



**CITY COUNCIL
MEETING MINUTES
JUNE 21, 2022**

I) CALL TO ORDER/ROLL CALL

Mayor Daniel Swartwout called the City Council Regular Session meeting to order at 7:30 p.m. City Council members present included: Jon Bennehoof, Frank Bertone, Tom Counts, Heather Karr, Brian Lorenz, and Daniel Swartwout. Councilmember Christina Drummond was absent. Staff present included: Andrew White, City Manager; Jeffrey Tyler, Assistant City Manager; Yazan Ashrawi, Law Director; Jason Nahvi, HR Business Partner; Rosa Ocheltree, Finance Director; Claudia Husak, Planning Director; Steve Hrytzik, Police Chief; and Amy Deere, City Clerk.

II) PLEDGE OF ALLEGIANCE

III) CITIZEN PARTICIPATION

Mayor Swartwout asked if there was anyone who would like to address Council about something not on the agenda, and asked them to please come forward. Seeing no participants, he closed Citizen Participation.

IV) APPROVAL OF MINUTES

Approval of City Council Minutes of June 7, 2022

[Council Minutes of 06.07.2022.pdf](#)

MOTION: Brian Lorenz moved to approve the meeting minutes of June 7, 2022. Frank Bertone seconded the motion.

VOTE: Y 5 N 0 (None) AB 1 (Jon C Bennehoof)

Minutes passed 5-0-1.

V) CONSENT AGENDA

Monthly Departmental Reports

1. [Building_Dept_Monthly_Report.pdf](#)
2. [Community_Development_Dept_May_Monthly_Report.pdf](#)
3. [Engineering_Dept_Monthly_Report.pdf](#)

- 4. [Finance_Monthly_Report_2022.pdf](#)
- 5. [HR_Monthly_Report.pdf](#)
- 6. [Police_Dept_Monthly_Report.pdf](#)

MOTION: Jon Bennehoof moved to approve the Consent Agenda. Frank Bertone seconded the motion.

VOTE: Y 6 N 0 (None) AB 0 (None)

Consent Agenda passed 6-0-0.

VI) RESOLUTIONS

RESOLUTION 2022-28

A RESOLUTION TO RESCIND RESOLUTION 2022-26.

- 1. [Res. 2022-28_Memo.pdf](#)
- 2. [Res. 2022-28_Resolution.pdf](#)

City Manager White stated at previous Finance Committee meetings, the policy of the allocation of the new income tax resources was discussed. In order to accommodate the internal fund transfer there was a need to create a standalone fund which was done at the previous Council meeting. Upon further review of the actual fund, the Finance Director uncovered a fund more closely related and felt it was most appropriate to rescind the previous legislation and go forward with the fund accounting so the chart of the accounts are maintained.

Finance Director Ocheltree clarified the original resolution didn't create a new fund, it was renamed the Voted Capital Improvement Fund. There was a Capital Project Fund already in place and having two funds with similar names with the same purpose, is not desired.

Mayor Swartwout stated this was essentially a procedural measure for clarification as opposed to anything substantive.

City Manager White affirmed.

Mayor Swartwout opened the floor for public comment. Seeing none, Mayor Swartwout closed the public comment portion for Resolution 2022-28.

MOTION: Jon Bennehoof moved to approve Resolution 2022-28. Heather Karr seconded the motion.

VOTE: Y 6 N 0 (None) AB 0 (None)

Resolution 2022-28 passed 6-0-0.

VII) ORDINANCES: FIRST READING(S)

ORDINANCE 2022-15

AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2022.

1. [Ord. 2022-15_Memo.pdf](#)
2. [Ord. 2022-15_Ordinance.pdf](#)

Finance Director Ocheltree stated the first appropriation is for the General Fund, Finance, Operating, Banking Fees, in the amount of \$5,500. The second appropriation is for the General Fund, Finance, Operating, Income Tax Collections, in the amount of \$185,500. The third appropriation is for the Parks and Recreation Programs Fund, Special Events, in the amount of \$50,000.

Councilmember Lorenz stated for the amount of money the City is paying for RITA to be the income tax collector, a staff member could do this, and wondered when this would be looked into to bring that in house.

Finance Director Ocheltree advised the Finance Department would be more than happy to do an analysis to see what it will take. She also advised in her experience, she believed it would take approximately three staff members.

