

City of Springdale Council

March 17, 2021

President of Council Vanover called Council to order on March 17, 2021

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

Mrs. McNear provided the Invocation.

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

The minutes of the February 17, 2021 meeting were considered. Mr. Hawkins made a motion to accept the minutes; Mrs. Sullivan-Wisecup seconded. The minutes of the February 17, 2021 meeting were approved with seven affirmative votes.

The minutes of the March 3, 2021 meeting were considered. Mrs. Emerson made a motion to accept the minutes; Mrs. Sullivan-Wisecup seconded. The minutes of the March 3, 2021 meeting were approved with seven affirmative votes.

Committee and Official Reports

Civil Service Commission

Mr. Coleman: Civil Service Commission did meet on February 4th. In attendance at the meeting was myself, Mrs. Darby, Mrs. Nienaber, Ms. Ingle, Mr. Uhl, and Mr. Jeff Williams from the Tax Department. I'll get into to detail as to why Jeff was present as well. Most of the activity for the meeting involved New Business. What we did was recognize the permanent appointment of Mr. Charles White to the position of Firefighter/Paramedic in the Springdale Fire Department. We also recognized the permanent appointment of Mr. James Reese to the position of Firefighter/Paramedic in the (Springdale) Fire Department. His was effective September 12th, and Mr. White's was effective February 10th. The last person for the Fire Department was Mr. Charles Brenson who was put at the permanent appointment for position of Firefighter/EMT and his was effective February 17th. We put in place a maintenance worker hiring process timeline as a result of positions in the maintenance department. There are actually two positions to be filled and we'll be moving forward with those positions. The advertisements went up on March 5th and it's anticipated that a short list will be created on March 22nd, with interviews scheduled for the week of the 24th. So, we're hoping to move that forward pretty quickly. Jeff Williams in the Tax Department advised us that he has one full-time vacancy, and one part-time vacancy which couldn't have come at a worse time given that this is tax season. We put together a timeline for moving that process forward so that he could get the necessary people in place to move forward with the Tax Department. He actually has one full-time person that's leaving and one part-time person that's leaving. So, following some discussion as to whether or not there would be any potential for any internal movement, pretty much decided that we would probably be looking externally for both positions for the part-time and for the full-time. That could change, but, we're moving forward with particularly the hiring and the timeline. Hopefully, we'll have that ready to go by April 1st. So, we're very aggressive in moving that one forward. Those were the main items that took place at our meeting. Any questions? (None)

Rules and Laws Mrs. Emerson - No report

Finance Committee Mr. Hawkins - No report

Planning Commission

Mrs. Sullivan-Wisecup: Planning Commission met on March 9th. We had three things of business. The first one was a Minor Modification Springrose PUD; a new fence at 471 Dorothy and that was tabled because the applicant wasn't able to come. We had a Minor Modification to Century Business Park PUD; a new restaurant at 925 East Kemper Road for Panda Express. What was discussed is knocking down the Habanero's and then building a Panda Express closer to Century Boulevard and kind of on the corner of Century and East Kemper. That passed with a 7-0 vote. Then, we had a Final Developmental Plan for a new building at 12139 Princeton Pike for 84 Lumber. They basically wanted to move their retail into this new building and use the old retail space as storage. They're just expanding. That passed with a 7-0 vote. That's all I have unless Mr. Ramirez has anything to add. Thank you very much.

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Mr. Jones (continued):

“On February 26, Patrol Officer Jamison Kuenkel responded to Sky Zone for a report of a domestic violence situation between Delrico Oliver and Koreen Wilson. Miss Wilson’s 911 call indicated her children’s father, Mr. Oliver, had threatened to assault her in front of her children and that he was going to take her phone to prevent her from calling the Police. Officers received additional information that he would take Miss Wilson’s keys and flee from the officers as apparently he had warrants out for his arrest. Further, Miss Wilson also stated that Mr. Oliver had already gotten aggressive with her in front of the Sky Zone employees. The entire time that she was on the phone with Hamilton County Dispatch, Miss Wilson was in the bathroom hiding from Mr. Oliver. Eight (8) minutes into the phone call, the call was disconnected. When Patrol Officer Kuenkel arrived at the scene, he observed Miss Wilson and Mr. Oliver coming out of the same restroom; that was the women’s restroom. Miss Wilson hid behind Patrol Officer Kuenkel, stating multiple times to ‘get him and do not let him leave’.

