

WHITEHALL CITY COUNCIL
AGENDA MEETING MINUTES

June 18, 2019

President Graham called the June 18, 2019 agenda meeting to order at 6:30 p.m. All members were present with the exception of Mr. Bailey.

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

The meeting adjourned at 6:35 p.m.

Respectfully submitted,

Julie A. Ogg, Clerk of Council

APPROVED: _____, 2019.

Jim Graham, Council President

WHITEHALL CITY COUNCIL MEETING

MINUTES – June 18, 2019

President Graham called the regular meeting of Whitehall City Council to order at 7:00 p.m. on Tuesday, June 18, 2019.

At President Graham's request, everyone rose for a moment of silence. Those assembled then recited the Pledge of Allegiance.

On roll call by the clerk, the following members of council were present:

Lori Elmore
Karen Conison
Wes Kantor
Jo Anna Heck
Larry Morrison
Chris Rodriguez

Ms. Elmore moved to excuse the absent members and Mr. Rodriguez seconded the motion. There was no discussion. On a roll call vote, all members responded in the affirmative and Mr. Bailey was excused.

APPROVAL OF MINUTES

Mr. Kantor moved to approve the Minutes of the June 04, 2019, agenda and regular meeting and the June 11, 2019, agenda and emergency special meeting minutes. Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all members responded in the affirmative and the minutes were approved as submitted.

POLL PUBLIC

State Senator Tina Maharath, Third Senate District who resides in Canal Winchester, Ohio stated her sister lives at 4320 Yearling Circle. She introduced herself to council and stated they are working on the operating budget and she is working hard for the city of Whitehall. She will ensure that the city receives adequate local government funding as well as adequate school funding. She said she had been in contact with each member of council and she can be reached through her office anytime.

STANDING COMMITTEE REPORTS

Administration and Financial Management – President Graham reported that the committee met last Tuesday and their minutes are on file. They will meet again next week, sometime after 6:30 p.m.

Community and Elder Advocacy – Chairperson Elmore reported that they met last Tuesday and their minutes are on file. They have no pending legislation and they will meet 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 – Chairperson Heck reported that they met last Tuesday and their minutes are on file. They have no drafts or pending legislation on the agenda tonight. They will meet next week, sometime after 6:30 p.m.

Public Safety – 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.

Parks and Recreation – Chairperson Kantor reported that they met last Tuesday and their minutes are on file. They will meet next week, sometime after 6:30 p.m.

OFFICIALS' REPORTS

Mayor Kim Maggard – she welcomed everyone and said that on June 24, 2019 the city will be opening the sidewalk/driveway approach replacement and repair program. Full information is on the city's website. July 3, 2019 is the night of the fireworks display and Lorena Lacey will be singing the National Anthem to kick off the fireworks. July 4, 2019 is the city's annual parade.

City Attorney Michael Bivens – he thanked the audience for their attendance. He states he has received comments and concerns about Rose's parking lot and that he has been in touch with the owners and is giving the management company time to make the necessary repairs before we proceed. The City Attorney's office is managing two civil cases in federal court at this time.

City Auditor Dan Miller – he had no official report. He asked for favorable consideration on Ordinances 075-2019 and Resolution 031-2019.

Public Safety Director Van Gregg – he had no official report.

Treasurer Steve Quincel – he said that each council member should have a copy of the Treasurers Investment Report for the end of May 2019. He wanted to bring attention to a situation that the city has been experiencing throughout the whole year. As you can see, Star Ohio investments are circled and we are experiencing an inverted yield curve. We could experience this the remainder of the summer. Red Tree is doing the best they can for the city by looking out for our best interest but we have to wait until the investments mature. He just wanted to bring it to council's attention.

President Graham – advised there were no official's reports filed in the council office since last meeting.

COMMUNICATIONS, PETITIONS AND CLAIMS:

1. Minutes from the May 8, 2019 Parks & Recreation Commission Meeting.
2. Agenda for the June 12, 2019 Parks & Recreation Commission Meeting.
3. Minutes from the June 6, 2019 Whitehall Planning Commission Meeting.

PUBLIC HEARING:

ORDINANCE NO. 063-2019 was read by title only by President Graham:

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)(1) TO ALLOW CAPTAIN D'S LLC TO OPERATE A DRIVE-IN WINDOW AND DRIVE-THROUGH FACILITIES ON THE PROPERTY LOCATED AT 3646 E. MAIN ST., PROPERTY OWNED BY WHITEHALL RETAIL VENTURES LTD.

President Graham opened the public hearing on Ordinance No. 063-2019 at 7:17 p.m.

John Odom, Project Architect for Captain D's, 99 Meadowbrook Country Club Estates, Ballwin, MO 63011 gave a brief overview of the project. This will be a corporate Captain D's location and not a franchise location. The building is going to be a corporate prototype for Captain D's as there have only been three others built like it. This location will have a drive thru facility.

At this time, Mr. Odom answered questions from council members.

After confirming there were no additional proponents and no opponents, President Graham closed the public hearing at 7:29 p.m.

