercial Paper - Discount	0.00	05/24/2016	0.650	05/24/2016	1,191.67	05/24/2016	1,191.67
			<b>Subtotal</b>	<b>0.00</b>		<b>0.650</b>		<b>1,191.67</b>		<b>1,191.67</b>
			<b>Toyota Motor Credit Corp. Total</b>	<b>0.00</b>				<b>1,191.67</b>		<b>1,191.67</b>

City of Hamilton  
Interest History  
Sorted by Fund  
May 1, 2016 - May 31, 2016

CUSIP	Investment #	Fund	Security Type	Par Value	Redemption Date	Interest				
						Rate	Date Due	Amount Due	Date Received	
<b>U.S. Treasury Note</b>										
912828SX9	16-0033	OP	Treasury Securities - Coupon	1,050,000.00	05/31/2019	1.125	05/31/2016	5,906.25	05/31/2016	5,906.25
							05/31/2016	-1,904.20	05/31/2016	-1,904.20
			<b>Subtotal</b>	<b>1,050,000.00</b>		<b>1.125</b>		<b>4,002.05</b>		<b>4,002.05</b>
912828UB4	16-0057		Treasury Securities - Coupon	1,000,000.00	11/30/2019	1.000	05/31/2016	5,000.00	05/31/2016	5,000.00
							05/31/2016	-4,043.72	05/31/2016	-4,043.72
			<b>Subtotal</b>	<b>1,000,000.00</b>		<b>1.000</b>		<b>956.28</b>		<b>956.28</b>
			<b>U.S. Treasury Note Total</b>	<b>2,050,000.00</b>				<b>4,958.33</b>		<b>4,958.33</b>
			<b>Total</b>	<b>5,372,000.00</b>				<b>24,044.87</b>		<b>24,044.87</b>

**City of Hamilton**  
**Period Realized Gains and Losses**  
**Sorted By Maturity/Sale/Call Date**  
**Sales/Calls/Maturities: May 1, 2016 - May 31, 2016**

<u>Investment #</u>	<u>Inv. Type</u>	<u>Purchase Date</u>	<u>Par Value</u>	<u>Sale Date</u>	<u>Days Active</u>						
<u>Issuer</u>			<u>Current Rate</u>	<u>Maturity Date</u>	<u>Term</u>	<u>Book Value</u>	<u>Maturity/Sale Proceeds</u>	<u>Realized Gain/Loss</u>	<u>Total Earnings</u>	<u>Period Net Earnings</u>	<u>Period Yield 365</u>
16-0015	FAC	01/14/2016	1,000,000.00	05/24/2016	23	999,230.00	1,000,000.00	770.00	798.61	1,568.61	2.491
Federal Home Loan Mortgage Crp			1.250	08/24/2018	953						
16-0013	COM	01/13/2016	500,000.00	05/24/2016	23	498,808.33	500,000.00	0.00	207.64	207.64	0.661
Toyota Motor Credit Corp.			0.650	05/24/2016	132						
16-0026	FAC	01/20/2016	500,000.00	05/27/2016	26	500,000.00	500,000.00	0.00	451.39	451.39	1.267
Federal Home Loan Mortgage Crp			1.250	08/27/2018	950						
16-0020	FAC	01/15/2016	500,000.00	05/27/2016	26	500,958.33	501,083.33	125.00	586.81	711.81	1.995
Federal National Mortgage Assn			1.625	11/27/2019	1,412						
<b>Total Realized Gains/Losses</b>						<b>2,498,996.66</b>	<b>2,501,083.33</b>	<b>895.00</b>	<b>2,044.45</b>	<b>2,939.45</b>	<b>1.781</b>

**City Council Meeting Caucus Report**

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**TO:** The Honorable Mayor and Members of the City Council

**RE:** Pershing Avenue Water Main Replacement Project  
 – 2016 OPWC Application

<input checked="" type="checkbox"/>	1 <sup>st</sup> Reading Date: 7-13-16
<input checked="" type="checkbox"/>	2 <sup>nd</sup> Reading Date: Resolution
<input type="checkbox"/>	Public Hearing Date:

Dear Mayor and Members of Council:

The City of Hamilton submitted an application to the Ohio Public Works Commission for the Pershing Avenue Water Main Replacement Project. This project involves replacement of approximately 3100 linear feet of cast iron water main of varying sizes installed prior to 1920. We are replacing it with ductile iron ranging in size from 6” to 20”. This work must be completed prior to scheduled road replacement work being done in early 2017 by Public Works. The project received a preliminary ranking that makes it a part of the program that District 10 Integrating Committee will submit to OPWC for approval and award of funding. It is recommended that Council enact a resolution to authorize the City Manager to execute an agreement with the OPWC and accept the zero-interest 30-year loan if it is offered. The anticipated loan based on an engineer’s estimate is for approximately \$1,000,000 and would be effective July 1, 2016.

It is the recommendation of this office that Council receives this report, concurs in the recommendation, and directs the preparation of the necessary legislation.

Sincerely,

Caucus Report Prepared By:

Joshua A. Smith  
 City Manager

Kevin Maynard  
 Public Utilities Director

<b>Choose Strategic Goal(s)</b>	
<input type="checkbox"/>	<b>R</b> Realize \$150 million of new private industrial/commercial investment
<input type="checkbox"/>	<b>A</b> Add 2,000 new jobs
<input type="checkbox"/>	<b>I</b> Increase residential property values by CPI + 5%
<input type="checkbox"/>	<b>D</b> Decrease vacant residential structures by 30% (1,000 total)
<input type="checkbox"/>	<b>G</b> Generate \$20 M in investment for recreational amenities with \$10 M around the Great Miami River
<input type="checkbox"/>	<b>E</b> Engage 50,000 participants annually in special events, arts and recreation activities
<input checked="" type="checkbox"/>	<b>O</b> General Operations/ Government Business



**City Council Meeting Caucus Report**

**TO:** The Honorable Mayor and Members of the City Council

**RE:** Issuance of a **NEW** Liquor Permit for Ciong, LLC dba High St. Café & General Store  
**250 High Street, Hamilton, Ohio 45011**

<input checked="" type="checkbox"/>	1 <sup>st</sup> Reading Date: No Legislation
<input type="checkbox"/>	2 <sup>nd</sup> Reading Date:
<input type="checkbox"/>	Public Hearing Date:

Dear Mayor and Members of Council:

Notification has been received from the Ohio Department of Liquor Control relative to a request for a new D2 liquor permit for Ciong, LLC dba High St. Café & General Store, 250 High Street, Hamilton, Ohio 45011.

The holder of this type of permit operates a retail food establishment and is authorized to sell wine, bottled cocktails, cordials and other mixed beverages either in glass or container, for consumption on the premises where sold or not for consumption on the premises where sold or for resale in original packages.

The appropriate city departments have investigated this request and found no valid reason to object to this request for a new permit. I recommend that Council direct the City Clerk to notify the Ohio Department of Liquor Control that the City has no objections.

It is the recommendation of this office that Council receives this report and concurs in the recommendation.

Sincerely,

Caucus Report Prepared By:

Joshua A. Smith  
City Manager

Amy K. Bach  
City Manager's Office

Choose Strategic Goal(s)	
<input type="checkbox"/>	<b>R</b> Realize \$150 million of new private industrial/commercial investment
<input type="checkbox"/>	<b>A</b> Add 2,000 new jobs
<input type="checkbox"/>	<b>I</b> Increase residential property values by CPI + 5%
<input type="checkbox"/>	<b>D</b> Decrease vacant residential structures by 30% (1,000 total)
<input type="checkbox"/>	<b>G</b> Generate \$20 M in investment for recreational amenities with \$10 M around the Great Miami River
<input type="checkbox"/>	<b>E</b> Engage 50,000 participants annually in special events, arts and recreation activities
<input checked="" type="checkbox"/>	<b>O</b> General Operations/ Government Business



## City Council Meeting Staff Report

**Report To:** The Honorable Mayor Patrick Moeller & Members of the City Council

**Report From:** Kevin Maynard, Director of Public Utilities

**Agenda Item:** City of Hamilton-Southwest Ohio Computer Association Fiber Optic Lease Agreement

<b>Approvals/Reviews</b> <i>To be checked by the Office of the City Manager once approvals received from Departments. All other boxes to be checked by the Report author</i>	<input checked="" type="checkbox"/> Department Head <input checked="" type="checkbox"/> Finance Department <input checked="" type="checkbox"/> Director of Law <input checked="" type="checkbox"/> Office of the City Manager	<b>Related Strategic Goal(s)</b> <input checked="" type="checkbox"/> <b>R</b> Realize new investments <input type="checkbox"/> <b>A</b> Add new jobs <input type="checkbox"/> <b>I</b> Increase property values <input type="checkbox"/> <b>D</b> Decrease vacant structures <input type="checkbox"/> <b>G</b> Generate recreational investments <input type="checkbox"/> <b>E</b> Engage citizens in activities <input checked="" type="checkbox"/> <b>O</b> General operations
<b>Ordinance or Resolution</b> <i>Ordinance</i>	1 <sup>st</sup> Reading Date: 6-8-16 2 <sup>nd</sup> Reading Date: 6-22-16 Public Hearing Date:	
<b>Prior Action/Review</b> <i>Please note if this item was discussed on a prior Council or other agenda</i>	<b>City Council (or other):</b>	
<b>Contract</b>	<input type="checkbox"/> Contract Required	<input type="checkbox"/> Additional Document(s) Attached
<b>Fiscal Impact</b>	Budgeted: \$	<i>Please see further, more detailed information regarding the fiscal impact in the summary section of this report</i>
	Expenditure: \$	
	Source Funds: Electric Utility Funds	

### Policy Issue

Does City Council wish to adopt legislation to authorize the execution of a Fiber Optic Lease Agreement with Southwest Ohio Computer Association?

### Policy Alternative(s)

Council may choose not to adopt such legislation to authorize execution of a Fiber Optic Lease Agreement with Southwest Ohio Computer Association. Alternatively, Council may choose to authorize execution of a Fiber Optic Lease Agreement with Southwest Ohio Computer Association.

### Staff Recommendation

Staff recommends that Council receive this report and adopt the necessary legislation to authorize execution of a Fiber Optic Lease Agreement with Southwest Ohio Computer Association. Entering into this Agreement will provide local schools access to an additional provider of telecommunications services, leveraging the City's investment in our fiber optic infrastructure.



**Statutory/Policy Authority**

- Section 3.09, Legislative Procedure, of the Charter of the City of Hamilton.

**Fiscal Impact Summary**

The fiscal impact of the proposed Fiber Optic Lease Agreement is projected additional revenue of \$779.61 monthly for the lease of existing dark fiber optic strands. Capital investment to connect their facilities with the municipal fiber optic system is required; however, under the terms of this agreement Southwest Ohio Computer Association has agreed to re-pay the City of Hamilton for its capital investment over the term of this agreement.

**Background Information**

Southwest Ohio Computer Association is interested in leasing existing City dark fiber cable to connect its facilities and possible future facilities. These connections would provide an additional telecommunication option for their facilities. The initial term of the agreement is three years with annual renewals thereafter by mutual agreement. The lease is anticipated to generate additional estimated monthly revenue of \$779.61.

**Attached Information**

N/A

**Copies Provided to:**

N/A



**AMENDED EMERGENCY ORDINANCE NO. \_\_\_\_\_**

**AN AMENDED EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR THE LEASE OF FIBER OPTIC FACILITIES BETWEEN THE CITY OF HAMILTON, OHIO, DEPARTMENT OF UTILITIES AND SOUTHWEST OHIO COMPUTER ASSOCIATION**

WHEREAS, the Administration of the City of Hamilton, Ohio, has recommended that the City enter into an Agreement for the Lease of Fiber Optic Facilities with Southwest Ohio Computer Association (hereinafter referred to as "SWOCA"), relative to the use of certain surplus fiber optic filaments owned by the City, pursuant to the terms, conditions, and rates of the attached Agreement; and

WHEREAS, the Administration recommends that Council waive any requirements as set forth in Chapter 173.06 of the Codified Ordinances of the City of Hamilton, Ohio, and enter into an Agreement for the Lease of Fiber Optic Facilities with SWOCA; and

WHEREAS, said Agreement would provide an additional telecommunications option to local schools and generate additional monthly revenue for the lease of existing municipal fiber optic filaments;

WHEREAS, the subject matter herein constitutes an emergency measure for the reasons that it provides for the immediate preservation of the public health, safety and welfare of the community by providing local schools access to a provider of telecommunications services and will allow the City to more quickly begin leveraging the City's investment in its own fiber optic infrastructure and this ordinance is amended for that purpose.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Hamilton, Ohio:

SECTION I: Council hereby waives the requirements of Chapter 173.06 of the Codified Ordinances of the City of Hamilton, Ohio.

SECTION II: That the City Manager is hereby authorized and directed to execute an Agreement for the Lease of Fiber Optic Facilities with SWOCA, relative to the use of certain fiber optic filaments owned by the City, pursuant to the terms, conditions, and rates of the attached Agreement. Said agreement shall be and read substantially in the form of Exhibit No. 1, attached hereto, incorporated herein by reference and made a part hereof, subject to any amendments recommended to the City Manager by the Law Director and the Public Utility Director.

SECTION III: This ordinance is hereby declared to be an emergency measure for the reasons set forth in the preamble and shall take effect and be in full force from and after its passage.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
Mayor

Effective Date: \_\_\_\_\_

ATTEST: \_\_\_\_\_

City Clerk

**CERTIFICATE**

I, Nicholas Garuckas, City Clerk of the City of Hamilton, Ohio, State of Ohio, hereby certify that the foregoing Amended Emergency Ordinance No. \_\_\_\_\_ was duly published as provided by Section 113.01 of the Codified Ordinances of the City of Hamilton, Ohio, by posting ten days after passage, a copy thereof in each fire station within the City for a period of ten days. POSTED: \_\_\_\_\_

\_\_\_\_\_  
**Nicholas Garuckas, City Clerk**  
**CITY OF HAMILTON, OHIO**

**AGREEMENT FOR THE LEASE**

**OF FIBER OPTIC FACILITIES**  
**BETWEEN THE**  
**CITY OF HAMILTON, OHIO, DEPARTMENT OF UTILITIES**  
**AND**  
**SOUTHWEST OHIO COMPUTER ASSOCIATION**

This Agreement for the Lease of Fiber Optic Facilities (“Agreement”) is entered into on this \_\_\_\_ day of \_\_\_\_\_, 2016, (“Effective Date”) between the City of Hamilton, Ohio, acting through its Department of Utilities, a municipal utility organized and existing under the provisions of Article XVIII of the Ohio Constitution, and the applicable provisions of the Ohio Revised Code and the Charter of the City of Hamilton, as amended from time to time, having its principal place of business at 345 High Street, 4<sup>th</sup> Floor, Hamilton, Ohio 45011 (“Hamilton”), and Southwest Ohio Computer Association (SWOCA), having a place of business at 3611 Hamilton Middletown Road, Hamilton, Ohio 45011

**RECITALS**

**WHEREAS**, Hamilton is the full or joint owner of utility poles and conduit (“Structures”) and has rights to use the Structures as part of the Hamilton’s electric utility and utility operations generally;

**WHEREAS**, SWOCA seeks use of certain fiber optic filaments owned by Hamilton, pursuant to the terms, conditions, and rates of this Agreement; and

**WHEREAS**, Hamilton is willing to grant the use of the fiber optic filaments along the Route described in Exhibit A-1 in exchange for the payment of certain lease payments by SWOCA, pursuant to the terms, conditions, and rates of this Agreement.

**AGREEMENT**

**NOW THEREFORE**, in consideration of the mutual promises set forth below, and for other good and valuable consideration, the adequacy of which is acknowledged, Hamilton and SWOCA agree as follows:

Amended Emergency Ordinance No. \_\_\_\_\_ (cont'd)

## ARTICLE 1 SCOPE AND PURPOSE OF AGREEMENT

Scope and Purpose of Agreement. This Agreement sets forth the terms and conditions under which Hamilton will own and operate the SWOCA Leased Fibers for use by SWOCA. For purposes of this Agreement the term “ SWOCA Leased fibers” shall mean fiber optic filaments, contained in any suitable jacketing or sheath (“Cable”), which have been accepted or which are deemed to have been accepted by SWOCA as meeting the Fiber Acceptance Testing Procedures and Standards attached to this Agreement as Exhibit B. For aerial installations, the Hamilton Cable includes any internal or external strength member, whether entirely dielectric or not. The SWOCA Leased Fibers shall consist of those described in Exhibit A-1 to this Agreement, which traverse the route(s) shown in the map attached as Exhibit A-2 to this Agreement.

## ARTICLE 2 TERM AND TERMINATION

2.1 Term. The Term of this Agreement shall extend for Three (3) years from the Effective Date and any one- (1) year extension period mutually agreed to in writing by the Parties.

2.2 Renewals and Termination. This Agreement may be terminated at the end of the initial three (3) year period, or at the end of any one (1) year extension period agreed to by the Parties, by either Party providing written notice to the other Party of its intent to terminate this Agreement. Such notice shall be given at least one hundred eighty (180) days prior to the stated expiration date.

2.3 Early Termination of Agreement. This Agreement may be terminated prior the end of the Term upon any one of the following events:

(a) by either Party following an Event of Default, by the other Party, as set forth in Article 9 below;

(b) by either Party if the other Party consents to the appointment of, or taking possession by, a receiver, trustee, custodian or liquidator of a substantial part of its assets, files a bankruptcy petition in any bankruptcy court proceeding or answers, consents or seeks relief under any bankruptcy or similar law or fails to obtain a dismissal of an involuntary petition within 60 days of filing; or

(c) by either Party if the other Party makes any material representation or warranty in this Agreement, which is incorrect and has a material and adverse effect on the other Party (as reasonably determined by such non-breaching Party), and such incorrect representation or warranty shall continue uncured for a period of thirty (30) days after written notice of such incorrect representation or warranty (except only where this Agreement specifically provides additional time and/or other options or remedies for any such failure; or, with respect to an obligation that is susceptible of cure within a reasonable time period so long as such Party is using its best efforts to promptly cure).

### **ARTICLE 3 OWNERSHIP AND RIGHT TO USE**

3.1 Ownership. At all times, the ownership and possession rights to the Cable, and the ownership rights to SWOCA Leased Fibers, shall remain in Hamilton and SWOCA shall have no ownership interest therein.

3.2 Grant of Right to Use. Hamilton grants to SWOCA for the Term of this Agreement the exclusive right to use the SWOCA Leased Fibers along the routes as set forth in Exhibit A-1 ("Route"), which may occupy portions of Hamilton's electric distribution or transmission system, subject to the terms and conditions of this Agreement. SWOCA's right to use the Cable along the Route at all times shall be subordinate to Hamilton's obligation to provide a safe and reliable supply of electricity and other utility services to its customers. Nothing in this Agreement shall give SWOCA any right to sublease or assign in any way the SWOCA Leased Fibers or any portion thereof except with the express written approval of Hamilton. Nothing in this Agreement shall give SWOCA any right to use any Structure or other facility of Hamilton's except for the SWOCA Leased Fibers along the Route as covered by the terms and conditions of this Agreement. The grant in this Article 3.2 does not give SWOCA the right to splice the SWOCA Leased Fibers; provided, however, that upon reasonable request Hamilton agrees to splice SWOCA Leased Fibers at SWOCA's request at cost-based time and materials rate.

### **ARTICLE 4 INSTALLATION, OPERATION AND MAINTENANCE**

4.1 Installation, Operation and Maintenance. Hamilton shall install, construct, operate, and maintain the Cable as defined in Article 1 and Exhibit A-1 along the Route, in accordance with the terms and conditions set forth in this Agreement.

