

INTERNAL MEMORANDUM

Office of the City Administrator

Springdale, Ohio

April 26, 2013

To: Mrs. Marjorie Harlow
President
Springdale City Council

From: Derrick Parham
City Administrator

Re: Report on Pending and Future Legislation

Item I

An Ordinance Authorizing The Mayor And Clerk Of Council/Finance Director To Enter Into An Agreement With TEC Engineering, Inc., For The Operations And Maintenance Of The City Of Springdale's Traffic Control System And Declaring An Emergency

The City's contract with TEC Engineering, Inc. for operating and maintaining the City's traffic control system is scheduled to expire April 30, 2013. The existing agreement covered a three-year period (May 1, 2010 – April, 30 2013). TEC Engineering, Inc. has submitted a proposal to renew our current agreement without any adjustments in the City's monthly rate of \$3,100 for general operations and maintenance services. TEC has proposed modest adjustments in their Traffic Engineering Services rates (TES rates). The TES rates are for services performed which are not covered under the scope of the general agreement. TEC Engineering, Inc. has served as the City's Traffic Engineer since 1997, and this would be the fourth multi-year year agreement the City has had with them.

An ordinance, with an emergency clause, authorizing a new three-year contract (May 1, 2013 – April 30, 2016) with TEC Engineering, Inc. to provide operations and maintenance services for the City's Traffic Control System will be before City Council at the **05/01/2013** meeting.

Item II

An Ordinance Accepting An Assistance For Firefighters Grant, Accepting A Proposal Under The State of Ohio Purchasing Program, Authorizing The Mayor And Clerk Of Council/Finance Director To Enter Into A Contract With Physio-Control Corp. For The Purchase Of Four (4) Lifepak 15 Defibrillators And Declaring An Emergency

In the fall of 2012, the Springdale Fire Department applied for a FEMA Grant through the Assistance to Firefighters Grant program in the amount of \$114,000 to purchase four (4) Lifepak 15 defibrillators. On April 3, 2013 the department was notified they were the successful recipient of the grant. Upon receiving this information, the City was able to access the low bid amounts under the State of Ohio Purchasing Program for the purchase of four (4) Lifepak 15 defibrillators at a total cost of \$119,992.60 or \$29,998.15 per unit from Physio-Control Corporation.

An ordinance, with an emergency clause, accepting the FEMA grant and authorizing the purchase of four (4) Lifepak 15 defibrillators is scheduled to be before City Council at the meeting of **05/01/2013**.

Item III

An Ordinance Adopting A Supplemental Appropriation / Estimated Receipts Ordinance To Make Appropriations For Current Expenses And Other Expenditures And Adjust Estimated Receipts For The City Of Springdale, Ohio During The Fiscal Year Ending December 31, 2013

The adoption of a supplemental appropriation ordinance is necessary at this time, due to the successful award of the FEMA Grant in the amount of \$114,000. Although we are extremely excited about the award, unfortunately we did not anticipate receiving the grant, and as a result it was not included in our 2013 estimated receipts. Likewise, we did not anticipate the expenditure (\$119,992.60) to purchase the defibrillators, thus no appropriations were made this year for such an acquisition.

The supplemental appropriation ordinance is scheduled for the **05/01/2013** Council meeting. Due to the ordinance being financial in nature, it does not require an emergency clause to go into effect immediately.

Item IV

An Ordinance Authorizing the Purchase of Two (2) 2013 Dodge Charger Pursuit Vehicles from Greve Chrysler Jeep Dodge of Van Wert, Ohio Under the State of Ohio Bid List in the Amount of \$45,736.22 (\$22,868.16/each) and Declaring an Emergency

The 2013 Budget includes \$78,000 for the purchase of three (3) new police vehicles. Fifty-thousand dollars (\$50,000) is scheduled for the purchase of two (2) marked vehicles (cruisers) at a cost of \$25,000 each. The other vehicle is an unmarked detective vehicle budgeted at \$16,000. The budget has an additional \$12,000 to cover the change-over cost (install radios, mobile data terminals, prisoner cages, etc) for the cruisers.

