

WHITEHALL CITY COUNCIL COMMITTEE MEETINGS

AGENDA

TUESDAY, JULY 14, 2020

6:30 P.M. – ADMINISTRATION/COUNCIL OF THE WHOLE MATTERS:

THERE ARE FOUR PIECES OF DRAFT LEGISLATION APPEARING IN THE APPROPRIATE COMMITTEES BELOW.

COMMITTEE OF THE WHOLE LEGISLATION/ISSUES:

DRAFT # 1

RESOLUTION NO. 021-2020 (*Comm. Of the Whole. – 1st reading – ADOPT 07/21/2020– /*)

AUTHORIZING THE MAYOR TO APPLY FOR AND ACCEPT THE FEDERAL FY 2020 COPS COMMUNITY POLICING DEVELOPMENT GRANT AND DECLARING AN EMERGENCY.

WHEREAS, The City is seeking support from the Council of the City of Whitehall to apply for and accept a three hundred seventy-five thousand and no/100 dollars (\$375,000.00) COPS Hiring Program Grant; and

WHEREAS, the City needs legislative approval to accept this grant if it is awarded to the City of Whitehall; and

WHEREAS, the City is applying for funds to pay up to a maximum federal share of one hundred twenty-five thousand and no/100 dollars (\$125,000.00) per officer for three additional police officers for the three-year length of the grant; NOW, THEREFORE,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WHITEHALL, OHIO:

SECTION 1: That the Mayor is hereby authorized to apply for and accept the COPS Hiring Program Grant in the amount of three hundred seventy-five thousand and no/100 dollars (\$375,000.00).

SECTION 2: That this Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, peace, safety and welfare; and for the further reason the City would like to move forward with this program; WHEREFORE, this Resolution shall go into full force and effect immediately upon its passage by the Council of the City of Whitehall and approval by the Mayor.

Requested by Kim Maggard, Mayor

Prepared by Dan Miller, Auditor and Deputy Chief Tracy Sharpless 7/06/2020

Approved as to form: Michael T. Bivens, City Attorney MTB 7/8/2020

STANDING COMMITTEES

ADMINISTRATION AND FINANCIAL MANAGEMENT - Chairperson Bob Bailey

Members: Rodriguez, Morrison & Conison

DRAFT # 2

ORDINANCE NO. 055-2020 (Admin/Fin. Mgmt. – 1st reading – ADOPT 07/21/2020–Bailey/)

APPROVING AND MAKING A SUPPLEMENTAL APPROPRIATION OF TWENTY-ONE THOUSAND THREE HUNDRED AND 00/100 DOLLARS (\$21,300.00) FROM UNAPPROPRIATED MONIES IN THE GENERAL FUND (101) TO THE SELF-FUNDED HEALTH INSURANCE ADMINISTRATIVE EXPENSE ACCOUNT (101.900.51016) AND DECLARING AN EMERGENCY.

WHEREAS, the City is in need of additional monies in the Self-Funded Health Administrative Expense Account, and

WHEREAS, it is advised by the Auditor that it will be necessary to add monies to the Self-Funded Health Administrative Expense Account to ensure adequacy of appropriated monies for the remainder of the 2020 fiscal year; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WHITEHALL, OHIO:

SECTION 1: That the Council of the City of Whitehall approves a supplemental appropriation from the General Fund (101) to the Self-Funded Health Administrative Expense Account (101-900-51016) in the amount of twenty-one thousand three hundred and 00/100 dollars (\$21,300.00).

SECTION 2: That the City Auditor is hereby authorized to draw his warrant upon the Treasurer of the City for these funds for the purpose stated in this ordinance.

SECTION 3: That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, peace, safety and welfare and for further reason that the City has to pay these weekly fees; WHEREFORE, this ordinance shall go into full force and effect immediately upon its passage and approval by the Mayor.

