

RECORD OF PROCEEDINGS

Minutes of Council

Meeting

Held December 5, 2022

Rittman City Council Met in a ANNUAL ORGANIZATIONAL MEETING Monday, December 5, 2022 7:00 p.m.

Members Present: Josh Carey, Chuck Wyatt, Ken Park, Dave Williams, Amanda Nelson and Melissa Shows
Members Absent: None
Presiding: Mayor William Robertson

The invocation was given by Dave Williams followed by the pledge of allegiance.

Motion to Appoint Matthew D. Simpson as Law Director – One Year Term
Wyatt so moved, all Yeas on roll call and motion carried.

Motion to Appoint Joan M. Challinor as Clerk of Council – One Year Term
Williams so moved, all Yeas on roll call and motion carried.

Oaths of Office

a. Matthew D. Simpson – Law Director – One Year Term
The Oath was administered by Mayor William Robertson

b. Joan M. Challinor – Clerk of Council – One Year Term
The Oath was administered by Mayor William Robertson

Approval of Minutes – November 14, 2022

Shows moved to approve, upon roll call Williams – Yes, Park – Yes, Shows – Yes, Wyatt – Yes, Carey – Yes, Nelson - Abstain and motion carried.

Citizens Forum

None

Old Business

a. Ord. No. 8318 An Ordinance of the Council of the City of Rittman, Wayne and Medina Counties and State of Ohio, to Make Appropriations for Current Expenses and other Expenditures of the City of Rittman, State of Ohio, During the Fiscal Year Ending December 31, 2023 and Declaring an Emergency. Third Reading. Ord. No. 8318 was read on third reading. Shows moved to adopt, all Yeas on roll call and motion carried.

New Business

a. Motion to Appoint a President of Council. Williams moved to appoint Melissa Shows, all Yeas on roll call and motion carried.

b. Ord. No. 8325 An Ordinance of the Council of the City of Rittman, Wayne and Medina Counties and State of Ohio, Amending the Annual Appropriation Ordinance No. 8258, as Amended According to the Attached Sheet(s) and Declaring an Emergency. Three Readings. Ord. No. 8325 was read on first reading. Wyatt moved to suspend the rules, all Yeas on roll call and motion carried. Shows moved to adopt, all Yeas on roll call and motion carried.

c. Ord. No. 8326 An Ordinance of the Council of the City of Rittman, Wayne and Medina Counties and State of Ohio, Authorizing the Finance Director to Make Advances and/or transfers to or from Appropriate Accounts and Declaring an Emergency. Three Readings. Ord. No. 8326 was read on first reading. Shows moved to

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DAVTON LEGAL BANK, INC. EPHRATA, PA 17824

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suspend the rules, all Yeas on roll call and **motion carried**. Wyatt moved to adopt, all Yeas on roll call and **motion carried**.

d. Ord. No. 8327 An Ordinance of the Council of the City of Rittman, Wayne and Medina Counties and State of Ohio, Providing for the Compensation of Certain City Employees, Effective Date and Declaring an Emergency. Three Readings. Ord. No. 8327 was read on first reading. Shows moved to suspend the rules, all Yeas on roll call and **motion carried**. Wyatt moved to adopt, all Yeas on roll call and **motion carried**.

e. Ord. No. 8328 An Ordinance of the Council of the City of Rittman, Wayne and Medina Counties and State of Ohio, Authorizing the Municipal Manager to Solicit Bids for Street Improvement of W. Ohio Avenue from Main Street to Metzger Avenue and Declaring an Emergency. Three Readings. Ord. No. 8328 was read on first reading. Shows moved to suspend the rules, all Yeas on roll call and **motion carried**. Nelson moved to adopt. Beshara stated the Engineer thought it would be good to get this out as one of the first items to be bid next year so hopefully we can get the lowest and best bid on this project. Show inquired when the work will begin. Beshara stated that the bid would reflect this. Williams inquired if this was out of the AMATS Grant. Beshara responded it is AMATS and OPWC. There will still be dollars that the city is going to have to make up. Williams stated that he doesn't oppose this, but if citizens would come to Council Members and say that there are a lot of side streets that need addressed and Ohio Avenue doesn't seem that bad. How can we educate them to convince them that this is the right thing. Beshara stated that there is a PCR rating that is done by AMATS every two years and that rating shows the main streets that do need to be resurfaced. If you can get to them sooner rather than later it's going to keep the cost down and the pot holes out. We do have \$45,000.00 in money for asphalt paving next year. Hopefully we will get to some of the alleys and some of the side streets. All Yeas on roll call and **motion carried**.

