

**WHITEHALL CITY COUNCIL COMMITTEE MEETINGS**

**AGENDA**

**TUESDAY, JULY 13, 2021**

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**6:30 P.M. – ADMINISTRATION/COUNCIL OF THE WHOLE MATTERS:**

**THERE ARE FOUR PIECES OF DRAFT LEGISLATION APPEARING IN THE APPROPRIATE COMMITTEES BELOW.**

**SPECIAL PRESENTATION:**

Chief Mike Crispen  
Youth Police Academy Recognition of Completion

**COMMITTEE OF THE WHOLE LEGISLATION/ISSUES:**

**DRAFT # 1**

**ORDINANCE NO. 061-2021** (*Comm of the Whole. – 3rd reading – ADOPT 08/17/2021– / )*

AN ORDINANCE TO AMEND CHAPTER 913, SANITARY REGULATIONS, AS CONTAINED IN TITLE ONE, STREETS AND UTILITIES, OF PART NINE, STREETS AND PUBLIC SERVICES CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF WHITEHALL, OHIO, BY CREATING SEWER AND WATER SURCHARGES FOR THE USERS OF EACH UTILITY AND DECLARING AN EMERGENCY.

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**WHEREAS**, the City of Whitehall, Ohio (the “City”) currently owns and maintains the infrastructure that comprises the water system and sanitary sewer system (collectively, the “Systems”); and

**WHEREAS**, the residents of the City receive water distribution and sanitary sewer collection service from the City of Columbus (“Columbus”) through the City-owned infrastructure comprising the Systems; and

**WHEREAS**, pursuant to the agreement between the City and Columbus governing water distribution to its residents, the City is required to implement capital improvements to its Systems in order to maintain the Systems in good working order and free of interruption to service; and

**WHEREAS**, the City needs to implement certain capital improvements to the Systems, which contain infrastructure that is at least 50 years old, including, but not limited to, replacement of lines within the sanitary sewer system, water main replacements and water line replacements; and

**WHEREAS**, the General Fund of the City is not an adequate source of funds to pay the costs of the necessary improvements to the Systems and the City seeks an alternative funding source to pay the costs of such improvements to the Systems; and

**WHEREAS**, this Council desires to implement water and sanitary sewer system surcharges to its users to pay the costs of such improvements; **NOW, THEREFORE,**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WHITEHALL, OHIO:**

**Section 1.** That a new Section 913.30 Sewer and Water Surcharges, as contained in Chapter 913, Sanitary Regulations, as contained in Title One, Streets and Utilities, of Part Nine, Streets and Public Services Code, be enacted to read as follows:

**913.30 SEWER AND WATER SURCHARGES.**

(a)(i) A surcharge shall be added to the sewer rate, to be applied to all users of sanitary sewer service within the City, including any future extension of the City. The surcharge shall be based upon the meter size for each user and shall be calculated as follows:

Surcharge = Meter Ratio x Rate per Equivalent Residential Unit,

with the values for Meter Ratio and Rate per Equivalent Residential Unit for each Meter Size set forth in the following chart:

<u>Meter Size</u>	<u>Meter Ratio</u>	<u>Rate per Equivalent Residential Unit</u>	<u>Monthly Rate</u>
5/8"	1.0	\$2.37	\$2.37
3/4"	1.5	2.37	3.56
1"	2.5	2.37	5.93
1 1/2"	5.8	2.37	13.75
2"	10.0	2.37	23.70
3"	23.0	2.37	54.51
4"	40.0	2.37	94.80
6"	91.0	2.37	215.67
8"	162.1	2.37	384.18
10"	253.2	2.37	600.08
12"	364.0	2.37	862.68

By way of example, the monthly rate for a 5/8" meter is calculated as 1.0 x \$2.37 = \$2.37.

(ii) Fifty percent (50%) of such surcharge shall apply to all bills rendered for the billing period beginning on and after July 1, 2022. One hundred percent (100%) of such surcharge shall apply to all bills rendered for the billing period beginning on and after January 1, 2023.