Any rerouting of fiber at the request of SWOCA will result in revisions to per mile monthly charge and any associated costs involved.

4.2 Casualty. If any portion of the Cable or the SWOCA Leased Fibers is damaged or destroyed by casualty at any time during the Term of this Agreement, the repairs and/or replacement will be performed in accordance with this Article 4.

4.3 Hamilton's Right to Maintain Service. Hamilton shall have the right to take all action necessary to maintain and repair Hamilton's property and maintain Hamilton's provision of utility services to its customers, provided that Hamilton shall take reasonable precautions to protect the Cable against damage. In the event of any service outage affecting the Cable, Hamilton shall have the right to repair its electric facilities first. If conditions permit, Hamilton may repair its utility facilities concurrently with the Cable or the SWOCA Leased Fibers. SWOCA acknowledges that a portion of the Cable containing SWOCA Leased Fibers will be placed on Structures that are part of Hamilton's electric distribution or transmission system and that at all times the safe and continuous operation of such system and the provision of electric service is Hamilton's foremost priority.

4.4 Relocations. In the event that, during the term of this Agreement, Hamilton is required by public authorities or by lawful order or decree of a regulatory agency or court to relocate or modify any or all Structures upon which the SWOCA Leased Fibers or any part thereof are located, Hamilton shall provide notice to SWOCA within forty-five (45) days after Hamilton is notified and prior to beginning such relocation. In any such an event, the costs of relocating, modifying or replacing the Cable and any SWOCA Leased Fibers thereby affected shall be paid by Hamilton. The Parties shall cooperate in performing such relocation or modifications of the Structures so as to minimize any interference with the use of the SWOCA Leased Fibers by SWOCA.

In the event of an emergency affecting Hamilton's Structures, Hamilton's provision of utility service to its customers, any of Hamilton's facilities or public safety, Hamilton shall be permitted to replace, remove and relocate the Cable or any portion thereof without prior notice to SWOCA, when such notice is not possible. Notice will be provided at the earliest possible time and Hamilton shall incur no liability to SWOCA or its customers for service interruptions in connection with any such removal or relocation.

4.5 Rights of Way. Subject to the provisions of Article 4.4, above, Hamilton's obligations to install and maintain the Cable and the SWOCA Leased Fibers along the Route(s) is limited by the rights of way, easements, locations, licenses, or other land rights currently held by Hamilton or made available to Hamilton by SWOCA. SWOCA shall not be responsible to obtain any additional easements, rights of way, permits, licenses, or other permissions for the installation of the Cable along the Routes or for any modifications or extensions thereof. Hamilton shall be responsible to acquire any additional rights of way, easements or other land rights necessary to install the Cable along the Route(s) or for any modification or extension thereof, and any costs incurred by Hamilton in so doing shall be for SWOCA account.

4.6 Rights to Locate Structures. Hamilton represents that, to the best of its knowledge, Hamilton has sufficient legal rights (whether contractual, pursuant to applicable law, arising from Hamilton's relationship with the underlying property owner or otherwise) authorizing it to locate its Structures and the Cable on the Route and that it is not aware of any prohibitions or restrictions in any of the rights that it may have to its leasing the SWOCA Leased Fibers to SWOCA. In the event that Hamilton should intend in the future to abandon any Structure bearing the Cable, Hamilton shall notify SWOCA of its intent to abandon the Structure(s) and the Cable located on the Route as soon as is reasonably possible following Hamilton's decision to abandon the Structure(s) and the Cable but in no event less than ninety (90) days prior to the effective date of such abandonment.

## ARTICLE 5 COSTS AND CHARGES

5.1 Lease Payment. SWOCA shall pay Hamilton, annually in advance, per fiber optic pair for the first fiber optic mile, a monthly lease rate of \$44.96 (annual rate, \$539.57). SWOCA shall pay Hamilton, annually in advance, per fiber optic pair for additional fiber optic miles on the same pair, a monthly lease rate of \$29.98 (annual rate, \$359.71), per mile for the SWOCA Leased Fibers as defined in Article 1 and Exhibit A-1, for a total monthly lease rate of \$779.61.

5.2 Extensions. As part of this Agreement, SWOCA has requested that the City extend its fiber optic facilities as described in Exhibit A-2 at an estimated cost of \$12,344.00. SWOCA agrees to reimburse the City for the cost of said facilities extension in 36 equal installment payments of approximately \$342.88 per month during the initial term of this Agreement. This monthly facilities extension

installment payment is in addition to the monthly fiber optic lease rate in Section 5.1 above. Said fiber optic facilities extension shall become part of and included in the SWOCA Leased Fibers as defined in Article 1 and Exhibit A-1.

In the event that additional extensions of Hamilton facilities are required under this Agreement, the terms, conditions and pricing governing the installation and implementation of each such extension shall be separately negotiated by the parties.

5.3 Performance Conditioned on Payment. Payment in full of all costs due hereunder shall be a condition precedent to Hamilton's obligations under this Agreement. Payments not received within 30 days are subject to a 1.5% per month late fee.

## **ARTICLE 6 REPRESENTATIONS AND WARRANTIES**

6.1 Work Clearances and Related Delays. SWOCA acknowledges that, with respect to contingency line operating conditions and all other issues affecting clearance to work on the Cable by the City, such work shall be subordinate to Hamilton's obligation to provide a safe and reliable supply of electricity and other utility services to its customers.

6.2 Interruption of Service. Hamilton makes no representations or warranties for continuous service. The Parties acknowledge that service interruptions may occur from time to time in which case Hamilton will use reasonable efforts in accordance with Good Utility Operating Practice to restore service in a prompt manner. Hamilton's obligation to restore service, however, is subordinate to its obligation to provide utility services to its customers. For purposes of this Agreement "Good Utility Operating Practice" means the practices, methods and acts engaged in or approved by a significant portion of the electric power industry during the relevant time period, or the practices, methods and acts which in the exercise of reasonable judgment in light of the facts known at the time the decision was made, could have been expected to accomplish the desired result consistent with reliability, safety, expedition, the requirements of governmental agencies having jurisdiction; such term is not intended to be limited to the optimum practice, method or act to the exclusion of all others, but rather to constitute a spectrum of acceptable practices, methods or acts.

## **ARTICLE 7**

## FORCE MAJEURE

Force Majeure. Neither Party shall be liable for any costs, losses or damages incurred by the other Party for any failure to perform its obligations hereunder where such failures arise from or are in consequence of any event of Force Majeure, including but not limited to an act of God, natural disaster, war, civil disturbance, fire, explosion, failure of electrical distribution equipment, any federal, state or local law or any rule, regulation or order of a court or other governmental agency, labor disputes, inability to secure materials, or any other cause or causes, whether similar or dissimilar to the causes enumerated above, beyond the reasonable control and without the fault or negligence of the party asserting Force Majeure. In no event shall a claim of Force Majeure excuse the timely payment of amounts due and owing under this Lease. The Party asserting Force Majeure must give notice in writing to the other Party as soon as practicable after the occurrence of the cause relied on and such cause shall be remedied with all reasonable dispatch.

## ARTICLE 8 LIMITATION OF LIABILITY

8.1 Limitation of Hamilton's Liability. Except for gross negligence, willful misconduct, or as otherwise provided for herein, Hamilton shall not be liable to SWOCA with respect to any action, claim, damages or expense, brought on or incurred by SWOCA in connection with the occupancy of the space or installation, provision, preemption, termination, maintenance, repair or restoration of services hereunder. Hamilton disclaims any and all loss or liability resulting for access delays or interruptions in service. IN NO EVENT SHALL HAMILTON BE LIABLE TO SWOCA OR TO ITS CUSTOMERS, WHETHER IN CONTRACT, TORT, OR OTHERWISE, INCLUDING STRICT LIABILITY, FOR ANY SPECIAL, INDIRECT, INCIDENTAL OR CONSEQUENTIAL DAMAGES OR ANY LOST BUSINESS DAMAGES IN THE NATURE OF LOST REVENUES OR PROFITS. IN NO EVENT SHALL HAMILTON'S LIABILITY IN TORT EXCEED THAT PROVIDED BY THE OHIO POLITICAL SUBDIVISION TORT CLAIMS ACT, OHIO REVISED CODE CHAPTER 2744.

8.2 Limitation of SWOCA's Liability. IN NO EVENT SHALL SWOCA BE LIABLE TO HAMILTON OR TO ITS CUSTOMERS, WHETHER IN CONTRACT, TORT, OR OTHERWISE, INCLUDING STRICT LIABILITY, FOR ANY SPECIAL, INDIRECT, INCIDENTAL OR CONSEQUENTIAL DAMAGES OR ANY LOST BUSINESS DAMAGES IN THE NATURE OF LOST REVENUES OR PROFITS.

8.3 Waiver of Jury Trial. EACH PARTY WAIVES ITS RESPECTIVE RIGHT TO ANY JURY TRIAL WITH RESPECT TO ANY LITIGATION ARISING UNDER OR IN CONNECTION WITH THIS AGREEMENT.

## **ARTICLE 9 DEFAULT**

9.1 Events of Default. Unless excused by an Event of Force Majeure as defined in Article 7, a Party shall be considered in default of this Agreement should one or more of the following events occur:

(a) Admission in writing of the Party's inability to pay its debts when due; making a general assignment for the benefit of creditors; the institution of any proceeding, whether voluntary or involuntary, seeking to adjudicate that Party bankrupt or insolvent; seeking reorganization, arrangement, adjustment, or composition of it or its debt under any law relating to bankruptcy, insolvency or reorganization or relief of debtors, seeking appointment of a receiver, trustee, or other similar official for it or for any substantial part of its property; or taking any action to authorize any of the actions set forth above;

(b) Failure of that Party to perform, in a material respect, any other obligation under this Agreement in accordance with the terms hereof. For purposes of this Agreement a material breach shall mean a failure to perform (whether any such failure shall arise as the result of the voluntary or involuntary action or inaction of such Party), in any material respect, any of its obligations set forth in this Agreement, including without limitation failure to make payments when due, and any violation of law (which is material and which adversely affects either Party's obligations under the Agreement) and such failure shall continue uncured for a period of 30 days following written notice from the non-breaching Party or such shorter period of 30 days following written notice from the non-breaching Party or such shorter period as may apply under law (the "Cure Period"). The sublease or assignment of SWOCA's right to use the SWOCA Leased Fibers without Hamilton's prior written consent (other than a conditional assignment by SWOCA to a lender or lenders in connection with the creation of a collateral security interest to secure a loan or other extension of credit by such lender to SWOCA in accordance with Section 10.1 of this Agreement) shall constitute a material breach of this Agreement. A Party's exercise of its right to terminate this Agreement as provided herein shall not affect its ability to pursue

any and all rights it may have against the breaching Party now or hereafter under the law, subject to the limitations in this Agreement.

9.2 If either Party shall remain in default under any material provision of this Agreement for a period of thirty (30) days after notice by the other Party of such default, the Party so notifying the other Party may, at its option, terminate this Agreement as provided in Article 3. Upon such termination the terminating Party shall have no further obligations or liability to the other Party.

## ARTICLE 10 MISCELLANEOUS PROVISIONS

10.1 Assignment. This Agreement shall be binding upon and inure to the benefit of the Parties hereto and their respective successors and assigns where permitted by this Agreement. Neither Party shall assign, transfer, delegate or in any other manner dispose of, any of its rights, privileges or obligations under this Agreement without the other Party's written consent, which will not be unreasonably withheld; except a Party may assign this Agreement (the "Assignor") without consent: (i) to an affiliated entity controlling, controlled by or under common control of their respective parents; (ii) in connection with a transaction pursuant to which the Assignor sells all or substantially all of its business, assets or equity interests; and (iii) a transfer, pledge or assignment of its rights to receive performance under a transaction as security for any financing with financial institutions, as long as such assignee has the same technical and financial ability as the Assignor to perform all of Assignor's obligations under the Agreement, such assignee undertakes the legal obligations to perform all of Assignor's obligations under the Agreement and Assignor shall remain jointly and severally liable for all of its obligations under the Agreement, and any attempt to make any such assignment, transfer or disposition without consent shall be null and void.

10.2 Notices.

(a) Form and Address. All notices, invoices and other communications from either Party to the other hereunder shall be in writing and shall be deemed received (1) upon actual receipt when personally delivered, (ii) upon acknowledgment of receipt if sent by facsimile, (iii) upon the expiration of the third business day after being deposited in the United States mails, postage prepaid, certified or registered mail, or (iv) upon the expiration of one business

day after being deposited during the regular business hours for next-day delivery and prepaid for overnight delivery with a national overnight courier company, addressed to the other Party as follows:

- (1) **As to Hamilton**  
Director of Public Utilities  
City of Hamilton Utilities  
345 High Street, Fourth Floor  
Hamilton, Ohio 45011  
FAX: (513) 785-7230
  
- (2) **As to SWOCA**  
Southwest Ohio Computer Association  
3611 Hamilton Middletown Road  
Hamilton, Ohio 45011

With a copy to:  
Southwest Ohio Computer Association  
3611 Hamilton Road  
Hamilton, Ohio 45011

Each Party shall provide the other Party in writing with 24-hour, 7 days per week emergency notification numbers. Each Party may change its addresses and emergency numbers by giving the other Party notice thereof in conformity with this Article.

10.3 Waiver. No failure or delay on the part of either Party hereto in exercising any right, power or privilege hereunder and no course of dealing between the Parties shall operate as a waiver thereof; nor shall any single or partial exercise of any right, power or privilege hereunder preclude any other or further exercise thereof or the exercise of any other right, power or privilege.

10.4 No Joint Venture. This Agreement is not intended to create nor shall it be construed to create any partnership, joint venture, employment or agency relationship between SWOCA and Hamilton.

10.5 Severability. Nothing contained in this Agreement shall be construed so as to require the commission of any act contrary to law, and wherever there is any conflict between any provision of this Agreement and any law, such law shall

prevail; provided, however, that in such event, necessary to permit compliance with the minimum legal requirement, and no other provisions of this Agreement shall be affected thereby and all such other provisions of this Agreement shall be affected thereby and all such other provisions shall continue in full force and effect.

10.6 Counterparts. This Agreement may be executed in several counterparts, each of which shall be deemed an original, and all such counterparts together shall constitute but one and the same instrument.

10.7 Applicable Law. This Agreement shall be construed under and in accordance with the Constitution and laws of the State of Ohio. Venue for any action related to this Agreement shall be in Butler County, Ohio.

10.8 Entire Agreement. The Exhibits referenced in and attached to this Agreement shall be deemed an integral part hereof to the same extent as if written in whole herein. This Agreement supersedes any prior written or oral agreements by the Parties concerning the Cable. In the event that any inconsistency exists between the provisions of this Agreement and any Exhibits attached hereto, the provisions of this Agreement shall supersede the provisions of any such Exhibits.

10.9 Amendments. This Agreement may not be amended or modified in any way except by a writing signed by an authorized representative of the Party against whom the amendment, modification or waiver is sought to be enforced.

**(SIGNATURE PAGE TO FOLLOW)**

Amended Emergency Ordinance No. \_\_\_\_\_ (cont'd)

**IN WITNESS WHEREOF**, the undersigned have executed this Agreement as of the date first set forth above.

**City of Hamilton Department of Utilities  
Association**

**Southwest Ohio Computer**

By: \_\_\_\_\_  
Title: Public Utilities Director

By: \_\_\_\_\_  
Title: Network Service Manager

**Approved as to form**

By: \_\_\_\_\_  
Title: City Law Director

**The Project and Route**

Route: Hamilton will lease approximately 13.8 miles total of fiber optic cable, described as set forth below and as shown on the attached sketch.

<b>Segment No.</b>	<b>Segment End Point</b>	<b>Segment End Point</b>	<b>Fiber Count</b>
1995 Dixie Highway	1995 Dixie Highway	1165 Eaton Ave. HHS	2
Hamilton High School	ORC Building	1165 Eaton Ave. HHS	2

The foregoing segments constitute the "SWOCA Leased Fibers" referenced in this Agreement.

**SWOCA Extensions Build-Out Cost Calculation**

**Location Point to Point:** 1995 Dixie Hwy to splice point located at Lincoln Ave and 12<sup>th</sup> St.

**Labor and Materials Cost:** \$7,544.00

**Location Point to Point:** Hamilton High School to Slice Bldg. 21 located at 1450 Eaton Ave.

**Labor and Materials Cost:** \$4,800.00

**Calculation of a (3) yr term**

\$7,544.00

\$4,800.00

**\$12,344.00 total**

**\$12,344.00 divided over 36 mo. = \$342.88 per mo.**

Amended Emergency Ordinance No. \_\_\_\_\_ (cont'd)

**Map of Route**



1 inch = 1,500 feet



**COH FIBER OPTICS  
HHS TO 1975 DIXIE HWY  
SWOCA CONNECTION  
2016-04-28**



1 inch = 1,000 feet



**COH FIBER OPTICS  
HHS TO 345 HIGH ST  
SWOCA CONNECTION  
2016-04-28**

**Exhibit B**

**Fiber Acceptance Testing Procedures and Standards**

All splices will be performed with an industry accepted fusion splicing machine. Hamilton will perform two stages of testing during the repair of a fiber cable route. As soon as fiber connectivity has been achieved, Hamilton will verify and record the continuity of all fibers. Hamilton will take and record power loss readings on all fibers in both directions. Hamilton will perform bidirectional OTDR tests on all fibers.

After Hamilton has completed end-to-end connectivity on the fibers, bidirectional span testing will be done. Continuity tests will be done to verify that no fibers have been "frogged" or crossed in any of the splice points. Once the fiber has been connected, loss measurements will be recorded using an industry-accepted laser source and a power meter. OTDR traces will be taken and splice loss measurements will be recorded. Hamilton will store OTDR traces on retrievable electronic medium and on data sheets. Laser Precision format will be used on all traces. Copies of all data sheets and tables, and one set of diskettes with all traces will be available to SWOCA

The power loss measurements shall be made at 1550 nm and 1310 nm, and performed bidirectionally. OTDR traces shall be taken in both directions at 1550 nm and 1310 nm.

The splicing standards are as follows:

- ♦ The loss value of the connector will not exceed 0.75 dB. This value does not include the insertion loss from its connection to the OSX (read comments below). For values greater than this, the connector will be replaced until an acceptable loss value is achieved. If, after three attempts, Hamilton is not able to produce a loss value less than 0.75 dB, the connector will be marked as Out-of-Specification ("OOS") on the data sheet. Each connector attempt shall be documented on the data sheet.
- ♦ During installation, and during any restoration activity caused by fiber cuts or other events, the objective for each splice is a loss of 0.30 dB or less. If, after two additional attempts, a value of less than 0.30 dB is not achievable, then the splice will be marked as OOS on the data sheet. Each splicing attempt shall be documented on the data sheet.

Amended Emergency Ordinance No. \_\_\_\_\_ (cont'd)

- ♦ During end-to-end testing of a span (a span shall be OSX to OSX), the objective for each splice is a bi-directional average loss of 0.15 dB or less.
- ♦ The maximum bi-directional loss for each splice shall be 0.25 dB.
- ♦ The entire fiber optic cable system shall be properly protected from foreign voltage and grounded with an industry-accepted system.

The fibers shall be terminated to the OSX with SC-UPC connectors (max return loss of -0.75dB and a typical of -0.75dB), unless another type of connector is specified. Jumpers shall be manufactured with standard single mode fiber or equivalent.

