

AGENDA
CITY COUNCIL MEETING
May 9, 2023 7:00 P.M.

Pledge of Allegiance

Invocation: Moment of Silence

Roll Call – Council, Elected Officials/SSD

1. Approve minutes:
 - a. April 25, 2023 – Regular Meeting
2. Approve agenda
3. Citizens desiring to address Council
 - a. Speaker forms available at end of Council table. If you would like to address Council, please fill out the form and submit to Council President prior to meeting.
 - b. Please stand and move to the microphone if available.
 - c. Give name and address.
 - d. Be specific on suggestions to Council or requests of Council.
 - e. Please limit your remarks to no more than five minutes.
 - f. Address your remarks to the whole Council through the President of Council.
 - g. Refrain from getting into a conversation with a member of the audience or an individual Council member during your presentation.
 - h. Following your presentation, the Council President will recognize individual Council members to ask you questions.
4. Legislation
 - a. Ordinance No. 2023-34 (2nd Reading)
Authorize Tree Trimming Bids
 - b. Ordinance No. 2023-39 (1st Reading)
Director of Law – Prosecutor option
 - c. Ordinance No. 2023-40* (1st Reading)
Amending 2023 Appropriations
 - d. Ordinance No. 2023-41* (1st Reading)
Amending Ordinance No. 2023-37
 - e. Ordinance No. 2023-42* (1st Reading)
Authorize Bidding – Heise Park Paving
 - f. Ordinance No. 2023-43* (1st Reading)
Amending 2023 Appropriations

*needs voted onto the agenda

5. Other Business

6. Official Reports (if desired)
 - a. Auditor – Brian Saterfield
 - b. Treasurer – Marcy Porter
 - c. Director of Law – Thomas Palmer
7. Mayor’s Report
8. President of Council Comments
9. Adjournment

4a

ORDINANCE NO. 2023-34

ENTITLED AN ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO ADVERTISE FOR BIDS AND TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER THEREFOR, AS PROVIDED BY LAW, FOR THE LIVE LINE TREE CLEARING, TO PROCEED, AUTHORIZING PAYMENT THEREFOR, AND DECLARING AN EMERGENCY.

NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GALION, STATE OF OHIO:

Section 1: That the Safety-Service Director of the City of Galion, Ohio be, and hereby is authorized and directed to advertise for bids and to enter into a contract with the lowest and best bidder therefore, as provided by law, for the 2023 Live Line Tree Clearing Project.

Section 2: That the Auditor of the City of Galion, Ohio be and is hereby is, authorized and directed to expend such sums as necessary to pay for said Project, not to exceed the total sum of One Hundred Fifty Thousand Dollars (\$150,000).

Section 3: That this Ordinance shall be published in accordance with Ohio Revised Code Sections 731.21 and 731.22.

Section 4: That in order to preserve the public peace, health, safety, and welfare of the City of Galion and its inhabitants, and in order to begin the bidding process and to address the project in a timely manner, this measure is determined to be an emergency Ordinance, and shall take effect and be in force immediately upon the earliest time allowed by law after its passage.

ERIC WEBBER
PRESIDENT OF COUNCIL

ATTEST:

JULIE L. BELL
CLERK OF COUNCIL

APPROVED AS TO FORM:

THOMAS N. PALMER
DIRECTOR OF LAW

PRESENTED TO MAYOR ON: _____

APPROVED: _____
THOMAS M. O'LEARY, MAYOR (Date)

ADOPTED ON FIRST READING: _____
DATE

ADOPTED ON SECOND READING: _____
DATE

ADOPTED ON THIRD READING: _____
DATE

VOTE ON FINAL READING	<u>YEA</u>	<u>NAY</u>
MS. AULT	_____	_____
MR. BODKINS	_____	_____
MS. DURBIN	_____	_____
MS. FRANK	_____	_____
MR. RICHART	_____	_____
MR. WATT	_____	_____
MS. ZEGER	_____	_____

4b

ORDINANCE NO. 2023-39

ENTITLED AN ORDINANCE AMENDING ORDINANCE NO. 2013-53 AS IT PERTAINS TO COMPENSATION FOR THE DIRECTOR OF LAW.

