

CIRCLEVILLE CITY COUNCIL 10-17-2023 MINUTES

Circleville City Council convened in City Council Chambers Tuesday, October 17, 2023, at 7:00 p.m. Roll call, Council members present: Council President Barry Keller; Katie Logan Hedges, At Large; Tom Duvall, At Large; Michelle Blanton, At Large; Jeff Hallinin, First Ward; Caryn Koch-Esterline, Second Ward; Todd Brady, Third Ward and Sheri Theis, Fourth Ward. Clerks Linda Chancey and Melissa Burns. Invited guests Mayor Don McIlroy.

Keller called the meeting to order at 7:00 pm. The Pledge of Allegiance was recited, and invocation was given by all. Duvall motioned to approve the 10-03-2023 Council minutes. Hedges seconded. All Yeas.

REPORTS FROM COUNCIL MEMBERS

Blanton announced a Finance Cmte Mtg Tuesday November 7th at 6:00 p.m. City Budget 2024. Theis announced a Strategic Planning meeting Tuesday October 24 at 7:00 p.m. discuss several ords.

NO REPORTS FROM CITY OFFICIALS.

NO QUESTIONS OR ANSWERS.

PUBLIC PARTICIPATION.

Erica Morgan, 521 North Court St. voiced concerns regarding obtaining a handicap parking sign in front of her home for her parents. The Mayor asked Morgan to come into his office after the Pumpkin Show and will discuss further.

COMMUNICATIONS

Josh Ford, North Court Email 9-27-2023 shared his thoughts about Ted Lewis Park. Hallinin motioned to accept the correspondence and place it on file. Brady seconded. Motion carried.

ORDINANCE FOR FIRST READING.

An Ordinance Levying Assessment For Outstanding Delinquent Water And/Or Sewer Bills On Specific Utilities Accounts. This was reviewed in the Judicial Cmte meeting with a recommendation for passage. This is to assess the outstanding water and sewer bills on accounts.

MOTION - ROLL CALL – VOTE – Duvall motioned to suspend the rules. Hedges seconded. Roll call. (7 Yeas- 0 Nays). Rules are suspended. Hallinin motioned for passage. Koch-Esterline seconded. Roll call (7 Yeas- 0 Nays). Ordinance passes and assigned #10-65-2023.

An Ordinance Levying Assessment For Outstanding Delinquent Water And/Or Sewer Bills On Specific Utilities Accounts. This was reviewed in the Judicial Cmte meeting with a recommendation for passage. This allows the City to assess the outstanding water and sewer bills on accounts.

MOTION - ROLL CALL – VOTE – Hedges motioned to suspend the rules. Blanton seconded. Roll call. (7 Yeas- 0 Nays). Rules are suspended. Blanton motioned for passage. Duvall seconded. Roll call (7 Yeas- 0 Nays). Ordinance passes and assigned #10-66-2023.

An Ordinance Levying Assessments For Cutting Weeds And The Abatement Of Nuisances On Certain City Lots. This was reviewed in the Judicial Cmte meeting with a recommendation for passage. This allows the city to place assessment for weed cleanup on certain city lots.

MOTION - ROLL CALL – VOTE – Koch-Esterline motioned to suspend the rules. Brady seconded. Roll call. (7 Yeas- 0 Nays). Rules are suspended. Brady motioned for passage. Theis seconded. Roll call (7 Yeas- 0 Nays). Ordinance passes and assigned #10-67-2023.

An Ordinance Levying Assessment For Cutting Of Weeds And The Abatement Of Nuisances On Certain City Lots. This was reviewed in the Judicial Cmte meeting with a recommendation for passage. This allows the City to place assessments on certain city lots.

MOTION - ROLL CALL – VOTE – Blanton motioned to suspend the rules. Hedges seconded. Roll call. (7 Yeas- 0 Nays). Rules are suspended. Hedges motioned for passage. Hallinin seconded. Roll call (7 Yeas- 0 Nays). Ordinance passes and assigned #10-68-2023.

CIRCLEVILLE CITY COUNCIL 10-17-2023 MINUTES

An Ordinance Authorizing The Mayor And Law Director To Enter Into A Contract With The Pickaway County Commissioners To Provide Legal Representation To Defendants Who Are Indigent In Cases Involving The Circleville Police Department Or The Circleville Municipal Court From July 1, 2023, Through June 30, 2024. This was reviewed in the Judicial Cmte meeting with a recommendation for passage. This is for indigent cases in the Municipal Courts.

