

6550 N. High Street
Worthington, Ohio 43085

T: 614-436-3100

Worthington City Council Agenda

Louis J.R. Goorey Municipal Building
John P. Coleman Council Chamber

Monday July 06, 2020 ~ 7:30 PM

CITY COUNCIL MEMBERS

Bonnie D. Michael

President

Scott Myers

President Pro-Tem

Peter Bucher

Council Member

Rachael Dorothy

Council Member

Beth Kowalczyk

Council Member

David Robinson

Council Member

Douglas Smith

Council Member

CITY STAFF MEMBERS

Matthew Greeson

City Manager

D. Kay Thress

Clerk of Council

1. Call To Order

2. Roll Call

3. Pledge of Allegiance

4. Visitor Comments

5. Special Presentation

5.A. **Ordinance 030-2020** COVID-19 Update & Consideration of Face Coverings Requirement

To Enact New Chapter 767 "Face Coverings" of the Codified Ordinances of the City of Worthington to Require the Wearing of Face Coverings during the COVID-19 Public Health Emergency and Declaring an Emergency.

Executive Summary: Dr. Mysheika Roberts with Columbus Public Health will provide an update on the recent increases in COVID-19 cases in Franklin County and City Council will consider requiring the wearing of face coverings/masks.

Recommendation: Introduce and Approve as an Emergency

6. Approval of the Minutes

6.A. Meeting Minutes - June 8, 2020

6.B. Meeting Minutes - June 15, 2020

Recommendation: Motion

7. Public Hearings on Legislation

7.A. **Ordinance No. 25-2020** Appropriation - Police Building Roof Construction

Amending Ordinance No. 45-2019 (As Amended) to Adjust the Annual Budget by Providing for an Appropriation from the Capital Improvements Fund Unappropriated Balance to Pay the Costs of the Police Building Roof Construction and all Related Expenses and Determining to Proceed with said Project. (Project No. 697-19)

Executive Summary: This Ordinance appropriates funds for the replacement of the roof at the Police Building.

Recommendation: Motion to Amend and Approve as Amended

Legislative History: Introduced on June 15, 2020

8. New Legislation to Be Introduced

8.A. **Resolution No. 30-2020** 2021 Tax Budget

Providing for Adoption of the Tax Budget for the Fiscal Year Beginning January 1, 2021.

Executive Summary: This Resolution adopts the 2021 Tax Budget which is an annual requirement and must be filed with the County Auditor by July 20.

Recommendation: Introduction and Approval of the Resolution as Presented

8.B. **Resolution No. 31-2020** COVID-19 - CARES Act Funding

To Request CARES Act Funding for Expenditures Incurred as a Result of the COVID-19 Pandemic.

Executive Summary: This Resolution requests CARES funding and guarantees the funds will be spend in keeping with he CARES Act guidance.

Recommendation: Introduce and Approve as Presented

8.C. Resolution No. 32-2020 Request to Proceed - Northeast Gateway Intersection Improvement Project

A Resolution requesting the Director of the Ohio Department of Transportation to proceed with the construction of the Northeast Gateway Intersection Improvement Project (FRA-CR84-1.36, PID 95516) and agreeing to pay the City's share of the cost of the project. (Project No. 602-14).

Executive Summary: This Resolution authorizes the payment of the City's share for the project, requests ODOT proceed with the project, and authorizes the City Manager and other City staff to execute necessary documents related to the project.

Recommendation: Introduce and Approve as Presented

8.D. Resolution No. 33-2020 Police Building Vestibule Improvements Contract

To Authorize the City Manager to Execute a Contract with R.W. Setterlin Building Company for the Construction of a Public Improvement at the Police Building.

Executive Summary: This Resolution authorizes the City Manager to enter into contract with R.W. Setterlin Building Company for construction of the Police Building Vestibule Improvements.

Recommendation: Introduce and Approve as Presented

8.E. Ordinance No. 26-2020 Appropriation - Police Body Cameras

Amending Ordinance No. 45-2019 (As Amended) to Adjust the Annual Budget by Providing for Appropriations from the Law Enforcement Trust Fund.

Executive Summary: This Ordinance appropriates \$55,000 for capital purchases

from the Law Enforcement Trust Fund for the purchase of police body cameras.

Recommendation: Introduce for Public Hearing on July 20, 2020

8.F. Ordinance No. 27-2020 Appropriation - Coronavirus Relief Fund

Amending Ordinance No. 45-2019 (As Amended) to Adjust the Annual Budget by Providing for Appropriations from the Coronavirus Relief Fund Unappropriated Balance

Executive Summary: This Ordinance appropriates CARES Act funding for expenditures incurred as a result of expenses incurred related to the COVID-19 pandemic.

Recommendation: Introduce for Public Hearing on July 20, 2020

8.G. Ordinance No. 28-2020 Bond Anticipation Notes Renewal

Authorizing the Issuance of Notes in the Amount of Not to Exceed \$4,115,000 in Anticipation of the Issuance of Bonds for the Purpose of (I) Designing, Engineering, Constructing and Reconstructing various Sewer Improvements, with related Site Improvements and all necessary appurtenances thereto, (II) Purchasing and Installing Energy Conservation Measures for the Community Center, (III) Designing, Replacing, Constructing and Installing as Waterline on East Wilson Bridge Road, with related site improvements and all necessary appurtenances thereto, and (IV) Replacing or Improving the Roofs of the Fire Station and the Community Center and all necessary appurtenances thereto, and Retiring Notes previously issued for such Purposes; and Approving Related Matters in connection with the Issuance of the Notes

Executive Summary: This Ordinance authorizes the renewal of bond anticipation notes that mature this year.

Recommendation: Introduce for Public Hearing on July 20, 2020

8.H. Ordinance No. 29-2020 Bond Anticipation Notes - New Issue

Authorizing the Issuance of Notes in the Amount of Not to Exceed \$1,700,000 in Anticipation of the Issuance of Bonds for the purpose of Designing,

Construction, Furnishing, and Equipping a Police Building with Related Site Improvements and Appurtenances Thereto; and Approving Related Matters in Connection with the Issuance of the Notes.

Executive Summary: This Ordinance authorizes the issuance of bond anticipation notes for projects scheduled to be bonded in the Capital Improvements Program.

Recommendation: Introduce for Public Hearing on July 20, 2020

9. Reports of City Officials

10. Reports of Council Members

11. Other

12. Executive Session

13. Adjournment



STAFF MEMORANDUM
City Council Meeting – July 6, 2020

Date: July 3, 2020

To: Matthew H. Greeson, City Manager

From: Robyn Stewart, Assistant City Manager

Subject: **Ordinance No. 30-2020 - COVID-19 Update & Consideration of Face Covering Requirement**

EXECUTIVE SUMMARY

Dr. Mysheika Roberts with Columbus Public Health will provide an update on the recent increases in COVID-19 cases in Franklin County and City Council will consider requiring the wearing of face coverings/masks.

RECOMMENDATION

Introduce and Approve as an Emergency

BACKGROUND/DESCRIPTION

On July 2, Governor DeWine announced that the Ohio Department of Health has developed a new COVID-19 public health advisory system with four risk levels: yellow, orange, red and purple. Purple is the most severe level. The risk levels are based on seven different factors, including:

- new cases per week
- new cases over a rolling seven days
- ER visits with COVID-19 symptoms
- outpatient complaints with COVID-19 symptoms
- percent of cases in non-congregate case
- new hospital admissions
- ICU bed occupancy

Franklin County is one of seven counties in the red level (and we are on a watch list for purple), highlighting the importance to all of us to do what we can to help prevent the spread of COVID-19 in our community. The cities of Bexley, Columbus, Dublin, Grandview Heights, and Westerville have either adopted or are planning to adopt ordinances or proclamations that require the wearing of face coverings and other local cities are considering the same action.

This Ordinance modified Chapter 767 of the Codified Ordinances to require the wearing of face coverings in the following instances:

1. When entering, exiting or waiting in line to enter a place of business that is open to the public and while inside a place of business in areas for the public
2. When entering, exiting or waiting in line to enter a City of Worthington building or facility open to the public and while inside such building or facility in public areas
3. In any public transportation such as a bus or other public transit vehicle as well as at all Worthington bus stops. The includes taxis, ridesharing vehicles and any other vehicle for hire.
4. In certain high-density occupational settings where social distancing is difficult
5. In any outdoor space or outdoor place where or when a person is unable to maintain or does not maintain physical separation of at least six feet from others who are not members of their household

Additionally, the Ordinance requires:

1. Workers in long term care facilities to wear a surgical mask
2. Health care facilities other than long term care facilities to follow the requirements of the CDC Infection Control Guidance for Healthcare Professionals about Coronavirus (COVID-19)
3. All places of businesses must require all employees, independent contractors, workers and volunteers that interact with the public to wear the face coverings.
4. Businesses shall only sell or enter into a transaction with those who comply with the face coverings requirement,

The Ordinance clarifies that a face covering shall be worn so as to cover the mouth and nose in compliance with the CDC guidance on wearing face coverings. Exceptions to these requirements are listed in 717.05.

The Ohio Department of Health has provided risk level guidelines for the public for each of the risk levels and additional information about the risk indicators, which are attached.

ATTACHMENTS

Ordinance No. 30-2020

5.A. - COVID-19 Update & Consideration of Face Coverings Requirement

Risk Level Guidelines

Indicators Overview

ORDINANCE NO. 30-2020

To Enact New Chapter 767 “Face Coverings” of the Codified Ordinances of the City of Worthington to Require the Wearing of Face Coverings during the COVID-19 Public Health Emergency and Declaring an Emergency.

WHEREAS, COVID-19 is a respiratory disease that can result in serious illness or death, caused by the SARS-CoV-2 virus, which is a new strain of coronavirus that had not been previously identified in humans and can easily spread from person to person. The virus is spread between individuals who are in close contact with each other (within about six feet) through respiratory droplets. It may be possible that individuals can get COVID-19 by touching a surface or object that has the virus on it and then touching their own mouth, nose or eyes; and

WHEREAS, on March 9, 2020, Governor Mike DeWine signed an Executive Order declaring a State of Emergency for the entire State of Ohio in relation to COVID-19 pursuant to the Governor’s authority vested in him by the Constitution, the laws of the State of Ohio and in accordance with Revised Code section 5502.22; and

WHEREAS, the Governor’s Executive Order declaring a State of Emergency for the entire State of Ohio urged all citizens to heed to the advice of the Department of Health and other emergency officials regarding COVID-19 in order to protect their health and safety; and

WHEREAS, on March 11, 2020 the World Health Organization officially characterized the COVID-19 outbreak as a pandemic; and

WHEREAS, on March 13, 2020, President Donald J. Trump declared a National Emergency, invoking the Stafford Act and allowing the Federal Emergency Management Agency to coordinate disaster response and aid state and local governments in addressing the COVID-19 pandemic; and

WHEREAS, the City of Worthington has contracted with the Columbus Board of Health to provide public health services to the City of Worthington and its residents; and,

WHEREAS, on March 13, 2020 the Columbus Board of Health declared a public health emergency in the City of Columbus and the City of Worthington due to the imminent threat of an acutely hazardous disease, posing a high probability of widespread exposure to an infectious agent that poses a significant risk of substantial harm to a large number of people, a large number of serious or long-term disabilities, or a large number of deaths; and

WHEREAS, the CDC reports that people are most contagious when they are most symptomatic (the sickest); however, some spread might be possible before people show symptoms; and

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WHEREAS, on March 22, 2020, under direction of Ohio Governor Mike DeWine, Ohio Department of Health Director Amy Acton, M.D. issued an order requiring all Ohioans to stay in their homes to prevent the further spread of COVID-19 until April 6, 2020 and the order was extended until May 1, 2020 and was amended on April 30, May 20 and May 22, 2020 to allow businesses to open with the requirement that face coverings be worn by all employees except in certain circumstances; and

WHEREAS, in the City of Worthington and across Franklin County there is a current and ongoing threat of an acutely hazardous disease, illness, or health condition; specifically, COVID-19, that is believed to be caused by the appearance of a novel infectious agent and Franklin County has been designated by the state Public Health Advisory System Risk Levels as Level 3, characterized by very high exposure and spread with a recommendation to limit activities as much as possible and to follow all current health orders; and

WHEREAS, face coverings can decrease the spread of respiratory droplets from people, and there is increasing evidence, as shown in recent studies, that the use of face coverings decreases the spread of COVID-19 within populations; and

WHEREAS, the Cities of Bexley, Columbus, Dublin, Grandview Heights, and Westerville have either adopted or are planning to adopt ordinances or proclamations that require the wearing of face coverings; and,

WHEREAS, after weighing the available information about the COVID-19 virus, consulting with Columbus Public Health, considering the guidance from Orders issued by the Ohio Department of Health and Governor DeWine, Council concludes that the health, safety, and welfare of the citizens of Worthington is best protected by implementing a face covering requirement; and

WHEREAS, City Council has determined that due to the immediate need to slow the spread of COVID-19 that it is in the best interest of the City of Worthington to waive notice of public hearing, to waive the twenty-one day waiting period, and to declare an emergency; and

NOW, THEREFORE, BE IT ORDAINED by the Council of the Municipality of Worthington, County of Franklin, State of Ohio:

SECTION 1. That Part Seven of the Codified Ordinances of the City of Worthington, "Business Regulation Code," be and the same is hereby amended to add new Chapter 767 "Face Coverings" to read as follows:

CHAPTER 767
Face Coverings

767.01 Face Covering defined. For the purposes of Chapter 767, "face covering" means

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a piece of cloth, fabric, or other material that fully covers the mouth and nose and that is secured with ear straps or otherwise tied so as to prevent slipping. A face covering may be factory-made, sewn by hand, or improvised from household materials and can be made of a variety of synthetic and natural fabrics, including cotton, silk, or linen. Ideally, a face covering has two (2) or more layers. Face coverings include, but are not limited to, bandanas, scarfs, face shields, medical masks, and cloth masks; and also include respirators, N95 masks or other personal protective equipment that provides a higher level of protection than a face covering as defined in this Section.

767.02 Surgical Mask defined. For purposes of Chapter 767, “surgical mask” means American Society for Testing and Materials (ASTM) Level 1, 2, or 3 approved procedural and surgical masks, to include an N95 respirator approved by the National Institute for Occupational Safety and Health (NIOSH) or a respirator from another country allowed by the Occupational Safety & Health Administration (OSHA), the Food & Drug Administration (FDA), or the Centers for Disease Control (CDC). A N95 respirator is not recommended for general public use or use in public settings as it should be reserved for healthcare providers and other medical first responders in a health care setting.

767.03 Face Covering requirement for individuals. All individuals within the City of Worthington shall wear a face covering over the individual’s nose and mouth in accordance with the following:

- a. When entering, exiting, or waiting in line to enter a place of business that is open to the public, and while inside a place of business as to the areas within the place of business that are accessible to, and are intended for the use of, the public. For purposes of Chapter 767, "place of business" means any facility, building, or structure operated by or for a business engaged in the sale or other transaction of any kind for anything of value in exchange for goods, commodities, services, or temporary lodging and that is open to the general public or by appointment, and includes, but is not limited to, grocery stores, retail stores, pharmacies, health care facilities, restaurants and bars (including outdoor seating for such facilities), personal care, grooming, and tattoo facilities, child care, day camp, and overnight camp facilities, hotels and motels (excluding a rented room or suite), gyms and similar facilities; but excluding religious facilities;
- b. When entering, exiting, or waiting in line to enter a City of Worthington operated building or facility that is open to the public, and while inside a City of Worthington operated building or facility as to the areas within such facility that are accessible to, and are intended for the use of, the public;
- c. In any public transportation such as a bus or other public transit vehicle regulated by the City of Worthington, as well as all Worthington bus stops. This includes but is not limited to a taxi or ridesharing vehicle or any other vehicle for hire, even if the vehicle is privately owned; however, this provision does not apply to people travelling alone or with household members or friends in their personal vehicles;

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- d. In certain high-density occupational settings where social distancing is difficult, such as manufacturing, construction, and agriculture and to include businesses or operations within North American Industry Classification System (NAICS) sectors 311 to 339 (manufacturing), 236 to 238 (construction), and 111, 112, 1151, and 1152 (agriculture);
- e. Workers in long term care facilities (LTC), including skilled nursing facilities (SNF), adult care homes (ACH), family care homes (FCH), mental health group homes, and intermediate care facilities for individuals with intellectual disabilities (ICF-IID) shall wear a surgical mask;
- f. Health care facilities other than LTC facilities must follow the face covering requirements in the CDC Infection Control Guidance for Healthcare Professionals about Coronavirus (COVID-19);
- g. In any outdoor space or outdoor place where or when a person is unable to maintain or does not maintain physical separation of not less than six feet from others who are not members of their own household.
- h. A face covering shall be worn so as to cover the mouth and nose in compliance with the CDC's guidance on wearing face coverings.

767.04 Face Covering requirements for places of business. All places of business shall require all employees, independent contractors, workers, and volunteers that interact with the public to wear a face covering and all places of business shall only sell or otherwise enter into any transaction of any kind for anything of value in exchange for goods, commodities, services, or provide temporary lodging to those who comply with Chapter 767. Any manager, owner, or person in charge of a place of business who fails or refuses to comply with Chapter 767 may be found in violation of Chapter 767 and subject to the penalties set forth in Section 767.06.

767.05 Exceptions. The requirement to wear a face covering does not apply in the following situations:

- a. Any individual who cannot wear a face covering because of a medical condition, mental health condition or developmental disability, or who is unable to remove the face covering without assistance, and any individual who should not wear face coverings under the CDC guidance. An individual is not required to produce medical documentation of the condition or disability, provided an employer may require such documentation from an employee in accordance with state and federal law;
- b. Individuals under 6 years old;
- c. An individual that is actively eating or drinking. If a patron within a restaurant or bar is not seated at a table or at a bar, a face covering is required;

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- d. Seeking to communicate with someone who is hearing-impaired in a way that requires the mouth to be visible;
- e. When giving a speech for a broadcast or to an audience;
- f. Working at home or while in a personal vehicle;
- g. When temporarily removing a face covering to secure government or medical services or for identification purposes;
- h. Individuals who would be at risk from wearing a face covering at work, as determined by local, state, or federal regulations or workplace safety guidelines;
- i. When wearing a face covering is impeding visibility to operate equipment or a vehicle;
- j. Is a child whose parent, guardian, or responsible person has been unable to place the face covering safely on the child's face;
- k. School individuals (including students, administrators, and teachers) on or in school or school district facilities, so that schools and school districts may follow the regulations and guidelines promulgated by their governing bodies and the Ohio Department of Education. For Chapter 767, "school or school districts" means any public, private, or charter school or institution that provides education for any or all of the following grades or education: kindergarten through twelfth grade; or a university, college, or similar post-secondary institution;
- l. In settings where it is not practicable or feasible to wear a face covering such as when receiving dental services, medical treatments, or while swimming;
- m. Walking or exercising outdoors so long as physical separation of not less than six feet is maintained, or while walking or exercising outdoors with other members of the same household;
- n. While actually engaged in exercising in a gym or other similar indoor facility so long as physical separation of not less than six feet is maintained and the individual wears a face covering at all times when not actually engaged in exercising;
- o. When an individual is in his or her work office, conference room, or other workspace not intended for use by the general public, so long as physical separation of not less than six feet is maintained;
- p. When inside a personal or commercial vehicle either parked or moving that is not a vehicle described in Section 767.03(c);
- q. Individuals while acting in their official capacity as a public safety employee or emergency responder when wearing a face covering would interfere with or limit their

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ability to carry out their official duties or functions. These include police officers, firefighters and other public safety or emergency medical personnel that support public safety functions;

- r. Individuals complying with the directions of public safety employees or emergency responders as described in Section 767.03(k);
- s. Individuals inside religious facilities;
- t. Facilities owned and operated by the Federal, State, or County Government are exempt from this order.

Anyone who declines to wear a face covering for any of the reasons which constitute an exception shall not be required to produce documentation or any other proof of a condition.

767.05 Enforcement. Columbus Public Health shall have the authority to investigate and enforce the provisions of Chapter 767.

767.06 Violation by place of business. If Columbus Public Health observes violation(s) by places of businesses failing to enforce the face covering requirements of Chapter 767, the following schedule of civil penalties shall be imposed on a place of business:

- a. For a first violation, a warning of violation shall be issued;
- b. For a second violation, a fine of \$500.00 shall be issued;
- c. For a third violation and for each subsequent violation, a fine of \$1,000.00 shall be issued.

767.07 Violation by individual. If Columbus Public Health observes violation(s) by individuals failing to comply with the face covering requirements of Chapter 767, the following schedule of civil penalties shall be imposed on individuals:

- a. For a first violation, a warning of violation shall be issued;
- b. For a second violation and for each subsequent violation, a fine of \$25.00 shall be issued.

767.08 Appeal. Individuals and places of business have the right to appeal civil penalties in accordance with Columbus City Health Code 203.08.

767.09 Duration. Chapter 767 shall remain in effect until 11:59 p.m. on December 31, 2020 unless extended, modified, or earlier terminated by a majority vote of the City Council.

ORDINANCE NO. 30-2020

SECTION 2. That the provisions of Chapter 767 as enacted by this Ordinance shall become effective at 8:00 a.m. on Tuesday, July 7, 2020. However, Columbus Public Health shall not impose any fines for violations of Chapter 767 that occur on or before July 14, 2020.

SECTION 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Municipality due to the need to immediately slow the spread of COVID-19 and to be effective immediately upon its passage and publication. That notice of passage of this Ordinance shall be posted in the Municipal Administration Building, the Worthington Library, the Griswold Center and the Worthington Community Center and shall set forth the title and effective date of the Ordinance and a statement that the Ordinance is on file in the office of the Clerk of Council.

SECTION 4. That the waiver of notice of public hearing, the waiver of the waiting period, the declaration of immediate effectiveness, and the adoption of this Ordinance was passed by a six-sevenths vote of the members of Council in accordance with the Charter of the City of Worthington, Ohio.

Passed _____

President of Council

Attest:

Clerk of Council

Introduced
P.H.
Effective

Ohio COVID-19 Risk Level Guidelines for the Public

LEVEL 1	LEVEL 2	LEVEL 3	LEVEL 4
Public Emergency Active exposure and spread. Follow all current health orders.	Public Emergency Increased exposure and spread. Exercise high degree of caution. Follow all current health orders.	Public Emergency Very high exposure and spread. Limit activities as much as possible. Follow all current health orders.	Public Emergency Severe exposure and spread. Only leave home for supplies and services. Follow all current health orders.

LEVEL 1–4 REQUIRE COMPLIANCE WITH ALL HEALTH ORDERS

Over 60% of Ohioans are considered high-risk based on [CDC guidance](#). High-risk individuals* are at an increased risk of severe illness and should take every precaution to guard against contracting COVID-19, including following higher risk level guidance outlined below. Consult a doctor about your risk.

LEVEL 1	LEVEL 2	LEVEL 3	LEVEL 4
<ul style="list-style-type: none"> • Conduct a daily health/symptom self-evaluation and stay at home if symptomatic.** • Maintain social distancing of at least 6 feet from non-household members. • Wear face coverings in public, especially when social distancing is difficult to maintain. • Increase caution when interacting with others not practicing social distancing or wearing face covers. • Avoid traveling to high-risk areas. • Follow good hygiene standards, including: <ul style="list-style-type: none"> ◦ Wash hands frequently with soap and water for at least 20 seconds. ◦ Use hand sanitizer frequently. ◦ Avoid touching your face. ◦ Cover coughs or sneezes (e.g., into a tissue, or elbow). ◦ Symptom self-evaluation monitoring. 	<ul style="list-style-type: none"> • Same guidelines as in Level 1. • Avoid contact with anyone who is considered high-risk. • High-risk individuals* should take extra care to follow precautions. • Decrease in-person interactions outside household. • Seek medical care as needed, but limit or avoid unnecessary visits to hospitals, nursing homes, and residential care facilities to see others as much as possible. 	<ul style="list-style-type: none"> • Same guidelines as in Levels 1-2. • Decrease in-person interactions with others. • Consider necessary travel only. • Limit attending gatherings of any number. 	<ul style="list-style-type: none"> • Same guidelines as in Level 1-3. • Stay at home/ necessary travel only.

Households should assume that if one person is sick every person living there is as well and should take appropriate measures to control the spread, which should include self-quarantining and contacting a doctor.

[Click here for public health orders and sector specific guidance](#)

The public health orders in place serve as the baseline for what counties must do to combat this disease. If local officials determine it's necessary to implement additional safeguards, they can and should to benefit everyone.

**Per CDC, among adults the risk for severe illness from COVID-19 increases with age, with older adults at highest risk. People of any age with the following conditions are at increased risk of severe illness: chronic kidney disease; chronic obstructive pulmonary disease; weakened immune system from solid organ transplant; obesity (body mass index of 30 or higher); serious heart conditions such as heart failure, coronary artery disease, or cardiomyopathies; Sickle cell disease; and Type 2 diabetes mellitus. Children who are medically complex, who have neurologic, genetic, metabolic conditions, or who have congenital heart disease are at higher risk for severe illness from COVID-19 than other children. People who need to take extra precautions include racial and ethnic minority groups; people experiencing homelessness; women who are pregnant or breastfeeding; people with disabilities; and people with developmental and behavioral disorders. More information is available at <https://www.cdc.gov/coronavirus/2019-ncov/need-extra-precautions/index.html>.*

***Per CDC, symptoms include fever or chills, cough, shortness of breath or difficulty breathing, fatigue, muscle or body aches, headache, new loss of taste or smell, sore throat, congestion or runny nose, nausea or vomiting, and diarrhea. This list of symptoms can change as more is learned about COVID-19, and CDC updates this list on its website at <https://www.cdc.gov/coronavirus/2019-ncov/symptoms-testing/symptoms.html>.*

7/1/2020



MIKE DEWINE
GOVERNOR OF OHIO

Ohio

Department
of Health

Ohio

Development
Services Agency

coronavirus.ohio.gov

Summary of Alert Indicators

INDICATOR		WHAT IT TELLS US
1	New Cases Per Capita	Flagged if greater than 50 cases per 100,000 residents over the last two weeks. Allows for counties with different population sizes to be appropriately compared.
2	Sustained Increase in New Cases	Flagged if increasing trend of at least 5 days in overall cases by onset date. Reflects disease spread in the population.
3	Proportion of Cases Not Congregate Cases	Flagged if proportion of cases that are not in a congregate setting goes over 50% in at least one of the last 3 weeks. Used as indicator of greater risk of community spread.
4	Sustained Increase in Emergency Room Visits	Flagged if increasing trend of at least 5 days in the number of visits to the emergency department with COVID-like illness or a diagnosis. Provides information on the health care seeking behavior of the population and a sense of how concerned residents are about their current health status and the virus.
5	Sustained Increase in Outpatient Visits	Flagged if increasing trend of at least 5 days in the number of people going to a health care provider with COVID symptoms who then receive a COVID confirmed or suspected diagnosis. Provides information on the health care seeking behavior of the population and a sense of how concerned residents are about their current health status and the virus.
6	Sustained Increase in New COVID-19 Hospital Admissions	Flagged if increasing trend of at least 5 days in the number of new hospitalizations due to COVID. Important indicator of hospital burden and disease severity.
7	Intensive Care Unit (ICU) Bed Occupancy	Flagged if percentage of the occupied ICU beds in each region goes above 80% for at least three days in the last week. Provides an indication of the capacity available to manage a possible surge of severely ill patients.
ADDITIONAL MEASUREMENTS		
<i>Contact Tracing (still under development)*</i>		<i>Portion of cases that can be linked to known transmission chains. Indicates the extent of community transmission and containment.</i>
<i>Tests Per Capita (still under development)*</i>		<i>The number of COVID-19 tests performed per 100,000 people per day. Provides an indication as to whether there is enough testing to detect most of cases in the population.</i>
<i>Percent Positivity (still under development)*</i>		<i>The percentage of COVID-19 tests performed for residents of a county that are positive. Important indicator for determining whether the trajectory of cases is related to changes in testing patterns.</i>

***Data not yet available**

INDICATES A COUNTY ALERT LEVEL

LEVEL 1 0–1 Indicators Triggered	LEVEL 2 2–3 Indicators Triggered	LEVEL 3 4–5 Indicators Triggered	LEVEL 4 6–7 Indicators Triggered
Public Emergency Active exposure and spread. Follow all current health orders.	Public Emergency Increased exposure and spread. Exercise high degree of caution. Follow all current health orders.	Public Emergency Very high exposure and spread. Limit activities as much as possible. Follow all current health orders.	Public Emergency Severe exposure and spread. Only leave home for supplies and services. Follow all current health orders.

As of 6/30/2020

Alert Indicator Details

General note about lookback period for data: most data points are looking at the last 21 days. We know that this virus has an incubation period of up to 14 days, which means that it may take 2 weeks for individuals to start showing symptoms after they are infected. It may take them more time to go to the hospital or doctor's office to get tested. A three-week lookback period means we have at least one week of reasonably complete data, and two more weeks of more recent data to see if there are any indicators of increasing counts.

FOR INDICATORS 1-3: CASE DATA

New case information is the foundation of any infectious disease response. Every new case is someone who could be spreading this disease to other people. However, not every new case should be looked at the same—we need context.

1. **New Cases Per Capita:** this measure considers how many new cases have occurred in the last 14 days relative to the population of a county. More cases mean a greater potential for spread among individuals living in that county, and contributes to a county's overall risk level. The threshold for concern is set at 50 cases per 100,000 residents over the last two weeks, which follows CDC guidance for categorizing incidence.
2. **Sustained Increase in New Cases:** if the number of daily new cases continually increases day over day, then that means the virus is spreading more in a county. However, we don't want to flag a county that may have experienced just a one-day increase. Therefore, for this measure we look at the increase using smoothed analysis (or 7-day moving average) of new cases and see if there is at least a 5-day period of sustained growth. The CDC and Resolve to Save Lives both use 5 days as the minimum for determining a trajectory.
3. **Proportion of Cases Not Congregate Cases:** congregate settings for this indicator are defined as long-term care facilities (including nursing homes) and prisons. Individuals who reside in congregate settings or are incarcerated are generally not viewed as a transmission risk to the broader community. As such, people with COVID-19 not residing in a congregate setting should carry greater weight in a county's risk analysis since they are more likely to interact with others in the broader community. A county is flagged on this measure if at least one week, of the last three weeks, sees more than 50% of new cases in non-congregate settings.

FOR INDICATORS 4-5: SYMPTOMS DATA

"Syndromic surveillance" is a common public health tool for early detection and characterization of disease trends by looking at early warning indicators before confirmed diagnoses (cases) or more serious disease outcomes (hospitalizations or deaths) can be detected. For COVID, we are looking at syndromic (or symptom) surveillance data from emergency departments and outpatient settings (includes telehealth).

4. **Sustained Increase in Emergency Room Visits:** we look at those going to emergency departments for COVID-19 symptoms as an early warning sign of COVID activity that may impact hospitals down the road. This measures the trend in the number of people with symptoms consistent with COVID-19 that visit the emergency department (e.g., fever, cough, shortness of breath, difficulty breathing) and not diagnosed with another respiratory illness. In addition, patients with a COVID-19 diagnosis code are included in this metric. A county is flagged when there is an increase over a 5-day period using a smoothed analysis (7-day moving average), which follows CDC criteria for assessing increases or rebounds of COVID-like illness.
5. **Sustained Increase in Outpatient Visits:** the number of people visiting outpatient settings with suspected and confirmed COVID-19 diagnosis codes is important to understand how many people are sick enough to go to the doctor's office. Like with emergency visits, this can be an early warning indicator. A county is flagged when there is an increase over a 5-day period using a smoothed analysis (7-day moving average), per CDC criteria for assessing increases or rebounds.

FOR INDICATORS 6-7: HOSPITALIZATION DATA

Hospital activity gives an indication of the number of Ohioans who are getting seriously sick with COVID. Overall Intensive Care Unit (ICU) occupancy shows how much ICU space is available for new COVID patients as well as others who may need care (car accidents, medical emergencies, etc.).

6. **Sustained Increase in New COVID-19 Hospital Admissions:** the number of county residents who are admitted to hospitals with COVID is an indicator of the burden of illness in the community. This measure looks at the county of residence (rather than the county of hospitalization) since residents of rural counties may seek care at hospitals in neighboring counties. In addition, CDC recommends looking at hospital admissions in addition to COVID-like illness for a more complete picture of disease activity in an area. A county is flagged when there is at least a 5-day period of sustained growth with a 7-day moving average (or smoothed analysis) of new hospital admissions.

As of 6/30/2020



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7. **Intensive Care Unit (ICU) Bed Occupancy:** one of the challenges of treating COVID patients is the long period of hospital or ICU care required per patient. While new hospital admissions tell us the new burden of illness on individuals in a county, it does not tell us the resource burden on the hospitals in the broader region. This measure considers both COVID and non-COVID use of intensive care unit beds, as COVID cases are just one portion of what hospitals must handle in their communities. A county is flagged on this measure when the regional ICU occupancy goes above 80% for at least three of the last seven days. The CDC has set ICU occupancy at 80% as an indicator of hospital capacity to treat all patients without resorting to crisis standards of care.

