

MINUTES

Wilmington City Council

April 21, 2022

Wilmington City Council met in regular session on Thursday, April 21, 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.
Justin Dickman acted as Law Director.

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

Neil Rager was present as Sergeant at Arms.

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

PRESIDENT OF COUNCIL

M Purkey moved to accept the agenda. J McKay seconded the motion.
Voice vote. Motion passed unanimously.
Agenda accepted as presented.

J McKay moved to approve the minutes of the April 7, 2022, City Council Meeting as presented. M Allbright seconded the motion.
Voice vote. Motion passed unanimously.
April 7, 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).

MAYOR

Mayor Stanforth performed the swearing-in of Patrol Officer Logan Schroer.

Mayor Stanforth mentioned the passing of local citizen Roger Sprague.

The mayor also provided a reminder that Code Enforcement for weeds, grass, and shrubs was currently in effect. He provided information about the Clean-Up Day on Saturday, April 23, and the tire recycling event for Clinton County. He also said he had spoken to the project inspector and engineer for the South Street Safety Improvements project and is trying to get three more parking spaces added into the block between Main Street and Locust Street. He thanked Nick Eveland for bringing the issue to the attention of the administration.

AUDITOR - Auditor Mary Kay Vance – No report.

SERVICE AND SAFETY DIRECTOR

Safety Director Brian Shidaker introduced Resolution R-22-15 Regarding a retiring officer's service weapon and badge, providing for a Release of Claims, and honoring said officer with the presentation of the same, and Declaring an emergency.

B Liermann moved to have the first reading on Resolution R-22-15 by title only. B Osborn seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-15 by title only

B Liermann moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-15 by title only. B Osborn 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-22-15 by title only.

B Liermann moved for passage of Resolution R-22-15. B Osborn seconded the motion.

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

Resolution R-22-15 passed as presented.

Mayor Stanforth presented retiring Chief Ronald Cravens with his service revolver and badge. He expressed his appreciation to Ron for his service to the city, noting that Chief Cravens had come into the position of chief at a difficult time and had cleaned up the department. The mayor also presented Chief Cravens with a palm tree/motorcycle-themed shirt. Council members and attendees stood and applauded Chief Ronald Cravens.

Safety/Service Director Brian Shidaker presented the Annual Report of Utility Billing Rates. The report indicated no recommendations for rate increases in fees/rate plans for Sanitation, Stormwater, Wastewater, or Water in the current year. He indicated the reason there were no rate increases for the year was because the city had been proactive in rate increases

There was a discussion that the city will have to expand the landfill earlier than noted. Shidaker noted that with construction costs escalating, it is difficult to estimate how much it will cost, but it currently is around \$1.2 million. Auditor Vance indicated it may be possible to pay cash for this next phase, but this could change because of the volatility. Shidaker noted that compaction was not an issue at the landfill and there were looking into other possibilities of why it is filling up so quickly. It was also noted that future expansions may involve acquiring property to the west of the current landfill.

There was a discussion of the Stormwater program. Purkey stated he would like to have a discussion about possible stormwater credits. Schaffer said he would be happy to arrange a meeting.

Schaffer reported on the Wastewater Treatment Plant project as well as a sewer line project behind Peterson Place. He also discussed the challenges of stormwater infiltration into the sewer system at the airpark.

Schaffer presented information on the financial health of the Water and Wastewater Departments. He indicated hard discussions will need to be had regarding the future funding of the wastewater construction project, given the escalating costs of the project due to current construction cost inflation.

COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE

J McKay said there would be a graduation ceremony for Leadership Clinton on April 28 at 5:30 at Sugartree Square.

CITY SERVICES COMMITTEE

N Eveland gave a summary of the recent City Services Committee meeting. He said they received information that tornado siren systems are becoming obsolete with increased use of emergency notifications via cellphones. He said they discussed the long-range plans for Police and Fire, which both seem to be doing okay on equipment for the next couple of years. He also reported that Jessica Powell, Transit Director, gave a good presentation on the current state of the Transit Department and where they hope to go as a department.

N Eveland introduced Resolution R-22-16 Authorizing the submittal of a proposal with the Ohio Department of Transportation for a grant through the U.S. Dot Federal Transit Administration (FTA), as authorized under Federal Transit Law, as Codified, 49 USC Section 5311, Financial Assistance for Other Than Urbanized Areas and funds available from the Ohio Public Transportation Grant Program and executing a contract with the Ohio Department of Transportation upon project approval; and Declaring an emergency

Eveland explained this is a standard resolution passed each year in order to apply for Transit Grants.

N Eveland moved to have the first reading on Resolution R-22-16 by title only. J McKay seconded the motion.

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Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-16 by title only

N Eveland moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-16 by title only. J McKay 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-22-16 by title only.

N Eveland moved for passage of R-22-16. J McKay seconded the motion.

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

Resolution R-22-16 passed as presented.

Eveland reminded the members that graduation at Wilmington College will be on the first Saturday of May. He asked if the sirens would be tested Friday at noon instead of Saturday. Shidaker said the sirens would not be tested on Saturday, and a press release would go out informing the public.

