

City of Springdale Council

December 18

2013

President of Council Tom Vanover called Council to order on December 18, 2013, at 7:00 p.m.

The governmental body and those in attendance recited the pledge of allegiance. Mrs. McNear gave the invocation.

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

The minutes of December 1, 2013 and December 4, 2013 were approved with seven affirmative votes.

Presentation by Mayor Webster

Mayor Webster said my wife and I received an invitation to attend a presentation on November 24th for long-time Springdale resident, Gene Burt. The Marine Corps presented Gene Burt with a medallion as a result of his tour of duty in Korea during the 1950s. He spent two tours of duty there and was wounded. He got a lot of accolades from the Korean government. Part of this medallion was made of barbed wire because there is a lot of barbed wire in Korea. I would like to acknowledge his family here in the audience; his wife Sherry children Debbie, Sally, Patty, Rick, Sandy, three of his grandchildren, Rebecca, Jessica, Brent, also Gary, Jody, Chris. We also have a reporter, Evelyn Perkins from the Tri-County Press here tonight. She also wrote an article about our esteemed City Administrator and that will be in the Tri-County Press also.

Mr. Burt said the ribbons are symbolic of the United Nations. Right in the middle is some rusty barbed wire that is covered, symbolic of Korea. Everywhere you went in Korea was rusty barbed wire. I was very well pleased that they recognized us. My only concern is that I feel like the people who should be honored are the ones who didn't get to come back. They are but I don't think it's enough. That was the forgotten war. Police action is what it was called originally, yet we had over 13,000 people killed over there.

Mayor Webster presented Mr. Burt with a key to the City.

Mayor Webster said Mr. Diehl is probably as responsible for this as anybody else. He came up to me a few days after the event and said Gene sort of belongs to the City and I think we should have him at a Council meeting. I think that sums up the affection that this community, elected officials, people who have been exposed to you over the years, feel about you. We're very happy to do this. After spending all this time in the service he and Sherry settled in Springdale and raised their family in Heritage Hill. Gene became involved very early in the soccer program. I had the distinct pleasure to have been next door neighbors of Herb Spangler and helped Herb coach. I also coached against Gene for a number of years so I feel very honored to have been this close to two soccer icons, the two people who really started the soccer program in the City of Springdale. Gene and his wife, Sherry, gave their time to the youth of Springdale. They formed a youth organization in Heritage Hill. It's been a lifelong dedication of service and Gene to this day serves on the Parks and Recreation Commission. On behalf of the City thank you very much for everything you've done.

Mr. Burt said I appreciate it. I consider it an honor and thank you very much.

Mrs. McNear said thank you for everything for you did in the service as well as what you all have contributed to the City in these many, many years.

Mrs. Harlow stated it's an honor to know you. I did not know of your service before today and that you have two purple hearts but I'm so pleased that they recognized what you gave in Korea. It was the forgotten war. There wasn't a lot of hoopla about it when the guys came home. When you came home I'm sure you took all the leadership skills that you learned and put them to work in Springdale. You blessed our community. Thank you very much.

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Mrs. McNear said the article about Mr. Parham was in the Tri-County Press today.

Mr. Knox said I served in Korea but it was after the shooting was supposedly over. I don't know how you people stood that place in combat. It was nasty there and I salute you for having served during that period of time. Thank you for your service.

Mr. Vanover said I too am honored that the Korean vets are beginning to get their accolades and recognition. My dad served in Korea and much like you didn't talk too much about it. He was in the First Marine Division in Chosin Reservoir. The accounts of that are amazing. They were fighting in -30 degree weather and ill prepared. From my father to you, well done. You mention soccer in Springdale and it was Gene Burt. My kids went through the program and it's always been a pleasure. Thank you.

Mr. Diehl said I'm proud to call Gene and Sherry a friend. Thank you for everything. For the rest of the family, thank you for sharing your mom and dad with us.

Mr. Squires said we've known each other for a long time, Lions Club and other activities. Thank you for sharing this moment with us. For a person my age the Korean War is not forgotten. It's as real today as it was in June 1950 when they crossed the 38th parallel. At the time I was a junior in high school. I wasn't sure at that time where Korea even was. I found out pretty quickly and I was very fortunate that I did not go there. I was an ROTC student and by 1953 they were talking peace there and I was marginal on eyesight. I was called into the Commander's office and told that being marginal I was dismissed from the program. I never served in the United States Army. I am in awe of what you did there. Those that did not come back are the ones we don't want to forget. I'm glad you came back and thanks for being my friend.

