

# City of Springdale Council

October 18, 2023

President of Council Vanover called Council to order on October 18, 2023

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, Hawkins, Jacobs, Ramirez, Sullivan-Wisecup, and Vanover were present. Mrs. Ghantous was absent.

The minutes of the October 4, 2023 meeting were considered. Mr. Jacobs made a motion to accept the minutes; Mr. Hawkins seconded. The minutes were approved with five affirmative votes, and one abstention (Sullivan-Wisecup). Mrs. Ghantous was absent.

## Committee and Official Reports

### Civil Service Commission

Mr. Uhl: Mr. Coleman unfortunately had a conflict; a special meeting came up that he had to attend. I'll be providing the Civil Service report this evening. Civil Service met on October 5<sup>th</sup>. All three members were present. Several discussions about some ongoing hiring processes. Of note, the Building Department Administrative Assistant, we have one person for full-time in the background phase. We have our Firefighter/EMT and Firefighter/Paramedic hiring process for one full-time position. They actually conduct the physical ability test tomorrow morning at Fairfield's training tower. That's tomorrow at 9:00 a.m. They have 14 candidates that will be participating in that. We have a fleet mechanic in the background phase. We have a Patrol officer in the background phase. We have Police Clerk hiring process for one position for a retiring member who will be retiring December 1<sup>st</sup>. So, we have interviews scheduled later on in October. And, we have one full-time Public Works Maintenance Worker hiring process underway and we have provided two conditional job offers to two candidates; one declined, and one is in the background process. We have a new Tax Account Clerk hiring process that we just started yesterday.

Rules and Laws	Mr. Jacobs	-	No report
Finance Committee	Mr. Hawkins	-	No report

### Planning Commission

Mr. Ramirez: Planning Commission met October 10<sup>th</sup>. Very light schedule. The only thing on the agenda was the Wawa for conditional use for their signage. They're looking to have three signs, and modifications to the Code for the three signs. That's all we had unless there's any questions.

Board of Zoning Appeals	Mr. Anderson	-	No report
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### Board of Health

Mr. Jacobs: The Board of Health met on the 12<sup>th</sup> of October. We had met previously during the big summer lag, so there wasn't a lot happening at the meeting. It's just some miscellaneous items. As always, we talk about updates on COVID. Numbers do continue to rise, but they're very mild in terms of the impact on individuals. There was a discussion about vaccines in terms of recommendations, and, basically the recommendation that came out of the discussion was that getting a flu shot is still recommended, getting a COVID shot is recommended. There's also, we found last year RSV infections had gone up right around the time that we're seeing less COVID infections, and RSV, also, there is a vaccine that goes with that. So there's lots of choices for people to make. As always, I think the advice is depending on your personal health situation, check with your individual doctor. If you've got comorbidities, you're older, you've got other issues, then a vaccine is probably for you. It would be a short version of that longer conversation. (Health) Commissioner Clayton talked about increasing grants that we continue to receive for the Board of Health. Workforce Development Grants continue to be a great boon for the City, and a lot of thanks for that go to Commissioner Clayton. He's a great grant writer, and we depend on that quite a bit. As far as the food report, Hibachi Express on the Pike is open. Dave and Busters and Dunkin Donuts are having kitchen remodels that is pending or still in progress. And, in general, this is kind of just procedural stuff,

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Mr. Jacobs (continued): each year the Board of Health has to update the annual fee schedule for food vendors, pools, and hotel vendors, and so, that was the first of three readings of those fee schedule updates. Our next meeting will be on November 9<sup>th</sup> unless there's any questions, that's all I have.

### Capital Improvements

President Vanover: That's Mrs. Ghantous. We'll suspend that one and pick up later.

### O-K-I

Mr. Anderson: OKI board met on the 12<sup>th</sup> of October. There are three items that I think are worth sharing from that. First, OKI announced a program, a new grant program that opens November 1<sup>st</sup>. It'll be on the OKI website. There will be a call for projects. It's a carbon reduction program. There was a pilot of this previously. This is money that could be used for things like electrical car outlet things; buildouts like that, so, they're calling for projects there. That will start next month. The second thing we're sharing is the ICC (Intermodal Coordinating Committee), and that's where the board formally approved the block grants that we talked about at the last meeting. There are \$40 million dollars of grants that were approved in the Board meeting on the 12<sup>th</sup>. One of those was Springdale's Kemper/Northland Project. That represents \$4 million (dollars) of the \$40 million (dollars), so we got a big chunk out of that for that project, and we talked about that at the last meeting, but, this was the meeting where it was actually approved. That went through unanimously. It was nice to see Springdale was called out in one of the slides as our project as they reviewed the major projects that were approved, and it was nice seeing that being shared with a lot of other communities. The third thing we're sharing is the Metropolitan Transportation Plan 2050 Survey is coming at the end of the month. In the past, a few months ago, OKI did a survey to do a different regional plan that was based on trucks and transit. This is the one that's geared towards transportation planning, roads, and that sort of thing. It sets the priorities for the funding, so, the \$4 million dollars that Springdale just got, if the projects that we have don't meet the criteria for the long term plans, it's harder for us to get approved. So, individual communities are asked to publicize the survey, and residents get to fill out the survey and you say what's important to you. This is a survey where people can say, "I'm really in to bike trails", or, "These are the roads I use", or "This is what's important to me". That stuff does get used by the board to determine where the money goes. So, the first call for those surveys will be coming out later this month. So, look for those. In the past, Springdale has been well represented in terms of surveys. We've spoken up and been heard, and we see that as we get money back. So, I'd encourage people when the survey comes out. Typically, the City will send out a Facebook notice that a survey is available. If you see that link, take a few minutes and fill it out. It is important and it does get used. That's all I have for today, unless there's any questions.

