

MINUTES

Wilmington City Council

April 7, 2022

Wilmington City Council met in regular session on Thursday, April 7, 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

M Allbright moved to amend the agenda to have a single reading on Ordinance O-22-14, to add Ordinance O-22-17, and to accept the amended agenda. N Eveland seconded the motion.

Voice vote. Motion passed unanimously.

Agenda accepted as amended.

J McKay moved to approve the minutes of the March 17, 2022, City Council Meeting as presented. M Purkey seconded the motion.

Voice vote. Motion passed unanimously.

March 17, 2022, regular City Council minutes approved.

President McKay announced the public hearing for May 19, 2022, at 7:30 p.m. for a rezoning of 28.60 acres owned by Chakeres Theatres, Inc., and located at 1057 N. Lincoln Street from SN (Suburban Neighborhood) to TN (Traditional Neighborhood).

President McKay provided an updated on the City's efforts to recognize and stand in solidarity with its sister cities in Ukraine.

MAYOR

Mayor Stanforth presented the Code Enforcement Report for March 2022. He noted that mowing season is here, and code enforcement for tall grass will start on April 10. He also noted the extended grace periods given to landlords to clean up their properties.

Mayor Stanforth recognized City employee Becky Bowman for her painting of the front windows of the City Building in support of Ukraine's sister cities.

The mayor provided information about upcoming household waste disposal dates, passenger tire disposal, the April 23 clean-up day, Earth Day events, and new benches around the courthouse.

Mayor Stanforth explained that the City's current gas aggregation company has declared bankruptcy. The city will be contracting with a new company, so residents should wait to be re-enrolled with the new supplier.

The mayor also recognized the passing of Wilmington resident and local businessman George Bush.

AUDITOR

Auditor Vance said the landfill notes were priced and sold in the past week at a rate of 2.625%, which is good considering the economy.

COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE

J McKay introduced Ellen Sizer, Associate Director of Clinton County Regional Planning.

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Sizer provided a presentation regarding the recent bench project in the city of Wilmington. She explained the project was a collaboration between Regional Planning Commission and Leadership Clinton and provided 15 new benches and rehabilitated other wooden benches. The benches are part of an elderly accessibility and mobility program.

J McKay said the next two pieces of legislation would help to implement the Wilmington DRIVE program. He noted this program had been discussed for over a year.

J McKay introduced Resolution R-22-12 Amending a City of Wilmington Revolving Loan (RLF) Plan. He explained this was a necessary step in funding the DRIVE program. It will allow the city to use the current revolving loan fund money (historically UDAG funds) for grants through the DRIVE program as well as low-interest revolving loans.

J McKay moved to have the first reading on Resolution R-22-12 by title only. M Purkey seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-12 by title only

J McKay moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-12 by title only. M Purkey seconded the motion.

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

Director of Law read Resolution R-22-12 by title only.

J McKay moved for passage of Resolution R-22-12. M Purkey seconded the motion.

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

Resolution R-22-12 passed as presented.

J McKay introduced Resolution R-22-13 Authoring the Mayor or Designee to enter into a Memorandum of Understanding; and Declaring an emergency. He explained this resolution allows the city to enter into an agreement with the Port Authority, Clinton County, and the CIC to participate in the DRIVE program.

J McKay moved to have the first reading on Resolution R-22-13 by title only. M Albright seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-13 by title only

J McKay moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-13 by title only. M Albright seconded the motion.

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

Director of Law read Resolution R-22-13 by title only.

J McKay moved for passage of Resolution R-22-13. M Albright seconded the motion.

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

Resolution R-22-13 passed as presented.

CITY SERVICES COMMITTEE – N Eveland – No report.

FINANCE COMMITTEE

M Albright introduced Ordinance O-22-14 Making Supplemental Appropriations. He explained that he would only ask for a single reading in order to give the City Services Committee an opportunity to discuss.

M Albright moved to have the first reading on Ordinance O-22-14 by title only. B Osborn seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-14 by title only

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M Allbright requested the second and third readings be on the agenda for the next meeting.

M Allbright introduced Ordinance O-22-15 Making Miscellaneous Transfers.

M Allbright moved to have the first reading on Ordinance O-22-15 by title only. B Osborn seconded the motion.

Discussion:

- a) From 211.390.5123 "Benefit Insurance" to 211.390.5321 "Other Materials and Supplies" the sum of \$10,000.00.
- b) From 580.500.5278 "Miscellaneous Maintenance" to 580.500.5330 "Misc. Equipment" the sum of \$825.00

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-15 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-15 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-22-15 by title only.

M Allbright moved for passage of Ordinance O-22-15. 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-22-15 passed as presented.

M Allbright introduced Ordinance O-22-17 Making Supplemental Appropriations (DRIVE).

M Allbright moved to have the first reading on Ordinance O-22-17 by title only. M Purkey seconded the motion.

Discussion:

- a. From the available excess funds in the UDAG Revolving Loan Fund to 242.740.5560 "DRIVE Program" the sum of \$250,000.00.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-17 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-17 by title only. M Purkey 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 Ordinance O-22-17 by title only.

M Allbright moved for passage of Ordinance O-22-17. M Purkey seconded the motion.

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

Ordinance O-22-17 passed as presented.

JUDICIARY COMMITTEE

M Purkey reported the committee is waiting for a report from the City regarding council compensation.