WHEREAS, Section 2 of Ordinance 2013-53 stated as follows:

“Section 2: That although the annualized salaries listed in Section 1 of Ordinance 2013-29 applied to seven-month terms for the Mayor, Auditor, Law Director, and President of Council, the Treasurer’s salary applied to the two-year and seven-month term of the Treasurer, and those salaries shall remain in effect for those terms; the salaries are now as follows, for the terms of office commencing January 1, 2014 and the Treasurer’s term from June 1, 2013 through December 31, 2015, and unless changed by legislative action, those salaries remain in effect and apply to future terms of office as well:

<u>Position</u>	<u>Salary</u>
Mayor	\$30,000.00
Auditor	\$39,902.00
Treasurer	\$ 6,500.00
Law Director	\$45,000.00
President of Council	\$ 5,040.00

The above annual salaries shall be paid by the City on a regular bi-weekly, monthly, or other periods of payment as determined by the City Auditor.”; and

WHEREAS, since the time that Ordinance 2013-53 was adopted there has been a change in the provision of prosecutorial services in the Crawford County Municipal Court, Eastern Division, which services have now become the subject of a professional services contract at the current rate of Thirty-Five Thousand and No/100 Dollars (\$35,000.00) per year; and

WHEREAS, other cities allow the Director of Law to receive compensation for the provision of both civil and prosecutorial services, and Council believes that this should be an option in the future for individuals in this position.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GALION, OHIO:

Section 1. That Section 2 of Ordinance 2013-53 is hereby amended to read as follows:

Section 2: That although the annualized salaries listed in Section 1 of Ordinance 2013-29 applied to seven-month terms for the Mayor, Auditor, Law Director, and President of Council, the Treasurer’s salary applied to the two-year and seven-month term of the Treasurer, and those salaries shall remain in effect for those terms; the salaries are now as follows, for the terms of office commencing January 1, 2014 and the Treasurer’s term from June 1, 2013 through December 31, 2015, and unless changed by legislative action, those salaries remain in effect and apply to future terms of office as well:

<u>Position</u>	<u>Salary</u>
Mayor	\$30,000.00
Auditor	\$39,902.00
Treasurer	\$ 6,500.00
Director of Law	\$45,000.00*
President of Council	\$ 5,040.00

The above annual salaries shall be paid by the City on a regular bi-weekly, monthly, or other periods of payment as determined by the City Auditor.

*The Director of Law shall have the option to combine the regular duties of that position with service as a prosecutor in the Crawford County Municipal Court and shall, if that option is exercised, be entitled to receive a salary of \$45,000.00 plus an additional \$35,000.00 for prosecutorial services, for a total salary of \$80,000.00.

Section 2. That this option and compensation shall be available at the first time allowed by law, to-wit the next term for the Director of Law or the remainder of the current term for any individual appointed to said position.

Section 3: That this ordinance shall be published in accordance with Ohio Revised Code Sections 731.21 and 731.22.

ERIC WEBBER
PRESIDENT OF COUNCIL

ATTEST:

JULIE L. BELL
CLERK OF COUNCIL

APPROVED AS TO FORM:

THOMAS N. PALMER
DIRECTOR OF LAW

PRESENTED TO MAYOR ON: _____

APPROVED: _____
THOMAS M. O'LEARY, MAYOR (Date)

ADOPTED ON FIRST READING: _____
DATE

ADOPTED ON SECOND READING: _____
DATE

ADOPTED ON THIRD READING: _____
DATE

VOTE ON FINAL READING	<u>YEA</u>	<u>NAY</u>
MS. AULT	_____	_____
MR. BODKINS	_____	_____
MS. DURBIN	_____	_____
MS. FRANK	_____	_____
MR. RICHART	_____	_____
MR. WATT	_____	_____
MS. ZEGER	_____	_____

4c

ORDINANCE NO. 2023-40

**ENTITLED AN ORDINANCE AMENDING ORDINANCE NO. 2022-98
(PERMANENT 2023 APPROPRIATIONS) BY TRANSFERRING FUNDS
IN THE GENERAL FUND AND DECLARING AN EMERGENCY.**

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF GALION, STATE OF OHIO:

Section 1: That Ordinance No. 2022-98 (Permanent 2023 Appropriations) passed December 28, 2022 be, and the same is hereby amended as delineated in the following sections:

Section 2: That Fifteen Thousand Dollars and 00/100 (\$15,000.00) be transferred from 101-1010-52502 General Fund – Security of Person & Property – Police Department – Capital Outlay – Furniture/Equipment to 101-1010-52317 General Fund – Security of Person & Property – Police Department – Contractual Services – Other Technical Services.

Section 3: That this Ordinance shall be published in accordance with applicable Ohio Law.

