

# INTERNAL MEMORANDUM

Office of the City Administrator

Springdale, Ohio

January 13, 2017

To: Mr. Thomas Vanover  
President  
Springdale City Council

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From: Derrick Parham  
City Administrator

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Re: Report on Pending and Future Legislation

**Item I**

**An Ordinance Repealing Section 38.60 and Section 38.61 of the Springdale Codified Ordinances and Adopting Sections 32.30 and 32.31 of the Springdale Codified Ordinances in Order to Amend and Recodify the Springdale Executive Re-Employment Program (SERP) and Declaring an Emergency**

Under the Ohio Public Employees Retirement System (OPERS), an employee is allowed to retire as young as age 55 providing they have 25 – 30 years of service in the OPERS system. In 2012, the City Administration recommended and Council adopted the Springdale Executive Re-Employment Program (SERP). Under the SERP program, the City is able to retain and take advantage of the knowledge, skills, and experience of the City's Department Directors by allowing them to continue their employment after retiring under the OPERS system. Currently under the program, the employee is allowed to work three years initially with two additional separate one-year terms for a total of five years of extended employment. The City Administration is recommending the program be amended to eliminate the five-year maximum of extended employment. In place of this limit, the Administration would propose allowing the employee to continue their employment and have their extended employment be assessed and approved by the Administration on an annual basis. Under this scenario, the City Administration would annually determine whether the Director's services continue to be warranted. The renewal of the Director's employment would be unlimited as long as the Administration feels the employee continues to be productive.

All other provisions of the program would remain in effect as they currently exist. Currently under the program, the Director must have retired from OPERS, have been employed with the City for at least fifteen years with the last five years as a Department Director, work at least forty hours a week, become a total at-will employee, and, effective the third month of extended employment, work at a 25% reduced salary from their salary at the time of retirement. Under this proposed amendment, none of these conditions are being proposed to be altered, adjusted, or amended.

Following the adoption of the original program, and when American Legal Publishing codified it into the City's Code of Ordinances, the new language was placed under Section 38 (Other Departments and Staff) instead of Section 32 (General Employment Policies). Clearly, this program is more appropriately categorized as an employment policy instead of a department or staff assignment. As a result, this ordinance will also properly locate the program in the correct section of the Springdale Code of Ordinances.

An ordinance, with an emergency clause, amending the Springdale Executive Re-Employment Program (SERP) is scheduled to be before City Council at the **01/18/2017** meeting.

**Item II**

**An Ordinance Providing for the Issuance of not to Exceed \$8,300,000 of Bonds by the City of Springdale, Ohio for the Purpose of Paying the Costs of Constructing Street Improvements in the City of Springdale and Declaring an Emergency**

As has been previously documented, the City of Springdale has decided to borrow approximately \$8,300,000 through the issuance and sale of street improvement bonds for projects planned throughout City neighborhoods. At the **01/04/2017** meeting, Council authorized legislation to engage the services of a Bond Counsel and Professional Underwriter to assist the City with the bond issuance process. This ordinance will essentially authorize the City to borrow up to \$8,300,000 for the purpose of making improvements to various streets throughout the City.

An ordinance, with an emergency clause, providing for the issuance of not to exceed \$8,300,000 of bonds for the purpose of paying the costs of constructing street improvements will be presented to Council for consideration at the **01/18/2017** meeting.

**Item III**

**An Ordinance Amending Various Sections of the Codified Ordinances of the City of Springdale, Ohio (Springdale Zoning Code)**

Following a lengthy review by members of the Planning Commission, Board of Zoning Appeals, City Council, and staff, a comprehensive update to the City's Zoning Code was approved by Council at its **03/02/2016** meeting. The new Zoning Code took effect on April 2, 2016. In November 2016, a number of revisions were made to the document to address issues discovered during the implementation of the new Zoning Code. Once again, as we live, breathe, and experience the new Zoning Code, we learn of things that possibly could have been addressed in a different manner or were not addressed at all. In this instance, we discovered that a provision originally added to the Zoning Code was unintentionally omitted from the new code during the overall update.

In March 2014, the Zoning Code was amended to include the allowance of "Food Preparation" in Support Service Districts. Unfortunately, when the comprehensive update of the Zoning Code occurred, for some reason this amendment had not yet been incorporated into the Zoning Code. As a result, when the committee began working with the document and subsequently recommending language for the new code, this particular language was not included. In addition to this issue, new language is also being proposed to address other temporary signs as well as clarifying that razor wire is prohibited in the City.

At their January 10, 2017 meeting, the Springdale Planning Commission voted to recommend City Council amend the existing Zoning Code. A memo from City Planner Anne McBride detailing the proposed amendments has been included in the electronic version of this report.

At the **01/18/2017** meeting, Council will need to set the Public Hearing to address the recommended amendments to the Zoning Code. It is the Administration's recommendation to schedule an ordinance amending various sections of the Zoning Code of the Springdale Code of Ordinances for a first reading at Council's **02/01/2017** meeting. If Council is in agreement, the second reading of the ordinance along with a Public Hearing could be scheduled for Council's consideration at the **02/15/2017** meeting.

