

## City of Springdale Council

November 3, 2021

President of Council Vanover called Council to order on November 3, 2021

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

Mrs. McNear took roll call. Council members Anderson, Emerson, Ghantous, Hawkins, Ramirez, Sullivan-Wisecup, and Vanover were present.

The minutes of the October 20, 2021 meeting were considered. Mr. Hawkins made a motion to accept the minutes; Mrs. Ghantous seconded. The minutes were approved with seven affirmative votes.

Communications - None

Communications from the Audience

Mr. Wilson: Council, thank you for having us here this evening. We're here to announce a brand new special event here in Springdale. At this time, I'm going to call up Elizabeth Johnson, our Fitness Center Manager to give you more details on the program, and answer any questions you guys might have.

Mrs. Johnson: Hello, how are you guys this evening? Well, as Charlie (Wilson) said, my name is Elizabeth Johnson, and I'm the Fitness Center Manager for the Springdale Community Center. Tonight, I'm here to invite you all to our First Annual Springdale Santa 5k. So, excuse me if I get short of breath. I apologize. So, what we're asking for you guys to do is to break out your Santa suits, your ugly sweaters, or your festive holiday attire and come run a 5k, or one mile with us on Saturday, December 4<sup>th</sup> at 9:00 a.m. at the Springdale Community outdoor track. After the race, we hope you'll join us for some cookies, coffee, cocoa, and Christmas carols sung by the Princeton High School Choir, and then there will also be a few holiday photo stations that the (Princeton) High School Art Club is painting for us, and you'll also get the chance to sit down and have your picture taken with Santa. Next, the cost for the race is \$15 for the event, and you can quickly register for this by going to [Eventbrite.com](https://www.eventbrite.com) and searching for "Springdale Santa 5k", or, you'll see one of our numerous posters, or yard signs around the community, and if you just scan that QR Code, it will take you directly to the site; quick and easy. I know Jeff (Anderson) already registered. So, those are the couple different, easy ways that you can register for the event. Lastly, all of the proceeds from the race are going to go to Springdale Offering Support. Some of you are familiar with this organization, called SOS. We are hoping to help them reach their goal of assisting 100 families this year, which is up from the 80 they were able to serve last holiday season. So, do any of you have any questions?

Mr. Anderson: Yes, not only was I excited when Charlie (Wilson) announced this, I think, at the last meeting, ran out, registered the family. I also purchased a brand new Santa race suite that I'll be able to wear debuting for the first annual running event, so this is a great opportunity. Thank you for putting it together.

Mrs. Johnson: Awesome. I'm very excited to see the suit.

Mrs. Emerson: Well, I'm definitely not going to miss that. But, is the information that you just shared with us, is that also on the Springdale website?

Mrs. Johnson: Yes, it is on the Springdale website.

Mrs. Emerson: Okay. Super. Thank you.

Mrs. Johnson: It is also on the 275 billboard, in case you wanted to check it out there. We're excited for it.

## City of Springdale Council

November 3, 2021

Mrs. Sullivan-Wisecup: I'm one of your volunteers. Actually, my husband is too, and my son will be singing. And, we're all going to be dressed as well, so, well, my husband refuses to dress, but you will have at least one Mrs. Claus, and you will have a "Hanukkah-sweatered" singer. Everyone is going to be festive. I'm very excited about this. When I got the call about it, I was very, very excited that we're going to have something very, very festive, and good luck on the first annual.

Mrs. Johnson: Thanks. We're excited for it. It's one of those events that we're hoping to go big and everything, and just kind of see where we can grow from here.

Mrs. Sullivan-Wisecup: I'd actually gotten a phone call about it from a friend I went to high school with prior to even hearing about it here, and it was kind of an odd thing. I had to look it up on-line before I had heard anything about it, and my friend Brian Adams, he works at one of our businesses here in Springdale and he had heard about it, and I said, "Oh, yeah, here's what you want to know about it. Please sign up. Please be a part of it." So, people have heard about it other than just from here, so that's kind of cool.