Additional Measurements Under Development: Data Not Yet Available for the Following Indicators

CONTACT TRACING DATA

Contact tracing is a vital tool for controlling the spread of the outbreak. Contact tracing data shows if health departments have a good grasp of new disease transmission in the state.

Contact Tracing: this measure helps us understand what portion of cases are coming from transmission chains that we are already aware of, versus how many cases are coming from community spread that we are just learning about. Counties will be flagged if the proportion is low. The measure details and data source for this is still being finalized.

Tests Per Capita: this measure gives an indication of how much testing is going on, and is it enough given the number of people who live in the county. If a county has less than 150 tests per 100,000 people per day, there may not be enough testing to reliably detect cases. Counties will be flagged if the rate of testing is low. The measure details and data source for this metric is still being finalized.

TESTING DATA

Without testing, we would not be able to detect confirmed COVID cases in the population. It is important to consider testing in the context of the population, and the positivity rates.

Percent Positivity: in addition to the sheer number of tests done, it's also important to consider how many tests are positive. Counties that have a higher percent positivity rate may have more undetected cases. For instance, if there's only enough testing to target high-risk settings—the high positivity rate would indicate a need for more testing resources. This measure can also be used to determine whether additional testing is impacting the trajectory of new cases or whether an increase in cases is indicating broader spread of the disease in the population. Counties will be flagged if the positivity rate is high. The measure details and data source for this metric is still being finalized.

As of 6/30/2020



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CITY OF WORTHINGTON
Worthington City Council Minutes
June 8, 2020

6550 N. High Street
Worthington, Ohio 43085

CALL TO ORDER – Roll Call, Pledge of Allegiance

Worthington City Council met remotely in Regular Session on Monday, June 8, 2020, via Microsoft Teams video conference. President Michael called the meeting to order at or about 7:30 p.m.

ROLL CALL

Members Present: Peter Bucher, Rachael R. Dorothy, Beth Kowalczyk, Scott Myers, David Robinson, Douglas K. Smith, and Bonnie D. Michael

Member(s) Absent:

Also present: City Manager Matt Greeson, Assistant City Manager Robyn Stewart, Law Director Tom Lindsey, Director of Finance Scott Bartter, Director of Service & Engineering Dan Whited, Director of Planning & Building Lee Brown, Director of Parks & Recreation Darren Hurley, Chief of Police Robert Ware, Chief of Fire & EMS Mark Zambito, Clerk of Council D. Kay Thress

PLEDGE OF ALLEGIANCE

President Michael invited all to stand and join in reciting the Pledge of Allegiance to the flag.

VISITOR COMMENTS

There were no visitor comments

NEW LEGISLATION TO BE INTRODUCED

Resolution No. 27-2020

Recognizing the Negative Impacts of Racism and
Committing to Promote Racial Equity.

Introduced by Ms. Kowalczyk

MOTION

Mr. Smith made a motion to adopt Resolution No. 27-2020. The motion was seconded by Mr. Myers.

President Michael explained how during tonight's work session members will be going through this resolution. If it is completed tonight, that is great, but if not, staff will take suggested comments and rework in hopes of approval at the next meeting.

Mr. Greeson explained how last week he and Chief Ware shared a joint statement regarding events in our country, our community, and our region. At that time, Council expressed the desire to do its own resolution expressing its feelings on the matters at hand. The task of collecting your thoughts and putting them to paper was assigned to our Law Director Tom Lindsey.

Mr. Lindsey detailed how based on statements at the last Council meeting, we proceeded with the task of drafting a resolution on racism for Council consideration. The starting point that he used to prepare this resolution was to look at the resolution that was adopted by the Columbus City Council, the resolution adopted by the Columbus Board of Health who serves as our contracted public health agency, as well as a resolution that was passed by a subcommittee of the Cleveland City Council. This is a topic that is of great national concern and there is no shortage of information available.

The seriousness of this issue has prompted him to try his best to find the voice of many and consolidate it into a resolution of one, which is a challenging task. He has worked to define the common voice of our seven Councilmembers to best capture the thoughts that he was hearing. Due to the Open Meetings Act, it is challenging to do this sort of drafting because we had to be mindful to not have Councilmembers replying-all, limiting their expression of thoughts to only him. He has done his best to put into words what he was hearing. He appreciates all the input that he has received. Instead of attempting to do another draft for tonight, he thought it would be best for Council to have that discussion and work through the suggestions that individual Councilmembers had made. He suggested that Council talk in broader measures as to this resolution and then perhaps start down the path of the actual editing and suggestions.

President Michael suggested that Council begin at the very beginning and address it topic by topic. The first comment that she received is in the title to remove the word "Negative" to read "Recognizing the Impacts". Ms. Kowalczyk said that was a good idea.

President Michael moved on to the first Whereas clause describing the video of George Floyd dying under the knee of a police officer in Minnesota and the resulting protests in Central Ohio and around the world focused on racism in America and police encounters with persons of color. Mr. Robinson shared that his reaction to the first paragraph is that it is a bit removed and distances us from the act of the death or killing of George Floyd. It is not the disturbing video that is the issue, it is the death or killing of Mr. Floyd. His recommendation said that the death of George Floyd under the knees made vivid to all through the video and the resulting protests, it brings us closer to the reality of George Floyd's death and murder as opposed to the video. His second comment is that he believes using the language, "Brought a renewed focus," it sounds a little bit cerebral and as if we had been focused once before, we forgot and now we are back on it. To him, the word, "Awareness" is closer to home and gets at the important issue of changing people's hearts

and minds. Ms. Kowalczyk said that she likes what Mr. Robinson has proposed and agrees with his rationale. We need to be clear on what it is we are talking about. Mr. Myers also agreed with Mr. Robinson's comments, but he wants to make the point that this is a renewed focus because this is happening repeatedly in a predictable cycle. It is important in this paragraph to express that this has happened before, and we need to not let it happen again. Ms. Kowalczyk wondered if it is not just a renewed focus. There is something more to what is happening now. She is not sure of the right words to describe it, but it is different than before and that is important to point out. Ms. Dorothy concurred as well with Mr. Robinson, specifically about switching out a video for a death. President Michael asked if Council wanted to recommend language now or have staff take the comments for wordsmithing. Mr. Robinson suggested moving on and coming back if we have more time.

Mr. Lindsey responded to Council questions about whether there is a scrivener taking notes of this conversation. He explained that he is taking notes of the things that Councilmembers are agreeing on and their discussion.

President Michael moved on to the next paragraph. Mr. Myers expressed that there is no "May" about this. President Michael suggested replacing it with "Are". Mr. Myers said that change will affect some of the verbiage that will need to change so the tenses agree. Mr. Robinson suggested that instead of saying it is most effective when it begins at the municipal, organization, neighborhood, and personal levels, he wonders if it is stronger and more direct to our responsibilities by saying, "achieving racial justice requires we act at the municipal, etc cetera levels." He believes it is a little more explicit as to why we are discussing this and how we want to act because it does require action at the local level for this to be addressed effectively. Mr. Myers said he was looking at Mr. Robinson's draft, the last part with policies and practices is a little too limiting. If this is going to move forward, it is going to have to be grassroots movement, and he wants to make certain we are not looking for some panacea in a government policy that is going to fix things. Ms. Kowalczyk said she would also support the requires we act language. She does not have an opinion on the rest of it.

President Michael progressed to the third paragraph. She explained it was suggested that we strike "Proud Of" and substitute with "Acknowledges" and instead of "Excellent" replace with "Dedicated". That language was a way of toning down and trying to let the Police Department know we support them and to acknowledge their dedicated service. Mr. Robinson suggested instead of using the word "acknowledges" which he hears as a reluctant or weak word, using the word "Affirms" which is a slightly more positive active word. Mr. Myers said he believes affirm is a good word. Ms. Kowalczyk suggested the last section read, "...while recognizing the need for accountability, transparency and continuous improvement." Mr. Robinson and Mr. Myers expressed they think that is good. Mr. Robinson asked about making the last point even clearer, it is a little redundant when we get to training and support. That is mentioned in at least one or maybe two other paragraphs elsewhere. Mr. Myers agreed that we mention training in two successive paragraphs. He is fine striking that and seeing the next Whereas stay pretty much as is, it is short and says what we want to say.

President Michael moved forward to the next paragraph. She expressed that one of her thoughts was, “WHEREAS, the Division of Police provides and will continue to provide.” So that not only have we done it in the past, but we are making a commitment to doing this ongoing in the future. Then also adding from the Community Relations Commission’s request at the end, “Promoting best practices to protect civil and human rights.” Mr. Bucher and Ms. Kowalczyk expressed they liked both additions.

President Michael discussed the fifth paragraph. Mr. Robinson explained that with the Ohio Collaborative and Police Advisory Board, not only do our policies reflect the standards, but we are actually certified by the advisory board. Adding “Has been certified by the Advisory Board” would be clearer and more accurate as to our relationship with the board. President Michael conveyed if that is accurate, to include it.

President Michael moved to the following two paragraphs. Mr. Robinson explained that he believes that the wording in the sixth paragraph is awkward where we say, “Helping lead discussion to encourage a stronger, more respectful community.” Mr. Bucher agreed and suggested, “...and commit to helping.” President Michael and Mr. Robinson agreed that wording was good.

President Michael moved on to the eighth and ninth paragraph. Mr. Bucher suggested that somewhere throughout this, he believes we should be condemning some of the actions that led to these deaths. He does not know if we can put that here, or in a section at the beginning. He wants to hear other Councilmember’s thoughts on condemning the actions that led to these incident and other incidents in recent history. Ms. Kowalczyk expressed she would be in support, but she does not have a language suggestion. Mr. Bucher said we could work it out at we continue. Mr. Robinson stated that maybe it could be in the next paragraph where we are listing manifestations of historical racism, something could be included in there about recurring abuses by law enforcement or something like that. Ms. Dorothy said she would agree with Mr. Robinson.

President Michael read the text of the tenth paragraph and explained one simple suggestion that came from the Community Relations Commission was adding, “WHEREAS, Racism takes on multiple forms” and then adding, “...including but not limited to...” Councilmembers agreed those suggestions sounded good. Mr. Robinson expressed that his current reading of the paragraph is that it feels like it is cautious and dancing around something. For instance, just saying one population better than another, he wonders if we can say for instance, “Individual racism based on race.” It seems otherwise we are missing that clarity. For the three instances, we should put based on race unless everyone feels that is obvious and redundant. Mr. Bucher said he thinks the more clarity, the better. Mr. Myers asked for more explanation. Mr. Robinson explained that there are three elements here. There are individual, institutional, and structural. And each of those could be made clearer if we added “based on race” In other words, “...racism, whereby an individual prejudices or discriminates against another based on race....” There are many forms of bigotry and bullying that may or not be based on race. President Michael said she agrees on the first two, but the third says, “structural racism” has to do with race, which is the history of institutional racism across institutions. She

believes the third one already covers that. Mr. Robinson said that would apply to all three we identify as forms of racism. When he read it, it failed to make the point clearly that we are talking about because of race. President Michael explained Councilmembers will see a redrafting and decide after seeing that. Mr. Bucher suggested adding at the beginning, "The City Council condemns racism that takes multiple forms..." Ms. Kowalczyk said she needs to see it, but she thinks we should just condemn racism. Mr. Myers agreed with Ms. Kowalczyk, and that the paragraph we are talking about now sounds like a definitional paragraph as opposed to an action paragraph. Maybe the next whereas is a standalone that, "City Council condemns racism in whatever form it takes." Ms. Kowalczyk suggested to be more concise, "In all forms."

President Michael progressed to the next paragraph. Ms. Dorothy suggested a change after redlining and the dash to add more of a definition of that, "...limited available house and transportation options – that still impacts current outcomes...." Mr. Robinson commented that if we are identifying historical forms of racism, he likes Ms. Dorothy's addition. But even those elements if we are listing, he would suggest that we adopt some of the elements he put in his notes. First and foremost is the threat of physical violence. Terrorizing African Americans has been the basis of much of the other negative effects. And then underfunded schools, discriminatory lending, employment opportunities, exclusion from a range of societies, clubs, and other means of social advancements. He quoted Toni Morrison who said that racism in many ways boils down to distractions where you spend your time as an African American repeatedly defending your worthiness to exist. He feels something more robust along the lines of what he suggested could be warranted if we are going to be listing historic experience. Ms. Kowalczyk expressed she thinks that is okay, but she does believe that you lose the impact of the inability to build wealth, which is where you get to the redlining issue, which is significant. We need to include that reference to redlining and it could be helpful to have that definition in there somewhere. Ms. Dorothy said she has no problem listing more historical racism. She thinks the comments that Mr. Robinson brought up about bringing slaves over since 1619 is very pertinent throughout this whole conversation, so to bring it back to that time is appropriate. She would like to keep in redlining and the limited available housing and transportation options. She is okay with adding additional historical racism since the beginning of the founding of this country. President Michael inquired if it at some point gets so long that it loses its point. Mr. Robinson said that it does, but he does not know if we have reached that point. President Michael said she is not sure on this paragraph because when we see it rewritten, we will probably have a better ability to look at it.

President Michael continued working through each paragraph of the resolution. Mr. Myers asked if we have ever included, "Now Therefore be it unanimously resolved," and if we have not, why not. Mr. Robinson stated that he would like to see it assuming it is unanimous, it is a forceful expression. Council generally agreed that they liked the suggested language. Mr. Robinson asked that Section 1's language match the earlier change to the heading.

Ms. Kowalczyk suggested on Section 2 to remove the second part of the sentence because it is irrelevant to what is happening with Worthington and the Community Relations

Commission suggested that as well. She is not making a judgement on what is happening in Columbus, there have been differing reports of who is responsible for what. She believes it is perfectly fine to end that sentence at "injustice". President Michael voiced that she has had phone calls from some businesses that are concerned about whether the City is going to stand up against having rioting and looting. Mr. Myers expressed that goes without saying. Mr. Robinson stated that it is implied in the phrasing "Peacefully protest" so, striking the rioting component is desirable. He also suggested that we add something about the moral rights of the citizens to peacefully assemble and protest against injustice. Councilmembers agreed on Mr. Robinson's suggestion. President Michael asked if the City Council is affirming moral rights or is responsible for constitutional rights, she is unsure how you define moral rights. Ms. Dorothy expressed that is a good point and she would say constitutional rights.

Ms. Kowalczyk recommended under Section 3 it could be a little stronger in terms of ensuring racial equity. We are not just fostering diversity and inclusion, we want to review our own policies and practices to ensure that we are upholding the rights of citizens and we are not discriminating. Mr. Robinson agreed and suggested that this is where he hoped that we could include definite statements of action. He is hoping for a report or informational bulletin where some of the key questions that members of the community have about use of force and also the mutual aid agreement with the City of Columbus. He hopes that we can get information in written form from staff and the Police Department that would inform the public and perhaps then be the basis of us reviewing and deciding if we are comfortable with them as expressed. He would like to see Section 3 be strong with more definite commitment to bringing information to the public. Ms. Kowalczyk shared an idea called an equity audit that is a comprehensive benchmarking tool that assesses equity, inclusion, and diversity. That might be a good way to characterize what we are looking for.

President Michael said her only concern is how deep in the weeds we get when we are at the tip of the iceberg, figuring out what we need to do and specifying actions when we have not had enough chance to get into whether these are the actions we need. She agrees with bringing information to the public, but she is concerned with putting in things we have not had a chance to research, define, or determine staff timing for. An equity audit sounds good, but she does not know how much time it takes or what it is exactly. Mr. Robinson asked if we could commit to having these on an agenda soon. That way Ms. Kowalczyk and others could research and bring information back to Council. Mr. Myers said that what we are driving at here, is that we do not want to limit this to just safety service issues. It is bigger than that, it is a top down review. Ms. Kowalczyk agreed and said that we have a challenge right now. We want to take action, but we are not sure what we want to do. We want to assure people that we are taking it seriously and commit to taking action. It is a fine line between deciding we are going to investigate what we can do, versus here are the steps. Having a report back to Council is important and she does think it should be broader. Mr. Myers said that he would assume this is something that is done on a periodic basis with all policies. Our HR policies are updated on a regular basis. It is a good idea that we should maybe hash out the specifics at another Council meeting and get a report from staff about what is doable. This resolution is a statement of aspirations and a

commitment to undertakings. We need to make it clear we do want to make certain we are using best practices in all departments in Worthington.

Ms. Kowalczyk stated that it is important for us to figure out exactly what we do want from staff in terms of the various components. Immediately the review of the questions that have been posed about the policies and response is not something we necessarily put in the resolution, but we need to make sure they are put on the agenda moving forward. Mr. Robinson said he spoke with Mr. Greeson about use of force and the mutual aid agreement, and staff is working on assembling information for the public. Mr. Greeson explained that we are little concerned as we answer questions daily or in a piecemeal fashion, that we might do that inconsistently or not provide enough context or data or information. Chief Ware would like to have a little bit of time to provide more comprehensive responses on all these very important topics. We have collected all the questions that we have gotten from Council and the public and the intent is to try to answer them all to the best of our ability and transparently. We know that is something we need to do expeditiously, but not so fast we do not do a good job and therefore provide an incomplete picture. Chief Ware explained that he feels as if we do not do a good job of advertising what it is, we currently do. The policies that are in place, the training we conduct, the oversight that we conduct. It is prudent that He writes this up in a white paper form that gives everybody in the government and the public an opportunity to know where we are as we begin to have discussions about how we improve and where we want to go as a community. Mr. Greeson said that while that work is being done, we will collect more information on best practices in approaching diversity and inclusion strategies on an organizational wide basis. He had the pleasure of doing work with MORPC as he served on the executive committee. They learned lessons and did a lot of good work that he is going to review.

Mr. Lindsey explained that trying to understand where Council ended up on Section 3 was a little bit difficult. He asked if someone could assist to get a better sense of the drafting. Mr. Robinson said he heard two things from Mr. Myers and Ms. Kowalczyk, the language "...will undertake..." and then "...and report back to Council". Mr. Myers referenced one of Ms. Kowalczyk's suggestion that reads, "The City of Worthington will undertake a review of relevant organizational policies and practices to increase public awareness, foster diversity and inclusion, and make improvements where needed and will report findings and needed actions and changes to the community." Council agreed that is good language.

Ms. Kowalczyk suggested adding at the end of Section 4 the words transparency and oversight. There were no objections from Councilmembers about those additions.

President Michael read the text from Section 5 and Ms. Kowalczyk asked if we received feedback from the Community Relations Commission on that language. President Michael answered that we did, and they were wanting to take a major lead role and be provided additional funding for that effort. She is not sure that we will have any one source in which we are going to be reaching out to the community, but the Community Relations Commission would be a very important part of working with this. But we may have other opportunities that are going to be beyond them. We are recognizing that we support their

promotion and fostering their ability to help work with this. Mr. Myers stated that we are elected as Council members to lead this City. He believes it is our duty and responsibility to be in the front of this incredibly important issue. While he welcomes the help and support of the Community Relations Commission, he thinks this is our obligation and duty as Councilmembers to take the lead on this issue. President Michael asked if there is change anyone wants to make to Section 5. Ms. Kowalczyk asked if there is a thought about enlisting the assistance of the Community Relations Commission. Mr. Myers said that is implicit in Section 5, we will probably reach out to them. Ms. Kowalczyk explained she is giving a little more of a stronger role than they have been given in the past to provide direct support on issues. She thinks the most recent example was the Nondiscrimination Ordinance. She is not arguing this language one way or another, but she is trying to think it through on whether there is a need. It says continue to support, so that suggests to her that we continue to support the work they are already doing. She believes they have adopted a very important role. They have been setting up meetings and they see themselves as providing a lot of assistance in this area. Mr. Robinson suggested that the inclusion of the Community Relations Commission in the resolution at all indicates the significance they have in our thinking. Mr. Lindsey noted for clarification that there is language in Section 5 from our City Charter and that is the role the Charter assigns to the Community Relations Commission.

President Michael moved on to Section 6 and Section 7. Mr. Myers asked if we wanted to limit this to just racism. He asked do we want to eradicate bigotry based on race, religion, national origin, or creed. He realizes the issue right now is racism and he does not want to dilute that. Mr. Robinson suggested, "...eradicate racism and all forms of bigotry..." as a singular way of expanding the purview. Mr. Myers said he does not want to dilute the current issue in front of us. In his own world, he has seen so much reaction to migrant farm workers that he finds incredibly troubling. He knows this is not the issue today, but we can leave it the way it is. Ms. Kowalczyk suggested she would prefer to do that because we have adopted the Nondiscrimination Ordinance. We have made our intent clear, and this is very specific, and she does not want to dilute it.

President Michael thanked everybody for their time and effort they have put in on this. Mr. Lindsey will get a revised version out and this will be on next Monday's agenda.

Policy Item(s)

- Financial Report – May 2020

Mr. Bartter explained how income tax collections are down about \$712,000, which is approximately 26% from 2019. Of that, \$650,000 was from individual and net profit collections, which indicates that what is pushing those revenues down is the movement of the due date to July 15th. Hopefully, we will see that come back in the August and September collections.

MOTION

Mr. Myers moved, Ms. Dorothy seconded a motion to accept the May 2020 Financial Report as presented.

Mr. Robinson asked if Mr. Bartter could describe what types of entities fall under the categories of individual and net profits. Mr. Bartter explained that withholding would be employees working at a business within Worthington and having the 2.5% income tax withheld by the employer and remitted to the Regional Income Tax Agency (RITA). Mr. Robinson asked if most of our large employers would fall under that category. Mr. Bartter explained that it is everybody with employees. Predominately that is made up of MedVet, Worthington Industries, and the Worthington School District. That is where most of our income tax revenue comes from. Individual is the individual tax returns filed, including anything that flows on individual returns like schedule C and E type activities. For example, if you work in Dublin and earn 2%, and live in Worthington, you are going to owe 0.5% to us. The net profit is on the profits of the businesses within Worthington. Mr. Robinson noted that withholding was down 4% and asked if that is better than expected given that we are looking at a 10 to 11% projected decline in revenue. He asked if we are encouraged by this. Mr. Bartter said it is not as bad as we thought it could be, but he is not ready to say that everything is great.

Ms. Dorothy asked about a revision that was sent out to Councilmembers. Mr. Bartter explained that the May 2020 income tax update came in a separate cover. Ms. Dorothy said that as she looked at this report, it looks like we were not affected that much. Year to date income tax collection are above estimates by \$70,000. The additional drop in showed how much we were ahead before this May and then how we are down about 20%. Mr. Bartter said we were down 26.18% for May for the month. There are two reports, one is the financial report, which goes to the overall picture of everything. He used year to date for the most part in that. Then you have the more specific May income tax report, which breaks it down by the month so you can get into the weeds more with the income tax if you so choose. Ms. Dorothy asked if we could anticipate something similar for next month and if we have any projections. Mr. Bartter replied that he anticipates we will be down significantly in June. We received two distributions, the first is at the first of the month from RITA, the second is a reconciliation we receive on the 15th. He does anticipate we will be down significantly, but he does not know yet.

Mr. Robinson asked about the 26% figure and clarified that it is from two categories. Mr. Bartter said the 26% is an overall comparison of May 2019 to May 2020 across the entire thing. 90% of that drop was in just those two categories, which is attributed to the push in the due date. Mr. Robinson asked if in fact the decline in individual net profit is comparable to withholding, we will realize the income in July when the reporting takes place. Mr. Bartter replied that is what we hope. Mr. Robinson brought up how year to date income tax collections are above estimates by .67% and asked how we were above budgeted amount given the impact of COVID. Mr. Bartter responded that we were way overestimates prior to May.

The motion carried unanimously by a voice vote.

Ms. Thress brought up that there were questions that have been asked online about the resolution. The first question asked where she could see a copy of the resolution. Then

there were questions about what the City Council is doing to improve racial relations within the Police Department, what are the next steps to improve the quality of life for all Worthington residents, and when will the Police start wearing body cameras.

Mr. Greeson explained how those are all great questions and are both high-level questions about what we can do as an organization, as a community, as well as more detailed questions about body cameras. You heard from Chief Ware earlier about how he is preparing a report. This is not the first person who has asked about body cameras and we will be preparing information about that. We would be glad to talk about it tonight if that is Council's preference. President Michael said we will be getting information out to everybody and she hopes staff will share a copy of Chief Ware's white paper with these individuals asking questions. Mr. Greeson confirmed we will follow-up with them this week and make sure they know we have heard their questions and concerns. We are a little behind answering all the emails and questions we are getting, so for the listening public, he urged to bear with us.

Information Item(s)

- Update on COVID-19

Mr. Greeson invited Captain Chris Craig to provide an update on the numbers we see from the epidemiologists from Columbus Public Health.

Captain Craig explained if we look at the numbers, the big number you see under the Columbus jurisdiction includes Worthington. Total cases for Columbus are up to 5,160 cases. Unfortunately, that includes 237 deaths. In Worthington, there are 89 confirmed cases. There are five probable cases, and the discrepancy is that sometimes in long-term care facilities, the epidemiologists do not have contact tracing follow-up. We sadly have 17 deaths from COVID-19. The silver lining is that our numbers are beginning to stabilize and over the past couple of weeks, we have only seen one or two case increases as opposed to 10 to 20 per day. In Columbus, we are seeing an average of 60 to 80 cases a day. He cautions that with these numbers comes increased testing. The big things we are not seeing are additional overflow into hospitals, excessive ICU bed usage, and things like that. On the unfortunate side, where we are seeing clusters are at long-term care facilities and the jails.

Ms. Kowalczyk asked if there were any more details in terms of long-term care facilities. She asked if they are containing it. She has heard stories from around the state of the challenges and folks have testified at the state house about the challenges in long-term care facilities, which is concerning to her. She asked if there is any support the City can provide or should be providing in that area. Captain Craig responded that the biggest challenge with them early on was with the availability of training and equipment. We did have one of our facilities that had quite a few cases, but we were able to work with Columbus Public Health and the state to provide the equipment and training they needed. Fortunately for the rest of the public, we have been able to keep it contained to those areas. That is a credit to the workers and the public health folks that have gone there with

education and the appropriate PPE and helped them get up to speed on this. Unfortunately, not every place is prepared for this type of disease outbreak. Usually looking at other types of disease outbreaks in these facilities, they only affect a small number of people, and they can be isolated. This is different and it caught facilities off-guard. Getting PPE was a challenge. Because of the actions of Dr. Acton and Dr. Roberts and slowing the spread, they could be supplied and educated.

Mr. Robinson asked what the latest science is saying about the potential seasonality of the virus. Captain Craig responded that is still highly debated and speculated on. He would say that from all the data he has seen and the folks he has talked to, it appears this is going to be more of a chronic condition that we will deal with until we have a well matched vaccine. Fortunately, it seems to be stabilizing a little bit. Whether it will come back in the fall, no one is sure. It will be interesting to see in two weeks if we see an increase in cases from everyone gathering for the different protests and demonstrations. We are getting more testing and we are not seeing the sickest of the sick. The best science we are looking at is up in the air and depends on who you talk to. There are still unknowns as we move forward. There is hope on the treatment and vaccine front. Many of the measures we took slowed it down where we could get a grasp on it.

Mr. Greeson explained that Columbus Public Health has announced community testing sites. There is a pre-registration and appointment required for testing and they ask you to call the testing organization to schedule. There is not one in Worthington, but there are many throughout the Columbus area and harder hit areas. It is important to note that at the top of their flier, they say no one will be turned away for inability to pay.

Ms. Kowalczyk asked whether people needed a referral from a physician or if anybody can walk up and get a test. Mr. Greeson said he would get that clarified.

Mr. Greeson shared that we do not have any significant operational things to report related to COVID-19. We are not getting many complaints anymore about our businesses as we see people adapt to the need for screens, gloves, and mask wearing. Our volume of calls requiring Columbus Public Health and Division of Police investigation has decreased. From a logistical standpoint, we are doing well with our own PPE for city operations. In our planning area, we need to talk a little bit about reopening and our continued efforts there.

Mr. Hurley detailed how we reopened the Community Center last week and we are off to a good start there. We have been seeing about 20 to 25 people per registered session. Right now, it is a fitness operation for folks who want to use the equipment. The other big news is that on Wednesday playgrounds will re-open. There is a lot of rejoicing around town about that. Staff are currently inspecting and cleaning to get ready for the re-opening. The other big item we have been working on are the sports fields. We have been working with our community partners, most significantly the Worthington Youth Boosters, and they have announced they are going to be starting up their travel programs for boys and then a little later the recreational programming for boys. We anticipate having the fields open on June 15th. Outdoor restrooms have not been opened at this point, but with the opening

of the sports fields and the activities picking up at the tennis and pickleball courts, we are evaluating our ability to open those safely and responsibly.

President Michael asked why the Youth Boosters are only starting sports for boys, and not offering sports for girls. Mr. Hurley said that they are not going to move forward with travel softball or recreational softball. He does not know the details, we are waiting to be informed by them. He saw one report that stated that they had a limited number of teams interested.

Mr. Bucher asked about as things open back up and people might have a different understanding of what is allowable and not for restaurants and other businesses, what is the proper way to report or inquire when somebody comes across something they are not sure what the current health requirements are. Mr. Greeson replied that Columbus Public Health is maintaining a line. If we receive one, we are sending that into their system for them to quickly dispatch their public health sanitarians to inspect. That is typically within 24 hours or less.

Mr. Greeson described how under the incident command structure; David McCorkle has been leading the liaison function. He has had a multisector, mix of folks working from the Partnership, the Chamber, and business leaders volunteering to survey businesses and identify needs. The needs at this point are more marketing oriented, trying to make sure people are aware that they are open. We will explore how to best do that.

Ms. Stewart explained how she has been helping Lisa Fuller connect with various individuals in the community she identified she would like to work with on a community recovery piece to all of this. The libraries have graciously offered some of her time as well as other people that do a lot of community outreach to be engaged in this effort.

Mr. Greeson stated that this group is not intended to be a direct service provider. It is supposed to communicate with all the service providers as well as individuals and families to assess need and to use that information to better design strategies. On another front, he believes the Farmers Market will be moving this upcoming weekend from the Community Center to West Wilson Bridge Road. Our team has been working with property owners in the Officescape Area with the Partnership to help facilitate that relationship. We are excited that they will be able to continue and he believes they are going to add a walk-up function in addition to the drive-in function.

Ms. Kowalczyk followed-up on the Farmers Market, noting there is a board meeting tomorrow. They are going to limit the number of people. It is a walk-up, but also a pick-up still. There are still a lot of logistics they must work out.

Mr. Robinson asked if we are still in a state of civil emergency. Mr. Greeson replied that he let that quietly expire. There have been relatively flat number in Worthington, and those cases have been confined to long-term care facilities. We want to maintain a heightened concern and send messages about good hygiene and wearing masks. We are maintaining some people working from home and are still doing meetings virtually. Social distancing

remains important. However, he does not see a particular need to use the type of emergency management tools that having a local state of civil emergency would provide us.

Mr. Greeson brought up how we have had several topics come up in recent weeks that were topics raised in the interviews and conversations leading up to the retreat. It may be in Council's interest to have Councilmembers start to reconnect with some of the issues that were put on the plate earlier in the year such as Age-Friendly, PACE, and the Joint Recreation District. It strikes him that we need some sort of retreat type dialogue and while that may be difficult to do through virtual means, it would still be valuable from a governance standpoint. If we are going to continue to maintain focus on these other areas, it is important to consider an exercise to sort through what is critical and urgent. We may not be able to do all of them well. He thinks there is value in having a dialogue around priorities and honest conversation of what we are realistically going to be able to tackle this year.

Mr. Myers asked if that would be a Committee of the Whole topic. Mr. Greeson said that it could be. Mr. Myers suggested that staff put together a list and drop it in the next Council packet. Council can then sit down and discuss which ones they want to tackle in the upcoming Committee of the Whole meetings. On the list, we can say which ones we want to tackle. Mr. Greeson said the challenge is that not all the issues will be well suited for that. Some might require significant staff work and time.

Mr. Robinson asked that when providing a list, to indicate the level of staff hours that will be required. That is a huge factor in considering what could be advocated for or not.

REPORT OF COUNCIL MEMBERS

Ms. Kowalczyk shared how she appreciated all the thoughtful discussion and consideration of the resolution tonight. She believes Council did a great job coming together on a statement and it was very clear that we all agree that we are committing to act, which is the most important thing our community needs to hear right now.

Mr. Myers explained how he was struggling with all the drafts we had and how to address this. He wants to make sure we as a Council set our eyes on the road, on the issue of racial equality and that we are willing to do the work and be introspective. There are issues in our community that we really need to address, and it is not going to be easy or fast.

Mr. Robinson said that he truly enjoyed this evening and he feels grateful to everyone for the cooperative spirit that we all brought to this enterprise.

