

City of Springdale Council

February 17, 2016

President of Council Vanover called Council to order on February 17th, 2016, at 7:00 p.m.

The governmental body and those in attendance recited the Pledge of Allegiance.

Mrs. McNear provided the Invocation.

Mrs. McNear took roll call. Council Members Diehl, Emerson, Ghantous, Harlow, Hawkins, Shroyer, and Vanover were present.

The minutes of the February 3rd, 2016 City Council meeting were considered. Mr. Hawkins made a motion to adopt; Mrs. Harlow seconded. Minutes were adopted as published with seven affirmative votes.

Committee and Official Reports

Civil Service Commission

Mr. Higgins: The Springdale Civil Service Commission met on February 4th, 2016 with all members present and Mr. Thamann. The first order of business was the approval of the minutes of the December 3rd, 2015 meeting. There was no meeting in January. It was reported that there were 166 applications received for the position of Violation Bureau Clerk. Of the applicants, 94 sat for the written exam on January 23rd, with 76 passing.

The Patrol Officer's written exam was discussed, being held that Saturday, February 6th, 2016 at 9:00 a.m. There were 169 applications submitted for the position with myself and Mrs. Nienaber in attendance for the test. I believe we sat 114 for that test. In Unfinished Business, there was correspondence from Mr. Thamann to the Commission advising of the probationary appointment of Ms. Kayla Justice to the position of Patrol Officer. Ms. Justice will be attending the Ohio State Patrol Police Academy beginning in early February.

There was a discussion on the minimum qualifications for an original appointment for full-time Firefighter/Paramedic. The Commission may request to modify qualifications for the Firefighter/Paramedic in the Civil Service Rules as the Administration is currently in contract negotiations with the Fire Union so no action is going to be taken at this time.

It was also noted that Glancy & Associates, who provides the testing for our Civil Service tests, has closed their business, so currently, the Civil Service Commission is looking, through the Administration, at other possible avenues of the test. It was discussed, the possibility of looking at the State of Ohio for some examples of Civil Service tests, looking at our neighboring communities with what they are doing, or possibly even developing an in-house test. Mr. Coleman did inform the Commission and the members that, years ago, there was a discussion on developing an in-house test to be developed and administered by the Commission but the legal fees to defend the challenge on any validity of the test or the test process itself could be much greater than contracting an outside agent and it posed the question as to whether or not a test created and held by the City Civil Service Commission would constitute Public Record and there be a release so consensus seems to be to find another outside testing agency.

Mr. Thamann did provide an update to the Commission on the resources utilized to provide increased awareness on the recruitment for, specifically, the Police Officer test and provided a list that was very thorough and extensive with all different types of media from written in print, Spanish journals, reaching out to the Chapter of the NAACP, all of the different colleges and universities and several of the law enforcement organizations and agencies around as well as a number of the technical colleges, so pretty thorough coverage of who we're inviting to these exams.

Then, the final order of business, because this was the first meeting in the calendar year, the Commission did discuss the roles for the next coming year with everybody opting to remain in their current positions so I will remain the Chair for another year. With that, the next Civil Service Commission meeting is set for March 3rd, 2016. If there are no questions, that concludes my report. Thank you.

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Mrs. Emerson (continued): In the Nurse's Report, she reported on the Zika virus – CDC expects limited outbreaks of this mosquito-borne virus in the United States. It has become a National Notifiable Condition as of 2016 since it has been linked to severe birth defects and the Guillian-Barre Syndrome. Ohio has only had two cases, both from returning travelers from Haiti. One was in Cleveland and one was in Stark County. The two cases are not linked. There is no vaccine available for this virus so it is important to note if travelling abroad to take precautions to prevent mosquito bites. The Shigella virus, is a fecal-oral disease causing diarrhea, fever, and vomiting. All cases are to be reported to the Health Department. There has been no increased cases in southwest Ohio and Springdale has only had a few cases. The Influenza activity and severity of illness is increasing throughout the United States. It has been detected in young- and middle-aged adults, resulting in Intensive Care Unit admissions and some fatalities. The Children's Health Fair will be held at the Springdale Community Center on Friday, May 13th, 2016 for the third-grade students in the Princeton School District. That concludes my report unless there are any questions.

