

WHITEHALL CITY COUNCIL  
AGENDA MEETING MINUTES  
FEBRUARY 20, 2018

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Jim Graham, Council President, called the February 20, 2018 agenda meeting to order at 6:30 p.m. All members were present with the exception of Mr. Kantor.

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

The meeting adjourned at 6:36 p.m.

Respectfully submitted,

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Mary Freimark, Clerk of Council

APPROVED: \_\_\_\_\_, 2018.

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Jim Graham, Council President

## WHITEHALL CITY COUNCIL MEETING

MINUTES – FEBRUARY 20, 2018

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Council President Graham called the regular meeting of Whitehall City Council to order at 7:00 p.m. on Tuesday, February 20, 2018.

At President Graham's request, everyone rose for a moment of silence. The Pledge of Allegiance was then recited by those assembled.

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

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

### EXCUSE ABSENT MEMBERS

Mr. Bailey moved to excuse the absent members and Mr. Rodriguez seconded the motion. There was no discussion. On a roll call vote, all present members responded in the affirmative and Mr. Kantor was excused.

### APPROVAL OF MINUTES

Ms. Conison moved to approve the Minutes of the February 6, 2018 agenda and regular meetings. Mr. Morrison seconded the motion. There was no discussion. On a roll call vote, all present members responded in the affirmative and the Minutes were approved as submitted.

### POLL PUBLIC

There were no further comments for poll public.

### 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 discussed Ordinance 015-2018. They will meet again 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 discussed Ordinance Nos. 021-2018, 022-2018, 013-2018 and 014-2018. 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 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 will meet next week, sometime after 6:30 p.m.

Public Safety – President Graham reported they met last week and their minutes are on file. They will meet next week, sometime after 6:30 p.m.

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

### OFFICIALS' REPORTS

Mayor Kim Maggard – she had no official report.

City Attorney Michael Bivens – he reported they have 30 individuals that are currently in the diversion program through Mayors Court. They graduate in the next three weeks and there are 40 more individuals that will start the program. Tomorrow at 1:00 p.m., he was invited to participate on a panel at the High School to discuss youth violence.

He invited everyone to the Youth Justice Circle presentation on February 26 at 6:00 p.m. in City Hall. The Justice Circles were created in collaboration with his office, Judge Gill and the Juvenile Probation Department to be a diversion effort for juveniles. It invites the community to be a part of the sentencing consideration for juvenile offenders. The 43213 zip code has the highest rate of youth detainment in central Ohio. It is not necessary to be a Whitehall resident to participate; you just need to be a person that wants to help prevent youth crime and violence.

The City Attorney's Office and Franklin County Restore to Justice Program are starting something different. They are looking at the opioid epidemic as it relates to violence and crime as a public health epidemic. It is everyone's problem and we need to approach it with an idea that these things can be tracked and monitored and we could help with the symptoms and diagnose. The hopes are that we can start solving this problem and making a difference for the residents and visitors of the city. He stated that opportunity is in Whitehall, but some of those opportunities are yet to be uncovered.

City Auditor Dan Miller – he asked for favorable consideration on Ordinance Nos. 006-2018, 007-2017, 008-2018, 009-2018, 018-2018, 019-2018, 020-2018 and Resolution Nos. 012-2018 and 013-2018.

Director of Public Service and Development Zach Woodruff – he thanked council for being supportive over the winter season. He reported in 2016 and 2017 combined they had used 2600 tons of salt. This winter alone they have used 2400 tons of salt and have had to order more.

Treasurer Steve Quincel – he reported that it has been six months since the city has switched their banking to Heartland Bank. The problem they had with Key Bank was the fees were eating up any interest they were getting from the other investments. The last six months at Key Bank the average interest earned was \$5800 a month and the fees were \$1143 a month, so the net was \$4657. The first six months at Heartland bank the average interest earned was \$11,825 and the fees were \$716 a month, so the net total was \$11,110 a month. Today he made the first deposit in the new Whitehall branch. The Grand Opening for that branch is March 20 at 4:30 p.m. Lastly, he was excited to report that he became a Grandpa again.

President Graham – advised that the following Officials' Reports have been filed in the

Council Office since the last meeting: The Mayors Report to Council for January 2018; The Auditor's Expense Report for January 2018; The Auditor's Bank Report for January 2018; The Auditor's Statement of Cash Position Report for January 2018; and The Auditor's Revenue Report for January 2018; The Treasurer's Investment Report for January 2018; The Treasurer's Activity Report for January 2018; and The Treasurer's Fund Reconciliation Report for January 2018.

