

# City of Springdale Council

June 21, 2017

President of Council Vanover called Council to order on June 21, 2017 at 7:00 p.m.

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

Mrs. McNear provided the Invocation.

President Vanover requested a moment of silence for Otto Warmbier.

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

The minutes of the June 7, 21017 City Council meeting were considered. Mrs. Emerson made a motion to adopt; Mr. Hawkins seconded. Minutes were adopted as published with six affirmative votes.

## Committee and Official Reports

### Civil Service Commission

Mr. Coleman: Good Evening. I'd like to report that the Civil Service Commission met on June 1, 2017 here in the City Administration office and I am thrilled to report that the ever difficult position of Violations Bureau Clerk position has now been filled. This position, it seemed like, was going on and on and on with candidates coming and going. In the way of moving forward with moving with the next ten names on the list, but as I said we can now report that that position has now, in fact, been filled. Also, the Account Clerk 1 position is in the phase of just about ready to be filled. It is in the background phase right now; background check. Also, I want to report that on Saturday, June 10<sup>th</sup>, the Civil Service Commission tested for the Patrol Officer position. We had 64 applicants present for the test in order to make themselves available for that Patrol Officer position; so, that's moving forward as well. Also, I'd like to take this opportunity to publically thank Mary Charles there in the Administrative Office for her support of the Civil Service Commission. Throughout the process of the different vacancies, from the application all the way through leading up to the actual filling of the vacancy, her efforts are very much appreciated. So again I wanted to be on record that we certainly appreciate that. That completes my report.

### Rules and Law

Mr. Diehl

-

no report

### Finance Committee

Mr. Diehl: The Finance Committee met on Wednesday, June 7, 2017. The report was given last council meeting by Mrs. McNear. She will again give a recap of the notes under her Finance Director report.

### Planning Commission

Mrs. Harlow: Planning Commission met on May 23, 2017. It was a special meeting. We had set this meeting up for one developer. Unfortunately, this developer was not able to get their documents in the required time frame, but the developer for the GEEAA Park was there on that date. They are very much aware of what the Planning Commission has approved for that site. They are totally in agreement with the building heights, the setbacks, and all the requirements that were put in place. They are looking to change the number of buildings and they would be lowering the number of buildings. I believe it is just seven. There will be no buildings across the creek. The other item was that this will be in phases. They have Phase One and Phase Two. They asked for a continuation so that they could go back, tweak their plans and make another appointment to come back to see us. So, they were not on our agenda for the June 13<sup>th</sup> meeting, but they should have been because it was a continuation. Mr. Okum caught that and it was voted to add it to our agenda and then it was voted that we would continue it to our next meeting. So then the new business we had was Transamerican Auto Parts at 11350 Tri County Parkway. It was a minor revision to the PUD and they are; it's a company that sells parts for recreational vehicles or for trucks and things like that. They're not going to have any cars or trucks parked there overnight. They have like seven bays. The cars will come in. They'll get whatever modifications need to be done or their customer wants. Then the vehicles will be picked up that evening. If you recall, this has been a building that sits behind Friday's there. Has had quite a few different tenants in it. So, the modifications that they were looking for were some signage and that was approved with a 7-0 vote. Then the other item on our agenda was Higher Ground Ministries at 1391 East Crescentville Road in Springdale. This was a zone map

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Mrs. Harlow (continued): amendment and preliminary development was Public Hearing. They wanted to add a childhood development center to this location. They have plenty of space to do it and we went over quite a few of the requirements, setbacks. One of the concerns we had was the playground area that they want to use, but the Ohio Certification would come in and look at all of that before they would give them licensure to open a daycare center. So if that needs to be changed, they will make sure that is changed and they will work with our City Planner to make that happen. That was approved with a 7-0 vote. We did have people from the community to come forward and say that they thought that would be a good place for a child development center. There's nothing over in that area to support the working parents. It would be 6:00 in the morning to 6:00 in the evening. No weekends, no late hours, things like that. We didn't think it would impact the community very much. There's plenty of parking and I think the community is pretty much used to it being used as a place of worship and a place where people come and go quite often. So, we didn't think that would be a problem with the neighborhood and that was again voted on 7-0. I would be happy to answer any questions that you might have.

Board of Zoning Appeals	Mrs. Ghantous	-	No Report
Board of Health	Mrs. Emerson	-	No Report
Capital Improvements	Mrs. Emerson	-	No Report

O-K-I

Mrs. Harlow: Mr. Shroyer advised that he attended the OKI meeting and almost everything that was discussed was related to the Brent Spence Bridge. I also wanted to point out that he is absent tonight because he is escorting Wounded Warriors on a fishing trip and giving them an opportunity to do something they wouldn't be able to do without being escorted. I think that's a really nice thing that he's doing.

Mayor's Report:

Mayor Webster: I have several things. First off, I'd like to start off with a proclamation for Parks and Recreation. I think this covers everybody except the elected officials. So I think I'm going to make up one for next month for us. Anyway, seriously:

*"WHEREAS, parks and recreation programs are an integral part of communities throughout this country, including the City of Springdale; and*

*WHEREAS; our parks and recreation are vitally important to establishing and maintaining the quality of life in our communities, ensuring the health of all citizens, and contributing to the economic and environmental well-being of a community and region; and*

*WHEREAS; parks and recreation programs build healthy, active communities that aid in the prevention of chronic disease, provide therapeutic recreation services for those who are mentally or physically disabled, and also improve the mental and emotional health of all citizens; and*

*WHEREAS; parks and recreation programs increase a community's economic prosperity through increased property values, expansion of the local tax base, increased tourism, the attraction and retention of businesses, and crime reduction; and*

*WHEREAS; parks and recreation areas are fundamental to the environmental well-being of our community; and*

*WHEREAS; parks and natural recreation areas improve water quality, protect groundwater, prevent flooding, improve the quality of the air we breathe, provide vegetative buffers to development, and produce habitat for wildlife; and*

*WHEREAS; our parks and natural recreation areas ensure the ecological beauty of our community and provide a place for children and adults to connect with nature and recreate outdoors; and*

*WHEREAS; the U.S. House of Representatives has designated July as Parks and Recreation Month; and*

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*WHEREAS; the City of Springdale recognizes the benefits derived from parks and recreation resources.*

*NOW THEREFORE, I DOYLE H. WEBSTER, Mayor of the City of Springdale, do hereby proclaim the month of July 2017 as*

### *“PARKS AND RECREATION MONTH”*

*In the City of Springdale and I call this observance to the attention of all our citizens.”*

Mayor Webster: Mr. Karle if you'd like to step up, I'd like to present this to you.  
(Presentation of Proclamation to Mr. Karle, Recreation Director) (Applause)

Mr. Karle: I'd just like to say a few words of thank you. I'd like to thank the Administration, thank Council for their support through the years of the Parks and Recreation Department. I've been here for 35 years. It's been a wonderful place to work. We've been blessed with outstanding facilities and I appreciate your support in helping us achieve the goals that we have. Most recently, thank you for the support in building or re-doing the tennis courts and basketball courts outside. We've seen a lot of use on those and they're certainly aesthetically and functionally much more useable as well as the mile long walking track around the community center. Those are important amenities for us and just glad to see that accomplished this year. The final thing I'd like to say is, I know July is designated as Parks and Recreation Month, but people don't need to wait until July. We have a host of activities that go on year round for all ages, all interests. That's our goal, so I'd like to see people take advantage whether it's a walk in the park, game of basketball or tennis, go swimming at the pool. Those are all great things that we can provide and I appreciate your support.