(b)(i) A surcharge be added to the water rate, to be applied to all users of water service within the City, including any future extension of the City. The surcharge shall be based upon the meter size for each user and shall be calculated as follows:

Surcharge = Meter Ratio x Rate per Equivalent Residential Unit,

with the values for Meter Ratio and Rate per Equivalent Residential Unit for each Meter Size set forth in the following chart:

<u>Meter Size</u>	<u>Meter Ratio</u>	<u>Rate per Equivalent Residential Unit</u>	<u>Monthly Rate</u>
5/8"	1.0	\$5.15	\$5.15
3/4"	1.5	5.15	7.73
1"	2.5	5.15	12.88
1 1/2"	5.0	5.15	25.75
2"	8.0	5.15	41.20
3"	15.0	5.15	77.25
4"	25.0	5.15	128.75
6"	50.0	5.15	257.50
8"	80.0	5.15	412.00
10"	115.0	5.15	592.25
12"	215.0	5.15	1,107.25

By way of example, the monthly rate for a 5/8" meter is calculated as 1.0 x \$5.15 = \$5.15.

(ii) Fifty percent (50%) of such surcharge shall apply to all bills rendered for the billing period beginning on and after July 1, 2022. One hundred percent (100%) of such surcharge shall apply to all bills rendered for the billing period beginning on or after January 1, 2023.

(c) All revenue derived from said sanitary sewer surcharge shall be credited to the Sewer Utility Fund, which was established by Ordinance 063-2021. Said surcharges deposited into such Fund shall be used for the payment of the costs operation, maintenance, construction, reconstruction, replacement and enlargement of the sanitary sewer system within this City and the principal and interest on any debt incurred for the construction, reconstruction, replacement and enlargement of such system within this City. All revenue derived from said water surcharge shall be credited to the Water Utility Fund, which was established by Ordinance 062-2021. Said surcharges deposited into such Fund shall be used for the payment of the costs operation, maintenance, construction, reconstruction, replacement and enlargement of the water distribution system within this City and the principal and interest on any debt incurred for the construction, reconstruction, replacement and enlargement of such system within this City.

**Section 2.** This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this ordinance were taken in an open meeting of this Council or its committees, and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law including ORC Section 121.22.

**Section 3.** That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, peace, safety and welfare, and for the further reasons: that the City's current water contract with the City of Columbus now requires the City to develop and implement a water line replacement program, the City has identified additional immediate improvements necessary in the sanitary sewer system, a dedicated revenue stream for improvements to the City's water and sewer infrastructure is necessary because the expense exceeds current capital improvement plan (CIP) funding and a dedicated revenue stream is a required for the City to seek, apply for and receive favorable financing for improvements; WHEREFORE, this Ordinance shall go into full force and effect immediately upon its passage and approval by the Mayor.

Requested and Prepared by: Zachary Woodruff, Development Director.  
 Approved as to form by: Michael T. Bivens, City Attorney MTB 7/12/2021

**STANDING COMMITTEES**

**ADMINISTRATION AND FINANCIAL MANAGEMENT - Chairperson Bob Bailey**

**Members: Rodriguez, Morrison & Conison**

**DRAFT # 2**

**ORDINANCE NO. 062-2021 (Admin/Fin. Mgmt. – 3rd reading – ADOPT 08/17/2021–Bailey/ )**

AUTHORIZING THE CREATION OF THE WATER UTILITY FUND (841), APPROPRIATING TWO HUNDRED THOUSAND AND 00/100 DOLLARS (\$200,000.00) FROM UNAPPROPRIATED MONIES IN THE WATER UTILITY FUND (841) TO THE WATER UTILITY EXPENSE ACCOUNT (841.000.50000) AND DECLARING AN EMERGENCY.