PUBLIC WORKS COMMITTEE

M Snarr introduced Ordinance O-22-16 Amending certain sections of Chapter 927 Water Rules and Regulations of the Wilmington Codified Ordinances. He explained two different sections are being amended. One has to do with changing the fee for changing out lead service lines from a flat charge to the actual cost of materials and labor. The second will allow citizens to hire their own contractor to install service lines, with city oversight.

M Snarr moved to have the first reading on Ordinance O-22-16 by title only. M Purkey seconded the motion.

Discussion: Public Works Director Rick Schaffer explained that the EPA requires the city to have oversight on service line installation.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-16 by title only

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M Snarr requested the second and third readings on O-22-16 be placed on the agenda for the next regular council meeting.

M Snarr introduced Resolution R-22-14 A resolution approving and authorizing the acquisition by lease with the option to purchase of certain equipment necessary for the City's Landfill Facility; Approving and authorizing the execution and delivery of a Master Equipment Tax-Exempt Lease/Purchase Agreement with American Capital financial Services, Inc., as lessor, and separate schedules and exhibits thereto relating to the acquisition, financing and leasing of certain equipment for the public benefit; Approving and authorizing the execution and delivery of an escrow agreement with U.S. Bancorp Governmental Leasing and Finance, Inc. and U.S. Bank National Association with respect thereto and other documents required in connection therewith; Authorizing all other actions necessary to the consummation of the transactions contemplated hereby, and Declaring an emergency.

Auditor Vance explained the tax ramifications of leasing the vehicle for the Sanitation Department are complicated. This legislation has been drafted by outside counsel and is necessary to make sure the city is doing things the right way.

M Snarr moved to have the first reading on Resolution R-22-14 by title only. J McKay seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-14 by title only

M Snarr moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-14 by title only. M Albright seconded the motion.

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

Director of Law read Resolution R-22-14 by title only.

M Snarr moved for passage of Resolution R-22-14. J McKay seconded the motion.

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

Resolution R-22-14 passed as presented.

M Snarr announced the Utility Billing office has moved from two full time and one part time person to a supervisor and two full-time clerks. Public Works Director Rick Schaffer explained that they will be able to provide better customer service with a supervisor in the utility billing department. The part-time clerk position has not worked out, as it has resulted in a great deal of turnover. The new Utility Billing Supervisor is Karen Miller, who has much experience in utility billing as well as working as a village administrator. N Eveland asked if the current appropriation would cover the personnel changes. Schaffer said we were covered for this year, but council should expect to see a rise in the salary appropriation request for next year.

Snarr announced the Steve Honeycutt was named Chief Operator of the Wastewater Treatment Plant this week. He has been with the city 22 years. There are still two openings in the sewer crew despite two rounds of posting. No one has signed up for the civil service test. It is currently posted again.

Snarr announced the City received a \$1 million grant from the Army Corps of Engineers for the Wastewater Treatment Plant, but inflation is working against the project. He said Rick Schaffer is working on ways to save money on the project and is lobbying for Federal Infrastructure money.

Snarr mentioned the Wilmington News Journal article by John Hamilton about the city receiving another record high bill for water from Caesar Creek. He went on to say there is a low-income water assistance program that provides a one-time benefit for income-eligible Ohioans who need help paying their water bills. Contact Community Action for more information.

SERVICE AND SAFETY DIRECTOR

B. Shidaker introduced Resolution R-22-11 A Resolution authorizing participation in

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the ODOT Road Salt Contracts awarded in 2022, and Declaring an emergency. He explained this is the annual legislation required to buy salt through ODOT pricing.

M Purkey moved to have the first reading on Resolution R-22-11 by title only. J McKay seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-11 by title only

M Purkey moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-11 by title only. J McKay 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 Resolution R-22-11 by title only.

M Purkey moved for passage of Resolution R-22-11. J McKay seconded the motion.

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

Resolution R-22-11 passed as presented.

Service Director Shidaker presented PowerPoint presentation of current projects, with the following highlights.

- Currently Under Construction
 - Rombach Avenue – completion June 2022.
 - Airborne Road – completion November 2022
 - N. Mulberry Street – completion December 2022
 - Downtown South Street Intersections – completion October 2022
 - Luther E. Warren Peace Path Extension – completion June 2022
 - Burtonville Reservoirs – Completion summer 2022
- In Planning Phases
 - City Paving – Fall 2022
 - Davids Drive – Phases 1-3 – Spring 2023
 - Wastewater Treatment Plant Upgrade – 2023
 - Cemetery bridge – eastern crossing – Summer 2022
- Seeking Funding
 - Pedestrian Safety Improvements, School Zone Improvements, Multi-Use Path – Davids Drive, Multi-Use Path – Lynne Lane, Doan Street/Walnut Street water line.
- Overnight work in downtown intersection project – Monday April 11
- Upcoming landfill expansion
- Tree removal on N. South Street
- Annual Report of Utility Billing Rates will be presented April 21.

REPORTS TO COUNCIL

M Purkey moved to approve the Income Tax Report – March 2022. J McKay seconded the motion.

Voice vote. Motion passed unanimously.

Report approved as presented

OPEN TO PUBLIC

Mike Mandelstein expressed concern over the safety issues on Rombach Avenue at the new pedestrian refuge island. He indicated he nearly had an accident at the location recently and asked if there was a possibility of re-designing the crosswalk to be at the entrance of the Park.

ADJOURNMENT

B Liermann moved to adjourn the meeting.

President M McKay declared the meeting adjourned at 8:42 p.m.

ATTEST:



President of Council

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Andrea Sacoronte

Clerk