

KENTON CITY COUNCIL

4<sup>th</sup> REGULAR SESSION

February 26, 2024  
7:00 PM  
Council Chambers

AGENDA

ROLL CALL

PRAYER

PLEDGE OF ALLEGIANCE

APPROVAL OF PRIOR MINUTES

CITIZENS REQUESTING TIME TO SPEAK

COMMUNICATIONS

PETITIONS

ADMINISTRATION REPORTS:

- Police Chief
- Fire Chief
- Parks and Recreation Director
- Economic Development
- Income Tax
- Auditor\* (additional reports were also emailed)
- Treasurer\*
- Law Director
- Safety Service Director\*
- Mayor

\* Denotes written report included in packet

REPORTS & SCHEDULING OF STANDING COMMITTEES AND/OR SPECIAL COMMITTEES:

- Finance
- Management, Organization and Personnel
- Public Utilities
- Streets, Alleys, and Sidewalks
- Legislation, Codes and Regulations

REPORTS FROM COUNCIL MEMBERS:

- Regional Planning
- Parks & Rec Board
- Grove Cemetery Board
- Shade Tree Commission
- BKP Ambulance District Board

OLD BUSINESS:

NEW BUSINESS:

ORDINANCES / RESOLUTIONS:

1<sup>ST</sup> READING:

- **\*ORDINANCE NO. 24-004, TITLE ONLY;** AN ORDINANCE PROVIDING FOR ADDITIONAL APPROPRIATIONS AND FOR TRANSFERRING FUNDS FOR THE YEAR 2024, FOR THE CITY OF KENTON, OHIO, AND DECLARING AN EMERGENCY
- **\*ORDINANCE NO. 24-005, TITLE ONLY;** AN ORDINANCE AUTHORIZING THE CITY OF KENTON, OHIO TO ENTER INTO A HIGHWAY IMPROVEMENT PROJECT WITH THE OHIO DEPARTMENT OF TRANSPORTATION AND DECLARING AN EMERGENCY.
- **\*RESOLUTION NO. 003-24, TITLE ONLY;** A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR AND/OR SAFETY SERVICE DIRECTOR TO APPLY TO THE OHIO DEPARTMENT OF TRANSPORTATION FOR TRANSPORTATION ALTERNATIVES PROGRAM (TAP) FUNDING AND DECLARING AN EMERGENCY.

2<sup>nd</sup> READING:

None.

3<sup>rd</sup> READING:

None.

OTHER MATTERS

COMMENTS FROM THE PUBLIC

COMMENTS FROM THE NEWS MEDIA

COMMENTS FROM COUNCIL MEMBERS AND ADMINISTRATION

ADJOURN

**NEXT REGULAR MEETING– February 26, 2024 7PM**

# RECORD OF PROCEEDINGS

Minutes of

KENTON CITY COUNCIL

Meeting

Lilienthal Southeastern, Inc., 1-800-837-1904, Re-Order 66665K

Held

February 12, 2024

20

## **3<sup>rd</sup> REGULAR SESSION:**

Kenton City Council met in their 3<sup>rd</sup> Regular Session on February 12, 2024, at 7:00 PM, in Council Chambers. Present: President, Joel Althaus, Sue Fox Buroker, David Beazley, Steve Walter, Chad Miller, Pegg Wren, Anda Tudor, Robin Jones, Law Director John Schwemer, Mayor Lynn Webb, Safety Service Director Cindy Murray.

Prayer given by Mr. Althaus:

Almighty God, may Your Grace cover each aspect of this meeting. We pray that all voices will be heard and that we are open and inclusive as we listen. May this be a safe space for people to express their opinions, and a place where ideas matter more than titles. May everyone be engaged and involved and may all concerns be addressed. May each person here tonight feel valued and may we all recognize the skills and knowledge that each of us brings to the table. AMEN.

Pledge of Allegiance recited.

Althaus: Welcome back everyone after one of our three-week breaks. Sue and I were talking the other night that as much as we do like Council every other week it is nice to have that period of time where we only have to, where we get a three-week break. So, anyways let's get right at it. We have a busy agenda tonight.

## **MINUTES:**

Althaus: Are there any additions or corrections to the minutes as they were included in your packets? Those would be the minutes from January 22<sup>nd</sup>. Hearing no issues, let them stand approved as submitted.

## **CITIZENS REQUESTING TIME TO SPEAK:**

Althaus: Now, we have some individuals that have requested time to speak tonight. It's that time of year, and it is always nice, I appreciate it when folks running for County government do want to talk with City Council. So, in no particular order, we're beginning tonight with Kathy Kelley, and if you'd like to come up to the podium.

Kathy Kelley: Hello everyone. Apologies for running in at the last minute here. My name is Kathy Kelley, I am running as a Republican for Hardin County Commissioner. To tell you a little bit about myself, I grew up in Findlay. I've lived in the county for approximately 21 years. As a business owner, I owned S & K Mini Mart down in Ridgeway, Ohio for ten years, sold my half of the business back, and started another commercial power washing flooring business from the ground up. I currently still have that business. I don't work it much unless it's for a commercial entity. I currently am employed at the Hardin County Veterans Service Office here in Kenton. I, myself, am a four-year navy veteran. I also sit on the HHWP CAC Board, and I represent the low-income families and individuals here in Hardin County. I'm on their Planning and Development Board as well. Just another little tid-bit, I have been through Leadership Institute out of Union County, which I don't really think that matters whether it's Union, Hardin, Hancock, it's about the experience within itself, and the tools that are gained in becoming a better leader that came out of that. The reason I'm on the ballot for County Commissioner is I, as one of the people, am ready for change. I'm ready for some growth, a little bit of open-mindedness, probably a whole lot of open-mindedness, and I believe that a listening ear is very important. People in the county want to be heard. They want to know that their opinions matter, and everybody brings something to the table. I'm a firm believer in that. I also believe that good relationships, strong relationships promote growth and opportunity. If we're not working together; whether it's County and City, whether it's County and Townships, whatever the case may be, we're stronger together, and I think there's a big need for that gap to be filled. You know, I have a saying on all my flyers that says, "Great County Commissioners are servant leaders." I believe in service. Service should come before leading, and I believe that there is some room for improvement there as well. I could go on and on about a lot of different things, but what I will tell you is that I have a passion for this. I'm not a great political speak. The knowledge that I do have is from a business aspect, which I think benefits when it comes to budgeting, auditing, those types of things. So, anyway that's why I'm here tonight, just to let people know who I am, a face with a name. I would appreciate it if you think of me. I have a website, I have a

Held

February 12, 2024

20

Facebook page. Please go check them out. Read a little bit more about me, and I appreciate everyone's time.

