

# WHITEHALL CITY COUNCIL COMMITTEE MEETINGS

## AGENDA

TUESDAY, FEBRUARY 28, 2023

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

**THERE ARE FOUR PIECES OF DRAFT LEGISLATION ON THE AGENDA.**

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

#### **DRAFT # 1**

**RESOLUTION NO. 008-2023** (*Comm. of the Whole. – 3rd reading – ADOPT 04/04/2023- / )*

To agree to an adjustment to the City's boundaries by consenting to transfer approximately 4.0+/- acres from the City of Columbus to the City of Whitehall.

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WHEREAS, 4.0+/- acres of territory at the southeast corner of E Main St and Barnett Rd is located within the City of Columbus and is adjacent to territory located within the City of Whitehall; and

WHEREAS, it is in the best interest of all parties if the boundaries of the two communities reflect the proposed adjustment; and

WHEREAS, it is the desire of the City of Columbus to transfer the subject area to the City of Whitehall which desires to accept said transfer; and

WHEREAS, the proposed transfer does not involve the transfer of territory inhabited by more than five voters; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

**SECTION 1:** That in accordance with Section 709.37 of the Ohio Revised Code, the City of Columbus hereby agrees to transfer to the City of Whitehall the land described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Half Section 28, Section 17, Township 12, Range 21, Refugee Lands, being part of that 12.96 acre tract conveyed to Wirthman Realty Co., Ltd., by deed of record in Deed Book 3365, Page 135 and Instrument Number 200001190012078;

Beginning, for reference in the centerline of Barnett Road (40'), at a common corner of said 12.96 acre tract and that tract conveyed to Canini Felix Trust by deed of record in Instrument Number 200810210155431;

Thence South 85° 17' 10" East, across the right-of-way of said Barnett Road and with the line common to said 12.96 acre tract and said Canini Felix tract, a distance of 40.18 feet to the TRUE POINT OF BEGINNING;

Thence Northerly, across said 12.96 acre tract, a distance of approximately 966 feet to point in the southerly right-of-way line of East Main Street;

Thence Easterly, with the southerly right-of-way line of said East Main Street, a distance of approximately 180 feet to a point in the easterly corporation line of the City of Columbus as established by Ordinance Number 26-29, of record in Miscellaneous Record 33, Page 477 and Plat Book 20, Page 8, and in the westerly corporation line of the City of Whitehall of record in Deed Book 1406, Page 553;

Thence Southerly, across said 12.96 acre tract and with the existing City of Columbus and City of Whitehall corporation line, a distance of approximately 974 feet to a point in the line common to said 12.96 acre tract and said Canini Felix tract;

Thence Westerly, with said common line, a distance of approximately 180 feet to the TRUE POINT OF BEGINNING and containing 4.0 acres of land, more or less.

This description is for annexation purposes only and is not to be used for transfer.

Total perimeter of boundary adjustment area is 2300 feet, of which 974 feet is contiguous with the City of Columbus by Ordinance Number 26-29, giving 42% perimeter contiguity.

SECTION 2: That the City Clerk certify this ordinance to the County Commissioners of Franklin County, Ohio, for further proceedings in accordance with the law.

SECTION 3: That the City of Columbus agrees to the transfer of the territory described in Section 1 to the City of Whitehall upon approval of the petition by the Board of Franklin County Commissioners and take any necessary steps to record such acceptance.

SECTION 4: That this Resolution shall take effect and be in force from and after the earliest period allowed by law.

Requested and prepared by: Zach Woodruff, City Administrator  
Approved as to form: Michael T. Bivens, City Attorney MTB 2/28/2023

**THIRD READING:**

ORDINANCE NO. 005-2023 (*Comm. of the Whole. – 3rd reading – ADOPT 03/07/2023-Heck/Kantor*)  
ACCEPTING TITLE TO PARCEL 090-008416-00 FROM THE WHITEHALL COMMUNITY  
IMPROVEMENT CORPORATION FOR USE AS A PUBLIC PARK.

