

PLEASE TURN OFF CELL PHONES

AGENDA
REGULAR MEETING OF THE COUNCIL OF THE CITY OF SPRINGDALE
MARCH 1, 2023
7:00 P.M.

1. Open Meeting
2. Pledge of Allegiance
3. Roll Call
4. Minutes - February 15, 2023
5. Communications
6. Communications from the Audience
7. Ordinances and Resolutions

Ordinance No. 12-2023

AN ORDINANCE AMENDING SECTION 39.03 OF THE CODIFIED ORDINANCES OF THE CITY OF SPRINGDALE, OHIO RELATING TO THE DESIGNATION OF DEPOSITORIES

Ordinance No. 14-2023

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE IMPROVEMENT OF DRIVEWAY APRONS IN THE PUBLIC RIGHT-OF-WAY RELATED TO THE STATE ROUTE 747 CURB REPLACEMENT PROJECT AND DECLARING AN EMERGENCY

Ordinance No. 15-2023

AN ORDINANCE AUTHORIZING THE ACCEPTANCE AND DEDICATION OF PART OF PRINCETON PIKE, PART OF CRESCENTVILLE ROAD, STRATEGIC PARKWAY, AND CROSSINGS COURT AND OTHER PUBLIC IMPROVEMENTS ASSOCIATED WITH SPRINGDALE COMMERCE PARK

8. Old Business
9. New Business
10. Executive Session
11. Meetings and Announcements
12. Communications from the Audience
13. Update on legislation still in development
14. Recap of legislative items requested for next Council meeting
15. Adjournment

ORDINANCE NO. 12-2023

AN ORDINANCE AMENDING SECTION 39.03 OF THE CODIFIED ORDINANCES OF THE CITY OF SPRINGDALE, OHIO RELATING TO THE DESIGNATION OF DEPOSITORIES

WHEREAS, the Council of the City of Springdale (the “Council”) has passed ordinances establishing procedures for the designation of depositories; and

WHEREAS, the Council seeks to adjust the language relating to the designation of depositories with the passage of this ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Springdale, _____ members elected thereto concurring:

Section 1. Section 39.03 of the Codified Ordinances of the City of Springdale shall be amended as provided for in the attached Exhibit A which is incorporated herein by reference.

Section 2. Council hereby finds and determines that all formal actions relative to the passage of this legislation were taken in an open meeting of this Council, and that all deliberations of this Council and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3. This Ordinance shall take effect on the earliest date allowed by law.

Passed this ____ day of _____, 2023.

President of Council

Attest:

Clerk of Council/Finance Director

Approved:

Mayor

Date

EXHIBIT A

Section 39.03 Depositories of the Codified Ordinances of the City of Springdale shall be amended as follows:

§ 39.03 DEPOSITORIES.

(A) The Clerk of Council/Finance Director shall determine the amount of public moneys which shall be available in active deposits to:

(1) Provide the needed cash flow to pay checks issued and outstanding and other obligations, to provide for a reasonable surplus in addition to the amount needed to pay such amounts; and

(2) Maximize the interest received on public moneys of the City. Interest on active deposits shall be paid or credited by the City's designated eligible depositories at least quarterly and when funds are withdrawn, computing the time of payment from the date of deposit. All public moneys of the City not deposited in active deposits shall be invested pursuant to Section 39.05 of this chapter.

(B) The Finance Committee of Council shall, in accordance with the Ohio Revised Code, by a writing filed with the Council, designate one or more eligible depositories as the depository or depositories of the City's active deposits. In making such designation, the Finance Committee of Council shall consider the following:

(1) The convenience of the location of the depository's offices; and

(2) The rate or rates of interest, if any, which the depository will pay on the active deposits; and

(3) Any other terms or conditions with respect to the depository's acceptance of the City's active deposits.

(C) Designation of the eligible depository or depositories for active deposits shall be subject to confirmation by Council.

(D) The designation of depositories for the City's active deposits shall not be limited by term. At any time as deemed necessary, Council and/or Finance Committee may request applications from eligible depositories to be considered to hold active funds. At such time, a Request for Proposal shall be sent to the eligible depositories and due within 45 days from such time. Such request shall:

(1) Provide an estimate of the maximum amount of such active deposits; and

(2) Request such depositories to apply in writing for all or part of the City's active deposits on or before a date and time specified in the notice; and

(3) Request such depositories to state in their application the amount of such active deposits that will be accepted to offset bank account fees and charges; and

(4) Include or request any other information to or from such depositories which the Finance Committee of Council deems relevant. The request for written applications or their receipt does not constitute a bidding procedure. Rather such request and application are intended to provide relevant information to the Finance Committee of Council for its designation pursuant to division (B) of this section and to provide notice to eligible depositories that the City will receive applications and proposals for its active deposits; and

(5) The Mayor and/or City Administrator shall enter into a contract with such depositories for the appropriate period determined, but not limited to term, pursuant to division (D) of this section. Such contract shall establish the service charges and/or compensating balances the depository may make for its services, and other terms or conditions of the depository's acceptance of the City's active deposits.

