

WHITEHALL COUNCIL COMMITTEES

MINUTES – July 25, 2023

Council President Pro-Tem Bailey called the July 25, 2023 Council Committees' meeting to order at 6:36 p.m.

The following members of council and the administration were present:

Members of the Administration

President Pro Tem Bob Bailey

Mayor Kim Maggard

City Administrator Zach Woodruff

City Attorney Michael Bivens

City Auditor Steve Quincel

Assistant City Attorney Brad Nicodemus

Council Members

Gerald Dixon

Wes Kantor

Amy Smith

Jo Anna Heck

Karen Conison

COMMITTEE OF THE WHOLE

ORDINANCE NO. 060-2023 DRAFT # 1

AUTHORIZING AND APPROVING AN AMENDMENT TO 161.38 SALARY SCHEDULE AND DECLARING AN EMERGENCY.

There were some clerical errors at the beginning of the year. They are correct for 2023. These amounts were budgeted for. Asking for passage on first reading.

(Comm. Of the Whole– 1st reading - ADOPT 08/01/2023-Kantor/Heck)

THIRD READING:

ORDINANCE NO. 043-2023 *(Comm. Of the Whole. – 3rd reading - ADOPT 08/01/2023-Dixon/Heck)*

PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF THE CITY OF WHITEHALL AN AMENDMENT TO THE CHARTER OF THE CITY OF WHITEHALL, OHIO PROPOSING TO AMEND SECTION 3(A) OF THE CHARTER, TO PROVIDE A PLAN FOR THE ELECTION AND QUALIFICATIONS OF THE COUNCIL RELATED TO RESIDENCY IN THE CITY AND DECLARING AN EMERGENCY.

There was no discussion.

ORDINANCE NO. 044-2023 *(Comm. Of the Whole. – 3rd reading - ADOPT 08/01/2023-Conison/Dixon)*

PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF THE CITY OF WHITEHALL AN AMENDMENT TO THE CHARTER OF THE CITY OF WHITEHALL, OHIO PROPOSING TO AMEND SECTION 41(A) OF THE CHARTER, TO PROVIDE A PLAN FOR THE ELECTION AND QUALIFICATIONS OF THE AUDITOR TO POSSESS ADDITIONAL QUALIFICATIONS AND DECLARING AN EMERGENCY.

There was no discussion.

ORDINANCE NO. 045-2023 *(Comm. Of the Whole. – 3rd reading - ADOPT 08/01/2023-Conison/Heck)*

PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF THE CITY OF WHITEHALL AN AMENDMENT TO THE CHARTER OF THE CITY OF WHITEHALL, OHIO PROPOSING TO AMEND SECTION 44 OF THE CHARTER, TO PROVIDE A PLAN OF SUCCESSION TO THE AUDITOR TO POSSESS THE QUALIFICATIONS OF CHAPTER 41(A) AND DECLARING AN EMERGENCY.

There was no discussion.

ORDINANCE NO. 046-2023 (*Comm. Of the Whole. – 3rd reading - ADOPT 08/01/2023-Smith/Conison*)

PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF THE CITY OF WHITEHALL AN AMENDMENT TO THE CHARTER OF THE CITY OF WHITEHALL, OHIO PROPOSING TO AMEND SECTION 51(A)(B)(C) OF THE CHARTER, TO PROVIDE A PLAN TO CREATE A NEW PLANNING AND BUILDING COMMISSION AND DECLARING AN EMERGENCY.

City Attorney Bivens introduced Assistant City Attorney Brad Nicodemus whom he has referred this matter to discuss with Council as it relates to Ordinance 046-2023. He has reviewed this ordinance and has sent an email to President Tom Potter with some of the warnings he had related to this particular ordinance.

Assistant City Attorney Brad Nicodemus gave his independent professional judgement on Ordinance 046-2023 and gave advice to Council as well as answered any questions as it relates to Ordinance 046-2023.

Councilmembers requested that City Attorney Bivens and Assistant City Attorney Nicodemus present Council with a piece of legislation that incorporates the changes of merging the two commissions together and these are the logistics on how to get there before the next meeting so Council may vote it up or down.

ORDINANCE NO. 047-2023 (*Comm. Of the Whole. – 3rd reading - ADOPT 08/01/2023-Heck/Smith*)

PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF THE CITY OF WHITEHALL AN AMENDMENT TO THE CHARTER OF THE CITY OF WHITEHALL, OHIO PROPOSING TO AMEND SECTION 60(A) OF THE CHARTER, TO PROVIDE A PLAN REGARDING CHANGES RELATED TO THE APPOINTMENT AND ORGANIZATION OF THE PARKS AND RECREATION DEPARTMENT AND DECLARING AN EMERGENCY.

There was no discussion.

ORDINANCE NO. 048-2023 (*Comm. Of the Whole. – 3rd reading - ADOPT 08/01/2023-Conison/Kantor*)
(*Amended 07/18/2023*)

PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF THE CITY OF WHITEHALL AN AMENDMENT TO THE CHARTER OF THE CITY OF WHITEHALL, OHIO PROPOSING TO AMEND SECTION 62(B) OF THE CHARTER, TO PROVIDE AN INCREASE IN THE AMOUNT OF EXPENDITURES, CONTRACT, OR ORDERS INVOLVING AN EXPENDITURE BROUGHT BEFORE THE BOARD OF CONTROL AND DECLARING AN EMERGENCY.