f. Res. No. 8329 A Resolution of the Council of the City of Rittman, Wayne and Medina Counties and State of Ohio, Certifying that when a Municipal Obligation was Incurred Sums were Lawfully Appropriated in the Funds to Satisfy the Obligation and Sufficient Sums Currently Exist to Satisfy this Obligation According to the Attached Sheet(s) and Declaring an Emergency. Three Readings. Res. No. 8329 was read on first reading. Wyatt moved to suspend the rules, all Yeas on roll call and **motion carried**. Williams moved to adopt, all Yeas on roll call and **motion carried**.

g. Ord. No. 8330 An Ordinance of the Council of the City of Rittman, Wayne and Medina Counties and State of Ohio, Authorizing the Municipal Manager to Purchase a Sutphen Custom Heavy Duty Pumper Fire Truck from the Sutphen Corporation for a Sum not to Exceed \$714,299.00 and Declaring an Emergency. Three Readings. Ord. No. 8330 was read on first reading. Shows moved to suspend the rules. Williams inquired if this was to get it ordered before prices went up. Sweigert responded it takes 30 months to build. Carey inquired if we would easily be able to get out of the contract. Simpson responded that once the contract is signed, we are locked in. Bubp responded that this was the same situation as the sewer jet truck. Sweigert responded that the price increases 5% every three months. The price goes up again next week and in March it goes up again. Williams advised that this really scares him. He will support the first responders but the pricing really concerns him. Further discussion was held regarding the age and maintenance of the current vehicles. The vehicle that will be replaced is 30 years old. Upon roll call Williams – No, Park – No, Shows – Yes, Nelson – Yes, Carey – Yes, Wyatt Yes and **motion fails** Nelson moved to place on second reading. Further discussion was held regarding the price increase and what the time frame is on ordering the Pumper. Council also stated that they would like more discussion on this issue. Nelson withdrew her motion to move to second and make the motion to suspend the rules, upon roll call Show – Yes, Nelson – Yes, Williams – Yes, Wyatt – Yes, Carey – Yes and Park – No and **motion carried**. Shows moved to adopt, upon roll call Shows – Yes, Nelson – No, Williams – Yes, Wyatt - Yes, Carey – Yes, Park – No and **motion carried**.

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h. Motion to Accept an Employment Contract for Bobbie Beshara for the Continued Position of City Manager per the Terms as Set Forth in the Agreement. Wyatt moved to approve, all Yeas on roll call and motion carried.

i. Motion to Appoint a Council Representative to the Recreation Center Board of Directors – Josh Carey Currently Serves. Williams moved to appoint Josh Carey, all Yeas on roll call and motion carried.

j. Motion to Appoint a Council Representative to the Planning Commission – Dave Williams Currently Serves. Wyatt moved to appoint Dave Williams, all Yeas on roll call and motion carried.

k. Motion to Appoint Allan Emerson and Don Steiner to the Planning Commission for Another 3-Year Term. Carey so moved, all Yeas on roll call and motion carried.

l. Motion to Appoint Ken Mann, Brandon Buchwalter and Larry Boggs to the Board of Zoning Appeals for Another 3 – Year Term. Shows so moved, all Yeas on roll call and motion carried.

m. Motion to Accept the Resignation of Ruthann McCray from the Utilities & Refuse Rate Board of Review. Shows so moved, all Yeas on roll call and motion carried.