### Mayor's Report

Mayor Webster: I don't have a whole lot to talk about tonight. I would like to give you an update on SOS. We had our monthly meeting this afternoon. Pleased to report that 26 of the 42 vendor spaces have been committed, so, we've got 16 left, so, if you want to display your wares on December 2<sup>nd</sup>, you better be calling Elizabeth (Johnson) down at the Community Center. We've got 16 left, and they're going fast. We also decided today we're going to create a "GoFundMe" account. Some people just don't want to write a check, don't want to give cash, so, we're going to make it easy for people to donate to SOS, and we also are now accepting donor family calls at (513) 346-5725. Talk to this young lady down here, Debi Boggs, and get you all signed up, but we are starting to take those volunteers, and so I guess that's about all I've got to say except last year we helped 100 families with 375 children with gifts, food, and warm clothing, and so forth here during the holiday season. So, it's a great cause. We started it back in 2008, and 100% of every penny that's ever been collected through SOS has been put in to the treasury and has been used to help, not only this Christmas program that we've also helped elderly people get their houses painted, trees trimmed, last couple of years we started a scholarship program. And, we're going to continue that. It's a great Springdale charity and I would urge all of you to please open up your hearts and your wallets and help us to make this another merry, merry Christmas for a lot of underprivileged children. Thank you.

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Mrs. McNear: Mayor, don't you also do the baskets at Thanksgiving out of the SOS funds as well?

Mayor Webster: I'm sorry.

Mrs. McNear: Thanksgiving baskets?

Mayor Webster: Yes. We'll have I think 16 food drop off locations and we're still looking for some of those, as a matter of fact.

Mrs. McNear: The funds that go to SOS also are used for Thanksgiving baskets that are handed out to people throughout the Community, so it's not just the Christmas gifts and food.

Mayor Webster: We also give out boxes of food, is that what you're asking?

Mrs. McNear: Yes.

Mayor Webster: Yes. A ton of food gets collected. As a matter of fact, I think I took most of you downstairs and showed you, a couple of years ago, we had it lined up and down the hallway there. We've since moved it over to basement of the Fire Department, but, it's a real operation where we put these bins out, a lot of office space, factories, whatever, and the employees drop off food, and those go out in another couple of weeks here. We'll collect those a week or so before the cutoff, and sort the food out, and make sure that every family gets a balanced basket of food, if you will, and it's a real operation. I'm very proud of how much food we've been able to accumulate, and, Meijer's has been a real contributor, Sam's also with their generous donations, and if you have some food that you'd like to drop off, the Rec Center will have a bin down there, and so will the Fire Department, and the Police Department, and several other businesses throughout town.

Mrs. McNear: Thank you.

Clerk of Council/Finance Director

Mrs. McNear: The General Fund update through September 30, 2023. For receipts based on the net receipt budget of \$24.123 million dollars, we've received \$17.948 million dollars, which is 74% of the anticipated budget. Those funds are made up of five major general fund receipt sources which is an accumulation of \$17.278 million dollars, which is 96% of that budget. And, for expenditures through September 30<sup>th</sup>, based on a net expenditure budget of \$24.108 million dollars, we have spent \$15.884 million dollars, which is 61% of the budget. And, our general fund ending balance as of September 30, 2023 is \$8.691 million dollars, and that concludes my report. Thank you.

Administrator's Report

Mr. Jones: A couple of things here. Charlie Wilson wanted me to report that we had on Shred Day over 5,800 pounds of shred material. He said that he heard a lot of feedback with regard to residents grateful that they had the opportunity to shred things, but, also, they liked the idea that we were checking I.D.'s to make sure they were actual residents. Kids Spooky Boo Bash, this Saturday, October 21<sup>st</sup> 2:00 p.m., kids ten and under, Halloween event, and there's 14 new games and activities at the Community Center, costume contest, and haunted hallway tours. Winter sports registration is about to end, so, if you have basketball, cheerleading interest with children or grandchildren, please connect down at the Community Center and then a SYB Family Dance fundraiser is Saturday, November 4<sup>th</sup> from 6:00 p.m. until 8:00 p.m. Tickets will be purchased, if interested at the Community Center. Thank you.

Mrs. McNear: I did attend the shred event, and, as I pulled up, I had my I.D. available, and of course they laughed at me because they knew me when I pulled up, and I said, "Well, how's it going? Is anybody giving you a hard time about having to show their I.D.?" They said, "Not at all." They said that people appreciated the fact that the line wasn't as long, because people who were not residents were not showing up, and they really appreciated the fact that all they do is show their I.D. and only residents were there. They really appreciated it. Thank you.

