

City of Springdale Council

November 1, 2017

President of Council Vanover called Council to order on November 1, 2017.

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

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

The minutes of the October 18, 2017 City Council meeting were considered. Mrs. Emerson made a motion to adopt; Mr. Hawkins seconded. Minutes were adopted as published with seven affirmative votes.

Communications

Mrs. McNear: We do have one item this evening. We have an email from the Metropolitan Sewer District of Greater Cincinnati. This is a notification of Public Hearing. There are two of them. One is scheduled for November 8th at 11:30 a.m. and the other is November 15th at 11:30 a.m. The subject is 2017 Operating Budget and a Revised Rate Structure for Sewage Services and Surcharges. That concludes the communications for this evening. Thank you.

Communications from the Audience - None

Public Hearing – Community Development Block Grant Program Projects

Mr. Parham: Council, following the first public hearing held on October 18, 2017, I did receive a number of communications primarily from the elected officials. They were providing information as to their primary preference of the projects from the list that we provided. I'm not sure if we need to go back through that list again, but if you choose, we can. It appears that the number one choice was the Home Improvement Program. Number two choice was the Message Sign. The third probably would have been, and I'm just counting by the number of votes that it received, because they were ranked, would have been the playground equipment and then the fourth one would have been the dog park. There was information that Mr. Diehl submitted. Most submitted their rankings. Mr. Diehl submitted information identifying, if I interpret this correctly Mr. Diehl, if I didn't let me know, by identifying the funding per year. In year one with the Home Improvement Program, the message sign, and playground equipment; in year two, cardio equipment, and the fire safety house; in year three, tree trimming, the dead tree removal program, and a comp plan. In addition to the communication I received from the elected officials, I did receive information from a resident. Mrs. Carmen Daniels suggested a couple of opportunities. One: painting house numbers on curbs. We currently perform that. Our staff, unfortunately, have not for the last year or two, but we are planning to perform that task. Perhaps what we do if we decide that's not one of the top ones, maybe we can look at hiring some summer kids (if we can find them; it was a challenge this year of getting them in and performing that task). Her second recommendation was sidewalk repairs and I think that one is covered in the overall grouping. Then the last statement was relative to making accommodations for residents in wheelchairs. As you recall, we had the gentleman who came forward to speak, but we had not been prepared to know that he was coming. As you may have observed in the rear of the room this evening, there is a microphone. The microphone did work, unfortunately, the batteries were dead, but we'll make sure we keep extra batteries and we'll keep the microphone there. It will be there in case someone comes in who needs access that cannot make it down to the podium. That would be the only communications I received relative to the projects. I guess at this point, the direction that we're going to need is to know which programs that you would like to submit for our funding application. Again, we have until November 22, 2017 as the deadline. We have one more meeting on the 15th of November that if you choose not to decide this evening, we have one other opportunity.

Mayor Webster: I think we've got some great ideas here. I just hope that all three years we can ask for and receive the Home Improvement funds because that's been a very, very popular program. Has been one that's been used throughout the City and it really benefits low income and elderly people that can get some repairs made to their homes that they normally wouldn't be able to do, so I would hope that Council would see fit to request that as the number one priority in all three years. Thank you.

City of Springdale Council

November 1, 2017

President Vanover: Since we are in a Public Hearing, the floor is open if there would be any public comment, input. (No one came forward). Council, discussion?

Mrs. Emerson: Mr. Parham, I have obviously not seen the budget yet for upcoming years. We just got the five year here that we got tonight. Is it possible in the budget to pay for the less expensive ones? Like the message sign is only \$15,000, the dog park is \$7,000, so apply for the other bigger ones and then pay from the budget on the other two?

Mr. Parham: Yes, you have the ability to identify any of these projects on here that you would like to apply for, number one. Number two is you also have the ability to identify any of those that you would like to see into the budget and if everybody's in agreement, they can be placed in the budget and we can accomplish those. I think I communicated at the last meeting that there is funding that is going to be proposed in the budget currently for a message sign, but since I received and had a chance to look at your votes, I think heard that and understood that perhaps they wanted a second message sign. So, yes, the answer to that question is yes.

Mrs. Emerson: Thank you.

Mr. Diehl: I have a comment on the playground equipment, which I think we have had our equipment at the Recreation Center a long, long time; it's really in need of some upgrading. Were you planning on adding any handicap facilities with the new items? Is that the direction we would go?