Council: Thank you.

Althaus: Does anyone have any questions for Kathy?

Kathy Kelley: My apologies.

Althaus: Oh that's okay.

Kathy Kelley: Questions?

Althaus: I just wanted to give them the opportunity. Alright, thanks a lot. Next we have Michael Kasler with us this evening.

Mike Kasler: Thanks Joel. My name is Michael Kasler. I am a candidate for in the Republican Primary for Hardin County Commissioner and I thank you for the time to address you. I really appreciate it. I've been a public servant for almost forty years. I began my career in 1985, when I was hired by the State of Ohio to be a Highway Patrol Trooper. I served as a trooper at the Delaware post. I was promoted to Sergeant. Served at the Lima post, and then I was transferred to the Marion post where I finished my career. I was a twenty-five-year veteran of the Highway Patrol. During that time I represented the State of Ohio. I represented the Governor on many occasions. I did a lot of speaking engagements. I was an instructor at our academy, and I guarded the Governor's residence every Wednesday afternoon for two years. George and Janet Voinovich are very nice people. It was an honor to be a public servant in that capacity. I retired in 2010, and before I retired, I took advantage of a tuition reimbursement program that patrol had, and I went to business school at University of Findlay. I didn't focus on the business aspect. My concentration was public policy, and during that time I studied budgeting, fiscal management, strategic leadership, and all the different things that a public servant is required to have to be an effective leader, and I graduated with my MBA in 2004. I retired in 2010, and after that I continued my education. I went to law school at Ohio Northern University. I got my law degree in 2017. After I retired, I formed an oil and gas title company where I helped people in the Marseilles and Utica formations in Southeast Ohio develop their oil and gas rights. During that time, it taught me a lot about energy, resource management, and it taught me a great deal about not only oil and gas, but also solar and wind energy. I have a lot of experience in solar and wind energy, leasing, and the title issues involved, and just the basic concept, and I put that experience to use everyday because I'm also the zoning officer for Buck, Hale, and Pleasant Townships here in Hardin County. We've had two, I've issued two permits for solar fields just within the past few months. One was in Buck Township, and the other was in Pleasant, just west of town, out by the County Home, and just today I got the application for another one just east of town, about a mile or so. So, solar is a big thing, and it's my expertise in that area, I think, is very beneficial for the county. I've very demanding in the application requirements for the solar people, and I think it's produced, the solar fields that are approved, I think they're going to be good ones, and I think the companies are going to be held accountable. I am also an elected trustee of a state retirement system. There were five retirement systems in Ohio and I'm on the smallest one, which is a Highway Patrolman Retirement System, but I'm responsible for being a trustee and I help manage 1.1 billion dollars in pension and healthcare benefits. I'm the chairman of the healthcare funding committee, and my healthcare fund has one-hundred and ten million dollars in it, and I take great pride in being able to provide good pension and healthcare benefits for my constituents, and I'm on my second term. I was elected. I had two people running against me and I received 76% of the vote which I think is a testament that people, retirees, trust me to get the good pension and healthcare benefits. I am really enjoying this campaign, as I said, I like to be a Hardin County Commissioner because I think I can bring a lot of experience, and a lot of good qualifications to the table, and I love working for people, and I love helping people that are disadvantaged. When I was a trooper I was the guy that wrote the most warning of anybody. That shows I'm not out to harm people, I want to help them. Any questions from anybody?

Council: Thank you.

Mike Kasler: Thank you very much.

Althaus: Thank you, Mike. Best of luck to both of you. Again, as I said if you need to excuse yourself at some point, that's fine. I would guess our meeting will take about an hour. We'll see.

## RECORD OF PROCEEDINGS

Minutes of

KENTON CITY COUNCIL

Meeting

Lilienthal Southeastern, Inc., 1-800-837-1804, Re-Order 66865K

Held

February 12, 2024

20

**COMMUNICATIONS:**

Althausen: Holli is here tonight, and you also have Holli's report from the HCCBA in your packet. So, yeah they've got it right in front of them, Holli.

Holli Underwood: Alright so, I submitted this earlier this month, but luckily you all missed a week so you've got it in front of you the same night that I came. I focused this report on some of the activities centered around Kenton. You'll see countywide activities on there, but something that we talk about, Lynn and I work closely together on project with Jobs Ohio; and RGP. So RGP is the Toledo based branch of Jobs Ohio that serves Hardin County, and RGP came out last week for a site visit. We visited the Jones Road Site out across from the dog pound, just to make them more aware of that site, and the potential there. Want to come back to that in a minute, the Jones Road Site, but we also visited several other sites in Kenton. Just so when they see those state-wide opportunities, Kenton is on their mind. Working with Regional Planning on potential All-Ohio Future Fund Project and Brownfield Projects in the county. So, the EPA has a lot of Brownfield money available right now, and we're going to try to capitalize on that if we can. Mark Doll does a great job doing those Brownfield projects already, but we're going to collaborate and see if we can't get one of our major industrial sites cleaned up. The All-Ohio Future Fund, if you're not familiar with that I encourage you to look it up, but it's money for infrastructure improvements to make more attractive industrial site available in the state of Ohio. So, off the top of my head, I'm thinking that Jones Road could be improved to make that site more attractive, and if there's significant state dollars available for that we'd like to look into it further. So, that's what the All-Ohio Future Fund and the Brownfield was about. I've gotten a lot of calls lately. It's very busy at my office, people emailing and calling interested in a lot of commercial opportunities, commercial and office space opportunities. So, you can see those are notated on here as well, and I keep these vague, right because of confidentiality reasons but to try to share and give you an idea of some of the activity that's been coming in, there are a few listed in the report. Scheduling BR&E visits. We've got partnerships again with RGP and Jobs Ohio and Ohio Means Jobs to get out to about 17 major employers in the county this year. Keep up with them and find out how their operations are going and how we might be of service to them if they needed to expand, or hire. Workforce Development, this is just continuing the Hardin Career Taskforce work that we're doing to try to continue to develop students working with the schools, and making sure that we're all on the same page with in-demand careers, and what the hiring needs of local employers are. The Hardin County Job Fair is hosted by Ohio Means Jobs, but that is coming up March 5<sup>th</sup> out at the fairgrounds. Ongoing projects, I mentioned I think the last time I was here we were working on passing the Local Revolving Loan Fund Program. Since that time that program was approved and funded by the Commissioners at an amount of \$500,000.00 and we had our first application. The Commissioners just passed a resolution to approve that application, based on the recommendation of our governing board, and we haven't closed yet on that deal but the resolution was passed by the Commissioners a week ago. So, that Local Revolving Loan Fund is to stimulate the creation of job and capital investment in the county. This project, our first application does happen to be within the city limits. Vibrant Communities, I mentioned that before, we're chugging away on that. I encourage you to visit the Jobs Ohio website. There's a ton of information about that program but it could mean significant grant monies in our downtown. So, focused in the core of the downtown for that one for revitalization of our historic buildings. I've been sitting in on the KOPA meetings and we've got another one coming up in the next couple of weeks. Eclipse planning is going on. We talked about that at our DBA meeting this morning, and I encourage you to visit our website. We've got a banner on our home page that lists the resources that we have available. If you're aware of additional resources, share those with us, as far as places people can go and things that they can do on April 8<sup>th</sup>, and we're also preparing for the Market on Main season coming up this year and I will be working with the Mayor, and probably Cindy on what that might mean during construction. We have had someone accept our job offer for replacing Morgan Ellis as the Director of Chamber and Tourism February 22<sup>nd</sup> at ONU. That's all I have. Any questions?

