

MINUTES

Wilmington City Council

January 6, 2022

Wilmington City Council met in regular session on Thursday, January 6, 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.

Justin Dickman was Acting Director of Law.

PRESIDENT OF COUNCIL

J McKay moved to approve the meeting agenda as presented. M Liermann seconded the motion.

Voice vote. Motion passed unanimously.

Agenda approved as presented.

M Purkey moved to approve the minutes of the December 16, 2021, regular City Council Meeting as presented. M Allbright seconded the motion.

Voice vote. Motion passed unanimously.

December 16, 2021, regular City Council minutes approved.

President McKay presented the committee assignments for 2022 as follows:

City Revitalization Committee

Jonathan McKay (Chair)
Michael Snarr
Matt Purkey

City Service Committee

Nick Eveland (Chair)
Bill Liermann
Jonathan McKay

Finance Committee

Michael Allbright (Chair)
Bob Osborn
Michael Snarr

Judiciary Committee

Matt Purkey (Chair)
Jonathan McKay
Bob Osborn

Public Works/Enterprise Committee

Michael Snarr (Chair)
Matt Purkey
Michael Allbright

Ad Hoc Committee

Mark McKay (Chair)
Michael Snarr
Matt Purkey
Jonathan McKay

B Liermann moved to approve the Council Committee Assignments for 2022, as presented. J McKay seconded the motion.

Voice vote. Motion passed unanimously.

Council Committee Assignments approved.

President McKay introduced Resolution No. R-22-01 Appointing [Matt Purkey] the President Pro Tempore of Council of the City of Wilmington and declaring an emergency.

B Liermann moved to have the first reading on Resolution R-22-01 by title only. J McKay seconded the motion.

Discussion: None

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-01 by title only

B Liermann moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-01 by title only. J McKay seconded the motion.

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

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Director of Law read Resolution R-22-01 by title only.

B Liermann moved for passage of Resolution R-22-01. J McKay seconded the motion. Roll call vote: Snarr, aye; Liermann, aye; Osborn, aye; Allbright, aye; Eveland, aye; Purkey, aye; McKay, aye. Motion passed.

Resolution R-22-01 passed as presented.

President McKay introduced Resolution R-22-02 Appointing [Andrea Tacoronte] the Clerk of Council of the City of Wilmington and declaring an emergency

M Purkey moved to have the first reading on Resolution R-22-02 by title only. B Osborn seconded the motion.

Discussion: None

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-02 by title only

M Purkey moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-02 by title only. B Liermann seconded the motion.

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

Director of Law read Resolution R-22-02 by title only.

M Purkey moved for passage of Resolution R-22-02. B Liermann seconded the motion.

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

Resolution R-22-02 passed as presented.

President Pro Tempore Matt Purkey and Clerk of Council Andrea Tacoronte were sworn in.

President McKay announced a Public Hearing on February 17, 2022, for a rezoning request from Healthsource of Ohio for the rezoning of two parcels with a total area of 0.357 acres (more or less), more commonly known as 156 ½ and 168 W Main Street, from DT (Downtown Transition) to DC (Downtown Core).

MAYOR

Mayor John Stanforth recognized members of the Water and Wastewater crews who worked on Christmas Eve to repair a water main break.

He complimented Shirley Orwick of the Building and Zoning Department for her excellent work as Clerk of the Board of Zoning Appeals.

Mayor Stanforth announced the eastern bridge at Sugar Grove Cemetery will be closed until further notice. It has been deemed unsafe and repairs will be made.

The Mayor also provided information on an upcoming community blood drive, the local food pantry schedule, and upcoming Murphy Theatre events.

AUDITOR – No report.

SERVICE AND SAFETY DIRECTOR

Service Director Shidaker indicated the public should expect delays in the repair of the bridge at Sugar Grove Cemetery. He also stated the Streets Department was ready and prepared for upcoming snowfall and had done a great job in staying ahead of the current weather event.

Service Director Shidaker introduced Resolution R-22-03 Expressing intent to sell City surplus items to the public through an on-line auction service and declaring an emergency. He explained this is an annual piece of legislation needed to sell items on GovDeals.

B Liermann moved to have the first reading on Resolution R-22-03 by title only. M Purkey seconded the motion.

Discussion: None

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-03 by title only

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B Liermann moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-03 by title only. M Purkey seconded the motion.

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

Director of Law read Resolution R-22-03 by title only.

B Liermann moved for passage of Resolution R-22-03. M Purkey seconded the motion.

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

Resolution R-22-03 passed as presented.

COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE

J McKay had no report but stated he would like to have a committee meeting in the future.

CITY SERVICES COMMITTEE

N Eveland had no report but stated he would like to have a committee meeting in the next week.

FINANCE COMMITTEE

M Albright introduced Ordinance O-22-01 Making Miscellaneous Transfers.

Albright moved to have the first reading on Ordinance O-22-01 by title only. B Osborn seconded the motion.

Discussion:

- a) From 110.120.5211 "Postage and Supplies" to 110.120.5122 "Workers Comp-Admin" the sum of \$930.00
- b) From 110.120.5211 "Postage and Supplies" to 110.131.5122 "Workers Comp-Auditor" the sum of \$472.00
- c) From 110.120.5211 "Postage and Supplies" to 110.181.5122 "Director of Law-Workers Comp" the sum of \$925.00
- d) From 110.154.5111 "Acting Clerk Salary" to 110.151.5111 "Judge Salary" the sum of \$200.00
- e) From 110.154.5111 "Acting Clerk Salary" to 110.152.5111 "Clerk Salary" the sum of \$100.00
- f) From 110.155.5111 "Bailiff Salaries" to 110.156.5111 "Probation Officers Salaries" the sum of \$2,750.00
- g) From 110.133.5410 "Incidentals" to 110.133.5111 "Treasurer Salary" the sum of \$200.00
- h) From 211.390.5112 "Salaries-Taxi Dispatch/Maintenance" to 211.390.5111 "Salaries-Drivers" the sum of \$681.00
- i) From 211.390.5123 "Benefit Insurance" to 211.390.5122 "Workers Comp" the sum of \$4,322.00
- j) From 287.150.5414 "Operating Expenses" to 287.150.5111 "Salaries" the sum of \$628.00
- k) From 510.211.5123 "Benefit Insurance" to 510.211.5122 "Workers Comp" the sum of \$12,059.50
- l) From 580.500.5237 "Data Processing" to 580.500.5122 "Workers Comp" the sum of \$42.00
- m) From 605.350.5123 "Benefit Insurance" to 605.350.5122 "Workers Comp" the sum of \$2,435.00

Auditor Vance explained that the transfers were associated with electronic transactions between the last council meeting and the end of the year had not been anticipated. The transfers cover those transactions.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-01 by title only

Albright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-01 by title only. B Osborn 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-22-01 by title only.

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Allbright moved for passage of Ordinance O-22-01. B Osborn seconded the motion.
Roll call vote: McKay, aye; Snarr, aye; Liermann, aye; Osborn, aye; Allbright, aye; Eveland, aye; Purkey, aye. Motion passed.
Ordinance O-22-01 passed as presented.

JUDICIARY COMMITTEE

M Purkey brought forth Ordinance O-21-61 Changing the zoning of real property located on Rombach Avenue and Progress Way 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-21-61 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-21-61 by title only.

M Purkey moved for passage of Ordinance O-21-61. 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-21-61 passed as presented.

M Purkey brought forth Resolution R-21-48 A Resolution authorizing an agreement with Polaris Industries Inc., providing for a project and tax exemption pursuant to the state Enterprise Zone Program, and making determinations in connection therewith; repealing all prior conflicting ordinances.

Council Member Purkey explained the tax exemption would be for 75% of the new improvements for a period of 7 years. They anticipate 15-20 employees on their first round of hiring.

M Purkey moved to suspend the rules and regulations and have the second and third readings on Resolution R-21-48 by title only. N Eveland seconded the motion.
Roll call vote: Osborn, abstain; Allbright, aye; Eveland, aye; Purkey, aye; McKay, aye; Snarr, aye; Liermann, aye. Motion passed.
Director of Law read Resolution R-21-48 by title only.

President McKay noted Council Member Osborn abstained because of his position with Laurel Oaks Schools.

M Purkey moved for passage of Resolution R-21-48. N Eveland seconded the motion.
Roll call vote: Allbright, aye; Eveland, aye; Purkey, aye; McKay, aye; Snarr, aye; Liermann, aye; Osborn, abstain. Motion passed.
Resolution R-21-48 passed as presented.

Purkey stated there would be a standing Judiciary Committee meeting on the third Thursday of each month at 6:00 p.m.

PUBLIC WORKS COMMITTEE

Council Member Snarr had no report but commended the workers who were out on Christmas Eve. He added that there are several upcoming projects.

REPORTS TO COUNCIL – No reports.

OPEN TO PUBLIC

Council Member Eveland shared an account of his family recently needing the City's Emergency Medical Services. He said they did a very good job and were very professional.

Justin Dickman thanked everyone who had been working on the trail on the west side of town. He said he was looking forward to using the completed trail.

EXECUTIVE SESSION

It was noted there may be a request for council action after Executive Session.

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M Purkey moved to enter 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 and under Section 121.22(G)(4) – Preparing for, conducting, or reviewing negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment.

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

Council entered executive session at 8:06 p.m.

Council returned to regular session at 9:00 p.m.

M Purkey moved to authorize the mayor to enter into the contract between the City of Wilmington and International Association of Fire Fighters (IAFF). B Liermann seconded the motion.

Voice vote. Motion passed unanimously.

Motion to authorize mayor to enter into agreement passed.

M Purkey moved to authorize the administration to file suit against the Ohio Department of Natural Resources (ODNR), at the discretion of the administration. M Albright seconded the motion.

Voice vote: McKay abstained. The remaining council members voted yes.


Motion to authorize legal action again ODNR passed.

ADJOURNMENT


B Osborn moved to adjourn the meeting.

President M McKay declared the meeting adjourned at 8:55 p.m.

ATTEST:



President of Council



Clerk

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Wilmington City Council

January 20, 2022

Wilmington City Council met in regular session on Thursday, January 20, 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 approve the meeting agenda as presented. M Liermann seconded the motion.

Voice vote. Motion passed unanimously.

Agenda approved as presented.

M Purkey moved to approve the minutes of the January 6, 2022, regular City Council Meeting as presented. M Allbright seconded the motion.

Voice vote. Motion passed unanimously.

January 6, 2022, regular City Council minutes approved.

President McKay announced a Public Hearing on February 17, 2022, for a rezoning request from Healthsource of Ohio for the rezoning of two parcels with a total area of 0.357 acres (more or less), more commonly known as 156 ½ and 168 W Main Street, from DT (Downtown Transition) to DC (Downtown Core).

The Clinton County Coalition on Homelessness (CCCH) presented their Coordinated Community Plan to Prevent and End Homelessness to council. Presenters were Denise Stryker and Tom Albanese. They acknowledged the City of Wilmington's role in establishing the Clinton County Services for the Homeless in 1988. The plan detailed specific ways to meet their common goal/mission: "Develop and sustain a systematic response that ensures homelessness is prevented whenever possible, or if it can't be prevented, it is a rare and brief experience."

Council Member McKay commented on his admiration to the coalition for the important work they do in the community. Council Member Snarr provided comments of support for Albanese, Stryker, and the work they do regarding homelessness.

M Snarr moved to support Tom Albanese and the work of the Clinton County Coalition on Homelessness through the implementation of their Coordinated Community Plan to Prevent and End Homelessness. M Purkey seconded the motion.

Voice vote. Motion passed unanimously.

Motion to support the CCCH Coordinated Community Plan approved.

MAYOR

AUDITOR – No report.

SERVICE AND SAFETY DIRECTOR

Service Director Shidaker introduced on Resolution R-22-04 Authorizing the Service Director to submit an application to the Transportation Alternatives Program (TAP) through Ohio Department of Transportation (ODOT) for a multi-use pedestrian path along Davids Drive; and declaring an emergency.

He explained these funds would be used to construct the proposed pedestrian path along Davids Drive as an adjunct to the Davids Drive pavement rehabilitation project scheduled for 2023. The funding request is \$1 million, with project costs estimated at \$1.1 million. Shidaker also mentioned the city needed to make decisions regarding

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funding the future phases of Davids Drive and whether they should continue to pursue grant funding or if they should fund the remainder of the project through notes.

J McKay moved to have the first reading on Resolution R-22-04 by title only. M Snarr seconded the motion.

Discussion: None

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-04 by title only

J McKay moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-04 by title only. M Snarr 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-22-04 by title only.

J McKay moved for passage of Resolution R-22-04. M Snarr seconded the motion.

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

Resolution R-22-04 passed as presented.

Service Director Shidaker introduced Resolution R-22-05 Declaring surplus property, to wit: Transit Department vehicles valued at more than \$1000, and authorizing the sale of said property.

M Purkey moved to have the first reading on Resolution R-22-05 by title only. B Liermann seconded the motion.

Discussion: None

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-05 by title only

M Purkey moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-05 by title only. B Liermann 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-22-05 by title only.

M Purkey moved for passage of Resolution R-22-05. B Liermann seconded the motion.

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

Resolution R-22-05 passed as presented.

COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE - J McKay - No report.

CITY SERVICES COMMITTEE

N Eveland had no report but mentioned they are still in the process of scheduling a City Services Committee meeting.

FINANCE COMMITTEE – M Albright - No report.

JUDICIARY COMMITTEE

M Purkey had no report but said they will have things coming up in the future.

PUBLIC WORKS COMMITTEE

M Snarr introduced Ordinance O-22-02 Amending Section 929.06, Bulk Water Purchasing, of the Codified Ordinances.

M Snarr moved to have the first reading on Ordinance O-22-02 by title only. J McKay seconded the motion.

Discussion: Public Works Director Rick Schaffer explained this increase was proportional with the recent water rate increases, but it does combine the three steps of increases into one. He added that bulk water sales account for less than 1% of the total water revenue. N

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Eveland asked if temporary water connections associated with building construction were included, and Schaffer indicated this would be covered by the bulk water rate.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-02 by title only

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

REPORTS TO COUNCIL

M Purkey moved to approve the following reports:

- a. Auditor-Treasurer Report – December 2021
- b. Clinton County Ohio Municipal Court Report - 2021

J McKay seconded the motion.

Voice vote. Motion passed unanimously.

Reports approved as presented

OPEN TO PUBLIC


N Eveland thanked Clerk Andrea Tacoronte for her preparation of the council minutes.

ADJOURNMENT


B Liermann moved to adjourn the meeting.

President M McKay declared the meeting adjourned at 8:22 p.m.

ATTEST:



President of Council



Clerk

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Wilmington City Council

February 10, 2022

Wilmington City Council met in special session on Thursday, February 10, 2022, at 7:30 p.m. at 69 N. South St. Wilmington, Ohio, with President Mark McKay presiding.

The purpose of the special session was the rescheduling of the February 3, 2022, regular council meeting, which was cancelled because of inclement weather.

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 Snarr moved to amend the agenda to allow for three readings on Resolution R-22-06. M Allbright seconded the motion.

Voice vote. Motion passed unanimously.

Agenda amended.

M Purkey moved to accept the agenda as amended. B Liermann seconded the motion.

Voice vote. Motion passed unanimously.

Amended agenda accepted.

J McKay moved to approve the minutes of the January 20, 2022, regular City Council Meeting as presented. M Allbright seconded the motion.

Voice vote. Motion passed unanimously.

January 20, 2022, regular City Council minutes approved.

President McKay announced a Public Hearing on February 17, 2022, for a rezoning request from Healthsource of Ohio for the rezoning of two parcels with a total area of 0.357 acres (more or less), more commonly known as 156 ½ and 168 W Main Street, from DT (Downtown Transition) to DC (Downtown Core).

MAYOR

Mayor Stanforth provided information on vaccination scheduling and community events. He recognized the work of police officers Powell and Wisecup who recently had a call involving a person who was unresponsive and without heartbeat when they arrived. They were able to revive the individual on scene. The Mayor reported that he had a complimentary email regarding crews from the Sewer and Maintenance Departments who helped a citizen resolve a sewer issue in their backyard on Higgins Streets. Mayor Stanforth announced that Maintenance and Repair Superintendent Jerry Runk had open heart surgery recently and hoped that everyone would keep him in their thoughts.

AUDITOR

Auditor Vance explained there would be new language in the supplemental appropriations legislation. This language clarifies that a supplemental appropriation uses excess that is available within a fund and places it into a specific line within that fund. It does not take money away from a fund. She also said there would be legislation coming on the next council meeting regarding the money that has been borrowed for the landfill expansion. Each year legislation is passed that allows the city to make their annual payment (approximately \$300,000 to \$400,000) on this note. She asked for council to consider passing the legislation in three readings in a single meeting.

SERVICE AND SAFETY DIRECTOR

Service Director Shidaker recounted his experience earlier in the day as he accompanied the Police Department while they executed two search warrants. This was a very large operation with multiple agency support including SWAT, air support, and

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approximately 75 officers from three counties. He said that he had a neighbor approach him after the raid who thanked the city for addressing the issues that were going on at that house.

Service Director Shidaker gave a Power Point presentation on an application recently submitted to the state that, if funded, would allow the city to use safety funds to build pedestrian crossings at various locales. The locations submitted include Holmes Elementary, W Locust Street between South and Mulberry, N. South Street between Birdsall and Vine, Nelson Avenue at the trail, S. South Street just south of Sugartree, Mulberry Street at the trail, and Thorne Avenue between the school and athletic fields. The state has the option to fund all, selected locations, or none of the crossings.

COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE - J McKay - No report.

CITY SERVICES COMMITTEE

N Eveland gave a recap of items discussed at the last City Services Committee Meeting. Options are being explored to repair the eastern bridge at the cemetery. This will be a major repair, with an estimated cost of over \$100,000.

Eveland also spoke about a program to address homelessness called H.O.T. – Homeless Outreach Taskforce. This program has been successful in Wichita, Kansas, and involves providing homeless with the support they need to get access to local resources and to become reunited with families. He explained that in the program, the Police Department could act as the lynchpin to bring all of the resources together. Commissioner Mike McCarty also spoke on the program and for the need for better mental health and addiction resources in the City. Michael Snarr suggested the program be put in front of the local Coalition on Homeless to make sure there is no redundancy in efforts.

Eveland said the traffic signal on Rombach and Elizabeth was addressed in committee and they were told they city may need to allocate more funds to install this signal.

FINANCE COMMITTEE –

M Allbright introduced Ordinance O-22-03 Making Supplemental Appropriations.

M Allbright moved to have the first reading on Ordinance O-22-03 by title only. B Osborn seconded the motion.

Discussion:

- a) From 110.120.5284 "Workers Comp – Comp Management" to 110.120.5282 "Property Casualty" the sum of \$10.88.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-03 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-03 by title only. M Snarr 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 Ordinance O-22-03 by title only.

M Allbright moved for passage of Ordinance O-22-03. B Osborn seconded the motion.

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

Ordinance O-22-03 passed as presented.

M Allbright introduced Ordinance O-22-04 Making Miscellaneous Transfers.

M Allbright moved to have the first reading on Ordinance O-22-04 by title only. B Osborn seconded the motion.

Discussion:

- a) From the excess funds of the SCRAM Fund to 285.150.5269 "Misc. Services" the sum of \$5000.00.

Voice vote. Motion passed unanimously.

Director of Law read Resolution Ordinance O-22-04 by title only

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M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-04 by title only. M Osborn seconded the motion.

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

Director of Law read Ordinance O-22-04 by title only.

M Allbright moved for passage of Ordinance O-22-04. B Osborn seconded the motion.

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

Ordinance O-22-04 passed as presented.

JUDICIARY COMMITTEE – M Purkey – No report.

PUBLIC WORKS COMMITTEE

M Snarr said Commissioner Mike McCarty was at the meeting to present a check to the Sanitation Department for a grant from the Clinton County Solid Waste Management District (CCSWMD).

Jeff Walls from the CCSWMD explained the grant was to help offset costs for sorting recyclables. Commissioner McCarty presented Cody Romohr, Sanitation Department Superintendent, with a \$10,000 check.

M Snarr brought forth Ordinance O-22-02 Amending Section 929.06, Bulk Water Purchasing, of the Codified Ordinances.

M Snarr moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-02 by title only. J McKay seconded the motion.

Discussion: None.

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-22-02 by title only.

M Snarr moved for passage of Ordinance O-22-02. M Purkey seconded the motion.

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

Ordinance O-22-02 passed as presented.

M Snarr announced there would a presentation by the Clinton County Solid Waste Management District regarding the Solid Waste Management Plan.

Jaimie Zawili presented a Power Point outlining the Solid Waste Management Plan of the Clinton County Solid Waste Management District. The plan was originally ratified in 2016 and is a 15-year plan. Every five years, the plan is updated and must be ratified by all jurisdictions within the Solid Waste Management District. The plan will have no increases for the next seven years, after which time any increases will need to be discussed prior to implementation. Additionally, they hope to provide more grant money to jurisdictions within the district. The entire plan can be found on the Clinton County Solid Waste Management District website. The deadline for ratification is prior to the end of February.

M Snarr introduced Resolution R-22-06 Approving the Solid Waste Management Plan of the Clinton County Solid Waste Management District.

M Snarr moved to have the first reading on Resolution R-22-06 by title only. M Purkey seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-06 by title only

M Snarr moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-06 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 Resolution R-22-06 by title only.

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M Snarr moved for passage of Resolution R-22-06. M Purkey seconded the motion.
Roll call vote: McKay, aye; Snarr, aye; Liermann, aye; Osborn, aye; Allbright, aye; Eveland,
aye; Purkey, aye. Motion passed.

