

MINUTES

Wilmington City Council

July 7, 2022

Wilmington City Council met in regular session on Thursday, July 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, absent; N Eveland, present; M Purkey, present

M Purkey moved to excuse the absent member (M Allbright). B Liermann seconded the motion.

Voice vote. Motion passed unanimously.

Absent member (M Allbright) excused.

Ronald Fithen 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.

B Osborn noted the June 16 minutes indicate he was absent and asked to amend the minutes to reflect he was present at the meeting.

M Purkey moved to approve the minutes of the June 16, 2022, City Council Meeting as amended. B Osborn seconded the motion.

Voice vote. Motion passed unanimously.

June 16, 2022, regular City Council minutes approved as amended.

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).

President McKay presented a Notice of Legislation Authority from the Ohio Division of Liquor Control for a transfer of ownership from Bhakti 1 LLC to BUJ Inc at 775 S South Street, Wilmington, OH.

MAYOR

Mayor Stanforth noted the presence of two Community Fellows in the audience and asked Councilman Snarr to introduce them. Councilman Snarr introduced Lilly Williford and Cierra Bolender. The fellows described their community projects for the summer.

Mayor Stanforth swore in Patrol Officer Matthew Patrick.

Mayor Stanforth swore in Chief of Police Ronald Fithen.

Mayor Stanforth noted the passing of Darrell Pidgeon. He recognized the Alkermes employees for their cemetery clean-up. The mayor reported that the Utility Billing Department is saving on postage as many people have signed up for paperless billing. He provided information on a pond clinic being run by Travis Luncan, Wilmington Source Water Protection Officer.

The mayor gave an overview of many of the economic development projects in process in Wilmington.

Mayor Stanforth provided the Murphy Theatre schedule, the Clinton County Fair, and information on other upcoming community events.

AUDITOR – Auditor Vance – No report.

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SERVICE AND SAFETY DIRECTOR

Safety/Service Director Shidaker introduced Resolution R-22-27 Accepting a gift from Joseph Hardin for the City of Wilmington Code Enforcement Department; and Declaring an emergency He noted the gift was for \$500.

M Purkey moved to have the first reading on Resolution R-22-27 by title only. B Osborn seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-27 by title only

M Purkey moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-27 by title only. B Osborn seconded the motion.

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

Director of Law read Resolution R-22-27 by title only.

M Purkey moved for passage of Resolution R-22-27. B Osborn seconded the motion.

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

Resolution R-22-27 passed as presented.

Shidaker introduced Resolution R-22-28 Declaring surplus property, to wit: Cemetery vehicles and equipment valued at more than \$1000, and authorizing the sale of said property.

M Purkey moved to have the first reading on Resolution R-22-28 by title only. J McKay seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-28 by title only

M Purkey moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-28 by title only. J McKay seconded the motion.

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

Director of Law read Resolution R-22-28 by title only.

M Purkey moved for passage of Resolution R-22-28. J McKay seconded the motion.

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

Resolution R-22-28 passed as presented.

Shidaker noted there would be upcoming legislation for the Transit in the City Services portion of the meeting. He further said that Director of Transit Jessica Powell would not be in attendance as her home was affected by the Goshen tornado. He asked that people keep Director Powell in thoughts and prayers.

COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE

Economic Development Update – J McKay noted there is a great deal of economic development currently underway in Wilmington and Clinton County. He said that Beth Huber, Interim Director of the Clinton County Port Authority, was present and they had many things in the works at the Airpark that will increase employment opportunities and building construction. He said he would like to have economic development be part of the council discussion on a regular basis.

CITY SERVICES COMMITTEE

N Eveland introduced Resolution R-22-29 A Resolution authorizing the Director of Transit to enter into a Purchase of Service Contract Agreement between Clinton County Job and Family Services (JFS) and Wilmington Transit Systems for Non-Emergency Transportation (NET) Services; and Declaring an emergency

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N Eveland moved to have the first reading on Resolution R-22-29 by title only. J McKay seconded the motion.

Discussion:

Eveland explained differences in the contract from preceding years. He also noted that the City's wages for cab drivers are in line with federal minimums.

Voice vote. Motion passed unanimously. B Osborn asked if the commissioners had already signed the contract, and Shidaker indicated that they had.

Director of Law read Resolution R-22-29 by title only

N Eveland moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-29 by title only. J McKay seconded the motion.

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

Director of Law read Resolution R-22-29 by title only.

N Eveland moved for passage of Resolution R-22-29. J McKay seconded the motion.

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

Resolution R-22-29 passed as presented.

N Eveland introduced Resolution R-22-30 Declaring surplus property, to wit: Fire Department vehicle valued at more than \$1000, and authorizing the sale of said property,

N Eveland moved to have the first reading on Resolution R-22-30 by title only. B Liermann seconded the motion.

Discussion:

Chief Andy Mason explained the Fire Department wished to use the vehicle to practice extrication techniques and then would dispose of the vehicle afterward.

City Administrator Greg Muenchen stated that Samantha Miller in the Safety/Service Department has done a great job of streamlining the City's surplus property process, so the city has been able to get rid of unused and unneeded items.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-30 by title only

N Eveland moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-30 by title only. B Liermann seconded the motion.