Mr. Parham: You would be required to. I'm sorry, we would be required to.

Mr. Diehl: Good. Thanks.

Mr. Shroyer: Are we able to make, along the lines of the recreation equipment, or playground equipment can we make a general request for dollars for community parks? If we're granted funds for playground equipment, is it specific to the Recreation Center?

Mr. Parham: I don't know the answer for certain to be able to say, "Yes, you would be tied to that particular location". What I would say is that you would be tied to a location. So, the way the funding opportunities are provided is that you can either provide for low-income families or in a low-income area and so the park would have to be in one of those low-income areas. As long as it is within the low-income area, then you would be approved to add it. We know the Community Center, currently based on the information we have, is in one of those areas, and I think pretty much the majority of the City, as I'm trying to recall and go from the map that I looked at the other day. Chamberlain Park, I believe was also included, although one of the maps I saw had a notch, which appears to be at the intersection of Chesterdale and Crescentville. So, the answer to your question is that as long as the park is within the eligible area, then we may be able to use it there. It's simply identified as a dollar figure for recreation equipment or park equipment.

Mr. Shroyer: The second question would be, and this may come as a surprise to some folks and the Fire Department will probably disown me, but, the Fire Safety House, I personally really don't see that on that list. It's a nice item to have, but it gets used very little and it takes manpower to do it. We know that we're short on manpower. I believe that the Fire Department has kind of a "Gentleman's Agreement" with Evendale in that they don't do car seat installations, so they send their car seat installations to Springdale and in exchange loan us the Fire Safety House whenever need be. For that amount of money, I would hate to see us get awarded funds for that particular item and then not get playground equipment or some of the other things that we'd like to have. Thank you.

Mayor Webster: That's a good point and with the success that they're having over at the Firehouse on getting grants, this might be an item that they'd want to pursue grant wise. Those guys are doing a fantastic job over there of applying for and getting grants, so, that might be a better route to take for that.

President Vanover: Mr. Parham, what are you looking for from us this evening?

City of Springdale Council

November 1, 2017

Mr. Parham: Well, I think we need some direction relative to what we've provided you are projects or programs or opportunities I'll call them with dollar values associated with them. Perhaps if you had an interest in the Home Improvement Program, what we've presented here is \$15,000 annually, that could be one in which we could cover in year one, two, and three. If you then said that you would like to have a message sign, maybe you can put a message sign in any of the three years, and then in the third year the playground equipment. If that's your pleasure, then you can identify maybe the message sign is what you would propose for year one, the playground equipment maybe year two or year three and then perhaps another one of the projects for a subsequent year.

President Vanover: Well, let's just start right at the top. The Home Improvement Program, Council what say you? I think it was number one, \$15,000 each year? (There was discussion among the Council Members). We've got one down. Actually, Mr. Diehl, that's a good idea about spreading our wealth, so to speak, I guess you'd call it around the different projects, breaking down different years. Message Sign, that was one, it was number two on the list. (There was discussion as to which year to request the funds). Year one, message sign. Playground equipment, did you want that in year one Mr. Diehl? (Nodded in agreement)

Mr. Parham: So, in reference to the playground equipment, was that \$75,000? I know we have previously had installations of playground equipment, I think, at \$30,000 or \$35,000 for one of the other parks. Is it the target to go for the \$75,000? Or is the target to go for another number? The disadvantage where we find ourselves is that we don't know if there is a ceiling for us and what that ceiling is.

President Vanover: Right, exactly.

Mr. Hawkins: Mr. Parham, you indicated that the budget has a message sign in it right. So, I would maybe suggest, because the playground equipment is such a big number that maybe put that in year one and maybe put what would effectively be a second message sign in for year two since we're going to have in the budget already a message sign for the upcoming year.

Mr. Shroyer: Not in reference to the message sign, I would like to see the message sign stay in year one. My question was are there grants or are the funds awarded by year if we ask for \$75,000 for playground equipment in year one and no requests in year two or year three, we don't get it in year one, we're done for three years? Can we ask for an amount in each of the three years?

Mr. Parham: So, what I've seen in the past is that we have, just as we were talking about earlier, we've identified what projects we want to pursue for year one. We've identified other projects for year two and others for year three and sometimes, depending on what they (Hamilton County) believe will be their estimated dollars that they will receive from HUD, they make a recommendation. I guess they total up the points or the amount of dollars for each of those years. They look at all those communities who have submitted projects and I think there's also a ranking order based on the number of low to moderate income persons residing in your community and where you fall on the pecking order. There's a chance that you can receive all of your projects or a couple of your projects. They may end up, and I don't know this for certain, just sort of thinking out loud here, they may end up taking the total amount of dollars they have available for year one, look at the projects that have been requested for year one, reach that total, go to year two, do the same, and year three do the same thing.

