



WHITEHALL CITY COUNCIL COMMITTEE MEETING  
TUESDAY, JUNE 9, 2026

**ADMINISTRATION/COUNCIL OF THE WHOLE MATTERS:**

**THERE ARE EIGHT PIECES OF DRAFT LEGISLATION ON THE AGENDA.**

**PRESENTATION:**

The Family of Megan Keleman

ORDINANCE NO. 050-2026

AMENDING SECTION 1111.10 OF THE PLANNING AND ZONING CODE TO PROMOTE THE SAFETY OF DRIVE-THRU FACILITIES BY REQUIRING BY-PASS LANES AND EMERGENCY VEHICLE EGRESS IN THE CITY OF WHITEHALL; AND DECLARING AN EMERGENCY.

**COMMITTEE OF THE WHOLE LEGISLATION/ISSUES:**

**DRAFT # 1**

**RESOLUTION NO. 023-2026** (*Comm of the Whole-1st Reading-ADOPT 06/16/2026-* / )

AUTHORIZING THE MAYOR TO APPLY FOR, ACCEPT, AND ENTER INTO A GRANT ACCEPTANCE AGREEMENT ON BEHALF OF THE CITY OF WHITEHALL, OHIO, FOR FUNDING AWARDED THROUGH THE OFFICE OF CRIMINAL JUSTICE SERVICES.

WHEREAS, the City of Whitehall, Ohio, is committed to enhancing public safety and reducing violent crime within the community; and

WHEREAS, the City of Whitehall has been awarded grant funding through the Office of Criminal Justice Services for Twenty-One Thousand One Hundred Thirty-One and 22/100 Dollars (\$21,131.22) to support the implementation of evidence-based violent crime reduction strategies; and

WHEREAS, these funds will be used to increase police manpower presence and to acquire technologically advanced evidence-collection hardware; and

WHEREAS, acceptance of this grant requires the City of Whitehall to comply with all applicable terms and conditions; NOW, THEREFORE,

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WHITEHALL, OHIO:**

**SECTION 1:** The Mayor is hereby authorized to execute all necessary documents to apply for, receive, accept, and administer the grant funds on behalf of the City of Whitehall, Ohio.

**SECTION 2:** The funds received shall be used exclusively for the purchase of an advanced imaging system and for personnel costs for officers assigned to a Task Force within the Whitehall Division of Police.

**SECTION 3:** This resolution shall be in full force and effect from and after the earliest period allowed by law.

Requested and prepared by: David Plesich, Esq., Deputy Chief of Police  
Approved as to form: Bradley S. Nicodemus, City Attorney BSN 6/8/26

**DRAFT # 2**

**RESOLUTION NO. 024-2026 (Comm of the Whole–1st Reading-ADOPT 06/16/2026- /)**

AUTHORIZING THE MAYOR TO APPLY FOR, ACCEPT, AND ENTER INTO A GRANT ACCEPTANCE AGREEMENT ON BEHALF OF THE CITY OF WHITEHALL, OHIO, FOR THE 2026 OHIO LAW ENFORCEMENT BODY ARMOR PROGRAM GRANT.

WHEREAS, the City seeks authorization and support from the Council of the City of Whitehall to accept funding through the Ohio Law Enforcement Body Armor Program, recognizing the importance of providing its law enforcement officers with protective equipment necessary to ensure their safety in the line of duty; and WHEREAS, the City of Whitehall has been awarded grant funding through the Ohio Law Enforcement Body Armor Program in the amount of Ten Thousand Nine Hundred Eight and 00/100 Dollars (\$10,908.00), to be used toward the purchase of bulletproof vests; and

WHEREAS, acceptance of this grant requires the City of Whitehall to comply with all applicable terms and conditions; NOW, THEREFORE,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WHITEHALL, OHIO:

SECTION 1: The Mayor is hereby authorized to execute all necessary documents to apply for, accept, receive, and administer the grant funds on behalf of the City of Whitehall, Ohio.

SECTION 2: The funds received shall be used exclusively for the purchase of bulletproof vests for the Whitehall Division of Police.

SECTION 3: This resolution shall go into full force and effect immediately upon its passage and approval by the Mayor.

Requested and prepared by: David Plesich, Esq., Deputy Chief of Police

Approved as to form: Bradley S. Nicodemus, City Attorney BSN 6/8/26

**DRAFT # 3**

**RESOLUTION NO. 025-2026 (Comm of the Whole–3rd Reading-ADOPT 07/21/2026- /)**

ADOPTING THE TAX BUDGET FOR THE CITY OF WHITEHALL, OHIO, FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2027 AND SUBMITTING SAME TO THE COUNTY AUDITOR.