Resolution R-22-06 passed as presented.

REPORTS TO COUNCIL

J McKay moved to approve the following reports:

- a. Income Tax Report - December 2021 and 2021 Annual; 2022 Projected Revenue
- b. Income Tax Report - January 2022
- c. Treasurer Statement of Interest Earned: Second Six Months 2021 and Twelve Months 2021
- d. Auditor's Certification Hotel Lodging Tax – 4th Quarter 2021

M Allbright seconded the motion.

Voice vote. Motion passed unanimously.

Reports approved as presented

OPEN TO PUBLIC


J McKay thanked the street crew for doing such a great job clearing the streets during the recent weather event.

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

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Wilmington City Council

February 17, 2022

Wilmington City Council met in regular session on Thursday, February 17, 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 Purkey moved to accept the agenda as presented. J McKay seconded the motion. Voice vote. Motion passed unanimously.

Agenda accepted.

J McKay moved to approve the minutes of the February 10, 2022, special City Council Meeting as presented. M Allbright seconded the motion.

Voice vote. Motion passed unanimously.

February 10, 2022, regular City Council minutes approved.

President McKay opened the Public Hearing at 7:32 p.m., for a rezoning request from Healthsource of Ohio for the rezoning of two parcels with a total area of 0.357 acres (more or less), more commonly known as 156 ½ and 168 W Main Street, from DT (Downtown Transition) to DC (Downtown Core).

Bob Welling – K4 Architecture provided a summary of the Heathsource project. Healthsource wishes to build a larger facility and has purchased the properties adjacent to the current facility. The new properties and their existing properties have two different zoning designations, and it is their preference to rezone the properties into a single zoning designation – DC Downtown Core. This rezoning must happen prior to them being able to replat the property and move forward with the project.

There were no public comments or questions.

President of Council closed the public hearing at 7:36 p.m.

MAYOR

Mayor Stanforth announced that the State of the City is good and read the State of the City address as follows:

Despite many challenges faced by all of us in the second year of this pandemic, the City of Wilmington continues to make significant progress. While replacing critical, aging infrastructure and navigating responsible new development, the City kept moving in the right direction.

Forward. We remain steadfast in spending responsibly, while continuing our focus on safety services, code enforcement, and road improvements. City spending did not surpass city revenue. Our revenue has many different labels, funds, taxes, fees, and levies. Regardless of what we call it, it doesn't change the fact that these revenue streams are taxpayer contributions to our community. I remain committed to responsibly shepherding the budget and projects to match the trust given to us by our citizens and the needs of the community.

This important work can only be accomplished with support of City Council and the dedicated efforts performed by City employees. In the year ahead, we look forward to serving residents in the responsive and responsible manner that you have come to expect from all of us.

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Mayor Stanforth recognized Patrol Officer Matt Hamilton with a plaque for exemplary service in the line of duty for his work as a first responder to a bleeding injury at a local industry.

Mayor Stanforth recognized the passing of Lois Allen. He provided the upcoming Murphy Theatre schedule, the COVID-19 vaccination schedule at the Health Department, and he announced a production of the Wilmington College Theatre Department. Stanforth also mentioned an upcoming meatloaf cookoff at the American Legion and the Clinton County Homeless Shelter Soup Fundraiser,

Mayor Stanforth performed the swearing-in ceremony for Sergeant Robert Wilson.

AUDITOR – Auditor Vance – No report.

SERVICE AND SAFETY DIRECTOR

Service Director Shidaker presented a Power Point presentation entitled True or False – Rombach Avenue to dispel common myths about the Rombach Avenue project:

- The project is complete: False. The project will resume in the spring and be completed summer 2022.
- There are medians in the project. False. There are no medians as part of this project.
- There is a median in front of the park: False. There is pedestrian refuge island in front of the Park to allow for pedestrian crossings to the businesses across the street.
- Left hand turns will be restricted at unsignalized locations: True. As part of the safety portion of the project, left turns will be restricted.

Shidaker provided a list of things council should expect in the future, which included:

- A supplemental for \$500,000 for the Clean Ohio Trails Grant for the Luther Warren Peace Path Extension Project.
- A supplemental appropriation for over \$400,00 to move the poles on Rombach.
- A supplemental appropriation to complete the Airborne Road project for approximately one million dollars. Mary Kay added that the city would need to review where the money would come from when the time came for the supplemental.
- A supplemental appropriation for construction inspection services because of all of the projects happening in the City.

COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE - J McKay - No report.

CITY SERVICES COMMITTEE

N Eveland indicated he would try to schedule a committee meeting prior to the next Council meeting.

FINANCE COMMITTEE –

M Allbright introduced Ordinance O-22-05 An Ordinance providing for the issuance and sale of notes in an aggregate principal amount not to exceed \$1,550,000, in anticipation of the issuance of bonds, for the purpose of paying at maturity, together with other lawfully available funds of the city, the City's outstanding Series 2021 Landfill notes, and paying related lawful costs of issuance; authorizing a purchase agreement and a registrar agreement; and declaring an emergency.

M Allbright moved to have the first reading on Ordinance O-22-05 by title only. M Snarr seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-05 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-05 by title only. M Snarr 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 Ordinance O-22-03 by title only.

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M Allbright moved for passage of Ordinance O-22-05. M Snarr seconded the motion. Roll call vote: Snarr, aye; Liermann, aye; Osborn, aye; Allbright, aye; Eveland, aye; Purkey, aye; McKay, aye. Motion passed.

Ordinance O-22-05 passed as presented.

M Allbright introduced Ordinance O-22-06 Making Miscellaneous Transfers.

M Allbright moved to have the first reading on Ordinance O-22-06 by title only. B Osborn seconded the motion.

Discussion:

- a) From 670.370.5410 "Incidentals" to 670.370.5265 "Property Taxes" the sum of \$216.00.
- b) From 605.350.5232 "Architectural and Engineering" to 605.350.5265 "Property Taxes" the sum of \$766.00
- c) From 535.214.5272 "Equipment Maintenance" to 535.214.5265 "Property Taxes" the amount of \$10.00

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-06 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-06 by title only. B Osborn seconded the motion.

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

Director of Law read Ordinance O-22-06 by title only.

M Allbright moved for passage of Ordinance O-22-06. B Osborn seconded the motion.

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

Ordinance O-22-06 passed as presented.

JUDICIARY COMMITTEE

M Purkey introduced 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 have the first reading on Ordinance O-22-07 by title only. J McKay seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

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

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

M Purkey introduced Ordinance O-22-08 Amending Ordinance No. O-19-48 to increase wages under the employee pay plan for calendar years 2022, 2023, 2024, and 2025

Purkey stated he had concerns regarding the ordinance because it provides for a 2% increase for multiple years. He said he had spoken to Auditor Vance and he was not comfortable with the ordinance as presented and would prefer to consider legislation providing for a 2% increase for 2022 only. Auditor Vance stated her concerns regarding needing more time to analyze how the increases would affect the bottom line. Eveland asked if there was a discussion about tying in compensation increases to CPI or an accepted standard of inflation. City Administrator Miller stated they had discussed it, but it would cause increases to be more volatile. Purkey added that there may be other methods of compensation evaluations and increases that should be considered.

There was a discussion of the possibility of amending the ordinance on the floor. Law Director Rudduck stated there was a qualitative difference between what was presented and what is being proposed. He suggested a new ordinance be introduced at the next meeting. Purkey stated he would have two readings at the next meeting, so the ordinance stays on schedule for the employees. It was noted the pay increase would not be retroactive to the beginning of the year.

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Purkey moved to postpone the first reading of Ordinance O-22-08 until its language has been amended to apply to only a single year of increases. J McKay seconded the motion. Voice vote. Motion passed unanimously.

O-22-08 postponed and recommended for re-drafting.

Purkey introduced 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 first reading on Ordinance O-22-09 by title only. J McKay seconded the motion.

Discussion: None.

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

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

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

Purkey introduced Ordinance O-22-10 Amending Section 133.12 Payment of Hospitalization, Group Life Insurance and Dental Insurance Premiums of the Wilmington Codified Ordinances; and Declaring an emergency.

It was noted there was a typographical error in the ordinance: regarding the employee life insurance coverage, the words "up to \$20,000.00" should read "at least \$20,000."

M Purkey moved to have the first reading on Ordinance O-22-10, as amended, by title only. M Allbright seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-10, as amended, by title only

M Purkey moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-10, as amended, by title only. M Allbright 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-22-10, as amended, by title only.

M Purkey moved for passage of Ordinance O-22-10, as amended. M Purkey seconded the motion.

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

Ordinance O-22-10 passed, as amended.

PUBLIC WORKS COMMITTEE - M Snarr – No report.

REPORTS TO COUNCIL

M Purkey moved to approve the following reports:

- a. Auditor-Treasurer Report, January 2022.

J McKay seconded the motion.

Voice vote. Motion passed unanimously.

Reports approved as presented

OPEN TO PUBLIC

J McKay spoke about the 25th anniversary of the Kehoe shootings in Wilmington, a widely reported gunfire exchange between local law enforcement and the Kehoe brothers in 1997.

EXECUTIVE SESSION

M Purkey moved to enter executive session under Section 121.22(G)(8) - To consider confidential information related to the marketing plans, specific business strategy,

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production techniques, trade secrets, or personal financial statements of an applicant for economic development assistance, or to negotiations with other political subdivisions respecting requests for economic development assistance. B Liermann seconded the motion.

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

Executive Session approved.

Council entered Executive Session at 8:32 p.m.

Council returned to Regular Session at 8:58 p.m.

ADJOURNMENT

M Purkey moved to adjourn the meeting.

President M McKay declared the meeting adjourned at 8:59 p.m.

ATTEST:



President of Council



Clerk

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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

OPEN TO PUBLIC

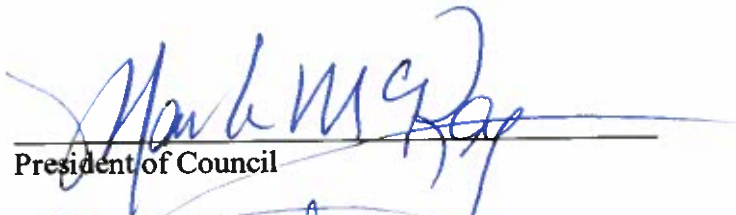
There were no comments from the public.

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

MINUTES

Wilmington City Council

March 17, 2022

Wilmington City Council met in regular session on Thursday, March 17, 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

Sergeant Rager 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. M Allbright seconded the motion. Voice vote. Motion passed unanimously.

Agenda accepted.

M Purkey moved to approve the minutes of the March 3, 2022, City Council Meeting as presented. B Osborn seconded the motion.

Voice vote. Motion passed unanimously.

March 3, 2022, regular City Council minutes approved.

MAYOR

Mayor Stanforth reported the new telemetry system in the water department has been a success, with the utility department able to provide early detection on water leaks at citizens' homes.

Mayor Stanforth provided information regarding the upcoming Murphy Theatre schedule and local civic organization events. He also announced the April 23 Clean-Up Wilmington and Earth Day events, upcoming hazardous waste collection, and tire recycling events.

AUDITOR – Auditor Vance – No report.

SERVICE AND SAFETY DIRECTOR

Service Director Shidaker presented PowerPoint presentation of upcoming issues:

- Rombach Avenue construction resumes March 21.
- Downtown Intersection Project begins March 28.
- Timber Glen Subdivision, Phase VI, construction starts the week of March 16.
- N. Mulberry Street Improvements begin March 28.
- Centerpoint Energy (Vectren) will be starting a project with week of March 7 in the northeast quadrant of the city.
- 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.
- Outline of upcoming supplemental appropriations.

Mike Mandelstein expressed safety concerns regarding the new pedestrian island on Rombach Avenue in front of the park.

N Eveland asked the status of hiring a construction inspector for projects. B Shidaker explained the ODOT projects have their own inspectors, but funding would be required for construction inspection of city-managed projects and private development. Eveland said he would have a committee meeting set up to discuss further.

N Eveland stated he had complaints from tenants on Airborne Road because the contractor was closing the lanes outside of the contractual working hours of 9-3. Stanforth explained the Port Authority requested the change in working hours during the preconstruction meeting. Stanforth noted he had gone through the construction with only a one-to-two-minute delay.

MINUTES

COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE – J McKay – No report.

CITY SERVICES COMMITTEE – N Eveland – No report.

FINANCE COMMITTEE

M Allbright introduced Ordinance O-22-13 Making Supplemental Appropriations.

M Allbright moved to have the first reading on Ordinance O-22-13 by title only. B Osborn seconded the motion.

Discussion:

- a. From the available excess funds in the General Fund to 110.120.5926 "Airborne Road Transfer" the sum of \$590,928.53
- b. From the available excess funds in the Permissive Tax Fund to 210.330.5512 "Airborne Road Match" the sum of \$300,000.00
- c. From the anticipated funds in the ODNR-Clarksville Connector Phase I Fund to 563.430.5416 "Project Expenses" the sum of \$500,000.00
- d. From the available excess funds in the State Highway Fund to 201.330.5600 "S. South Street Match" the sum of \$15,000.00
- e. From the available excess funds in the General Fund to 110.120.5232 "Davids Drive Engineering" the sum of \$284,551.00
- f. From the available excess funds in the Sugar Grove Cemetery Fund to 580.550.5236 "Direct Deductions" the sum of \$7,000.00
- g. From the available excess funds in the Street Lighting Fund to 201.330.5236 "Direct Deductions" the sum of \$8,200.00
- h. From the available excess funds in the Police Fund to 510.211.5236 "Direct Deductions" the sum of \$3,000.00
- i. From the available excess funds of the Taxi Fund to 211.390.5525 "Grant Expenses" the sum of \$25,000.00
- j. From the available excess funds of the Permissive Tax Fund to 210.330.5274 "Reflectivity Program Expense" the sum of \$10,000.00

M Purkey noted he appreciated the transparency and explanation of finance items by the administration.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-13 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: McKay, aye; Snarr, aye; Liermann, aye; Osborn, aye; Allbright, aye; Eveland, aye; Purkey, aye. Motion passed.

Director of Law read Ordinance O-22-13 by title only.

M Allbright moved for passage of Ordinance O-22-13. B Osborn seconded the motion.

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

Ordinance O-22-13 passed as presented.

JUDICIARY COMMITTEE

M Purkey brought forth Ordinance O-22-08 Amending Ordinance O-19-48 to increase wages under the employee pay plan for calendar years 2022, as amended.

M Purkey moved to third reading on Ordinance O-22-08 by title only. J McKay seconded the motion.

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

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

M Purkey moved for passage of Ordinance O-22-08. J McKay seconded the motion.

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

Ordinance O-22-08 passed as presented.

MINUTES

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 third reading on Ordinance O-22-09 by title only. B Liermann seconded the motion.

Discussion: None.

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

M Purkey moved for passage of Ordinance O-22-09. B Liermann seconded the motion.

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

Ordinance O-22-09 passed as presented.

Purkey brought forth 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.

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

Discussion: There was an extensive discussion of the legislation. Purkey recounted the history of prior discussions. Members of Council reviewed salaries from other jurisdictions and noted that some were higher and some were lower than the City of Wilmington. N Eveland stated he was uncomfortable voting affirmative at the last meeting, but he has since done enough research that he was now comfortable supporting the measure. There was a discussion of lack of public interest in civic involvement. M Snarr noted he had trouble reconciling the large jump in salary. Purkey pointed out that it was quite possible no one on the current council would benefit from the increases as it would not become effective until the following term.

Mike Mandelstein suggested the city check to see if OPERS can amend the rules and lower the minimum salary required to receive service time. B Osborn pointed out that council has plenty of time to consider the issue, as they would not need to decide anything until the end of the year. Purkey stated he would put together a list of research items for the Human Resources Department. Liermann stated he thought it was important to have a unified front.

Liermann moved the second reading of O-22-11 be postponed until the following criteria were met: 1) Additional information was to be obtained from the City's Human Resources Department and 2) The information was to be reviewed by the Judiciary Committee.

Allbright seconded the motion.

Voice vote. Motion passed.

Second reading of O-22-11 postponed until criteria met.

PUBLIC WORKS COMMITTEE

M Snarr reported that a small plane crash landed in Caesar Creek Lake, which caused the Water Department to change water sources to the reservoirs. The plane was removed and there was no fuel leakage, so the City is back on Caesar Creek water now.

REPORTS TO COUNCIL

M Purkey moved to approve the Auditor-Treasurer Report – February 2022. J McKay seconded the motion.

Voice vote. Motion passed unanimously.

Report approved as presented

OPEN TO PUBLIC

MINUTES

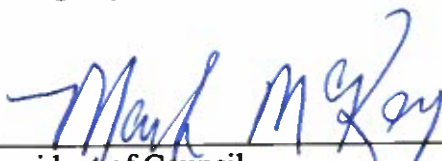
J McKay said there was a water line break near High and Vine. Nick Selding, Josh Schnell, and Mark Romohr worked on it earlier in the week from 9 a.m. to 7 p.m. troubleshooting and fixing the break.

ADJOURNMENT

B Liermann moved to adjourn the meeting.

President M McKay declared the meeting adjourned at 9:04 p.m.

ATTEST:



President of Council



Clerk

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.

MINUTES

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

MINUTES

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

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

M Albright 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 Albright 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: Albright, 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 Albright 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; Albright, aye. Motion passed.

Ordinance O-22-15 passed as presented.

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

M Albright 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 Albright 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; Albright, aye; Eveland, aye. Motion passed.

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

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

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

Ordinance O-22-17 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

MINUTES

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 Allbright 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 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; Allbright, 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

MINUTES

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

MINUTES

Andrea Sacoronte

Clerk

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

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COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE

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

MINUTES

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; Allbright, 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; Allbright, 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 Allbright 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 Allbright seconded the motion.

Roll call vote: Liermann, aye; Osborn, aye; Allbright, 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 Allbright seconded the motion.

Roll call vote: Osborn, aye; Allbright, 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 Allbright 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 Allbright 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 Allbright 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 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; Allbright, 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

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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; Allbright, 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; Allbright, 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 Allbright 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 Allbright 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: Allbright, 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 Allbright 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; Allbright, aye. Motion passed.

Ordinance O-22-14 passed as presented.

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

M Allbright 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 Allbright 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; Allbright, aye; Eveland, aye. Motion passed.

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

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

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

Ordinance O-22-18 passed as presented.

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

M Allbright 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

MINUTES

Wilmington City Council

May 5, 2022

Wilmington City Council met in regular session on Thursday, May 5, 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

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 21, 2022, City Council Meeting as presented. B Osborn seconded the motion.

Voice vote. Motion passed unanimously.

April 21, 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 announced the public hearing for June 16, 2022, 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)

MAYOR

Mayor Stanforth presented the Code Enforcement Report for April 2022. He noted that it is currently mowing season. If you know someone with health or economic problems who needs help with lawn upkeep, Sugartree Landscaping can offer mowing services.

Mayor Stanforth announced a neighborhood cleanup program on May 21 focused on the downtown area. Contact Annen Vance in Code Enforcement for more information.

The mayor also noted the passing of former council member Tom Foster, the Wilmington Garden Club annual plant sale, upcoming community blood drives, mobile food pantries, the opening of the Farmer's Market in its new home on Courthouse Square, and the upcoming Peace Officer Memorial Day Ceremony to be held at Sugar Grove Cemetery at 1:00 on May 16.

Mayor Stanforth presented a proclamation to Dan Evers, Executive Director of the Clinton County Port Authority, recognizing Economic Development Week.

AUDITOR - Auditor Mary Kay Vance – No report.

SERVICE AND SAFETY DIRECTOR

Safety Director Brian Shidaker expressed appreciation to Dan Evers for his assistance in acquiring funding for the Airborne Road project. He further announced that the paving portion of the project is nearing completion. Shidaker offered a reminder that the best way to obtain information about construction projects is to call the office at (937) 382-6509.

N Eveland commented that the city has never been stronger in terms of economic development and said this was in large part due to the efforts of Dan Evers and the Clinton County Port Authority.

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COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE

J McKay said that the first retained hotel lodging tax funds have been distributed since instituting new rules for the process.

CITY SERVICES COMMITTEE

N Eveland said he had several pieces of legislation related to the Transit System. These were all necessary to make the department compliant with the state and to enable the Wilmington Transit System to be able to apply for grants.

N Eveland introduced Resolution R-22-18 Adopting the Wilmington Transit Public Transportation Agency Safety Plan; and Declaring an emergency

N Eveland moved to have the first reading on Resolution R-22-18 by title only. B Liermann seconded the motion.

Discussion: N Eveland thanked Transit Director Jessica Powell for her work in putting together the plan.

Voice vote. Motion passed unanimously.

Director of Law read Resolution 22-18 by title only

N Eveland moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-18 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-22-18 by title only.

N Eveland moved for passage of Resolution R-22-18. B Liermann seconded the motion.

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

Resolution R-22-18 passed as presented.

N Eveland introduced Resolution R-22-19 Adopting the Wilmington Transit Title VI Program Plan; and Declaring an Emergency.

N Eveland moved to have the first reading on Resolution R-22-19 by title only. B Liermann seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-19 by title only

N Eveland moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-19 by title only. B Liermann seconded the motion.

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

Director of Law read Resolution R-22-19 by title only.

N Eveland moved for passage of Resolution R-22-19. B Liermann seconded the motion.

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

Resolution R-22-19 passed as presented.

N Eveland introduced Resolution R-22-20 Authorizing the filing of an application with the Ohio Department of Transportation by the City of Wilmington for grants through the US DOT Federal Transit Administration (FTA) and the State of Ohio, as authorized under Federal Transit Laws and State of Ohio Laws; Executing a Certifications and Assurances document; Executing a contract with the Ohio Department of Transportation upon project approval; and Declaring an emergency

N Eveland moved to have the first reading on Resolution R-22-20 by title only. B Liermann seconded the motion.

