

INTERNAL MEMORANDUM

Office of the City Administrator

Springdale, Ohio

October 30, 2015

To: Mr. Thomas Vanover
President
Springdale City Council

From: Derrick Parham
City Administrator

Re: Report on Pending and Future Legislation

Item I
An Ordinance to Amend Chapter 94 of the Codified Ordinances of the City of Springdale Regarding Municipal Income Tax

In December 2014, the Ohio General Assembly enacted H.B. 5 concerning municipal income tax. Following a couple of years of discussions, meetings, and hearings around and throughout the State of Ohio, the bill was adopted. With this action, the General Assembly made a determination to amend Chapter 718 of the Ohio Revised Code (ORC), setting forth statutory requirements for municipal income tax codes in Ohio. As many may recall, the premise of H.B. 5 was to provide for the administration of municipal income taxes on a uniform basis throughout the State of Ohio. Following the passage of H.B. 5, any municipal jurisdiction desiring to collect a local municipal income tax is required to amend their municipal income tax code by no later than January 1, 2016.

H.B. 5 mandates language for several sections of the code. In other areas, the bill provides the municipality with an option to choose how they are currently administering that section of the code. For example under the "Qualifying Wages" section, if the City was exempting certain deferred comp plans prior to this ordinance, they can continue to do so and would then indicate such in the new municipal tax code. However, if the City was not previously exempting those deferred comp plans prior to this ordinance, their tax code would indicate such. Finally, there may be sections in the municipality's tax code that are not addressed in HB 5. In those instances, the municipality is permitted to include and retain those sections as a part of their municipal tax code.

The City's Law Director and Tax Department have thoroughly reviewed the required changes to our existing tax code to insure the City will be in compliance by January 1, 2016. Finance Officer/Tax Commissioner Jeff Williams will be in attendance at the City Council meeting to address questions relative to the ordinance.

An ordinance to approve the amendments to Chapter 94 of the Codified Ordinances will be presented to Council for a first reading at the **11/04/2015** meeting. A second reading of the ordinance is planned to take place at the **11/18/2015** meeting. Due to the size of the document, an actual copy of the code will not be attached to ordinance. A copy of the document is in the Clerk of Council/Finance Director's office.

Item II

Ordinances Authorizing Annual Contracts with the Mayor's Court Magistrate, Prosecutor, and Public Defender with Emergency Clauses

Each year, the City contracts for legal services required to operate our Mayor's Court. The positions involved are those of Magistrate, Prosecutor, and Public Defender. The terms of the annual contracts run from 12/1 through 11/30. In an effort to maintain the Court's efficient and effective operations, the Mayor will need to make the appointment of these three positions and Council adopt legislation authorizing the contracts by no later than the second meeting in November.

Three (3) separate ordinances, with emergency clauses, will be before Council for consideration at the **11/18/2015** meeting.

Item III

An Ordinance Accepting the Bid and Authorizing the Mayor and Clerk of Council/Finance Director to Enter Into a Contract with the Lowest and Best Bidder for Waste Collection and Recycling Services and Declaring an Emergency

In 2010, the Center for Local Government (CLG) created the Southwest Ohio Regional Refuse Consortium (SWORRE) to permit member jurisdictions to jointly seek bids for the collection, transportation, and disposal or processing of solid waste and recyclable materials. This consortium was the first of its kind for waste collection services in Southwest Ohio and consisted of four jurisdictions (Springdale, Greenhills, Loveland, and Fairfax). Since the creation of the initial SWORRE group, CLG formed a second group of communities to joint bid waste collection and recycling services. Bids for this year's program are scheduled to be opened on Wednesday, November 4. At this time, it is unclear how many companies will submit a bid, but there appears to be one or two new communities who may participate with the consortium this time.

The City's current solid waste and recycling contract expires on February 28, 2016. The current rates for the program include unlimited solid waste collection services at \$9.88/household/month and curbside recycling services at \$0.75/household/month. This is the final year of a four-year agreement which included two separate option years. Springdale did choose to exercise its option on the two additional years.

An ordinance, with an emergency clause, accepting the bids and authorizing the Mayor and Clerk of Council/Finance Director to enter into an agreement with the lowest and best bidder for Waste Collection and Recycling Services, will be before Council at the **12/02/2016** meeting.

