



City Council Meeting Minutes

Tuesday, November 9, 2021

6:00 PM

1) Call to Order

Lori Ann Feibel called the meeting to order at 6:01 pm.

2) Roll Call of Members

Council Members Present: Matt Klingler, Richard Sharp, Troy Markham, Jessica Saad, Jennifer Robinson, Lori Ann Feibel

Council Members Excused: Monique Lampke

3) Pledge of Allegiance

4) Presentations/Special Guests

A) Proclamation for Mr. Jonathan Barnes.

Proclamation was presented to Mr. Jonathan Barnes who represented and Ohio State Bank. Mr. Barnes spoke briefly to express his appreciation.

B) Special Guest Marquan Stewart, Clerk of Courts to discuss Mayor's Court.

Marquan Stewart presented on Bexley Mayor's Court, highlighting some of the changes that have been implemented since his arrival in October 2020.

5) Public Comments

Korkeya Toney of 89 North Remington Road spoke regarding systemic racism and added comments on the Mayor's Court presentation. He also spoke in support of the good neighbor ordinance.

David Black of 727 Montrose Avenue spoke in support of the good neighbor ordinance, reporting information on similar ordinances that have been passed in other communities.

Michael Bubenik of 109 North Remington Road spoke urging Council to consider the good neighbor ordinance in a transparent manner.

John Sauer of 104 N. Remington spoke in support of the good neighbor ordinance and provided his thoughts on the report provided by BRAIR.

Lisa Kehle of 198 N. Remington Road spoke in support of the good neighbor ordinance, providing her perspective as someone who moved to the community.

Flo Plagenz of 312 North Remington Road read a statement from Felicia Blanski of 98 N. Remington Road (who was present at the Council meeting and filled out a comment form, but had to step out). This statement expressed support of the good neighbor ordinance. Flo Plagenz then spoke on her support of the good neighbor ordinance and her thoughts on racism in the community.

Maddie Marsh of 64 Stanbery spoke in support of the good neighbor ordinance, and also listed names of other Bexley graduates who are in support of this ordinance.

Mary Beth Henderson of 66 North Remington Road spoke in support of the good neighbor ordinance.

Margaux Corrigan of 78 North Remington spoke in support of the good neighbor ordinance.

Aleta Smith of 216 North Roosevelt spoke regarding her experience moving to Bexley with children and her thoughts on racism and her concerns about the last two Council Meeting presentations by BRAIR. She also spoke in support of the good neighbor ordinance.

Michael Vincent of 184 N. Remington Road spoke in support of the good neighbor ordinance and also expressed his support for the Bexley Police Department.

Andy Plagens of 312 North Remington Road spoke briefly in support of the good neighbor ordinance.

Kristin Oganowski of 918 Chelsea Avenue spoke in support of the good neighbor ordinance.

Mary Gottesman of 893 Francis Avenue spoke in support of the good neighbor ordinance. She also spoke briefly to thank Mr. Sharp and Mr. Harvey for their years of service to the City.

Kevin Acton of 894 South Remington spoke briefly in support of the good neighbor ordinance.

6) President's Report

Ms. Feibel reminded us that Ms. Lampke will be out today as she is graduating from the FBI

Citizen's Academy.

7) City Attorney Report

Mr. Fishel spoke regarding a recent bill that was passed in Ohio allowing fireworks, however cities will be able to choose to restrict fireworks and an ordinance will be introduced at the next meeting accordingly.

At the conclusion of Mr. Fishel's report, Ms. Feibel then offered a welcome and congratulations to Sam Marcellino and Matthew McPeck, our newly elected City Council Member and City Auditor.

Mr. Kessler asked if we could skip ahead to Ordinances with Visiting Presenters to be considerate of our visiting speakers' time, and Council agreed to this.

8) Ordinances with Visiting Presenters (Ordinance 47-21 only)

A) Ordinance 47-21 to amend section 408.01 (d) of the codified ordinances, in order to allow for income-based fines for minor misdemeanors, introduced by Jen Robinson on October 26, 2021. This is the Second Reading of this Ordinance.