Discussion: It was noted similar legislation was passed at the last council meeting. J Powell explained the State of Ohio asks that the authorizing legislation be broader and give permission to apply for all program grants.

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Director of Law read Resolution R-22-20 by title only

N Eveland moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-20 by title only. B Liermann 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 Resolution R-22-20 by title only.

N Eveland moved for passage of Resolution R-22-20. B Liermann seconded the motion.

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

Resolution R-22-20 passed as presented.

N Eveland mentioned he had received many phone calls regarding the traffic downtown and the ability to make turns. He said he is encouraging people to wait until the cones are down to see how it is working.

FINANCE COMMITTEE

M Allbright presented ordinance O-22-21 Making supplemental appropriations.

M Allbright moved to have the first reading on Ordinance O-22-21 by title only. B Osborn seconded the motion.

Discussion:

- a) From the available excess funds in the Sewer System Fund to 635.360.5515 "Sewer Laboratory Equipment" the sum of \$12,784.52

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-21 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-21 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 Ordinance O-22-21 by title only.

M Allbright moved for passage of Ordinance O-22-21. B Osborn seconded the motion.

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

Ordinance O-22-21 passed as presented.

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

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

Discussion:

- a) From 605.350.5446 "Match – Mulberry Project" to 605.350.5271 "Water Facility Maintenance" the sum of \$16,573.24
- b) From 605.350.5446 "Match – Mulberry Project" to 605.350.5326 "Water Supplies" the sum of \$4,317.92

Voice vote. Motion passed unanimously.

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

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

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

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

Ordinance O-22-22 passed as presented.

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JUDICIARY COMMITTEE

M Purkey brought forth 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.

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

M Purkey moved for passage of Resolution R-22-17. 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-22-17 passed as presented.

M Purkey introduced Ordinance O-22-23 Amending certain sections in Chapter 925 Refuse Collection of the Wilmington Codified Ordinances. He explained that our current recycling ordinance explicitly states that people are not permitted to scavenge through the recycling bins. This legislation would provide the same protections for trash dumpsters and totes.

M Purkey moved to have the first reading on Ordinance O-22-23 by title only. J McKay seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-23 by title only.

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

Purkey presented a letter from the Human Resources Department providing an analysis of council pay in other jurisdictions as well as a recommendation of a pay rate in line with other municipalities. The following salary amounts are noted for statutory cities: Highest - \$8,362; Lowest - \$ 4,200; Average \$6,928. The Wilmington City Council salary is currently \$3,780. The letter recommends the council salary be set at \$5,354 at this time, with a recommendation to repeat the salary study every 2-3 years.

There was a discussion of the recommendation. All comments by council and the public were in favor of instituting the increase to \$5,354. It was noted the increase seemed fair and that it should be revisited more often. It was also noted that this increase will not take effect until the next council term.

Purkey asked that the legislation be amended according to the recommendations and be put on the agenda for a second and third reading at the next regular council meeting.

PUBLIC WORKS COMMITTEE

M Snarr brought introduced Resolution R-22-21 Accepting a funding award from the U.S. Army Corps of Engineers' Section 594 Program in support of the Wilmington Wastewater Treatment Plant Project; Authorizing the Director of Public Service to execute documents in support of said funding; and Declaring an emergency

M Snarr moved to have the first reading on Resolution R-22-21 by title only. M Allbright seconded the motion.

Discussion: This is a \$1,000,000.00 award from USACE.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-21 by title only

M Snarr moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-21 by title only. M Allbright 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 Resolution R-22-21 by title only.

M Snarr moved for passage of Resolution R-22-21. M Allbright seconded the motion.

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

Resolution R-22-21 passed as presented.

M Snarr introduced Resolution R-22-22 Accepting a gift by the Clinton Streamkeepers from the Sture Fredrik Anliot fund for the City of Wilmington Source Water Protection Program; and Declaring an emergency.

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

Discussion: None.

Voice vote. Motion passed unanimously.

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

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

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

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

Resolution R-22-22 passed as presented.

M Snarr mentioned his respect for Fred Anliot and his work at Wilmington College and the arboretum.

M Snarr introduced Resolution R-22-23 Authorizing the Director of Public Service to enter into contract, including any and all ensuing change orders, for emergency repairs to a certain sewer line on Rombach Avenue, without formal bidding and advertising due to a real and present emergency, and Declaring an emergency

Public Works Director Rick Schaffer explained that the sewer in front of the Ohio State Patrol on Rombach is collapsing, and the repair needs to be completed prior to final paving of Rombach. He further explained they would not be digging an open trench but will go in through the manholes and reline that section of sewer. McKay asked if there was any way to inspect the rest of the sewers to determine if there were more issues prior to finishing the Rombach project. Schaffer explained that the project is too far along to allow time for to fully camera the system.

M Snarr moved to have the first reading on Resolution R-22-23 by title only. M Purkey seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-23 by title only

M Snarr moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-23 by title only. M Purkey seconded the motion.

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

Director of Law read Resolution R-22-23 by title only.

M Snarr moved for passage of Resolution R-22-23. M Purkey seconded the motion.

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

Resolution R-22-23 passed as presented.

Snarr stated that there was a good discussion about stormwater credits at the committee meeting. Stormwater Administrator Eric Green provided information. The committee will continue to research and revisit the topic.

REPORTS TO COUNCIL

M Purkey moved to approve the Income Tax Report – April 2022. B Osborn seconded the motion.

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Voice vote. Motion passed unanimously.

Report approved as presented

OPEN TO PUBLIC

J McKay noted the passing of Willard Lane, the community's oldest living doctor, avid golfer, and former school board member.

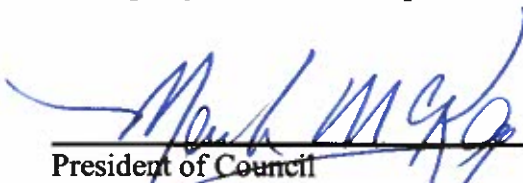
Mayor Stanforth announced that Brad Reynolds will be starting at the City as the new Human Resources Director on May 16.

ADJOURNMENT


B Liermann moved to adjourn the meeting.

President M McKay declared the meeting adjourned at 8:30 p.m.

ATTEST:



President of Council



Clerk

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Wilmington City Council

May 19, 2022

Wilmington City Council met in regular session on Thursday, May 19, 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 Liermann seconded the motion.

Voice vote. Motion passed unanimously.

Agenda accepted as presented.

J McKay moved to approve the minutes of the May 5, 2022, City Council Meeting as presented. B Liermann seconded the motion.

Voice vote. Motion passed unanimously.

May 19, 2022, regular City Council minutes approved.

President McKay opened the public hearing 7:35 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).

Clayon Sears from DDC Management presented a concept plan for a residential subdivision that is planned for the area. The plan showed 51 lots with a trail passing through the middle. Sears noted that a builder has not yet been identified for the project.

David Rupp, 963 N South Street, said he was an adjacent property owner and had not received a letter. He stated he had concerns regarding the drainage from the subdivision onto his property, noting that the water from that parcel currently pools near his home. Sears stated that the subdivision will help with the drainage issues because all of the water from the parcels has to flow to two new retention basins. Gary Cramton was also present as an adjacent homeowner.

Sears also stated there would be a sewer lift station, with tie-in at Kentucky Avenue. Clerk Tacoronte offered to place Mr. Rupp and Mr. Cramton on a distribution list for Planning Commission and City Council notifications.

Seeing no further public comments, President McKay closed the public hearing at 7:40 p.m.

President McKay announced the public hearing for June 16, 2022, 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)

MAYOR

Mayor Stanforth announced community events including vendors at the Clinton County Fairgrounds, a Friends of the Library event, the Murphy Theatre schedule. He provided statistics about the hazardous waste event sponsored by the City. He noted it was a very successful event and praised Eric Green, Stormwater Administrator, for organizing and running the event. Mayor Stanforth also acknowledged Samantha Miller from the Safety/Services of the City. He stated she gave a great presentation to the Judiciary

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Committee on feral cats. He stated further that he hoped she would be invited to a future council meeting to present the information.

AUDITOR - Auditor Mary Kay Vance was not present There was no report.

SERVICE AND SAFETY DIRECTOR

Safety/Service Director Brian Shidaker shared a presentation on reverse-angle parking. He explained the block along the Courthouse Square on Main Street and Sugartree Street would offer reverse-angle parking starting the last week in May. The parking configuration changes are part of the Downtown Safety Improvements project.

Shidaker also noted a trail and sidewalk extension have been completed near Denver Park, Airborne Road is close to completion, and Rombach Avenue is in the final stages of paving. New traffic signals and striping still need to be completed on Rombach. He also noted that the Mulberry Street project will require a closure to through-traffic for most of the year.

COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE

J McKay introduced Julie Bolton of Friends of Galvin Park.

Bolton gave a presentation on the history of the non-profit and explained the work they do to raise money to supplement park budget for maintenance and programming at Galvin Park. She shared upcoming programming at the park and noted that all events and programming can be found on the Facebook and Instagram.

Mayor Stanforth expressed his appreciation to Julie Bolton.

CITY SERVICES COMMITTEE – N Eveland had no report.

FINANCE COMMITTEE

M Allbright presented ordinance O-22-24 Making supplemental appropriations.

M Allbright moved to have the first reading on Ordinance O-22-24 by title only. M Purkey seconded the motion.

Discussion:

- a. From the available excess funds in the General Fund to 110.120.5253 “Update Codified Ordinances” the sum of \$4,000.00

Allbright explained the last publication of the codified ordinances brought them up to date to 2018. The latest codification brings three years of ordinances current to December 2021.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-24 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-24 by title only. M Purkey seconded the motion.

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

Director of Law read Ordinance O-22-24 by title only.

M Allbright moved for passage of Ordinance O-22-24. M Purkey seconded the motion.

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

Ordinance O-22-24 passed as presented.

JUDICIARY COMMITTEE

M Purkey brought forth Ordinance O-22-23 Amending certain sections in Chapter 925 Refuse Collection of the Wilmington Codified Ordinances. He explained the ordinance restricts scavenging in dumpsters and toters.

M Purkey moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-23 by title only. J McKay seconded the motion.

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

Director of Law read Ordinance O-22-23 by title only.

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M Purkey moved for passage of Ordinance O-22-23. J McKay seconded the motion. Roll call vote: Albright, aye; Eveland, aye; Purkey, aye; McKay, aye; Liermann, aye; Osborn, aye. Motion passed.

Resolution O-22-23 passed as presented.

M Purkey introduced Ordinance O-22-25 Rescinding and/or revoking Ordinance 5090 and hereby setting salaries of City Council Members and Appointed Salaried Officials. Purkey explained the original ordinance was returned to Judiciary Committee for review and the committee opted to not move it forward to council. This new ordinance sets the rate of pay for Council members \$5354/year and will become effective for the next council term.

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

Discussion: None.

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

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

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

M Purkey introduced Ordinance O-22-26 Changing the zoning of real property located on North Lincoln Street in the City of Wilmington, Ohio. He explained this was the subject of the public hearing earlier in the evening and changes the zoning from SN (Suburban Neighborhood) to TN (Traditional Neighborhood).

M Purkey moved to have the first reading on Ordinance O-22-26 by title only. J McKay seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-26 by title only.

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

PUBLIC WORKS COMMITTEE – M Snarr was not present. There was no report.

REPORTS TO COUNCIL

No reports were presented.

OPEN TO PUBLIC

M Purkey asked if there was a set communication policy. He requested Council members be copied in on press releases when they are distributed so they can be better informed on city issues when approached by the public.


City Administrator Greg Muenchen said the previous administrator Marian Miller was working on a policy and he is in the process of refining it. He further explained the intention is not to leave people out of the loop, but sometimes it is not possible to release information in the case of a crisis or an ongoing investigation.

ADJOURNMENT


B Liermann moved to adjourn the meeting.

President M McKay declared the meeting adjourned at 8:17 p.m.

ATTEST:



President of Council



Clerk

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Wilmington City Council

June 2, 2022

Wilmington City Council met in regular session on Thursday, June 2, 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, absent; M Allbright, present; N Eveland, present; M Purkey, present

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

Voice vote. Motion passed unanimously.

Absent member (B Osborn) 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 amend the agenda to change the date from May 19 to June 2, to add a third reading to O-22-26, and to add the Hotel Lodging Tax to the reports section; and to accept the agenda as amended. J McKay seconded the motion.

Voice vote. Motion passed unanimously.

Agenda accepted as amended.

M Purkey moved to amend the minutes to change the date in the first sentence from May 5 to May 19; and to approve the amended minutes of the May 19, 2022, City Council Meeting as presented. N Eveland seconded the motion.

Voice vote. Motion passed unanimously.

May 19, 2022, regular City Council minutes approved as amended.

President McKay announced the public hearing for June 16, 2022, 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)

MAYOR

Mayor Stanforth announced community events including the Farmers Market, Community Blood Drive, the Murphy Theatre schedule, the Special Olympics event, Wilmington Firefighters Fun Day, and the opening of the Splash Pad at the parks.

The mayor provided information on how to use Text My Gov and reminded citizens to access the portal by texting 937-884-1588.

The mayor presented the Code Enforcement Report for May 2022.

AUDITOR

Auditor Mary Kay Vance pointed out that there were no expenditures in the first quarter from the Retained Hotel Lodging Tax money, so council will see no activity on the report.

SERVICE AND SAFETY DIRECTOR

Service/Safety Director Brian Shidaker reported that all projects were running smoothly. He reminded the public that in addition to TextMyGov, citizens can have questions answered if they call the Service Director's Office at (937) 382-6509.

COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE – J McKay had no report.

CITY SERVICES COMMITTEE – N Eveland had no report.

FINANCE COMMITTEE

MINUTES

M Allbright presented ordinance O-22-27 Making supplemental appropriations.

M Allbright moved to have the first reading on Ordinance O-22-27 by title only. J McKay seconded the motion.

Discussion:

- a. From the available excess funds in the Water Fund to 605.350.5410 "Incidentals" the sum of \$500.00
- b. From the available excess funds in the Water Fund to 605.350.5273 "Distribution Maintenance" the sum of \$1,600.00
- c. From the available excess funds in the Retained Hotel Lodging Tax Fund to 292.110.5410 "Admin Program Incidentals" the sum of \$3,000.00

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-27 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-27 by title only. J McKay seconded the motion.

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

Director of Law read Ordinance O-22-27 by title only.

M Allbright moved for passage of Ordinance O-22-27. J McKay seconded the motion.

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

Ordinance O-22-27 passed as presented.

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.

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

Discussion: None.

Voice vote. Motion passed unanimously.

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

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

M Purkey brought forth Ordinance O-22-26 Changing the zoning of real property located on North Lincoln Street in the City of Wilmington, Ohio. He asked if there was anyone from the public who had any questions regarding the rezoning. There were no questions.

M Purkey moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-26 by title only. J McKay seconded the motion.

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

Director of Law read Ordinance O-22-26 by title only.

M Purkey moved for passage of Ordinance O-22-26. J McKay seconded the motion.

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

Ordinance O-22-26 passed as presented.

PUBLIC WORKS COMMITTEE

M Snarr introduced Resolution R-22-24 A resolution authorizing the Director of Public Service to apply for, accept, and enter into a Water Supply Revolving Loan Account (WSRLA) Agreement on behalf of the City of Wilmington for construction of water facilities; and Designating a dedicated repayment source for the loan.

Snarr explained the city is required by ODOT to move the raw water line on SR 73 near SR 380. ODOT is widening the road and the water line will be directly under the new asphalt. There is a high probability that the line will be damaged in the construction if the city opts

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not to move it, in which case the city would be responsible for paying for any damages and delays resulting from said breaks. The cost to move the line is approximately one million dollars. The legislation allows the city to procure a low-interest loan to pay for the relocated water line.

McKay requested confirmation that the Sabin/Dakin cemetery would not be disturbed. Schaffer confirmed. N Eveland asked if this would affect rates. Schaffer said that this loan will be factored into the next rate review in April 2023, but rates will not change this year.

M Snarr moved to have the first reading on Resolution R-22-24 by title only. M Purkey seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-24 by title only

M Snarr moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-24 by title only. M Purkey seconded the motion.

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

Director of Law read Resolution R-22-24 by title only.

M Snarr moved for passage of Resolution R-22-24. M Purkey seconded the motion.

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

Resolution R-22-24 passed as presented.

M Snarr introduced Resolution R-22-25 Authorizing the Public Service/Safety Director to accept and enter into an H2Ohio grant agreement from the Ohio EPA on behalf of the City of Wilmington for implementation of a lead service line inventory and mapping program; and Declaring an emergency.

R Schaffer explained the grant will help to purchase software to map out and identify all lead lines in the city. The EPA is requiring all cities to have this completed by the end of 2024.

M Snarr moved to have the first reading on Resolution R-22-25 by title only. M Allbright seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-25 by title only

M Snarr moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-25 by title only. M Allbright seconded the motion.

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

Director of Law read Resolution R-22-25 by title only.

M Snarr moved for passage of Resolution R-22-25. M Allbright seconded the motion.

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

Resolution R-22-25 passed as presented.

REPORTS TO COUNCIL

J McKay moved to accept the Auditor-Treasurer Report – April 2022; Income Tax Report – May 2022; and the Hotel Lodging Tax Report – First Quarter 2022, as presented. M Purkey seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Reports accepted as presented.

OPEN TO PUBLIC

M Allbright complimented Officer Allsop for his work in helping him recover stolen property. J McKay mentioned Sugar Grove Cemetery looked phenomenal during the Memorial Day Services.

MINUTES

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. B Liermann seconded the motion.

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

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

Council entered Executive Session at 8:04 p.m.

Council returned to Regular Session at 8:20 p.m.

ADJOURNMENT

B Liermann moved to adjourn the meeting.

President M McKay declared the meeting adjourned at 8:20 p.m.

ATTEST:



President of Council



Clerk

MINUTES

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.

MINUTES

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

MINUTES

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

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.

MINUTES

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

MINUTES

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.

MINUTES

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.

MINUTES

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

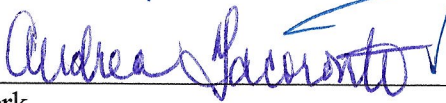
B Liermann moved to adjourn the meeting.

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

ATTEST:



 President of Council



 Clerk

MINUTES

Wilmington City Council

July 21, 2022

Wilmington City Council met in regular session on Thursday, July 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.

ROLL CALL

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

M Purkey moved to excuse the absent members (J McKay and N Eveland). B Liermann seconded the motion.

Voice vote. Motion passed unanimously.

Absent members (J McKay and N Eveland) excused.

Neil Rager was present as Sergeant at Arms.

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

PRESIDENT OF COUNCIL

B Osborn moved to accept the agenda. M Allbright seconded the motion.

Voice vote. Motion passed unanimously.

Agenda accepted.

B Osborn moved to approve the minutes of the July 7, 2022, City Council Meeting as presented. B Liermann seconded the motion.

Voice vote. Motion passed unanimously.

July 7, 2022, regular City Council minutes approved as presented.

President McKay opened the public hearing at 7:32 p.m., 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).

Jake Dehart of Wilmington Savings explained they wanted to combine five lots into a single lot. There were no public comments.

President McKay closed the public hearing at 7:33 p.m.

MAYOR

Mayor Stanforth announced community events, including a listing of the bands performing at the Rock the Block Event. He recognized the service of the following employees: Jeff Hawk, Water Plant Operator 3 – 41 years of service; Steve Honeycutt, Wastewater Chief Operator – 23 years of service; Oris Potts, Wastewater Crew Leader – 22 years of service; Craig Michael, Maintenance & Repair – 22 years of service.

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

The mayor recognized the presence of incoming freshman to Wilmington College as part of the Plunge Program. Michael Allbright introduced the students and provided information on the freshman leadership program.

Mayor Stanforth expressed his gratitude for Molly Dullea and the contributions she provided to the community through her work as owner of the General Denver Hotel. He noted that she and Mark made a difference in the community that will change the face of the downtown forever.

AUDITOR – Auditor Vance – No report.

MINUTES

SERVICE AND SAFETY DIRECTOR

Safety/Service Director Shidaker introduced Resolution R-22-33 Declaring surplus property, to wit: Maintenance & Repair, Water, and Police Department 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-22-33 by title only. B Liermann seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-33 by title only

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

B Shidaker provided a schedule of upcoming projects through 2023. Mayor Stanforth provided an update on the sewer repair in front of the Ohio State Patrol. B Shidaker noted the downtown project has a scheduled completion date of October 1.

COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE – No report.

CITY SERVICES COMMITTEE – No report.

FINANCE COMMITTEE

M Allbright presented Ordinance O-22-32 Making supplemental appropriations.

M Allbright moved to have the first reading on Ordinance O-22-32 by title only. B Osborn seconded the motion.

Discussion:

- a. From the available excess funds in the General Fund to 110.120.5282 “Property/Casualty Insurance” the sum of \$6,333.00
- b. From the available excess funds in the General Fund to 110.150.5282 “Property/Casualty Insurance” the sum of \$94.00
- c. From the available excess funds in the Street Lighting Fund to 220.340.5282 “Property/Casualty Insurance” the sum of \$1,532.00
- d. From the available excess funds in the Cemetery Fund to 580.500.5282 “Property/Casualty Insurance” the sum of \$223.00
- e. From the available excess funds in the Sanitation Fund to 670.370.5282 “Property/Casualty Insurance” the sum of \$2,525.00
- f. From the available excess funds in the Water System Revenue Fund to 605.350.5282 “Property/Casualty Insurance” the sum of \$34,700.00
- g. From the available excess funds in the Sewer System Revenue Fund to 635.360.5282 “Property/Casualty Insurance” the sum of \$24,800.00
- h. From the available excess funds in the Water Bond Principal Fund to 617.350.5910 “Transfers Out” the sum of \$10.00
- i. From the available excess funds in the General Fund to 110.120.5595 “Trails Match” the sum of \$126,000.00
- j. From the available excess funds in the General Fund to 110.132.5490 “Income Tax Refunds” the sum of \$50,000.00

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-32 by title only

Allbright requested the second and third readings be on the next regular council agenda.

