

**RITTMAN CITY COUNCIL – AGENDA
REGULAR MEETING
Monday, September 26, 2022 at 7:00 p.m.**

- 1. Invocation**
- 2. Pledge of Allegiance**
- 3. Roll Call**
- 4. Approval of Minutes**
 - a. September 12, 2022**
- 5. Citizens Forum**
- 6. Old Business**
 - a. Ord. No. 8314 An Ordinance of the Council of the City of Rittman, Wayne and Medina Counties and State of Ohio, Amending Section 735.06 License Issuance; Effective Period; Fee of the Codified Ordinances of the City of Rittman. Second Reading.**
- 7. New Business**
 - a. Motion to Approve a Conditional Sign Permit for Angela Vega, His & Her Comic Shop, LLC, 10 S. Main Street.**
 - b. Ord. No. 8315 An Ordinance 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.**
 - c. Res. No. 8316 A Resolution Accepting the Amounts and Rates as Determined by the Budget Commission and Authorizing the Necessary Tax Levies and Certifying them to the County Auditor. Three Readings.**
- 8. City Manager's Remarks**
- 9. Finance Director's Remarks**
- 10. Council Remarks**
 - a. Motion to Go into Executive Session – in Accordance with Any Subject Under ORC 121.22 (if needed).**
 - b. Motion to Come out of Executive Session.**
- 11. Adjournment**

RECORD OF PROCEEDINGS

Minutes of

Council

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held September 12,

20 22

**Rittman City Council Met in a
REGULAR MEETING
Monday, September 12, 2022
7:00 p.m.**

Members Present: Chuck Wyatt, Ken Park, Dave Williams, Josh Carey and Melissa Shows

Members Absent: Amanda Nelson

Presiding: Mayor William Robertson

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

Presentation

a. Update on New Traffic Cameras – Chief Shows – Chief shows showed recorded video of the intersections where the cameras are installed. His presentation included how he is able to search a vehicle by the license plate number, make, model or color to see if that vehicle has driven through any of the intersections where the cameras are installed. Chief Show also replayed video of accidents that had occurred. By reviewing these videos, he was able to ascertain who should be cited for the accident. Chief Shows stated that he is still learning all of the capabilities of the cameras and he hopes to place more around the school zones.

Citizens Forum

Bill Samijlenko – 125 Northcliff Lane – (Vista Ridge Condos) attended the meeting to discuss the issues they are having with a sinkhole that had developed in the back of the property along the line where the sanitary sewer is. He noticed it a about a year ago and it is steadily getting bigger. His concern is the sanitary sewer is damaged, if it is not taken care of it is going to create more property damage. His second issue was a drainage issue with the retention pond. A heavy rain water is backing up on both sides of Northcliff. They had a camera analysis done through the pipes leading to the retention pond. Only 70% of the system was inspected as there was a blockage and it was prohibiting inspecting the rest of the system. Along the blockage there were several bellies that were found. The inspector stated that it was due to the pipes separating. The inspector said they could jet clean the existing lines, which is a temporary fix. The permanent solution was to replace the whole system. Mr. Samijlenko inquired what they can do and if they can get any help from the city in getting the situation rectified. Chuck Lengacher responded that he met with them previously. The city ditched all of the front last year, which is all they were allowed to do. It is a private condo community. There may be settling in the dirt. Wyatt inquired who was responsible for replacing the line. Lengacher responded that they were, it's all private. Brown stated that he would go look at the sinkhole by the sanitary sewer to see what he could do if anything.