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Mr. Anderson: I'm hoping we can get an update on a matter, if you're not ready, another meeting. A few meetings ago, we had a resident come in and ask about "jake braking", or engine braking on Crescentville, and I know the Administration said you were going to go back and do some research before we decided if it was something Council needed to take up. I was just curious if there was an update on that, and, if you're not ready for it tonight, I'm happy to get the update next time.

Mr. Uhl: I have had some conversation with the resident who came in. We're still looking into it. Public Works is looking into a couple of things as well in conjunction with West Chester along that stretch, so, it's in progress.

Mr. Anderson: So, we don't necessarily have a law on the books, it's something we'd have to add, we think?

Mr. Uhl: Currently, there's nothing that exists on our books, no. The Police Department researched that. There's nothing that exists, so, we're looking into it. There's some sample language to kind of put something together, but, I would expect that to be forthcoming in the next couple of meetings.

Mr. Anderson: Thank you.

Law Director's Report

Mr. Braun

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No report

Engineer's Report

Mr. Riggs: So, on the Northland Boulevard Reconstruction Project, we're moving along in the right-of-way acquisition process. We had signed appraisals returned back to our right-of-way consultant, offers have gone out, and I know there have already been negotiating some of the purchases of the property. We're going to have a meeting with the right-of-way consultant on October 27<sup>th</sup> to discuss the progress. The right-of-way acquisition phase has to be complete by January 19<sup>th</sup> I believe. Right now, we're on track to do that. You may recall, last meeting we mentioned that the Northland Boulevard Project was awarded \$2 million dollars in SORTA funds. So, the contract signing will take place sometime early next year. We also submitted an OPWC (Ohio Public Works Commission) grant application for a little over \$1 million dollars on September 26<sup>th</sup>. We will probably hear about the award sometime in January next year. Then the State Route 4 and (Route) 747 Urban Paving Projects, both of those projects are substantially complete, so they can come off our list next month. The Springdale Community Center HVAC Replacement Project. We had a second pre-construction meeting that since so much time it has passed since the first one. We had it on September 19<sup>th</sup>, and, work began on the installation of the small air handlers and condenser units during the first week of October. The Crescentville Road/747 State Route 4 Road Improvement Project. All the storm lining work is complete. The catch basin repair replacements are ongoing, and the spot curb replacement work is expected to begin later this month. The Tri County Parkway Sidewalk Extension Project; 80% plans were submitted to Public Works on October 5<sup>th</sup>, and we just got review comments back today, and we're going to have a review meeting next week. That's all I have.

President Vanover: There were crews working on Chesterdale Road basically from the apartment complex south to in front of the ice cream factory, and there was a long pipe; looks like about four to six inches in diameter. Do we know, I've had a couple of calls. Do we know what that is?

Mr. Riggs: I'm not sure. I can look into it. I'll talk to Public Works and see if they know what encroachment permits are out there. It sounds like it may be water or gas. Was the pipe yellow?

President Vanover: No. The pipe was not, and they had the one fitting, or connection there in front of the ice cream factory. It looked like something we'd see out of a water submarine, the multi bolts around it. And, actually, there was a crane there lifting part of it today, but this has been ongoing for probably three or four weeks anyway. So, I'm just curious, and I've gotten a couple of calls.

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Mr. Riggs: I'll find out for you. It sounds like it's definitely a utility project. Maybe water, potentially sewer with a forced vein. I think there's a pump station there. I'll look into it.

President Vanover: Okay. Appreciate it. Thank you.

