

WHITEHALL CITY COUNCIL
AGENDA MEETING MINUTES
MARCH 21, 2017

Council President Graham called the March 21, 2017, agenda meeting to order at 6:30 p.m. All members were present with the exception of Mr. Bailey and Mr. Gregg.

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

Having no further business, the meeting adjourned at 6:40 p.m.

Respectfully submitted,

Mary Freimark, Clerk of Council

APPROVED: _____, 2017.

Jim Graham, Council President

WHITEHALL CITY COUNCIL MEETING
MINUTES – MARCH 21, 2017

Council President Jim Graham called the regular meeting of Whitehall City Council to order at 7:00 p.m. on Tuesday, March 21, 2017.

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:

Wes Kantor
Lee Stahley
Larry Morrison
Chris Rodriguez
Karen Conison

EXCUSE ABSENT MEMBERS

Mr. Kantor moved to excuse the absent member and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, the five present members responded in the affirmative and Mr. Bailey and Mr. Gregg were excused.

APPROVAL OF MINUTES

Ms. Conison moved to approve the Minutes of the March 7, 2017 agenda and regular meetings. Mr. Kantor seconded the motion. There was no discussion. On a roll call vote, the five present members responded in the affirmative and the Minutes were approved as submitted.

President Graham advised they would deviate from the agenda for Resolution 016-2017.

RESOLUTION NO. 016-2017 was read by title only by President Graham:

“RESOLUTION HONORING THE WHITEHALL SHELL STATION AT
BROAD AND HAMILTON ROADS FOR THEIR COMMITMENT AND
DEDICATION TO THE COMMUNITY, AND CELEBRATING THEIR 40
YEARS OF BUSINESS.”

Mr. Rodriguez introduced and moved to suspend the rules on Resolution No. 016-2017 and Mr. Kantor seconded the motion. There was no discussion. On a roll call vote, the five present members responded in the affirmative and the rules were suspended.

Mr. Rodriguez then moved to adopt Resolution No. 016-2017 and Mr. Kantor seconded the motion. There was no discussion. On a roll call vote, the five present members voted in the affirmative and RESOLUTION NO. 016-2017 was adopted.

POLL PUBLIC

There were 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 Engagement – 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.

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 will meet again next week, sometime after 6:30 p.m.

Infrastructure, Maintenance and Services – President Graham 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 – Chairperson Stahley said they met last week and their minutes are on file. They will meet next week, sometime after 6:30 p.m.

Parks and Recreation – Chairperson Kantor said 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 – asked for favorable consideration for Ord. Nos. 025-2017, 026-2017, 027-2017 and Resolution 015-2017.

City Attorney Michael Bivens – reported that the City Attorney's office has made a personnel change and the new Domestic Violence Victim Advocate is Lorena Lacey. He said he is confident that she will advance the mission of the City Attorney's office with respect to Victim advocacy. He explained that this involves empowering victims and helping them break the cycle. It also includes letting everyone in the City of Whitehall know that Domestic Violence Awareness is not just the month of October. In the future there will be information sent out to our citizens with respect to victim advocacy and Domestic Violence awareness. It is not just getting someone down to court. The goal is to get more cooperation and to inform people that the City Attorney's office will zealously prosecute anyone that is charged with Domestic Violence in the City. He asked for favorable consideration for Resolution 015-2017.

City Auditor Dan Miller – had no official report.

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

Director of Public Safety Mark Newcomb – reported that there are some good things happening in public safety that will affect our citizens in a positive manner. The Fire Department is starting a Community Paramedic Pilot Program on April 10. Randy Jones has been selected to fill this new role. Both Randy and the Fire Department staff have been working hard to get this program off the ground and make it a success. He said later this week the police department will take possession of the first of our two newly acquired patrol K-9's. The dog will start the training process with its handler and should be ready for street duty this summer. The two handlers are Shane Drake and Jesse Hackney. Lastly he said that the Whitehall Shell station has been washing the fleet for the Police Department for many years and that has really helped the city.

Treasurer Steve Quincel – had no official report.

Council President Graham - advised that the following Officials' Reports have been filed in the Council Office since the last meeting: Treasurer's Investment Report for February 2017; Treasurer's Activity Report for February 2017; Treasurer's Fund Reconciliation Report for February 2017; and, Division of Fire Overtime Report for February 2017.

COMMUNICATIONS, PETITIONS AND CLAIMS

1. Minutes from the February 23, 2017 meeting of the Parks and Recreation Commission.
2. Agenda from the March 23, 2017 meeting of the Parks and Recreation 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. The five present members responded in the affirmative.

THIRD READING

ORDINANCE NO. 011-2017 was read by title only by President Graham:

“RECLASSIFYING A PORTION OF A FUND ADVANCE AS A FUND TRANSFER.”

Mr. Rodriguez introduced and moved to adopt Ordinance No. 011-2017 and Mr. Stahley seconded the motion. There was no discussion. On a roll call vote, the five present members voted in the affirmative and ORDINANCE NO. 011-2017 was adopted.