Up until this week, we have always understood the required threshold for advertising and bidding for contracts, as well as the purchase of goods and services for the City, has been \$25,000. In 2010 during a presentation by one of the Governor's representatives, we learned the State Legislature had adjusted this threshold from \$25,000 to \$50,000 for townships and villages only. Recognizing this did not include cities, we continued to operate at the level of \$25,000. Fortunately during discussions with financial personnel of other cities, Springdale Finance Officer Jeff Williams discovered the State had subsequently adjusted the threshold for cities as well.

Additional research by the Law Director found, effective September 28, 2012, Ohio Revised Code (ORC) Section 735.05 increased the bidding threshold from \$25,000 to \$50,000. The Springdale Charter essentially states that the amount identified in ORC Section 735.05 is the threshold to determine whether a competitive bidding process is required for City of Springdale contracts or for the purchase of goods and services. Prior to September 28, 2012 that amount was \$25,000. As of that date and effective today, the competitive bidding requirement amount for the City is \$50,000.

As a result of this new information, there is no requirement for the City of Springdale to advertise and receive competitive bids for the purchase of two (2) police cruisers as long as the total purchase cost does not exceed the \$50,000 threshold. Due to this recent development, we are no longer in need of the ordinance to purchase two (2) cruisers from Greve Chrysler Jeep Dodge. Instead, we are soliciting proposals from a number of dealerships in hopes of locating two (2) cruisers at a lower rate and closer to home.

Item V

An Ordinance Establishing A Land Reutilization Program To Acquire Tax-Delinquent Property Within The City Pursuant To Chapter 5722 Of The Ohio Revised Code and Declaring An Emergency

Chapter 5722 of the Ohio Revised Code provides for municipal corporations (cities) to acquire tax-delinquent real estate following two (2) consecutive sheriff sales. The purpose of the process is to facilitate the reutilization of nonproductive land throughout the State.

Originally, the plan was to introduce legislation to City Council at the **05/01/2013** meeting which would permit the City of Springdale to establish a Land Reutilization Program. Recently a number of questions have been raised as to how the delinquent taxes would be treated under the program. In other words, will the City be required to pay the delinquent taxes or are the taxes wiped away? As a result, we think it prudent to postpone the adoption of the legislation and the creation of the program at this time. In the mean time, the City Administration and Law Director's Office will continue to conduct the necessary research to make sure we are all comfortable with how the program works.

An ordinance, with an emergency clause, to establish a Land Reutilization Program to acquire tax-delinquent property within the City pursuant to Chapter 5722 of the Revised Code is anticipated to be presented to City Council for consideration at a future meeting.

Item VI

An Ordinance Amending Section 153.480 of the Springdale Zoning Code (Regulating the Size of Recreational Vehicles)

In late 2012, a resident came before City Council indicating his 5th Wheel trailer was in violation of the City's Zoning Code because of its height. At the meeting, Mayor Webster indicated the Administration would research the issue based upon industry standards as well as what is permitted in neighboring jurisdictions. On January 28, a copy of the results from the Building Department's research was sent to each elected official via email. As a result of the discussion at the February 6, 2012 Council meeting, the issue was forwarded to the Planning Commission for their consideration.

Planning Commission originally reviewed this issue at its March 12th meeting and created an ad hoc committee to review the existing code and determine if adjustments were needed. The ad hoc committee presented recommended language to the full Commission at the April 9 Planning Commission meeting. The ad hoc committee's recommended language was accepted by the Commission and has now been forwarded to City Council for consideration.

An ordinance amending Section 153.480 of the Springdale Zoning Code is scheduled for a first reading at the **05/15/2013** meeting of City Council. A second reading of the legislation along with a Public Hearing has been scheduled for the **06/05/2013** City Council meeting.

Item VII

Special Recognition

1. Proclamation Declaring the Month of May 2013 as "Building Safety Month" (05/01/2013);
2. Proclamation Declaring the Week of May 12 – 18, 2013 as "Police Week" (05/01/2013);
3. Proclamation Declaring the Week of May 19 – 25, 2013 as "National Public Works Week" (05/15/2013).

Mayor
 Clerk of Council / Finance Director
 City Council
 Assistant City Administrator
 Reading File

Law Director
 City Engineer
 Department Directors
 Recording Secretary