Rental Program Committee	Mr. Anderson	-	No report
Communications		-	None

Communications from the Audience

Mr. Davidson: Good evening Council, and City Administrators as well, my name is Shaun Davidson, I'm the Manager of the Forest Park Branch of the Cincinnati and Hamilton County Public Library, located at 655 Waycross Road in Forest Park, Ohio. I'd like to briefly provide an overview of our recent activities over the past year, and also provide some updates on the Northland Boulevard project. While the name is the Forest Park Branch Library, we, along with neighboring library branches, serve many residents here in Springdale. I recognize a few of you as our library customers, and a couple of folks in the audience as well as customers. Not only do we serve residents at the branch, but through outreach to schools, early childhood education centers, and retirement centers here in Springdale. Year to date, the branch has had over 49,000 visitors; a 14% increase over last year. We've checked out over 47,000 items, provided access to 10,000 computer sessions and 16,000 Wifi connections. We've also hosted over 180 programs and events for all ages. Specifically, I'd like to highlight our extremely popular small business and non-profit series that has connected local entrepreneurs to experts in business planning and fundraising. Many local business owners use the library as a hub to print material, host meetings and simply have a place to work outside of their home. We've also made health education a priority, partnering with closing the health gap to offer several health care seminars, and every Thursday afternoon, Mercy Health holds a free baby café at the library to provide critical guidance and education for new and expecting mothers. We have also acted as a host for distributing and installing free car seats, distributing bicycle helmets, and providing bicycle safety education to children on-site. The library has also supported Princeton City Schools at various family literacy nights, and also delivering curated collection of books to the educators that work there. This has also been a stand-out year for bringing in unique learning opportunities from around the region. Just this year, we've hosted Great Parks of Hamilton County, the Cincinnati Ballet, Cincinnati Art Museum, Contemporary Arts Center, the Observatory, and the Newport Aquarium. So, we're really striving to provide these types of unique experiences to residents without having to leave your own neighborhood. Very quickly, I'd like to talk about the next generation library project. If any of you have driven over on Northland Boulevard, near the Parkdale Post Office, you've certainly seen the steel structure take shape as the new library starts to form. Just from seeing that, I hope that it's clear that this investment will be a special asset to the entire region. This will be a 26,000 square foot facility, not only housing more resources, but larger community and private study spaces, a robust children's space, an outdoor courtyard, and a drive-thru pick up window. And, just a couple of weeks ago, we had a meeting regarding the public MakerSpace, and I can tell you that the tools that will be available in this facility will be on par with the maker space in downtown Cincinnati. Just some of the tools that will be in that space, and I always say, subject to change, a large scale vinyl printer, a laser engraver, and new to any library location, a direct to garment printer for printing custom t-shirts, tote bags, and other fabric items. The project is currently on track to open summer of 2024, and we can't be more excited for the opening, and I also can't be any prouder to work for this area of the County. So, if thank you all for your time. I'm happy to answer any questions. I'll be staying after the meeting as well. Thank you.

Mr. Anderson: I just wanted to say Shaun I think it's wonderful what the library investment has been over there in Forest Park right near us. The MakerSpace stuff is especially exciting to the people I talk to. The vinyl printer and the material downtown is always booked. You have to do weeks or months out. Having another option so close is wonderful. So, we're super excited for it. And, one of the things that I thought was really great about the way the library went about doing it was all those listening sessions they had, and you saw them make real changes to the design based on what people were saying. It wasn't just, "These are shelves", it's how people use the library and they really listened to that, so I thought that was great. So, thank you for

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Mr. Anderson (continued): what you do over there. It's always so welcoming over there. Even though we still call it the Parkdale Library, even though you call it Forest Park, I think that still applies. Thank you.

President Vanover: Thank you. Good luck.

Mr. Knox: Mr. Mayor, Mr. Anticipated Mayor, and members of Council, my name is Ed Knox. My wife Joan and I live at 881 Yorkhaven Road in the excellent City of Springdale. I had the honor of being the Clerk of Council/Finance Director for 12 years, and a member of Council for four. I am proud of my service and proud of my City. However, some of the events that I have witnessed recently make me believe that those good days may be gone. It is unnerving to view some of the nonsense which the Mayor and Council are subjected to by some of those who speak before Council. They ask complex questions and repeatedly state that they cannot grasp what they are being told. The truth is in many cases there is no answer to their questions. This is particularly true in Zoning Appeal cases. Having served on that Board, I can testify that definitive information is very, very hard to come by in many cases. It was, however, after another event that made my vision of what could happen to Springdale come into focus. The incident I'm bringing before you occurred on Thursday, October 5<sup>th</sup>. Our doorbell rings when someone is placing something in our mailbox. Just before 1:00 in the afternoon it rang. As you can see, being very slow afoot, I had some time before I retrieved that the person who placed it in the mailbox was gone. Each one of you should now have a copy of what we received. It was a crude attempt to vilify a person who is running for Council. The envelope had no stamp on it, and no return address. Most people are aware that any item placed in a mailbox without a stamp and a return address is in violation of postal regulations. Given the nature of the piece, and a lack of postage, I informed the U.S. Postal Service by email. It is now their Case Number 55815665. The following day, I contacted Mrs. Lavonne Webster, the subject of the piece. I thought it was fair that she should be informed as to what had been said. She asked if my doorbell recorded a video of the person who delivered it. It did, but, I'm exceptionally bad at using my cell phone; most people my age seem to be. But, because of that problem, it was the 13<sup>th</sup> before we had a clear and easily identifiable video. This piece of vile literature stated in bold print that Mrs. Webster refused to account for S.O.S. money. My question is why should she? It is the duty of the Health Department, and the S.O.S. Board to keep that information. It is they who are charged with that; records that she does not have. If they want information, they should contact the Health Department. She neither works for the Health Department, nor is she a member of the S.O.S. Board. Her only association with those entities is when she and her daughter do the grunt work of buying the presents, wrapping them, and delivering them to the Fire Department, who, by the way, are the elves who make the deliveries. Note that they generously use their time and transportation and do so without any payment. It appears that there is a certain element within the City that does not want Lavonne Webster on Council. They spread lies and innuendos to achieve their goal. They know that Mrs. Webster has enough knowledge, gumption, and forthrightness to challenge ideas that would make changes to the detriment of the City of Springdale as we now know and enjoy it. Please do what you can to rectify this, and make sure that it does not happen again. I thank you all for listening, and, I thank you for your service.