Mayor Webster: If I may continue, on the 27<sup>th</sup> of May, we had a ribbon cutting which was really a nice event. Springdale Offering Support and the Springdale Health Department partnered with The Vineyard Christian Church, or the Vineyard Cincinnati Church and Chick-fil-A of Springdale to provide a new playground for families at the Willows of Springdale apartments. Mayor Doyle Webster and Carolyn Ghantous, and I have pictures to prove this, participated in a ribbon cutting ceremony on the 27<sup>th</sup> of May following installation of the playground by community volunteers. A block party attended by over 500 community members surrounded the playground installation and ribbon cutting ceremony. The playground was primarily funded through a dollar offering collected by the Vineyard Cincinnati church in the Fall of 2016 and matching grant from the David Williams and Associates park and playground equipment company. So, it was a very nice event. Very well attended. It's very heartwarming to see something of this magnitude for those children over there. I really thank the Vineyard Church for their participation or leading the effort really. Also, on the 14<sup>th</sup> of this month of June, we got an email from the Hamilton County Municipal League and it reads "Call to action. Municipal officials encouraged to contact members of the Ohio Senate." Now, we had briefly talked about some of the budget things that were being debated in Columbus, and I think some member of council maybe asked if we should pass a resolution. We said, "well, let's just wait, because the items that the house had in the budget weren't all that onerous, but then the bill went to the Senate. So, we're sort of waiting to hear something from the Senate. So we get this call to action last Wednesday. They were going to vote on it today. So, we really didn't have a chance to wait and come back and get a resolution from Council. So, I asked Mr. Parham to get with our legal counsel and put together a letter that would state the things we'd put in a resolution. At this point, let me read the Call to Action first because I think it sort of sets the stage. Let me just paraphrase this; I'm not going to read the whole thing. Anyway, the current version of the Senate plan will negatively impact Ohio cities and villages by changing the municipal income tax and it; what it does is it gives businesses the option of whether they want to file continue to file with the city or whether they want to file using this gateway program with the state. If they choose to do that, then the state keeps one percent; just for being the state. They also, it used to be that, that anyone that filed through this gateway, we'd get the money like the next, within two or three business days. Well now, we won't get the money until the end of the month. So, it's just another way for the state to get their hand in the city's income tax as far as I'm concerned. What concerns me is this one percent service fee. That doesn't sound all that bad, but then I look at it like it's a spigot. Now the state has created this spigot, so next year, we'll open this spigot a little bit and take two percent, three percent, and four percent. There's no safeguards on how much they could end up taking. The other things they, they senate, had in

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Mayor Webster (continued): the bill changes once again to the local government fund. \$35.3 million redirected from the Ohio Municipal League Supplemental Distribution Fund to support the statewide program to address the opiate crisis further limiting municipal resources to treat the epidemic on the front lines. Another \$24 million redirected from the same municipal league fund to support all 1300+ Ohio townships and very small villages with a population below 1,000. The legislation recognizes that there are very financially successful townships in Ohio, but still revenues intended for cities and villages will subsidize Ohio's unincorporated areas. There's further reductions in the Ohio Municipal League Fund. Altogether totaling about \$90 million dollars. So, as you recall, we used to get about \$700,000 to \$800,000. They cut it in half the first year, then the next they cut that in half again. So, in other words, we ended up with 25% of what we used to get. So, now, they're going to take another \$90 million from the fund; I'm not sure what that's going to relate to as for city dollars are concerned, I can guarantee you that we're going to have less. So, anyway, this is the heads up that the Ohio Municipal League gave us. So, my response to Honorable Lou Terhar, which is our Senator from this district, "Dear Senator, The City of Springdale is, and always has been, supportive of creating a business friendly environment not only in our community, but throughout the state of Ohio. Likewise, Springdale is also supportive of administering fair and consistent standards from municipal income tax collection without adding layers of state bureaucracy. However, Springdale is vehemently opposed to all encroachment upon the City's rights of local self-government conferred by the Ohio Constitution. In a true cooperative relationship, the State of Ohio would partner with its local communities to help grow the economy and access to high paying jobs rather than taking local revenue to grow state government. Springdale is strongly opposed to revisions on Municipal tax collection that decreases local control and flexibility while increasing the size of an over reaching centralized state government at the expense of local governments. We are opposed to revisions, reversed compromises and broken promises made by the State that will financially harm the City of Springdale and other local governments. To that end, we are opposed to any provisions in this budget bill imposing any program to centralize any aspect of municipal income tax collection and redistribution. These new proposals create ongoing uncertainty of how much locally generated revenues will return to the community. This places the City of Springdale's financial integrity at risk and could result in declining services and higher taxes for our residents. The virtues of uniformity will be significantly challenged by the adoption of the Ohio Department of Taxation's alternative proposal for businesses to opt in filing net profits to the Ohio Business Gateway, called the OBG. This proposal is in no way relieves any administrative burden from municipalities, Who will still have to track returns, filed by all business in order to reconcile accounts regardless of whether or not that business files through the municipality or the OBG. Municipalities have built in to ensure compliance in business filings is vital for the protection of all taxpayers. This new proposal takes that control away from the very entity best positioned to ensure each business within its jurisdiction has filed. I write you today to express our strong opposition to the Senate's continued efforts to usurp local authority. I urge you to oppose the current version of the Senate plan and to remove these misguided policies attacking local control and authority. I ask you to truly partner with Springdale so that we may continue to provide the most efficient and effective services our residents and constituents have come to expect and deserve". Signed by myself and I think I've copied all of the council on this response. So, that was on the 15<sup>th</sup> that we responded. On the Saturday's paper, Saturday's Enquirer, which I don't often quote the Enquirer, but they have on the opinion page they have a thumbs up and thumbs down section. Saturday, this is very apropos, they had a thumbs down. "We applaud the fact that the Ohio Senate Republicans want to dedicate more money to the State's fight against the opioid epidemic, but raiding the local government fund is not the way to do it. Cities and townships across Ohio have already taken it on the chin in recent years due to cuts in local government fund that were used to help the state balance its budget. As a result, cities and townships have made cuts, reduced staffing and adjusted delivery of services. Further cuts in the local government fund would debilitate cities and townships from fighting the opiate epidemic in their own backyards. We're certain there are more creative and less disruptive places state lawmakers could look to find the extra dollars to combat this deadly problem." My last reading. Today, as we get this email, from, they were going to vote today, the 21<sup>st</sup>. Today, being the 21<sup>st</sup>, this came through early this morning, they unveiled their budget proposals and I assume they voted on it because they're going to forward these on to the House to be compromised. So, not a single thing that I asked for that the Ohio Municipal League addressed is changed. So, they voted to send their budget, their version of the budget to the Emperor for his signature. I think that's all; just wanted to thank Mr. Parham, Mr. Forbes for putting that letter together and it was very well said. Thank you guys.

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Mr. Hawkins: State legislators made several decisions that I don't agree with, but, with regard to our state legislator, do you have an idea as to where he stood on this matter? Did you get any kind of feedback?

Mayor Webster: Mr. Dever or Mr. Terhar?

Mr. Hawkins: Mr. Terhar.

Mayor Webster: I don't know. I do not know; I've not spoken to him other than sending this letter, but I have been in his presence at Municipal League meetings and I know he's a township guy and townships usually favor centralized collection because the townships are not allowed to levy an earnings tax, so instead the darn legislature changing the constitution or putting the constitution on the ballot to vote on it, to allow them to levy a tax, it's always, well let's just take their money and redistribute it. It's so crazy, so I'm not putting words in Mr. Terhar's mouth, I'm not sure how he feels about it. I had also been in Mr. Deters presence. I know he was very much against this and, as a matter of fact, the Governor's proposal when he issued the budget draft, was I mean he's in favor of taking all the earnings tax and send it to Columbus and Deters assured me that it was dead on arrival and that's not going to happen.

Mr. Hawkins: I know Mr. Dever indicated that he was against this idea. Thank you Mr. President.

President Vanover: I asked Mr. Forbes, we have home rule capabilities. I haven't heard anything from the Ohio Municipal League of course it's, they're just playing catch up like everybody else. Is there any discussion or thought about fighting this? If so, really I guess, what are our recourses? What recourses do we have?

Mr. Forbes: I'm not aware, I've not heard of any sort of grass roots efforts to fight this. Other than the Municipal League has tried to do what it can do through its lobbying. If you're talking about the subsequent legal challenge, I've not heard anything about that. If there were to be one, I would assume it would be based then on the home rule provisions of the Ohio constitution that give us the power of local self-government and be able to take care of our own local self-governing needs. As I've discussed with Administration, not on this particular topic, but on other related topics that the State has done, that is, it's a very difficult proposition to challenge that. In this case, we just went through just a few years back when they did the whole municipal tax uniformity and in essence what came out of that was yes, you have home rule authority and yes, you have the authority to levy a municipal income tax. The State has determined that it has to be done in a uniform way across the entire state and when the state law requires uniformity across the state, that is the generally speaking, one of the instances where that trumps your home rule authority to have local self-government. So that State legislature is usually pretty careful to include the right kind of language in these things to say this is one of the times we need statewide uniformity and they know because that type of language is the defense they need to home rule argument.

President Vanover: So basically it's smile and grab your ankles.

Mr. Forbes: I won't ...