### **COMMUNICATIONS, PETITIONS AND CLAIMS:**

- A. Notice from the Division of Liquor Control that a hearing has been scheduled for March 7, 2018 on the appeal for a Renewal C-1-2 Permit for Hamilton & Main Sunoco, 4600 East Broad St.

### **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 present members responded in the affirmative.

### **THIRD READING:**

ORDINANCE NO. 122-2017 was read by title only by President Graham:

"TO AMEND THE CITY INCOME TAX CODE TO ADOPT SECTIONS 718.80 THROUGH 718.95 OF THE OHIO REVISED CODE AND DECLARING AN EMERGENCY."

ORDINANCE NO. 002-2018 was read by title only by President Graham:

"AMENDING SECTION 184.3 OF THE CODIFIED ORDINANCES TITLED "DEFINITIONS" AND DECLARING AN EMERGENCY."

Mr. Bailey introduced and moved to table Ordinance No. 002-2018 and Mr. Rodriguez seconded the motion. There was no discussion. On a roll call vote, all present members voted in the affirmative and ORDINANCE NO. 002-2018 was tabled.

### **SECOND READING:**

ORDINANCE NO. 006-2018 was read by title only by President Graham:

"UNAPPROPRIATING SIX HUNDRED AND NO/100 DOLLARS (\$600.00) FROM THE SAFE PARKS GRANT EXPENSE ACCOUNT (273.000.50000) AND DECLARING AN EMERGENCY."

Mr. Bailey introduced and moved to suspend the rules on Ordinance No. 006-2018 and Mr. Rodriguez seconded the motion. There was no discussion. On a roll call vote, all present members responded in the affirmative and the rules were suspended.

Mr. Bailey then moved to adopt Ordinance No. 0006-2018 and Mr. Rodriguez seconded the motion. There was no discussion. On a roll call vote, all present members voted in the affirmative and ORDINANCE NO. 0006-2018 was adopted.

ORDINANCE NO. 007-2018 was read by title only by President Graham:

“UNAPPROPRIATING TWO MILLION NINE HUNDRED FORTY-SEVEN THOUSAND SIX HUNDRED FORTY-EIGHT AND 67/100 DOLLARS (2,947,648.67) FROM THE COMMUNITY EVENT CENTER ACCOUNT (303.000.51000) AND DECLARING AN EMERGENCY.”

Mr. Bailey introduced and moved to suspend the rules on Ordinance No. 007-2018 and Mr. Morrison seconded the motion. There was no discussion. On a roll call vote, all present members responded in the affirmative and the rules were suspended.

Mr. Bailey then moved to adopt Ordinance No. 007-2018 and Mr. Morrison seconded the motion. There was no discussion. On a roll call vote, all present members voted in the affirmative and ORDINANCE NO. 007-2018 was adopted.

ORDINANCE NO. 008-2018 was read by title only by President Graham:

“UNAPPROPRIATING TWO HUNDRED FIFTY AND NO/100 DOLLARS (\$250.00) FROM THE HAMILTON ROAD STREETScape ACCOUNT (307.000.52000) AND DECLARING AN EMERGENCY.”

Mr. Bailey introduced and moved to suspend the rules on Ordinance No. 008-2018 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all present members responded in the affirmative and the rules were suspended.

Mr. Bailey then moved to adopt Ordinance No. 008-2018 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all present members voted in the affirmative and ORDINANCE NO. 008-2018 was adopted.

ORDINANCE NO. 009-2018 was read by title only by President Graham:

“UNAPPROPRIATING THREE HUNDRED EIGHTY-SIX THOUSAND EIGHT HUNDRED SIXTY-FOUR AND 12/100 DOLLARS (386,864.12) FROM THE ETNA ROAD IMPROVEMENT ACCOUNT (319.000.50000) AND DECLARING AN EMERGENCY.”

Mr. Bailey introduced and moved to suspend the rules on Ordinance No. 009-2018 and Ms. Heck seconded the motion. There was no discussion. On a roll call vote, all present members responded in the affirmative and the rules were suspended.

Mr. Bailey then moved to adopt Ordinance No. 009-2018 and Ms. Heck seconded the motion. There was no discussion. On a roll call vote, all present members voted in the affirmative and ORDINANCE NO. 009-2018 was adopted.