(E) The limitations on the aggregate amounts of public moneys that may be on deposit with eligible depositories as set forth in the Uniform Depository Act shall apply under this chapter.

(Ord. 73-1988, passed 12-7-88; Am. Ord. 31-2002, passed 5-15-02)

§ 39.03 DEPOSITORIES.

(A) The Clerk of Council/Finance Director shall determine the amount of public moneys which shall be available in active deposits to:

(1) Provide the needed cash flow to pay ~~warrants and~~ checks issued and outstanding, and other obligations, to provide for a reasonable surplus in addition to the amount needed to pay such ~~warrants and checks amounts~~; and

(2) Maximize the interest received on public moneys of the City. Interest on active deposits shall be paid or credited by the City's designated eligible depositories at least quarterly and when funds are withdrawn, computing the time of payment from the date of deposit. All public moneys of the City not deposited in active deposits shall be invested pursuant to Section 39.05 of this chapter.

(B) The Finance Committee of Council shall, in accordance with the Ohio Revised Code, by a writing filed with the Council, designate one or more eligible depositories as the depository or depositories of the City's active deposits. In making such designation, the Finance Committee of Council shall consider the following:

(1) The convenience of the location of the depository's offices; and

(2) The rate or rates of interest, if any, which the depository will pay on the active deposits; and

(3) Any other terms or conditions with respect to the depository's acceptance of the City's active deposits.

(C) Designation of the eligible depository or depositories for active deposits shall be subject to confirmation by Council.

(D) The ~~initial~~ designation of depositories for the City's active deposits shall not be limited by term. be for a period not to exceed two years plus any designated option period, the total of which initial designation period and option period shall not exceed five years. Said designation period and option period may be made without giving the notice hereinafter provided for. Subsequent designations of depositories for the City's active deposits shall be: At any time as deemed necessary, Council and/or Finance Committee may request applications from eligible depositories to be considered to hold active funds. At such time, a Request for Proposal shall be sent to the eligible depositories and due within 45 days from such time. Such request shall:

~~(1) For a period specified in the Finance Committee of Council's written designation of depositories pursuant to division (B) of this section, which period shall not be less than six months nor longer than two years, plus any designated option period, the total of which initial designation period and option period shall not exceed five years, and~~

~~(2) Shall be made after the Clerk of Council/Finance Director has provided notice by publication in a newspaper of general circulation once at least forty-five (45) days prior to the date of the action of the Finance Committee of Council designating depositories for the City's active deposits. Such notice shall:~~

~~(a) (1) Provide an estimate of the maximum amount of such active deposits; and at any time during the period of designation, and the proposed period of designation or alternative proposed periods of designation;~~

~~(b) (2) Request such depositories to apply in writing for all or part of the City's active deposits on or before a date and time specified in the notice; and~~

~~(c) (3) Request such depositories to state in their application the amount of such active deposits that will be accepted by it, whether there is a willingness to accept without a service charge, other terms or conditions with respect to the depository's acceptance of all or part of the City's active deposits and the location of its offices in the City, or if none are located in the City, the location of its nearest offices; to offset bank account fees and charges; and~~

~~(d)~~ (4) Include or request any other information to or from such depositories which the Finance Committee of Council deems relevant. The request for written applications or their receipt does not constitute a bidding procedure. Rather such request and application are intended to provide relevant information to the Finance Committee of Council for its designation pursuant to division (B) of this section and to provide notice to eligible depositories that the City will receive applications and proposals for its active deposits. ~~;~~ and

~~(E)~~ (5) The Mayor and/or ~~Clerk of Council/Finance Director~~ City Administrator shall enter into a contract, ~~approved as to form and content by the Law Director,~~ with such depositories for the appropriate period determined, but not limited to term, pursuant to division (D) of this section. Such contract shall establish the service charges and/or compensating balances, ~~if any,~~ the depository may make for its services, and other terms or conditions of the depository's acceptance of the City's active deposits.

~~(F)~~ (E) The limitations on the aggregate amounts of public moneys that may be on deposit with eligible depositories as set forth in the Uniform Depository Act shall apply under this chapter.

(Ord. 73-1988, passed 12-7-88; Am. Ord. 31-2002, passed 5-15-02)

ORDINANCE NO. 14-2023

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE IMPROVEMENT OF DRIVEWAY APRONS IN THE PUBLIC RIGHT-OF-WAY RELATED TO THE STATE ROUTE 747 CURB REPLACEMENT PROJECT AND DECLARING AN EMERGENCY

WHEREAS, as part of the State Route 747 Curb Replacement Project, the City determined the need to construct driveway aprons in the public right-of-way in front of the properties listed on the attached Exhibit "A" and moved forward with the improvements.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Springdale, Ohio, _____ members elected thereto concurring:

Section 1. That the final assessment of the cost and expense of constructing said improvements of driveway aprons is hereby adopted and confirmed in that there be and are hereby levied and assessed in accordance with benefit upon the lots and lands bounding and abutting upon the construction area in the amounts reported in the attached Exhibit "A" which is incorporated herein by reference.

