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Wilmington City Council

June 16, 2022

Wilmington City Council met in regular session on Thursday, June 16, 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, absent; B Liermann, present; B Osborn, present; M Allbright, present; N Eveland, present; M Purkey, present

J McKay moved to excuse the absent member (M Snarr). B Liermann seconded the motion.

Voice vote. Motion passed unanimously.

Absent member (M Snarr) excused.

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. B Osborn seconded the motion.

Voice vote. Motion passed unanimously.

Agenda accepted.

J McKay moved to approve the minutes of the June 2, 2022, City Council Meeting as presented. M Allbright seconded the motion.

Voice vote. Motion passed unanimously.

June 2, 2022, regular City Council minutes approved as presented.

President McKay opened the public hearing at 7:33 p.m. for a rezoning of 5.394 acres, more or less, owned by LT Land Development and located at 1600 W Main Street and 80 Park Drive from LI (Light Industrial) to SC (Suburban Commercial)

Katie Wilkin of Peelle McCoy Law Offices presented an overview of the project and explained the rezoning was in keeping with the Comprehensive Plan for the City. There were no questions from the public.

President McKay closed the public hearing at 7:34 p.m.

President McKay announced a public hearing for July 21, 2022, for a rezoning of 0.179 acres (more or less), owned by Wilmington Savings Bank and more commonly known as 31 Columbus Street from TN (Traditional Neighborhood) to SC (Suburban Commercial).

MAYOR

Mayor Stanforth announced community events including the Rock the Block, a Senior Awareness Fair, the Murphy Theatre schedule, and the upcoming fireworks on July 4 at the Clinton County Fairgrounds

AUDITOR

Auditor Mary Kay Vance recognized the passing of the Vivien Kiel, the wife of former City bond counsel Fred O. Kiel. She said the Kiels were great supporters of Wilmington.

SERVICE AND SAFETY DIRECTOR

Mayor Stanforth provided an update on the water line installation on the Mulberry Street project. He explained they were getting ready to do the load test and would be moving into pressure tests soon.

COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE – J McKay had no report.

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CITY SERVICES COMMITTEE

N Eveland introduced Resolution R-22-26 Declaring surplus property, to wit: Maintenance & Repair Department vehicles and equipment valued at more than \$1000, and authorizing the sale of said property. He noted there were many items on the list.

N Eveland moved to have the first reading on Resolution R-22-26 by title only. B Liermann seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-26 by title only

N Eveland moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-26 by title only. B Liermann seconded the motion.

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

Director of Law read Resolution R-22-26 by title only.

N Eveland moved for passage of Resolution R-22-26. B Liermann seconded the motion.

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

Resolution R-22-26 passed as presented.

FINANCE COMMITTEE

M Albright presented ordinance O-22-28 Making supplemental appropriations.

M Albright moved to have the first reading on Ordinance O-22-28 by title only. M Purkey seconded the motion.

Discussion:

- a. From the available excess funds in the General Fund to 110.132.5492 "Service Payments - TIF" the sum of \$40,501.00
- b. From the available excess funds in the Public Transit Reserve Fund to 212.390.5416 "Reserve Fund Expense" the sum of \$75,000.00
- c. From the available excess funds in the General Fund to 110.120.5214 "OPWC Rombach Avenue Note Payment" the sum of \$225,000.00
- d. From the available excess funds in the General Fund to 110.120.5590 "Rombach Avenue Match" the sum of \$271,172.23

N Eveland questioned the supplemental for \$75,000.00 from the Public Transit Reserve Fund to the Reserve Fund Expense. Auditor Vance explained that this money is from contract services that the Transit Department collects (from schools, etc.). The America CARES people have asked the City to put these revenues into the Reserve Fund rather than the general Transit Fund. She explained is not new money; it is money that we were already planning on collecting. All expenditures from the fund will have to be approved through ODOT. The funds are currently in the general fund and will need to be moved. The supplemental is needed so revenue from the Transit contracts can be spent once the funds are moved.

N Eveland noted that ODOT has stipulations on how the money should be spent. He said it seems like this is a \$75,000 appropriation into the taxi company without any strings. Eveland suggested they either take the supplemental off the legislation and wait until the later to supplement the money or thought Council could strongly suggest the Transit department come back provide a report to the City Services Committee on how the money was spent. He stated he thought the committee should have an opportunity to ask questions to identify how the money will be spent. Mayor Stanforth stated that the money was already under administration control and that they should trust Transit Director Powell make expenditures as needed for the department.

N Eveland moved to strike line b (From the available excess funds in the Public Transit Reserve Fund to 212.390.5416 "Reserve Fund Expense" the sum of \$75,000.00) from Ordinance O-22-28. M Purkey seconded the motion.