Althausen: Great Holli, thank you very much.

# RECORD OF PROCEEDINGS

Minutes of

KENTON CITY COUNCIL

Meeting

Lilienthal Southeastern, Inc., 1-800-837-1904, Re-Order 6665K

Held

February 12, 2024

20

## PETITIONS:

None.

## ADMINISTRATION REPORTS:

Althausen: Police Chief Musser?

Musser: Nothing much, I just wanted to point out that we got our new cars finally. Only took about a year but obviously with the paint issues with Ford we're switching to a black. A lot of people refer to them as ghost graphics. It's a sexy police car, I don't know what to tell you.

(Laughter)

Musser: I think it looks great. We're going to have some haters there I'm sure but I've very pleased with them. If you get a chance stop down to the lot and check them out, and I thank Council for the finagling of those funds to make that happen. So, thanks.

Althausen: Alright, Fire Chief Donnelly?

Donnelly: I just wanted to give Council an update we gave our agility test this past Saturday to hire, potentially hire a replacement. We do have one opening right now at the Fire Department. So, we had invited nine candidates to do our agility test, eight showed up, and seven were able to pass. So, looking forward to getting interviews scheduled so that we can get a new guy on board.

Althausen: Alright, Thanks Bruce. Mayor or Cindy anything with Parks & Rec you want to talk about or Economic Development? So, move on to Income Tax, there was a report in your folder that, I believe, was the completion of 23. Any comments or thought there? If not then we'll ask if the Auditor has anything to report, Darrell anything or Pam? Nope. Treasurer is not here. John, anything from the legal side? Cindy? Nothing. Lynn, anything now? Wow okay.

## REPORTS & SCHEDULING OF STANDING COMMITTEES AND/OR SPECIAL COMMITTEES:

Althausen: Finance, you have a meeting coming up but other than that anything?

Beazley: Nothing to add.

Althausen: MOP probably has not met yet, I would guess.

Wren: Not yet. We will be scheduling meeting for soon.

Althausen: How about Public Utilities, you have a meeting coming up, anything else new there?

Buroker: Wednesday at 3:30.

Althausen: Streets, Alleys, Sidewalks I don't think has met yet and I don't think we have anything on the radar, do we?

Murray: No, but we scheduled a meeting.

Tudor: February 28<sup>th</sup> at 3:30.Althausen: The 28<sup>th</sup> of February?

Tudor: Yes.

Althausen: Okay, finally legislation?

Jones: That's the 28<sup>th</sup> also. That follows streets and sidewalks. So, I imagine what, 4:30?

Althausen: Great, get moving on another year. So, we'll move on again, if any Council Member that has an individual appointment has anything to report, I'll start with BKP. BKP will meet next week. You're aware that BKP does have an issue on the ballot. You're probably seeing some signs pop up out there. I believe Chad, Chief Smith is going to have a letter in the paper, if he did not already, explaining the need, the background, and why. If anyone has any questions I can answer, well, or at least find answers to anything you might need to know. Regional Planning?

Beazley: Regional Planning did meet last week and the preliminary funding indicates that several of the cities requested projects will be likely to receive funding, but those official announcements are not yet forthcoming.

Althausen: Alright, Parks &amp; Rec Board? Robin have they met?

Jones: They haven't met since, I don't know.

Webb: January.

Jones: January, so everything is pretty much the same. I think you, Lynn are taking applications to the high school, is that this week?

Webb: Whitney and I are going to the school tomorrow during lunch then handing out applications for the lifeguards. It's that time of year.

Althausen: Grove Cemetery, I'm not certain where they are on their schedule. I know they kind of moved their meetings.



# RECORD OF PROCEEDINGS

Minutes of

KENTON CITY COUNCIL

Meeting

Lifenthal Southeastern, Inc., 1-800-837-1904, Re-Order 6665K

Held

February 12, 2024

20

Walter: We met last Tuesday, and the mausoleum out there we kind of came up with a solution what we're going to do. We're going to remove the remains in the mausoleum, and then tear it down. The remains will be buried into the ground outside where the mausoleum sits right at this moment. If you have any questions about that, which I had a question I didn't know what was going to be done with the remains during the process, but what I was told that what's going to happen is basically the remains are not going to be taken out until there is a site to be bury. So, it's just like remains here, put them in the vault, put in the ground. And that probably won't start until sometime after May.

Althausen: After Memorial Day?

Walter: Yes.

Althausen: Alright, thank you Steve. A lot of things going on there this year. Tree Commission, Sue, anything?

Buroker: They meet Thursday at one, to the best of my knowledge.

Althausen: Okay. Great, thanks everyone.

## OLD BUSINESS:

None.

## NEW BUSINESS:

None.

## ORDINANCES /RESOLUTIONS:

### 1<sup>ST</sup> READING

- **ORDINANCE NO. 24-002, TITLE ONLY; AN ORDINANCE PROVIDING FOR ADDITIONAL APPROPRIATIONS FOR THE YEAR 2024, FOR THE CITY OF KENTON, OHIO, AND DECLARING AN EMERGENCY**

Althausen: And there is an explanation of Ordinance 24-002, and also Emma has a, you'll notice the numbering system, brilliant by the way, I hadn't had a chance to tell you that. So, Resolution start with the number, then the year. Ordinances start with the year, then the number, and the reason why; we kept mixing them up last year a couple of different times because we got on a cycle where, I mean deep into the year, which normally does not happen. So, I don't know who wants to kind of chat through, Cindy?