Testing for Segments for which the Segment End Point is other than a SWOCA point of presence shall be performed in a coordinated fashion, so that SWOCA shall connect and test the fiber owned by it in conjunction with Hamilton's testing of the SWOCA Leased Fibers. In the event that the entire tested portion does not satisfy the testing criteria set forth herein, SWOCA and Hamilton shall work together in good faith to pinpoint the cause of the problem and each party shall be responsible for the timely performance of such repairs on the fibers owned by it (so that Hamilton shall only be responsible for repairs needed to bring the Leased Fibers into compliance with this Exhibit). Hamilton may (in the event of a dispute respecting testing and acceptance of the Leased Fibers within any such Segment) arrange to have the Leased Fibers tested only to the Segment End Point and, if such Leased Fibers meet the testing criteria set forth herein SWOCA shall be obligated to accept and pay for such Leased Fibers (notwithstanding the fact that the fibers connected to point of presence may not be functioning properly).

## City Council Meeting Staff Report

**Report To:** The Honorable Mayor Patrick Moeller and Members of the City Council

**Report From:** Kevin M. Maynard, Director of Public Utilities  
Nathan R. Perry, Utility Business Manager

**Agenda Item:** Report regarding an ordinance amending and replacing subparagraph 935.02(e) of Chapter 935 – Sewer Rates, of the Codified Ordinances of the City of Hamilton, Ohio, relative to sewer service rates.

<b>Approvals/Reviews</b> <i>To be checked by the Office of the City Manager once approvals received from Departments. All other boxes to be checked by the Report author</i>	<input checked="" type="checkbox"/> Department Head <input checked="" type="checkbox"/> Finance Department <input checked="" type="checkbox"/> Director of Law <input checked="" type="checkbox"/> Office of the City Manager	<b>Related Strategic Goal(s)</b> <input type="checkbox"/> <b>I</b> Increase property values <input type="checkbox"/> <b>D</b> Decrease vacant structures <input checked="" type="checkbox"/> <b>A</b> Add new jobs <input type="checkbox"/> <b>R</b> Realize new investments <input type="checkbox"/> <b>G</b> Generate recreational investments <input type="checkbox"/> <b>E</b> Engage citizens in activities <input checked="" type="checkbox"/> <b>O</b> General operations
<b>Ordinance or Resolution</b> <i>ORDINANCE</i>	<input checked="" type="checkbox"/> 1st Reading Date: 6-8-16 <input checked="" type="checkbox"/> 2nd Reading Date: 6-22-16 <input type="checkbox"/> Public Hearing Date:	
<b>Prior Action/Review</b> <i>Please note if this item was discussed on a prior Council or other agenda</i>	<b>City Council (or other):</b>	
<b>Contract</b>	<input type="checkbox"/> Contract Required	<input type="checkbox"/> Additional Document(s) Attached
<b>Fiscal Impact</b> <i>See Below</i>	Budgeted: \$ Expenditure: \$ Source Funds: Wastewater Utility Fund	<i>Please see further, more detailed information regarding the fiscal impact in the summary section of this report</i>

### Policy Issue

Does City Council wish to adopt legislation to amend Subparagraphs 935.02(e)(1)(2) for all Hamilton Wastewater Utility customers and repeal the existing versions?

### Policy Alternative(s)

Council may choose not to adopt such legislation amending Subparagraphs 935.02(e)(1)(2) and repealing the existing versions. If Council chooses this option, the current Sewer Rate Ordinance will remain in effect.

### Staff Recommendation

Staff recommends that Council receive this report and adopt legislation to amend Subparagraphs 935.02(e)(1)(2) for all Hamilton Wastewater Utility customers and repeal the existing versions. By adopting the proposed legislation, sewer base rate revenue will be adjusted 3% per year over five years to meet the long-term needs of the Wastewater Utility, including sanitary sewer collection system infrastructure. The first proposed annual rate adjustment in the Ordinance would become effective with bills rendered on and after August 1, 2016.



## **Statutory/Policy Authority**

- Section 3.09, Legislative Procedure, of the Charter of the City of Hamilton.

## **Fiscal Impact Summary**

To minimize the financial impact to local consumers, a proposed five-year rate plan was developed to phase in smaller rate adjustments of approximately 3% annually from 2016 through 2020. This would result in an increase of approximately \$1.00 per month for a typical City residential wastewater customer using 600 cubic feet (4,488 gallons) of water. The rate plan includes refinancing outstanding 2005 Wastewater Utility revenue bonds. Current low interest rates are projected to decrease annual debt service costs by approximately \$850,000 for the first 5 years while extending the term of the bonds only an additional three years. The rate plan includes scheduled increases in annual capital improvements funding from approximately \$850,000 in 2017 to \$3 million in 2021.

## **Background Information**

The sanitary sewer collection system consists of approximately 235 miles of sewers ranging in size from eight inches to 60 inches in diameter and 5,603 manholes. Seven lift stations pump wastewater from lower elevations to higher elevations, allowing it to flow by gravity to the Water Reclamation Facility (WRF) for treatment.

In 2007 the City adopted a five-year sewer rate plan that included annual 5% rate adjustments from 2008 through 2012. This rate plan was implemented in part to pay for the recently completed Phase I and Phase II WRF Improvements and the Sanitary Sewer Interceptor Project at a cost of approximately \$40 million. These improvements were designed to meet the requirements of a 2007 EPA Modified Consent Order that required the City to mitigate Sanitary Sewer Overflows (SSOs) and provide full treatment of all wastewater received at the WRF. Sewer rates have not changed since 2012.

In 2012 Mohawk and SMART Papers, the Wastewater Utility's largest customers, ceased operations. This resulted in a loss of approximately 1.2 billion gallons of annual sales and approximately \$1.8 million per year in system revenue.

In 2015, the City engaged Courtney and Associates of Findlay, Ohio, to prepare a Wastewater Utility Cost of Service and Rate Study. The purpose of the Study was to review the Utility's revenue requirements and recommend sewer rates designed to recover the cost of providing wastewater collection and treatment service, including recovery of operation and maintenance expenses, debt service payments and capital improvement costs for the period of 2016 through 2020.

The initial cost of service study results indicated a 22% overall revenue increase was required during the Study period. To minimize the financial impact to local consumers, a proposed five-year rate plan was developed to phase in smaller rate adjustments of approximately 3% annually from 2016 through 2020. This would result in an increase of approximately \$1.00 per month for a typical City wastewater customer using 600 cubic feet (4,488 gallons) of water. Furthermore, the rate change includes eliminating the 2 Ccf minimum usage charge. Customers who have zero consumption will see a \$6 decrease and customers who use 1 Ccf will see a \$2.50 decrease to their monthly bills due to the minimum usage change.

The rate plan includes refinancing outstanding 2005 Wastewater Utility revenue bonds. Current low interest rates are projected to decrease annual debt service costs by approximately \$850,000 for the first five years while extending the term of the bonds only an additional three years.

The five-year rate plan anticipates phasing in increases in sanitary sewer collection system capital improvements expenses, including South Hamilton Crossing, the Champion Sports Complex, and annual sewer lining/replacement and manhole replacement projects. Furthermore, the plan includes \$100,000 per year to replace/repair residential sanitary sewer laterals within public right of ways. A lateral repair in the public right of way could potentially cost a customer \$10,000-20,000. Based on annual depreciation expense, estimated system component life and replacement expenses, approximately \$3 million in annual capital improvements are required to maintain long-term system reliability. From 2010 through 2015, annual sanitary sewer collection system capital improvement expenditures averaged about \$350,000. Approximately 60 manholes (\$600,000) and 1.2 miles of sanitary sewers



(\$1.6 million) should be replaced or lined annually based on estimated service life. The rate plan includes scheduled increases in annual capital improvements funding from approximately \$850,000 in 2017 to \$3 million in 2021.

These sanitary sewer collection system capital improvements are expected to help decrease future operation and maintenance expenses associated with Inflow and Infiltration (I&I) by reducing expenses associated with transporting, pumping and treating stormwater and groundwater that enter the collection system.

**Attached Information**

- Presentation – Wastewater Cost of Service and Rate Plan Presentation June 2016

**Copies Provided to:**

Hamilton Public Utilities Commission



# Wastewater Cost of Service and Rate Plan

June 2016



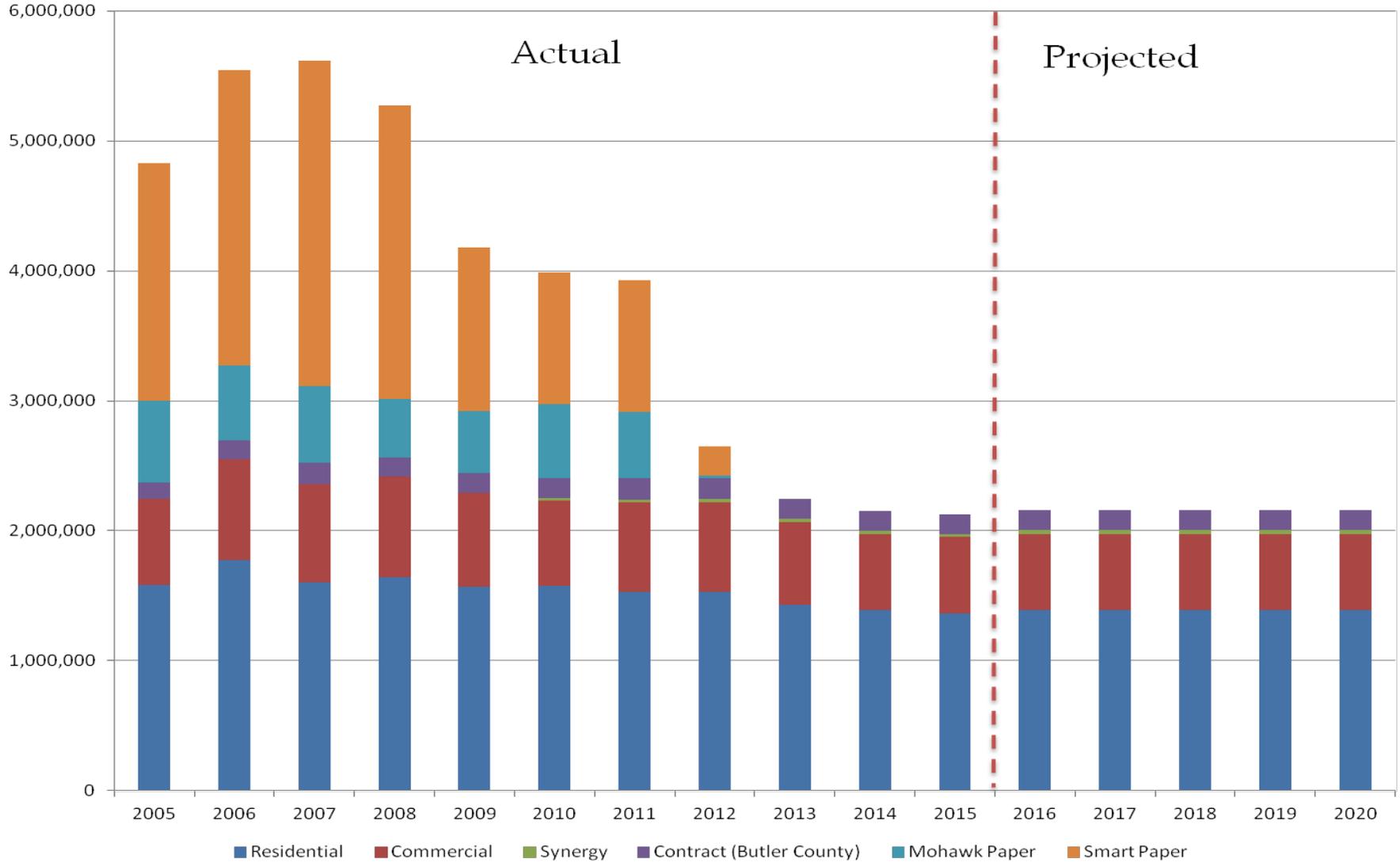
# Cost of Service & Rate Study Goals

- Maintain Financial Integrity of Wastewater System
- Develop Rates that Allocate Cost of Providing Service in a Fair and Equitable Manner
- Move Rates Toward Cost of Service
  - Reflect greater debt service and capital improvements fixed costs
- Minimize Financial Impact to Customers
- Compare to Rates of Neighboring Utilities
- Develop Capital Plan to Maintain WRF & Collection System

# Why Cost of Service?

- Upcoming 2005 Debt Refinancing
  - **Total interest savings ~\$800K over life of loan**
  - **Decreases annual debt service \$850K in first 5 years**
  - **Extend term from 2023 to 2026**
- Last Rate Adjustments in 2008-2012
  - **5% annual increases**
- Loss of Paper Mills in 2012
  - **~1.2 billion gallons per year (40% of sales)**
  - **~\$1.8 million annual revenue**

# WW Historical & Projected Sales (Ccf) 2005-2020



# Capital Improvement Plan

- Most Investment in Last 5 Years has been WRF Phase I & II and Interceptor Sewer Project to Comply with 2007 EPA Modified Consent Order
- ~\$350K Annually Spent on Collection System (2010-2015)
- **Includes \$100K/year to repair/replace sanitary sewer laterals within public right of ways**
  - **Potentially costs customers \$10-20K**
- Annual Depreciation \$2.5 Million
- **Annual System Replacement Cost of ~\$3 Million**

# Capital Improvement Plan (Cont.)

- Need to Replace 60 Manholes and 2 Miles of Sewer Per Year
- Aging Collection System Infrastructure
- Reduce O&M Costs by Eliminating I&I and Illegal Connections
- **SHX and Champion Sports Complex sewer improvements ~\$1.1 Million**

# Cost of Service Assumptions

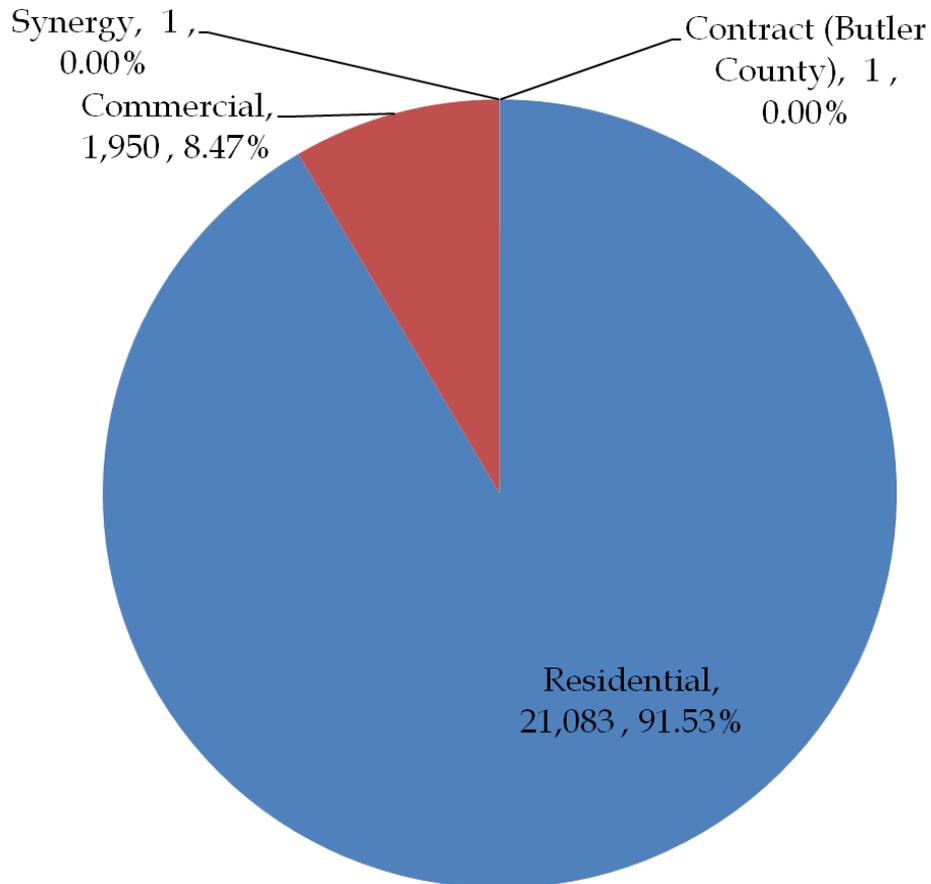
- 2017 Revenue Requirements
- Wastewater Sales – 1.6 Billion Gallons
- Number of Customers – 23,035
- 0% Sales Growth
- 3% Annual Inflation
- Refinance 2005 Bonds in 2016
- Refinance 2009 & 2011 Bonds in 2019
- Set Rider A to Zero

## Cost of Service Assumptions (Cont.)

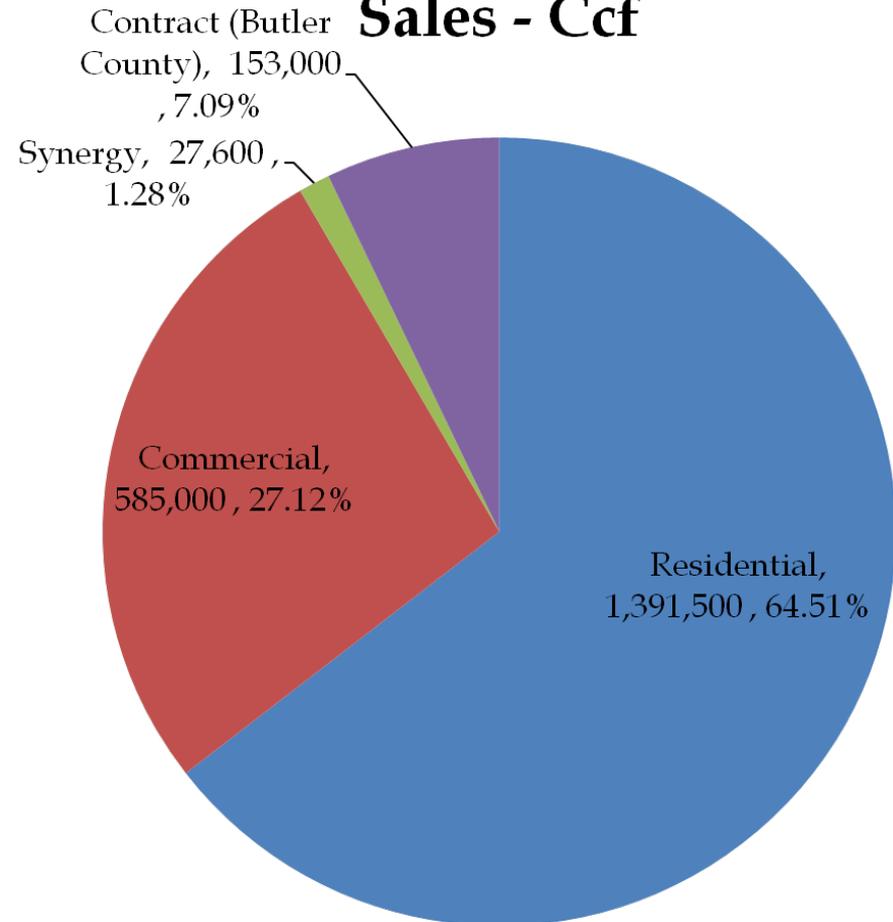
- No Planned Additional Borrowing/Financing
  - Pursue low interest/zero interest loans & grants for capital projects
- Use Available Capital Improvement and Construction Fund Balances
- Meet Debt Service Coverage Requirement
- Meet Minimum Fund Balance Targets
- Phase in Increased Capital Expenditures over 5 Years
- **Eliminate 2 Ccf Minimum Bill**
  - Proposed customer & capacity charges = minimum bill

