

Council met in regular session with eight of the nine members present: G. Phillips, Payne, Nickerson, Fairrow, Henderson, Park, Preston, A. Phillips, Proehl. Councilwoman Preston sat in as Council President in the absence of President Gieringer. Ms. Preston asked for a motion to excuse Ms. Payne from the June 13th meeting. Ms. Henderson made the motion and Ms. Nickerson seconded. All members voted "yea", except for Ms. Preston who abstained. Ms. Preston declared Ms. Payne excused.

In addition to City Auditor Spetnagel, Mayor Feeney, and Law Director Villarreal, the audience included several members of the public and media representation.

Ms. Preston led the Pledge of Allegiance to the Flag.

Ms. Preston asked if anyone had any additions or corrections to the May 23rd meeting minutes. Ms. Park moved to accept the minutes and Mr. Anthony Phillips seconded. All members voted "yea" and Ms. Preston declared the minutes accepted.

COMMITTEE REPORTS:

Community Affairs: Mr. Greg Phillips shared that this committee has one item on the agenda for the evening. Item number 4 which is a first reading of an ordinance authorizing the mayor to enter into an agreement with Hope Partnership and appropriating \$20,000.00. Due to a typo Mr. Phillips will move at the appropriate time to amend the language of the ordinance.

Development: Ms. Nickerson shared that this committee has one item on the agenda for the evening, a resolution authorizing the appropriation of funds in the amount of \$7,709.00 as participation local funds for the Ohio Valley Regional Development Commission on behalf of the City of Chillicothe, Ohio, for the fiscal year 2023 and declaring an emergency. At the appropriate time Ms. Nickerson shared she would request to waive the three-read rule based on a deadline. Also, the development committee had a committee meeting regarding the support of the VA Hospital remaining open and serving local veterans. All are in favor and the committee will move forward with that legislation very soon. Ms. Nickerson announced a committee meeting for the following Monday June 20th at 6:30, which is an assignment regarding murals in the Chillicothe area. There will also be a meeting at 6pm regarding street closure processes and fees.

Finance: Mr. Anthony Phillips shared that this committee has one item on the agenda which is a third read to appropriate \$300.00 to the remaining balance for a diesel steam cleaner for the Sewer Dept.

Parks and Recreation: Ms. Henderson stated that the committee has two items on the agenda for the evening. Item number 2 which is a street closure request for the 2nd Annual Sand in the Streets volleyball tournament. Item number 3 which is also a road closure for Oktoberfest. Ms. Henderson shared some announcements: Smithsonian Magazine has ranked Chillicothe as one of the top 15 places to visit in 2022, reminder of the Kenworth Truck Parade this coming Saturday around 8pm, and this weekend is the opening weekend for Tecumseh! Outdoor drama.

Safety Service: Ms. Preston shared that this committee has 7 items on the agenda for the evening. Item number 7, which is an ordinance concerning livestock within city limits, at the appropriate time Ms. Preston plans to request an amendment to add language to add 'FFA', Item number 8 which is a first reading amending section 541.05 Criminal Trespass of the Codified Ordinances of the City of Chillicothe, OH and declaring an emergency, Item 12 which is a first reading of an ordinance appropriating \$500.00 received from a stipend received by the Chillicothe Police Chief to attend Crisis Intervention Training, Item 13 which is an ordinance accepting and appropriating funds in the amount of

\$1,301.20 for overtime, item 14 is an ordinance accepting and appropriating funds in the amount \$1,468.99 for Police Department uniforms and body armor, item 15 is a first reading....

TEMPORARY RECESS FOR TORNADO SIRENS

CON'T: Ms. Preston continued with item number 15, an ordinance accepting and appropriating insurance reimbursement funds in the amount of \$22, 177.00 for the replacement of a totaled Police Department cruiser, item number 16 an ordinance authorizing the mayor to enter in an agreement with Walter H. Drane Company to update the Codified Ordinances of the City of Chillicothe, OH with 20 sets of replacement pages to update the code on the internet and declaring an emergency, Item 17 is an ordinance to approve current replacement pages to the Chillicothe Codified ordinances and declaring an emergency. Ms. Preston shared that there was a committee meeting earlier in the evening discussing a request from the Chief of Police and Chief of the Fire Department in regards to allowing fireworks to be set off in the city limits- the state of Ohio allows fire works to be set off for certain holidays, but the Chiefs have both requested to enact a law to not allow fireworks to be set off within city limits. She also shared that the new nuisance officer was introduced this evening.