Murray: It's really going to be all of them, all at once.

Althausen: Okay, that's fine. They're all interrelated.

Murray: All of these deal with the water line that goes from 68 out to the Quarry. So, for those of you who do not know, we had a lot of issues with our well at the Quarry. Two years ago in the middle of the season we did not pass our testing and the EPA got on us, and we had to do some additional inspections last March which cost us \$6,223.00, and at that time the EPA said if you don't pass this well inspection you have two choices; one you either extend your waterline out to the Quarry, or you tote water out for all the campers. So, at that point we applied to the EPA for this extension of this water line, and we were given a grant of \$268,000.00. The total cost for that water line, including, it was \$376,200.00, and that does not include the, so we still had some money to come up with in order to pay for this line, and we struggled, and we struggled, and we struggled, and finally the EPA says, you guys really, really need to do this. So, we put our heads together, we came up with a plan as to, up to this point, all the money for the water line out at the Quarry came out of the Water Enterprise Fund. So, we said what if we created a separate line under the Quarry to where the money that's generated from the quarry actually pays for this water line extension. So, it does not come out of the tax payer's money, either out of the General Fund or out of the Enterprise Fund. So, in order to do that we have to raise our rates out at the Quarry, and if we do that it's like \$250.00 for a seasonal site, we need to raise the rate. That in itself will pay for this water line extension to the quarry, and we will not be using any taxpayer money to do that.

Beazley: So essentially the users are funding the improvement/

Murray: That's correct.

Romanko: That is \$386,200.00 for the construction. We need money for the engineering as well. So yes, we've calculated out at a little over \$250.00 per site for twenty years to pay off the zero percent loan for twenty years for that water line that goes out there.

Held

February 12, 2024

20

Murray: We are also looking for additional money. We did find on the ODNR website, the NatureWorks Grant can be up to \$150,000.00. So, we will apply for that, and if we get that, that would pay for this water line extension.

Romanko: Questions?

Beazley: Yes Pam, it says here the EPA is offering the \$108,200.00 at zero percent interest, and you're saying we need a total of \$149,543.00.

Romanko: The \$108,200.00 is for construction and the engineering and OWDA fees were not included in that.

Beazley: So, we are getting additional funds?

Murray: At the zero percent?

Beazley: At the zero percent?

Romanko: I know we'll get the OWDA funds. I'm not sure about the engineering.

Beazley: So, the cost of the engineering, the \$35,700.00 may still be on the city to do so? But that's where we are seeking the other sources?

Romanko: It's also included in the \$267.00 amount to pay that per site.

Beazley: Regardless of whether it's zero interest or whether we actually have to spend our own money to do that.

Romanko: Mhm.

Beazley: Okay, thank you.

Althaus: And the money David is talking about, you'll see that, I mean it's actually cited by, Quarry Project Engineering \$35,700.00, that's the dollar amount.

Romanko: On the ordinance we have a line item in the water fund for \$45,000.00 for Clover Lane, that we are not going to be using. So, we were going to take that out of the appropriations, but we also are going to transfer \$41,400.00 from general into the park fund, and then the engineering, the construction, and incidentals. So, the ordinance funds the resolution, in essence.

Beazley: This puts us then, we have had our struggles with being in compliance with EPA on a number of issues, and this one specifically has reared it's ugly head most recently.

Murray: Yes, it took us three times last year at the camp ground opening to get it to pass.

Romanko: And EPA is very strongly suggesting accepting this grant.

Beazley: And we have in the past not done so well at paying attention to them on a timely basis. So, I understand the urgency. What is the timeline on the construction and utilization, should Council proceed with the funding?

Murray: The June 1<sup>st</sup> is when we have to award the construction loan. So, they are in the process of the design. As soon as we give them the go ahead they will get this design completed.

Beazley: And that will go in the specs and the bid package and that sort of thing? We're hoping to have that turned around by June 1?

Murray: Yes.

Beazley: After we award a contract what is the estimated date of completion, or what are we putting in the specs as our request?

Murray: I'm not sure. I'll have to get back to you on that one.

Beazley: Thank you.

Romanko: Engineer hasn't come up with that yet.

Althaus: And just a little further background, I mean, this isn't just a last year...

Beazley: No, no, no...

Althaus: We've talked about running a water line from 68 for a decade, at least.

Beazley: Should we be able to pass this this evening, will our intent and resolution, as well as funding appease the EPA going forward for the operation of those sites for 2024?

Murray: Yes.

Althaus: Unless the well doesn't pass.

Murray: Right.

Althaus: It'll still have to pass.

Beazley: Bite your tongue.

Althaus: I know, I'm just being...

Deb Purcell (Campground Manager): We'll still have to use the well this year,



# RECORD OF PROCEEDINGS

Minutes of

KENTON CITY COUNCIL

Meeting

Lilienthal Southeastern, Inc., 1-800-837-1904, Re-Order 66665K

Held

February 12, 2024

20

Althausen: Right, if it passes. It's got to pass. That's my point. It's got to pass. But, I mean, Cindy and Pam, Lynn, everybody out there is moving as fast as they can to address that.

Beazley: Understood, and this, I assumed the reason for the immediate need on all of this is the timing that we've received from our good friends at EPA.

Murray: Yes.

Althausen: And just to clarify the related ones would be this one that, obviously Emma just read, and then the third one, and the fourth one.

Beazley: Right.

Buroker: What would be the timeline on that grant you were talking about.

Murray: That one, the application is due June 1<sup>st</sup>, and I'm not sure when they make their announcement.

Beazley: But EPA has given us some kind of tacit approval idea saying we see this urgent enough to expedite the awarding of this grant.

Murray: Yes.

Althausen: So, what we would be asking Council to do, unless council desire to hear a little more explanation on Resolution 001-24, and Resolution 002-24 first, it's up to you all. They are all interrelated. Well, the Resolutions deal with the engineering, and then applying for the monies that have already been discussed here. So, do we want to do the project and comply with the EPA and if so, we need to approve the Ordinance, and the associated Resolutions to make this whole thing move forward as expeditiously as possible.

Althausen: Yes. So, if there are no questions I'm going to ask if there would be a motion to suspend the three-reading rule.

**Motion by Mr. Beazley and second by Mrs. Buroker that rules requiring legislation of a permanent or general nature to be read on three separate days, be suspended. Roll call vote, 7 ayes, motion carried.**

**Motion by Mrs. Wren and second by Mrs. Tudor to adopt Ordinance No. 24-002.**

Althausen: Any discussion?

