

City of Springdale Council

June 5

2013

President of Council Marjorie Harlow called Council to order on June 5, 2013, at 7:00 p.m.

The governmental body and those in attendance recited the pledge of allegiance.

Mrs. McNear took roll call. Present were Council members Diehl, Emerson, Hawkins, Knox, Squires, Vanover and Harlow.

The minutes of May 15, 2013 were approved with seven affirmative votes.

Mr. Vanover said tonight is the eve of the sixty-ninth anniversary of D-Day. He read FDR's prayer that FDR read on June 6, 1944.

COMMUNICATIONS - none

COMMUNICATIONS FROM THE AUDIENCE

Julie Matheny, Springdale Chamber of Commerce, said at the last meeting I gave you a little update on the market. We do have a food vendor. It is Custard's Last Stand. He will be selling hamburgers, hot dogs, brats, metts, popcorn, pop and water. Jeff Tulloch has informed me that he has become involved with the Save the Animals Foundation so they will also have a presence at the market this year. It's my understanding that it's not the type of adoption that if somebody comes, they can walk away with a dog. They are becoming very cautious about who they are letting adopt animals these days. There will be tables and chairs.

INTRODUCTION OF ASSISTANT FIRE CHIEF

Mr. Parham stated we continue the practice of recognizing the employees of the organization. When we hire new employees, we bring them to the Council meetings so they can meet the elected officials, the elected officials get the chance to meet the new employee, and the general public gets an opportunity to know that employee. Tonight it's more special as we have an employee who has been with the organization and has taken the opportunity to move up in the ranks. I'm going to ask Chief Mike Hoffman to come forward and handle the duties of introducing his new Assistant Fire Chief.

Chief Mike Hoffman said as you know, there has been a vacancy in the Assistant Fire Chief position. We went through an extensive promotional process internally which included the assessment center we talked about a month or so ago as well as the interview process. The gentleman to my left came to us in a firefighter capacity in 1999. He was promoted to the Fire Captain's rank in 2010 and he has done an exemplary job in both ranks. I'd like to introduce to you the new Assistant Fire Chief, Anthony Stanley.

Anthony Stanley said thank you Chief. It has been a long journey to get here. I started here in 1999 not having any knowledge of the Fire service. I was lucky enough to be given that opportunity by the City Administration and ex-Fire Chief, retired Dan Shroyer. There were guys such as Lenny French, Kurt Kercheval and others that took an interest in me and helped me learn what it meant to be a professional firefighter. With years of hard work, I was fortunate to get a lot of help along the way. As Chief Hoffman mentioned, I was promoted to Fire Captain in 2010 with the aid of a lot of people. By no means was it a one-man show because, I had a lot of help along the way. There were a lot of people who took an interest in me from neighboring Fire Chiefs to firefighters to line officers from other departments such as Sherman Smith. He's been a Lieutenant as well as a Captain with the City of Cincinnati Fire Department for twenty years. He has worked with our department for two different stints, totaling about fifteen years. He was on my shift the whole time. Once I approached the Captain's spot, Mr. Smith helped me a lot. Even after becoming a Captain, he spent a lot of time with me, helping me to understand what it meant to be a fire officer. I am very thankful for that, very thankful for the opportunity Chief Shroyer gave me to be a Captain, also Mr. Parham, Mr. Thamann, and Mayor Webster. I'm looking forward to serving the City in this capacity. I couldn't have gotten here without the guys that were assigned to my shift, making me look good. I'm looking forward to moving the department forward, working with Chief Hoffman, Captain Richey, Captain Bretz, and whoever the new Captain will be that replaces me and all the firefighters who are here with us and those who couldn't make it tonight.