WHEREAS, the Mayor and City Auditor have prepared a budget for the fiscal year beginning January 1, 2027; and

WHEREAS, said budget has been made conveniently available for the public inspection for at least ten (10) days by having two (2) copies thereof on file in the Office of the Auditor; and

WHEREAS, the Council of the City of Whitehall, Ohio, has held a public hearing on said budget on July 21, 2026, and the Mayor has given notice by publication according to law; NOW, THEREFORE,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WHITEHALL, OHIO:

SECTION 1: That the budget of the City of Whitehall, Ohio, for the fiscal year beginning January 1, 2027, submitted by the Mayor and the City Auditor to this Council, be and is hereby adopted as the Tax Budget of the City of Whitehall for the fiscal year beginning January 1, 2027.

SECTION 2: That the Clerk of this Council be and is authorized and directed to certify a copy of said budget and a copy of this Resolution and to transmit the same to the Auditor of Franklin County, Ohio on or before July 21, 2026.

SECTION 3: That this Ordinance shall go into full force and effect at the earliest time allowed by law.

Requested and prepared by: Shaquille Alexander, CPA, City Auditor

Approved as to form: Brad Nicodemus, City Attorney, BSN 6/8/26

**STANDING COMMITTEES**

**ADMINISTRATION AND FINANCIAL MANAGEMENT - CHAIRPERSON ELMORE**

**DRAFT # 4**

**ORDINANCE NO. 051-2026 *Adm. & Fin Mgmt –1st Reading-ADOPT 06/16/2026-Elmore/*)**

AUTHORIZING AND APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF TWENTY-SEVEN THOUSAND SEVEN HUNDRED AND FIFTY DOLLARS AND THIRTY-SEVEN CENTS (\$27,750.37) FROM UNAPPROPRIATED MONIES IN THE BULLET PROOF VESTS (252) TO THE BULLET PROOF VESTS EXPENSE ACCOUNT (252.000.50000).

WHEREAS, additional monies are required in the Police Bullet Proof Vests Expense Account to cover expenditures related to the purchase of protective equipment; NOW, THEREFORE,

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

SECTION 1: The Council of the City of Whitehall hereby authorizes and approves a supplemental appropriation from unappropriated monies in the Bullet Proof Vests (252) to the Bullet Proof Vests Expense Account (252.000.50000) in the amount of Twenty-Seven Thousand Seven Hundred Fifty Dollars (\$27,750.37).

SECTION 2: The City Auditor is hereby authorized to draw a warrant upon the Treasurer of the City for these funds for the purpose stated.

SECTION 3: This ordinance shall go into full force and effect immediately upon its passage and approval by the Mayor.

Requested and prepared by: David Plesich, Esq., Deputy Chief of Police

Approved as to financial form: Shaquille Alexander, CPA, City Auditor

Approved as to form: Bradley S. Nicodemus, City Attorney BSN 6/8/26

**DRAFT # 5**

**ORDINANCE NO. 052-2026 *Adm. & Fin Mgmt –1st Reading-ADOPT 06/16/2026-Elmore/*)**

AUTHORIZING AND APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF FORTY-FIVE THOUSAND AND 00/100 DOLLARS (\$45,000.00) FROM UNAPPROPRIATED MONIES IN THE WMPITIE FUND (279) TO THE TIF FEES EXPENSE ACCOUNT (279.000.59600).

WHEREAS, The City of Whitehall has received and posted the real estate tax revenue from the Franklin County Auditor; and

WHEREAS, The City of Whitehall is required to record the related TIF Fee expenses paid to the Franklin County Auditor's Office; NOW, THEREFORE,

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

SECTION 1: The Council of the City of Whitehall, Ohio authorizes and approves a supplemental appropriation in the amount of forty-five and 00/100 dollars (\$45,000.00) from unappropriated monies in the WMPITIE Fund (279) to the TIF Fees Expense Account (279.000.59600)

SECTION 2: That the City Auditor is hereby authorized to draw his warrant upon the Treasurer of the City for these funds for the purpose stated.

SECTION 3: That this Ordinance shall go into full force and effect immediately upon its passage and approval by the Mayor.

Requested and prepared by: Chris Peterson, Deputy Auditor

Approved as to form: Bradley S. Nicodemus, City Attorney BSN 6/8/26

**DRAFT # 6**

**ORDINANCE NO. 053-2026 Adm. & Fin Mgmt –1st Reading-ADOPT 06/16/2026-Elmore/)**

AUTHORIZING AND MAKING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF SEVEN HUNDRED THOUSAND DOLLARS AND 00/100 (\$700,000.00) FROM UNAPPROPRIATED MONIES IN THE SELF-FUNDED INSURANCE TRUST FUND (511) TO THE SELF-FUNDED INSURANCE TRUST FUND EXPENSE ACCOUNT (511.000.50000).

