

City of Springdale Council

February 1, 2023

President of Council Vanover called Council to order on

The governmental body and those in attendance recited the Pledge of Allegiance.

Mrs. McNear took roll call. Council members Anderson, Ghantous, Hawkins, Jacobs, Ramirez, Sullivan-Wisecup, and Vanover were present.

President Vanover: And, just for a note, the Mayor will not be here this evening. So, if there was any question; that's it.

The minutes of the January 18, 2022 meeting were considered. Mrs. Ghantous made a motion to accept the minutes; Mr. Anderson seconded. The minutes were approved with six affirmative votes and one abstention (Sullivan-Wisecup).

Communications	-	None
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Communications from the Audience	-	None
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Ordinances and Resolutions

Ordinance No. 03-2023

ORDINANCE AMENDING CHAPTER 77; SCHEDULE OF THE CODIFIED ORDINANCES OF THE CITY OF SPRINGDALE, OHIO RELATING TO SNOW EMERGENCY ROUTES IN THE CITY OF SPRINGDALE

Mrs. Ghantous made a motion to adopt Ordinance No. 03-2023; Mrs. Sullivan-Wisecup seconded.

Ordinance No. 03-2023 passes with seven affirmative votes.

Ordinance No. 04-2023

AN ORDINANCE AMENDING SECTION 70.10 OF THE CODIFIED ORDINANCES OF THE CITY OF SPRINGDALE, OHIO RELATING TO THE IMPOUNDING OF VEHICLES IN THE CITY OF SPRINGDALE

Mrs. Sullivan-Wisecup made a motion to adopt Ordinance No. 04-2023; Mrs. Ghantous seconded.

Mr. Anderson: One question on the street maintenance that could result in towing, I know the ordinance previously would declare vehicles on public roadways that have been parked there for at least 48 consecutive hours would be part of that group. Are street maintenance signs or those maintenance signed posted at least 48 hours in advance as well? I just want to make sure that the public would have a chance to move their car for maintenance because they might not be used to seeing that. So, if a sign goes up the day before, they could be towed without the old two day notice?

Mr. Uhl: The ordinance doesn't change a whole, whole lot. Those are two kind of different sections; one is meant to address abandoned vehicles that are left for long periods of time, be that 48 or 72 hours. This one is more for when there's some type of construction work that's going to be done and then maybe post it. Now, it may not be posted for 48 hours; it may be posted for 24 hours in advance of. The towing is an absolute last resort if we can't make contact with the owners, so, the Police Department makes a great attempt to notify the owner and give them ample time to remove the vehicle before something would be towed.

Mr. Anderson: So, the notice could be 24 hours now. People just need to be aware of that.

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Mr. Uhl: Correct. There would be, I don't know that we have anything in our ordinances that dictate how long something has to be posted for construction or some other type of street maintenance prior to enforcement. My experience tells me those are typically a week or so in advance a lot of times, so it wouldn't be like an emergency measure where we put it in there and two hours later we're towing a vehicle. That wouldn't be the case.

Mr. Anderson: Alright. Thank you.

Ordinance No. 04-2023 passes with seven affirmative votes.

Ordinance No. 05-2023

AN ORDINANCE AUTHORIZING THE MAYOR AND CLERK OF COUNCIL/FINANCE DIRECTOR TO EXECUTE A SUBRECEIPT GRANT AGREEMENT WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES RELATED TO THE URBAN CANOPY RESTORATION GRANT PROGRAM

Mrs. Ghantous made a motion to adopt Ordinance No. 05-2023; Mrs. Sullivan-Wisecup seconded.

Ordinance No. 05-2023 passes with seven affirmative votes.

Ordinance No. 07-2023

AN ORDINANCE REPEALING ORDINANCE NO. 43-2022 AND PROVIDING FOR WAGE INCREASES FOR CERTAIN CITY EMPLOYEES EFFECTIVE JANUARY 1, 2023 AND DECLARING AN EMERGENCY

Mrs. Ghantous made a motion to adopt Ordinance No. 07-2023; Mr. Anderson seconded

Mr. Jones: A couple of things on this. First of all, because the unionized employees are covered through union contracts and other ordinances that are brought before this Council, this pertains to all other full-time, part-time, and seasonal employees, and, what we're asking of Council is to simply match what the unions are receiving with regard to the contract that was just put before you recently. And, a few reasons why we wanted to do that. First of all, we think it's fair for others to be treated the same. We think it also recognizes the hard work of not just the unions, but all the employees. We also think that it does a lot for the culture of your staff members. It's always good when everybody hears the same message. And, we also think that it's the right thing to do, and we know that Council feels strongly about how employees are treated. Each year, there's comments being made various different Council members and we certainly appreciate the support in the past, and, we hope and anticipate moving forward, so I just wanted to pass that along that on behalf of the Administration, we would ask you to give this serious consideration. Thank you.

Ordinance No. 07-2023 passes with seven affirmative votes.

Ordinance No. 08-2023

AN ORDINANCE AUTHORIZING THE PAYMENT OF FUNDS TO THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE FY23 URBAN PAVING PROJECT ON STATE ROUTE 747 IN SPRINGDALE AND DECLARING AN EMERGENCY

Mrs. Sullivan-Wisecup made a motion to adopt Ordinance No. 08-2023; Mrs. Ghantous seconded.

