



# CITY OF HEATH

Mark D. Johns  
Mayor

Jay R. Morrow  
Auditor

David C. Morrison  
Director of Law

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## HEATH CITY COUNCIL

June 5, 2023

### REGULAR COUNCIL MEETING

President Tim Kelley called The Regular Meeting of Heath City Council to order May 15, 2023 at 7:30pm. The Pledge of Allegiance followed. The Invocation delivered by D. Morrow. T. Dupps called the Roll Call with Council Members; Porter, Roberts, Morrow, Kelley, Moretti, Crabill, Cole. D. Morrow moved to approve the minutes of the Regular Meeting May 1, 2023. Second by Crabill. All in Favor "Aye" Vote. **Minutes Approved.** Mayor Johns, J. Morrow Auditor in attendance.

#### **Elections and Appointments:**

Member Matt Fynn resignation from The Planning Commission.  
Appoint Eric Clark to The Planning Commission.

#### **Committee Reports:**

**Finance/Budget:** J. Crabill met this evening at 5:44 p.m. The following were discussed:

Approval of minutes: May 1, 2023 Committee Meeting. Motion by Porter to approve the minutes - Second by Cole. Roll Call Vote- All Favor "Aye" Vote – Minutes approved.

#### Legislative Request:

- 1). An Ordinance authorizing and directing the mayor to enter into an agreement with The Shelly Company for 2023 paving of streets located within the City of Heath according to bids received and waive the second reading and declaring an emergency to ensure we are paving in the construction season.
- 2). An Ordinance to authorize the appropriation of \$1,466,352.78 within the Capital Improvements Fund to Street – Paving and waive the second reading
- 3). An Ordinance appropriating \$25,000.00 within the Capital Improvement Fund to Service – Machinery and Equipment Repair and Maintenance for the replacement of the Police Air Conditioning and Air Handler Unit and waive the second reading

- 4). An Ordinance to amend Codified Ordinance Section 1187.10(h), to make it clearer that Digital billboards are permitted only in M-2 zoning districts.
- 5). A resolution giving consent for the City of Heath, Mayor Mark Johns to appoint himself as City of Heath representative to the Union Township JEDD Board of Directors, and declaring an emergency
- 6). Appropriation \$120,000 within Cap. Improvement Fund to Streets – Build replacement Building

Cole moved to adjourn into executive session to discuss contract negotiations. The motion was seconded by Porter. A roll call vote was taken, and all members present voted in favor of the motion. The discussion was limited to the specific statutory reason for the executive session, as set forth in Cole's motion. At the conclusion of this discussion, at 7:10 p.m. the committee went back on record. The finance committee adjourned at 7:10 p.m.

Other Items: Approve MTD/YTD Fund Report as to form

Finance Committee adjourned at 7:10 p.m.

**Public Services:** D. Morrow will meet May 22, 2023 at 5:30 p.m.

**Public Safety:** A. Porter met this evening at 5:30 p.m.

**Police:**

Police Chief Haren presented April 2023 statistics.

Alarms – Total 46: Residential 0 Commercial 46

Sgt. Testing – 3 officers signed up

Vest fitting is scheduled

Adjourned at 5:32 p.m.

**Fire:**

Fire Chief Warren McCord presented April 2023 statistics.

Personnel – Kenneth Mills 05/20/2018 (5 years full- time) Congratulations!

Adjourned 5:43 p.m.

**Streets & Drainage:** J. Roberts will meet June 5, 2023 at 5:30p.m.

There are 2 ordinances on the agenda this evening for streets. These were brought to committee last week. This will allow for street paving to begin the process.

**Community Development & Zoning:** P. Moretti will meet May 8, 2023 at 5:30 P.M.

Chief of Building and Zoning Jared Lane opened the meeting at 5:34 p.m. the following were discussed.

Leg. Request was presented for the mayor to represent and be on the Board of Directors for The Union Township JEDD.

Leg. Request for \$25,000 to replace the air conditioner and air handler at the police station

Leg. Request to update our sign ordinance to further clarify that electronic billboards are only permitted in area Zoned M-2

Updates on ongoing projects around the city. The mayor gave updates on the re-zoning efforts of the Red Chip Farms property.