#### **Item IV**

#### **An Ordinance Authorizing an Agreement with the Contractor with the Best Bid for the 2017 Street Program (Rehabilitation Work) and Declaring an Emergency**

As you may recall, a portion of the first project under the City's Comprehensive Capital Improvement Program, the 2016 Street Program, began late last fall. The second project scheduled, the 2017 Street Program, is currently out for bid. As previously reported, the 2017 Street Program is being divided into two separately administered phases (Rehabilitation Work and Maintenance Work). The first phase will involve rehabilitation work being performed on a number of streets around the community and will include the following repairs: full curb replacements, catch basin repairs, manhole adjustments, sidewalk replacements, ADA ramps at various intersections, pavement repairs, and a complete grind of the old asphalt to make room for the addition of new asphalt. This rehabilitation work is projected to take place on Cameron Road, Naylor Court, Grandin Avenue between Vanarsdale Lane and Rose Lane (including Bernhart and Whallon Courts), Ray Norrish Drive, and Springdale Lake Drive. Not all of the abovementioned work will be performed on every street. A complete listing of which streets will receive what repairs can be found on the City's webpage. The rehabilitation work will also be performed on W. Kemper Road between Springfield Pike (SR 4) and Kenn Road. This work will be comprised of catch basin repairs, manhole adjustments, ADA ramp improvements, pavement repairs, and a grind and overlay of the asphalt.

An ordinance, with an emergency clause, authorizing an agreement with the contractor with the best bid for the 2017 Street Program (Rehabilitation Work) will be before Council for consideration at the **02/15/2017** meeting.

#### **Item V**

#### **An Ordinance Authorizing an Agreement with the Contractor with the Best Bid for the 2017 Street Program (Maintenance Work) and Declaring an Emergency**

The second phase of the 2017 Street Program will consist of general maintenance work in numerous areas throughout the City. In the Glenview Subdivision and on Sharon Road from Springfield Pike to the Forest Park boundary, partial and full-depth pavement repairs will be completed on failing pavement as well as the application of a Cape Seal treatment. The Cape Seal process seals the pavement section, reduces reflective cracking, corrects minor rutting, adds skid resistance, and provides a uniform dark color to the entire pavement surface. This Cape Seal treatment will also be applied to Lawnview Avenue.

In addition, the contractor will apply a couple of other general maintenance applications to address cracks and other general wear and tear on our roads. The crack seal process, which addresses larger gaps ranging from ¼ inch to 1 inch in width, as well as a mastic surface treatment (Onyx) which fills smaller fractures, will be applied to streets in the Heritage Hill Subdivision, the Springdale Terrace Subdivision, and the Grandin Subdivision (west of Rose Lane). This dual process will seal the pavement while providing a uniform dark color to the entire pavement surface. The general maintenance work should go a long way in helping to extend and further preserve the life of our streets for additional years to come.

An ordinance, with an emergency clause, authorizing an agreement with the contractor with the best bid for the 2017 Street Program (Maintenance Work) will be before Council for consideration at the **02/15/2017** meeting.

**Item VI**

**Ordinance Authorizing the City of Springdale, Ohio to Enter Into a Lease/Purchase Agreement to Finance the Purchase of a Fire Engine for the City of Springdale and Authorizing Other Documents in Connection Therewith and Declaring an Emergency**

The Springdale Fire Department currently has two fire engines, a 1995 and a 1992 Emergency One Pumper. With the increasing age of these two units and the resulting increase in vehicle maintenance costs, the City has determined it is time to begin the replacement of these two units. Unfortunately, at this point, it is cost prohibitive to replace both units at the same time. As a result, the plan is to enter into a lease/purchase program to acquire the first unit. Under this lease/purchase program, the City would finance the purchase of the first unit over a three-year period. The Fire Department has designed an E-One Fire Engine unit from the State of Ohio Cooperative Purchasing Program originally estimated at \$560,000. Unfortunately, the 2016 contract at that overall rate has expired. With the department needing to add a couple of items originally omitted from their design, plus the rates receiving a four percent inflationary increase, the updated contract amount for the new engine is now estimated at approximately \$604,000.

The intent is to place an order early this spring with delivery scheduled seven to nine months later. This three-year lease/purchase program is very similar to how the City previously acquired the 2012 ambulance and the street sweeper. It is anticipated the City will make three equal payments of approximately \$201,333 with the first payment on the new unit to occur in 2018. Barring any emergencies, it would be the City's intent to acquire the second unit in a similar fashion by using a lease/purchase program beginning in 2021.

An ordinance, with an emergency clause, authorizing the City to enter into a lease/purchase agreement to finance the acquisition of a new fire engine is anticipated to be before Council for consideration at the **02/15/2017** meeting.

**Item VII**

**Other Item of Interest**

Swearing-In/Introduction of New Employee: Jesse Morgan, Patrol Officer, Police Department – **02/01/2017**

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