Clerk of Council/Finance Director

Mrs. McNear: The General Fund update through May 31, 2017 for receipts and that receipts are \$17.183 million dollars and we have received \$8.8 million dollars or 51% of the anticipated receipts. Those receipts are made up of five major topics which are Earnings tax, Real Estate Taxes, Paramedic Services, Local Government Funds and Mayors Court \$8.269 million dollars or 94% of the revenue that we have received to date. The expenditures; the Net Expenditures are \$18.374 million. We have spent \$7.471 million or 39% of that budget. The General Fund Ending Balance through May 31, 2017 is \$5.236 million. Also, to continue on the report from Mr. Diehl regarding the Finance Committee, the committee did meet two weeks ago on the 6<sup>th</sup>. The topic was a banking bid for our depository bank for the next two years. We had five bidders. We do have a piece of legislation for your consideration this evening. What this piece of legislation is for is for this depository and so it covers the minimum deposits required to cover our fees. This would be things such as our checks, the cost of checks, things of that

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Mrs. McNear (continued): nature. So we do have Ordinance No. 26 this evening and we request your consideration and approval. Another piece of financial legislation for your consideration this evening, we do have R5 for your consideration as well this evening and that one is adopting the tax budget for the City of Springdale for year January 1, 2018 through December 31, 2018. This is something we typically do every year and we do request your consideration and approval and that completes my report for this evening. Thank you.

### Administrator's Report

Mr. Parham: Council I have a couple of items for you. First of all, just want to inform the public that the Greater Cincinnati Water Works water main replacement project that has been as identified for our Cloverdale and Smiley neighborhoods, we've received in notification from the Greater Cincinnati Water Works that the first contract, and if you recall, they're separating us into two separate contracts. The first contract is expected to begin the week of July 3<sup>rd</sup>. The second contract is then expected to begin around July 31<sup>st</sup>. They're planning to, the contractors and the Greater Cincinnati Water Works, send out notifications to our residents beginning this week, so hopefully they should have those in their homes by the end of the week. Next item, I spoke briefly at the conclusion of the last meeting about the Electric Aggregation Program and the opportunity of trying to find a reasonable rate that the City can continue our program. As you recall, the current program is due to expire October of this year with our meter reading date for that month. We, with another group of municipalities have indicated to Interstate Gas Supply (IGS) that we would consider their proposal. They originally proposed a rate around 0.0539 I think the number was which was about a 7% reduction. Our current rate is 0.0576. After another jurisdiction had gone out to the general public to seek other bids and came back with numbers very similar to ours, one of the municipalities asked a broker to go back to IGS to see if they can reduce their number. They did reduce their number. So, we have a proposed number of 0.0527 which is about an 8% reduction of our current rate. It's about 14% reduction of Duke's price-to-compare rate. With that, as I suggested to Council at the last meeting, we would put together an ordinance for your consideration this evening. We would request that you provide it with a favorable consideration. I am willing to answer any questions that you may have relative to the program. I will add that one of the advantages with this, again we were anticipating that our current contract will expire in October. What this would do is begin the new program in September. So, instead of you paying 0.0576 for September and October, you would be paying that lower rate. That would be a savings that residents would be able to appreciate. I need to correct one thing, because the 0.0527 is the brown rate or the traditional rate. As you recall, we proposed our program would have a green rate. Therefore, the green rate will be 0.0547 so it 0.002 higher than the traditional rate. Residents will have the opportunity to choose which they would like to participate. If they do nothing, they will stay at the green energy rate, which is slightly higher. If they make the adjustment to opt out, they can opt in to the traditional rate program and, still experience a savings. Finally, they can choose not to participate in our program and, totally opt out of our program.

Mayor Webster: When they do nothing, what happens?

Mr. Parham: If they do nothing, they will be a part of the green energy rate.

Mayor Webster: Green. Okay. Alright, I thought you meant they would stay the same as they are today.

Mr. Parham: No.

Mayor Webster: Okay, alright, thank you.

President Vanover: Okay, so then, do nothing, you basically roll to the green rate and then you can opt out of the green to go to the traditional.

Mr. Parham: Yes, or you can opt out of the program all together.

I have one other item. For a number of years now, we have recognized that the roof at the Police Department has a lot of age on it. It has experienced many issues. Earlier this year in April, we had a significant rainstorm. I just happened to be here at the Municipal Building. It was on a Saturday morning where we had power out in this building. The Police

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Mr. Parham (continued): Chief and I were here. He had stopped down at the Police Department earlier before coming here because both our telephone systems in this building as well as theirs were out. On a Saturday, it really doesn't matter if ours is out, but it does matter if theirs is out. While we were here, he showed and me a number of photographs of various leaks within the department. Leaks from an old roof. As a result, we had the department to solicit proposals from vendors. They received approximately four proposals. The proposals ranged from \$68,000 to \$122,000. Clearly that exceeds our \$50,000 threshold, so it's not a project that we'd be able to engage in without a public bid as well as approval from Council. At this point, our plan is to put together bid specifications so that we can eliminate the issue of leaks throughout the building. We would have the market bid on the project and then institute the improvements of replacing the roof this year. Again, this is something we have to go out for a public bid and have to get Council's approval. One thing that I will point out, we did not anticipate this, so there are no dollars in our 2017 budget for this project. This is not unlike anything else if the air conditioning unit goes off in any of our buildings during this hot summer, we get it fixed.

President Vanover: You need direction from us?

Mr. Parham: No, just at this point, just letting you know if you had some concerns, I'd like you to share them with me. That's all I have. Thank you.

### Law Director's Report

Mr. Forbes: I do have one item. Given the last thing I just talked about, this is actually good news. We've talked about this in the past, but if you remember there was a Senate Bill 331 that was passed sometime last year and that is the bill that essentially, well it was the regulated or deregulated what they are called small cell facilities, these small cell towers. Senate Bill 331, among many things that it did, essentially said those small cell towers are exempt from local zoning and that they can basically go in your municipal right of way with very little or no regulation. This was a case where a number of municipalities across the State of Ohio got together and they did challenge this. In fact, there are probably five separate lawsuits filed across the State in various counties. The biggest one was from Franklin County. That one had about 50 different municipalities that joined to challenge that bill in the State's overreaching regulation. There was basically two basic charges that the municipalities had. One was that Senate Bill 331 violated what's called that single subject rule. Because that Senate Bill 331 addressed about eight or nine different topics of lots of no unified topic. The second argument they were prepared to make was that it was a violation of your home rule authority, because it's your municipal right of way and you should be able to regulate it as you see fit. A few weeks ago, the Trial Court in Franklin County issued a ruling for summary judgement in favor of all the municipalities and they struck down Senate Bill 331 as unconstitutional. Only on the single subject argument. That was all they needed to get to. They said this clearly it addresses about eight different topics, none of which are really all that related. This is exactly the kind of thing that the constitution was meant to prohibit and they struck it down. In that sense, there was a victory for municipalities for local regulation. The court did not rule on the home rule argument because they said we don't have to; we can already throw this out on the single subject rule, but did indicate, in some sort of side comments, that if the home rule argument were to get back to them, they didn't think it was going to fare too well. This regulation wouldn't fare too well because it seemed to be overreaching. So, we have that as it stands right now, that provision of the bill that took away our control of small cell facilities has been held to be unconstitutional. It's as if it had never been adopted in the first place. It does not exist. So, as of right now, we have the same control we had before of our municipal right of way. Although, I did read today, that the State has indicated that they intend to appeal that decision, which doesn't surprise me, but as of right now, at least you have small victory for local regulation. Beyond that, that would conclude my report.

Mr. Parham: Mr. Forbes, considering we were as a community beginning to move forward in developing regulations for allowing and limiting the small cell towers and because of this decision, while we understand they are planning to appeal, would it be wise for us to begin to gear back up in order to identify how we choose to permit small cell towers in our community?

Mr. Forbes: Certainly, I mean, we were dealing with those small cell towers, if you remember we were dealing with them sort of on a "if come" basis when they would approach us, we would deal with it. We didn't have any sort of regulations specifically in place for them. We dealt with them the best we could with our existing regulations. As we contemplated to begin

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Mr. Forbes (continued): those new regulations, that's right when this new law came into effect and said don't bother, you're not allowed to do that. Now that it's been declared unconstitutional, I would say now is probably as good a time as any to begin reviewing how you might want to regulate these facilities. Typically it would be done through your zoning code. Your zoning code is where you now already regulate the big cell towers. If you feel the need to have some specific regulations on these new small cell facilities, yes, certainly, now would be an appropriate time to begin that process.