Approval of Minutes -July 11, 2022 - Williams so moved, upon roll call Shows – Yes, Williams – Yes, Wyatt – Abstain, Carey – Yes, Park - Yes and **motion carried.**

Approval of Minutes – August 8, 2022 - Shows so moved, upon roll call Shows – Yes, Williams – Yes, Wyatt – Abstain, Carey – Yes, Park - Yes and **motion carried.**

Old Business

None

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Held September 12, 20 22

New Business

a. **Res. No. 8308 A Resolution of the City of Rittman, Wayne and Medina Counties and State of Ohio, Certifying that When a Municipals 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.** Ord. No. 8308 was read on first reading. Carey 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.**

b. **Ord No. 8309 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 Sheets(s) and Declaring an Emergency. Three Readings.** Ord. No. 8309 was read on first reading. Shows moved to suspend the rules, all Yeas on roll call and **motion carried.** Carey moved to adopt. Park inquired why the Council & Mayor's wages a surprise. Bulp stated that it is not Council or Mayor, a portion of the Clerk of Council's wages come out of there as well. So, when a merit increase pops up the related increase in wages and benefits will cause that to happen. Bulp also stated the departments where it shows zero, it a net zero. He needs to move funds from personal services to other expenses or visa versa. He does not have the authority to do that. Park inquired about the fitness equipment. Beshara stated that it was ARPA Funds. Bulp responded Garrick submitted the proper forms and it was reviewed by Bobbie and himself. The fitness equipment is quite old. Beshara stated that she has opened up the ARPA Funds to all departments. Every department has had an opportunity to request funding. Beshara also inquired how old the fitness equipment was. DiSalvo responded that the equipment came out of PCA. It was given to the high school and then when we opened up here it was given to us. The white and beige equipment was purchased a year before the building opened. If you want to get people in the door, give them new equipment. If we can time that up with our yearly sale it would be a very good thing for us. All Yeas on roll call and **motion carried.**

c. **Res. No. 8310 A Resolution of the Council of the City of Rittman, Wayne and Medina Counties and State of Ohio, Determining that Lot Number NPT 88 and SPT 78 Owned by the City of Rittman are no Longer Needed for Municipal Purposes and Authorizing the Municipal Manager to Solicit Bids for its Sale as Required by Law and Declaring an Emergency. Three Readings.** Res. No. 8310 was read on first reading. Shows moved to suspend the rules, all Yeas on roll call and **motion carried.** Shows moved to amend to correct they typographical error on the parcel number, all yeas on roll call and **motion carried.** Wyatt moved to adopt as amended. Beshara stated reason she wanted to reduce the price to \$10,000.00 is no one bid on the \$12,500.00 price. We had it bid out for five weeks. Govdeals called her and stated that they could do it. She thought she would give it a try that way. Beshara inquired from Simpson if it still had to be advertised? Simpson stated that it still had to be advertised in the paper. Williams inquired if Govdeals charged a fee? Beshara responded that they take a percentage of the sale. Bulp stated the fee was paid by the purchaser. All Yeas on roll call and **motion carried.**

d. **Ord. No. 8311 An Ordinance of the Council of the City of Rittman, Wayne and Medina Counties and state of Ohio, Authorizing the Finance Director to Accept the Proposal from Software Solutions, Inc. for a Sum no to Exceed \$124,125.00 and Declaring an Emergency. Three Readings.** Ord. No. 8311 was read on first reading. Shows moved to suspend the rules. Williams inquired if this was an emergency. Bulp responded only in the fact that we need to make sure that we are implemented on the new system by the time our current system gets shut down. It's a couple of months out to get on the schedule and get rolling. Making sure all systems are green before we run out of time. Williams inquired why did we wait this long. Bulp responded it's been a process getting initial quotes, contacting various different companies, going back to get revised quotes and

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the fact that we didn't have to do an official bid process for this. We had to get that passed or it was going to be fairly expensive, fairly drawn-out bidding and RFQ process. We were just notified roughly three months ago by our current provider that the system was shutting down. We were settling up demos and it was taking longer than anticipated. All Yeas on roll call and **motion carried**. Wyatt moved to adopt, all Yeas on roll call and **motion carried**.

