

WHITEHALL CITY COUNCIL COMMITTEE MEETINGS

AGENDA

TUESDAY, JANUARY 28, 2020

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**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:**

No drafts or pending legislation.

**STANDING COMMITTEES**

**ADMINISTRATION AND FINANCIAL MANAGEMENT - Chairperson Bob Bailey**

**Members: Rodriguez, Morrison & Conison**

**DRAFT # 1**

**ORDINANCE NO. 007-2020** (*Admin/Fin. Mgmt. – 1st reading – ADOPT 02-04-2020– Bailey/*)

APPROVING AND MAKING AN APPROPRIATION OF FIVE HUNDRED THOUSAND AND NO/100 DOLLARS (\$500,000.00) FROM UNAPPROPRIATED MONIES IN THE OPWC-ISSUE 2 FUND (309) TO THE NORTH YEARLING RD IMPROVEMENT LOAN EXPENSE ACCOUNT (309.000.54500) AND DECLARING AN EMERGENCY.

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WHEREAS, the Council of the City of Whitehall passed the annual appropriation ordinance for Special Revenue, Internal Service, and Fiduciary Accounts on Dec. 18 2019; and

WHEREAS, an appropriation for the North Yearling Rd Improvement Loan Fund was under funded in that legislation; and

WHEREAS, certain that this account will have deposits received directly or by transfer during the calendar year 2020, thereby requiring an appropriation before disbursement for the intended purpose and requiring that monies be appropriated at this time; 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 an appropriation from the OPWC-Issue 2 Fund (309) to the North Yearling Rd Improvement Loan Expense Account (309-000-54500) in the amount of five hundred thousand and no/100 dollars (\$500,000.00).

**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.

**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 that the city needs to purchase bulletproof vest at this time; WHEREFORE, this Ordinance shall go into full force and effect immediately upon its passage and approval by the Mayor.

Requested and Prepared by: Dan Miller, City Auditor 1/28/2020  
 Approved as to form: Michael T. Bivens, City Attorney MTB 01/28/2020

**DRAFT # 2**  
**RESOLUTION NO. 002-2020** (*Admin/Fin. Mgmt. – 1st reading – ADOPT 02-04-2020– Bailey/*)

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

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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--00015-A	Lexis Nexis	\$ 9,961.92	11/30/2019	Annual License Fee
#2020-Police-00015-A	Creative Spot	\$10,500.00	1/03/2020	Recruiting Video
#2020-Service-00088-A	TCF National Bank	\$ 5,077.00	12/29/2019	Street Sweeper
#2020-Auditor-00165-A	BWC	\$31,830.00	01/24/2020	BWC True up

**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.

Requested and Prepared by: Dan Miller, City Auditor 1/24/2020  
 Approved as to form: Michael T. Bivens, City Attorney MTB 1/27/2020

**COMMUNITY STANDARDS AND ENFORCEMENT – Chairperson Rodriguez**

**Members: Kantor, Morrison & Elmore**

**SECOND READING:**

**ORDINANCE NO. 002-2020** (*Comm. Stand & Enf. – 3rd reading – ADOPT 02-18-2020–Rodriguez/Kantor*)

AMENDING SECTION 903.32 PARKING OF MOTOR VEHICLES ON LAWNS PROHIBITED TO INCLUDE REAR YARDS.

**ORDINANCE NO. 003-2020** (*Comm. Stand & Enf. – 3rd reading – ADOPT 02-18-2020–Rodriguez/Morrison*)

AMENDING SECTION 1126.13, LIMITATION OF PARKING IN RESIDENTIAL DISTRICTS TO ADD A LOT MAXIMUM FOR IMPERVIOUS PARKING AREA.

**ORDINANCE NO. 004-2020** (*Comm. Stand & Enf. – 3rd reading – ADOPT 02-18-2020–Rodriguez/Elmore*)

AMENDING SECTION 1123.10 (C) TITLED GENERAL COMMERCE DISTRICT SPECIAL PERMIT USES IN THE CODIFIED ORDINANCES OF THE CITY OF WHITEHALL TO ADD BREWERY AND DISTILLERY FACILITIES.

**ORDINANCE NO. 005-2020** (*Comm. Stand & Enf. – 3rd reading – ADOPT 02-18-2020–Rodriguez/Kantor*)

AMENDING 1125.17 (d) STORAGE OF GARBAGE AT NONRESIDENTIAL STRUCTURES OF THE CODIFIED ORDINANCES OF THE CITY OF WHITEHALL.

**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**

**DRAFT #3**

**ORDINANCE NO. 006-2020** (*Econ. Dev.– 3rd read – ADOPT 03-04-2020 –Morrison/*)

**Refer to Planning Commission 02/06/2020 & Public Hearing on 03/03/2020**

AMENDING THE ZONING MAP ATTACHED TO CHAPTER 1122 OF THE 1970 CODIFIED ORDINANCES OF THE CITY OF WHITEHALL, OHIO AND AS SUBSEQUENTLY AMENDED, ALLOWING A SPECIAL PERMIT UNDER 1123.10(c)(37) TO ALLOW BUZZSAW BREWING COMPANY TO OPERATE A BREWERY FACILITY ON THE PROPERTY LOCATED AT 951 A & B ROBINWOOD AVENUE, PARCEL 090-000311-00, PROPERTY OWNED BY CHARTER PROPERTIES.

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WHEREAS, Council has received an application from Buzzsaw Brewing Company seeking a special permit under Section 1123.10(c)(37) of the Codified Ordinances of the City of Whitehall to operate a manufacturing, distribution and sale brewery facility on a property located at 951 A & B Robinwood Avenue;

WHEREAS, this Ordinance was referred to the Planning Commission (Case No. 793), which reported \_\_\_\_\_ on said request; and

WHEREAS, Council has held a Public Hearing after due notice according to law; NOW, THEREFORE,

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

**SECTION 1:** That the Zoning Map attached to Chapter 1122 of the 1970 Codified Ordinances of the City of Whitehall, Ohio and as subsequently amended, be and the same is hereby amended by allowing a special permit under Section 1123.10(c)(37) to allow Buzzsaw Brewing Company to operate a manufacturing, distribution and sale brewery facility on a property located at 951 A & B Robinwood Avenue.

**SECTION 2:** That the Director of Public Service be and is hereby authorized and directed to proceed with the prescribed ordinance directing the City Engineer to change the Official Zoning Map of the City of Whitehall.

**SECTION 3:** That this Ordinance shall go into full force and effect at the earliest date permitted by law.

Requested by: Jenna Goehring, Economic Development Manager  
Prepared by: Jenna Goehring, Economic Development Manager  
Approved as to form: City Attorney Michael Bivens *MTB* 1/28/2020

**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.