President Michael also thanked everyone for all their hard work, time, and careful thoughts about our City, its future, and what we can do to make Worthington an even better place than it already is. She is looking forward to all of us working together on figuring out how to carve out an action plan based on the resolution we will pass next week.

ADJOURNMENT

MOTION Mr. Bucher moved, Ms. Kowalczyk seconded a motion to adjourn.

President Michael declared the meeting adjourned at 9:39 p.m.

Management Assistant

*APPROVED by the City Council, this
6th day of July, 2020.*

Council President



CITY OF WORTHINGTON
Worthington City Council Minutes
June 15, 2020

6550 N. High Street
Worthington, Ohio 43085

CALL TO ORDER – Roll Call, Pledge of Allegiance

Worthington City Council met remotely in Regular Session on Monday, June 15, 2020, via Microsoft Teams video conference. President Michael called the meeting to order at or about 7:30 p.m.

ROLL CALL

Members Present: Peter Bucher, Rachael R. Dorothy, Beth Kowalczyk, Scott Myers, David Robinson, Douglas K. Smith, and Bonnie D. Michael

Member(s) Absent:

Also present: City Manager Matt Greeson, Assistant City Manager Robyn Stewart, Law Director Tom Lindsey, Director of Finance Scott Bartter, Director of Service & Engineering Dan Whited, Director of Planning & Building Lee Brown, Director of Parks & Recreation Darren Hurley, Chief of Police Robert Ware, Chief of Fire & EMS Mark Zambito, Clerk of Council D. Kay Thress

PLEDGE OF ALLEGIANCE

President Michael invited all to stand and join in reciting the Pledge of Allegiance to the flag.

VISITOR COMMENTS

David Patton – Colonial Hills

Mr. Patton explained how on June 5, 2020, he submitted a petition to Council for safer crossings at Kenbrook and southbound Foster Avenue. Residents went around the neighborhood for the petition and received 53 signatures of people that would like to have some kind of traffic control for southbound Foster and to slow things down for the safety of the children in the area. They are looking at asking for a four-way stop sign at Foster and Kenbrook, which would reduce vehicle speeds to allow for safer use of public right-of-way in the adjacent city parkland. There has been an increased number of children in Colonial Hills. He lives on the northwest corner of Foster and Selby; his driveway is off of Foster and his deck faces Foster as well. He has observed many times traffic coming over that hill at a speed quite a bit faster than 25 miles per hour. Coming down, if there

are kids in the area, they are in danger of being hit by cars. They have put this petition together to hopefully slow this traffic down for the safety of the children. He has been here for 41 years and he has never seen so many kids in one area. Safety for the kids is paramount. He has noticed a speed detector was installed at the northwest corner of Foster and Kenbrook to check the speed of vehicles. He would like Council to at least consider the petition. This is a safety issue for kids and people tend to forget that this is a residential area with a speed limit of 25 miles per hour.

President Michael thanked Mr. Patton and explained how when she ran for office this past time, she was amazed at how many new families had moved into the Colonial Hills area. The entire city has seen an influx of young families and the community is growing. What we normally do with something like this, is we have a safety committee made up of the City Manager, Police, Fire, and Service Directors review options and report back. She asked that they report back on this in July with their thoughts. She encouraged Mr. Patton and his neighbors to come back and participate.

Mr. Greeson told Mr. Patton that he will follow-up with him about this. Sometimes we like to meet on site, but in the era of COVID-19, we will do that only if he is willing to do so with masks on. We like to do a field review. We have put what we call stealth set up to capture both speeds and volume of traffic. That is to help the Safety Committee review its options. When the Committee looks at these things, we have codified ordinances and Ohio law we must follow. We are looking at what kind of measures would be appropriate for that area and whether they meet what is called the warrants in the manual. In addition to that, Council has adopted a Bicycle and Pedestrian Master Plan and stated through the Complete Streets Policy a willingness to consider other engineering strategies to slow down traffic other than just things such as devices. So, we will do a site review and have some conversation with the neighbors as we look at other engineering solutions as well. Our team will look at it and make recommendations as appropriate. This is an interesting area because it has a long hill and a long stretch with no stop signs. So, he can see why the residents have expressed concern about it.

Ms. Dorothy thanked Mr. Patton for bringing this issue forward and collecting the signatures of the people around the area. We have many people throughout Worthington complain about residential speeds being too fast. She thinks this would be a great place that maybe we could look at a pilot project, especially since we have signatures of the immediately surrounding neighbors that they would be interested in having some sort of solution proposed. Particularly if it is temporary just to see what is going on. She believes this would be a great place to try it and maybe implement throughout Worthington. She knows the whole City of Columbus adopted the Vision Zero policy that wants to make sure there are no more pedestrian or bicycle deaths in the community. Other cities have had "20 Is Plenty" for reducing the speed limit to 20 miles per hour because speed kills. There is a reason why school zones are 20 miles per hour.

Mr. Smith echoed Ms. Dorothy's thoughts and suggested since we are talking about being creative with the solutions for engineering, and so many neighbors in this corridor are ready to jump on some kind of solution, maybe our team can think outside the box.

SPECIAL PRESENTATION

- Community Visioning Committee Update

Mr. Sherman updated Council that the Visioning Committee has had one meeting since the last time he presented to Council. He explained that the Visioning goals are to discover the future the community wants by giving residents the opportunity to express ideas, opinions, and values in order to create a well-grounded articulation of the community's aspiration for the future. We want to give residents a platform to discuss what they would like our community to look and feel like over the next 10 to 20 years. Visioning is the process of collaboratively developing consensus around the desired future for the community to set goals and solve problems.

The Committee has completed the first SOAR sessions that were set up by Poggemeyer to discuss strengths, opportunities, aspirations, and results. Four sessions were held and limited to 25 individuals so we could manage the input. Over the four sessions, we had approximately 72 residents participate. From the sessions, we ended up with six pages of items that came up under different things. For example, under strengths, one of the things that was talked about was a vibrant downtown with events such as the Farmers Market being mentioned. Under opportunities, it was interesting to point out that diversity was talked about and the need to continue to foster, grow, and attract racial diversity. From a downtown perspective, vacant space in Worthington was brought up and the need to connect Old Worthington to surrounding areas such as the mall and south Worthington. In economic development, they mentioned the need to focus on upgrading empty office spaces to improve, repurpose and fill before developing new office spaces. They discussed how there is an overreliance on what has been done historically, rather than looking forward. It was also mentioned, building a vision and plan for projected population growth and demographic change, by becoming a smart city and plan for ages 8 to 80. From an aspiration standpoint, it was brought up that Worthington should reflect the diversity within the school system today. It is important that we preserve the historic downtown and being open to enhancements so focal points like the Worthington Inn do not stay vacant. We need to fill and renovate empty buildings and have mixed use development. We need to understand the core values we have adopted while applying a lens for future innovations. One comment urged not being afraid of doing something different. There were a couple points he felt were quite appropriate, including "Progress, not perfection" and "You can't improve what you don't measure." His biggest takeaway from the SOAR session was that the community is engaged. It was virtual and a bit tricky at times, but we worked through it with the community.

Part of what we last talked about on the 18th was the communications plan and what we have done. We did get a post card out to the city which you may have received in the mail. The exciting thing about the post card is that there is a QR code that will take you to our website. One challenge we had was to engage the community. He thinks this first mailer is going to be interesting to see how well we do. We will have a follow-up mailer in August. We now also have our public survey online, which was pushed out ahead of schedule to make sure we get as much of the community engaged as we possibly can. He did have a

conversation with a couple Councilmembers about the school district and their participation and whether it is good to reach out to residents of the school district. We cannot ignore the school district. We will be reaching out to residents of the school district through Facebook ads asking them to complete the survey. Paul Cynkar, one of our committee members met with the schools and they are going to push the visioning information, focus group information, and survey link through their channels. One of our focus groups is for business members of the community and we are asking them to also forward the survey to their employees. We are doing the best we can in this virtual environment to get the message out to a broader base other than the 14,461 of us that live in the City.

You may have seen them around town, there are now signs up on the Village Green. Ms. Brown did wonderful work with her press release that talks about the website and survey. Mr. Cynkar met with the Chamber of Commerce, and they have a group list of members that is 1,300 people that they were able to push all this information out to. The next big engagement we have coming are the focus groups which will be an interactive discussion on multiple topics. The groups have been broken down in four groups: Residents Born in 1965 or After, Residents Born in 1964 or Before, Business Owners, and Civic Groups and Nonprofits. It is very encouraging, we initially limited the groups to 35 participants, but due to the high demand for 1965 and younger, and 1964 and older groups, we added additional sessions for each. Our community is engaged. The focus groups are going to provide very good information. He reached out to David McCorkle to make sure that business owners are engaged. With Mr. McCorkle's help and others, we will be able to fill that focus group up.

The Vision Worthington website is robust and up to date. We are getting an awful lot of website visits which has been encouraging to see. The City has been great publicizing dates for events. We did conduct an exit interview from the SOAR survey, and it was interesting because 50% of the participants heard about the SOAR from a personal email. 31% came from the City newsletter. 25% from Facebook. It is interesting that it is getting down to who someone has talked to.

He expressed how he wanted to conclude by saying that he had no idea of what 2020 was going to be like. He does not think anyone could have described this tragedy of our times. So, what else is there to do but to seek and make things better. He has told the committee that we must start where we are, and they have to do what they can right here, right now. Our goal here is to build a great sense of trust and belonging with Worthington residents in the future of our City. He thinks we are on a strong path at this point in time.

Ms. Dorothy asked Mr. Sherman about the different demographics for the focus groups. Mr. Sherman said that is a great question and he would like to provide that in a follow up email and send that to the group.

Mr. Robinson thanked Mr. Sherman and explained how he can tell how much time and energy is being spent on this project. He asked Mr. Sherman to discuss the deliverables that the committee will be bringing at the end of the process. He thinks he heard Mr.

Sherman say that the committee is working on forming or identifying a consensus within the community and asked if that is one of the objectives towards the final report or will the committee be articulating multiple strands of thought for the City. He also asked about how the committee will be interpreting and understanding the SOAR and focus group meeting information. They are self-selecting, so he wondered how that will inform the committee's understanding of the community at large. Mr. Sherman responded that what they are going to be preparing is not just a single vision. What you will see is that there are going to be multiple opportunities to come back with multiple threads. As we saw from the SOAR, there are going to be several threads that will come together that start to form those visions for the committee to then present back to Council. The most important thing here with the committee, is we are just the process. Visioning is just a process. To the second question, we cannot go door to door and that was a major component of what we were going to try to do. He hopes that the postcard will give us some good feedback. The second mailer will have a return mailer coming back to the committee. The committee's goal is to report the news, whatever comes back, they will be presented. Poggemeyer is going to follow our lead, but their job is to construct it. He feels very comfortable with this. In deference to time, he is happy to present further in a written format if Council would like.

Ms. Kowalczyk explained that she appreciates the committee pivoting and figuring out ways to get feedback and engage people. She has gotten great feedback on the SOAR process despite that it was a bit clunky. She sat in on the first SOAR and it was a little rough, but it sounds like everyone picked up their stride on it. She was one of the folks that reached out about involving people in the school district, which she thinks that it is important to hear their voices. She also appreciates that there are different ways for people to participate. She asked if there is going to be an effort to perhaps reach out to the kids in the school district. Mr. Sherman replied that he has been working with John Conrad who is working on a vision program that reaches out to different communities throughout the country. We are going to work with them to try to get our arms around the students. This is such a vitally important part of this process.

APPROVAL OF THE MINUTES

- Meeting Minutes – May 18, 2020 Regular Meeting
- Meeting Minutes – June 1, 2020 Regular Meeting

MOTION

Mr. Bucher moved, and Ms. Kowalczyk seconded a motion to approve the aforementioned meeting minutes as presented.

The motion carried unanimously by a voice vote.

PUBLIC HEARINGS ON LEGISLATION

President Michael declared public hearings and voting on legislation previously introduced to be in order.

Ordinance No. 11-2020

To Amend Section 1174.05(c)(B) of the Codified Ordinances of the City of Worthington to Amend the Caliper Inch Fee Associated with the Natural Features Section of the Development Standards and Development Standards Text Found in the Planned Unit Development.

The foregoing Ordinance Title was read.

MOTION

Mr. Smith moved, and Mr. Myers seconded a motion to amend the ordinance to reflect the amended version included in the agenda packet.

The motion carried unanimously by a voice vote.

Mr. Brown described how this ordinance was introduced in March before the pandemic and recommended to go to the Municipal Planning Commission to review amending the fee. Currently the caliper inch fee is \$450 for any tree over six inches in size. In 2016 when we did the Wilson Bridge Corridor, during that discussion we amended it to \$150 per caliper inch. Flashforward four years later, we started looking at trying to adjust that fee when it came to light when we were doing the apartments on East Wilson Bridge Road and again when doing Stafford Village. MPC had a healthy discussion at the March 12 meeting and the recommendation was to adjust the fee from \$450 per caliper inch to \$150 per caliper inch. It was also discussed whether we need to look at our fees across the board, not just for our caliper inch fees. We discussed the Worthington Street Tree Program and the costs associated with that. The MPC discussed the penalties and what teeth we have, and the pros and cons of the citywide tree ordinance. Since then, we had a follow-up discussion with the City Arborist about the true cost related to the Street Tree Program. Staff did not calculate the City's share. We took it back to MPC on May 14th to update them on the discussion and whether we should adjust the fee because we had referenced the Street Tree Program. When you add up all the costs and the City's portion, it came out to about \$230-\$250 to replace a tree. The MPC had a healthy discussion about whether we should leave it at \$150 or up it to \$250. The Commission ended up reaffirming that they wanted to stay at the \$150 per caliper inch, and recommended forwarding this on to Council for further discussion.

Ms. Kowalczyk explained how she looked back at Council's discussion in regard to Granby Place. It is her understanding in that the tree fee is not applied across the board to properties. It is limited in its application. It was even different in terms of the Wilson Bridge Corridor. It was higher in that area and they were seeking a waiver of the entire fee. When we had that conversation, the fee was not intended to make money, it was not intended to reimburse for expenses or cover the cost of planting trees. In looking at the minutes, it was really a deterrent or pause for developers so they would not consider clear cutting a property. Looking at it from that perspective, even in that situation we decided to waive the fee altogether because it was cost prohibitive for the developer. She asked if that was an accurate portrayal of what was discussed. Mr. Brown agreed that was spot on.

This is not citywide. In the Wilson Bridge Corridor, it is \$150 per caliper inch for properties rezoned or redeveloped, not the entire corridor. In the PUD Section, that is when it kicks in. If you are doing typical rezoning for other projects, we do not have that fee associated. Ms. Kowalczyk asked that if we did want to talk about preserving trees citywide, we should consult the Arbor Advisory Committee and do a different approach than a tree fee. Mr. Brown confirmed there are multiple ways to approach it. In the past when we worked with applicants going through the development process, whether they are subject to a section that has a tree fee associated, we try to work with the applicant. We work towards preserving and finding options to save a tree or preserve steep slopes. We did a subdivision a couple years ago where in the reconfiguration we were able to get an easement to protect the steep sloped wooded area. There are different ways to work with property owners to get the benefit of a property that has unique features whether trees or steep slopes.

Mr. Robinson said that his understanding of this fee is that the overall purpose is to maintain, and if anything, to grow the urban forest in Worthington. He would not describe it as a deterrent to responsible development, but a recognition that in order to maintain the number of trees we have in the City, this is an effective way to support that goal. He believes that moving forward, if anything the tree fee should be extended to not only PUD development projects but to all commercially zoned property in the City. That would be his suggestion for enhancing the tree canopy in Worthington. He believes clarifying the dollar amount makes a lot of sense, but he hopes we are not too liberal granting variances moving forwards.

There being no additional comments, the clerk called the roll on Ordinance No. 11-2020 (As Amended). The motion carried by the following vote:

Yes 7 Bucher, Robinson, Kowalczyk, Dorothy, Smith, Myers, Michael

No 0

Ordinance No. 11-2020 (As Amended) was thereupon declared duly passed and is recorded in full in the appropriate record book.

Ordinance No. 20-2020

Amending Ordinance No. 45-2019 (As Amended) to Adjust the Annual Budget by Providing for an Appropriation from the Capital Improvements Fund Unappropriated Balance to Pay the Cost of Phase II Energy Conservation Measures, Authorize the Execution of Agreements with ABM Technical Solutions, LLC, and Determine to Proceed with the Project. (Project No. 695-19)

The foregoing Ordinance Title was read.

MOTION

Ms. Dorothy moved, and Mr. Robinson seconded a motion to amend the ordinance to the cost amount of \$844,964 in the sixth Whereas clause, \$853,019 over 20 years in the seventh Whereas clause, and in Section 1 the sum of \$930,000 which includes a 10% contingency.

The motion carried unanimously by a voice vote.

Mr. Greeson explained how from our Capital Improvement Program last year, we are doing a lot of improvements to the police station with some improvements aimed at enhancing the air quality and condition for employees in that building. We are also doing the roof, interior improvements, and the vestibule which was approved last week. The most important part of this project is the HVAC system, which is what you are considering this evening.

Mr. Whited described how the purpose of this project is to mitigate health problems and provide savings to the energy system. This is a big project with the HVAC split with a dedicated outdoor system that will dehumidify the air. There is also some significant work in preparation for the vestibule project and roof project. There are several things tied together as well as interior mitigation and remediation to clean walls, ducts, carpets, and more. The HVAC system has a 20-year life cycle. We will begin as soon as we can.

Mr. Lindsey described the contract itself and how when this project was first approved, it used ORC code section 717.02 which is a special provision that allows cities to use a special procurement system for energy conservation measures. The process is similar, although different than a design build. What you are doing is selecting through an RFP process, a vendor that would do the energy audit and create an energy conservation measure report with proposed changes to HVAC, lighting, and other energy-saving devices that might be employed in the City's buildings. After that process, ABM was selected as the vendor and they then conducted the report pursuant to statute, creating a report that indicated various changes that can be done, primarily in HVAC systems, lighting systems, the pool, and the Community center. ABM successfully completed phase one of that project. At that time, the City made the decision not to do the changes to all of the buildings from an appropriation and financing standpoint. One of the features of this statute is the City can make payments over time for the projects and it also provides a requirement of a guarantee of the savings that would be received from the energy measures that are constructed and those energy measures would pay the cost of the improvements. So, we are now on phase two, which includes multiple buildings. Due to the concerns with the HVAC at the police building, the City and staff are proposing going forward with the police building improvements at this point, not ruling out the possibility of a phase two-B or phase three. It is not unusual for cities to break these projects up into multiple phases for the very reason the City did not do it all at once and that is from a financing standpoint and how much work can be going on at one time.

Joe Sokol - ABM

Mr. Sokol introduced the individuals working on this project. He explained how many of the Councilmembers were involved from Phase One of this project. Worthington is very important to ABM and the Columbus Branch in Central Ohio. A lot of companies when giving presentations will put logos of companies they work with, and they do that with Worthington. Putting the Worthington logo out there really signifies quality. Whenever they are doing work at Worthington, they want to make sure it meets the quality standard. We have done that through being your preventive maintenance provider on HVAC systems throughout the City. We held that contract and have gone out to bid several times. They have held that contract for over 12 years now and he believes it is coming back up to bid soon.

They have completed a phase one energy conservation program, which he can say the energy savings are outperforming what was guaranteed, which are savings that go back to the City. Phase two, which was already carved out and they are now pulling a little piece out of phase two to get things moving for the police station and get those energy conservation measures in place, which benefit from the energy side as well as the safety side for occupants in the building. They are very conscious as far as what makes a successful delivery of projects, which comes down to coordinating and communication. It will be critical with the police department because there are so many different items being replaces and measures taken to produce a safe environment.

As Mr. Lindsey pointed out, the ORC section 717.02 allowed ABM to do a full audit of all the facilities and to look at potential energy conservation. They did that for all facilities and brought the measures back to city administration for selection of your energy conservation program. We came about our phase one energy conservation program, passed from Ordinance 11-2018 and the remainder of the energy conservation program made up phase two which was put into the CIP and will be in discussion as you look towards the 2021 CIP. Part of that phase two were the police station energy conservation measures, which were pulled out because there were some safety measures that needed to be addressed in the police department. We have had constant communication with the City. Prater Engineering who completed the full design of the system, they have had weekly if not daily communications with them as we get this project moving. As their work is completed, they will have a project manager on site that will be able to work with Scott Treadway to make sure this gets completed as fast as possible without sacrificing any quality of the final product. They have had final pricing and savings presented to the Engineering Department, which has been presented to the rest of the City for this program. He clarified that the pricing is a little bit different of a way going about procuring items. There are no change orders in these types of programs, so based on the design, they do all that design work on the front end to make sure they are not coming back to the City with a change order. He referenced the 10% contingency was put in place to minimize the risk to local governments as far as the fluctuations with a project like this that may come about.

Ms. Dorothy asked about the energy savings and what we have had and what we are having for the phase one and what we expect for phase two and who is watching those numbers.

She thinks this is pretty exciting and she would like to get more people excited about it. She also wants to know how long the contract is. Mr. Sokol replied that he believes the energy saving contract has three or five years with the guarantee with the idea. If you would like to extend the contract, the City can do that as a risk mitigator. Once you have three to five years of energy savings, it is going to be there in the following years, so that cost savings measure in and of itself. They did a post install report, which shows the City exceeding the energy savings by about \$7,000 annually over what ABM guaranteed, which is fantastic. They do that post install report before the first year of measurement and verification takes place. The reason being is that they want to make sure the energy savings are going to take place. This is because they are financially on the hook if the savings are not present. They come back year over year to produce measurement and verification reports of those energy savings. Ms. Dorothy expressed she would like to have those reports so we could at a minimum put them on our website. She does want to know about the users of the buildings. A lot of times when people are concerned with energy savings, they reduce the comfort of the building. In buildings like the Community Center, she wondered if people are happy there. Mr. Sokol expressed that he believes that the people in there are happy.

Mr. Sokol explained as far as the HVAC system is concerned, originally, they were looking at a replacement of the split systems. He stated that the City administration has gone into a lot of different measures to make sure this is a safe environment. You have the 12 split systems replaced with high efficiency units and a dedicated outdoor unit which requires new duct work and reinforcement on the roof. Additionally, there will be new refrigerant lines and new electrical and gas lines as well to the dedicated outdoor air unit. It really is a complete overhaul, but it will set up a great safe environment for that building. There will also be LED lighting upgrades that will add a nice aesthetic and will burn a lot longer. Based on run times in some areas, you will have 25 years of life expectancy based on the burn hours on the manufacturer's specifications. He showed a slide that identified the inefficiencies of the building envelope on a thermal image. There are over 700 linear feet of just windows that are going to be tightened up as far as the building envelope is concerned. There are a lot of other areas like doors and where pipes are entering the building that will be sealed up, helping with regulating the air coming into the building, and keeping everything safe and dry. The final slides break down the project investment and total savings over 20 years. There are a couple of variables as far as other contractors involved in some of the improvements. They are looking at three to five months as far as installation is concerned. Really it is a great program for the police station and for Worthington. The energy savings are guaranteed by ABM financially. We will be there as far as maintaining the equipment.

There being no additional comments, the clerk called the roll on Ordinance No. 20-2020 (As Amended). The motion carried by the following vote:

Yes 7 Robinson, Kowalczyk, Dorothy, Smith, Myers, Bucher, Michael

No 0

Ordinance No. 20-2020 (As Amended) was thereupon declared duly passed and is recorded in full in the appropriate record book.

Ordinance No. 21-2020

Amending Ordinance No. 45-2019 (As Amended) to Adjust the Annual Budget by Providing for an Appropriation from the Capital Improvements Fund Unappropriated Balance to Pay for the Construction of the NE Gateway Intersection Improvement Project and all Related Expenses with said Project. (Project No. 602-14)

The foregoing Ordinance Title was read.

Mr. Greeson described how this project is a large appropriation and it is our local match for the Northeast Gateway Project. A significant portion of which will be reimbursed by OPWC funds.

Ms. Dorothy asked what the timeline for getting this done would be. Mr. Whited answered that this project will be led by ODOT in July and let go in August. It will be a multi-season contract. We do not know how long until we get the contract onboard and go through the critical planning.

Mr. Bucher inquired whether this was the last hurdle or if there are other things before launch. Mr. Whited replied that there will be additional costs for monitoring some of the work from an environmental perspective. He is sure there will be other issues related to challenges that are a continual part of this process. We are through a major part of the pain and being able to move forward with the fun stuff.

There being no additional comments, the clerk called the roll on Ordinance No. 21-2020. The motion carried by the following vote:

Yes 7 Kowalczyk, Dorothy, Smith, Myers, Bucher, Robinson, Michael

No 0

Ordinance No. 21-2020 was thereupon declared duly passed and is recorded in full in the appropriate record book.

Ordinance No. 22-2020

An Ordinance to Revise the Codified Ordinances by Adopting Current Replacement Pages.

The foregoing Ordinance Title was read.

Mr. Greeson explained that this largely incorporates the ordinances you passed as well as any changes in state law that are required to be included.

There being no additional comments, the clerk called the roll on Ordinance No. 22-2020. The motion carried by the following vote:

Yes 7 Dorothy, Smith, Myers, Bucher, Robinson, Kowalczyk, Michael

No 0

Ordinance No. 22-2020 was thereupon declared duly passed and is recorded in full in the appropriate record book.

Joint Economic Development District (JEDD) – Sharon Township

Mr. Lindsey explained how for the purposes of this agenda item, this is a public hearing required by statute. Council is not being asked to take any action on any resolution this evening, but the statute does require us to provide a 30-day notice of a public hearing. The actual action we are anticipating would be during the first meeting in July where you will have a resolution to approve the actual contract. Mr. McCorkle provided in your packets additional information since the JEDD is not something that Council regularly does. The public hearing allows a member of the public the opportunity to comment on this item.

Mr. McCorkle detailed how this JEDD is between Sharon Township and Worthington. It is a contract between the two entities so that Sharon Township will be able to leverage Worthington's authority to implement an income tax on businesses within the JEDD. The idea is that there will be a contract, a map, and a development plan, all of which were attached to your agenda this evening. The contract is for a 50-year term. We will administer the income tax collection within the district. The township will provide police, road maintenance, code enforcement, and be responsible for the board meeting accommodations and support. There would be an income tax revenue sharing model where Sharon Township will receive 80% of collections, and Worthington will receive 20%. The idea is that Worthington receives 20% for our willingness to support the township putting this income tax in place. He highlighted a 2% fee that will come off the top to maintain the district, and then 3% to reimburse the City for income tax collections to compensate for the 3% that RITA charges off the top. On the board of directors, it is made up of five members where the City nominates two, the township nominates two, and then the four will decide on the fifth director.

Ms. Dorothy asked about how we will continue to provide fire services to them and asked if we can negotiate our contract for providing that service how we want to and whether this changes anything. Mr. Greenson responded that he does not believe it changes anything, but we do need to renegotiate that contract. Ms. Dorothy expressed she is excited about the Olentangy extension there. She is excited about moving this project forward and hopefully we can have the shared use agreement and share resources with our neighbors.

Ms. Kowalczyk asked if we have any numbers associated with these figures. Mr. McCorkle replied that the total income tax generation is probably going to be just north of \$2 million. With the 80/20 split, the township is due to receive just north of \$50,000 a year and the city

will receive around \$10-11,000 per year. So, this is not a large economic driver for the City, as much as a partnership with a neighbor. Ms. Kowalczyk asked if there were any tangible benefits aside from being good neighbors. Mr. McCorkle explained that it will build some goodwill when we do have conversations about the fire levy or other ongoing initiatives. The contract does provide the opportunity to work closely with the township on making sure we can help businesses whether located just outside our borders or inside our borders. We can work together on economic development initiatives.

Mr. Bucher asked to clarify if the two board members the City appoints if they have to be someone in the Hills area. Mr. McCorkle said that it does and there are very few of them.

NEW LEGISLATION TO BE INTRODUCED

Resolution No. 27-2020

Recognizing the Negative Impacts of Racism and
Committing to Promote Racial Equity.

Introduced by Mr. Bucher.

MOTION

Ms. Kowalczyk made a motion to adopt Resolution No. 27-2020.
The motion was seconded by Mr. Smith.

President Michael thanked Mr. Lindsey for all the time and effort he put into trying to bring everybody's ideas together sensitively and carefully.

Mr. Lindsey expressed how he was very impressed with the work that Council accomplished last week. It is difficult as individuals to always hear other people speak and be able to reach agreement on a message. The amendment that you made does include all of the items you discussed last week. Council did a good job going through and indicating its agreement on the various changes proposed by individual Councilmembers. There were a couple additional changes suggested as possibilities that can be discussed tonight. First was when he was looking through the transcript of last Monday's meeting and the discussion regarding wanting to add the Whereas condemning racism in all forms. One suggestion he offered was whether Council wanted to include the phrase in the title, or as a specific section down in the operative part of the resolution, versus the Whereas clause. The other suggestion that President Michael brought up, was whether or not there was not a need for some mention of Council's willingness to engage in community outreach in discussion regarding this serious topic. While we may have several action steps included, that was not included. From his conversations with Councilmembers, this is a topic you are very interested in having that discussion. So, he proposed some language that could be included as an additional section.

President Michael suggested going through and taking them one at a time, the same as the previous week. First was the racism in all forms and the option of having it in the title, including it somewhere else, or having it as a separate section number. Mr. Bucher expressed he thinks it should be in the title. It is clear to put it up front. It is one of those things that is one of the key pieces as well as how we go forward in our community. He is

supportive of considering it in the title and possibly keeping it as its own section on the second page as well.

MOTION

Mr. Bucher made a motion to amend the title Resolution No. 27-2020 to read “Recognizing the Impacts of Racism, Condemning Racism in all Forms, and Committing to Promote Racial Equity”, to strike the 11th Whereas Clause, to add a new section number 2 that reads “City Council Condemns Racism in All Forms”, and to renumber the remaining sections 3 through 9. The motion was seconded by Ms. Kowalczyk.

The motion passed unanimously by a voice vote.

MOTION

Mr. Robinson made a motion to amend Resolution No. 27-2020 to add a section that reads, “That City Council will participate in community outreach and engage in personal and public dialogue towards a better understanding of the impacts of racism and the potential areas for improvement in the community and our government” and to renumber the section 8 through 10. The motion was seconded by Ms. Kowalczyk.

Mr. Robinson expressed that the language and idea are good, and asked President Michael to please describe some of the specifics or general ideas she has in mind. President Michael explained that when she looked at what we had, we had the Community Relations Commission doing outreach, but she did not see where Council was going to be doing some sort of outreach. She sees this as the Council reaching out to the public and establishing some types of dialogue. She does not know the exact specifics, but she believes we can have Council being a part of the action of outreach to the community. Mr. Robinson asked if she envisions that as a body or as individuals. President Michael replied she was thinking more as a body. Ms. Kowalczyk explained that she participated in the Community Relations Commission meeting this past Tuesday, and she thinks that they see this as a role they can help Council with. So, to have two separate tracks going, two separate steps and actions without really thinking through what the goal is, is concerning. The Community Relations Commission was confused by our conversation and what their role is in this. They have some really energized and engaged new members. They have members of the public attending their meetings right now and they have some ideas they want to bring forth on how they can engage the community and do the things they are charged with doing in the charter. She asked how this proposal meshes with what their responsibilities are. President Michael explained that she sees that the Community Relations Commission is part of the city and the City Council are the top people who should be responsible for making sure there is outreach and dialogue. This should not be mutually exclusive. We are the Council and should not leave the full responsibility of outreach to the Community Relations Commission. Ms. Kowalczyk asked if we have thought about how the outreach would occur in terms of having public hearings and how would that be facilitated. President Michael explained that when reading the ordinance, we had the Community Relations Commission doing the outreach. There was nothing having Council committed

to outreach. Ms. Kowalczyk said her concern is that it is a broad statement and we usually have something that folks are responding to. She is just trying to understand what our respective roles are and exactly what we are asking the community to tell us. If we are going to make steps or action, we need to have a plan on what we are going to do with it.

Mr. Myers asked if a plan would come as a follow-up to this aspirational resolution. He wants to make certain; this is ultimately Council's responsibility to address this incredibly important issue. It would be usurping our responsibility to delegate that to a commission. The commission will play a role, but in this case, we need to take the lead. He thinks we develop from this an action plan. This is our direction, not our roadmap. As we continue to discuss this, we will then develop our action plan and we will find the role that best fits for our Community Relations Commission to carry out. Ms. Kowalczyk expressed she likes the idea of talking about an action plan. If we are talking about action we are going to take, that should be in the resolution that we develop an action plan. Right now, everyone is energized and excited about doing things and there is no plan in place. If that is what we are committed to doing, that should be a part of this too, not just that we are going to listen to the community. Mr. Myers suggested that we need to table this and go back to the drawing board. Ms. Kowalczyk said she is confused, because if you are saying that is our point that we want to put forth an action plan after listening to the community, why not put that in the resolution. Mr. Myers replied he does not know what specifics you want. He is committing by this resolution to an ideal and commitment to move forward and then as part of what I do moving forward is we will then develop the plan as to how we do it in more specific detail. Ms. Kowalczyk asked to look at the language again because she thinks we are committing to actions with that language. She then suggested putting in this language,

"That City Council will participate in community outreach and engage in personal and public dialogue towards a better understanding of the impacts of racism and develop an action plan for potential areas for improvement in the community and our government."