Item IV

Several Resolutions Either Confirming Mayoral Appointments and/or Council Appointments to Various Boards, Commissions, and Committees

A quick review of the Boards and Commissions document (dated 1/30/2015) reveals the terms of several members of the various boards and commissions expire either prior to or at the end of the calendar year.

Below are a number of board or commission members, according to the document, with terms expiring this year: Planning Commission – Mr. Rich Bauer, Mr. Dave Okum, Ms. Marge Boice, Mr. Donald Darby, and Ms. Carolyn Ghantous (11/30/2015); Board of Zoning Appeals – Ms. Jane Huber, Mr. Robert Weidlich, and Mr. Joe Ramirez (11/30/2015); Charter Revision – Mr. Daniel Mastrullo (12/31/2015); Civil Service Commission – Mr. Robert Coleman (12/31/2015); Board of Health – Mr. Scott Garrison, Ms. Lynn Jones and Mr. George Kellner (12/31/2015).

It is our understanding that both Mr. Robert Weidlich (Board of Zoning Appeals) and Mr. George Kellner (Board of Health) have indicated they do not wish to be re-appointed.

Item V

Adopting the Final Appropriation and Transfer Ordinance for 2015

This ordinance is adopted each December in order to balance out all departments in the General Fund and to insure we balance within all funds at the end of the year. This is accomplished by either moving funds already appropriated or by adopting additional appropriations to cover actual expenses. An appropriation ordinance does not require an emergency clause and will go into effect immediately after adoption by Council and execution by the Mayor.

The 2015 final appropriation ordinance will be presented for Council's consideration at its meeting on **12/16/2015**.

Item VI

Adopting a Temporary Appropriations Ordinance for the Period January 1, 2016 until the Fiscal Year 2016 Appropriations Permanent Ordinance is Adopted by City Council

The first Springdale City Council meeting of 2016 falls on January 6, 2016. To provide for City operations until the 2016 Annual Appropriations Ordinance is adopted on January 6, a Temporary Appropriations Ordinance will need to be adopted by City Council. The adoption of this ordinance is an annual practice of the City.

A Temporary Appropriations Ordinance will be presented for Council's consideration at the meeting of **12/16/2015**. Because this is an ordinance dealing with financial matters, it may take effect on January 1, 2016 without an emergency clause.

Item VII

An Ordinance Setting the Compensation for the Elected Mayor for Calendar Year 2016 and Declaring an Emergency

In recognition of the Mayor performing nuptial services, Council increased the compensation of the Mayor's position for calendar year 2013 from \$21,000 to \$25,000 effective January 1, 2013. In return, the Mayor would perform a specified number of nuptial ceremonies to accommodate the salary increase. All associated payments received by the Mayor related to said nuptial services would be submitted to the City of Springdale. As a result of this agreement, the determination of the Mayor's salary will be made on an annual basis. If passed, this legislation would establish the amount the Mayor will be compensated in 2016.

An ordinance, with an emergency clause, setting the compensation for the elected Mayor for calendar year 2016 will be before City Council at the **12/16/2015** meeting.

Item VIII

An Ordinance Setting the Employee Pay Rates for 2016 and Declaring an Emergency

As a part of this year's budget process, the City Administration will recommend Council authorize a modest wage increase for all non-union full-time City employees and part-time firefighters. The pay ordinance would be designed to go into effect on December 27, 2015, meaning the employees will receive the benefit of the pay increase on the first pay for 2016 (January 14, 2016).

An ordinance, with an emergency clause, setting pay rates for full-time City employees not covered by a collective bargaining agreement, as well as part-time firefighters, is scheduled to appear before City Council at the **12/16/2015** meeting.

Item IX

Other Items of Interest:

1. The Council Swearing-In Ceremony is scheduled for Sunday, December 1, 2015, **time to be determined**;
2. The Presentation of the 2016 Budget is scheduled for the **12/02/2015** City Council meeting;
3. The Introduction of the New Administrative Assistant (Building Department), Mary E. Morsch, at the **12/02/2015** Council meeting.

Mayor
Clerk of Council / Finance Director
City Council
Assistant City Administrator
Law Director
City Engineer
Department Directors
Recording Secretary
Reading File