Section 2. That the assessment against each lot or parcel of land shall be payable in cash within thirty (30) days after the adoption of this Ordinance with no interest to be charged thereon. All cash payments shall be made to the Clerk of Council/Finance Director of the City. All assessments thereof remaining unpaid at the expiration of said thirty (30) days shall be certified by the Clerk of Council/Finance Director to the County Auditor, as provided by law to be placed by him on the tax duplicate and collected as other taxes are collected.

Section 3. That the Clerk of Council/Finance Director is hereby directed to deliver a certified copy of this Ordinance to the County Auditor within thirty (30) days after its adoption.

Section 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and general welfare and shall be effective immediately upon its passage pursuant to Article II(D)(3)(d) of the Charter. The reason for said declaration of emergency is for the orderly financing of the project and to meet related deadlines.

Passed this ____ day of _____, 2023.

President of Council

Attest:

Clerk of Council/Finance Director

Approved:

Mayor

Date

CERTIFICATE

The undersigned, Clerk of Council/Finance Director of the City of Springdale, hereby certifies this to be a true and exact copy of Ordinance No. _____, adopted by the Council of the City of Springdale on _____, 2023.

Clerk of Council/Finance Director

EXHIBIT A

**SR 747 REHABILITATION PROJECT
DRIVEWAY APRON - SPECIAL ASSESSMENT**

BOOK PLAT PARCEL			PROPERTY ADDRESS	ONE-TIME AMOUNT	TOTAL	
Book	Page	Parcel				
1	599	43	1	11333 PRINCETON RD	\$2,242.89	\$2,242.89
2	599	44	16	11355 PRINCETON RD	\$2,897.48	\$2,897.48
3	599	44	15	11429 PRINCETON RD	\$4,519.01	\$4,519.01
4	599	44	14	11511 PRINCETON RD	\$2,991.63	\$2,991.63
5	599	44	2	11515 PRINCETON RD	\$6,193.70	\$6,193.70
6	599	44	31	33 W KEMPER RD	\$10,991.82	\$10,991.82
7	599	20	122	11340 PRINCETON PK	\$11,007.33	\$11,007.33
8	599	20	3	11200 PRINCETON PK	\$23,557.54	\$23,557.54

\$64,401.40

ORDINANCE NO. 15-2023

AN ORDINANCE AUTHORIZING THE ACCEPTANCE AND DEDICATION OF PART OF PRINCETON PIKE, PART OF CRESCENTVILLE ROAD, STRATEGIC PARKWAY, AND CROSSINGS COURT AND OTHER PUBLIC IMPROVEMENTS ASSOCIATED WITH THE SPRINGDALE COMMERCE PARK

WHEREAS, streets including Strategic Parkway and Crossings Court and other associated public improvements have been constructed as part of the creation and development of the Springdale Commerce Park;

WHEREAS, the public improvements have been reviewed by the City Engineer and are now complete and ready to be transferred and accepted by the City of Springdale (the “City”);

WHEREAS, the City previously accepted such improvements pursuant to Ordinance No. 07-2022 (“Original Ordinance”) which was recorded in Official Record Book 14838, Page 1159 of the Hamilton County, Ohio recorder’s office (“Records”); and

WHEREAS, the Original Ordinance required additional information to complete the transfer of ownership of such public improvements.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Springdale, Ohio, _____ members elected thereto concurring:

Section 1. The City of Springdale City Council (“Council”) finds that the dedication to public use of either the fee simple ownership or easements in Part of Princeton Pike, Part of Crescentville Road, Strategic Parkway and Crossings Court, such roads being more particularly described on Exhibit A attached hereto and incorporated herein, and other public improvements as set forth in the Springdale Commerce Park Plat recorded in Plat Book 482, Page 56-66 of the Records are hereby accepted by the City.

Section 2. Council hereby authorizes the Mayor to execute any and all documents required in furtherance of such acceptance and dedication of the road and other public improvements by the City as detailed in the attached document.

Section 3. Council hereby finds and determines that all formal actions relative to the passage of this legislation were taken in an open meeting of this Council, and that all deliberations of this Council and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4. This Ordinance shall take effect on the earliest date allowed by law.

Passed this ____ day of _____, 2023.

President of Council

Attest:

Clerk of Council/Finance Director

Approved:

Mayor

Date

EXHIBIT A

Legal Description of Part of Princeton Pike, Part of Crescentville Road, Strategic Parkway
and Crossings Court

Parcel No. 599-0010-0336-00

Part of Princeton Pike, Part of Crescentville Road, Strategic Parkway and Crossings Court all
as more particularly depicted and described on the plat of Springdale Commerce Park which
is recorded at Plat Book 482, Page 56-66 of the Hamilton County, Ohio Recorder's Office.