Mr. Shroyer: Well, if our history is that \$35,000 would do a park, are we better to ask for \$75,000 up front or ask for \$35,000 each year for the three year program? If we get one, we get one, if we get all three, we do three parks.

Mr. Parham: I can't tell you because I don't know what dollars they're going to have available. I don't know what other communities are going to apply for, and nor do we know what projects with what dollar figures that they're going to apply for. It really is; I think the Mayor said last meeting, is a "crap shoot". You're trying to identify the projects in your

City of Springdale Council

November 1, 2017

Mr. Parham (continued): community and strategically suggest what's more valuable to you initially and then the second and third year.

Mr. Shroyer: Thank you.

Mrs. Harlow: I had a comment about the cardio equipment in the Fitness Center. Is that in our five-year budget or in our 2018 budget at all?

Mr. Parham: So, what happens with cardio equipment is that the Director will put dollars into his Capital Line Item (he has a number of different accounts and line items) and his different accounts have capital in them, several of them. With the Community Center and fitness equipment. If a piece of equipment breaks down, and they think they cannot number one, get repaired, number two it's too old to invest money in, we have been replacing it.

Mrs. Harlow: Okay, so I just wanted to make sure that we had that equipment down there for the facility.

Mr. Parham: Yes.

Mrs. Harlow: Thank you.

Mr. Diehl: If I recall correctly, the last time that we did this on playground equipment, we did have it over three years.

Mr. Parham: I don't think that we had a project for each of the three years. I think we identified one of the years. I can always go back and check, but I think we identified one of the years, Mr. Diehl.

Mr. Diehl: Okay, my memory said we did it over three years, but I could be wrong.

Mr. Parham: Your memory could be better than mine.

Mr. Diehl: That would make the second time I was wrong in my life. (laughter)

Mr. Parham: I don't count.

President Vanover: Council....

Mrs. Harlow: How many grants or applications can we put in at one time?

Mr. Parham: You're doing one program.

Mrs. Harlow: One program and then you're just listing those things under it.

Mr. Parham: Yes.

Mrs. Harlow: So, is it better just to list like three or should we try for more?

Mr. Parham: Again, I don't have information that points us to whether our chances are better if we take our entire list and put them over the three years. Again, they seem to have a sense, or they have over the past years, a sense of the number of dollars they believe they're going to receive from HUD over a three-year period. Based upon that, once everybody meets the deadline, submits their projects, they take those, they go through some manner and identify for each of those years, which ones that they're going to recommend to HUD that are funded. They identify that as their work plan. So each of those years have a work plan and that work plan is then submitted to HUD and as long as it is within the dollars, it gets funded. Sometimes in the past the Hamilton County Community Development Agency had funding of their own, so there's a couple of years where they weren't sure that they were going to receive funds from HUD or they weren't sure they were going to receive the amount that they originally approved and so they used their funds. I think they've used those up for the most part over the last couple of years. At the same time as we saw a year ago, they had a couple of

City of Springdale Council

November 1, 2017

Mr. Parham (continued): jurisdictions that turned funds back and that made it possible for us to receive the assistance of the demolition for the hotel. So, it's really hard to say.

Mrs. Harlow: Would it be possible or would Council consider a picnic shelter in the Community Center, maybe for year three? (There was discussion amongst Council Members) Anybody else in favor of that?

Mr. Hawkins: I think that would be a nice idea. I think the hard part is trying to balance and juggle what we think we're actually going to get out of it. Not get out of that, but get out the grant. So, I'd love to have a shelter, I just don't know how it compares.

Mrs. Harlow: Well, I was thinking, if you're looking at it as far as what our community could use, that's something that everybody would be able to use if they wanted to and we don't have anywhere that you can go and have a picnic and not have to worry about maybe getting rained out. If you had a shelter, you could maybe reserve it like they do that with the picnic grove now. You go up and let them know you want to use it at the Community Center. I think it would be nice to have and I don't think it would be something that would be really expensive.

Mrs. Emerson: Did we have an estimated cost for that shelter? Didn't we look into that?

