President of Council Vanover called Council to order on September 19, 2018.

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

Mrs. McNear provided the Invocation.

Mrs. McNear took roll call. Council members Anderson, Emerson, Ghantous, Hawkins, Shroyer, and Vanover were present.

President Vanover: Mrs. Sullivan-Wisecup called and advised me that she was under the weather and would not be here this evening.

Mrs. McNear: We did have some last minute changes on the minutes. So I’d like to recommend that we not address the minutes this evening so that everyone has enough time to read the minutes and we can address it at the next meeting.

President Vanover: Any objections Council?

Mr. Hawkins: No objection, I just wanted to note that while there may be other things, I wanted to make sure that we also get it fixed that Mrs. Emerson was present at the last meeting.

Mayor Webster: I had the distinct honor this past Friday of attending an Eagle Scout Ceremony for one of our residents. I think I gave you guys a “heads up” about a month ago that this was coming. Due to some unforeseen circumstances, we couldn’t pull it off at the last meeting. I did issue this proclamation and I’d like to have Brendan Conrad come up. The gentleman that we are talking about here attained the honor of Eagle Scout this past Friday. Brendan if you would come up and I’ll read this proclamation down here in front of Council.

"WHEREAS, it has been brought to my attention that Brendan Conrad will be presented the distinguished honor of Eagle Scout at the Eagle Scout Court of Honor on Friday, September 14, 2018; and

WHEREAS, Brendan Conrad has served as Assistant Patrol Leader, Patrol Leader, and Jr. Assistant Scout Master; and

WHEREAS, Brendan Conrad was elected to The Order of the Arrow by his fellow scouts in 2016; and

WHEREAS, Brendan has earned 28 merit badges and in April 2016, he was awarded the Ad Alteri Dei religious emblem for Catholic Scouts in a ceremony at St. Peter in Chains Cathedral; and

WHEREAS, Brendan was the Assistant Mulch Delivery Leader (Yard Pup) and then Mulch Delivery Leader (Yard Dog) for two years for Troop 400’s Annual Mulch Delivery of 16,000 bags of mulch; and

WHEREAS, Brendan Conrad selected for his Eagle project the renovation of the choir practice room at St. Gertrude Church in Madeira. This included building two sets of 15 cubbies as a storage space for the choir members. In addition, his fundraising efforts were so successful that even after upgrading his project he was able to present the choir director with a check for $750. His efforts rallied his fellow scouts and Brendan coordinated and supervised their efforts to greatly enhance this space.

NOW THEREFORE, I DOYLE H. WEBSTER, Mayor of the City of Springdale, do hereby proclaim Friday, September 14, 2018 as "BRENDAN CONRAD DAY"

In the City of Springdale and commend this observance to our citizens."
Committee and Official Reports

Civil Service Commission
Mr. Coleman: The Civil Service Commission met on September 6th and all members were present. At the meeting, there was discussion regarding the Firefighter agility test. As some of you may or may not be aware, our facility here for testing is not in a condition that will allow for going up the building in an effort to determine if a fire is going to occur. The big tall structure out in the back is no longer fit for that particular test. Thanks to Mrs. Zimmerlin contacting the Fairfield Fire Department, they have agreed to allow us to use their facility for the agility test until such time as our facility is prepared so that we can go back to using it again. That's a “plus, plus” for us so that we will have that opportunity to use that on the October 13th agility test. Also, the Firefighter update is that, as I mentioned, in October the agility test will occur. We did an entrance examination for the Firefighter position and there were 95 applicants that sat for the test this past Saturday at the Recreation Center. We were real pleased with that turnout. Hopefully, from that turnout, we’ll be able to move forward with a good group of candidates. My favorite, the Police Department Violations Bureau Clerk position; we now have all those positions filled. We're going to keep our fingers crossed and hopefully we’ll be able to maintain Violations Bureau Clerk for all the shifts for some time into the future. As most of you know, that’s been like a revolving door and as a result, we can close that door now. The Public Works Maintenance worker position, Mr. Jeremy Hogeback, began his employment with the City of September 5th, so that position is also filled. The Fitness Center Manager; we have candidates in place and a conditional offer has been made to the applicant and so we’re waiting for the background check to be completed on that position. The Custodian at the Police Department; we’re currently accepting internal applications for the position. We’re pretty certain that we’ll be in pretty good shape in filling that position. The last position is an Account Clerk position. Again, we have posted that position for internal candidates, and we’re fairly certain that we’ll come up with a good candidate for that position as well. That concludes my report for today.