Ordinance No. 08-2023 passes with seven affirmative votes.

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Ordinance No. 09-2023

AN ORDINANCE AUTHORIZING THE (PRELIMINARY) PARTICIPATION IN A PROJECT WITH THE STATE OF OHIO DEPARTMENT OF TRANSPORTATION FOR THE NORTHLAND BOULEVARD RECONSTRUCTION PROJECT AND DECLARING AN EMERGENCY

Mrs. Ghantous made a motion to adopt Ordinance No. 09-2023; Mr. Anderson seconded.

Ordinance No. 09-2023 passes with seven affirmative votes.

Ordinance No. 10-2023

AN ORDINANCE AUTHORIZING THE MAYOR AND CLERK OF COUNCIL/FINANCE DIRECTOR TO ENTER INTO A WRITTEN AMENDMENT TO THE AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE OPERATION, CONTROL, AND MAINTENANCE OF TRAFFIC SIGNAL EQUIPMENT IN THE CITY OF SPRINGDALE

President Vanover: This is a first reading. Do we have any discussion this evening? (None) We'll see this again.

Ordinance No. 11-2023

AN ORDINANCE CREATING SECTION 73.07 OF THE SPRINGDALE CODE OF ORDINANCES GOVERNING LIABILITY FOR PARKING VIOLATIONS IN THE CITY OF SPRINGDALE

President Vanover: This is the first reading of Ordinance No. 11-2023. Is there any discussion?

Mr. Ramirez: Can you explain why we're adding this why they weren't responsible previous and we have to add this to the ordinance?

Mr. Braun: We are amending our Code as a result of, well, I should qualify by saying it was brought to our attention as a result of a case that appeared in our Mayor's Court. The case that this is based on actually goes back to 1960, so, this is not new law. But, our Code had never provided a provision in it that specifically stated that to be found guilty of a parking violation you have to be the lawful, titled owner of the vehicle. So, this makes crystal clear to the "trier of fact" that under our ordinances, our parking ordinances that we adopt here in the City of Springdale, the titled owner, whether, the officer saw them operate the vehicle and park it there or not, the titled owner is the one responsible for any parking infractions. And, that would apply for any parking violations that occur under the criminal code, or any other provision of our code.

Mr. Ramirez: Very good. Thank you.

President Vanover: I don't see any more lights. We'll see this again.

Resolution No. R04-2023

A RESOLUTION APPOINTING _____ TO SERVE AS A MEMBER OF THE CITY OF SPRINGDALE CHARTER REVISION COMMITTEE FOR THE TERM ENDING DECEMBER 31, 2026

President Vanover: This is a replacement for an individual member on Springdale Charter Revision Committee, so, at this point, I'll open the floor for nominations.

Mrs. Sullivan-Wisecup: I would like to nominate Butch Hafer. He's been a resident in Springdale since 1977 with his wife Susan. He was on the Police Department from 1973 to 2010. He is the Head of Security at Cincinnati Insurance Companies and he is willing to serve on the Charter Revision Committee should we decide to vote him in. Thank you.

President Vanover: Do I have a second?

Mr. Ramirez: Second.

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Mr. Hawkins: I'd like to nominate James Dunigan; he's a retired Cincinnati Firefighter and is currently in retirement teaching EMS to students, and he's also a Pastor, raised two daughters, and graduated from Princeton High School, and he's also served the City on our Assessment Revision Board with regard to folks that have had appeals in terms of having sidewalks, driveways, assessed and put in. So, he'd like to be considered.

President Vanover: Do I have a second?

Mr. Anderson: Second.

President Vanover: Any further nominations? (None) Alright, at this point I'll close the nominations. I don't have the ballots anymore, so, we'll do a voice vote. Mrs. McNear will you poll Council.

Mrs. McNear: So, question. So when I call upon each person, they're going to say who they're going to vote for?

Mr. Braun: They can vote "yes" or "no".

Mrs. McNear: "Yes" or "no"?

Mr. Braun: You can either say each name and the have them repeat the name they want to vote for, or you can go through each one. Whichever you want to do.

Mrs. McNear: I think it would probably be simpler if I just call each person and then they can give the name of the person they would like.

Mr. Braun: Okay. Alright.

Mrs. McNear: Alright.

Mr. Anderson: Mr. Dunigan.

Mrs. Ghantous: Mr. Hafer.

Mr. Hawkins: Mr. Dunigan.

Mr. Jacobs: Mr. Dunigan.

Mr. Ramirez: Mr. Hafer.

Mrs. Sullivan-Wisecup: Mr. Hafer.

President Vanover: Mr. Hafer.

Mrs. McNear: We have four for Mr. Hafer, and three for Mr. Dunigan.

President Vanover: By that vote, then, Mrs. McNear will you read Resolution No. R04-2023 with Mr. Butch Hafer's name.