Mrs. Sullivan-Wisecup: I have a question for Administration, or maybe Joe (Braun), I'm not sure. I saw what was distributed. It's not true. I've donated to S.O.S. before, and Lavonne Webster I know is not in S.O.S. so I thought that it was funny that she should supposed to count her money. But, my question was is anything being done about this now? I know from what I've always understood was that if you put something into a mailbox that doesn't have postage and it isn't mail that that is a crime, and I just didn't understand what's going on here? I don't understand what's going on here. Can someone please help.

Mr. Braun: I think the City's official position should be that we should not discuss an ongoing investigation. So, I think it would not be appropriate to comment from the dais.

Mrs. Sullivan-Wisecup: Thank you very much.

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Ms. Darnell: Good evening. I normally wouldn't be here at City Council. The City does their business. I'm a resident here for 28 years with my husband and family. Wouldn't normally be here either except for I've got a concern I'd like to raise and request the review by the Council and Administration for a review of the recent enforcement involving the parking ordinances. My husband would be here, and some of our neighbors, but, it's been impromptu and I'll get to that point here shortly. So, back on August 23<sup>rd</sup>, as I mentioned we've been residents for 28 years; never had an issue in this area. August 23<sup>rd</sup> of this year, we have a notice, so I call and ask the Building Department what's the scoop. Why are we getting a parking violation notice. They indicate, "Okay, you've got parking on the yard." Peace. We had a car parked in the yard and we removed it. Think everything is settled. September 5<sup>th</sup>, we get a violation order. Talked with the Council Rep and the Building Department and this is when I called the Building Department was after the first two violations; the notice and the violation, excuse me. They mentioned this, I said, "What's going on here? Who reported it?" We asked our neighbors. The neighbors are not complaining. They indicated that the Police Department reported those in both situations. Police Department. Both of these, the notice and the violation were taken care of. There was a car parked in the yard. On the full yard mind you, but, it was taken out. We had no room in the driveway those evenings, and, again, it was overnight and then gone during the day when we have to go to work. So, then escalated it, talked with our City District Council Rep and then actually some emails to City Administration. I fully understand what you're trying to do with cleaning up the neighborhoods and stuff, but, I just feel that this is an impractical, illogical, and irrational enforcement of what we're doing here. Case in point; I'm calling my husband on my way home from work. He said, "Excuse me, there's someone at the door." We thought it was our neighbor. Police Officer is there to give him a ticket. Apparently, and we think it's from a Saturday morning from a Building Department person, Lord knows who is asking them to go out and look on our driveway on a Saturday morning, and indicates that apparently he's got to come to Mayor's Court because my Honda Pilot, it's not his, it's both registered to us, is parked in the driveway, but has one tire off the driveway. It's on gravel mind you, it's not in grass. It's a mix, but it's just right off the driveway. It's not fully in the yard like the other two. And yet, now he's got to come to Mayor's Court. He refused. It's not his vehicle for one, he's not going to be here. I'm not going to tell you where he is because now we've got a felony potential or a warrant for his arrest because of a parking ordinance. There are more critical priorities in this City. There's speeding on our street, incessantly. That's why we don't park in the street. There's a shooting at Northland Boulevard. I don't know if that crime has been solved, or what's been done about it. The Police have better things to do. We have heard from our neighbors and other City residents that this is an irrational application. Yes, it's the law, but, it's an irrational application of that ordinance when we have bigger things to do in the City. Again, I've lived here 28 years, and I kind of agree with this gentleman if we've got these priorities to harass people who are paying their taxes and don't commit crimes beyond parking off their driveway slightly, we've got a big problem here in this City, and I would request that the people take that into account. I have heard from other folks that this is Citywide. The Police Officer told my husband that we have gotten several complaints, and I fully understand what you're trying to do, but you're approaching it totally the wrong way, and I'd request that you relook at that and stop. You're going to force people who like to live here, pay your taxes, to move out of the City, and I don't think that's what you want. Thank you for your time.

Mr. Hawkins: Ma'am, can you state your name and address for the record.

Ms. Darnell: Shelly Darnell 329 Cameron Road. Thank you.

Mr. Hawkins: Appreciate you coming out. I don't know of the situation. I'm not a district rep, so I'm unaware what the ordinance was specifically, and what have you. I'll check in with the Administration when we finish and see what's going on.

Ms. Darnell: (off mic) Appreciate it. That's all I ask.

Mr. Hawkins: To be clear though, is your concern, because I don't know what the ordinance is of all those circumstances, is the ordinance speaking to vehicles that are parked in yards, or vehicles that are parked.

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Ms. Darnell: I don't know what it's speaking to, so maybe it needs some clarity. Ordinance 153.302(A)(C)(2) Parking "No motor vehicle shall be parked or stored on any unimproved area...". Okay, what's the definition? We've got one tire off a driveway. "...Both the owner of any such improperly parked or stored motor vehicle and the owner or occupant of the property on which the vehicle is parked shall be considered in violation of this section. " "To resolve this issue, you must remove vehicles from non-approved surfaces before...blah blah blah". We did that in all cases. But, frankly, my pilot in the driveway with one tire off is not something that's going to go away, so, if you're going to pull us to Mayor's Court and we're going to go and have a felony warrant for our arrest because I can't park one tire off the driveway, then there's a problem.