Marquan Stewart and David Ingram will present on this ordinance.

Ms. Robinson presented briefly about the purpose and content of Ordinance 47-21 and then invited Mr. Ingram and Mr. Stewart to provide additional information. Mr. Ingram and Mr. Stewart provided some background and methodology to the development of this ordinance and answered questions from City Council members regarding the same.

At the conclusion of questions, Ms. Feibel thanked Mr. Ingram and Mr. Stewart for their time and asked Council if they could proceed with the Administrative reports.

9) Administrative Update:

A) Service Department- Service Director, Andy Bashore

Mr. Bashore had nothing to add to his report. Mr. Sharp asked a question about leaf pick-up, which Mr. Bashore answered.

B) Police Department Update- Chief Rinehart

Chief Rinehart had nothing to add to his written report. Ms. Feibel offered her congratulations to Officer Grant on his upcoming retirement. Ms. Saad spoke to reiterate the importance of residents to do their due diligence to reduce opportunistic crime in the City.

C) Recreation and Parks Update- Mike Price

Mr. Price had nothing to add to his written report. Ms. Robinson asked about recent changes to the alcohol allowance at Jeffrey Mansion, which Mr. Price answered. Ms. Saad spoke to express her excitement about the return to the traditional menorah and tree lighting ceremonies.

D) Finance Department Update- Bill Harvey

Mr. Harvey does not have a report this month, but asked Council if he could respond to the Liquor Permit notice. Mr. Sharp answered that he had reviewed service call statistics to this location, and urged Council to continue to monitor these statistics. Mr. Harvey asked if Council had any opposition to sending this form back, and they did not.

E) Mayor's Update

Mr. Kessler congratulated and welcomed Matt McPeck, our new City Auditor, and Sam Marcellino, our new Council Member. He also extended a welcome and congratulations to the City's new School Board members.

Mr. Kessler mentioned the Turkey Trot and the Chamber of Commerce Holiday Hop as additional upcoming events.

Mr. Kessler also highlighted some of the items he's working on, including expansion of broadband expansion to ensure equitable access to broadband for all residents and an update on the electricity aggregate survey, and provided an update from the COVID-19 Task Force meeting. Mr. Kessler also mentioned there is a school vaccination clinic on November 18 from 5-8pm.

10) Consent Agenda:

A) October 26, 2021 City Council Meeting Minutes

B) Ordinance #42-21 to authorize a transfer from the Road and Alley Fund of \$2,379 to the Bond Retirement Fund and to appropriate \$2,379 from the Bond Retirement Fund, to appropriate \$43,307 from the Water Fund and to appropriate \$1,904 from the Sewer Fund to pay debt service related to the South Roosevelt and Ashbourne Improvement Project. (Introduced by Troy Markham on October 12, 2021)

C) Ordinance #43-21 to authorize the Mayor and Auditor to enter into a contract between the City of Bexley and Franklin County Public Health. (Introduced by Jen Robinson on October 12, 2021)

Mr. Markham moved to adopt the items on the Consent Agenda and Mr. Klingler seconded.
All in Favor: Troy Markham, Matt Klingler, Richard Sharp, Jessica Saad, Jennifer Robinson, and Lori Ann Feibel
Opposed: None

Motion passed 6-0.

Mr. Fishel also noted that Ordinance 46-21 did not receive a formal second reading. He completed said reading at this time.

11) Ordinances/Resolutions with visiting presenters

- A) Ordinance #46-21 authorizing appropriations for calendar year beginning January 1, 2022, to confirm the appointment of Marc Fishel as City Attorney, to create an Infrastructure Development Fund: and to authorize transfers to the Capital Improvements, Infrastructure Fund and Budget Stability fund of \$500,000 \$1,100,000 and \$100,000 respectively

Mr. Markham invited Mr. Kessler to present the budget update for the evening.