While responding to the scene, Patrol Officer Eric Braden advised fellow officers via radio that Mr. Oliver was wanted for escape. Mr. Oliver provided Patrol Officer Kuenkel with a false name and false social security numbers. Mr. Oliver refused to cooperate with Patrol Officer Kuenkel and darted into the nearby restroom. Patrol Officer Kuenkel gave chase and ordered Mr. Oliver out of the stall that he had gone into upon fleeing. By the time, Patrol Officer Braden and Sgt. Erik Langevin arrived on scene to assist Patrol Officer Kuenkel, Mr. Oliver refused multiple commands to exit the stall. He finally came out and was ordered to the ground and was held for felony warrant(s). Mr. Oliver dove on the floor and tried to get past the officers. Officers attempted to gain control of Mr. Oliver, however, he kept his hands underneath him, refusing to be placed into custody. Uncertain if Mr. Oliver was armed or not, officers gave Mr. Oliver numerous commands to show his hands and warned him that he was going to be tased. Mr. Oliver refused to comply and Patrol Officer Kuenkel applied a drive stun technique. Mr. Oliver continued to resist arrest and avoid being placed in custody for nearly three minutes prior to finally being placed in handcuffs by the officers.

Once secured, officers immediately summoned EMS to evaluate Mr. Oliver. He was transported to a local hospital and cleared of injury. He was subsequently taken to the Hamilton County Justice Center and was charged.

Patrol Officer Kuenkel and Patrol Officer Braden both received minor injuries during the incident.

On Wednesday, March 10, 2021, Brian and I met with Chief Wells to review the internal findings. We gave consideration to all evidence provided and we made the following determination. The application of force used by the officers was reasonable for the circumstances. It was a tense and rapidly evolving situation. The officers that were involved exercised sound judgement, used good tactics, provided warnings, gave ample time for compliance, and followed all policies of the Springdale Police Department.

Since that time, Mr. Oliver has been charged with Domestic Violence, Resisting Arrest, Assault on a Police Officer, and Obstructing Official Business. In addition to that, he is facing Felony Probation Violations and Felony Escape.”

That concludes my report. Thank you.

Mr. Uhl: I just have two items to share with Council tonight. I just wanted to provide an update on the Fire Chief hiring process. Last Friday was the deadline for submission and we received 29 resumes. Several states were represented in those resumes as well. We’ve identified 11 candidates and those will be moving on for first round interviews this week and next. We hope to have a selection for the Fire Chief position, hopefully, the middle of April. Another item of interest that has captured a little bit of attention over the last week or so was President Biden’s new American Rescue Plan where he approved the \$1.9 trillion dollar relief plan. We’ve received some notice from different sources and there was a spreadsheet that

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Mr. Uhl (continued): went around, and the City of Springdale would stand to get about \$2.19 million dollars as a result of that stimulus money. Myself and Jeff Williams will be sitting through a presentation tomorrow afternoon from the U.S. Treasury for guidance on the limitations on the spending and we will report back once we know what the guidelines are.