e. **Ord. No. 8312 An Ordinance of the Council of the City of Rittman, Wayne and Medina Counties and State of Ohio, Amending Section 945.11 Collection of Fees and the Codified Ordinances of the City of Rittman and Declaring an Emergency. Three Readings.** Ord. No. 8312 was read on first reading. Williams moved to suspend the rules, all Yeas on roll call and **motion carried**. Shows moved to adopt. Beshara stated that there was a policy that anyone who lived outside the city would be billed monthly for their storm water fee. There was a policy written by a previous city manager that if they live outside the city they can be billed quarterly. We would like to get this in an ordinance so we are following rules and regulations properly. All Yeas on roll call and **motion carried**.

f. **Ord. No. 8313 An Ordinance of the Council of the City of Rittman, Wayne and Medina Counties and State of Ohio, Amending Section 981.08 Billing; Delinquent Accounts of the Codified Ordinances of the City of Rittman and Declaring an Emergency. Three Readings.** Ord. No. 8313 was read on first reading. Wyatt moved to suspend the rules, all Yeas on roll call and **motion carried**. Williams moved to adopt. Williams inquired if this has been a problem. Simpson responded that when the city entered into the contract with Kimble back in 2020. It was in 2020 that the ordinance was passed to update the new contract figure with Kimble. Kris Fetter noticed another section that dollar figure was listed that was still wrong. Simpson stated that he changed the ordinance to reflect whatever the current price was rather than to change it every time a contract is changed. All Yeas on roll call and **motion carried**.

g. **Ord. No. 8314 An Ordinance of the Council of the City of Rittman, Wayne and Medina Counties and State of Ohio, Amending Section 735.06 License Issuance; Effective Period; Fee of the Codified Ordinances of the City of Rittman. First Reading.** Ord. No. 8314 was read on first reading. Carey moved to place on second, all Yeas on roll call and **motion carried**.

City Managers Remarks

Krabill Road - We are going out to bid for Krabill Road resurfacing next week. Engineering Associates have been working out the details with Chuck Lengacher on this project.

GovDeals - We have been placing our surplus items that Council approved previously on GovDeals and we have had very good results. Thank you to Council for allowing this alternative way to bid out unneeded items owned by the city.

Council Chambers microphones/recording device - Joan and I are working with DNS to update our microphones and recording device that is used for Council and Board meetings. The system we have is outdated and before we have a failure, we felt we needed to get in front of it. Our hope is that whatever we purchase, we will be able to transfer to our new city hall.

Flu Shots - I am working with Rite Aid again to provide flu shots and Covid boosters to our staff, Council and Mayor Robertson. As soon as I have the date, which I am shooting for the last week in September, I will let everyone know.

Health Insurance Seminar - Matt Bubp and I will be attending a seminar that the Oswald Companies will be conducting through the Northeast Ohio Mayors and City Manager's

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Association in Independence on Tuesday. The theme is Healthcare 2023 and Beyond. They will breakdown the current state of healthcare and where it is going.

North Main Street/Milton Road - A BIG shoutout to Buck Rediger and his crew and Wayne County Engineer's office for providing the asphalt on beautiful job they did on drag paving the road from the city limits out to Eastern. Also, as you might have noticed, some filling of potholes has commenced on Milton Road. Both of these have been much needed repairs so thank you to our awesome Service Department on a job well done!

Finance Director's Remarks

Bubp stated that he is going to send materials out to the department heads to start thinking about their operating budgets for 2023. We will be having conversations with them through the end of September early October. One of the meetings in October we will get the first reading in for the appropriations for next year.

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

Council Remarks

Park – nothing tonight.

Williams – thank you to Mr. Samijlenko for bringing your concerns to us. Thank you, Cliff, supporting Rittman in the podcast he has every week. Thank you, Chief Shows, for the camera presentation and the grant and the Service and Water Departments for all of the work you are doing at City Hall currently. Milton Road drag paving has been wonderful, I drive that every day, that's been great. North Main, I think even at the top of Hillcrest, you guys just keeping up with it, thank you, I know it's a tough job and a lot of people complain, but you guys are getting after it. And Bobbie and all the departments for making the roads a priority. Thank you. There is going to be a clean up day at the Nature Preserve this week. Mayor Robertson stated that the clean up is Wednesday at 9:00 a.m. First Energy is sending over a group people along with the local volunteers. Williams also stated that the S.A.L.T. Coalition is meeting Monday night at 6:30 p.m. in the Media Center at the high school which is what they used to call the library. There will be a representative from Wayne County Children's Services Board to talk about their levy. We encourage to attend; you do not have to become a member of the S.A.L.T. Coalition to attend.