There was no discussion.

ORDINANCE NO. 049-2023 (*Comm. Of the Whole. – 3rd reading - ADOPT 08/01/2023-Conison/Kantor*)
(*Amended 07/18/2023*)

PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF THE CITY OF WHITEHALL AN AMENDMENT TO THE CHARTER OF THE CITY OF WHITEHALL, OHIO PROPOSING TO AMEND SECTION 63(A) OF THE CHARTER, TO PROVIDE THE POWER OF THE MAYOR ON SMALL PURCHASES TO AUTHORIZE EXPENDITURE, CONTRACT, OR ORDER NOT IN EXCESS OF ~~FIVE~~ THIRTY SIX THOUSAND DOLLARS WITHOUT THE APPROVAL OF THE BOARD OF CONTROL AND DECLARING AN EMERGENCY.

There was no discussion.

RESOLUTION NO. 025-2023 (*Comm. Of the Whole. – 3rd reading - ADOPT 08/01/2023-Smith/Heck*)

AUTHORIZING THE MAYOR TO ENTER INTO A PURCHASE CONTRACT FOR 488 SOUTH YEARLING ROAD, PARCEL NUMBER 090-004347-00, LOCATED WITHIN THE CITY OF WHITEHALL.

There was no discussion.

ADMINISTRATION AND FINANCIAL MANAGEMENT

Councilperson Bailey opened at 7:43 p.m. and addressed the legislation in his committee, as follows:

ORDINANCE NO. 061-2023 DRAFT # 2

AUTHORIZING AND APPROVING A FUND TRANSFER IN THE AMOUNT OF SIX THOUSAND FIVE HUNDRED NINETY FIVE DOLLARS AND 00/100 (\$6,595.00) FROM UNAPPROPRIATED MONIES IN THE EVIDENCE SETASIDE FUND (245) TO THE LAW ENFORCEMENT TRUST FUND (241) AND DECLARING AN EMERGENCY.

This money was seized during narcotic raids. The city has lost the case and the courts have ordered that the money be repaid.

(Adm. & Fin Mgmt.– 1st reading - ADOPT 08/01/2023-Bailey/Conison)

Having nothing further, Councilperson Bailey closed at 7:44 p.m.

COMMUNITY AND ELDER ADVOCACY

Chairperson Dixon opened at 7:45 p.m. and said there are no drafts or pending legislation on the agenda.

There was no discussion in Community and Elder Advocacy.

Having nothing further, Chairperson Dixon closed at 7:45 p.m.

COMMUNITY STANDARDS AND ENFORCEMENT

Chairperson Kantor opened at 7:45 p.m. and addressed the legislation in her committee, as follows:

THIRD READING:

ORDINANCE NO. 056-2023 *(Comm. Stand & Enf. – 3rd reading - ADOPT 08/01/2023- Smith/Dixon)*

AUTHORIZING, APPROVING, ADOPTING AN ORDINANCE REQUIRING FOOD, WATER AND SHELTER BE PROVIDED TO HARBORED ANIMALS. ADOPTING AN ORDINANCE PROHIBITING LEAVING AN ANIMAL UNATTENDED IN A VEHICLE IN CERTAIN CONDITIONS.

Having nothing further, Chairperson Kantor closed at 7:45 p.m.

ECONOMIC DEVELOPMENT

Chairperson Kantor opened at 7:46 p.m. and addressed the legislation in his committee, as follows:

ORDINANCE NO. 062-2023 DRAFT # 3

AMENDING ORDINANCE NO. 041-2022 AND MAKING FINDINGS AND DETERMINATIONS AS PERMITTED IN SECTIONS 3735.65 TO 3735.70 OF THE OHIO REVISED CODE AND AMEND ORDINANCE 041-2022 TO MODIFY THE BOUNDARIES OF THE MAIN STREET EAST COMMUNITY REINVESTMENT AREA.

The city has been modifying their existing CRA areas and provisions inside of the CRA areas to encourage additional development and rehabilitation of vacant property or blighted structures.

(Economic Development– 1st reading - ADOPT 08/01/2023-Kantor/Conison)

Having nothing further, Chairperson Kantor closed at 7:52 p.m.

INFRASTRUCTURE, MAINTENANCE AND SERVICE

Chairperson Conison opened at 7:52 p.m. and addressed the legislation in her committee, as follows:

There was no discussion in Infrastructure, Maintenance and Services.

Having nothing further, Chairperson Conison closed at 7:52 p.m.

PUBLIC SAFETY

Chairperson Heck opened at 7:53 p.m. and said there are no drafts or pending legislation on the agenda.

Tom Weber and Caitlyn Them of CK Construction and the owner/representative from Concord Addis gave an update on the Whitehall Police Department Addition and Renovation Project. A copy of the presentation is in the meeting file folder in the Council Office.

Having nothing further, Chairperson Heck closed at 8:15p.m.

PARKS AND RECREATION

Chairperson Heck opened at 8:15 p.m. and said there are no drafts or pending legislation on the agenda.

There was no discussion in Parks and Recreation.

Having nothing further, Chairperson Heck closed at 8:16 p.m.

The meeting adjourned at 8:16 p.m.

Submitted by:

Julie A. Ogg, Clerk of Council

APPROVED: August 1, 2023.

Thomas M. Potter, Council President