DRAFT # 3

ORDINANCE NO. 056-2020 (*Admin/Fin. Mgmt. – 1st reading – ADOPT 07/21/2020–Bailey /*)

APPROVING AND MAKING A SUPPLEMENTAL APPROPRIATION OF ONE HUNDRED THOUSAND AND 00/100 DOLLARS (\$100,000.00) FROM UNAPPROPRIATED MONIES IN THE GENERAL FUND (101) TO THE UNEMPLOYMENT COMPENSATION ACCOUNT (101-900-51011) AND DECLARING AN EMERGENCY.

WHEREAS, the City laid off several workers from each department; and

WHEREAS, the City has to pay a portion of these employee’s unemployment benefits; and

WHEREAS, THE City did not budget enough for this year’s payment; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WHITEHALL, OHIO:

SECTION 1: That there be and is hereby made a supplemental appropriation in the amount of one hundred thousand and 00/100 dollars (\$100,000.00) from unappropriated monies in the General Fund (101) to the Unemployment Compensation Account (101-900-51011).

SECTION 2: That the City Auditor is hereby authorized to draw his warrant upon the Treasurer of the City for these funds for the purpose stated in this ordinance.

SECTION 3: That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, peace, safety and welfare and for further reason that these funds for this account must be available to meet current expenses; WHEREFORE; this Ordinance shall go into full force and effect immediately upon its passage and approval by the Mayor.

COMMUNITY STANDARDS AND ENFORCEMENT – Chairperson Rodriguez

Members: Kantor, Morrison & Elmore

No drafts or pending legislation.

COMMUNITY AND ELDER ADVOCACY – Chairperson Lori Elmore

Members: Bailey, Rodriguez & Heck

No drafts or pending legislation.

ECONOMIC DEVELOPMENT – Chairperson Larry Morrison

Members: Conison, Rodriguez & Elmore

No drafts or pending legislation.

INFRASTRUCTURE, MAINTENANCE AND SERVICES – Chairperson Jo Anna Heck

Members: Bailey, Morrison & Kantor

DRAFT # 4

ORDINANCE NO. 057-2020 (*Inf., Maint. & Serv – 3rd reading – ADOPT 08/18/2020–Heck/*)

AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT FOR THE COLLECTION, TRANSPORTATION AND DELIVERY FOR DISPOSAL OR PROCESSING OF RESIDENTIAL SOLID WASTE, RECYCLABLE MATERIALS AND YARD WASTE GENERATED WITHIN THE CITY OF WHITEHALL, FRANKLIN COUNTY, OHIO BETWEEN THE CITY OF WHITEHALL AND LOCAL WASTE SERVICES, LTD. AND AMENDING THE CODIFIED ORDINANCES OF THE CITY OF WHITEHALL, OHIO TO ENACT SECTION 933.15 SOLID WASTE AND RECYCLING COLLECTION SYSTEM ADMINISTRATIVE AND OPERATIONAL FEE FIXED RATE.

WHEREAS, pursuant to Sections 715.43 and 3707.43 of the Ohio Revised Code, the City may enter into written contracts with independent contractors to establish collection systems and designate solid waste facilities as may be necessary or appropriate to provide for the safe and sanitary management of solid waste, including recyclable materials and yard waste, generated within the City; and

WHEREAS, it is in the best interests of the City and its residents that the City arrange for the collection, transportation and delivery for disposal or processing of all solid waste, recyclable materials and yard waste generated at residential units, City facilities and during special events located within the City from a single collection contractor on an exclusive basis (“Collection Services”); and

WHEREAS, Section 933.13 of the City of Whitehall Codified Ordinances authorizes the Mayor to prepare specifications and issue a franchise for the collection, transportation and disposal or processing of residential solid waste, recyclable materials and yard waste of residents of the City for a period not to exceed five years; and

WHEREAS, on March 12, 2020 and March 19, 2020, the City, as part of a joint bid process with several communities located within the jurisdiction of the Solid Waste Authority of Central Ohio (“2020 Solid Waste Consortium”), invited, through advertisement in The Daily Reporter, qualified providers of the Collection Services to submit bids to provide such Collection Services; and