ORDINANCE NO. 064-2019 was read by title only by President Graham:

AMENDING THE ZONING MAP ATTACHED TO CHAPTER 1122 OF THE 1970 CODIFIED ORDINANCES OF THE CITY OF WHITEHALL, OHIO AND AS SUBSEQUENTLY AMENDED, CHANGING THE ZONING ON PROPERTY LOCATED ON ROBINWOOD AVE, PARCEL NUMBERS 090-000446, 090-000645, 090-005472, 090-002169, 090-002178, FROM OFFICE DISTRICT (OD) AND RESIDENTIAL (R-3) TO PLANNED APARTMENT DISTRICT (PAD), PROPERTY OWNED BY SAGI REALTY INC.

Mr. Rodriguez moved to table the public hearing on Ordinance No. 064-2019 to the July 2, 2019 meeting and Mr. Morrison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 064-2019 was tabled until July 2, 2019.

ORDINANCE NO. 065-2019 was read by title only by President Graham:

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)(1) TO ALLOW ROBERT WEILER COMPANY TO OPERATE A DRIVE-IN WINDOW AND DRIVE-THROUGH FACILITIES ON THE PROPERTY LOCATED AT 3861 E. BROAD ST. PARCEL #090-008384, PROPERTY OWNED BY SAGI REALTY LTD.

Mr. Rodriguez moved to table the public hearing on Ordinance No. 065-2019 to the July 2, 2019 meeting and Mr. Morrison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 065-2019 was tabled until July 2, 2019.

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. On a roll call vote, all members responded in the affirmative.

THIRD READING:

ORDINANCE NO. 063-2019 *was read by title only by President Graham:*

PUBLIC HEARING JUNE 18, 2019

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)(1) TO ALLOW CAPTAIN D'S LLC TO OPERATE A DRIVE-IN WINDOW AND DRIVE-THROUGH FACILITIES ON THE PROPERTY LOCATED AT 3646 E. MAIN ST., PROPERTY OWNED BY WHITEHALL RETAIL VENTURES LTD.

Mr. Rodriguez introduced and moved to adopt Ordinance No. 063-2019 and Mr. Morrison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 063-2019 was adopted.

ORDINANCE NO. 064-2019 *was read by title only by President Graham:*

PUBLIC HEARING JUNE 18, 2019

AMENDING THE ZONING MAP ATTACHED TO CHAPTER 1122 OF THE 1970 CODIFIED ORDINANCES OF THE CITY OF WHITEHALL, OHIO AND AS SUBSEQUENTLY AMENDED, CHANGING THE ZONING ON PROPERTY LOCATED ON ROBINWOOD AVE, PARCEL NUMBERS 090-000446, 090-000645, 090-005472, 090-002169, 090-002178, FROM OFFICE DISTRICT (OD) AND RESIDENTIAL (R-3) TO PLANNED APARTMENT DISTRICT (PAD), PROPERTY OWNED BY SAGI REALTY INC.

Ordinance No. 064-2019 was tabled until July 2, 2019.

ORDINANCE NO. 065-2019 *was read by title only by President Graham:*

PUBLIC HEARING JUNE 18, 2019

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)(1) TO ALLOW ROBERT WEILER COMPANY TO OPERATE A DRIVE-IN WINDOW AND DRIVE-THROUGH FACILITIES ON THE PROPERTY LOCATED AT 3861 E. BROAD ST. PARCEL #090-008384, PROPERTY OWNED BY SAGI REALTY LTD.

Ordinance No. 065-2019 was tabled until July 2, 2019.

SECOND READING:

RESOLUTION NO.026-2019 *was read by title only by President Graham:*

ADOPTING THE TAX BUDGET FOR THE CITY OF WHITEHALL, OHIO, FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2020 AND SUBMITTING SAME TO THE COUNTY AUDITOR AND DECLARING AN EMERGENCY.

RESOLUTION NO. 027-2019 *was read by title only by President Graham:)*

AUTHORIZING THE MAYOR TO ACCEPT TITLE TO PARCEL NUMBER 090-000526, 200-206 WOODCLIFF DRIVE, FROM THE WHITEHALL COMMUNITY IMPROVEMENT CORPORATION LOCATED WITHIN THE CITY OF WHITEHALL AND PAY ALL FEES ASSOCIATED WITH THE TRANSFER OF PROPERTY.

RESOLUTION NO. 028-2019 *(was read by title only by President Graham:*

AUTHORIZING THE MAYOR TO ACCEPT TITLE TO PARCEL NUMBERS 090-002509 & 090-002510, 257 S. YEARLING RD. FROM THE WHITEHALL COMMUNITY IMPROVEMENT CORPORATION LOCATED WITHIN THE CITY OF WHITEHALL AND PAY ALL FEES ASSOCIATED WITH THE TRANSFER OF PROPERTY.

FIRST READING:

ORDINANCE NO. 075-2019 *was read by title only by President Graham:*

AUTHORIZING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF ONE HUNDRED THOUSAND AND NO/DOLLARS (\$100,000.00) FROM UNAPPROPRIATED MONIES IN THE GENERAL FUND (101) TO THE PROPERTY ACQUISITION AND MAINTENANCE ACCOUNT (101.950.59850) AND DECLARING AN EMERGENCY.