Law Director's Report

Mr. Braun

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No report

Engineer's Report

Mr. Riggs: We'll start with the Community Center Reroofing Phase I Project. We met with pretty much all parties on site on February 24th to discuss the leaks and the warranty procedures. No new leaks were discovered at that time and all previous leaks were addressed. So, the City issued a second payment amount in the amount of \$50,000. The Community Center Masonry Wall Restoration Project that was awarded to American Façade and we had a pre-construction meeting on March 5th. Work began immediately on March 8th and it's expected to be completed by April 2nd. That is to be concluded before we go into the next project, Community Center Reroofing Phase II. We advertised the contract on March 8th, and we had a mandatory pre-bid conference on March 16th, so, yesterday. And, the bid opening for that project is expected on March 25th. We also have the Public Works Salt Dome Roof Replacement Project. Preliminary design is underway and we're looking to wrap up construction plans by April 16th. There is no change with the East Crescentville Road Improvements Project at this time, but we're expected to deliver final plans in mid-July this year. Northland Boulevard Reconstruction Project; we had a kickoff meeting with the Public Works Department. We're in the process of Stage I design and we look to have Stage I design plans complete on June 28th this year. We have the State Route 747 Curb Replacement Catch Basin Repair Project. Preliminary design is underway. We're looking to wrap up plans by September 2021, but we're a little ahead of schedule on that so that is good. We also have the East Kemper Road/CSX Railroad Bridge Repair Project. We're looking to begin coordination with the CSX Railroad soon. That concludes my report.

Mayor Webster: Just to follow up on the Phase I roof at the Community Center, on the advice of legal counsel, we paid the contractor for materials, and then we, as Shawn (Riggs) indicated, we made second payment of approximately 50% of the labor, so we're still holding \$48,000 and, the good part, is that after the rains of last weekend, we got no leaks. So, that's the first big rain that we've survived, I think we've had 14 leaks since this new roof has been put on. So, we're still holding some money, and hopefully the next couple of days is going to tell us a lot about where we are.

Comprehensive Plan

Mr. Kuchta: The first meeting of the Advisory Committee occurred on February 23rd and the Advisory Committee is one level down from the Executive Steering Committee, the Executive Steering Committee is ultimately what's going to decide what the plan looks like that goes to Council for approval. The Advisory Committee is actually doing all the hard work throughout the course of the year. The folks on the Advisory Committee are going to be working on the various focus areas of the plan, and getting involved with public dissemination of the information if we get to the point where we could have public meetings again, the folks on the Advisory Committee are going to be tapped to go to those public meetings and act as ambassadors for the plan. The initial meetings of those four working groups will be occurring in April, so, we're going to have four separate meetings where we're going to dive deeper into the areas of economic vitality, parks and recreation, connectivity and transportation, and housing. We're going to really dig in more with those folks on the Advisory Committee and a slightly larger circle of folks that I've gotten a lot of names and recommendations already from various people to start including and those meetings are going to help us determine what is going to go into the next round of surveys that we're going to be really getting out very broadly to the community probably in May and June. So, you're going to be seeing a lot of public activity on this in May and June for sure. We're discussing all the different ways we're going to get out the word to the community to make sure we have really good participation. That's where it's at; lots of background work and some initial meetings to dive into the information and the summer is going to be really busy for the project. Thank you.

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Communications - None

Communications from the Audience - None

Ordinances and Resolutions

Ordinance No. 05-2021

AN ORDINANCE AMENDING ORDINANCE 45-2018 TO ADJUST THE BOUNDARIES OF THE SPRINGDALE COMMUNITY REINVESTMENT AREA, IMPLEMENTING SECTIONS 3735.65 THROUGH 3735.70 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY

Mrs. Ghantous made a motion to adopt Ordinance No. 05-2021; Mrs. Sullivan-Wisecup seconded the motion.

Ordinance No. 05-2021 passes with seven affirmative votes.

Ordinance No. 06-2021

AN ORDINANCE AUTHORIZING THE SALE, DISPOSAL, OR TRANSFER OF PERSONAL PROPERTY FROM THE CITY OF SPRINGDALE

President Vanover: Council, this is the first reading of this ordinance. Is there any discussion this evening? (None)

Old Business

President Vanover: I do have one item. I got a phone call from one of my neighbors, Mr. Francis and he was just ecstatic about the operation that the Health Department was running to get the vaccines and he was more than grateful. He had tried on his own for a while, and just wanted that word passed on. I did see Mr. Clayton last Wednesday when they shot me the second time, and passed that on, but I did want to pass the word on to the Administration for a job well done. Thank you.