# Wastewater Customers and Sales (2017)

## Number of Customers



## Sales - Ccf



# Proposed Sewer Rates

Description	Existing Rates	8/1/16 Rates	7/1/17 Rates	7/1/18 Rates	7/1/19 Rates	7/1/20 Rates
Customer Charge: (Per Month)	\$ 3.08	\$ 3.08	\$ 3.08	\$ 3.08	\$ 3.08	\$ 3.08
Volumetric Charge: (Per Ccf)	\$ 3.55	\$ 5.005	\$ 5.005	\$ 5.005	\$ 5.005	\$ 5.005
Rider A Charge: per Ccf	\$ 1.455	\$ -	\$ -	\$ -	\$ -	\$ -
Capacity Charge: (Per Month Per Meter Size)						
5/8"	\$ -	\$ 1.00	\$ 2.00	\$ 3.00	\$ 4.00	\$ 5.00
3/4"	\$ -	1.50	3.00	4.50	6.00	7.50
1"	\$ -	2.50	5.00	7.50	10.00	12.50
1-1/2"	\$ -	5.00	10.00	15.00	20.00	25.00
2"	\$ -	8.00	16.00	24.00	32.00	40.00
3"	\$ -	15.00	30.00	45.00	60.00	75.00
4"	\$ -	25.00	50.00	75.00	100.00	125.00
6"	\$ -	50.00	100.00	150.00	200.00	250.00
8"	\$ -	80.00	160.00	240.00	320.00	400.00
10"	\$ -	115.00	230.00	345.00	460.00	575.00
12"	\$ -	215.00	430.00	645.00	860.00	1,075.00
14"	\$ -	320.00	640.00	960.00	1,280.00	1,600.00
16"	\$ -	458.00	916.00	1,374.00	1,832.00	2,290.00
18"	\$ -	732.50	1,465.00	2,197.50	2,930.00	3,662.50
20"	\$ -	925.00	1,850.00	2,775.00	3,700.00	4,625.00

# Typical Bill Comparison

Rate Class	Existing	8/1/16	7/1/17	7/1/18	7/1/19	7/1/20
<b>Residential (600 cf &amp; 5/8" Meter)</b>						
Amount	\$33.11	\$34.11	\$35.11	\$36.11	\$37.11	\$38.11
\$ Increase		\$1.00	\$1.00	\$1.00	\$1.00	\$1.00
% Increase		3.0%	2.9%	2.8%	2.8%	2.7%
<b>Commercial (2,500 cf &amp; 1" Meter)</b>						
Amount	\$128.21	\$130.71	\$133.21	\$135.71	\$138.21	\$140.71
\$ Increase		\$2.50	\$2.50	\$2.50	\$2.50	\$2.50
% Increase		2.0%	1.9%	1.9%	1.8%	1.8%
<b>Industrial (200,000 cf &amp; 6" Meter)</b>						
Amount	\$10,013.08	\$10,063.08	\$10,113.08	\$10,163.08	\$10,213.08	\$10,263.08
\$ Increase		\$50.00	\$50.00	\$50.00	\$50.00	\$50.00
% Increase		0.5%	0.5%	0.5%	0.5%	0.5%

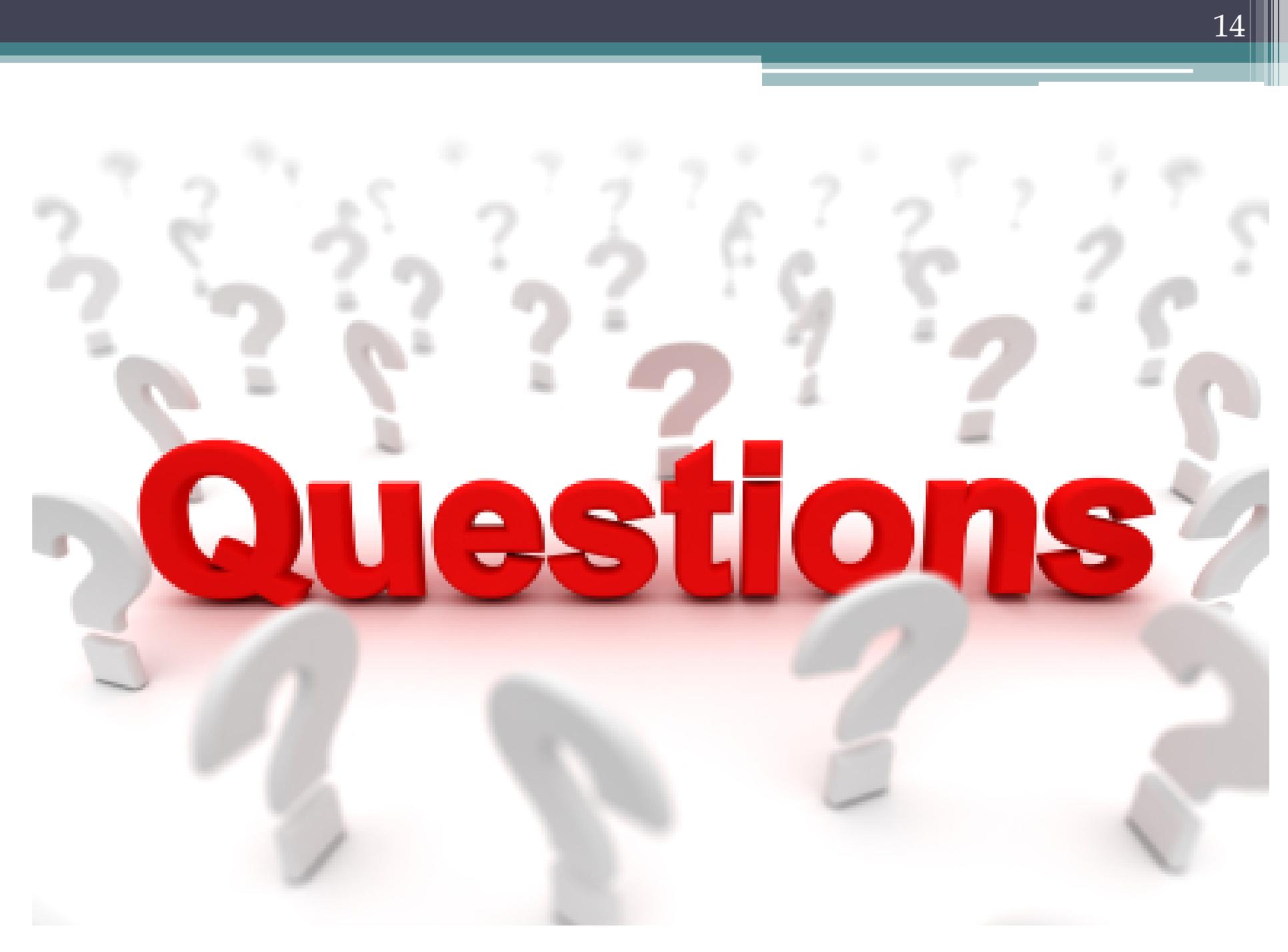
# Oakwood Water/Sewer Rate Survey

- Surveys water & sewer rates for 63 communities in SW Ohio
- Hamilton Sewer Rate Ranking
  - Current – 50 of 63
  - Rate Plan Step 1 – 50 of 63
  - Rate Plan Step 2 – 51 of 63

# Minimum Bill Comparison

(Eliminate 2 Ccf Minimum Usage)

Rate Class	Existing	8/1/16	7/1/17	7/1/18	7/1/19	7/1/20
<b>Residential (0 cf &amp; 5/8" Meter)</b>						
Amount	\$10.18	\$4.08	\$5.08	\$6.08	\$7.08	\$8.08
<b>Residential (100 cf &amp; 5/8" Meter)</b>						
Amount	\$11.64	\$9.09	\$10.09	\$11.09	\$12.09	\$13.09
<b>Residential (200 cf &amp; 5/8" Meter)</b>						
Amount	\$13.09	\$14.09	\$15.09	\$16.09	\$17.09	\$18.09



# Questions

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING SUBPARAGRAPH 935.02(e)(1)(2) OF CHAPTER 935 – SEWER RATES, OF THE CODIFIED ORDINANCES OF THE CITY OF HAMILTON, OHIO, RELATIVE TO SEWER SERVICE RATES, AND REPEALING SAID SUBPARAGRAPHS AS THEY CURRENTLY EXIST**

WHEREAS, on December 27, 2007, Hamilton City Council adopted Ordinance No. 2007-12-162, establishing the City’s current sewer rates schedules, as set forth in Subparagraph 935.02(e)(1) and Subparagraph 935.02(e)(2) of the Codified Ordinances of the City of Hamilton, Ohio; and

WHEREAS, the City Administration, along with the City’s utility rate consultant, Courtney & Associates, have analyzed the operational and capital needs of the Wastewater System, and have determined the need to adjust sewer rates; and

WHEREAS, the Utility Administration presented the amendments to Subparagraph 935.02(e)(1) and Subparagraph 935.02(e)(2) and the accompanying sewer rate changes at a public meeting of the Hamilton Public Utilities Commission on June 9, 2016; and

WHEREAS, the new sewer rates, along with continued operational cost reductions, are designed to address the long-term needs of the Wastewater System;

WHEREAS, in order to achieve the foregoing, it is necessary to amend Subparagraph 935.02(e)(1) and Subparagraph 935.02(e)(2) of the Codified Ordinances of the City of Hamilton, Ohio and repeal said Subparagraphs as they currently exist;

NOW, THEREFORE, BE IT ORDAINED by the council of the City of Hamilton, Ohio:

SECTION I: That Subparagraph 935.02(e)(1) and Subparagraph 935.02(e)(2) of Chapter 935 – SEWER RATES, of the Codified Ordinances of the City of Hamilton, Ohio, are hereby amended to be and read as follows:

**935.02 DETERMINATION OF CHARGES**

(e) The water usage schedule on which the amount of total sewer charges will be determined shall be as follows:

(1) Total service charge (TSC) for residential, commercial, governmental and industrial users on volume usage basis with surcharge. See definition of terms under Section 935.01 hereof. The TSC shall be the sum of the following amounts in effect on the dates as hereinafter indicated:

<b>Monthly Charges (By Meter Size)</b>					
Meter Size	Effective Date				
	8/1/2016	7/1/2017	7/1/2018	7/1/2019	7/1/2020
<b>Customer Charge (\$/month)</b>	\$ 3.08	\$ 3.08	\$ 3.08	\$ 3.08	\$ 3.08
<b>Capacity Charge (\$/month per meter size)</b>					
5/8"	\$ 1.00	\$ 2.00	\$ 3.00	\$ 4.00	\$ 5.00
3/4"	\$ 1.50	\$ 3.00	\$ 4.50	\$ 6.00	\$ 7.50
1"	\$ 2.50	\$ 5.00	\$ 7.50	\$ 10.00	\$ 12.50
1 1/2"	\$ 5.00	\$ 10.00	\$ 15.00	\$ 20.00	\$ 25.00
2"	\$ 8.00	\$ 16.00	\$ 24.00	\$ 32.00	\$ 40.00
3"	\$ 15.00	\$ 30.00	\$ 45.00	\$ 60.00	\$ 75.00
4"	\$ 25.00	\$ 50.00	\$ 75.00	\$ 100.00	\$ 125.00

Ordinance No. \_\_\_\_\_ (cont'd)

6"	\$ 50.00	\$ 100.00	\$ 150.00	\$ 200.00	\$ 250.00
8"	\$ 80.00	\$ 160.00	\$ 240.00	\$ 320.00	\$ 400.00
10"	\$ 115.00	\$ 230.00	\$ 345.00	\$ 460.00	\$ 575.00
12"	\$ 215.00	\$ 430.00	\$ 645.00	\$ 860.00	\$ 1,075.00
14"	\$ 320.00	\$ 640.00	\$ 960.00	\$ 1,280.00	\$ 1,600.00
16"	\$ 458.00	\$ 916.00	\$1,347.00	\$ 1,832.00	\$ 2,290.00
18"	\$ 732.50	\$1,465.00	\$2,197.50	\$ 2,930.00	\$ 3,662.50
20"	\$ 925.00	\$1,850.00	\$2,775.00	\$ 3,700.00	\$ 4,625.00
<b>Volumetric Charges (By Usage)</b>					
Usage	Effective Date				
	8/1/2016	7/1/2017	7/1/2018	7/1/2019	7/1/2020
<b>Volumetric Charge per 100 cubic feet</b>	\$ 5.005	\$ 5.005	\$ 5.005	\$ 5.005	\$ 5.005
<b>Surcharge for BOD5 in excess of 200 mg/l (per pound of BOD)</b>	\$ 0.433	\$ 0.433	\$ 0.433	\$ 0.433	\$ 0.433
<b>Surcharge for SS in excess of 300 mg/l (per pound of SS)</b>	\$ 0.265	\$ 0.265	\$ 0.265	\$ 0.265	\$ 0.265

(2) The above stated sewer service charges and those provided in Section 935.12 are in addition to water rates and charges. The minimum charge per month for each sewage bill rendered under subsection (e)(1) hereof or Section 935.12 shall be equal to the monthly customer charge plus the monthly capacity charge (by meter size).

SECTION II: That the rate changes set forth in SECTION I hereof shall be effective for bills rendered on or after **August 1, 2016 and the subsequent Effective Dates stated in Subparagraph 935.02(e)(1).**

SECTION III: That existing Subparagraph 935.02(e)(1) and Subparagraph 935.02(e)(2) of the Codified Ordinances of the City of Hamilton, Ohio, as they existed prior to the enactment of this Ordinance **be and are hereby repealed effective August 1, 2016.**

PASSED: \_\_\_\_\_

\_\_\_\_\_  
Mayor

Effective Date: \_\_\_\_\_

ATTEST: \_\_\_\_\_  
City Clerk

Ordinance No. \_\_\_\_\_ (cont'd)

**CERTIFICATE**

I, Nicholas Garuckas, City Clerk of the City of Hamilton, Ohio, State of Ohio, hereby certify that the foregoing Ordinance No. \_\_\_\_\_ was duly published as provided by Section 113.01 of the Codified Ordinances of the City of Hamilton, Ohio, by posting ten days after passage, a copy thereof in each fire station within the City for a period of ten days. POSTED: \_\_\_\_\_

\_\_\_\_\_  
**Nicholas Garuckas, City Clerk**  
**CITY OF HAMILTON, OHIO**

## City Council Meeting Staff Report

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**Report To:** The Honorable Mayor Patrick Moeller & Members of the City Council

**Report From:** Liz Hayden, Economic Development Specialist

**Agenda Item:** PACE Resolution

<b>Approvals/Reviews</b> <i>To be checked by the Office of the City Manager once approvals received from Departments. All other boxes to be checked by the Report author</i>	<input checked="" type="checkbox"/> Department Head <input checked="" type="checkbox"/> Finance Department <input checked="" type="checkbox"/> Director of Law <input checked="" type="checkbox"/> Office of the City Manager	<b>Related Strategic Goal(s)</b> <input checked="" type="checkbox"/> <b>R</b> Realize new investments <input type="checkbox"/> <b>A</b> Add new jobs <input type="checkbox"/> <b>I</b> Increase property values <input type="checkbox"/> <b>D</b> Decrease vacant structures <input type="checkbox"/> <b>G</b> Generate recreational investments <input type="checkbox"/> <b>E</b> Engage citizens in activities <input type="checkbox"/> <b>O</b> General operations
<b>Ordinance or Resolution</b> <i>Ordinance</i>	1 <sup>st</sup> Reading Date: 6-8-16 2 <sup>nd</sup> Reading Date: 6-22-16 Public Hearing Date:	
<b>Prior Action/Review</b> <i>Please note if this item was discussed on a prior Council or other agenda</i>	<b>City Council (or other):</b>	
<b>Contract</b>	<input type="checkbox"/> Contract Required	<input type="checkbox"/> Additional Document(s) Attached
<b>Fiscal Impact</b>	Budgeted: \$0 Expenditure: \$0 Source Funds:	<i>Please see further, more detailed information regarding the fiscal impact in the summary section of this report</i>

### Policy Issue

Does City Council wish to pass a resolution supporting Property Assessed Clean Energy Program (PACE). By passing a resolution supporting PACE, the City of Hamilton demonstrates a willingness to establish an Energy Special Improvement District (ESID) to assist Hamilton businesses in their energy savings investment projects.

PACE is an innovative financing program established to assist property owners in making renewable energy and energy efficiency investments in facilities. The Greater Cincinnati Energy Alliance, a local non-profit economic development agency, is working with several jurisdictions through SW Ohio to support PACE investment and has expressed a willingness to do the same with the City of Hamilton and its business community. Under the PACE program, property owners make improvements to achieve energy savings, receive 100% financing from the program, and repay the cost of the improvement through a property tax assessment for no more than 30 years. A major benefit of the PACE program is it allows property owners to make more immediate and substantial energy efficient investments to their facilities without requiring them to pay the total cost of the improvement upfront. The current terms of PACE are approximately 6% interest for up to 30-years and can be for up to 35% of the property's value.

By passing a resolution supporting PACE, the City of Hamilton demonstrates a willingness to establish an Energy Special Improvement District (ESID) to assist Hamilton businesses in their energy savings investment projects. The passing of a resolution does not mean that the City of Hamilton is endorsing the program, but rather the resolution simply makes PACE an option for businesses to consider within our municipality.



### **Policy Alternative(s)**

Council may choose not to adopt such legislation to support PACE, which would make the program unavailable to businesses within the city. Alternatively, Council may choose to wait to pass a resolution once a company requests that the City of Hamilton establish an ESID so that they can utilize the PACE program.

### **Staff Recommendation**

Staff recommends that Council receive this report and adopt the legislation to support the use of PACE in Hamilton. Currently, if a business reaches out to the Greater Cincinnati Energy Alliance about utilizing the program, Hamilton is not on the list of jurisdictions that have passed resolutions to allow PACE to be used. Passing this resolution will add us to their list of jurisdictions that allow PACE to be used.

### **Statutory/Policy Authority**

- Section 3.09, Legislative Procedure, of the Charter of the City of Hamilton.

### **Fiscal Impact Summary**

No fiscal impact to passing this resolution.

### **Background Information**

#### **Attached Information**

PACE Case Study – Ivy Knoll  
PACE Flyer

#### **Copies Provided to:**

Butler County Commissioner Charlie Young and Butler County Economic Development Director David Fehr. The County would be responsible for assessing the PACE program for property owners.



## Your Energy Savings Can Pay to Upgrade Your Building



**Property Assessed Clean Energy financing**, or PACE, is an economic development tool designed to allow commercial and industrial building owners to finance energy efficiency and renewable energy improvements through a voluntary special assessment attached to the property.

The Greater Cincinnati Energy Alliance is bringing this unique financing tool to Southwest Ohio.

### **PACE Statistics**

#### **NATIONALLY:**

- **31** states with PACE legislation
- **480+** projects
- **\$190+ Million** in projects funded

#### **OHIO:**

- **125+** projects
- **\$30+ Million** in projects funded

### **PACE is Effective Financing**

#### **Non-Debt Financing**

- Improvements can proceed without up-front capital expenses
- Property owners can preserve credit lines for other investments

#### **Long-Term Fixed Rate**

- Provides an immediate return on investment through savings
- Repaid as a long-term special assessment on the property for up to 25 years

#### **Less Risk**

- The cost of the PACE assessment, as well as the energy savings, can be passed along to the tenant under some lease types
- PACE assessments are attached to the property and transfer upon sale
- Improvements can lower operating costs while increasing property values
- Capital is secured by a priority assessment on the property, so long-term capital can be raised from the private sector

### **PACE Improves Your Building and, in turn, Improves Your Business**

#### **Eligible Projects**

- Heating, ventilation, and cooling
- Building automation systems
- Combined heat and power systems
- Solar photovoltaic (PV) systems
- Lighting and lighting controls
- Elevator modernization
- Building envelope measures
- Industrial and manufacturing equipment
- Building data center equipment
- Pumps, motors, and drives
- Other qualifying energy saving measures

## The GC-PACE Process

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- 1. Interest Form**

The property owner completes a brief interest form to help GC-PACE determine if the project and property is a good candidate for PACE financing.
- 2. Quantified Energy Savings**

The property owner works with a GC-PACE participating contractor to identify energy saving improvements and determine the estimated cost savings. This will enable GC-PACE to develop an initial financing proposal that compares the costs and benefits of the project.
- 3. Application**

The property owner provides financial documentation and the final scope of work to GC-PACE in order to finalize financial underwriting. In addition, the property owner must obtain written consent from the existing mortgage holder to place the PACE special assessment.
- 4. Financing**

The property owner receives a financing contract from GC-PACE. Once executed, a PACE special assessment will be placed on the property by the local jurisdiction in order to provide long-term financing for the project.
- 5. Installation**

The contractor selected by the property owner completes the installation of the project as approved in the financing contract.

