

MINUTES
Wyoming City Council
November 16, 2020

The Wyoming City Council met in regular session on November 16, 2020 at 7:00 p.m. via Zoom. Mayor Hoffmeister called the meeting to order. In attendance were:

Council Members:

Thaddeus Hoffmeister, Mayor
Nancy Averett
Al Delgado
Zach Green
Jim O'Reilly
Sarah Stankorb Taylor

Others:

Rusty Herzog, Acting City Manager
Emily Supinger, City Solicitor

APPROVAL OF CONSENT AGENDA:

Mr. Delgado moved to approve the Consent Agenda. Ms. Averett seconded the motion. There being no discussion, the motion to approve the following items on the Consent Agenda carried with all voting yes:

- September 28, 2020 Committee of the Whole Meeting Minutes
- October 12, 2020 Special City Council Meeting Minutes
- October 19, 2020 Regular City Council Meeting Minutes
- October 26, 2020 Special City Council Meeting Minutes
- October 28, 2020 Special City Council Meeting Minutes
- Resolution Honoring the Services of Bobbi McTurner Serving on the Historic Preservation Commission
- Resolution Authorizing the City Manager to Enter into a Three Year Labor Management Agreement Between the City of Wyoming and the American Federation of State, County, and Municipal Employees Bargaining Unit Covering the Period 2021-2023

SPECIAL REPORTS/MINUTES:

Mr. O'Reilly reported that OKI had a very successful discussion on the inspections and re-opening plan of the I-75 bridge. The Kentucky Department of Transportation anticipates that the bridge can be reopened in late December but cannot confirm this until they obtain enough samplings of the steel girders to determine if they are structurally sound to handle local traffic. Discussion continues about the implementation of tolls as a means of establishing revenue to replace the bridge at some time in the future.

REPORTS OF STANDING COUNCIL COMMITTEES:

No comments were received.

CITIZEN PARTICIPATION:

No comments were received.

REPORT FROM THE CITY MANAGER:

Acting City Manager, Rusty Herzog, provided his report to City Council:

- City offices will be closed on Thursday, November 26 and Friday, November 27 for the Thanksgiving holiday. The Recreation Center will be closed on Thanksgiving Day. There will be no delays in Rumpke's pick up schedule during Thanksgiving week.
- Fall curbside leaf pick up continues until December 8. Please rake your leaves to the curb and City crews will pick them up. Please do not rake the leaves into the street or gutters as this will cause flooding.
- A reminder that the December City Council meeting will be held one week earlier on Monday, December 14 due to the Christmas holiday.
- Hoxworth is conducting another community blood drive on Monday, December 7 from 11am to 5pm at the Civic Center, appointments are encouraged, call Hoxworth at 451-0910 to schedule your appointment. All donors receive a free pair of holiday socks!

BUSINESS:

A. Presentation of the Green Business Awards: Ms. Stankorb Taylor explained that the Green Business Awards recognize local businesses that have taken significant or innovative strides to reduce their carbon footprints and adopt environmentally sustainable practices. The Environmental Stewardship Commission (ESC) has selected Sheldon Reder CPAs and Sally Noble Architect as the 2020 Wyoming Green Business Award winners. Ms. Sarah Fairweather Flem, a member of the Environmental Stewardship Commission presented a short PowerPoint to Council.

Sally Noble Architect-presented a picture of a LEED certified GOLD home in Mt. Lookout and explained, "This is one of many LEED homes that I have been proud to design here in Cincinnati over the past decade. These homes are typically built on infill lots, which does not contribute to developing new land. Designing projects that take into account green building practices, lower emissions, and recycled products is my most important contribution I can make to protect our world for future generations."

Mark Reder of Sheldon Reder CPAs says, "One of the things we love about being in Wyoming is the beautiful tree canopy that enriches our neighborhood. As an accounting firm, we traditionally were big consumers of paper for tax returns and financial reports. When we looked around and considered the impact on Wyoming if that paper came from our local trees, we felt a responsibility to be better stewards. We have moved to paperless files and are pushing clients to adapt to receiving electronic materials from us. The

surprising ease of these changes continues to spark our thinking of other steps we can take to support sustainability in our own hometown.”

Mayor Hoffmeister read the Resolutions to each recipient. Both Sally and Mark thanked the city for their awards.