M Allbright presented Ordinance O-22-33 Making miscellaneous transfers.

M Allbright moved to have the first reading on Ordinance O-22-33 by title only. B Osborn seconded the motion.

Discussion:

- a) From 200.330.5241 “Education and Training” to 200.330.5282 “Property/Casualty Insurance” the sum of \$425.00
- b) From 520.221.5274 “Vehicle Maintenance” to 520.221.5282 “Property/Casualty Insurance” the sum of \$4,986.00.
- c) From 510.211.5410 “Incidentals” to 510.211.5282 “Property Casualty Insurance” the sum of \$132.00

MINUTES

- d) From 520.221.5512 "Fire Capital Equipment" to 520.221.5271 "Fire Facility Maintenance" the sum of \$10,340.00
- e) From 292.110.5910 "Sugartree Street Project" to 292.110.5410 "Admin Program Incidentals" the sum of \$25,000.00
- f) From 110.131.5123 "Benefit Insurance" to 110.131.5122 "Worker's Comp" the sum of \$1,947.22
- g) From 605.350.5446 "Match – Mulberry St Project" to 605.350.5272 "Equipment Maintenance" the sum of \$11,210.00

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-33 by title only

Allbright requested the second and third readings be on the next regular council agenda.

M Allbright presented Ordinance O-22-34 Making supplemental appropriations (reverse).

M Allbright moved to have the first reading on Ordinance O-22-34 by title only. B Osborn seconded the motion.

Discussion:

- a. From the General Fund to 110.120.5214 "OPWC Rombach Ave. Note Payment" the sum of (\$225,000.00)
Auditor Vance explained this was to put back the money that was not needed this year for the OPWC Rombach note.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-34 by title only

Allbright requested the second and third readings be on the next regular council agenda.

JUDICIARY COMMITTEE

M Purkey introduced Samantha Miller, Administrative Assistant in the Safety/Service Department to provide a presentation regarding a proposed Trap/Neuter/Return Program for the City of Wilmington. Purkey said he thought it was important to not focus on the cost of the program at this point as there were many moving parts and opportunities for grant funding. The main purpose of the presentation is to determine if council would like to support the City of Wilmington starting this type of feline program.

Samantha Miller presented a program on Community Cats. Key points included:

- Community vs feral cats
- Reproductive rates of cats
- Trap/Neuter/Release vs eradication and the vacuum effect.
- Program estimated costs
- Wilmington cat population and colony locations
- Partnership opportunities with Fayette County and the Joanie Bernard Foundation
- Request for resolution of support from council

There was a discussion of how the community could support such a program and how a volunteer base might be cultivated. Purkey provided an overview of a meeting between Fayette County Humane Society, the PAWS program, and the city.

Purkey introduced Resolution R-22-32 A Resolution of support for a Feline Trap/Neuter/Return (TNR) Program; Pledging financial support; and Authorizing the Director of Public Safety to adopt rules and regulations to implement and administrate a TNR program.

M Purkey moved to have the first reading on Resolution R-22-32 by title only. M Snarr seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-32 by title only

Purkey requested the second reading be on the next regular council agenda.

Purkey introduced Ordinance O-22-35 Changing the zoning of real property located on Columbus Street in the City of Wilmington, Ohio. He noted the public hearing was held earlier in the meeting.

MINUTES

M Purkey moved to have the first reading on Ordinance O-22-35 by title only. B Osborn seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-35 by title only

Purkey requested the second reading be on the next regular council agenda.

Purkey introduced Ordinance O-22-36 Amending certain sections of Part 11 – Planning and Zoning Code of the Wilmington Codified Ordinances, noting that the proposed changes had gone through the Planning Commission. Purkey and Clerk Tacoronte provided an overview of the code changes.

M Purkey moved to have the first reading on Ordinance O-22-36 by title only. B Liermann seconded the motion.

Discussion:

- o Providing for solar panels as a primary use
- o Correcting a typographical error in Sec 1151.05 Conservation Design Option
- o Providing for administrative review of commercial fencing
- o Prohibiting barbed wire, razor wire, and electrical fencing in densely populated areas
- o Allowing for administrative review of design in the historic district and clarifying the number of colors permitted on a structure in the historic district.
- o Reducing the minimum plantings of shrubs in site landscaping requirements
- o Restricting parking in grass areas of front and side yards
- o Exempting Downtown Core and Downtown Transition from requirement that parking spaces must be 30’ from the public right-of-way
- o Prohibiting electronic LED signs in Downtown Core and Downtown Transition districts
- o Defining picket fence to include materials other than wood

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-36 by title only

Purkey requested the second reading be on the next regular council agenda.

PUBLIC WORKS COMMITTEE – M Snarr – No report

REPORTS TO COUNCIL

M Purkey moved to accept the Auditor-Treasurer Report – June 2022 and the Statement of Interest Earned – First Six Months 2022 as presented. M Allbright seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Reports accepted as presented.

OPEN TO PUBLIC

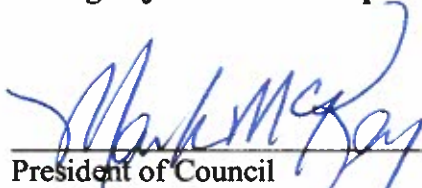
Justin Dickman (acting legal counsel) stated the Clinton County Land Bank recently received \$500,000 in grant money from the Ohio Department of Development, which would be used to remove blighted structures in Clinton County, including three in Wilmington. He thanked Council for their support of the program. B Shidaker noted that Justin does an excellent job as legal counsel for the Land Bank.

ADJOURNMENT


B Liermann moved to adjourn the meeting.

President M McKay declared the meeting adjourned at 8:37 p.m.

ATTEST:



 President of Council



 Clerk

COUNCIL

August 4, 2022

Wilmington City Council met in regular session on Thursday, August 4, 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; M. Allbright, present; M. Purkey, present; N. Eveland, present; B. Liermann, present; B. Osborn, present.

Motion by J. McKay seconded by B. Liermann excused absent members.
Motion passed.

Chief Fithen was present as Sergeant at Arms.

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

PRESIDENT OF COUNCIL

Motion for approval M. Purkey and seconded by J. McKay that agenda be accepted as presented.

Motion passed.

Agenda approved.

Motion by M. Purkey seconded by B. Osborn approve July 21, 2022, minutes as presented.
Motion passed.

Minutes approved.

President McKay announced a public hearing for September 15, 2022 for the TIF related to Timber Glen Subdivision. We did not go through notification the first time, so we will need to do it again.

MAYOR

The Mayor gave an update.

AUDITOR

Auditor Vance had no report.

SERVICE AND SAFETY DIRECTOR

B. Shidaker had two items to present.

B. Shidaker introduced Resolution No. R-22-33 a Declaring surplus property, to wit: Maintenance & Repair, Water, and Police Department vehicles and equipment valued at more than \$1000; and Authorizing the sale of said property.

Motion by M. Purkey and seconded by J. McKay to give first reading on the Resolution by title only.

6 yeas. Motion Passes.

The Law Director read the Resolution by title only.

Motion by M. Purkey and seconded by J. McKay to suspend the rules and regulations and give the second and third readings on the Resolution by title only.

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

The Law Director read the Resolution by title only.

Motion by M. Purkey and seconded by J. McKay to pass the Resolution as read.

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

President of Council declared Resolution No. R-22-33 passed as read.

B. Shidaker introduced Resolution No. R-22-34 a Resolution Authorizing the Director of Public Service to enter into a contract with the lowest and best bidder for the Rombach/Elizabeth Traffic Signal Support Materials project and authorizing expenditure of funds for same, and declaring an emergency.

B. Shidaker spoke regarding the traffic lights. R. Looft spoke in opposition of the traffic light concerns. M. Mandelstein spoke in support of the traffic light concerns.

Motion by B. Osborn and seconded by J. McKay to give first reading on the Resolution by title only.

6 yeas. Motion Passes.

The Law Director read the Resolution by title only.

Motion by B. Osborn and seconded by J. McKay to suspend the rules and regulations and give the second and third readings on the Resolution.

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

The Law Director read the Resolution by title only.

Motion by B. Osborn and seconded by J. McKay to pass the Resolution as read.

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

President of Council declared Resolution No. R-22-34 passed as read.

COMMITTEE REPORTS AND ACTION

City Revitalization Committee –Chair J. McKay no report.

City Services Committee – Chairman N. Eveland had no report.

Finance Committee – M. Albright had two items to present.

M. Albright introduced Ordinance No. O-22-32 Making Supplemental Appropriations.

Motion by M. Albright and seconded by B. Osborn to suspend the rules and regulations and give the second and third readings on the Ordinance.

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

The Law Director read the Ordinance by title only.

Motion by M. Albright and seconded by B. Osborn to pass the Ordinance as read.

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

President of Council declared Ordinance No. O-22-32 passed as read.

M. Albright introduced Ordinance No. O-22-33 Making Miscellaneous Transfers

Motion by M. Albright and seconded by B. Osborn to suspend the rules and regulations and give the second and third readings on the Ordinance.

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

The Law Director read the Ordinance by title only.

Motion by M. Albright and seconded by B. Osborn to pass the Ordinance as read.

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

President of Council declared Ordinance No. O-22-33 passed as read.

Allbright introduced Ordinance No. O-22-34 Making Supplemental Appropriations

Motion by M. Albright and seconded by B. Osborn suspend the rules and regulations and give the second and third readings on the Ordinance.

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

The Law Director read the Ordinance by title only.

Motion by M. Albright and seconded by B. Osborn to pass the Ordinance as read.
Roll call vote: Osborn, aye; Albright, aye; Eveland, aye; Purkey, aye; McKay, aye; Liermann, aye. Motion passed.

President of Council declared Ordinance No. O-22-34 passed as read.

Judiciary Committee – Chairperson M. Purkey had two items to present.

M. Purkey introduced Resolution No. R-22-32 a resolution of support of Feline Trap/Neuter/Return (TNR) Program; Pledging financial support; and Authorizing the Director of Public Safety to adopt rules and regulations to implement and administrate a TNR program.

Motion by M. Purkey and seconded by J. McKay to give the second reading on the Resolution.

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

The Law Director read the Resolution by title only.

Purkey requested the third reading be on the agenda for the next regular council meeting.

M. Purkey introduced Ordinance No. O-22-35 Changing the zoning of real property located on Columbus Street in the City of Wilmington, Ohio

Motion by M. Purkey and seconded by J. McKay to give the second reading on the Resolution.

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

The Law Director read the Ordinance by title only.

Purkey requested the third reading be on the agenda for the next regular council meeting.

M. Purkey introduced Ordinance No. O-22-36 Amending certain sections of Part 11-Planning and Zoning Code of the Wilmington Codified Ordinances

Motion by M. Purkey and seconded by M. Albright to give the second reading on the Resolution.

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

The Law Director read the Ordinance by title only.

Purkey requested the third reading be on the agenda for the next regular council meeting.

Public Works Committee –There was no report.

Solid Waste/Recycling Committee- There was no report.

REPORTS TO COUNCIL

Motion by M. Purkey seconded by J. McKay to accept the Income Tax Report.
6 years.

Motion passes.

OPEN TO PUBLIC

J. McKay spoke about impounded cars on S. Wall. Mayor and B. Shidaker spoke that the city is hopefully working on moving it as soon as tomorrow.

M. Purkey asked B. Shidaker if the city could look into the accessibility for handicapped parking spots by the courthouse.

EXECUTIVE SESSION

Pursuant to Section 121.22 (G)(1) M. Purkey moved and seconded by B. Liermann to move to executive session 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 individuals requests a public hearing.

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

Council entered into executed session at 8:23 p.m.

Council exited executive session at 9:06 p.m.

ADJOURNMENT


A motion to adjourn was made by B. Liermann at 9:06 p.m.

President M. McKay declared meeting adjourned.

ATTEST:



President of Council



Clerk

MINUTES

Wilmington City Council

August 18, 2022

Wilmington City Council met in regular session on Thursday, August 18, 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

J McKay moved to excuse the absent members (M Allbright). B Liermann seconded the motion.

Voice vote. Motion passed unanimously.

Absent member (M Allbright) excused.

Chief Fithen was present as Sergeant at Arms.

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

PRESIDENT OF COUNCIL

President McKay mentioned the passing of his brother, Doug McKay.

J McKay moved to accept the agenda. B Osborn seconded the motion.

Voice vote. Motion passed unanimously.

Agenda accepted.

Clerk Tacoronte pointed out corrections were made to the minutes, and a new draft copy was distributed.

N Eveland moved to approve the minutes of the August 4, 2022, City Council Meeting as corrected. J McKay seconded the motion.

Voice vote. Motion passed unanimously.

August 4, 2022, regular City Council minutes approved as presented.

President McKay announced a public hearing on September 15, 2022, regarding the TIF in Timber Glen Subdivision.

President McKay announced a public hearing on October 6, 2022, for rezoning of property located at 169 N South Street from DC (Downtown Core) to DT (Downtown Transition).

President McKay announced a public hearing on October 6, 2022, for rezoning of property located at 276 and 286 E Locust Street from TN (Traditional Neighborhood) to DT (Downtown Transition).

MAYOR

Mayor Stanforth announced that cameras are to be installed in the transit vehicles. He provided information on upcoming community events.

The mayor announced that City of Wilmington Source Water Protection Coordinator Travis Luncan was awarded Conservationist of the Year by the Warren County Soil and Water Conservation District.

Mayor Stanforth recognized City of Wilmington Dispatcher Terri Murphy for her outstanding work during the emergency events at the Wilmington Air Park. Chief Fithen explained Ms. Murphy was the sole dispatcher through the foam incident on Sunday, August 7, at the Air Park. She also was on duty when Wilmington Police were called to an active shooter incident the following Thursday. Terri Murphy was presented with a plaque of appreciation.

AUDITOR

Auditor Vance explained the Auditor's Certification of Hotel Lodging Tax will include payments out of the retained hotel lodging taxes. She also noted there are changes to the

MINUTES

Auditor-Treasurer report because of the way their system is currently working. It is just an Auditor report.

SERVICE AND SAFETY DIRECTOR

Safety/Service Director Shidaker introduced Resolution R-22-35 Declaring surplus property, to wit: Wastewater equipment valued at more than \$1000, and Authorizing the disposition of said property.

Shidaker noted Administrative Assistant Samantha Miller has done a very good job of managing the city's surplus property program.

M Purkey moved to have the first reading on Resolution R-22-35 by title only. N Eveland seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-35 by title only

M Purkey moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-35 by title only. N Eveland 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-22-35 by title only.

M Purkey moved for passage of Resolution R-22-35. N Eveland seconded the motion.

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

Resolution R-22-35 passed as presented.

Shidaker introduced Resolution R-22-36 Accepting a grant from the Legacy Fund of the Clinton County Foundation; and Declaring an emergency. He explained the grant money would be used for paving of the path connector between the City parks and Davids Drive.

B Liermann moved to have the first reading on Resolution R-22-36 by title only. B Osborn seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-36 by title only

B Liermann moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-36 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 Resolution R-22-36 by title only.

B Liermann moved for passage of Resolution R-22-36. B Osborn seconded the motion.

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

Resolution R-22-36 passed as presented.

Shidaker announced there would be a road closure on North South Street in front of the public library and Galvin Park for one week starting August 22. Public Works Director Rick Schaffer explained the closure will be in the northbound lane while 1500 feet of storm sewer is replaced.

Shidaker noted there are new poles on North South Street but the signals may not be activated until after they finish the signal work on Rombach Avenue. The water line work on Mulberry is also completed.

Schaffer gave a presentation showing the aftereffects of the foam incident at the Air Park. Travis Luncan surveyed local waterways and documented where the foam had traveled. There was also evidence of fish kill because the foam removed the dissolved oxygen from the water. Schaffer explained that 99.9% of the foam had been reclaimed, and the small amount of foam found in the waterways did not affect the city's drinking water. He further explained that the EPA's new guidelines regarding the presence of

MINUTES

PFAS from this type of foam is the reason why the city is limiting their use of the reservoirs. While the foam in the current incident is “new generation,” there are still concerns about its safety. Councilperson Snarr asked if there were alternatives to the foam. Schaffer said the city did not know yet, but he would keep council informed of any new developments in the regulations. He also said the city would be running off of Caesar Creek until it can figure out how to treat for PFAS. President McKay asked about the presence of algal bloom in Caesar Creek. Schaffer explained that the bloom was not bad this year, and the city had made upgrades to the plant that will allow it to safely treat any future algal blooms. There is also tower maintenance in process. N Eveland asked if there would be any problem with the line relocation on SR 73 with the city using a single water source. Schaffer explained the water line replacement process and said it would not be an issue.

COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE

J McKay said he had no report but encouraged everyone to look at the hotel lodging tax distributions.

CITY SERVICES COMMITTEE – No report.

FINANCE COMMITTEE

M Snarr presented Ordinance O-22-37 Making supplemental appropriations.

M Snarr moved to have the first reading on Ordinance O-22-37 by title only. B Osborn seconded the motion.

Discussion:

- a. From the available excess funds in the Taxi Fund to 211.390.5515 “Reserve Fund Capital Expenses” the sum of \$9,000.00
There was a discussion of the number of vehicles that would be purchased with these funds.
- b. From the available excess funds in the Sugar Grove Cemetery Fund to 580.500.5410 “Incidentals” the sum of \$8,275.44.
There was a discussion of this liability from the Sugar Grove Cemetery Association, which is no longer in existence. Auditor Vance explained all attempts to get rid of this bill have failed, so the city will pay it.
- c. From the available excess funds in the General Fund to 110.120.5513 “Rombach/Elizabeth Traffic Signal” the sum of \$64,420.46
- d. From the available excess funds in the Police Fund to 510.211.5317 “Vehicle Fuel - Police” the sum of \$20,000.00
- e. From the available excess funds in the Water System Fund to 605.350.5317 “Water Vehicle Fuel” the sum of \$7,500.00
- f. From the available excess funds in the Stormwater System Fund to 640.350.5317 “Stormwater Vehicle Fuel” the sum of \$4,000.00
- g. From the available excess funds in the Sewer System Fund to 635.360.5317 “Sewer Vehicle Fuel” the sum of \$15,000.00
- h. From the available excess funds in the Waste Fund to 670.380.5314 “Landfill Vehicle Gas Expenses” the sum of \$30,000.00
- i. From the available excess funds in the Waste Fund to 670.370.5313 “Collection Vehicle Gas Expense” the sum of \$45,000.00

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-37 by title only

M Snarr moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-37 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-22-37 by title only.

M Snarr moved for passage of Ordinance O-22-37. B Osborn seconded the motion.

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

Ordinance O-22-37 passed as presented.

M Snarr presented Ordinance O-22-38 Making Miscellaneous Transfers

MINUTES

M Snarr moved to have the first reading on Ordinance O-22-38 by title only. J McKay seconded the motion.

Discussion:

- a) From 110.132.5410 "Income Tax Incidentals" to 110.132.5237 "Tax Data Processing" the sum of \$13,000.00
- b) From 605.350.5446 "Match – Mulberry Street Project" to 605.350.5272 "Water Equipment Maintenance" the sum of \$26,500.00.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-38 by title only

M Snarr moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-38 by title only. J McKay seconded the motion.

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

Director of Law read Ordinance O-22-38 by title only.

M Snarr moved for passage of Ordinance O-22-38. J McKay seconded the motion.

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

Ordinance O-22-38 passed as presented.

M Snarr introduced Ordinance O-22-39 Establishing a New Fund.

M Snarr moved to have the first reading on Ordinance O-22-39 by title only. M Purkey seconded the motion.

Discussion:

- a. "ONEOHIO FUND"

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-39 by title only

M Snarr moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-39 by title only. M Purkey 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-22-39 by title only.

M Snarr moved for passage of Ordinance O-22-39. M Purkey seconded the motion.

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

Ordinance O-22-39 passed as presented.

M Snarr introduced Resolution R-22-37 Accepting Local Government Assistance Formula as provided by the Clinton County Auditor.

M Snarr moved to have the first reading on Resolution R-22-37 by title only. J McKay seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-37 by title only

M Snarr moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-37 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-22-37 by title only.

M Snarr moved for passage of Resolution R-22-37. J McKay seconded the motion.

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

Resolution R-22-37 passed as presented.

M Snarr introduced Resolution R-22-38 Resolution accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and

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certifying them to the County Auditor

M Snarr moved to have the first reading on Resolution R-22-38 by title only. B Liermann seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-38 by title only

M Snarr moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-38 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-22-38 by title only.

M Snarr moved for passage of Resolution R-22-38. B Liermann seconded the motion.

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

Resolution R-22-38 passed as presented.

M Snarr introduced Resolution R-22-39 Approving special assessments pursuant to Sections 923.09, 924.08, 929.03, 1701.08, 1701.09, 1701.10 and 1729.03 of the Codified Ordinances of the City of Wilmington, and Declaring an emergency

M Snarr moved to have the first reading on Resolution R-22-39 by title only. J McKay seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-39 by title only

M Snarr requested the second and third readings be placed on the next regular council meeting agenda.