Mr. Jacobs: I'm glad you could make it to the meeting. I know we've spoken by the phone, and through email as well. Can we clarify that there's actually a felony issue here? Because that doesn't sound correct. Can we clarify for the resident?

Mr. Jones: (off mic) That's not correct.

Ms. Darnell: (off mic) No, that is true because my son had to go for parking and they said that at court; Mayor's Court. We went there and they said it was a felony and the Police Officer said that it would be a felony if he doesn't show up at Mayor's Court.

Mr. Braun: Ma'am, we'll certainly look into it. I can tell you that our Mayor's Court only hears misdemeanors. So, I don't know if someone miscommunicated that or maybe there's another matter going on maybe in another court, but, we'll certainly look into it and get back to you.

Ms. Darnell: Thank you.

Mr. Jones: As someone who lives in and around that area, I drive through there seven days a week. And, I want to make sure that the resident is representing herself accurately, and some of the things she is saying is factually inaccurate. I drive by there seven days a week. On a regular basis, there are vehicles parked in the yard, not off the driveway in the yard; physically in the yard. So, that's why the Police and other folks have gotten active and gotten involved. I not only witness it personally, but I've had several other people complain to me about it. I just felt I should share.

### Ordinances and Resolutions

#### Ordinance No. 40-2023

AN ORDINANCE ACCEPTING A PROPOSAL UNDER THE STATE OF OHIO DEPARTMENT OF TRANSPORTATION COOPERATIVE PURCHASING PROGRAM AND AUTHORIZING THE MAYOR AND CLERK OF COUNCIL/FINANCE DIRECTOR TO ENTER INTO AN AGREEMENT WITH SOUTHEASTERN EQUIPMENT CO., INC. IN THE AMOUNT OF \$187,885.00 FOR THE PURCHASE OF A WHEEL LOADER AND DECLARING AN EMERGENCY

Mrs. Sullivan-Wisecup made a motion to adopt Ordinance No. 40-2023; Mr. Hawkins seconded.

Mr. Jones: As you will see on the little descriptive information we had there. The current one we have in operation is a 2007. It is still operational and it's working, but, it's starting to head towards its last leg and we're trying to get out in front of this. This is something that we use for a different variety of things, but, it can be used for loading rock salt and so forth. We have to have that. We have to be able to put our salt up in the dome and get it. It's not legal for us to leave it outside of the dome. It has to be covered, and it has to be stowed away. So, I applaud Public Works efforts to get out in front of this and then we also, or I should mention too that even if we get it ordered today, we're not going to be dealing out first payment until 2024, and it's going to be some time before it's actually delivered. It could be several months. So, I just thought I'd share.



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Mr. Anderson: I agree. It's good to get out ahead of it. The reason it's an emergency is because we're trying to maintain a bid price from the end of October, so that's why we're using this process for this one and the next one?

Mr. Jones: Good point, and I'm remiss in not saying that. That is one of the factors. Just like when we, I think Mr. Hawkins reported it in previous meeting that with regard to the ladder truck, the prices get locked in and then each month it starts to change, and this is a locked in price for now, but, it will change if we don't address it. So, yes, that is why we've asked for an emergency. Thank you.

Mr. Anderson: I appreciate that. And, this isn't just competition with the Fire Department where they need a new truck too? (laughter)

Mr. Ramirez: As normal, the old device will be sent off for auction or to GovDeals? Thank you.

Ordinance No. 40-2023 passes with six affirmative votes. (Mrs. Ghantous was absent)

### Ordinance No. 41-2023

AN ORDINANCE AUTHORIZING THE CITY OF SPRINGDALE, OHIO TO ENTER INTO A FIVE-YEAR LEASE-PURCHASE AGREEMENT BY AND BETWEEN HUNTINGTON PUBLIC CAPITAL CORPORATION AND THE CITY OF SPRINGDALE, OHIO IN A PRINCIPAL AMOUNT OF \$190,000.00 TO FINANCE THE PURCHASE OF A SHEEL LOADER FOR THE CITY OF SPRINGDALE AND AUTHORIZING THE OTHER DOCUMENTS IN CONNECTION THEREWITH; AND DECLARING AN EMERGENCY

Mrs. Sullivan-Wisecup made a motion to adopt Ordinance No. 41-2023; Mr. Hawkins seconded.

Mr. Ramirez: This being a lease purchase, at the end of the term of five years we own the property without any further cost?

Mr. Jones: Yes. We will own the property at the end of the lease. And, I might mention too since I have the mic just briefly that this was the lowest rate out there that our Tax Commissioner was able to secure.

Mr. Ramirez: Thank you.

Ordinance No. 41-2023 passes with six affirmative votes. (Mrs. Ghantous was absent)

### Ordinance No. 42-2023

AN ORDINANCE DECLARING CERTAIN CITY PROPERTY AS SURPLUS PROPERTY AND AUTHORIZING THE SALE, DISPOSAL, OR TRANSFER OF SAID SURPLUS PROPERTY AND DECLARING AN EMERGENCY

Mrs. Sullivan Wisecup made a motion to adopt Ordinance No. 42-2023; Mr. Ramirez seconded.