B. Report from the Historic Preservation Commission and Architectural Review Board Regarding a Demolition Application for a Detached Garage and Associated Replacement for a Property Located in the Village Historic District at 18 Wyoming Avenue: Mr. Gene Allison, chair of the Architectural Review Board, presented additional information to City Council.

Background: 18 Wyoming Avenue is a single-family house located in the Village Historic District. The architect, on the owner’s behalf, has applied for a demolition permit to demolish the detached garage and construct a new, two-car garage with bonus space above, rear patio and porch, reconfigured driveway, and in ground pool. Following the process outlined in Chapter 1336 of the Code, members of the Historic Preservation Commission (HPC) and the Architectural Review Board (ARB) met jointly on November 4, 2020, to review the demolition request submitted by the architect.

Mr. Allison added that the owner’s will be appearing before the Board of Zoning Appeals in December to request a variance for the proposed driveway reconfiguration. He added that the members of the HPC and ARB recommend City Council approve the application for demolition.

Mr. Green moved to adopt the report. Ms. Stankorb Taylor seconded the motion. There being no questions or comments, the motion to adopt the Report from the Historic Preservation Commission and Architectural Review Board Regarding a Demolition Application for a Detached Garage and Associated Replacement for a Property Located in the Village Historic District at 18 Wyoming Avenue carried with all voting yes.

C. Public Hearing on a Demolition Application for a Detached Garage and Associated Replacement for a Property Located in the Village Historic District at 18 Wyoming Avenue: Mayor Hoffmeister opened the public hearing. Having received no comments, Mayor Hoffmeister closed the public hearing.

D. Motion to Approve the Demolition Application for a Detached Garage and Associated Replacement for a Property Located in the Village Historic District at 18 Wyoming Avenue: Mr. Green moved to approve the application. Ms. Stankorb Taylor seconded the motion. There being no questions or comments, the motion to approve the Application for a Detached Garage and Associated Replacement for a Property Located in the Village Historic District at 18 Wyoming Avenue carried with all voting yes.

E. Public Hearing on the Ordinance Amending Various Sections of the Planning and Zoning Code: Mayor Hoffmeister opened the public hearing. Ms. Averett asked Ms. Statt Blake to explain the new zoning regulations for retaining walls. Ms. Statt Blake stated that the revisions to the Code will provide guidance on the placement of and height restrictions of retaining walls. There have been some instances where homeowners have constructed inappropriately high walls on property lines and currently the Code does not provide any ability for the Department to regulate them in order to be less intrusive to a neighboring property. There being no further comments, Mayor Hoffmeister closed the public hearing.

F. Second Reading of the Ordinance Amending Various Sections of the Planning and Zoning Code: Mayor Hoffmeister noted this is the second reading and set the third reading for the December 14, 2020 City Council meeting.

G. Second Reading of the Ordinance Amending Various Sections of the Building Code: Mayor Hoffmeister noted this is the second reading and set the third reading for the December 14, 2020 City Council meeting.

H. Public Hearing on the Proposed Capital Improvement Program for 2021: City Council reviewed all proposed 2021 CIP projects at Committee of the Whole meeting. After reviewing and discussing all projects, those recommended for funding have been included in the 2021 CIP and 2021 Operating Budget. Rusty Herzog provided a PowerPoint presentation describing all 2021 projects:

Tennis Courts

- Complete rebuild of High School Courts 1-4
 - Project Cost: \$282,000
 - Partial Project Funding USTA up to \$50,000
 - Remaining budget to be split with Wyoming Schools

Village Green Pavilion

- Creates new permanent performance space at the Village Green. Concept was developed through a public design challenge.
 - Project Cost: \$500,000
 - Project Funding:
 - General Fund Cash - \$50,000
 - Private Donations - \$450,000

Sidewalk Replacement Program

- Replacement of sidewalk sections as needed.