Mr. Parham: I think that it is something we need to move back to the forefront, because prior to all this coming about, the Public Works Department had received probably four request for permits that were in the queue seeking access to our right-of-way. As Mr. Forbes indicated, at the time, Mr. Agricola and I were receiving these permit requests and we were essentially designing what was permissible. They issue of the industry suggesting that there is a need for these towers has not gone away. The good part for us is that through all this legislation passed by the state, and then the challenge by the communities, is that the industry has decided not to submit permit request. I guess they were waiting to see what's going to happen. Now that the ruling has come forward, and more than likely based upon that ruling, it's hard to imagine anyone is going to overturn that, but we never know. In the meantime, it's probably wise for us to begin to gear back up to begin to look at those regulations we were trying to design, take those to the Planning Commission and begin that process so that we can be prepared. It is best that we not do that through the Administration, but that we doing it through a policy and a standard that is set by the community.

Mr. Hawkins: I am in favor of the Administration/City Planner, whoever needs to take those next steps to present that to Planning Commission for us to move forward with that as quickly as possible. I don't know if Mrs. McBride was brought in on any of that, or if you guys were sort of dealing with that on a case by case basis, but I'm definitely in favor of us moving forward swiftly to try and get that to Planning and get that into the code to help solidify our position.

Mr. Parham: There are several ones that we have approved. You can see them in a few locations. There is one on Tri County Parkway that is across from the shopping center on the Lowe's side of the street. It looks like a black stealth; it looks like this (points to the microphone). That is exactly what it looks like. Then there is a second one that is on Merchant Street. I recall when that one went up, we began to get calls from the property owners in the office parks. They were wondering, "What is that? Why would you allow it?" We understand. We have been fighting this battle with the state relative to utilities and their rights in our right-of-ways and our limited ability to deny them the rights in our right-of-ways. So, we began to try and carve out what we thought was acceptable height. One of the applications that came before us, wanted to put up an 80 foot tall tower and we said, "No". We told them what we had approved previously, I think was 28 feet on Merchant Street and that's the one we would consider. If you needed something greater than that, you had to demonstrate to us why you would need it. Then, we began to have more discussions about setting the standard. We begin gathering information through the assistance of Mrs. McBride and some others and began to work towards figuring out what that policy should look like. So, yes, everyone has been a part of that initial discussion.

Mayor Webster: We have two of those as Derrick has indicated. I'm almost sure that the third one went up yesterday, but there was nothing we could do about that and the state's right of way, but over the big sign on the interstate for Springdale Inn and Suites and

Mr. Parham: Beef O'Brady's?

Mayor Webster: The neighborhood bar, Beef O'Brady's. I went past there yesterday, the day before yesterday, I saw this sign or this big sign company had a crane up there and then yesterday I noticed there's a big one of these big things (points to microphone) right in the middle of it so, I'm sure we got another one in the city, but this legislation probably would not prohibited that one anyway, right? Because it's on state right of way.

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### Engineer's Report

Mr. Shvegza: As far as updates from last month, on the 2016 street program, the final part of that was completed at the repair work on the state route service drive has been completed. On the state route four southbound lane addition, the project is substantially complete. They do need to install some of the raised pavement markings, the raised concrete median reflectors and barrier reflectors on the median there between the lanes heading to the interstate and those continuing on the state route 4. Regarding the state route four urban paving project, ODOT has awarded that contract to the low bidder, Barrett Construction for \$906,126. The other bidder was JR Jergensen for \$943,899. ODOT's final estimate was \$967,000, so a good bid. On the 2017 street program, on the Cameron Road and Naylor Court portion of the project, the contractor, I believe has finished up the curb work and they are working on the aprons and sidewalks. After they finish up work there, they'll move on to Whallon, Bernhardt and Grandin. They're planning to actually begin work on it this week. Then from there, they'll move up to Ray Norrish Drive and Springdale Lake Drive along with apron and sidewalk replacements. For those three projects, we have not gotten a date yet for the actual asphalt resurfacing work yet. They're still trying to plug that in. On West Kemper Road, of course on that particular project, we're fortunate to receive MRF funding in the amount of \$63,300 for that project. There's legislation before Council tonight to enter into an agreement with Hamilton County for that particular funding. Again, we don't have the date for the actual resurfacing work to begin on that. On the maintenance portion of the 2017 street program for Heritage Hill, Cloverdale, Grandin, Terrace subdivisions the cape seal work on Lawnview in that area is substantially complete. The contractor has started with the mastic application in Heritage Hill this weekend. They're anticipating finishing it up by the end of the week. On Glenview subdivision and Sharon Road, the cape seal work is substantially complete. For that particular project, for each of the cape seal project they plan to finish the pavement marking around June 23<sup>rd</sup>. The last thing is on the Community Center walk repair. As far as the final punch list items being addressed, the contractor is supposed to begin work on that tomorrow morning. That concludes my report.

President Vanover: I will report that the mastic in Heritage Hill is everything except Castro is completed. I would appreciate kind of a discussion with the contractor because coming in tonight, they had shut Ledro down to make it one way because you can only drive on one part of it. Well, there are cones in various positions, you don't know if you're driving, what side you should be driving on and when I got to the stop sign at Tivoli and Ledro, and they were actually across in the lane there at the stop sign. So, there's, I don't know if kids went in and redesigned it, but other than that, it wasn't too painful, just once they got started, the signage created the biggest headache because they signed everything, but there were different dates on the signs and the writing is about that tall (indicated a few inches). Because the sign is maybe eight by seven, something like that, and driving by, it's hard to pick up, so there was a lot of confusion about what, but once people observed the signs, it wasn't too painful. Maybe check with them because when they're working on the cones and the signage, is good, but what they left tonight, I don't know if they left in a hurry or what, but there was I witnessed a person driving on the correct side of the road and somebody else driving on the other side of the road and you couldn't really tell, where the cones were placed, what actually was happening. Touch base with them on that please.

Mr. Parham: Just for clarification, so I know which issue it is. The main traffic issue was on Ledro?

President Vanover: Yes, this evening the cone placement on Ledro. It was questionable what you were supposed to be doing.

Mr. Parham: Then you said on Castro you thought the cape seal was not completed?

President Vanover: It is not; no, Castro is not. That's really the only place left in the neighborhood that has to be treated.

Mr. Parham: I know they had completed the pavement repairs everywhere. Maybe Heritage Hill was one that... Heritage Hill was the one that they were starting on this week. They were hoping to start on Monday, but because of the rain, they couldn't start on Monday. They had color-coded their days, so that probably pushed them back, that's why Castro is not completed.

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President Vanover: I mean, that's fine. Other than just the cone issue this evening, it seemed to go pretty painless and actually I thought the one way flow on Ledro was a very smart idea and I didn't see or hear any complaints about it, you know you just followed it. Just if they'd tidy up a bit and we'd be good.

Mr. Parham: Thank you.

President Vanover: Thank you.