Mr. Hawkins: I just had a question on the body worn cameras. Have we gone to a different style or model or something?

Mr. Uhl: Correct. The Viewu model that the Police Department used over the years is discontinued and no longer available. Viewu was actually purchased by Axon, so they have migrated over to the Axon platform.

Mr. Hawkins: Thank you.

Mr. Anderson: The emergency clause at the end of this it mentions to complete other transactions. I think that's a new one for one of these surplus deals. Does that mean we're trading in some of these cars for new vehicles, of what does that mean?

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Mr. Uhl: You're correct. Some of these vehicles will be traded in. There's others that are going to be sold to a dealer. There is a production company that likes to purchase police vehicles to use in movies and what not. So, some of these will go as marked. They'll remove Springdale logos and whatnot, but they'll go outfitted. So, these will all be applied towards the purchase of new.

Mr. Anderson: Thank you.

Ordinance No. 42-2023 passes with six affirmative votes. (Mrs. Ghantous was absent)

### Ordinance No. 43-2023

AN ORDINANCE AMENDING ORDINANCE NO. 51-1999 TO EXTEND THE EXEMPTION FROM TAXATION FOR CERTAIN PARCELS IN THE CITY PURSUANT TO ORC 5709.51; AND DECLARING AN EMERGENCY

Mrs. Sullivan-Wisecup made a motion to adopt Ordinance No. 43-2023; Mr. Jacobs seconded.

Mayor Webster: Before we go any further, I'd like to thank Andy Kuchta and Brian for bringing this thing to our attention because this is a seldom-used ordinance, and we don't know why it was put on the books, but we're going to take advantage of it, and you visit a 24 year old TIF (Tax Increment Financing), and during the time of this TIF, there's been several years where the payments have been short, but the developer has always been very diligent in making the service payments up, so this thing has not cost the City a penny during the 24 years, and this gives us a golden opportunity to collect for another 30 years of some TIF payments here, and it does not involve the school system, so, the school will be made whole, which is good, and it will give us some much needed resources to apply to that site, and also there's also some undeveloped properties over there, and we could use this money all the way out at the Crescentville Road if we need to make some improvements on Crescentville, and I think it's really a windfall for the City, and we certainly hope Council would see fit to support that. Thank you very much.

Mr. Anderson: I just had one question on it. As Mayor Webster mentioned, the developer has been keeping up payments and performing well now. In Section 3, the school district is made whole, right? So, they're going to get full payments. There's no negotiation. In the event that the developer isn't able to keep up payments, or the payments don't keep up, does this extension create any liabilities for the City, or do we still remain without liability if the TIF doesn't perform? Does that make sense? I just wanted to make sure we're not adding a new...

Mayor Webster: We'll turn the expert loose on you here.

Mr. Anderson: Thank you.

Mr. Kuchta: I don't know about expert, but I do know the answer to this question. So, the developer made payments in the first few years when bonds had to be issued for the construction of Pictoria Drive and Northwest Boulevard, but there was not real property improvement yet, so, no TIF funds were being generated. So, the developer had to put in about \$3 million dollars in the first few years of this TIF before revenues generated. We have been making payments back to that developer as the agreement required, in the last at least five years, so, the balance that is left now to be paid back to that developer is \$1.6 million, and I think last year it was about \$450,000 that was paid to the developer because we have excess TIF revenue that doesn't have to go towards payment of some other bond pledges for the construction of Pictoria Drive and Northwest Boulevard, as well as the City had also pledged a little bit towards the construction of the garage next to Pictoria Tower. It's a Port Authority project so the developer will be paid off at this current rate within the next three years before the current TIF expires in 2029, so there's absolutely no liability for the City in that TIF extension to make any further payments in that developer, and that developer is not going to have to pay anything more into the TIF between now and when it expires because it's generating more than enough revenue to pay off the bonds that are out there.

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Mr. Anderson: But the school district payments are going to increase when we extend it. So, I guess the question is I understand the developer part is covered and that payback, but, we're not introducing a new liability to the school districts if the revenues don't come in. Still if the TIF doesn't perform, they just don't get that as payment either.

Mr. Kuchta: If say, for example, some of the properties get devalued over the next few years, when this extension kicks in, whatever the equivalent of a real estate tax payment would be, the school districts are going to get their equivalent share of what their normal millage would be. So, if the tax revenue, or the service payments goes down in the year 2030, 2031, then whatever percentage the school districts would normally get, that's what they're going to continue to get for the next 30 years.

Mr. Anderson: So, we're not introducing ourselves as a payer into that.

Mr. Kuchta: No.

Mr. Anderson: I think it's great that we're being able to use this extension to improve developments there. I just wanted to make sure we weren't introducing a liability. Thank you.

Mayor Webster: Andy, could you briefly define the area where we can spend this money?