To Get Started,  
or for More Information, Contact Us:

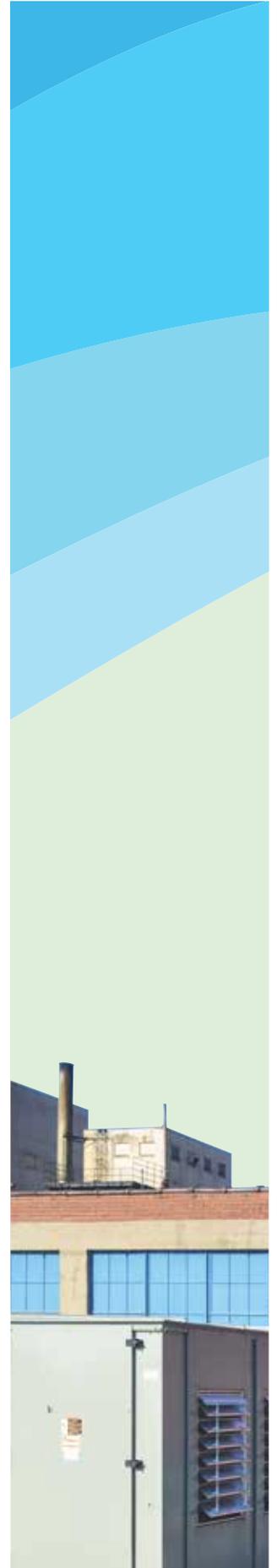
**Chris Jones, Client Relations Director**  
**Greater Cincinnati Energy Alliance**

513.621.4232  
cjones@greatercea.org

GC-PACE is Administered By:



Visit GC-PACE Online: [gcpace.org](http://gcpace.org)





## Ivy Knoll Senior Retirement Community Invests with PACE

### About the Project

Ivy Knoll Senior Retirement Community found PACE financing to be a perfect funding solution to make significant building improvements of systems that were outdated or extremely energy inefficient. Through PACE financing, Ivy Knoll management was able to select improvements that had the highest energy savings but also came with higher upfront costs for the 7-story, all-electric building.

“PACE allowed us to make many of the energy related improvements that we might have otherwise deferred,” said Ray Schneider, the owner of Ivy Knoll. “We were able to improve the comfort and convenience for residents and reduce the building’s energy footprint.”

Ivy Knoll, located in the City of Covington, is the first energy project in the Commonwealth of Kentucky to use the new PACE financing law.

“We are excited to bring PACE financing to Northern Kentucky,” said Andy Holzhauser, the CEO of the Energy Alliance. “This is a big step forward in that PACE financing allows property owners to reduce their energy consumption with no down payment and with fixed, long term payments via their property tax bill.”

### About KY-PACE

KY-PACE is a new program available to commercial, industrial, and multi-family building owners across the Commonwealth. PACE provides access to low-cost, extended term capital to finance energy efficiency and water efficiency improvements.

### Project Financing

**PROJECT TOTAL:** \$750,000

**TERM:** 20 years

**INVESTOR:** Inland Green Capital LLC

### Improvements:

**SOLAR PANELS:** largest privately-owned electric generating system in Northern Kentucky generating over 64,000 kilowatt hours annually

**LED LIGHTING:** estimated electricity savings in excess of \$12,000 annually

**ELEVATOR MODERNIZATION:** energy efficient technology estimated to reduce energy consumption by 40%

**HEATING & COOLING:** units with automated controls that can be operated from a central control system, therefore allowing the building to turn off vacant apartments without visiting the individual room: estimated energy savings of 20%.

### For more information:

[greatercea.org/commercial/ky-pace](http://greatercea.org/commercial/ky-pace)

**CHRIS JONES**  
Energy Alliance  
513-621-4232 x121  
[cjones@greatercea.org](mailto:cjones@greatercea.org)

# PACE Special Assessment Example

Location: Lucas County, Ohio  
 Toledo School for the Arts  
 333 14th Street, Toledo, OH 43624

**Table 1: All Special Assessment Listings on Property**

Parcel : 15-65949		Assessor :	
Address : 333 14TH ST TOLEDO OH 43624			
<b>Special Assessments</b>			
<u>Project #</u>	<u>Project Name</u>		
1-88-WMD	L.C. WASTE MANAGEMENT DISTRICT		
2-00-0000	T.A.S.D.-MOSQUITO		
9-10-07	TOL SCHOOL FOR ARTS E-SID TOL		
9-30-0000	STREET SERVICES 2 & 3-TOLEDO		
9-31-0000	LIGHTS BASIC-TOLEDO		
9-31-002A	LIGHTS GEN.-TOLEDO		
9-31-210A	LIGHTS GEN.-TOLEDO		
9-31-354A	LIGHTS GEN.-TOLEDO		
9-37-0000	TREE MAINTENANCE-TOLEDO		

**Table 2: PACE Assessment Detailed**

Parcel : 15-65949		Assessor :		
Address : 333 14TH ST TOLEDO OH 43624				
<b>Special Assessments</b>				
Project Number :	9-10-07			
Project Name :	TOL SCHOOL FOR ARTS E-SID TOL			
Delinquency :	0.00	Duplicate Delinquency :	0.00	
Begin Year :	2014	End Year :	2027	
	1st Half Duplicate	1st Half	2nd Half Duplicate	2nd Half
Specials Tax	8,048.83	8,048.83	8,048.83	8,048.83
Penalty	0.00	0.00	0.00	0.00
Five Pay	0.00	0.00	0.00	0.00
Interest	0.00	0.00	0.00	0.00
	1st Half	2nd Half		
Payments Tax	0.00	0.00		
Payments Five Pay	0.00	0.00		
Payments Delinquent	0.00	0.00		



Greater Cincinnati  
**Energy Alliance**

**GC-PACE**  
 Property Assessed Clean Energy



## Key to getting this project off the ground was financing availability.

GEM Energy assisted the school in applying for funds through the Toledo-Lucas County Port Authority's Better Buildings of Northwest Ohio energy efficiency program.

The program uses Property Assessed Clean Energy (PACE) financing, a national initiative that provides an innovative way for commercial property owners to pay for energy efficiency upgrades, on-site renewable energy projects and water conservation measures. PACE funding covers 100 percent of a project's costs and is repaid through a building assessment on biannual property taxes, helping to preserve a business's capital budgets and operating funds.

### BEFORE:

The mechanical room with 50-year old boilers.



### AFTER:

New state-of-the-art, high-efficiency steam boilers.



The second-floor renovation includes a new retail shop as well as additional classrooms, studios, and labs.



TOLEDO | LUCAS COUNTY  
**PORT AUTHORITY**  
PROGRAM

“With the Better Buildings Northwest Ohio PACE financing, we were able to upgrade our entire building to achieve improved energy efficiency savings and overall comfort without negatively impacting our monthly cash flow. The property assessment, as part of our semi-annual tax bill, will give us the flexibility we need to make improvements now and pay for them later, once we begin to realize the savings from the new efficiencies.”

~ Martin Porter, Director, Toledo School for the Arts



**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE SUPPORTING A PROPERTY ASSESSED CLEAN ENERGY (PACE) PROGRAM IN THE CITY OF HAMILTON AND THE WILLINGNESS TO CONSIDER ESTABLISHING AN ENERGY SPECIAL IMPROVEMENT DISTRICT (ESID) TO ASSIST HAMILTON BUSINESSES IN THEIR ENERGY SAVINGS INVESTMENT PROJECTS**

WHEREAS, as late as 2013, buildings in the United States were identified to account for 72 percent of electricity consumption, 39 percent of energy use, and 38 percent of carbon dioxide emissions; and

WHEREAS, the Property Assessed Clean Energy (PACE) program is an innovative financing program established to assist commercial and nonprofit property owners in making renewable energy and energy efficiency investments in facilities; and

WHEREAS, under the PACE program, commercial and nonprofit property owners make improvements to achieve energy savings, receive 100% financing from the program, and repay the cost of the improvement through a property tax assessment for no more than 30 years; and

WHEREAS, a major benefit of the PACE program is it allows property owners to make more immediate and substantial energy efficient investments to their facilities without requiring them to pay the total cost of the improvement upfront; and

WHEREAS, additional benefits to the PACE program are items such as saving consumers money on utility bills, conserving fossil fuels, improving air quality, reducing CO2 emissions, and contributing to the creation of local jobs; and

WHEREAS, as of 2016, over 30 states and the District of Columbia have adopted PACE enabling legislation; and

WHEREAS, Ohio passed the Clean Energy Law in 2009; and

WHEREAS, the Greater Cincinnati Energy Alliance, a non-profit economic development agency, manages clean energy financing programs for residential and commercial sectors including the creation of PACE districts throughout Greater Cincinnati; and

WHEREAS, the Council of the City of Hamilton recognizes the advantages a program like PACE can provide for many of the facilities in the Hamilton Business Community while helping them to institute large energy renewable and energy efficiency investments in their properties; and

WHEREAS, in recognition of providing such assistance to Hamilton businesses, the Hamilton City Council would be in support of the PACE program and further in favor of establishing an Energy Special Improvement District (ESID) if requested by one or more Hamilton businesses.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Hamilton, Ohio:

SECTION I. That the Council of the City of Hamilton authorizes the establishment of a Property Assessed Clean Energy (PACE) program in the City of Hamilton and supports working in cooperation with the Greater Cincinnati Energy Alliance to assist the Hamilton Business Community in incorporating energy efficient investments in their operations.

SECTION II. That the Council of the City of Hamilton is willing to consider establishing an Energy Special Improvement District (ESID) in the City to assist the Hamilton Business Community with investments related to achieving energy efficiency savings for their properties.

SECTION III. This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

**Ordinance No.** \_\_\_\_\_ **(cont'd)**

PASSED: \_\_\_\_\_

\_\_\_\_\_  
Mayor

Effective Date: \_\_\_\_\_

ATTEST: \_\_\_\_\_  
City Clerk

**CERTIFICATE**

I, Nick Garuckas, City Clerk of the City of Hamilton, Butler County, Ohio, hereby certify that the foregoing Ordinance No. \_\_\_\_\_ was duly published as provided by Section 113.01 of the Codified Ordinances of the City of Hamilton, Ohio, by posting ten days after passage, a copy thereof in each fire station within the City for a period of ten days. POSTED: \_\_\_\_\_.

\_\_\_\_\_  
**Nick Garuckas, City Clerk**  
**CITY OF HAMILTON, OHIO**

## City Council Meeting Staff Report

**Report To:** The Honorable Mayor Patrick Moeller & Members of the City Council

**Report From:** Jody Gunderson, Economic Development Director

**Agenda Item:** Amending the City of Hamilton Citywide Community Reinvestment Area (CRA)

<b>Approvals/Reviews</b> <i>To be checked by the Office of the City Manager once approvals received from Departments. All other boxes to be checked by the Report author</i>	<input checked="" type="checkbox"/> Department Head <input checked="" type="checkbox"/> Finance Department <input checked="" type="checkbox"/> Director of Law <input checked="" type="checkbox"/> Office of the City Manager	<b>Related Strategic Goal(s)</b> <input checked="" type="checkbox"/> <b>I</b> Increase property values <input checked="" type="checkbox"/> <b>D</b> Decrease vacant structures <input type="checkbox"/> <b>A</b> Add new jobs <input checked="" type="checkbox"/> <b>R</b> Realize new investments <input type="checkbox"/> <b>G</b> Generate recreational investments <input type="checkbox"/> <b>E</b> Engage citizens in activities <input type="checkbox"/> <b>O</b> General operations
<b>Ordinance or Resolution</b> <i>Ordinance</i>	<input checked="" type="checkbox"/> 1 <sup>st</sup> Reading Date: 6/22/2016 <input checked="" type="checkbox"/> 2 <sup>nd</sup> Reading Date: 7/13/2016 <input type="checkbox"/> Public Hearing Date:	
<b>Prior Action/Review</b> <i>Please note if this item was discussed on a prior Council or other agenda</i>	<b>City Council (or other):</b>	
<b>Contract</b>	<input type="checkbox"/> Contract Required	<input type="checkbox"/> Additional Document(s) Attached
<b>Fiscal Impact</b>	Budgeted: \$ N/A	<i>Please see further, more detailed information regarding the fiscal impact in the summary section of this report</i>
	Expenditure: \$ N/A	
	Source Funds: N/A	

### Policy Issue

Does City Council wish to adopt legislation to amend the citywide Community Reinvestment Area?

### Policy Alternative(s)

Council may choose not to adopt such legislation to amend the citywide Community Reinvestment Area (CRA).

### Staff Recommendation

Staff recommends that Council receive this report and adopt the legislation to amend the citywide Community Reinvestment Area because it will encourage development and investment in the City.

### Statutory/Policy Authority

- Section 3.09, Legislative Procedure, of the Charter of the City of Hamilton.

### Fiscal Impact Summary

The current portion of the real property taxes received by the City from the Butler County Auditor will not be impacted. Any commercial/industrial project will negotiate their abatement percentage and term with the City and be approved by City Council prior to project commencement.



**Background Information**

A Community Reinvestment Area (CRA) offers tax incentives on real property for eligible businesses and residences. The City Council adopted EOR2012-7-57 and EOR2013-2-25 to create and amend the Community Reinvestment Area, which was confirmed by the Ohio Development Services Agency on May 14, 2013 thereby creating the Hamilton citywide CRA.

Through discussions with potential developers, attorneys and staff it was determined that amending the citywide CRA to remove the Main-High Corridor to create a separate CRA for that area was conducive to encourage development in that corridor at a key time in that area of the city.

The amendment under consideration by council will exclude the Main-High Corridor from the citywide CRA and will also for qualifying historic properties extend by an additional ten (10) years the term of the CRA.

**Attached Information**

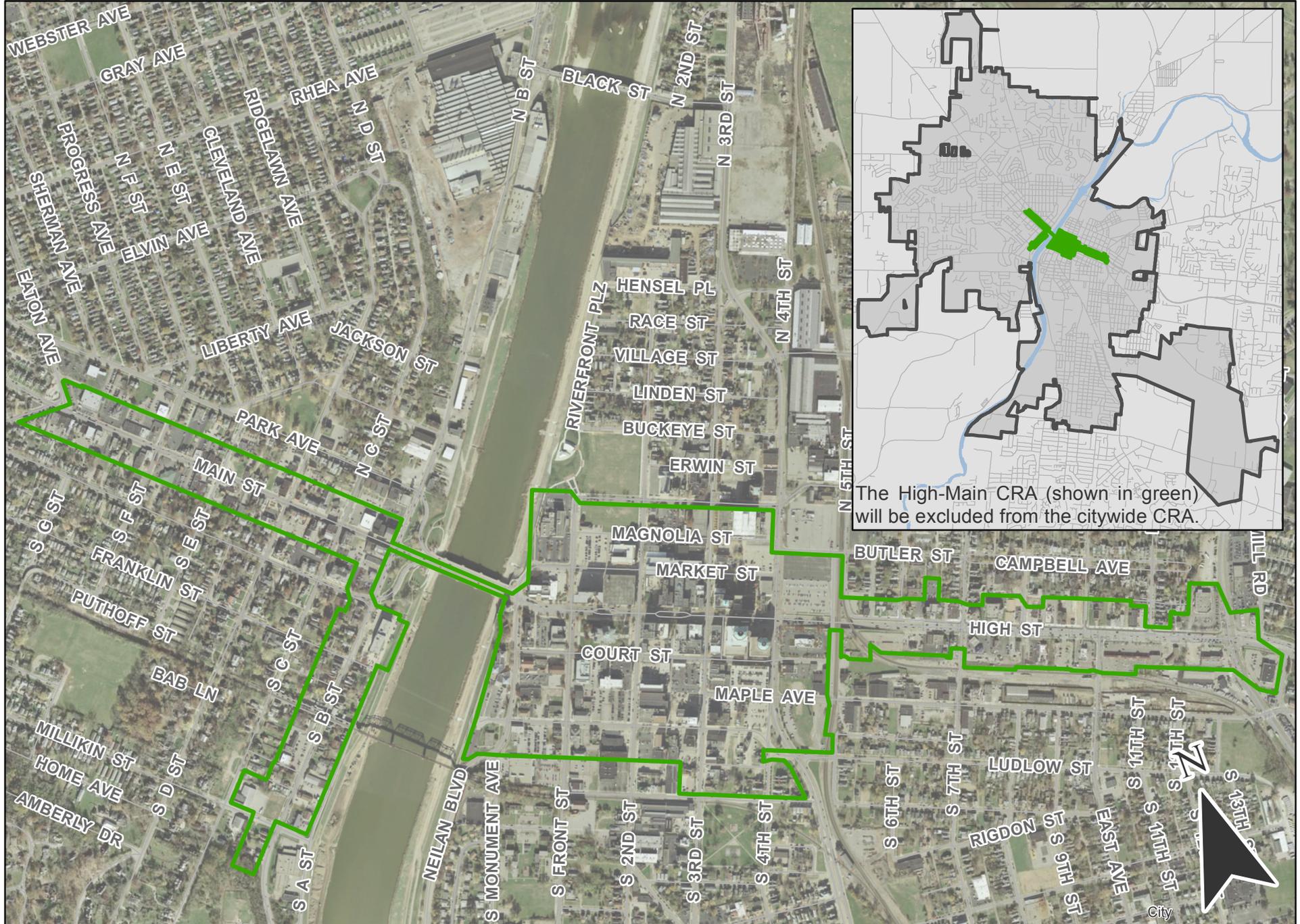
N/A

**Copies Provided to:**

N/A



# Citywide CRA Amendment: Area to be excluded High-Main Corridor



**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE MAKING FINDINGS AND DETERMINATIONS AS PERMITTED IN SECTIONS 3735.65 TO 3735.70 OF THE OHIO REVISED CODE TO MODIFY THE BOUNDARIES AND TERMS OF THE HAMILTON CITY COMMUNITY REINVESTMENT AREA.**

WHEREAS, pursuant to Ohio Revised Code ("ORC") Sections 3735.65 et seq., this Council, on July 3, 2012, passed its Emergency Ordinance No. EOR2012-7-57, as previously amended by Ordinance No. OR2013-2-25, passed February 27, 2013 (together, the "Original CRA Ordinance"), in which it found that certain areas located within the City (as described and depicted in the Original CRA Ordinance, the "CRA") contained housing facilities, or structures of historical significance, wherein new housing construction and repair of existing facilities or structures were being discouraged, and that maintenance and construction of those structures would serve to encourage economic stability, maintain real property values and generate new employment opportunities, and established the CRA coextensive with the boundaries of that area to provide real property tax exemptions for certain improvements to real property within that area; and

WHEREAS, this Council desires to modify the boundaries of the CRA to exclude the areas depicted in Exhibit No. 1 attached hereto and to modify the tax exemptions available within that area to encourage investment and construction within that area.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Hamilton, Ohio:

SECTION I. For the purposes of fulfilling the requirements set forth under ORC Sections 3735.65 to 3735.70, this Council adopts the findings of the Housing Survey dated October 1, 2011 on file with the Clerk of Council and reestablishes the CRA. The findings of the Housing Survey are hereby incorporated into this ordinance.

