

WHITEHALL CITY COUNCIL
AGENDA MEETING MINUTES

January 15, 2019

President Graham called the January 15, 2019 agenda meeting to order at 6:30 p.m. All members were present.

Mr. Morrison asked that Ordinance 010-2019 be tabled and referred back to Planning Commission so that additional questions could be answered in reference to phase II and phase III of the storm water retention. This will allow the Service Director and the Engineer time to provide documentation on phase II and phase III.

Joe Ryan spoke on presenting best practice when doing a rezoning or special permit case.

There was additional discussion on Ordinance 010-2019. President Graham stated that councils vote tonight would be strictly for the use of the land.

President Graham reviewed the agenda and confirmed who would handle the various required motions this evening.

The executive session and meeting adjourned at 6:58 p.m.

Respectfully submitted,

Julie A. Ogg, Clerk of Council

APPROVED: _____, 2019.

Jim Graham, Council President

WHITEHALL CITY COUNCIL MEETING

MINUTES – JANUARY 15, 2019

President Graham called the regular meeting of Whitehall City Council to order at 7:04 p.m. on Tuesday, January 15, 2019.

At President Graham's request, everyone rose for a moment of silence. Those assembled then recited the Pledge of Allegiance.

On roll call by the clerk, the following members of council were present:

Larry Morrison
Robert Bailey
Chris Rodriguez
Lori Elmore
Karen Conison
Wes Kantor
JoAnna Heck

APPROVAL OF MINUTES

Ms. Conison moved to approve the Minutes of the December 18, 2018 and January 2, 2019, agenda and regular meetings. Mr. Kantor seconded the motion. There was no discussion. On a roll call vote, all members responded in the affirmative and the Minutes were approved as submitted.

Mayor Maggard presented Auditor Miller with an award from the Ohio Auditor of State Award with Distinction for excellence in financial reporting for the year ending in 2017.

POLL PUBLIC

Stephanie Hightower, President and CEO of the Columbus Urban League, 788 Mount Vernon Avenue, Columbus, OH 43203. She explained this was her first time being here. She stated that next week we will be celebrating Martin Luther King Jr Day and that around this time each year she takes time to reflect on Dr. Kings remarkable legacy. She stated that Dr. King dared us to dream. She thanked the City of Whitehall for their continued support and for doing what is right on behalf of the citizens of Whitehall.

STANDING COMMITTEE REPORTS

Administration and Financial Management –Chairperson Bailey reported that they met last Tuesday and their minutes are on file. They will meet again next week, sometime after 6:30 p.m.

Community and Elder Advocacy – Chairperson Elmore reported that they met last Tuesday and their minutes are on file. They have no pending legislation and they will meet next week, sometime after 6:30 p.m.

Community Standards and Enforcement – Chairperson Rodriguez reported that they met last Tuesday and their minutes are on file. They will meet again next week, sometime after 6:30 p.m.

Economic Development – Chairperson Morrison reported that they met last Tuesday and their minutes are on file. They have two pieces of legislation this evening. They will meet again next week, sometime after 6:30 p.m.

Infrastructure, Maintenance and Services – Chairperson Heck reported that they met last Tuesday and their minutes are on file. They have no pending legislation and they will meet next week, sometime after 6:30 p.m.

Public Safety – Chairperson Conison reported that they met last Tuesday and their minutes are on file. They will meet again next week, sometime after 6:30 p.m.

Parks and Recreation – Chairperson Kantor reported that they met last Tuesday and their minutes are on file. They will meet next week, sometime after 6:30 p.m.

OFFICIALS' REPORTS

Mayor Kim Maggard – she welcomed everyone to the meeting. She said she feels honored that Stephanie Hightower is at the meeting tonight. She thanked her for the hard work she has done for the Columbus Urban League. She also thanked Attorney Bivens for bringing them in to our court and helping the residents of Whitehall. She said she remembers watching Martin Luther King on television and hearing him say there is always a right time for justice.