Communications

Mrs. McNear -

None

### Communications from the Audience

Mr. Shroyer: My name is Matt Shroyer and I live at 467 Grandin Avenue. Before I get started, I had no idea that July would be Parks and Recreation Month, but, going hand in hand with that, we are all here today to ask that the council begin looking into building a splash pad at Underwood Park. For anyone who's not familiar with what a splash pad is. I have some pictures I can hand out. Essentially it's just a concrete pad maybe about the size of this room (referring to council chambers). It's got a protective coating on it and it's full of water jets and sprinklers and different water features for kids to play in. They're becoming popular. There's quite a few around the surrounding communities that are starting to pop up and be established. We became interested in them because we have a young son ourselves and many of the audience members are coming to age that we have our own children. We were all from Springdale. We all grew up here, played in all of our neighborhood parks. We'd love to be able to watch our kids grow up and play in the same neighborhood parks and we feel that these splash pads are a new popular trend and we think that it would be of great benefit to the city and a new amenity to have in our parks. Like I said, they're popping up around all the surrounding communities; we've been to quite a few of them, my wife and me and our son. We've taken some friends with us with their kids. The kids love these things. They're packed every time we go there. Talking to the other adults there, they love them just as well because of the peace of mind. These pads don't have any buildup of any water. They don't retain any water. It's all pumped out through drains so there's no standing water issue, there's no drowning issue. They actually don't even have lifeguards on duty. They don't require them. So the adults like them because they can let their kids be free. They can run around, they can be kids, they can have fun. At pools, everybody knows that you still kind of feel like you have to be within arm's reach. This allows the adults to relax, communicate with one another and have their kids there close to still having fun. Really, the only drawback that we found with them is that we have to leave Springdale to go to them. We have to load our families up, we have to drive to surrounding communities to be able to enjoy them. We feel like the residents of Springdale deserve a little better than that. We shouldn't have to load our families up and leave Springdale to go to other cities to appreciate the amenities that they provide to their citizens. As far as utilizing Underwood Park, eventually we would love to see those go in throughout the City. We, like I stated, we live on Grandin Avenue. We know that area; we know Underwood Park. We utilize Underwood Park. We utilize it on a regular basis. With being out in the park we've made mention to other neighbors that we met there of our plans of talking to you folks about it and just met with overwhelming support. It seems like everybody that we've talked thinks it would be a great idea. My wife and I walked around Springdale one evening last week and we didn't go door to door, we just, anybody we saw out we mentioned that we're going to come up here and if they wanted to come up and show support or if they just supported it in general and we spent two hours maybe. Like I said, we were just seeing people that were out and about and we were able to, within two, two and one half hours found over 30 different households that let us write their names down, get their addresses and show that they had supported it. Like I said, we know our neighborhood. I'm sure the other neighborhoods would love them too, but I can't speak for those. I can speak for the Grandin area. Grandin, Whallon and Lafayette, that area. All that surrounding area around Underwood Park. Our neighbors would utilize this. I know this would be utilized on a daily basis. Now with that being said, we understand that it would be a large undertaking. I know we're not just coming before you asking for a little picnic shelter. We know that this would be an expensive project and we know that there would be a lot of planning a lot of logistics in it. It's something that we feel would benefit Springdale and like I said the other surrounding communities have them. They're finding a way to finance them. So, I feel like to write it off because it's a great expense is a little irresponsible. I think we should look into to this. Talk to some of the surrounding communities, see how they procure funds whether it be grants or

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Mr. Shroyer (continued): donations or what we would need to do to make this a reality in Springdale. Now I'm not by any means any wealth of information, but I could field some questions if anyone had any.

Mrs. Harlow: Thank you. Thank you for coming tonight and bringing this up. Anything to look at to get our citizens out and to get them together is a good thing. I know that I've read that in the paper that Colerain has one. There were some issues with that I think that they had to address because of the number of people who wanted to come to the splash park and there were daycare centers that came and brought large number of children and that type of thing so they did have to eventually limit it to the residents only. I have no idea how they monitor that or if there's someone on the side of the splash park that monitors it to make sure that you know that it is the residents that are using it because it does seem like you know what you're saying is that very very popular and people want to go there and

Mr. Shroyer: Doing some research there's quite a few of them around here. There's some that do charge admission fees. There's some that have passes. There's some that are just open generally to the public. I work in the city of Hamilton and they have six throughout their neighborhoods.

Mrs. Harlow: I've heard that, I've heard its' really nice.

Mr. Shroyer: Yes, they're utilized every day.

Mrs. Harlow: Now, does the resident or the user have to show some kind of identification?

Mr. Shroyer: At Hamilton I know they're completely open to the public. I'm not sure on the other surrounding communities.

Mrs. Harlow: I just kind of wondered how that worked.

Mr. Shroyer: On that note too, I understand what you're coming from and I realize that we shouldn't build something here to attract others from surrounding communities.

Mrs. Harlow: Oh no, I'm just trying to figure out like the logistics of it and things like that.

Mr. Shroyer: Yeah, that would have to be something we'd look into. I don't think that we should punish our citizens because we're worried about other people coming to it. I think it should be something that we would have to look into and develop something that works for us not just not do it because we're afraid of other people utilizing it. I understand where you're coming from. We shouldn't have to build something and then have other communities come and enjoy it, but that's essentially what we're doing now. We're going to other communities to enjoy them and now we're here to get them developed in our city so, maybe that's what it takes is people coming to see ours and go back to their city and have them developed in their city.

Mrs. Harlow: Right, I know, I understand. My grandsons love Summit Park. I get it. Thank you.

Mr. Hawkins: I think that first off, I appreciate you and everybody coming out this evening. I think that the splash beds are great for kids. My kids will routinely go out to Winton Woods and play at theirs. I know that one costs and charges admission to go through and do that. I could not recall if there's I know there's somebody there obviously checking people as they're coming in. I couldn't really recall if there's someone who is sort of sitting on site monitoring things. Like a pseudo-lifeguard type of situation, that one. I kind of thought there was somebody that was around doing that. We've talked about before I think you've been in this year about a variety of different things for the rec center. We talked about a shelter house before. Commented about how Evendale has not one but two shelter houses and one is fully enclosed. One's open air. So there's a number of different things that we'd love to do for the residents and some of it comes down to just trying to figure out where there's money to do so. Right now, obviously we're going through some fiscal strains, we've got to be very judicious in terms of how we're using money because we have some things going on with the state taking funds and trying to get more business in here to have more revenue to have more tax dollars to have more do more things for the residents. If I could wave a magic wand and we had unlimited resources, or resources like maybe a Blue Ash, I'd love to have a splash bed at every park that we have.

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Mr. Hawkins (continued): Every neighborhood park that we have. We're not, unfortunately, in that same fiscal situation as some other cities. So, I'm more than open to hearing what the cost would look like with the maintaining costs would look like, but that would be my concern. We're going through a lot of different things right now. We've got an \$8.2M dollars that we've got out to take care of infrastructure which we hadn't been able to do going back to 2009 because of some financial strains, so, I'm interested in the idea. I personally have some concerns about the finances for the city in a general way, but I'm open to hearing about it. In the big scheme of things, I think it's a great idea. It may be something that we have to shoot and strive for to get money to that point. I don't know if today we're in that position. I don't know what those costs look like or what the maintenance fees look like, but that's the only thing that I would say is the biggest caution at this point. The other thing is I know that the Ohio Department of Health has some guidelines for them. I don't know what they are, I think there's some guidelines that came out of I mean there's a 2011 there's an actual case that came through a court or if they just set some guidelines of some incident back then, but I know there's some guidelines that are set in place in terms of water regulatory. I mean I think every four or six hours they're going to check the PH balance. There's some systems that are set up to shut down if it's off, so I don't know what those things look like as well, but those would all be questions that would have to be looked into.

Mr. Shroyer: Right, yeah. We're not here tonight to have you write a check so that we can start building it. We realize that, you know, if this is a split, to start budgeting for it this year, maybe somewhere in 2019 build it, whenever we would be able to build it. Tonight we're here just more or less to get the ball rolling and getting you guys talking like we're talking now and not just blow it off as "well we can't afford it". You guys would have much more access to finding this information than we do with the little research that we did, there's cities in Ohio that have procured ODNR grants to help build theirs. There's money out there, there's grants out there. There's, I know Hamilton has procured quite a few donations from business or from private citizens. If that's a route that we would want to go as far as forming a committee to procure donations from businesses in Springdale that would like to see this happen too. I think there's options out there and I don't want to see us just completely ignore this because we're afraid it costs us too much money. I think it's worth the research and worth the money.

Mr. Hawkins. I'm not saying it's something that I guess to be clear. A lot of the ideas that come out, shelter houses, what have you just because they don't get acted on right away or that year within two years, I don't think it necessarily means that those are permanently shelved or things that folks would cast aside, I think some of it just comes down to where we are financially. So, I think it's a great thing, I think you have a couple of hurdles. The first hurdle is do people think that it's something that residents would benefit from? I think residents would benefit from. I don't think there's any question about that. I think the next question is where does that fit in terms of the overall financial structure of the city? You talked about being responsible or irresponsible. The first thing we've got to do is take care of the needs of the city and you know as a parent, kids; there's some things they need, there's some things they want. There's some things residents need and there's other things we'd love to have as a luxury for residents, so some of the things we're taking care of right now, the \$8.2M that's off the need for the infrastructure for everybody who's in here. For bringing in business, what have you, we've got to make sure all those things are squared away. We just got a new fire truck, we're going to have to get another ladder fire truck in the next probably two years or so. That's going to be over a million dollars. There's some big things that we're having to take care of so I don't want anybody to think that, now I'm more speaking for myself. I don't know what numbers look like as of yet, but I don't want anyone to think that a lack of action on that idea in terms of implementing and going out and saying we're purchasing that means that something's a bad idea or it may just be something that has to be budgeted for. We have to get to a better financial space, but I think it's a great idea. It crosses that hurdle for me without question, but it's just about money. So I'd be interested in seeing, to the extent that it's not costly, overly costly to see what the guidelines look like. That's not an expensive task for Administration or to see what folks sort of have set up around the greater Cincinnati area in terms of who charges who doesn't charge, do you have to have a lifeguard there, that kind of stuff. I do know some of the things you do have to have somebody check I think Middletown talked about some of the overtime they have to charge for people coming out and checking of the PH balance is at opening and closing I think they have some other administrative stuff like that. That's my two cents.