- Project Cost: \$30,000
- Project Funding: General Fund Cash

Civic Center Patio

- New front patio to provide additional outdoor seating for community space or part of private rentals, outdoor dining, and outdoor meeting space.
 - Project Cost: \$125,000
 - Project Funding:
 - CBDG Community Development Block Grant/CV-\$100,000
 - \$25,000 General Fund Cash

Water Reservoir Roof Replacement

- Replacement of the roof at the water reservoir at Hilltop Park.
 - Project Cost: \$573,407
 - Project Funding: \$140,000 from Water Fund Cash and partial project funding through Ohio Public Works Commission Loan

Ms. Averett commented on the tennis court reconstruction and recalled that a major cause of their condition was due to poor drainage and she asked if this will be addressed when the new courts are constructed. Mr. Huxel explained that as part of the project, a new sub-base will be poured which will include a new drainage system and should eliminate the issues with the deteriorating surfaces. Ms. Averett asked why the roof replacement of the reservoir is so expensive. Mr. Mike Lippert, Water Works Director, was present and explained that the existing concrete roof will be removed at the beginning of the project while interior repairs and replacements are conducted. After the existing concrete roof has been demolished and the tank upgrades are complete, the new aluminum cover will be placed on top of the existing structure and anchored there. Additionally, Mr. Lippert explained that there will be cost savings going forward as the City will not have to use as much Cincinnati water during the replacement process going with an aluminum roof verses repairs and replacements of the concrete roof.

Mayor Hoffmeister opened the public hearing and having received no further comments or questions, the public hearing was closed.

I. Resolution Adopting the 2021 Capital Improvement Program: Ms. Averett moved to adopt the Resolution. Ms. Stankorb Taylor seconded the motion. There being no comments, the motion to adopt the Resolution Adopting the 2021 Capital Improvement Program carried with all voting yes.

J. Public Hearing on the Proposed 2021 Appropriation Budget: The 2021 Appropriation Budget is able to maintain all operating services currently provided to Wyoming residents. The 2021 budget reflects a 15% decline in income tax receipts over the 2020 Budgeted amount. The 2021 proposed budget for property tax receipts is flat compared to the 2020 year end estimate. The City has proposed a decrease of 4.57% for the Operating Budget compared to the 2019 estimated expenditures. Overall, the 2021 Budget reflects a 15.09% decrease over 2020 year end estimates due to a decrease in Capital Improvement program funding compared to 2020. The 2021 budget is generally reflective of Council's financial and operating policies that were reviewed and reaffirmed by Council in 2020. The various operating budgets were fully funded along with the reserve funds as needed. Mr. Caudill provided a PowerPoint presentation highlighting key elements of the budget:

- The 2021 proposed budget totals \$14.8 million. Components of the budget include the Operating Budget (\$11,508,620), Capital Budget (\$1,410,407), and Debt Service (\$1,870,534).
- The 2021 proposed General Fund Revenues include: City Income Tax (\$5,270,000), Property Tax (\$3,070,000), Estate Tax (\$0), Local Government Fund (\$114,281), and Other (\$768,893).
- Proposed 2021 General Fund Operating Expenditures include General Government Services (\$2,911,417), Public Safety (\$3,076,860), Public Service/Infrastructure (\$1,831,364), Capital Projects (\$221,000), Transfers Out (\$750,000), and Debt Service (\$1,420,797).
- Proposed Recreation Fund Revenues for 2021 include Recreation Center (\$346,814), Civic Center (\$78,300), Aquatic Center (\$106,500), Parks & Fields (\$61,434), General Fund Transfer (\$300,000), and Community Events (\$0).
- Proposed 2021 Recreation Fund Expenditures include Recreation Center (\$556,747), Civic Center (\$123,786), Aquatic Center (\$256,240), Parks & Fields (\$70,274), and Community Events (\$0).
- Waterworks Fund Proposed 2021 Expenditures Operating Costs (\$1,117,752), Capital Costs (\$573,407), Debt Services & Transfers (\$857,755). This includes Waterworks Revenue Fund, Waterworks Capital Improvement Fund, Waterworks Debt Services Funds, and the Water Plan Improvement Fund.

Mr. O'Reilly commented that he is impressed with how the Kattelmann property is coming along and how rapidly the work has been done. He asked if there will be an upcharge in cost of any fees or programs once the work is done and the fields are usable. Mr. Caudill stated that additional revenue will be received from the rentals. Ms. Leininger added that the new fields are still under construction and are smaller in size than the turf field and will be used for department programming for which a rental charge will be established once they are completed. It is anticipated that the rental fee may be less than what is charged for the full-size field. Mr. O'Reilly complimented the Recreation staff and the construction teams for an impressive effort over the past six to seven years when the concept was first

established and he believes the complex, once complete, will make a fine presentation to the community.

Mayor Hoffmeister opened the public hearing and having received no comments from the public, Mayor Hoffmeister closed the public hearing.

