

INTERNAL MEMORANDUM

Office of the City Administrator

Springdale, Ohio

November 13, 2015

To: Mr. Thomas Vanover
President
Springdale City Council

From: Derrick Parham
City Administrator

Re: Report on Pending and Future Legislation

Item I
An Ordinance to Amend Chapter 94 of the Codified Ordinances of the City of Springdale Regarding Municipal Income Tax

In December 2014, the Ohio General Assembly enacted H.B. 5 concerning municipal income tax. Following a couple of years of discussions, meetings, and hearings around and throughout the State of Ohio, the bill was adopted. With this action, the General Assembly made a determination to amend Chapter 718 of the Ohio Revised Code (ORC), setting forth statutory requirements for municipal income tax codes in Ohio. As many may recall, the premise of H.B. 5 was to provide for the administration of municipal income taxes on a uniform basis throughout the State of Ohio. Following the passage of H.B. 5, any municipal jurisdiction desiring to collect a local municipal income tax is required to amend their municipal income tax code by no later than January 1, 2016.

H.B. 5 mandates language for several sections of the code. In other areas, the bill provides the municipality with an option to choose how they are currently administering that section of the code. For example under the "Qualifying Wages" section, if the City was exempting certain deferred comp plans prior to this ordinance, they can continue to do so and would then indicate such in the new municipal tax code. However, if the City was not previously exempting those deferred comp plans prior to this ordinance, their tax code would indicate such. Finally, there may be sections in the municipality's tax code that are not addressed in HB 5. In those instances, the municipality is permitted to include and retain those sections as a part of their municipal tax code. The City's Law Director and Tax Department have thoroughly reviewed the required changes to our existing tax code to insure the City will be in compliance by January 1, 2016.

An ordinance to approve the amendments to Chapter 94 of the Codified Ordinances was before Council for a first reading at the **11/04/2015** meeting. A second reading of the ordinance is planned to take place at the **11/18/2015** meeting. Due to the size of the document, an actual copy of the code will not be attached to the ordinance. A copy of the document is in the Clerk of Council/Finance Director's office.

Item II

Individual Ordinances Authorizing Annual Contracts with the Mayor's Court Magistrate and Prosecutor with Emergency Clauses

Each year, the City contracts for legal services required to operate our Mayor's Court. The positions involved are those of Magistrate, Prosecutor, and Public Defender. The terms of the annual contracts run from 12/1 through 11/30. This year, Mayor Doyle H. Webster has recommended that Donald W. White serve as the Court Magistrate and Seth S. Tieger serve as the City Prosecutor. Each of these individuals has expressed their desire to serve in the above-mentioned positions. It is the Mayor's hope to submit a recommendation for the position of Public Defender in the very near future.

Two separate ordinances, with an emergency clause, will be before Council for consideration at the **11/18/2015** meeting.

Item III

An Ordinance Accepting the Bid and Authorizing the Mayor and Clerk of Council/Finance Director to Enter Into a Contract with Rumpke of Ohio, Inc. for Waste Collection and Recycling Services and Declaring an Emergency

In 2010, the Center for Local Government (CLG) created the Southwest Ohio Regional Refuse Consortium (SWORRE) to permit member jurisdictions to jointly seek bids for the collection, transportation, and disposal or processing of solid waste and recyclable materials. This consortium was the first of its kind for waste collection services in Southwest Ohio and consisted of four jurisdictions (Springdale, Greenhills, Loveland, and Fairfax). Since the creation of the initial SWORRE group, CLG formed a second group of communities to joint bid waste collection and recycling services. Bids for this year's program, which now includes the possible addition of the City of Mt. Healthy, were opened on Wednesday, November 4. Unfortunately, only one bid was received (Rumpke of Ohio, Inc.) and preliminarily, it reflects a substantial increase in the City's recycling costs. Representatives from each of the cities along with CLG are in the process of evaluating the results of the bid. The Rumpke bid provides several options for each individual community to consider.

The City's current solid waste and recycling contract expires on February 28, 2016. The current rates for the program include unlimited solid waste collection services at \$9.88/household/month and curbside recycling services at \$0.75/household/month. This is the final year of a three-year agreement which included two separate option years. Springdale did choose to exercise its option on the two additional years.

An ordinance, with an emergency clause, accepting the bid and authorizing the Mayor and Clerk of Council/Finance Director to enter into an agreement with Rumpke of Ohio, Inc. for Waste Collection and Recycling Services, will be before Council at the **12/02/2015** meeting.

Item IV

A Resolution Commending Kroger's Springdale Ice Cream and Beverage Plant on the Occasion of its 50th Anniversary of Existence and Dedication to the Betterment of the City of Springdale

This year, 2015, the Springdale Ice Cream and Beverage Plant will be celebrating its 50th Year Anniversary of existing here in the City of Springdale. For all of these years, the Ice Cream and Beverage plant has been a very good corporate citizen. Throughout the many years, they have provided steady employment opportunities, never experiencing a layoff at this location.

A resolution commending Kroger's Springdale Ice Cream and Beverage Plant on its 50th Anniversary of existence will be before Council at the **12/02/2015** meeting.

Item V

Individual Resolutions Commending Residents for Their Dedication and Service to the City of Springdale for Serving on City Council and Other Boards and Commissions

One of the greatest gifts an individual can give to their community is their time and service. As year 2015 approaches the end, several Springdale residents' service to the community is also drawing to a close. The City leaders would like to express their appreciation for these special persons who have given of their time, energy, talent, and passion by commending them for their service. The following residents are scheduled to be recognized: Mr. James Squires (City Council), Mr. Edward Knox (City Council), Ms. Marge Boice (Planning Commission), Mr. Robert Weidlich (Board of Zoning Appeals), and Mr. George Kellner (Board of Health).