Rules and Laws
Mrs. Emerson: The Rules and Laws met today at 6:00 p.m. in the Administrative Conference room and we initiated a search for legal counsel. In that meeting, we also completed a request for qualification and RFQ timeline.

Finance Committee
Mr. Hawkins: Finance Committee met on September 5th. Discussion was around adding a part-time Building Department Inspector. It was the recommendation of the Finance Committee that we add a part-time Building Inspector. We also had some discussion with regard to the five year budget that will also include a Public Works worker in addition to what we have currently. That concludes my report unless there are any questions.

Planning Commission
Mr. Hawkins: Planning Commission met on September 11th. All seven members were present. Under Old Business, we had Thornton's at 12185 Princeton Pike; a Revision to the Development Plan. That was continued with a 7-0 vote. We also had Devin Nager, Home 2 Suites at 325 Pictoria Drive for a Final Development Plan. That passed with a 7-0 vote. That's over on the old Bahama Breeze site. We also had TJ Ackerman Springrose subdivision. The 13.316 acres West Kemper Road project; PUD Zone/Map Amendment Development Plan. Again, we had a packed house; extra seating in the back. Ultimately, that plan was approved with a 7-0 vote. One thing that was changed by the Commission from the plan, there was a reduction of two lots, or two houses. This is on the southern/western part of the development where, instead of there being 12 houses along that portion, there’s going to be ten instead. That matter will be coming to Council at the next meeting. We also had the Professional Design Associates – Plumbers and Pipefitters and 1300 Century Circle North. That matter was continued with a 7-0 vote to the next meeting. Under New Business, we had Cincinnati Custom Signs 12124 Sheraton Lane. A Minor Improvement requiring Planning Commission approval. This was involving signage. This was approved with a 5-2 vote. We had SEP Springdale; 12110 Princeton Pike, Springdale, Ohio, Final Development Plan, Phase One with
Mr. Hawkins (continued): regard to mass excavation. That was approved with a 7-0 vote. That would conclude my report.

Mrs. Zimmerlin: As Mr. Hawkins said, they did approve the Preliminary Plan and Zone Map Change for the TJ Ackerman development. I would like to request that we have a first reading on October 3rd and public hearing for the zone map amendment on October 17th and then a first reading on October 3rd for the PUD Development Plan and a public hearing on October 17th. That information was included in the Pending Legislation Report.

Board of Zoning Appeals
Mrs. Ghantous: Board of Zoning Appeals met yesterday evening. We did not have any applications. It was a very quick meeting. We unanimously voted to accept the minutes. We heard a report on Planning Commission and a report on Council and then we were out of there, I think we made it out in record setting time last night. I don’t think we’ll ever be able to break that record ever. So, I think that’s our personal best.