Mr. Kuchta: Well, it is not 100%. There's not very firm set in stone boundaries. There has to be some nexus to the area of the TIF, and the parcels of the TIF include the Pictoria Tower, the Pictoria Garage, Pappadeaux Restaurant, the restaurant that's vacant now, formerly known as SmoQ, the Home2Suites, and a couple of vacant parcels right around Pictoria Tower. So, additionally, we can certainly use it on repaving, reconstructing Pictoria Drive, Northwest Boulevard, because that's what part of his TIF was originally targeted for, but then, if you think about anybody coming to use those restaurants, anybody coming to work at Pictoria Tower, they go along Crescentville Road, so, we can use those dollars to repave that. We can use those dollars for stormwater improvements in the area, which are Springdale-owned infrastructure for the most part, as well as sidewalk expansions, or new sidewalk construction in the future connecting those properties further.

Mayor Webster: What about helping us with the payment on the Tower we just purchased?

Mr. Kuchta: We'll have to dig into that more with our Public Finance Attorney to see if that could be an eligible use of those dollars. I do not know that answer tonight.

Ordinance No. 43-2023 passes with six affirmative votes. (Mrs. Ghantous was absent)

### Old Business

Mr. Anderson: I know there have been discussions going on for some time with the changes coming up for Council meetings with Ms. McNear's position leaving. I just wanted to make sure and check in. Is there anything we need to do as a Council to change our rules for like readings starting in December? Things that we need to do that we might have to take care of in next month's meeting before those changes happen? What's that going to look like? Because I don't think we've talked about that as a group.

Mr. Uhl: A couple of things; yes, all that is under construction at this time. There's going to be several meetings over the next couple of weeks to kind of iron out how that process should look and how we want that to flow. In advance of that, in conjunction with that, there will be probably a couple of meetings worth of several Code changes as a result of the Charter Amendment that was made to kind of delineate responsibilities and what not. But, everything you're speaking to is kind of under development right now, and we're looking at different municipalities to see how they conduct business and what not and provide a couple of options and present that to President Vanover to see how we would move forward.

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Mr. Anderson: Thank you. I knew it was in the works. It was getting close, and if we're going to make Code changes, it would have to be pretty soon. I know there's still some straggler Code in there about some duties for the Clerk would still that need to be cleaned up like I think right now a resident could send a letter in, a self-addressed stamped letter, and then the Clerk has to hold it and send out meeting announcements that way, things like that. I just want to make sure we clean up too. Thank you.

New Business - None

### Meetings and Announcements

Mr. Jacobs: The Board of Health will meet on November 9<sup>th</sup> at 7:00 p.m. adjacent to these chambers.

Mr. Anderson: The Board of Zoning Appeals is planning to have a meeting in these chambers on October 24<sup>th</sup>, so next Tuesday, at 7:00 p.m.

Mrs. Sullivan-Wisecup: Planning Commission will meet in these chambers on Tuesday, November 14<sup>th</sup> at 7:00 p.m.

Mr. Hawkins: No meeting, but just an announcement, our very own Don Darby was announced to be inducted into the Princeton High School Hall of Fame, so congratulations to Mr. Darby.

Communications from the Audience - None

### Update on legislation still in development

Mr. Hawkins: We had before us Ordinance No. 40-2023; An Ordinance Accepting a Proposal Under the State of Ohio Department of Transportation Cooperative Purchasing Program and Authorizing the Mayor and Clerk of Council/Finance Director to Enter Into an Agreement with Southeastern Equipment Co., Inc. in the Amount of \$187,885.00 for the Purchase of a Wheel Loader and Declaring an Emergency. That passed with a 6-0 vote. We also had Ordinance No. 41-2023; An Ordinance Authorizing the City of Springdale, Ohio to Enter Into a Five-Year Lease-Purchase Agreement by and Between Huntington Public Capital Corporation and the City of Springdale, Ohio in a Principal Amount of \$190,000.00 to Finance the Purchase of a Wheel Loader for the City of Springdale and Authorizing Other Documents in Connection Therewith and Declaring an Emergency. That passed with a 6-0 vote. We had Ordinance No. 42-2023; An Ordinance Declaring Certain City Property as Surplus Property and Authorizing the Sale, Disposal, or Transfer of Said Surplus Property and Declaring an Emergency, which passed with a 6-0 vote. We also had Ordinance No. 43-2023; An Ordinance Amending Ordinance No. 51-1999 to Extend the Exemption from Taxation for Certain Parcels in the City Pursuant to ORC 5709.51, and Declaring an Emergency, and that passed with a 6-0 vote.

### Recap of legislative items requested for next Council meeting

Mr. Hawkins: I don't have anything unless there's anything from Council or the Administration.

Mr. Uhl: Just as a reminder, we will have, as mentioned, several Code changes coming through. We're going to try and bunch these together. We go in the Code to change one item, we find three more that need to be updated. Some related; some unrelated. Nonetheless, while we're in there, we're going to do some cleanup language while we're in each of those Code sections as well. We'll try and lump them all together. We're obviously going to prioritize some of those, but you'll start to see those effective next meeting so that they're in place in December.

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Adjournment

Mr. Hawkins made a motion to adjourn; Mrs. Sullivan-Wisecup seconded. Meeting adjourned at 8:12 p.m.

Respectfully submitted,

Kathy McNear  
Clerk of Council/Finance Director

Minutes Approved:  
Tom Vanover, President of Council

\_\_\_\_\_, 2023