Mr. Parham said for many years the Administration took the position of not always looking to hire only individuals with existing certification. There are often persons who are firefighters, who have their certification but were determined to not be our best option. We decided we wanted to find good people instead of those with their certifications. I believe if you find good people, we can then turn them over to the experts here (referring to Firefighters), they help mold and teach them what it means to be a firefighter, particularly what it means to be a firefighter with the City of Springdale. I have sat through many interviews with Dan Shroyer and some of our previous Police and Fire Chiefs, as we sat across from people who had their certification. Not to say they weren't good people but I don't think they were right for our organization. Chief Stanley, as he indicated, was working in construction at the time. He had no experience in the Fire service, but he was a good person. Now he has taken the steps with the assistance of folks in the department and others who supported him, and has risen to the rank of Assistant Fire Chief. We think that we have a lot more quality individuals throughout the organization. I want to thank Council for the support you offer the men and women of the Springdale Fire Department and I want to thank them for their support in helping to mold Chief Stanley. I see former Chief Dan Shroyer is here and want to mention that we appreciate his efforts as well. I know Assistant Fire Chief Anthony Stanley will do a marvelous job.

ORDINANCES AND RESOLUTIONS

Public Hearing

ORDINANCE NO. 16-2013

AN ORDINANCE AMENDING SECTION 153.480 OF THE SPRINGDALE ZONING CODE (REGULATING THE SIZE OF RECREATIONAL VEHICLES)

Mrs. Harlow opened the public hearing. There was no public discussion. The public hearing was closed.

Mr. Vanover made a motion to adopt and Mr. Knox seconded.

Mr. Hawkins said thank you to Planning Commission for a lot of time, work and effort with regard to this matter. I do have some reservations to us not having any kind of size requirements beyond just the setback. I understand the rationale for that was that you don't have to continually evaluate this over the years as the industry changes but that does give me some concern as it gives folks a blank check in terms of the size vehicle they park in the side and back yards.

Mr. Knox said I too would like to congratulate the members of Planning Commission because it wasn't an easy ordinance to write. The second and third time I read it I was even more impressed with what it said and how it went about it. It's probably not perfect but we can amend it later if necessary.

Ordinance 16-2013 passed with six affirmative votes. Mr. Hawkins voted no.

ORDINANCE NO. 17-2013

ORDINANCE APPROVING, SOLELY FOR THE PURPOSE OF SECTION 147(f) OF THE INTERNAL REVENUE CODE OF 1986, THE ISSUANCE OF ECONOMIC DEVELOPMENT FACILITIES REFUNDING AND IMPROVEMENT REVENUE BONDS, SERIES 2013 (MAPLE KNOLL COMMUNITIES, INC.), BY THE BUTLER COUNTY PORT AUTHORITY; AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT IN CONNECTION WITH THAT APPROVAL; AND AUTHORIZING OTHER DOCUMENTS IN CONNECTION WITH THE ISSUANCE OF THE BONDS, AND DECLARING AN EMERGENCY

Mr. Vanover made a motion to read Ordinance 17-2013 by title only. Mrs. Emerson seconded. The motion passed with seven affirmative votes.

Mr. Knox made a motion to adopt and Mr. Vanover seconded.

Mr. Parham said as was stated in the Pending Legislation Report, Ordinance 4-

2013 was passed by Council at one of the February meetings earlier this year. The ordinance was to assist Maple Knoll Village in their process to refinance/refund some of their existing debt. The reason the City of Springdale is involved is because some of the improvements surrounding that debt are located in Springdale. At the time of Ordinance 4-2013 Butler County, where Maple Knoll Village facilities also reside, was going to issue the debt for Maple Knoll. Since the passage of Ordinance 4-2013, we were approached by Maple Knoll because they now have a different party to issue the debt. The Butler County Port Authority will now issue the debt instead of Butler County. This evening Mr. Ken Huff with Maple Knoll Village and Mr. Robert Mecklenburg (their bond counsel) with Peck Shaffer are here to answer any questions you might have. I think I might have pointed out in the legislation the comparisons of Ordinance 4-2013 to tonight's ordinance. There has been an increase in the amount to be issued from \$70 million to \$75 million. That doesn't affect the City. In addition, I think there are different citations in the Ohio Revised Code (ORC) that pertain to the Port Authority versus the County issuing the debt. Those references have been included here. Relative to the City our full, faith, and credit is not a part of this process. At the same time, there is an indemnity agreement that Maple Knoll and the City will enter into where Maple Knoll will protect our interests in this process. I offer the opportunity if you want to hear from Mr. Huff and Mr. Mecklenburg.

