

WHITEHALL CITY COUNCIL
AGENDA MEETING MINUTES

President Pro Tem Bailey called the October 05, 2021 agenda meeting to order at 6:30 p.m. All members were present with the exception of President Potter.

President Pro Tem Bailey reviewed the agenda and confirmed who would handle the various required motions this evening.

The meeting adjourned at 6:39 p.m.

Respectfully submitted,

Julie A. Ogg, Clerk of Council

APPROVED: _____, 2021.

Thomas M. Potter, Council President

WHITEHALL CITY COUNCIL MEETING

MINUTES – October 05, 2021

President Pro Tem Bailey called the regular meeting of Whitehall City Council to order at 7:00 p.m. on Tuesday, October 05, 2021.

At President Pro Tem Bailey'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:

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

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

APPROVAL OF MINUTES:

Ms. Conison moved to approve the September 21, 2021, agenda and regular meeting minutes. Mr. Kantor 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.

SPECIAL PRESENTATION:

Chairperson Elmore introduced Jo Welsh with Bottoms Up Diaper Drive to Council and the Administration. She met Ms. Welsh at the Whitehall Bexley Rotary Club.

Ms. Welsh, President and Co-founder of Bottoms Up Diaper Drive, gave an overview of her non-profit program where love, faith and passion meet. Her program collects diapers, wipes, and distributes them to mothers in need. She works through childcare centers, food pantries and domestic violence recovery centers. They currently service twelve counties in Ohio. This venture started in 2018 and currently they are distributing sixty thousand diapers a month. Donations are accepted and information can be found at www.bottomsup.life.

Ms. Welsh answered questions from Council at this time.

POLL PUBLIC:

Council Clerk Julie Ogg read the following:

Jeff Thoburn
466 Maplewood Avenue
Whitehall, OH

The involuntarily abandoned and quite abandoned looking 31.5 acre city-owned property bordering the Big Walnut Creek at 5000 Broad St. has crown jewel potential for development into a desirably located residential community. One needs look no further than Reynoldsburg's collaboration with M/I Homes and M/I's Smart Series houses for proof. With trends/demands leaning toward smaller residential lots, the 31 acres could readily include green space, retention ponds, creek side trails, and play areas, all enveloping a traditional housing development. Density-embracing multi-story communal housing amalgamations are not and cannot be the one-track, all-encompassing answer to city planning.

STANDING COMMITTEE REPORTS:

Administration and Financial Management – Chairperson Rodriguez 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 will meet again 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 will meet again 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 again next week, sometime after 6:30 p.m.

OFFICIALS' REPORTS

Mayor Kim Maggard – she asked Council, if it pleases them, for favorable consideration on Ordinance 097-2021. She is working with department heads and other elected officials on the 2022 budget. She will have a budget for Council in November.

City Attorney Michael Bivens – he said the month of September, the City Attorney's office prosecuted three hundred and fifty cases. Out of those cases, forty-seven were of a criminal nature and committed by Whitehall residents. That is about thirteen percent. On October 13 the City Attorney's office,

in recognition of Domestic Violence month will present a symposium from 6-7 pm. It will be live streamed on their Facebook page at Facebook\WhitehallLaw. The information will be on a flyer and on the city's website. The symposium is titled "From the Heart". There will be a discussion on domestic violence and the Domestic Violence Coordinator and prosecutors will share information as it relates to how they prosecute cases and some good ideas on how to update legislation as it relates to domestic violence. Year to date his office has prosecuted nine hundred and eleven cases of domestic violence in the City of Whitehall. Questions can be emailed to the City Attorney's office or you may call them at 614-237-9802.

City Auditor Dan Miller – he had no official report.

Director of Public Service and Development Zach Woodruff – was not present.

Public Safety Director Van Gregg – was not present.

Treasurer Steve Quincel – he had no official report.