MOTION - ROLL CALL – VOTE – Brady motioned to suspend the rules. Koch-Esterline seconded. Roll call. (7 Yeas- 0 Nays). Rules are suspended. Brady motioned for passage. Hallinin seconded. Roll call (7 Yeas- 0 Nays). Ordinance passes and assigned #10-69-2023.

An Ordinance Authorizing The Director Of Public Service To Purchase A Skid Steer Loader With Milling Head Attachment Utilizing The Sourcewell Cooperative Purchasing Program For The Department Of Public Service And Declaring An Emergency. This was reviewed in the Service Cmte meeting with a recommendation for passage. This is to purchase a Skid Steer Loader for the Service Department.

MOTION - ROLL CALL – VOTE – Brady motioned to suspend the rules. Theis seconded. Roll call. (7 Yeas- 0 Nays). Rules are suspended. Brady motioned for passage. Hallinin seconded. Roll call (7 Yeas- 0 Nays). Ordinance passes and assigned #10-70-2023.

An Ordinance Authorizing The Director Of Public Service To Apply For Accept And Enter Into An Ohio Water Development Authority (OWDA) Water Pollution Control Loan Fund (WPCLF) Design And Construction Loan For The Elimination Of Home Septic Treatment Systems Via Their Connection To Existing Sanitary Services Within The City Of Circleville And Declaring An Emergency. This was reviewed in the Service Cmte meeting with a recommendation for passage. This is for the Service Director to enter a construction loan to eliminate home septic systems.

MOTION - ROLL CALL – VOTE – Blanton motioned to suspend the rules. Brady seconded. Roll call. (7 Yeas- 0 Nays). Rules are suspended. Koch-Esterline motioned for passage. Duvall seconded. Roll call (7 Yeas- 0 Nays). Ordinance passes and assigned #10-71-2023.

An Ordinance Amending The Annual Appropriation Ordinance In The General Fund 101, Safety Forces .5% Tax Fund 212, Probation Service Fund 219, Circleville Public Improvement TIF Fund 225, Safety Forces .5% Income Tax Fund 227, Park Improvement Debt Issuance Fund 252, Covid Related Federal Grants Fund 257, Municipal Court CCA Grant Fund 260 Of The City Of Circleville. This was reviewed in the Finance Cmte meeting with a recommendation for passage. This is a financial housekeeping ordinance.

MOTION - ROLL CALL – VOTE – Brady motioned to suspend the rules. Theis seconded. Roll call. (7 Yeas- 0 Nays). Rules are suspended. Blanton motioned for passage. Brady seconded. Roll call (7 Yeas- 0 Nays). Ordinance passes and assigned #10-72-2023.

An Ordinance Authorizing The Director Of Public Service To Purchase A Skid Steer Loader With Milling Head Attachment Utilizing The Sourcewell Cooperative Purchasing Program For The Department Of Public Service And Declaring An Emergency. This was reviewed in the Finance Cmte meeting with a recommendation for passage. This is for the financial ordinance for the purchase of the Skid Steer Loader.

MOTION - ROLL CALL – VOTE – Hedges motioned to suspend the rules. Brady seconded. Roll call. (7 Yeas- 0 Nays). Rules are suspended. Brady motioned for passage. Theis seconded. Roll call (7 Yeas- 0 Nays). Ordinance passes and assigned #10-73-2023.

UNDER NEW BUSINESS

At the September 5th Cmte of Whole meeting Council updated the Rules of Council to make the rules more current and pertinent. The changes to the rules have been announced at three public meetings. (9/19-10/3 and 10/17). This is the third and final reading to change the rules. Each rule was read and voted on.

CIRCLEVILLE CITY COUNCIL 10-17-2023 MINUTES

RULE 4. QUORUM

Any three (3) members shall have the right to request a meeting be called and compel the remaining members to be present.

MOTION -ROLL CALL-VOTE:

Blanton motioned to approve Council Rules 4.

Hedges seconded. Roll call. (7 Yeas-0 Nays). Motion Carried.

RULE 8. VIOLATION OF RULES

The Council President will make the final decision as to whether a member can continue to speak without debate by other members.

MOTION-ROLL CALL-VOTE

Theis motioned to approve Council Rules 8.

Koch-Esterline seconded. Roll call. (7 Yeas-0 Nays). Motion Carried

RULE 9. ORDER OF BUSINESS

7. Questions for City Officials

8. Public Addresses to Council

MOTION -ROLL CALL-VOTE

Hedges motioned to approve Council Rules 9.