Individual resolutions commending the above residents are planned to be before Council at the **12/02/2015** meeting.

Item VI

Several Resolutions Appointing Members to Various Boards, Commissions, and Committees

A quick review of the Boards and Commissions document (dated 1/30/2015) reveals the terms of several members of the various boards, commissions, and committees expire either prior to or at the end of the calendar year.

Below are a number of board or commission members, according to the document, with terms expiring this year: Planning Commission – Mr. Rich Bauer, Mr. Dave Okum (11/30/2015); Board of Zoning Appeals – Mr. Robert Weidlich (11/30/2015); Charter Revision – Mr. Daniel Mastrullo (12/31/2015); Civil Service Commission – Mr. Robert Coleman (12/31/2015). It is our understanding that Mr. Robert Weidlich (Board of Zoning Appeals) has indicated he does not wish to be re-appointed.

Several resolutions appointing members to the various boards, commissions, and committees are scheduled to be before Council at the **12/02/2015** meeting.

Item VII

Several Resolutions Confirming Mayoral Appointments to Various Boards and Commissions

Mayor Doyle H. Webster has identified a number of persons he intends to appoint to several of the City's boards and commissions. The Mayor has requested Council confirm a number of his appointments at the **12/02/2015** meeting and the remaining appointments at the **12/16/2015** meeting. The following persons are being appointed to the associated board and/or commission by Mayor Webster: **12/02/2015** meeting – Parks and Recreation Commission: Mr. Steven Brooks, Mr. Doug Stahlgren, Ms. Julie Wright, and Ms. Meghan Wisecup; Board of Zoning Appeals: Ms. Jane Huber and Ms. Carmen Daniels; Planning Commission: Mr. Don Darby, Mr. Tom Hall, and Mr. Joe Ramirez; **12/16/2015** meeting – Board of Health: Ms. Lynn Jones, Mr. Scott Garrison, and Mr. James Squires.

Several resolutions confirming the Mayor's appointments to various boards and commissions are scheduled to be before Council at the **12/02/2015** meeting and the **12/16/2015** meeting.

Item VIII

An Ordinance Accepting the Bid and Authorizing the Purchase of Self Contained Breathing Apparatus (SCBA) Equipment from Vogelpohl Fire Equipment in the Amount of \$150,775.75 and Declaring an Emergency

At the September 16, 2015 City Council meeting, Fire Chief Michael Hoffman, Assistant Fire Chief Anthony Stanley, and Fire Captain Scott Williams shared with Council and the general public the fact that the Fire Department, through the efforts of Captain Williams, was the fortunate recipient of a \$146,572 grant from the Federal Emergency Management Agency (FEMA). The purpose of the grant is to purchase new Self Contained Breathing Apparatus (SCBA) equipment for the members of the Springdale Fire Department.

On November 6, 2015, the City opened bids for the purchase of SCBA equipment. Unfortunately, there was only one bid received by the City for the purchase of this equipment. That bid was submitted by Vogelpohl Fire Equipment in the amount of \$150,775.75. Because the FEMA grant is in the amount of \$146,572, the City's matching share for the purchase of this equipment will be \$4,203.75. It was originally estimated the City's share would be around \$7,000.

An ordinance, with an emergency clause, accepting the bid and authorizing the purchase of SCBA equipment from Vogelpohl Fire Equipment in the amount of \$150,775.75, is scheduled to be before Council for consideration at the **12/02/2015** meeting.

Item IX

Adopting the Final Appropriation and Transfer Ordinance for 2015

This ordinance is adopted each December in order to balance out all departments in the General Fund and to insure we balance within all funds at the end of the year. This is accomplished by either moving funds already appropriated or by adopting additional appropriations to cover actual expenses. An appropriation ordinance does not require an emergency clause and will go into effect immediately after adoption by Council and execution by the Mayor.

The 2015 final appropriation ordinance will be presented for Council's consideration at its meeting on **12/16/2015**.

Item X

Adopting a Temporary Appropriations Ordinance for the Period January 1, 2016 until the Fiscal Year 2016 Appropriations Permanent Ordinance is Adopted by City Council

The first Springdale City Council meeting of 2016 falls on January 6, 2016. To provide for City operations until the 2016 Annual Appropriations Ordinance is adopted on January 6, a Temporary Appropriations Ordinance will need to be adopted by City Council. The adoption of this ordinance is an annual practice of the City.

A Temporary Appropriations Ordinance will be presented for Council's consideration at the meeting of **12/16/2015**. Because this is an ordinance dealing with financial matters, it may take effect on January 1, 2016 without an emergency clause.

Item XI

An Ordinance Setting the Employee Pay Rates for 2016 and Declaring an Emergency

As a part of this year's budget process, the City Administration will recommend Council authorize a modest wage increase for all non-union full-time City employees and part-time firefighters. The pay ordinance would be designed to go into effect on December 27, 2015, meaning the employees will receive the benefit of the pay increase on the first pay for 2016 (January 14, 2016).

An ordinance, with an emergency clause, setting pay rates for full-time City employees not covered by a collective bargaining agreement, as well as part-time firefighters, is scheduled to appear before City Council at the **12/16/2015** meeting.

Item XII

Other Items of Interest:

1. The Council Swearing-In Ceremony is scheduled for Tuesday, December 1, 2015, at 6:00 pm;
2. The Presentation of the 2016 Budget is scheduled for the **12/02/2015** City Council meeting;
3. The Introduction of the New Administrative Assistant (Building Department), Mary E. Morsch, at the **12/02/2015** Council meeting.

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