n. Motion to Appoint Jonathon Johnson to the Utilities & Refuse Rate Board of Review for Another 3-Year Term. Wyatt so moved, all Yeas on roll call and motion carried.

o. Motion to Appoint Dave Dreher to the Utilities & Refuse Rate Board of Review for a 3-Year Term. Wyatt so moved, all Yeas on roll call and motion carried.

p. Motion to Appoint a Council Representative to the Utilities & Refuse Rate Board of Review – Josh Carey Currently Serves. Wyatt moved to appoint Josh Carey, all Yeas upon roll call and motion carried.

q. Motion to Appoint Two Council Representatives to the Firemen’s Indemnity Board – Josh Carey and Chuck Wyatt Currently Serve. Williams moved to appoint Chuck Wyatt and Josh Carey, all Yeas upon roll call and motion carried.

r. Motion to Appoint Howard McComas, Ron Woodward and Tim Anderson to the Firemen’s Indemnity Board as a Fire Department Board Member for Another Year. Shows so moved, all Yeas on roll call and motion carried.

s. Motion to Appoint Two Council Representatives to the Rittman Community Improvement Corporation – Amanda Nelson and Melissa Shows Currently Serve. Williams moved to appoint Amanda Nelson and Melissa Shows, all Yeas upon roll call and motion carried.

t. Motion to Appoint a Council Representative to the Shade Tree Commission – Dave Williams Currently Serves. Wyatt moved to appoint Dave Williams, all Yeas upon roll call and motion carried.

u. Motion to Appoint a Council Representative to the Community Reinvestment Area Committee – Dave Williams Currently Serves. Shows moved to appoint Dave Williams, all Yeas upon roll call and motion carried.

v. Motion to Appoint a Council Representative to the Board of Nuisance Abatement – Ken Park Currently Serves. Wyatt moved to appoint Ken Park, all Yeas upon roll call and motion carried.

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DAVTON LEGAL BLAWK, INC., FCBH/MG, 10148

City Manager's Remarks

I would like to thank everyone for your hard work and the amazing job and your staff do. Another great year. There are always bumps in the road but we have accomplished a lot and it's been great working with all the staff. I appreciate Council and every time I need something or want to talk about something you are very willing to listen. Thank you.

Finance Director's Remarks

We have finally reached the end of the SAFER Grant period, it ended on November 16, 2022. The final reimbursement request was successfully made. Once that reimbursement is received the fund will come to rest at zero-dollar balance and I also want to thank Chief Sweigert for helping me out with that and going over the final reimbursement making sure everything is captured properly. We are going to be having a new GAP Compiler and a new Auditor starting next year. Rhea and Associates previously was doing both of those things. They elected not to renew their contract with us. Personnel issues according to them. Our new GAP Compiler will be Lennon and Company in Medina. They were the GAP Compiler for the city prior to going to Rea and Associates and they are excited to have us back. As far as the new Auditor goes, the State of Ohio is required to Audit us on a yearly basis. They are also allowed to farm that out, they have been farming it out to Rhea and Associates and they handled the entire proposal bidding process and a very vigorous scoring system they use for the different proposals they receive before they come to a decision and actually say you get this one. We get a little bit of say in the process but not a ton. We had three audit firms submit proposals to be our new Auditors. They were Julian and Grube, Clark, Schaefer, Hackett and Zupka & Associates. They all came in pretty close on the scoring, but Clark, Schaefer, Hackett did score the highest and they will be out Auditors starting next year. I have been in contact with Brian Moser there and we are both excited to work together. One silver lining to this is Lennon and Company and Clark, Schaefer, Hackett are both charging us less than Rea and Associates was. We are working on changes to our utility billing and payment companies. For the billing side we have been using Sebis out of Chicago, they are printing and mailing out utility bills every month. We are going to be replacing them with E-Tactics which is in Northeast Ohio. Cost is comparable, but E-Tactics is local, they will not require us to maintain a separate postage escrow account and additionally they do offer an e-billing service. We will be able to start getting people their statements through email rather than printing and mailing them if they like. It is also a cost saver. For the payment processing we have Payment Service Network right now. There have been some concerns about the fees that they are charging both to us and to citizens. To talk to a human PSN charges somewhere around \$6.00 or \$7.00 in fees. We started talking the PAYA. The monthly fees on us are going to be lower, the fees charged to the residents for different forms of payment are also lower. It also provides a more user friendly and modern payment portal. PSN is very basic. PAYA you can actually see bill by bill and payment history. There will be a lot more information to have access to. Neither are live yet; we are in process with onboarding with both of them and making sure that we do some overlap especially with payment processing. Both PSN and PAYA will be live for some amount of time to make sure that no one gets lost in the transition.