WHEREAS, the City has incurred employee health insurance claims in 2026; and

WHEREAS, it is advised by the Auditor that it will be necessary to use monies in the Self-Funded Insurance Trust Fund to ensure we have adequate monies to pay employee medical claims, NOW, THEREFORE,

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

SECTION 1: The Council of the City of Whitehall, Ohio, approves a supplemental appropriation from the Self-Funded Insurance Trust Fund (511) to the Self-Funded Insurance Trust Fund Expense Account (511.000.50000) in the amount of seven hundred thousand dollars and no/100 (\$700,000.00).

SECTION 2: That the City Auditor is hereby authorized to draw his warrant upon the Treasurer of the City for these funds for the purpose stated.

SECTION 3: That this Ordinance shall go into full force and effect immediately upon its passage and approval by the Mayor.

Requested and prepared by: Chris Peterson, Deputy Auditor

Approved as to form: Bradley S. Nicodemus, City Attorney BSN 6/8/26

**DRAFT # 7**

**ORDINANCE NO. 054-2026 Adm. & Fin Mgmt –1st Reading-ADOPT 06/16/2026-Elmore/)**

AUTHORIZING AND APPROVING THE REPAYMENT OF AN ADVANCE OF MONIES IN THE AMOUNT OF SIXTY-ONE THOUSAND TWO HUNDRED TWENTY-EIGHT AND 60/100 DOLLARS (\$61,228.60) FROM THE ENERGY PROJECT FUND (810) TO THE GENERAL FUND (101).

WHEREAS, by Ordinance 037-2026, the Council of the City of Whitehall, Ohio, authorized and approved

an advance of unappropriated monies in the amount of sixty-one thousand two hundred twenty-eight and 60/100 dollars (\$61,228.60) from the General Fund (101) to the Energy Project Fund (810) to enable timely payment to the Columbus-Franklin County Finance Authority pending the City's receipt of the corresponding property tax settlement monies from the Franklin County Auditor's Office; and

WHEREAS, said advance was authorized with the express provision that it be repaid in full to the General Fund upon the City's receipt of the corresponding property tax settlement monies from the Franklin County Auditor's Office; and

WHEREAS, the City of Whitehall has since received the corresponding property tax settlement monies from the Franklin County Auditor's Office into the Energy Project Fund (810); and

WHEREAS, it is now appropriate and necessary to repay the advance in full from the Energy Project Fund (810) to the General Fund (101); NOW, THEREFORE,

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

SECTION 1: The Council of the City of Whitehall, Ohio, hereby authorizes and approves the repayment in full of the advance authorized by Ordinance 037-2026, in the amount of sixty-one thousand two hundred twenty-eight and 60/100 dollars (\$61,228.60), from the Energy Project Fund (810) to the General Fund (101).

SECTION 2: That the City Auditor is hereby authorized to draw his warrant upon the Treasurer of the City for these funds for the purpose stated.

SECTION 3: That this Ordinance shall go into full force and effect immediately upon its passage and approval by the Mayor.

Requested and prepared by: Shaquille Alexander, CPA, City Auditor  
Approved as to form: Bradley S. Nicodemus, City Attorney BSN 6/8/26

**DRAFT # 8**

**RESOLUTION NO. 026-2026 Adm. & Fin Mgmt –1st Reading-ADOPT 06/16/2026-Elmore/)**  
RESOLVING TO APPROVE “THEN AND NOW” CERTIFICATES.

WHEREAS, O.R.C. 5705.41(D)(1) states that “then and now” certificates of three thousand dollars and no/100 (\$3,000.00) and more must be approved by resolution or ordinance within thirty days of receipt of the “then and now” certificates; and

WHEREAS, the City has processed the attached “then and now” certificates over the sum of three thousand dollars, and now these certificates require approval by City Council; and

WHEREAS, the Auditor of the City of Whitehall, Ohio, has determined that, at the time of the making and execution of the certificates, a sufficient sum was appropriated by Council for the purpose of the requisition, and is currently deposited in the treasury and allocated to the appropriate account and free from any previous encumbrances; NOW, THEREFORE,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WHITEHALL, OHIO:

SECTION 1: That the City Council does hereby approve the attached “then and now” certificates:

SECTION 2: That the City Council of the City of Whitehall, Ohio, lawfully appropriated the expenditure, which the expense originated.