New Business

Mrs. McNear: Council, you have on the dais this evening two requests for liquor licenses. The first one I have is for Showcase Bar and Grill Limited at 12140 Springfield Pike. This is a D5, which is, "Spirituuous liquor for on premises consumption only. Beer and wine and mixed beverages for on-premises or off premises in original sealed containers until 2:30 a.m.". Is there any concerns with this? (None). The second one I have is for Productos Latinos Inc. at 401 West Kemper Road. This is also for a D5. This is the grocery store on Kemper Road. Any concerns or issues with this one? (None). Alright, great. We'll go ahead and take care of getting this filed. Thank you.

Mr. Anderson: Just a question for Administration. It's being reported now that the Federal government is looking at pushing back the tax filing deadline by about a month. I know last year we had a similar pushback. Have there been discussions or do we intend to make changes this year, or should residents still plan on the April 15th date?

Mrs. McNear: Yes. We are aware of that and keeping our eye on it. I did have a discussion this evening with Administration and a discussion with Mr. Williams earlier today. We are watching that. I did hear something on the news as I was walking in the building that it is a done deal however. I did hear that it's something that's supposed to be approved tomorrow, but my recommendation would be that we follow suit with whatever the Federal government has put into place. We did that last year and it would be appropriate, in my opinion, that we would do that again and move it out to whatever the Federal government's date is for the IRS.

Mr. Anderson: So, would people, if it were pushed back, where should people look to get the latest information? Is it still Facebook, or will the City website also be updated and the Tax Department? Where is the best place for them to get that?

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Mrs. McNear: I would think the City website. I'm sure that Facebook would be updated as well, is that correct?

Mr. Jones: We would put it out on all the news media areas as far as those are concerned. Also, it would be very clearly well posted in a couple of different languages on the doors.

Mr. Anderson: Perfect. Thank you.

Mr. Jones: You're welcome.

Meetings and Announcements

Mrs. Sullivan-Wisecup: April 13th at 7:00 p.m. we will have Planning Commission in these chambers.

Mrs. Emerson: April 8th at 7:00 p.m. we will have the Board of Health meeting.

Communications from the Audience

Ms. Matheny: Charter Revision has been meeting and our next meeting will be Monday, March 22nd in the conference room here at 6:00 p.m. We're hoping to have any of our proposed changes to Council, hopefully, sometime at the first Council meeting in April or the second one. Thank you.

Update on legislation still in development

Mr. Hawkins: As you review your Internal Memorandum, Item Number I was addressed with Ordinance No. 5-2021; An Ordinance Implementing Sections 3735.65 Through 3735.70 of the Ohio Revised Code, Establishing and Describing the Boundaries of the Community Reinvestment Area (CRA) in the City of Springdale, Ohio, and Declaring an Emergency. That passed with a 7-0 vote. Item Number II was addressed with Ordinance No. 6-2021; An Ordinance Declaring Certain City Property as Surplus Property and Authorizing the City Administrator to Dispose of Said Surplus Property. That was a first reading. All other matters are forthcoming.

Recap of legislative items requested for next Council meeting

Mr. Hawkins: There is a request for a second reading for Ordinance No. 6-2021; An Ordinance Declaring Certain City Property as Surplus Property and Authorizing the City Administrator to Dispose of Said Surplus Property. There is also a request for An Ordinance Authorizing the Mayor and Clerk of Council/Finance Director to Enter Into a Cooperative Agreement with Hamilton County for the East Kemper Road/CSX Bridge Repair and Declaring an Emergency. That's all I have unless there's anything else from members of Council or the Administration.

Adjournment

Mr. Hawkins made a motion to adjourn; Mrs. Sullivan-Wisecup seconded the motion and Council adjourned at 7:38 p.m.

Respectfully submitted,

Kathy McNear
Clerk of Council/Finance Director

Minutes Approved:
Tom Vanover, President of Council

_____, 2021