FINANCE COMMITTEE

M Albright brought forth Ordinance O-22-14 Making Supplemental Appropriations, explaining that City Services committee has now had time to discuss the supplemental for repair of the tornado sirens in committee.

M Albright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-14 by title only. B Osborn seconded the motion.

Discussion: None.

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

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

M Albright moved for passage of Ordinance O-22-14. B Osborn seconded the motion.

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

Ordinance O-22-14 passed as presented.

M Albright introduced Ordinance O-22-18 Establishing a Fund.

M Albright moved to have the first reading on Ordinance O-22-18 by title only. J McKay seconded the motion.

Discussion:

- a. #637 "ACOE-WWTP IMPROVEMENTS/CONSTRUCTION FUND"

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-18 by title only

M Albright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-18 by title only. J McKay seconded the motion.

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

Director of Law read Ordinance O-22-18 by title only.

M Albright moved for passage of Ordinance O-22-18. J McKay seconded the motion.

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

Ordinance O-22-18 passed as presented.

M Albright presented ordinance O-22-19 Making supplemental appropriations.

M Albright moved to have the first reading on Ordinance O-22-19 by title only. M Snarr seconded the motion.

Discussion:

- a. From the anticipated funds in the OCOE-WWTP Improvements/Construction Fund to 637.360.5910 "Project Expenses" the sum of \$1,000,000.00

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- b. From the available excess funds in the Police Fund to 510.211.5236 "Direct Deductions" the sum of \$460.35
- c. From the available excess funds in the Waste Fund to 670.380.5514 "Landfill Phase 8 Expenses" the sum of \$44,400.00
- d. From the available excess funds in the Waste Fund to 670.370.5241 "Education and Training Fees" the sum of \$7,000.00

It was noted the \$1,000,000.00 supplemental was for a grant for the Wastewater Plant construction project.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-19 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-19 by title only. M Snarr 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-22-19 by title only.

M Allbright moved for passage of Ordinance O-22-19. M Snarr seconded the motion.

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

Ordinance O-22-19 passed as presented.

M Allbright introduced Ordinance O-22-20 Making miscellaneous transfers.

M Allbright moved to have the first reading on Ordinance O-22-20 by title only. M Purkey seconded the motion.

Discussion:

- a) From 636.360.5910 "Project Expenses" to 636.360.5911 "Project Match" the sum of \$333,333.33.

It was noted that this was also for the wastewater treatment plant construction project.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-20 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-20 by title only. M Purkey 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-22-20 by title only.

M Allbright moved for passage of Ordinance O-22-20. M Purkey seconded the motion.

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

Ordinance O-22-20 passed as presented.

M Allbright explained there would be legislation in the future regarding the miscellaneous transfer process.

JUDICIARY COMMITTEE

M Purkey introduced Resolution R-22-17 Authorizing the Tax Commissioner to adopt Rules and Regulations for Income Tax Collection pursuant to Ohio Revised Code Section 718.30.

Purkey explained the resolution will allow the Tax Commissioner to adopt rules and regulations that clarify and give guidance on how to enforce the current income tax ordinance.

M Purkey moved to have the first reading on Resolution R-22-17 by title only. J McKay seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-17 by title only.

Purkey requested the second and third readings be placed on the agenda for the next regular council meeting.

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Purkey reported that the topics of feral cats and code enforcement issues are currently in committee. He also noted he recently received information on council compensation from Human Resources.

PUBLIC WORKS COMMITTEE

M Snarr brought forth Ordinance O-22-16 Amending certain sections of Chapter 927 Water Rules and Regulations of the Wilmington Codified Ordinances.

M Snarr moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-16 by title only. M Purkey seconded the motion.

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

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

M Snarr moved for passage of Ordinance O-22-16. M Purkey seconded the motion.

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

Ordinance O-22-16 passed as presented.

Snarr recognized Public Works Director Rick Schaffer. On the Thursday before Good Friday it came to their attention that there was a grant opportunity with a filing deadline in three days. He said Rick did not complain, he just pulled together the information and got it done before the deadline.

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

Randy Gray of 143 E Ruby Avenue asked how the island on Rombach Avenue is supposed to work. Mayor Stanforth provided an explanation of how the pedestrian refuge island will be used and offered that there would be flashing lights and other safety features to bring attention to the crosswalk.

Jonathan McKay said he received positive comments about the new camera placement. He also gave a shout-out to the tax department. He noted it was very busy this week for income tax filing and the department does a great job.

Justin Dickman sent out his congratulations to Law Director Brett Rudduck and his family on his daughter's induction into the National Honor Society.

ADJOURNMENT

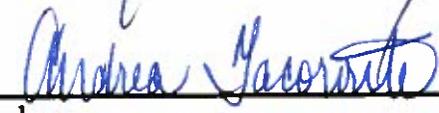
B Liermann moved to adjourn the meeting.

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

ATTEST:



President of Council



Clerk