Capital Improvements

Mrs. Emerson - no report

O-K-I

Mrs. Harlow: OKI met on February 11th, 2016. We had our normal Administrative items such as Finance Officer's Report and Executive Director's Report. We also had a presentation by Mr. Thomas Nelson Jr. He's a Division Manager for the Federal Highway Administration out of the Kentucky Division. He presented highlights of the Fixing America's Surface Transportation Act, or as they're calling it, FAST ACT. I touched on this in my last OKI report, the FAST ACT is a transportation funding bill signed into law on December 4th 2015 by President Obama. It is the first law enacted in over ten years that provides long-term certainty for surface transportation. This is a \$305B bill. The money is being set aside in the FAST ACT fund for 2016 through 2020. I got really excited thinking that we were going to have a lot of our infrastructure fixed with this bill but as Mr. Nelson was doing his presentation, you start thinking about this - this was like \$53B a year and you divide that up among the 50 states and we're really not probably going to get any more in Ohio than what we've gotten in the past. Of course all of the projects will be rated by the Secretary and awarded by the Secretary of Transportation and I guess the one thing that came out of it would be that it would accelerate project delivery and it would cut project time frame. So hopefully we will get something out of it, but I don't think that it's going to be a great increase in funding over what we already have. That would conclude my report.

Mayor's Report

Mayor Webster: As I previously reported that we were going to cut the ribbon for Process Plus, well, we did that on February 1st. Mrs. Russell, Mr. Parham, and I were there. They've done a wonderful job with that building. If you ever get a chance, stop over and pay them a visit. They're very happy to be in Springdale and, needless to say, Springdale is very happy that they're here.

A couple of items at the Community Center – we're pleased to announce that, it would appear, at this point, that we will be having a men's softball tournament this year. I think that the last one we had was 2008 or 2009. We had one citizen, to be honest with you, that said give me a shot at this, I can resurrect this thing for you. Up to this point, he's come through with everything. The tournament – we'll have some different dates though, we are moving it up to the middle of June – June 11th and 12th. We will not have the tournament unless we have at least 12 teams. We're hoping to have somewhere between 12 and 24 teams. So please come out and help our Boosters. This is the primary reason we want to reinstitute this thing is to benefit our Boosters and I'm sure all of you will be getting a call to volunteer to work the corn booth or the beer booth or the pop booth or whatever.

The other thing involving the Community Center is the Boosters, and the President of our Boosters has been at least our last two Recreation Committee meetings, the Boosters are recommending that they not do the parade; they don't want to do the parade. After last year's debacle, all the work and effort that goes into securing cars and so forth and so on, it was really an embarrassment. I think that we had seven teams that were supposed to be there but at the last minute, one of them decided they didn't want to march so they didn't show up and, all of you that were there can contest to the fact that there's nobody on the streets watching the parade anymore. It used to be we had hundreds of people watching.

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Mayor Webster (continued): It's sad, but now you might have two or three, and most of them are wives or relatives - take those out, there's nobody watching it. So anyway, I don't think, no one on the Commission encouraged the Boosters to change their minds. I think that they're the ones who do all of the heavy lifting on the thing and if they don't want to do it, then I think that we just call the parade off. Now, however, some of the other things that go along with the parade - number one is the induction of coaches into the Hall of Fame. We talked about that a little bit and what we're looking at doing is maybe having like a pep rally sometime in early December, late November maybe, when all the winter teams are formed. You know we have like 28 basketball teams and there's volleyball teams, cheerleaders, so there's a lot of winter sports activities going on and so we probably will have some kind of pep rally to take the place of the parade and at that point we would do the induction into the Hall of Fame. That date is yet to be determined.

Four weeks from this Saturday, the 19th of March, the Lions' Club will be having their 12th annual pancake breakfast. It's from 8:00 a.m. 12:00 p.m., so if you all would mark your calendars, we'd certainly appreciate it - \$6.00 all you can eat and the Lions' Club needs your help; we'd appreciate that.

Also, I got a preliminary report last evening from the CAP (Citizens Advisory Panel). One of the things that you will be seeing in the near future here is a survey that will go out to every household in the City. We're going to announce that also in the newsletter, which comes out around April 1st. It's about the same time that this survey will be hitting every household and so we certainly hope that we get some good response on that. The committee has made some assumptions on what they think are the reasons that we do not have the participation from the youth that we used to have but I think we're relying very heavily on the survey to substantiate those assumptions. That concludes my report. Thank you.

Clerk of Council/Finance Director

Mrs. McNear: The General Fund year-to-date update through January 31st, 2016 - for Receipts, based on a budget of \$18.490M, we've received \$3.069M, which is 17%. That amount is made up of our five major General Fund resources, which are Earnings Tax, Real Estate Taxes, Paramedics Services, Local Government Funds, and Mayor's Court - that is 93% or \$2.853M of that \$3.069M. The Expenditures, based on Net Expenditures of \$16.708M, is \$1.243M, or 16%, of the budget. Our General Fund Summary ending balance of January 31st is \$2.920M. That would conclude the report. Thank you.