SECTION II. The boundaries of the CRA are hereby amended to exclude the areas as depicted in Exhibit No.1 attached hereto. This Council hereby confirms its findings that the area included within the CRA as set forth in the Original CRA Ordinance, less the area as shown on Exhibit No. 1 hereto, is one in which housing facilities or structures of historical significance are located and new housing construction and repair of existing facilities or structures are discouraged.

SECTION III. Council reserves the right to re-evaluate the designation of the CRA, at which time Council may direct the Housing Officer not to accept any new applications for exemptions, but the Housing Officer shall continue to accept final applications for projects that have received pre-approval from the Housing Officer or for which the City and the owner of the property have entered into an agreement.

SECTION IV. That Section 4 of the Original CRA Ordinance, shall hereby be amended to add subparagraph (d) to the first paragraph of that Section, which reads as follows:

"(d) The period of exemption for a dwelling described under the foregoing subparagraphs (a)-(c) shall be extended by an additional ten (10) years if the dwelling is a structure is of historical or architectural significance, is a certified historic structure that has been subject to federal tax treatment under 26 U.S.C. 47 and 170(h), and units within the structure have been leased to individual tenants for five consecutive years, all as described in Ohio Revised Code Section 3735.67(D)(3). For the purposes of abatements granted under this ordinance for structures described in the previous sentence, new construction or remodeling of a multi-unit residential facility shall be treated as residential property (dwellings)."

SECTION V. Except as amended hereby, the Original CRA Ordinance shall remain in full force and effect.

**Ordinance No.** \_\_\_\_\_ **(cont'd)**

SECTION VI. The City's Economic Development Director and other appropriate officers of the City are hereby authorized to publish or deliver all required notices, submit all required petitions, and take all other actions necessary to implement this ordinance. All previous actions taken by such officers are hereby ratified.

SECTION VII. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this ordinance were taken in an open meeting of this Council or its committees, and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law including ORC Section 121.22.

SECTION VIII. This ordinance is effective on the earliest date permitted by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
Mayor

Effective Date: \_\_\_\_\_

ATTEST: \_\_\_\_\_

City Clerk

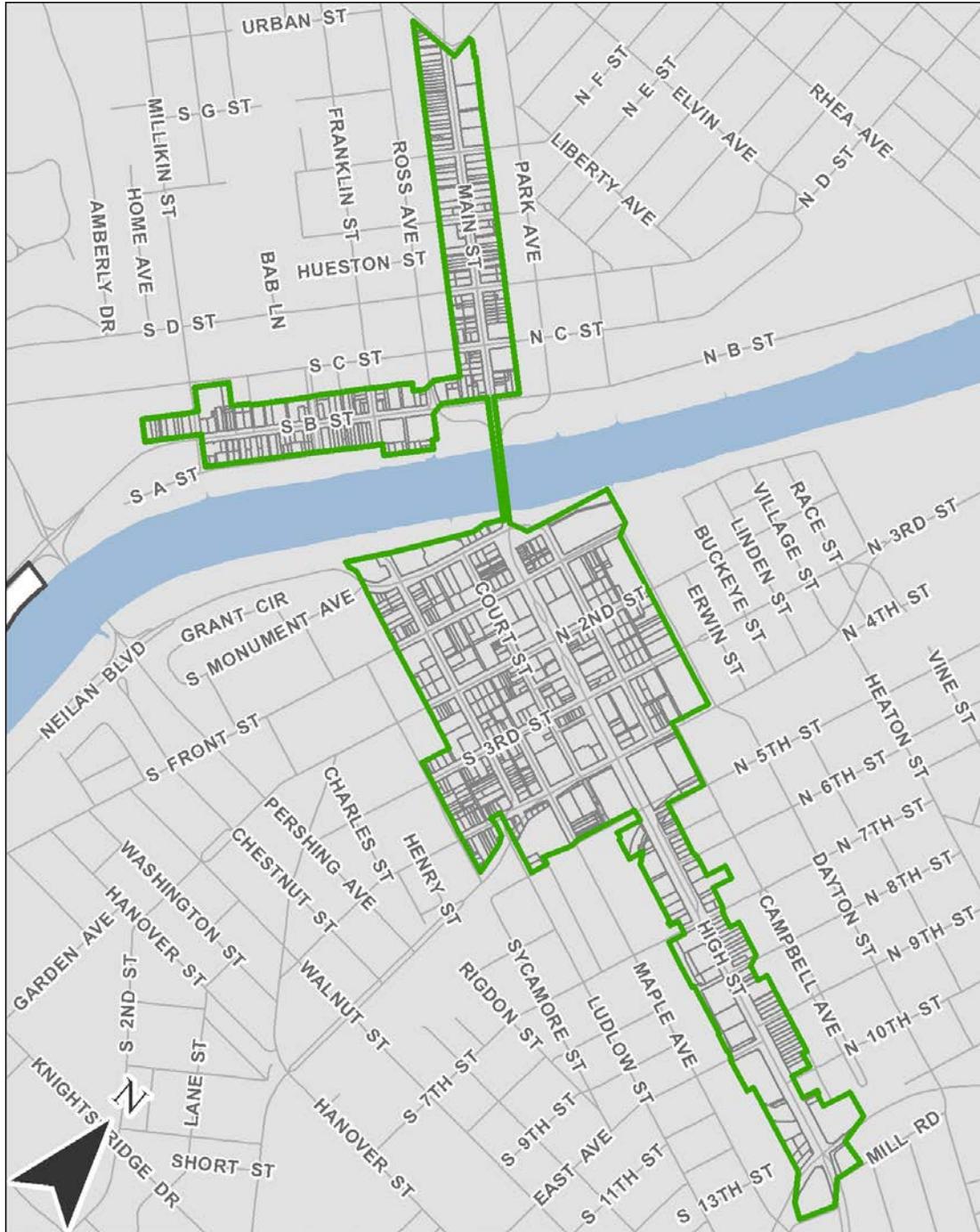
**CERTIFICATE**

I, Nick Garuckas, City Clerk of the City of Hamilton, Butler County, Ohio, hereby certify that the foregoing Ordinance No. \_\_\_\_\_ was duly published as provided by Section 113.01 of the Codified Ordinances of the City of Hamilton, Ohio, by posting ten days after passage, a copy thereof in each fire station within the City for a period of ten days. POSTED: \_\_\_\_\_.

\_\_\_\_\_  
**Nick Garuckas, City Clerk**  
**CITY OF HAMILTON, OHIO**

Ordinance No. \_\_\_\_\_ (cont'd)

**Exhibit No. 1**  
**Corridor CRA Exclusions**



The parcels within the green boundary shown on the map that is part of this Exhibit No. 1 are excluded from the CRA.

## City Council Meeting Staff Report

**Report To:** The Honorable Mayor Patrick Moeller & Members of the City Council

**Report From:** Jody Gunderson, Economic Development Director

**Agenda Item:** Creating the City of Hamilton Main-High Corridor Community Reinvestment Area (CRA)

<b>Approvals/Reviews</b> <i>To be checked by the Office of the City Manager once approvals received from Departments. All other boxes to be checked by the Report author</i>	<input checked="" type="checkbox"/> Department Head <input checked="" type="checkbox"/> Finance Department <input checked="" type="checkbox"/> Director of Law <input checked="" type="checkbox"/> Office of the City Manager	<b>Related Strategic Goal(s)</b> <input checked="" type="checkbox"/> <b>I</b> Increase property values <input checked="" type="checkbox"/> <b>D</b> Decrease vacant structures <input type="checkbox"/> <b>A</b> Add new jobs <input checked="" type="checkbox"/> <b>R</b> Realize new investments <input type="checkbox"/> <b>G</b> Generate recreational investments <input type="checkbox"/> <b>E</b> Engage citizens in activities <input type="checkbox"/> <b>O</b> General operations
<b>Ordinance or Resolution</b> <i>Ordinance</i>	<input checked="" type="checkbox"/> 1 <sup>st</sup> Reading Date: 6/22/2016 <input checked="" type="checkbox"/> 2 <sup>nd</sup> Reading Date: 7/13/2016 <input type="checkbox"/> Public Hearing Date:	
<b>Prior Action/Review</b> <i>Please note if this item was discussed on a prior Council or other agenda</i>	<b>City Council</b> (or other):	
<b>Contract</b>	<input type="checkbox"/> Contract Required	<input type="checkbox"/> Additional Document(s) Attached
<b>Fiscal Impact</b>	Budgeted: \$ N/A	<i>Please see further, more detailed information regarding the fiscal impact in the summary section of this report</i>
	Expenditure: \$ N/A	
	Source Funds: N/A	

### Policy Issue

Does City Council wish to adopt legislation to create the Main-High Corridor Community Reinvestment Area?

### Policy Alternative(s)

Council may choose not to adopt such legislation to create the Main-High Corridor Community Reinvestment Area (CRA).

### Staff Recommendation

Staff recommends that Council receive this report and adopt the legislation to create the Main-High Corridor Community Reinvestment Area because it will encourage development and investment in the City.

### Statutory/Policy Authority

- Section 3.09, Legislative Procedure, of the Charter of the City of Hamilton.

### Fiscal Impact Summary

The current portion of the real property taxes received by the City from the Butler County Auditor will not be impacted. Any commercial/industrial project will negotiate their abatement percentage and term with the City and be approved by City Council prior to project commencement.



## **Background Information**

Through discussions with potential developers, attorneys and staff it was determined that amending the citywide CRA to remove the Main-High Corridor to create a separate CRA for that area was conducive to encourage development in that corridor at a key time in that area of the city.

The Main-High Corridor CRA aligns with the form based code boundary for downtown. The Main-High CRA will allow the following exemptions on residential projects:

1. 100% for up to 12 years on renovation projects depending on the project cost.
2. 100% for up to 15 on new construction projects depending on the project cost.

For the purposes of the CRA, new construction or remodeling of a multi-unit residential facility shall be treated as residential property (dwellings). As with the citywide CRA, for qualifying historic properties the CRA legislation extends the CRA term by an additional ten (10) years. Any commercial/industrial project will negotiate their abatement percentage and term with the City and be approved by City Council prior to project commencement.

## **Attached Information**

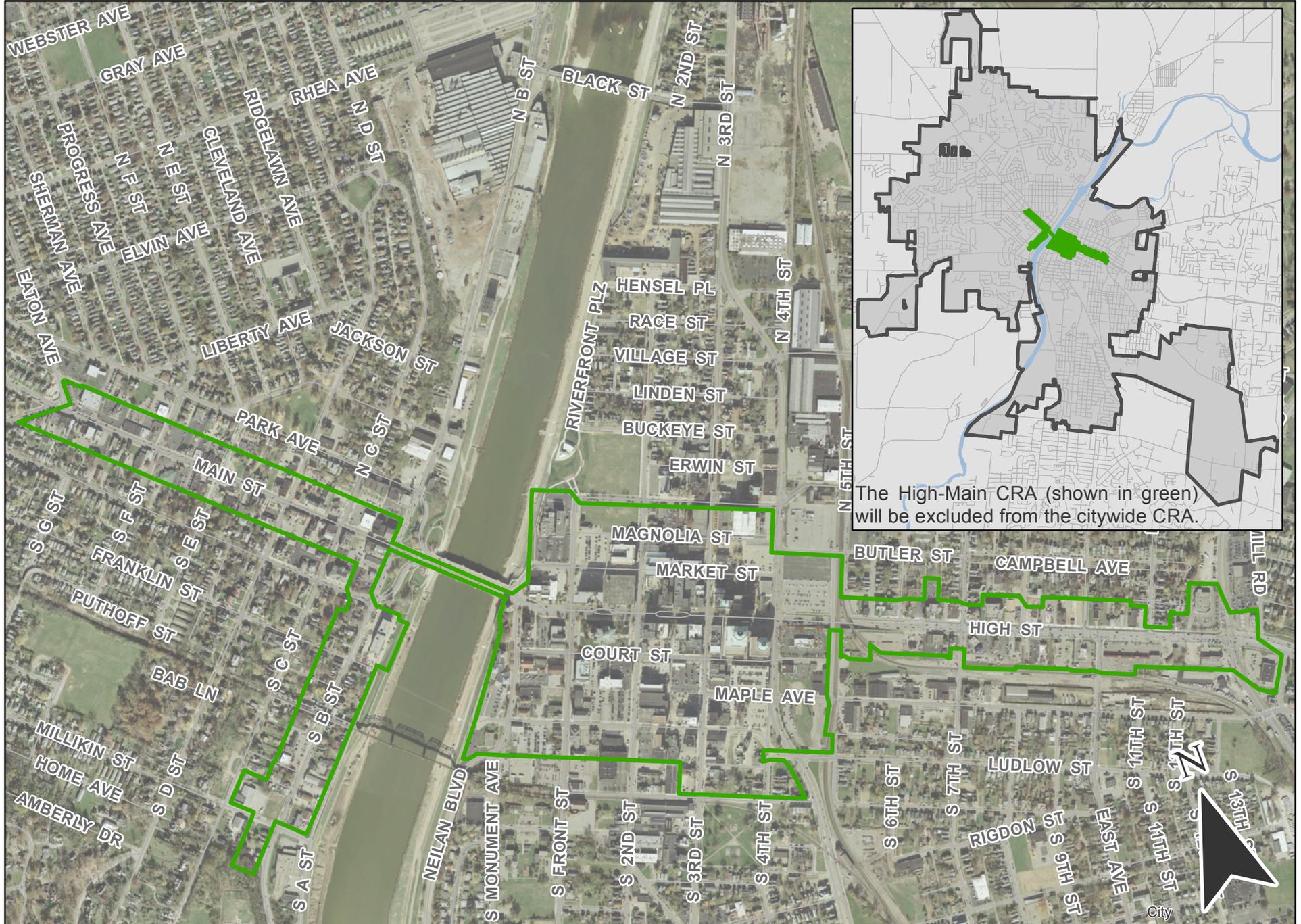
Map of the Main-High Corridor CRA

## **Copies Provided to:**

N/A



# Proposed CRA: Main-High Corridor



**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE IMPLEMENTING SECTIONS 3735.65 THROUGH 3735.70 OF THE OHIO REVISED CODE, ESTABLISHING AND DESCRIBING THE BOUNDARIES OF THE MAIN-HIGH CORRIDOR COMMUNITY REINVESTMENT AREA, DESIGNATING A HOUSING OFFICER TO ADMINISTER THE PROGRAM, AND CREATING A COMMUNITY REINVESTMENT HOUSING COUNCIL.**

WHEREAS, this Council desires to pursue all reasonable and legitimate incentive measures to assist and encourage development and redevelopment in the Main-High Corridor of the City; and

WHEREAS, a survey of housing (the "Housing Survey"), a copy of which is on file in the office of the Clerk of Council as required by Ohio Revised Code (ORC) Section 3735.66 has been prepared for the area to be included in the proposed Main-High Corridor Community Reinvestment Area (the "CRA"), which area is identified on Exhibit No. 1 attached hereto; and

WHEREAS, remodeling of existing structures and construction of new structures in the proposed CRA would serve to encourage economic stability, maintain real property values, and generate new employment opportunities within the Main-High Corridor and the City as a whole; and

WHEREAS, the remodeling of existing structures and construction of new structures in the proposed CRA constitutes a public purpose for which real property exemptions may be granted.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Hamilton, Ohio:

SECTION I. This Council hereby adopts the findings of the Housing Survey, including the finding that area designated as the proposed CRA constitutes an area in which housing facilities or structures of historical significance are located, and in which new construction or repair of existing facilities has been discouraged.

SECTION II. Pursuant to ORC Section 3735.66, the CRA is hereby established in the Main-High Corridor, as further depicted on Exhibit No. 1 attached hereto and incorporated herein by this reference. Only residential, commercial or industrial properties as defined herein and that are otherwise consistent with the applicable zoning regulations within the CRA will be eligible for exemptions under this program.

SECTION III. All properties identified in Exhibit No. 1 as being within the CRA are eligible for this incentive. This proposal is a public/private partnership intended to promote and expand conforming uses in the CRA. The City intends to undertake supporting public improvements in the CRA.

SECTION IV. Within the CRA, the percentage of the tax exemption on the increase in the assessed valuation resulting from new construction and remodeling improvements to commercial and industrial real property and the term of those exemptions shall be negotiated on a case by case basis in advance of construction or remodeling occurring according to the rules outlined in ORC Section 3765.67, subject to the maximum percentages and periods set forth below. The results of the negotiation as approved by Council will be set in writing in a Community Reinvestment Area Agreement as outlined in ORC Section 3735.671. For residential property, a tax exemption on the increase in the assessed valuation resulting from the improvements as described in ORC Section 3735.67 shall be granted upon application by the property owner and certification thereof by the designated Housing Officer for the following percentages and periods:

- (a) Ten (10) years, for the remodeling of every residential dwelling containing not more than two housing units and upon which the cost of remodeling is at least \$2,500, as described in ORC Section 3735.67, and with such exemption being one hundred percent (100%) for each of the ten (10) years.
- (b) Twelve (12) years, for the remodeling of every residential dwelling containing more than two housing units and upon which the cost of remodeling is at least \$5,000, as described in ORC Section 3735.67, and with such exemption being one hundred percent (100%) for each of the twelve (12) years.

**Ordinance No. \_\_\_\_\_ (cont'd)**

- (c) Fifteen (15) years for the new construction of dwellings containing not more than two housing units, as described in ORC Section 3735.67, with such exemption being one hundred percent (100%) for each of the fifteen (15) years.
- (d) Up to, and including twelve (12) years, and up to, and including one hundred percent (100%) for the remodeling of existing commercial and industrial facilities and upon which the cost of remodeling is at least \$5,000 as described in ORC Section 3735.67, the term and percentage of which shall be negotiated on a case-by-case basis in advance of remodeling occurring.
- (e) Up to, and including fifteen (15) years, and up to, and including one hundred percent (100%) for the construction of new commercial and industrial facilities, the term and percentage of which shall be negotiated on a case-by-case basis in advance of construction occurring.
- (f) The period of exemption for a dwelling described under the foregoing subparagraphs (a)-(b) shall be extended by an additional ten (10) years if the dwelling is a structure is of historical or architectural significance, is a certified historic structure that has been subject to federal tax treatment under 26 U.S.C. 47 and 170(h), and units within the structure have been leased to individual tenants for five consecutive years, all as described in Ohio Revised Code Section 3735.67(D)(3).

For the purposes of the CRA, new construction or remodeling of a multi-unit residential facility shall be treated as residential property (dwellings).

The Housing Officer may require a pre-application for any exemption to ensure compatibility with neighborhood plans, to insure the maintenance of existing streetscape lines, style, scale setbacks and landscaping features compatible with nearby properties and to coordinate the tax exemptions with other tax exemptions that apply to the property. The tax exemptions granted pursuant to this resolution are subject and subordinate to tax exemptions granted pursuant to ORC Sections 725.02, 5709.40 or 5709.41 unless a different priority is designated by the Housing Officer in that officer's approval of a pre-application or final application for a tax exemption under this ordinance. Nothing in this Section shall be construed to require the City to approve a pre-application for any property or enter into an abatement agreement and grant the tax exemption provided hereunder.

If remodeling qualifies for an exemption, during the period of the exemption, the exempted percentage of the dollar amount of the increase in market value of the structure shall be exempt from real property taxation. If new construction qualifies for an exemption, during the period of the exemption, the exempted percentage of the structure shall not be considered to be an improvement on the land on which it is located or the purpose of real property taxation.

**SECTION V.** All commercial and industrial projects are required to comply with the state application fee requirements of ORC Section 3735.672 (C) and the local annual monitoring fee of one percent of the amount of taxes exempted under the agreement, currently a minimum of \$500 up to a maximum of \$2,500 annually unless waived.

