

WHITEHALL CITY COUNCIL  
AGENDA MEETING MINUTES

President Potter called the August 2, 2022 agenda meeting to order at 6:30 p.m. All members were present.

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

The meeting adjourned at 6:34 p.m.

Respectfully submitted,

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Julie A. Ogg, Clerk of Council

APPROVED: \_\_\_\_\_, 2022.

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Thomas M. Potter, Council President

WHITEHALL CITY COUNCIL MEETING

MINUTES – August 2, 2022

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President Potter called the regular meeting of Whitehall City Council to order at 7:00 p.m. on Tuesday, August 2, 2022.

At President Potter'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:

Robert Bailey  
Gerald Dixon  
Lori Elmore  
Karen Conison  
Wes Kantor  
Jo Anna Heck  
Amy Smith

APPROVAL OF MINUTES:

Ms. Conison moved to approve the July 19, 2022, 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 – Chairperson Bailey reported that the committee 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 Dixon 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 Standards and Enforcement – Chairperson Smith 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 Kantor 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 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.

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

### OFFICIALS' REPORTS

Mayor Kim Maggard – was not present.

City Administrator Zach Woodruff – was not present.

City Attorney Michael Bivens – thanked the Mayor, City Administrator and the Administration for a great Food Truck Festival. Tonight with National Night Out, he feels it is a great time to live in the City of Whitehall. He reported to Council in the month of June as it related to the numbers, the total numbers for what they have seen in the City Attorney's office for the month of July, they were able to prosecute were two hundred forty nine cases. The difference, similar to last month, is that the Mayor's Court filings were completely lower than what they have been historically. Historically, their cases have about one hundred thirty six cases, sometimes in excess of two hundred and eight. In the month of June, if Council recalls, he said that it was very low and the number was seventy-three. In the month of July, it was one hundred and eleven. He looked into it and found the reason for it is not a systemic reason as it relates to the crime in the City of Whitehall; but the way the Police Department has chosen to file the cases. Bail reform is a big issue at this point, because of bail reform many of the Officers, through their discretion have been filing cases in Municipal Court rather than in Mayor's Court. It becomes a flip-flop of what it has been before where they could issue a case by summons where they would come directly to Mayor's Court, now they are taking these individual cases, arresting them, taking them down to Municipal Court because of bail reform. They are getting a no bail, then released from jail but at least they are going through the process of going downtown. It is creating a systemic issue in the City Attorney's office and he is monitoring it closely and is hopeful not to do with an emphasis on not. Not coming to this Council and asking for them to increase the City Attorney's budget because with the Municipal Court filings being increase by fifty to almost one hundred percent, it puts a big burden on the two staff members he has already down in Municipal Court. He has had conversations with the Chief, it will be fixed but so far, that is the change that caused it. So that Council knows, the overall amount of cases, out of the two hundred forty nine cases, combined with Municipal and Mayor's Court, which were committed of a criminal nature by Whitehall were still only thirty-five. Crime committed by Whitehall residents is extremely low. He is at the point where he can say to expect it to be low.

City Auditor Steve Quincel – was not present.

Public Safety Director Van Gregg – was not present.

Treasurer Shaquille Alexander– was not present.

President Potter – advised there were no Official's Reports filed in the Council office since the last meeting.

COMMUNICATIONS, PETITIONS AND CLAIMS:

No Communications, Petitions and Claims were filed in the Council office since the last meeting.

VERIFICATION OF COPIES:

President Potter 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:

No legislation for third reading.

SECOND READING:

ORDINANCE NO. 041-2022 was read by title only by President Potter:

AMENDING ORDINANCE NO. 040-2011 TO UPDATE THE TAX EXEMPTIONS AVAILABLE WITHIN THE MAIN STREET RE/DEVELOPMENT DISTRICT COMMUNITY REINVESTMENT AREA.

ORDINANCE NO. 042-2022 was read by title only by President Potter:

*Public Hearing 08-16-2022*

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 UNIT DEVELOPMENT (PUD) APPROVED ON NOVEMBER 2, 2021 FOR THE PROPERTY LOCATED ON EAST BROAD ST, HAMILTON RD, AND POTH RD, PARCEL NUMBERS LISTED IN APPENDIX A, PROPERTY OWNED BY CITY OF WHITEHALL AND DECLARING AN EMERGENCY.

ORDINANCE NO. 043-2022 was read by title only by President Potter:

APPROVING COMMUNITY REINVESTMENT AREA REAL PROPERTY TAX EXEMPTION APPLICATIONS FOR YEARLING RICKENBACKER DEVELOPMENT GROUP LLC, WHITEHALL COMMUNITY IMPROVEMENT CORPORATION, YEARLING GREEN 1, LLC, OR THEIR RESPECTIVE DESIGNEES AND DECLARING AN EMERGENCY.

