

COUNCIL

August 6th, 2020

Wilmington City Council met in regular session on Thursday, August 6th, 2020 at 7:30 p.m. in the Community Room 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; Snarr, absent; Fickert, present; Purkey, present; Eveland, present; Liermann, present; Swindler, present.

Motion by J. McKay and second by K. Fickert to excuse the absent member. All yeas.

Chief Cravens was present as Sergeant at Arms.

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

PRESIDENT OF COUNCIL

President M. McKay spoke briefly regarding continuing in person meetings as long as there is the ability to keep social distancing. K. Swindler encouraged scheduling of virtual meetings when appropriate but not limiting public participation.

President M. McKay asked there were any changes to the agenda. K. Swindler noted the Public Works Committee had moved Ordinance O-20-30 regarding water shut-offs forward for three readings under her committee report.

Motion by M. Purkey and seconded by J. McKay to approve the agenda as amended.

Motion passed.

Agenda approved as amended.

President M. McKay asked if there were any changes to the minutes.

Motion by K. Swindler and seconded by K. Fickert to approve July 16th minutes as presented.

Motion passed.

Minutes approved as presented.

MAYOR

Mayor Stanforth spoke briefly about the recent accident that occurred at CVS. He commended Officer McKinney and Firefighter Calhoun on their efforts to apprehend and subdue the suspect. He also thanked all the responding firefighters and officers who worked together during the incident. Mayor Stanforth also wished everyone who was injured a speedy recovery

AUDITOR

Auditor Vance had no report but stated they are keeping close track on the spending and revenue for the City. She stated there is not anything obvious to report currently, but assured council they are constantly monitoring.

SERVICE AND SAFETY DIRECTOR

B. Shidaker stated they had a good Public Works Committee meeting and there will be updates on some of the rate structures at the next meeting.

COMMITTEE REPORTS AND ACTION

City Revitalization Committee – Chairperson M. Snarr was absent. Committee person J. McKay had no report.

City Services Committee – Chairperson N. Eveland has one item and also noted they recently had a very good committee meeting. He stated they discussed four different topics; homelessness, vagrancy, drug use, and mental illness. Mayor Stanforth also stated he had learned a great deal about homelessness in the past few months and spoke briefly about the ongoing issues. N. Eveland stated the committee still has more fact finding to do, noting there are still issues to be solved in regard to the drug abuse and the crime associated with the current homeless situation.

Mayor Stanforth wanted to take a moment to announce the return of the Police Bike Patrol and the addition of a K-9 unit but noted there has been a hold in training for both of these services due to the pandemic.

N. Eveland stated Dan Evers and Jennifer Ekey at the Port Authority had presented a proposal for assistance for energy improvement through grants and there would be more information at a later meeting.

N. Eveland stated the Cemetery Fund is drawing down financially and it may need additional resources to continue to support it and stated B. Shidaker is working on a proposal. Clerk M. Miller asked for clarification on the meeting date and time.

K. Swindler inquired about the amount of homeless people in Wilmington and the amount of available resources available for them to utilize. She also asked if there were plans to reconvene the Homelessness Task Force. J. McKay stated he had spoken with Commissioner Mike McCarty about restarting the meetings. K. Swindler and Mayor Stanforth briefly discussed the ongoing need of an official survey to collect more information about the homeless in the city.

N. Eveland introduced R-20-21 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. B. Shidaker explained there is another round of funding available through the state for street improvements and also noted the need for water line improvements in certain areas.

Motion by N. Eveland and seconded by B. Liermann to give the first reading by title only on Resolution No. R-20-21 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.

6 years.

Prosecutor D. Henry read the Resolution by title only.

Motion by N. Eveland and seconded by B. Liermann to suspend the rules and regulations and give the second and third readings on the Resolution.

6 years.

Motion Passes.

Prosecutor D. Henry read the Resolution by title only.

Motion by N. Eveland and seconded by B. Liermann to pass the Resolution as read.

6 years.

Motion passes.

President of Council declared Resolution No. R-20-21 passed as read.

Finance Committee – Chairperson K. Fickert had three pieces of legislation to present.