Board of Health
Mrs. Emerson: The Board of Health met on September 13th in the conference room adjacent to here. Thanks to Springdale Community Partners, MediSync, First Financial, Sam’s Club, Costco, and Macy’s for partnering with the Springdale Health Department and the Princeton Closet to supply school supplies and book bags for over 500 children in need in the Princeton City School District. Mosquito and tick educational campaign; the Ohio Department of Health provided us with pamphlets. They were passed out by the Springdale Health Department door to door. If you haven’t gotten these, you can pick some up at the Springdale Health Department. One is “Fight the Bite Ohio! to Prevent Tick-Borne Diseases” and the other is “Fight the Bite Ohio! to Prevent Mosquito-Borne Diseases”. Those can be picked up at Health Department. The Springdale Quality of Life Committee; the initial meeting is going to be October 9th. These meetings will be held quarterly. There is one in October, one in January, and one in April. They are going to review the school supply and book bag drive and how that went. They also are going to discuss the Spring Sports Camp where the dates are April 15th through the 18th of 2019. The family celebration that is supposed to follow that camp is tentatively set for April 18th, 2019. The Springdale Coalition of Churches is being put together. Its mission statement is of the Coalition of Springdale Churches to “Strengthen families and increase spiritual wellness of our community”. Meetings are going to be held quarterly. They had a meeting in September. The next meeting will be on December 4th at 10:00 a.m. at the Springdale Municipal Building. They are talking about doing a shared calendar of events for the area churches. The churches that are involved in this are The Compass Church, The Vineyard Church, Calvary Church and Higher Ground. The idea is to provide our community and members and families with the opportunity to participate in frequent, positive activities. The Springdale Hotel Motel Committee (SNAP); the next initial meeting will be November 13th. Those meetings are held quarterly also. There is one November, one in February, and one in May. In those discussions, the remodel is continuing for the Days Inn and the Studio 6. Remodeling for LaQuinta is anticipated for 2019. The Medicaid Administrative Claiming, the Springdale Health Department did a study from August 20th through August 26th. They are anticipating the Medicaid Administrative Claiming payments to Springdale Health Department for 2018 to be $34,000. For the Narcan report, we had eight doses administered in May, 16 doses in June, 11 doses in July, and ten doses in August. Most of those were not Springdale residents. For the Nurse’s report, Monthly Communicable Disease for the month of August, there was 133 cases. The most frequent case was chronic Hepatitis C, then Hepatitis A, and chronic Hepatitis B. Hamilton County Overdose Report for August of 2018; just to review, last year between January and May of 2017, there were 211 deaths, this year, for 2018, from January through May, there was only 141. We’re improving on that. We had 1,022 E.R. visits and 2,144 911 dispatches. Springdale Health Department Annual Health Fair is going to be held on Tuesday, October 9th at the Springdale Community Center. It is going to be from Noon until 2:00 p.m. There will be adult flu vaccinations available for $25. Some Medicaid plans can be billed. Bring all your insurance cards with you. Free vaccinations if no insurance. Free vaccinations for children. They will offer free blood pressure checks, free hearing screenings, free diabetic screening, and free BMI which is Body Mass Index screening. If you have any questions about that, you can call the Health Department at 346-5725. The Health Department is going to offer a Diabetes Workshop. It
Mrs. Emerson (continued): is Healthy U Diabetes Self-Management Program. It is going to start October 11th through November 15th and that’s going to be on Thursdays. The time is from 12:00 p.m. until 2:30 p.m. at the Springdale Community Center. If you want to register for that, again it’s 346-5725. The Latino Expo will occur on Sunday, October 14th at the Vineyard Springdale Church. The Springdale Health Department is responsible for organizing the Health Fair component. There will be a panel that will include lawyers, local Police, and the Springdale Police Department. More information will be to follow at a later date. The Community Center is offering an Active Aging Program. One of the presenters is going to be our Nurse Jean Hicks. That is going to start the week of September 24th and each day during that week, they’ll have different activities. That concludes my report unless there is questions.

Capital Improvements
Mrs. Emerson - No report.

Council Investigative Committee
Mr. Anderson: The Council Investigative Committee met on September 6, 2018 for its final meeting. All members were present. We approved minutes and then closed out the Committee and its business per the Council. The one last note is that we’ve now turned over all of the minutes to Administration to be posted online. So, if anyone wants those, the first set are already posted. The rest should be there in the coming weeks. Thank you.