Section 4: That in order to preserve the public peace, health, safety and welfare of the City of Galion and its inhabitants, and in order to make the adjustments in the Permanent 2023 appropriations without delay to meet pending obligations, this measure is determined to be an emergency Ordinance and shall take effect at the earliest time allowed by law after its passage.

ERIC WEBBER
PRESIDENT OF COUNCIL

ATTEST:

JULIE L. BELL
CLERK OF COUNCIL

APPROVED AS TO FORM:

THOMAS N. PALMER
DIRECTOR OF LAW

PRESENTED TO MAYOR ON: _____

APPROVED: _____
THOMAS M. O'LEARY, MAYOR (Date)

ADOPTED ON FIRST READING: _____

DATE

ADOPTED ON SECOND READING: _____

DATE

ADOPTED ON THIRD READING: _____

DATE

VOTE ON FINAL READING	<u>YEA</u>	<u>NAY</u>
MS. AULT	_____	_____
MR. BODKINS	_____	_____
MS. DURBIN	_____	_____
DR. FELLNER	_____	_____
MS. FRANK	_____	_____
MR. RICHART	_____	_____
MS. ZEGER	_____	_____

4d

ORDINANCE NO. 2023-41

ENTITLED AN ORDINANCE AMENDING SECTION 4 OF ORDINANCE NO. 2023-37 WHICH AMENDED ORDINANCE NO. 2022-98 (PERMANENT 2023 APPROPRIATIONS) BY APPROPRIATING AND TRANSFERRING FUNDS IN VARIOUS FUNDS AND DECLARING AN EMERGENCY.

WHEREAS, Ordinance No. 2023-37 was approved by council on April 25, 2023;
and

WHEREAS, Section 4 of said ordinance read as follows and needs to be amended:

Section 4: That One Million, Two Hundred Sixty-Five Thousand, Eight Hundred Thirty Five and 09/100 Dollars (\$1,265,835.09) be transferred from 268-7090-52410 American Rescue Plan Act of 2021 – General Government – Other Government – Materials and Supplies – Operating Supplies to 268-7090-52501 American Rescue Plan Act of 2021 – General Government – Other Government – Capital Outlay – Land and Improvements.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF GALION, STATE OF OHIO:

Section 1: Section 4 of Ordinance No. 2023-37 passed by council be and is hereby amended to read as follows:

Section 4: That Five Hundred Six Thousand, One Hundred Forty-One and 59/100 Dollars (\$506,141.59) be transferred from 268-7090-52410 American Rescue Plan Act of 2021 – General Government – Other Government – Materials and Supplies – Operating Supplies to 268-7090-52501 American Rescue Plan Act of 2021 – General Government – Other Government – Capital Outlay – Land and Improvements.

Section 2: That all other sections of Ordinance No. 2023-37 shall remain as passed previously by this council

Section 3: That this Ordinance shall be published in accordance with applicable Ohio Law.

Section 4: That in order to preserve the public peace, health, safety and welfare of the City of Galion and its inhabitants, and in order to make the adjustments in the Permanent 2023 appropriations without delay to meet pending obligations, this measure is determined to be an emergency Ordinance and shall take effect at the earliest time allowed by law after its passage.

ERIC WEBBER
PRESIDENT OF COUNCIL

ATTEST:

JULIE L. BELL
CLERK OF COUNCIL

APPROVED AS TO FORM:

THOMAS N. PALMER
DIRECTOR OF LAW

PRESENTED TO MAYOR ON: _____

APPROVED: _____
THOMAS M. O'LEARY, MAYOR (Date)

ADOPTED ON FIRST READING: _____
DATE

ADOPTED ON SECOND READING: _____
DATE

ADOPTED ON THIRD READING: _____
DATE

VOTE ON FINAL READING	<u>YEA</u>	<u>NAY</u>
MS. AULT	_____	_____
MR. BODKINS	_____	_____
MS. DURBIN	_____	_____
MS. FRANK	_____	_____
MR. RICHART	_____	_____
MR. WATT	_____	_____
MS. ZEGER	_____	_____

4e

ORDINANCE NO. 2023-42

ENTITLED AN ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO ADVERTISE FOR BIDS AND TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER THEREFOR, AS PROVIDED BY LAW, FOR THE HEISE PARK PAVING PROJECT, TO PROCEED, AUTHORIZING PAYMENT THEREFOR, AND DECLARING AN EMERGENCY.

NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GALION, STATE OF OHIO:

Section 1: That the Safety-Service Director of the City of Galion, Ohio be, and hereby is authorized to advertise for bids and to enter into a contract with the lowest and best bidder therefore, as provided by law, for the Heise Park Paving Project, which includes the parking area on Gill Avenue and resurfacing of the old tennis courts being converted to pickle ball courts.

Section 2: That the Auditor of the City of Galion, Ohio be and is hereby is, authorized to expend such sums as necessary to pay for said Project, not to exceed the total sum of Three Hundred Forty Thousand no/100 Dollars (\$340,000.00) plus up to 10% over this amount, with Three Hundred Thousand and no/100 Dollars (\$300,000.00) being paid from funds appropriated in the Freese Fund and the balance being paid by the Galion YMCA.

Section 3: That this Ordinance shall be published in accordance with Ohio Revised Code Sections 731.21 and 731.22.

Section 4: That in order to preserve the public peace, health, safety, and welfare of the City of Galion and its inhabitants, and in order to allow the work to be completed in a timely manner, this measure is determined to be an emergency Ordinance, and shall take effect and be in force immediately upon the earliest time allowed by law after its passage.

ERIC WEBBER
PRESIDENT OF COUNCIL

ATTEST:

JULIE L. BELL
CLERK OF COUNCIL

APPROVED AS TO FORM:

THOMAS N. PALMER
DIRECTOR OF LAW

PRESENTED TO MAYOR ON: _____

APPROVED: _____
THOMAS O'LEARY, MAYOR (Date)

ADOPTED ON FIRST READING: _____
DATE

ADOPTED ON SECOND READING: _____
DATE

ADOPTED ON THIRD READING: _____
DATE

VOTE ON FINAL READING	<u>YEA</u>	<u>NAY</u>
MS. AULT	_____	_____
MR. BODKINS	_____	_____
MS. DURBIN	_____	_____
MS. FRANK	_____	_____
MR. RICHART	_____	_____
MR. WATT	_____	_____
MS. ZEGER	_____	_____

4f

ORDINANCE NO. 2023-43

ENTITLED AN ORDINANCE AMENDING ORDINANCE NO. 2022-98 (PERMANENT 2023 APPROPRIATIONS) BY APPROPRIATING AND TRANSFERRING FUNDS IN VARIOUS FUNDS AND DECLARING AN EMERGENCY.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF GALION, STATE OF OHIO:

Section 1: That Ordinance No. 2022-98 (Permanent 2023 Appropriations) passed December 28, 2022 be, and the same is hereby amended as delineated in the following sections:

Section 2: That Seventy-Five Thousand and 00/100 Dollars (\$75,000.00) be appropriated from unappropriated funds to 101-9001-52938 General Fund – Other Financing Uses – Transfers– Transfers / Transfers to Port Authority.

Section 3: That One Hundred Fifty Thousand and 00/100 Dollars (\$150,000.00) be transferred from 101-9001-52938 General Fund – Other Financing Uses – Transfers– Transfers / Transfers to Port Authority to 409-0900-41910 Port Authority/Community Projects – Other Financing Sources – Other Financing Sources – Other Financing Sources – Transfers.

Section 4: That Seventy-Five Thousand and 00/100 Dollars (\$75,000.00) be appropriated from unappropriated funds to 409-6040-52501 Port Authority-Community Projects Fund – Transportation – Street Improvements – Capital Outlay / Land and Improvement.

Section 5: That this Ordinance shall be published in accordance with applicable Ohio Law.

Section 6: That in order to preserve the public peace, health, safety and welfare of the City of Galion and its inhabitants, and in order to make the adjustments in the Permanent 2023 appropriations without delay to meet pending obligations, this measure is determined to be an emergency Ordinance and shall take effect at the earliest time allowed by law after its passage.

ERIC WEBBER
PRESIDENT OF COUNCIL

ATTEST:

JULIE L. BELL
CLERK OF COUNCIL

APPROVED AS TO FORM:

THOMAS N. PALMER
DIRECTOR OF LAW

PRESENTED TO MAYOR ON: _____

APPROVED: _____
THOMAS M. O'LEARY, MAYOR (Date)

ADOPTED ON FIRST READING: _____
DATE

ADOPTED ON SECOND READING: _____
DATE

ADOPTED ON THIRD READING: _____
DATE

VOTE ON FINAL READING	<u>YEA</u>	<u>NAY</u>
MS. AULT	_____	_____
MR. BODKINS	_____	_____
MS. DURBIN	_____	_____
MS. FRANK	_____	_____
MR. RICHART	_____	_____
MR. WATT	_____	_____
MS. ZEGER	_____	_____