Beazley: Mr. President, my understand is that should we approve this, and then the funding and the grant money not be received, we would not be obligated to move forward, is that correct?

Althausen: That is my understanding as well, Cindy?

Murray: Yes.

Beazley: Just to clarify, thank you.

Althausen: And also, in that whole discussion, I think maybe Finance was involved, but the Administration, the Auditor's Office, tried to, as you can see, come up with a way to pay for the excess. Remember, it's all General Fund funding anyway. So, if for example, demand at the Quarry falls off, it doesn't mean we scrap it. It just means we haven't paid for it out of site rentals. So, any further discussion?

(Roll call vote, 7 ayes, motion carried.)

- **ORDINANCE NO. 24-003, TITLE ONLY; AN ORDINANCE PROVIDING FOR TRANSFERRING FUNDS FOR THE YEAR 2023, FOR THE CITY OF KENTON, OHIO, AND DECLARING AN EMERGENCY.**

Romanko: I humbly admit that I made a mistake in the original budget line item, and I have the Auditor and Treasurer fees being \$103,000.00 instead of being \$2,500.00. So, this transfer takes it from the Auditor and Treasurer fees to the Grove Cemetery Distribution so they can have their full \$103,000.00 in March when I get the real estate taxes.

Beazley: I have it we transposed those?

Althausen: Anything can be fixed.

Romanko: I transposed them last year too.

**Motion by Mr. Beazley and second by Mr. Walters that rules requiring legislation of a permanent or general nature to be read on three separate days, be suspended. Roll call vote, 7 ayes, motion carried.**

**Motion by Mr. Beazley and second by Ms. Jones to adopt Ordinance No. 24-003.**

Althausen: Any discussion?

(Roll call vote, 7 ayes, motion carried.)

- **RESOLUTION NO. 001-24, TITLE ONLY; A RESOLUTION AUTHORIZING THE SAFETY-SERVICE DIRECTOR OF THE CITY OF KENTON, OHIO TO ENTER INTO PROFESSIONAL SERVICES AGREEMENT WITH CHOICE ONE ENGINEERING CORPORATION, AND DECLARING AN EMERGENCY.**

## RECORD OF PROCEEDINGS

Minutes of

KENTON CITY COUNCIL

Meeting

Lilienthal Southeastern, Inc., 1-800-837-1904, Re-Order 6685K

Held

February 12, 2024

20

Althaus: Anything you want to say Cindy? This obviously is the engineering regarding the item that you already passed.

**Motion by Mrs. Tudor and second by Mrs. Wren that the rules requiring legislation of a permanent or general nature to be read on three separate days, be suspended. Roll call vote, 7 ayes, motion carried.**

**Motion by Mr. Miller and second by Ms. Jones to adopt Resolution No. 001-24.**

Althaus: Any discussion? (Roll call vote, 7 ayes, motion carried.)

- **RESOLUTION NO. 002-24, TITLE ONLY; A RESOLUTION AUTHORIZING THE CITY OF KENTON TO APPLY FOR, ACCEPT, AND ENTER INTO A WATER SUPPLY REVOLVING LOAN ACCOUNT (WSRLA) AGREEMENT ON BEHALF OF THE CITY OF KENTON FOR PLANNING, DESIGN AND/OR CONSTRUCTION OF WATERLINE EXTENSION TO FRANCE LAKE; AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN, AND DECLARING AN EMERGENCY.**

Beazley: Let's go get the money.

Althaus: Yup, requirement to get the money, right. Is that a good way to say it?

**Motion by Mrs. Buroker and second by Ms. Jones that the rules requiring legislation of a permanent or general nature to be read on three separate days, be suspended. Roll call vote, 7 ayes, motion carried.**

**Motion by Mrs. Buroker and second by Mrs. Wren to adopt Resolution No. 002-24.**

Althaus: Any discussion? (Roll call vote, 7 ayes, motion carried.)

## 2<sup>nd</sup> READING

None.

## 3<sup>rd</sup> READING

None.

## OTHER MATTERS

**Motion by Mr. Beazley and second by Mrs. Buroker to go out of Regular Session and enter into Closed Session per ORC Section 121.22(G)(1) Personnel.**

Althaus: Any discussion? (Roll call vote, 7 ayes, motion carried. Time 7:42PM)

**Motion by Mr. Beazley and second My Mrs. Buroker to go out of Closed Session and return to Regular Session.**

Althaus: Any discussion? (Roll call vote, 7 ayes, motion carried. Time 7:59PM)

## COMMENTS FROM THE PUBLIC:

None.

## COMMENTS FROM THE NEWS MEDIA:

None.

## COMMENTS FROM COUNCIL MEMBERS AND ADMINISTRATION:

Althaus: Chief Donnelly anything you want to add? Chief Musser? Carrell, anything? Cindy? Okay, then Sue? David?

Beazley: I was pleased to see three of our four Commissioner candidates attend the sessions over the past few weeks. It's encouraging to see new blood getting involved in local government. That's all I have.

Althaus: Steve? Chad?

Miller: No, sir.

Althaus: Pegg? Anda?

Tudor: Nothing, thank you.

Althaus: Robin?

Jones: No, thank you.

Althaus: Okay, John anything to add? Lynn?

Webb: No.

Althaus: Okay then. Well, not too bad for all the people we had here tonight. Thanks everyone for their attention. We will meet again on February 26<sup>th</sup> right here at 7pm. We are adjourned.