Administrator's Report

Mr. Parham: Council, just one item. At the February 3rd meeting, Council adopted the ordinance that would authorize the issuance of the Real Estate Acquisition Notes for the purchase of the property located at 11911 Sheraton Lane. If you recall, during that meeting there was some discussion about the closing date. Talking to our Bond Counsel following the meeting, unlike when we closed on the purchase on the property, we were able to simply establish a (closing) date. You gave us authorization to purchase the property and we simply got together with the seller to establish a closing date. Well, when you deal with this particular legislation, borrowing dollars from a financial institution, you have to have the date of closing established in the ordinance. In the ordinance, it was the 16th of February that we were going to close. If you recall, we were going back and forth having discussions with the financial institution and so we were not quite prepared to close on yesterday, the 16th. As a result, we will need to have an ordinance that will amend the previous ordinance. It doesn't have to be the full document, we had the last time, but essentially to amend the ordinance we will already have established what the closing date will be. There is maybe one or two more items that we need to take care of before we are able to establish that closing date. I just wanted to inform you of that and let you be prepared as that comes up.

Mayor Webster: Unless Kathy would like to read that ordinance again. (Laughter)

Mrs. McNear: Hopefully it will be several pages shorter than that last one.

Mr. Parham: That is all I have. Thank you.

Law Director's Report

Mr. Forbes - no report

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Engineer's Report

Mr. Shvegza: Just a couple of updates from last month. On the 2015 Street Program, we did get a correspondence with the contractor that said they anticipate beginning the work mid-April this year, which is good because their contract completion date is May 31st of this year. As far as the work that was contracted by the Public Works office, the sidewalk repair work and collector line work has been completed and the curb work and the city-wide pavement repair work will be taking place as weather permits yet this year.

On the State Route 4 Southbound Lane Addition project, the final plans have been submitted to ODOT for their final review. That's expected to be completed and submitted up to the central office up in Columbus on the 22nd of this month. The only other aspect that we know it hasn't been approved as of this date is the environmental document. That's the part that ODOT puts together but they anticipate that to be completed yet this week. Then in late March, we'll be receiving the final agreement that will contain the ODOT estimate for the project and what the local match will be and that will be due back up at ODOT early May. Then we'll have bid opening, which is currently scheduled for May 19th. That concludes my report.

Communications

Mrs. McNear: Thank you, Mr. President. I do have one letter this evening. It's from Jonathan Dever from the 28th District, Ohio General Assembly. The letter states:

"Since the passage and implementation of the state's main operating budget in July, the General Assembly has been working hard to improve the lives of all Ohioans. As I look toward the final year of the 131st General Assembly, I wanted to provide you with some insight into what has occurred over the past several months at the Ohio Statehouse.

Like many members, I found myself traveling the state throughout the summer with the House Community and Family Advancement Committee, hearing testimony from individuals and organizations in Cleveland, East Liverpool, and Cincinnati. Through testimony, discussions with community leaders, and on-site visits, we were able to better understand the issues pertaining to poverty, the heroin epidemic, and treating the mentally ill.

After a full schedule throughout the summer, I was eager to return to a legislative schedule in Columbus. Immediately I began to take an active role in shaping the General Assembly's response to the Governor's veto of the TPP and kWh reimbursement phase out dollars that were allocated to school districts throughout the state in the budget passed in late June. Ultimately these dollars were incorporated into Senate Bill 208. Although SB 208 does not fully restore these vetoed dollars, it provides school districts like Princeton City Schools and Sycamore Community Schools with the financial security they need to ensure our children receive the best education possible.

Just last week I was happy to announce information regarding the application process for the Local Government Safety Capital Grant, which was funded during the state's operating budget for FY2016 and FY2017. Enclosed within this letter is a copy of the press release announcing the grant process and details on how to apply for grant dollars. The Local Government Safety Capital Grant is a great resource for local governments to help ensure that our public safety personnel are properly equipped to protect our communities.

Additional legislation that has moved during the course of the Fall Session includes: Charter schools reform aimed at ensuring community schools are transparent, responsible and held accountable; Protected the Ohio Constitution from monopolies through HJR4; and Expanded access to non-patient specific epinephrine for emergency purposes, potentially saving countless lives.