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Mrs. Emerson: Thank you for coming. I think it's a good idea. As far as financially affording it, and he said he would like to see it in all the Parks, I don't see that in the near future. I would like to see it, if we did the first one I'd like to see it down at the community center that way it's more accessible for everyone. I don't know how you all feel about that.

Mr. Shroyer: the reasoning that we would like to see it out in our neighborhood Parks, especially for us, if our kids were or if we were to load up our kids we would put our kid in a wagon, and we want to walk up to the community center, we have to cross Kemper and Route 4. If our kids get a little older and we want to send them to go up to the rec center and play, then we have to worry about them crossing Kemper and Route 4. The point of having our neighborhood parks is so that our neighborhood kids can get together and play in their neighborhood parks.

Mrs. Emerson: I understand that, but I don't want to see it isolated to your park. There's people over on the other end that want.

Mr. Shroyer: That's what I said is, yeah, I would love to see it; them spread out numerous locations in the city. I know we're not going to be able to just throw six at the city. This is, like I said, getting the ball rolling. If we do this one, if we get a good response from it then start putting it in other communities.

Mrs. Emerson: My suggestion would be though, if we did this, that we locate, centrally locate the first waterpark to the community center, so everybody has fair reach.

Mr. Shroyer: I don't know that I agree with that having the pool at the community center there, but I understanding the reasoning there.

Mrs. Emerson: Alright, thank you.

Mayor Webster: Thank all of you for coming out. Always anxious to hear what's on people's minds. Matt, the only thing I would disagree with you on, is that we would be irresponsible if we didn't do this because we didn't have the money. Mr. Hawkins gave you a pretty good overview of some of the things we've got facing us in the City. I think it's a great idea. I think it's probably a very popular thing to add to our recreational capabilities here. I think what we need to do is. Your father brought this up several months ago I believe and so I had Mr. Parham do some preliminary work and just for everybody's benefit, you know, there's, I guess, and here again I don't have a whole lot of knowledge, so you guys interrupt me here if I say something wrong, but my understanding is that there's basically two types of systems you can put in. One, is the water comes up, it goes down the drain and that's it. Those systems are about \$150,000 for starters. So now we're talking about all the neighborhood parks, you add it up you're talking a cool million bucks. The other type is where you recirculate, try to salvage the water and you then have to add filters and a filtration system to it. So now you're, my understanding, around \$250,000 for starters, so you're \$150,000 for the basic system, \$250,000 for one with filtration. Now that's a lot of money. I'm not saying here tonight that we can't do it because we can't afford it and as I've told Council and several other ideas that have surfaced, let's flush out the details of it, let's see exactly. I don't think any of us know enough about the operating cost of this thing. Do we need security? Do we need a secure area? I hear people talking about people charging. Okay, then that means there's got to be some personnel there to collect the money. Do we need restrooms in the parks with these sort of things? I think there are a lot of details that we need to flush out and I think that we would certainly ask Mr. Karle to flush out those details. Let's get all the costs identified and turn it over to capital improvements to let them put that and the other items that we've suggestions from council that were just this year alone we've had several ideas, if serviced, can we do this? Can we do that? Well, yeah we can probably do anything we want to, if we wanted to put six of them in all the parks, we could do that, but I don't think you'd like the repercussions of it. Of course you probably wouldn't see a police officer coming up and down your street very often.

Mr. Shroyer: That's not what we're asking for.

Mayor Webster: Or if the house catches on fire, it might burn for a while before we get the Fire Department out there, but we can do anything we want to do. So, what I'd like to do is have Mr. Karle flush out the details of this thing, let's get this to Capital Improvements and plug it in to their budget, let's see what else we have coming out of capital improvements when we get

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Mayor Webster (continued): ready to put the budget together. I think it's a little unfair if we don't put it in the budget to say we're financially irresponsible.

Mr. Shroyer: I never said we needed to put it in the budget. I think we're on the same page. That's what we're here for, like I said, to get the ball rolling. We want you guys to research it, to look into it, to see if it's feasible. My comment about irresponsibility is to just flush it away right off the bat. This is \$250,000, we don't have that, and we're not going to look into it. I want you guys to look into it. I want you to do the research and I want you to let us know what you came up with. If it's going to be a "no", then you can explain why it's a "no", then we tried and it's a "no". I don't want to everybody to just say no we don't have the money.

Mayor Webster: I don't think there's anybody up here that would take that approach.

Mr. Shroyer: Then that's what we're here for tonight.

Mr. Diehl: I would tell you, Matt, just so you have some idea, we just re-did the tennis courts and the basketball courts. We probably had that in the budget for four or five years before it actually bubbled to the top that we thought that we could afford to do that. So, everything takes time, but I'm like Mr. Hawkins and the Mayor, I really think this is a great idea and would like to know more about that. Thank you for coming. Thank you everybody for coming. It really makes all of us happy when we see people come out and do what you guys are doing. So, thank you.

Mr. Hawkins: I think the big thing is there are a whole bunch of things in my vision of a Springdale utopia that we'd have, including fireworks on the Fourth of July and all those kinds of things that we have experienced before. Some of it, it just takes some time. So the fact that some of those things aren't happening right now, does not mean that they are not going to happen in the future, but some of those things we just have to work back towards or work towards that we haven't experienced yet.

Mr. Shroyer: Is there a route for us to go if we wanted to try to find private donations or some sort of thing like that? How do we go about that route? If we decided it wasn't in the city's budget, but we were able to procure the funds ourselves, would that help? Is that a committee or is that a...

Mayor Webster: I would encourage anyone that has connections with a business or a foundation and if you can make a pitch to it and you can get the money to do it, then hallelujah.

Mr. Shroyer: That just comes straight to here or

Mayor Webster: I'll even have a proclamation for you.

Mr. Shroyer: Would that come straight through council? That doesn't go through a different committee.

Mayor Webster: I don't think so. I'm not aware of any stipulations there. If you go out and find a sponsor for it, more power to you. Do you know of anything Mr. Parham?

Mr. Parham: I think that if you were successful to secure funds, more than likely you would make sure that they identify the funds they are going to donate for this specific purpose. Then at some point in time, they make the contribution. The dollars then come to the City and are placed into an account and every year they are there until such time as this project moves forward. So, if someone wants, if you find someone who wants to make that donation, it's very easy. We can make those arrangements.

Mr. Shroyer: Okay. Thank you for your time.

Mayor Webster: Thanks for coming in.

Mr. Bryant: Good evening, my name is Jeff Bryant, 11647 Greenlawn. I was not going to speak, but just I've got a couple of questions from tonight's report from everybody. Was it

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Mr. Bryant (continued): Mr. Parham that stated that the Police Department roof was being scheduled to be replaced or looking at being replaced? Is that money coming from the department's budget or is that considered capital improvement, is the City paying for that? Where does that finance come from?

Mr. Parham: It's going to come from the General Fund. I don't really concern myself whether I charge it to the Police Department or whether I charge it to the Administration Department. It's going to be paid out of the General Fund.

Mr. Bryant: How long has that roof been leaking over there do you know?

Mr. Parham: I couldn't tell you. Honestly.

Mr. Bryant: Has it been a long time or is it relatively new?

Mr. Parham: I know that for eight years we've had challenges with a number of our roofs within the organization. I will tell you that I think a couple of weeks ago we actually had some leaking in this building. I will tell you that for many years we have had leaks at the Community Center even after we remodeled the Center. I will tell you that the Police Department has had a number of challenges and issues with that roof and so, just as the question was raised with me during the "What's Brewin'" process about the leaks that we were having at the Community Center. We have had some of those same concerns about the leaks at the Police Department. At the Community Center, we have now fixed those leaks. So now the target is to fix the ones at the Police Department.

Mr. Bryant: Okay. The only reason I ask is because the Fire House has had a dozen places that leak every time it rains and there have been work related injuries because of wet surfaces. So, being that it's five figures almost six figures to make the repairs, that's why I was curious where the money was coming from because the roof has been replaced at least once in the last ten years at the fire house and it still leaks. So, my concern would be if the same procedure is going to be done at the Police Department and in a number of years you're going to be revisiting the same issues. That's kind of just where that question came from. I also had a question for our City Engineer about the resurfacing. You mentioned West Kemper. Is that different from the portion that has been repaved or re-done between Lawnview and 747?