Jared also informed us that we were already utilizing Sunday Creek Horizons to help with zoning issues.

There will also be a special use request dealing with the business out of the old mark Builders office in Forest Hills.

Adjourned at 6:50 p.m.

**Parks, Recreation, and Davis Shai House:** D. Cole will meet June 5, 2023 immediately following Streets & Drainage.

**Planning Commission:** J. Crabill will meet twice this month May 18, 2023 and May 25, 2023 at 7:00 p.m.

**Ordinances on First Read:**

**Ord.45-2023** An ordinance authorizing and directing the mayor to enter into a lease-purchase agreement with KS State Bank according to state bid and declaring an emergency. Motion by Morrow to waive the second read of Ord.45-2023. Second by Porter. Roll Call Vote. All in favor "Aye" Vote. Motion to waive second read. Ord.45-2023 Approved. Discussion Mayor-appreciate council for the waiving of the second reading on Ord. 45-2023 and Ord.46-2023 also like the passage of both ordinances. This truck is being held for us. If not, it will take 10-12 months to receive another one. This is for streets and the water dept. Motion by Morrow to Adopt Ord.45-2023. Second by Porter. Roll Call Vote. All in favor "Aye" Vote. **Ord.45-2023 Adopted**

**Ord.46-2023** A ordinance authorizing the appropriation and transfer of \$31,000 within the General Fund to Streets- Rents and Leases and \$93,000 within the General Fund to Wastewater- Rents and Leases. Motion by Morrow to waive the second read Ord.46-2023. Second by Porter. Roll Call Vote. All in favor "Aye" Vote. Motion to waive the second read Ord. 46-2023 approved. Motion by Morrow to Adopt Ord. 46-2023. Second by Porter. Roll Call Vote. All in favor "Aye" Vote. **Ord. 46-2023 Adopted**

**Ord.47-2023** An Ordinance amending section 1187.10(h) of the Codified Ordinances of the City of Heath, Ohio, to make it clearer that digital billboards are permitted only in M-2 zoning districts. **Held Second Read**

**Ord.48-2023** An ordinance authorizing the appropriation and transfer of \$25,000 within the Capital Improvement Fund to Service – Machinery & Equipment Repair and Maintenance. Motion by Moretti to waive the second read Ord.48-2023. Second by D. Morrow. Roll Call Vote. All in favor "Aye" Vote. Motion to waive second read Ord.48-2023 Approved. Motion by Moretti to Adopt Ord.48-2023. Second by D. Morrow. Roll Call Vote. All in favor "Aye" Vote. **Ord.48-2023 Adopted.**

**Ord.49-2023** An ordinance authorizing and directing the mayor to enter into a contract with The Selley Company for paving of streets in 2023 according to bids received and declaring an emergency. Motion by Roberts to waive second reading Ord. 49-2023. Second by Crabill. Discussion Mayor – Like council to consider waiving and passage of Ord.49-2023 and Ord.50-2023. This will allow for Shelly Co. to get us on their schedule and the streets to be taken care of hopefully before the school buses are rolling. Roll Call Vote. All in favor "Aye" Vote. Motion to waive second read approved. Motion by Roberts to Adopt Ord.49-2023. Second by Crabill. Roll Call Vote. All in favor "Aye" Vote. **Ord.49-2023 Adopted**

**Ord.50-2023** An ordinance authorizing the appropriation and transfer of \$1,466,352.78 within the Capital Improvement Fund to Street- Paving. Motion by Roberts to waive second read Ord.50-2023. Second by Cole. Roll Call Vote. All in favor "Aye" Vote. Motion to waive the second read Ord.50-2023 approved. Motion by Roberts to Adopt Ord.50-2023. Second by Cole. Roll Call Vote. All in favor "Aye" Vote. **Ord.50-2023 Adopted**

**Ordinances on Second Read:**

**Ord.40-2023** An ordinance authorizing the appropriation and transfer of \$26,649 within the General Fund to Law Enforcement – Other Equipment to purchase 21 Safariland ballistic vests and vest carriers. Motion by Porter to Adopt Ord. 40-2023. Second by Roberts. Roll Call Vote. All in favor "Aye" Vote. **Ord.40-2023 Adopted**