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

Director of Law read Resolution R-22-30 by title only.

N Eveland moved for passage of Resolution R-22-30. B Liermann seconded the motion.

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

Resolution R-22-30 passed as presented.

FINANCE COMMITTEE

M Snarr presented Ordinance O-22-30 Making supplemental appropriations.

M Snarr moved to have the first reading on Ordinance O-22-30 by title only. B Osborn seconded the motion.

Discussion:

- a. From the available excess funds in the Cemetery Fund to 580.500.5273 "Grounds Maintenance" the sum of \$16,401.00
- b. From the available excess funds in the General Fund to 110.122.5411 "Code Enforcement Incidentals" the sum of \$500.00

Shidaker explained the \$16,401.00 to the cemetery grounds maintenance was to pay for repair of the fence. The city received a check from an insurance company for compensation of the repairs.

M Snarr moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-30, by title only. B Osborn seconded the motion.

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

Director of Law read Ordinance O-22-30, by title only.

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M Snarr moved for passage of Ordinance O-22-30. B Osborn seconded the motion. Roll call vote: Osborn, aye; Eveland, aye; Purkey, aye; McKay, aye; Snarr, aye; Liermann, aye. Motion passed.

Ordinance O-22-30 passed as read.

M Snarr introduced Ordinance O-22-31 Making miscellaneous transfers.

M Snarr moved to have the first reading on Ordinance O-22-31 by title only. B Osborn seconded the motion.

Discussion:

- a) From 510.211.5329 "K-9 Program" to 510.211.5317 "Vehicle Fuel – Police" the sum of \$6,370.00
- b) From 530.212.5317 "Squad Vehicle Fuel" to 530.212.5274 "Squad Vehicle Maintenance" the sum of \$9,999.40.
- c) From 520.221.5512 "Fire Capital Equipment" to 520.221.5317 "Fire Vehicle Fuel" the sum of \$25,000.00
- d) From 520.221.5512 "Fire Capital Equipment" to 520.221.5271 "Fire Facility Maintenance" the sum of \$10,000.00
- e) From 292.110.5910 "Sugartree Street Project" to 292.110.5410 "Admin Program Incidentals" the sum of \$15,000.00

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-31 by title only

M Snarr moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-31 by title only. B Osborn seconded the motion.

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

Director of Law read Ordinance O-22-31 by title only.

M Snarr moved for passage of Ordinance O-22-31. B Osborn seconded the motion.

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

Ordinance O-22-31 passed as presented.

JUDICIARY COMMITTEE

M Purkey brought forth Ordinance O-22-29 Changing the zoning of real property located on West Main Street and Park Drive 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-22-29 by title only. J McKay seconded the motion.

Discussion:

It was noted there was a public hearing on this rezoning and there were no public comments.

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

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

M Purkey moved for passage of Ordinance O-22-29. J McKay seconded the motion.

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

Ordinance O-22-29 passed as presented.

M Purkey introduced Resolution R-22-31 A resolution authorizing the mayor of the City of Wilmington to execute a Master Agreement with Interstate Gas Supply, Inc.; and Declaring an emergency

Art Deininger, Senior Energy Consultant for Buckeye Energy Brokers, Inc. provided information on the new contract. He explained the contract is for two years. It starts out as a variable rate, with the option to fix it at a later date if the rates adjust down favorably. He said the market is extremely volatile. He handed out an FAQ document and said they were planning on doing a mailing in August to inform the citizens of the new contract.

M Purkey moved to have the first reading on Resolution R-22-31 by title only. N Eveland seconded the motion.

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Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-31 by title only

M Purkey moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-31 by title only. N Eveland seconded the motion.

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

Director of Law read Resolution R-22-31 by title only.

M Purkey moved for passage of Resolution R-22-31. N Eveland seconded the motion.

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

Resolution R-22-31 passed as presented.

PUBLIC WORKS COMMITTEE – M Snarr – No report

REPORTS TO COUNCIL

M Purkey moved to accept the Income Tax Report – June 2022, as presented. J McKay seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Report accepted as presented.

OPEN TO PUBLIC

There were no comments from the public.

EXECUTIVE SESSION

M Purkey moved to enter into Executive Session under Section 121.22(G)(3) – Conferences with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action. B Liermann seconded the motion.

Discussion: It was noted there would be two items discussed, but no action would be taken as result of the Executive Session.

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

Council entered Executive Session at 8:37 p.m.

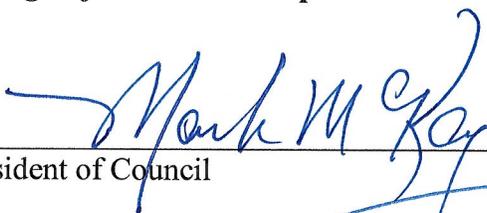
Council returned to Regular Session at 9:20 p.m.

ADJOURNMENT

B Liermann moved to adjourn the meeting.

President M McKay declared the meeting adjourned at 9:20 p.m.

ATTEST:



President of Council



Clerk