Mr. Parham: We did not have an estimate. We plugged a figure into the budget for like your 2020-2021. Again, I think you have to be able to identify what features you want in the shelter. If you simply want a cover with some concrete and wood, that would be very cheap, but if you want a fireplace in it, you want a place for people to be able to grill, you want other things that provide opportunities for you, then that's going to cost a bit more.

Mrs. Emerson: My thinking on all of these would be that I would rather apply for the larger amount of money and then hopefully maybe work into the budget on the cheaper ones that we can pay for. I don't know what the shelters cost or what you're looking at.

President Vanover: Council what do you want? Do you want to have another meeting and we could wrap it up at the next meeting, maybe sleep on it? I think we've got the ranking there.

Mrs. Emerson: We're bringing in more projects into it. Now we've brought in a shelter. If we're looking at doing that, then we don't have a ranking.

Mr. Hawkins: I'd suggest maybe we come back and make a final vote on it the 15th of November. Some people have referenced this five-year budget we just got. If there's something people want to look through with regard to that, they can do that. The only other thing I'd say is, process wise, regarding Council's decision on this, we can go through and discuss it like we are. There have been some other ideas brought to the table. I don't if it's easier for folks to say, "Hey, based on the discussion that Council's had, I want to do these three projects, these four projects and if folks have them broken out in years what have you, but I think the process in which the decision has been made should probably be a little bit clearer. We can have discussion for hours on it, but when it comes to actually voting and deciding it, I think we need to have something else besides just what we're doing.

Mrs. Emerson: So were we all in agreement of the top four?

Mr. Parham: Well, you originally were in agreement with the top three. You then had some shifting with the second one as to whether it would move to another year or stay in the first year and then you had, the last comment was to bring the shelter in. So, the only one I feel comfortable that I can say I know you said that you want is the Home Improvement Program.

Mrs. Emerson: So I'm bringing us back around to the beginning to where we all, well, I don't know if everybody up here put their opinion in, but how it voted out. So, my opinion now is to look at those three projects or four, whatever everybody decides, and then decide how we're going to apply for them and in what year.

City of Springdale Council

November 1, 2017

Mr. Parham: The three or the four being the Home Improvement, the message sign, playground equipment, and dog park?

Mrs. Emerson: And if you want to go with the top three, that's fine.

Mrs. Harlow: I'm in agreement with the Home Improvement for all three years, the message sign for whatever year that we can put it in. If we have one in the budget for 2018, then let's maybe put this in the grant request for year two. The playground equipment and the picnic shelter and I would rather see us do something other than the dog park. I would like to see us do a sidewalk repair or handicap ramp program if we're going to extend it out. I'm not really in favor of the dog park, it being a priority.

Mr. Hawkins: I agree with what Mrs. Harlow is saying with regard to the dog park. I'd move that down as a priority. I would say, obviously, pretty unanimous in terms of the Home Improvement. I'd say the playground equipment, the cardio equipment and the message sign either the second or the third year based on the fact that we already have it in the budget for one of them coming up.

Mayor Webster: Derrick prepared this report; I think he gave it to you last time. Community Development Block Grant 2018-2020 project suggestions. I think if you look that thing over, I think there's 12-14 different suggestions there, I think it's a safe assumption that, with maybe a couple of exceptions, the fire simulator being one of them. All these things are going to be done. I think if you look in the five-year budget you're going to see I think all of those things and if we need handicap ramps, we're going to provide handicap ramps, and if the exercise equipment, as Mr. Parham indicates, if that goes bad, we're going to replace it. All we're doing here with this program is trying to maybe augment our current resources with some outside help. Just because it doesn't make this grant request doesn't mean we're not going to do it. Let's fish or cut bait here. We could sit here all night and talk about what if what if what if what if, what if we move this, what if we move that. It's a crapshoot as I said last week. I said that?

Mr. Parham: You did.

Mayor Webster: Okay.

President Vanover: Okay, one more time. Everybody's in agreement on the Home Improvement? (Yes was stated off-mic). Alright, so, number two was the message sign? I have heard a comment to put it in year two? Where are we at on year one and year three? Playground equipment, year one? Council? (It was agreed off-mic) and then year three, what was our fourth one Mr. Parham?

Mr. Parham: The fourth one was the dog park. Since I got another vote, it puts the cardio equipment there as well. I didn't personally cast a vote.

President Vanover: Dog park or cardio?