Councilmembers agreed they were okay with the suggested language. Mr. Robinson accepted the friendly amendment to the amendment.

The motion passed unanimously by a voice vote.

There being no additional comments, the motion to adopt Resolution No. 27-2020 (As Amended) passed unanimously by a voice vote.

Resolution No. 28-2020

Authorizing an Amendment to the Final Development Plan for 535 Lakeview Plaza Blvd. and Authorizing Variances (Play:CBUS/Greg Carlin).

Introduced by Mr. Myers.

MOTION

Ms. Dorothy made a motion to adopt Resolution No. 28-2020. The motion was seconded by Mr. Robinson.

Mr. Brown explained how a couple weeks ago, Mr. McCorkle had Play CBUS as part of the façade improvement program to receive financial assistance for improvements. It did go to Municipal Planning Commission and to Council last year in July 2019 for approval for amendment to development plan that included variances for parking and received a conditional use from Municipal Planning Commission to operate in the facility. They are now moving forward with their signage package. The sign code is a little bit more restrictive as it plays out throughout the City. However, along I-270 standards are more relaxed to the road frontage. What you saw originally is for 600 square feet on the south side of the building towards I-270. The Roadrunner signage will be removed on the southside of the building. Since Roadrunner left, the retail portion has stayed in a small portion of the building and so there is a sign on the eastern side that has remained. For the new signage to exceed the 600 square feet on the south side, it went to Municipal Planning Commission on May 28 and they recommended approval to City Council and recommended approval to the variance associated with it.

Ms. Dorothy asked when the signs are going to be put up. Mr. Brown answered that there is a temporary banner up right now that says, “Coming Soon.” Mr. Carlin said they have not ordered the signs yet, they wanted to have the appropriate approvals in place first. With the potential approval, they will go forward with the order and have them within six weeks.

There being no additional comments, the motion to adopt Resolution No. 28-2020 passed unanimously by a voice vote.

Resolution No. 29-2020

A Resolution Agreeing to Cooperate with the Director of the Ohio Department of Transportation for Bridge Inspection and Other Related Services and Authorizing the City Manager to Enter into Agreements with the Director of Transportation Necessary for the Completion of the Project. (ODOT PID Number 109334).

Introduced by Mr. Bucher.

MOTION

Ms. Kowalczyk made a motion to adopt Resolution No. 29-2020. The motion was seconded by Mr. Smith.

There being no additional comments, the motion to adopt Resolution No. 29-2020 passed unanimously by a voice vote.

Ordinance No. 25-2020

Amending Ordinance No. 45-2019 (As Amended) to Adjust the Annual Budget by Providing for an Appropriation from the Capital Improvements Fund Unappropriated Balance to Pay the Costs of the Police Building Roof Construction and all Related

Expenses and Determining to Proceed with said Project. (Project No. 697-19)

Introduced by Mr. Myers.

The Clerk was instructed to give notice of a public hearing on said ordinance(s) in accordance with the provisions of the City Charter unless otherwise directed.

REPORTS OF CITY OFFICIALS

Policy Item(s)

- Worthington Economic Recovery Initiative Update (ReBOOT)

Mr. McCorkle detailed how Worthington ReBOOT is the responsible business opening and outreach team, that is part of the liaison section of our incident command structure. The organization is split into a business side and a social service side. We have a pretty robust support team. We have the Chamber of Commerce involved. We have Experience Worthington, the Worthington Partnership, as well as a robust operations team. We started with two calls per week and we are now down to one call per week. We have strong relationship with Columbus Public Health, the Small Business Administration, and local banks. We have sent out a survey to approximately 150 area businesses, focused on restaurants and retail, and we have had a 25% response rate. The group has been focused on specifically attaching actionable items and specific asks which include temporary takeout parking, signage flexibility, table layout guidance, marketing/advertising social media support.

Many businesses have reopened, but over half have not. Those who have not or are unsure, the main reasons are that it is too risky from a health perspective, the employees are hesitant, or they are waiting to see what other businesses do. We have asked if businesses need assistance reopening and 62% said they do not. We are focusing on the third of businesses that are unsure or indicated they need assistance. We have asked what type of assistance businesses need and it has been all over the board. It is safe to say a lot of our businesses are reopening slowly and are not sure what they need. We asked if they are in danger of closing, and you can see there are some that are fine, but others are not sure. Over 75% percent of business' sales are down compared to last year. Over 50% of businesses have indicated that they will not last six months if their sales do not start to increase. We asked for people's feedback and received some suggestions. Some comments and suggestions include: Table layout and reopening logistics for safety, federal stimulus (PPP) guidance), expanded outdoor dining areas, expanded DORA hours, potential financial assistance for various needs, and help with advertising/ marketing/ promoting that we are open for business and drive customer traffic to show that we are open safely.

To drive some traffic back to our businesses in a very safe way, we have come up with the "We're Open" Campaign. He showed the fliers that will begin showing up in many of our Worthington windows. The retail establishments and restaurants will have that in their

windows as a marketing effort. You can see that our business community and our ReBOOT team are pushing for the purchase of 100 feather flags that read, “Open for Carry Out” and “Open to All.” We feel in these trying times, the “Open to All” has multiple meanings. It means welcome and our business are open, but it also has a direct tie to some of the nondiscrimination pieces that you discussed earlier this evening. The ask is for Council’s support in using \$10,000 of the existing economic development promotional dollars. We are seeking a motion for your support to use some of the dollars to support this marketing effort.

Mr. Myers explained how many people are still hesitant to go out. He asked if there is an educational component to this effort and how do we get the word out that it is okay to come out. Mr. McCorkle confirmed that is part of the marketing campaign. We are going to make sure that our general public and visitors are aware of the actions we are taking. When you see the banners going into the windows of some of the businesses, they are directly interacting with Columbus Public Health. What we also start to do is demonstrate we are doing this the right way, and we are doing it slowly, but safely. Ian Brown with the Whitney House has served as a barometer for us over the last few weeks. His numbers have been down significantly, but they have begun to climb over the last three weeks, but nowhere near where they were this time last year. This is going to take time, but the idea is that if we have this marketing campaign, we can drive traffic. Mr. Myers asked if Columbus Public Health is doing anything like a sticker or sign, that says they have inspected the best practices of a restaurant and certify them. Mr. McCorkle said he is unsure if they are doing that. They are letting us know when people are not following the guidelines they should be. Mr. Myers expressed that businesses have had pretty substantial compliance, but it is often the customers that are creating the issues.

Ms. Kowalczyk suggested that we could do a PSA for customers to be wearing masks. If everybody is wearing one, that is where you get your protection. Parks and Recreation did a great video about reopening and everything that needs to be done to stay safe on the playground. She asked about businesses not complying and whether Worthington has had any to be reviewed for not following practices. Mr. Greeson explained that the process works that we either receive a complaint or Columbus Public Health receives a complaint through the hotline. A health sanitarian and a member of the Division of Police go out and inspect the situation. To the best of his knowledge, almost every time there has been a complaint, when an inspection has been completed, they observed good practices. Early on there was a misunderstanding on the best practices. Now we are proactively trying to help businesses as opposed to doing it reactively through a complaint.

MOTION

Mr. Myers moved, and Ms. Dorothy seconded a motion to support the reallocation of \$10,000 of economic development funds for Worthington ReBOOT.

Ms. Dorothy expressed she is excited about this initiative. The Partnership has a ton of good ideas coming out of it that we can help to implement. She is hoping we have a bunch of community members signed up for the Energy Savers program so we can get money for businesses. She wondered if we have looked at opening up our public spaces more to

dining, even letting parking spaces be more like dining spaces. She asked about the potential for Worthington Strong masks or Worthington Come Out masks. She knows there are lots of great ideas coming out of the Partnership. Mr. McCorkle confirmed that the Partnership is selling masks, and he can distribute information about those. Regarding the public places and take out, that was a direct question that we have been asking our restaurant community and they do have interest in take-out dining in some of those spaces. But they have wanted to get their feet under their opening before they talked about that.

President Michael explained that down in Florida, some of the restaurants closed down streets and let people put the table out for restaurants. She asked if we have looked at that. This time of year, the outdoors is supposed to be the healthiest place to eat as opposed to an indoor environment. Mr. Greeson explained that we are open to doing things we would not do on a routine basis because we want to help businesses get back up and going and be successful. When restaurants are ready to start exploring those options, we are ready and willing to collaborate with them.

The motion carried unanimously by a voice vote.

Discussion Item(s)

- Renewal of Sanitary Sewer Contract with Columbus

Mr. Lindsey described how what was a 20-year service agreement with the City of Columbus, is due to expire at the end of June. We were working towards having something for you prior to that, but COVID-19 delayed that work. The language does not change significantly from the prior agreement. It does include a 30-year term instead of the 20-year term. The most significant change is a change in the service area. The sewer and water agreements both provide for service areas that exceed the City's actual incorporation limits. Columbus did that many years ago with sewer and water to have an ability to control annexation and require it, which is how Columbus continued to grow during the past 50 plus years. Columbus has realized more recently that in certain areas, that policy is forcing annexation that may not be of any economic benefit to them. The same would apply in certain areas for the suburbs. In this particular instance, because of discussions they are having with Perry Township and how they might serve them and other unincorporated areas, they have asked whether or not the Brookside Estates area that formerly was part of the boundary area be removed.

Mr. Greeson noted that as we move forward the rationale would be that we do not see any large, long-term economic benefit for annexing the area. In fact, it would probably cost more to serve than generate revenue.

REPORT OF COUNCIL MEMBERS

Ms. Kowalczyk explained that she had the opportunity to go to the first walkup Farmers Market on Saturday and she was very impressed. They did a great job. It was raining so

there were not a lot of people, but it cleared up. She encouraged everyone to visit the market on West Wilson Bridge Road.

EXECUTIVE SESSION

MOTION Ms. Dorothy moved, Mr. Robinson seconded a motion to meet in Executive Session to consider the appointment of public officials.

The clerk called the roll on Executive Session. The motion carried by the following vote:

Yes 7 Bucher, Kowalczyk, Smith, Myers, Dorothy, Robinson, Michael

No 0

Council recessed at 9:55 p.m. from the Regular meeting session.

MOTION Ms. Dorothy moved, Mr. Robinson seconded a motion to return to open session at 10:59 p.m.

The clerk called the roll on returning to open session. The motion carried by the following vote:

Yes 7 Robinson, Kowalczyk, Dorothy, Smith, Myers, Bucher, Michael

No 0

ADJOURNMENT

MOTION Mr. Bucher moved, Ms. Kowalczyk seconded a motion to adjourn.

President Michael declared the meeting adjourned at 11:00 p.m.

Management Assistant

*APPROVED by the City Council, this
6th day of July, 2020.*

Council President



STAFF MEMORANDUM
City Council Meeting – July 6, 2020

Date: June 30, 2020

To: Matthew H. Greeson, City Manager

From: Daniel Whited, P.E.

Subject: **Ordinance No. 25-2020 Appropriation - Police Building Roof Construction**

EXECUTIVE SUMMARY

This Ordinance appropriates funds for the replacement of the roof at the Police Building.

RECOMMENDATION

Motion to Amend to insert Kalkreuth Roofing and Sheet Metal and \$447,500;
Approve as Amended.

BACKGROUND/DESCRIPTION

On June 24, 2020, bids were opened for the Police Station Roof Replacement Project 697-19. Three bids were received with the lowest and best submitted by Kalkreuth Roofing and Sheet Metal, Inc for \$406,800.00. Adding 10% for any contingencies, staff recommends approval of an appropriation not to exceed \$447,500.00, and allowing the City Manager to enter into contract with Kalkreuth Roofing and Sheet Metal, Inc and determining to proceed with the project.

FINANCIAL IMPLICATIONS/FUNDING SOURCES (if applicable)

\$447,500.00

ATTACHMENTS

Ordinance No. 25-2020 (As Amended)

Ordinance No. 25-2020

Mays Consulting, Inc. Letter of Recommendation

ORDINANCE NO. 25-2020
(As Amended)

Amending Ordinance No. 45-2019 (As Amended) to Adjust the Annual Budget by Providing for an Appropriation from the Capital Improvements Fund Unappropriated Balance to Pay the Costs of the Police Building Roof Construction and all Related Expenses and Determining to Proceed with said Project. (Project No. 697-19)

WHEREAS, the Charter of the City of Worthington, Ohio, provides that City Council may at any time amend or revise the Budget by Ordinance, providing that such amendment does not authorize the expenditure of more revenue than will be available;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Municipality of Worthington, County of Franklin, State of Ohio:

SECTION 1. That there be and hereby is appropriated from the Capital Improvements Fund Unappropriated Balance to Account No. 308.8130.533426 an amount not to exceed Four Hundred Forty Seven Thousand Five Hundred Dollars (\$447,500) to pay the cost of the Police Building Roof Construction (Project No. 697-19)

SECTION 2. That the City Manager be and hereby is authorized and directed to enter into an agreement with the firm of Kalreuth Roofing and Sheet Metal, Inc. for the provision of the aforementioned services.

SECTION 3. For the purposes of Section 2.21 of the Charter of the City, this ordinance shall be considered an "Ordinance Determining to Proceed" with the Project, notwithstanding future actions of this Council, which may be necessary or appropriate in order to comply with other requirements of law.

SECTION 4. That notice of passage of this Ordinance shall be posted in the Municipal Administration Building, the Worthington Library, the Griswold Center and the Worthington Community Center and shall set forth the title and effective date of the Ordinance and a statement that the Ordinance is on file in the office of the Clerk of Council. This Ordinance shall take effect and be in force from and after the earliest period allowed by law and by the Charter of the City of Worthington, Ohio.

Passed _____

Attest:

Clerk of Council

President of Council

Introduced June 15, 2020
P.H. July 6, 2020

ORDINANCE NO. 25-2020

Amending Ordinance No. 45-2019 (As Amended) to Adjust the Annual Budget by Providing for an Appropriation from the Capital Improvements Fund Unappropriated Balance to Pay the Costs of the Police Building Roof Construction and all Related Expenses and Determining to Proceed with said Project. (Project No. 697-19)

WHEREAS, the Charter of the City of Worthington, Ohio, provides that City Council may at any time amend or revise the Budget by Ordinance, providing that such amendment does not authorize the expenditure of more revenue than will be available;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Municipality of Worthington, County of Franklin, State of Ohio:

SECTION 1. That there be and hereby is appropriated from the Capital Improvements Fund Unappropriated Balance to Account No. 308.8130.533426 an amount not to exceed Four Hundred Forty Seven Thousand Five Hundred dollars and no cents (\$447,500.00) to pay the cost of the Police Building Roof Construction (Project No. 697-19)

SECTION 2. That the City Manager be and hereby is authorized and directed to enter into an agreement with the firm of Kalkreuth Roofing and Sheet Metal, Inc for the provision of the aforementioned services.

SECTION 3. For the purposes of Section 2.21 of the Charter of the City, this ordinance shall be considered an "Ordinance Determining to Proceed" with the Project, notwithstanding future actions of this Council, which may be necessary or appropriate in order to comply with other requirements of law.

SECTION 4. That notice of passage of this Ordinance shall be posted in the Municipal Administration Building, the Worthington Library, the Griswold Center and the Worthington Community Center and shall set forth the title and effective date of the Ordinance and a statement that the Ordinance is on file in the office of the Clerk of Council. This Ordinance shall take effect and be in force from and after the earliest period allowed by law and by the Charter of the City of Worthington, Ohio.

Passed _____

President of Council

Attest:

Introduced
P.H.

Clerk of Council



Mays Consulting & Evaluation Services, Inc.

A Professional Consulting & Evaluation Organization

June 30, 2020

Rob Chandler
Assistant to the Director of Public
Service and Engineering
City of Worthington
380 Highland Ave.
Worthington, Ohio 43085

Sent Via Email

Re: City of Worthington – 2020 Police Station Roof Replacement - Mays Project
#WOH29-004 (Worth. Project No. 697-19) – Bid Review

Dear Mr. Chandler:

Mays Consulting has reviewed the bid information for the above-referenced project. Three (3) bids were received for this project. The engineer's estimate for this project was \$425,000. The following is a summary of the bids received for this project:

Bidder	Base Bid #1 - Roof Replacement	Alternate #1 – Delete Window Sealant Joint Replacement	Alternate #2 – Remove Interior Spray Foam Insulation
Kalkreuth Roofing & Sheet Metal	\$406,800.00	-\$6,700.00	-\$15,700.00
JB Roofing	\$433,998.00	-\$5,000.00	-\$9,500.00
K & W Roofing, Inc.	\$499,100.00	-\$581.00	-\$10,000.00

Kalkreuth Roofing & Sheet Metal was 4.2% under the engineer's estimate, JB Roofing was 2.1% above the engineer's estimate, and K & W Roofing, Inc. was 17.4% above the engineer's estimate.

The following is a summary of the alternate prices:

Alternate #1 – Deduct price to remove the specified window sealant joint replacement from the scope of the project.

Alternate #2 – Deduct price to remove interior spray foam insulation and intumescent coating on the interior of the building from the scope of the project.

I do not recommend the alternates be considered unless this work is to be completed under a separate contract.



**City of Worthington
Police Station Roof Replacement Project
Contractor Bid Review
Page 2**

Kalkreuth Roofing & Sheet Metal Bid Review:

I have reviewed the information submitted with Kalkreuth Roofing & Sheet Metal's bid and I have also asked them to submit the Contractor Qualification Statement (see attached information).

Kalkreuth Roofing & Sheet Metal listed three (3) subcontractors for this work as follows:

- Hina Environmental Solutions, Inc. – Asbestos Abatement
- Maxwell Lightning Protection Company – Lightning Protection
- Akron Fireproofing, Inc. – Insulation
- Capital City Mechanical - Plumbing

Comments: These are typical subcontractors for specific parts of the project. The contractor is self-performing the roofing work, which is the majority of the project. We have had previous experience with two (2) of their subcontractors and feel they are qualified for that portion of the work.

In reviewing the Contractor Qualifications Statement, they provided evidence of substantial experience with similar roofing projects. They indicated that they typically perform approximately \$100,000,000 in roofing work annually and have experience with specified roofing systems.

In addition, we have been involved with projects completed by Kalkreuth Roofing & Sheet Metal and feel they are qualified to complete this project.

If you have any questions, please contact me.

Sincerely,

Dan Lawrence, P.E., R.B.E.C.
Senior Engineer

Attachment
Contractor Qualifications Statement

CONTRACTOR QUALIFICATIONS STATEMENT

[to be completed and provided to Design Professional upon request after the bid opening]

SUBMITTED TO: City of Worthington

SUBMITTED BY: Kalkreuth Roofing and Sheet Metal, Inc.

Name: Chad L. McLeish

Address: 8345 Green Meadows Drive, North
Lewis Center, Ohio 43035

Telephone: 304-232-8540

Email: estimatingwv@krsm.net

Principal Office: 53 14th Street, Suite 100 - Wheeling, WV 26003

Indicate the form of organization:

☒ Corporation
☐ Partnership
☐ Individual
☐ Joint Venture
☐ Other

NAME OF PROJECT: Worthington Police Station Roof Replacement

Complete the following information. Attach additional sheets as needed to provide the requested information.

1. ORGANIZATION

1.1 How many years has your organization been in business as a Contractor? 35

1.2 How many years has your organization been in business under its present business name?

35

1.2.1 Under what other or former names has your organization operated?

None

1.3 If your organization is a corporation, answer the following:

1.3.1 Date of incorporation: 11/13/1984

1.3.2 State of incorporation: West Virginia

1.3.3 President's name: James J. Hurley Chairman: John L. Kalkreuth

1.3.4 Vice President's name(s): Estimating: Chad L. McLeish Operations: Patrick E. Hurley

1.3.5 Secretary's name: Wesley H. Nickell

1.3.6 Treasurer's name: James J. Hurley

1.4 If your organization is a partnership, answer the following:

1.4.1 Date of organization: _____

1.4.2 Type of partnership (if applicable): _____

1.4.3 Name(s) of general partner(s): _____

City of Worthington
Police Station Roof Replacement
Project Number: WOH29-004

Contractor Qualification Statement
00 45 13 - 1

1.5 If your organization is individually owned, answer the following:

1.5.1 Date of organization: _____

1.5.2 Name of owner: _____

1.6 If the form of your organization is other than those listed above, describe it and name the principals:

2. LICENSING

2.1 List jurisdictions and trade categories in which your organization is legally qualified to do business, and indicate registration or license numbers, if applicable.

Roofing Contractor - WV000246 Class A Contractor - VA2705031109

Out of State Contractor - MD10633591

2.2 List jurisdictions in which your organization's partnership or trade name is filed.

WV,OH,PA,MD,DC,VA,KY,IN,TN,NY,FL

3. EXPERIENCE

3.1 List the categories of work that your organization normally performs with its own forces.

Roofing and Metal Wall Panels

3.2 Claims and Lawsuits (If the answer to any of the questions below is yes, please attach details.)

3.2.1 Has your organization ever failed to complete any work? No

3.2.2 Within the last 5 years has your organization or any of its officers initiated any Claims, had any Claims initiated against it or them, or been involved in or is currently involved in any mediation or arbitration proceedings or lawsuits suits related to any construction project, or has any judgments or awards outstanding against it or them?

See attached

If the answer is yes, please attach the details for each Claim, including the names and telephone numbers of the persons who are parties, the amount of the Claim, the type of Claim and basis for the Claim, and the outcome.

Note: As used in this document "Claim" means a Claim initiated under the Contract Documents for a project.

3.3 Within the last 5 years, has any officer or principal of your organization ever been an officer or principal of another organization when it failed to complete a construction contract? No If the answer is yes, please attach details for each instance, including the names and telephone numbers of the persons who are parties to the contract, and the reason(s) the contract was not completed.

3.4 On a separate sheet, list construction projects your organization has in progress with an original Contract Sum of more than \$100,000.00, giving the name of project, owner and its telephone number, design professional and its telephone number, contract amount, percent complete and scheduled completion date. See attached list

3.4.1 State total amount of work in progress and under contract: \$ 115,815,000

- 3.5 Provide the following information for each contract your organization has had during the last 5 years, including current contracts, where the Contract Sum is 50% or more of the bid amount for this Project, including add alternates. If there are more than 10 of these contracts only provide information on the most recent 10 contracts, including current contracts.**

Project And Work	Contract Sum	Owner's Representative & Telephone Number	Engineer's Or Architect's Representative Name & Telephone Number
Lebanon Rehabilitation & Correction EPDM Reroofing	\$6,348,787	OH Dept of Rehabilitation & Correction Steven Davis 614-387-1048	Renouveau Design 614-538-8780
Amanda-Clearcreek Roof Replacement Design Build PVC Décor Rib Reroofing	\$4,307,145	Amanda-Clearcreek Local School District Mike Smith 513-373-5524	Wheaton Sprague 513-792-2943
William Sharpe Hospital Roof Replacement/HVAC EPDM A/Metal siding/SSMR	\$1,600,400	DSO Mechanical Scott Darnold 304-744-8479	ZDS Design 304-755-0075
UPMC Presbyterian Shadyside Posner Reroof Tremco KEE A	\$1,458,535	Allegheny Construction Dan Lipinski 412-221-0500	MacLachlan Cornelius & Filoni 412-281-6568
Allegheny County Jail Roof Replacement EPDM reroofing	\$1,183,455	County of Allegheny Kristin Kennedy 412-638-6658	Florida Consulting 412-638-6658
Clinton Commerce Building III TPO	\$869,000	Al Neyer, Inc. Tim Fryer 513-271-6400	Neyer Architects 513-271-6400
Athens Middle School Roof Replacement TPO Reroofing	\$770,800	Athens City School District	Schorr Architects Tony Schorr 614-798-2096
Steenrod Elementary Roof Replacement EPDM A Reroofing	\$703,900	Ohio County Schools Rick Jones 304-243-0300	McKinley & Associates 304-233-0140
Pittsburgh Int'l Airport Fire Station Echo PVC reroofing	\$675,400	Allegheny Construction Group Warren Cecconi 412-221-0500	Hayes Design Group 412-472-3543
Monroe County Sheriff's Office & Jail EPDM Adhered	\$543,500	Granger Construction Company Todd Butler 517-393-1670	Wachtel & McAnally 740-345-3500

3.5.1 Provide the following information for each project your organization has had during the last 5 years, which your organization believes is of comparable or greater size and complexity than the Owner's project. If there are more than 5 of these projects, only provide information on the most recent 5 projects, including current projects.

Project And Work	Contract Sum	Owner's Representative & Telephone Number	Engineer's Or Architect's Representative Name & Telephone Number
Lebanon Rehabilitation & Correction EPDM Reroofing	\$6,348,787	OH Dept of Rehab & Correction Steven Davis 614-387-1048	Renouveau Design 614-538-8780
Ohio University Student Housing Shingle/SSMR/EPDM	\$3,799,050	Corna-Kokosing/Elford, JV Jeff Ehrenfried 614-545-2858	URS 614-464-4500
Procter & Gamble Project Ferrari TPO	\$3,050,000	Kinsley Construction Keith Stewart 717-741-3841	LSC Design 717-845-8383
American Greetings New HQ TPO	\$1,278,000	Walsh Construction John Devere 412-275-8800	RTKL Ohio Corp. 410-537-6000
Miami University Western Campus Residence Hall EPDM/SSMR/Shingle/ Metal wall panels/Louvers	\$2,161,600	Whiting-Turner Contracting Jon Simko 832-266-5790	CR Architecture + Design 513-721-8080

3.5.2 State average annual amount of construction work your organization has performed during the last 5 years. \$ 100,000,000

3.5.3 If any of the following members of your organization's management--president, chairman of the board, or any director--operates or has operated another construction company during the last 5 years, identify the member of management and the name of the construction company.

N/A

3.5.4 If your organization is operating under a trade name registration with the Secretary of State for the State of Ohio, identify the entity for which the trade name is registered. If none, state "none."

Kalkreuth Roofing and Sheet Metal, Inc.

3.5.5. If your organization is a division or wholly-owned subsidiary of another entity or has another relationship with another entity, identify the entity of which it is a division or wholly-owned subsidiary or with which it has another relationship and also identify the nature of the relationship. If none, state "not applicable."

N/A

3.6 On a separate sheet, list the construction education, training and construction experience for each person who will fill a management role on the Project, including without limitation the Project Executive, Project Engineer, Project Manager, and Project Superintendent. For each person listed, include with the other information the last three projects on which the person worked and the name and telephone number of the Design Professional and the Owner.

See attached resumes

4. REFERENCES

4.1 Trade References: Roofers Local #86, Roofers Local #188, Sheet Metal Local #24, Sheet Metal Local #33

4.2 Bank References: Wesbanco Bank - One Bank Plaza - Wheeling, WV 26003

Michael Mistovich 304-234-9000

4.3 Surety:

4.3.1 Name of bonding company: Zurich American Insurance Company

4.3.2 Name and address of surety agent: Wharton Surety Consultants, Inc.

992 Old Eagle School Road, Suite 915 Wayne, PA 19087

5. FINANCING

5.1 Financial Statement

Via separate email from Wesley Nickell

5.1.1 Attach a financial statement, preferably audited, including your organization's latest balance sheet and income statement showing the following items:

- Current Assets (e.g., cash, joint venture accounts, accounts receivable, notes receivable, accrued income, deposits, materials inventory and prepaid expenses);
- Net Fixed Assets;
- Other Assets;
- Current Liabilities (e.g., accounts payable, notes payable, accrued expenses, provision for income taxes, advances, accrued salaries and accrued payroll taxes); and
- Other Liabilities (e.g., capital, capital stock, authorized and outstanding shares par values, earned surplus and retained earnings).

5.1.2 Name and address of firm preparing attached financial statement, and date prepared:

Felton CPA

5.1.3 Is the attached financial statement for the identical organization named on page one?

Yes

5.1.4 If not, explain the relationship and financial responsibility of the organization whose financial statement is provided (e.g., parent-subsidiary). _

5.2 Will the organization whose financial statement is attached act as guarantor of the contract for construction?

Yes

Bid Set

Issue Date: 05-01-2020

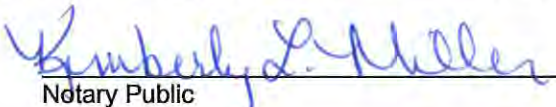
Certification. The undersigned certifies for the reliance of the Owner that after diligent investigation, to the best of the undersigned's belief, the information provided with this Contractor Qualifications Statement is true, accurate and not misleading.

SIGNATURE

Dated at this 29 day of June, 2020.Name of Organization: Kalkreuth Roofing and Sheet Metal, Inc.By: Chad L. McLeish [PRINT NAME]Signature: Title: VP of EstimatingSTATE OF WV,County of Ohio, ss:

Chad L. McLeish, being duly sworn, deposes and says that the information provided herein is true and sufficiently complete so as not to be misleading.

Subscribed and sworn before me this 29 day of June, 2020.


Notary Public

My Commission Expires: March 11, 2022

SEAL



City of Worthington
Police Station Roof Replacement
Project Number: WOH29-004

Contractor Qualification Statement
00 45 13 - 6

Kalkreuth Roofing - Pending/Outstanding Litigations:

Direct any questions to Wes Nickell (304-232-8540)

Signa Development Corp. (NeoMed) – 2019 Currently No Demand

The general contractor (The Ruhlin Company) was sued for water infiltration to the school. They subsequently included all subcontractors involved with the exterior of the building. Kalkreuth acknowledges no liability with the project and will defend their position aggressively.

Southern Research Lab – 2017 \$50k Suit Filed

Settled by insurance companies – We denied all liability

Union Local School District – 2015 Currently No demand

The general contractor was sued for water infiltration to the school. They subsequently included all subcontractors involved with the exterior of the building. Kalkreuth acknowledges no liability with the project and will defend their position aggressively.

