

# RECORD OF PROCEEDINGS

Minutes of WEST CARROLLTON CITY COUNCIL REGULAR Meeting

Held July 12,

2022

The meeting was called to order by Mayor Sanner at 6:30 p.m. The Pledge of Allegiance and Roll Call followed.

PRESENT: Mayor Jeff Sanner, Councilmembers Jill Tomlin, Amanda Zennie, Rick Barnhart, Keith Tilton, and Rick Dobson. City Staff – City Manager Brad Townsend, Law Director Lori Denlinger, Finance Director Tom Reilly, Police Chief Doug Woodard Service Director Rich Norton, Planning & Community Development Director Greg Gaines, Parks & Recreation Director Christian Mattingly, Fire Chief Chris Barnett, Public Relations Director Heidi Van Antwerp, and Assistant Clerk of Council Tracy Rankin.

EXCUSED: Councilmember Angie Fryman

## MINUTES

Mrs. Tomlin moved, seconded by Mrs. Zennie to approve the regular meeting minutes of June 28, 2022. A vote was taken: Mrs. Tomlin-yes, Mrs. Zennie-yes, Mr. Barnhart-yes, Mr. Tilton-yes, Mr. Dobson-yes, and Mayor Sanner-yes.

## PUBLIC HEARINGS

None

## COMMUNICATIONS AND PRESENTATIONS

### Awards Presentation for the Police Department, Citizens, and Service Department

#### Police Department

Officer Josh Labensky	Commendation
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#### Citizens

Sarah Adams	Citizens Award
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Katherine Moorhead	Citizens Award
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#### Service Department

Billy Branham	Patrick M. McCoy Award
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Matt Gustin	Patrick M. McCoy Award
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Nick Kolb	Patrick M. McCoy Award
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Todd Pemberton	Patrick M. McCoy Award
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Police Chief Woodard explained a little about the Patrick M. McCoy Award, which is a new award being given by the Police Department. He also gave a brief account of each incident and explained why the recipient was receiving their award. Each award winner was presented with a plaque and special award. Parks & Recreation Director Mattingly expressed gratitude on behalf of the Wilson Pool Staff for the quick actions the

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## Awards Presentation (continued)

citizens took that helped save a life. Service Director Norton read something titled "Come Home Safely" and tied it into the actions that each of the award recipients took to ensure that the sick or injured were ultimately able to "come home safely" to their families.

Mayor Sanner and Councilmembers expressed immense gratitude for the award recipients. They are to be admired for their selfless acts and quick thinking in these emergency situations. Not enough kind words could be said to express their admiration and gratitude. Each person went above and beyond the call of duty, as an employee and as a citizen, which ultimately helped save multiple lives.

## COMMENTS BY THE AUDIENCE

Cheryl Dillin, with Dillin Events, thanked each award recipient for their strength and courage. She also thanked Pat McCoy's family for being present at the meeting. Finally, she spoke about how she concocted with Chief Woodard to provide a special gift for the award recipients. She stated on August 18<sup>th</sup> at the Bands and Sands Event there will be a special presentation including a skydiver that will be skydiving in an American Flag in honor of Pat McCoy and the award recipients. The skydiver will also be jumping in a couple of special mementos for each of them. She explained if they would like to be present and be recognized they will be invited onstage to introduce them and share a little about their stories. She thanked Chief Woodard and the City of West Carrollton for allowing this presentation.

Brittany Kozuh, Pat McCoy's daughter, addressed Council to speak about what the Patrick M. McCoy Award means to her, her mother, and the rest of her family. She thanked the Mayor, Councilmembers and the City for making this award happen and for remembering her father in this manner. She stated this creates a legacy and will allow his memory to live on. She stated the entire family is extremely grateful. She also thanked the award recipients for their actions. She ended with her father's favorite quote from Mark Twain, "Always do right. It will gratify some and astonish the rest."

## UNFINISHED BUSINESS

Ordinance 3728 - *An Ordinance Amending Chapter 36 Council Rules And Procedures Of The Codified Ordinances Of The City Of West Carrollton.*

Mayor Sanner stated this is the second reading of this ordinance and asked if there were any additional questions or comments. There were none.

Mr. Barnhart moved, seconded by Mayor Sanner to approve Ordinance 3728. A vote was taken: Mrs. Tomlin-yes, Mrs. Zennie-yes, Mr. Barnhart-yes, Mr. Tilton-yes, Mr. Dobson-yes, and Mayor Sanner-yes.



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## UNFINISHED BUSINESS (continued)

**Ordinance 3729** - *An Ordinance Determining To Proceed With The Lighting Of Streets, Lanes And Other Public Ways In The City Of West Carrollton, Ohio.*

Mayor Sanner stated this is the second reading of this ordinance and asked if there were any additional comments or questions. There were none.