President Pro Tem Bailey – advised that the following Officials' Reports have been filed in the Council Office since the last meeting: The Mayor's Report to Council for August 2021.

COMMUNICATIONS, PETITIONS AND CLAIMS:

1. Agenda for the October 07, 2021 Planning Commission Meeting.
2. Minutes for the September 02, 2021 Planning Commission Meeting.
3. Notice from the Ohio Division of Liquor Control for a C1, C2, D6 liquor permit for SPEEDWAY LLC, DBA SPEEDWAY #1502, 4790 EAST BROAD STREET, WHITEHALL, OH 43213.
4. Notice from the Ohio Division of Liquor Control for a D2 liquor permit for BOB EVANS RESTAURANTS LLC, DBA BOB EVANS RESTAURANTS 436, 3988 EAST BROAD STREET, WHITEHALL, OH 43213.

VERIFICATION OF COPIES:

President Pro Tem Bailey 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:

RESOLUTION NO. 021-2021 was read by title only by President Pro Tem Bailey:

APPROVING THE RECOMMENDATIONS OF THE CITY OF WHITEHALL TAX INCENTIVE REVIEW COUNCIL FOR TAX YEAR 2020.

Mr. Morrison introduced and moved to adopt Resolution No. 021-2021 and Mr. Rodriguez seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Resolution No. 021-2021 was adopted.

SECOND READING:

ORDINANCE NO. 082-2021 was read by title only by President Pro Tem Bailey:

MAKING A FUND TRANSFER IN THE AMOUNT OF TWO HUNDRED EIGHTY-THREE THOUSAND EIGHTY-FOUR AND 00/100 DOLLARS (\$283,084.00) FROM THE BOND RETIREMENT ACCOUNT (101-950-57500) TO THE DEBT SERVICE FUND (401).

ORDINANCE NO. 083-2021 was read by title only by President Pro Tem Bailey:

MAKING A FUND TRANSFER IN THE AMOUNT OF FORTY-SIX THOUSAND TWO HUNDRED FORTY-ONE AND 64/100 DOLLARS (\$46,241.64) FROM THE BOND RETIREMENT ACCOUNT (101-950-57500) TO THE DEBT SERVICE FUND (401) AND DECLARING AN EMERGENCY.

ORDINANCE NO. 084-2021 was read by title only by President Pro Tem Bailey:

APPROVING AND MAKING A FUND TRANSFER IN THE AMOUNT OF ONE HUNDRED FORTY-NINE THOUSAND FOUR HUNDRED TWENTY-SIX AND 25/100 DOLLARS (\$149,426.25) FROM VARIOUS ACCOUNTS IN THE WMPITIE FUND (279) TO THE DEBT SERVICE FUND (401).

FIRST READING:

ORDINANCE NO. 088-2021 was read by title only by President Pro Tem Bailey:

AUTHORIZING THE CREATION OF THE WOODCLIFF DRIVE REALIGNMENT EXPENSE ACCOUNT (319.000.52000) AND APPROPRIATING TWO MILLION THREE HUNDRED EIGHTY-ONE THOUSAND FOUR HUNDRED TWENTY-EIGHT AND NO/100 DOLLARS (\$2,381,428.00) FROM UNAPPROPRIATED MONIES IN THE OPWC IMPROVEMENTS FUND (319) AND DECLARING AN EMERGENCY.

Mr. Rodriguez introduced and moved to suspend the rules on Ordinance No. 088-2021 and Ms. Heck seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 088-2021 was suspended.

Mr. Rodriguez moved to adopt Ordinance No. 088-2021 and Ms. Heck seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 088-2021 was adopted.