K. Fickert introduced O-20-26 Making supplemental appropriations General Fund to “Income Tax Refunds” the sum of \$35,000.00, from the Police Fund to “Incidentals” the sum of \$1,000.00, from the General Fund to “Property Taxes” the sum of \$200.00, from the Waste Fund to “Capital Construction” the sum of \$38,400.00, from the Waste Fund to “State/Local Fees” the sum of \$100,000.00, and from the General Fund to “Street Paving/Project Expenses” the sum of \$421,645.10.

Motion by K. Fickert and seconded by K. Swindler to give the first reading by title only on Ordinance No. O-20-26 making supplemental appropriations.

6 yeas.

Prosecutor D. Henry read the Ordinance by title only.

Motion by K. Fickert and seconded by K. Swindler to suspend the rules and regulations and give the second and third readings on the Ordinance.

6 yeas.

Motion Passes.

Prosecutor D. Henry read the Ordinance by title only.

Motion by K. Fickert and seconded by J. McKay to pass the Ordinance as read.

6 yeas.

Motion passes.

President of Council declared Ordinance No. O-20-26 passed as read.

K. Fickert introduced O-20-27 Making miscellaneous transfers from "Architecture and Engineering" to "Capital Construction" the sum of \$14,592.00, from "Other Materials and Supplies" to "Incidentals and other Misc. Expense" the sum of \$1,500.00, and from "Collection Vehicle Expenses" to "Recycle Expense" the sum of \$5,000.00.

Motion by K. Fickert and seconded by J. McKay to give the first reading by title only on Ordinance No. O-20-27 making miscellaneous transfers.

6 yeas.

Prosecutor D. Henry read the Ordinance by title only.

Motion by K. Fickert and seconded by J. McKay to suspend the rules and regulations and give the second and third readings on the Ordinance.

6 yeas.

Motion Passes.

Prosecutor D. Henry read the Ordinance by title only.

Motion by K. Fickert and seconded by J. McKay to pass the Ordinance as read.

6 yeas.

Motion passes.

President of Council declared Ordinance No. O-20-27 passed as read.

K. Fickert introduced R-20-23 accepting the Local Government Assistance Formula from the County Auditor.

Motion by K. Fickert and seconded by J. McKay to give the first reading by title only on Resolution No. R-20-23 Accepting Local Government Assistance Formula as proved by the Clinton County Auditor.

6 yeas.

Prosecutor D. Henry read the Resolution by title only.

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

6 yeas.

Motion Passes.

Prosecutor D. Henry read the Resolution by title only.

Motion by K. Fickert and seconded by J. McKay to pass the Resolution as read.

6 yeas.

Motion passes.

President of Council declared Resolution No. R-20-23 passed as read.

Judiciary Committee – Chairperson M. Purkey had two items to present and introduced R-20-20 regarding the Warren-Clinton Drug Task Force agreement that is updated every three years.

Motion by M. Purkey and seconded by K. Fickert to give the first reading by title only on Resolution No. R-20-20 Authorizing the Director of Public Safety to sign an

agreement with the Warren-Clinton Drug Task Force for mutual aid and declaring an emergency.

6 yeas.

Prosecutor D. Henry read the Resolution by title only.

Motion by M. Purkey and seconded by K. Fickert to suspend the rules and regulations and give the second and third readings on the Ordinance.

6 yeas.

Motion Passes.

Prosecutor D. Henry read the Resolution by title only.

Motion by M. Purkey and seconded by K. Fickert to pass the Resolution as read.

6 yeas.

Motion passes.

President of Council declared Resolution No. R-20-20 passed as read.

M. Purkey presented a second item, the Community Reinvestment Housing Council and a Tax Incentive Review Council, which even though this Ordinance was passed previously, this version would update it.

Motion by M. Purkey and seconded by J. McKay to give the first reading by title only on Ordinance No. O-20-29 Implementing Sections 3735.65 through 3735.70 of the Ohio Revised Code, establishing and describing the boundaries of community reinvestment area in the City of Wilmington, designation a housing office to administer the program and creating a Community Reinvestment Housing Council and a Tax Incentive Review Council.