City Service/Transit: Mr. Fairrow shared there was nothing new to report and nothing on the agenda.

Engineering: Mr. Fairrow shared that this committee has 4 items on the agenda. The first being an ordinance accepting the relocation of a drainage easement and declaring an emergency – He will ask to waive the three-read rule at the appropriate time so that this project can move forward. Item number 9 which is an ordinance declaring a real and present emergency waiving the formal bidding and advertising procedure with regard to the city administration building boiler project, Mr. Fairrow will also ask to waive the three-read rule on this item. "As it stands now if we were to not waive the bidding process it would be about 4 months added on to get a project in place, 4 months and then another 2 or 3 months, we are looking at the beginning of next year, wintertime is half over, so this is something we need to take care of, in my opinion." Item number 10 is the first reading of an ordinance reappropriating funds for the 2019 CBDG allocation grant and declaring an emergency. This is for the Watt Street project to pay the contractors and the grant will refund the money, waiver of the three-read rule will also be requested at the appropriate time.

Utilities: Mr. Proehl shared that this committee has no items on the agenda and nothing to report.

Reports of Officials:

Auditor Spetnagel: Ms. Spetnagel shared the Auditor's office has closed out May and has sent out the financial statement. There will be a public hearing on June 27th at 6:45 to present the 2023 tax budget.

Mayor Feeney: Mayor Feeney shared about the upcoming Think Big, Chillicothe! Event. He shared that there would be 4 opportunities to take part in it which will be June 21st, 22nd, 28th, and 29th. The second item Mayor Feeney shared was proclamation for the Scioto Society and Tecumseh.

Law Director's Office: The office of Law Director had nothing to report.

Council President: Ms. Preston, as acting council president had nothing to report.

Audience Participation :

Councilwoman Preston informed the audience of Council Rule 22, limiting each speaker to a 5-minute presentation with a total limitation of 15 minutes per any single subject.

John Thacker, 990 Columbus Street Apt. 307, Mr. Thacker wanted to thank the flower watering staff in the city. He also shared his enjoyment of the new Trolley System in the downtown.

Jason Link, 17 Mead Drive, Mr. Link in reference to Item number 7, changes to the livestock ordinance- he shared his appreciation of being able to meet with Council and their action of looking into this ordinance. Mr. Link shared he would appreciate some clarification on certain sections of the ordinance. He will submit those in writing to the committee. He shared 30 days of incarceration seemed a bit harsh of a punishment for having an extra chicken or goat on your property.

Doug McCord, 565 W. 5th Street, Mr. McCord wanted to share his thoughts on Item number 8, the criminal trespass ordinance, he shared that they could not urge council enough to please take care of this ordinance. He shared that the homelessness and drug abuse in the community is getting out of control. "October 2020 a house 4 doors down from where I live was shot up..."

TEMPORARY RECESS FOR TORNADO SIRENS

CON'T: Mr. McCord the next year just further down the street from me, another house was shot up. The police respond and try as best they can but not making any progress." He goes on to share about the levee in 2015 to get more police. "When the police respond to the calls, I make they tell me the same thing which is "there's not enough people to police what is going on. If somebody is homeless, that in itself is not a crime but if someone is homeless because they are a drug addict then we need to look further into that. They need to be institutionalized or hospitalized where they can get off the drugs, so they are not homeless." He goes on to share about homeless camps along the bike path through town. He shared that if he must get a fence approved for his property that he owns, but someone can camp in a public area, there is a serious imbalance.

Ms. Nickerson interjected with a question: "the houses that were shot up, were those by homeless people?" She didn't understand the relevance of the shootings with homelessness.

