



City Council Meeting Minutes

Tuesday, December 5, 2023

1) Call to Order

Council President Markham called the meeting to order at 6:02 pm.

2) Roll Call of Members

Council Members in Attendance: Monique Lampke, Matt Klingler, Jess Saad, Troy Markham, Lori Ann Feibel, Sam Marcellino, Jessica Saad

3) Pledge of Allegiance

4) Presentations/Special Guests

None.

5) Ordinances with Special Guests

None.

6) Public Comments (Speaker Slip Required)

None.

7) President's Report

Mr. Markham reminded everyone that we will be here next week, and also shared the date for the first meeting in January.

8) City Attorney Report

Mr. Fishel provided an update on a termination of a police officer and commended City leaders for their integrity and work in this endeavor.

Mr. Fishel also reported on a House Bill that was introduced.

9) Auditor's Report

10) Administrative Update

a) Police Department Update – Chief Gary D. Lewis, Jr.

Chief Lewis was not present, but Mayor Kessler briefly reviewed the highlights of his report and answered a few questions.

b) Recreation Department Update – Mike Price

Mr. Price covered some of the highlights of his report. Ms. Saad complimented Ms. Miller for her work on events. Ms. Robinson complimented the work on the policy to allow additional alcohol events. Mr. Kessler complimented the Rec Department on another successful tree lighting.

c) Service Department Update – Andy Bashore

Mr. Bashore did add an update on the leaf pickup. The second round is nearing completion and third round should start soon. Mayor Kessler also added that we should anticipate street paving soon.

d) Finance Department Update – Beecher Hale

Mr. Hale did not have any updates beyond the budget that will be viewed.

e) Mayor's Update

Mayor Kessler briefly reviewed some of the highlights of his report. **A potential future ordinance (Ordinance 46-23)** was discussed to approve an inter-governmental agreement between the City of Bexley and the Bexley Public Library. This ordinance will be read at the next meeting.

11) Consent Agenda (No Speaker Slip Required)

- a) Meeting Minutes from November 28, 2023.

Mr. Fishel read the item on the consent agenda.

Mr. Markham moved to adopt the Consent Agenda.

Mr. Klingler seconded.

All in Favor: Monique Lampke, Matt Klingler, Jess Saad, Troy Markham, Lori Ann Feibel, Sam Marcellino, Jessica Saad

Motion Passed 7-0.

12) Third Readings (No Speaker Slip Required)

- a) **Ordinance 38-23** to establish compensation for non-bargaining unit employees of the City of Bexley, effective as of January 1, 2024, introduced by Monique Lampke on November 14, 2023.

Ms. Lampke moved to amend Ordinance 38-23 as shown on the screen.

Mr. Klingler seconded.

All in Favor: Monique Lampke, Matt Klingler, Jess Saad, Troy Markham, Lori Ann Feibel, Sam Marcellino, Jessica Saad

Motion Passed 7-0.

Ms. Lampke moved to table Ordinance 38-23.

Mr. Klingler seconded.

All in Favor: Monique Lampke, Matt Klingler, Jess Saad, Troy Markham, Lori Ann Feibel, Sam Marcellino, Jessica Saad

Motion Passed 7-0.

- b) **Ordinance 39-23** authorizing appropriations for the calendar year beginning January 1, 2024; to reappropriate all unexpended OPWC project appropriations for 2024 and to confirm the appointment of Marc Fishel as City Attorney, introduced by Monique Lampke on November 14, 2023.

Mayor Kessler invited Mr. Bashore to provide an update on the last portion of his budget. Mr. Bashore provided an overview of vehicle maintenance and the tree care budgets. Mr. Bashore and Mayor Kessler answered multiple questions before moving on.

Mayor Kessler invited Mr. Price to present his budget, which he did, answering multiple questions from Council members as he discussed different projects and initiatives.

Mr. McPeck presented his budget and answered a few questions from Council.

Mayor Kessler then presented the remaining City Hall lines as well as the TIF, answering Council questions as he presented.

Ms. Lampke moved to table Ordinance 39-23.

Mr. Klingler seconded.

All in Favor: Monique Lampke, Matt Klingler, Jess Saad, Troy Markham, Lori Ann Feibel, Sam Marcellino, Jessica Saad

Motion Passed 7-0.