O-K-I Report
Mr. Shroyer - No report

Mayor’s Report
Mayor Webster: I’ve got a couple of things. First of all, Mrs. Emerson reported that we had a Rules and Laws meeting earlier this evening to talk about how we’re going to go about hiring legal services going forth. We’ve got an immediate situation on our hands with our Fire Department. Our Fire union, the contract is up and so, as we’ve done in the past, we’ve used a clause in the existing legal contract under “Extra Services” that says “assistance to the City Administration in a selection of special counsel for such purposes as may be deemed appropriate”. In the past, we’ve used Wood Lamping, we’ve also used Dinsmore, and due to the fact that we’re not sure where we’re going to be for ongoing legal services, we’ve decided to go another route. We’ve got another firm that we’re going to go with. I’d like to ask Mr. Jones to give us a little background on this firm. It’s a firm that he’s used up in Trenton and I think maybe in Cambridge too?

Mr. Jones: Yes, briefly we’ve used this firm both in Cambridge and in Trenton for labor negotiations and some union-related matters. It’s Fishel, Downey, Albrecht, and Reipenhoff. They represent 65 of the 88 counties. Mostly, public entities and they have numerous clients in the southwest Ohio area. Bellbrook, Springboro, Trenton, Brookville, Warren County Sheriff’s Office, Warren County Commissioner’s Office, and Butler County Sheriff’s Office. As I indicated to the Mayor, I just have a familiarity with them and a comfort level. For this negotiation, and until we get the other situation ironed out, it will give us some comfort when we’re going the Fire Department negotiations. Thank you.

Mayor Webster: Just as a matter of information, last week, myself, Mr. Jones, and Mrs. Russell had the opportunity to cut the ribbon down at the Mapleknoll reopening of The Meadows. They did a marvelous job with that. It’s a first class facility. It makes you very proud to know that your community has a facility like that. Especially with the way the pricing is for those units that those are designed for people, I think $32,000 is the maximum income level for someone to be approved to be in there, so, it’s $32,000 and less. We should all be very proud of that facility. I’ve had a couple of situations come up here in the last couple of months of people that pointed out things to us that need to be done. Some of it, we said we’ll take care of it at budget time. I know Mr. Shroyer pointed out a couple of areas he’d like for us to look at during budget time. We’re going to do that, but, I just want to remind everybody that I don’t want anybody to be disappointed when we present the budget to you, but I just want to remind everybody that we still are operating this City on $2,000,000 less than what we had in 2007. I think we’ve done a pretty darn good job with it. Unfortunately, a few things here and there have fallen through the cracks that didn’t get done, and we’re going to try and address those and please keep bringing them to our attention. Just be mindful of the fact that the bottom is not limitless. The last thing I want to talk about a little bit is S.O.S. You’ve probably all seen the signs around town for the S.O.S. Euchre Tournament. That’s scheduled for
Mayor Webster (continued): October 13th. This is our first, which will hopefully be an annual event. We picked up the idea from the Women's Club in Wyoming. These folks raise about $8,000 a year for their charity endeavors. We don't have any kind of expectations of raising $8,000, but, we hopefully, will have a successful event and I just ask that all of you mark your calendars. For a donation, you can eat. We will have refreshments. You will have to pay for your own beer and your pop, but we'll have a nice setting down there. So, it will be a nice evening with your neighbors and friends. If you're a Euchre player, it's $25 per person to participate in the tournament, so we're hoping to have 120 Euchre players, which would be a sell-out event. We look forward to seeing all of you there. I think that concludes my report. Thank you.

Mr. Hawkins: Mr. Jones, you may have said it, and I may have missed it. Where is the firm actually located?

Mr. Jones: I'm sorry, Columbus, Ohio.

Mr. Hawkins: Thank you.

Clerk of Council/Finance Director
Mrs. McNear: I don't have a report this evening, but I will have one at a subsequent meeting. Thank you.