**STANDING COMMITTEES**

**ADMINISTRATION AND FINANCIAL MANAGEMENT - Chairperson Bailey**

**Members: Conison, Heck & Smith**

**DRAFT # 2**

**ORDINANCE NO. 014-2023** (*Admin/Fin. Mgmt. – 1st reading – ADOPT 03/07/2023-Bailey/* )

MAKING AN APPROPRIATION OF THIRTY FIVE THOUSAND AND 00/00 DOLLARS (\$35,000.00) FROM UNAPPROPRIATED MONIES IN THE GENERAL FUND (101) TO THE PAYROLL ADMINISTRATOR EXPENSE ACCOUNT (101.300.51450) AND DECLARING AN EMERGENCY.

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WHEREAS, in February 2023, City Council approved the addition of the Payroll Administrator position in Ordinance 008-2023; and

WHEREAS, Human Resources posted the position and interviews have been conducted; and

WHEREAS, the Auditor’s Office would like to fill the position as soon as possible, and:

WHEREAS, it is our intention to have a fully trained person and a smooth transition in the Payroll Office by the end of the third quarter; NOW, THEREFORE,

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

**SECTION 1:** This Council does hereby find and determine that it is in the best interest of the City of Whitehall to fund this position for the remainder of the calendar year. That there be and is hereby made an appropriation of thirty five thousand and 00/00 dollars (\$35,000.00) from unappropriated monies in the General Fund (101) to the Payroll Administrator Expense Account (101.300.51450).

**SECTION 2:** That the Auditor is hereby authorized to draw his warrant upon the Treasurer of the City for these funds for the purpose stated in this Ordinance.

**SECTION 3:** That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare; and for the further reason that these monies are needed to pay the salary of the Payroll Administrator; WHEREFORE, this Ordinance shall go into full force and effect immediately upon its passage by the Council of the City of Whitehall and approval by the Mayor.

Requested by: Kim Maggard, Mayor

Prepared by: Steven Quincel, City Auditor

Approved as to form: Michael T. Bivens, City Attorney MTB 02/27/2023

**DRAFT # 3**

**ORDINANCE NO. 015-2023** (*Admin/Fin. Mgmt. – 1st reading – ADOPT 03/07/2023-Bailey/* )

AUTHORIZING AND APPROVING A FUND TRANSFER IN THE AMOUNT OF FIVE THOUSAND SEVENTY DOLLARS AND 00/100 **(\$5,070.00)** FROM UNAPPROPRIATED MONIES IN THE EVIDENCE SETASIDE FUND (245) TO THE LAW ENFORCEMENT TRUST FUND (241) AND DECLARING AN EMERGENCY.

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WHEREAS, the Whitehall Division of Police seized monies as a result of a Narcotics investigation and recorded the said monies in the Evidence Setaside Fund (245) and;

WHEREAS, the Franklin County Common Pleas Court has released the monies, by court order, to the Whitehall Division of Police and disperse the monies as outlined in Whitehall City Ordinance 52-87; NOW, THEREFORE,

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

**SECTION 1:** That this Council approves a fund transfer in the amount five thousand seventy dollars and 00/100 (\$5,070.00) from unappropriated monies in the Evidence Setaside Fund (245) to the Law Enforcement Trust Fund (241).

**SECTION 2:** That the City Auditor is hereby authorized to draw his warrant upon the Treasurer of the City for these funds for the stated purpose.

**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 further reason that these monies need to be available to the Whitehall Division of Police to continue to protect and serve the City of Whitehall; WHEREFORE, this ordinance shall go into full force and effect immediately upon its passage and approval by the Mayor.