Mrs. Johnson: That's good to know. That's very good to know.

Mayor Webster: I just wanted to take the opportunity to emphasize it's not only a 5k run, it's also a one mile walk, and even if some of us can't make the one mile, I guess we could still participate, right?

Mrs. Johnson: Yes. You're more than welcome to come afterwards if you want to get cookies, cocoa, or coffee. We'll also have healthy refreshments, if you want water or a banana. And, anyone is welcome in the community, outside the community, come if they want to get their picture taken with Santa. We're working on a really nice backdrop for the kids or, if you want to get your picture taken with Santa, it will have kind of a "ski lodge feel" to it and everything.

Mr. Ramirez: First off, thank you for putting this together. I think it's a great idea. The question I have is what is the route and then will the route be the same for the 5k and the one mile, but shorter on the one mile?

Mrs. Johnson: Yes, so it's going to take place on the Springdale Community Center outdoor track. The start will be along the fence line, with the houses back against it. The 5k will start slightly ahead and then the one mile will start a little bit back behind everyone. We'll start at 9:00 a.m. We'll have the national anthem sung, and then everyone will take off running. I've got plenty of volunteers to make it completely "dummy proof" along the course. People (elves) pointing you directions, cones, so you don't have the option to run off into the neighborhood, or anything like that. But, yes, it will be sticking just to the track.

Mr. Ramirez: Thank you, and good luck with it.

Mrs. Johnson: Thank you.

Mr. Hawkins: When I beat Mr. Anderson, do I get a trophy, or a medal, or championship belt? (Laughter)

Mrs. Johnson: That sounds like a wager you guys might have to set. Maybe someone has to wear the Santa suit to the next Council meeting? (Laughter)

Mr. Hawkins: I'd have to have a head start though.

Mayor Webster: Just a little background, SOS (Springdale Offering Support) has been in existence for a long time, and we're constantly looking at trying to come up with ways to raise money to help our charity, and we tried, pizza sales at the (ComeUnity) Bash, with limited success, we had a Euchre Tournament a few years ago which was no success, to be honest with you, I think we've tried some other things over the years, but, anyway, this seems to be something that people are getting excited about and we're getting excited about it. I think I shared this with you; at the last SOS meeting, I was sitting there and Elizabeth

## City of Springdale Council

November 3, 2021

Mayor Webster (continued): (Johnson) started talking about this 5k run, and the longer she talked, the more excited I got, and I said, "You know what, you two (pointing to Charlie Wilson and Elizabeth Johnson) just talked yourselves into an appearance at the City Council meeting next month." To be honest with you, I told them that, and I forgot all about it. I haven't talked to either one of them since then, and I thought this morning, "You know, dammit, I forgot to follow up with those two. I hope they remember to be here." So, I was really happy when I walked in the chambers tonight, and I saw those two sitting here. So I say, "Good job guys."

Mrs. Johnson: Thank you.

Mr. Anderson: It is good timing to a race like this. Several communities ended up closing their races over the past two years, and several of them haven't come back. Because, I know we often times do Santa races in my family, and it's been tough to find a good one, so, it's a good year to start it. So, I think it's great. I don't usually like to bait directly across the aisle here, but, I will put out that if there is some sort of special classification or grouping for Councilmembers, or elected officials, or City Employees, I don't think that's a bad thing to do. I just finished the half marathon on Sunday, so I should be recovered by December if somebody wants to put something on the table, I'm sure we could come up with something to make that worthwhile.

Mrs. Johnson: I mean there is the one mile option. You could just flat out sprint it and see, but.

Mr. Hawkins: My one mile versus his 5k. (Laughter)

Mrs. Johnson: But, just to be known, it is a fun run. So, just to give you guys that "heads up". With fun runs, it's timed on the participants own. Next year, if it gains traction, we may look more into timing features, and things like that, but, we emphasize a fun family run.