Worthington Police Station Reroof Work in process
Kalkreuth Roofing & Sheet Metal

Project Name	Vogtle Plant Units 3 & 4
Location	Waynesboro, GA
Owner	Southern Nuclear Operating Co
Architect	Westinghouse Electric
Prime Contractor	Pullman Power, LLC
Contact	Aaron Begley
Phone #	412-505-0955
Contract Amount	\$9,650,000
Scope of Work	Siplast Modified Bit
Completion Date	In process

Project Name	FC Cincinnati MLS Soccer Stadium	
Location	Cincinnati, OH	
Owner	West End Ventures, LLC	
Architect	Populous Architects	917-261-3426
Prime Contractor	Turner Construction	
Contact	Jeanese K. Allbright	
Phone #	513-255-6828	
Contract Amount	\$4,334,600	
Scope of Work	PVC	
Completion Date	In process	

Project Name	AHN Wexford Hospital Roofing	
Location	Wexford, PA	
Owner	Allegheny Health Network	
Architect	HKS Architects	202-682-6289
Prime Contractor	Gilbane/Massaro JV	
Contact	Ryan Cole	
Phone #	712-606-3971	
Contract Amount	\$2,389,500	
Scope of Work	EPDM	
Completion Date	In process	

Project Name	Iron Mountain VA2 Data Center	
Location	Manassas, VA	
Owner	Iron Mountain	
Architect	Corgan Associates	214-748-2000
Prime Contractor	Holder Construction	
Contact	Taylor Hawkins	
Phone #	703-796-4400	
Contract Amount	\$2,342,000	
Scope of Work	PVC A	
Completion Date	In process	

7.A. - Appropriation - Police Building Roof Construction

Project Name	Liberty East Phase I	
Location	Pittsburgh, PA	
Owner	Pennley Park South, Inc.	
Architect	MV+A Architects	202-682-2822
Prime Contractor	PJ Dick	
Contact	Jeremy Meadway	
Phone #	412-807-2000	
Contract Amount	\$1,879,550	
Scope of Work	TPO/Hot Fluid applied/Garden roofing	
Completion Date	In process	

Project Name	GM DMAX Project Nora	
Location	Brookville, OH	
Owner	General Motors Corp.	
Architect	Ghafari & Associates	313-441-3000
Prime Contractor	Barton Malow	
Contact	Glenn Peer	
Phone #	248-431-4905	
Contract Amount	\$1,624,400	
Scope of Work	PVC	
Completion Date	In process	

Project Name	Highlands Sports Complex	
Location	Triadelphia, WV	
Owner	Ohio County Development Authority	
Architect	Mills Group	304-233-0048
Prime Contractor	N/A	
Contact	Greg Stewart	
Phone #	304-234-3893	
Contract Amount	\$1,247,463	
Scope of Work	TPO/SSMR/Screenwall	
Completion Date	In process	

Project Name	OU Clippinger Lab Phase I	
Location	Athens, OH	
Owner	Ohio University	
Architect	BHDP Architecture	614-486-1960
Prime Contractor	Gilbane Building Company	
Contact	John Fischer	
Phone #	614-948-4000	
Contract Amount	\$1,157,600	
Scope of Work	PVC A/Metal wall panels	
Completion Date	In process	

Project Name	Procter & Gamble Blossom
Location	Martinsburg, WV
Owner	Procter & Gamble

7.A. - Appropriation - Police Building Roof Construction

Architect	CH2M Engineering	513-587-7093
Prime Contractor	Miller Valentine	
Contact	Greg Rambo	
Phone #	937-603-0095	
Contract Amount	\$1,047,125	
Scope of Work	TPO/Metal wall panels	
Completion Date	In process	

Project Name	Athens Middle School Roof Replacement	
Location	Athens, OH	
Owner	Athens City School District	
Architect	Schorr Architects	614-798-2096
Prime Contractor	N/A	
Contact	Tony Schorr	
Phone #	614-798-2096	
Contract Amount	\$770,800	
Scope of Work	TPO Reroofing	
Completion Date	In process	

Project Name	OU Athens HCOM	
Location	Athens, OH	
Owner	Ohio University	
Architect	Design Group	614-255-2216
Prime Contractor	Donley's Inc	
Contact	Jay Waddell	
Phone #	216-524-6800	
Contract Amount	\$742,225	
Scope of Work	TPO	
Completion Date	In process	

Project Name	One Hundred North Kings Highway	
Location	St. Louis, MO	
Owner	100 Kings Highway, LLC	
Architect	Studio/Gang	773-384-1212
Prime Contractor	Clayco, Inc.	
Contact	Erick Todd	
Phone #	314-595-6375	
Contract Amount	\$694,000	
Scope of Work	TPO A	
Completion Date	In process	



Patrick E. Hurley

Vice President Operations - Ohio Division

53-14th Street
Wheeling, WV 26003

Education

West Liberty State College
B.S. Business Administration
1988

Length of Service with Kalkreuth Roofing & Sheet Metal, Inc
Since 1988

Projects of Interest:

<u>Project Name/ Location</u>	<u>Client</u>	<u>Scope of Work</u>	<u>Contract Amount</u>
Tangeman University Center University of Cincinnati	Danis Building Construction 937-228-1225	Metal panels Standing Seam Roofing	\$1,225,000
Swift Hall/ Student Life Center University of Cincinnati	Dugan & Meyers 513-891-4300	Metal Cladding	\$1,400,000
Life Science Center West Virginia University	Dick Corporation 412-384-1000	Copper wall panels/ louvers Stand Seam Copper Roofing EPDM Roofing	\$1,005,000
Coors Shenandoah Brewery Elkton, VA	Jacobs Construction Services 540-289-8162	EPDM Roofing Metal Wall Panels	\$2,442,457
Hershey Giant Center Arena Hershey, PA	Hunt Construction Group 317-227-7800	TPO Roofing Standing Seam Roofing	\$1,017,720
Larkins Hall The Ohio State University	Gilbane Building Company 301-317-6100	Metal Siding Louvers	\$3,104,000
Mechanical Engineering Building The Ohio State University	Ruscilli/ Miles-McClellan 614-876-9484	Built-up Roofing TCS Roofing/ Siding Wall Panels	\$1,168,457
Defiance Regional Medical Center Defiance, OH	The Lathrop Company 419-893-7000	Standing Seam Metal Siding Metal Soffit Panels Aluminum Panels	\$551,200



Herschel Morrison

Superintendent

53-14th Street
PO Drawer 6399
Wheeling, WV 26003

Education

Franklin Heights High School – Columbus, OH

Manufacturer Training & Certifications

Firestone	Tamko	Hydrotech	Certaineed
Johns Manville	Barrett	Miradri	Fiber-Tite
Carlisle	Versico	Sarnafil	Duro-Last
GAF	Hanover	Garland	Tremco
Wausau			

Length of Service with Kalkreuth Roofing & Sheet Metal, Inc
Since 1997

Projects of Interest :

Project Name/Location	Client	Scope of Work	Amount
University of Kentucky Lexington, KY	Turner Construction 513-721-4224	TPO Roofing	\$4,382,133
Ohio State University NRDT Columbus, OH	Messer Construction 614-419-4634	TPO/Wall Panels	\$3,041,392
DSW Warehouse Columbus, OH	Schottenstein Property Group 614-968-3300	EPDM Roofing	\$3,000,000
Dollar General Columbus, OH	Dollar General 740-588-5743	TPO MF	\$1,590,000
St. Rita's Medical Center Lima, OH	McCarthy Building Company 314-968-3300	EPDM Roofing	\$1,056,000
Allen Oakwood Correctional Lima, OH	Ohio Dept. of Rehabilitation and Correction 614-752-1054	EPDM Roofing	\$592,500

- Member of United Roofers, Waterproofers & Allied Workers Local 86 since 1998.
- Recipient of numerous safety awards presented by Kalkreuth Roofing & Sheet Metal, Inc for job site safety. OSHA 10hr, OSHA 30hr, CPR/ First Aid, HAZCOM, Fall Protection & Scaffolding Competent Person, Lull Trained & Aerial Lift Certified, Rigger & Signal Qualified, Drug-Free Workplace Supervisor.
- Experience and knowledge in all types of roofing applications including EPDM, PVC, TPO, built-up, slate, shingle, and heat welded roof systems.



Paul Novak

Project Manager

8345 Green Meadows Drive North
Lewis Center, OH 43035

Education

University of Cincinnati Class of 2015
B.S. in Construction Management

Training & Certifications

Young Professionals Builders Exchange of Central Ohio
Wisconsin Low Slope Roofing Systems

Length of Service with Kalkreuth Roofing & Sheet Metal, Inc Since 2012

Projects of Interest :

Project Name/ Location	Client	Scope of Work	Contract Amount
Lebanon Correctional Lebanon, OH	Ohio Dept. of Rehabilitation and Correction 614-312-2842	EPDM Roofing	\$6,348,787
Ohio State University NRDT Columbus, OH	Messer Construction 614-419-4634	TPO/Wall Panels	\$3,041,392
AEP Rockport Rockport, IN	AEP Service Corporation 614-716-2964	Multi-ply Mod. Bit.	\$917,860.58
Grant Elementary Lakewood, OH	Turner/Regency/AKA 216-522-1180	TPO/Shingles	\$661,636
Allen Oakwood Correctional Lima, OH	Ohio Dept. of Rehabilitation and Correction 614-312-2842	EPDM Roofing	\$592,500
Lincoln Elementary Lakewood, OH	Turner/Regency/AKA 216-522-1180	TPO/Shingles	\$581,149

- Experience and knowledge in all types of roofing applications including EPDM, PVC, TPO, built-up, slate, shingle, and heat welded roof systems.



Stephen Coyle

Project Manager

8345 Green Meadows Drive North
Lewis Center, OH 43035

Education

University of Cincinnati
B.S. Construction Management, 2013

Manufacturer Training & Certifications

OSHA 30
Fall Protection
Centria Wall Training

CPR/First Aid
Lull Certification
NRCA Senior Leaders &
Manager Only (Level One)

HAZCOM
Firestone Single Ply Training

Length of Service with Kalkreuth Roofing & Sheet Metal, Inc
Seven Years

Notable Projects

Project Name	Location	Client	Scope	Contract Amount
Winchester Medical Center	Winchester, VA	Whiting-Turner	PVC	\$2,800,000
Phoenix Building	Lexington, KY	Lexington Fayette Urban County Government	SBS Modified	\$166,700
Jenny Wiley Theater	Pikeville, KY	Codell Construction Co.	TPO and Metal Siding	\$299,000
Champions Court I Dorm, University of Kentucky	Lexington, KY	Messer Construction	TPO	\$505,300
Champions Court II Dorm, University of Kentucky	Lexington, KY	Messer Construction	TPO	\$287,000
University of Kentucky Commonwealth Stadium	Lexington, KY	Graycor	TPO	\$1,110,000
NRI Parks Edge Condos	Columbus, OH	Messer Construction	EPDM, SSMR, Metal Siding	\$400,000
VA Data Center	Hilliard, OH	Holder Construction	TPO	\$910,000

Experience

TPO
SBS
SSMR

PVC
BUR
Insulated Walls

EPDM
Tile
Metal Siding

KALKREUTH ROOFING & SHEET METAL, INC.

**FINANCIAL STATEMENTS AND
SUPPLEMENTARY INFORMATION**

FOR THE YEARS ENDED SEPTEMBER 30, 2019 AND 2018





Jack R. Felton, Jr., CPA • Patrick J. Felton, CPA

INDEPENDENT ACCOUNTANTS' REVIEW REPORT

To Management
Kalkreuth Roofing & Sheet Metal, Inc.
Wheeling, WV

We have reviewed the accompanying financial statements of Kalkreuth Roofing & Sheet Metal, Inc. (a Qualified Subchapter S Subsidiary), which comprise the balance sheets as of September 30, 2019 and 2018, and the related statements of income and retained earnings and cash flows for the fiscal years then ended, and the related notes to the financial statements. A review includes primarily applying analytical procedures to management's financial data and making inquiries of company management. A review is substantially less in scope than an audit, the objective of which is the expression of an opinion regarding the financial statements as a whole. Accordingly, we do not express such an opinion.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement whether due to fraud or error.

Accountants' Responsibility

Our responsibility is to conduct the review engagements in accordance with Statements on Standards for Accounting and Review Services promulgated by the Accounting and Review Services Committee of the AICPA. Those standards require us to perform procedures to obtain limited assurance as a basis for reporting whether we are aware of any material modifications that should be made to the financial statements for them to be in accordance with accounting principles generally accepted in the United States of America. We believe that the results of our procedures provide a reasonable basis for our conclusion.

Accountants' Conclusion

Based on our reviews, we are not aware of any material modifications that should be made to the accompanying financial statements in order for them to be in accordance with accounting principles generally accepted in the United States of America.

Supplementary Information

The accompanying supplementary information included in the schedules on pages 16 through 22 is presented for purposes of additional analysis and is not a required part of the basic financial statements. Such information is the responsibility of management. We have not audited or reviewed such information and we do not express an opinion, a conclusion, nor provide any assurance on it.

A handwritten signature in blue ink that reads 'Felton CPA a.c.'.

January 10, 2020
Wheeling, WV

KALKREUTH ROOFING & SHEET METAL, INC.
BALANCE SHEETS
AS OF SEPTEMBER 30, 2019 AND 2018

	<u>2019</u>	<u>2018</u>
ASSETS		
Current Assets		
Cash	\$ 460,932	\$ 237,433
Accounts Receivable - Trade	30,603,565	33,290,628
Inventories	919,454	436,127
Costs & Estimated Earnings in Excess of Billings	6,966,212	7,055,734
Other Receivables	2,530,073	1,615,690
Prepaid Expenses	1,246,209	167,840
Deposits	300,627	346,859
Investments	<u>70,000</u>	<u>70,000</u>
Total Current Assets	<u>43,097,072</u>	<u>43,220,311</u>
Property, Plant and Equipment		
Machinery and Equipment	2,880,039	2,620,863
Vehicles	7,364,058	7,289,698
Furniture and Fixtures	1,859,631	1,746,161
Leasehold Improvements	<u>728,110</u>	<u>728,110</u>
Property, Plant and Equipment - Cost	12,831,838	12,384,832
Accumulated Depreciation	<u>(9,819,968)</u>	<u>(8,827,178)</u>
Total Property, Plant and Equipment	<u>3,011,870</u>	<u>3,557,654</u>
TOTAL ASSETS	<u>\$ 46,108,942</u>	<u>\$ 46,777,965</u>

See accompanying notes and independent accountants' review report.

KALKREUTH ROOFING & SHEET METAL, INC.
BALANCE SHEETS (Continued)
AS OF SEPTEMBER 30, 2019 AND 2018

	<u>2019</u>	<u>2018</u>
LIABILITIES AND EQUITY		
Current Liabilities		
Notes Payable	\$ 12,000,460	\$ 10,960,845
Current Portion of LTD	258,739	457,477
Accounts Payable	10,683,154	12,288,654
Amounts Billed in Excess of Costs and Estimated Earnings	8,197,117	8,557,060
Accounts Payable Affiliates	1,275,000	2,390,100
Accrued Liabilities	<u>805,770</u>	<u>326,744</u>
Total Current Liabilities	<u>33,220,240</u>	<u>34,980,880</u>
Long-Term Liabilities		
Officer Payable	1,607,722	652,829
Notes Payable	<u>1,342,893</u>	<u>1,334,890</u>
Total Long-Term Liabilities	<u>2,950,615</u>	<u>1,987,719</u>
Total Liabilities	<u>36,170,855</u>	<u>36,968,599</u>
Stockholder's Equity		
Capital Stock (100 Shares authorized, 84 o/s \$50 par value)	4,200	4,200
Retained Earnings	<u>9,933,887</u>	<u>9,805,166</u>
Total Stockholder's Equity	<u>9,938,087</u>	<u>9,809,366</u>
TOTAL LIABILITIES AND EQUITY	<u><u>\$ 46,108,942</u></u>	<u><u>\$ 46,777,965</u></u>

See accompanying notes and independent accountants' review report.

KALKREUTH ROOFING & SHEET METAL, INC.
STATEMENTS OF INCOME AND RETAINED EARNINGS
FOR THE YEARS ENDED SEPTEMBER 30, 2019 AND 2018

	<u>2019</u>	<u>2018</u>
Contract Revenues	\$ <u>107,503,846</u>	\$ <u>122,817,303</u>
Cost of Revenues		
Direct	84,153,367	100,375,530
Indirect	<u>4,125,515</u>	<u>4,018,695</u>
Total Cost of Revenues	<u>88,278,882</u>	<u>104,394,225</u>
Gross Profit	19,224,964	18,423,078
General & Administrative Costs	<u>16,830,695</u>	<u>16,331,005</u>
Income From Operations	<u>2,394,269</u>	<u>2,092,073</u>
Other Income (Expense)		
Interest Expense	(664,976)	(558,469)
Interest Income	3	32,766
Gain (Loss) on Sale of Assets	33,522	195,629
Other Income	<u>607,903</u>	<u>509,641</u>
Total Other Income (Expenses)	<u>(23,548)</u>	<u>179,567</u>
Net Income (Loss)	2,370,721	2,271,640
Retained Earnings-Beginning of Period	9,805,166	8,106,075
Less: Distributions	<u>(2,242,000)</u>	<u>(572,549)</u>
Retained Earnings-End of Period	\$ <u><u>9,933,887</u></u>	\$ <u><u>9,805,166</u></u>

See accompanying notes and independent accountants' review report.

KALKREUTH ROOFING & SHEET METAL, INC.
STATEMENTS OF CASH FLOWS
FOR THE YEARS ENDED SEPTEMBER 30, 2019 AND 2018

	<u>2019</u>	<u>2018</u>
Cash Flows from Operating Activities:		
Net Income (Loss)	\$ <u>2,370,721</u>	\$ <u>2,271,640</u>
Adjustments to Reconcile Net Income (Loss) to		
Net Cash Provided (Used) by Operating Activities:		
Depreciation and Amortization	1,298,043	1,258,085
Net (Gain) Loss on Asset Sales	(33,522)	(195,629)
(Increase) Decrease in:		
Accounts Receivable	2,687,063	(2,292,905)
Prepaid Expenses	(1,078,369)	(47,065)
Inventories	(483,327)	(315,144)
Costs and Estimated Earnings in Excess		
of Billings on Uncompleted Contracts	89,522	(2,609,838)
Other Receivables	(914,383)	(307,749)
Deposits	46,232	(88,707)
Increase (Decrease) in:		
Accounts Payable	(1,605,500)	3,979,770
Accrued Liabilities	479,026	1,100,269
Other Liabilities	(1,115,100)	100,000
Billings in Excess of Costs of Estimated		
Earnings on Uncompleted Contracts	(359,943)	(1,076,030)
Shareholder Payable	954,893	92,093
Total Adjustments	<u>(35,365)</u>	<u>(402,850)</u>
Net Cash Provided (Used) by Operating Activities	<u>2,335,356</u>	<u>1,868,790</u>
 Cash Flows from Investing Activities:		
Purchase of Property, Plant and Equipment	(760,053)	(1,168,479)
Proceeds from Sale of Assets	<u>41,317</u>	<u>195,629</u>
Net Cash Provided (Used) by Investing Activities	<u>(718,736)</u>	<u>(972,850)</u>

See accompanying notes and independent accountants' review report.

KALKREUTH ROOFING & SHEET METAL, INC.
STATEMENTS OF CASH FLOWS (Continued)
FOR THE YEARS ENDED SEPTEMBER 30, 2019 AND 2018

	<u>2019</u>	<u>2018</u>
Cash Flows from Financing Activities:		
Proceeds from Issuance of Long-Term Debt	\$ 298,420	\$ 0
Net Borrowing (Payments) on Demand Notes	1,039,615	41,146
Principal Payments on Long-Term Debt	(489,156)	(786,156)
Stockholder's Cash Contributions (Distributions)	<u>(2,242,000)</u>	<u>(572,549)</u>
Net Cash Provided (Used) by Financing Activities	<u>(1,393,121)</u>	<u>(1,317,559)</u>
Net Increase (Decrease) in Cash and Cash Equivalents	223,499	(421,619)
Cash-Beginning of Year	<u>237,433</u>	<u>659,052</u>
Cash-End of Year	<u>\$ 460,932</u>	<u>\$ 237,433</u>
Supplemental Disclosures:		
Interest Paid	\$ 664,976	\$ 558,469
Income Taxes Paid	\$ 18,947	\$ 19,170

See accompanying notes and independent accountants' review report.

**KALKREUTH ROOFING & SHEET METAL, INC.
NOTES TO THE FINANCIAL STATEMENTS
FOR THE YEARS ENDED SEPTEMBER 30, 2019 AND 2018**

1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

The summary of significant accounting policies of Kalkreuth Roofing & Sheet Metal, Inc. is presented to assist in understanding the Company's financial statements. The financial statements and notes are representations of the Company's management who is responsible for their integrity and objectivity. The accounting policies conform to generally accepted accounting principles and have been consistently applied in the preparation of the financial statements.

Nature of Business

The Company is a contractor engaged in the installation of roofs and the fabrication of sheet metal. The Company grants credit to its major general contractors, the majority of which are fully bonded. Contracts are awarded based upon competitive bids. The Company's five offices, located in Wheeling, West Virginia; Frederick, Maryland; Lexington, Kentucky; Columbus, Ohio; and Pittsburgh, Pennsylvania contract with customers from the Midwest and Eastern parts of the United States.

Basis of Accounting

The accompanying financial statements are presented on the accrual basis of accounting.

Cash and Cash Equivalents

For purposes of the statement of cash flows, the Company considers all short-term debt securities purchased with a maturity of three months or less to be cash equivalents.

Property and Equipment

Property and equipment are carried at cost. Depreciation of property and equipment is provided using the straight-line method for financial reporting purposes at rates based on the following estimated useful lives:

	<u>Years</u>
Machinery and equipment	3-10
Furniture and fixtures	5-10
Vehicles	5-10
Leasehold improvements	10-40

For federal income tax purposes, depreciation is computed using the accelerated cost recovery system and the modified accelerated cost recovery system. Expenditures for major renewals and betterments that extend the useful lives of property and equipment are capitalized. Expenditures for maintenance and repairs are charged to expense as incurred.

See independent accountants' review report.

**KALKREUTH ROOFING & SHEET METAL, INC.
NOTES TO THE FINANCIAL STATEMENTS
FOR THE YEARS ENDED SEPTEMBER 30, 2019 AND 2018**

1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

Revenue Recognition

Revenue from construction contracts is recognized on the percentage-of-completion method, measured by the proportion of construction costs incurred to date to estimated total construction costs for each contract. That method is used because management considers costs incurred to be the best available measure of progress on contracts in process.

Construction costs of projects under contract include all direct material and labor costs and those indirect costs related to contract performance. Selling, general, and administrative costs are charged to expense as incurred. Provisions for estimated losses on the uncompleted contracts are made in the period in which such losses are determined. Changes in estimated profitability are recognized in the period in which the revisions are determined. The costs of construction contracts are charged to earnings on the percentage-of-completion method used to recognize revenues.

The asset, "Costs and estimated earnings in excess of billings", represents revenues recognized in excess of amounts billed. The liability, "Amounts billed in excess of costs and estimated earnings", represents billings in excess of revenue recognized.

Depreciation

Depreciation is calculated for financial statement and income tax reporting purposes by using the straight-line and accelerated cost recovery methods, respectively, over the estimated useful lives of the assets. Depreciation expense for the years ending September 30, 2019 and 2018 was \$1,298,043 and \$1,258,085, respectively.

Use of Estimates

The preparation of the financial statements in conformity with generally accepted accounting principles requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosure of contingent assets and liabilities at the date of the financial statements and the reported amounts of revenues and expenses during the reporting period. Actual results could differ from those estimates.

Advertising

All costs related to marketing and advertising are expensed as incurred. Advertising expense for the years ended September 30, 2019 and 2018 was \$261,992 and \$352,194, respectively.

See independent accountants' review report.

**KALKREUTH ROOFING & SHEET METAL, INC.
NOTES TO THE FINANCIAL STATEMENTS
FOR THE YEARS ENDED SEPTEMBER 30, 2019 AND 2018**

1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)**Income Taxes**

Effective October 1, 2017, the Company became a Qualified Subchapter S Subsidiary of its parent corporation Kaley Holdings, Inc. This results in the Company's activity being reported on the Parent Corporation's consolidated S Corporation tax return. Therefore, no provision or liability for corporate income taxes was made for the tax year ending September 30, 2019.

As of September 30, 2019, the Company's prior tax years for 2016, 2017 and 2018 are subject to examination by the tax authorities.

2. ACCOUNTS RECEIVABLE

Contracts receivable consists of the following as of September 30:

	<u>2019</u>	<u>2018</u>
Trade	\$24,233,142	\$26,169,882
Retention	6,408,102	7,175,014
Allowance for doubtful accounts	(37,679)	(54,268)
	<u>\$30,603,565</u>	<u>\$33,290,628</u>

Trade accounts receivable are reported at the amount management expects to collect from outstanding balances. Differences between the amount due and the amount management expects to collect are reported in the results of operations of the year in which those differences are determined, with an offsetting entry to an allowance for doubtful accounts. Balances that are still outstanding after management has used reasonable collection efforts are written off. Actual bad debt expense amounted to \$13,462 and \$30,999 for the years ending September 30, 2019 and 2018, respectively.

3. INVENTORY

Inventory on hand is priced at lower of cost or market on the first-in first-out method. Inventory is summarized as follows:

	<u>2019</u>	<u>2018</u>
Materials on hand	<u>\$ 919,454</u>	<u>\$ 436,127</u>

See independent accountants' review report.

**KALKREUTH ROOFING & SHEET METAL, INC.
NOTES TO THE FINANCIAL STATEMENTS
FOR THE YEARS ENDED SEPTEMBER 30, 2019 AND 2018**

4. NOTES PAYABLE

The Company has a line of credit with a local bank for an amount not to exceed seventeen million five hundred thousand dollars (\$17,500,000). The interest is calculated based upon a variable rate equal to the LIBOR base rate, plus 2.5% per annum, fluctuating monthly. This demand note was executed by the bank and the Company during May 2003 and is to be reviewed annually. The next annual review date is May 2020. The note is collateralized by the Company's accounts receivable and inventory. As of September 30, 2019 and 2018, the balance owed on this note was \$11,011,999 and \$10,990,845, respectively. The rate of interest as of September 30, 2019 and 2018 was 4.58188% and 4.6095%. As of September 30, 2019 the Company had \$6,488,001 available credit on this loan.

The Company executed a 2nd line of credit in the amount of \$1,250,000. This line of credit was established in order for the Company to purchase vehicles and equipment during the course of the year. At maturity, this line of credit is then termed out and amortized over 5 years. The interest rate as of September 30, 2019 was 3.75%. This rate is variable and is based upon the bank's base rate. This note is collateralized by various equipment and rolling stock. As of September 30, 2019 there was \$988,461 owed on this note.

5. LONG-TERM DEBT

Long-term debt at September 30, 2019, consists of the following:

Note payable to Wesbanco Bank in monthly installments of \$12,030. Final payment is due in November 2025, collateralized by the Company's accounts receivable and inventory.	\$ 806,319
Note payable to Wesbanco Bank in monthly installments of \$8,955. Final payment is due in March 2022, collateralized by various pieces of equipment.	251,826
Note payable to Wesbanco Bank in monthly installments of \$5,949. Final payment is due in April 2020, collateralized by various pieces of equipment.	44,977
Note payable to Wesbanco Bank in monthly installments of \$15,067. Final payment is due in August 2022, collateralized by various vehicles.	<u>498,510</u>
Less Current Portion	(258,739)
Long-Term Debt	<u>\$1,342,893</u>

See independent accountants' review report.

**KALKREUTH ROOFING & SHEET METAL, INC.
NOTES TO THE FINANCIAL STATEMENTS
FOR THE YEARS ENDED SEPTEMBER 30, 2019 AND 2018**

5. LONG-TERM DEBT (Continued)

Maturities of long-term debt are as follows:

September 30, 2021	\$ 388,108
September 30, 2022	349,655
September 30, 2023	292,909
September 30, 2024	135,526
September 30, 2025 and after	<u>176,695</u>
	<u>\$1,342,893</u>

6. RELATED PARTY TRANSACTIONS

The Company leases land, buildings and equipment from GJR Enterprises, a West Virginia Corporation. The Corporation is owned by two shareholders of the Parent Company, Kaley Holdings, Inc. The leases run from year to year. Rental expense paid to GJR Enterprises amounted to \$1,692,980 and \$1,639,989 for the years ended September 30, 2019 and 2018, respectively.

The Company subcontracts with East Coast Metal Systems, Inc., a West Virginia Corporation. The Corporation is owned in whole by the shareholder of the Company. Subcontractor expense paid to East Coast Metal Systems, Inc. amounted to \$16,838,669 and \$21,197,727 for the years ended September 30, 2019 and 2018, respectively.

The Company also subcontracts with KRSM, Inc., a West Virginia Corporation. The Corporation is owned in whole by the shareholder of the Company. The Company paid KRSM, Inc. \$1,083,558 and \$1,123,954 for the years ended September 30, 2019 and 2018, respectively.

The Company has contracted with Kaley Group, Inc. to provide management services. Kaley Group, Inc. is a West Virginia Corporation owned by the shareholder of the Company. Payments to Kaley Group, Inc. amounted to \$11,683,925 and \$11,322,268 for the years ended September 30, 2019 and 2018, respectively.

Included in other receivables is an amount owed to the Company by one of the officers, Mr. John Kalkreuth. This loan is to be paid back within 10 years including interest calculated at 2.79%. As of September 30, 2019 and 2018 the amount owed was \$459,302 and \$626,077, respectively.

The Company had an outstanding loan in the names of the officers Mr. John Kalkreuth and Mr. James Hurley of \$161,838 at the end of the fiscal year. The loan is interest free and repayable on demand.

The Company owes various shareholders of Kaley Holdings, Inc. for S Corporation distributions. As of September 30, 2019 and 2018 the amount owed was \$1,607,722 and \$652,829, respectively.

See independent accountants' review report.

**KALKREUTH ROOFING & SHEET METAL, INC.
NOTES TO THE FINANCIAL STATEMENTS
FOR THE YEARS ENDED SEPTEMBER 30, 2019 AND 2018**

6. RELATED PARTY TRANSACTIONS (Continued)

The related party accounts receivable reflected in the September 30, 2019 and 2018 balance sheets as other receivables are as follows:

	<u>2019</u>	<u>2018</u>
East Coast Metal Systems, Inc.	\$ 124,411	\$ 100
KRSM, Inc.	25,655	26,523
Kaley Group, Inc.	1,700,000	606,657

The related party accounts payable reflected in the September 30, 2019 and 2018 balance sheets as accounts payable affiliates are as follows:

	<u>2019</u>	<u>2018</u>
East Coast Metal Systems, Inc.	\$ 875,000	\$1,990,100
KRSM, Inc.	400,000	400,000

7. CONTRACTS IN PROCESS

Costs and billings on contracts in process as of September 30, 2019 and 2018 are summarized as follows:

	<u>2019</u>	<u>2018</u>
Costs incurred on contracts in process	\$133,420,386	\$128,102,322
Estimated earnings	<u>24,523,283</u>	<u>22,386,106</u>
	157,943,669	150,488,428
Less billings to date	<u>(159,174,574)</u>	<u>(151,989,754)</u>
Billings recognized in excess of revenue on contracts in process	<u>\$ (1,230,905)</u>	<u>\$ (1,501,326)</u>

Included in the accompanying balance sheets under the following captions:

Costs and estimated earnings in excess of billings	\$ 6,966,212	\$ 7,055,734
Amounts billed in excess of cost and estimated earnings	<u>(8,197,117)</u>	<u>(8,557,060)</u>
	<u>\$ (1,230,905)</u>	<u>\$ (1,501,326)</u>

See independent accountants' review report.

**KALKREUTH ROOFING & SHEET METAL, INC.
NOTES TO THE FINANCIAL STATEMENTS
FOR THE YEARS ENDED SEPTEMBER 30, 2019 AND 2018**

8. RETIREMENT PLANS

The Company implemented a 401K retirement plan for its employees that are not signatory to a collective bargaining agreement. During the years September 30, 2019 and 2018 contributions were made by Kaley Group, Inc. and KRSM, Inc of \$0 and \$271,777, respectively. Union employees are covered by various pension plans that are funded by Company contributions based on an hourly charge as directed by the Unions.

9. CONCENTRATION OF CREDIT RISK

The Company maintains the majority of its cash balance in financial institutions located in West Virginia, Maryland and Ohio. At times during the year, the Company may have on deposit amounts in excess of the amounts insured by the Federal Deposit Insurance Corporation, which is \$250,000 for 2019 and 2018. As of September 30, 2019 and 2018 the Company's uninsured cash balance totaled \$501,749 and \$580,208, respectively.

10. LABOR AGREEMENTS

The Company has entered into various labor contracts. The majority of direct labor expense is covered by an agreement with Local Union #188 of the United Union of Roofers, Waterproofers and Allied Workers. This labor agreement expires on June 30, 2021. All other labor agreements expire between June 30, 2020 and April 30, 2022.

11. MAJOR CUSTOMERS

Contract revenue from four customers amounted to \$14,911,283 for the year ended September 30, 2019. These revenues comprised approximately 14% of the total contract revenue for the year ended September 30, 2019. The balance owed and included in Accounts Receivable as of September 30, 2019 for these four major customers was \$761,607.

See independent accountants' review report.

**KALKREUTH ROOFING & SHEET METAL, INC.
NOTES TO THE FINANCIAL STATEMENTS
FOR THE YEARS ENDED SEPTEMBER 30, 2019 AND 2018**

12. BACKLOG

The following schedule summarizes changes in backlog on contracts during the year ended September 30, 2019. Backlog represents the amount of revenue the Company expects to realize from uncompleted contracts in progress at year end and from contractual agreements on which work has not yet begun:

Backlog balance at October 1, 2018	\$117,285,209
New contracts plus negotiated change orders on existing contracts during the year ended September 30, 2019	<u>88,759,220</u>
	206,044,429
Less contract revenues earned during the year ended September 30, 2019	<u>107,503,846</u>
Backlog balance at September 30, 2019	<u>\$ 98,540,583</u>

13. SUBSEQUENT EVENTS

Management has evaluated subsequent events through January 10, 2020, the date on which the financial statements were available to be issued.

See independent accountants' review report.

**KALKREUTH ROOFING & SHEET METAL, INC.
DIRECT AND INDIRECT COST OF REVENUES
FOR THE YEARS ENDED SEPTEMBER 30, 2019 AND 2018**

	<u>2019</u>	<u>2018</u>
COST OF REVENUES		
Material	\$ 33,837,016	\$ 40,429,183
Subcontractors	23,683,609	29,025,843
Labor-Direct	13,244,105	11,848,394
Labor-Indirect	1,083,558	1,123,954
Fringe Benefits and Workers Compensation	4,945,837	8,593,285
Bid and Performance Bonds	248,469	340,236
Travel Expense	594,737	645,547
Per Diem	2,420,916	2,911,806
Equipment Rental	3,650,867	4,863,892
Insurance-Hospitalization	33,441	32,086
Small Tools	343,853	455,150
Safety Equipment	<u>66,959</u>	<u>106,154</u>
TOTAL DIRECT COST OF REVENUES	\$ <u>84,153,367</u>	\$ <u>100,375,530</u>
Utilities	\$ 35,643	\$ 38,870
Rent-Building	220,800	142,300
Insurance-Business	795,258	820,716
Repairs and Maintenance	666,637	638,589
Vehicle Expense	1,108,227	1,142,321
Licenses-Autos and Trucks	33,134	51,198
Shop Supplies	50,466	47,846
Estimating	45,884	17,957
Depreciation	1,162,309	1,112,487
Other Costs	<u>7,157</u>	<u>6,411</u>
TOTAL INDIRECT COST OF REVENUES	\$ <u>4,125,515</u>	\$ <u>4,018,695</u>

See independent accountants' review report.