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WHEREAS, The City has adopted and will implement a water utility surcharge, established by Ordinance 061-2021, the revenue from which shall be used for the payment of the costs operation, maintenance, construction, reconstruction, replacement and enlargement of the water distribution system within this City and the principal and interest on any debt incurred for the construction, reconstruction, replacement and enlargement of such system within this City; and

WHEREAS, The City acts as a fiduciary agent and holds these monies for the repair of the aging water lines within the City of Whitehall; and

WHEREAS, the Auditors have made a recommendation that we move this money into an agency fund; and

WHEREAS, certain that this account will have deposits received directly or by transfer during the calendar year 2021, thereby requiring an appropriation before disbursement for the intended purpose and requiring that monies be appropriated at this time; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WHITEHALL, OHIO:

SECTION 1: That the Council of the City of Whitehall approves the creation of the Water Utility Fund (841).

SECTION 2: That an appropriation is hereby made from the Water Utility Fund (841) to the Water Utility Expense Account (841-000-50000) in the amount of two hundred thousand and 00/100 dollars (\$200,000.00).

SECTION 3: That the City Auditor is hereby authorized to draw his warrant upon the Treasurer of the City for these funds for the purpose stated.

SECTION 4: That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, peace, safety, and welfare and for further reason that the city is required to hold these monies in a dedicated fund for tracking purposes; WHEREFORE, this Ordinance shall go into full force and effect immediately upon its passage and approval by the Mayor.

**DRAFT # 3**

**ORDINANCE NO. 063-2021** (*Admin/Fin. Mgmt. – 3rd reading – ADOPT 08/17/2021–Bailey/*)

AUTHORIZING THE CREATION OF THE SEWER UTILITY FUND (840), APPROPRIATING TWO HUNDRED THOUSAND AND 00/100 DOLLARS (\$200,000.00) FROM UNAPPROPRIATED MONIES IN THE SEWER UTILITY FUND (840) TO THE SEWER UTILITY EXPENSE ACCOUNT (840.000.50000) AND DECLARING AN EMERGENCY.

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WHEREAS, The City has adopted and will implement a sewer utility surcharge, established by Ordinance 061-2021, the revenue from which shall be used for the payment of the costs operation, maintenance, construction, reconstruction, replacement and enlargement of the sanitary sewer distribution system within this City and the principal and interest on any debt incurred for the construction, reconstruction, replacement and enlargement of such system within this City; and

WHEREAS, The City acts as a fiduciary agent and holds these monies for the repair of the aging sewer lines within the City of Whitehall; and

WHEREAS, the Auditors have made a recommendation that we move this money into an agency fund; and

WHEREAS, certain that this account will have deposits received directly or by transfer during the calendar year 2021, thereby requiring an appropriation before disbursement for the intended purpose and requiring that monies be appropriated at this time; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WHITEHALL, OHIO:

SECTION 1: That the Council of the City of Whitehall approves the creation of the Sewer Utility Fund (840).

SECTION 2: That an appropriation is hereby made from the Sewer Utility Fund (840) to the Sewer Utility Expense Account (840-000-50000) in the amount of two hundred thousand and 00/100 dollars (\$200,000.00).

SECTION 3: That the City Auditor is hereby authorized to draw his warrant upon the Treasurer of the City for these funds for the purpose stated.

SECTION 4: That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, peace, safety, and welfare and for further reason that the city is required to hold these monies in a dedicated fund for tracking purposes; WHEREFORE, this Ordinance shall go into full force and effect immediately upon its passage and approval by the Mayor.

**DRAFT # 4**

**ORDINANCE NO. 064-2021** (*Admin/Fin. Mgmt. – 1st reading – ADOPT 07/20/2021–Bailey/* )

AUTHORIZING AND APPROVING AN APPROPRIATION TRANSFER IN THE AMOUNT OF TWENTY-EIGHT THOUSAND AND NO DOLLARS (\$28,000.00) FROM APPROPRIATED MONIES IN THE 101.700.51500 STAFF PT EXPENSE ACCOUNT TO THE ADMINISTRATIVE ASSISTANT EXPENSE ACCOUNT 101.700.51550 AND DECLARING AN EMERGENCY.