SECTION 3: That this Resolution shall go into full force and effect immediately upon its passage by the

Council of the City of Whitehall and approval by the Mayor.  
Requested and prepared by: Shaquille Alexander, City Auditor  
Approved as to form: Bradley S. Nicodemus, City Attorney BSN 6/8/26

**COMMUNITY AND ELDER ADVOCACY– CHAIRPERSON HARCAR**

Members: Adkins, Dixon, Brown

No drafts or pending legislation.

**COMMUNITY STANDARDS AND ENFORCEMENT – CHAIRPERSON MCCANN**

Members: Dixon, Elmore, Harcar

**SECOND READING:**

ORDINANCE NO. 049-2026 (*Comm Stan & Enf- 3rd Reading- ADOPT-07/07/2026-McCann/Elmore*)

AN ORDINANCE TO AMEND 505.23 OF THE WHITEHALL CODIFIED ORDINANCES TO PROHIBIT THE FEEDING OF DEER.

ORDINANCE NO. 050-2026 (*Comm Stan & Enf- 3rd Reading- ADOPT-07/07/2026-McCann/Harcar*)  
*Planning Commission meeting on July 2, 2026*  
*Public Hearing on July 7, 2026*

AMENDING SECTION 1111.10 OF THE PLANNING AND ZONING CODE TO PROMOTE THE SAFETY OF DRIVE-THRU FACILITIES BY REQUIRING BY-PASS LANES AND EMERGENCY VEHICLE EGRESS IN THE CITY OF WHITEHALL; AND DECLARING AN EMERGENCY.

**ECONOMIC DEVELOPMENT – CHAIRPERSON DIXON**

Members: McCann, Morrison, Brown

**THIRD READING:**

RESOLUTION NO. 019-2026 (*Econ. Dev.-3<sup>rd</sup> Reading- ADOPT 06/16/2026-Dixon/Morrison*)

Authorizing and approving A PLAN OF INDUSTRIAL, COMMERCIAL, DISTRIBUTION, AND RESEARCH DEVELOPMENT, AND ONE OR MORE AGENCY AGREEMENTS WITH THE WHITEHALL COMMUNITY IMPROVEMENT CORPORATION AND DECLARING AN EMERGENCY.

**INFRASTRUCTURE, MAINTENANCE AND SERVICES - CHAIRPERSON BROWN**

No drafts or pending legislation.

**PUBLIC SAFETY – CHAIRPERSON MORRISON**

Members: Elmore, Adkins, Harcar

No drafts or pending legislation.

**PARKS AND RECREATION – CHAIRPERSON ADKINS**

Members: Elmore, Harcar, McCann

No drafts or pending legislation.