Mr. Rodriguez introduced and moved to suspend the rules on Ordinance No. 075-2019 and Mr. Morrison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 075-2019 was suspended.

Mr. Rodriguez then moved to adopt Ordinance No. 075-2019 and Mr. Morrison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 075-2019 was adopted.

ORDINANCE NO. 076-2019 *was read by title only by President Graham:*

PUBLIC HEARING 07-16-19

AMENDING THE ZONING MAP ATTACHED TO CHAPTER 1122 OF THE 1970 CODIFIED ORDINANCES OF THE CITY OF WHITEHALL, OHIO AND AS SUBSEQUENTLY AMENDED, CHANGING THE ZONING ON PROPERTY LOCATED ON 836 S. HAMILTON RD., PARCEL NUMBER 090-000138, FROM OFFICE DISTRICT (OD) TO GENERAL COMMERCE DISTRICT (GCD) PROPERTY OWNED DEZALOVSKY INVESTMENTS, LLC.

ORDINANCE NO. 077-2019 *was read by title only by President Graham:*

AUTHORIZING THE EXECUTION AND DELIVERY OF A COMMUNITY REINVESTMENT AREA AGREEMENT BETWEEN THE CITY AND THE ROBERT WEILER COMPANY OR ITS DESIGNEE.

RESOLUTION NO. 030-2019 was read by title only by President Graham:

AUTHORIZING THE MAYOR TO ENTER INTO A PURCHASE AGREEMENT AND ACCEPT TITLE TO PARCEL NUMBERS 090-001794 & 090-005410, 4775 E. BROAD STREET, FROM SUN PLAZA, LTD. LOCATED WITHIN THE CITY OF WHITEHALL AND PAY ALL FEES ASSOCIATED WITH THE TRANSFER OF PROPERTY.

RESOLUTION NO. 031-2019 was read by title only by President Graham:

RESOLVING TO APPROVE "THEN AND NOW" CERTIFICATES AND DECLARING AN EMERGENCY.

Mr. Rodriguez introduced and moved to suspend the rules on Resolution No. 031-2019 and Ms. Heck seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Resolution No. 031-2019 was suspended.

Mr. Rodriguez then moved to adopt Resolution No. 031-2019 and Ms. Heck seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Resolution No. 031-2019 was adopted.

POLL PUBLIC

Michole Spicer, 4227 Rickenbacker Ave. #606, Whitehall, OH 43213 inquired about having sidewalks on every street in Whitehall.

Mayor Maggard answered by saying it would take 40 – 50 million dollars.

Michole Spicer, 4227 Rickenbacker Ave. #606, Whitehall, OH 43213 the asked if the city had thought about having an emergency fund to help residents with rent and utility payments.

Mayor Maggard stated it would be difficult in deciding who would be eligible for the funds. The county already has programs in place to help those in need of rent and utility help and non-profit organizations are ready to help if necessary.

President Graham stated the utility companies have programs also.

COMMUNITY DATE BOARD

Chairperson Elmore said Employment for Senior's is having a hiring event on June 25, 2019 with the hours being 9:30 to 11:30 a.m. with Campus Park. The City of Whitehall website has a calendar of events that people can view to see the events happening in the city.

Chairperson Conison said that June 22, 2019 W.C.C.A. is sponsoring a Cruise-In at the V.F.W. at 4100 East Main Street. Registration is 10:00 a.m. until 1:00 p.m. The awards will be handed out at 3:00 p.m. so bring your cars on over.

Chairperson Heck said soccer sports center camp will be held at Rosemore Middle School for children in first through eighth grade. Music in the Park is on Sunday. Free lunch for children is held at Kae Avenue Elementary and Whitehall Yearling High School from 11:20 am until 12:20 pm on Monday thru Friday until August 2, 2019.

POLL COUNCIL

Ms. Elmore thanked everyone in attendance and those for viewing tonight. She thanked State Senator Tina Maharath for coming and giving city council the information. The budget is very important to local government and we need to make sure there is adequately funded and that we are keeping up on things happening in the legislature. Representative Richard Brown has visited several times and he has an open door policy.

Ms. Conison thanked everyone for viewing tonight.

Mr. Kantor thanked everyone for watching. He thanked Captain D's for bringing their business to our city.

Ms. Heck thanked everyone for the comments tonight and those watching on Facebook.

Mr. Morrison thanked everyone who is watching tonight.

Mr. Rodriguez thanked everyone who is watching tonight.

President Graham thanked everyone for being there tonight and for tuning in on Facebook.

Having nothing further, Ms. Elmore moved to adjourn and Ms. Heck seconded the motion. On a roll call vote, all members responded in the affirmative and the meeting adjourned at 7:50 p.m.

Respectfully submitted,

Julie A. Ogg, Clerk of Council

APPROVED: _____, 2019.

Jim Graham, Council President