Requested and prepared by: Chris Peterson, Deputy Auditor  
Approved as to form: Michael T. Bivens, City Attorney MTB 02/28/2023

**SECOND READING:**

**ORDINANCE NO. 012-2023** (*Admin/Fin. Mgmt. - 2nd reading – ADOPT 03/07/2023-Bailey/Heck*)

MAKING AND APPROVING A SUPPLEMENTAL APPROPRIATION OF TWO HUNDRED THOUSAND AND NO/100 DOLLARS **(\$200,000.00)** FROM UNAPPROPRIATED MONIES IN THE GENERAL FUND (101) TO THE CONTINGENCY EXPENSE ACCOUNT (101-950-59900) AND DECLARING AN EMERGENCY.

**COMMUNITY STANDARDS AND ENFORCEMENT – Chairperson Smith**

**Members: Kantor, Elmore & Dixon**

**SPECIAL PRESENTATION:**

OHM and Zone Code

**SECOND READING:**

ORDINANCE NO. 013-2023 (*Comm. Stand. & Enf - 3<sup>rd</sup> reading – ADOPT 03/21/2023 – Smith/* )  
MAKING UPDATES TO PART 11 – PLANNING AND ZONING CODE, TITLE 3, CHAPTERS 1120  
THROUGH 1130 OF THE WHITEHALL CODIFIED CODE AND OUTLINED IN EXHIBITs A, B and C.

**COMMUNITY AND ELDER ADVOCACY – Chairperson Dixon**

**Members: Bailey, Heck & Smith**

No drafts or pending legislation.

**ECONOMIC DEVELOPMENT – Chairperson Kantor**

**Members: Conison, Elmore & Smith**

No drafts or pending legislation.

**INFRASTRUCTURE, MAINTENANCE AND SERVICES – Chairperson Conison**

**Members: Bailey, Kantor & Dixon**

**THIRD READING:**

ORDINANCE NO. 006-2023 (*Infra. Maint. & Srvs.– 3<sup>rd</sup> reading – ADOPT 03/07/2023-Conison/Kantor*)  
GRANTING AN EASEMENT TO AEP OHIO ON PARCEL 090-003999-00 AS DESCRIBED IN  
ATTACHMENT A.

**PUBLIC SAFETY** – **Chairperson Elmore**  
**Members: Bailey, Heck & Dixon**

No drafts or pending legislation.

**PARKS AND RECREATION** – **Chairperson Heck**  
**Members: Kantor, Conison & Elmore**

**DRAFT # 4**

**RESOLUTION NO. 009-2023** (*Park & Recreation – 1st reading – ADOPT 03/07/2023-Heck/* )

AUTHORIZING THE MAYOR TO APPLY FOR AND ACCEPT ASSISTANCE FROM THE CLEAN OHIO CONSERVATION PROGRAM ADMINISTERED THROUGH THE OHIO PUBLIC WORKS COMMISSION AND DECLARING AN EMERGENCY.

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WHEREAS, the Ohio Public Works Commission has grants available from the Clean Ohio Conservation Program Fund; and

WHEREAS, the City of Whitehall desires to apply for and accept a reimbursable grant offered through the Clean Ohio Conservation Program fund administered by the Ohio Public Works Commission in the amount not to exceed eight hundred thousand dollars (\$800,000.00); and

WHEREAS, the City of Whitehall, or project partners, will contribute a minimum of twenty-five percent (25%) match in a combination of in-kind services, land donations, or funding towards the project; NOW, THEREFORE,

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

**SECTION 1:** That the Mayor is hereby authorized to apply for and accept a Clean Ohio Conservation Program Grant in an amount not to exceed eight hundred thousand dollars (\$800,000.00)

**SECTION 2:** That the Mayor as Chief Executive Officer and Shannon Sorrell as Official Representative and Program Contact be directed and authorized to act in connection with the application.

**SECTION 3:** That this Resolution 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 that the deadline for applying for this grant is March 10<sup>th</sup>. WHEREFORE, this Resolution shall go into full force and effect immediately upon its passage and approval by the Mayor.