**ADJOURN**

REQUISITION	VENDOR	TOTAL VALUE	DESCRIPTION	PURCHASE ORDER	INVOICE DATE	INVOICE NUMBER	ACCOUNT
PR2026-Service-02746-A	01141 (Misc Refund)	4,659.00	2026 Home Reinvestment & Chain Link Program	2026000616	5/18/2026	161 ROBINWOOD AVE - NANCY HARRISON	550.000.53000
PR2026-IT-00480-A	06000 (BRAVO CONSULTING GROUP LLC)	5,990.17	m365 co pilot licenses- april	2026000712	5/17/2026	BCG-26-226	314.000.51000
PR2026-Service-02848-A	02311 (Verizon Wireless)	10,475.97	Utilities	2026000618	5/15/2026	6141875523 03.24.26-04.23.26	101.950.53800
PR2026-HR-00222-A	03759 (FISHEL DOWNEY ALBRECHT & RIEPENHOFF LLP)	8,141.21	Labor and General Matters	2026000670	5/5/2026	111	101.900.51010
PR2026-Auditor-02771-A	04467 (CHASE)	3,781.25	STREETSCAPE BOND	2026000679	5/3/2026	1047	401.000.50000
PR2026-Auditor-02767-A	04467 (CHASE)	305,020.00	COMMON @ ROYAL LANDING	2026000696	5/3/2026	1048	401.000.50000
PR2026-Auditor-02418-A	00116 (Treasurer. City Of Columbus)	7,685.00	CITY SHARE OF MUNICIPAL COURT COST FOR ORC 1901.02	2026000642	4/28/2026	SCMCC YEAR 2026	101.950.57200
PR2026-Fire-00835-A	06101 (BODYBUILDERS DISCOUNT OUTLET INC)	3,900.00	leg press machine with weights	2026000652	4/24/2026	401.2601030.000	101.970.58500
PR2026-Mayor-00224-A	06052 (AJA INDUSTRIES LLC)	14,013.73	2026 Whitehall Annual Report: Print/Mail	2026000607	4/19/2026	1574	101.950.59900
PR2026-Pol-00712-A	05969 (THE EGT UNIVERSE LLC)	6,976.50	Qtrly Recruitment & PR Campaign (April-June)	2026000613	4/17/2026	5471518D-25-1075	101.960.55000
PR2026-Pol-00918-A	05574 (INTERACTION INSIGHT CORPORATION)	3,394.00	Annual Maintenance Contract for Eventide Nex Call	2026000683	4/15/2026	5913	101.960.58314
PR2026-Service-02576-A	00815 (American Electric Power)	4,010.98	Utilities	2026000618	4/8/2026	10902708022 05.2026	101.950.53800
PR2026-Service-02574-A	00815 (American Electric Power)	3,674.18	Utilities	2026000618	4/8/2026	10397477018 05.2026	101.950.53800
PR2026-Service-02520-A	00815 (American Electric Power)	8,193.34	Utilities	2026000618	4/6/2026	10064174914 05.2026	101.950.53800
PR2026-IT-00408-A	01782 (TOWN & COUNTRY TECHNICAL SERVICES INC.)	7,062.50	camera system agreement 2nd qtr	2026000626	4/1/2026	114747	314.000.51000
PR2026-IT-00412-A	06000 (BRAVO CONSULTING GROUP LLC)	5,252.46	m365/ co Pilot Licenses- March 2026	2026000625	3/1/2026	BCG-26-150R	314.000.51000
PR2026-HR-00210-A	5627 (ARMOR RISK MANAGEMENT LLC)	5,300.00	pre-employment backgrounds, drug screens, psych	2026000669	2/25/2026	WPD 02252026	101.450.52500
PR2026-Fire-00937-A	03173 (Global Industrial Equipment)	3,508.66	filling station refeed & filter	2026000501	2/16/2026	124123797	101.970.53000
PR2026-HR-00208-A	5627 (ARMOR RISK MANAGEMENT LLC)	3,300.00	pre-employment backgrounds, drug screens, psych	2026000669	2/12/2026	WPD 02122026	101.450.52500
PR2026-Pol-00914-A	03299 (MECC REGIONAL COUNCIL OF GOVERNMENTS)	11,022.00	2026 Q1 Shared: Administration Circuits/Network So	2026000686	2/3/2026	202602-00009A	101.960.58314
PR2026-Service-02386-A	05805 (AREG-COASTAL VALUE ADD VENTURE LLC)	203,342.37	Norton Crossing 2nd Half Reimbursement	2026000522	1/30/2026	ORD 36-2018 2024 2ND REIMB	279.000.50009
PR2026-Pol-00920-A	00206 (Franklin Cty Sheriff's Dept)	7,040.00	Monthly Prisoner Boarding, DMA, Fingerpringint Jai	2026000294	11/6/2025	FCSO October 2025	101.960.59500
<b>TOTAL</b>		<b>635,743.32</b>					

ORDINANCE NO. 049-2026

ORDINANCE NO. 00-2026

AN ORDINANCE TO AMEND 505.23 OF THE WHITEHALL CODIFIED ORDINANCES TO PROHIBIT THE FEEDING OF DEER.

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WHEREAS, the City has observed that there is a significant and growing deer population; and

WHEREAS, the deer population in the City poses a hazard to motorists in the City, causes a reduction in plant life, and causes damage to landscaping installed by residents and commercial landowners of the City; and,

WHEREAS, the feeding of deer has been shown to increase the concentration of deer in the area of feeding, thereby increasing the likelihood of a) collisions between vehicles and deer, and b) damage to vegetation and landscaping in the area; and,

WHEREAS, the feeding of deer has been shown to encourage them to remain in urbanized areas and to become reliant on non-native food sources that may not be sustainable or healthy; and,

WHEREAS, Council finds that the adoption of an ordinance regulating the feeding of deer promotes the health, safety, and welfare of the citizens of the City is necessary; NOW, THEREFORE,

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

SECTION 1: That Section 505.23 of the Whitehall Codified Ordinances, titled "Feeding of Waterfowl Prohibited" is hereby amended as follows:

**505.23 FEEDING OF WATERFOWL AND DEER PROHIBITED.**

(a) Feeding Waterfowl Prohibited:

(1) No person shall purposely feed, ~~cause to be fed, or provide or make food available for consumption by~~ domestic or migratory waterfowl on private or public property within the City. ~~of Whitehall and no person shall create or foster any condition, or allow any condition to exist or continue, which results in a congregation or congestion of domestic or migratory waterfowl in residential areas of the City of Whitehall.~~

(2) No person shall recklessly feed or make food available for consumption by domestic or migratory waterfowl on private or public property within the City.