**SECTION VI.** To administer and implement the provisions of this ordinance, the Economic Development Director is designated as the Housing Officer as described in ORC Sections 3735.65 through 3735.70.

**SECTION VII.** The "Main-High Corridor Community Reinvestment Area Housing Council" (the "Housing Council") shall be created, consisting of two members appointed by the Mayor, two members

Ordinance No. \_\_\_\_\_ (cont'd)

appointed by this Council and one member appointed by the Planning Commission. The majority of the members shall then appoint two additional members who shall be residents of the City. Terms of the members of the Housing Council shall be for three years. An unexpired term resulting from a vacancy in the Housing Council shall be filled in the same manner as the initial appointment was made. The Housing Council shall make an annual inspection of the properties within the district for which an exemption has been granted under ORC Section 3735.67. The Housing Council shall also hear appeals under ORC Section 3735.70. The Housing Council shall make an annual inspection of the properties within the CRA for which an exemption has been granted under ORC Section 3735.67. The Housing Council shall also hear appeals under ORC Section 3735.70.

SECTION VIII. This Council reserves the right to re-evaluate the designation of the CRA, at which time this Council may direct the Housing Officer not to accept any new applications for exemptions, but the Housing Officer shall continue to accept final applications for projects that have received pre-approval from the Housing Officer or for which the City and the owner of the property have entered into an agreement.

SECTION IX. The City's Economic Development Director is hereby directed and authorized to petition the Director of the Ohio Development Services Agency to confirm the findings contained within this ordinance.

SECTION X. This Council further hereby authorizes and directs the City Manager, the Economic Development Director, the City Clerk, the Director of Law, the Director of Finance, or other appropriate officers of the City to prepare and sign all agreements and instruments and to take any other actions as may be appropriate to implement this ordinance. All previous actions taken by such officers are hereby ratified.

SECTION XI. The Council hereby finds and determines that all formal actions relative to the passage of this ordinance were taken in an open meeting of this Council or its committees, that all deliberations of this Council and of its committees that resulted in formal action were taken in meetings open to the public, in full compliance with the applicable legal requirements, including ORC Section 121.22.

SECTION XII. This ordinance is effective on the earliest date permitted by law.

PASSED: \_\_\_\_\_  
Mayor

Effective Date: \_\_\_\_\_

ATTEST: \_\_\_\_\_  
City Clerk

**CERTIFICATE**

I, Nick Garuckas, City Clerk of the City of Hamilton, Butler County, Ohio, hereby certify that the foregoing Ordinance No. \_\_\_\_\_ was duly published as provided by Section 113.01 of the Codified Ordinances of the City of Hamilton, Ohio, by posting ten days after passage, a copy thereof in each fire station within the City for a period of ten days. POSTED: \_\_\_\_\_.

\_\_\_\_\_  
**Nick Garuckas, City Clerk**  
**CITY OF HAMILTON, OHIO**

**Exhibit No. 1  
Main-High Corridor CRA**



The parcels shown within the green boundary on the map that is part of this Exhibit No. 1 are included in the Main-High Corridor Community Reinvestment Area.

## City Council Meeting Staff Report

**Report To:** The Honorable Mayor Patrick Moeller & Members of the City Council

**Report From:** Tom Vanderhorst

**Agenda Item:** Issuance and Sale of Wastewater System Refunding Revenue Bonds, Series 2016 in the Maximum Principal Amount of \$12,000,000

<b>Approvals/Reviews</b> <i>To be checked by the Office of the City Manager once approvals received from Departments. All other boxes to be checked by the Report author</i>	<input checked="" type="checkbox"/> Department Head <input checked="" type="checkbox"/> Finance Department <input checked="" type="checkbox"/> Director of Law <input checked="" type="checkbox"/> Office of the City Manager	<b>Related Strategic Goal(s)</b> <input type="checkbox"/> <b>R</b> Realize new investments <input type="checkbox"/> <b>A</b> Add new jobs <input type="checkbox"/> <b>I</b> Increase property values <input type="checkbox"/> <b>D</b> Decrease vacant structures <input type="checkbox"/> <b>G</b> Generate recreational investments <input type="checkbox"/> <b>E</b> Engage citizens in activities <input checked="" type="checkbox"/> <b>O</b> General operations
<b>Ordinance or Resolution</b> <i>Emergency Ordinance</i>	1 <sup>st</sup> Reading Date: 6/22/16 2 <sup>nd</sup> Reading Date: 6/22/16 Public Hearing Date:	
<b>Prior Action/Review</b> <i>Please note if this item was discussed on a prior Council or other agenda</i>	<b>City Council (or other):</b>	
<b>Contract</b>	<input type="checkbox"/> Contract Required	<input type="checkbox"/> Additional Document(s) Attached
<b>Fiscal Impact</b>	Budgeted: \$ N/A Expenditure: \$ N/A Source Funds: N/A	<i>Please see further, more detailed information regarding the fiscal impact in the summary section of this report</i>

### Policy Issue

Does City Council wish to adopt an ordinance authorizing the issuance and sale of Wastewater System Refunding Revenue Bonds, Series 2016 in the maximum principal amount of \$12,000,000?

### Policy Alternative(s)

Council may choose not to adopt an ordinance authorizing the issuance and sale of Wastewater System Revenue Bonds, Series 2016 in the maximum principal amount of \$12,000,000.

### Staff Recommendation

Staff recommends that Council receive this report, concur in the recommendation, and approve the necessary legislation.

### Statutory/Policy Authority

- Section 3.09, Legislative Procedure, of the Charter of the City of Hamilton.



**Fiscal Impact Summary**

There will be a financial advantage due to the current low interest rates and the restructuring of a portion of the debt of the Wastewater System.

**Background Information**

The amount of the Series 2016 Bonds will be used to defease the 2005 Wastewater System Revenue Refunding Bonds.

**Attached Information**

N/A

**Copies Provided to:**

N/A



EMERGENCY ORDINANCE NO. \_\_\_\_\_

**AN EMERGENCY ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF WASTEWATER SYSTEM REFUNDING REVENUE BONDS, SERIES 2016, OF THE CITY OF HAMILTON, OHIO, IN THE MAXIMUM PRINCIPAL AMOUNT OF \$12,000,000; PROVIDING FOR THE PLEDGE OF REVENUES FOR THE PAYMENT OF SUCH BONDS; AUTHORIZING A FOURTH SUPPLEMENTAL TRUST AGREEMENT APPROPRIATE FOR THE PROTECTION AND DISPOSITION OF SUCH REVENUES AND TO FURTHER SECURE SUCH BONDS; AUTHORIZING A CERTIFICATE OF AWARD, A BOND PURCHASE AGREEMENT, AN OFFICIAL STATEMENT, A CONTINUING DISCLOSURE AGREEMENT, AND AN ESCROW DEPOSIT AGREEMENT; PROVIDING FOR THE CALL FOR REDEMPTION OF REFUNDED SERIES 2005 BONDS; AND AUTHORIZING OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF SUCH BONDS, AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Hamilton, Ohio (the "City"), now owns and operates a municipal wastewater utility (the "Wastewater System" or "System"), pursuant to the provisions of Article XVIII of the Ohio Constitution and the City's Charter; and

WHEREAS, the City has issued \$25,070,000 of its "City of Hamilton, Ohio Wastewater System Revenue Refunding Bonds, Series 2005" in accordance with Article XVIII of the Ohio Constitution, which bonds (the "Series 2005 Bonds") are secured by the Master Trust Agreement dated as of March 15, 2005 (the "Master Trust Agreement"), between the City and U.S. Bank National Association, as successor trustee (the "Trustee"), as supplemented by the First Supplemental Trust Agreement dated as of March 15, 2005, between the City and the Trustee (the "First Supplement") to refund two series of outstanding wastewater revenue bonds; and

WHEREAS, the Series 2005 Bonds are currently outstanding in the aggregate principal amount of \$12,270,000; and

WHEREAS, the City has issued \$13,590,000 of its City of Hamilton, Ohio Wastewater System Revenue Bonds, Series 2009 (the "Series 2009 Bonds") to finance the cost of improvements to the System pursuant to the provisions of the Master Trust Agreement, as supplemented by the Second Supplemental Trust Agreement dated as of September 1, 2009, between the City and the Trustee (the "Second Supplement"); and

WHEREAS, the Series 2009 Bonds are currently outstanding in the aggregate principal amount of \$12,035,000; and

WHEREAS, the City has issued \$29,620,000 of its City of Hamilton, Ohio Wastewater System Revenue Bonds, Series 2011 (the "Series 2011 Bonds") to finance the cost of improvements to the System pursuant to the provisions of the Master Trust Agreement, as supplemented by the Third Supplemental Trust Agreement dated as of September 1, 2011, between the City and the Trustee (the "Third Supplement"); and

WHEREAS, the Series 2011 Bonds are currently outstanding in the aggregate principal amount of \$27,410,000; and

WHEREAS, the Master Trust Agreement permits additional bonds to be issued thereunder on a parity with the Series 2005 Bonds, the Series 2009 Bonds and the Series 2011 Bonds so long as the requirements of Section 2.05 of the Master Trust Agreement, as amended, are met; and

WHEREAS, this Council desires to refund a portion of the Series 2005 Bonds through the issuance and sale of refunding revenue bonds in accordance with Article XVIII of the Ohio Constitution, which bonds are to be secured by the Master Trust Agreement, as amended and supplemented, and as further supplemented by a Fourth Supplement defined and authorized herein, which refunding this Council deems to be financially advantageous for the Wastewater System; and

WHEREAS, this Ordinance is hereby declared to be an emergency measure to provide for the immediate preservation of the peace, property, health or safety of the City, the emergency being the urgent necessity of refunding a portion of the Series 2005 Bonds to take advantage of low interest rates and restructure a portion of the debt of the Wastewater System.

**Emergency Ordinance No. \_\_\_\_\_ (cont'd)**

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Hamilton, State of Ohio:

SECTION I. Definitions. All defined terms used herein and those not otherwise defined herein shall have the respective meanings given to them in the Master Trust Agreement, as amended and supplemented.

Any reference herein to the City or this Council, or to any officers or members thereof, shall include those which succeed to their functions, duties or responsibilities pursuant to or by operation of law or who are lawfully performing their functions.

Unless the context shall otherwise indicate, words importing the singular number shall include the plural number, and vice versa, and the terms "hereof," "hereby," "hereto," "hereunder," and similar terms, mean this Ordinance.

"*Certificate of Award*" means the Certificate of Award authorized in Section III hereof.

"*Continuing Disclosure Agreement*" means the Continuing Disclosure Agreement which shall constitute the continuing disclosure agreement made by the City for the benefit of the holders and beneficial owners of the Series 2016 Bonds in accordance with the Rule, as it may be modified from the form on file with the Clerk and executed by the City Manager and the Director of Finance in accordance with Section VII.

"*Escrow Agreement*" means the Escrow Deposit Agreement dated the date of issuance of the Series 2016 Bonds, between the City and the Escrow Trustee, as it may be modified from the form on file with the Clerk and executed by the City Manager and the Director of Finance in accordance with Section X.

"*Escrow Fund*" means the Series 2005 Bond Refunding Escrow Fund created pursuant to Section X and in accordance with the Escrow Agreement.

"*Rule*" means Rule 15c2-12 prescribed by the SEC pursuant to the Securities Exchange Act of 1934, as amended.

"*SEC*" means the Securities and Exchange Commission.

SECTION II. Authorization of Bonds. It is hereby determined to be financially advantageous to the City and necessary to, and the City shall, issue, sell and deliver, as provided herein and pursuant to the authority of Article XVIII of the Ohio Constitution and the City's Charter, the Series 2016 Bonds (hereafter defined) for the purpose of providing moneys to (i) currently refund the Series 2005 Bonds maturing in the years 2017 through 2023 (the "*Refunded Series 2005 Bonds*"), and (ii) pay costs relating to the issuance of the Series 2016 Bonds. The refunding revenue bonds shall be designated "City of Hamilton, Ohio Wastewater System Refunding Revenue Bonds, Series 2016" (the "*Series 2016 Bonds*"). The Series 2016 Bonds shall be issued pursuant to the Master Trust Agreement, as amended and supplemented, and as further supplemented by a Fourth Supplemental Trust Agreement, between the City and the Trustee (the "*Fourth Supplement*" and, together with the Master Trust Agreement, the First Supplement, the Second Supplement and the Third Supplement, the "*Trust Agreement*"). The aggregate principal amount of the Series 2016 Bonds shall not exceed \$12,000,000 and shall be an amount determined by the City Manager and the Director of Finance in the Certificate of Award authorized herein to be the aggregate principal amount of Series 2016 Bonds that is required to be issued at this time for the purpose stated hereinabove.

SECTION III. Terms and Execution of the Series 2016 Bonds. The Series 2016 Bonds shall be issued in the forms and denominations, shall be numbered, dated and payable, mature and be subject to optional and mandatory redemption as provided in the Trust Agreement. The Series 2016 Bonds shall

**Emergency Ordinance No. \_\_\_\_\_ (cont'd)**

bear interest at the rate or rates per year as shall be determined by the City Manager and the Director of Finance in the Certificate of Award, which determination shall be in the best interest of and financially advantageous to the City; provided that the net interest cost for the Series 2016 Bonds determined by taking into account the respective principal amounts of the Series 2016 Bonds and terms to maturity or Mandatory Sinking Fund Redemption Requirements, if any, of those principal amounts of Series 2016 Bonds shall not exceed 6.00%. The Series 2016 Bonds shall mature, be subject to redemption prior to stated maturity, and be payable pursuant to Mandatory Sinking Fund Redemption Requirements on Principal Payment Dates in principal amounts as shall be determined by the City Manager and the Director of Finance in the Certificate of Award, which determination shall be in the best interest of and financially advantageous to the City. The Certificate of Award is incorporated herein by reference. The Series 2016 Bonds shall be executed on behalf of the City by the manual or facsimile signatures of the City Manager and the Director of Finance, and may, but shall not be required to, bear the seal of the corporation or a facsimile thereof. In case any officer whose signature or a facsimile thereof shall appear on the Series 2016 Bonds shall cease to be such officer before the issuance or delivery of the Series 2016 Bonds, such signature or facsimile thereof shall nevertheless be valid and sufficient for all purposes, the same as if the officer had remained in office until after that time.

**SECTION IV. Sale of the Series 2016 Bonds.** The Series 2016 Bonds will be purchased by William Blair & Company, L.L.C. (the "Underwriter"), pursuant to a Bond Purchase Agreement, the form of which is on file with the Clerk (the "Bond Purchase Agreement"), at the purchase price set forth, and on the terms and conditions to be determined in the Certificate of Award and described, in the Bond Purchase Agreement. The appropriate officers of the City are authorized and directed to make on behalf of the City the necessary arrangements to establish the date, location, procedure and conditions for the delivery of the Series 2016 Bonds to the Underwriter, and to take all steps necessary to effect due execution and delivery to the Underwriter of the Series 2016 Bonds (or temporary bonds delivered in lieu of definitive Series 2016 Bonds until their preparation and delivery can be effectuated) under the terms of this Ordinance, the Bond Purchase Agreement and the Fourth Supplement. The execution of the Bond Purchase Agreement by the City Manager and the Director of Finance is hereby authorized and shall constitute the conclusive approval of the purchase price and the terms and conditions of purchase of the Series 2016 Bonds, and no further action of this Council shall be required.

The proceeds from the sale of the Series 2016 Bonds received by or on behalf of the City shall be paid into the proper fund or funds, and those proceeds are hereby appropriated and shall be used for the purposes for which the Series 2016 Bonds are being issued, all as set forth in the Letter of Instructions addressed to the Trustee and dated the date of issuance of the Series 2016 Bonds and executed by the City Manager and the Director of Finance.

**SECTION V. Application for Rating; Bond Insurance.** If, in the judgment of the City Manager and the Director of Finance, the filing of an application for (i) a rating on the Series 2016 Bonds by one or more nationally-recognized rating agencies, or (ii) a policy of insurance from a company or companies to better assure the payment of principal of and interest on the Series 2016 Bonds, is in the best interest of and financially advantageous to the City, the City Manager and the Director of Finance, or either of them, is authorized to prepare and submit those applications, to provide to each such agency or company such information as may be required for the purpose, and to provide further for the payment of the cost of obtaining each such rating or policy, except to the extent otherwise paid from proceeds of the Series 2016 Bonds to the extent available and otherwise from any other funds lawfully available and that are appropriated or shall be appropriated for that purpose. The City Manager and the Director of Finance are hereby authorized to, to the extent necessary or required, to enter into any agreements, in the name of and on behalf of the City, that the City Manager, Director of Finance and Director of Law deem necessary in connection with obtaining that bond insurance.

**SECTION VI. Arbitrage Provisions.** The City will restrict the use of the proceeds of the Series 2016 Bonds in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the Series 2016 Bonds are delivered to the Underwriter, so that they

**Emergency Ordinance No. \_\_\_\_\_ (cont'd)**

will not constitute arbitrage bonds under Section 148 of the Code. The Director of Finance or any other officer having responsibility with respect to the issuance of the Series 2016 Bonds, is authorized and directed to deliver a certificate for inclusion in the transcript of proceedings for the Series 2016 Bonds, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to said Section 148 and regulations thereunder. In its performance of these covenants, and other covenants of the City pertaining to federal income tax laws, the City may rely upon the written advice of nationally recognized bond counsel which is provided to the Trustee.

SECTION VII. Authorization of Fourth Supplement, Bond Purchase Agreement, Certificate of Award, Official Statement, Continuing Disclosure Agreement and All Other Documents to be Executed by the City. In order to better secure the payment of the principal of, premium, if any, and interest on the Series 2016 Bonds as the same shall become due and payable, the City Manager and the Director of Finance are authorized and directed to execute, acknowledge and deliver in the name and on behalf of the City, the Fourth Supplement in substantially the form submitted to the City, which is hereby approved, with such changes therein not inconsistent with this Ordinance and not substantially adverse to the City and approved by the officers and the Director of Law executing the same on behalf of the City. The City Manager and the Director of Finance are authorized and directed to execute, acknowledge and deliver in the name and on behalf of the City, the Certificate of Award and the Bond Purchase Agreement, in substantially the forms submitted to the City, which are hereby approved, with such changes therein not inconsistent with this Ordinance and not substantially adverse to the City and approved by the officers executing the same on behalf of the City. The approval of such changes to the Fourth Supplement, the Bond Purchase Agreement and/or the Certificate of Award by said officers, and that such changes are not substantially adverse to the City, shall be conclusively evidenced by the execution of the Fourth Supplement, the Bond Purchase Agreement and the Certificate of Award by such officers.

The City Manager and the Director of Finance are each authorized and directed, on behalf of the City and in their official capacities, to (i) prepare or cause to be prepared, and make or authorize modifications, completions or changes of or supplements to, a disclosure document in the form of an official statement relating to the original issuance of the Series 2016 Bonds, (ii) determine and to certify or otherwise represent, when the official statement is to be "deemed final" (except for permitted omissions) by the City as of its date or is a final official statement for purposes of paragraph (b) of the Rule, (iii) use and distribute, or authorize the use and distribution of those official statements and supplements thereto in connection with the original issuance of the Series 2016 Bonds, and (iv) complete and sign those official statements and any supplements thereto as so approved, together with such certificates, statements or other documents in connection with the finality, accuracy and completeness of those official statements and any supplements, as they may deem necessary or appropriate.