Joel Althaus, President of Council

Emma Nelson, Clerk

*Terri Downey 2-21-24*

	B	C	D	E	F
1	MONTHLY REPORT OF THE CITY AUDITOR & CITY TREASURER				
2	TO THE MAYOR OF KENTON.				
3	in accordance with the provisions of Section 733.45 Ohio Revised Code, we herewith				
4	submit our report of the conditions of the various funds of the municipality for the				
5		MONTH ENDING-	Dec. 2023		
6					
7	<b>TERRI L. DOWNEY, CITY TREASURER</b>		<b>BRIAN F. HATTERY, CITY AUDITOR</b>		
8	<u>GEN. FUND</u>	<u>AUDITOR BAL.</u>	<u>CURRENT O.S.</u>	<u>PRIOR O.S.</u>	<u>TREASURERS BAL.</u>
9					
10	General Fund	\$4,079,874.52	\$49,778.74	\$478.32	\$4,130,131.58
11	Street Fund	\$307,195.41	\$8,565.04		\$315,760.45
12	State Highway Fund	\$89,706.28			\$89,706.28
13	RSPO Fund	\$19,113.98	\$1,656.46	\$545.00	\$21,315.44
14	CBDG Fund	\$29,866.10			\$29,866.10
15	Revolving Loan Fund	\$2,271.54			\$2,271.54
16	Court Special Pro. Fund	\$103,069.46	\$954.79		\$104,024.25
17	Permissive Auto Fund	\$0.00			\$0.00
18	Court Comp. Fund	\$37,509.89	\$1,382.28		\$38,892.17
19	Police Pension Fund	\$34,906.10			\$34,906.10
20	Fire Pension Fund	\$36,164.29			\$36,164.29
21	Police Dept. Arresting Fd.	\$15,510.18			\$15,510.18
22	Law Enforcement Fund	\$66,251.51	\$3,244.00		\$69,495.51
23	Indigent Drivers Alcol. Fd.	\$112,108.27			\$112,108.27
24	E.M.H.A. Fund	\$23,323.38	\$523.92		\$23,847.30
25	Probation Services Fd	\$30,976.48	\$635.19	\$300.00	\$31,911.67
26	Grove Cemetery Fund	\$0.00	\$11.40		\$11.40
27	AGO Police Training	\$0.00			\$0.00
28	Local Fiscal Rec. Fund	\$19,155.24	\$29,704.25		\$48,859.49
29	Opioid Settlement	\$14,538.89			\$14,538.89
30	Cap. Improv. Issue II Fd	\$0.00			\$0.00
31	Stormwater Capital Proj.	\$0.00			\$0.00
32	Bond Retirement Fund	\$0.00			\$0.00
33	Note Retirement Fund	\$0.00			\$0.00
34	Waterworks Fund	\$1,803,636.99	\$507,952.72	\$18.30	\$2,311,608.01
35	Sewer Fund	\$3,200,044.99	\$49,986.78	\$18.30	\$3,250,050.07
36	Garbage & Refuse	\$165,999.10	\$20.56		\$166,019.66
37	Stormwater Fund	\$214,246.71	\$10,570.19	\$0.90	\$224,817.80
38	Waterworks Dep. Fund	\$146,777.27	\$666.08	\$238.02	\$147,681.37
39	Fire Loss Claims Fund	\$27,000.00			\$27,000.00
40	Unclaimed Monies Fund	\$23,720.50			\$23,720.50
41					
42					
43	Total Deposits	\$10,602,967.08	\$665,652.40	\$1,598.84	\$11,270,218.32
44					
45	Less Investment	MDLF Bk/Liberty Bk.			(\$65,616.17)
46	Less Investment	Home Sav. & Loan			(\$993,221.40)
47	Less Investment	Star Ohio			(\$6,659,423.30)
48	General Dep. Bal.				\$3,551,957.45*
49					
50	Payroll Rotary Acct.	\$32,970.62	\$1,504.12	\$0.00	\$34,474.74
51					
52	*Treas. Bal. \$3,551,957.45 - \$98.63 (Int. pd. To payroll to be trans. To Gen. Acct) = \$3,551,858.82 Bank Bal.				
53					



# DECEMBER REPORT OF THE CITY AUDITOR AND CITY TREASURER TO THE MAYOR OF THE CITY OF KENTON

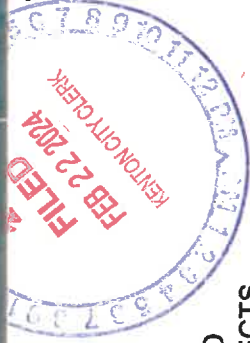
In accordance with the provisions of Section 733.45, Ohio Revised Code, we herewith submit our report of the various funds of the municipality.