Wyatt – thank you Mr. Samijlenko for sharing your issue with us. Hopefully you got a little bit of direction.

Carey – than you Mr. Samijlenko for your attendance and voicing your concerns. Thank you to all the departments for all of the work.

Shows – again, thank you for coming and sharing your ideas. It is so much more productive to come in and hear it rather than reading about it. And the fact that we able to get some answers and hopefully continue to help you moving forward. Thank you to Bob for his presentation, even if I made him do it. We are very thankful that we have the cameras in place because while this one was just a citation for running a red light, if Mike had been hurt, it could have been worse. Thank you to Mike and Chuck for your work at City Hall, thank you to Garrick and Moose and their staff for making it work up here and every one's flexibility for coming up here tonight. We went back and forth for two days trying to decide what to do, how to do it. We had a productive meeting with Chief Sweigert, he has a solid plan in place moving forward through November with his part time. Giving opportunity for some of his employees to get more hours hopefully working ideally to help retain them. He is going to assign them some extra duties and stuff that maybe Cassey would have done. Whether it be social media or planning or whatever and looking forward, looking at what the other departments doing. He is trying to be very pro-active and trying to help us figure out what we can do. Do we have any clear ideas, no. Other than we all want more money to be able to implement those ideas. I think he has some pretty good ones. I thank everybody for looking ahead and working hard to look to the future.

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DAYTON LEGAL BLANK, INC. FORM NO. 10148

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a. Approval of Voucher #'s 16197 thru 16364 and Memo Expense #'s M82201 thru M82219. Shows moved to approve, all Yeas on roll call and **motion carried.**

Adjourn: 8:17 p.m. Williams moved to adjourn, all Yeas on roll call and **motion carried.**

Mayor

Clerk of Council

RECORD OF ORDINANCES

Ordinance No. 8314

Passed: _____, 2022

ORDINANCE NO. 8314

AN ORDINANCE OF THE COUNCIL OF THE CITY OF RITTMAN, WAYNE AND MEDINA COUNTIES AND STATE OF OHIO, AMENDING SECTION 735.06 LICENSE ISSUANCE; EFFECTIVE PERIOD; FEE OF THE CODIFIED ORDINANCES OF THE CITY OF RITTMAN.

SECTION ONE

That section 735.06 License issuance; effective period; fee be amended to limit the number of licenses allowable by adding a section (b) as follows:

(b) The Municipal Manager shall not issue, approve, or have active, more than two (2) amusement arcade licenses at any time.

SECTION TWO

The remainder of section 735.06 shall be renumbered and reorganized to accommodate the addition of section (b).

Passed: _____, 2022

Mayor

Attest:

Clerk of Council

MEMORANDUM

To: Council Members

From: Bobbie Beshara, City Manager

Subject: Conditional Sign Permit Request

Date: September 23, 2022

Please be advised we have a request for a sign permit from Angela Vega, His & Her Comic Shop, LLC, 10 S. Main Street, Rittman. Enclosed is a copy of the proposed sign they wish to install. As the sign doesn't comply with the Sign Permit Regulations, a conditionally permitted sign pursuant to 1325.08 of the code requires Council to approve such a sign. When Council is reviewing a proposal in an R, C or M district the following points shall be considered:

1. The proposed sign is to be harmonious with the surrounding development in accordance with the general intent of the basically residential character of an R or C district.
2. The proposed sign shall be compatible with the design and material of the building on which the sign is to be located or located in front of.
3. The proposed sign will not be detrimental adjacent property or property in the immediate vicinity.