Terry Williams, 47 1/2 E. Main Street, Mr. Williams shared that he hopes that the 4H/FFA livestock ordinance moves forward. He shared his concern with the '30-day incarceration' part of the ordinance. He is concerned as to why this kind of problem would be remedied by incarceration. He isn't so sure that that is the proper approach. He shared that there are some concerns in the City about people feeling safe and basic property rights- he is concerned about the legislation around criminal trespass because it is seeking to criminalize individuals in a way that does really address anything related to the problem. The reality is that if a person is homeless, under that legislation, they are not chargeable if they have no other place to go. The other concern he voices is the penalty for a second infraction is a first degree misdemeanor- He is concerned that the city is criminalizing individuals that have few resources and even fewer options and the way we make sure these individuals get the help they need is not by putting them in jail but making sure there are other interventions. "I would deeply, deeply request that the Safety Service and council look at ways that we can actually address the problem...the reality is that these people who need help and assistance, need help and assistance that they are not getting."

Boyce Balenger, 157 S. Paint Street, Mr. Balenger shared in regards to the homeless problem, that he believes misdemeanors can be deferred for psychological or crisis intervention. He shared that if you have criminal stipulations in place you don't have to absolutely press charges, but the charges can be in place should they not get the help and go through those steps. "It is a bad situation, and we all need to work together but if someone is clearly not trying to help themselves, at what point in time does the community become responsible for this person's continual at-risk behavior."

Charles Hayfner, 751 Philclare, Mr. Hayfner came to address council concerning the homeless issue. He had a video sent to him of a mess behind the dog park. He shared that it looks like an environmental issue and a health hazard. He passes no judgement on homeless people, but he states that being homeless does not give them a free pass to make health issue in the city. He thinks that a law with the camping issue could be used. He shares that our park is a beautiful place and people walk the floodwall. He shares that if the legislation is passed it could be used as leverage to move the homeless. "People should not have to live in fear in this city."

James Laveq, 470 E. Water Street, Mr. Laveq shares that he has seen a lot of what people have been talking about, especially along the river. The mess mentioned behind the dog park can be seen from the road. He stated that what we have is destruction of city property. Littering, destruction of property. He agrees that there is a homeless issue and a drug issue in Chillicothe. He doesn't think that the legislation is really aimed at the drug or homeless issue as it is with camping on City property.

Old Business:

There was no Old Business to report.

New Business:

Ms. Nickerson shared that she received the agenda at 7:01pm the Friday before and requested the three-day receipt rule be waived on all of the first reads.

Passage of Legislation:

An Ordinance appropriating funds in the amount of \$300.00 for the remaining balance due for the purchase of a diesel steam cleaner for the Sewer Department. All members in attendance voted "yea" and Ms. Preston declared Ord. #33-22 adopted.

****Ms. Henderson moved to excuse Ms. Park who left the meeting during one of the recesses due to a tornado siren. Mr. Proehl seconded. All members in attendance voted "yea" and Ms. Preston declared the motion passed.

A Resolution expressing cooperation and granting use of a certain portion of Paint Street to the Downtown Chillicothe Organization for its 2nd Annual "Sand in the Streets" volleyball event. All members in attendance voted "yea" and Ms. Preston declared Res. #18-22 adopted.

A Resolution expressing cooperation and granting use of a certain portion of East Second Street to the Downtown Chillicothe Organization for its Oktoberfest Event. Ms. Preston declared that this legislation would move on to the next agenda.

An Ordinance authorizing the Mayor to enter into an agreement with the Hope Partnership and appropriating \$20,000.00 for the Ross County Reentry Coalition. Ms. Preston declared that this legislation would move on to the next agenda.

An Ordinance accepting the relocation of a drainage easement and declaring an emergency. Mr. Fairrow moved to waive the three-read rule, Nickerson seconded. All members in attendance voted "yea" and Ms. Preston declared the motion passed. All members in attendance voted "yea" concerning the legislation and Ms. Preston declared the ordinance adopted.