M Snarr introduced Resolution R-22-40 Declaring it necessary to light the streets, lanes, alleys, lands, squares and public places in the City of Wilmington, Ohio, with electric lights, and for special assessments to be levied to pay the costs thereof for the year 2023; and Declaring an emergency

M Snarr moved to have the first reading on Resolution R-22-40 by title only. B Osborn seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-40 by title only

M Snarr moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-40 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 Resolution R-22-40 by title only.

M Snarr moved for passage of Resolution R-22-40. B Liermann seconded the motion.

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

Resolution R-22-40 passed as presented.

JUDICIARY COMMITTEE

M Purkey presented Resolution R-22-32 A Resolution of support for a Feline Trap/Neuter/Return (TNR) Program; Pledging financial support; and Authorizing the Director of Public Safety to adopt rules and regulations to implement and administrate a TNR program.

M Purkey moved to have the third reading on Resolution R-22-32 by title only. J McKay seconded the motion.

Discussion: None.

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

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Director of Law read Resolution R-22-32 by title only

M Purkey moved for passage of Resolution R-22-32. J McKay seconded the motion. Roll call vote: Purkey, aye; McKay, aye; Snarr, aye; Liermann, aye; Osborn, aye; Eveland, aye. Motion passed.

Resolution R-22-32 passed as presented.

Members of Council thanked Administrative Assistant Samantha Miller for her work on the program. Mayor John Stanforth stated that he wanted to clarify his comments from the last council meeting. He said he is not against the program; in fact, he is very much in support of it. He does hope, however, that the program can be funded through organizations, grants, and members of the community working together. Council Member Purkey stated he thought discussions of program cost and funding opportunities could come later.

Purkey presented Ordinance O-22-35 Changing the zoning of real property located on Columbus Street in the City of Wilmington, Ohio

M Purkey moved to have the third reading on Ordinance O-22-35 by title only. J McKay seconded the motion.

Discussion: None.

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

Director of Law read Ordinance O-22-35 by title only

M Purkey moved for passage of Ordinance O-22-35. J McKay seconded the motion.

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

Ordinance O-22-35 passed as presented.

Purkey presented Ordinance O-22-36 Amending certain sections of Part 11 – Planning and Zoning Code of the Wilmington Codified Ordinances.

M Purkey moved to have the third reading on Ordinance O-22-36 by title only. M Snarr seconded the motion.

Discussion: None.

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

Director of Law read Ordinance O-22-36 by title only

M Purkey moved for passage of Ordinance O-22-36. B Liermann seconded the motion.

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

Ordinance O-22-36 passed as presented.

PUBLIC WORKS COMMITTEE

M Snarr introduced Resolution R-22-41 A Resolution authorizing the Director of Public Service to prepare and submit an application to participate in the Ohio Public Works Commission State Capital Improvement and/or Local Transportation Improvement Program(s) and to execute contracts as required; and Declaring an emergency

Schaffer explained there is a sewer line behind Peterson Place that is exposed due to erosion, so a new line needs to be constructed. The new line will run diagonally through the Clinton Memorial Hospital parking area. The project is estimated to cost around \$400,000, with OPWC covering 80% of the costs. He also said the hospital has been great to work with through the planning process.

M Snarr moved to have the first reading on Resolution R-22-41 by title only. J McKay seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-41 by title only

M Snarr moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-41 by title only. J McKay seconded the motion.

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

Director of Law read Resolution R-22-41 by title only.

M Snarr moved for passage of Resolution R-22-41. B Liermann seconded the motion.

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

Resolution R-22-41 passed as presented.

REPORTS TO COUNCIL

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

Discussion: None.

Voice vote. Motion passed unanimously.

Report accepted as presented.

M Purkey moved to accept the Hotel Lodging Tax Report – 2nd Quarter 2022 as presented. J McKay seconded the motion.

Discussion:

J McKay asked for clarification on a few of the expenditures. He said he would like more details about where the money was used. Auditor Vance said she did not have the details of the projects with her but offered to obtain that information for him.

Voice vote. Motion passed unanimously.

Report accepted as presented.

OPEN TO PUBLIC

M Purkey recognized the city safety personnel as well as everyone in the surrounding communities who came together during the gunman emergency on Thursday. N Eveland offered praise to the Wilmington News Journal for their coverage of the day's events, noting that he was out of town but was able to stay informed through the News Journal updates.


B Liermann spoke about the great contributions given to the community by Billy D Marine and George Bush. He said he had the honor to work for both of them in the past.

ADJOURNMENT


B Liermann moved to adjourn the meeting.

President M McKay declared the meeting adjourned at 8:58 p.m.

ATTEST:



President of Council



Clerk

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Wilmington City Council

September 1, 2022

Wilmington City Council met in regular session on Thursday, September 1, 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 Fithen 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. B Osborn seconded the motion.

Voice vote. Motion passed unanimously.

Agenda accepted.

J McKay moved to approve the minutes of the August 18, 2022, City Council Meeting as presented. M Allbright seconded the motion.

Voice vote. Motion passed unanimously.

August 18, 2022, regular City Council minutes approved as presented.

President McKay announced a public hearing on September 15, 2022, regarding the TIF in Timber Glen Subdivision.

President McKay announced a public hearing on October 6, 2022, for rezoning of property located at 169 N South Street from DC (Downtown Core) to DT (Downtown Transition).

President McKay announced a public hearing on October 6, 2022, for rezoning of property located at 276 and 286 E Locust Street from TN (Traditional Neighborhood) to DT (Downtown Transition).

MAYOR

Mayor Stanforth responded to Councilman McKay's prior request for more information about expenditures made from retained hotel lodging tax funds by presenting photos of stone mulch and shrubs in the Locust Street parking lot.

Mayor Stanforth presented the Code Enforcement Report for August 2022. He thanked Brett Rudduck for his support in enforcing code enforcement violations. Law Director Rudduck recognized Assistant Prosecutor David Henry's work on these cases.

Mayor Stanforth provided information on community events including Art Professor Hal Shunk's retirement exhibit at Wilmington College, a breakfast event at the Aging Up Center, the Nowhere Else festival, Murphy Theatre schedule, and the Clinton County Corn festival. He also provided an update on local high school football.

Mayor Stanforth showed an example of water pipe corrosion.

AUDITOR

Auditor Vance had no report.

SERVICE AND SAFETY DIRECTOR

Safety/Service Director Shidaker had no report.

COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE

J McKay said there is a pending grant award from the City Revitalization Grant Committee to the Murphy Theatre in the amount of \$60,000. Unfortunately, there was an irregularity in the application and review process, so the committee is requesting the Murphy Theatre resubmit their application. Clinton County Regional Planning Director added that they wish

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to make sure the community knows about the program and wants to make sure the application process is fair and consistent. If people are interested in the program, they can contact members of the City Revitalization Grant Committee: Deputy Auditor Donyel Riley, Clinton County Regional Planning Director Taylor Stuckert, or Acting City Administrator Brad Reynolds.

Shelby Boatman, Director of the Clinton County History Center, pointed out that the link for the program is difficult to find on the City's website and it only contains a single page of the application. She asked several questions regarding the process and procedure of the program. Molly Boatman asked additional questions about the funding structure of the grant. Auditor Vance explained the annual appropriation is based on the prior year's retained hotel lodging tax revenue. Councilman Purkey and Auditor Vance suggested that those interested in having in-depth discussions with the committee complete an application and meet with the committee about their project. Clerk Tacoronte asked that the questions presented to council be emailed to her so she could use their input as a framework for a Frequently Asked Questions page on the City's website.

CITY SERVICES COMMITTEE – No report.

FINANCE COMMITTEE

M Allbright presented Resolution R-22-39 Approving special assessments pursuant to Sections 923.09, 924.08, 929.03, 1701.08, 1701.09, 1701.10 and 1729.03 of the Codified Ordinances of the City of Wilmington, and Declaring an emergency

M Allbright moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-39 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-22-39 by title only.

M Allbright moved for passage of Resolution R-22-39. B Liermann seconded the motion.

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

Resolution R-22-39 passed as presented.

M Allbright introduced Ordinance O-22-40 Making Supplemental Appropriations.

M Allbright moved to have the first reading on Ordinance O-22-40 by title only. M Snarr seconded the motion.

Discussion:

- a. From the available excess fund in the Retained Hotel Lodging Tax Fund to 292.110.5269 "CRC Grant Program Expense" the sum of \$20,000.00
- b. From the available excess funds in the Water System Fund to 605.350.5326 "Water Supplies" the sum of \$2,000.00.
- c. From the available excess funds in the Waste Fund to 670.380.5232 "Architectural & Engineering" the sum of \$40,000.00
- d. From the available excess funds in the Waste Fund to 670.380.5430 "Landfill Monitoring" the sum of \$30,000.00
- e. From the available excess funds in the General fund to 110.120.5596 "Legacy Fund Grant – Lynne Lane" the sum of \$100,000.00
- f. From the available excess funds in the Water Bond Reserve Fund to 616.350.5910 "Transfers Out" the sum of \$1,500.00
- g. From the available excess funds in the General Fund to 110.120.5236 "Direct Deductions" the sum of \$20,000.00
- h. From the available excess fund in the Police Fund to 510.211.5236 "Direct Deductions" the sum of \$5,000.00
- i. From the available excess funds in the Fire Pension Fund to 525.211.5236 "Direct Deductions" the sum of \$1,000.00

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-40 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-40 by title only. M Purkey seconded the motion.

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

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Director of Law read Ordinance O-22-40 by title only.

M Allbright moved for passage of Ordinance O-22-40. M Purkey seconded the motion. Roll call vote: Osborn, aye; Allbright, aye; Eveland, aye; Purkey, aye; McKay, aye; Snarr, aye; Liermann, aye. Motion passed.

Ordinance O-22-40 passed as presented.

M Allbright moved to have the first reading on Ordinance O-22-41 by title only. B Osborn seconded the motion.

Discussion:

a) From 110.150.5321 "Supplies" to 110.150.5239 "Other Professional Services" the sum of \$3,500.00

b) From 580.500.5273 "Grounds Maintenance" to 580.500.5322 "Supplies – Foundations" the sum of \$1,400.00

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-41 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-41 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-22-41 by title only.

M Allbright moved for passage of Ordinance O-22-41. B Liermann seconded the motion.

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

Ordinance O-22-41 passed as presented.

JUDICIARY COMMITTEE

M Purkey introduced Ordinance O-22-42 Amending Ordinance No. O-21-38 establishing classification and salary ranges for certain city employees; and repealing ordinances and parts of ordinances in conflict herewith.

M Purkey said there would be a discussion of Ordinance O-22-42 in Executive Session later in the meeting.

M Purkey moved to table consideration of Ordinance O-22-42 until after Executive Session. J McKay seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Ordinance O-22-42 tabled until after Executive Session.

PUBLIC WORKS COMMITTEE

M Snarr introduced Ordinance O-22-43 Authorizing advertisement and contract for hauling of lime sludge from Water Treatment Plant and Declaring an emergency

M Snarr moved to have the first reading on Ordinance O-22-43 by title only. M Purkey seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-43 by title only.

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

M Snarr introduced Ordinance O-22-44 Amending certain sections of Chapter 927 Water Rules and Regulations of the Wilmington Codified Ordinances.

M Snarr moved to have the first reading on Ordinance O-22-44 by title only. M Allbright seconded the motion.

Discussion:

Snarr explained the legislation revises rules regarding water shut offs.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-44 by title only.

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

REPORTS TO COUNCIL

No reports were presented.

OPEN TO PUBLIC

Elizabeth Huber noted she was on many nonprofit boards in the City and did not know about the City Revitalization Grant. She asked that the city do a better job of letting organizations know there is funding available.

M Albright thanked Mayor Stanforth and Chief Fithen for the great job done by the police during a recent incident at United Dairy Farmers.

EXECUTIVE SESSION

M McKay explained council would be entering executive session to discuss Ordinance O-22-42.

M Purkey moved to enter into Executive Session under ORC 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. J McKay seconded the motion.

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

Council entered executive session at 8:14 p.m.

Council returned to regular session at 9:03 p.m.

M Purkey re-introduced Ordinance O-22-42 Amending Ordinance No. O-21-38 establishing classification and salary ranges for certain city employees; and repealing ordinances and parts of ordinances in conflict herewith.

M Purkey moved to have the first reading on Ordinance O-22-42 by title only. J McKay seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-42 by title only.


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


ADJOURNMENT

B Liermann moved to adjourn the meeting.

President M McKay declared the meeting adjourned at 9:04 p.m.

ATTEST:



President of Council


Clerk

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Wilmington City Council

September 15, 2022

Wilmington City Council met in regular session on Thursday, September 15, 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

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 amend the agenda to remove the Executive Session, and to accept the amended agenda. B Liermann seconded the motion.

Voice vote. Motion passed unanimously.

Agenda amended and accepted.

J McKay moved to approve the minutes of the September 1, 2022, City Council Meeting as presented. M Allbright seconded the motion.

Voice vote. Motion passed unanimously.

September 1, 2022, regular City Council minutes approved as presented.

President McKay opened the public hearing regarding the TIF in Timber Glen Subdivision at 7:34 p.m. There were no comments from council or the public. Public hearing closed at 7:35 p.m.

President McKay announced a public hearing on October 6, 2022, for rezoning of property located at 169 N South Street from DC (Downtown Core) to DT (Downtown Transition).

President McKay announced a public hearing on October 6, 2022, for rezoning of property located at 276 and 286 E Locust Street from TN (Traditional Neighborhood) to DT (Downtown Transition).

MAYOR

Mayor Stanforth recognized the passing of Molly Dullea and Judge Mike Daugherty and spoke about their contributions to the community.

The mayor announced that the city would be hosting an event summit on September 28 in an effort to consolidate the planning of community events. He provided a listing of upcoming events and wished his wife, Nancy, a happy birthday.

Mayor Stanforth gave an update on the progress on building the new impound lot on Rombach, which will allow the city to remove the vehicles from the lot on Wall Street.

Mayor Stanforth presented a proclamation to the members of Daughters of the American Revolution (DAR) in honor of Constitution Week.

AUDITOR

Auditor Vance had no report.

SERVICE AND SAFETY DIRECTOR

Safety/Service Director Shidaker presented Resolution R-22-42 Adopting Final Legislation for reconstruction of Davids Drive within the City of Wilmington, County/Route/Section CLI CR 87 0.00 Davids Drive, PID 113042, Agreement No. 34961; and Declaring an emergency. Shidaker explained this was for the first phase of Davids Drive, which will be sold by ODOT in October and will be built in spring 2023.

M Purkey moved to have the first reading on Resolution R-22-42 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-22-42 by title only.

M Purkey moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-42 by title only. B Osborn 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-22-42 by title only.

M Purkey moved for passage of Resolution R-22-42. B Osborn seconded the motion.

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

Resolution R-22-42 passed as presented.

Shidaker explained the remainder of Davids Drive is in very poor condition and needs to be fixed as soon as possible. It is a very costly reconstruction because the entire road needs to be removed, stabilized, and rebuilt. Shidaker expressed frustration with businesses located on Davids Drive that heavily use the road but are not annexed into the City. He said these businesses are not paying their fair share to the city for maintaining the street they need to access their locations. He said he would like to see a request for annexation from the non-city businesses on Davids.

There was a discussion of the history of Davids Drive and the current state of the road. It was noted the road was not originally designed to hold heavy truck traffic, which is an issue because of the high daily truck count. Shidaker said he would be pushing to find a way to fund the remainder of the reconstruction of Davids Drive and hopes to be able to do the entire road in the next year.

COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE

J McKay said the City Revitalization Grant Committee would be meeting later in the week to review grant applications.

CITY SERVICES COMMITTEE – No report.

FINANCE COMMITTEE

M Albright introduced Ordinance O-22-45 Making Supplemental Appropriations.

M Albright moved to have the first reading on Ordinance O-22-45 by title only. B Osborn seconded the motion.

Discussion:

- a. From the available excess fund in the General Fund to 110.120.5923 “Retained Hotel Lodging Tax Transfer” the sum of \$55,000.00
- b. From the available excess funds in the General Fund to 110.120.5922 “Hotel Lodging Tax Transfer” the sum of \$55,000.00.
- c. From the available excess funds in the Retained Hotel Lodging Tax Fund to 292.110.5269 “CRC Grant Program Expense” the sum of \$55,000.00
- d. From the available excess funds in the Hotel Lodging Excise Tax Fund to 291.110.5269 “Convention and Visitors Bureau” the sum of \$55,000.00
- e. From the available excess funds in the Water System Fund to 605.350.5418 “Water Treatment” the sum of \$20,000.00
- f. From the available excess funds in the Sewer System Fund to 635.360.5338 “Sewer Chemicals” the sum of \$17,000.00
- g. From the available excess funds in the Fire Fund to 520.221.5515 “Legacy Grant – Misc Equipment” the sum of \$12,343.93
- h. From the available excess fund in the Fire Fund to 520.221.5516 “Legacy Grant – Thermal Imaging Cameras” the sum of \$14,907.07

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-45 by title only

M Albright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-45 by title only. B Osborn seconded the motion.

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

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Director of Law read Ordinance O-22-45 by title only.

M Albright moved for passage of Ordinance O-22-45. B Osborn seconded the motion. Roll call vote: Osborn, aye; Albright, aye; Eveland, aye; Purkey, aye; McKay, aye; Snarr, aye; Liermann, aye. Motion passed.

Ordinance O-22-45 passed as presented.

M Albright introduced Ordinance O-22-46 Making Miscellaneous Transfers.

M Albright moved to have the first reading on Ordinance O-22-46 by title only. B Osborn seconded the motion.

Discussion:

a) From 110.132.5321 "Income Tax Supplies" to 110.132.5237 "Income Tax Data Processing" the sum of \$610.00

b) From 670.380.5237 "Lease/Purchase Agreements" to 670.380.5513 "Capital Construction" the sum of \$9,000.00

c) From 211.390.5123 "Benefit Insurance" to 211.390.5274 "Vehicle Contracts and Services" the sum of \$45,000.00

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-46 by title only

M Albright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-46 by title only. B Osborn seconded the motion.

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-22-46 by title only.

M Albright moved for passage of Ordinance O-22-46. 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-22-46 passed as presented.

JUDICIARY COMMITTEE

M Purkey brought forth Ordinance O-22-42 Amending Ordinance No. O-21-38 establishing classification and salary ranges for certain city employees; and repealing ordinances and parts of ordinances in conflict herewith. He said the ordinance would be read in three separate meetings to give time for questions, but he felt it was important to do right by the employees.

M Purkey moved to have the second reading on Ordinance O-22-42 by title only. J McKay seconded the motion.

Discussion: None.

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-22-42 by title only.

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

PUBLIC WORKS COMMITTEE

M Snarr brought forth Ordinance O-22-43 Authorizing advertisement and contract for hauling of lime sludge from Water Treatment Plant and Declaring an emergency

M Snarr moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-43 by title only. M Albright 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 O-22-43 by title only.

M Snarr moved for passage of Ordinance O-22-43. M Albright seconded the motion.

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

O-22-43 passed as presented.

MINUTES

M Snarr brought forth Ordinance O-22-44 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-22-44 by title only. M Allbright seconded the motion.

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

Director of Law read Ordinance O-22-44 by title only.

M Snarr moved for passage of Ordinance O-22-44. M Allbright seconded the motion.

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

Ordinance O-22-44 passed as presented.

REPORTS TO COUNCIL

J McKay moved to approve the Income Tax Report – August 22, as presented. B Osborn seconded the motion.

Voice vote. Motion passed unanimously.

Reports accepted as presented.

OPEN TO PUBLIC

Jonathan McKay offered his gratitude to Chief Mason for his response to a recent medical event at the Clinton County History Center.

Nick Eveland noted the retirement of Gary Huffenberger from the Wilmington News Journal and wished him well.

Brian Shidaker expressed appreciation to Papa John’s pizza for delivering pizzas to Municipal Court this past week.

Bill Liermann spoke about his respect for Judge Mike Daugherty as a dedicated public servant and spoke about how Judge Mike swore him into office.

Jonathan McKay thanked the Wilmington Police Department for their help at the Clinton County Corn Festival.

ADJOURNMENT

B Liermann moved to adjourn the meeting.

President M McKay declared the meeting adjourned at 8:27 p.m.

ATTEST:



President of Council



Clerk

MINUTES

Wilmington City Council

October 6, 2022

Wilmington City Council met in regular session on Thursday, October 6, 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 Ron 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 amend the agenda to Move Resolution R-22-45 to the Mayor's portion and to accept the amended agenda. J McKay seconded the motion.

Voice vote. Motion passed unanimously.

Agenda amended and accepted.

B Osborn moved to approve the minutes of the September 15, 2022, City Council Meeting as presented. M Allbright seconded the motion.

Voice vote. Motion passed unanimously.

September 15, 2022, regular City Council minutes approved as presented.

President McKay presented a Notice to Legislative Authority from the Ohio Division of Liquor Control for application of a new license for Yamato Wilmington Inc; 1362 Rombach Avenue; Wilmington, OH 45177

President McKay opened the public hearing for rezoning of property located at 169 N South Street from DC (Downtown Core) to DT (Downtown Transition) at 7:33 p.m.

Judy Gano spoke, explaining that she and Alan Gano were interested in selling the property and marketing it as a single-family residential. There were no comments from the public or council.

President McKay closed the public hearing at 7:35 p.m.

President McKay opened public hearing for rezoning of property located at 276 and 286 E Locust Street from TN (Traditional Neighborhood) to DT (Downtown Transition) at 7:35 p.m.

Katie Wilkin of Peelle Law Offices spoke on behalf of the applicant, LT Land Development. She explained the rezoning will allow them to combine plats and will maintain consistency with adjacent zonings. There were no comments from the public or council.