Mr. Mecklenburg stated Mr. Parham gave a very great overview of what we're doing. We're here again this evening because Butler County who was the prior issuer when we were here back in February was unable to issue the bonds because of some bank restrictions which turned out not to be a big deal. In the interim we decided to go with Butler County Port Authority. If the County processed it we would enter into something called Public Hospitals Agencies Agreement under Chapter 140 of the ORC. Now that we have a new issuer which is under Chapter 45.82, the Port Authority, we now have an inter-government agreement. This acts and does the same thing. It's just called something different. The indemnity agreement states in no way, shape or form is the City or anyone here on the hook for these bonds.

Ordinance 17-2013 passed with seven affirmative votes.

ORDINANCE NO. 18-2013

DECLARING A 2001 WHEELED COACH F350 AMBULANCE AS SURPLUS PROPERTY AND AUTHORIZING THE CITY ADMINISTRATOR TO DISPOSE OF SAID SURPLUS PROPERTY THROUGH AN ONLINE MARKET SYSTEM AND DECLARING AN EMERGENCY

Mr. Vanover made a motion to adopt and Mr. Squires seconded.

Mr. Parham said in 2012 the City purchased a new F350 ambulance and in 2013 we purchased a second ambulance. Once we received the 2012 model, we were able to dispose of a 1996 Braun ambulance by selling it on E-Bay. We received an initial bid of \$3,150. Unfortunately, that individual chose not to execute the deal. We then approached the second person and were able to sell it for \$2,500. The Fire Chief believes we can get more money for the next ambulance on E-Bay. If we don't feel comfortable with the amount we're able to receive on E-Bay, we would look at selling the vehicle at a public auction.

Ordinance 18-2013 passed with seven affirmative votes.

OLD BUSINESS

Mr. Parham reported on May 30th the City opened bids for the 2013 Summer Street Program. We received three bids: R. A. Miller, Prus Construction, and Adleta, Inc. If you recall, Adleta, Inc. has over the last couple of years been pretty aggressive and successful in securing a number of contracts with the City, namely the 2012 Street Program, the Merchant Street project and Century Circle improvements. I think everyone would agree that they have performed very well. Once again, as part of the 2013 Street Program, Adleta turned out being the low bidder. The base bid consists of full curb replacements, catch basin repairs, and handicap ramp improvements at certain intersections. We reported at the last meeting that we would include in the base bid, the intermediate improvements for Ashmore and Woodville Courts. In an effort to make sure we can take advantage of the dollars budgeted for our 2013 program, we included four