COMMITTEE AND OFFICIAL REPORTS

Civil Service Commission – Mr. Thamann reported the Commission met December 5th. Also in attendance as an observer was Mr. Mick Higgins. At the meeting the Commission was updated on the administrative assistant's position for the Health Department as well as the process for the account clerk in the Tax Department. Also, the Commission approved the timeline regarding the recruitment process for the patrol officer's position. That test will take place in February. The Commission agreed to move the January meeting to January 9th and we'll make sure that the newspaper gets notified.

Rules and Laws	-	no report
Finance Committee	-	no report

Planning Commission - Mrs. Harlow stated they met December 10th. Officers elected were Chairman, Mr. Darby, Vice-Chair, Mr. Okum and Secretary, Mr. Bauer. We had a revision to the PUD Transition District Development Plan which is Waffle House at 11520 Springfield Pike. We had two renderings brought forward in regards to the south wall of the proposed building. Planning Commission had asked them previously to put some facades in there to break up that long wall when you're traveling north. They had two architectural drawings on it. There was a lot of discussion about it but Mr. Cooper was not able to address the structural issues of the building. That was tabled. A zone map amendment at 135 Northland Boulevard was requested by Jake Sweeney. This had been zoned SS many years ago and they wanted it changed to GB. That was approved 7-0.

Mr. Parham said we need to have a public hearing and the earliest we can do that is February 5th, 2014.

Board of Zoning Appeals – Mr. Hawkins said they met December 17. Mr. Weidlich was elected Chairman; Mr. Ramirez, Vice-Chairman, and Mrs. Huber, Secretary. The owner of 505 Lafayette Avenue requested a variance to allow a fence taller than six feet to remain on her property. The fence is eight feet high in some areas due to the topography of the yard. The variance was denied. Jake Sweeney requested two variances to allow a ground sign to remain on the property line. Ground signs are

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not permitted if a pole sign is utilized. Also, the sign is not permitted on the property line. Both variances were denied. The owner of 808 Weymouth Court requested a variance to allow an eight foot by six foot greenhouse to be erected in the rear property. They already have a 12' x 20' x 16' barn there and an old shed that they will remove once the barn is completed. She would be asking for two accessory structures. That request was denied 7-0. Seven residents came to speak in regards to applications, particularly the greenhouse as well as the fence. It would appear that the changes we made regarding notification have been helpful for residents getting out to voice their opinions.

Mr. Knox said there was a common thread that people were doing things before they contacted the Building Department. If they would contact the Building Department things would go a lot more smoothly.

Board of Health – Mr. Squires said the Board of Health met December 12. There were updates on the Infectious Disease Program. A van has been located and a site for the use of the van. The public hearing for the food license fees will be held in January. The Health Commissioner reported that they have recommended a replacement for the administrative assistant's position. The public hearing for the 2014 food licenses will be held at the January meeting. A diabetes workshop will be held February 20 to March 17, 2014.

Public Utilities	-	no report
Public Relations	-	no report
Capital Improvements	-	no report
Public Welfare, Safety & Education	-	no report
Housing Board	-	no report
Public Works	-	no report
O-K-I	-	no report

Mayor's Report – Mayor Webster said through last Tuesday we have incurred almost \$11,000 in labor; \$19,000 in materials. We started the year with 1,479 tons of salt. We have added another 1,064 delivered so the balance today is 2,201. We have a contract for another 600 tons if we need it. We haven't used any liquid calcium.

Mayor Webster said in the SOS Adopt A Family program we have 64 families that we helped at Christmas and another four that we helped at Thanksgiving who did not need help at Christmas. Overall that is 155 children who have been helped. We appreciate all the involvement and contributions of everyone here at the dais. We could not have pulled this off without everybody's help. We also had some extraordinary contributions from just regular citizens of this community. One resident's contribution would probably dwarf everything all of us up here did. We really appreciate everyone's involvement in the program.

Clerk of Council/Finance Director – Mrs. McNear said in the General Fund year to date through November 30 we have an expenditure budget of \$16.9 million. We have spent \$14.572 million which is 75 percent of the anticipated budget. On the receipts side we had a budget of \$16.032 million. We have received \$16.805 million, which is 105 percent of the anticipated budget.

Administrator's Report – Mr. Parham stated there was an article in the online Enquirer notifying the public that the State's OVI Task Force is planning to have a number of checkpoints this weekend. When I talked with Police Chief Mike Mathis, it was his understanding that they would not be having checkpoints but instead will be beefing up their patrol staff. Their intent is to target areas along SR 4 in Hamilton County, Butler County and Clermont County. If you are out be sure you are not driving under the influence. We know for certain there are no checkpoints scheduled in the City of Springdale.