President McKay closed the public hearing at 7:36 p.m.

MAYOR

Mayor Stanforth announced the City had won a lawsuit against a contractor who worked for Fathom, a company hired by the City to install new water meters. Fathom had not paid the contractor, so the contractor attempted to extract their payment from the City of Wilmington.

Mayor Stanforth invited Shelby Boatman, Executive Director of the Clinton County History Center, to speak about their upcoming event - Talking Tombstones at Sugar Grove Cemetery. Ms. Boatman explained this is the second year for the event. It is the largest fundraiser for the History Center and will be held on October 8.

The mayor presented the Code Enforcement report and showed pictures of improved properties. He encouraged the public to report any violations they see to Annen Vance.

MINUTES

Mayor Stanforth presented a proclamation honoring Gary Huffenberger upon his retirement from the Wilmington News Journal.

Lance Beus, CEO of Clinton Memorial Hospital, and Mike Shook, Cancer Center Director, spoke to promote the 15th Annual Brake for Breakfast event on October 7.

Mayor Stanforth thanked Sam Stratman for his years of service on the Clinton County Convention and Visitors Bureau (CCCVB) Board. He said he would like to invite Josh Engel to serve as the City's representative to the CCCVB board for the remainder of the term.

N Eveland asked if this was in keeping with the CCCVB bylaws and if the County has a say in who is chosen. Josh Engel explained that Article 3, Section 2, of the CCCVB Code of Regulations and By-Laws gives City Council the discretion to appoint one member. Article 3, Section 3 provides the CCCVB board with an opportunity to offer suggestions to the Council for potential members. There is nothing in the bylaws that states that Council has to wait for or follow those suggestions.

Law Director Rudduck said that the legal counsel for the CCCVB had stated concern that they had not provided a list of candidates for Council to consider. He further mentioned that Josh Engel is a very good candidate. Rudduck explained that Stratman's resignation has been received but does not go into effect until a new appointee is named.

J McKay suggested the CCCVB should be given the opportunity to provide a slate of candidates. Purkey asked if there is a distinction between the Commissioners' and the City's appointment. Law Director Rudduck said that he was not going to speak to the legal issues in the CCCVB's documents. J McKay noted that the Commissioners have had their appointees vetted by the Board. Purkey noted that he did not remember Council following that process in the past.

Josh Engel noted a couple of concerning things in the CCCVB by-laws. He pointed out there is no conflict-of-interest clause. This is problematic because it provides the CCCVB the opportunity to suggest only board members for whom there is a conflict of interest. The only reading of the by-laws that makes sense is for the Commissioners and the City Council to have the discretion to make their appointments independently of the CCCVB. The intent of the document is to protect a flow of public money.

Snarr asked if the CCCVB has ever objected to the City's process in the past. It was noted they had not. Rudduck clarified that they did not object to the appointment of Josh Engel; they just raised concern about the process. He further stated that the CCCVB cannot force the Council to comply with their by-laws.

M McKay introduced Resolution R-22-45 Appointing Joshua Engel as the City's representative to the Clinton County Convention and Visitors Bureau; and declaring an emergency.

M Snarr moved to have the first reading on Resolution R-22-45 by title only. M Allbright seconded the motion.

Discussion: None.

Voice vote. J McKay voted no. The remaining members voted yes. Motion passed.

Director of Law read Resolution R-22-45 by title only

M Snarr moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-45 by title only. M Allbright seconded the motion.

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

Director of Law read Resolution R-22-45 by title only.

M Snarr moved for passage of Resolution R-22-45. M Allbright seconded the motion.

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

Resolution R-22-45 passed as presented.

MINUTES

AUDITOR

Auditor Vance had no report.

SERVICE AND SAFETY DIRECTOR

B Shidaker offered his appreciation to Gary Hufferberger for his fairness and truth in reporting.

Safety/Service Director Shidaker presented Resolution R-22-43 Authorizing the Mayor to apply to the Ohio Department of Natural Resources for funding through the Urban Canopy Restoration Grant Program; and Declaring an emergency.

Laura Loggains from Human Resources Department gave a presentation on the grant from ODNR and described the placement of the trees along the Rombach Avenue corridor. She explained it is a 50% matching grant.

M Purkey moved to have the first reading on Resolution R-22-43 by title only. J McKay seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-43 by title only

M Purkey moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-43 by title only. J McKay seconded the motion.

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

Director of Law read Resolution R-22-43 by title only.

M Purkey moved for passage of Resolution R-22-43. J McKay seconded the motion.

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

Resolution R-22-43 passed as presented.

Shidaker gave an update on Rombach Avenue, the Downtown Intersections Project, and the Wall Street impound yard. He noted Rombach Avenue is nearing completion. There was a discussion of the details of the project and the traffic control measures in place. Shidaker pointed out that the timing of the lights will not be complete until construction is finished. The Downtown Project is waiting for AES to complete removal of power drops so that the old poles can be removed. The new impound yard is currently under construction, so the cars on Wall Street should be moved soon.

COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE

J McKay said there was a recent Economic Development Meeting, and he was hoping to bring reports to Council in the future.

CITY SERVICES COMMITTEE – No report.

FINANCE COMMITTEE

M Allbright introduced Ordinance O-22-48 Making Supplemental Appropriations.

M Allbright moved to have the first reading on Ordinance O-22-48 by title only. M Snarr seconded the motion.

Discussion:

- a. From the available excess fund in the General Fund to 110.120.5284 "Workers Comp – Comp Management" the sum of \$4,200.00
- b. From the available excess funds in the General Fund to 110.131.5122 "Workers Comp - Auditor" the sum of \$813.00.
- c. From the available excess funds in the General Fund to 110.120.5212 "Utilities" the sum of \$32,000.00
- d. From the available excess funds in the Sugar Grove Cemetery Fund to 580.550.5236 "Direct Deductions" the sum of \$100.00

MINUTES

- e. From the available excess funds in the Insurance Fund to 231.110.5213 "Insurance Deductible/Claims Payments" the sum of \$425,000.00
- f. From the available excess funds in the UMR Fund to 233.231.5911 "Deductible Transfers" the sum of \$425,000.00
- g. From the available excess funds in the General Fund to 110.120.5271 "Facility Maintenance" the sum of \$60,000.00
- h. From the available excess funds in the General Fund to 110.120.5371 "Facility Maintenance & Supplies" the sum of \$9,000.00
- i. From the available excess funds in the General Fund to 110.121.5410 "Mayor's Incidentals" the sum of \$1000.00
- j. From the available excess funds in the Sugar Grove Cemetery Fund to 580.500.5410 "Incidentals - Cemetery" the sum of \$500.00

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-48 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-48 by title only. M Snarr 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-22-48 by title only.

M Allbright moved for passage of Ordinance O-22-48. M Snarr seconded the motion.

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

Ordinance O-22-48 passed as presented.

M Allbright introduced Ordinance O-22-49 Making Miscellaneous Transfers.

M Allbright moved to have the first reading on Ordinance O-22-49 by title only. B Osborn seconded the motion.

Discussion:

- a) From 211.390.5113 "Taxi Salaries - Admin" to 211.390.5111 "Taxi Salaries - Drivers" the sum of \$112,200.00
- b) From 605.350.5446 "Match - Mulberry St. Project" to 605.350.5337 "Water Lab Supplies" the sum of \$6,000.00
- c) From 200.330.5212 "Utilities" to 200.330.5274 "Vehicle Expense" the sum of \$4,000.00
- d) From 200.330.5214 "Traffic Lights" to 200.330.5321 "Supplies" the sum of \$3,000.00

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-49 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-49 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 Ordinance O-22-49 by title only.

M Allbright moved for passage of Ordinance O-22-49. B Osborn seconded the motion.

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

Ordinance O-22-49 passed as presented.

JUDICIARY COMMITTEE

M Purkey brought forth Ordinance O-22-42 Amending Ordinance No. O-21-38 establishing classification and salary ranges for certain city employees; and repealing ordinances and parts of ordinances in conflict herewith.

M Purkey moved to have the third reading on Ordinance O-22-42 by title only. J McKay seconded the motion.

Discussion: None.

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-22-42 by title only.

M Purkey moved for passage of Ordinance O-22-42. J McKay seconded the motion.

MINUTES

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

Ordinance O-22-42 passed as presented.

M Purkey introduced Ordinance O-22-47 An Ordinance rescinding Ordinance O-22-09; 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.

M Purkey moved to have the first reading on Ordinance O-22-47 by title only. N Eveland seconded the motion.

Discussion: None.

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

Director of Law read Ordinance O-22-47 by title only

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

PUBLIC WORKS COMMITTEE

M Snarr introduced Resolution R-22-44 A Resolution authorizing the mayor to enter into an agreement on behalf of the City of Wilmington with the Ohio Department of Transportation for construction of water facilities. He explained this was needed to move the raw water line at SR 73 and 380 as part of the ODOT road widening project. N Eveland noted that Western Water also had lines in this area, but they were not required to go through the same process because they had easements in place.

M Snarr moved to have the first reading on Resolution R-22-44 by title only. M Purkey seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-44 by title only

M Snarr moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-44 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 Resolution R-22-44 by title only.

M Snarr moved for passage of Resolution R-22-44. M Purkey seconded the motion.

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

Resolution R-22-44 passed as presented.

M Snarr brought forth Ordinance O-22-44 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-22-44 by title only. M Allbright seconded the motion.

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

Director of Law read Ordinance O-22-44 by title only.

M Snarr moved for passage of Ordinance O-22-44. M Allbright seconded the motion.

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

Ordinance O-22-44 passed as presented.

REPORTS TO COUNCIL

J McKay moved to approve the Income Tax Report – September 2022 and the Auditor Report – August 2022, as presented. M Allbright seconded the motion.

MINUTES

Voice vote. Motion passed unanimously.

Reports accepted as presented.

OPEN TO PUBLIC

Jason Stoops – Sugartree and Mulberry. Mr. Stoops brought forth concerns of the speed of people driving down Mulberry both northbound and southbound. Chief Fithen said they can put additional enforcement there.

Jane Johns: 3537 S. Beechgrove Road – Ms. Johns expressed her concerns about the amount of homelessness and vagrancy within the City of Wilmington. She described an experience where she pretended to be homeless so she could conduct surveillance on their activities. Ms. Johns stated she thought the Sugartree Ministries soup kitchen and other homeless services in the City contribute to the problem. Councilman Snarr mentioned he was on the board of Sugartree Ministries and offered to set up a meeting with the leadership of the organization and concerned citizens to gain an understanding of concerns and to work together on solutions.

Dianne Garrett – 1304 Peggy Lane – Ms. Garrett noted there was a disappointing amount of blight in the City of Wilmington and was concerned that Code Enforcement is not proactive. She suggested the City needed more code enforcement employees and perhaps it could start an Environmental Court.

Leah Lorenz – 118 S Mulberry Street – Ms. Lorenz stated that Annen Vance is overwhelmed by the amount of vagrancy in Wilmington and would have more time to take care of code enforcement work if she was not dealing with homeless all of the time.

N Eveland asked what percentage of the crimes can be attributed to the homeless and vagrants. Chief Fithen said there is quite a bit of theft. Some of the enforcement on the drug issues takes a long time because the police need time to build a case that will stand up in court. He also stated that charging people with crimes is only part of the process. The police have no control over what happens with prosecution and incarceration.

Butch Peelle – 201 Loving Lane Wilmington, Ohio: Praised Jane Johns for her surveillance of the homeless people in Wilmington. He said it was up to citizens to stand up for what they think is right, as he did when he served on Council.

Darrell Petrey – Clarksville, Ohio. Mr. Petrey brought up concerns about the handling of the Casey Pitzer drowning case 10 years ago. He said that he had received information that the case had been re-opened to a minimal degree and asked for an update. He further requested the case be completely reopened and fully investigated, suggesting there were irregularities in the handling of the initial investigation. He asked that those in charge of handling the prior investigation be questioned and administered polygraph tests to determine their mishandling of evidence. Fithen explained that Bureau of Criminal Investigation (BCI) was asked in April to look at the case again. BCI declined to fully reopen the case but gave the Police suggestions of steps to take to tie up final loose ends and those steps had been completed in the past week.


M Purkey noted there were two public hearings regarding rezonings earlier in the meeting. It was the intent of Council to have first readings on both of the rezonings on tonight’s agenda but they were missed. He asked that the legislation be placed on the agenda for the next meeting for three readings.


ADJOURNMENT

B Liermann moved to adjourn the meeting.

President M McKay declared the meeting adjourned at 9:18 p.m.

ATTEST:



President of Council


Clerk

MINUTES

Wilmington City Council

October 20, 2022

Wilmington City Council met in regular session on Thursday, October 20, 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 Ron Fithen was present as Sergeant at Arms.

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

PRESIDENT OF COUNCIL

B Osborn moved accept the agenda as presented. B Liermann seconded the motion.

Voice vote. Motion passed unanimously.

Agenda accepted as presented.

J McKay moved to approve the minutes of the October 6, 2022, City Council Meeting as presented. M Allbright seconded the motion.

Voice vote. Motion passed unanimously.

October 6, 2022, regular City Council minutes approved as presented.

Deputy Attorney General of the State of Ohio Jonathan Fulkerson spoke to council regarding a recent summary judgement in the case between the Ohio Department of Natural Resources (ODNR) and the United States Army Corps of Engineers (USACE). Fulkerson stated the judgement leans in the favor of the State, which is good news for the City of Wilmington as it involves the contract through which the city purchases water from Caesar Creek. He stated that ODNR successfully sued the USACE. Councilman Purkey asked if the State will refund any monies to the City if ODNR receives a payment settlement from the Army Corp. Fulkerson stated that nothing was off the table but it was too early to tell as there is still a lot of work to be done.

M McKay brought forth Resolution R-22-45 Appointing Joshua Engel as the City's representative to the Clinton County Convention and Visitors Bureau; and declaring an emergency. He explained that there were not enough affirmative votes as the last meeting to suspend the rules and regulations and have the second and third readings in a single meeting. He asked for the second reading on the resolution.

J McKay noted that the Clinton County Commissioners had voted against Mr. Engel being appointed as the City's representative and said that the City should take that action into consideration. N Eveland suggested that the city should not act on the appointment at this time. It was noted that the City was following their past practice in terms of how they appoint representatives to the CCCVB board. Law Director Rudduck stated the CCCVB bylaws are not very clear, but it was not the City's responsibility to interpret the bylaws for them. M Purkey noted that he does not remember a time when the City of Wilmington voted to approve or disapprove the county's appointment to the CCCVB board.

M Purkey moved to have the second reading on Resolution R-22-45 by title only. M Allbright seconded the motion.

Discussion: None.

Roll call vote: McKay, no; Snarr, aye; Liermann, aye; Osborn, aye; Allbright, aye; Eveland, no; Purkey, aye. Motion passed, 5-2.

Director of Law read Resolution R-22-45 by title only

McKay asked to have the third reading at the next regular meeting.

Mark McKay asked if the council members still wished to hold an executive session at the end of the meeting. In brief discussion, the members indicated they did not feel it was necessary.

MINUTES

M Purkey moved to remove the executive session from the agenda. J McKay seconded the motion.

Voice vote. Motion passed unanimously.

Agenda amended to remove executive session.

MAYOR

Mayor Stanforth explained that the city-wide cleanup program is being suspended until spring because of the cold weather.

Mayor Stanforth presented a list of upcoming events in the community. He spoke about the decision to stop the placement of the delineators on Rombach Avenue. They have scaled back how many are being placed, but they will still be in locations where dangerous left-hand turns are an issue. M Purkey asked if there have been additional traffic studies to determine if the no left turns are still warranted. Stanforth explained they have people in the field watching the project and reporting on how traffic is responding to the changes. He said that the delineators are staying in place for now.

Mayor Stanforth presented a graph of data from the FBI that shows the trends of property crime and violent crimes in the city. The graph showed a decrease in property crime in the past few years. Several members of the public spoke out and commented that they did not think the data was accurate. McKay asked for comments from the public to be held until the end of the meeting.

Eveland spoke about the past history of delineators and other traffic control measures and how in his experience they are not effective. Eveland also thanked the mayor and for the work city and county employees had done cleaning out the homeless camps.

Mayor Stanforth invited Beth Huber of the Clinton County Port Authority (CCPA) and Jim Buckner of the Small Business Administration to speak on the latest economic development within the City of Wilmington. She thanked Rick Schaffer for his willingness to provide capacity information to her at a moment's notice. She provided a synopsis of current pending new businesses and grants they have been awarded for brownfield projects. She noted that they continue to have mega-site discussions. Jim Buckner explained the role of the Small Business Administration and noted that the City of Wilmington has a very active small business community.

AUDITOR

Auditor Vance had no report.

SERVICE AND SAFETY DIRECTOR

Safety/Service Director Shidaker presented R-22-46 Adopting preliminary legislation for ODOT Municipal Bridge Inspection Program services, PID# 117554, and Declaring an emergency.

He explained that this is a program that the city has enrolled in for many years and it provides bridge inspections at no cost to the city.

M Purkey moved to have the first reading on Resolution R-22-46 by title only. J McKay seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-46 by title only

M Purkey moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-46 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 Resolution R-22-46 by title only.

M Purkey moved for passage of Resolution R-22-46. J McKay seconded the motion.

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

Resolution R-22-46 passed as presented.

MINUTES

COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE

J McKay thanked Beth Huber and Jim Buckner for their presentation.

CITY SERVICES COMMITTEE – No report.

FINANCE COMMITTEE

M Allbright introduced Ordinance O-22-50 Making Supplemental Appropriations.

M Allbright moved to have the first reading on Ordinance O-22-50 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 \$19,919.00

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-50 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-50 by title only. B Osborn 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-22-50 by title only.

M Allbright moved for passage of Ordinance O-22-50. B Osborn seconded the motion.

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

Ordinance O-22-50 passed as presented.

M Allbright introduced Ordinance O-22-51 Making Miscellaneous Transfers.

M Allbright moved to have the first reading on Ordinance O-22-51 by title only. M Snarr seconded the motion.

Discussion:

- a) From 580.500.5275 “Contract Serv (Open/Close Graves) to 580.500.5322 “Supplies - Foundations” the sum of \$850.00
- b) From 580.500.5275 “Contract Serv (Open/Close Graves) to 580.500.5212 “Utilities” the sum of \$825.00
- c) From 110.150.5234 “Appointed Counsel” to 110.120.5239 “Other Professional Services” the sum of \$2,200.00
- d) From 510.211.5344 “Firearms & Ammo” to 510.211.5338 “Equipment Parts & Supplies” the sum of \$5,000.00
- e) From 510.211.5237 “Data Processing Services” to 510.211.5275 “Investigation Fees” the sum of \$19,800.00

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-51 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-51 by title only. M Snarr 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-22-51 by title only.

M Allbright moved for passage of Ordinance O-22-51. M Snarr seconded the motion.

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

Ordinance O-22-51 passed as presented.

JUDICIARY COMMITTEE

M Purkey brought forth Ordinance O-22-47 An Ordinance rescinding Ordinance O-22-09; 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

MINUTES

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.

M Purkey moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-47 by title only. B Liermann seconded the motion.

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

Director of Law read Ordinance O-22-47 by title only

M Purkey moved for passage of Ordinance O-22-47. B Liermann seconded the motion.

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

Ordinance O-22-47 passed as presented.

M Purkey introduced Ordinance O-22-52 Changing the zoning of real property located on North South Street in the City of Wilmington, Ohio. He explained the public hearing for this rezoning was held at the last council meeting.

M Purkey moved to have the first reading on Ordinance O-22-52 by title only. J McKay seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-52 by title only

M Purkey moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-52 by title only. J McKay seconded the motion.

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

Director of Law read Ordinance O-22-52 by title only.

M Purkey moved for passage of Ordinance O-22-52. J McKay seconded the motion.

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

Ordinance O-22-52 passed as presented.

M Purkey introduced Ordinance O-22-53 Changing the zoning of real property located on East Locust Street in the City of Wilmington, Ohio. He explained the public hearing for this rezoning was held at the last council meeting.

M Purkey moved to have the first reading on Ordinance O-22-53 by title only. J McKay seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-53 by title only

M Purkey moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-53 by title only. J McKay 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-22-53 by title only.

M Purkey moved for passage of Ordinance O-22-53. J McKay seconded the motion.

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

Ordinance O-22-53 passed as presented.

PUBLIC WORKS COMMITTEE

M Snarr had no report.

REPORTS TO COUNCIL

M Purkey moved to approve the Auditor Report – September 2022, as presented. J McKay seconded the motion.

Voice vote. Motion passed unanimously.

Reports accepted as presented.

MINUTES

OPEN TO PUBLIC

M Purkey said he would like to have a discussion of the speed limit on West Main Street. It is 35 mph but people travel much faster. He asked if N Eveland could discuss the matter in a City Services meeting. N Eveland asked for the clerk to set up a meeting to discuss and asked that the Chief could be there as well.

Jason Stoops – Sugartree and Mulberry. Mr. Stoops suggested the crime statistics were flawed because of COVID. He suggested that be taken into consideration before more actions are taken based on these statistics.

M Snarr said the Clinton County Coalition for Homelessness will be holding a public forum in November to discuss the issues of homelessness in our city. He stated that the emphasis would be more about how to address homelessness rather than crime.

Darrell Petrey – Clarksville. He addressed council about the Casey Pitzer case and what he thinks the duties are of the city in the investigation of the case. He noted he has contacted the city many times regarding the case and the corruption surrounding the investigation.

Greg Pitzer – 116 Commons Lane. Mr. Pitzer stated he is Casey Pitzer’s father and would like more information about what happened with his daughter’s case. He said he has been waiting for 10 years for answers regarding how the investigation was handled and believes his daughter was murdered.

