

MINUTES

Wilmington City Council

March 3, 2022

Wilmington City Council met in regular session on Thursday, March 3, 2022, at 7:30 p.m. at 69 N. South St. Wilmington, Ohio, with President Mark McKay presiding.

CALL TO ORDER

President of Council called the meeting to order at 7:30 p.m.

ROLL CALL

Roll Call: J McKay, present; M Snarr, present; B Liermann, present; B Osborn, present; M Allbright, present; N Eveland, present; M Purkey, present

Chief Cravens was present as Sergeant at Arms.

Council participated in the Pledge of Allegiance and moment of silence.

PRESIDENT OF COUNCIL

J McKay moved to accept the agenda as presented. B Liermann seconded the motion.

Voice vote. Motion passed unanimously.

Agenda accepted.

M Purkey moved to approve the minutes of the February 17, 2022, City Council Meeting as presented. M Allbright seconded the motion.

Voice vote. Motion passed unanimously.

February 17, 2022, regular City Council minutes approved.

Susan Schmidt (AZEK/Timbertech) and Darcy Reynolds (Main Street Wilmington) presented information regarding an Earth Day collaboration event between Timbertech and Main Street Wilmington on Saturday, April 23, 2022, from 11 a.m. to 4 p.m. The event will feature multiple events in a festival setting and will be held in various locations throughout the city. The event is geared toward youth experiences. More information can be found on Earth Day Experience Facebook page.

MAYOR

Mayor Stanforth performed the swearing-in ceremony for Sergeant Wages.

Mayor Stanforth reminded everyone to put their trash cans away within 24 hours of trash pickup day. There will be a community cleanup day on Saturday, April 23. The Marathon Clinic is expanding their facility to include a Columbus location. He announced the upcoming chicken and noodle dinner at the American Legion, the Lenten Lunch program at the Methodist Church, and the Homeless Shelter Soup Fundraiser. Mayor Stanforth provided information about an upcoming tire recycling event on Saturday, April 30. Register for this event by March 28 on the CC Solid Waste website.

The mayor presented the Code Enforcement report for February 2022.

Randy Riley gave a presentation on the Wilmington's Ukrainian Sister Cities of Merepha, Solonytsivka, and Chuguiv. He provided a history of how the sister city relationship was formed in 2013. He also read personal accounts from people living in Ukraine describing their thoughts on the current Russian invasion. The three sister cities are close in proximity to Kharkiv, an area that has been under heavy attack.

Mayor Stanforth read a proclamation of solidarity with the people of Ukraine.

Council members discussed other ways the City could show solidarity with the Ukrainian people and honor the its sister cities. Suggestions included flying the Ukrainian flag and placing signs at the entrances to the City noting the sister city relationship.

AUDITOR – Auditor Vance – No report.

SERVICE AND SAFETY DIRECTOR

Service Director Shidaker presented PowerPoint presentation of upcoming issues:

- Centerpoint Energy (Vectren) will be starting a project with week of March 7 in

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the northeast quadrant of the city.

- The city will be doing water tower maintenance this summer on the Fairgrounds tower and the tower on US 68.
- The City is planning to complete the engineering for the full scope of Davids Drive. The engineering for the remainder of the project is estimated at \$284,551.
- Cuba Road railroad crossing is targeted for safety upgrades through the Ohio Rail Development Commission in late 2022.
- There will be an upcoming supplemental for the Clean Ohio Trails Fund grant for the Luther E Warren Peace Path Extension Project. The grant amount is \$500,000.
- The city expects to receive a bill from DP&L for moving utility poles as part of the Rombach Avenue project. The estimate of this bill is over \$400,000.
- The city will be asking for a supplemental from the General Fund and the Permissive Tax fund for the match for Airborne Road project.
- Projects and private development require city to have inspectors on site. These services will require supplemental appropriations.

Mary Kay Vance provided a financial analysis of the upcoming infrastructure construction projects, with the following amounts being budgeted out of the General Fund in 2022: Residential paving: \$400,000; Rombach utility poles: \$442,131; Airborne Road match: \$590,929; City bridge in cemetery: \$170,000; Davids Drive Engineering: \$284,551; Loan/debt payment for OPWC: \$202,588. She noted the carryover at the end of 2021 was \$6,154,628. The planned construction expenditures will leave an estimated carryover balance of \$4,166,762.