(3) No person shall create or foster ~~and~~ a condition which results in a congregation or congestion of domestic or migratory waterfowl on private or public property within the City.

(b) Feeding Deer Prohibited:

(1) No person shall purposely feed or make food available for consumption by deer on private or public property within the City.

(2) No person shall recklessly feed or make food available for consumption by deer on private or public property within the City.

(c) Removal Required: Each property owner or person having control of the property shall have the duty to remove any device or materials placed on the owner's property in violation of this section. Alternatively, a property owner or person having control of the property may modify such a device or make other changes to the property that prevent waterfowl or deer from having access to the materials or feeding from the device.

(d) Exceptions to Prohibitions.

(1) The prohibitions in this section shall not apply to any health department employee, law enforcement officer, or state or federal game official acting within the scope of his or her official duties.

(2) The prohibitions in this section shall not apply to feeding waterfowl that is authorized and conducted by the City.

ORDINANCE NO. 049-2026

ORDINANCE NO. 00-2026

The prohibitions in this section shall not apply to feeding deer that is authorized as part of a deer management program.

~~(a)~~(e) Definitions: For the purposes of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

- (1) DOMESTIC WATERFOWL. Non-native ducks, geese, and swans, ~~and not~~ retained in agricultural operations.
- (2) FEED OR FEEDING. The act of or furnishing of food or other sustenance.
- (3) MIGRATORY WATERFOWL. Migration occurs, and waterfowl is considered to be migratory, when large portions of a bird species make regular annual movements between two or more places. Often, this migration occurs due to annual temperature changes, s which affect food resources and breeding opportunities.
- (4) NON-MIGRATORY WATERFOWL. Waterfowl that may fly large distances within a day, but return to a particular area by night. Such species can spend their entire lives in one area.
- (5) RESIDENT CANADA GEESE. Canada Geese that nest within the conterminous United States and/or Canada Geese, or domestic waterfowl on any public or private property within the boundaries of the City. Exceptions to this will only be granted through state and/or federal permitting processes.
- (6) FEEDING OR MAKING FOOD AVAILABLE. Feeding or making food available for consumption shall include the act of placing or permitting to be placed on the ground, or within five feet of the ground, any device or any fruits, grains, minerals, plants, salt licks, vegetables, seeds, nuts, hay, or any other edible materials that may reasonably be expected to result in consumption by migratory waterfowl or deer, unless such items are screened or otherwise protected from migratory waterfowl or deer consumption.
  - a) The presumption that the placement of any fruits, grains, minerals, plants, salt licks, vegetables, seeds, nuts, hay, or any other edible materials is for consumption by migratory waterfowl or deer shall not apply to the following:
    1. Naturally growing materials, including but not limited to fruit, grain, nuts, seeds, hay, and vegetables.
    2. Planted materials growing in gardens and lawns, as ornamental plants, or shrubs, standing crops.
    3. Residue from lawns, gardens,        and        other   vegetable   materials maintained as a compost or mulch pile.
    4. Unmodified, commercially purchased bird or squirrel feeders or their equivalent.

(f) Violations.

- (1) Any person who violates subsection (a)(1) or (b)(1) of this section is guilty of a minor misdemeanor for the first offense. For the second and subsequent violations of subsection (a)(1) or (b)(1), the violator shall be deemed guilty of a misdemeanor of the fourth degree.
- (2) Any person who violates subsection (a)(2), (a)(3), or (b)(2), of this section is guilty of a minor misdemeanor.
- (3) Each day that a violation continues shall be deemed a separate offense.
- (4) It shall not be an element of the offense, and the prosecution shall be required to prove, that any food was actually consumed by a migratory waterfowl or deer.
- (5) In addition to filing criminal charges, the City may initiate a civil action in an appropriate court for injunctive and other relief for a violation of this section.

SECTION 2: This Ordinance shall go into full force and effect immediately upon its passage and approval by the Mayor.

PASSED this \_\_\_ day of \_\_\_\_\_, 2026.

ATTEST:

ORDINANCE NO. 049-2026

ORDINANCE NO. 00-2026

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

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

APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2026.