**KALKREUTH ROOFING & SHEET METAL, INC.
GENERAL AND ADMINISTRATIVE EXPENSES
FOR THE YEARS ENDED SEPTEMBER 30, 2019 AND 2018**

	<u>2019</u>	<u>2018</u>
GENERAL AND ADMINISTRATIVE		
Travel and Entertainment	\$ 500,954	\$ 604,560
Advertising	261,992	352,194
Management Fees	11,683,924	11,322,268
Salaries	403,381	209,487
Office Supplies	314,386	314,222
Rent-Office	1,472,180	1,497,689
Telephone	229,707	227,355
Postage	54,057	55,802
Dues and Subscriptions	116,429	104,898
Insurance Claims	12,470	1,043
Tuition and Seminars	49,620	61,566
Legal and Professional	479,926	282,841
Administrative Expenses	6,020	29,800
Other Taxes	454,968	493,450
Repairs and Maintenance	307,496	286,962
Utilities	116,108	110,870
Depreciation	135,734	145,598
Bad Debt Expense	13,462	30,999
Bank Charges	28,736	29,845
Life Insurance Premiums	60,490	52,511
Miscellaneous	<u>128,655</u>	<u>117,045</u>
TOTAL GENERAL AND ADMINISTRATIVE EXPENSES	\$ <u>16,830,695</u>	\$ <u>16,331,005</u>

See independent accountants' review report.



STAFF MEMORANDUM
City Council Meeting – July 6th, 2020

Date: 06/25/2020

To: Matthew H. Greeson, City Manager

From: Scott F. Bartter, Finance Director

Subject: **Resolution No. 30-2020 - Adoption of the 2021 Tax Budget**

EXECUTIVE SUMMARY

This Resolution adopts the 2021 Tax Budget which is an annual requirement and must be filed with the County Auditor by July 20th.

RECOMMENDATION

Introduction and Approval of the Resolution as Presented

BACKGROUND/DESCRIPTION

The Tax Budget is prepared each year for submission to the Franklin County Budget Commission as required by Ohio Revised Code Section 5705.30. The Tax Budget is used primarily as a planning tool which establishes general guidelines for the subsequent operating budget, which is passed in December of each year. The County Tax Budget is required to be filed with the County Auditor on or before July 20th of each year. This Resolution adopts the tax budget.

The Tax Budget's primary purpose is to serve as a tool for political subdivisions and taxing authorities to use to assess the financial condition of the jurisdiction in time to place tax levies on the ballot, if necessary. The statutory deadlines were established to foster this concept. The Tax Budget does not appropriate any funds or establish any budgetary restrictions.

The 2021 Tax Budget details the three (3) funds that receive real property taxes as a revenue source. These funds are: the General Fund, Police Pension Fund and General Bond Retirement Fund. They are shown in a four-year capsule with two (2) years of actual and two (2) years of projected revenue and expense data. All other budgetary funds are shown

in summary form for 2021 with estimated revenues and expenses. Also included for your review is a combined 2021 Tax Budget Fund Summary that depicts all funds for budget years 2020 and 2021. This statement shows actual beginning cash balance at January 1, 2020, estimated revenues and expenses for both years, encumbrances as of December 31, 2019, and estimated cash fund balances at each year end. This statement mirrors the information included in the 2021 Tax Budget.

ATTACHMENTS

Resolution No. 30-2020

2021 Tax Budget

2021 Tax Budget Fund Summary

RESOLUTION NO. 30-2020

Providing for Adoption of the Tax Budget for the
Fiscal Year Beginning January 1, 2021

BE IT RESOLVED by the Council of the Municipality of Worthington, County of Franklin, State of Ohio:

SECTION 1. That the Tax Budget for the fiscal year beginning January 1, 2021, as submitted and now on file in the office of the City Clerk, which Tax Budget is incorporated herein and made a part hereof by reference, be and the same hereby is accepted and adopted, and that said Tax Budget be submitted by the Clerk for consideration and action by the Budget Commission of Franklin County, Ohio.

SECTION 2. That the Clerk be and hereby is instructed to record this Resolution in the appropriate resolution book.

Adopted _____

President of Council

Attest:

Clerk of Council

8.A. - 2021 Tax Budget

City or
Village of WORTHINGTON

FRANKLIN County, Ohio

(Date) 1-Jul 2020

This budget must be adopted by the Council or other legislative body on or before July 15th, and two copies must be submitted to the County Auditor on or before July 20th. FAILURE TO COMPLY WITH SEC.5705.28 R.C. SHALL RESULT IN LOSS OF GOVERNMENT FUND ALLOCATION.

To the Auditor of said County:

The following Budget year beginning January 1, 2021 has been adopted by Council and is hereby submitted for consideration of the County Budget Commission.

Signed _____

Title Director of Finance

SCHEDULE A

SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION, AND COUNTY AUDITOR'S ESTIMATED RATES

For Municipal Use		For Budget Commission Use		For County Auditor Use	
FUND <small>(Include only those funds which are requesting general property tax revenue)</small>	Budget Year Amount Requested of Budget Commission Inside/Outside	Budget Year Amount Approved by Budget Commission Inside 10 Mill Limitation	Budget Year Amount to be Derived From Levies Outside 10 Mill Limitation	County Auditor's estimate of Tax Rate to be Levied	
				Inside 10 Mill Limit Budget Year	Outside 10 Mill Limit Budget Year
	Column 1	Column 2	Column 3	Column 4	Column 5
GOVERNMENT FUNDS	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX
GENERAL FUND	\$ 2,946,534	4.53			
POLICE PENSION FUND	195,165	0.30			
GEN BOND RETIREMENT	110,594	0.17			
PROPRIETARY FUNDS	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX
FIDUCIARY FUNDS	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX
TOTAL ALL FUNDS	\$ 3,252,293				

SCHEDULE B

LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES

[illegible]

FUND NAME: GENERAL FUND**EXHIBIT I****FUND TYPE/CLASSIFICATION: GOVERNMENTAL--GENERAL**

This Exhibit is to be used for the General Fund Only

DESCRIPTION (1)	2018 Actual (3)	2019 Actual (3)	Current Year Estimated for 2020 (4)	Budget Year Estimated for 2021 (5)
REVENUES				
Local Taxes				
General Property -- Real Estate	\$ 2,611,658	\$ 2,610,318	\$ 2,734,936	\$ 2,734,935
Tangible Personal Property Tax	-	-	-	-
Municipal Income Tax	20,854,635	21,138,988	20,872,000	19,994,400
Income Tax-Restricted Reserve	-	-	-	-
Other Local Taxes	104,315	5,355	7,000	4,000
Total Local Taxes	\$ 23,570,608	\$ 23,754,661	\$ 23,613,936	\$ 22,733,335
Intergovernmental Revenues				
State Shared Taxes and Permits				
Local Government	\$ 358,938	\$ 393,187	\$ 350,000	\$ 350,000
Estate Tax	-	-	-	-
Cigarette Tax	149	150	200	200
License Tax	-	-	-	-
Liquor and Beer Permits	26,747	31,449	27,000	27,000
Gasoline Tax				
Library and Local Government Support Fund				
Property Tax Allocation	327,482	324,489	344,318	344,318
Other State Shared Taxes and Permits	511	-	-	-
Total State Shared Taxes and Permits	\$ 713,827	\$ 749,275	\$ 721,518	\$ 721,518
Federal Grants or Aid	-	5,328	-	-
State Grants or Aid	-	6,038	-	-
Other Grants or Aid	-	-	-	-
Total Intergovernmental Revenues	\$ 713,827	\$ 760,641	\$ 721,518	\$ 721,518
Special Assessments	-	-	-	-
Charges for Services	2,690,735	3,754,300	3,793,765	3,651,221
Fines, Licenses, and Permits	649,437	634,601	659,000	639,000
Miscellaneous	835,619	1,067,353	629,250	979,250
Other Financing Sources:				
Proceeds from Sale of Debt				
Transfers	240,884	463,773	-	-
Advances	-	-	-	-
Other Sources	-	-	-	-
TOTAL REVENUE	\$ 28,701,110	\$ 30,435,329	\$ 29,417,469	\$ 28,724,324

FUND NAME: GENERAL FUND**EXHIBIT I****FUND TYPE/CLASSIFICATION: GOVERNMENTAL--GENERAL**

This Exhibit is to be used for the General Fund Only

DESCRIPTION (1)	2018 Actual (2)	2019 Actual (3)	Current Year Estimated for 2020 (4)	Budget Year Estimated for 2021 (5)
EXPENDITURES				
Security of Persons and Property				
Personal Services	\$ 11,238,371	\$ 11,545,628	\$ 13,516,011	\$ 13,131,236
Travel Transportation	\$ 182,762	181,156	136,350	136,350
Contractual Services	\$ 601,172	695,461	1,996,165	1,711,665
Supplies and Materials	\$ 151,616	165,110	155,950	155,950
Capital Outlay	\$ 16,118	50,332	59,200	59,200
Total Security of Persons and Property	\$ 12,190,039	\$ 12,637,686	\$ 15,863,676	\$ 15,194,401
Public Health Services				
Personal Services		\$ -	\$ -	\$ -
Travel Transportation				
Contractual Services	\$ 62,146	65,365	70,000	72,000
Supplies and Materials				
Capital Outlay				
Total Public Health Services	\$ 62,146	\$ 65,365	\$ 70,000	\$ 72,000
Leisure Time Activities				
Personal Services	\$ 3,409,270	\$ 4,097,033	\$ 4,381,464	\$ 4,539,615
Travel Transportation	\$ 29,870	22,720	20,250	20,250
Contractual Services	\$ 986,182	1,090,030	1,294,390	1,294,390
Supplies and Materials	\$ 220,063	255,754	261,930	261,930
Capital Outlay	\$ 71,539	67,483	66,500	66,500
Total Leisure Time Activities	\$ 4,716,924	\$ 5,533,019	\$ 6,024,534	\$ 6,182,685
Community Environment				
Personal Services	\$ 587,393	\$ 612,282	\$ 661,437	\$ 690,797
Travel Transportation	\$ 7,726	11,447	12,100	12,600
Contractual Services	\$ 118,840	104,883	151,020	151,020
Supplies and Materials	\$ 1,998	1,955	2,700	2,700
Capital Outlay	\$ 1,400	2,677	3,000	2,500
Total Community Environment	\$ 717,357	\$ 733,244	\$ 830,257	\$ 859,617
Basic Utility Services				
Personal Services	\$ -	\$ -	\$ -	\$ -
Travel Transportation				
Contractual Services	\$ 928,669	-	1,048,900	1,048,900
Supplies and Materials				
Capital Outlay				
Total Basic Utility Services	\$ 928,669	\$ -	\$ 1,048,900	\$ 1,048,900

FUND NAME: GENERAL FUND**EXHIBIT I****FUND TYPE/CLASSIFICATION: GOVERNMENTAL--GENERAL**

This Exhibit is to be used for the General Fund Only

DESCRIPTION (1)	For 2018 Actual (2)	For 2019 Actual (3)	Current Year Estimated for 2020 (4)	Budget Year Estimated for 2021 (5)
Transportation				
Personal Services	\$ -	\$ -	\$ -	\$ -
Travel Transportation				
Contractual Services				
Supplies and Materials				
Capital Outlay				
Total Transportations	\$ -	\$ -	\$ -	\$ -
General Government				
Personal Services	\$ 4,102,959	\$ 4,412,534	\$ 4,838,191	\$ 4,911,793
Travel Transportation	78,715	87,215	83,785	84,085
Contractual Services	2,765,988	3,965,681	2,690,754	2,667,121
Supplies and Materials	288,278	169,030	365,250	365,300
Capital Outlay	6,343	31,658	9,620	9,620
Total General Government	\$ 7,242,283	\$ 8,666,118	\$ 7,987,600	\$ 8,037,919
Debt Service				
Redemption of Principal	\$ -	\$ -	\$ -	\$ -
Interest				
Other Debt Service				
Total Debt Service	\$ -	\$ -	\$ -	\$ -
Other Uses of Funds				
Transfers	\$ 1,028,000	\$ 965,000	\$ 400,000	\$ 410,000
Advances				
Contingencies	-	-	50,000	50,000
Other Uses of Funds	640,283	53,387	225,000	225,000
Total Other Uses of Funds	\$ 1,668,283	\$ 1,018,387	\$ 675,000	\$ 685,000
TOTAL EXPENDITURES	\$ 27,525,701	\$ 28,653,820	\$ 32,499,967	\$ 32,080,522
Revenues over/(under) Expenditures	\$ 1,175,409	\$ 1,781,509	\$ (3,082,498)	\$ (3,356,198)
Beginning Unencumbered Balance*	13,491,664	14,667,073	16,448,582	11,814,017
Ending Cash Fund Balance	\$ 14,667,073	\$ 16,448,582	\$ 11,814,017	\$ 8,457,819
Estimated Encumbrances (oustanding at year end)	1,053,251	1,552,068	-	-
Restricted Reserve (included in Carryover Balance)	-			
Estimated Ending Unencumbered Fund Balance	\$ 13,613,822	\$ 14,896,514	\$ 11,814,017	\$ 8,457,819

*Use Cash Balance

FUND NAME: POLICE PENSION**EXHIBIT II****FUND TYPE/CLASSIFICATION: GOVERNMENTAL -- SPECIAL REVENUE**

To be used for any fund receiving property tax revenue except the General Fund.

DESCRIPTION (1)	For 2018 Actual (2)	For 2019 Actual (3)	Current Year Estimated for 2020 (4)	Budget Year Estimated for 2021 (5)
REVENUE	XXXXXXXX	XXXXXXXXXX	XXXXXXXX	XXXXXXXX
Local Taxes:				
General Property Tax -- Real Estate	\$ 172,962	\$ 172,867	\$ 173,696	\$ 178,038
Tangible Personal Property	-	-	-	-
Total Local Taxes	\$ 172,962	\$ 172,867	\$ 173,696	\$ 178,038
Intergovernmental Revenues:				
Property Tax Allocation	21,686	21,485	21,469	22,006
Other Financing Sources:				
Transfers In	325,000	200,000	600,000	600,000
Refunds	743	500	-	-
TOTAL REVENUE	\$ 520,391	\$ 394,852	\$ 795,165	\$ 800,044
EXPENDITURES	XXXXXXXX	XXXXXXXXXX	XXXXXXXX	XXXXXXXX
(Identify each program and object code	XXXXXXXX	XXXXXXXXXX	XXXXXXXX	XXXXXXXX
at the same level shown on Exhibit I)	XXXXXXXX	XXXXXXXXXX	XXXXXXXX	XXXXXXXX
(PROGRAM) (OBJECT)	XXXXXXXX	XXXXXXXXXX	XXXXXXXX	XXXXXXXX
Security of Persons and Property:				
Personal Services	\$ 618,179	\$ 615,041	\$ 713,000	\$ 746,000
Total Security of Persons and Property	\$ 618,179	\$ 615,041	\$ 713,000	\$ 746,000
TOTAL EXPENDITURES	\$ 618,179	\$ 615,041	\$ 713,000	\$ 746,000
Revenues Over (Under) Expenditures	\$ (97,788)	\$ (220,189)	\$ 82,165	\$ 54,044
Beginning Unencumbered Fund Balance	596,983	499,195	279,006	361,171
(Use Actual Cash Balance in Col. 2 and 3)				
Ending Cash Balance	\$ 499,195	\$ 279,006	\$ 361,171	\$ 415,215
Estimated Encumbrances (outstanding at end of year)				
Estimated Ending Unencumbered Fund Balance	\$ 499,195	\$ 279,006	\$ 361,171	\$ 415,215

FUND NAME: GENERAL BOND RETIREMENT
FUND TYPE/CLASSIFICATION: GOVERNMENTAL -- DEBT SERVICE

EXHIBIT II

To be used for any fund receiving property tax revenue except the General Fund.

DESCRIPTION (1)	For 2018 Actual (2)	For 2019 Actual (3)	Current Year Estimated for 2020 (4)	Budget Year Estimated for 2021 (5)
REVENUE	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX
Local Taxes:				
General Property Tax -- Real Estate	\$ 97,988	\$ 97,949	\$ 98,427	\$ 100,888
Tangible Personal Property	-	-	-	-
Total Local Taxes	\$ 97,988	\$ 97,949	\$ 98,427	\$ 100,888
Intergovernmental Revenues:				
Property Tax Allocation	12,286	12,174	12,166	12,470
Other Financing Sources:				
Transfers In	1,092,013	1,265,446	1,280,000	1,432,626
GO Bond Proceeds	40,090	4,327,535	-	-
TOTAL REVENUE	\$ 1,242,376	\$ 5,703,104	\$ 1,390,593	\$ 1,545,984
EXPENDITURES	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX
(Identify each program and object code	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX
at the same level shown on Exhibit I)	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX
(PROGRAM) (OBJECT)	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX
Debt Service:				
Redemption of Principal	\$ 960,000	\$ 5,440,000	\$ 1,150,000	\$ 1,320,000
Interest	131,272	248,308	253,000	581,000
Issuance Costs	23,000	23,000	-	
Fire Department Note:				
Principal	-			
Interest	-			
Total Debt Service	\$ 1,114,272	\$ 5,711,308	\$ 1,403,000	\$ 1,901,000
TOTAL EXPENDITURES	\$ 1,114,272	\$ 5,711,308	\$ 1,403,000	\$ 1,901,000
Revenues Over (Under) Expenditures	\$ 128,105	\$ (8,204)	\$ (12,407)	\$ (355,016)
Beginning Unencumbered Fund Balance	1,063,223	1,191,328	1,183,124	1,170,717
(Use Actual Cash Balance in Col. 2 and 3)				
Ending Cash Balance	\$ 1,191,328	\$ 1,183,124	\$ 1,170,717	\$ 815,701
Estimated Encumbrances (outstanding at end of year)	-			
Estimated Ending Unencumbered Fund Balance	\$ 1,191,328	\$ 1,183,124	\$ 1,170,717	\$ 815,701

EXHIBIT III

FUND List All Funds Individually Unless Reported on Exhibit I or II	Estimated Unencumbered Fund Balance 1/1/2021	Budget Year Estimated Receipt	Total Available For Expenditures	Budget Year Expenditures and Encumbrances			Estimated Unencumbered Balance 12/31/2021
				Personal Services	Other	Total	
GOVERNMENTAL:	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX
SPECIAL REVENUE:	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX
Bicentennial Trust	\$ 74,471	\$ 250	\$ 74,721	\$ -	\$ -	\$ -	\$ 74,721
Street Maintenance and Repair	398,892	990,000	\$ 1,388,892	767,326	202,499	969,825	419,067
State Highway Improvements	74,226	85,000	159,226	112,033	35,000	147,033	12,193
Water	89,058	125,500	214,558	60,781	62,500	123,281	91,277
Sanitary Sewer	58,246	85,500	143,746	60,781	26,000	86,781	56,965
Convention & Visitors Bureau	63,179	8,000	71,179	-	65,000	65,000	6,179
27th Pay Fund	300,000	-	300,000	-	300,000	300,000	-
Law Enforcement Trust	58,822	2,500	61,322	2,500	10,000	12,500	48,822
M. M. V. L. T.	81,127	120,000	201,127	-	150,000	150,000	51,127
Enforcement and Education	50,366	2,500	52,866	-	3,500	3,500	49,366
Community Technology	-	-	-	-	-	-	-
Court Clerk Computer	146,950	20,000	166,950	-	14,600	14,600	152,350
Law Continuing Education	5,030	20,000	25,030	-	20,000	20,000	5,030
Economic Development	140,928	320,000	460,928	-	443,000	443,000	17,928
Parks and Rec Revolving	-	-	-	-	-	-	-
Special Parks	46,249	10,000	56,249	-	10,000	10,000	46,249
Worthington Station TIF Fund (910)	37,041	130,000	167,041	-	130,500	130,500	36,541
W Wilson Bridge Rd MPI TIF Fund (920)	565,852	175,000	740,852	-	189,000	189,000	551,852
933 High St. MPI TIF Fund (930)	112,589	35,000	147,589	-	19,000	19,000	128,589
Downtown Worthington MPI TIF Fund	52,722	151,000	203,722	-	143,000	143,000	60,722
Worthington Square MPI TIF (940)	1,410	28,000	29,410	-	27,700	27,700	1,710
W. Dublin Granville MPI TIF (945)	11,411	97,000	108,411	-	96,000	96,000	12,411
350 W Wilson Bridge TIF (950)	5,943	88,000	93,943	-	86,100	86,100	7,843
	-						
TOTAL SPECIAL REVENUE FUNDS	\$ 2,374,512	\$ 2,493,250	\$ 4,867,762	\$ 1,003,421	\$ 2,033,399	\$ 3,036,820	\$ 1,830,942
DEBT SERVICE FUNDS	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX
Special Assessment	\$ 278,448	\$ -	\$ 278,448	\$ -	\$ -	\$ -	\$ 278,448
TOTAL DEBT SERVICE FUNDS	\$ 278,448	\$ -	\$ 278,448	\$ -	\$ -	\$ -	\$ 278,448

8.A. - 2021 Tax Budget

CAPITAL PROJECT FUNDS	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX
Trunk Sewer	\$ 375,149	\$ -	\$ 375,149	\$ -	\$ -	\$ -	\$ 375,149
Capital Improvements	1,661,298	11,688,530	13,349,828	-	8,543,207	8,543,207	4,806,621
Permissive License Tax	-	-	-		-	-	-
TOTAL CAPITAL PROJECTS	\$ 2,036,447	\$ 11,688,530	\$ 13,724,977	\$ -	\$ 8,543,207	\$ 8,543,207	\$ 5,181,770

EXHIBIT III

FUND List All Funds Individually Unless Reported on Exhibit I or II	Estimated Unencumbered Fund Balance 1/1/2021	Budget Year Estimated Receipt	Total Available For Expenditures	Budget Year Expenditures and Encumbrances			Estimated Unencumbered Balance 12/31/2021
				Personal Services	Other	Total	
PROPRIETARY:	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX
ENTERPRISE FUNDS	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX
	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
			-			-	-
			-			-	-
			-			-	-
			-			-	-
			-			-	-
			-			-	-
			-			-	-
			-			-	-
			-			-	-
			-			-	-
TOTAL ENTERPRISE FUNDS	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
INTERNAL SERVICE FUNDS	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX
	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
TOTAL INTERNAL SERVICE FUNDS	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
FIDUCIARY:	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX
TRUST AND AGENCY FUNDS	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX
Accrued Acreage Benefit	\$ 1,900	\$ 20,000	\$ 21,900	\$ -	\$ 20,000	\$ 20,000	\$ 1,900
O. B. B. S.	252	7,500	7,752		7,500	7,500	252
PACE Fund	-	33,000	33,000	-	33,000	33,000	-
TOTAL TRUST & AGENCY FUNDS	\$ 2,152	\$ 60,500	\$ 62,652	\$ -	\$ 60,500	\$ 60,500	\$ 2,152
TOTAL FOR MEMORANDUM ONLY	\$ 4,691,559	\$ 14,242,280	\$ 18,933,839	\$ 1,003,421	\$ 10,637,106	\$ 11,640,527	\$ 7,293,312

EXHIBIT IV

STATEMENT OF PERMANENT IMPROVEMENTS

(Do Not Include Expense to be Paid from Bond Issue)

(Section 5705.29. Revised Code

DESCRIPTION	Estimated Cost of Permanent Improvement	Amount to be Budgeted During Current Year	Name of Paying Fund
Arterial Improvements	\$ 795,000	\$ 795,000	Capital Improvements
Building Improvement Program	200,000	200,000	Same
Comm Center Window & Door	102,000	102,000	Same
Culvert Repair at Linworth Run	140,000	140,000	Same
Fire Hydrant Replacement	25,000	25,000	Same
2021 Street & Sidewalk Program	900,000	900,000	Same
Windows & Doors - Griswold & City Hall	375,000	375,000	Same
Security System Improvements	50,000	50,000	Same
Bicycle & Pedestrian Improvements	100,000	100,000	Same
Community Wayfinding	50,000	50,000	Same
2021 New & Replacement Equipment	1,053,000	1,053,000	Same
TOTAL	\$ 3,790,000	\$ 3,790,000	

For the year being budgeted, list each contemplated disbursement for permanent improvements, exclusive of any expense to be paid from bond issues, by the fund from which the expenditures are to be made. Examples for describing the permanent improvements are: window replacement, vehicle purchase, furnishing offices, appliances for fire department kitchen.

EXHIBIT V

STATEMENT OF AMOUNTS REQUIRED FOR PAYMENT OF FINAL JUDGEMENTS

(Section 5705.29. Revised Code)

DESCRIPTION OF JUDGEMENT	AMOUNT OF JUDGEMENT	FUND PAYING JUDGEMENT
TOTAL		

List the amounts required for the payment of each judgement expected to be paid during the year being budgeted.

8.A. - 2021 Tax Budget

EXHIBIT VI

PURPOSE OF BONDS AND NOTES	Authority for Levy Outside 10 Mill Limit*	Date of Issue	Date Due	Ordinance or Resolution	Serial Term	Rate of Interest	Amounts of Bonds & Notes Outstanding Standing at Beginning of Budgeted Year Jan 1, 2021	BUDGET YEAR	
								Amount Required for Principal and Interest 1/1/2021 to 12/31/2021	Amount Receivable from Other Sources to Meet Debt Payments 1/1/21 to 12/31/21
Payable from Bond Retirement Fund:	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXX
INSIDE 10 MILL LIMIT:	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXX
Refunding Limited Tax Various Purpose (2015-2021)		12/01/15	12/01/21	41-2015		1.62%	\$ 780,000	\$ 792,636	0
Various Purpose Bonds, Series 2017		01/18/17	12/01/32	42-2016		2.21%	\$ 3,060,000	\$ 307,626	\$ -
01/18/17 @ 2.210%				43-2016					
(2017-2032)				44-2016					
2019 Bond Anticipation Notes		09/26/19	09/26/20	25-2019			\$ 4,115,000	\$ 281,525	
TOTAL							\$ 7,955,000	\$ 1,381,787	\$ -
OUTSIDE 10 MILL LIMIT:	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXXXXXXXXXXXXXX	XXXXXXXXXXXXXX	XXXXXXXXXXXXXXXXXX
TOTAL									

If the levy is outside the 10 Mill limit by vote enter the words "by vote" and the date of the election.

If outside the 10 mill limit without a vote, enter the reference to the statute under which the levy is exempt from the 10 mill limit.

OFFICIAL CERTIFICATE OF ESTIMATED RESOURCES

The Budget Commission of Franklin, County, Ohio makes the following Official Certificate of Estimated Resources for the city/village of Worthington for the BUDGET YEAR beginning January 1st, 2020.

FUND	Estimated Unencumbered Balance 1-Jan-21	Real Estate Property Tax	Personal Property Tax	Local Government Money	Rollback, Homestead Personal Property Tax Exemption	Other Sources	Total
GOVERNMENTAL FUND TYPE							
General Fund							
Special Revenue Funds							
Debt Service Funds							
Capital Project Funds							
Special Assessment Fund							
PROPRIETARY FUND TYPE							
Enterprise Funds							
Internal Service Funds							
FIDUCIARY FUND TYPE							
Trust and Agency Funds							
TOTAL ALL FUNDS							

The Budget Commission further certifies that its action on the foregoing budget and the County Auditor's estimate of the rate of each tax necessary to be levied within and outside the 10 mill limitation is set forth in the proper columns of the preceding pages and the total amount approves for each fund must govern the amount of appropriation from such fund.

Date: _____, 20____

 _____ Budget
 _____ Commission

OFFICIAL CERTIFICATE OF ESTIMATED RESOURCES -- Continued

FUND	Estimated Unencumbered Balance 1-Jan-21	Real Estate Property Tax	Personal Property Tax	Local Government Money	Rollback, Homestead Personal Exemption	Other Sources	Total
GOVERNMENT FUNDS:	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX
GENERAL FUND	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX
General Fund							
SPECIAL REVENUE FUNDS:	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX
Street Maintenance & Repair							
State Highway Improv. Fund							
Cemetery Fund							
Parks & Recreation Fund							
Federal Grant Fund							
State Grant Fund							
Law Enforcement Trust Fund							
Drug Law Enforcement Fund							
Other Special Revenue Funds							
TOTAL SPECIAL REVENUE FUNDS							
DEBT SERVICE FUNDS:	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX
General Obligation Bond Fund							
Other Debt Service Funds							
TOTAL DEBT SERVICE FUNDS							
CAPITAL PROJECT FUNDS:	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX
Construction Fund							
Federal Grant Fund							
Other Capital Project Funds							
TOTAL CAPITAL PROJECTS FUNDS							

OFFICIAL CERTIFICATE OF ESTIMATED RESOURCES -- Continued

FUND	Estimated Unencumbered Balance 1-Jan-21	Real Estate Property Tax	Personal Property Tax	Local Government Money	Rollback, Homestead Personal Exemption	Other Sources	Total
SPECIAL ASSESSMENT FUNDS:	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX
Special Assessment Bond Retirement							
Special Assessment Improvement Fund							
Special Assessment Operating Fund							
Other Special Assess. Funds (specify)							
TOTAL SPECIAL ASSESSMENT FUNDS							
ENTERPRISE FUNDS:	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXXX	XXXXXXX
Water Fund							
Sanitary Sewer Fund							
Electric Fund							
Parking Fund							
Swimming Pool Fund							
First Mortgage Debt Service Fund							
Debt Service Reserve Fund							
Utilities Deposit Fund							
Utility Improvement Fund							
Other Enterprise Funds							
TOTAL ENTERPRISE FUNDS							
INTERNAL SERVICE FUNDS:	XXXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX
Revolving Fund							
Other Internal Service Funds							
TOTAL INTERNAL SERVICE FUNDS							

OFFICIAL CERTIFICATE OF ESTIMATED RESOURCES -- Continued

FUND	Estimated Unencumbered Balance 1-Jan-21	Real Estate Property Tax	Personal Property Tax	Local Government Money	Rollback, Homestead Personal Exemption	Other Sources	Total
TRUST AND AGENCY FUNDS:	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX	XXXXXXX
TOTAL TRUST & AGENCY FUNDS							
TOTAL ESTIMATED RESOURCES (Memorandum only)							

COUNTY AUDITOR'S ESTIMATE

Tax Levies and Rates for 2021, in Worthington City
Tax Valuation \$ _____

	Amount Approved By Budget Commission	County Auditor's Estimate of Rate in Mills
LEVIES WITHIN 10 MILL LIMITATION	XXXXXXX	XXXXXXX
County		
Township		
School		
Village		
City		
TOTAL		
LEVIES OUTSIDE OF 10 MILL LIMITATION		
County		
Township		
School		
Village		
City		
State		
TOTAL		
TOTAL LEVY FOR ALL PURPOSES		

FRANKLIN COUNTY

BUDGET OF

CITY OF WORTHINGTON

FOR FISCAL YEAR
BEGINNING JANUARY 1, 2021

_____, 20____

County Auditor

Deputy Auditor

8.A. - 2021 Tax Budget

City of Worthington 2021 Tax Budget Fund Summary

No.	Fund	Fund Balance 1/1/2020	2020 Estimated Revenue	2020 Estimated Expense	Encumbrance @ 12/31/2019	Estimated Fund Balance 12/31/2020	2021 Estimated Revenue	2021 Estimated Expense	Estimated Fund Balance 12/31/2021
101	General	\$ 16,448,581	\$ 29,417,469	\$ 32,499,967	\$ 1,552,068	\$ 11,814,015	\$ 28,724,325	\$ 32,080,522	\$ 8,457,817
Special Revenue:									
202	Street M & R	133,146	1,240,000	933,856	40,398	398,892	990,000	969,825	419,067
203	State Highway	34,255	180,000	137,110	2,918	74,226	85,000	147,033	12,193
204	Water	87,739	125,500	120,937	3,244	89,058	125,500	123,281	91,277
205	Sanitary Sewer	74,786	85,500	84,437	17,603	58,246	85,500	86,781	56,965
210	Convention & Visitor's Bureau	113,979	15,000	65,800	-	63,179	8,000	65,000	6,179
211	27th Pay Fund	250,000	50,000	-	-	300,000	-	300,000	-
212	Police Pension	279,007	795,165	713,000	-	361,172	800,044	746,000	415,216
214	Law Enforcement	68,822	2,500	12,500	-	58,822	2,500	12,500	48,822
215	M.M.V.L.T.	111,127	120,000	150,000	-	81,127	120,000	150,000	51,127
216	Enforcement & Education	51,366	2,500	3,500	-	50,366	2,500	3,500	49,366
217	Community Technology	-	-	-	-	-	-	-	-
218	Court Clerk Computer	232,563	20,000	104,600	1,013	146,950	20,000	14,600	152,350
219	Economic Development	441,255	320,000	463,000	157,327	140,928	320,000	443,000	17,928
220	FEMA Grant	-	-	-	-	-	-	-	-
221	Law Continuing Education	15,030	10,000	20,000	-	5,030	20,000	20,000	5,030
224	P & R Revolving	-	-	-	-	-	-	-	-
229	Special Parks	46,249	10,000	10,000	-	46,249	10,000	10,000	46,249
253	Bicentennial Trust	74,221	250	-	-	74,471	250	-	74,721
910	TIF Fund	37,541	130,000	130,500	-	37,041	130,000	130,500	36,541
920	TIF Fund	579,852	175,000	189,000	-	565,852	175,000	189,000	551,852
930	TIF Fund	113,849	35,000	19,000	17,000	112,849	35,000	19,000	128,849
935	TIF Fund	95,122	151,000	163,400	30,000	52,722	151,000	143,000	60,722
940	TIF Fund	28,110	28,000	27,700	27,000	1,410	28,000	27,700	1,710
945	TIF Fund	10,611	97,000	96,200	-	11,411	97,000	96,000	12,411
950	TIF Fund	87,043	90,000	86,100	85,000	5,943	88,000	86,100	7,843
Capital Project:									
306	Trunk Sewer	375,149	-	-	-	375,149	-	-	375,149
308	Capital Improvements	8,842,550	10,653,864	12,816,077	5,019,039	1,661,298	11,688,530	8,543,207	4,806,621
313	Permissive Tax	-	-	-	-	-	-	-	-

8.A. - 2021 Tax Budget

City of Worthington 2021 Tax Budget Fund Summary

Debt Service:									
409	General Bond Retirement	<u>1,183,123</u>	<u>1,390,593</u>	<u>1,403,000</u>	<u>-</u>	<u>1,170,716</u>	<u>1,545,984</u>	<u>1,901,000</u>	<u>815,700</u>
410	Special Assesment	<u>278,448</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>278,448</u>	<u>-</u>	<u>-</u>	<u>278,448</u>
Trust & Agency:									
825	Accrued Acreage Benefit	<u>19,226</u>	<u>20,000</u>	<u>20,000</u>	<u>17,326</u>	<u>1,900</u>	<u>20,000</u>	<u>20,000</u>	<u>1,900</u>
830	O.B.B.S.	<u>1,840</u>	<u>7,500</u>	<u>7,500</u>	<u>1,588</u>	<u>252</u>	<u>7,500</u>	<u>7,500</u>	<u>252</u>
838	Petty Cash	<u>1,590</u>	<u>-</u>	<u>-</u>		<u>1,590</u>	<u>-</u>	<u>-</u>	<u>1,590</u>
999	PACE Fund	<u>-</u>	<u>33,000</u>	<u>33,000</u>			<u>33,000</u>	<u>33,000</u>	<u>-</u>
Total All Funds		<u><u>\$30,116,179</u></u>	<u><u>\$45,204,841</u></u>	<u><u>\$50,310,184</u></u>	<u><u>\$6,971,524</u></u>	<u><u>\$18,039,312</u></u>	<u><u>\$45,312,632</u></u>	<u><u>\$46,368,049</u></u>	<u><u>\$16,983,895</u></u>



STAFF MEMORANDUM
City Council Meeting – July 6, 2020

Date: 06/26/2020

To: Matthew H. Greeson, City Manager

From: Scott F. Bartter, Finance Director

Subject: **Resolution No. 31-2020 COVID-19 - CARES Act Funding**

EXECUTIVE SUMMARY

This Resolution requests CARES funding and guarantees the funds will be spend in keeping with he CARES Act guidance.