Terri L. Downey, City Treasurer

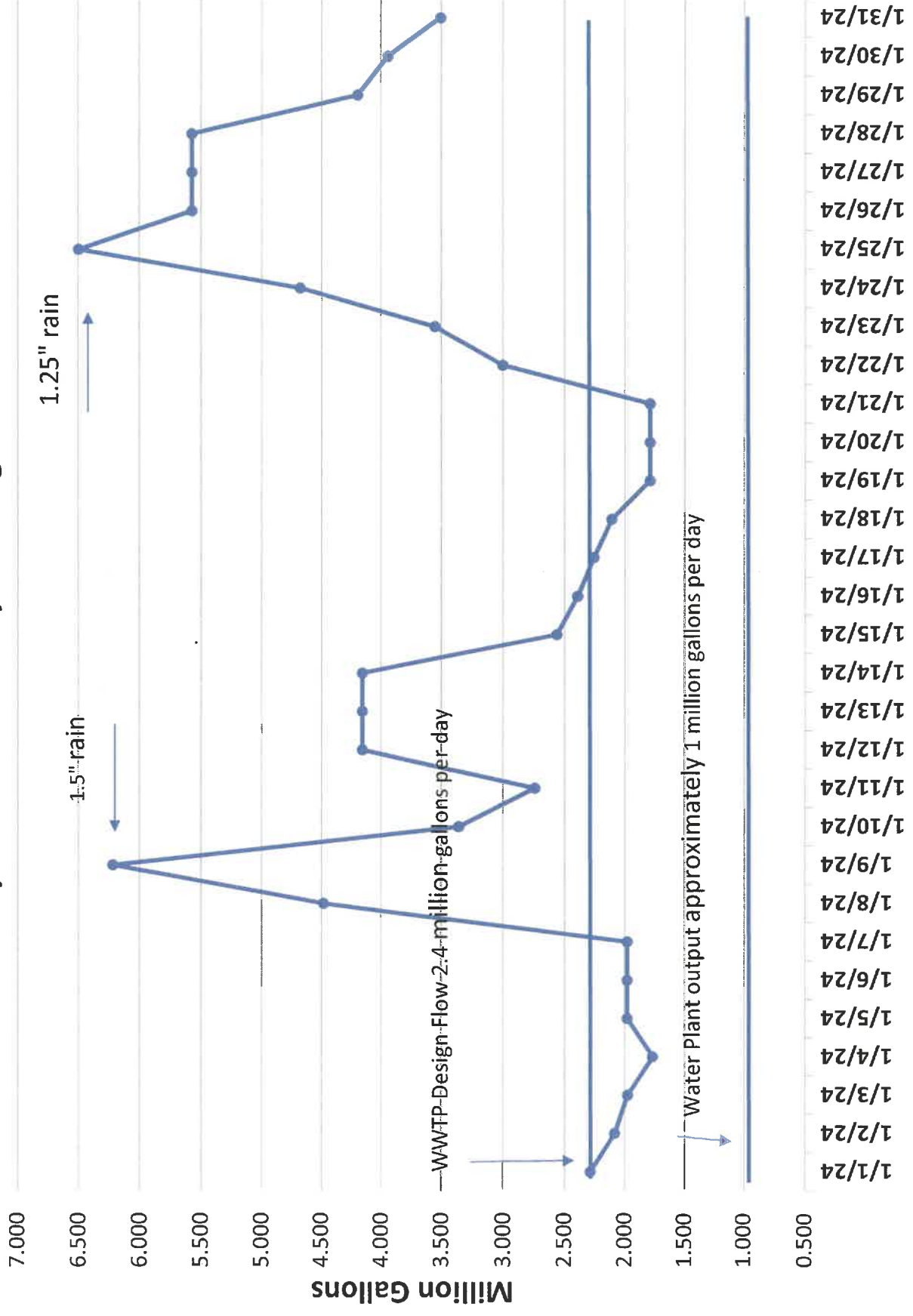
Brian Hattery, City Auditor

*Handwritten signature: Pamela Starnard 1-28-24*

Fund #	A. General Depository Fund Title	B. Auditor Begin Balance	D. Receipts	E. Total Disbursements	F. Auditor End Balance
101	GENERAL FUND	4,405,584.93	573,515.66	899,226.07	4,079,874.52
201	STREET FUND	16,174.06	344,748.72	53,727.37	307,195.41
202	STATE HIGHWAY FUND	85,460.20	4,342.43	96.35	89,706.28
204	R.S.P.O. FUND	(5,938.34)	25,000.00	(52.32)	19,113.98
205	C.D.B.G. FUND	29,614.34	251.76	0.00	29,866.10
206	REVOLVING LOAN FUND	2,252.40	19.14	0.00	2,271.54
207	COURT SPECIAL PROJECTS	101,672.90	2,351.35	954.79	103,069.46
208	PERMISSIVE LICENSE TAX	0.00	0.00	0.00	0.00
209	COUNTY CDBG FUND	0.00	28,430.00	28,430.00	0.00
210	COURT COMPUTERIZATION	37,387.17	1,505.00	1,382.28	37,509.89
211	POLICE PENSION FUND	34,906.10	0.00	0.00	34,906.10
212	FIRE PENSION FUND	36,164.29	0.00	0.00	36,164.29
213	K.P.D.A.A. FUND	15,490.18	20.00	0.00	15,510.18
214	LAW ENFORCEMENT FUND	69,011.99	483.52	3,244.00	66,251.51
215	I.D.A.F. FUND	111,773.58	334.69	0.00	112,108.27
216	E.M.H.A. FUND	23,922.30	0.00	598.92	23,323.38
217	PROBATION SERVICES FUND	30,874.00	847.00	744.52	30,976.48
218	GROVE CEMETERY FUND	11.40	0.00	11.40	0.00
219	FEDERAL GRANTS	0.00	0.00	0.00	0.00
220	AGO POLICE TRAINING	0.00	0.00	0.00	0.00
222	LOCAL FISCAL RECOVERY FUND	48,859.49	0.00	29,704.25	19,155.24
223	OPIOID SETTLEMENT	11,753.58	2,785.31	0.00	14,538.89
303	CAPITAL IMP. ISSUE II FUND	0.00	0.00	0.00	0.00
307	STORMWATER CAPITAL PROJECTS	35,656.13	0.00	35,656.13	0.00
401	BOND RETIREMENT FUND	(12,777.45)	12,777.45	0.00	0.00
403	NOTE RETIREMENT FUND	0.00	0.00	0.00	0.00
601	WATERWORKS FUND	1,844,528.51	639,590.48	680,482.00	1,803,636.99
602	SEWER FUND	3,113,458.44	179,368.74	92,782.19	3,200,044.99
605	GARBAGE AND REFUSE	162,284.09	50,721.85	47,006.84	165,999.10
606	STORMWATER FUND	103,915.27	178,761.83	68,430.39	214,246.71
608	WATERWORKS DEPOSITS	146,038.81	11,393.77	10,655.31	146,777.27
907	FIRE LOSS CLAIMS FUND	27,000.00	0.00	0.00	27,000.00
908	UNCLAIMED MONIES FUND	27,220.50	0.00	3,500.00	23,720.50
		10,502,298.87	2,057,248.70	1,956,580.49	10,602,967.08
	PAYROLL ROTARY ACCOUNT:	28,646.71	301,522.50	297,198.59	32,970.62



# January 2024 WWTP Daily Discharge Flow



## **EXPLANATION OF ORDINANCE NUMBER 24-004**

**Street Traffic Light Maintenance:** Another Semi driver has hit and damaged the traffic light at Franklin and Detroit. Brian Shook sent us a bill for a quick repair to get it out of the street as well as a quote to replace the damaged pole and the base. The total of the bill and the quote is \$20,575.00.



**ORDINANCE NUMBER 24-004**

**AN ORDINANCE PROVIDING FOR ADDITIONAL APPROPRIATIONS  
AND FOR TRANSFERRING FUNDS  
FOR THE YEAR 2024, FOR THE CITY OF KENTON, OHIO,  
AND DECLARING AN EMERGENCY**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF KENTON, OHIO:

SECTION I. That the following amounts are hereby appropriated as additional for the year 2024.

	<b><u>STREET FUND (201)</u></b>	
Street Traffic Light Maintenance	\$	20,575.00
<b>TOTAL STREET FUND</b>	<b>\$</b>	<b>20,575.00</b>
<b>TOTAL ADDITIONAL APPROPRIATIONS</b>	<b>\$</b>	<b>20,575.00</b>

SECTION II. That this Ordinance shall be an emergency measure, the particular emergency being the need to balance accounts for the immediate and best protection of the public welfare, safety, and convenience, this Ordinance shall be in force and effect from and after its passage and approval by the Mayor.

Passed: \_\_\_\_\_  
President of Council

Attest: \_\_\_\_\_  
Approved:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Mayor



# OHIO DEPARTMENT OF TRANSPORTATION

Mike DeWine, Governor

Jack Marchbanks, Ph.D., Director

District 1

1885 North McCullough St., Lima, OH 45801

419-222-9055

[transportation.ohio.gov](http://transportation.ohio.gov)

January 29, 2024

The Honorable Lynn Webb  
Mayor, City of Kenton  
111 W. Franklin St.  
Kenton, Ohio 43326

Re: Preliminary Participatory Legislation for HAR SR 67 Sidewalks, PID 119796

Dear Mayor Webb:

Enclosed is one set of preliminary legislation for the project referenced above, which is scheduled for construction in the summer of 2026.