Discussion: B Osborn asked how the amount \$75,000 was determined. Auditor Vance said it was an estimate of contract revenues. Albright said he trusted the department to spend the money. M Purkey stated he had no issue with the supplemental but seconded the motion to strike the line in order to have a discussion. He noted council often deals with estimated revenue. He further stated that because they have ODOT

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restrictions already, he is fine putting faith in the department to spend it appropriately. M Purkey also noted if it gets removed from the legislation, it can just be brought forth later; so it does not hurt to have the line removed. J McKay asked for clarification that N Evleand would be more comfortable having the item come in front of the City Services committee. N Evleand said he wanted it in front of the committee because he wanted to know how they were going to spend it.

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

Removal of Line B from O-22-28 approved.

M Allbright made a motion to amend Ordinance O-22-28 to incorporate the deletion of Item B. M Purkey seconded the motion.

Voice vote. Motion passed unanimously.

Ordinance O-22-28 amended.

M Allbright moved to have the first reading on Ordinance O-22-28, as amended, by title only. M Purkey seconded the motion.

Discussion:

- a. From the available excess funds in the General Fund to 110.132.5492 "Service Payments - TIF" the sum of \$40,501.00
- b. From the available excess funds in the General Fund to 110.120.5214 "OPWC Rombach Avenue Note Payment" the sum of \$225,000.00
- c. From the available excess funds in the General Fund to 110.120.5590 "Rombach Avenue Match" the sum of \$271,172.23

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-28, as amended, by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-28, as amended, by title only. M Purkey seconded the motion.

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

Director of Law read Ordinance O-22-28, as amended, by title only.

M Allbright moved for passage of Ordinance O-22-28, as amended. M Purkey seconded the motion.

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

Ordinance O-22-28 passed as amended.

JUDICIARY COMMITTEE

M Purkey brought forward Ordinance O-22-25 Rescinding and/or revoking Ordinance 5090 and hereby setting salaries of City Council Members and Appointed Salaried Officials. Purkey said the ordinance sets the rate of pay for Council members \$5354/year and will become effective for the next council term. He noted the ordinance had been discussed at length at previous meetings.

M Purkey moved to have the third reading on Ordinance O-22-25 by title only. B Liermann seconded the motion.

Discussion: None.

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

Director of Law read Ordinance O-22-25 by title only.

M Purkey moved for passage of Ordinance O-22-25. B Liermann seconded the motion.

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

Ordinance O-22-28 passed as presented.

M Purkey introduced Ordinance O-22-29 Changing the zoning of real property located on West Main Street and Park Drive in the City of Wilmington, Ohio, and noted there was a public hearing earlier in the meeting regarding the rezoning.

M Purkey moved to have the first reading on Ordinance O-22-29 by title only. J McKay seconded the motion.

Discussion: None.

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Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-29 by title only

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

PUBLIC WORKS COMMITTEE

J McKay reported he was present with county and city staff while they tried to remediate issues in the ditch behind the houses on Florence Avenue. The drainage issues have been causing high water on Florence and Brooke Blvd, but measures are being taken to work on these problems.

REPORTS TO COUNCIL

M Purkey moved to accept the Auditor-Treasurer Report – May 2022, as presented. J McKay seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Report accepted as presented.

OPEN TO PUBLIC

Jake Dehart of Wilmington Savings Bank said he heard that miles per shift for patrol officers was being reduced because of rising gas prices. He asked how that was going to affect security in the city. He had heard it was being reduced to 40 miles per 12-hour shift. Interim Chief Neil Rager stated they had been adjusting the miles per shift for the patrol officers to find a good balance between cost savings and safety. They are currently at around 70 miles per shift. City Administrator Greg Muenchen added that the officers were doing more foot patrol, so there is still a strong police presence in the City. Auditor Vance noted that the administration is having discussions with all of the department heads to determine what the needs will be given the rising fuel prices.

M Purkey stated he had a complaint from a resident who lives on Richardson Place. There currently is no parking on the east side of Richardson and there is signage in the resident’s yard. He is tired of mowing around the sign and wonders if the no parking sign can be taken out or moved.

EXECUTIVE SESSION

M Purkey moved to enter into Executive Session under Section 121.22(G)(1) - To consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official, or the investigation of charges or complaints against a public employee, official, licensee, or regulated individual, unless the public employee, official, licensee, or regulated individual requests a public hearing. N Eveland seconded the motion.

Discussion: It was noted no action would be taken as result of the Executive Session.

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

Council entered Executive Session at 8:08 p.m.

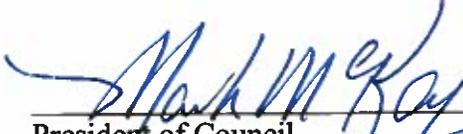
Council returned to Regular Session at 8:47 p.m.

ADJOURNMENT

B Liermann moved to adjourn the meeting.

President M McKay declared the meeting adjourned at 8:47 p.m.

ATTEST:



President of Council


Clerk