ORDINANCE NO. 044-2022 was read by title only by President Potter:

APPROVING A COMMUNITY REINVESTMENT AREA REAL PROPERTY TAX EXEMPTION APPLICATION FOR BUCKEYE APARTMENTS LLC OR ITS DESIGNEE AND AUTHORIZING THE EXECUTION OF A MASTER COMMUNITY REINVESTMENT AREA AGREEMENT FOR THE PROVISION OF A REAL PROPERTY TAX ABATEMENTS WITHIN THE EAST BROAD STREET DISTRICT COMMUNITY REINVESTMENT AREA IN ACCORDANCE WITH A DEVELOPMENT AGREEMENT AND FOR THE PURPOSE OF ENCOURAGING THE CREATION OF NEW JOBS WITHIN THE CITY; AND DECLARING AN EMERGENCY.

**FIRST READING:**

ORDINANCE NO. 050-2022 was read by title only by President Potter:

AUTHORIZING AND APPROVING AN APPROPRIATION FROM UNAPPROPRIATED MONIES IN THE GENERAL FUND (101) IN THE AMOUNT OF SIXTY SIX THOUSAND AND NO/DOLLARS (\$66,000.00) TO THE 101.200.51655 IT SECURITY SPECIALIST EXPENSE ACCOUNT AND DECLARING AN EMERGENCY.

Mr. Bailey introduced and moved to suspend the rules on Ordinance No. 050-2022 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 050-2022 was suspended.

Mr. Bailey moved to adopt Ordinance No. 050-2022 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 050-2022 was adopted.

RESOLUTION NO. 023-2022 was read by title only by President Potter:

AUTHORIZING THE MAYOR TO PLACE A PROSPECTIVE APPLICANT FOR THE POSITION OF DISPATCHER AT A STEP D IN COMPLIANCE WITH SECTION 17.2 OF THE CURRENT LABOR AGREEMENT BY AND BETWEEN THE CITY OF WHITEHALL AND THE FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL INC. AND DECLARING AN EMERGENCY.

Mr. Kantor introduced and moved to suspend the rules on Resolution No. 023-2022 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Resolution No. 023-2022 was suspended.

Mr. Kantor moved to adopt Resolution No. 023-2022 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Resolution No. 023-2022 was adopted.

RESOLUTION NO. 024-2022 was read by title only by President Potter:

RESOLUTION AUTHORIZING THE MAYOR TO CONTRACT WITH ROBERT HALF INTERNATIONAL, INC., AN EMPLOYMENT AGENCY AND DECLARING AN EMERGENCY.

Mr. Bailey introduced and moved to suspend the rules on Resolution No. 024-2022 and Ms. Elmore seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Resolution No. 024-2022 was suspended.

Mr. Bailey moved to adopt Resolution No. 024-2022 and Ms. Elmore seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Resolution No. 024-2022 was adopted.

RESOLUTION NO. 025-2022 was read by title only by President Potter:

APPROVING THE RECOMMENDATIONS OF THE CITY OF WHITEHALL TAX INCENTIVE REVIEW COUNCIL FOR TAX YEAR 2021.

POLL PUBLIC:

No comments at this time.

COMMUNITY DATE BOARD:

Chairperson Heck reminded everyone there is a blood drive at the fire station on Wednesday from one to seven p.m. There is a link on Facebook where you can sign-up.

Chairperson Conison reminded everyone that this Sunday is the final Music in the Park event. Prior to Music in the Park, WCCA is having their Cruise-In event in the Rosemore Middle School parking lot. Uncle Will's Wagon will be there, lots of raffles and gas cards for the winners.

POLL COUNCIL:

Chairperson Bailey had no comments tonight.

Chairperson Dixon thanked those in who were are attendance and those watching from home.

Chairperson Elmore thanked everyone for viewing and said that everyone still had time to get over to National Night Out, as it is not over until eight p.m.

Chairperson Conison thanked those in attendance and those watching. She was at National Night Out earlier and it was a fun time so everyone get on over there.

Chairperson Kantor thanked everyone for attending and viewing from home tonight.

Chairperson Heck thanked everyone for attending and viewing from home tonight. She was at National Night Out and it was fun so go check it out.

Chairperson Smith thanked everyone for viewing and those in attendance and have a lovely evening.

President Potter thanked everyone for coming out to Council and for the Food Truck Fest. If you did not make it out this year, he hopes to see you next year.

Having nothing further, Mr. Bailey moved to adjourn and Mr. Kantor seconded the motion. On a roll call vote, all members responded in the affirmative and the meeting adjourned at 7:16 p.m.

Respectfully submitted,

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Julie A. Ogg, Clerk of Council

APPROVED: \_\_\_\_\_, 2022.

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Thomas M. Potter, Council President