ORDINANCE NO. 010-2018 was read by title only by President Graham:

“APPROVING AND MAKING A FUND TRANSFER IN THE AMOUNT OF FOUR HUNDRED FORTY-FIVE THOUSAND SEVEN HUNDRED TWENTY AND 00/100 DOLLARS (\$445,720.00) FROM VARIOUS ACCOUNTS IN THE WMPITIE FUND (279) TO THE DEBT SERVICE FUND (401).”

ORDINANCE NO. 011-2018 was read by title only by President Graham:

“TRANSFERRING FOUR HUNDRED FIFTY THOUSAND SEVEN HUNDRED FORTY-FIVE AND 10/100 DOLLARS (\$450,745.10) FROM THE BOND RETIREMENT ACCOUNT (101-950-57500) TO THE DEBT SERVICE FUND (401).”

ORDINANCE NO. 013-2018 was read by title only by President Graham:

“AUTHORIZING THE REPEAL OF CHAPTER 1333 AND THE MODIFICATION OF CHAPTER 1127.”

ORDINANCE NO. 014-2018 was read by title only by President Graham:

“AMENDING 505.21 HUMANE CONFINEMENT AND TREATMENT OF DOGS OF THE CODIFIED ORDINANCES OF THE CITY OF WHITEHALL.”

ORDINANCE NO. 015-2018 was read by title only by President Graham:

“AUTHORIZING THE CREATION OF THE DA-PO (DIVERSION ALTERNATIVE – PROJECT OPIOID) GRANT FUND (255), APPROPRIATING ONE HUNDRED THOUSAND AND NO/100 DOLLARS (\$100,000.00) FROM UNAPPROPRIATED MONIES IN THE DA-PO GRANT FUND (255) TO THE DA-PO GRANT EXPENSE ACCOUNT (255.000.50000) AND DECLARING AN EMERGENCY.”

ORDINANCE NO. 018-2018 was read by title only by President Graham:

“UNAPPROPRIATING TWELVE AND 49/100 DOLLARS (\$12.49) FROM THE PARK RANGER GRANT EXPENSE ACCOUNT (272.000.50000) AND DECLARING AN EMERGENCY.”

Ms. Conison introduced and moved to suspend the rules on Ordinance No. 018-2018 and Ms. Elmore seconded the motion. There was no discussion. On a roll call vote, all present members responded in the affirmative and the rules were suspended.

Ms. Conison then moved to adopt Ordinance No. 018-2018 and Ms. Elmore seconded the motion. There was no discussion. On a roll call vote, all present members voted in the affirmative and ORDINANCE NO. 018-2018 was adopted.

#### FIRST READING:

ORDINANCE NO. 019-2018 was read by title only by President Graham:

“APPROVING AND MAKING AN APPROPRIATION IN THE AMOUNT OF FOUR HUNDRED TWENTY-ONE THOUSAND AND NO/100 DOLLARS (\$421,000.00) FROM THE WATER SEWER MANDATE IMPROVEMENT FUND (305) TO THE ERICKSON AVENUE ACCOUNT (305.000.51100) AND DECLARING AN EMERGENCY.”

Mr. Bailey introduced and moved to suspend the rules on Ordinance No. 019-2018 and Ms. Heck seconded the motion. There was no discussion. On a roll call vote, all present members responded in the affirmative and the rules were suspended.

Mr. Bailey then moved to adopt Ordinance No. 019-2018 and Ms. Heck seconded the motion. There was no discussion. On a roll call vote, all present members voted in the affirmative and ORDINANCE NO. 019-2018 was adopted.

ORDINANCE NO. 020-2018 was read by title only by President Graham:

“AUTHORIZING THE CREATION OF THE CLEAN OHIO CONSERVATION PROGRAM GRANT FUND (281) AND APPROPRIATING SEVEN HUNDRED THIRTY-FOUR THOUSAND NO/100 DOLLARS (\$734,000.00) FROM UNAPPROPRIATED MONIES IN THE CLEAN OHIO CONSERVATION GRANT FUND (281) TO THE CLEAN OHIO CONSERVATION GRANT EXPENSE ACCOUNT (281.000.50000) AND DECLARING AN EMERGENCY.”

Mr. Bailey introduced and moved to suspend the rules on Ordinance No. 020-2018 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all present members responded in the affirmative and the rules were suspended.

Mr. Bailey then moved to adopt Ordinance No. 020-2018 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all present members voted in the affirmative and ORDINANCE NO. 020-2018 was adopted.

ORDINANCE NO. 021-2018 was read by title only by President Graham:

“AUTHORIZING THE ADDITION OF AN ADDITIONAL FEE FOR ELECTRICAL SERVICE REINSTALLATION.”