City Attorney Michael Bivens – he explained his official report for the month of December 2018 consisted of 312 cases in Mayor's Court, out of the 312, 30 of them were committed by Whitehall residents. In 2018, there were 3664 cases in Whitehall Mayors Court, which 406 were committed by Whitehall residents. Municipal Court cases for the same period were 5046 with 14% being committed by Whitehall residents.

He thanked CEO Hightower for coming to the meeting and recognizing Martin Luther Jr. Attorney Bivens said that Chairperson Elmore wanted to take her role as the community advocate and work together to plan an event to honor Dr. Martin Luther King, Jr. by bringing together local organizations dedicated to social justice and sharing their goals for the community. He stated that he just read Martin Luther King's final book and it was fantastic. In the book he lays his vision on how he can see organizations and service groups helping individuals change their status in society. They will be inviting the community and numerous social service organizations to join them in a meet and greet event on January 21, from 10:00 a.m. to 12:00 p.m. at City Hall. The organizations will explain what they do and why they do it and develop relationships with each other, so they can coordinate efforts on helping the community. The celebration will be done, the Whitehall way, by developing relationships and helping others.

Whitehall Legal Rams are competing on Friday, January 18, 2019.

City Auditor Dan Miller –he had no official report. He asked for favorable consideration on Ordinance Nos. 005-2019, 006-2019, 007-2019, 009-2019 and 010-2019 and Resolution No. 003-2019.

Director of Public Service and Development Zach Woodruff – was not present.

Director of Public Safety Van Gregg – was not present.

Treasurer Steve Quincel – he had no official report.

President Graham stated that he did not know that Martin Luther King Jr. spoke at Oberlin College.

President Graham – advised that the following Officials’ Reports have been filed in the Council Office since the last meeting: The Auditor’s Expense Report for December 2018; The Auditor’s Bank Report for December 2018; The Auditor’s Statement of Cash Position Report for December 2018; and The Auditor’s Revenue Report for December 2018.

COMMUNICATIONS, PETITIONS AND CLAIMS:

1. Minutes from the January 3, 2019 meeting of the Planning Commission.
2. Minutes from the December 5, 2018 meeting of the Parks and Recreation Commission.
3. Agenda for the January 9, 2019 meeting of the Parks and Recreation Commission.

PUBLIC HEARING:

ORDINANCE NO. 128-2018

AMENDING THE ZONING MAP ATTACHED TO CHAPTER 1122 OF THE 1970 CODIFIED ORDINANCES OF THE CITY OF WHITEHALL, OHIO AND AS SUBSEQUENTLY AMENDED, AMENDING THE PLANNED APARTMENT DISTRICT (PAD) DEVELOPMENT PLAN ON PROPERTY LOCATED AT 540 SOUTH HAMILTON RD, PROPERTY OWNED BY HAMILTON CROSSING HOMES, LLC.

President Graham opened the public hearing on Ordinance No. 128-2018 at 7:22 p.m.

Mr. Ryan introduced Justin Metzler, Project Manager for Homeport and Karrick Sherrill, Architect with Shremshock Architects. They gave a presentation and answered questions from council regarding storm water storage.

Joe Ryan answered additional questions from Council.

After confirming there were no additional proponents and no opponents, President Graham closed the public hearing at 7:46 p.m.

ORDINANCE NO. 129-2018

AMENDING THE ZONING MAP ATTACHED TO CHAPTER 1122 OF THE 1970 CODIFIED ORDINANCES OF THE CITY OF WHITEHALL, OHIO AND AS SUBSEQUENTLY AMENDED, CHANGING THE ZONING ON PROPERTY LOCATED ON ETNA RD, FROM APARTMENT DISTRICT (A-2) TO PLANNED APARTMENT DEVELOPMENT (PAD), PROPERTY OWNED BY ETNA HAMILTON LAND LLC.

President Graham opened the public hearing on Ordinance No. 129-2018 at 7:46 p.m. He said he believes they covered everything on the previous public hearing.

After confirming there were no additional proponents and no opponents, President Graham closed the public hearing at 7:47 p.m.

