

INTERNAL MEMORANDUM

Office of the City Administrator

Springdale, Ohio

November 14, 2014

To: Mr. Thomas Vanover
President
Springdale City Council

From: Derrick Parham
City Administrator

Re: Report on Pending and Future Legislation

Item I

An Ordinance Declaring Certain Fire Department Property as Surplus Property and Authorizing the City Administrator to Donate the Property to a Charitable Organization and Declaring an Emergency

In the course of their duties, firefighters are required to work in all types of conditions as well as in daylight or darkness. While working at night, much of their gear (uniform) must be reflective so that oncoming traffic can more easily spot them in the dark. Once the gear can no longer provide its reflective capabilities, the safety of the firefighter is called into question. At that time, the gear is no longer functional and must be replaced. A number of the Springdale Fire Department winter coats are in this condition and have already been replaced with new winter coats. The Fire Chief has made a request to dispose of twenty-three winter coats that meet the above-mentioned condition by donating them to a charitable organization.

An ordinance, with an emergency clause, authorizing the City Administrator to donate twenty-three Fire Department winter coats to a charitable organization will be presented to Council for consideration at the **11/19/2014** meeting.

Item II

An Ordinance Enacting and Adopting the 2014 S-15 Supplement to the Springdale Code of Ordinances and Declaring an Emergency

Each year, the State of Ohio adopts a number of amendments or supplements to the Ohio Revised Code (ORC). By law, cities (even Home Rule Charter cities) are required to adopt some of the supplements while others are at the option of the City whether they will be adopted. It is completely at the discretion of the organization. Historically, the City of Springdale has enacted or adopted a number of these supplements. The majority of the supplements to be considered by Council are related to the City's Traffic Code and other Law Enforcement issues. The City's Police Administration has reviewed the amendments, and it is their recommendation that these supplements be adopted by City Council.

Many of the supplements redefine terminology used throughout a particular code section. For example, the definition of “unloaded” as used in §135.04 Improperly Handling Firearms in a Motor Vehicle has been expanded to provide more specificity on the separation of a firearm and ammunition. In Chapter 136: Gambling, the definition of a “scheme of chance” has been further outlined to include the use of electronic devices. Additionally, definitions for “sweepstakes” and a “sweepstakes terminal device” have been added.

The 2014 S-15 supplement originally submitted by American Legal Publishing for the City's approval included changes to State law passed in 2013 however not taking effect until January 1, 2017. These revisions fell under the City's Traffic Code. In an effort to maintain consistency between our code sections and the current versions of the corresponding State code, as well as eliminate any potential confusion in the Police Department's enforcement of the City's code, the amendments not effective until 2017 were removed from the 2014 S-15 supplement being presented for consideration. These will be incorporated into our code at the applicable time.

An ordinance, with an emergency clause, enacting and adopting the 2014 S-15 supplement will be before Council at the **11/19/2014** meeting. Due to the high number of pages included, a copy of the supplement has not been attached to the legislation, however will be available for inspection in the office of the Clerk of Council/Finance Director.

Item III

An Ordinance Authorizing the Mayor and Clerk of Council/Finance Director to Enter into an Intergovernmental Agency Agreement with the Hamilton County Transportation Improvement District (HCTID) to Fund a Joint Transportation Improvement Project and Declaring an Emergency

In 2013, the City submitted an application for OPWC (SCIP) funds for improvements on Jake Sweeney Place and Boggs Lane. Unfortunately, our 2013 application was not successful. Nevertheless, we remain persistent in our attempt to obtain SCIP funds for these improvements. Therefore, in an effort to enhance our chances of receiving SCIP funding, in our new 2014 SCIP application we have increased the City's local contribution for the project. In the previous application, the City's share was 31% of the total construction cost. In our new application, the City's share is now 41% of the construction cost.

In addition to increasing the City's contribution for these improvements, the City combined the two improvements (streets) into one single project (Jake Sweeney Place/Boggs Lane Rehabilitation Project) and submitted an application to the Ohio Department of Transportation's (ODOT) Office of Jobs and Commerce for a grant under their HB 51 funding program. The newly created HB 51 program provides funding opportunities for road improvement projects with a special emphasis on economic development and more importantly job creation. In Hamilton County, the Hamilton County Transportation Improvement District (HCTID) is tasked with the responsibility of administering the HB 51 program on behalf of ODOT. Earlier this fall, the City was notified that we were successful in our application for HB 51 funding in the amount of \$100,000. This amount is slightly under 10% of the estimated construction cost for the Sweeney/Boggs Rehab project. As a result of this new funding opportunity, and if the City is successful in obtaining our SCIP funding, the new estimated cost breakdown will be approximately: HB 51 - \$100,000; SCIP - \$521,779, and the City - \$443,076. This breakdown is based upon the City's engineer's most recent construction cost estimate (\$1,064,855). In order to receive the HB 51 funding, the City must enter into an Intergovernmental Agency Agreement with the HCTID.

An ordinance, with an emergency clause, authorizing the City to enter into an Intergovernmental Agency Agreement with the HCTID for HB 51 funding for the Jake Sweeney Place/Boggs Lane Rehabilitation project will be before Council for consideration at the **11/19/2014** meeting.

Item IV

An Ordinance Amending Section 93.11 of the Codified Ordinances of the City of Springdale, Ohio, and Declaring an Emergency

Currently, under Section 93.11, a property owner, occupant, or person having the care of any building or lot of land bordering any street is required to remove snow from the sidewalk within the first four hours after daylight. If adopted, this ordinance will eliminate the four hour time requirement. In addition, the ordinance provides that no owner, occupant, or person in control of any building or lot of land shall place snow or ice into any street.

An ordinance, with an emergency clause, amending Section 93.11 of the Springdale Code of Ordinances will be before Council for consideration at the **11/19/2014** meeting.

Item V

An Ordinance Transferring Ownership and Maintenance Responsibility of the City's Outdoor Warning Sirens from the City of Springdale to the Hamilton County Emergency Management Agency and Declaring an Emergency

Earlier this year, the Springdale Public Works Department was informed by the Hamilton County Emergency Management Agency (HCEMA) that they had secured a grant for the replacement and upgrade of the outdoor warning sirens in Hamilton County. In 2012, perhaps under this same grant, HCEMA paid for the installation of a new siren on Kemper Commons Circle near Sam's Club and Home Emporium. This siren replaced one that was previously located on the top of Tri-County Mall.

As a part of the discussions with our Public Works Department, HCEMA indicated their desire to take ownership and maintenance responsibility for all of the City's outdoor warning sirens. The City would simply need to transfer the sirens over to HCEMA. Presently, the City is covered by three warning sirens. We have the siren identified above on Kemper Commons Circle, a second siren located on top of the Springdale Fire Department, and a third located adjacent to Temple Baptist Church on Kenn Road.

This ordinance was previously scheduled to be presented on several occasions, however the City continues to wait for additional details and information from HCEMA on the sirens. An ordinance, with an emergency clause, transferring ownership and maintenance responsibility of the City's outdoor warning sirens to the Hamilton County Emergency Management Agency (HCEMA) will be presented to Council at a future date.

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