ORDINANCE NO. 022-2018 was read by title only by President Graham:

“AUTHORIZING MODIFICATIONS TO CHAPTER 1301.”

RESOLUTION NO. 011-2018 was read by title only by President Graham:

“APPOINTING FIVE ELECTORS OF THE CITY OF WHITEHALL AS MEMBERS OF THE CHARTER REVIEW COMMISSION AND DECLARING AN EMERGENCY.”

Mr. Rodriguez introduced and moved to suspend the rules on Resolution No. 011-2018 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all present members responded in the affirmative and the rules were suspended.

Mr. Rodriguez then moved to adopt Resolution No. 011-2018 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all present members voted in the affirmative and RESOLUTION NO. 011-2018 was adopted.

RESOLUTION NO. 012-2018 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. 012-2018 and Mr. Morrison seconded the motion. There was no discussion. On a roll call vote, all present members responded in the affirmative and the rules were suspended.

Mr. Bailey then moved to adopt Resolution No. 012-2018 and Mr. Morrison seconded the motion. There was no discussion. On a roll call vote, all present members voted in the affirmative and RESOLUTION NO. 012-2018 was adopted.

RESOLUTION NO. 013-2018 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.”

Ms. Conison introduced and moved to suspend the rules on Resolution No. 013-2018 and Ms. Elmore seconded the motion. There was no discussion. On a roll call vote, all present members responded in the affirmative and the rules were suspended.

Ms. Conison then moved to adopt Resolution No. 013-2018 and Ms. Elmore seconded the motion. There was no discussion. On a roll call vote, all present members voted in the affirmative and RESOLUTION NO. 013-2018 was adopted.

#### POLL PUBLIC

There were no further comments for poll public.

#### COMMUNITY DATE BOARD

Ms. King said that March 14 at 6:30 is the State of City Address at the new Wasserstroms headquarters. Refreshments will be provided by Mad Greek at 5:30 p.m. Tomorrow, February 21 at 6:00 at the Victory Ministries Center of Hope there is a Naloxone Training

Ms. Conison said they will be stuffing Easter Eggs at the High School on March 21 at 3:30.

Ms. Elmore said this Saturday is Working Peoples Day of Action at the State House. This is for all workers to protect the rights of people to earn a good living.

#### POLL COUNCIL

Ms. Heck thanked everyone for coming and appreciated the new and returning people.

Mr. Morrison thanked everyone for coming and congratulated Mr. Quincel on a great job. .

Mr. Bailey thanked everyone for coming.

Mr. Rodriguez thanked everyone for coming and wished Mr. Bailey and Mr. Miller a Happy Birthday.

Ms. Elmore recognized February as Black History Month and gave a brief history of what that means and the contributions African Americans have made in Ohio. In 2013 Whitehall residents elected their first African American School Board member, Joy Bivens. In 2015 Whitehall residents elected their first African American City Attorney, Michael T. Bivens and in 2017 the Whitehall residents elected their first African American Council member, Lori J. Elmore. Whitehall is changing the culture and becoming a more inclusive community and we should be proud of that. She is grateful and thankful to the citizens of Whitehall for recognizing that everyone has more in common than they do different.



Ms. Conison said at her job she is in charge of the diversity committee and they have been celebrating Black History Month. She shared a story from the first black County Commissioner, Kevin Boyce. He remembers playing basketball in High School and coming home and telling his grandmother that he wants a new pair of cool tennis shoes like the other kids are wearing. His grandmother took him to the local grocery store and told the manager that her grandson needs a job so he can buy himself some tennis shoes. She said to him that nothing in life is free, everything is earned and to be proud of being a black American and she stressed American. She taught him a lesson that he will never forget. Ms. Conison said she loved that story and she is going to tell it where ever she goes. She thanked everyone for coming and hopes to see everyone next time.

President Graham thanked everyone for coming. He said that Frederick Douglas in 1800's was a slave and then became one of the most influential and respected African Americans of his time. He said it was not fair for the white man to compete against a group of people that worked for little or no wages. The Carpenters Union was just getting started and was active in political issues and they got involved in the slavery issue because they didn't think it was right. It is a shame that we don't know some of the things that have happened in the past to help form our county today.

Having nothing further, Mr. Bailey moved to adjourn and Mr. Rodriguez seconded the motion. On a roll call vote, all present members responded in the affirmative and the meeting adjourned at 7:44 p.m.

Respectfully submitted,

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Mary Freimark, Clerk of Council

APPROVED: \_\_\_\_\_, 2018.

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Jim Graham, Council President