alternates (paving on three separate streets and an improvement on Northland Boulevard to address one of the issues of rutting on the road. The base bid for Adleta came in at \$785,700. The total for the four (4) alternates was \$174,358 for a total bid of roughly \$960,000. I applaud the City Engineer as well as the Public Works staff for the hard work and effort they put into this. When I look at the bids by Adleta and the budget numbers we shared with you earlier this year, they were definitely not far off. Adleta's base bid came in about \$9,000 higher than what the staff put together. The bids for Ashmore and Woodville came in about \$13,000 and \$20,000 less than what we had anticipated. The three paving areas of Harcourt, Cantrell and Chardon had additional savings of roughly \$27,000 after we add the Northland Boulevard project. Our recommendation to you this evening is that we take advantage of not only the base bid, but all four of the alternates, as well. If you think back to the budget, we identified \$700,000 for the 2013 Street Program. Of that amount \$29,900 was set aside for the design and engineering of the program. When we began to look at all the available funding in the 2013 budget, the Capital Improvement Fund (090) reflects \$300,000 for the Street Program. The Street Maintenance Fund (061) has another \$400,000 for the program. To perform intermediate improvements on Ashmore and Woodvale, we budgeted \$76,733 for Ashmore and \$77,848 for Woodvale. In addition to the construction dollars, we also budgeted \$14,000 each for design engineering on these two streets. If I total the amount of the funding I just identified that puts us at \$882,000. The design engineering for Ashmore and Woodvale actually came in about \$3,100. We budgeted \$28,000 and spent \$3,100 thanks to Mr. Shvezda and their staff. I've also attempted to identify other sources. One of the challenges for us over the years has been expending the dollars in the 061 Fund. The revenue we receive for this Fund is generated from the gasoline tax and license plates. Those dollars can only be spent on road improvements. Many years ago when we had more employees in the Public Works Department, we were able to consume those funds with salaries and wages. With fewer employees these days it has become extremely challenging. At the same time, back then the staff performed a lot of these tasks in-house. It is our hope to actually begin performing those types of improvements in the future. When I look at the 2013 beginning year balance for Fund 061, we had a balance of \$552,000. We anticipated receiving another \$498,000 in revenue in 2013. To date we have received \$209,000. We projected \$963,000 in expenditures. To date we've only spent \$67,000 of that. We know \$400,000 is tied up in this program. There is another \$127,000 we put into the 061 Fund to purchase a dump truck. These dollars can be used to make road improvements or on equipment that would be used on the roadway. If we were to place an order for a dump truck today, we more than likely would not receive that truck in 2013. We would not receive it until 2014 nor would we make a payment until 2014. So \$127,000 would still be sitting in that account. Each year, we budget \$100,000 for the General Improvements line item in 090 (Capital Improvements Fund). This year, we were able to make the improvements to the culverts on SR 4 and pay for them from this line item. To date, we have spent over \$49,000 on the culvert repairs leaving us a balance of roughly \$50,000. If I were to take the funding amount equivalent to the base bid of \$882,000, the \$50,000 for the balance of General Improvements, and the \$127,000 for the dump truck that we are not going to purchase this year, that would give us just over \$1 million. In discussions during previous meetings this year, we discussed how much we spend on the Street Program this year versus what we spent in previous years. We mentioned how in previous years, we would spend over \$1 million on the program.

There has been some concern that we are going right back into the Oxford Hills Subdivision for the second straight year of the program and not making improvements in other City neighborhoods. With these improvements, we are hoping to finish off the Oxford Hills roadwork so we do not have to go back except for the two main streets (Cedarhill and Yorkhaven). For the most part, this should complete us in Oxford Hills and then we can begin to move to other parts of the community. At the same time, we recognize there is a problem on Northland Boulevard that needs to be addressed. Our recommendation includes taking advantage of the good base bid numbers, extend the sidewalk on Cameron Road, pave the three additional streets, and make the improvement on Northland Boulevard. If Council is in concurrence, we would like to have legislation at the June 19 meeting.

Mrs. McNear asked was that \$3,100 or \$31,000 for engineering?

Mr. Parham replied \$3,100.

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NEW BUSINESS

Mrs. McNear said there is a liquor license request for a transfer from LLSG Restaurant at 380 Glensprings to DJiang Inc. It is a D5-l.

There were no objections.

MEETINGS AND ANNOUNCEMENTS

Planning Commission	-	Jun 11
Board of Zoning Appeals	-	Jun 18

COMMUNICATIONS FROM THE AUDIENCE	-	none
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UPDATE ON LEGISLATION STILL IN DEVELOPMENT

2013 Street Program	-	Jun 19
Adopting Tax Budget	-	Jun 19
Mutual Aid Police Protection	-	TBD

Dr. Judith Feinberg will have a presentation June 19.

RECAP OF LEGISLATIVE ITEMS REQUESTED	-	none
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Council adjourned at 7:42 p.m.

Respectfully submitted,

Kathy McNear
Clerk of Council/Finance Director

Minutes Approved:

Marjorie Harlow, President of Council

_____, 2013