SECOND READING

ORDINANCE NO. 014 -2017 was read by title only by President Graham:

“AMENDING SECTION 143.15 OF THE CODIFIED ORDINANCES TITLED “EMERGENCY MEDICAL SERVICE BILLING” AND DECLARING AN EMERGENCY.”

ORDINANCE NO. 015-2017 was read by title only by President Graham:

“MAKING AND APPROVING A FUND TRANSFER IN THE AMOUNT OF ONE HUNDRED TWELVE THOUSAND TWO HUNDRED FIFTY AND NO/100 DOLLARS (\$112,250.00) FROM UNAPPROPRIATED MONIES IN THE GENERAL FUND (101) TO THE CAPITAL IMPROVEMENT FUND (311) AND DECLARING AN EMERGENCY.”

ORDINANCE NO. 018-2017 was read by title only by President Graham:

“MAKING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF FIVE THOUSAND THREE HUNDRED AND NO/100 DOLLARS (\$5,300.00) FROM UNAPPROPRIATED MONIES IN THE GENERAL FUND (101) TO THE BUILDING AND LOT MAINTENANCE ACCOUNT (101-950-53300) AND DECLARING AN EMERGENCY. “

ORDINANCE NO. 019-2017 was read by title only by President Graham:

“MAKING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF THREE THOUSAND AND NO/100 DOLLARS (\$3,000.00) FROM UNAPPROPRIATED MONIES IN THE STREET MAINTENANCE AND REPAIR FUND (201) TO THE NEW EQUIPMENT ACCOUNT (201-000-53000) AND DECLARING AN EMERGENCY.”

President Graham noted that ORDINANCE NO. 020-2017 was pulled by its preparer.

ORDINANCE NO. 021-2017 was read by title only by President Graham:

“AUTHORIZING THE TRANSFER OF PROPERTY GENERALLY KNOWN AS THE COMMONS AT ROYAL LANDING AND CERTAIN OTHER ADJACENT PROPERTY TO CONTINENTAL REAL ESTATE COMPANIES OR ITS DESIGNEE TO ACCOMPLISH THE REMEDIATION AND REDEVELOPMENT OF THAT PROPERTY.”

FIRST READING

ORDINANCE NO. 023-2017 was read by title only by President Graham:

“MAKING A FUND TRANSFER FROM PREVIOUSLY UNAPPROPRIATED MONIES IN THE GENERAL FUND (101) TO THE WMPITIE TIF FUND (279) IN THE AMOUNT OF FIFTY-TWO THOUSAND FIVE HUNDRED TWENTY-SEVEN AND 27/100 DOLLARS (\$52,527.27) AND ATTRIBUTING THE AMOUNTS TO THE ACCOUNTS FROM WHICH THEY WERE PAID AND DECLARING AN EMERGENCY.”

ORDINANCE NO. 024-2017 was read by title only by President Graham:

“TO AUTHORIZE THE PROVISION OF A REAL PROPERTY TAX ABATEMENT FOR A NEW PROJECT IN THE AIR SOUTH COMMERCE PARK WITHIN THE POTH ROAD COMMUNITY REINVESTMENT AREA FOR THE PURPOSE OF ENCOURAGING THE CREATION OF NEW JOBS WITHIN THE CITY AND AUTHORIZING THE EXECUTION OF THE RELATED COMMUNITY REINVESTMENT AREA AGREEMENT.”

ORDINANCE NO. 025-2017 was read by title only by President Graham:

“MAKING AND APPROVING A SUPPLEMENTAL APPROPRIATION OF THIRTY THOUSAND AND NO/100 DOLLARS (\$30,000.00) FROM THE WATER SEWER MANDATE IMPROVEMENT FUND (305) TO THE WATER SEWER MANDATE IMPROVEMENT EXPENSE ACCOUNT (305-000-50000) AND DECLARING AN EMERGENCY.”

Mr. Morrison introduced and moved to suspend the rules on Ordinance 025-2017 and Mr. Stahley seconded the motion. There was no discussion. On a roll call vote, the five present members responded in the affirmative and the rules were suspended.

Mr. Morrison then moved to adopt Ordinance No. 025-2017 and Mr. Stahley seconded the motion. There was no discussion. On a roll call vote, the five present members voted in the affirmative and ORDINANCE NO. 025-2017 was adopted.

ORDINANCE NO. 026-2017 was read by title only by President Graham:

“ACCEPTING THE FACT FINDER’S REPORT AND AUTHORIZING THE MAYOR TO ENTER INTO A COLLECTIVELY BARGAINED CONTRACT WITH THE FRATERNAL ORDER OF POLICE OHIO LABOR COUNCIL, INC. AS THE BARGAINING REPRESENTATIVE FOR ALL REGULAR FULL-TIME POLICE RADIO DISPATCHERS FOR A PERIOD OF THREE YEARS FROM JANUARY 1, 2017 THROUGH DECEMBER 31, 2019 AND DECLARING AN EMERGENCY.”