Councilmember Lorenz stated he believed it could be done with one.

Councilmember Bennehoof spoke about cross checking in referencing the federal government and state local tax alignments, would not be available without RITA.

City Manager White advised it is the number of tax filers that are represented by RITA that are in excess of one million, which provides the City ability to cross reference local tax forms with federal IRS forms. With approximately just under 15,000 filers, we would lose that capability because we do not qualify as a statutory entity due to our small size. He also advised the contract itself is a percentage of revenues collected.

Mayor Swartwout opened the floor for public comment. Seeing none, Mayor Swartwout closed the public comment portion for Ordinance 2022-15.

MOTION: Tom Counts moved to suspend the rules for Ordinance 2022-15. Frank Bertone seconded the motion.

Mayor Swartwout requested a roll call for passage: Heather Karr, yes; Brian Lorenz, yes; Daniel Swartwout, yes; Jon Bennehoof, yes; Frank Bertone, yes; and Tom Counts, yes.

VOTE: Y 6 N 0 (None) AB 0 (None)

Suspension of the Rules passed 6-0-0.

MOTION: Tom Counts moved to approve Ordinance 2022-15. Frank Bertone seconded the motion.

Mayor Swartwout requested a roll call for passage: Brian Lorenz, yes; Daniel Swartwout, yes; Jon Bennehoof, yes; Frank Bertone, yes; Tom Counts, yes; and Heather Karr, yes.

VOTE: Y 6 N 0 (None) AB 0 (None)

Ordinance 2022-15 passed 6-0-0.

VIII) COMMITTEE REPORTS

Development Committee – Brian Lorenz stated the committee would be meeting on July 5, 2022, and would be discussing code enforcement topics.

Finance Committee – Tom Counts advised the committee met last week and noted the revenues exceed what was thought and the expenditures are right where they need to be for the budget.

Operations Committee – Frank Bertone stated the committee met earlier this evening and discussed a variety of topics such as under speed vehicles and their usage on paths. He gave an update on the Powell Festival, and all things are ready to go. The City paving plans, including paths, was also discussed. The temporary parking lot structure located north of Nocterra and south of Adventure Park, was also discussed, which will begin construction following the Powell Festival and should create 35 – 40 parking spots.

Community Diversity and Advisory Committee – Heather Karr advised the committee would be meeting on July 20, 2022, at 6:00 p.m. to finalize the details on Passport to Powell.

Planning & Zoning Commission – Claudia Husak stated the commission's next meeting would be July 13, 2022, at 6:30 p.m.

Powell CIC – Brian Lorenz advised the next meeting is scheduled for next Tuesday at 7:00 p.m. to discuss the economic development plan and the consultant search to help facilitate some of those needs.

IX) CITY MANAGER'S REPORT/CITY CALENDAR

City Manager White gave his report.

City Calendar

[City Calendar.pdf](#)

X) OTHER COUNCIL MATTERS

XI) EXECUTIVE SESSION

MOTION: Jon Bennehoof moved to enter Executive Session. Frank Bertone seconded the motion.

Mayor Swartwout requested a roll call for passage: Daniel Swartwout, yes; Jon Bennehoof, yes; Frank Bertone, yes; Tom Counts, yes; Heather Karr, yes; and Brian Lorenz, yes.

VOTE: Y 6 N 0 (None) AB 0 (None)

Entered into Executive Session at 8:00 p.m. by a vote of 6-0-0.

MOTION: Jon Bennehoof moved to adjourn Executive Session. Frank Bertone seconded the motion.

VOTE: Y 6 N 0 (None) AB 0 (None)

Adjourned Executive Session at 8:34 p.m. by a vote of 6-0-0.

MOTION: Jon Bennehoof moved to enter back into Regular Session. Frank Bertone seconded the motion.

VOTE: Y 6 N 0 (None) AB 0 (None)

Entered into Regular Session at 8:34 p.m. by a vote of 6-0-0.

XII) ADJOURNMENT

MOTION: Jon Bennehoof moved to adjourn. Frank Bertone seconded the motion.

VOTE: Y 6 N 0 (None) AB 0 (None)

Meeting adjourned at 8:34 p.m.

MINUTES APPROVED: JULY 5, 2022



Daniel Swartwout, Mayor
7-5-22
Date



Amy Deere, City Clerk
7-5-22
Date