VERIFICATION OF COPIES

President Graham requested a roll call on whether each member of council received a copy of each item of legislation listed on the agenda prior to the meeting, including any add-on legislation. On a roll call vote, all members responded in the affirmative.

THIRD READING:

ORDINANCE NO. 128-2018 was read by title only by President Graham:

AMENDING THE ZONING MAP ATTACHED TO CHAPTER 1122 OF THE 1970 CODIFIED ORDINANCES OF THE CITY OF WHITEHALL, OHIO AND AS SUBSEQUENTLY AMENDED, AMENDING THE PLANNED APARTMENT DISTRICT (PAD) DEVELOPMENT PLAN ON PROPERTY LOCATED AT 540 SOUTH HAMILTON RD, PROPERTY OWNED BY HAMILTON CROSSING HOMES, LLC.

Mr. Morrison then moved to adopt Ordinance No. 128-2018 and Mr. Rodriguez seconded the motion. There was no discussion. On a roll call vote; Morrison, no; Bailey, yes; Rodriguez, yes; Elmore, yes; Conison, yes; Kantor, yes; Heck, yes. and ORDINANCE NO. 128-2018 was adopted.

ORDINANCE NO. 129-2018 was read by title only by President Graham:

AMENDING THE ZONING MAP ATTACHED TO CHAPTER 1122 OF THE 1970 CODIFIED ORDINANCES OF THE CITY OF WHITEHALL, OHIO AND AS SUBSEQUENTLY AMENDED, CHANGING THE ZONING ON PROPERTY LOCATED ON ETNA RD, FROM APARTMENT DISTRICT (A-2) TO PLANNED APARTMENT DEVELOPMENT (PAD), PROPERTY OWNED BY ETNA HAMILTON LAND LLC.

Mr. Morrison then moved to adopt Ordinance No. 129-2018 and Ms. Elmore seconded the motion. There was no discussion. On a roll call vote; Morrison, no; Bailey, yes; Rodriguez, yes; Elmore, yes; Conison, yes; Kantor, yes; Heck, yes. and ORDINANCE NO. 129-2018 was adopted.

SECOND READING:

There is no legislation for second reading.

FIRST READING:

ORDINANCE NO. 003-2019 was read by title only by President Graham:

MAKING AND APPROVING A FUND TRANSFER IN THE AMOUNT OF TWENTY-NINE THOUSAND FIVE HUNDRED FORTY-NINE AND 11/100 DOLLARS (\$29,549.11) FROM THE GENERAL FUND (101) TO THE DEBT SERVICE FUND (401); MAKING A SUPPLEMENTAL APPROPRIATION OF TWENTY-NINE THOUSAND FIVE HUNDRED FORTY-NINE AND 11/100 DOLLARS FROM THE DEBT SERVICE FUND TO THE DEBT SERVICE EXPENSE ACCOUNT (401.000.50000) AND DECLARING AN EMERGENCY.

ORDINANCE NO. 004-2019 was read by title only by President Graham:

APPROVING AND MAKING AN APPROPRIATION IN THE AMOUNT OF THIRTY THOUSAND AND NO/100 DOLLARS (\$30,000.00) FROM THE LAW ENFORCEMENT TRUST FUND (241) TO THE LAW ENFORCEMENT TRUST K-9 EXPENSE ACCOUNT (241.000.52000) AND DECLARING AN EMERGENCY.

ORDINANCE NO. 005-2019 was read by title only by President Graham:

APPROVING AND MAKING AN APPROPRIATION IN THE AMOUNT OF FOUR HUNDRED FIFTY THOUSAND AND NO/100 DOLLARS (\$450,000.00) FROM THE (TANF) TEMPORARY ASSISTANCE TO NEEDY FAMILIES FUND (815) TO THE (TANF) TEMPORARY ASSISTANCE TO NEEDY FAMILIES EXPENSE ACCOUNT (815.000.50000) AND DECLARING AN EMERGENCY.