Chief Ronald Fithen offered to meet with citizens personally after the council meeting to discuss their concerns regarding the investigation. N. Eveland explained that council’s role in the city is to create laws and they have no place in police investigations.

Tony Thompson – 204 Fisher. Mr. Thompson addressed council about failed polygraphs connected with the Casey Pitzer case and said he disagreed with the crime statistics.

Jamie Knowles – 440 Brook Blvd. Mr. Knowles addressed council about a break-in at his home and stated he does not feel safe in his neighborhood.

Kathy Collins – 345 Kenyon Drive. Ms. Collins spoke as a representative of the Eagles Lodge. She said that there should be some way to remedy people sleeping and publicly urinating on the Eagles property.

Leah Lorenz – 118 S Mulberry. Ms. Lorenz said she had met with Councilman Snarr and Lee Sandlin regarding Sugartree Ministries. She said that she felt that Mr. Sandlin was not receptive to any concerns regarding the behavior of people served by Sugartree.


Jane Johns – 3537 S. Beechgrove Road – She explained she has continued to watch Sugartree Ministries and has heard reports that they have cots in the upstairs. She also said that they are letting people in after dark.

ADJOURNMENT

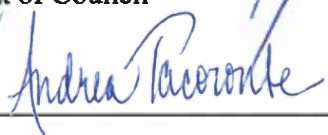
B Liermann moved to adjourn the meeting.

President M McKay declared the meeting adjourned at 9:04 p.m.

ATTEST:



 President of Council



 Clerk

MINUTES

Wilmington City Council – Special Meeting

October 20, 2022

Wilmington City Council met in special session on Thursday, October 20, 2022, at 7:00 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 7:00 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

PRESIDENT OF COUNCIL

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

EXECUTIVE SESSION

Pursuant to Section 121.22 (G)(3) J McKay moved and the motion was seconded by B Liermann to move to executive session for the purpose of conferences with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action.

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

Council entered executed session at 7:01 p.m.


Council returned to regular session at 7:27 p.m.

ADJOURNMENT


M Purkey moved to adjourn the meeting.

President M McKay declared the meeting adjourned at 7:28 p.m.

ATTEST:



President of Council



Clerk

MINUTES

Wilmington City Council – Special Meeting

November ~~1~~³, 2022

Wilmington City Council met in special session on Thursday, November ~~1~~³, 2022, at 5:00 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 5:00 p.m.

ROLL CALL

Roll Call: J McKay, absent; M Snarr, present; B Liermann, absent (arrived at 7:00 p.m.); B Osborn, present; M Allbright, present; N Eveland, present; M Purkey, present

Purkey moved to excuse the absent members, J McKay and B Liermann. Eveland seconded the motion. Voice vote. Motion passed unanimously.

Absent members excused

PRESIDENT OF COUNCIL

M Purkey moved to accept the agenda as presented. M Allbright seconded the motion. Voice vote. Motion passed unanimously.

Agenda accepted as presented.

BUDGET

Mayor John Stanforth presented proposed appropriations for Fiscal Year 2023 for the City of Wilmington, noting that he thought it was a good budget. Safety/Service Brian A. Shidaker said that the budget is responsible and leaves the city with a healthy carryover. It was noted that there would be capital needs from some departments for replacement vehicles, which are not included in the budget. As supervisors are able to get firm pricing and as vehicles come available, these things will be requested on a case-by-case basis. He asked Clerk Tacoronte to go over the details of the budget with the council members. Tacoronte noted that there were notes provided to the council members with details about budget lines. She also noted that the proposed appropriations from the General Fund were approximately \$14.6 million for 2023, compared to the current year’s revised appropriations of approximately \$15.1 million.

The following budgets were presented to and discussed with council: Auditor – Mary Kay Vance; Income Tax/Treasurer – Marque Jones; Human Resources – Brad Reynolds; Municipal Court – no representation; Law Director – Brett Rudduck; Maintenance & Repair – Jerry Runk; Transit – Brian Shidaker; Police – Ron Fithen; Fire – Andy Mason; Park & Recreation – no representation; Cemetery – Brian Shidaker; Water – Rick Schaffer; Wastewater/Sewer – Rick Schaffer; Stormwater – Rick Schaffer; Sanitation/Landfill – Cody Romohr; Administration – Brian Shidaker.

Members of council verified that the salary budget numbers included cost-of-living increases and any new positions that were created. It was explained that all salary numbers included these projections. Members of Council asked why there was no funding for Main Street Wilmington and if there would be additional funds added into the budget for Code Enforcement. They indicated they would like to see funding for both. Brian Shidaker said the items would be reviewed prior to the next budget session.


Mary Kay Vance presented information about the City’s self-insurance program.

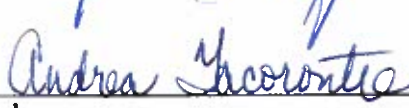
ADJOURNMENT

M Allbright moved to adjourn the meeting.

President M McKay declared the meeting adjourned at 7:10 p.m.

ATTEST:



President of Council


Clerk

MINUTES

Wilmington City Council

November 3, 2022

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

Chief Ron Fithen was present as Sergeant at Arms.

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

PRESIDENT OF COUNCIL

B Osborn moved accept the agenda as presented. M Purkey seconded the motion.

Voice vote. Motion passed unanimously.

Agenda accepted as presented.

M Purkey moved to approve the minutes of the October 20, 2022, Special City Council Meeting as presented. B Osborn seconded the motion.

Voice vote. Motion passed unanimously.

October 20, 2022, special City Council minutes approved as presented.

M Purkey moved to approve the minutes of the October 20, 2022, Regular City Council Meeting as presented. M Allbright seconded the motion.

Voice vote. Motion passed unanimously.

October 20, 2022, regular City Council minutes approved as presented.

M McKay brought forth Resolution R-22-45 Appointing Joshua Engel as the City's representative to the Clinton County Convention and Visitors Bureau; and declaring an emergency. He asked for the third reading on the resolution.

N Eveland expressed concern about moving forward with the appointment because it seemed to be contrary to the bylaws of the Clinton County Convention and Visitors Bureau (CCCVB) board and against the wishes of the commissioners. There was additional discussion of the appointment. Josh Engel said he had spoken with the Executive Director of the CCCVB and was told that once he is appointed, he will be welcome to serve as the city's representative.

M Purkey moved to have the third reading on Resolution R-22-45 by title only. M Allbright seconded the motion.

Discussion: None.

Roll call vote: Snarr, aye; Liermann, aye; Osborn, aye; Allbright, aye; Eveland, no; Purkey, aye. Motion passed, 5-1.

Director of Law read Resolution R-22-45 by title only

M Purkey moved for passage of Resolution R-22-45. B Liermann seconded the motion.

Roll call vote: Snarr, aye; Liermann, aye; Osborn, aye; Allbright, aye; Eveland, no; Purkey, aye. Motion passed. 5-1

Resolution R-22-45 passed as presented.

MAYOR

Mayor Stanforth noted the passing of Mark Elliott, local businessman. He presented a list of upcoming events in the community. The Mayor also noted the delays of the completion of the downtown project and Rombach are related to work by the power company.

AUDITOR

Auditor Vance had no report.

MINUTES

SERVICE AND SAFETY DIRECTOR

Safety/Service Director Shidaker presented Resolution R-22-47 Declaring surplus property, to wit: Water Department vehicle and Maintenance & Repair Department equipment valued at more than \$1000, and Authorizing the disposition of said property.

M Purkey moved to have the first reading on Resolution R-22-47 by title only. B Osborn seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-47 by title only

M Purkey moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-47 by title only. B Osborn seconded the motion.

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

Director of Law read Resolution R-22-47 by title only.

M Purkey moved for passage of Resolution R-22-47. B Osborn seconded the motion.

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

Resolution R-22-47 passed as presented.

Service/Safety Director Shidaker explained he would like for council to approve a G-11 waiver to aid in contract negotiations.

M Purkey moved to approve a resolution of intent to fund the Collective Bargaining Agreement between the City of Wilmington and the Wilmington Safety Association and waive ORC 4117.14(G)(11). B Liermann seconded the motion.

Voice vote. Motion passed unanimously.

G(11) waiver approved.

Shidaker stated the bids for the first phase of Davids Drive came into ODOT. The apparent low bidder is Fillmore Construction at a little over \$3 million. The city currently has the funding required to complete the project.

Shidaker stated the bids for the cemetery bridge came in very high, so this project is on hold.

COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE – No report.

CITY SERVICES COMMITTEE

Eveland reported that he has had conversations with citizens regarding drivers disobeying the speed limit on West Main Street. He said he has also had people approach him over concerns about the handicapped parking on the courthouse square. He said that he was working on scheduling a City Services Committee meeting to discuss both items and asked that Chief Fithen be invited to that meeting.

FINANCE COMMITTEE

M Albright introduced Ordinance O-22-54 Making Supplemental Appropriations.

M Albright moved to have the first reading on Ordinance O-22-54 by title only. M Snarr seconded the motion.

Discussion:

- a. From the available excess fund in the General Fund to 110.120.5912 "Taxi Fund Transfer" the sum of \$200,000.00
- b. From the available excess funds in the General Fund to 110.120.5927 "Insurance Fund Transfer" the sum of \$454,000.00.
- c. From the available excess funds in the Insurance Fund to 231.110.5218 "Contractual Services" the sum of \$25,000.00
- d. From the available excess funds in the General Fund to 110.120.5925 "Jump Hanger Fund Transfer" the sum of \$11,757.00
- e. From the available excess funds in the Water Fund to 605.350.5271 "Water Facility Maintenance" the sum of \$5,312.81

MINUTES

- f. From the available excess funds in the Sewer Fund to 635.360.5271 "Sewer Facility Maintenance" the sum of \$6,495.70

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-54 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-54 by title only. M Snarr seconded the motion.

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

Director of Law read Ordinance O-22-54 by title only.

M Allbright moved for passage of Ordinance O-22-54. M Snarr seconded the motion.

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

Ordinance O-22-54 passed as presented.

M Allbright introduced Ordinance O-22-55 Making Miscellaneous Transfers.

M Allbright moved to have the first reading on Ordinance O-22-55 by title only. B Osborn seconded the motion.

Discussion:

- a) From 110.150.5269 "Other Services" to 110.150.5321 "Supplies" the sum of \$2300.00
- b) From 580.500.5513 "Capital Improvements" to 580.500.5271 "Facility Maintenance" the sum of \$9,998.00
- c) From 605.350.5446 "Mulberry Street Match Project" to 605.350.5273 "Water Distribution Maintenance" the sum of \$10,600.00
- d) From 211.390.5520 "OPT2 Building Improvements Project Expense" to 211.390.5111 "Salaries - Drivers" the sum of \$190,000.00
- e) From 110.151.5111 "Judge Salary" to 110.156.5111 "Probation Officer Salary" the sum of \$18,000.00

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-55 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-55 by title only. B Osborn seconded the motion.

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

Director of Law read Ordinance O-22-55 by title only.

M Allbright moved for passage of Ordinance O-22-55. B Osborn seconded the motion.

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

Ordinance O-22-55 passed as presented.

JUDICIARY COMMITTEE

M Purkey introduced Ordinance O-22-56 Amending certain sections of Part 11 – Planning and Zoning Code of the Wilmington Codified Ordinances. He said the ordinance is to allow short-term rentals in all residential zoning designations within the City. He explained there were currently approximately 25 rentals like this in the City, mostly Airbnb-type rentals. M Snarr noted that the measure may reduce housing stock in the city. Purkey further explained that there would be a permitting process for short-term rentals.

M Purkey moved to have the first reading on Ordinance O-22-56 by title only. M Allbright seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-56 by title only.

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

PUBLIC WORKS COMMITTEE

M Snarr introduced Ordinance O-22-57 An Ordinance authorizing the Mayor to enter into a Water Supply Agreement on behalf of the City of Wilmington with the Fayette County Commissioners; and Declaring an Emergency. He noted the City of Wilmington will be providing water to the new Honda plant in Fayette County.

MINUTES

R Schaffer explained that Fayette County would be permitted to receive 2 million gallons/day (mgd) under the contract. They will need 1.2 mgd up front. Fayette County will also be responsible for the costs of the upgrade needed to provide the water and will share in Operations and Maintenance costs proportionate to their usage. He noted the agreement was favorable to the City of Wilmington. There was a discussion of the history of Caesar Creek Lake and how it was always intended to be a shared water source.

M Snarr moved to have the first reading on Ordinance O-22-57 by title only. M Purkey seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-57 by title only

M Snarr moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-57 by title only. M Purkey seconded the motion.

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

Director of Law read Ordinance O-22-57 by title only.

M Snarr moved for passage of Ordinance O-22-57. M Purkey seconded the motion.

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

Ordinance O-22-57 passed as presented.

REPORTS TO COUNCIL

M Purkey moved to approve the Income Tax Report – October 2022, as presented. M Allbright seconded the motion.

Voice vote. Motion passed unanimously.

Reports accepted as presented.

OPEN TO PUBLIC

Tracy Hopkins - 780 W Truesdell. Topic: Removal of left turn at US 68 and Sugartree. Shidaker noted the signage needs to be updated; left turns are still allowed.

Jamie Knowles, 550 Brooke. Topic: vagrancy.

Pat Thompson – Topic: vagrancy.

Darrell Petrey – Topic: vagrancy.

Scott Ellis – 323 Hiatt – Topic: vagrancy.

Tony Thomas – 204 Fisher - Topic: vagrancy.

Jane Johns – Beechgrove Road - Topic: vagrancy.

Chief Fithen talked about the legal process of issuing a trespass charge.

M Snarr announced there would be a meeting of the Clinton County Coalition on Homelessness on November 30 at 6 p.m. in the Moyer Community Room.

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.

B Liermann 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; Snarr, aye; Liermann, aye; Osborn, aye. Motion passed.

Council entered Executive Session at 8:39 p.m.

Council returned to Regular Session at 8:46 p.m.


MINUTES

ADJOURNMENT


B Liermann moved to adjourn the meeting.

President M McKay declared the meeting adjourned at 8:46 p.m.

ATTEST:



President of Council



Clerk

MINUTES

Wilmington City Council – Special Meeting

November 17, 2022

Wilmington City Council met in special session on Thursday, November 17, 2022, at 5:15 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 5:15 p.m.

ROLL CALL

Roll Call: J McKay, present; M Snarr, absent; B Liermann, absent 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 excused

PRESIDENT OF COUNCIL

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

Agenda accepted as presented.

BUDGET

Mayor John Stanforth explained there were changes made to the budget since the last meeting. The Retained Hotel Lodging Tax fund now includes budget lines for the Murphy Theatre, and the Historical Society. The city will also retain about 15% for other grants.

There was a discussion of the Retained Hotel Lodging Tax Funds. M Purkey noted that he was in favor of the changes, in theory, but legislative changes need to be made as well. J McKay noted the City Revitalization Grant Committee was currently holding meetings to revise the policy. One of the items discussed is regular funding of “blueblood” entities that bring tourism to the city. He also noted he has a personal relationship with the Director of the History Center so was careful about his involvement in the discussions. Tacoronte verified that Council was comfortable leaving the Retained Hotel Lodging Tax Fund budget as presented, with the understanding that legislative changes would be made to support appropriations.

Other changes in the budget include the funding of Main Street and creating funding for animal welfare programming.

J McKay asked if the bike patrol and K-9 units were included in the budget. Safety Director Shidaker said it was his understanding those items were included.

J McKay asked if the \$3000 is enough for Indigent Burials. Tacoronte stated it is appropriate. J McKay asked what was happening with the cemetery bridge project. Shidaker stated the bids were rejected because they were all over \$400,000 and new options were being explored.

Nick Eveland asked about the new dispatching system for the Transit System. Jessica Powell explained the system it is not designed to replace a dispatcher, but it should allow the City to expand the hours of operation for the transit department.

M Purkey asked if we have outstanding revolving loan funds. Paul Fear gave an overview of the fund and noted there are funds available.

SUPPLEMENTALS AND TRANSFERS

M Allbright presented the supplementals and transfers. N Eveland asked for details about the EV Charging Station project. Shidaker provided information about the program, noting the charging stations need to be on public property in order to qualify for the rebate.

There was a discussion of the supplemental for completion of the trail project including an overview of the change orders.


ADJOURNMENT

M Purkey moved to adjourn the meeting.

MINUTES

President M McKay declared the meeting adjourned at 6:05 p.m.

ATTEST:



President of Council



Clerk

MINUTES

Wilmington City Council

November 17, 2022

Wilmington City Council met in regular session on Thursday, November 17, 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 excused.

Chief Ron Fithen was present as Sergeant at Arms.

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

PRESIDENT OF COUNCIL

J McKay moved accept the agenda as presented. M Allbright seconded the motion.

Voice vote. Motion passed unanimously.

Agenda accepted as presented.

M Purkey moved to approve the minutes of the November 3, 2022, Special City Council Meeting as presented. B Liermann seconded the motion.

Voice vote. Motion passed unanimously.

November 3, 2022, special City Council minutes approved as presented.

M Purkey moved to approve the minutes of the November 3, 2022, Regular City Council Meeting as presented. B Osborn seconded the motion.

Voice vote. Motion passed unanimously.

November 3, 2022, regular City Council minutes approved as presented.

MAYOR

Mayor Stanforth presented a list of upcoming events in the community. He noted that leaf pick-up continues in the City. The Mayor announced the city recently received \$1,373,000 in grant funds from the OPWC for the sewer plant project and another \$340,000 in grant funds for the Peterson Place sewer project.

The Mayor introduced Tim Blackburn, chaplain for the City of Wilmington Fire Department.

AUDITOR

Auditor Vance was not present.

SERVICE AND SAFETY DIRECTOR

No report.

COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE – No report.

CITY SERVICES COMMITTEE

N Eveland said that he was still working on scheduling a City Services Committee meeting to discuss Main Street speed limits and the handicapped parking on Courthouse Square.

FINANCE COMMITTEE

M Allbright introduced Ordinance O-22-58 Making Supplemental Appropriations.

M Allbright moved to have the first reading on Ordinance O-22-58 by title only. M Purkey seconded the motion.

Discussion:

MINUTES

- a. From the available excess fund in the General Fund to 110.120.5128 "Bureau of Employment Services" the sum of \$2,187.00
- b. From the available excess funds in the Waste Fund to 670.380.5236 "State/Local Fees" the sum of \$62,000.00.
- c. From the available excess funds in the Water Fund to 605.350.5111 "Salaries" the sum of \$26,100.00
- d. From the available excess funds in the Water Fund to 605.350.5121 "Pensions" the sum of \$3,670.00
- e. From the available excess funds in the Sewer Fund to 635.360.5123 "Benefit Insurance" the sum of \$23,500.00
- f. From the available excess funds in the Sewer Fund to 635.360.5124 "Medicare" the sum of \$200.00
- g. From the available excess funds in the Stormwater Fund to 640.365.5111 "Salaries" the sum of \$6,750.00
- h. From the available excess funds in the Stormwater Fund to 640.350.5121 "Pensions" the sum of \$940.00
- i. From the available excess funds in the Stormwater Fund to 640.350.5124 "Medicare" the sum of \$98.00
- j. From the available excess funds in the Stormwater Fund to 640.350.5123 "Benefit Insurance" the sum of \$27,500.00
- k. From the available excess funds in the Maintenance and Repair Fund to 200.330.5111 "M&R Salaries" the sum of \$10,000.00
- l. From the available excess funds in the Maintenance and Repair Fund to 200.330.5123 "M&R Benefit Insurance" the sum of \$40,000.00
- m. From the available excess funds in the Maintenance and Repair Fund to 200.330.5271 "Facility Maintenance" the sum of \$23,000.00
- n. From the available excess funds in the General Fund to 110.120.5269 "EV Charging Station Project Expense" the sum of \$135,157.00
- o. From the available excess funds in the General Fund to 110.120.5218 "Engineering Contracts" the sum of \$127,000.00
- p. From the available excess funds in the General Fund to 110.120.5594 "Elizabeth J. Looney Trail Match" the sum of \$244,000.00

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-58 by title only

M Albright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-58 by title only. M Purkey seconded the motion.

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

Director of Law read Ordinance O-22-58 by title only.

M Albright moved for passage of Ordinance O-22-58. M Purkey seconded the motion.

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

Ordinance O-22-54 passed as presented.

M Albright introduced Ordinance O-22-59 Making Miscellaneous Transfers.

M Albright moved to have the first reading on Ordinance O-22-59 by title only. B Osborn seconded the motion.

Discussion:

- a) From 670.370.5344 "Composting Expenses" to 670.370.5311 "Collection Vehicle Expense" the sum of \$8,500.00
- b) From 110.154.5111 "Acting Clerk" to 110.151.5111 "Judge Salary" the sum of \$1,000.00
- c) From 200.330.5283 "Salt" to 200.330.5317 "Fuel" the sum of \$10,000.00
- d) From 200.330.5214 "Traffic Lights" to 200.330.5321 "Supplies" the sum of \$3,000.00
- e) From 211.390.5520 "OPT 2 Building Improvements Project" to 211.390.5113 "Salaries – Admin" the sum of \$15,000.00
- f) From 272.150.5410 "Magistrate's Incidentals" to 272.150.5111 "Magistrate's Salary" the sum of \$4,000.00
- g) From 510.211.5410 "Police Incidentals" to 510.211.5344 "Firearms and Ammo" the sum of \$3,000.00
- h) From 580.500.5512 "Cemetery Capital Equipment" to 580.500.5317 "Vehicle Fuel" the sum of \$2,000.00

MINUTES

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-59 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-59 by title only. B Osborn seconded the motion.

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

Director of Law read Ordinance O-22-59 by title only.