Mr. Diehl: Cardio

Mrs. Emerson: Dog park

Mr. Hawkins: Cardio

Mr. Shroyer: Cardio

Mrs. Ghantous: Dog park. It sounds like the cardio is already going to be taken care of.

Mrs. Emerson: That's what I'm thinking. That's in their budget.

Mrs. Ghantous: That's in the budget, so that's the reason I'm going for that.

President Vanover: Four to two.

City of Springdale Council

November 1, 2017

Mr. Shroyer: My concern with the dog park would be that I would anticipate that being an ongoing expense rather than. We create a dog park; somebody needs to maintain it.

Mr. Parham: Yes, I think what was envisioned here is, especially for \$7,000, the very minimum, is to identify the park, and Ross Park has been identified here, and then have fencing erected, benches and then some water access, but right now we're cutting the grass, we'll continue to cut the grass. I don't know how the pooper-scooper thing works in dog parks. Not been to one. Not going to one. So, there may be some additional maintenance.

President Vanover: Well, I know on the pooper-scooper that's, at least what I saw in Vegas around my son's complex, was it was an honorary thing and there was a noticeable lack of honor, so I would envision an additional maintenance item there. Well, we took the straw poll; the cardio was the leader, so we put cardio in there and put a nail in this coffin.

Mr. Parham: Okay, so, Home Improvement Program and playground equipment is what I heard was Year One, Year Two, (and of course, Home Improvement is over each of the three years), the addition in Year Two was the message sign. The addition for Year Three is the cardio equipment?

President Vanover: Yes.

Mr. Parham: Okay.

President Vanover: There we go. Do you need anything else Mr. Parham?

Mr. Parham: I'm trying to think whether or not there's a requirement that there is a motion or not. We can do it at the next meeting if we find that to be the case. I'll do the research.

President Vanover: Okay.

Mr. Parham: Thank you.

Ordinances and Resolutions

ORDINANCE NO. 41-2017

AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE CHANGE ORDER NO. 1 AND CHANGE ORDER NO. 2 IN A TOTAL AMOUNT OF \$105,904.05 TO INCREASE THE CONTRACT OF ADLETA, INC. FOR THE 2017 STREET PROGRAM (REHABILITATION WORK) AND AUTHORIZING THE CLERK OF COUNCIL/FINANCE DIRECTOR TO PAY SAID AMOUNT TO ADLETA, INC. AND DECLARING AN EMERGENCY

Mr. Hawkins made a motion to adopt, Mr. Diehl seconded.

Ordinance No. 41-2017 passes with seven affirmative votes.

Old Business - None

New Business

Mayor Webster: I've got a proclamation I'd like to read this evening. This is to the Baldwin Grove Apartments Complex.

"WHEREAS, the City of Springdale, incorporated in 1839, is home to the wonderful senior residents of Baldwin Grove Apartments; and

WHEREAS, the awesome senior residents of Baldwin Grove Apartments have contributed greatly to the multicultural diversity and spiritual strength and makeup of the City of Springdale; and

City of Springdale Council

November 1, 2017

WHEREAS, the tremendous senior residents of Baldwin Grove Apartments have paved the way for so many that we cannot forget and appreciate all that you have done; and

WHEREAS, diverse people, including churchgoers, children, young adults, elders, musicians, scholars, ex-athletes, safety officials, political leaders, everyday citizens, and other friends of the neighborhood, have come together to make this day happen; and

WHEREAS, the 7th Annual Thanksgiving Outreach Event invites us all to come together to celebrate and do life with the great residents of Baldwin Grove Apartments.

NOW THEREFORE, I DOYLE H. WEBSTER, Mayor of the City of Springdale, do hereby proclaim Saturday, November 18, 2017 as

“BALDWIN GROVE DAY”

In the City of Springdale and commend this observance to our citizens.”

I will present that to those folks well before the 18th and this is probably more in announcements, but I'd like to remind everyone that Veteran's Day, which is normally November 11th is going to be celebrated, or observed this year on Friday the 10th. So, we will have our annual celebration, observance if you will Friday the 10th at 1:00 p.m. down at our Veteran's Memorial. Honor Guard will be there. Guest Speaker, Colonel John McKay, the Springdale Elementary Third Grade class will participate. Former Mayor Ron Pitman will assist me in the laying of the wreath and Taps will be played by Larry Dupree as he normally does. We're looking forward to another wonderful day. Let's hope the weather cooperates and I certainly look forward to seeing all your smiling faces. Thank you.