Mrs. Zennie moved, seconded by Mrs. Tomlin to approve Ordinance 3729. A vote was taken: Mrs. Tomlin-yes, Mrs. Zennie-yes, Mr. Barnhart-yes, Mr. Tilton-yes, Mr. Dobson-yes, and Mayor Sanner-yes.

**Ordinance 3730** - *An Ordinance Levying Special Assessments For The Lighting Of Streets, Lanes And Other Public Ways In The City Of West Carrollton, Ohio With Electric Lighting.*

Mayor Sanner stated this is the second reading of this ordinance and asked if there were any additional questions or comments. There were none.

Mr. Tilton moved, seconded by Mr. Barnhart to approve Ordinance 3730. A vote was taken: Mrs. Tomlin-yes, Mrs. Zennie-yes, Mr. Barnhart-yes, Mr. Tilton-yes, Mr. Dobson-yes, and Mayor Sanner-yes.

**Ordinance 3731** - *An Ordinance Levying Special Assessments For Any Non-Compliant Tree, Plant, Shrubbery, Weeds, Grass, And Other Nuisances Or Part Thereof, In Any Street, Public Place, Or Private Property Contiguous To A Street, Sidewalk, Or Public Place Other Public Ways In The City Of West Carrollton, Ohio.*

Mayor Sanner stated this is the second reading of this ordinance. He asked if there were any additional questions or comments. Mr. Dobson commented that he knows as Council that they have the authority to do this; however, he would have preferred to see this be presented to a court to have them to make the decision that it is ok file those charges against the individual before we put it against their taxes. Mr. Tilton asked if there is somewhere that we identify the definition of a nuisance. Mrs. Denlinger answered that it is defined in the code. Mr. Tilton stated that he looked through the code and didn't see that.

Mayor Sanner moved, seconded by Mrs. Tomlin to approve Ordinance 3731. A vote was taken: Mrs. Tomlin-yes, Mrs. Zennie-yes, Mr. Barnhart-yes, Mr. Tilton-yes, Mr. Dobson-no, and Mayor Sanner-yes.

**Ordinance 3732** - *An Ordinance Levying Special Assessments For Any Delinquent Refuse Bills In The City Of West Carrollton, Ohio.*

Mayor Sanner stated this is the second reading of this ordinance and asked if there were any additional questions or comments. There were none.

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## UNFINISHED BUSINESS (continued)

### Ordinance 3732 (continued)

Mr. Barnhart moved, seconded by Mrs. Tomlin to approve Ordinance 3732. A vote was taken: Mrs. Tomlin-yes, Mrs. Zennie-yes, Mr. Barnhart-yes, Mr. Tilton-yes, Mr. Dobson-no, and Mayor Sanner-yes.

## NEW BUSINESS

**Ordinance 3733** – *An Ordinance Authorizing All Actions Necessary To Affect An Opt-Out Electric Service Aggregation Program Pursuant To Section 4928.20 Of The Ohio Revised Code, Directing The City To Submit A Ballot Question To The Electors, And Declaring An Emergency.*

Mrs. Van Antwerp presented Ordinance 3733. She explained with energy bills rising, the city is going to attempt to help by creating an Electric Aggregation Program. The State of Ohio is a deregulated energy market, which means consumers can shop around for electric and gas rates. The aggregation program will hopefully help with the cost because the city can buy energy in bulk. Multiple steps have to be taken before a program can be put into place. This ordinance is the first step. If passed, the city can place this on the November 2<sup>nd</sup> ballot for the citizens to approve. If the voters approve it, the city will select a broker and enter into a service agreement. Once a rate is procured, residents and small businesses will be entered into the program. If residents choose not to participate in the program they can opt-out at no cost to them. Mrs. Van Antwerp gave a detailed PowerPoint presentation. A copy of this presentation can be obtained by requesting it from the Assistant Clerk of Council, Tracy Rankin. Mrs. Van Antwerp offered to answer questions.

Mayor Sanner asked if there were any questions. There were none.

Mayor Sanner moved, seconded by Mr. Barnhart to approve Ordinance 3733. A vote was taken: Mrs. Tomlin-yes, Mrs. Zennie-yes, Mr. Barnhart-yes, Mr. Tilton-yes, Mr. Dobson-yes, and Mayor Sanner-yes.