Auditor Vance emphasized that the financial projections are estimates and it could change at any time. She also noted the optimal carryover number is approximately 25% or \$4 million.

COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE

J McKay presented an updated application for the City Revitalization Grant. These grants are generated from the Retained Hotel Lodging Tax Fund. J McKay noted that grants are eligible for projects within the City of Wilmington corporation limits.

Lucy Enge (intern in the Mayor's Office) provided information about the scoring process. J McKay asked if there could be a quarterly report of grant activity. Auditor Vance suggested it could be tied to the Hotel Lodging Tax report that is already provided to council.

M Purkey moved to approve the application for the City Revitalization Grant. M Allbright seconded the motion.

Voice vote. Motion passed unanimously.

Grant application approved.

CITY SERVICES COMMITTEE

N Eveland introduced Resolution R-22-07 Accepting a gift from the Elks Lodge #797 for the City of Wilmington Police Department; and Declaring an emergency.

N Eveland moved to have the first reading on Resolution R-22-07 by title only. B Liermann seconded the motion.

Discussion: It was noted the gift was for \$750 for the purchase of an AED (Automated External Defibrillator).

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-07 by title only

N Eveland moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-07 by title only. B Liermann seconded the motion.

Roll call vote: McKay, aye; Snarr, aye; Liermann, aye; Osborn, aye; Allbright, aye; Eveland, aye; Purkey, aye. Motion passed.

Director of Law read Resolution R-22-07 by title only.

N Eveland moved for passage of Resolution R-22-07. B Liermann seconded the motion.

Roll call vote: Snarr, aye; Liermann, aye; Osborn, aye; Allbright, aye; Eveland, aye; Purkey, aye; McKay, aye. Motion passed.

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Resolution R-22-07 passed as presented.

N Eveland noted the State of Ohio recently passed legislation that protects war memorials in Ohio. He said the legislation had roots in an event that happened in Wilmington. J McKay recounted that occurred in Sugar Grove Cemetery shortly before the City assumed operations. Cannons in the cemetery, which were associated with the part of the Grand Army of the Republic, were in danger of being sold. A lawsuit was filed in the courts regarding the cannons. The City took over the cemetery during the lawsuit and quickly determined that the cannons should be protected and would not be sold. He further explained the Clinton History Center will be documenting the sites in the Clinton County that are now protected by the new legislation.

FINANCE COMMITTEE

M Allbright introduced Resolution R-22-08 Enacting Tax Incentive Review Council recommendation.

M Allbright moved to have the first reading on Resolution R-22-08 by title only. M Purkey seconded the motion.

Discussion: It was noted the three industries participating in tax abatements were OHI-Greenhouse, LLC, Ahresty Wilmington Corporation, and ATSG (Jump Hangar). It was further noted that B Osborn chose to abstain because of his position with Laurel Oaks. There was a discussion of whether J McKay should abstain because of his position on the Tax Incentive Review Council, and it was determined that serving on that committee did not create a conflict of interest for him.

Voice vote. B Osborn abstained. The remaining members voted yes. Motion passed.

Director of Law read Resolution R-22-08 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-08 by title only. M Purkey seconded the motion.

Roll call vote: Liermann, aye; Osborn, abstain; Allbright, aye; Eveland, aye; Purkey, aye; McKay, aye; Snarr, aye. Motion passed.

Director of Law read Resolution R-22-08 by title only.

M Allbright moved for passage of Resolution R-22-08. M Purkey seconded the motion.

Roll call vote: Osborn, abstain; Allbright, aye; Eveland, aye; Purkey, aye; McKay, aye; Snarr, aye; Liermann, aye. Motion passed.

Resolution R-22-08 passed as presented.

M Allbright introduced Ordinance O-22-12 Making Supplemental Appropriations.

M Allbright moved to have the first reading on Ordinance O-22-12 by title only. B Osborn seconded the motion.