WHEREAS, following the April 30, 2020 official opening of the bids by the 2020 Solid Waste Consortium and consideration of bids for Collection Services, the City determined that Local Waste Services, Ltd. is qualified and submitted the lowest and best bid to provide the Collection Services to the City; and

WHEREAS, the City and Local Waste Services, Ltd. have preliminarily agreed upon terms and conditions for the Collection Services in conformance with the bid documents, which allows for: status quo operations; transition to a cart system; billing; and the collection of an administrative and operational fee for implementing and maintaining solid waste and recycling collection containers to be owned by the City; and

WHEREAS, a solid waste and recycling cart collection system provides benefits over the current collection methods utilized by the City by effectively containing solid waste and recyclable materials to improve the sanitation and public health within the City, increasing the recycling volume, allowing for automated collection to improve safety and efficiency, reducing litter and promoting future competitive bids for recycling and waste-hauling services; and

WHEREAS, Council wishes for the City to enter into the *AGREEMENT FOR THE COLLECTION, TRANSPORTATION AND DELIVERY FOR DISPOSAL OR PROCESSING OF RESIDENTIAL SOLID WASTE, RECYCLABLE MATERIALS AND YARD WASTE GENERATED WITHIN THE CITY OF WHITEHALL, FRANKLIN COUNTY, OHIO* (“the Agreement”) with Local Waste Services, Ltd. and implement a cart collection system; and

WHEREAS, there are administrative and operational costs associated with the solid waste and recycling collection system that will be incurred by the City and should be paid by residents benefiting from collection services; and

WHEREAS, the City may, pursuant to the Ohio Constitution Article 18, Section 3 and Sections 715.37 and 715.43 of the Ohio Revised Code, adopt ordinances requiring its residents who accumulate solid waste to use municipal garbage collection services and pay a reasonable fee; and

WHEREAS, the City has determined a monthly fee of \$0.75 per unit is a reasonable amount to fund the administrative and operational costs of the collection system incurred by the City.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WHITEHALL:

SECTION 1: That the Mayor is hereby authorized to execute the Agreement between the City and Local Waste Services, Ltd., which shall be in substantially the same form as Attachment A.

SECTION 2: That this Council further hereby authorizes the Mayor, the Director of Development and Public Service and other appropriate officers of the City to take any other actions as may be necessary and appropriate to execute and carry out the terms of the Agreement, including the implementation of a cart collection system.

SECTION 3: That Section 933.15, Solid Waste and Recycling Collection System Administrative and Operational Fee, of the Codified Ordinances of the City of Whitehall, Ohio is hereby enacted and effective on January 1, 2021 as follows:

933.15 SOLID WASTE AND RECYCLING COLLECTION SYSTEM ADMINISTRATIVE AND OPERATIONAL FEE FIXED RATE

(a) All residential properties shall be charged a monthly fee of \$0.75 per unit for the administration and operation of the solid waste and recycling collection system.

(b) The fee shall be included on the property owner’s bill for the collection, transportation and disposal or processing of residential solid waste, recyclable material and yard waste and shall be due when the other such charges are due.

(c) Exemptions

- (1) A residential property owner that resides in a multiple unit dwelling where the other units of the dwelling are vacant and not used for rental purposes, may request an exemption from the unit charge for the unoccupied units.
- (2) If a residential property owner resides in their own property and that property has been unoccupied for a consecutive period of sixty (60) or more calendar days, the owner may request a fifty percent (50%) discount from the per-unit charge during that time.

(d) The Director of Development and Public Service shall create rules and regulations establishing guidelines for vacant properties.

WHEREFORE, this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Requested and Prepared by: Zach Woodruff, Director of Development and Public Service
Approved as to form: Michael T. Bivens, City Attorney MTB 7/14/2020

ATTACHMENT A

PUBLIC SAFETY – Chairperson Karen Conison
Members: Kantor, Bailey & Heck

No drafts or pending legislation.

PARKS AND RECREATION – Chairperson Wes Kantor
Members: Conison, Elmore & Heck

No drafts or pending legislation.