For the benefit of the holders and beneficial owners from time to time of the Series 2016 Bonds, the City agrees to provide or cause to be provided such financial information and operating data, audited financial statements and notices of the occurrence of certain events, in such manner as may be required for purposes of the Rule. The City Manager and the Director of Finance are authorized to complete, sign and deliver the Continuing Disclosure Agreement, in the name and on behalf of the City, in substantially the form as is now on file with the Clerk. The Continuing Disclosure Agreement is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the City and that are approved by the City Manager and Director of Finance on behalf of the City, all of which shall be conclusively evidenced by the signing of the Continuing Disclosure Agreement or amendments thereto.

The Director of Finance is further authorized and directed to establish procedures in order to ensure compliance by the City with its Continuing Disclosure Agreement, including timely provision of information and notices as described above. Prior to making any filing required under the Rule, the Director of Finance shall consult with and obtain legal advice from, as appropriate, the Law Director and bond counsel selected by the City. The Director of Finance, acting in the name and on behalf of the City, shall be entitled to rely upon any such legal advice in determining whether a filing should be made. The

**Emergency Ordinance No. \_\_\_\_\_ (cont'd)**

performance by the City of its Continuing Disclosure Agreement shall be subject to the annual appropriation of any funds that may be necessary to perform it.

The City Manager and the Director of Finance are each hereby separately authorized and directed to take any and all actions and to execute such financing statements, assignments, documents, certificates and other instruments and/or agreements that may be necessary or appropriate in the opinion of Locke Lord, as Bond Counsel, in order to effect the issuance of the Series 2016 Bonds and the intent of this Ordinance. The Clerk, or other appropriate officer of the City, shall certify a true transcript of all proceedings had with respect to the issuance of the Series 2016 Bonds, along with such information from the records of the City as is necessary to determine the regularity and validity of the issuance of the Series 2016 Bonds.

**SECTION VIII. No Personal Liability.** No recourse under or upon any obligation, covenant, acceptance or agreement contained in this Ordinance, or in any Series 2016 Bond, or in the Trust Agreement or the Bond Purchase Agreement, or under any judgment obtained against the City or by the enforcement of any assessment or by any legal or equitable proceeding by virtue of any constitution or statute or otherwise, or under any circumstances, shall be had against any officer as such, past, present, or future, of the City, either directly or through the City, or otherwise, for the payment for or to the City or any receiver thereof, or for or to any holder of any Series 2016 Bond, or otherwise, of any sum that may be due and unpaid by the City upon any of the Series 2016 Bonds. Any and all personal liability of every nature, whether at common law or in equity, or by statute or by constitution or otherwise, of any such officer, as such, to respond by reason of any act or omission on his or her part, or otherwise, for, directly or indirectly, the payment for or to the City or any receiver thereof, or for or to the owner or any holder of any Series 2016 Bond, or otherwise, of any sum that may remain due and unpaid upon any Series 2016 Bond, shall be deemed to be expressly waived and released as a condition of and consideration for the execution and delivery of the Trust Agreement, including the Fourth Supplement, and the Bond Purchase Agreement and the issuance of the Series 2016 Bonds.

**SECTION IX. No Debt or Tax Pledge.** Anything in this Ordinance, the Trust Agreement, the Series 2016 Bonds or any other agreement or instrument to the contrary notwithstanding, neither this Ordinance, the Series 2016 Bonds, the Trust Agreement nor the Bond Purchase Agreement shall represent or constitute a debt or pledge of the faith and credit of the taxing power of the City, and each Series 2016 Bond shall contain on the face thereof a statement to that effect. Nothing herein shall be deemed to prohibit the City, of its own volition, from using, to the extent it may be lawfully authorized to do so, any other resources or revenues for the fulfillment of any of the terms, conditions or obligations of the Trust Agreement, this Ordinance or the Series 2016 Bonds.

**SECTION X. Call for Redemption; Escrow Trustee; Escrow Agreement; Escrow Fund.** To provide for the payment of the principal of and interest on the Refunded Series 2005 Bonds, the City Manager and the Director of Finance are hereby authorized to designate in the Certificate of Award a bank or trust company authorized to do business in the State of Ohio to act as Escrow Trustee. The City Manager and the Director of Finance shall sign and deliver, in the name of the City, the Escrow Agreement between the City and the Escrow Trustee, in substantially the form as is now on file with the Clerk. The Escrow Fund provided for in the Escrow Agreement is hereby created. The Escrow Agreement is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the City and that are approved by the City Manager and the Director of Finance, on behalf of the City, all of which shall be conclusively evidenced by the signing of the Escrow Agreement or amendments thereto. The City Manager and the Director of Finance shall provide for the payment of the services rendered and for reimbursement of expenses incurred pursuant to the Escrow Agreement, except to the extent paid from the proceeds of the Series 2016 Bonds to the extent available and then from other money lawfully available and appropriated or to be appropriated for that purpose.

Acting pursuant to the 2005 Bond Ordinance which authorized the Series 2005 Bonds, the Refunded Series 2005 Bonds are hereby called for redemption on the earliest practicable date as set forth

**Emergency Ordinance No. \_\_\_\_\_ (cont'd)**

in the Certificate of Award (the “*Series 2005 Bonds Redemption Date*”), at the required redemption price of the principal amount thereof, and the Director of Finance is hereby authorized and directed to cause those Series 2005 Refunded Bonds to be called for redemption on the Series 2005 Bonds Redemption Date and arrange for the notice of redemption to be given in accordance with the applicable provisions of the 2005 Bond Ordinance.

In order to provide for the payment of (a) interest on the Refunded Series 2005 Bonds following the delivery of the Series 2016 Bonds and through the Series 2005 Bonds Redemption Date, (b) the principal (if any) of the Refunded Series 2005 Bonds maturing on or prior to the Series 2005 Bonds Redemption Date, and (c) the principal of the Refunded Series 2016 Bonds to be called for redemption on the Series 2005 Bonds Redemption Date, the City covenants and agrees with the Escrow Trustee and with the owners of the Refunded Series 2005 Bonds that the City will take, and will cause the Escrow Trustee to take, all steps required by the terms of the Escrow Agreement to carry out such payments. The City covenants and agrees to take, or cause to be taken, all steps required by this Ordinance, the Escrow Agreement, Section 7.04 of the Master Trust Agreement and Section 10.18 of the First Supplement to carry out such payments so that the Refunded Series 2005 Bonds are not deemed to be outstanding. The City shall provide for the provision of the Verification required by the First Supplement and for the payment of any fee associated with the provision of the Verification from the proceeds of the Series 2016 Bonds to the extent available and otherwise from other lawfully available funds of the City, which funds are hereby appropriated for the purpose from the Wastewater Fund.

SECTION XI. Satisfaction of Conditions for Bond Issuance. This Council determines that all acts and conditions necessary to be performed by the City or to have been met precedent to and in issuing of the Series 2016 Bonds in order to make them legal, valid and binding special obligations of the City have been performed and have been met, in regular and due form as required by law; and that the Series 2016 Bonds are being authorized and issued pursuant to this Ordinance, the Certificate of Award, the Trust Agreement and other authorizing provisions of law.

SECTION XII. Severability. If any section, paragraph or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION XIII. Sunshine Law. The Council of the City of Hamilton, Ohio hereby finds and determines that all formal actions relative to the adoption of this Ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of its committees, if any, which resulted in formal action, were in meetings open to the public, in full compliance with the law, including Section 121.22, Ohio Revised Code, except as otherwise permitted thereby.

SECTION XIV. Emergency. This Ordinance is hereby declared to be an emergency measure for the reasons set forth in the final preamble hereto and shall be in full force and effect from and after its adoption.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
Mayor

Effective Date: \_\_\_\_\_

ATTEST: \_\_\_\_\_

City Clerk

Emergency Ordinance No. \_\_\_\_\_ (cont'd)

**CERTIFICATE**

I, Nick Garuckas, City Clerk of the City of Hamilton, Butler County, Ohio, hereby certify that the foregoing Emergency Ordinance No. \_\_\_\_\_ was duly published as provided by Section 113.01 of the Codified Ordinances of the City of Hamilton, Ohio, by posting ten days after passage, a copy thereof in each fire station within the City for a period of ten days. POSTED: \_\_\_\_\_.

\_\_\_\_\_  
**Nick Garuckas, City Clerk  
CITY OF HAMILTON, OHIO**

**CERTIFICATE**

I, Nick Garuckas, City Clerk of the City of Hamilton, Ohio do hereby certify that the foregoing to be a true and exact reproduction of Emergency Ordinance No. \_\_\_\_\_ adopted by the Council of the City of Hamilton, Ohio, at its Regular Meeting on the \_\_\_\_\_.

\_\_\_\_\_  
**Nick Garuckas, City Clerk  
CITY OF HAMILTON, OHIO**

**RECEIPT**

Received this \_\_\_\_ day of \_\_\_\_\_, 2016, a certified copy of the foregoing Emergency Ordinance No. EOR2016-\_\_\_\_ - \_\_\_\_ of the City of Hamilton, Ohio.

\_\_\_\_\_  
Roger Reynolds  
County Auditor

By: \_\_\_\_\_  
Deputy County Auditor

**Emergency Ordinance No. \_\_\_\_\_ (cont'd)**

## City Council Meeting Staff Report

**Report To:** The Honorable Mayor Patrick Moeller & Members of the City Council

**Report From:** Craig R. Bucheit Chief of Police

**Agenda Item:** Report regarding authorizing submission of the 2016 Justice Assistance Grant (JAG) for a Police Cruiser

<b>Approvals/Reviews</b> <i>To be checked by the Office of the City Manager once approvals received from Departments. All other boxes to be checked by the Report author</i>	<input checked="" type="checkbox"/> Department Head <input checked="" type="checkbox"/> Finance Department <input checked="" type="checkbox"/> Director of Law <input checked="" type="checkbox"/> Office of the City Manager	<b>Related Strategic Goal(s)</b> <input type="checkbox"/> <b>R</b> Realize new investments <input type="checkbox"/> <b>A</b> Add new jobs <input type="checkbox"/> <b>I</b> Increase property values <input type="checkbox"/> <b>D</b> Decrease vacant structures <input type="checkbox"/> <b>G</b> Generate recreational investments <input type="checkbox"/> <b>E</b> Engage citizens in activities <input checked="" type="checkbox"/> <b>O</b> General operations
<b>Ordinance or Resolution</b> <i>Resolution</i>	1 <sup>st</sup> Reading Date: 6-22-16 2 <sup>nd</sup> Reading Date: Public Hearing Date: 6-22-16	
<b>Prior Action/Review</b> <i>Please note if this item was discussed on a prior Council or other agenda</i>	<b>City Council</b>	
<b>Contract</b>	<input type="checkbox"/> Contract Required	<input type="checkbox"/> Additional Document(s) Attached
<b>Fiscal Impact</b>	Budgeted: 2017 Revenue: \$ 29,334 Source Funds: Justice Assistance Grant Fund (225)	<i>Please see further, more detailed information regarding the fiscal impact in the summary section of this report</i>

### Policy Issue

Does City Council wish to adopt legislation to adopt a resolution ratifying the application for funding from the Department of Justice for the 2016 Justice Assistance Grant (JAG) in the amount of \$29,334 for one new marked cruiser with equipment?

### Policy Alternative(s)

Council may choose to not to adopt such legislation, however, if the legislation is not adopted, the City will not receive the funds for the new police cruiser. Council may choose not to adopt such legislation to apply for the 2016 JAG Grant, however if Council does not adopt the legislation, the City of Hamilton will not receive the funds for the new police cruiser.

### Staff Recommendation

Staff recommends that Council receive this report and adopt the necessary legislation to adopt a resolution ratifying the application for the Department of Justice 2016 Justice Assistance Grant (JAG) in the amount of \$29,334 for a new police cruiser.



## **Statutory/Policy Authority**

- Section 3.09, Legislative Procedure, of the Charter of the City of Hamilton.

## **Fiscal Impact Summary**

The amount of \$29,334 from the FY 2016 Justice Assistance Grant (JAG) will be appropriated in the City's 2017 Adopted Budget (225.140.700.392). There are no matching funds required. The corresponding revenue code will be budgeted in the City's 2017 Adopted Budget (225.003.431.430) as the funds will be received in 2017 if awarded.

## **Background Information**

The FY 2016 Justice Assistance Grant (JAG) must be used for law enforcement purposes. City Administration, upon the recommendation of the Division of Police, recommends that these funds be used to purchase one marked cruiser with equipment.

In order to proceed with this project, it is necessary that Council hold a public hearing on June 22, 2016, regarding the proposed funding expenditure and, after the public hearing adopt a resolution allowing the Police Department to commence with the application process.

## **Attached Information**

N/A

## **Copies Provided to:**

N/A



RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION AUTHORIZING THE POLICE DEPARTMENT TO APPLY FOR FUNDING FOR FISCAL YEAR 2016 JUSTICE ASSISTANCE GRANT (JAG) TO BE USED FOR LAW ENFORCEMENT PURPOSES, AND ACCEPTING SAID GRANT FUNDS.**

WHEREAS, the City of Hamilton, Ohio's Division of Police has been allocated \$29,334 from the Fiscal Year 2016 Justice Assistance Grant (JAG); and

WHEREAS, such funds must be used for law enforcement purposes and it is intended that the funds will be used to purchase a new marked police cruiser with related equipment; and

WHEREAS, Council desires the police department to apply for funding from the Fiscal Year 2016 Justice Assistance Grant (JAG); and

WHEREAS, Council finds a public purpose to be served by this action by enhancing the ability of the City's Division of Police to protect the safety and welfare of the City's citizens;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hamilton, Ohio:

SECTION I: That the City Council authorizes the Hamilton Police Department to file an application for Fiscal Year 2016 Justice Assistance Grant (JAG) funds, for the purchase of a new marked police cruiser with related equipment.

SECTION II: That this Council, on behalf of the City of Hamilton, hereby accepts the City's allocation of said grant funds in the amount of Twenty Nine Thousand Three Hundred and Thirty Four Dollars (\$29,334.00).

SECTION III: That the City Manager be and is hereby authorized and directed to execute any and all documents necessary to receive said 2016 JAG funds.

SECTION IV: This resolution shall take effect and be in full force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_

Mayor

Effective Date: \_\_\_\_\_

ATTEST: \_\_\_\_\_

City Clerk

**CERTIFICATE**

I, Nick Garuckas, City Clerk of the City of Hamilton, Butler County, Ohio, hereby certify that the foregoing Resolution No. \_\_\_\_\_ was duly published as provided by Section 113.01 of the Codified Ordinances of the City of Hamilton, Ohio, by posting ten days after passage, a copy thereof in each fire station within the City for a period of ten days. POSTED: \_\_\_\_\_

\_\_\_\_\_  
**Nick Garuckas, City Clerk  
CITY OF HAMILTON, OHIO**

## City Council Meeting Staff Report

**Report To:** The Honorable Mayor Patrick Moeller & Members of the City Council

**Report From:** Richard A. Engle, P.E., Director of Public Works/City Engineer

**Agenda Item:** Resolution Authorizing Loan Application to Ohio Water Development Authority (OWDA) for South Hamilton Crossing Project

<p><b>Approvals/Reviews</b> <i>To be checked by the Office of the City Manager once approvals received from Departments. All other boxes to be checked by the Report author</i></p>	<input checked="" type="checkbox"/> Department Head <input checked="" type="checkbox"/> Finance Department <input checked="" type="checkbox"/> Director of Law <input checked="" type="checkbox"/> Office of the City Manager	<p><b>Related Strategic Goal(s)</b></p> <input checked="" type="checkbox"/> <b>R</b> Realize new investments <input checked="" type="checkbox"/> <b>A</b> Add new jobs <input checked="" type="checkbox"/> <b>I</b> Increase property values <input checked="" type="checkbox"/> <b>D</b> Decrease vacant structures <input checked="" type="checkbox"/> <b>G</b> Generate recreational investments <input checked="" type="checkbox"/> <b>E</b> Engage citizens in activities <input checked="" type="checkbox"/> <b>O</b> General operations
<p><b>Ordinance or Resolution</b> <i>Resolution</i></p>	<p>1<sup>st</sup> Reading Date: 6-22-16            2<sup>nd</sup> Reading Date:            Public Hearing Date:</p>	
<p><b>Prior Action/Review</b> <i>Please note if this item was discussed on a prior Council or other agenda</i></p>	<p><b>City Council (or other):</b></p>	
<p><b>Contract</b></p>	<input type="checkbox"/> Contract Required	<input type="checkbox"/> Additional Document(s) Attached
<p><b>Fiscal Impact</b></p>	<p>Budgeted: \$3,800,000            Expenditure: \$3,800,000            Source Funds: OWDA</p>	<p><i>Please see further, more detailed information regarding the fiscal impact in the summary section of this report</i></p>

**Policy Issue**

Does the City Council wish to approve a Resolution which authorizes and directs the City Manager to file a loan application with the Ohio Water Development Authority (OWDA) relative to the stormwater drainage improvement portion of the South Hamilton Crossing project?

**Policy Alternative(s)**

Council may choose not to adopt such legislation.

**Staff Recommendation**

It is the recommendation of this office Council receive this report and adopt a resolution authorizing and directing the City Manager to file a loan application in the amount of \$3,800,000 with the Ohio Water Development Authority (OWDA) for the South Hamilton Crossing project and to accept the loan if offered.

**Statutory/Policy Authority**

- Section 3.09, Legislative Procedure, of the Charter of the City of Hamilton.



**Fiscal Impact Summary**

The City is responsible for installation of stormwater system. The loan can be utilized for public stormwater infrastructure. At this time, the term of the loan is 30 years with a market rate interest. (Presently about 3%)

**Background Information**

Borrowing funds from OWDA at a low interest rate over a term of 30 years will maintain a positive cash balance in Fund 279 Stormwater for use in other necessary capital projects. Presently, there are no debt payments being made from Fund 279.

**Attached Information**

N/A

**Copies Provided to:**

N/A



RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION AUTHORIZING AND DIRECTING THE FILING OF A LOAN APPLICATION WITH THE OHIO WATER DEVELOPMENT AUTHORITY (OWDA) RELATIVE TO FUNDING FOR THE STORMWATER DRAINAGE IMPROVEMENT PORTION OF THE SOUTH HAMILTON CROSSING PROJECT**

WHEREAS, the City of Hamilton, Ohio intends to submit a loan application in the amount of \$3,800,000 from the Ohio Water Development Authority (OWDA) for funding of the stormwater drainage improvement component of the South Hamilton Crossing Project; and

WHEREAS, Council wishes to authorize and direct the filing of a loan application with OWDA for the South Hamilton Crossing Project;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hamilton, Ohio:

SECTION I. That the City Manager is hereby authorized and directed to submit an application for filing with the Ohio Water Development Authority (OWDA) for a loan in the amount of Three Million Eight Hundred Thousand Dollars (\$3,800,000.00) to fund the stormwater drainage improvement portion of the South Hamilton Crossing Project.

SECTION II. That the City Manager is hereby authorized and directed to provide and execute any additional documents which may be required by OWDA to secure the aforesaid loan.

SECTION III. That, if said loan is approved and issued by OWDA, the City Manager is hereby authorized and directed to accept the same and comply with the conditions of the loan and the funding for the aforesaid project.

SECTION IV. This resolution shall take effect and be in full force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_

Mayor

Effective Date: \_\_\_\_\_

ATTEST: \_\_\_\_\_

City Clerk

**CERTIFICATE**

I, Nick Garuckas, City Clerk of the City of Hamilton, Butler County, Ohio, hereby certify that the foregoing Resolution No. \_\_\_\_\_ was duly published as provided by Section 113.01 of the Codified Ordinances of the City of Hamilton, Ohio, by posting ten days after passage, a copy thereof in each fire station within the City for a period of ten days. POSTED: \_\_\_\_\_.

\_\_\_\_\_  
**Nick Garuckas, City Clerk  
CITY OF HAMILTON, OHIO**