**Ord.41-2023** An ordinance approving a collective bargaining agreement with International Association of Firefighters, Local 2930, for a period commencing April 17, 2023, and concluding April 16, 2026, authorizing and directing the mayor to execute it on behalf of the City of Heath, and declaring an emergency. Motion by Crabill to Adopt Ord.41-2023. Second by Cole. Roll Call Vote. All in favor "Aye" Vote. **Ord.41-2023 Adopted**

**Ord.42-2023** An ordinance approving a collective-bargaining agreement for salaries and benefits with F.O.P. Ohio Labor Council, Inc. for dispatchers, to take effect on April 1, 2023, and remain in effect through March 31, 2026, and authorizing and directing the mayor to execute it on behalf of the City of Heath, and declaring an emergency. Motion by Crabill to Adopt Ord.42-2023. Second by Cole. Roll Call Vote. All in favor "Aye" Vote. **Ord.42-2023 Adopted**

**Ord.43-2023** An ordinance approving a collective- bargaining agreement for salaries and benefits with F.O.P. Ohio Labor Council, Inc., to take effect on the date of mutual ratification and remain in effect through March 31, 2026, and authorizing and directing the mayor to execute it on behalf of the City of Heath, and declaring an emergency Motion by Crabill to Adopt Ord.43-2023. Second by Cole. Roll Call Vote. All in favor "Aye" Vote. **Ord.43-2023 Adopted**

**Ord.44-2023** An ordinance approving a collective-bargaining agreement for salaries and benefits with AFSCME, Ohio Council 8, AFL-CIO, AFSCME Local 3439 to take effect on the date of mutual ratification and remain in effect through March 31, 2026, and authorizing and directing the mayor to execute it on behalf of the City of Heath, and declaring an emergency. Motion by Crabill to Adopt Ord.44-2023. Second by Cole. Roll Call Vote. All in favor "Aye" Vote. **Ord.44-2023 Adopted**

#### **Resolutions First Read:**

**Res.2023-11** A resolution appointing the mayor to serve on the board of directors of Union Township-Heath Joint Economic Development District No. 1 as the City's representative and declaring an emergency. Motion by Moretti to waive the second read Res.2023-11. Second by D. Morrow. Discussion Mayor – The JEDD Board has been waiting on this and now this will allow to move forward with a formational meeting of the board. Appreciate your waiving the second read and the passage of Res.2023-11. Roll Call Vote. All in favor "Aye" Vote. Motion to waive second read Res.2023-11 approved. Motion by Moretti to Adopt Res.2023-11. Second by D. Morrow. Roll Call Vote. All in favor "Aye" Vote. **Res.2023-11 Adopted**

#### **Resolution on Second Read:**

**Resolution 2023-09** A Resolution of the Council of the City of Heath requesting the Licking County Auditor to certify to the city the total current tax valuation of the city and the dollar amount of revenue that would be generated by a one-mill tax levied for fire protection and emergency medical services and declaring an emergency – Motion by Crabill to Adopt. Res.2023-09 Second by Porter. Roll Call Vote. All in favor "Aye" Vote. **Res.2023-09 Adopted**

**Resolution 2023-10** A Resolution of the Council of the City of Heath requesting the Licking County Auditor to certify to the city the total current tax valuation of the city and the dollar amount of revenue that would be generated by a one-and-one-half-mill tax levied for fire protection and services and declaring an emergency – Motion by Crabill to Adopt Res.2023-10. Second by Porter. Roll Call Vote. All in favor “Aye” Vote. **Res.2023-10 Adopted**

**Reports of City Officials:**

**Mayor** – Welcome Nick and Ginna! I would like to recognize and commend Nick Ross for volunteering his time working at the polls Tuesday May 2<sup>nd</sup>. Thank you for doing that. I know the Board of Elections needs a lot more people to help. Glad to see you, there Nick. I was not surprised knowing the type person you are. Thank You! Youth in Government Day was couple weeks ago. I like to commend Adam, Paul and Jim for working with the 8<sup>th</sup> graders. Ginna did a lot of leg work on setting the event up and squared away. We had a good number of speakers there to speak to the 8<sup>th</sup> graders on topics of interest. The feed back I have received was that the format for the fire station was better than ever. I hope in the future a lot of these speakers will come back. Thank You to our Department Heads for getting our various facilities ready to receive the 8<sup>th</sup> graders. Thank You to the Fire Station venue for the set up and tear down for the Youth in Government Day. Lastly, we will not be meeting here before Memorial Day so I wanted to remember those serving our county. They paid the ultimate sacrifice for our freedoms that we have in this country today. Wish all of you a happy and safe Memorial Day.