ORDINANCE NO. 089-2021 was read by title only by President Pro Tem Bailey:

APPROVING AND MAKING A SUPPLEMENTAL APPROPRIATION OF FIFTY-TWO THOUSAND, ONE HUNDRED FIFTY-FOUR AND 85/100 DOLLARS (\$52,154.85) FROM THE TAX INCREMENT FINANCING FUND (279) TO VARIOUS EXPENSE ACCOUNTS IN THE 279 FUND AND AUTHORIZING THE DISTRIBUTION OF THE PORTION OF THE TOTAL SERVICE PAYMENTS ATTRIBUTABLE TO EACH TIF TO THE AFFECTED VOCATIONAL SCHOOL DISTRICT FROM THE TAX INCREMENT FINANCING FUND (279) IN THE AMOUNT EQUAL TO 100% OF THE PROPERTY TAX PAYMENT THE VOCATIONAL SCHOOL DISTRICT WOULD HAVE RECEIVED OF FIFTY-TWO THOUSAND, ONE HUNDRED FIFTY-FOUR AND 85/100 DOLLARS (\$52,154.85) AND DECLARING AN EMERGENCY.

Mr. Rodriguez introduced and moved to suspend the rules on Ordinance No. 089-2021 and Ms. Elmore seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 089-2021 was suspended.

Mr. Rodriguez moved to adopt Ordinance No. 089-2021 and Ms. Elmore seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 089-2021 was adopted.

ORDINANCE NO. 090-2021 *was read by title only by President Pro Tem Bailey:*

APPROVING AND MAKING A SUPPLEMENTAL APPROPRIATION OF FOUR THOUSAND SIXTY AND 92/100 DOLLARS (\$4,060.92) FROM UNAPPROPRIATED MONIES IN THE WMPITIE FUND (279) TO VARIOUS ACCOUNTS IN THE WMPITIE FUND (279) AND DECLARING AN EMERGENCY.

Mr. Rodriguez introduced and moved to suspend the rules on Ordinance No. 090-2021 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 090-2021 was suspended.

Mr. Rodriguez moved to adopt Ordinance No. 090-2021 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 090-2021 was adopted.

ORDINANCE NO. 091-2021 *was read by title only by President Pro Tem Bailey:*

APPROVING AND MAKING A SUPPLEMENTAL APPROPRIATION OF SEVEN THOUSAND FOUR HUNDRED EIGHTY AND 74/100 DOLLARS (7,480.74) FROM THE TAX INCREMENT FINANCING FUND (279) TO VARIOUS EXPENSE ACCOUNTS IN THE 279 FUND AND AUTHORIZING THE DISTRIBUTION OF THE PORTION OF THE FEE PAYMENTS ATTRIBUTED TO EACH TIF IN THE TOTAL AMOUNT OF SEVEN THOUSAND FOUR HUNDRED EIGHTY AND 74/100 DOLLARS (\$7,480.74) TO THE TIF FEES ACCOUNT (279.000.59600) AND DECLARING AN EMERGENCY.

Mr. Rodriguez introduced and moved to suspend the rules on Ordinance No. 091-2021 and Ms. Elmore seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 091-2021 was suspended.

Mr. Rodriguez moved to adopt Ordinance No. 091-2021 and Ms. Elmore seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 091-2021 was adopted.

ORDINANCE NO. 092-2021 *was read by title only by President Pro Tem Bailey:*

APPROVING AND MAKING A SUPPLEMENTAL APPROPRIATION OF TWELVE THOUSAND FIVE HUNDRED NINETY-SEVEN AND 67/100 DOLLARS (\$12,597.67) FROM PREVIOUSLY UNAPPROPRIATED MONIES IN THE WMPITIE FUND (279) TO THE ETNA ROAD INCENTIVE ACCOUNT (279.000.50008) AND DECLARING AN EMERGENCY.

Mr. Rodriguez introduced and moved to suspend the rules on Ordinance No. 092-2021 and Mr. Morrison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 092-2021 was suspended.

Mr. Rodriguez moved to adopt Ordinance No. 092-2021 and Mr. Morrison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 092-2021 was adopted.