A Resolution authorizing the appropriation of funds in the amount of \$7,709.00 as participating local funds for the Ohio Valley Regional Development Commission on behalf of the City of Chillicothe, Ohio, for the fiscal year 2023 and declaring an emergency. Ms. Nickerson moved to waive the three-read rule, Mr. Fairrow seconded. All members in attendance voted "yea" and motion passed. All members in attendance voted "yea" and Ms. Preston declared the resolution adopted.

An Ordinance amending Section 505.14 of the Codified Ordinances of the City of Chillicothe as it pertains to livestock being kept or harbored within the corporation limits of the City of Chillicothe, Ohio. Ms. Preston moved to amend the legislation to include "FFA" in the language, Ms. Henderson seconded. All members in attendance voted "yea" and the motion passed. Ms. Preston declared that this legislation would move on to the next agenda.

An Ordinance amending Section 541.05: Criminal Trespass of the Codified Ordinances of the City of Chillicothe, Ohio and declaring an emergency. Ms. Preston moved to waive the three-read rule, Ms. Henderson seconded.

G. Phillips- yea
Nickerson- no
Fairrow- yea
Henderson- yea
Preston- yea
Phillips- yea

Proehl- no

Ms. Preston declared the motion passed. According to council rules. You have to have 7 "yea" votes. With only having 5, the legislation would move on to the next agenda.

An Ordinance declaring a real and present emergency, waiving the formal bidding and advertising procedure with regard to the City Administration Building boiler project, and declaring an emergency. Mr. Fairrow moved to waive the three-read rule, Ms. Henderson seconded. All members in attendance voted "yea" and Ms. Preston declared the motion as passed. All members in attendance voted "yea" concerning the legislation and the ordinance was adopted.

An Ordinance re-appropriating funds for the 2019 CDBG Formula Allocation Grant and declaring an emergency. Mr. Fairrow moved to waive the three-read rule and Ms. Nickerson seconded. All members in attendance voted "yea" and the motion passed. All members in attendance voted "yea" concerning the legislation and Ms. Preston declared the ordinance adopted.

An Ordinance appropriating \$36,730.00 for floodwall pump repairs and declaring an emergency. Mr. Fairrow moved to waive the three-read rule, Mr. Greg Phillips seconded. All members in attendance voted "yea" and the motion passed. All members in attendance voted "yea" concerning the legislation and the ordinance was adopted.

An Ordinance accepting and appropriating \$500.00 from a stipend received by the Police Chief to attend Crisis Intervention Training. Ms. Preston declared that this legislation would move on to the next agenda. Ms. Preston declared that this item would move to the next agenda.

An Ordinance accepting and appropriating funds in the amount of \$1,301.20 for police overtime.

Ms. Preston declared that this legislation would move on to the next agenda. Ms. Preston declared that this item would move to the next agenda.

An Ordinance accepting and appropriating funds in the amount of \$1,468.99 for the Police Department uniforms and body armor. Ms. Preston declared that this legislation would move on to the next agenda. Ms. Preston declared that this item would move to the next agenda.

An Ordinance accepting and appropriating insurance reimbursement funds in the amount of \$22,177.00 for the replacement of a totaled Police Department cruiser. Ms. Preston declared that this item would move to the next agenda.

An Ordinance authorizing the Mayor to enter into an agreement with the Walter H. Drane Company to update the Codified Ordinances of the City of Chillicothe, to prepare twenty (20) sets of replacement pages, to update the Code on the internet and declaring an emergency. Ms. Preston moved to waive the three-read rule and Ms. Henderson seconded. All members in attendance voted "yea" and the motion passed. All members in attendance voted "yea" and the ordinance was adopted.

An Ordinance to approve current replacement pages to the Chillicothe Codified Ordinances and declaring an emergency. Ms. Preston moved to waive the three-read rule, Ms. Henderson seconded. All members in attendance voted "yea" and the motion passed. All members in attendance voted "yea" and Ms. Preston declared the ordinance was adopted.

Ms. Preston asked if anyone had anything else to add. Mr. Fairrow moved to adjourn the meeting; Ms. Henderson seconded. All members in attendance voted "yea" and the meeting was adjourned at 8:10pm.



Kennedy Moore - Clerk of Council