

WHITEHALL CITY COUNCIL COMMITTEE MEETINGS

AGENDA

TUESDAY, AUGUST 25, 2020

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

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

COMMITTEE OF THE WHOLE LEGISLATION/ISSUES:

DRAFT # 1

ORDINANCE NO. 063-2020 (*Comm. Of the Whole – 2nd reading – ADOPT 09/15/2020– /*)

AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE PUBLIC ENTITIES POOL OF OHIO (PEP), AND DECLARING AN EMERGENCY.

WHEREAS, the City of Whitehall wishes to enter into a contract with the Public Entities Pool of Ohio (PEP) for annual liability coverage; NOW, THEREFORE,

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

SECTION 1: The Council of the City of Whitehall, Ohio, hereby determines it to be necessary to enter into a contract with Public Entities Pool of Ohio (PEP) for the vehicles, property, general and public official liability and law enforcement coverage for the City of Whitehall, Ohio.

SECTION 2: The Mayor of the City of Whitehall is hereby authorized to enter into a contract with Public Entities Pool of Ohio (PEP) for vehicle, property, general and public official liability and law enforcement coverage for the City of Whitehall, Ohio. The insurance premium for October 3, 2020 to October 2, 2021 term coverage for the City of Whitehall not to exceed one hundred and fifty thousand dollars (\$150,000.00).

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 the further reason the term of the city's current vehicle, property, general and public official liability and law enforcement coverage for the City of Whitehall end on October 2, 2020; WHEREFORE, This Ordinance shall go into full force and effect immediately upon its passage and approval by the Mayor.

STANDING COMMITTEES

ADMINISTRATION AND FINANCIAL MANAGEMENT - Chairperson Bob Bailey

Members: Rodriguez, Morrison & Conison

DRAFT # 2

RESOLUTION NO. 028-2020 (Admin/Fin. Mgmt. – 1st reading – ADOPT 09/01/2020–Bailey/)

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

WHEREAS, O.R.C. 5705.41(D)(1) states that “then and now” certificates of three thousand dollars and no/100 (\$3,000.00) and more must be approved by resolution or ordinance within thirty days of receipt of the “then and now” certificate, and

WHEREAS, the City has processed the following “then and now” certificate over the sum of three thousand dollars and now this certificate requires approval by City Council; and

WHEREAS, the Auditor of the City of Whitehall, Ohio has determined that, at the time of the making and execution of the certificate, a sufficient sum was appropriated by Council for the purpose of the requisition, and is currently deposited in the treasury and allocated to the appropriate account and free from any previous encumbrances; NOW, THEREFORE,

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

SECTION 1: That the City Council does hereby approve the following “then and now” certificate:

<u>Requisition</u>	<u>Vendor</u>	<u>Amount</u>	<u>Order Date</u>	<u>Purchase Purpose</u>
#2020-Pol-00082-A	Leo Meyers Inc.	\$ 4,274.76	6/18/2020-7/10/2020	Uniforms
#2020-Service-00257-A	City of Columbus	\$19,000.00	7/21/2020	Traffic Signal Maintenance

SECTION 2: That the City Council of the City of Whitehall, Ohio, lawfully appropriated this expenditure which the expense originated.

SECTION 3: That this Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare; and for the further reason that O.R.C. 5705.41(D)(1) requires that “then and now” certificates of three thousand dollars and more be approved by the legislative body by resolution or ordinance within thirty days of receipt of the “then and now” certificate; 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.

SECOND READING:

ORDINANCE NO. 061-2020 (*Admin/Fin. Mgmt. – 2nd reading – ADOPT 09/01/2020–Bailey/Morrison*)

APPROVING AND MAKING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF FORTY THOUSAND AND NO/100 DOLLARS **(\$40,000.00)** FROM UNAPPROPRIATED MONIES IN THE GENERAL FUND 101 TO THE INCOME TAX REFUNDS EXPENSE ACCOUNT (101.350.57000) AND DECLARING AN EMERGENCY.

COMMUNITY STANDARDS AND ENFORCEMENT – Chairperson Rodriguez

Members: Kantor, Morrison & Elmore

DRAFT # 3

ORDINANCE NO. 064-2020 (*Comm. Stand. & Enf. – 1st reading – ADOPT 09/01/2020–Rodriguez/*)

AUTHORIZING AND APPROVING THE ADOPTION OF 505.23 “FEEDING OF WATERFOWL PROHIBITED” TO THE CODIFIED ORDINANCES OF THE CITY OF WHITEHALL, OHIO AND DECLARING AN EMERGENCY.

WHEREAS, the feeding of waterfowl increases the potential for damage and contamination to lands and increases the potential for the spread of disease to residents. In addition, it is the intent of this chapter to protect the welfare of the waterfowl themselves, since wildlife studies have shown that the feeding of waterfowl can interrupt their normal migration patterns, cause nutritional problems to the waterfowl and promote the spread of serious waterfowl diseases such as avian influenza, avian cholera and botulism and; NOW, THEREFORE,

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

SECTION 1: That the Council of the City of Whitehall, Ohio authorizes and approves the addition and adoption of 505.23 Feeding of Waterfowl Prohibited to the codified ordinances of the City of Whitehall in the following manner;

505.23 FEEDING OF WATERFOWL PROHIBITED.

No person shall feed, cause to be fed, or provide for domestic or migratory waterfowl within the City of Whitehall and no person shall create or foster any condition, or allow any condition to exist or continue, which results in a congregation or congestion of domestic or migratory waterfowl in residential areas of the City of Whitehall.

- (A) Definitions. For the purposes of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.
- (1) DOMESTIC WATERFOWL. Non-native ducks, geese, swans, nor retained in agricultural operations.
 - (2) FEED OR FEEDING. The act of or furnishing of food or other sustenance.
 - (3) MIGRATORY WATERFOWL. Migration occurs, and waterfowl is considered to be migratory, when large portions of a bird species make regular annual movements between two or more places. Often this migration occurs due to annual temperature changes which affect food resources and breeding opportunities.
 - (4) NON-MIGRATORY WATERFOWL. Waterfowl that may fly large distances within a day, but return to a particular area by night. Such species can spend their entire lives in one area.

- (5) RESIDENT CANADA GEESE. Canada Geese that nest within the conterminous United States and/or Canada Geese, or domestic waterfowl on any public or private property within the boundaries of the city. Exceptions to this will only be granted through state and/or federal permitting processes.

SECTION 2: 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 the further reason the reduce the potential for the spread of illness and/or disease to residents, as well as protecting sidewalks, streets and soil against immense amounts of waterfowl feces; WHEREFORE, this Ordinance shall go into full force and effect immediately upon its passage and approval by the Mayor.

Requested and Prepared by: Kim Maggard, Mayor
Approved as to form: Michael T. Bivens, City Attorney MTB 8/19/2020

**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**

No drafts or pending legislation.

**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.