Mr. Parham reported the Police Department was notified earlier this month that they have been awarded the AAA Platinum Level Traffic Safety Award. This award is granted based upon the safety initiatives that are performed by not only the Police Department with OVI checkpoints and enforcements but also with the Third Grade Safety Belt Program, the bicycle safety programs, participating in accident

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investigations, and participating in State programs such as Click It or Ticket, or Drive Sober or Get Pulled Over. They'd like to come before Council at the January 8 meeting to share the award with you.

Mr. Parham said I received an e-mail today indicating that the State of Ohio is planning to schedule the renewal of the OPWC funding for the May 2014 ballot. The City has benefited greatly from OPWC funding whether it's SCIP or LTIP funding. I could rattle off a number of projects we've had in the recent past and some that we have scheduled for funding. It would be beneficial if everyone would be in support of this issue. It provides a great opportunity for us to make sure we can improve the infrastructure in the community and also has an impact on employers wanting to locate their businesses here in Springdale. This is for ten years and would be the largest amount they've ever had. They are requesting \$1.875 billion for the program over the ten year period.

Mr. Parham stated I did receive a request from the City Engineer for an adjustment of their pay rates. Their current rates went into effect February 1 of this year. I talked to Mr. Shvegza and with Council's concurrence we could have legislation at the second meeting in January if you approve of their proposed two percent increase to the rates.

Mr. Squires asked are you requesting a resolution in support of the OPWC funds?

Mr. Parham replied no, I just want everyone to be aware that it is coming up. It will be a ballot issue. I would say to the general public that they remain aware of the issue being on the May ballot. It is a program that has been very beneficial to our community as well as surrounding communities and throughout the State.

Mr. Vanover asked if there were any adverse feelings about the pay rate increase for the City Engineer? There were no objections.

Law Director's Report - Mr. Forbes asked can we get clarification from the Chair to schedule the public hearing for 135 Northland Boulevard for that day?

Council gave approval for the public hearing date.

Engineer's Report – Mr. Shvegza said on the Municipal Building repair we had some issues with the window frames that were installed. The new windows have been delivered to the contractor and the last I spoke with them they were intending to install those this week. The Ashmore/Woodvale reconstruction project contract was awarded to Adleta Construction for the base bid of \$301,536.80. The City is expected to receive \$131,777.32 in SCIP funding. Work on the project won't begin any earlier than April 28 and the completion date is August 22, 2014.

Charter Review – Mrs. Matheny reported they met November 25. Four of the five members were in attendance and they had no business to discuss. It is required by the Charter that they meet at least once a year. A couple of people at the committee meeting did question why Council did not go along with their recommendation to change the board appointments from two to four years. James Bush reported that he did not want to be reappointed to Charter Revision after his term is up at the end of the year.

Mrs. Harlow said I was just wondering if it would be appropriate to request that any requests for pay increases from the Law Director, City Engineer and any outside sources we use be presented to us before the budget process so that we can take that into account when we look at our budget and also discuss it at a Finance Committee meeting.

Mr. Parham stated, of course that is up to Council. If you adopt the legislation tonight for the Law Director's office it will be the first time you have adopted legislation to provide an increase to the Law Director's office since 2008 which went into effect in 2009. We did have a request from the Engineer's Office in 2012. The Mayor, Mrs. Harlow and I met with representatives from CDS and then we agreed we would

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recommend a pay adjustment to go into effect February 1, 2013. If Council chooses to adopt this one, either you can approve future ones to remain on February 1 or you can have them go into effect January 1 but they can always be addressed in that time frame. I think the two men to my left are now on notice that you would like to have requests from them prior to or during the budget process.

Mr. Diehl said I think that's an excellent idea.

Mrs. Harlow said I think it is important that Finance Committee has an opportunity to address any concerns or issues. I don't have any but should we have any, we would have an opportunity to address those in a committee meeting.

Mr. Vanover said we have not done that previously. I don't have a problem whichever way we do it. I think the information should be available during the budgeting process so we can plug the numbers in and I don't think our esteemed colleagues will have any problem with that.

Mayor Webster said we have a pretty firm schedule so if we could ask our contractor to make requests by October 1 so we can plug it in to the budget.

COMMUNICATIONS - none

COMMUNICATIONS FROM THE AUDIENCE - none

ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 41-2013

AUTHORIZING THE MAYOR AND CLERK OF COUNCIL/FINANCE DIRECTOR TO AMEND THE AGREEMENT WITH WOOD & LAMPING LLP FOR LEGAL SERVICES TO THE CITY OF SPRINGDALE AND DECLARING AN EMERGENCY

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

Ordinance 41-2013 passed with seven affirmative votes.