Based on these conditions, I would recommend Council approve such a conditionally permitted sign request.

Sincerely,



Bobbie Beshara, City Manager



Creative IMAGES

FLOWER SHOP

HIS & HERS

Comic Shop, LLC



RECORD OF ORDINANCES

Ordinance No. 8315

Passed: _____, 2022

ORDINANCE NO. 8315

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.

WHEREAS, certain appropriations are necessary for the continued operations of Municipal Services; and

WHEREAS, this Ordinance will provide for the efficient and lawful appropriations to fund Municipal Services; and

NOW THEREFORE, be it ordained by the Council of the city of Rittman, Counties of Wayne and Medina and State of Ohio, two-thirds of all members elected and appointed thereto concurring:

SECTION ONE.

That the annual Appropriation Ordinance is amended pursuant to the attached Exhibit "A".

SECTION TWO.

That a certified copy of this Ordinance be delivered to the Wayne County Auditor.

SECTION THREE.

That because of the immediate need for the appropriation of said funds, this Ordinance is hereby declared to be an emergency measure necessary for the public peace, health and safety and shall go into immediate force and effect upon its passage.

RECORD OF ORDINANCES

Ordinance No. 8315

Passed: _____, 2022

Passed: _____, 2022

Mayor

Attest:

Clerk of Council

2022 APPROPRIATIONS AMENDMENT #9

Fund	Department	Amount	Description
100 General	Administration	20,000	Contractual Services
220 Street Maint & Repair	Streets	20,718	Wages/Benefits, Vehicle Fuel

2022 Budget

FUND	2022	2022
	Budget Revenues	Budgeted Expenses
100 General Fund	2,880,995	3,047,004
101 Budget Stabilization	0	0
210 Emergency Med. Serv.	511,610	654,378
220 Street Maint. & Repair	372,200	429,529
225 State Highway	29,230	50,000
227 Coronavirus Relief	0	0
228 American Rescue Plan Act	340,000	461,925
230 Permissive Tax	896,932	871,500
235 Permissive Tax II	52,000	89,000
240 Police Pension	36,400	30,600
250 Law Enforcement & Educ.	300	0
251 Law Enforcement	9,000	22,000
255 Law Enforcement Assist. Grant	0	0
256 Cont Professional Training	0	0
270 Educ. & Recreation Assist.	0	0
271 Baseball Field Maintenance	0	0
280 SAFER Grant	136,673	136,832
400 Capital Improvements	1,869,266	1,892,128
410 Fire Dept. Capital Impr.	107,000	278,203
500 Debt Retirement	0	35,653
600 Water	6,271,000	6,202,302
603 Water Bond Retirement	0	0
650 Sewer	1,128,000	1,302,297
655 Sewer Surplus	991,794	1,241,083
656 Sewer Revenue Bond Ret.	0	0
657 Sewer Revenue Bond Reserve	0	0
680 Solid Waste	610,000	611,185
681 Storm Sewer	160,000	82,460
700 Cemetery	7,000	30,000
710 Recreation Trust	5,500	0
801 Returnable Bonds	0	49,540
802 DARE	2,500	2,500
803 Police Association	1,500	2,000
	\$16,418,800	\$17,522,119

General Fund		Personal	Other	Total
		Services	Expenses	
Safety Service	Police	1,112,682	175,438	1,288,120
Safety Service	St. Lighting	0	33,800	33,800
Public Health & Welfare	Cemetery	80,728	20,132	100,860
Public Health & Welfare	County Health	0	20,120	20,120
Public Health & Welfare	Public Health	0	0	0
Public Health & Welfare	Pest & Animal Control	920	10,000	10,920
Leisure Time	Parks	136,717	37,570	174,287
Leisure Time	Recreation Center	210,778	170,930	381,708
Leisure Time	Nature Preserve	53,305	10,000	63,305
Transportation	Street Maint. & Repair	100,689	14,018	114,707
Transportation	Veh. Maint.	0	0	0
General Govt	City Council & Mayor	45,028	0	45,028
General Govt	Administration	163,955	221,451	385,406
General Govt	Finance & Income Tax	194,407	86,201	280,608
General Govt	Lands & Buildings	0	4,500	4,500
General Govt	Law	37,800	10,860	48,660
General Govt	Other General	8,439	86,536	94,975
General Govt	Other Uses	0	0	0
Total General Fund		2,145,448	901,556	3,047,004