Mr. Shvegza: Yes, that is correct. This is the section between Kenn Road and State Route 4.

Mr. Bryant: Okay, have you received any negative feedback on the job that was done between Lawnview and 747?

Mr. Shvegza: Not specifically that I know.

Mr. Bryant: The only reason I bring this up and I don't know if this is common knowledge or not, but when it rains, that area is extremely hazardous for large vehicles. No secret, I work for the Fire Department. We, I was in the front seat of the engine a couple of shifts ago, we had some really bad rain. We were going well below the speed limit in that area and we got sideways. Now, I don't know if it's ever been brought up, I'm not trying to go over my Chief's head, but, as a citizen I'm concerned as also a driver of that area in a rainy environment. So it's my fear that it's only a matter of time that something substantial like a big vehicle lose control on that slick surface area. I don't know what they did to that when they resurfaced it, I don't know, it's just very slippery. It's my fear that it's only a matter of time that something catastrophic happens that cost residents or people travelling through the area a lot of money or if it's a city vehicle, a big ladder truck or something like that loses control trying to respond to an emergency in Heritage Hill. The drivers of the truck are aware of the hazard, like I said, we're very cautious on wet environments when we're travelling through that area, but that doesn't keep us from sliding all over the place. So, that's why I ask that; if it was part of the resurfacing thing; if you'd had any negative feedback about that because it is a safety issue. If it's not part of that project, then it's not part of that project. I just thought I'd ask. That's all I had. Thank you. Any questions for me?

Mayor Webster: I thought maybe you were representing the Fire Department and you wanted to forego the \$600,000 for the pumper and we could put splash pads in.

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Mr. Bryant: Well, I mean, you know you said you've been...Mr. Diehl mentioned things bubble up to the top, we've been trying to get Lieutenants for 25 years and trying to get a new fire truck. That fire truck's older than I am, so I think we're due, but thanks.

Mayor Webster: It hasn't been on the drawing board for 25 years, it's just 25 years old.

Mr. Bryant: No, it's older than that. I'm 30 and it's; the chassis on that truck I think is an '85 or an '83, so it's up there. So, we're due for a new truck. I appreciate what you guys are doing; it's long overdue. Hopefully we can keep that planning in mind moving forward.

Mayor Webster: You asked the questions about the roof at the Police Department. I'm not sure, is that the original roof that was on there. We moved there in 1973.

Mr. Bryant: I was going to say, it was built in the 70's so, I know that the Fire House was built at the same time, but our roof has been replaced at least once I know. I don't know if it was just a bad job or what, but it's still

Mrs. Emerson: It's a flat roof.

President Vanover: Flat roof.

Mr. Bryant. I was just curious. Thank you guys for your time.

Mr. Hawkins: I just wanted to say thanks for coming out Jeff.

Mr. Bryant. Oh yeah, absolutely.

Mr. Hawkins: Based on what you were talking about in terms of the road for Mr. Shvegza. Is there anything with regard to when a road is first resurfaced where maybe in the curing process or something it may be more susceptible; it would be slippery when there's water coming out or is that just the way the road's going to be from here on out?

Mr. Shvegza: If you're talking about an asphalt road that's resurfaced. Initially there might be some because more of the volatiles from the asphalt coming through. That's a different, that's not an asphalt resurfacing. That was part of the mastic maintenance program that was done in that area. That's a different type of material.

Mrs. Harlow: Thanks a lot Jeff for coming out tonight and letting us know about this. Is there standing water on the road at the time?

Mr. Bryant: It does its job draining wise, but even after it's rained, it's still somewhat of a sliding risk and like I said we, those trucks weigh a lot, but I've gone through there as a driver going 20 miles an hour and you touch the brakes and you feel that rear end kick out. That's not right and God forbid you know there's somebody next to us and it kicks out more than it did the last time and you know we careen into a telephone pole out in front of Kerry Ford, trying to go to a fire. I'm just bringing it up because I don't think it's ever been brought up. I don't know if there's anything we can do about it, but it's a concern I have driving a big truck.

Mrs. Harlow: It's good for them to know. That's absolutely good for them to know.

Mr. Bryant: Thank you Mrs. Harlow.

Mrs. Harlow: Thank you.

Mayor Webster: Are you referring to the area East of Lawnview?

Mr. Bryant. Yes, if you're going east right where the Olde Gate subdivision, if you go East on Lawnview, CarX, the Oil Express, that way towards 747. It's like they just basically resealed the road, but

Mayor Webster: That's what we're doing throughout the whole city.

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Mr. Bryant. It holds water really bad. I don't know why it makes it so slick. It's fine when it's dry, but when it's wet, man it's bad. I don't know. I'm not sure the science behind it, I just know that, in my experiences driving a big truck, it's scary. Especially when I don't own that truck.

Mrs. Harlow: I have a question for Mr. Shveg zda please. Is that the same application like that they've just put on Lawnview?

Mr. Shveg zda: No, Lawnview is a cape seal. It's a different, it's more of a buildup type material. It's what we talked about in the Heritage Hill subdivision that's just gone down.

Mrs. Harlow: Okay. Thank you.

Mr. Bryant: Thank you.

President Vanover: Thank you sir.

Ordinances and Resolutions

### ORDINANCE NO. 25-2017

AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF SPRINGDALE AND THE BOARD OF HAMILTON COUNTY COMMISSIONERS FOR MUNICIPAL ROAD FUNDS (MRF) RELATIVE TO THE IMPROVEMENT OF WEST KEMPER ROAD FROM SPRINGFIELD PIKE TO KENN ROAD AND DECLARING AN EMERGENCY

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

Ordinance No. 25-2017 passes with six affirmative votes.

### ORDINANCE NO. 26-2017

CONFIRMING THE DESIGNATION OF DEPOSITORIES BY THE FINANCE COMMITTEE OF COUNCIL FOR THE ACTIVE AND/OR INTERIM DEPOSITS OF THE CITY OF SPRINGDALE, OHIO; ALSO DECLARING ALL PUBLIC MONIES COLLECTED OR TO BE COLLECTED DURING THE PERIOD OF DESIGNATION TO BE ACTIVE OR INTERIM DEPOSITS; AND ESTIMATING THE PROBABLE MAXIMUM AMOUNT OF MONIES SUBJECT TO DEPOSIT THEREIN AT ANY TIME DURING SAID PERIOD AND DECLARING AN EMERGENCY

Mrs. Emerson made a motion to adopt; Mrs. Harlow seconded.

Mrs. McNear: I also wanted to make note that Mr. Williams is here this evening. Jeff if you'd like to come up and add any additional flavor; if you would please come up at this time.

Mr. Williams: Good evening. For our active funds, we normally do a contract with the bank which is two years with an option for a third year. We normally have a three-year contract. When the time comes every three years, we send a RFP to all the banks within the Springdale area. This year we got back bids from US Bank, First Financial Bank, Huntington Bank, Chase Bank, and PNC. Now, PNC did not give us a bid, per se. They said they could not compete, but they wanted to be eligible for interim deposits, so they provided the documents for that. One of the things we look at, the main thing we look at is how much do we need to keep in our operating account to cover the fees. Obviously the lower we can keep in that operating account, because normally like, currently at US Bank we get very low interest on those funds, so we go elsewhere to put in the money that we don't need. So, we're looking at how much is the minimum we need to keep in that bank account. Currently, the contract with US Bank is about \$2.3 million that we need to keep on average on monthly basis. US Bank was the lowest at \$2.2 million for this contract, First Financial was a little over \$3 million, Huntington was about \$3.5 million, Chase Bank was about \$5.2 million. So, as you can see from this, US Bank is the clear option. Remaining with US Bank would be the option for having the lowest amount in there and then being able to put our funds elsewhere. Which is a challenge also, based on the interest rates not being too high.

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Mr. Hawkins: I just wanted to make sure; we've covered this issue before, we don't have to make any disclosures with regard to banks that we have accounts with or stock or anything like that? Okay. Thank you.

President Vanover: I guess that's all the flavor.

Mr. Williams: Okay. Thank you.

Mrs. McNear: Thanks Jeff.

Mr. Williams: I don't know how much flavor that was, maybe a little bit of salt.

Ordinance No. 26-2017 passes with six affirmative votes.