M Allbright moved for passage of Ordinance O-22-59. B Osborn seconded the motion.

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

Ordinance O-22-59 passed as presented.

M Allbright introduced the Ordinance O-22-60 Making appropriations for current expenses and other expenses and other expenditures and creating necessary funds for said appropriations of the City of Wilmington, Ohio, during the Fiscal Year ending December 31, 2023.

M Allbright moved to have the first reading on Ordinance O-22-60 by title only. B Osborn 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-22-60 by title only

JUDICIARY COMMITTEE

M Purkey presented Ordinance O-22-56 Amending certain sections of Part 11 – Planning and Zoning Code of the Wilmington Codified Ordinances. He noted the legislation addresses Airbnb-type rentals.

M Purkey moved to have the second reading on Ordinance O-22-56 by title only. J McKay seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-56 by title only.

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

PUBLIC WORKS COMMITTEE

No report.

REPORTS TO COUNCIL

M Purkey moved to approve the Auditor Report – October 2022, and the Hotel Lodging Tax Report – 3rd Quarter 2022, as presented. J McKay seconded the motion.

Voice vote. Motion passed unanimously.

Reports accepted as presented.

OPEN TO PUBLIC

Jane Johns – 3737 Beechgrove Road – Provided an update on clean-up efforts in the railroad right-of-way as well as other code enforcement issues.

Greg Pitzer -116 Commons Lane. Mr. Pitzer asked if there was any update on the investigation into his daughter's death. Chief Fithen said there was none.

Darrell Petrey – Clarksville, Ohio. Spoke on corruption in City of Wilmington government.

Pat Thompson – 164 E Locust Street. Noted the Clinton County Homeless Coalition meeting was not scheduled for November 30 as reflected in the minutes, but instead is being held on November 28.

Jon Brunke – 1298 Hiney Road. Spoke about the work done at Sugartree Ministries and related his personal story of redemption.

ADJOURNMENT

MINUTES

B Liermann moved to adjourn the meeting.

President M McKay declared the meeting adjourned at 8:00 p.m.

ATTEST:



President of Council



Clerk

MINUTES

Wilmington City Council

December 1, 2022

Wilmington City Council met in regular session on Thursday, December 1, 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 Ron Fithen was present as Sergeant at Arms.

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

PRESIDENT OF COUNCIL

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

Voice vote. Motion passed unanimously.

Agenda accepted as presented.

B Liermann noted the minutes from the last meeting show him as “absent present” and asked for it to be corrected.

M Purkey moved to approve the minutes of the November 17, 2022, Special City Council Meeting as amended. M Allbright seconded the motion.

Voice vote. Motion passed unanimously.

November 17, 2022, special City Council minutes approved as amended.

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

Voice vote. Motion passed unanimously.

November 17, 2022, regular City Council minutes approved as presented.

MAYOR

Mayor Stanforth recognized the promotions of Don Smith to Chief Operator of the Wastewater Plant and Howard Lunsford to Chief Operator of the Water Plant. He recognized time of service of the following employees: Ricky Woods, 39 years; Marque Jones, 39 years; Sgt. Neil Rager 23 years; and Andrea Tacoronte, 15 years.

The mayor presented a list of upcoming events in the community. He noted that the Wilmington Airpark has been given the award of Best Airport in Ohio for the third year in a row by Ohio Business Magazine. He thanks Danielle Sollars for her service on the Park Board. He also noted the passing of Ashley Maynard, who is the daughter of cemetery laborer Andy Neanover.

AUDITOR

Auditor Vance had no report but handed out information to the council members about the Sunshine Law training.

SERVICE AND SAFETY DIRECTOR

No report.

COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE

J McKay reported that the City Revitalization Committee has met and are working on reworking the retained hotel lodging tax program.

CITY SERVICES COMMITTEE

N Eveland reported there would be a City Services Committee meeting on Tuesday or Thursday of the following week.

FINANCE COMMITTEE

M Allbright introduced Ordinance O-22-61 Making Supplemental Appropriations.

MINUTES

M Allbright moved to have the first reading on Ordinance O-22-61 by title only. B Osborn seconded the motion.

Discussion:

- a. From the Rombach Avenue Improv. Project to 260.110.5910 "Project Expense – OPWC Rombach Ave" the sum of (\$9,537,831.50)
- b. From the S. South Street Improvement Fund to 264.110.5910 "Project Expense" the sum of (\$933,521.50).
- c. From the Davids Drive Project Phase I to 265.110.5910 "Project Expense Davids Drive" the sum of (\$3,000,000.00)
- d. From the ACOE-WWTP Improvements/Construction Fund to 637.360.5910 "Project Expenses" the sum of (\$1,000,000.00)
- e. From the Police Fund to 510.210.5111 "Police Salaries" the sum of (\$500,000.00)
- f. From the Police Fund to 510.211.5112 "Dispatch Salaries" the sum of (\$200,000.00)
- g. From the available excess funds in the Water Bond Reserve Fund to 616.350.5910 "Transfers Out" the sum of \$10,000.00
- h. From the available excess funds in the Insurance Fund to 231.110.5213 "Insurance Deductibles/Claims" the sum of \$600,000.00
- i. From the available excess funds in the UMR Fund to 233.231.5911 "Deductible Transfers" the sum of \$600,000.00
- j. From the available excess funds in the General Fund to 110.120.5111 "Administrative Salaries" the sum of \$55,000.00
- k. From the available excess funds in the Water Bond Reserve Fund to 616.350.5910 "Transfers Out" the sum of \$2,750.00
- l. From the available excess funds in the Water Fund to 605.350.5273 "Water Distribution Maintenance" the sum of \$7,000.00
- m. From the available excess funds in the Water Fund to 605.350.5124 "Medicare" the sum of \$2,000.00
- n. From the available excess funds in the Sewer Fund to 635.360.5111 "Salaries" the sum of \$92,000.00

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-61 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-61 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 Ordinance O-22-61 by title only.

M Allbright moved for passage of Ordinance O-22-61. M Purkey seconded the motion.

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

Ordinance O-22-61 passed as presented.

M Allbright introduced Ordinance O-22-62 Making Miscellaneous Transfers.

M Allbright moved to have the first reading on Ordinance O-22-62 by title only. B Osborn seconded the motion.

Discussion:

- a. From 110.120.5267 "Sugartree Revitalization Project Expenses" to 110.120.5123 "Admin Benefit Insurance" the sum of \$22,000.00
- b. From 110.132.5321 "Income Tax supplies" to 110.132.5123 "Income Tax Benefit Insurance" the sum of \$1,500.00
- c. From 110.132.5321 "Income Tax Supplies" to 110.132.5111 "Income Tax Salaries" the sum of \$7,000.00
- d. From 580.500.5514 "Grant Match-Bridge" to 580.500.5123 "Benefit Insurance" the sum of \$12,000.00
- e. From 110.131.5238 "System Update" to 110.131.5237 "Auditor's Data Processing" the sum of \$3,100.00
- f. From 605.350.5217 "Water Commercial Lab Fees" to 605.350.5317 "Vehicle Fuel" the sum of \$10,000.00
- g. From 635.360.5212 "Sewer Utilities" to 635.360.5123 "Benefit Insurance" the sum of \$22,500.00
- h. From 110.120.5267 "Sugartree Revitalization Project Expenses" to 110.123.5322 "Tree Maintenance" the sum of \$16,500.00

MINUTES

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-62 by title only

M Allbright moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-62 by title only. B Osborn seconded the motion.

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

Director of Law read Ordinance O-22-62 by title only.

M Allbright moved for passage of Ordinance O-22-62. B Osborn seconded the motion.

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

Ordinance O-22-62 passed as presented.

M Allbright presented Ordinance O-22-60 Making appropriations for current expenses and other expenses and other expenditures and creating necessary funds for said appropriations of the City of Wilmington, Ohio, during the Fiscal Year ending December 31, 2023.

M Allbright moved to have the second reading on Ordinance O-22-60 by title only. M Purkey 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-22-60 by title only

M Allbright requested the third reading be on the agenda for the next regular council meeting.

JUDICIARY COMMITTEE

M Purkey presented Ordinance O-22-56 Amending certain sections of Part 11 – Planning and Zoning Code of the Wilmington Codified Ordinances. He noted the legislation addresses Airbnb-type rentals.

M Purkey moved to have the third reading on Ordinance O-22-56 by title only. J McKay seconded the motion.

Discussion: None.

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-22-56 by title only.

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

PUBLIC WORKS COMMITTEE

M Snarr introduced Resolution R-22-48 Authorizing the Public Service/Safety Director to accept and enter into an H2Ohio grant agreement from the Ohio EPA on behalf of the City of Wilmington for implementation of a Lead Service Line Inventory and Mapping Program; and Declaring an emergency.

M Snarr moved to have the first reading on Resolution R-22-48 by title only. M Purkey seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-48 by title only

M Snarr moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-48 by title only. M Purkey 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-22-48 by title only.

M Snarr moved for passage of Resolution R-22-48. J McKay seconded the motion.

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

Resolution R-22-48 passed as presented.

MINUTES

M Snarr introduced Resolution R-22-49 Authorizing the Public Works Director to accept grant funds from the Ohio Bureau of Workers Compensation Trench Safety Grant Program.

M Snarr moved to have the first reading on Resolution R-22-49 by title only. J McKay seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-49 by title only

M Snarr moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-49 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-22-49 by title only.

M Snarr moved for passage of Resolution R-22-48. 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-22-49 passed as presented.

Rick Schaffer noted Beth Magee and Oris Potts had worked together on the trench box grant.

REPORTS TO COUNCIL

No reports.

OPEN TO PUBLIC

Tony Thomas, 204 Fisher. Spoke of corruption and lies in the City administration and police.

Jason Stoops: 70 W Sugartree. Asked if Red Cross tent or National Guard could be on site when there are large clean-outs of bad houses. Chief Fithen suggested a multi-disciplinary task force could be on the site.

Greg Pitzer, 116 Commons Lane. Talked about the case of his daughter, Casey Pitzer. Chief Fithen provided an update.

Darrell Petrey, Clarksville. Questioned members of council and administration on their business practices and accused BCI of lying.

Jamie Knowles, 550 Brooke Blvd. – Discussed management of vacant properties.

Jonathan McKay – Thanked the police department for their response to a recent incident.

Michael Albright – Asked if there was a way to put a list of condemned properties on the website. Jason Stoops added that there is now a state law that states that foreclosed homes have to be boarded up with plexiglass.

John Stanforth – Said gave kudos to the automatic water meter reading system in Utility Billing. It detected a leak in his system while he was out of town, and they were able to shut off the water immediately.

ADJOURNMENT

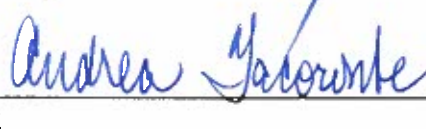
B Liermann moved to adjourn the meeting.

President M McKay declared the meeting adjourned at 8:20 p.m.

ATTEST:



President of Council



Clerk

MINUTES

Wilmington City Council

December 15, 2022

Wilmington City Council met in regular session on Thursday, December 15, 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

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

Voice vote. Motion passed unanimously.

Absent member excused.

Chief Ron 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 amend the agenda to remove Item B (Resolution R-22-51 authorizing the release of a mortgage) and to accept the agenda as amended. N Eveland seconded the motion.

Voice vote. Motion passed unanimously.

Agenda accepted as presented.

J McKay moved to approve the minutes of the December 1, 2022, regular City Council Meeting. B Osborn seconded the motion.

Voice vote. Motion passed unanimously.

December 1, 2022, regular City Council minutes approved.

MAYOR

Mayor Stanforth announced the retirement of Jeff Hawk from the Water Department after 42 years of service. There will be a retirement party for him on December 30 at the Safety Center on Rombach Avenue.

Mayor Stanforth performed a swearing in ceremony for Firefighter Cameron Young.

The mayor presented a list of upcoming events in the community.

AUDITOR

Auditor Vance had no report.

SERVICE AND SAFETY DIRECTOR

No report.

COUNCIL COMMITTEE REPORTS AND ACTION

CITY REVITALIZATION COMMITTEE

J McKay had no report.

CITY SERVICES COMMITTEE

N Eveland provided a report of the reported there would be a City Services Committee meeting held on December 6. He gave updates on the speed limit report provided by City engineer Paul Goodhue. Changing the speed limit to anything below 35 is not feasible, but the city will look at improving signage and other measures. Eveland also spoke of proposed changes to the handicapped parking spaces around the courthouse.

FINANCE COMMITTEE

M Snarr introduced Ordinance O-22-63 Making Supplemental Appropriations.

M Snarr moved to have the first reading on Ordinance O-22-63 by title only. B Osborn seconded the motion.

MINUTES

Discussion:

- a. From the available excess funds in the General Fund to 110.120.5926 "Transfer-Airborne Roadwork Fund" the sum of \$13,800.00

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-63 by title only

M Snarr moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-63 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 Ordinance O-22-63 by title only.

M Snarr moved for passage of Ordinance O-22-63. B Osborn seconded the motion.

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

Ordinance O-22-63 passed as presented.

M Snarr introduced Ordinance O-22-64 Making Miscellaneous Transfers.

M Snarr moved to have the first reading on Ordinance O-22-64 by title only. J McKay seconded the motion.

Discussion:

- a. From 110.120.5219 "System Upgrades" to 110.120.5121 "Pensions - Admin" the sum of \$8,000.00
- b. From 110.120.5219 "System Upgrades" to 110.120.5124 "Medicare" the sum of \$300.00
- c. From 110.120.5219 "System Upgrades" to 110.120.5123 "Benefit Insurance" the sum of \$310.00
- d. From 110.131.5231 "Accounting and Auditing" to 110.131.5111 "Auditor Salaries" the sum of \$1,500.00
- e. From 110.131.5231 "Accounting and Auditing" to 110.131.5410 "Incidentals" the sum of \$2,500.00
- f. From 110.132.5410 "Income Tax Incidentals" to 110.132.5123 "Income Tax Benefit Insurance" the sum of \$180.00
- g. From 110.157.5111 "Municipal Court Deputy Clerks" to 110.152.5111 "Municipal Court Clerk Salary" the sum of \$1,500.00
- h. From 110.181.5123 "Director of Law Benefit Insurance" to 110.181.5111 "Director of Law Salaries" the sum of \$2,000.00
- i. From 200.330.5122 "M&R Workers Comp" to 200.330.5342 "Uniforms" the sum of \$126.00
- j. From 211.390.5123 "Taxi Benefit Insurance" to 211.390.5113 "Salaries-Admin" the sum of \$18,100.00
- k. From 211.390.5123 "Taxi Benefit Insurance" to 211.390.5124 "Medicare" the sum of \$900.00
- l. From 211.390.5123 "Taxi Benefit Insurance" to 211.390.5274 "Vehicle Contracts and Services" the sum of \$8,200.00
- m. From 211.390.5123 "Taxi Benefit Insurance" to 211.390.5321 "Other Materials and Supplies" the sum of \$1,000.00
- n. From 211.390.5123 "Taxi Benefit Insurance" to 211.390.5410 "Incidentals and Other Misc. Expense" the sum of \$14,500.00
- o. From 510.211.5243 "College Reimbursement" to 510.211.5287 "Tornado Siren Expense" the sum of \$1,600.00
- p. From 520.221.5123 "Benefit Insurance" to 520.221.5212 "Utilities" the sum of \$1,500.00
- q. From 580.500.5273 "Cemetery Grounds Maintenance" to 580.500.5111 "Salaries" the sum of \$5,500.00
- r. From 580.500.5273 "Cemetery Grounds Maintenance" to 580.500.5213 "Benefit Insurance" the sum of \$75.00
- s. From 580.500.5273 "Cemetery Grounds Maintenance" to 580.500.5272 "Equipment Maintenance" the sum of \$3,500.00
- t. From 580.500.5273 "Cemetery Grounds Maintenance" to 580.500.5124 "Medicare" the sum of \$20.00
- u. From 605.350.5446 "Match - Mulberry Street Project" to 605.350.5111 "Salaries" the sum of \$27,000.00

MINUTES

- v. From 605.350.5446 "Match – Mulberry Street Project" to 605.350.5121 "Pensions" the sum of \$9,800.00
- w. From 605.350.5446 "Match – Mulberry Street Project" to 605.350.5321 "Office Supplies" the sum of \$500.00
- x. From 635.360.5212 "Sewer Utilities" to 635.360.5123 "Benefit Insurance" the sum of \$1,000.00
- y. From 110.133.5410 "Treasurers Incidentals" to 110.134.5121 "Pensions" the sum of \$119.00
- z. From 635.360.5212 "Sewer Utilities" to 635.360.5123 "Benefit Insurance" the sum of \$1,000.00
- aa. From 110.133.5410 "Treasurers Incidentals" to 110.134.5121 "Pensions" the sum of \$119.00

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-64 by title only

M Snarr moved to suspend the rules and regulations and have the second and third readings on Ordinance O-22-64 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 Ordinance O-22-64 by title only.

M Snarr moved for passage of Ordinance O-22-64. J McKay seconded the motion.

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

Ordinance O-22-64 passed as presented.

M Snarr presented Ordinance O-22-60 Making appropriations for current expenses and other expenses and other expenditures and creating necessary funds for said appropriations of the City of Wilmington, Ohio, during the Fiscal Year ending December 31, 2023.

M Snarr moved to have the third reading on Ordinance O-22-60 by title only. M Purkey 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-22-60 by title only

M Snarr moved for passage of Ordinance O-22-60. M Purkey seconded the motion.

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

Ordinance O-22-60 passed as presented.

M Snarr introduced Resolution R-22-50 Authorizing the City Auditor to make balancing transactions through the end of FY 2022 in the form of intra-fund transfers and/or supplemental appropriations; Providing for the reporting of said transfers and supplementals; and Declaring an emergency

M Snarr moved to have the first reading on Resolution R-22-50 by title only. B Osborn seconded the motion.

Discussion: Auditor Vance explained this resolution would allow her to make minor adjustments to balance out the end of the year without holding a special council meeting. She further explained that all transfers or supplementals would be reported to council.

Voice vote. Motion passed unanimously.

Director of Law read Resolution R-22-50 by title only

M Snarr moved to suspend the rules and regulations and have the second and third readings on Resolution R-22-50 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-22-50 by title only.

M Snarr moved for passage of Resolution R-22-50. B Osborn seconded the motion.

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

Resolution R-22-50 passed as presented.

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JUDICIARY COMMITTEE

M Purkey presented Ordinance O-22-65 Authoring the Granting of Access Easement in the Southwind Subdivision. He explained this easement would allow for a private driveway to be built within unimproved city right-of-way.

M Purkey moved to have the first reading on Ordinance O-22-65 by title only. J McKay seconded the motion.

Discussion: None.

Voice vote. Motion passed unanimously.

Director of Law read Ordinance O-22-65 by title only.

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

PUBLIC WORKS COMMITTEE

M Snarr had no report.

REPORTS TO COUNCIL

J McKay moved to accept the Income Tax Report – November 2022 and the Auditor Report – November 2022 as presented. B. Liermann seconded the motion.

Voice vote. Motion passed unanimously.

Reports accepted as presented.

OPEN TO PUBLIC

President McKay read the rules governing addressing council during the public comment section. They are as follows:

To ensure City Council meetings remain professional and cordial for council members and visitors alike, anyone who wishes to speak to Council during the Public Comments section of the agenda must adhere to the following guidelines:

- 1. People who want to speak to Council are asked to sign in prior to or during meeting, but before the Public Comments period begins. When signing in, please include name, address, email address, and discussion topic.*
- 2. All speakers must present from the podium and address Council.*
- 3. Each speaker is limited to three minutes. The President of Council or Clerk of Council will notify the speaker when three minutes are up.*
- 4. Each speaker is permitted to sign up to speak once during each meeting.*
- 5. If more than one person wants to talk about the same subject, they're encouraged to combine their comments but if they choose not to do this, each person is still entitled to three minutes.*
- 6. The Public Comments section is for a citizen to share information, not to engage Council or anyone else in conversations. The three minutes is strictly for the speaker to share their thoughts.*
- 7. If a speaker's content is deemed inappropriate (e.g., demeaning to others, includes profanity, etc.) the President of Council may terminate the person's remaining time immediately.*
- 8. If a speaker is asking for comments or responses from Council or staff, this requested feedback may be provided following the meeting, usually in writing.*
- 9. Those attending a meeting should not interrupt council business. Comments should be made during the Public Comments section only.*

Darrell Petrey, Clarksville – Subject: First amendment rights, a deceased inmate, the accounts from which legal settlements are paid, the process of sealing legal records, and the role of the Safety Director in past and present investigations.

Greg Pitzer, 116 Commons Lane – Subject: Investigation into the death of his daughter, Casey Pitzer.

Tony Thomas, 204 Fisher. Subject: Qualifications of expert witness that testified in a case where a woman had children removed from her home, administrative leave of member of police department.

EXECUTIVE SESSION

M Purkey moved to enter into executive session under Section 121.22(G)(4) – Preparing for, conducting, or reviewing negotiations or bargaining sessions with public

MINUTES

employees concerning their compensation or other terms and conditions of their employment. B Liermann seconded the motion.

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

Council entered executive session at 8:15 p.m.

Council entered regular session at 8:21 p.m.

M Purkey moved to authorize the City to enter into contract with Wilmington Safety Association. B Liermann seconded the motion.

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

City authorized to enter into contract.

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. J McKay seconded the motion.

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

Council entered executive session at 8:25 p.m.

Council returned to regular session at 8:38

ADJOURNMENT

M Purkey moved to adjourn the meeting.

President M McKay declared the meeting adjourned at 8:38 p.m.

ATTEST:



President of Council



Clerk