**Auditor J. Morrow** – Welcome guests! Thank the Youth in Government Committee. Always enjoy watching the 8<sup>th</sup> graders. Tracy you also did a good job preparing for this. Chief McCord congratulations as your son played his last baseball game and Matt Flynn son as well. Heath baseball has been well represented at the next level. Congratulations Chief McCord!

**P. Moretti** – Thank everyone for all of their work for Youth in Government Day. I had a great time. Hopefully I can do this again next year. Thank You – Ginna and Tracy did a ton of work. Thank You!

**D. Morrow** – Welcome to all of the guests! Congratulations to Chief McCord!

**Porter** – Welcome guests! I have a list of people I would like to thank for getting Youth in Government set up and run so smoothly. Tracy and Ginna for all of your work you did in preparation. Tim Kelley – Thank You for mentoring me last year and through this and our conversations with the teacher Mrs. Burns. I appreciate that. Mr. Moretti and Mr. Roberts for coming in and helping on Thursday and Friday. I couldn't do it alone. I appreciate you both being there. Department Heads each of you helping and running the 8<sup>th</sup> graders around to our facilities. The Fire Department for allowing us to use their facility for lunch and to the mayor and Auditor Jay Morrow running kids back and forth. Good group of kids. Looking forward to next year.

**D. Cole** – I also want to thank everyone involved with Youth in Government Day. You did a great job! I enjoy coming and watching the last day. I like to wish a Happy Belated Mother's Day to Tracy, Ginna and Bev.

**J. Roberts**– Following the last council meeting it was brought up for me to get with the Board of Elections on the status as this council seat moves forward. I met with them last week. Thank Mayor Johns, Tracy Dupps and Mr. Morrison for responding quickly to some request that was made. Everything we thought was proper. This seat remains vacant until after election. Only 3 people running for seats and council will re-appoint this seat. Thank everyone helping with that. Like to acknowledge the level of effort on Mayor Johns, Jared Lane, Bob Geller and John Geller to put into certain funds for capital improvement for projects for the city is phenomenal. Benefits Heath has received is amazing to find a lot of funding. Thank you for your efforts. Also like to thank Mayor Johns, Adam Porter, Paul Moretti, Ginna and Tracy for all of their hard work on Youth in Government and everyone involved. Enjoyed my time on Thursday watching these young minds trying to soak it all in. It was very interesting to watch. Wish Mrs. Morrison a speedy recovery. Jared Lane congratulations to some league championships with your son in track at Heath.

**T. Dupps** – Thank everyone who helped make Youth in Government a success. Ginna special thanks for all you do that goes on behind the scenes and doing so much that others don't realize. Thank you to the Department Heads, all of council, Adam Porter, Paul Moretti, Jim Roberts, Jay Morrow and Mayor Johns. Everyone did a fantastic job to make this happen,

**Jared Lane** – First I want to commend everybody for Youth in Government Day. The kids were very receptive of the local business involved. It gave the kids a bright perspective as to how they can stay in their own community Heath and help the local businesses. Heath Boys track team won the LCL Championship for the 8<sup>th</sup> year in a row. They dominated with 55 points. They will go to districts at Westerville tomorrow.

**Chief Haren** – Congratulations to Heath Track Team!

**J. Geller** – I just wanted to say how nice I thought Youth in Government went this year again. Ginna, Tracy and council. Thank everyone involved. This has been ongoing for at least 51 years now.

**T. Kelley**- I am glad Youth In Government went really, really well. I may need to take off every year then! I really appreciate Adam, Paul, Ginna, Tracy and everyone. Hopefully it went so well from past experiences. Glad it went so well!

**Reading of Bids:**

Street Paving 2023 bid awarded to – Shelley Co.

Motion by Crabill - Adjourn – Second by Cole – All in Favor “Aye” Meeting Adjourned.

  
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Clerk of Council

  
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President of Council