Administrator's Report
Mr. Jones: The Mayor, Amanda, and I have been meeting to discuss the Assistant to the City Administrator's position. We have accepted applications. We set up 12 interviews for next week. We have some excellent candidates with impressive qualifications and we look forward to moving forward with that. Mrs. Zimmerlin is currently accepting applications for a Public Health Nurse. Our Economic Development Director tells us that the Spectrum, previously known as Warner and Charter are moving to 401 East Kemper Road from the Tri County Mall area. So, although moving, they are staying within the City. Talking with the Police Chief, our Citizen's Police Academy is going well. They had six remaining sessions to go and they still have 15 participants in that group. That is all. Thank you.

Law Director's Report
Mr. McDonough - No report

President Vanover: While we're here, just to give everybody a view, Mr. McDonough is here filling. Mr. Forbes has decided to step aside as the Law Director for the City and we'll have Kevin Frank who was here, actually at the last meeting. He will be the contact and the lead point from Wood and Lamping. We'll move forward from here.

Engineer's Report
Mr. Shvegzda: In regards to the construction projects for this year. The Beacon Hill/Kenn Road Project; pavement repair work is all complete. Final asphalt work on Kenn Road is complete. The CAPE Seal Surface System for the Beacon Hill streets, the first layer, the SAMI layer has been completed and then the micro-surface layer, which is the second component of the CAPE seal would be completed Monday and Tuesday of next week. On the Jake Sweeney Place Reconstruction Project, basically that project is completed. Glensprings Drive Repair and Resurfacing Project is completed with the exception that all the asphalt work is complete, however, there is sidewalk repair work that is currently underway. Cloverdale Area Resurfacing Project is complete. The West Kemper Road Resurfacing Project; the pavement grinding and repairs intermediate coarse, the final asphalt surface is all complete. Just one addition, for your information, the Chesterdale Road Project, which consists of the water main work; Duke was going to replace the 14 gas services that were affected by the proposed curb that Sharonville is installing, they've now decided to replace 40, so, we don't have a date on when the curb will be constructed. Therefore, we don't have a date on when the resurfacing will take place. We still hope it will take place this year, but, at this point, we don't know. That concludes my report.

Mrs. Emerson: I don't know if I need to direct this to Mr. Shvegzda or Mr. Jones. On the fire lanes, on Smiley, Cloverdale, and Allen. When is that going to be switched over? The signage and the parking? Do we know? I think they started on Smiley, but people are still parking on both sides of the street.
Mr. Shvegzda: I’ll have to follow up with the Public Works Department on that one.

Mrs. Emerson: Okay. Thank you.

Communications - None

Communications from the Audience - None

Ordinances and Resolutions

President Vanover: Mrs. Zimmerlin, correct me, we are going to remove Ordinance No. 43-2018. If you want to kind of fill in the blanks.

Mrs. Zimmerlin: Yes sir. We opened our non-existent bids on Monday, the 17th for the salt contract. Morton and Cargill both replied that they declined to bid. Jeff Agricola at Public Works did follow up with them and they said that their resources were fully committed for 2018-2019 season. This is mostly because that they are tied up with the City of Cincinnati. The City of Cincinnati requested 43,170 tons worth of salt. The have an RFP. So, we do have the option of possibly "piggy-backing" on their RFP and getting in that contract negotiation and getting the same price that they do for the salt. Just as a way of history, we currently have approximately 1,000 tons of salt in our dome right now. In Springdale’s 23 year average since 1995, the usage has been 1,191.43 tons for the season. So, we’re doing okay. The record high usage in 2013-2014 was 2,478 and the low was in 2016-2017 with 302 tons used. Even if we can't piggyback on the City of Cincinnati, the City of Forest Park has also offered that, if later in the season, we do need salt, we can always borrow it.

President Vanover: So, then we need to remove Ordinance No. 43-2018 from the agenda.

Mrs. Zimmerlin: Yes sir.

Mr. Anderson made a motion to remove Ordinance No. 43-2018 from the agenda; Mrs. Emerson seconded. Motion passed with six affirmative votes. Mrs. Sullivan-Wisecup was absent.