Mr. Kessler highlighted the revisions in Draft Two of the budget. Mr. Sharp recommended a potential cap on what the resident is responsible for regarding sidewalk replacements, but advised against the City paying for sidewalk replacements in the future.

Mr. Kessler then invited Mr. Bashore to address the Service Budget. Mr. Bashore summarized the content of his budget, highlighting changes. Mr. Kessler periodically added some additional input on areas where budget increases are related to restoring budgets to pre-COVID levels. Multiple Council members asked questions, which Mr. Bashore answered.

Mr. Kessler then provided an overview of the proposed capital budget, inviting Mr. Bashore to provide some background information on some Service related items.

Mr. Constance Lewis of 663 Euclaire asked about the Capital Improvements for Ferndale Mayfield area, which Mr. Kessler answered.

At the conclusion of the budget conversation, Mr. Markham reminded Council members of some upcoming dates and the general budget timeline.

12) Third Readings:

- A) Ordinance #44-21 to authorize a transfer from the General Fund to the City Hall TIF Fund (Fund 52) in the amount of \$20,250. (Introduced by Troy Markham on October 12, 2021)

Council went into a brief recess for a break at 8:55 pm. Meeting resumed at 9:02 pm.

Mr. Fishel read the summary of the ordinance and Mr. Markham invited Mr. Kessler to provide additional information, which he did.

Mr. Markham moved to adopt Ordinance 44-21 and Ms. Saad seconded.

All in Favor: Troy Markham, Matt Klingler, Richard Sharp, Jessica Saad, Jennifer Robinson, and Lori Ann Feibel

Opposed: None

Motion passed 6-0.

13) Second Readings:

- A) Ordinance 48-21 to amend Chapter 434.03(j), to amend the penalty associated with violation of 434.03, Maximum Speed Limits; Assured Clear Distance Ahead, introduced by Jen Robinson on October 26, 2021

Mr. Fishel read the summary of this ordinance and Ms. Robinson provided a brief summarization of this ordinance. Mr. Harvey asked about a term that Ms. Robinson used, which Ms. Robinson clarified.

- B) Ordinance 49-21 to create Chapter 270, Board of Control, to specify contracting procedures in accordance with Section 59 of the City Charter, and to establish Encouraging Diversity, Growth and Equity (EDGE) procurement policies, introduced by Mr. Markham on October 26, 2021.

Mr. Fishel read the summary of this ordinance and Mr. Markham provided some background information on this. Mr. Kessler and Mr. Fishel also provided some clarification on the intent of this language. Council discussed this ordinance and requested some additional information on the number of contracts impacted by the next Council meeting.

14) First Readings:

- A) Resolution #14-21 to schedule the Bexley City Council meeting dates and times for the year 2022

Mr. Fishel read the summary for this ordinance and Ms. Feibel asked Council Members to review these dates to make sure there aren't discrepancies.

- B) Ordinance #50-21 to establish the Water and Sewer rates charged by the City of Bexley

Mr. Fishel read the summary of the ordinance and Mr. Markham provided background and information on this ordinance. Mr. Kessler also provided some additional information.

- C) Resolution #15-21 to authorize the Mayor to seek financial assistance from the State of Ohio and the Ohio Department of Natural Resources for funding of a pedestrian and bicyclist bridge at Schneider Park near Astor Avenue, introduced by Mr. Klingler on November 9, 2021.

Mr. Fishel read this ordinance and Mr. Klingler provided some additional information on this. Mr. Kessler presented the highlights of this proposed project, to create a pedestrian bridge

connecting Schneider Park with Hanford Village Park.

15) Tabled Ordinances:

- A) Ordinance 41-21 accepting the proposed donation of the Columbia Place private street in the Columbia Place subdivision by the City of Bexley for a public street. (Introduced by Jessica Saad September 28, 2021)

No action at this time.

- B) Ordinance 40-21 to specify overtime pay provisions for City employees who worked community events on July 4, 2021 and September 5, 2021 (Introduced by Troy Markham 9/28/21)

No action on this ordinance at this time.