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The Ohio House and our colleagues in the Ohio Senate have accomplished a great deal of things this past fall. Some additional pieces of legislation I have recently sponsored include: House Bill 270 (Dever, Pelanda) holds drug dealers directly accountable for the deaths that result from the sale, distribution, or administration of a controlled substance. HB 270 is currently pending before the House Judiciary Committee and I expect hearings to resume in the next month.

House Bill 303 (Dever, McColley) creates a cost effective and efficient way of avoiding a foreclosure. Under HB 303, a homeowner and lender can enter into an agreement for the owner to remain in their home, avoiding the costs of foreclosure. The homeowner would deed title back to the lender, and in return, the lender will lease the property back to the homeowner in exchange for a right to refinance the original loan. This enables the owner(s) to stay in their homes, keep their children in the local schools, and maintain local government funding on properties at the highest risk of abandonment and blight. This legislation passed the House unanimously in early December and is now in the Ohio Senate for further consideration.

House Bill 380 (Dever, Reece) is based on legislation recently passed in Wisconsin, as well as recommendations from the Ohio Task Force on Community Police Relations. House Bill 380 requires law enforcement agencies to develop policies in writing regarding the investigation of firearms-related deaths involving officers. Additionally, the legislation requires an unbiased investigatory panel to issue a report of its findings to the local prosecutor's office. If it is determined that there is no basis to prosecute, then the report is to be released to the public within 72 hours. The bill is currently pending before the House Judiciary Committee.

It is an honor to serve the people of the 28th House District and I will continue to advocate on their behalf. Please join me and share with others my upcoming district office hours below:

Reading Public Library – Saturday, February 27th from 10:00 a.m. to 11:30 a.m.

Forest Park Public Library – Saturday, February 27th from 12:00 p.m. to 1:30 p.m.

Please do not hesitate to contact my office anytime at Rep28@ohiohouse.gov or (614) 466-8120. I am always happy to discuss any questions, comments, or concerns you may have."

Just one note regarding the application process that I mentioned earlier. Funding for eligible projects must be used for purchasing vehicles, equipment, facilities, and/or systems utilized by police, fire, and/or EMS providers to enhance public safety. The total request amount for projects is \$100,000 per individual political subdivision.

That concludes my report; thank you.

Communications from the Audience

- None

Ordinances and Resolutions

Ordinance No. 4-2016 First Reading

REPEALING CHAPTER 153 OF THE SPRINGDALE CODIFIED ORDINANCES IN ITS ENTIRETY AND ADOPTING A NEW CHAPTER 153, ZONING CODE, AND AMENDING THE ZONING CODE MAP TO REFLECT REVISED DISTRICTS CONSISTENT WITH THE NEW ZONING CODE

Mr. Parham: Council, two items. As a part of the Pending Legislation Report, I provided you with the language that was reflective of the discussion that we had on the two items that were discussed relative to any potential amendments that Council may want to make to the Zoning Code. The first having to do with amending the hours in which a resident may have their recreational vehicle parked on their driveway from 72 hours to 96 hours. The second being language that clearly identified types of vehicles that would be prohibited from being parked on the driveway that fall under commercial vehicles. That is the language that is being proposed for your consideration, if you choose to, at the next meeting, March 2nd, to amend the Zoning Code.

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Mr. Parham (continued): Again, if Council chooses to amend the Zoning Code, it will take five members of Council to approve it. You also have the option to reject it or to simply accept it as it is.

The second item I have for you is still on this issue – most of our discussion has centered around the Zoning Code Amendments. We have had very little discussion to center around the actual Map Amendment. So, I am going to share with you the four points that made up the differences as part of the Map Amendments:

Item 1 – The proposed Zoning Code would eliminate MS, or Motor Service, Districts. Those properties that were zoned MS, Motor Service Districts, were properties south of I-275 to the west and east of State Route 4, Springfield Pike and a small parcel on Princeton Pike, north of I-275. Those have been now designated, or being proposed to be designated as GB, General Business District.

Item 2 – The PF-L, Public Facilities-Low Density; PF-M, Public Facilities-Medium Density; and PF-H, Public Facilities High Density Districts have been combined into one PF, Public Facilities District. All of the properties previously contained in PF-L, PF-M, and PF-H Districts are now designated as PF, Public Facilities District.