a. Approval of Financial Report for November – 2022. Shows moved to approve, all Yeas on roll call and motion carried.

Council Remarks

Park – thank you all for all you do.

Wyatt – I appreciate all you guys showing up, I appreciate really all you do for the community. On a happier note, we were able to give away between 250 and 300 toys yesterday to kids. I look forward to that. We go Thanksgiving Day and shop. We had a great time and appreciate the community's help. I wish everyone a Merry Christmas.

Nelson – good job everyone. Also, there is a bunch of stuff going on Saturday in town. We have breakfast at the Fire Department with Santa and Chamber has Christmas Around the World from 9:00 to noon. From 4:00 to 6:00 we will have Santa, decorating

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cookies, games and prizes for the kids, the Mayor will read the Night Before Christmas, then the tree lighting. There will also be the Rittman Interludes which is an acapella and jazz group to sing Christmas Carols. All of this is inside the Rec Center.

Carey – I want to thank Don for all the info today. I know there was a lot of grilling involved that but that was a big number to discuss. Thank you for all the info on that. Thank you for all the Department Heads for another good year and here’s looking to a better year next year.

Williams – thanks Chris and Allen for coming to the meeting. Thanks for what you do for the community. I think this year when Melissa and I did the review for Bobbie and Matt really taught me a lot about the inner workings of the city. We got a good chance to know the Chiefs’ and what they do; it was a real eye opener. The other highlight was touring the water treatment plant with Mike and Councilman Park. It really gives perspective when the bills come out what you are actually doing. Thank you for all your feedback with that review process. It’s a good way to get to know the city more and more. Thank you, Bobbie, for being our City Manager. We really appreciate what you do. Thanks, Amanda, for everything that you are doing for the city.

Shows – I want to say thank you to everybody first. I do definitely appreciate it, as it’s very much interesting to learn the inner workings of the community. I do want to report what I think was the 15th year of Shop with a Cop on Saturday. We had the problem of having more volunteers so this year every kid got an individual person. We took 11 kids but actually serviced 14. That money was all raised from the citizens here, the schools and whatnot. It is a great program to have. The kids had a wonderful time. The kids are already talking at school about Saturday. They are excited to see the festivities at the Rec Center and Around the World. There was a lot of talk about going to see Chuck on Sunday about how cool it was to drive by. It’s a hard time for many but we are doing the best we can and I think it is showing.

a. Approval of Voucher #'s 16428 thru 16812 and Memo Expense #'s MN2201 thru MN2220. Shows moved to approve, all Yeas upon roll call and motion carried

b. Motion to go Into Executive Session in Accordance with ORC 121.22 to Discuss Pending Litigation and to Invite the Finance Director, the Law Director, City Manager and Mayor – 7:55 p.m. Shows so moved. Wyatt seconded the motion, all Yeas on roll call and motion carried.

c. Motion to Come Out of Executive Session – 8:10 p.m. Wyatt so moved, all Yeas on roll call and motion carried.

Adjourn: 8:10 p.m. Shows moved to adjourn, all Yeas on roll call and motion carried.

Clerk of Council

Mayor

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DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held

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