- c) **Ordinance 40-23** to amend Chapter 1254, Commercial and Institutional District Regulations, in order further affirm the prohibition of uses involving any Adult Use Cannabis Operator; Adult Use Cultivator, and Adult Use Dispensary introduced by Matt Klingler on November 14, 2023.

Mr. Silverman asked a question which Mayor Kessler and Mr. Fishel answered. Mr. Klingler and Ms. Robinson, whose terms will end before a vote is taken on this ordinance, expressed their support of this ordinance.

Mr. Klingler moved to table Ordinance 40-23.

Ms. Robinson seconded.

All in Favor: Monique Lampke, Matt Klingler, Jess Saad, Troy Markham, Lori Ann Feibel, Sam Marcellino, Jessica Saad

Motion Passed 7-0.

13) Second Readings (Speaker Slip Required)

- a) **Ordinance 41-23** to amending Ordinance No. 91-04 to extend the life of the Main Street Incentive District ("Main Street Redevelopment and Streetscape TIF") and the period of the tax exemption provided therein by an additional fifteen years introduced by Matt Klingler on November 28, 2023.

Mr. Fishel read the ordinance and Mr. Klingler provided some brief rationale and background. Mayor Kessler clarified that we will need to provide notice to the schools and county. Ms. Saad asked for some clarification on the timing and what is providing this opportunity, which Mayor Kessler provided.

- b) **Ordinance 42-23** authorizing the Mayor and Auditor to enter into a contract between the City of Bexley and Franklin County Public Health, introduced by Sam Marcellino on November 28, 2023.

Mr. Fishel read the ordinance and Mr. Marcellino spoke briefly on this. This ordinance will be added to the Consent Agenda for the next meeting.

- c) **Ordinance 43-23** authorizing to add Chapter 1485 to the City of Bexley Codified Ordinances establishing requirements for Automatic External Defibrillators (AED) and Bleeding Control Kit

(BCK) in certain establishments within the City., introduced by Sam Marcellino on November 28, 2023.

Mr. Fishel read the ordinance. Mr. Marcellino opened it up to any questions. Mr. Nathans will be hopefully attending the next Council meeting. Mr. Klingler asked a question about liability to business owners if there is a lapse and Mr. Fishel clarified that there is no liability. Good Samaritan laws will protect them. Ms. Lampke asked if Mr. Marcellino had thought about workshopping this with a couple of other Council members which Mr. Marcellino is open to pursuing.

- a) **Ordinance 44-23** to establish the Water and Sewer Rates charged by the City of Bexley, and to declare an emergency, introduced by Monique Lampke on November 28, 2023.

Mr. Fishel read the ordinance and Ms. Lampke briefly discussed this ordinance. Hearing no questions, Council moved on.

- b) **Resolution 9-23** confirming the Mayor's appointments of members to the Community Improvement Corporation; the CRA Housing Council; and the Board of Zoning and Planning introduced by Jen Robinson on November 28, 2023.

Mr. Fishel read the ordinance and Mr. Kessler provided some background information on this and some brief information about some of the proposed appointees.

- c) **Resolution 10-23** to schedule the Bexley City Council meeting dates and times for the year 2024, introduced by Troy Markham on November 28, 2023.

Mr. Fishel read Resolution 10-23 and Mr. Markham provided some brief background.

- d) **Resolution 11-23** adopting the City of Bexley 2023 Strategic Plan Update, introduced by Jen Robinson on November 28, 2023.

Mr. Fishel read the Resolution and Ms. Robinson and Mayor Kessler provided some brief background and additional information on the document which is still being updated to incorporate additional information.

14) First Readings (Speaker Slip Required)

- a) **Ordinance 45-23** to Amend Chapter 880 of the City's Codified Ordinances to Comply with the changes made in HB 33 effective January 1, 2024 introduced by Monique Lampke on December 5, 2023.

Mr. Fishel read the ordinance and Ms. Lampke invited Mr. Fishel to provide some background on the tax law change that requires this ordinance.