**Resolution 24-2022** – *A Resolution Authorizing The Submittal Of A Community Development Block Grant (CDBG) Program Application For Improvements To The Interstate 75 Underpass At Alex-Bell Road, And Authorizing The City Manager To Represent The City In Fulfilling Program Requirements.*

Mr. Gaines presented Resolution 24-2022. He explained Montgomery County is currently accepting applications from its member communities for the Community Development Block Grant Program. They have approximately \$800,000 this year for the 12 communities that they serve. This resolution would authorize the City Manager and Staff to submit an application for improvements to the I-75 Underpass on Alex-Bell



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## Resolution 24-2022 (continued)

Road. Mr. Gaines explained there are many students, teachers, and pedestrians that walk through this underpass. Staff has fielded a number of complaints about the appearance and safety of this area. The complaints include signs of drug use, homelessness, and trash. Mr. Gaines advised former Councilmember Jim Folker organized a volunteer group to help clean up the area in 2020. He mentioned they cleared weeds and vegetation, but they also found used needles, clothes, trash, and graffiti. Mr. Gaines presented a PowerPoint presentation that included photographs of the problems in this area. A copy of this presentation can be obtained by requesting it from the office of Planning & Community Development.

Mr. Gaines further explained this area is identified in our Urban Design Plan and is a gateway into our community. The recommendation is to improve the landscaping, lighting, decorative and protective pedestrian fence, and painting of concrete material. The preliminary cost estimate that the consultant came up with was approximately \$270,000. Council already authorized funding this year to complete the final construction drawings which are underway. He stated there had been discussion on applying for federal funding, but unfortunately that would push the project out approximately 7 or 8 years. Staff is thinking we can get it done sooner if it is done in phases. This application would help us obtain \$75,000 in addition to the money that Council chooses to allocate in the 2023 budget to begin Phase 1 of the project. He stated the elements of Phase 1 haven't been decided yet and would be worked out with City Council before moving forward. He stated depending on how much Council elects to allocate this project could possibly be done in a two-year time frame. Mr. Gaines stated he spoke with the West Carrollton School District and ODOT. They are both supportive of the project. Mr. Gaines concluded by stating staff recommends approval of Resolution 24-2022 and offered to answer any questions.

Mayor Sanner asked if there were any questions for Mr. Gaines. Mr. Tilton asked if all the maintenance would be done by ODOT in the future. Mr. Gaines answered no. The maintenance would be the City's responsibility. It could either be completed by our own staff or Brunner's like we are using for Exit 47. He stated had a conversation with Mr. Townsend and they also thought about reaching out to the school district since it does benefit their students and teachers. Mr. Tilton asked if the maintenance was currently ODOT. Mr. Gaines answered yes. Mayor Sanner commented and that is why it looks the way it does. Mr. Gaines answered yes. Mr. Barnhart asked if the school district was interested in any financial support. Mr. Gaines answered he asked and he only received a letter of support. Mayor Sanner asked if there were any other questions for Mr. Gaines. There were none.

Mayor Sanner moved seconded by Mr. Tilton to approve Resolution 24-2022. A vote was taken: Mrs. Tomlin-yes, Mrs. Zennie-yes, Mr. Barnhart-yes, Mr. Tilton-yes, Mr. Dobson-yes, and Mayor Sanner-yes.

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### REPORTS BY OFFICERS

Mr. Townsend stated how proud he was of all the award recipients this evening. He stated we have some fine folks that are residents of the community and who also provide services to the community. He stated we know that, but it is nice that we get to acknowledge them, particularly the service guys who don't really like all of the attention. He thanked Chief Woodard for organizing the presentation and Mr. Norton for his comments.

Chief Barnett stated he also wanted to express how proud he is of the workers in the city. He stated it was nice to see them recognized.

Mrs. Van Antwerp started by congratulating and thanking the award recipients for doing such a heroic job in helping to save lives. She stated it is wonderful to see them recognized. She also gave updates on the following events:

**A Family Adventure Series** – Join us on Friday July 15<sup>th</sup> from 8:30 p.m. to 11:00 p.m. at Weidner Park for a movie night under the stars. The West Carrollton Nazarene church is partnering with the city by providing the big screen and movie. Free popcorn will be served. The movie is Disney's Encanto.

**Painting Party** – This is the third in our series of painting events and will be held on Wednesday July 20<sup>th</sup> from 6:00 p.m. to 8:00 p.m. at ele' Cake Company. The painting will be patriotic themed on a slate. Registration is \$35 per person and can be completed on the Parks & Rec page at [www.westcarrollton.org](http://www.westcarrollton.org).

**Summer Concert Series** – The next Bands & Sands is scheduled for Thursday, July 21<sup>st</sup> from 7:00 p.m. to 9:00 p.m. at the field across from Fire Station #56 on Central Ave. (GPS: 1 S. Elm St.). This is a free event and the band is Velvet Crush. Bring a lawn chair or blanket. There will be food trucks and a beverage tent for those over 21. All of the "over 21" beverage sales will benefit the West Carrollton Wee Pirates.