President Vanover: Okay, I think you've got everybody informed and excited.

Mrs. Johnson: Alright, well go ahead and get your outfits planned, and we will see you on Saturday, December 4<sup>th</sup>.

President Vanover: Okay.

Mayor Webster: Thank you very much.

### Ordinances and Resolutions

#### Ordinance No. 40-2021

AN ORDINANCE AUTHORIZING THE MAYOR AND CLERK OF COUNCIL/FINANCE DIRECTOR TO ENTER INTO AN AGREEMENT WITH JUSTIN BARTLETT TO SERVE AS MAYOR'S COURT MAGISTRATE FOR THE CITY OF SPRINGDALE, OHIO, AND DECLARING AN EMERGENCY

Mr. Hawkins made a motion to adopt Ordinance No. 40-2021; Mrs. Sullivan-Wisecup seconded.

Mayor Webster: I'll just to speak to all three of these ordinances if you don't mind. These are court authorities. Our Magistrate, our Prosecutor, and our Public Defender; I just can't say enough good things about these three individuals. They do a marvelous job, they've got a well-respected Mayor's Court, and I can honestly say I very seldom, if ever, get a complaint from anybody regarding our Court, and I know they work really well with our (Springdale) Police Department, and our Police Clerks, and I'm very proud of them, and I'd certainly urge your passage on all three of these ordinances, and the other good thing is the compensation is the same again this year, and this is the case many, many years since we've adjusted the compensation, so one of these years, we're going to have to address that, but, for now, they seem to be happy, and we're happy, so, hope you guys are happy.

## City of Springdale Council

November 3, 2021

Mr. Ramirez: I think the Mayor just answered my question, but I wanted to know if Justin (Bartlett) was our current person in that position. He is?

President Vanover: Yes.

Mr. Ramirez: Thank you.

Mr. Jones: The discussion we had last year when these appointments were being made and the ordinances were read lead us to this year to ask our Law Director Joe Braun to make sure that each of the parties were in good standing. He sent me an email last week saying that he's done the verifications with the local bar association, and up through the State and so forth, and each of the parties are in good standing.

Ordinance No. 40-2021 passes with seven affirmative votes.

### Ordinance No. 41-2021

AN ORDINANCE AUTHORIZING THE MAYOR AND CLERK OF COUNCIL/FINANCE DIRECTOR TO ENTER INTO AN AGREEMENT WITH SETH S. TIEGER FOR PROSECUTION SERVICES FOR THE CITY OF SPRINGDALE, OHIO, AND DECLARING AN EMERGENCY

Mr. Hawkins made a motion to adopt Ordinance No. 41-2021; Mrs. Emerson seconded.

Ordinance No. 41-2021 passes with seven affirmative votes.

### Ordinance No. 42-2021

AN ORDINANCE AUTHORIZING THE MAYOR AND CLERK OF COUNCIL/FINANCE DIRECTOR TO ENTER INTO AN AGREEMENT WITH DARYLE C. TIBBS FOR PUBLIC DEFENDER SERVICES FOR THE CITY OF SPRINGDALE, OHIO, AND DECLARING AN EMERGENCY

Mrs. Sullivan-Wisecup made a motion to adopt Ordinance No. 42-2021; Mrs. Emerson seconded.

Mr. Hawkins: I know on Mr. Tieger's (ordinance), there's a reference to professional liability insurance, and maybe it's something that I just missed, but I didn't know if we had that in here, I know we discussed it last time, and I assume Administration has checked on it, but, am I correct, it's not part of the ordinance? I knew that, for Mr. Tieger's, part of the ordinance addresses with regard to the City's indemnity, and carrying his professional liability insurance. I know the Administration went over that, and checked that last time, I was just making sure. I didn't see it in the ordinance, but I'm assuming that Administration has checked that as well to make sure that she's got liability insurance, like Mr. Tieger.

