

WHITEHALL CITY COUNCIL
AGENDA MEETING MINUTES

March 5, 2019

President Graham called the March 5, 2019 agenda meeting to order at 6:30 p.m. All members were present with the exception of Mr. Bailey and Mr. Morrison.

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

The executive session and meeting adjourned at 6:38 p.m.

Respectfully submitted,

Julie A. Ogg, Clerk of Council

APPROVED: _____, 2019.

Jim Graham, Council President

WHITEHALL CITY COUNCIL MEETING

MINUTES – March 5, 2019

President Graham called the regular meeting of Whitehall City Council to order at 7:00 p.m. on Tuesday, March 5, 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:

Lori Elmore
Karen Conison
Wes Kantor
Jo Anna Heck
Chris Rodriguez

EXCUSE ABSENT MEMBERS

Ms. Elmore moved to excuse the absent members and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all members responded in the affirmative and Mr. Bailey and Mr. Morrison were excused.

APPROVAL OF MINUTES

Ms. Conison moved to approve the Minutes of the February 19, 2019, agenda and regular meeting minutes. 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.

POLL PUBLIC

No comments at this time.

STANDING COMMITTEE REPORTS

Administration and Financial Management – President Graham 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 – President Graham reported that they met last Tuesday and their minutes are on file. 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 – was not present.

City Attorney Michael Bivens – he reported for the month of February 2019, Mayor's Court, consisted of 286 cases with 21 cases being of a criminal nature committed by Whitehall residents. Whitehall prosecuted 365 cases in both mayor's court and municipal court. That is about 7% committed by Whitehall residents. If you take the total number of cases in Municipal court and Mayors court that is 12%. His office is working on doing a different algorithm as it relates to property crimes in retail establishments. We will have to make adjustments as tracking is done by the defendant's address and now we have to track it by location of incident. I hope that by the next council meeting I will be able to address that issue.

City Auditor Dan Miller – was not present.

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 – advised that there were no Officials' Reports filed in the Council Office since the last meeting.

COMMUNICATIONS, PETITIONS AND CLAIMS:

1. Agenda for the March 7, 2019 meeting of the Planning Commission.

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. 011-2019 was read by title only by President Graham:

UNAPPROPRIATING ELEVEN THOUSAND SEVENTY-THREE AND 94/100 DOLLARS (\$11,073.94) FROM THE SAFE PARKS GRANT EXPENSE ACCOUNT (273.000.50000).

Mr. Rodriguez then moved to adopt Ordinance No. 011-2019 and Mr. Kantor seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 011-2019 was adopted.

ORDINANCE NO. 012-2019 was read by title only by President Graham:

MAKING AND APPROVING A FUND TRANSFER IN THE AMOUNT OF TWO THOUSAND SEVEN HUNDRED SIXTY-ONE AND 06/100 DOLLARS (\$2,761.06) FROM THE SAFE PARKS GRANT FUND (273) TO THE GENERAL FUND (101).

Mr. Rodriguez then moved to adopt Ordinance No. 012-2019 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 012-2019 was adopted.

ORDINANCE NO. 013-2019 was read by title only by President Graham:

UNAPPROPRIATING FOUR HUNDRED THIRTY-SEVEN THOUSAND FIVE HUNDRED FORTY AND NO/100 DOLLARS (\$437,540.00) FROM THE PARKS REVITALIZATION GRANT EXPENSE ACCOUNT (274.000.50000).

Mr. Rodriguez then moved to adopt Ordinance No. 013-2019 and Mr. Kantor seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 013-2019 was adopted.

ORDINANCE NO. 017-2019 was read by title only by President Graham:

AUTHORIZING AND APPROVING AN APPROPRIATION TRANSFER IN THE AMOUNT OF EIGHT THOUSAND FIVE HUNDRED AND NO/DOLLARS (\$8,500.00) FROM THE SENIOR ADMINISTRATIVE ASSISTANT EXPENSE ACCOUNT 101-960-51550 TO THE GRANT ADMINISTRATOR SALARY EXPENSE ACCOUNT 101-960-51250.

Mr. Rodriguez then moved to adopt Ordinance No. 017-2019 and Ms. Elmore seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 017-2019 was adopted.

SECOND READING:

ORDINANCE NO. 021-2019 was read by title only by President Graham:

TRANSFERRING TWO HUNDRED THIRTY-NINE THOUSAND TWO HUNDRED EIGHTY-SEVEN AND 86/100 DOLLARS (\$239,287.86) FROM THE BOND RETIREMENT ACCOUNT (101-950-57500) TO THE DEBT SERVICE FUND (401) AND DECLARING AN EMERGENCY.

Mr. Rodriguez introduced and moved to suspend the rules on Ordinance No. 021-2019 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 021-2019 was suspended.

Mr. Rodriguez then moved to adopt Ordinance No. 021-2019 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 021-2019 was adopted.