RECOMMENDATION

Introduce and Approve as Presented

BACKGROUND/DESCRIPTION

The Coronavirus Aid, Relief, and Economic Security Act ("CARES Act") appropriated funds for specific purposes to State and Local governments. The Ohio Legislature has recently passed House Bill 481 ("H.B. 481"), which appropriates \$350 million of the money allocated to the state under the CARES Act to counties, townships, and municipalities to fund necessary COVID-19 pandemic-related expenses. One of the requirements to receive these funds is passage of a resolution to request the money and to guarantee the funds will be spent in keeping with the CARES Act guidance.

Through the CARES Act and the passage of HB 481, the City of Worthington is eligible to receive funding for COVID-19 pandemic-related expenses. The allocation to the City of Worthington is \$548,556.29. These funds are only available for purposes that meet the criteria as outlined below:

- Necessary expenditures incurred due to the public health emergency; and
- Costs not accounted for in the budget most recently approved as of March 27, 2020; and

- Must be costs incurred during the period that begins on March 1, 2020 and ends on December 30, 2020.

The City will establish a separate fund, the Coronavirus Relief Fund (Fund #222) which will receive these funds. Eligible expenses will be moved into the fund. There is a considerable amount of discussion occurring around the State as what would constitute an eligible expense.

Permissible Use of Funds

- Expenses for communication and enforcement by governments for public health orders related to COVID-19.
- Expenses for the acquisition, distribution, and disposal of personal protective gear, including sanitation products.
- Expenses for disinfection of public areas and other facilities.

The most significant current issue with these funds is the eligibility of payroll expenses for public safety employees whose services are substantially dedicated to mitigating or responding to the COVID-19 health emergency. Per the Office of Budget and Management (OBM), additional guidance should be forthcoming on the eligibility of these expenses. If the full amount of Fire and EMS payroll expenses are determined to be eligible, the City will be able to utilize the full amount of this funding to offset City expenses.

The second complication with the distribution of these funds is the eligibility of economic support. Economic support to small business related to required and/or voluntary closures is an eligible expense. The Council will need to pass additional legislation to stand up this grant program. The amount of funds eligible for this program can be determined by the Council, but it is difficult to decide the availability of funds without knowing the eligibility of Fire payroll.

Prohibited use of Funds

- Revenue replacement/forgone revenue (including refunds issued for cancelled P&R programming)
- Expenses reimbursed through other federal aid.
- Personnel expenses for employees whose work duties are not substantially dedicated to mitigating or responding to COVID-19.
- Severance Pay
- Damages covered by insurances

Compliance and Reporting

There will be a substantial focus on reporting and compliance with these funds. The Office of Budget and Management will require reporting through the OBM grants portal. There will be an interim report due October 15th for activity through September 30th and a final financial status report due by December 30th as a close out.

8.B. - COVID-19 - CARES Act Funding

These funds will be audited with our 2020 audit, specifically for compliance of any grant program established with the requirements of the Uniform Guidance, 2 CFR 200.303 – 332 regarding sub recipient monitoring and management.

FINANCIAL IMPLICATIONS/FUNDING SOURCES (if applicable)

Creation of a new fund (Coronavirus Relief Fund #222) and acceptance of \$548,556.29

ATTACHMENTS

Resolution No. 31-2020

RESOLUTION NO. 31-2020

To Request CARES Act Funding for Expenditures
Incurred as a Result of the COVID-19 Pandemic.

WHEREAS, the State of Ohio has been appropriated funding from the federal “Coronavirus Aid, Relief, and Economic Security Act” (CARES Act) to fund necessary COVID-19 pandemic-related expenses; and,

WHEREAS, Am. Sub. H.B. 481 of the 133rd G.A. provides for the distribution of funds to eligible counties, municipal corporations, and townships; and,

WHEREAS, before receiving a payment a subdivision is required to adopt a resolution affirming that the subdivision will spend funding only on pandemic-related expenses as required under the CARES Act; and,

WHEREAS, any funds remaining unencumbered as of October 15, 2020 are required to be returned to the County Treasury; and,

WHEREAS, any unspent balance of the funds received are required to be returned to the State Treasury by December 28, 2020;

NOW THEREFORE, BE IT RESOLVED by the Council of the Municipality of Worthington, County of Franklin, State of Ohio:

SECTION 1. That the City of Worthington hereby requests CARES Act funding to be distributed by the County Auditor and by adopting this resolution affirms that the revenue will only be used for the purposes prescribed in the CARES Act, section 5001 of the ‘Coronavirus Aid, Relief, and Economic Security Act,’ as described in 42 USC 801(d) (formerly 42 U.S.C. 601(d)), and any applicable regulations, for necessary expenditures incurred due to the public health emergency connected with the COVID-19 pandemic, provided those expenses are incurred between March 1 and December 20, 2020, and are not accounted for in the current budget and certifies such to the State Director of Office of Budget and Management and the County Auditor.

SECTION 2. That the City of Worthington will comply with the procedure created by Am. Sub. H.B. 481 of the 133rd G.A. to receive funds under the Cares Act.

SECTION 3. That the City of Worthington will take all necessary action on or before October 15, 2020, to pay any unencumbered balance of money in the City of Worthington’s coronavirus relief fund to the County Treasurer; on or before December 28, 2020, to pay the balance of any money in the City of Worthington’s coronavirus relief fund to the state treasury in the manner prescribed by the Director of the Ohio Office of Budget and Management; and to provide any information related to any payments received under the process established by the General Assembly to the Director of the Ohio Office of Budget and Management as requested.

RESOLUTION NO. 31-2020

SECTION 4. That the City Manager and the Finance Director are each hereby authorized, acting singly or jointly, to take all actions, including without limitation submitting any applications, expense reports, or other documentation and creating any special funds or accounting procedures, necessary for the City to comply with the CARES Act and to receive the eligible funding.

SECTION 5. That the Clerk be and hereby is instructed to record this Resolution in the appropriate record book upon its adoption.

Adopted _____

President of Council

Attest

Clerk of Council



STAFF MEMORANDUM
City Council Meeting – July 6, 2020

Date: July 1, 2020

To: Matthew H. Greeson, City Manager

From: Robyn Stewart, Assistant City Manager

Subject: **Resolution No 32-2020 - Request to Proceed - Northeast Gateway Intersection Improvement Project**

EXECUTIVE SUMMARY

This Resolution authorizes the payment of the City's share for the project, requests ODOT proceed with the project, and authorizes the City Manager and other City staff to execute necessary documents related to the project.

RECOMMENDATION

Introduce and Approve as Presented

BACKGROUND/DESCRIPTION

City Council has authorized many previous steps related to this project in preparation for the start of construction in 2020. Most recently, City Council passed Resolution No. 24-2020 on May 4, 2020 agreeing to cooperate with the Ohio Department of Transportation on the project, to pay the City's share of the project, and to provide adequate maintenance once completed. City Council approved Ordinance No. 21-2020 on June 15, 2020 appropriating funds for the City's share of the construction. Staff believes this is the final piece of legislation required by ODOT for the project to proceed to construction.

ATTACHMENTS

Resolution No. 32-2020

RESOLUTION NO. 32-2020

A Resolution Requesting the Director of the Ohio Department of Transportation to Proceed with the Construction of the Northeast Gateway Intersection Improvement Project (FRA-CR84-1.36, PID 95516) and Agreeing to Pay the City's Share of the Cost of the Project. (Project No. 602-14).

WHEREAS, the Northeast Gateway Intersection Improvement Project, also known as FRA-CR84-1.36, PID 95516 or City Project No. 602-14, will resurface, widen, realign, and reconstruct Worthington Galena Road (CR 84) between 600 feet north of the CSX railroad track and Lakeview Plaza Boulevard, and Huntley Road between 1400 feet south of Wilson Bridge Road and Wilson Bridge Road, including sidewalk, shared-use paths, bike lanes, railroad crossings, storm sewer, street lighting, landscaping, traffic signals, and traffic control, lying within the City of Worthington (the "Project"); and,

WHEREAS, the City's estimated share of the cost of the Project is \$2,559,929.00 minus OPWC funds in the amount of \$2,346,287.00 leaving a balance of \$213,642.00 but said estimated amount will be adjusted in order that the City's final share of the cost shall correspond with said percentage of actual costs when the actual costs are determined upon completion of the Project; and,

WHEREAS, Council previously passed Ordinance No. 12-2014 determining to proceed with the Project, Ordinance No. 33-2018 appropriating the funds for the acquisition of the various real estate interests, Ordinance No. 61-2018 determining to proceed with the right of way acquisition; and Ordinance No. 21-2020 appropriating the estimated funds necessary for the construction of the Project; and,

WHEREAS, Council previously adopted Resolution No. 24-2020 agreeing to cooperate with the Director of the Ohio Department of Transportation (Director) and assuming 100% of the costs of the improvements not covered by Federal funding (Federal-Aid funds set aside by the Director for this Project from funds allocated by the Federal Highway Administration, U.S. Department of Transportation); and,

WHEREAS, the Director has approved the City's Resolution No. 24-2020 and has caused to be made plans and specifications and an estimate of cost and expense for the Project and has transmitted copies to the City; and,

WHEREAS, the City desires that the Director proceed with the Project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Municipality of Worthington, County of Franklin, State of Ohio:

RESOLUTION NO. 32-2020

SECTION 1. That the Finance Director is hereby authorized and directed to make payment of the estimated sum of \$213,642.00 upon the requisition of the Director to pay the cost and expense of the Project and the City agrees to assume in the first instance, the share of the cost and expense over and above the amount to be paid from Federal funds.

SECTION 2. That City Council hereby requests the Director of ODOT to proceed with the Project.

SECTION 3. Manager is hereby authorized on behalf of the City Worthington to enter into a contract with the Director to complete the Project and providing for the payment as set forth in Section 1.

SECTION 4. That the City Manager and the Finance Director are each hereby authorized, acting singly or jointly, to take all actions, including without limitation entering into agreements, submitting applications for reimbursements, and payment of appropriated funds, necessary for the completion of the Project in accordance with state and federal law.

SECTION 5. That the City Clerk is directed to transmit a fully executed copy of this Resolution to the Director.

SECTION 6. This Resolution shall take effect and be in force from and after the earliest period allowed by law and by the Charter of the City of Worthington, Ohio.

SECTION 7. That the Clerk be and hereby is instructed to record this Resolution in the appropriate record book.

Adopted _____

President of Council

Attest

Clerk of Council



STAFF MEMORANDUM
City Council Meeting – July 6, 2020

Date: June 30, 2020

To: Matthew H. Greeson, City Manager

From: Daniel Whited, P.E.

Subject: **Resolution No. 33-2020 - Police Building Vestibule Improvements Contract**

EXECUTIVE SUMMARY

This Resolution authorizes the City Manager to enter into contract with R.W. Setterlin Building Company for construction of the Police Building Vestibule Improvements.

RECOMMENDATION

Introduce and Approve as Presented

BACKGROUND/DESCRIPTION

On June 24th, 2020 bids were opened for the Police Building Vestibule Improvements Project No. 695-19. Three qualifying bids were received with R.W. Setterlin Building Company being the lowest and best at \$117,500. With contingency of 10%, the contract will be for an amount not exceed \$129,250.00. Staff is seeking permission for the City Manager to enter into contract with R.W. Setterlin Building Company to complete the improvements. Funds have already been appropriated with the passage of Ordinance No. 28-2019 on September 3, 2019.

FINANCIAL IMPLICATIONS/FUNDING SOURCES (if applicable)

\$129,250.00

ATTACHMENTS

Resolution No. 33-2020

Ordinance No. 28-2019

RESOLUTION NO. 33-2020

To Authorize the City Manager to Execute a Contract
with R.W. Setterlin Building Company for the
Construction of a Public Improvement at the Police
Building.

WHEREAS, on September 3, 2019, the Council approved Ordinance No. 28-2019 appropriating funds for the purpose of police building modifications, which was to include the construction of a new vestibule and determining to proceed with the public improvement; and,

WHEREAS, following the passage of Ordinance No. 28-2019 the City issued a request for bids for the construction of the vestibule; and,

WHEREAS, the bid of \$117,530 submitted by R.W. Setterlin Building Company was the lowest and best bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Municipality of Worthington, County of Franklin, State of Ohio:

SECTION 1. That the City Manager be and hereby is authorized and directed to enter into an agreement with the firm of R.W. Setterlin Building Company for the provision of services for the Police Building Modification (Project No. 695-19).

SECTION 2. That the Clerk be and hereby is instructed to record this Resolution in full in the appropriate resolution book.

Adopted _____

President of Council

Attest:

Clerk of Council

ORDINANCE NO. 28-2019

Amending Ordinance No. 52-2018 (As Amended) to Adjust the Annual Budget by Providing for an Appropriation from the Capital Improvements Fund Unappropriated Balance to Pay the Costs of the Police Building Modification Project and all Related Expenses and Determining to Proceed with said Project. (Project No. 695-19)

WHEREAS, the Charter of the City of Worthington, Ohio, provides that City Council may at any time amend or revise the Budget by Ordinance, providing that such amendment does not authorize the expenditure of more revenue than will be available;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Municipality of Worthington, County of Franklin, State of Ohio:

SECTION 1. That there be and hereby is appropriated from the Capital Improvements Fund Unappropriated Balance to Account No. 308.8130.533424 an amount not to exceed two-hundred thousand dollars (\$200,000) to pay the cost of the Police Building Modification Project and all related expenses (Project No. 695-19).

SECTION 2. For the purposes of Section 2.21 of the Charter of the City, this ordinance shall be considered an "Ordinance Determining to Proceed" with the Project, notwithstanding future actions of this Council, which may be necessary or appropriate in order to comply with other requirements of law.

SECTION 3. That notice of passage of this Ordinance shall be posted in the Municipal Administration Building, the Worthington Library, the Griswold Center and the Worthington Community Center and shall set forth the title and effective date of the Ordinance and a statement that the Ordinance is on file in the office of the Clerk of Council. This Ordinance shall take effect and be in force from and after the earliest period allowed by law and by the Charter of the City of Worthington, Ohio.

Passed September 3, 2019

President of Council

Attest:

Clerk of Council

Introduced July 15, 2019
P.H. September 3, 2019
Effective September 25, 2019



STAFF MEMORANDUM
City Council Meeting – July 6, 2020

Date: 07/01/2020

To: Matthew H. Greeson, City Manager

From: Scott F. Bartter, Finance Director

Subject: **Ordinance No. 26-2020 – Appropriation – Law Enforcement Trust Fund – Police Body Cameras**

EXECUTIVE SUMMARY

This Ordinance appropriates \$55,000 for capital purchases from the Law Enforcement Trust Fund for the purchase of police body cameras.

RECOMMENDATION

Introduce for Public Hearing on July 20, 2020

BACKGROUND/DESCRIPTION

The Worthington Division of Police is seeking an appropriation to fund the purchase of 25 body cameras and related software. This purchase is being made from the Law Enforcement Trust Fund, a Fund created with Ordinance 23-87 to receive proceeds from the public sale of contraband. Expenditure of these funds are restricted in their use to the expansion and furtherance of investigation and prosecution of criminal cases in the City of Worthington.

This appropriation will be used to purchase the equipment and includes coverage for five years for all services and replacements of any items that fail.

FINANCIAL IMPLICATIONS/FUNDING SOURCES (if applicable)

An additional \$55,000 appropriated for capital purchases from the Law Enforcement Trust Fund (214).

ATTACHMENTS

Ordinance No. 26-2020

ORDINANCE NO. 26-2020

Amending Ordinance No. 45-2019 (As Amended) to
Adjust the Annual Budget by Providing for
Appropriations from the Law Enforcement Trust
Fund.

WHEREAS, the Charter of the City of Worthington, Ohio, provides that City Council may at any time amend or revise the Budget by Ordinance, providing that such amendment does not authorize the expenditure of more revenue than will be available; and

NOW, THEREFORE, BE IT ORDAINED by the Council of the Municipality of Worthington, County of Franklin, State of Ohio:

SECTION 1. That there be and hereby is appropriated from the Law Enforcement Trust Fund unappropriated balances to:

<u>Account No.</u>	<u>Description</u>	<u>Amount</u>
214.1414.533002	Capital Equipment	\$ 55,000.00
Law Enforcement Trust Fund Totals		\$ 55,000.00

SECTION 2. That notice of passage of this Ordinance shall be posted in the Municipal Administration Building, the Worthington Library, the Griswold Center and the Worthington Community Center and shall set forth the title and effective date of the Ordinance and a statement that the Ordinance is on file in the office of the Clerk of Council. This Ordinance shall take effect and be in force from and after the earliest period allowed by law and by the Charter of the City of Worthington, Ohio.

Passed _____

President of Council

Attest:

Clerk of Council

Introduced
P.H



STAFF MEMORANDUM
City Council Meeting – July 6, 2020

Date: 06/26/2020

To: Matthew H. Greeson, City Manager

From: Scott F. Bartter, Finance Director

Subject: **Ordinance No. 27-2020 - Coronavirus Relief Fund Appropriation**

EXECUTIVE SUMMARY

This Ordinance appropriates CARES Act funding for expenditures incurred as a result of expenses incurred related to the COVID-19 pandemic.

RECOMMENDATION

Introduce for Public Hearing on July 20, 2020

BACKGROUND/DESCRIPTION

With the passage of Resolution No. 31-2020, the Worthington City Council requested CARES Act funding for expenditures incurred as a result of the Covid-19 pandemic. This legislation would appropriate those funds for use.

The City is still awaiting further guidance on the use of these funds to cover payroll costs incurred by the Worthington Division of Fire in responding to the COVID-19 pandemic. However, with the short window to utilize these funds and the upcoming Council recess it is important to get this legislation introduced. We hope to be able to amend this legislation to insert numbers at the public hearing scheduled for July 20th.

FINANCIAL IMPLICATIONS/FUNDING SOURCES (if applicable)

Appropriation of \$548,556 in CARES Act funding

ATTACHMENTS

Ordinance No. 27-2020

ORDINANCE NO. 27-2020

Amending Ordinance No. 45-2019 (As Amended) to Adjust the Annual Budget by Providing for Appropriations from the Coronavirus Relief Fund Unappropriated Balance.

WHEREAS, the Charter of the City of Worthington, Ohio, provides that City Council may at any time amend or revise the Budget by Ordinance, providing that such amendment does not authorize the expenditure of more revenue than will be available; and,

WHEREAS, the City of Worthington passed Resolution No. 31-2020 requesting Coronavirus Aid, Relief, and Economic Security Act (CARES Act) Funding; and,

WHEREAS, with the passage of Resolution No. 31-2020, the Worthington City Council affirmed that the City will spend funding only on qualified expenses; and,

WHEREAS, any unspent balance of the funds received are required to be returned to the State Treasury by December 28, 2020.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Municipality of Worthington, County of Franklin, State of Ohio:

SECTION 1. That there be and hereby is appropriated from the Coronavirus Relief Fund unappropriated balances to:

<u>Account No.</u>	<u>Description</u>	<u>Amount</u>
222.6070.511052	Fire – Personal Services	\$
222.6070.512203	Fire – Additional Personal Services	\$
222.2222.521004	Operating Supplies	\$
Coronavirus Relief Fund Total		\$

SECTION 2. That notice of passage of this Ordinance shall be posted in the Municipal Administration Building, the Worthington Library, the Griswold Center and the Worthington Community Center and shall set forth the title and effective date of the Ordinance and a statement that the Ordinance is on file in the office of the Clerk of Council. This Ordinance shall take effect and be in force from and after the earliest period allowed by law and by the Charter of the City of Worthington, Ohio.

Passed _____

President of Council

Attest:

Introduced
P.H

Clerk of Council



STAFF MEMORANDUM
City Council Meeting – July 6, 2020

Date: 06/29/2020

To: Matthew H. Greeson, City Manager

From: Scott F. Bartter, Finance Director

Subject: **Ordinance No. 28-2020 - Bond Anticipation Notes Renewal**

EXECUTIVE SUMMARY

This Resolution authorizes the renewal of bond anticipation notes that mature this year.

RECOMMENDATION

Introduce for Public Hearing on July 20, 2020

BACKGROUND/DESCRIPTION

In September 2018, the City issued \$4,460,000 of bond anticipation notes to finance multiple capital improvement projects, as outlined in the 2018-2022 Capital Improvement Program. In lieu of issuing bonds in 2020, the City is issuing new notes in the anticipation of a full bond issuance in a future year.

In 2018, the Council passed legislation authorizing the issuance of bond anticipation notes (BANs) in the amount of \$4,460,000. These BANs have been used to finance:

- Project 650-17 – Community Center South End Roof Replacement (\$734,600)
- Project 656-17 – Northbrook Relief Sewer Phase II (\$485,000)
- Project 675-18 – Kenyonbrook Trunk Sewer Improvement (Design) (\$175,000)
- Project 677-18 – Energy Efficiency Measures – Phase I (\$1,735,000)
- Project 648-17 – Fire Station Roof Replacement (\$330,400)
- Project 678-18 – East Wilson Bridge Road Waterline (\$1,000,000)

The 2020-2024 Capital Improvement Program estimates utilizing \$10,000,000 in additional debt financing to fund multiple projects, including the Kenyonbrook Trunk Sewer Improvements (construction), McCord Park Renovations and waterline improvements. The use of bond anticipation notes provides the City the flexibility to roll these notes into a larger bond issuance in 2021, therefore saving the City from full bond issuance costs in multiple years.

Based upon a twenty (20) year pay down schedule for sewer, waterline and roofing projects and a fifteen (15) year pay down for the energy efficiency project – the CIP is budgeted to pay \$175,000 in principal on the 2019 notes in 2020.

FINANCIAL IMPLICATIONS/FUNDING SOURCES

Repayment of this debt will occur from the General Bond Retirement Fund. Revenue from the General Bond Retirement Fund is received primarily from a transfer from the Capital Improvement Fund, but additionally receives .17 mills of property tax (from the 5 mills assessed by the City) that amounts to approximately \$110,000 annually.

ATTACHMENTS

Ordinance No. 28-2020

Certificate of Estimated Life

ORDINANCE NO. 28-2020

Authorizing the Issuance of Notes in the Amount of Not to Exceed \$4,115,000 in Anticipation of the Issuance of Bonds for the Purpose of (I) Designing, Engineering, Constructing and Reconstructing Various Sewer Improvements, with Related Site Improvements and all Necessary Appurtenances Thereto, (II) Purchasing and Installing Energy Conservation Measures for the Community Center, (III) Designing, Replacing, Constructing and Installing a Waterline on East Wilson Bridge Road, with Related Site Improvements and All Necessary Appurtenances Thereto, and (IV) Replacing or Improving the Roofs of the Fire Station and the Community Center, and all Necessary Appurtenances Thereto, and Retiring Notes Previously Issued for Such Purposes, and Approving Related Matters in Connection with the Issuance of the Notes.

WHEREAS, the City Council (the "Council") of the City of Worthington (the "City") has issued notes in the aggregate principal amount of \$4,115,000 (the "Outstanding Notes"), dated September 25, 2019, were issued in anticipation of the issuance of bonds for the purpose hereinafter stated, to mature September 25, 2020; and,

WHEREAS, it appears advisable in lieu of issuing bonds at this time to issue new notes in anticipation of the issuance of bonds, and to retire all, or a portion of, the Outstanding Notes; and,

WHEREAS, the Finance Director (the "Finance Director") of the City has certified to this Council that the estimated life of the improvements stated in the title of this ordinance (the "Project") which are to be financed with the proceeds of bonds and notes hereinafter referred to exceeds five years, the maximum maturity of bonds being 25 years and notes being 18 years;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Municipality of Worthington, County of Franklin, State of Ohio:

Section 1. Issuance of Bonds. It is hereby declared necessary to issue bonds (the "Bonds") of the City in the principal sum of not to exceed \$4,115,000, for the purpose of paying the cost of the Project.

Section 2. Term of the Bonds. The Bonds shall be dated prior to the maturity date of the Notes (as defined herein below), shall bear interest at the maximum average annual interest rate presently estimated to be 4.50% per annum, payable semiannually until the principal sum is paid, and shall mature in 25 annual installments.

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Section 3. Issuance of Bond Anticipation Notes. It is necessary to issue, and this Council hereby determines that there shall be issued, notes (the "Notes") in anticipation of the issuance of the Bonds.

Section 4. Combining Notes for Purposes of Issuance and Sale. It is hereby determined, that for the purposes of issuance and sale, it is in the best interest of the City to combine the Notes with other limited tax general obligations notes of the City authorized by separate ordinance of this Council. The Notes and such other notes shall be jointly referred to herein as the "Combined Notes." As used in this Ordinance, the term "Notes" shall also mean the Combined Notes, where appropriate. The Combined Notes shall be designated "City of Worthington, Ohio Various Purpose Notes, Series 2020," or as otherwise determined by the Finance Director.

Section 5. Terms of the Notes; Certificate of Fiscal Officer Relating to Terms of Notes. The Notes shall be in the amount of not to exceed \$4,115,000, which sum does not exceed the amount of the Bonds. The Notes shall be dated the date established by the Finance Director and certified to this Council and shall mature on such date as shall be determined by the Finance Director and certified to this Council, provided that such date shall not be later than one year after the date of issuance of the Notes. The Notes shall be issued as fully registered notes in such denominations as shall be determined by the Finance Director. Coupons shall not be attached to the Notes. The Notes shall be sold in a transaction exempt from the requirements of Rule 15c2-12 of the United States Securities and Exchange Commission.

The Finance Director is hereby authorized and directed to execute a Certificate of Fiscal Officer Relating to Terms of Notes (the "Certificate of Fiscal Officer") setting forth and determining such terms and other matters pertaining to the Notes, their issuance, sale or delivery, including without limitation the aggregate principal amount of the Notes to be issued, the dated date of the Notes, the maturity date of the Notes, the purchase price of the Notes, the specified interest rate of the Notes, authorized denominations of the Notes, the Original Purchaser of the Notes (as defined herein), and shall include such additional information as is required by and consistent with the terms of this ordinance.

Section 6. General Obligation Pledge. The Notes shall be the full general obligation of the City, and the full faith, credit and revenue of the City are hereby pledged for the prompt payment of the same. The par value to be received from the sale of the Bonds and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used only for the retirement of the Notes at maturity and are hereby pledged for such purpose.

Section 7. Debt Service Levy. There shall be and is hereby levied annually on all the taxable property in the City, in addition to all other taxes and inside the City's charter millage limitation, a direct tax (the "Debt Service Levy") for each year during which any of the Notes are outstanding, in an amount not less than that which would have been levied if the Bonds had been issued without the prior issuance of the Notes, for the purpose of

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providing, and in an amount which is sufficient to provide, funds to pay interest upon the Notes as and when the same falls due and to provide a fund for the repayment of the principal of the Notes at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payments of the premium, if any, and interest on and principal of the Notes and Bonds when and as the same falls due. Notwithstanding the foregoing, if the City determines that funds will be available from other sources for the payment of the Notes and Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the City shall appropriate such funds to the payment of the Notes and Bonds in accordance with law.

Section 8. Sale of Notes. The Notes shall bear interest, based on a 360-day year of twelve 30-day months, payable at maturity, at such rate per annum as shall be determined by the Finance Director and certified to this Council, provided that such rate shall not exceed 4.50% per annum. The Notes shall be, and hereby are, awarded and sold at private sale to KeyBanc Capital Markets, Inc. (the "Original Purchaser"), at the purchase price set forth in the Certificate of Fiscal Officer.

The Finance Director is authorized and directed to execute on behalf of the City a note purchase agreement with the Original Purchaser setting forth the conditions under which the Notes are to be sold and delivered, which documents shall be in such form and shall contain such terms, covenants and conditions not inconsistent with the terms of this Ordinance and permitted by applicable law as shall be approved by the Finance Director.

The Finance Director is hereby authorized and directed to deliver the Notes, when executed, to the Original Purchaser upon payment of the purchase price and accrued interest, if any, to the date of delivery. The proceeds of such sale, except any accrued interest or premium thereon, shall be deposited in the Treasury of the City and used for the purpose aforesaid and for no other purpose. The accrued interest received from such sale shall be transferred to the City's Bond Retirement Fund to be applied to the payment of the principal of and interest on the Notes, or other obligations of the City, as permitted by law. Any premium received from the sale of the Notes may be used to pay the financing costs of the Notes within the meaning of Ohio Revised Code Section 133.01(K) or be deposited into the City's Bond Retirement Fund, in the manner provided by law.

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Section 9. Form and Execution of Notes; Payment of Notes. The Notes shall be executed by the Finance Director and the City Manager, provided that either or both of such signatures may be a facsimile and shall be payable as to both principal and interest at the office of Note Registrar (as defined hereinbelow). The Notes shall express upon their faces the purpose for which they are issued and that they are issued pursuant to this ordinance.