President Vanover: Well, while we're under New Business, Council before you've got a resolution it's number R11-2017. This is brought in, well, really, we all thought it was a good idea and that the drive of the young man that has spoken to us twice and I agree and the more I thought about and I got input from Mrs. Ghantous, really along the same lines that we really do need to state our voice on this. I in the past have ridden the bus and it's a viable link in the community, not only for the residents but also for the business community too. I think that they thrive off of that service as much as our residents would do. So that is what has prompted this and I'll take it from there.

Mayor Webster: Do we know when SORTA is going to discuss this or make the decision? Did the young man tell us....

President Vanover: No, we had not heard anything.

Mayor Webster: I think the sooner we get this down there, the better.

President Vanover: Right, exactly.

Mrs. Ghantous: I don't know if this is appropriate or worthwhile, but, could we reach out to some of our other neighboring communities who also have folks that use this route to see if we could stir up more support maybe just to give this a little more weight and increase the likelihood that we get the positive result that we're looking for?

Mayor Webster: Yes, I think we could ask the Clerk's Office to maybe send a copy of this to all of the surrounding communities and the ones up and down the valley here that use this route. Might be a good idea.

President Vanover: Well, and also too, and in discussion with Mrs. Ghantous, I think in Springdale and Sharonville and that, but Butler County/Fairfield also feeds in to these routes to Butler County Regional Transit Authority. They plug into it too. It's not just Hamilton County, but also our neighboring sister cities in Butler County. Council, are you in favor of adding this

City of Springdale Council

November 1, 2017

Resolution to the Agenda? Mrs. Emerson made a motion to add Resolution R11-2017 to the November 1, 2017 agenda; Mr. Diehl seconded.

Council adopted motion to add Resolution R11-2017 to November 1, 2017 Agenda with seven affirmative votes.

RESOLUTION NO. R11-2017

EXPRESSING SUPPORT TO MAINTAIN ALL EXISTING METRO BUS ROUTES IN AND THROUGH THE CITY OF SPRINGDALE

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

President Vanover: While I have the hot mic here, I want to thank Mr. Forbes for his yeoman's work on getting this put together for me, well, us and Mr. Parham for his due diligence in getting the hard copies ready for us this evening. So, thank you gentlemen, both.

Resolution No. R11-2017 passes with seven affirmative votes.

Mr. Parham: I still had something under your New Business.

President Vanover: Okay, I'm sorry.

Mr. Parham: Council, I wanted to let you know that a bid was opened on October 23rd for the State Route 747 North Mast Arm Replacement Project. I think I explained and talked to you about that at the last meeting. The bid was for \$52,651.70. If you recall, and the low bidder, and the only bidder was Capital Electric Line Builders, Inc. If you recall, the previous quotes that we had were about \$48,000 and the other was \$75,000. I think the decision to go through this process was a wise one, because probably they would have encountered some things out there that would have bumped us over that \$50,000 threshold, and we didn't want to be in violation of the threshold. If Council is willing, we would like to request legislation at the next meeting of November 15th.

The only other item that I have is that this week we did receive a letter from Hamilton County indicating that they are holding Public Hearings to discuss the adoption of a new \$5.00 motor vehicle annual license tax. If some of you may recall that there are the permissive license tax that were either possible for the jurisdiction to adopt or the County to adopt or one had to get there before the other and this one, it is my understanding, it is strictly the ability of the Hamilton County Engineer to adopt this one. It appears that the County is holding these public hearings to discuss this issue because of the fact that they're looking at coming up with their portion of the funding for a number of viaducts and a number of bridges throughout the County. That's just information for you. That's all I have, thank you.

Mr. Hawkins: What's the title of the legislation requested?

Mr. Parham: Oh, I'm sorry, that's for the State Route 747 North Mall Mast Arm Replacement Project.

Mr. Hawkins: Thank you.

Mr. Forbes: Just one quick item. Recently a question has come up about the occasional use that Council utilizes of Secret Ballots with respect to nominations for Boards and Commissions also, your Council rules call for that in the nomination and election of Council Officers. There are some conflicting opinions on as to the appropriateness of that use of secret ballots. At this point, until we can resolve that, I would recommend that moving forward that you, just out of an abundance of caution, that you not utilize that secret ballot process until we can resolve that and then we can also look at where it's mentioned in your Council Rules and see if, long term we need to make any adjustments there.