ORDINANCE NO. 023-2019 was read by title only by President Graham:

APPROVING AND MAKING A FUND TRANSFER IN THE AMOUNT OF FOUR HUNDRED FORTY-TWO THOUSAND EIGHT HUNDRED EIGHTY-TWO AND 50/100 DOLLARS (\$442,882.50) FROM VARIOUS ACCOUNTS IN THE WMPITIE FUND (279) TO THE DEBT SERVICE FUND (401).

ORDINANCE NO. 024-2019 was read by title only by President Graham:

MAKING AND APPROVING AN APPROPRIATION OF NINETY-FOUR THOUSAND TWO HUNDRED THIRTY AND 00/100 DOLLARS (\$94,230.00) FROM THE RECREATION BOND FUND (303) TO THE PARK IMPROVEMENTS EXPENSE ACCOUNT (303-000-53000) AND DECLARING AN EMERGENCY.

Mr. Kantor introduced and moved to suspend the rules on Ordinance No. 024-2019 and Mr. Rodriguez seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 024-2019 was suspended.

Mr. Kantor then moved to adopt Ordinance No. 024-2019 and Mr. Rodriguez seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 024-2019 was adopted.

ORDINANCE NO. 026-2019 was read by title only by President Graham:

ACCEPTING FAIRWAY BOULEVARD, NORTON PARK DRIVE, AND OPPORTUNITY WAY AS PUBLIC ROADS IN THE CITY OF WHITEHALL; ACCEPTING TITLE TO PUBLIC PARKLAND; AUTHORIZING THE EXECUTION AND DELIVERY OF A PLAT; VACATING AN EASEMENTS; AND DECLARING AN EMERGENCY.

Mr. Rodriguez introduced and moved to amend Ordinance No. 026-2019 and Mr. Kantor seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 026-2019 was amended.

Mr. Rodriguez introduced and moved to suspend the rules on Ordinance No. 026-2019 and Mr. Kantor seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 026-2019 was suspended.

Mr. Rodriguez then moved to adopt Ordinance No. 026-2019 and Mr. Kantor seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 026-2019 was adopted.

ORDINANCE NO. 027-2019 was read by title only by President Graham:

AUTHORIZING THE TRANSFER OF CERTAIN PROPERTY LOCATED ON HAMILTON ROAD SOUTH OF BROAD STREET TO THE WHITEHALL COMMUNITY IMPROVEMENT CORPORATION.

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

AUTHORIZING THE MAYOR TO ACCEPT TITLE TO PARCEL NUMBER 090-000467 FROM THE WHITEHALL COMMUNITY IMPROVEMENT CORPORATION LOCATED WITHIN THE CITY OF WHITEHALL AND PAY ALL FEES ASSOCIATED WITH THE TRANSFER OF PROPERTY AND DECLARING AN EMERGENCY.

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

AUTHORIZING THE MAYOR TO ACCEPT TITLE TO PARCEL NUMBER 090-000468 FROM THE CENTRAL OHIO COMMUNITY IMPROVEMENT CORPORATION LOCATED WITHIN THE CITY OF WHITEHALL AND PAY ALL FEES ASSOCIATED WITH THE TRANSFER OF PROPERTY AND DECLARING AN EMERGENCY.

FIRST READING:

ORDINANCE NO. 028-2019 was read by title only by President Graham:

APPROVING AND MAKING AN APPROPRIATION OF NINE THOUSAND FIFTEEN AND NO/100 DOLLARS (\$9,015.00) FROM UNAPPROPRIATED MONIES IN THE BULLETPROOF VEST GRANT FUND (267) TO THE 2017 BULLETPROOF VESTS EXPENSE ACCOUNT (267.000.52000) AND DECLARING AN EMERGENCY.

Mr. Rodriguez introduced and moved to suspend the rules on Ordinance No. 028-2019 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 028-2019 was suspended.

Mr. Rodriguez then moved to adopt Ordinance No. 028-2019 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 028-2019 was adopted.

ORDINANCE NO. 029-2019 was read by title only by President Graham:

AUTHORIZING THE CREATION OF THE ETNA ROAD MUNICIPAL PUBLIC IMPROVEMENT INCENTIVE EXPENSE ACCOUNT (279.000.50006) AND APPROPRIATING FORTY-ONE THOUSAND NINE HUNDRED FIFTY AND 26/100 DOLLARS (\$41,950.26) FROM UNAPPROPRIATED MONIES IN THE WMPITIE FUND (279) AND DECLARING AN EMERGENCY.

ORDINANCE NO. 030-2019 was read by title only by President Graham:

AMENDING 161.12 OVERTIME AND HOLIDAY PAY ELIGIBILITY AND DECLARING AN EMERGENCY.

Mr. Rodriguez introduced and moved to suspend the rules on Ordinance No. 030-2019 and Ms. Heck seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 030-2019 was suspended.

Mr. Rodriguez then moved to adopt Ordinance No. 030-2019 and Ms. Heck seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 030-2019 was adopted.