Mr. Bailey introduced and moved to suspend the rules on Ordinance No. 005-2019 and Ms. Elmore seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and ORDINANCE NO. 005-2019 was suspended.

Mr. Bailey then moved to adopt Ordinance No. 005-2019 and Ms. Elmore seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and ORDINANCE NO. 005-2019 was adopted.

ORDINANCE NO. 006-2019 was read by title only by President Graham:

APPROVING AND MAKING AN APPROPRIATION IN THE AMOUNT OF FOUR HUNDRED NINETY-SEVEN THOUSAND FOUR HUNDRED EIGHTY-THREE AND 31/100 DOLLARS (\$497,483.31) FROM THE OPWC PROJECTS FUND (308) TO THE PARK STREAM RESTORATION EXPENSE ACCOUNT (308.000.52000) AND DECLARING AN EMERGENCY.

Mr. Bailey introduced and moved to suspend the rules on Ordinance No. 006-2019 and Mr. Kantor seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and ORDINANCE NO. 006-2019 was suspended.

Mr. Bailey then moved to adopt Ordinance No. 006-2019 and Mr. Kantor seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and ORDINANCE NO. 006-2019 was adopted.

ORDINANCE NO. 007-2019 was read by title only by President Graham:

APPROVING AND MAKING AN APPROPRIATION IN THE AMOUNT OF ONE HUNDRED TEN THOUSAND AND NO/100 DOLLARS (\$110,000.00) FROM THE (DA-PO) DIVERSION ALTERNATIVE – PROJECT OPIOID GRANT FUND (255) TO THE DA-PO DIVERSION ALTERNATIVE – PROJECT OPIOID GRANT EXPENSE ACCOUNT (255.000.50000) AND DECLARING AN EMERGENCY.

Mr. Bailey introduced and moved to suspend the rules on Ordinance No. 007-2019 and Ms. Elmore seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and ORDINANCE NO. 007-2019 was suspended.

Mr. Bailey then moved to adopt Ordinance No. 007-2019 and Ms. Elmore seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and ORDINANCE NO. 007-2019 was adopted.

ORDINANCE NO. 008-2019 was read by title only by President Graham:

AUTHORIZING AN EXEMPTION OF 161.09(A) VACATION AND SICK LEAVE CREDIT CARRYOVER FOR THE PURPOSE OF EMPLOYING A HIGHLY QUALIFIED EMPLOYEE TO THE CITY OF WHITEHALL AND DECLARING AN EMERGENCY.

Mr. Bailey introduced and moved to suspend the rules on Ordinance No. 008-2019 and Mr. Rodriguez seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and ORDINANCE NO. 008-2019 was suspended.

Mr. Bailey then moved to adopt Ordinance No. 008-2019 and Mr. Rodriguez seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and ORDINANCE NO. 008-2019 was adopted.

ORDINANCE NO. 009-2019 was read by title only by President Graham:

APPROVING AND MAKING AN APPROPRIATION IN THE AMOUNT OF ELEVEN THOUSAND THIRTY AND 14/100 DOLLARS (\$11,030.14) FROM THE JAG GRANTS FUND (269) TO THE 2017 JAG GRANTS EXPENSE ACCOUNT (269.000.50000) AND DECLARING AN EMERGENCY.

Mr. Bailey introduced and moved to suspend the rules on Ordinance No. 009-2019 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and ORDINANCE NO. 009-2019 was suspended.

Mr. Bailey then moved to adopt Ordinance No. 009-2019 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and ORDINANCE NO. 009-2019 was adopted.

ORDINANCE NO. 010-2019 was read by title only by President Graham:

APPROVING AND MAKING A SUPPLEMENTAL APPROPRIATION OF TEN MILLION THREE HUNDRED TEN THOUSAND AND NO/100 DOLLARS (\$10,310,000.00) FROM PREVIOUSLY UNAPPROPRIATED MONIES IN THE GENERAL FUND (101) TO THE PROPERTY ACQUISITION EXPENSE ACCOUNT (101-950-59850) AND DECLARING AN EMERGENCY.