The principal of and interest on the Notes shall be payable in lawful money of the United States of America without deduction for the services of the Note Registrar. The principal of and interest on the Notes shall be payable upon presentation and surrender of the Notes at their maturity at the office of the Note Registrar. No Note shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this ordinance unless and until a certificate of authentication, as printed on the Note, is signed by the Note Registrar as authenticating agent. Authentication by the Note Registrar shall be conclusive evidence that the Note so authenticated has been duly issued and delivered under this ordinance and is entitled to the security and benefit of this ordinance. The certificate of authentication may be signed by any officer or officers of the Note Registrar or by such other person acting as an agent of the Note Registrar as shall be approved by the Finance Director on behalf of the City. It shall not be necessary that the same authorized person sign the certificate of authentication on all of the Notes.

Section 10. Appointment of Note Registrar. The Finance Director is hereby authorized and directed to serve as authenticating agent, note registrar, transfer agent, and paying agent for the Notes (the "Note Registrar"), or to execute on behalf of the City a Note Registrar Agreement with such bank or other appropriate financial institution as shall be acceptable to the Finance Director and the Original Purchaser, pursuant to which such bank or financial institution shall agree to serve as the Note Registrar for the Notes. If at any time the Note Registrar shall be unable or unwilling to serve as such, or the Finance Director in such officer's discretion shall determine that it would be in the best interest of the City for such functions to be performed by another party, the Finance Director may, and is hereby authorized and directed to, enter into an agreement with a national banking association or other appropriate institution experienced in providing such services, to perform the services required of the Note Registrar hereunder. Each such successor Note Registrar shall promptly advise all noteholders of the change in identity and new address of the Note Registrar. So long as any of the Notes remain outstanding, the City shall cause to be maintained and kept by the Note Registrar, at the office of the Note Registrar, all books and records necessary for the registration, exchange and transfer of Notes as provided in this section (the "Note Register"). Subject to the provisions of this ordinance, the person in whose name any Note shall be registered on the Note Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and interest on any Note shall be made only to or upon the order of that person. Neither the City nor the Note Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Notes, including the interest thereon, to the extent of the amount or amounts so paid.

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Any Notes, upon presentation and surrender at the office of the Note Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Note Registrar, may be exchanged for Notes of the same form and of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Notes surrendered, and bearing interest at the same rate and maturing on the same date.

A Note may be transferred only on the Note Register upon presentation and surrender thereof at the office of the Note Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Note Registrar. Upon that transfer, the Note Registrar shall complete, authenticate and deliver a new Note or Notes of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Notes surrendered, and bearing interest at the same rate and maturing on the same date.

The City and the Note Registrar shall not be required to transfer or exchange (i) any Note during a period beginning at the opening of business 15 days before the day of mailing of a notice of redemption of Notes, and ending at the close of business on the day of such mailing, or (ii) any Notes selected for redemption, in whole or in part, following the date of such mailing.

In all cases in which Notes are exchanged or transferred hereunder, the City shall cause to be executed, and the Note Registrar shall authenticate and deliver, the Notes in accordance with the provisions of this ordinance. The exchange or transfer shall be without charge to the owner; except that the Council and Note Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Council or the Note Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Notes. All Notes issued upon any transfer or exchange shall be the valid obligations of the City, evidencing the same debt, and entitled to the same benefits under this ordinance, as the Notes surrendered upon that transfer or exchange.

Section 11. Book-Entry System. In the event that the Notes are issued to a Depository (as defined below) for use in a book-entry system, the following terms shall have the following meanings for purposes of this Ordinance:

"Book-entry form" or "book-entry system" means a form or system under which (i) the beneficial right to payment of principal of and interest on the Notes may be transferred only through a book-entry and (ii) physical Notes in fully registered form are issued only to a Depository or its nominee as registered owner, with the Notes "immobilized" to the custody of the Depository, and the book-entry is the record that identifies the owners of beneficial interests in those Notes.

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"Depository" means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book-entry system to record beneficial ownership of Notes, and to effect transfers of securities, in book-entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York.

The Notes may be initially issued to a Depository for use in a book-entry system, and the provisions of this Section shall apply, notwithstanding any other provision of this Ordinance: (i) there shall be a single Note of each maturity; (ii) those Notes shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (iii) the beneficial owners in book-entry form shall have no right to receive Notes in the form of physical securities or certificates; (iv) ownership of beneficial interests in any Notes in book-entry form shall be shown by book-entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book-entry; and (v) the Notes as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the Council. Debt service charges on Notes in book-entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative (i) in the case of interest, on each Interest Payment Date, and (ii) in all other cases, upon presentation and surrender of Notes as provided in this Ordinance.

The Note Registrar may, with the approval of this Council, enter into an agreement with the beneficial owner or registered owner of any Note in the custody of a Depository providing for making all payments to that owner of principal and interest on that Note or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided above in this Ordinance, without prior presentation or surrender of the Note, upon any conditions which shall be satisfactory to the Note Registrar and this Council. That payment in any event shall be made to the person who is the registered owner of that Note on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Note Registrar shall furnish a copy of each of those agreements, certified to be correct by the Note Registrar, to other paying agents for Notes and to the City. Any payment of principal or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

If requested, the Finance Director and City Manager, City Clerk or any other officer of this Council, is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the City, an agreement among the City, the Note Registrar and a Depository to be delivered in connection with the issuance of the Notes to such Depository for use in a book-entry system.

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The City may decide to discontinue use of the book-entry system through the Depository. In that event, Note certificates will be printed and delivered to the Depository.

If any Depository determines not to continue to act as the Depository for the Notes for use in a book-entry system, the City and the Note Registrar may attempt to establish a securities depository/book-entry relationship with another qualified Depository under this Ordinance. If the City and the Note Registrar do not or are unable to do so, the City and the Note Registrar, after the Note Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Notes from the Depository and authenticate and deliver note certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing and delivering definitive Notes), if the event is not the result of action or inaction by the City or the Note Registrar, of those persons requesting such issuance.

Section 12. Income Tax Pledge. The City hereby covenants, pursuant to Section 133.05(B)(7), Ohio Revised Code, to appropriate annually from lawfully available municipal income taxes, and to continue to levy and collect municipal income taxes adequate to produce, amounts necessary to meet the debt charges on the Notes and the Bonds in each year until full payment is made.

Section 13. Federal Tax Law Compliance. The City hereby covenants that it will comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Notes is and will continue to be excluded from gross income for federal income tax purposes, including without limitation restrictions on the use of the property financed with the proceeds of the Notes so that the Notes will not constitute "private activity bonds" within the meaning of Section 141 of the Internal Revenue Code of 1986, as amended (the "Code"). The City further covenants that it will restrict the use of the proceeds of the Notes in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the "Regulations").

The Finance Director, or any other officer of the City, including the City Manager, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the City with respect to the Notes as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the Finance Director, which action shall be in writing and signed by the Finance Director, or any other officer of the City, including the City Manager, on behalf of the City; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the

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exclusion of interest from gross income and the intended tax status of the Notes; and (c) to give an appropriate certificate on behalf of the City, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the City pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the City regarding compliance by the City with Sections 141 through 150 of the Code and the Regulations.

The Finance Director shall keep and maintain adequate records pertaining to investment of all proceeds of the Notes sufficient to permit, to the maximum extent possible and presently foreseeable, the City to comply with any federal law or regulation now or hereafter having applicability to the Notes which limits the amount of Note proceeds which may be invested on an unrestricted yield or requires the City to rebate arbitrage profits to the United States Department of the Treasury. The Finance Director of the City is hereby authorized and directed to file such reports with, and rebate arbitrage profits to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Notes requires any such reports or rebates.

Section 14. Transcript of Proceedings; Execution of Additional Documents. The officer having charge of the minutes of the Council and any other officers of the Council, or any of them individually, are hereby authorized and directed to prepare and certify a true transcript of proceedings pertaining to the Notes and to furnish a copy of such transcript to the Original Purchaser. Such transcript shall include certified copies of all proceedings and records of the Council relating to the power and authority of the City to issue the Notes and certificates as to matters within their knowledge or as shown by the books and records under their custody and control, including but not limited to a general certificate of the Clerk of Council and a no-litigation certificate of the City Manager and the Finance Director, and such certified copies and certificates shall be deemed representations of the City as to the facts stated therein.

The City Manager and Finance Director are hereby authorized and directed to take such action and to execute and deliver, on behalf of this Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

Section 15. Ohio Market Access Program. If determined necessary by the Finance Director, the City is hereby authorized to participate in the Ohio Market Access Program ("OMAP") with the respect to the Notes. The Standby Note Purchase Agreement for OMAP is hereby authorized in the form presented to this Council with such changes not materially adverse to the City as may be approved by the officers of the City executing that Standby Note Purchase Agreement. The City acknowledges the agreement of the Treasurer of State in the Standby Note Purchase Agreement that, in the event the City is unable to repay the principal amount and accrued and unpaid interest of the Notes at their maturity, whether through its own funds or through the issuance of other obligations of the

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City, the Treasurer of State agrees (a) to purchase the Notes from the holders or beneficial owners thereof upon their presentation to the Treasurer of State for such purchase at a price of par plus accrued interest to maturity or (b) to purchase renewal notes of the City in a principal amount not greater than the principal amount of the Notes plus interest due at maturity, with such renewal notes bearing interest at a rate equal to the AAA Municipal Market Data rate plus 400 basis points, maturing not more than one year after the date of their issuance, and being prepayable at any time with 30 days' notice, provided that in connection with the Treasurer of State's purchase of such renewal notes the City shall deliver to the Treasurer of State an unqualified opinion of nationally recognized bond counsel that (i) such renewal notes are the legal, valid and binding general obligations of the City, and the principal of and interest on such renewal notes, unless paid from other sources, are to be paid from the proceeds of the levy of ad valorem taxes within the ten-mill limitation imposed by law on all property subject to ad valorem taxes levied by the City, and (ii) interest on the renewal notes is excluded from gross income for federal income tax purposes under Section 103 of the Code to the same extent that interest on the Notes is so excluded

Section 16. Appointment of Bond Counsel. The appointment of the law firm of Bricker & Eckler LLP to serve as Bond Counsel with respect to the issuance of the Notes is hereby approved. The fees to be paid to such firm shall be subject to review and approval by the Finance Director, shall not exceed the fees customarily charged for such services, and shall be paid upon closing of the financing from proceeds of the Notes.

Section 17. Appointment of Municipal Advisor. The appointment of Baker Tilly Municipal Advisors, LLC to serve as a municipal advisor to the City in connection with the issuance of the Notes is hereby approved. The fees to be paid to such firm shall be subject to review and approval of the Finance Director, shall not exceed the fees customarily charged for such services, and shall be paid upon closing of the financing from proceeds of the Notes.

Section 18. Compliance with Open Meeting Requirements. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 19. Satisfaction of Conditions for Issuance. It is hereby determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Notes in order to make them legal, valid and binding obligations of the City have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the City are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Notes.

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Section 20. Filing of Note Ordinance. The Clerk of Council is hereby directed to forward a certified copy of this ordinance to the Auditor of Franklin County, Ohio.

Section 21. Publication and Effective Date. That notice of passage of this ordinance shall be posted in the Municipal Administration Building, the Worthington Library, the Griswold Center and the Worthington Community Center and shall set forth the title and effective date of the ordinance and a statement that the Ordinance is on file in the office of the Clerk of Council. This ordinance shall take effect and be in force from and after the earliest period allowed by law and by the Charter of the City of Worthington, Ohio.

Passed _____

President of Council

Attest:

Clerk of Council

Introduced _____
P.H. _____
Effective _____

CERTIFICATE OF ESTIMATED LIFE AND MAXIMUM MATURITY

To: The City Council of the
City of Worthington, Ohio

The undersigned Finance Director of the City of Worthington, Ohio, as the fiscal officer of said City, hereby certifies as follows:

1. The estimated life of the improvements described as follows (the "Improvements") exceeds five years:
 - (i) designing, engineering, constructing and reconstructing various sewer improvements, with related site improvements and all necessary appurtenances thereto, (ii) purchasing and installing energy conservation measures for the Community Center, (iii) designing, replacing, constructing and installing a waterline on East Wilson Bridge Road, with related site improvements and all necessary appurtenances thereto, and (iv) replacing or improving the roofs of the Fire Station and the Community Center, and all necessary appurtenances thereto,
2. The amounts proposed to be expended for various classes of improvements, and the maximum maturity of notes issued for such purposes, calculated in accordance with Section 133.20, Ohio Revised Code, are as follows:
 - A. designing, engineering, constructing, and reconstructing various sewer improvements, with related site improvements and all necessary appurtenances thereto; 40 years
 - B. purchasing and installing energy conservation measures for the Community Center; 15 years
 - C. designing, replacing, constructing, and installing a waterline on East Wilson Bridge Road, with related site improvements and all necessary appurtenances thereto; 40 years
 - D. replacing or improving the roofs of the Fire Station and the Community Center, and all necessary appurtenances thereto; 20 years
3. The weighted average of said maturities is 25 years, therefore the maximum maturity of a single issue of bonds proposed to be issued to pay the cost of such permanent improvements, calculated in accordance with Section 133.20, Ohio Revised Code, is 25 years, provided that if notes are issued in anticipation of the issuance of such bonds, the maximum maturity of such notes is 18 years.

Dated: July 6, 2020

Finance Director
City of Worthington, Ohio



STAFF MEMORANDUM
City Council Meeting – July 6, 2020

Date: 06/30/2020

To: Matthew H. Greeson, City Manager

From: Scott F. Bartter, Finance Director

Subject: **Ordinance No. 29-2020 - Bond Anticipation Notes - New Issue**

EXECUTIVE SUMMARY

This Ordinance authorizes the issuance of bond anticipation notes for projects scheduled to be bonded in the Capital Improvements Program.

RECOMMENDATION

Introduce for Public Hearing on July 20, 2020

BACKGROUND/DESCRIPTION

In addition to the legislation authorizing the reissuance of notes related to the 2018 note issuance, the City is issuing new debt to fund improvements at the Police Station. The additional amount of debt is \$1,700,000, which will be used to fund the Police Building roof, HVAC, and other Police building improvements.

The adopted 2020-2024 Capital Improvement Program includes issuing debt for a number of projects, including the Police Building HVAC and Police Building Roof. With the adoption of Ordinance 20-2020, the Council approved moving forward with \$930,000 (including contingency) of HVAC improvements at the Police Building. Ordinance 25-2020, introduced on June 15th, will provide funding for improvements to the roof at the Police Building. Additional modifications, including mold remediation, will be funded in the future. These improvements are captured in the following two projects:

- Project 695-19 Police Building Modifications (including HVAC & Design)
- Project 697-19 Police Building Roof and Design

Staff anticipates closing on these notes in September of 2020.

FINANCIAL IMPLICATIONS/FUNDING SOURCES

Repayment of this debt will occur from the General Bond Retirement Fund. Revenue from the General Bond Retirement Fund is received primarily from a transfer from the Capital Improvement Fund, but additionally receives .17 mills of property tax (from the 5 mills assessed by the City) that amounts to approximately \$110,000 annually.

ATTACHMENTS

Ordinance No. 29-2020

Certificate of Estimated Life

ORDINANCE NO. 29-2020

Authorizing the Issuance of Notes in the Amount of Not to Exceed \$1,700,000 in Anticipation of the Issuance of Bonds for the Purpose of Designing, Constructing, Furnishing, and Equipping a Police Building with Related Site Improvements and Appurtenances Thereto; and Approving Related Matters in Connection with the Issuance of the Notes.

WHEREAS, the Finance Director (the "Finance Director") of the City of Worthington (the "City") has certified to this Council that the estimated life of the improvement stated in the title of this ordinance (the "Project") which is to be constructed from the proceeds of the bonds herein described exceeds five years, the maximum maturity of said bonds is 20 years and notes being 20 years; and,

WHEREAS, it is now deemed necessary to issue and sell not to exceed \$1,700,000 of such notes under authority of the general laws of the State of Ohio, including Chapter 133, Ohio Revised Code, and in particular Section 133.23 thereof, and the Charter of the City, for the purpose stated in the title of this ordinance;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Municipality of Worthington, County of Franklin, State of Ohio:

Section 1. Issuance of Bonds. It is hereby declared necessary to issue bonds (the "Bonds") of the City in the principal sum of not to exceed \$1,700,000, for the purpose of paying the cost of the Project.

Section 2. Term of the Bonds. The Bonds shall be dated prior to the maturity date of the Notes (as defined herein below), shall bear interest at the maximum average annual interest rate presently estimated to be 4.50% per annum, payable semiannually until the principal sum is paid, and shall mature in 20 annual installments.

Section 3. Issuance of Bond Anticipation Notes. It is necessary to issue, and this Council hereby determines that there shall be issued, notes (the "Notes") in anticipation of the issuance of the Bonds.

Section 4. Combining Notes for Purposes of Issuance and Sale. It is hereby determined, that for the purposes of issuance and sale, it is in the best interest of the City to combine the Notes with other limited tax general obligations notes of the City authorized by separate ordinance of this Council. The Notes and such other notes shall be jointly referred to herein as the "Combined Notes." As used in this Ordinance, the term "Notes" shall also mean the Combined Notes, where appropriate. The Combined Notes shall be designated "City of Worthington, Ohio Various Purpose Notes, Series 2020," or as otherwise determined by the Finance Director.

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Section 5. Terms of the Notes; Certificate of Fiscal Officer Relating to Terms of Notes. The Notes shall be in the amount of not to exceed \$1,700,000, which sum does not exceed the amount of the Bonds. The Notes shall be dated the date established by the Finance Director and certified to this Council and shall mature on such date as shall be determined by the Finance Director and certified to this Council, provided that such date shall not be later than one year after the date of issuance of the Notes. The Notes shall be issued as fully registered notes in such denominations as shall be determined by the Finance Director. Coupons shall not be attached to the Notes. The Notes shall be sold in a transaction exempt from the requirements of Rule 15c2-12 of the United States Securities and Exchange Commission.

The Finance Director is hereby authorized and directed to execute a Certificate of Fiscal Officer Relating to Terms of Notes (the "Certificate of Fiscal Officer") setting forth and determining such terms and other matters pertaining to the Notes, their issuance, sale or delivery, including without limitation the aggregate principal amount of the Notes to be issued, the dated date of the Notes, the maturity date of the Notes, the purchase price of the Notes, the specified interest rate of the Notes, authorized denominations of the Notes, the Original Purchaser of the Notes (as defined herein), and shall include such additional information as is required by and consistent with the terms of this ordinance.

Section 6. General Obligation Pledge. The Notes shall be the full general obligation of the City, and the full faith, credit and revenue of the City are hereby pledged for the prompt payment of the same. The par value to be received from the sale of the Bonds and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used only for the retirement of the Notes at maturity and are hereby pledged for such purpose.

Section 7. Debt Service Levy. There shall be and is hereby levied annually on all the taxable property in the City, in addition to all other taxes and inside the City's charter millage limitation, a direct tax (the "Debt Service Levy") for each year during which any of the Notes are outstanding, in an amount not less than that which would have been levied if the Bonds had been issued without the prior issuance of the Notes, for the purpose of providing, and in an amount which is sufficient to provide, funds to pay interest upon the Notes as and when the same falls due and to provide a fund for the repayment of the principal of the Notes at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payments of the premium, if any, and interest on and principal of the Notes and Bonds when and as the same falls due. Notwithstanding the foregoing, if the City determines that

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funds will be available from other sources for the payment of the Notes and Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the City shall appropriate such funds to the payment of the Notes and Bonds in accordance with law.

Section 8. Sale of Notes. The Notes shall bear interest, based on a 360-day year of twelve 30-day months, payable at maturity, at such rate per annum as shall be determined by the Finance Director and certified to this Council, provided that such rate shall not exceed 4.50% per annum. The Notes shall be, and hereby are, awarded and sold at private sale to KeyBanc Capital Markets, Inc. (the "Original Purchaser"), at the purchase price set forth in the Certificate of Fiscal Officer.

The Finance Director is authorized and directed to execute on behalf of the City a note purchase agreement with the Original Purchaser setting forth the conditions under which the Notes are to be sold and delivered, which documents shall be in such form and shall contain such terms, covenants and conditions not inconsistent with the terms of this Ordinance and permitted by applicable law as shall be approved by the Finance Director.

The Finance Director is hereby authorized and directed to deliver the Notes, when executed, to the Original Purchaser upon payment of the purchase price and accrued interest, if any, to the date of delivery. The proceeds of such sale, except any accrued interest or premium thereon, shall be deposited in the Treasury of the City and used for the purpose aforesaid and for no other purpose. The accrued interest received from such sale shall be transferred to the City's Bond Retirement Fund to be applied to the payment of the principal of and interest on the Notes, or other obligations of the City, as permitted by law. Any premium received from the sale of the Notes may be used to pay the financing costs of the Notes within the meaning of Ohio Revised Code Section 133.01(K) or be deposited into the City's Bond Retirement Fund, in the manner provided by law.

Section 9. Form and Execution of Notes; Payment of Notes. The Notes shall be executed by the Finance Director and the City Manager, provided that either or both of such signatures may be a facsimile and shall be payable as to both principal and interest at the office of Note Registrar (as defined hereinbelow). The Notes shall express upon their faces the purpose for which they are issued and that they are issued pursuant to this ordinance.

The principal of and interest on the Notes shall be payable in lawful money of the United States of America without deduction for the services of the Note Registrar. The principal of and interest on the Notes shall be payable upon presentation and surrender of the Notes at their maturity at the office of the Note Registrar. No Note shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this ordinance unless and until a certificate of authentication, as printed on the Note, is signed by the Note Registrar as authenticating agent. Authentication by the Note Registrar shall be conclusive evidence that the Note so authenticated has been duly issued and delivered under this ordinance and is entitled to the security and benefit of this ordinance. The certificate of authentication may be signed by any officer or officers of the Note Registrar

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or by such other person acting as an agent of the Note Registrar as shall be approved by the Finance Director on behalf of the City. It shall not be necessary that the same authorized person sign the certificate of authentication on all of the Notes.

Section 10. Appointment of Note Registrar. The Finance Director is hereby authorized and directed to serve as authenticating agent, note registrar, transfer agent, and paying agent for the Notes (the "Note Registrar"), or to execute on behalf of the City a Note Registrar Agreement with such bank or other appropriate financial institution as shall be acceptable to the Finance Director and the Original Purchaser, pursuant to which such bank or financial institution shall agree to serve as the Note Registrar for the Notes. If at any time the Note Registrar shall be unable or unwilling to serve as such, or the Finance Director in such officer's discretion shall determine that it would be in the best interest of the City for such functions to be performed by another party, the Finance Director may, and is hereby authorized and directed to, enter into an agreement with a national banking association or other appropriate institution experienced in providing such services, to perform the services required of the Note Registrar hereunder. Each such successor Note Registrar shall promptly advise all noteholders of the change in identity and new address of the Note Registrar. So long as any of the Notes remain outstanding, the City shall cause to be maintained and kept by the Note Registrar, at the office of the Note Registrar, all books and records necessary for the registration, exchange and transfer of Notes as provided in this section (the "Note Register"). Subject to the provisions of this ordinance, the person in whose name any Note shall be registered on the Note Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and interest on any Note shall be made only to or upon the order of that person. Neither the City nor the Note Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Notes, including the interest thereon, to the extent of the amount or amounts so paid.

Any Notes, upon presentation and surrender at the office of the Note Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Note Registrar, may be exchanged for Notes of the same form and of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Notes surrendered, and bearing interest at the same rate and maturing on the same date.

A Note may be transferred only on the Note Register upon presentation and surrender thereof at the office of the Note Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Note Registrar. Upon that transfer, the Note Registrar shall complete, authenticate and deliver a new Note or Notes of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Notes surrendered, and bearing interest at the same rate and maturing on the same date.

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The City and the Note Registrar shall not be required to transfer or exchange (i) any Note during a period beginning at the opening of business 15 days before the day of mailing of a notice of redemption of Notes, and ending at the close of business on the day of such mailing, or (ii) any Notes selected for redemption, in whole or in part, following the date of such mailing.

In all cases in which Notes are exchanged or transferred hereunder, the City shall cause to be executed, and the Note Registrar shall authenticate and deliver, the Notes in accordance with the provisions of this ordinance. The exchange or transfer shall be without charge to the owner; except that the Council and Note Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Council or the Note Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Notes. All Notes issued upon any transfer or exchange shall be the valid obligations of the City, evidencing the same debt, and entitled to the same benefits under this ordinance, as the Notes surrendered upon that transfer or exchange.

Section 11. Book-Entry System. In the event that the Notes are issued to a Depository (as defined below) for use in a book-entry system, the following terms shall have the following meanings for purposes of this Ordinance:

"Book-entry form" or "book-entry system" means a form or system under which (i) the beneficial right to payment of principal of and interest on the Notes may be transferred only through a book-entry and (ii) physical Notes in fully registered form are issued only to a Depository or its nominee as registered owner, with the Notes "immobilized" to the custody of the Depository, and the book-entry is the record that identifies the owners of beneficial interests in those Notes.

"Depository" means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book-entry system to record beneficial ownership of Notes, and to effect transfers of securities, in book-entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York.

The Notes may be initially issued to a Depository for use in a book-entry system, and the provisions of this Section shall apply, notwithstanding any other provision of this Ordinance: (i) there shall be a single Note of each maturity; (ii) those Notes shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (iii) the beneficial owners in book-entry form shall have no right to receive Notes in the form of physical securities or certificates; (iv) ownership of beneficial interests in any Notes in book-entry form shall be shown by book-entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book-entry; and (v) the Notes as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the

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Council. Debt service charges on Notes in book-entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative (i) in the case of interest, on each Interest Payment Date, and (ii) in all other cases, upon presentation and surrender of Notes as provided in this Ordinance.

The Note Registrar may, with the approval of this Council, enter into an agreement with the beneficial owner or registered owner of any Note in the custody of a Depository providing for making all payments to that owner of principal and interest on that Note or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided above in this Ordinance, without prior presentation or surrender of the Note, upon any conditions which shall be satisfactory to the Note Registrar and this Council. That payment in any event shall be made to the person who is the registered owner of that Note on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Note Registrar shall furnish a copy of each of those agreements, certified to be correct by the Note Registrar, to other paying agents for Notes and to the City. Any payment of principal or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

If requested, the Finance Director and City Manager, City Clerk or any other officer of this Council, is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the City, an agreement among the City, the Note Registrar and a Depository to be delivered in connection with the issuance of the Notes to such Depository for use in a book-entry system.

The City may decide to discontinue use of the book-entry system through the Depository. In that event, Note certificates will be printed and delivered to the Depository.

If any Depository determines not to continue to act as the Depository for the Notes for use in a book-entry system, the City and the Note Registrar may attempt to establish a securities depository/book-entry relationship with another qualified Depository under this Ordinance. If the City and the Note Registrar do not or are unable to do so, the City and the Note Registrar, after the Note Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Notes from the Depository and authenticate and deliver note certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing and delivering definitive Notes), if the event is not the result of action or inaction by the City or the Note Registrar, of those persons requesting such issuance.

Section 12. Income Tax Pledge. The City hereby covenants, pursuant to Section 133.05(B)(7), Ohio Revised Code, to appropriate annually from lawfully available municipal income taxes, and to continue to levy and collect municipal income taxes adequate to produce, amounts necessary to meet the debt charges on the Notes and the Bonds in each year until full payment is made.

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Section 13. Federal Tax Law Compliance. The City hereby covenants that it will comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Notes is and will continue to be excluded from gross income for federal income tax purposes, including without limitation restrictions on the use of the property financed with the proceeds of the Notes so that the Notes will not constitute "private activity bonds" within the meaning of Section 141 of the Internal Revenue Code of 1986, as amended (the "Code"). The City further covenants that it will restrict the use of the proceeds of the Notes in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the "Regulations").

The Finance Director, or any other officer of the City, including the City Manager, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the City with respect to the Notes as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the Finance Director, which action shall be in writing and signed by the Finance Director, or any other officer of the City, including the City Manager, on behalf of the City; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes; and (c) to give an appropriate certificate on behalf of the City, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the City pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the City regarding compliance by the City with Sections 141 through 150 of the Code and the Regulations.

The Finance Director shall keep and maintain adequate records pertaining to investment of all proceeds of the Notes sufficient to permit, to the maximum extent possible and presently foreseeable, the City to comply with any federal law or regulation now or hereafter having applicability to the Notes which limits the amount of Note proceeds which may be invested on an unrestricted yield or requires the City to rebate arbitrage profits to the United States Department of the Treasury. The Finance Director of the City is hereby authorized and directed to file such reports with, and rebate arbitrage profits to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Notes requires any such reports or rebates.

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Section 14. Transcript of Proceedings; Execution of Additional Documents. The officer having charge of the minutes of the Council and any other officers of the Council, or any of them individually, are hereby authorized and directed to prepare and certify a true transcript of proceedings pertaining to the Notes and to furnish a copy of such transcript to the Original Purchaser. Such transcript shall include certified copies of all proceedings and records of the Council relating to the power and authority of the City to issue the Notes and certificates as to matters within their knowledge or as shown by the books and records under their custody and control, including but not limited to a general certificate of the Clerk of Council and a no-litigation certificate of the City Manager and the Finance Director, and such certified copies and certificates shall be deemed representations of the City as to the facts stated therein.

The City Manager and Finance Director are hereby authorized and directed to take such action and to execute and deliver, on behalf of this Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

Section 15. Ohio Market Access Program. If determined necessary by the Finance Director, the City is hereby authorized to participate in the Ohio Market Access Program ("OMAP") with the respect to the Notes. The Standby Note Purchase Agreement for OMAP is hereby authorized in the form presented to this Council with such changes not materially adverse to the City as may be approved by the officers of the City executing that Standby Note Purchase Agreement. The City acknowledges the agreement of the Treasurer of State in the Standby Note Purchase Agreement that, in the event the City is unable to repay the principal amount and accrued and unpaid interest of the Notes at their maturity, whether through its own funds or through the issuance of other obligations of the City, the Treasurer of State agrees (a) to purchase the Notes from the holders or beneficial owners thereof upon their presentation to the Treasurer of State for such purchase at a price of par plus accrued interest to maturity or (b) to purchase renewal notes of the City in a principal amount not greater than the principal amount of the Notes plus interest due at maturity, with such renewal notes bearing interest at a rate equal to the AAA Municipal Market Data rate plus 400 basis points, maturing not more than one year after the date of their issuance, and being prepayable at any time with 30 days' notice, provided that in connection with the Treasurer of State's purchase of such renewal notes the City shall deliver to the Treasurer of State an unqualified opinion of nationally recognized bond counsel that (i) such renewal notes are the legal, valid and binding general obligations of the City, and the principal of and interest on such renewal notes, unless paid from other sources, are to be paid from the proceeds of the levy of ad valorem taxes within the ten-mill limitation imposed by law on all property subject to ad valorem taxes levied by the City, and (ii) interest on the renewal notes is excluded from gross income for federal income tax purposes under Section 103 of the Code to the same extent that interest on the Notes is so excluded

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Section 16. Appointment of Bond Counsel. The appointment of the law firm of Bricker & Eckler LLP to serve as Bond Counsel with respect to the issuance of the Notes is hereby approved. The fees to be paid to such firm shall be subject to review and approval by the Finance Director, shall not exceed the fees customarily charged for such services, and shall be paid upon closing of the financing from proceeds of the Notes.

Section 17. Appointment of Municipal Advisor. The appointment of Baker Tilly Municipal Advisors, LLC to serve as a municipal advisor to the City in connection with the issuance of the Notes is hereby approved. The fees to be paid to such firm shall be subject to review and approval of the Finance Director, shall not exceed the fees customarily charged for such services, and shall be paid upon closing of the financing from proceeds of the Notes.

Section 18. Compliance with Open Meeting Requirements. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Satisfaction of Conditions for Issuance. It is hereby determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Notes in order to make them legal, valid and binding obligations of the City have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the City are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Notes.

Section 19. Filing of Note Ordinance. The Clerk of Council is hereby directed to forward a certified copy of this ordinance to the Auditor of Franklin County, Ohio.

Section 20. Publication and Effective Date. That notice of passage of this ordinance shall be posted in the Municipal Administration Building, the Worthington Library, the Griswold Center and the Worthington Community Center and shall set forth the title and effective date of the ordinance and a statement that the Ordinance is on file in the office of the Clerk of Council. This ordinance shall take effect and be in force from and after the earliest period allowed by law and by the Charter of the City of Worthington, Ohio.

Passed _____

President of Council

Attest:

Clerk of Council

CERTIFICATE OF ESTIMATED LIFE AND MAXIMUM MATURITY

To: The City Council of the
City of Worthington, Ohio

The undersigned Finance Director of the City of Worthington, Ohio, as the fiscal officer of said City, hereby certifies as follows:

1. The estimated life of the improvements described as follows (the "Improvements") exceeds five years:

Designing, constructing, furnishing, and equipping a police building with related site improvements and appurtenances thereto

2. The maximum maturity of the bonds proposed to be issued to pay the cost of such permanent improvements, calculated in accordance with Section 133.20, Ohio Revised Code, is 20 years, provided that if notes are issued in anticipation of the issuance of such bonds, the maximum maturity of such notes is 20 years.

Dated: July 6, 2020

Finance Director
City of Worthington, Ohio