ORDINANCE NO. 093-2021 *was read by title only by President Pro Tem Bailey:*

APPROVING AND MAKING A SUPPLEMENTAL APPROPRIATION OF SIXTY-EIGHT THOUSAND FOUR HUNDRED EIGHTY-THREE AND 21/100 DOLLARS (\$68,483.21) FROM PREVIOUSLY UNAPPROPRIATED MONIES IN THE WMPITIE FUND (279) TO THE AIR SOUTH URBAN RENEWAL INCENTIVE ACCOUNT (279.000.50006); MAKING A FUND TRANSFER IN THE AMOUNT OF SIXTY-EIGHT THOUSAND FOUR HUNDRED EIGHTY-THREE AND 21/100 DOLLARS (\$68,483.21) FROM THE AIR SOUTH URBAN RENEWAL INCENTIVE ACCOUNT (279.000.50006) TO THE ECONOMIC DEVELOPMENT INCENTIVES/PLANNING FUND (316); MAKING A SUPPLEMENTAL APPROPRIATION OF SIXTY-EIGHT THOUSAND FOUR HUNDRED EIGHTY-THREE AND 21/100 DOLLARS (\$68,483.21) FROM THE ECONOMIC DEVELOPMENT INCENTIVES FUND (316) TO THE ECONOMIC DEVELOPMENT INCENTIVE ACCOUNT (316.000.50000) AND DECLARING AN EMERGENCY.

Mr. Rodriguez introduced and moved to suspend the rules on Ordinance No. 093-2021 and Mr. Morrison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 093-2021 was suspended.

Mr. Rodriguez moved to adopt Ordinance No. 093-2021 and Mr. Morrison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 093-2021 was adopted.

ORDINANCE NO. 094-2021 *was read by title only by President Pro Tem Bailey:*

APPROVING AND MAKING A SUPPLEMENTAL APPROPRIATION OF EIGHTY-EIGHT THOUSAND SIX HUNDRED FORTY-SEVEN AND 58/100 DOLLARS (\$88,647.58) FROM UNAPPROPRIATED MONIES IN THE GENERAL FUND (101) TO THE BOARD OF HEALTH EXPENSE ACCOUNT (101.950.58500) AND DECLARING AN EMERGENCY.

Mr. Rodriguez introduced and moved to suspend the rules on Ordinance No. 094-2021 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 094-2021 was suspended.

Mr. Rodriguez moved to adopt Ordinance No. 094-2021 and Ms. Conison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 094-2021 was adopted.

ORDINANCE NO. 095-2021 *was read by title only by President Pro Tem Bailey:*
(Planning Commission Meeting October 7, 2021)

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)(29) TO ALLOW EXPRESS WASH CONCEPTS LLC TO OPERATE A CAR WASH ESTABLISHMENT ON THE PROPERTY LOCATED AT 3657 E. MAIN STREET PARCEL #090-008371, OWNED BY 3657 E MAIN LLC.

ORDINANCE NO. 096-2021 was read by title only by President Pro Tem Bailey:
(Planning Commission Meeting October 7, 2021)

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 MS CONSULTANTS, INC. TO OPERATE A RESTAURANT ESTABLISHMENT WITH A DRIVE-THROUGH ON THE PROPERTY LOCATED AT 3646 E. BROAD STREET PARCEL #090-00000193-00, OWNED BY GILLIGAN COMPANY, LLC.

ORDINANCE NO. 097-2021 was read by title only by President Pro Tem Bailey:

AUTHORIZING AND APPROVING AN APPROPRIATION IN THE AMOUNT OF ONE HUNDRED SEVENTY-FIVE THOUSAND AND NO/DOLLARS (\$175,000.00) FROM UNAPPROPRIATED MONIES IN THE AMERICAN RESCUE PLAN GRANT FUND (209) TO THE AMERICAN RESCUE PLAN GRANT FUND EXPENSE ACCOUNT 209.000.50000 AND DECLARING AN EMERGENCY.