Ordinance No. 44-2018

ENACTING AND ADOPTING THE 2018 S-20 SUPPLEMENT TO THE CODE OF ORDINANCES OF THE CITY OF SPRINGDALE, OHIO, AND DECLARING AN EMERGENCY

Mr. Shroyer made a motion to adopt Ordinance No. 44-2018; Mrs. Emerson seconded.

Mr. Anderson: Just one question. I think this is for Administration. In the supplement, I read that it allows communities and municipalities to request reimbursement or charge back people who have had drug tests, urine tests for OVI type things. Do we have a policy on that or do we need to create one once we add this to our ordinances?

Mrs. Zimmerlin: To the best of my knowledge, we don’t have a current policy for that. That is something that we can look into.

Mr. Anderson: Thank you.

Ordinance No. 44-2018 passes with six affirmative votes. Mrs. Sullivan-Wisecup was absent.
Ordinance No. 45-2018
AN ORDINANCE IMPLEMENTING SECTIONS 3735.65 THROUGH 3735.70 OF THE OHIO REVISED CODE, ESTABLISHING AND DESCRIBING THE BOUNDARIES OF COMMUNITY REINVESTMENT AREA IN THE CITY OF SPRINGDALE, OHIO AND DESIGNATING A HOUSING OFFICER TO ADMINISTER THE PROGRAM AND CREATING A COMMUNITY REINVESTMENT AREA HOUSING COUNCIL AND A TAX INCENTIVE REVIEW COUNCIL, AND DECLARING AN EMERGENCY

Mr. Hawkins made a motion to adopt Ordinance No. 45-2018; Mrs. Ghantous seconded.

Mr. Jones: Our Economic Development Director is here to make a brief presentation and answer any questions that may come up from the audience or this Council. Christine.

Mayor Webster: President Vanover, if I may, come on up Christine. As I indicated two weeks ago, I do have a conflict with this ordinance, so I will not be participating in discussion of it or signing it. I will execute my obligations under it, however. So, if any Council member wants me or my family to leave the chambers, we will be more than happy to do so. (No response) Thank you.

Mrs. Russell: Thank you. As we discussed at the last Council meeting, before you is the legislation to create the Community Reinvestment Area that we have talked about on numerous occasions. Just to refresh your memory and for the benefit of the audience, a CRA is defined as “an area that provides the ability to abate property taxes in order to incur both new development and renovation of existing buildings within that area”. Attached to the Ordinance, and you should have it before you, is a map that shows our proposed boundaries. You’ll see that it generally encompasses the Route 4 corridor with Northland Boulevard at the south up to I275 at the north. Creating this map was something we spent a lot of time on. There are other communities that have created CRA’s that just put the whole City into the CRA. We wanted this to be a focused tool and really to deploy a tool like a property tax abatement in a limited area where we felt that it would have the most benefit. So, this was the area that we are proposing. In addition to authorizing the City to submit the CRA application, you also heard Mrs. McNear read the very long ordinance that talked about all the different positions and committees that need to be created. The first is the Housing Officer and the person that will be in charge of that is the Economic Development Director, so, it will be me for the foreseeable future, and then the Housing Council. None of those need to be created at this time, but it was important to understand exactly who will make that up. The third group that was mentioned was the Tax Incentive Review Committee or the TIRC. We will be using the existing TIRC that Hamilton County has created. I just wanted to clarify, we do not have to create a separate TIRC. It will be part of that same process. For example, this year, the Mayor, Mrs. McNear, and I went down to that meeting and in future meetings, if we do have abatements under this program, we would just review those along with any other incentives that are being reviewed. Next steps in the process, if you do approve the ordinance tonight, we then have a responsibility to publish for two consecutive weeks in a newspaper, a shorter version of that ordinance to give the public notice and an opportunity to come to the City if they do want information or if they have any questions. After that, we submit the complete application to the State and the Ohio Department of Development Services will review that. Following their review, and obviously if they have any questions, we will address those, but, following a successful review, we will receive what is called a “CRA Confirmation Certificate” from them and then Tax Abatements are instituted on a property by property basis. There is nothing that just happens automatically in this. Each property owner, whether it’s residential property or a commercial property, has to come to the City individually, submit an application, and then we go through that process. If there are any questions, I’m happy to address them.