- b) A potential future ordinance (Ordinance 46-23) was read to approve an inter-governmental agreement between the City of Bexley and the Bexley Public Library, and to declare an emergency.*

**Please Note: Ordinance 46-23 is a potential first reading for this meeting*

15) Tabled Ordinances

- a) Ordinance 35-23 to amend section 618.16(a)(5) of the Bexley Codified Ordinances to amend the definition of “Vicious Animal”, and to reorder and amend existing Section 618.16(a)(8), introduced by Sam Marcellino on September 12, 2023.

Mr. Marcellino moved to remove Ordinance 35-23 off the table.

Mr. Klingler seconded.

All in Favor: Monique Lampke, Matt Klingler, Jess Saad, Troy Markham, Lori Ann Feibel, Sam Marcellino, Jess Saad

Motion Passed 7-0

Mr. Marcellino spoke about his intention to proceed with a vote on this on the next meeting and invited everyone to feel free to ask questions.

Mr. Marcellino moved to table Ordinance 35-23.

Mr. Klingler seconded.

All in Favor: Monique Lampke, Matt Klingler, Jess Saad, Troy Markham, Lori Ann Feibel, Sam Marcellino, Jess Saad

Motion Passed 7-0

16) Finance Committee – Monique Lampke, Chair

Ms. Lampke reminded everyone to take a close look at the budget and to ask any questions ahead of time so we can hopefully vote on the ordinance. Mr. Marcellino requested some funding for sustainability communications and wanted to be sure this was sufficient.

17) Safety and Health Committee – Sam Marcellino, Chair

No report.

18) Strategic Committee – Jen Robinson, Chair

No report.

16) Zoning and Development Committee – Matt Klingler, Chair

Mr. Klingler thanked our BZAP and ARB boards for their hard work. Mr. Klingler also encouraged residents to visit the City website for good data on this project due to misinformation.

17) Service and Environmental Committee – Lori Ann Feibel, Chair

No report.

18) Recreation and Parks Committee – Jessica Saad, Chair

Ms. Saad shared that Recreation Board will meet tomorrow and that Bexley Education Foundation will meet for the final time this year this week as well. She also invited everyone to the Menorah lighting and Pancake Breakfast.

19) Public Comments (No Speaker Slip Required)

None.

20) Adjourn

Mr. Klingler moved to adjourn.

Mr. Markham seconded

All in Favor: Monique Lampke, Matt Klingler, Jess Saad, Troy Markham, Lori Ann Feibel, Sam Marcellino, Jess Saad

Motion Passed 7-0

Council President Markham adjourned the meeting at 8:36 pm.

City Council Policy for Public Comments:

Public Comments:

For the purpose of receiving the orderly comments from all speakers desiring to address City business before Council, adopts the following policy:

- Any speaker addressing Council shall complete a Speaker Slip to be turned in prior to the start of the meeting.
- Any speakers who have public comments at the end of the meeting do not have to have a Speaker Slip but they do still need to provide their name and address.
- Please note that all public comments should pertain to City of Bexley business only.
- All reasonable comments must be made within a maximum of three (3) minutes when addressing City Council.
- Undue interruption or other interference with the orderly conduct of remarks is not permitted.
- Defamatory or abusive remarks are always out of order.
- If the subject of the comment is not on the Council Agenda, the public may discuss the City issue during the Public Comments portion of the meeting. If the subject of the comment is on the Council Agenda, the public may discuss the issue at the time the issue is addressed during the Council meeting.
- Violation of this policy may result in termination of the speaker's comments and/or removal from the meeting.
- President of Council reserves the right to limit the length and scope of all Public Comments.

Presentations and Guests:

While we are grateful to have you attend a City Council meeting, please be sure to keep your presentation to a maximum of five (5) minutes in order to keep the meeting moving in an efficient and productive manner. Thank you for your understanding.

City Council Policy for Correspondence:

All correspondence addressed to City Council or requested to be distributed to City Council by the named sender is a matter of public record and will be placed on the City of Bexley Website (www.bexley.org) at Public Documents/City Council/Council Correspondence. If the subject of the correspondence is not on the Council Agenda, but pertains City business, the sender may discuss the issue during Public Comments. If the subject of the correspondence is on the Council Agenda, the sender may discuss the issue at the time the issue is addressed during the Council meeting.