Mr. Rodriguez introduced and moved to suspend the rules on Ordinance No. 097-2021 and Ms. Heck seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 097-2021 was suspended.

Mr. Rodriguez moved to adopt Ordinance No. 097-2021 and Ms. Heck seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Ordinance No. 097-2021 was adopted.

ORDINANCE NO. 098-2021 was read by title only by President Pro Tem Bailey:
(Planning Commission Meeting October 7, 2021)

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 EAST BROAD ST, HAMILTON RD, WOODCLIFF DR, MIDCLIFF DR, AND POTH RD, PARCEL NUMBERS LISTED IN APPENDIX A, FROM APARTMENT DISTRICT (A-2), EXCEPTIONAL USE (EU) AND FLOOD PLAIN DISTRICT (FP) TO PLANNED UNIT DEVELOPMENT (PUD), PROPERTY OWNED BY CITY OF WHITEHALL DECLARING AN EMERGENCY.

RESOLUTION NO. 028-2021 was read by title only by President Pro Tem Bailey:

AUTHORIZING THE MAYOR TO PLACE A PROSPECTIVE APPLICANT FOR THE POSITION OF DISPATCHER AT A STEP E IN COMPLIANCE WITH SECTION 17.2 OF THE CURRENT LABOR AGREEMENT BY AND BETWEEN THE CITY OF WHITEHALL AND THE FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL, INC., AND DECLARING AN EMERGENCY.

Mr. Kantor introduced and moved to suspend the rules on Resolution No. 028-2021 and Mr. Morrison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Resolution No. 028-2021 was suspended.

Mr. Kantor moved to adopt Resolution No. 028-2021 and Mr. Morrison seconded the motion. There was no discussion. On a roll call vote, all members voted in the affirmative and Resolution No. 028-2021 was adopted.

POLL PUBLIC:

No comments at this time.

COMMUNITY DATE BOARD:

Chairperson Kantor said the grand opening of the new dog park is October 13 from 6-8 pm. It is family friendly with live music, refreshments and a food truck.

Chairperson Heck said that October 6 is unlimited trash pick-up day.

Chairperson Elmore said early in-person voting started today at 1700 Morse Road.

Chairperson Conison said the October is Breast Cancer Awareness Month and to schedule your check-up if you need one.

POLL COUNCIL:

Mr. Rodriguez thanked Ms. Elmore for bringing Jo Welsh to present Bottoms Up Diaper Drive. He wants to go to her website and help a little bit. He challenged everyone to do the same.

Ms. Elmore thanked everyone who is watching and attending. She thanked Jo again for coming and Bottoms Up is a worthy cause because you just never know when people need help. Be mindful that people are experiencing mental health issues and keep them in our prayers. She thanked Mr. Bivens for letting them know about their symposium and she will be tuning in.

Ms. Conison thanked those in attendance and those that are viewing.

Mr. Kantor thanked everyone for coming and those who are watching. Over two hundred thirty eight women are affected with breast cancer each year. It has affected his family for four years.

Ms. Heck thanked everyone for watching and to those in attendance. She thanked Ms. Elmore for having Jo Welsh come to do a presentation. She had never heard of this non-profit but it was great. She thanked Mr. Thoburn for writing in.

Mr. Morrison thanked everyone for attending the meeting tonight and for the comments and information on Bottoms Up. He thanked those who are watching and wants everyone to have a good week.

President Pro Tem Bailey said he thinks he has finally figured out what makes the world go round and that is love, faith and passion. That seems to be the theme from everyone tonight. He thanked those in attendance and those watching from home.

Having nothing further, Mr. Kantor moved to adjourn and Mr. Rodriguez seconded the motion. On a roll call vote, all members responded in the affirmative and the meeting adjourned at 7:56 p.m.

Respectfully submitted,

Julie A. Ogg, Clerk of Council

APPROVED: _____, 2021.

Thomas M. Potter, Council President