ORDINANCE NO. 031-2019 was read by title only by President Graham:

AUTHORIZING AND APPROVING A FUND TRANSFER IN THE AMOUNT OF FIFTY SEVEN THOUSAND AND NO/DOLLARS (\$57,000.00) FROM UNAPPROPRIATED MONIES IN THE GENERAL FUND 101 TO THE COMMUNITY DEVELOPMENT TRUST FUND 550; AUTHORIZING AND APPROVING A SUPPLEMENTAL APPROPRIATION FROM THE COMMUNITY DEVELOPMENT TRUST FUND 550 IN THE AMOUNT OF TWENTY FIVE THOUSAND AND NO/DOLLARS (\$25,000.00) TO THE HOME REINVESTMENT PROGRAM EXPENSE ACCOUNT 550.000.53000 AND DECLARING AN EMERGENCY.

Mr. Rodriguez introduced and moved to suspend the rules on Ordinance No. 031-2019 and Ms. Heck seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 031-2019 was suspended.

Mr. Rodriguez then moved to adopt Ordinance No. 031-2019 and Ms. Heck seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 031-2019 was adopted.

ORDINANCE NO. 032-2019 was read by title only by President Graham:

Refer to Planning Commission 3/7/19 & Public Hearing on 4/2/19

AMENDING THE ZONING MAP ATTACHED TO CHAPTER 1122 OF THE 1970 CODIFIED ORDINANCES OF THE CITY OF WHITEHALL, OHIO AND AS SUBSEQUENTLY AMENDED, ALLOWING A SPECIAL PERMIT UNDER 1123.10(c)(21) TO ALLOW 2 TONES BREWING CO. TO OPERATE A WHOLESALE BUSINESS ON THE PROPERTY LOCATED AT 4359 E. BROAD ST., PROPERTY OWNED BY JACOB AND FAYE GELMAN.

ORDINANCE NO. 033-2019 was read by title only by President Graham:

Refer to Planning Commission 3/7/19 & Public Hearing on 4/2/19

AMENDING THE ZONING MAP ATTACHED TO CHAPTER 1122 OF THE 1970 CODIFIED ORDINANCES OF THE CITY OF WHITEHALL, OHIO AND AS SUBSEQUENTLY AMENDED, ALLOWING A SPECIAL PERMIT UNDER 1123.03(c)(1) TO ALLOW WHITEHALL CITY SCHOOLS TO OPERATE SCHOOL FACILITIES ON THE PROPERTY LOCATED AT 4040 LAMBY LANE, PROPERTY OWNED BY BOARD OF EDUCATION OF THE WHITEHALL CITY SCHOOL DISTRICT.

RESOLUTION NO. 013-2019 was read by title only by President Graham:

RESOLVING TO APPROVE "THEN AND NOW" CERTIFICATES AND DECLARING AN EMERGENCY.

Mr. Rodriguez introduced and moved to suspend the rules on Resolution No. 013-2019 and Ms. Elmore seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Resolution No. 013-2019 was suspended.

Mr. Rodriguez then moved to adopt Resolution No. 013-2019 and Ms. Elmore seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Resolution No. 013-2019 was adopted.

RESOLUTION NO. 014-2019 was read by title only by President Graham:

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

Mr. Kantor introduced and moved to suspend the rules on Resolution No. 014-2019 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Resolution No. 014-2019 was suspended.

Mr. Kantor then moved to adopt Resolution No. 014-2019 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Resolution No. 014-2019 was adopted.

POLL PUBLIC

No comments at this time.

COMMUNITY DATE BOARD

Ms. Elmore stated the Career Fair for students and the public is Friday, March 8, 2019 at Whitehall Yearling High School between the hours of 2:00-3:30 pm for students and 3:30-6 pm for students and parents.

Ms. Conison reminded everyone that the State of the City is being held Wednesday, March 13, 2019 at Wasserstrom on East Broad Street. It will start at 6:00 pm.

President Graham reported the stuffing of the eggs will be held April 11, 2019 at 3:30 pm in the cafeteria at Whitehall Yearling High School.

POLL COUNCIL

Ms. Elmore thanked everyone who is listening on Facebook and Attorney Bivens for the statistics and everything his office has been doing. She shared well wishes for all the administration that is sick.

Ms. Conison thanked everyone for watching and thanked Kaitlin King for being in the audience. She shared well wishes for everyone who is sick.

Mr. Kantor thanked Attorney Bivens for the statistics. He thanked everyone for watching and Kaitlin King for being in the audience.

Ms. Heck thanked everyone for tuning in from home. She thanked Attorney Bivens for the statistics.

Mr. Rodriguez said that all the City Council members present tonight attended the State of the School last evening. He was enlightened to see the continued collaboration between the school district and the City of Whitehall. He feels the schools are really doing a wonderful job for our students and the community.

President Graham thanked everyone for coming out this evening. He shared well wishes for all that are sick this evening and hopes to see everyone at the next meeting.

Having nothing further, Ms. Elmore moved to adjourn and Ms. Conison seconded the motion. On a roll call vote, all members responded in the affirmative and the meeting adjourned at 7:48 p.m.

Respectfully submitted,

Julie A. Ogg, Clerk of Council

APPROVED: _____, 2019.

Jim Graham, Council President