Mr. Anderson: One question related to Section 7 in the Community Reinvestment Area Housing Council. Is there a compensation schedule that we’ll attach when we form the Committee for that group like others, or do we need to address that in this Ordinance?
Mrs. Russell: I am not familiar with what we have for other committees, so I’m going to defer to Mr. Jones and Mrs. Zimmerlin.

Mrs. Zimmerlin: I think that it would be Council’s decision on what we would compensate the Board. I think, in general, I think it’s $75 or something like that per meeting for most other boards, but, that’s something that Council can make the decision on.

Mr. Shroyer: I’ve heard some public concern of some of the longer term residents that we’re looking at some new housing, somewhat upper-priced housing. The concern of these folks has been that these people are going to buy these new higher value houses, move into the City, receive all of the City services that the long-term residents have, in their mind, paid for through their property taxes. Will continue to pay for through their property taxes and these new residents, new homeowners will receive all of that benefit without paying for any of it. Could you elaborate on what these folks will not be paying and/or what they will be paying instead?

Mrs. Russell: Sure, so, in the example, using that proposed new housing development, the homeowners will have a 100% abatement of their property taxes, but, for that specific development only. This is not for the CRA overall. It’s just for that development. They will then have a special assessment put on each lot and the money from that special assessment will help pay for the new infrastructure that is needed. The goal of that is that they will be paying approximately 50% of the property taxes that they would have been paying and the benefit to that is that the City does not have to come out of pocket to put in those new roads, new water lines, sewer lines, all that additional infrastructure.

Mr. Shroyer: Okay. Thank you.

Ordinance No. 45-2018 passes with five affirmative votes and one opposing vote (Shroyer)

Resolution No. R15-2018
EXPRESSING OPPOSITION TO THE FEDERAL COMMUNICATIONS COMMISSION’S PROPOSED DECLARATORY RULING AND THIRD REPORT AN ORDER REGARDING STATE AND LOCAL GOVERNANCE OF SMALL CELL WIRELESS INFRASTRUCTURE DEPLOYMENT

Mr. Anderson made a motion to adopt Resolution No. R15-2018; Mr. Hawkins seconded.

Mrs. Zimmerlin: I just want to give you a reminder and a little history on where we’ve come from with this. In late 2016, the Ohio State Legislature adopted legislation that essentially stripped us of our ability to regulate small cell towers. Around March 21, 2017 when the bill’s effective date took place, about 70 municipalities filed a lawsuit, which we were part of, for violating the Ohio Constitution and the single-item rule that they have. In June 2017, the Franklin County Courts ruled that it was in violation of the one-subject rule and in August 2017, our Planning Commission made an effort to make changes to our Zoning Code to allow us to regulate small cell towers in the right-of-way. In October 2017, this Council passed Ordinance No. 39-2017 to amend accept the changes and amend the zoning code. Here we are again with someone else trying to strip us of our autonomy. On September 26, the Commission is slated to meet and with a majority, they’ll pass this and we’ll be back to where we were before; not being able to regulate our own City.

Mr. Hawkins: This is for the Administration. Has there been any contact or conversation with our State Legislature regarding the situation back in 2016 or recently?

Mrs. Zimmerlin: No. We’ve deferred to OML (Ohio Municipal League) to do our lobbying for us. We have not made contact ourselves.

Mr. Hawkins: Thank you.
Mayor Webster: Wasn’t this the suit that we participated in with some of the other communities up in Ohio? We’ve heard nothing until we got the message from the Ohio Municipal League last week that this was going to go down on the 26th. So, that’s why we had it in here tonight for your consideration.

Resolution No. R15-2018 passes with six affirmative votes. Mrs. Sullivan-Wisecup was absent.