ORDINANCE NO. 42-2013

SETTING THE COMPENSATION FOR THE ELECTED MAYOR FOR CALENDAR YEAR 2014 AND DECLARING AN EMERGENCY

Mr. Knox made a motion to adopt and Mrs. Harlow seconded.

Mayor Webster said a year ago I asked that the Mayor's salary be increased to \$25,000 and all nuptial fees be retained by the City to offset the increase of \$4,000. I charge \$75.00 a wedding so to generate the \$4,000 I would need to perform 54 weddings. To date I've done 49 with two more scheduled. That would project out to 51 for the year which would generate \$3,825 or \$175 short of the projected \$4,000. I believe 54 is a proper number and I would request an ordinance be approved for the Mayor's salary for 2014 to be \$25,000.

Ordinance 42-2013 passed with seven affirmative votes.

ORDINANCE NO. 43-2013

DECLARING THE 1995 MORBARK MODEL 13 CHIPPER AS SURPLUS PROPERTY AND AUTHORIZING ITS TRADE-IN AS A CONDITION OF THE PURCHASE OF A NEW CHIPPER AND DECLARING AN EMERGENCY

Mrs. Harlow made a motion to adopt and Mr. Squires seconded.

Ordinance 43-2013 passed with seven affirmative votes.

ORDINANCE NO. 44-2013

AMENDING ORDINANCE NO. 42-2012 TO PROVIDE FOR WAGE INCREASES AND DECLARING AN EMERGENCY

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

Mayor Webster said this is reflected in the budget that was presented to Council at the last meeting. It's 2 percent across the board. There are a couple of exceptions, the aquatic and assistant aquatic director.

Ordinance 44-2013 passed with seven affirmative votes.

ORDINANCE NO. 45-2013

ADOPTING A SUPPLEMENTAL APPROPRIATION / ESTIMATED RECEIPTS ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES AND ADJUST ESTIMATED RECEIPTS FOR THE CITY OF SPRINGDALE, OHIO DURING THE FISCAL YEAR ENDING DECEMBER 31, 2013

Mrs. Harlow made a motion to adopt and Mr. Hawkins seconded.

Ordinance 45-2013 passed with seven affirmative votes.

ORDINANCE NO. 46-2013

ADOPTING A TEMPORARY APPROPRIATION ORDINANCE FOR THE PERIOD JANUARY 1, 2013, UNTIL THE FISCAL YEAR 2013 APPROPRIATION PERMANENT ORDINANCE IS ADOPTED BY CITY COUNCIL

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

Mr. Parham said because the first meeting of City Council is scheduled for January 8, there are expenditures that need to take place, payroll that needs to be covered so this ordinance is put into place as a temporary stop-gap to cover those expenses. We did ask our Top Gun Finance Officer, Mr. Jeff Williams to join us tonight so if you have any questions about this ordinance or the previous ordinance, then we can give him a little TV time.

Ordinance 46-2013 passed with seven affirmative votes.

OLD BUSINESS

Mr. Vanover said the contact list has been updated and we have found that there are several flaws that we need to take care of.

Mr. Parham said you received this because the Law Director's office requested an updated version so we pulled out an older version and tried to make some adjustments. Typically with this document, unless you tell me you want something removed, I don't remove anything from the list. If you notice any issues or want some of your information changed, you can forward to me your changes and we will make sure they are addressed.

NEW BUSINESS - none

MEETINGS AND ANNOUNCEMENTS

Council meeting - Jan 8
Board of Health - Jan 9
Planning Commission - Jan 14
Board of Zoning Appeals - Jan 21
Community Center closed 5 p.m. - Dec 24, Dec 31
Community Center closed - Dec 25, Jan 1

COMMUNICATIONS FROM THE AUDIENCE - none

UPDATE ON LEGISLATION STILL IN DEVELOPMENT

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Adopting annual appropriations/estimated receipts 2014	-	Jan 8
Authorizing investment of Municipal funds	-	Jan 8
Requesting advance payment from County Auditor	-	Jan 8

RECAP OF LEGISLATIVE ITEMS REQUESTED

Increase in pay for City Engineer's office	-	Jan 15
Zoning change for 315 Northland	-	Jan 15
Public Hearing	-	Feb 5

Council adjourned at 8:16 p.m.

Respectfully submitted,

Kathy McNear
Clerk of Council/Finance Director

Minutes Approved:
Tom Vanover, President of Council

_____, 2013