Mr. Bailey introduced and moved to suspend the rules on Ordinance No. 010-2019 and Mr. Morrison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and ORDINANCE NO. 010-2019 was suspended.

Mayor Maggard stated she wanted to read a comment. The Mannik & Smith Group, Inc. was retained by the City of Whitehall to complete a Phase I Environmental Site Assessment of this real property consisting of approximately 37 acres consisting of the Woodcliff Condominium Complex. The goal was to identify any recognized any environmental conditions to the issues on the property. The assessment has revealed no evidence of any significant recognized environmental conditions or issues in connection with the property. A copy of the report is on file with the Council Clerk if anyone would like to read it. Thank you.

Mr. Bailey then moved to adopt Ordinance No. 010-2019 and Mr. Morrison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and ORDINANCE NO. 010-2019 was adopted.

RESOLUTION NO. 003-2019 was read by title only by President Graham:

RESOLVING TO APPROVE “THEN AND NOW” CERTIFICATES AND DECLARING AN EMERGENCY.

Mr. Bailey introduced and moved to suspend the rules on Resolution No. 003-2019 and Ms. Heck seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and RESOLUTION NO. 003-2019 was suspended.

Mr. Bailey then moved to adopt Resolution No. 003-2019 and Ms. Heck seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and RESOLUTION NO. 003-2019 was adopted.

RESOLUTION NO. 004-2019 was read by title only by President Graham:

AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH TOWNHOMES MANAGEMENT, INC. TO MANAGE THE PROPERTY, KNOWN AS WOODCLIFF CONDOMINIUMS, AFTER THE CITY ACQUIRES THE PROPERTY AND DELCARING AN EMERGENCY.

Mr. Kantor introduced and moved to suspend the rules on Resolution No. 004-2019 and Mr. Rodriguez seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and RESOLUTION NO. 004-2019 was suspended.

Mr. Kantor then moved to adopt Resolution No. 004-2019 and Mr. Rodriguez seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and RESOLUTION NO. 004-2019 was adopted.

POLL PUBLIC

No comments at this time.

COMMUNITY DATE BOARD

Ms. Heck said Day of Unity is January 21, 10:00 a.m. to 12:00 p.m. in City Hall.

POLL COUNCIL

Mr. Morrison thanked everyone for being at the meeting.

Mr. Bailey thanked everyone for coming, especially Ms. Hightower. He congratulated Auditor Miller on his award. He thanked Mr. Ryan for being very helpful with answering questions when needed.

Mr. Rodriguez thanked CEO Hightower for coming and he congratulated Auditor Miller on his award.

Ms. Elmore thanked everyone for coming, especially Ms. Hightower. The Day of the Unity will be held January 21 at City Hall. She stated Martin Luther King Jr. was not just a dreamer, he was an activist and he was a visionary. His real name was not Martin; his birth name was Michael. A Day of Unity will help to bring together this diverse, multicolor community. Please join us for the Day of Unity. She congratulated Auditor Miller and Joe Ryan.

Ms. Conison thanked everyone for coming and thanked the Columbus Urban League for all the work they do.

Mr. Kantor thanked Mr. Ryan for all the work he does and he thanked Ms. Hightower for coming to the meeting. He thanked Attorney Bivens for the statistics. He thanked Auditor Miller for doing a great job.

Ms. Heck thanked everyone for coming and for everyone that is watching on Facebook. She thanked Ms. Hightower for coming to speak and Auditor Miller for getting his award. She hopes to see people at the Day of Unity.

President Graham thanked everyone for being at the meeting this evening. He hopes to see everyone at the next meeting.

Having nothing further, Mr. Bailey moved to adjourn and Ms. Rodriguez seconded the motion. On a roll call vote, all members responded in the affirmative and the meeting adjourned at 8:12 p.m.

Respectfully submitted,

Julie A. Ogg, Clerk of Council

APPROVED: _____, 2019.

Jim Graham, Council President