\_\_\_\_\_  
Mayor

Requested by: Councilwoman Lori Elmore  
Prepared by: Bradley S. Nicodemus, City Attorney  
Approved as to form: Bradley S. Nicodemus, City Attorney, bsn 05/21/2026

**ORDINANCE NO. 050-2026**

AMENDING SECTION 1111.10 OF THE PLANNING AND ZONING CODE TO PROMOTE THE SAFETY OF DRIVE-THRU FACILITIES BY REQUIRING BY-PASS LANES AND EMERGENCY VEHICLE EGRESS IN THE CITY OF WHITEHALL; AND DECLARING AN EMERGENCY.

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WHEREAS, the City of Whitehall seeks to provide clear standards for the development and regulation of drive-thru facilities; AND

WHEREAS, the City of Whitehall Zoning Code acts to promote the health and safety of Whitehall residents; AND

WHEREAS, the City of Whitehall seeks to provide standards supporting the function of emergency medical services and traffic flow; AND

WHEREAS, Megan Keleman, a resident of Stow, Ohio, was killed in a murder-suicide involving being trapped in a drive-thru facility due to a single-lane, curbed drive-thru configuration; NOW, THEREFORE,

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

**SECTION 1:** Section 1111.10 of the Codified Ordinances shall hereby be amended to read as the following.

**1111.10 DRIVE-THRU STANDARDS.**

**(a) APPLICABILITY** This ordinance shall apply to all newly constructed drive-through facilities and drive-through facilities undergoing structural alteration or site redevelopment requiring a zoning permit.

**(a~~b~~)** Drive-throughs are permitted only within specific zoning districts as specified in Article 1108 - Comprehensive Use Table.

**(b~~c~~)** All queuing vehicles shall be located on the lot on which the drive-through services are being provided and shall not interfere with the movement of vehicles or pedestrians on public rights-of-way.

**(c~~d~~)** All establishments with drive-throughs shall provide a minimum 10-foot by-pass lane whereby vehicles may exit the lot at any point without proceeding through the drive-through lane.

**(1)** Parking circulation area may contribute toward meeting this requirement, provided it is located adjacent to the drive-through lane.

**(2)** A by-pass lane shall include clear-visible signage to alert vehicle operators to the presence and direction of the by-pass lane.

**(3)** A by-pass lane shall provide adequate clearance for public safety vehicles.

**(4)** A by-pass lane shall be clear and unobstructed by curbs or barriers.

**(d~~e~~)** Menu boards may not flash or have any visible bulbs. All menu boards ~~must~~ shall be oriented toward the drive-through aisle that they are serving.

**(e~~f~~)** Drive-through speakers shall not be audible from adjacent properties. Drive-through speakers shall not emit outdoor music.

**SECTION 2:** That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, peace, safety, and welfare, and for further reason that emergency vehicle egress is necessary for the policing and emergency medical services of the City of Whitehall; WHEREFORE, this Ordinance shall go into full force and effect immediately upon its passage and approval by the Mayor.

PASSED this \_\_\_\_\_ day of \_\_\_\_\_, 2026.

ATTEST:

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

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

APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2026.

\_\_\_\_\_  
Mayor

Requested by: Amy Harcar, City Councilperson  
Prepared by: Jackie Russell, Economic Development Director & Curtis Nutter, Intern  
Approved as to form: Kylie Keitch, Asst. City Attorney kk 5/26/2026

**RESOLUTION NO. 019-2026**

AUTHORIZING AND APPROVING A PLAN OF INDUSTRIAL, COMMERCIAL, DISTRIBUTION, AND RESEARCH DEVELOPMENT, AND ONE OR MORE AGENCY AGREEMENTS WITH THE WHITEHALL COMMUNITY IMPROVEMENT CORPORATION AND DECLARING AN EMERGENCY.

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WHEREAS, the Section 13 of Article VIII of the Ohio Constitution provides that, to create and preserve jobs and employment opportunities and to improve the economic welfare of the people of the State, it is in the public interest and a proper public purpose for a municipal corporation, its agencies or instrumentalities, or corporations not for profit designated by such municipal corporation as its agency or instrumentality, to perform the acts and exercise the powers therein provided; and

WHEREAS, the Whitehall Community Improvement Corporation (the "Corporation"), an Ohio corporation not for profit, has been formed pursuant to Chapter 1724 of the Ohio Revised Code (the "Act"); and

WHEREAS, this Council, by its Resolution No. 13-84, adopted April 17, 1984, designated the Corporation as the agency for the City of Whitehall (the "City") for the industrial, commercial, distribution, and research development in the City; and

WHEREAS, Section 1724.10(B) of the Act permits any political subdivision that has designated a community improvement corporation as an agency to prepare a plan and to enter into one or more agreements by and between the political subdivision and community improvement corporation for the purposes set forth in the Act; and