- C) Ordinance 24-21 (Tabled), to award the Bexley Electricity Aggregation Program contract to AEP Energy, based upon the terms and conditions provided for in their RFP, as modified by the Board of Control, introduced by Mr. Sharp. (Introduced on May 25, 2021)

No action on this ordinance at this time.

- D) Ordinance 12-21 (Tabled), to adopt and approve the City of Bexley Electric Aggregation Plan of Operation and Governance, and to declare an emergency, introduced by Mr. Sharp (introduced on March 9, 2021).

No action on this ordinance at this time.

16) Service and Environmental Committee - Richard Sharp, Chair

- A) New Business: Proposed Future Ordinances

Mr. Sharp introduced two ordinances which he will be requested for addition to the Council meeting for next week as First Readings. He provided an overview of each proposed ordinance, one regarding a proposed end to COVID related state of emergency, and one regarding the extension of the housing vouchers program.

Mr. Sharp also provided an update on the Bexley Historical Society, which will be celebrating Montrose's 100th birthday in January of 2022.

17) Finance Committee - Troy Markham, Chair

Mr. Markham has nothing to report.

18) Safety and Health Committee - Jen Robinson, Chair

Ms. Robinson had nothing to report.

19) Zoning and Development Committee - Jessica Saad, Chair

Ms. Saad provided updates on recent BZAP and ARB meetings and mentioned upcoming meetings. Council members also discussed potential dates for the Appeal hearing for 2300

Livingston.

20) Recreation and Parks Committee - Matt Klingler, Chair

Mr. Klingler mentioned that while we've highlighted the newly elected officials, we haven't highlighted the amendments to the charter that passed as well. Mr. Klingler also shared that St. Charles broke ground on their new convocation center, that will provide great space to their students and the community.

Mr. Klingler also congratulated Ms. Lampke on her graduation.

21) Judiciary and Strategic Committee - Monique Lampke, Chair

Ms. Lampke is not here and did not provide any update.

Ms. Feibel permitted Mayor Kessler to provide a brief update that the Bexley School Board will be meeting at City Hall going forward.

22) Public Comments (No Speaker Slip Required)

23) Executive Session to review collective bargaining strategy, to discuss the investigation of a public employee, and to discuss the purchase of property for public purposes

Mr. Sharp moved to enter executive session.

Mr. Klingler seconded.

All in Favor: Matt Klingler, Richard Sharp, Lori Ann Feibel, Troy Markham, Jennifer Robinson, Jessica Saad

Opposed: None

Motion passed 6-0.

Mr. Fishel clarified that Mr. McPeck and Mr. Marcellino will be involved in this session as incoming elected officials.

City Council entered Executive Session at 9:44 pm

Ms. Feibel moved to exit Executive Session.

Mr. Klingler seconded.

All in Favor: Matt Klingler, Richard Sharp, Lori Ann Feibel, Troy Markham, Jennifer Robinson, Jessica Saad

Opposed: None

Motion passed 6-0.

City Council exited Executive Session at 10:11 pm.

24) Adjourn

Mr. Klingler moved to adjourn.

Ms. Robinson seconded.

All in Favor: Matt Klingler, Richard Sharp, Lori Ann Feibel, Troy Markham, Jessica Saad, Jen Robinson

Opposed: None

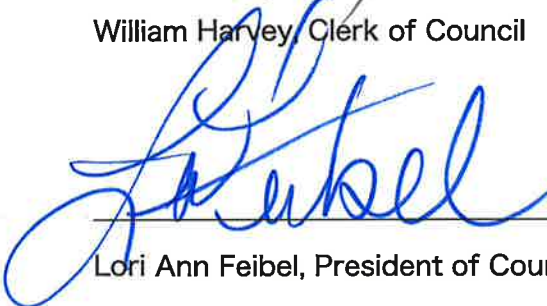
Motion passed 6-0.

President Feibel adjourned the meeting at 10:12 pm.

Minutes Approved Date: 11/16/21



William Harvey, Clerk of Council



Lori Ann Feibel, President of Council