This project proposes the following work along SR 67:

- Filling sidewalk gaps and extending the network along Columbus Street from Broadway St. to the Kenton Station Senior Villas.

The city will be responsible for the entire cost of the improvement, including environmental, preliminary engineering, right-of-way and construction costs, less the \$1M of safety funds that are currently allocated toward the project.

The enclosed legislation verifies the City's consent to proceed with the project and commitment to pay for the project costs as noted above. Based on the current estimate, the City's share for the construction phase of the project will be approximately \$425,000. The actual amount the city will be responsible for will be determined by the State's official estimate, which should be calculated in March 2026. At that time, ODOT will ask the City to complete final legislation and return a check for the estimated amount due.

Please ask your city council to enact this legislation and return it to me upon completion. All places on the legislation that require your attention have been shaded grey.

Should you have any questions, you can contact me by email at [tanner.inkrott@dot.ohio.gov](mailto:tanner.inkrott@dot.ohio.gov) or by phone at (419) 999-6867.

Respectfully,

Chris A. Hughes, P.E.  
District One Deputy Director

Tanner Inkrott  
Transportation Engineer

**Excellence in Government**

*ODOT is an Equal Opportunity Employer and Provider of Services*

## ORDINANCE NUMBER 24-005

AN ORDINANCE AUTHORIZING THE CITY OF KENTON, OHIO TO ENTER INTO A HIGHWAY IMPROVEMENT PROJECT WITH THE OHIO DEPARTMENT OF TRANSPORTATION AND DECLARING AN EMERGENCY.

PID No. 119796

### Preliminary Legislation

Ordinance# 24-005

County/Route/Section: **HAR SR 67 Sidewalks**

The following is an Ordinance enacted by the City of Kenton, Ohio, hereinafter referred to as the Local Public Agency (LPA), in the matter of the stated described project.

### **SECTION I - Project Description**

WHEREAS, the LPA has identified the need for the described project:

This project proposes the following work along SR 67:

- Filling sidewalk gaps and extending the network along Columbus Street from Broadway St. to the Kenton Station Senior Villas.

WHEREAS, a portion of described project is located within the City corporation limits.

NOW THEREFORE, be it ordained by the City of Kenton of Hardin County, Ohio.

### **SECTION II - Consent Statement**

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

### **SECTION III - Cooperation Statement**

The LPA shall cooperate with the Director of Transportation in the above described project as follows:

The LPA hereby agrees to pay for the entire cost of the improvement, including environmental, preliminary engineering, right-of-way and construction costs, less the amount of State Highway funds allocated to this project by the Ohio Department of Transportation (ODOT). In the event that the LPA requests certain features or appurtenances to be included within the project's design and/or construction, and which features and appurtenances are determined by the State to be not necessary for the project, the LPA shall contribute 100% of the cost of those items.

#### **SECTION IV - Utilities and Right-of-Way Statement**

The LPA agrees that all right-of-way required (if applicable) for the described project will be acquired and/or made available in accordance with current State and Federal regulations. The LPA also understands that right-of-way costs include eligible utility costs.

The LPA agrees that all utility accommodations, relocations and reimbursements will comply with the current provisions of 23 CFR 65 and the ODOT Utilities Manual.

#### **SECTION V - Maintenance**

Upon completion of the project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the project in accordance with all applicable state and federal law, including, but not limited to, Title 23, U.S. Code, Section 116; (2) provide ample financial provisions, as necessary, for the maintenance of the project; (3) maintain the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.

#### **SECTION VI - Authority to Sign**

The Mayor of said City of Kenton is hereby empowered on behalf of the City of Kenton to enter into agreements with the Director of Transportation necessary to complete the above described project.

Passed: \_\_\_\_\_, 20\_\_\_\_.  
(Date)

Attested: \_\_\_\_\_  
(Clerk) (Mayor)

Attested: \_\_\_\_\_  
(President of Council)

This Ordinance is hereby declared to be an emergency measure to expedite the highway project(s) and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

**RESOLUTION NO. 003-24**

**A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR AND/OR SAFETY  
SERVICE DIRECTOR TO APPLY TO THE OHIO DEPARTMENT OF  
TRANSPORTATION FOR TRANSPORTATION ALTERNATIVES PROGRAM (TAP)  
FUNDING AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Kenton is eligible to apply for Transportation Alternatives Program funding for the North Detroit Street (U.S. 68) Improvements;

WHEREAS, if requested funds are granted, the City of Kenton shall be responsible for at least five percent (5%) of the construction costs of TAP funded items, and for 100% of all other costs associated with the architecture/engineering plans, environmental studies and documentation, right-of-way plans, and right-of-way acquisition, if necessary.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Kenton, Ohio:

SECTION I. The Mayor and/or Safety Service Director for the City of Kenton be and herewith are authorized and directed to apply to the Ohio Department of Transportation for Transportation Alternatives Program funds.

SECTION II. Said request shall be for improvements for the North Detroit Street (U.S. 68) Improvements, Phase I, estimated to cost \$4,340,048.02 of which the Local Public Agency (LPA) is applying for \$252,351.11 in TAP funding, if awarded the funds, the LPA commits to pay at least five percent (5%) (hereinafter known as the local portion) of the actual construction cost over and above the maximum amount provided by the State of Ohio, Department of Transportation and for all costs associated with design, environmental and right-of-way activities.

SECTION III. Upon completion of the described Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the described Project in accordance with all applicable state and federal laws, including, but not limited to, 23 USC 116; (2) provide ample financial provisions, as necessary, for the maintenance of the described Project; (3) if necessary, maintain the right-of-way, keeping it free of obstruction; and (4) if necessary, hold said right-of-way inviolate for public highway purposes.

SECTION IV. If the application is approved for the funding the Mayor and/or Safety Service Director of said LPA is hereby empowered on behalf of the LPA to enter into a contract with the Director of the Ohio Department of Transportation necessary to complete the above described project.

SECTION V. That this Resolution shall be an emergency measure, the particular emergency being the need to submit the application in a timely manner. Therefore, for the immediate and best protection of the public welfare and convenience, this Resolution shall be in force and effect from and after its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

Passed this \_\_\_\_\_ Day of \_\_\_\_\_, 2024

\_\_\_\_\_  
President of Council

Attest:

\_\_\_\_\_  
Clerk

Approved \_\_\_\_\_ day of \_\_\_\_\_, 2024

\_\_\_\_\_  
Mayor