Mr. Jones: I talked to Joe Braun about that, and I also talked to him about the ordinances were slightly different, and he said that each of those in their discussions with the (Springdale) Police that they talked with the Police Chief, they wanted them just as they were. They were comfortable with it, and Joe (Braun), I said to him, "Remember we want to make sure that each are in good standing, and have all the necessary things that they need." And he said, "That's my job, I've checked it out, I'll send you an email." And, he did do that. But, we also recognize they are slightly different, and Joe said that's the way that they wanted them, so, we left them that way. They're identical to last year, except a different date.

Mr. Hawkins: So, the Administration is confident with regard to liability protections. Okay. Thank you.

Mayor Webster: I think also, Mr. Hawkins, the prosecutor I think has a lot more exposure of someone bringing legal action against him than the public defender.

Mr. Hawkins: But, the only thing is the prosecutor and the magistrate actually can qualify for qualified immunity in their position, whereas I don't know that you're in the same position as a public defender. If anything, Mr. Bartlett and Mr. Tieger probably have less

City of Springdale Council

November 3, 2021

Mr. Hawkins (continued): exposure because that suits probably not going to go very far in most instances because they've got qualified immunity in their roles, but, Administration is confident in the situation, then I will trust in that. But, I know we had a discussion that last time, and I saw the ordinance was a little different, so I just wanted to clarify.

Mr. Jones: When they first come in, they provide that.

Mr. Hawkins: Okay.

Mr. Jones: But, then we tell them that they have to stay in good standing. Unless there's a reason to, again, that's why I asked Joe to check them out. He specifically checked with the bar association and all that. I think they're all in good shape or he certainly would have let us know that.

Ordinance No. 42-2021 passes with seven affirmative votes.

Old Business - None

New Business

Mayor Webster: I don't know whether this falls under Old (Business) or New (Business), but I'd just like to take the opportunity to congratulate our four district Council people, three sitting here, and one in the audience, and great campaigns, and look forward to working with you at least for the next two years. Also, I'd like to take this opportunity to thank the people of Springdale for approving the Charter amendments. Those passed very handily, and we're happy with that, and I think it goes a long way to streamlining our government going forward. Thank you very much Springdale.

Mr. Jones: This afternoon, the Mayor asked that I provide you the Board and Commissions most recent, as of today, updated list, so you had that emailed to you. If you want a hard copy, I certainly can pass it out and give it to you. But, we also will have upcoming legislation on those that require legislation. You'll see in your emailed report to you all the ones that are impacted are highlighted, but, as you know, many of those do not require legislation. So, it is updated as of today.

President Vanover: Well, while we're talking about that Council, we've got four appointments, one of them is with Board of Zoning Appeals, Mr. Nienaber's term ends the end of this month, and Civil Service (Commission), and Charter Revision terminate the end of December. So, and, actually, I misspoke there, four, and Charter Revision is also, and that individual is no longer eligible for that because he'll be sitting up here, so we will need at least a new name for Charter Revision, and I will reach out and contact Mr. Nienaber, Mr. Coleman, and Mr. Mitchell to see if they're interested in continuing, and I, well, we're going to have to address the Board of Zoning Appeals at our next meeting, because we have to have that in place before the end of the month. The others we can take care of in December.

Mr. Anderson: I know there would be a vacancy, but the Board of Zoning Appeals wouldn't meet until the third or fourth week in December anyway, so, we'll have two regular meetings in December as well before that person would need to be seated. So, we could certainly deal with it next time if we need to, but we will have time before there is a meeting unless there's some sort of emergency, which, I don't think is a Board of Zoning Appeals type of thing usually.

President Vanover: Okay, well, be thinking about Charter Revision, and we'll deal with those then in the future.

Mr. Jones: I'm sorry, I meant to also say to you that the last two under "Pending Legislation" will be removed. Again, that will not require legislation, and I tried to explain that in the email, and, hopefully that made sense, but I wanted to reiterate that point that, even though they're on here, they will be removed. Thanks.