Resolution No. R04-2023

A RESOLUTION APPOINTING BUTCH HAFER TO SERVE AS A MEMBER OF THE CITY OF SPRINGDALE CHARTER REVISION COMMITTEE FOR THE TERM ENDING DECEMBER 31, 2026

Mrs. Sullivan-Wisecup made a motion to adopt Resolution No. R04-2023; Mrs. Ghantous seconded.

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Mr. Anderson: I just wanted to say to both the nominees, I think either one would be a great addition to the team, and voting for or against either is no indication of our appreciation for your willingness to be a part of Charter Revision Committee; at least from my perspective, so, thank you for having being nominated. I appreciate that.

Resolution No. R04-2023 passes with seven affirmative votes.

Old Business

President Vanover: Before we leave Old Business, and we have our Public Works Director down there, I just wanted to tip the hat to the snowplow crews again. Outstanding job. Even this second go around was a little more trying, and, as far as the timing goes. We get comments all the time that you can tell when you enter and leave Springdale just by the conditions of the roads. So, thank all the people involved, and, hopefully, we haven't eaten up too much salt in our dome yet.

New Business - None

Meetings and Announcements

Mrs. McNear: Elected Officials, this is your reminder for February to file your Ohio Ethics Commission Financial Disclosure Statement. It is due by May 15th. Don't be late, and I'd say the sooner the better. It takes, if you do it online, it takes less than five minutes. Thank you.

Mrs. Sullivan-Wisecup: Planning Commission will meet in these chambers on February 14th at 7:00 p.m.

Mr. Uhl: Civil Service Commission will meet Thursday, February 2nd, at 2:00 p.m. in the Council Conference Room.

Mr. Jacobs: Board of Health will meet Thursday, February 9th, adjacent to these chambers.

Communications from the Audience - None

Update on legislation still in development

Mr. Hawkins: As you review your Internal Memorandum, Item Number I was addressed with Ordinance No. 04-2023; An Ordinance Amending Section 70.10 of the Codified Ordinances of the City of Springdale, Ohio Relating to the Impounding of Vehicles in the City of Springdale. That passed with a 7-0 vote. Item Number II was addressed with Ordinance No. 03-2023; An Ordinance Amending Chapter 77: Schedule IV of the Codified Ordinances of the City of Springdale, Ohio Relating to Snow Emergency Routes in the City of Springdale. And that passed with a 7-0 vote. Item Number III was addressed with Ordinance No. 05-2023; An Ordinance Authorizing the Mayor and Clerk of Council/Finance Director to Execute a Subrecipient Grant Agreement with the Ohio Department of Natural Resources Related to the Urban Canopy Restoration Grant Program, and that passed with a 7-0 vote. Item Number IV was addressed with Ordinance No. 07-2023; An Ordinance Repealing Ordinance No. 43-2022 and Providing for Wage Increases for Certain City Employees Effective January 1, 2023 and Declaring an Emergency. That passed with a 7-0 vote. Item Number V was addressed with Ordinance No. 08-2023; An Ordinance Authorizing a Final Ordinance with the State of Ohio Department of Transportation (ODOT) for the State Route 747 (Princeton Pike) Urban Paving Program Between Kemper Road and the Glendale Border and Declaring an Emergency. And that passed with a 7-0 vote. Item Number VI was addressed with Ordinance No. 09-2023; An Ordinance Authorizing a Preliminary Ordinance with the State of Ohio Department of Transportation (ODOT) for the Northland Boulevard Reconstruction Project and Declaring an Emergency. And that passed with a 7-0 vote. Item Number VII was addressed with Resolution No. R04-2023; A Resolution Appointing Butch Hafer to the City of Springdale Charter Revision Committee for the Term Ending December 31, 2026. And, that passed with a 7-0 vote. Item Number VIII was addressed with Ordinance No. 10-2023; An Ordinance Authorizing the Mayor and Clerk of Council/Finance Director to Enter Into a Written Amendment to the Agreement with

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Mr. Hawkins (continued): the Ohio Department of Transportation (ODOT) for the Operation, Control, and Maintenance of Traffic Signal Equipment in the City of Springdale. That was a first reading. Item Number IX was addressed with Ordinance No. 11-2023; An Ordinance Creating Section 73.07 of the Springdale Code of Ordinances Governing Liability for Parking Violations in the City of Springdale. That also was a first reading.

Recap of legislative items requested for next Council meeting

Mr. Hawkins: There will be a second reading for Ordinance No. 10-2023; An Ordinance Authorizing the Mayor and Clerk of Council/Finance Director to Enter Into a Written Amendment to the Agreement with the Ohio Department of Transportation (ODOT) for the Operation, Control, and Maintenance of Traffic Signal Equipment in the City of Springdale. There will also be a second reading with regard to Ordinance No. 11-2023; An Ordinance Creating Section 73.07 of the Springdale Code of Ordinances Governing Liability for Parking Violations in the City of Springdale. That's it, unless there's anything else from Council or the Administration.

Adjournment

Mr. Hawkins made a motion to adjourn; Mrs. Sullivan-Wisecup seconded. Meeting adjourned at 7:37 p.m.

Respectfully submitted,

Kathy McNear
Clerk of Council/Finance Director

Minutes Approved:
Tom Vanover, President of Council

_____, 2023