6 yeas.

Prosecutor D. Henry read the Ordinance 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 Ordinance.

6 yeas.

Motion Passes.

Prosecutor D. Henry read the Ordinance by title only.

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

6 yeas.

Motion passes.

President of Council declared Ordinance No. O-20-29 passed as read.

Public Works Committee – Chairperson K. Swindler had two pieces of legislation to present and also noted in their committee meeting they had discussed the Master Plan for the Wastewater Treatment Plant. K. Swindler stated there would be legislation and more information at the next meeting.

K. Swindler introduced R-20-22 regarding the reservoir rehab project for a first reading. Public Works Director Schaffer summarized the need for the updates.

Motion by K. Swindler and seconded by K. Fickert to give the first reading by title only on Resolution No. R-20-22 Authorizing the advertising for bids for the Burtonville Reservoirs Rehabilitation Project and for contracting the same

6 yeas.

Prosecutor D. Henry read the Resolution by title only.

K. Swindler asked that a second and third reading be on the next Council agenda.

K. Swindler introduced O-20-30 regarding payment relief for customers who have had their water disconnected during this public health crisis. K. Swindler stated they had a good discussion regarding utility affordability, which will be ongoing, but the immediate need is to help families get reconnected. She stated this Ordinance will suspend the enforcement of the requirement of a reconnect fee and the payment in full and will instead allow the customer to be put on a payment plan. Clerk M. Miller stressed that the customer will be required to enter a payment plan and clarified the water would not be

turned on without that agreement. Treasurer P. Fear asked clarifying questions regarding the payment plans. K. Fickert noted the fourteen disconnected accounts were all residential, which council agreed was an important distinction.

Motion by K. Swindler and seconded by M. Purkey to give the first reading by title only on Ordinance No. O-20-30 Imposing a moratorium for a period of two (2) months (60 days) on a certain provision of Section 927.09 of the Wilmington Codified Ordinances. 6 yeas.

Prosecutor D. Henry read the Ordinance by title only.

Motion by K. Swindler and seconded by M. Purkey to suspend the rules and regulations and give the second and third readings on the Ordinance. 6 yeas.

Motion Passes.

Prosecutor D. Henry read the Ordinance by title only.

Motion by K. Swindler and seconded by M. Purkey to pass the Ordinance as read. 6 yeas.

Motion passes.

President of Council declared Ordinance No. O-20-30 passed as read.

Solid Waste/Recycling Committee- Chairperson J. McKay had one item to present, granting DP&L the right of way and an easement for the Phase 7 landfill expansion.

Motion by J. McKay and seconded by K. Swindler to give the first reading by title only on Ordinance No. O-20-28 Authorizing the granting of right of way and easement to The Dayton Power and Light Company as part of the Phase 7 Expansion at the Wilmington Sanitary Landfill and declaring an emergency. 6 yeas.

Prosecutor D. Henry read the Ordinance by title only.

Motion by J. McKay and seconded by N. Eveland to suspend the rules and regulations and give the second and third readings on the Ordinance. 6 yeas.

6 yeas.

Motion Passes.

Prosecutor D. Henry read the Ordinance by title only.

Motion by J. McKay and seconded by K. Swindler to pass the Ordinance as read. 6 yeas.

6 yeas.

Motion passes.

President of Council declared Ordinance No. O-20-28 passed as read.

REPORTS TO COUNCIL

A motion was made by K. Swindler and seconded by J. McKay to accept the Income Tax Report and the Hotel Lodging Tax Report.

OPEN TO PUBLIC

Hannah Lutz, from Xenia, Ohio who is a pastor in Wilmington is concerned about the potential for gentrification in the area, and stated she is worried about some of her parishioners who are lower income.

K. Fickert thanked B. Shidaker for the trash receptacles at the cemetery.

ADJOURNMENT

A motion was made by B. Liermann at 8:52 p.m.

President M. McKay declared meeting adjourned.

ATTEST:

Mark McKay

President of Council

Marianne Stuber

Clerk