Mr. Stahley introduced and moved to suspend the rules on Ordinance 026-2017 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, the five present members responded in the affirmative and the rules were suspended.

Mr. Stahley then moved to adopt Ordinance No. 026-2017 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, the five present members voted in the affirmative and ORDINANCE NO. 026-2017 was adopted.

ORDINANCE NO. 027-2017 was read by title only by President Graham:

“AMENDING 161.39 OF THE CODIFIED ORDINANCES OF THE CITY OF WHITEHALL, OHIO TITLED ‘COMPENSATION FOR CASUAL AND PERSONAL SERVICE CONTRACT EMPLOYEES IN THE PARKS AND RECREATION DEPARTMENT,’ AND DECLARING AN EMERGENCY.”

Mr. Kantor introduced and moved to suspend the rules on Ordinance 027-2017 and Mr. Stahley seconded the motion. There was no discussion. On a roll call vote, the five present members responded in the affirmative and the rules were suspended.

Mr. Kantor then moved to adopt Ordinance No. 027-2017 and Mr. Stahley seconded the motion. There was no discussion. On a roll call vote, the five present members voted in the affirmative and ORDINANCE NO. 027-2017 was adopted.

RESOLUTION NO. 015-2017 was read by title only by President Graham:

“AUTHORIZING THE CITY ATTORNEY TO ENTER INTO AN AGREEMENT WITH THE LAW FIRM OF ICE MILLER, LLP, AS SPECIAL COUNSEL REGARDING SENATE BILL 331, PROVIDING PAYMENT FOR SUCH SERVICES FROM THE LEGAL DEFENSE ACCOUNT (101-900-51000), AND DECLARING AN EMERGENCY.”

Mr. Rodriguez introduced and moved to suspend the rules on Resolution No. 015-2017 and Mr. Stahley seconded the motion. There was no discussion. On a roll call vote, the five present members responded in the affirmative and the rules were suspended.

Mr. Rodriguez then moved to adopt Resolution No. 015-2017 and Mr. Stahley seconded the motion. There was no discussion. On a roll call vote, the five present members voted in the affirmative and RESOLUTION NO. 015-2017 was adopted.

RESOLUTION NO. 017-2017 was read by title only by President Graham:

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

Mr. Stahley introduced and moved to suspend the rules on Resolution No. 017-2017 and Mr. Morrison seconded the motion. There was no discussion. On a roll call vote, the five present members responded in the affirmative and the rules were suspended.

Mr. Stahley then moved to adopt Resolution No. 017-2017 and Mr. Morrison seconded the motion. There was no discussion. On a roll call vote, the five present members voted in the affirmative and RESOLUTION NO. 017-2017 was adopted.

POLL PUBLIC

There were no comments at this time.

COMMUNITY DATE BOARD

Mayor Maggard stated the State of the Community is tomorrow at 6:30 at Kae Ave. Elementary School. Ms. Conison announced that on April 4 they will be stuffing Easter Eggs at Whitehall Yearling High School and April 8 is the Easter Egg Hunt at John Bishop Park at 10:00 a.m. Mr. Stahley said that there is brunch the same day at 11:00 a.m. at the VFW.

Other events are listed on the City's Website.

POLL COUNCIL

Mr. Kantor thanked everyone for coming. He wanted to give a shout out to his son Michael who will be attending Otterbein. He stated what a good kid he is and how proud of him he is. He hopes to see everyone tomorrow night and wished the Mayor Good Luck.

Mr. Stahley asked Mr. Bivens if he ran four miles with Ms. Bivens on St. Patrick's Day. He congratulated both of them. He congratulated the Shell Station. He stated it was good to see new faces at council.

Mr. Morrison thanked everyone for coming.

Mr. Rodriguez said the reason why he is a customer of the Shell Station is because they are good people and it is amazing the volume of business they run through the place, but they take time for everyone. He said he is immediately usurping all power of the administrative and legislative branch and announcing that today, March 21, 2017, is Scarlett Gracie Rodriguez day in Whitehall for his granddaughter's 2nd Birthday.

Ms. Conison thanked everyone for coming. She asked everyone to go to her facebook page and look at the pictures from the Whitehall Community Celebration Association. She said one of the pictures is at the Shell Station on Christmas. She stated that she and Mr. Stahley presented the Shell Station with a plaque to commend them on their hard work.

President Graham thanked everyone for coming and hopes to see everyone back here in two weeks. He said he hopes to see everyone tomorrow night at the State of the Community address and encouraged everyone to go early to get some hors d'oeuvres.

Having nothing further, Mr. Rodriguez moved to adjourn and Mr. Kantor seconded the motion. On a roll call vote, the five present members responded in the affirmative and the meeting adjourned at 7:28 p.m.

Respectfully submitted,

Mary Freimark, Clerk of Council

APPROVED: _____, 2017.

Jim Graham, President of Council