

WHITEHALL COUNCIL COMMITTEES

MINUTES – September 22, 2020

Council President Potter called the September 22, 2020 Council Committees' meeting to order at 6:30 p.m.

The following members of council and the administration were present:

Members of the Administration

Council President Thomas Potter
Mayor Kim Maggard
Development Director Zach Woodruff
Econ. Dev. Manager Jenna Goehring

Council Members

Chris Rodriguez
Wes Kantor
Larry Morrison
Karen Conison
Bob Bailey

COMMITTEE OF THE WHOLE

There was no discussion in Committee of the Whole.

ADMINISTRATION AND FINANCIAL MANAGEMENT

Chairperson Bailey opened at 6:30 p.m. and addressed the legislation in his committee, as follows:

ORDINANCE NO. 072-2020 - DRAFT # 1

PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN THE MAXIMUM PRINCIPAL AMOUNT OF \$1,805,000, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PROVIDING FUNDS TO PAY THE COSTS OF A COURT-APPROVED FINAL SETTLEMENT OF CLAIMS MADE BY THE CITY IN THE CASE OF THE CITY OF WHITEHALL OHIO ET AL VS OLANDER, THOMAS J ET AL, CASE NO. 2007 EVH 060217 IN FRANKLIN COUNTY MUNICIPAL COURT; AND DECLARING AN EMERGENCY.

Director Woodruff said he would speak to Draft # 1 and 2. These are the two notes that the City took out in 2018. If you recall, the plan at the time was to do these one year notes, where we do interest only payment as we worked to develop the Woodcliff property. This is the second time that we are rolling these over because they are one year notes and they come due at the end of the year. There was some conversation and they will get into it later this meeting, regarding the development agreement and our partnership with NR and how that was playing a role into these pieces of legislation, as well as some conversation with our legal counsel about whether or not given the nature of the development these would still qualify as federally tax exempt or if they needed to be transitioned to taxable notes. Ultimately, after some legal research our folks came back and said the large one can be tax exempt so that is the reason that it took so long to get here because we had to finalize the development agreement and our partnership with NR and to get those other legal questions answered. As he mentioned in the beginning of this, these are one year notes so the one year notes we took last year are coming due. The reason he has asked for passage on the first reading is so our outside counsel can get into the bond market prior to last year's notes coming due. We do not need to be paying 11 million dollars and some change at the end of the year. He would categorize both of these pieces as housekeeping but again going with what we have done in previous years.

(Admin/Fin. Mgmt. – 1st reading – ADOPT 10/06/2020–Bailey/Rodriguez)

ORDINANCE NO. 073-2020 - DRAFT # 2

PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN THE MAXIMUM PRINCIPAL AMOUNT OF \$9,840,000, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING THE

COSTS OF THE ACQUISITION BY THE CITY OF A PORTION OF AN APPROXIMATELY 37-ACRE PARCEL IN THE NORTHEAST CORNER OF HAMILTON ROAD AND EAST BROAD STREET, ALL IN SUPPORT OF ECONOMIC DEVELOPMENT AND JOB CREATION WITHIN THE CITY THAT WILL RESULT IN THE ELIMINATION OF BLIGHT AND NUISANCE ON AND AROUND THE ACQUIRED PROPERTY; AND DECLARING AN EMERGENCY.

Chairperson Bailey said to Director Woodruff, at first blush and not having a lot of time to look this over yet, the numbers do not seem to line up with some of the documents they were given. He does not know if he is missing something and maybe Director Woodruff could explain some of that a little later.

Director Woodruff asked what numbers would he be referring to?

Chairperson Bailey said he could not be specific but in the first one there was a difference in the letter of one hundred-thousand dollars and later he saw another one hundred-thousand-dollar entry in the body of the legislation.

Director Woodruff said any of that would just be related to the cost of the issuance and we will have this specific conversation later as it relates to the development. We are capitalizing the interest payment this year so we are not making a payment in 2020 and we will essentially make two payments in 202

(Admin/Fin. Mgmt. – 1st reading – ADOPT 10/06/2020–Bailey/Morrison)

ORDINANCE NO. 074-2020 - DRAFT # 3

APPROVING AND MAKING A SUPPLEMENTAL APPROPRIATION OF FOUR THOUSAND AND N0/100 DOLLARS (\$4,000.00) FROM UNAPPROPRIATED MONIES IN THE LAW ENFORCEMENT TRUST FUND (241) TO THE LAW ENFORCEMENT TRUST FUND EXPENSE ACCOUNT (241-000-50000) AND DECLARING AN EMERGENCY.

Chairperson Bailey said this is basically to dispose of property in what is a legally prescribed manner by means of an incinerator and apparently we have to go to a third party. He is curious as to where not that it is important.

Mayor Maggard said this is basically about property that are drugs that they have confiscated and taken in as evidence and those need to be disposed of very carefully. She will get the name for Mr. Bailey and send it to him. She asked that this be passed on first reading so they can get the property room cleaned out.

(Admin/Fin. Mgmt. – 1st reading – ADOPT 10/06/2020–Bailey/Conison)

ORDINANCE NO. 075-2020 - DRAFT # 4

APPROVING AND MAKING A SUPPLEMENTAL APPROPRIATION OF SIX THOUSAND FOUR HUNDRED AND N0/100 DOLLARS (\$6,400.00) FROM UNAPPROPRIATED MONIES IN THE LAW ENFORCEMENT TRUST FUND (241) TO THE LAW ENFORCEMENT TRUST FUND EXPENSE ACCOUNT (241-000-50000) AND DECLARING AN EMERGENCY.