Discussion:

- a) From the excess funds of the General Fund to 110.150.5410 "Incidentals" the sum of \$2,200.00.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-12 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-12 by title only. B Osborn seconded the motion.

Roll call vote: Allbright, aye; Eveland, aye; Purkey, aye; McKay, aye; Snarr, aye; Liermann, aye; Osborn, aye. Motion passed.

Director of Law read Ordinance O-22-12 by title only.

M Allbright moved for passage of Ordinance O-22-12. B Osborn seconded the motion.

Roll call vote: Eveland, aye; Purkey, aye; McKay, aye; Snarr, aye; Liermann, aye; Osborn, aye; Allbright, aye. Motion passed.

Ordinance O-22-12 passed as presented.

M Allbright introduced Resolution R-22-09 Authorizing payment of expenses incurred in prior fiscal year.

M Allbright moved to have the first reading on Resolution R-22-09 by title only. B Osborn seconded the motion.

Discussion: None.

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Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-09 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-09 by title only. B Osborn seconded the motion.

Roll call vote: Purkey, aye; McKay, aye; Snarr, aye; Liermann, aye; Osborn, aye; Allbright, aye; Eveland, aye. Motion passed.

Director of Law read Resolution R-22-09 by title only.

M Allbright moved for passage of Resolution R-22-09. B Osborn seconded the motion.

Roll call vote: McKay, aye; Snarr, aye; Liermann, aye; Osborn, aye; Allbright, aye; Eveland, aye; Purkey, aye. Motion passed.

Resolution R-22-09 passed as presented.

M Allbright thanked Auditor Vance and Law Director for their continuing work to determine the best process to handle Miscellaneous Transfers in the future.

JUDICIARY COMMITTEE

M Purkey brought forth Ordinance O-22-07 Changing the zoning of real property located on West Main Street in the City of Wilmington, Ohio.

M Purkey moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-07 by title only. J McKay seconded the motion.

Roll call vote: Snarr, aye; Liermann, aye; Osborn, aye; Allbright, aye; Eveland, aye; Purkey, aye; McKay, aye. Motion passed.

Director of Law read Ordinance O-22-07 by title only.

M Purkey moved for passage of Ordinance O-22-07. J McKay seconded the motion.

Roll call vote: Liermann, aye; Osborn, aye; Allbright, aye; Eveland, aye; Purkey, aye; McKay, aye; Snarr, aye. Motion passed.

Ordinance O-22-07 passed as presented.

M Purkey introduced Ordinance O-22-08 Amending Ordinance No. O-19-48 to increase wages under the employee pay plan for calendar year 2022, as amended.

M Purkey moved to have the first reading on Ordinance O-22-08 by title only. M Allbright seconded the motion.

Discussion: There was a discussion that this ordinance originally came before council with increases for multiple years. The amended legislation allows for a 2% increase for the remainder of 2022 only.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-08 by title only

M Purkey moved to suspend the rules and regulations and have the second reading on Ordinance O-22-08 by title only. M Allbright seconded the motion.

Roll call vote: Osborn, aye; Allbright, aye; Eveland, aye; Purkey, aye; McKay, aye; Snarr, aye; Liermann, aye. Motion passed.

Director of Law read Ordinance O-22-08 by title only.

M Purkey requested the third reading be placed on the agenda for the next regular Council meeting.

Purkey brought forth Ordinance O-22-09 An Ordinance declaring the improvement of a certain parcel of real property to be a public purpose; Creating an Incentive District TIF; Declaring such property to be exempt from real property taxation; Designating specific public infrastructure improvements made, to be made, or in the process of being made, that directly benefit, or that once made will directly benefit, the parcel for which improvement is declared to be a public purpose; Requiring annual service payments in lieu of taxes; Providing related authorizations pursuant to Ohio Revised Code Sections 5709.40(c), 5709.42, 5709.43, 5709.832 and 5709.85; and Declaring an emergency.

Purkey moved to have the second reading on Ordinance O-22-09 by title only. J McKay seconded the motion.

Discussion: None.