Old Business - None
New Business - None

Meetings and Announcements

Mrs. Zimmerlin: The Fire Department will host their 28th Annual Open House on Saturday, October 6, 2018. It runs from 11:00 a.m. to 3:00 p.m. Flyers will be distributed to Council members and staff tomorrow. Winter sports registration is underway; registration for youth basketball, volleyball, and cheerleading. You can contact the Community Center for details. The Springdale Youth Boosters will be hosting a movie in the park. It’s a free family movie in the amphitheater on Friday, September 21st. The concession stand will be opened. They’ll have snacks and refreshments. Jimmy John’s is sponsoring the movie and will be giving away free small subs and the movie begins at approximately 7:30.

Mrs. Ghantous: What’s the movie?

Mrs. Zimmerlin: I’m sorry, I’m not sure what the movie is, but I can find that out for you. It’s family-oriented.

Mr. Hawkins: Planning Commission will meet on October 9th at 7:00 p.m. in these chambers.

Mrs. Emerson: Board of Health will meet on October 11th at 7:00 p.m. in the conference room adjacent to here.

Communications from the Audience

Mr. Coleman: Just a quick question for Mrs. Zimmerlin. In the event of rain, for the movie, is there going to be a rescheduled date?

Mrs. Zimmerlin: I don’t know that, but I can find out.

Mr. Coleman: Okay. Thank you.

Update on legislation still in development

Mr. Hawkins: As you review your Internal Memorandum, Item Number I, was addressed with Ordinance No. 43-2018; An Ordinance Authorizing a Contract with the Vendor Submitting the Best Bid for the Purchase of Rock Salt and Declaring an Emergency. That was removed from the agenda with a 6-0 vote. Item Number II, was addressed with Ordinance No. 44-2018; An Ordinance Enacting and Adopting the 2018 S-20 Supplement to the Springdale Code of Ordinances and Declaring an Emergency; that passed with a 6-0 vote. Item Number III, was addressed with Ordinance No. 45-2018; An Ordinance Implementing Sections 3735.65 Through 3735.70 of the Ohio Revised Code, Establishing and Describing the Boundaries of the Community Reinvestment Area (CRA) in the City of Springdale, Ohio, Designating a Housing Officer to Administer the Program, and Creating a Community Reinvestment Area Housing Council and a Tax Incentive Review Council and Declaring an Emergency; that passed with a 5-1 vote. Item Number IV, was addressed with Resolution No. R15-2018; A Resolution Expressing Opposition to the Federal Communications Commission’s Proposed Declaratory Ruling and Third Report and Order Regarding State and Local Governance of Small Cell Wireless Infrastructure Deployment; that passed with a 6-0 vote. All other matters are forthcoming.
Recap of legislative items requested for next Council meeting

Mr. Hawkins: There is a request for A Resolution Accepting the Amounts and Rates as Determined by the Budget Commission and Authorizing the Necessary Tax Levies for 2019. There is also a request for An Ordinance Amending the Zoning Code and Zoning Map of the City of Springdale, Ohio, to Provide for the Rezoning of Approximately 13.316 Acres Located Adjacent to the Northeast Corner of West Kemper Road and Rose Lane from Residential Single Household-Low Density (RSH-L) to Planned Unit Development (PUD) (Springrose Subdivision). There will be a first reading on that item. Also, a request for An Ordinance Approving the Preliminary Development Plan of Approximately 13.316 Acres Located Adjacent to the Northeast Corner of West Kemper Road and Rose Lane (Springrose Subdivision). There will be a first reading on that item as well. Unless there is anything else from either Administration or any Council members.

Adjournment

Mr. Hawkins made a motion to adjourn; Mrs. Emerson seconded the motion and Council adjourned at 8:00 p.m.

Respectfully submitted,

Kathy McNear
Clerk of Council/Finance Director

Minutes Approved:
Tom Vanover, President of Council
_____________________________, 2018