Chairperson Bailey said this is to submit grand jury packets on all felony cases and the interface that he is requesting would reduce the time required to submit these cases to Franklin county. He feels that this will result in better efficiency and he does agree with Chief Crispen.

(Admin/Fin. Mgmt. – 1st reading – ADOPT 10/06/2020–Bailey/Conison)

ORDINANCE NO. 076-2020 - DRAFT # 5

APPROVING AND MAKING A SUPPLEMENTAL APPROPRIATION OF THREE HUNDRED TWENTY-FOUR THOUSAND AND N0/100 DOLLARS (\$324,000.00) FROM UNAPPROPRIATED MONIES IN THE LAW ENFORCEMENT TRUST FUND (241) TO THE LAW ENFORCEMENT TRUST FUND EXPENSE ACCOUNT (241-000-50000) AND DECLARING AN EMERGENCY.

Chairperson Bailey said this is a SWAT response vehicle and he thinks that it clearly demonstrates Councils support for our Police department.

Mayor Maggard said the last time we had a new SWAT vehicle was under Mayor John Wolfe and that was also purchased with law enforcement trust fund money. That has been about twelve years ago. This vehicle has an outer shell that is bullet proof and it will protect the team and also civilians from all types of things coming their way. We ask for passage so we can do this so that we can respond safely to catastrophic incidents and natural disasters.

(Admin/Fin. Mgmt. – 1st reading – ADOPT 10/06/2020–Bailey/Conison)

RESOLUTION NO. 035-2020 - DRAFT # 6

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

(Admin/Fin. Mgmt. – 1st reading – ADOPT 10/06/2020–Bailey/Rodriguez)

SECOND READING:

ORDINANCE NO. 061-2020 *(Admin/Fin. Mgmt. – 2nd reading – ADOPT 10/06/2020–Bailey/Morrison)*

APPROVING AND MAKING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF SEVENTY THIRTY THOUSAND AND NO/100 DOLLARS (\$70,000.00) ~~(30,000.00)~~ FROM UNAPPROPRIATED MONIES IN THE GENERAL FUND 101 TO THE INCOME TAX REFUNDS EXPENSE ACCOUNT (101.350.57000) AND DECLARING AN EMERGENCY.

Chairperson Bailey said this is a supplement appropriation and the dollar amount has been changed for thirty thousand to seventy thousand and they are going to need a motion to amend this legislation at the next meeting.

Having no further business, Chairperson Bailey closed at 6:41 p.m.

COMMUNITY STANDARDS AND ENFORCEMENT

Chairperson Rodriguez opened at 6:41 p.m. and said there are no drafts or pending legislation on the agenda.

There was no discussion in Community Standards and Enforcement.

Having nothing further, Chairperson Rodriguez closed at 6:41 p.m.

COMMUNITY AND ELDER ADVOCACY

Chairperson Bailey opened at 6:41 p.m. and said there are no drafts or pending legislation on the agenda.

There was no discussion in Community and Elder Advocacy.

Having no further business, Chairperson Bailey closed at 6:42 p.m.

INFRASTRUCTURE, MAINTENANCE AND SERVICE

Chairperson Bailey opened at 6:42 p.m. and said there are no drafts or pending legislation on the agenda.

There was no discussion in Infrastructure, Maintenance and Service.

Having nothing further, Chairperson Bailey closed at 6:42 p.m.

PUBLIC SAFETY

Chairperson Conison opened at 6:42 p.m. and said there are no drafts or pending legislation on the agenda.

Chairperson Conison said the City has hired a new Assistant Fire Chief. That is so wonderful.

Having nothing further, Chairperson Conison closed at 6:43 p.m.

PARKS AND RECREATION

Chairperson Kantor opened at 6:43 p.m. and said there are no drafts or pending legislation on the agenda.

Chairperson Kantor said he spoke with Director Sorrell today. They had their ice cream drive thru today at the senior center. They had ninety-five people come through. That was a good turnout. They have all the signs posted at Orton Davis/John Bishop Park for the social distancing. The basketball rims have been put in place. They are trying really hard to enforce social distancing at the Whitehall Youth football games. It is a tough process right now.

Having nothing further, Chairperson Kantor closed at 6:44 p.m.

ECONOMIC DEVELOPMENT

Chairperson Morrison opened at 6:44 p.m. and addressed the legislation in his committee, as follows:

RESOLUTION NO. 033-2020

APPROVING THE RECOMMENDATIONS OF THE CITY OF WHITEHALL TAX INCENTIVE REVIEW COUNCIL FOR TAX YEAR 2019.

There was no discussion in Economic Development.

(Econ. Dev. – 3rd reading – ADOPT 10/20/20–Morrison/Kantor)

Having nothing further, Chairperson Morrison closed at 6:45 p.m.

President Potter advised that he would like a motion to adjourn to executive session pursuant to Ohio Revised Code Section 121.22 (g)(2) to consider the purchase of property for public purposes, or for sale of property at competitive bidding, if premature disclosure of information would give unfair competitive or bargaining advantage to a person whose personal, private interest is adverse to the general public interest. No member of a public body shall use division (G)(2) of this section as a subterfuge for providing covert information

to prospective buyers or sellers. Mr. Bailey so moved and Mr. Rodriguez seconded the motion. A roll call was taken and all members voted in the affirmative and the meeting adjourned to executive session at 6:45 p.m. The meeting reconvened at 7:12 p.m.

Meeting adjourned at 7:12 p.m.

Respectfully submitted,

Julie A. Ogg, Clerk of Council