## City of Springdale Council

November 3, 2021

### Meetings and Announcements

Mrs. Emerson: The Board of Health will meet on November 11<sup>th</sup>, at 7:00 p.m. in the conference room adjacent to here.

Mrs. Sullivan-Wisecup: Planning Commission will meet on November 9<sup>th</sup> at 6:00 p.m. in these chambers.

Mrs. Ghantous: Board of Zoning Appeals will meet Tuesday, November 23<sup>rd</sup>, at 7:00 in the chambers here.

Mayor Webster: Just looking ahead to the following meeting, December 1<sup>st</sup>, it happens to be on a Wednesday night, so we'll try to withhold or put off all the legislation that we can to keep the meeting as streamlined as possible. The primary focus is to swear in the new elected officials, and also if Council has any preference on where you'd like to go for dinner, let me know that. There's not a whole lot to choose from as far as trying to get a private room, and separate checks, and so forth, and so on, but, last time, two years ago, we went to Dave and Busters.

President Vanover: We went to BJ's.

Mayor Webster: BJ's. Thank you. My wife calls that Dave and Busters, so it's her fault.

President Vanover: It's her fault. You're just a victim.

Mayor Webster: Hearing no objections, and, if you want me to do it, I'll make the arrangements for BJ's Brewhouse on December 1<sup>st</sup>, at 6:00 I think we do the meeting usually?

President Vanover: It's typically what we do.

Mayor Webster: The Planning Commission, this coming meeting is at 6:00 p.m.

Mr. Jones: She (Mrs. Sullivan-Wisecup) said 6:00, but I wanted to see if you wanted to follow up with that on anything.

Mayor Webster: I'm going to address the (Planning) Commission next Tuesday, and ask that they reconsider that decision. I think there's something to be said for having some continuity and some consistency across all the boards and commissions, and I know that years ago Planning Commission did meet at 7:30 p.m., and then BZA (Board of Zoning Appeals) was at 7:30 p.m., and I think it was the last one we finally got to change. We have two Council meetings a month at 7:00, we have a Board of Health meeting at 7:00, we have Parks and Recreation at 7:00, and BZA at 7:00, and so I think we ought to keep Planning Commission at 7:00 p.m., unless there's some overwhelming reason it needs to change, and in talking to the members, I haven't found any overriding reason why it needs to change. But, next Tuesday is 6:00, and, hopefully, going forward, it will be back to 7:00.

Communications from the Audience

-

None

Update on legislation still in development

Mr. Hawkins: As you review your Internal Memorandum, Item Number I was addressed with Ordinance No. 40-2021, which was an ordinance that passed with a 7-0 vote with Justin Bartlett as the Magistrate for the Mayor's Court, Ordinance No. 41-2021 passed with a 7-0 vote, with regard to Seth Tieger being the Prosecutor for the Mayor's Court, and Ordinance No. 42-2021 passed with a 7-0 vote, with regard to Daryle Tibbs as the Public Defender for the Mayor's Court. Item Number II was addressing several appointments that will be forthcoming.

City of Springdale Council

November 3, 2021

Recap of legislative items requested for next Council meeting

Mr. Hawkins: There's a request with regard to pending legislation for the November 17<sup>th</sup> Council agenda will include an Ordinance authorizing the execution of a community reinvestment area tax abatement. This will be for an expansion of the ProAmpac's facilities at 12025 Tricon Road, where the company intends to invest \$2 million dollars in a building expansion to accommodate new manufacturing lines. That will include an emergency clause.

Adjournment

Mr. Hawkins made a motion to adjourn; Mrs. Sullivan-Wisecup seconded the motion and Council adjourned at 7:27 p.m.

Respectfully submitted,

Kathy McNear  
Clerk of Council/Finance Director

Minutes Approved:  
Tom Vanover, President of Council

\_\_\_\_\_, 2021