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Roll call vote: Allbright, aye; Eveland, aye; Purkey, aye; McKay, aye; Snarr, aye; Liermann, aye; Osborn, abstain. Motion passed.

Director of Law read Ordinance O-22-09 by title only

Purkey requested the third reading be placed on the agenda for the next Council meeting.

Purkey introduced Ordinance O-22-11 Rescinding and/or revoking Ordinance 5090 and hereby setting salaries of City Council Members and Appointed Salaried Officials to at least meet the minimum amount required by the Ohio Public Employees Retirement System (OPERS) to obtain one year of credit for one year of service.

Purkey provided a history of the ordinance, including how salaries were set in 2005 to automatically increase according to minimum PERS requirements for service credit and then were subsequently frozen and reduced after the economic downturn of 2008.

Mayor Stanforth took exception to the amount of the raise, noting that it doubles the current salary amount for council members.

Purkey noted that few people run for public office, and said he hoped that PERS eligibility might increase participation. It was also noted that the raise would not become effective until the next term of council.

M Purkey moved to have the first reading on Ordinance O-22-11 by title only. B Liermann seconded the motion.

Discussion: As noted above.

Roll call vote: Eveland, no; Purkey, aye; McKay, aye; Snarr, aye; Liermann, aye; Osborn, aye; Allbright, aye. Motion passed.

Director of Law read Ordinance O-22-11 by title only.

M Purkey requested the second reading on the ordinance be placed on the agenda for the next regular council meeting.

PUBLIC WORKS COMMITTEE

M Snarr introduced Resolution R-22-10 Authorizing the Director of Public Service to enter into a lease with option to purchase agreement with Cerni Motors, a Trivesta Company; and Declaring an emergency.

M Snarr moved to have the first reading on Resolution R-22-10 by title only. J McKay seconded the motion.

Discussion: Cody Romohr, Sanitation Superintendent, explained the current trash truck is ending its useful life and now requires a lot of preventative maintenance and breaks down often. The new truck uses traditional compaction rather than an auger that shreds the refuse. The old trash truck will be retained as a backup truck. Council inquired if there was a possibility of leasing a truck. Romohr explained that no one will offer a full-service lease because our location is too far away. Romohr also provided information on the warranty on the new truck.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-10 by title only

M Snarr moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-10 by title only. J McKay seconded the motion.

Roll call vote: Purkey, aye; McKay, aye; Snarr, aye; Liermann, aye; Osborn, aye; Allbright, aye; Eveland, aye. Motion passed.

Director of Law read Resolution R-22-10 by title only.

M Snarr moved for passage of Resolution R-22-10. J McKay seconded the motion.

Roll call vote: McKay, aye; Snarr, aye; Liermann, aye; Osborn, aye; Allbright, aye; Eveland, aye; Purkey, aye. Motion passed.

Resolution R-22-10 passed as presented.

M Snarr announced there would be a Household Hazardous Waste Collection event sponsored by the City of Wilmington on Saturday, April 9, as an effort keep hazardous waste out of the City's stormwater system. The event will be held at the Wastewater Treatment Plant.

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REPORTS TO COUNCIL

J McKay moved to approve the Income Tax Report – February 2022. B Liermann seconded the motion.

Voice vote. Motion passed unanimously.

Report approved as presented

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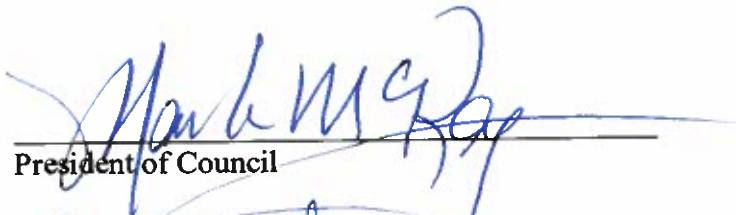
There were no comments from the public.

ADJOURNMENT

B Liermann moved to adjourn the meeting.

President M McKay declared the meeting adjourned at 9:30 p.m.

ATTEST:



Handwritten signature of Mark McKay in blue ink, written over a horizontal line.

President of Council



Handwritten signature of Andrea Gaboron in blue ink, written over a horizontal line.

Clerk