**Self Defense Class for Young Women** – This class is geared for high school and college aged women and is a partnership with Valor Martial Arts. The class will be held on Saturday, July 23<sup>rd</sup> from 2:00 p.m. to 4:00 p.m. at Valor Martial Arts, which is located at 11 N. Elm Street. There is a minimum class size of 10 persons. The cost is \$25 per person and registration must be completed by July 20 on the Parks & Rec page at [www.westcarrollton.org](http://www.westcarrollton.org).

### UNSCHEDULED BUSINESS

#### Comments by the Audience

Leanne Nash, former Councilmember from 754 Heincke Road, addressed Council to express how proud she was of the award recipients. She was especially proud of the Service Department. She also addressed Council regarding Ordinance 3726 which



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## UNSCHEDULED BUSINESS

### Comments by the Audience (continued)

repealed the city's local fireworks laws and allowed the city to follow the State of Ohio's new laws regarding fireworks. She stated in her neighborhood fireworks were going off two weeks prior to July 4<sup>th</sup>, and are still being set off. She hopes Council will reconsider where they stand on this issue. Finally, she thanked the Mayor and Councilmembers for all the work they do for the city.

### Comments by Council

Mrs. Tomlin commented that she understands Ms. Nash's point of view on the fireworks because she is having the same problem in her neighborhood. She also reiterated her appreciation for the heroic acts of the award recipients. She thanked Mrs. Fryman for bringing the aggregate program to light and for helping her understand how beneficial this could be for the city. She also encouraged people to get out and vote on this topic when it is time. The library is available for assistance if need be. Finally, she stated she is looking forward to the next Bands and Sands on July 21<sup>st</sup>.

Mrs. Zennie commented that she is extremely excited to see everything that is happening in West Carrollton. It has been a long time coming, and she is grateful to be a small part of it. She stated she looks forward to seeing everyone at the Bands and Sands on July 21<sup>st</sup>.

Mr. Barnhart expressed gratitude and stated how proud he is of all city services, including police, fire, service workers, and the people in the city offices. He stated this shows regular people can make a difference anywhere. He thinks that is what we see happening in our city right now and he hopes it will continue moving forward.

Mayor Sanner commented he agrees with Mr. Barnhart. He stated there is a lot happening in West Carrollton right now. He thinks it is more positive than it has been in years. He stated finally things are coming together with what is going on at Exit 47 and along the river.

## RECESS

Mayor Sanner moved, seconded by Mr. Barnhart to recess to a Work Session to discuss the items on the agenda, to be followed by adjournment. A vote was taken: Mrs. Tomlin-yes, Mrs. Zennie-yes, Mr. Barnhart-yes, Mr. Tilton-yes, Mr. Dobson-yes, and Mayor Sanner-yes.

## WORK SESSION

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EXCUSED: Councilmember Angie Fryman

### Branding Exercise Discussion – Cheryl Dillin

Cheryl Dillin of Hardy Communications presented council with a few ideas for logos for the new River District. Mrs. Dillin stated that this was not the final product, but was looking for feedback on what council liked and did not like about the designs. Council provided their feedback as request. Mrs. Dillin thanked council and stated she would return in two weeks with some additional refinements.

### Discussion: 2023 Proposed Budget Calendar

Mr. Townsend presented the proposed 2023 Budget Calendar for council's concurrence. The proposed dates for the council retreat were Friday, September 2<sup>nd</sup> or Friday, September 9<sup>th</sup>. It was decided that Friday, September 2<sup>nd</sup> worked for everyone. The draft budget presentation is scheduled for Tuesday, October 18<sup>th</sup> at 5:30 p.m. in the police training room. First reading if the 2023 Budget is scheduled for the October 25<sup>th</sup> council meeting.

### Discussion: 2022 Budget Adjustments

Mr. Townsend and Mr. Reilly discussed the need to amend the 2022 budget to add some items due to recent economic development activity and the account for the second distribution of the American Recovery Plan Act funds. A copy of the summary of items to be added to the budget is available upon request from the office of the Director of Finance.

Following the review, staff was directed to place a supplemental appropriation ordinance on the next council agenda for council consideration. Mr. Townsend stated that since some bills for these projects will be coming due at the end of the month, the ordinance will be put on as an emergency.

## ADJOURNMENT



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With no further business, Mayor Sanner moved, seconded by Mrs. Tomlin to adjourn the meeting. Voice vote was unanimous, motion carried. The meeting was adjourned at 8:30 p.m.



Assistant Clerk of Council



Mayor