K. Third Reading of the Ordinance Adopting the Revised Fees and Charges for 2021: Mr. Delgado moved to adopt the Ordinance. Ms. Averett seconded the motion. There being no comments, the motion to adopt the Ordinance Amending the Revised Fees and Charges for 2021 carried with all voting yes.

L. Third Reading of the Ordinance Amending Chapter 1188 and Section 1171.03(g) of the Planning and Zoning Code Pertaining to Outdoor Dining, Transient Businesses, and Food Trucks: Ms. Averett moved to adopt the Ordinance. Ms. Stankorb Taylor seconded the motion. There being no comments, the motion to adopt the Ordinance Amending Chapter 1188 and Section 1171.03(g) of the Planning and Zoning Code Pertaining to Outdoor Dining, Transient Businesses, and Food Trucks carried with all voting yes.

M. Third Reading of the Ordinance Amending Section 351.14(a) of the Codified Ordinances of the City of Wyoming Pertaining to Restricted Parking for Certain Vehicles: Mr. Delgado moved to adopt the Ordinance. Ms. Stankorb Taylor seconded the motion. There being no comments, the motion to adopt the Ordinance Amending Section 351.14(a) of the Codified Ordinances of the City of Wyoming Pertaining to Restricted Parking for Certain Vehicles carried with all voting yes.

N. Third Reading of the Ordinance Amending Section 505.18 of the Codified Ordinances of the City of Wyoming Pertaining to the Keeping of Bees: Ms. Stankorb Taylor moved to adopt the Ordinance. Ms. Averett seconded the motion. There being no comments, the motion to adopt the Ordinance Amending Section 505.18 of the codified Ordinances of the City of Wyoming Pertaining to the Keeping of Bees carried with all voting yes.

O. Third Reading of the Ordinance Amending Section 121.01 of the Codified Ordinances of the City of Wyoming Pertaining to the Rules of Council: Mr. Green moved to adopt the Ordinance. Ms. Averett seconded the motion. There being no comments, the motion to adopt the Ordinance Amending Section 121.01 of the Codified Ordinances of the City of Wyoming Pertaining to the Rules of Council carried with all voting yes.

P. First Reading of the Ordinance Amending the City of Wyoming's Storm Water District Rules and Regulations for Illicit Discharges, Earth Works, Stream Corridors, and Post Construction Water Quality: Mr. Lippert explained that Wyoming originally adopted the Hamilton County Storm Water Regulations in 2009. It is recommended that the Ordinance

be amended to comply with the latest Ohio EPA standards and to remove provisions and references in the Hamilton County Regulations that do not apply to the City of Wyoming. Mr. Delgado moved to suspend the rules. Ms. Averett seconded the motion. There being no discussion, by roll call vote, the motion to suspend the rules carried with all voting yes. Mr. Delgado moved to adopt the Ordinance. Ms. Averett seconded the motion. There being no discussion, by roll call vote, the motion to adopt the Ordinance Amending the City of Wyoming's Storm Water District Rules and Regulations for Illicit Discharges, Earth Works, Stream Corridors, and Post Construction Water Quality carried with all voting yes.

MISCELLANEOUS:

Ms. Stankorb Taylor commented that after reflecting on the budget overview from the past year she thanked Ms. Leininger and the Recreation Department staff; it has been a tough year. Additionally, she thanked Rusty Herzog for making and sharing a video on YouTube about the City's leaf pick up and mulch process; she learned a lot and said she is excited to see what else will be created on the City's YouTube channel.

Ms. Averett commented that she has not seen the leaf video but she cannot wait to tune in and watch it.

Mayor Hoffmeister asked everyone to be safe and look out for your neighbor.

EXCUSAL OF ABSENT MEMBERS:

Ms. Averett moved to excuse Mr. LeRoy. Ms. Stankorb Taylor seconded the motion. There being no discussion or comments, by roll call vote, the motion to excuse Mr. LeRoy carried with all voting yes.

EXECUTIVE SESSION:

There were no items to discuss in Executive Session this evening.

ADJOURN:

Ms. Stankorb Taylor moved to adjourn the meeting. Ms. Averett seconded the motion. By voice vote, the motion to adjourn the meeting carried with all voting yes. The meeting adjourned at 8:00 p.m.

Respectfully submitted,

Debby Martin, Executive Assistant

Karen Zeilman, Clerk of Council

Thaddeus Hoffmeister, Mayor