Hallinin seconded. Roll call. (7 Yeas-0 Nays). Motion Carried

RULE 10. PUBLIC PARTICIPATION

If members of the public would like to present opposing views on an issue, each side will be allowed fifteen minutes, for a total of 30 minutes spent on the subject.

MOTION -ROLL CALL-VOTE

Hedges motioned to approve Council Rules 10.

Blanton seconded. Roll call. (7 Yeas-0 Nays). Motion Carried

RULE 11. READING OF CORRESPONDENCE

but the Clerk shall summarize the contents of correspondence received at least 72 hours prior to the meeting. Correspondence may be read in its entirety at a Council meeting, if such a motion is made, seconded, and a majority (4 votes) approves in a roll call vote.

MOTION -ROLL CALL-VOTE

Hallinin motioned to approve Council Rules 11.

Koch-Esterline seconded. Roll call. (7 Yeas-0 Nays). Motion Carried

RULE 12. DISPOSAL OF SUBJECT MATTER

- a) Any subject matter brought before City Council, with the exception of subject matter defined in Rule 13 b) shall first be directed to the proper Committee or City Official by the President of Council.
- b) When announcing an upcoming committee meeting, the Chair shall state the ordinances and other agenda items that are to be discussed at the meeting. Committee meeting agendas are subject to change, however, and may be added to at any time.
- c) However, any Council member retains his/her right to offer suggestions, observations, or debate on the floor of Council on any issue or matter with civility.

MOTION -ROLL CALL-VOTE

Hedges motioned to approve Council Rules 12.

Theis seconded. Roll call. (7 Yeas-0 Nays). Motion Carried

CIRCLEVILLE CITY COUNCIL 10-17-2023 MINUTES

RULES 13. ORDINANCES AND RESOLUTIONS

- a) All proposed ordinances or resolutions shall be reviewed and approved as to the format by the Law Director or a duly authorized Assistant Law Director,
- b) The Council Clerk shall email said ordinances or resolutions to the City Auditor when they are received.

MOTION -ROLL CALL-VOTE

Theis motioned to approve Council Rules 13.

Brady seconded. Roll call. (7 Yeas-0 Nays). Motion Carried

RULE 14. VOTING REQUIREMENTS FOR PASSAGE

- a) The action of Council shall be by voting on each ordinance or resolution presented. The vote shall be taken by yeas or nays and entered upon the journal.
- b) Each ordinance or resolution shall be read on three different days. The legislative authority may dispense with the three readings rule by a vote of three-fourths (6 votes) of its members.
- c) An ordinance or resolution shall be passed by a vote of at least a majority (4 votes) of all members. (ORC 731.17)
- d) Ordinances and resolutions shall be in effect thirty days after passage. (ORC 705.16)

MOTION -ROLL CALL-VOTE

Hedge motioned to approve Rule 14.

Brady seconded. Roll call. (7 Yeas-0 Nays). Motion Carried

RULE 15. PASSAGE WITH AN EMERGENCY CLAUSE

- a) Emergency ordinances or resolutions shall be passed by a vote of two-thirds (5 votes) of all members elected to the legislative authority. In addition, the reasons for such necessity shall be set forth in one section of the ordinance or resolution. (ORC 731.30)
- b) An emergency ordinance goes into effect immediately after passage. With four affirmative votes, the measure will be considered as passed without the emergency clause and take effect thirty 30 days after passage. The council clerk will stamp the ordinance "Passed Without Emergency Clause," with the number of "for" and "against" votes noted.

MOTION -ROLL CALL-VOTE

Theis motioned to approve Rule 15.

Brady seconded. Roll call. (7 Yeas-0 Nays). Motion Carried

RULE 18. MOTION TO AMEND LEGISLATION

MOTION -ROLL CALL-VOTE

Hedge motioned to approve Rule 18.

Duvall seconded. Roll call. (7 Yeas-0 Nays). Motion Carried

RULE 19. MOTION TO RECONSIDER

MOTION -ROLL CALL-VOTE

Brady motioned to approve Rule 19.

Theis seconded. Roll call. (7 Yeas-0 Nays). Motion Carried

RULE 21. MOTION TO ADJOURN

MOTION -ROLL CALL-VOTE

Brady motioned to approve Rule 21.

Koch-Esterline seconded. Roll call. (7 Yeas-0 Nays). Motion Carried

Hallinin motioned to adjourn the City Council meeting at 7:27 p.m. Koch-Esterline seconded. All Yeas.

Respectfully submitted by Linda Chancey, Clerk