Item 3 - The proposed Zoning Code consolidates the RMH-L, Residential Multi-Household Low Density; the RH, Residential Two-Household and the RMH-H, Residential Multi-Household High Density Districts into the RMH Residential Multi-Household District. Again, those all have been combined into one. All the properties previously contained in the RMH-L, RH, and RMH-H Districts are now designated as RMH, Residential Multi-Household District. Finally,

Item 4 - The existing code had four residential single household districts. They were RSH-E, Estates; RSH-L, Low Density; RSH-M, Medium Density; and RSH-H, High Density. The proposed Zoning Code eliminates the RSH-M District and the proposed map amendment rezones the two areas from RSH-M to RSH-L, or Low Density. We will include a copy of this document in your packets in time for the March 2nd meeting. Those are the only two items that I have. Thank you.

President Vanover: We do have a Public Hearing set for March 2nd on this item also so we will look for it on our next agenda.

Old Business

Mr. Hawkins: I just have a question for Administration; maybe the Mayor may know. As you referencing the committee that checked out the youth sports involvement - are they looking at any other cities or villages, if they have access to that data, in terms of if their participation levels have gone down at all?

Mayor Webster: I'm not sure whether the committee is looking at it. I know that our Recreation Center is constantly in touch with the other communities, because, you know, we're in the same league with those folks. Yes, they're experiencing the same thing; it's not just a Springdale problem, I guarantee you.

Mr. Hawkins: Okay, thank you.

President Vanover: While we're in Old Business, I just wanted to pass on a compliment and a tip of the hat to our streets and roads crews. A neighbor saw me out Sunday at church and said to make sure that I passed on a job well done. He said that, much like all of us, when you cross community boundaries, it's easy to tell when you're at home in Springdale and when you're in other communities so he wanted me to pass on a job well done and a big hearty thank you to everybody involved.

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New Business - none

Meetings and Announcements

Mrs. McNear: I just wanted to remind all the elected officials that they must file their annual financial statement with the Ohio Ethics Commission. I would recommend that you do this online. I did mine this week. It took less than ten minutes. The first time you do it, it will take a little bit longer. The reason it takes less time the second time around is because you are able to import the information that you used the year before. It is very quick and easy. Yes, they still want your \$35; you can pay that online with your credit card. The date for submission is different this year. Typically, it is due the same day as your federal and state tax returns but this year it will be Monday, May 16th. Don't be late - you will be fined. I will continue to remind everyone at the meetings until we get to May 16th or everybody tells me they've already filed. That concludes my comments; thank you.

Mr. Thamann: The Springdale Youth Boosters will be presenting their Annual Cinema Horse Race event Saturday, February 27th at the Community Center. This is a major fundraiser for the Youth Boosters. The doors will open at 7:00 p.m. The first race will begin at 8:00 p.m. They will also have a numerous number of different type of Monte Carlo games for your enjoyment as well. Tickets are available at \$6 apiece and you can also reserve a table if you so choose when you buy your tickets.

The men's Golf League registration is underway and they do play on Wednesday evenings at the Mill Course this year.

Registrations are being accepted for an adult co-ed six on six soccer league. The league will begin play on Sunday afternoons. Registration can be filed at the Community Center.

Registrations are also being accepted for Springdale youth sports. They have extended the no-late fee through the end of February so if anyone has not registered your child and you still want your child to participate in our baseball, softball, spring soccer, or T-ball, you can sign up through February at the normal rate. For all of these events I mentioned, you can contact the Community Center for further details on each one.

Finally, the Springdale Records Commission will have a meeting before the next Council meeting, Wednesday, March 2nd, 2016 at 6:30 p.m. That meeting will be held in the Administrative conference room. Thank you.

Communications from the Audience - None

Update on Legislation Still in Development

Mr. Hawkins: As you review your Internal Memorandum, we addressed Item I with the first reading of Ordinance No. 4-2016 and Item II is forthcoming.

Recap of Legislative Items Requested for Next Council Meeting

Mr. Hawkins: With regard to request for next meeting, we have Ordinance No. 4-2016 for a second reading for Ordinance Adopting the New Zoning Regulations for the City of Springdale as well a request for an Ordinance Accepting a Proposal Under the State of Ohio Cooperative Purchasing Program and Authorizing the Mayor and Clerk of Council/Finance Director to Enter into a Contract for the Purchase and Installation of fifty-one 800 MHz radios and Declaring that an Emergency.

Mr. Parham: Relative to Item II, I think we will not be ready for that at the next meeting. Unfortunately it has been sort of a keystone act on the part of the State, so we will bring that to you in hopefully the very near future.

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Mr. Hawkins moved to adjourn, Mrs. Emerson seconded, and Council adjourned at 7:45 p.m.

Respectfully submitted,

Kathy McNear
Clerk of Council/Finance Director

Minutes Approved:
Tom Vanover, President of Council

_____, 2016