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WHEREAS, the position of full time administrative assistant now requires funding due to increased programming and administrative needs of the Parks and Recreation Department, and

WHEREAS, there are available funds in the part time employees expense account due to covid-19 restrictions in place during the first five months of the 2021 programming year and the funds were not used at that time; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WHITEHALL, OHIO:

SECTION 1: The Council of the City of Whitehall approves an appropriation transfer in the amount of Twenty-eight thousand and no dollars (\$28,000.00) from the 101.700.51500 PT Expense Account to the 101.700.51550 Administrative Assistant Expense account.

SECTION 2: That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, peace, safety and welfare and for the further reason this position should be filled as soon as possible in order to take administrative burdens off of programming and supervisory staff; WHEREFORE, This Ordinance shall go into full force and effect immediately upon its passage and approval by the Mayor.

**COMMUNITY STANDARDS AND ENFORCEMENT – Chairperson Rodriguez**

**Members: Kantor, Morrison & Elmore**

**THIRD READING:**

ORDINANCE NO. 055-2021 (*Comm. Standard & Enf. – 3rd reading – ADOPT 07/20/2021– Rodriguez/Kantor*)

AN ORDINANCE ESTABLISHING CERTAIN CODE VIOLATIONS AS PAYABLE CITATIONS NOT REQUIRING A PERSONAL APPEARANCE AT COURT.

**SECOND READING:**

RESOLUTION NO. 017-2021 (*Comm. Stand & Enf. – 2nd reading – ADOPT 07/20/2021–Rodriguez/Kantor*)

LEVYING SPECIAL ASSESSMENTS FOR PROPERTY MAINTENANCE AT SEVERAL LOCATIONS IN THE CITY OF WHITEHALL, OHIO (ADDRESSES AND PARCEL NUMBERS AS PROVIDED WITHIN THE TEXT OF THIS RESOLUTION), CERTIFYING SUCH COSTS TO THE FRANKLIN COUNTY AUDITOR TO BE ASSESSED AGAINST SUCH PROPERTY AND DECLARING AN EMERGENCY.

**COMMUNITY AND ELDER ADVOCACY – Chairperson Lori Elmore**

**Members: Bailey, Rodriguez & Heck**

No drafts or pending legislation.

**ECONOMIC DEVELOPMENT – Chairperson Larry Morrison**

**Members: Conison, Rodriguez & Elmore**

**THIRD READING:**

ORDINANCE NO.056-2021 (*Economic Dev – 3rd reading – ADOPT 07/20/2021– Morrison/Heck*)

AMENDING ORDINANCE NO. 049-2011 TO UPDATE THE TAX EXEMPTIONS AVAILABLE WITHIN THE EAST BROAD STREET DISTRICT COMMUNITY REINVESTMENT AREA.

ORDINANCE NO.057-2021 (*Economic Dev – 3rd reading – ADOPT 07/20/2021– Morrison/Conison*)

AMENDING ORDINANCE NO. 051-2011 TO UPDATE THE TAX EXEMPTIONS AVAILABLE WITHIN THE MAIN STREET EAST COMMUNITY REINVESTMENT AREA.

ORDINANCE NO.058-2021 (*Economic Dev – 3rd reading – ADOPT 07/20/2021– Morrison/Elmore*)

AMENDING ORDINANCE NO. 048-2011 TO UPDATE THE TAX EXEMPTIONS AVAILABLE WITHIN THE TOWNE SQUARE DISTRICT COMMUNITY REINVESTMENT AREA.

**INFRASTRUCTURE, MAINTENANCE AND SERVICES – Chairperson Jo Anna Heck**

**Members: Bailey, Morrison & Kantor**

No drafts or pending legislation.

**PUBLIC SAFETY – Chairperson Karen Conison**

**Members: Kantor, Bailey & Heck**

No drafts or pending legislation.

**PARKS AND RECREATION – Chairperson Wes Kantor**

**Members: Conison, Elmore & Heck**

No drafts or pending legislation.