ORDINANCE NO. 27-2017

ACCEPTING A BID AND AUTHORIZING THE MAYOR AND CLERK OF COUNCIL/FINANCE DIRECTOR TO ENTER INTO A CONTRACT WITH LYKINS ENERGY SOLUTIONS FOR GASOLINE AND DIESEL FUEL AND DECLARING AN EMERGENCY

Mrs. Emerson made a motion to adopt; Mr. Hawkins seconded.

Ordinance No. 27-2017 passes with six affirmative votes.

Mrs. McNear: Mr. Parham are we doing Ordinance No. 28?

Mr. Parham: Yes.

Mrs. McNear: Okay, thank you.

Mrs. McNear began reading Ordinance No. 28-2017 when it was discovered that it needed to be added to the agenda before being read into the council meeting.

Mr. Hawkins made a motion to add Ordinance No. 28-2017 to the agenda; Mr. Diehl seconded the motion. Motion passes with six affirmative votes.

ORDINANCE NO. 28-2017

AUTHORIZING THE MAYOR AND CLERK OF COUNCIL/FINANCE DIRECTOR TO EXECUTE AN EXTENSION TO THE CURRENT MASTER SERVICE AGREEMENT WITH INTERSTATE GAS SUPPLY, INC., (IGS) TO PROVIDE ELECTRICAL AGGREGATION GENERATION SERVICES TO THE CITY OF SPRINGDALE AND DECLARING AN EMERGENCY

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

Mr. Parham: Council, as Mrs. McNear was reading the legislation, she mentioned that there were a few modifications. It really is a few. There are just two modifications. One is to incorporate the new rate that we spoke of earlier. The other is to incorporate a new term, if you will. This will go until, and again it would begin during September 2017 and shall run until August 2020. You notice that it doesn't run to September 2020. According to the broker, August 2020 is the extent of the time period in which you're able to go, with the aggregation rules.

Ordinance No. 28-2017 passes with six affirmative votes.

RESOLUTION NO. R5-2017

ADOPTING THE TAX BUDGET OF THE CITY OF SPRINGDALE FOR THE YEAR JANUARY 1, 2018 THROUGH DECEMBER 31, 2018

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

Resolution No. R5-2017 passes with six affirmative votes.

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President Vanover: Mr. Parham or Mr. Forbes. Just noticing as Mr. Hawkins pointed out, a Public Hearing above.

Mr. Parham: Yes, we should have had a public hearing. Sorry about that.

President Vanover: Well, I guess we'll back up and open a public hearing. At this point we'll open the floor for a public hearing. Anybody in favor or in opposition to adopting the Tax Budget for the City of Springdale for the year January 1, 2018 through December 31, 2018? We'll close the public hearing.

Mrs. McNear: Mr. Parham? Was the public hearing advertised?

Mr. Parham: Yes ma'am.

Mrs. McNear: Okay, thank you.

### Old Business

Mrs. Zimmerlin: At the June 7<sup>th</sup> council meeting, we briefly discussed the Simple Recycling program that several other communities have decided to take on. I was able to get a hold of Mr. Sonny Wilkins, the Vice President of Municipal Relations for Simple Recycling and he's agreed to come to our July 19<sup>th</sup> meeting for a presentation.

Mr. Hawkins: If Council is so inclined to address the vacancy that we have for our Board of Zoning Appeals since Mr. Mike Wilson is moving to I believe North Carolina, I'd like to address that at this time. Along those lines, I nominate Gregory Johnson, one of our residents. He is the Chief Executive Officer for the Cincinnati Metropolitan Housing Authority and has been so for approximately five years. He has earned a Bachelor's Degree from Tiffin University. Also has a Master's of Science in Organizational Leadership. Furthermore, he has a great deal of experience with regard to Housing Management Services Operations in compliance with Federal, State, and local laws and rules. I think he would be a great addition to our Board of Zoning Appeals.

President Vanover: I guess we need a second nomination. Any other nominations to bring forward? Then by acclamation, we will appoint Mr. Johnson. Well, I guess we'll take the vote. All those in favor of appointing Mr. Johnson to the vacancy on the Board of Zoning Appeals. Mr. Parham?

Mr. Parham: Council, typically when you make your appointments, you have your vote or your decision and then you adopt a Resolution. They have six members currently. At this past meeting, they only had five I think, but if you prefer to have the Resolution at the July 19<sup>th</sup> meeting, or would it just be fine to just adopt.

Mayor Webster: They meet on the 18<sup>th</sup> of July.

Mr. Parham: Would it be an issue if they just do it by motion tonight?

Mr. Forbes: It'll be good at this time.

President Vanover: So, we can, okay. All those in favor of bring forth Mr. Gregory Johnson to the opening on the Board of Zoning Appeals, signify by saying, "Aye", "Opposed", and "Abstention". Then Mr. Johnson is appointed with six affirmative votes.

New Business

- None

### Meetings and Announcements

Mrs. Zimmerlin: I have a few announcements for you this evening. The city offices will be closed on Tuesday, July 4<sup>th</sup> in observance of the Independence Day Holiday. The community center pool will, however, be open from 1pm to 6pm that day. The Civil Service Commission will meet on Thursday, July 6<sup>th</sup> at 6pm in the Administrative Conference Room. The Recreation Departments fitness staff will offer a new class called, "Adapt to Fit" from 11am to Noon on Wednesdays July 5<sup>th</sup> through August 30<sup>th</sup>. It's a free class and it's designed for individuals with

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Mrs. Zimmerlin (continued): disabilities and mobility challenges. The adapted chair exercises will help make staying active in daily activities easier and all necessary equipment will be provided and helpers are welcomed to come to that class. Registration is still being accepted for youth fall soccer and volleyball and openings are still available for second session swim sessions that begin on July 10<sup>th</sup> and all instructors are Red Cross certified. For all of those activities you can contact the Community Center for more information and to register. The Park and Recreation Department and the Sailfish Swim Team will host the 2017 Northern Suburb Swim League Championships on July 17<sup>th</sup> and 18<sup>th</sup> and that is a rather large event. The Community Center will remain open, however parking will be limited and some activities may be cancelled during the event. If you are interested in volunteering, you can email the Sailfish Swim Team at [springdalesailfish@yahoo.com](mailto:springdalesailfish@yahoo.com) finally, the Community Center is a host site for Red Cross training classes including instruction on First Aid, CPR, and AED in babysitting. If you're interested, you can call 1-800-RED-CROSS or visit their website [Redcross.org](http://Redcross.org)

Mrs. Harlow: Planning Commission will meet on July 11<sup>th</sup> and I wanted to let Mr. Hawkins know and I'll also let Mr. Darby know that I will not be there. I scheduled an out of town trip around our council meetings so that I didn't miss those, but I will have to miss Planning.

President Vanover: Just a reminder, we are moving to our summer schedule. So, we will meet once in July which is July 19<sup>th</sup> and then once in August which is August 16<sup>th</sup>.

Communications from the Audience - None

Update on legislation still in development

Mr. Hawkins: As you review your internal memorandum, Item number one, an ordinance authorizing an agreement between the city of Springdale and the board of Hamilton County Commissioners for the Municipal Road Funds relative to the improvement of West Kemper Road from Springfield Pike to Kenn road and declaring an emergency was addressed with ordinance number 25-2017 which passed the 6-0 vote. Item number two was an ordinance confirming the designation of depositories for the city of Springdale and declaring an emergency which was addressed with Ordinance No. 26-2017 which passed the 6-0 vote. Item number three was an ordinance accepting a bid and authorizing the Mayor and Clerk of Council/Finance Director to enter into a contract for gasoline and diesel fuel and declaring an emergency which was addressed with Ordinance Number 27-2017 which passed the 6-0 vote. Item number four was address with a resolution adopting the 2018 tax budget of the city of Springdale for the year January 1, 2018 through December 31, 2018 addressed with Resolution no. R5-2017 which passed the 6-0 vote. Item number five is forthcoming and we also had Ordinance No. 28-2017 which was addressing authorizing the Mayor and Clerk of Council/Finance Director to execute an extension to the current master service agreement with Interstate Gas Supply, Inc. to provide electrical aggregation generation services to the city of Springdale and declaring an emergency and that too passed the 6-0 vote.

Recap of legislative items requested for next Council meeting

Mr. Hawkins: We have an ordinance authorizing the city to fund the employees' health savings accounts in 2017 and declaring an emergency.

Mr. Hawkins moved to adjourn. Mrs. Harlow seconded the motion and Council adjourned at 8:58 p.m.

Respectfully submitted,

Kathy McNear  
Clerk of Council/Finance Director

Minutes Approved:  
Tom Vanover, President of Council

\_\_\_\_\_,2017