Mayor Webster: I'd also like to remind everyone in Derrick's report to you on pending future legislation that I would like to have three separate ordinances authorizing a contract for our Magistrate, our Prosecutor, and our Public Defender for Mayor's Court. Just one

City of Springdale Council

November 1, 2017

Mayor Webster (continued): footnote there, the Magistrate is retiring from PERS and he has been covered by the PERS system ever since he's been our Magistrate. He'd like that money that the City pays for the PERS to be directed and just incorporated into his salary, so, it's going to be no additional money to the City, but it will mean like \$2,400 more to him in his contract. So, we would need a contract, Mr. Forbes similar to what we have for yourself and Mr. Shvegza. So those would be on the Agenda next time.

Mr. Forbes: I know I said one item, two items. Number two and this actually just came about this morning so it's perfect timing to raise it with Council. You may remember that the City was involved in some litigation related to the use of razor wire around the top of a building, the old Wal Mart. We pursued that administratively through that process the best we could. It did not get the results we expected, so we were forced to file an action with court. We went to the Trial Court and were successful getting an order to have that removed. The owner of that property subsequently filed an appeal and that case went to the Court of Appeals and we just received the decision from the Court of Appeals this morning and unfortunately, the Court of Appeals has reversed the decision of the Trial Court. Which, in essence, means that the razor wire that is there will be permitted to stay. I would note that through the course of the Zoning Code amendments that we have addressed over the last number of months, the issue that led to that has been addressed in the Zoning Code, so we would not anticipate seeing more of that, but, at this point, the order of the Court of Appeals as of this morning was that it is permitted to stay.

Meetings and Announcements

Mrs. Zimmerlin: I have a few announcements from the Park and Recreation Department. There are still openings for children interested in participating in Youth Basketball this winter. Registration is also underway for Youth Volleyball and Cheerleading. Registrations are being accepted for Women's Volleyball and Adult Racquetball Leagues you can contact the Community Center for more information. The Community Center will also hold the Basketball Players Skills and Drills Clinic, which is free. It is at the Community Center on Saturday, November 18th from 10:00 to Noon and it is for children ages seven to twelve. The clinic is free, but you have to register by November 13th you can contact the Community Center.

Mrs. Harlow: Planning Commission will meet in these chambers at 7:00 p.m. on November 14th.

Mrs. Emerson: Board of Health will meet on November 9th, Thursday at 7:00 p.m. in the room adjacent to here.

Communications from the Audience - None

Update on legislation still in development

Mr. Hawkins: As you review your Internal Memorandum, Item Number One was addressed with Ordinance No. 41-2017, an ordinance authorizing the City Administrator to execute a Change Order Number One and Change Order Number Two in a total amount of \$105,904.05 to increase the contract of Adleta, Inc. for the 2017 Street Program. All other items were forthcoming.

Recap of legislative items requested for next Council Meeting.

Mr. Hawkins: There's a request for an ordinance authorizing an agreement with the Capital Electric Line Builders, Inc. in the amount of \$52,651.70 for the State Route 747 North Mall Mast Arm Replacement Project and declaring an emergency. There's also a request for an ordinance providing the issuance of not to exceed \$1,320,000 real estate acquisition bond anticipation notes by the City of Springdale, Ohio in anticipation of the issuance of bonds providing for the pledge of revenues for the payment of such notes and declaring an emergency. There's also a request for ordinances authorizing annual contracts for Mayor's Court including renewal for Magistrate Don White, Prosecutor Mark Piepmeier, and Public Defender Justin Bartlet.

Mayor Webster: Did you say Piepmeier? He's no longer the Prosecutor. It's Seth Tieger.

Mr. Hawkins: Seth Tieger

City of Springdale Council

November 1, 2017

Mayor Webster: Don White is the Magistrate and Justin Bartlett is the Public Defender.

Mr. Hawkins: I believe that's all the requests for next meeting.

Mr. Parham: Just a bit of information Council. I think by the time that we printed the Pending Legislation Report, sent it out to you on Friday, under Item Number Three, the Bond Issue, I'm sorry, the Note Issue, we have received a rate from U.S. Bank of 3.32%.

Adjournment

Mrs. Emerson moved to adjourn. Mr. Hawkins seconded the motion and Council adjourned at 7:54 p.m.

Respectfully submitted,

Kathy McNear
Clerk of Council/Finance Director

Minutes Approved:
Tom Vanover, President of Council

_____, 2017