Other Funds				
101 Budget Stabilization		0	0	0
210 EMS		477,408	176,970	654,378
220 Street Maint. & Repair		325,059	104,470	429,529
225 State Highway		10,000	40,000	50,000
227 Coronavirus Relief		0	0	0
228 American Rescue Plan Act		0	461,925	461,925
230 Permissive Tax		0	871,500	871,500
235 Permissive Tax II		0	89,000	89,000
240 Police Pension		30,000	600	30,600
250 Law Enforcement & Educ.		0	0	0
251 Law Enforcement		22,000	0	22,000
255 Law Enforcement Assist. Grant		0	0	0
256 Cont Professional Training		0	0	0
270 Educ. & Recreation Assist.		0	0	0
271 Baseball Field Maintenance		0	0	0
280 SAFER Grant		110,257	26,575	136,832
400 Capital Improvements		0	1,892,128	1,892,128
410 Fire Dept. Capital Impr.		210,303	67,900	278,203
500 Debt Retirement		0	35,653	35,653
600 Water		508,402	5,693,900	6,202,302
650 Sewer		444,647	857,650	1,302,297
655 Sewer Surplus		0	1,241,083	1,241,083
680 Solid Waste		58,985	552,200	611,185
681 Storm Sewer		37,460	45,000	82,460
700 Cemetery		0	30,000	30,000
710 Recreation Trust		0	0	0
801 Returnable Bonds		0	49,540	49,540
802 DARE		0	2,500	2,500
803 Police Association		0	2,000	2,000
Total Budget		\$4,379,969	\$13,142,150	\$17,522,119

SCHEDULE A				
SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION, AND COUNTY AUDITOR'S ESTIMATED TAX RATES				
FUND	Amount to Be Derived from Levies Outside 10 Mill Limitation	Amount Approved by Budget Commission Inside 10 Mill Limitation	County Auditor's Estimate of Tax Rate to Be Levied	
			Inside 10 Mill Limit	Outside 10 Mill Limit
	Column II	Column IV	V	VI
GENERAL		370,400	3.40	
AMBULANCE & E.M.S.	213,600			2.30
FIRE	92,800			1.0
POLICE PENSION		32,600	0.30	
TOTAL	306,400	403,000	3.70	3.30
SCHEDULE B				
LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES				
FUND		Maximum Rate Authorized to Be Levied	County Auditor's Estimate of Yield of Levy Carry to Schedule A Column II	
GENERAL FUND				
AMBULANCE & E.M.S. FUND: levy authorized by voters on 2019 NOV for not to exceed 5 years		2.30		
FIRE FUND: levy authorized by voters on 2019 NOV for not to exceed 5 years		1.0		
		3.30		

RITTMAN

and by it further

RESOLVED, That the Clerk of this Council be and he is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

_____ seconded the Resolution and the roll being called upon

its adoption the vote resulted as follows:

<u>Amanda Nelson</u>	,	_____	yes	_____	no
<u>Josh Carey</u>	,	_____	yes	_____	no
<u>David Williams</u>	,	_____	yes	_____	no
<u>Ken Park</u>	,	_____	yes	_____	no
<u>Chuck Wyatt</u>	,	_____	yes	_____	no
<u>Missy Shows</u>	,	_____	yes	_____	no
_____	,	_____	yes	_____	no

Adopted the 26 day of September, 20 ~~22~~

President of Council

Attest:

Clerk of Council