WHEREAS, the Act, and specifically Section 1724.10B(1), permits the Corporation to prepare a plan for of industrial, commercial, distribution, and research development, or of reclamation, rehabilitation, and reutilization of vacant, abandoned, tax-foreclosed, or other real property, and which such plan shall be confirmed by the legislative authority of the political subdivision; and

WHEREAS, the Act, and specifically Section 1724.10(B)(2), permits the City and the Corporation, as the designated agency of the City, to enter into an agreement to provide, among other things, authorization for the Cooperation to sell or to lease any real property or interests in real property owned by City determined from time to time by this Council not to be required by the City for its purposes, for uses determined by the this Council as those that will promote the welfare of the people of the City, stabilize the economy, provide employment, assist in the development of industrial, commercial, distribution, and research activities to the benefit of the people of the political subdivision, will provide additional opportunities for their gainful employment, or will promote the reclamation, rehabilitation, and reutilization of vacant, abandoned, tax-foreclosed, or other real property within the subdivision; and

WHEREAS, the Act, and specifically Section 1724.10(B)(3), permits the City and the Corporation, as the designated agency of the City, to enter into an agreement to provide, among other things, that the City will convey to the Corporation real property and interests in real property owned by the City and determined by this Council not to be required by the City for its purposes and that such conveyance of such real property or interests in real property will promote the welfare of the people of City, stabilize the economy, provide employment, assist in the development of industrial, commercial, distribution, and research activities to the benefit of the people of the City, provide additional opportunities for their gainful employment or will promote the reclamation, rehabilitation, and reutilization of vacant, abandoned, tax-foreclosed, or other real property in the subdivision, for the consideration and upon the terms established in the agreement, and further that as the agency for development or land reutilization Corporation may acquire from others additional real property or interests in real property, and any real property or interests in real property so conveyed by it for uses that will promote the welfare of the people of the City, stabilize the economy, provide employment, assist in the development of industrial, commercial, distribution, and research activities required for the people of the City and for their gainful employment or will promote the reclamation, rehabilitation, and reutilization of vacant, abandoned, tax-foreclosed, or other real property in the City; and

**RESOLUTION NO. 019-2026**

WHEREAS, there are substantial and pressing problems including but not limited to the development and encouragement of industry, commerce, distribution and research within the confines of this City, which problems may best be solved by and with the assistance of the Corporation; and

WHEREAS, this Council has determined to provide for the confirmation of the a plan and authorization and authority for the execution and delivery of one or more agreement between the City and the Corporation all as permitted and provided for in the Act;

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WHITEHALL, OHIO:

**SECTION 1. Plan of the Corporation.** The Council hereby confirms the form of the Plan of Industrial, Commercial, Distribution, and Research Development of the Corporation (the "Plan") pursuant to Section 1724.10(B)(1) of the Act, in the form presently on file with the Clerk of Council, and conforming the terms and provisions of such Plan in all respects. The Mayor and City Auditor, for and in the name of this City, are hereby authorized to execute and deliver any documents or agreements necessary or appropriate to enter into and effectuate the Plan, including any document, agreement or instrument which includes an Agreement described and authorized by Section 2 of this Resolution, provided further that the approval of changes thereto by those officials, and their character as not being substantially adverse to the City, shall be evidenced conclusively by the execution thereof.

**SECTION 2. Agreement Regarding Real Property.** The form of Agreement by and between this City and the Corporation pursuant to Sections 1724.10(B)(2) and (3), in the form presently on file with the Clerk of Council, is hereby approved and authorized with changes therein not inconsistent with this Resolution and not substantially adverse to this City and which shall be approved by the Mayor and City Auditor, or each individually. The Mayor and City Auditor, for and in the name of this City, are hereby authorized to execute the Agreement, provided further that the approval of changes thereto by those officials, and their character as not being substantially adverse to the City, shall be evidenced conclusively by the execution thereof.

**SECTION 3. Further Authorization.** The Mayor and City Auditor, or each individually, are hereby authorized and directed to execute such other documents and to take such other actions as may be necessary or appropriate to carry out the purposes of this Resolution, the Plan, or any Agreement authorized herein.

**SECTION 4. Open Meetings.** This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this ordinance were taken in an open meeting of this Council or any of its committees, and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law including ORC Section 121.22.

**SECTION 5. Effective Date.** This resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, or welfare of the City, and for the further reason that this resolution is required to be immediately effective in order to cause the development of the Incentive District and construct the public park and other public infrastructure improvements contemplated by this ordinance and agreements of the City; wherefore, this resolution shall be in full force and effect immediately upon its passage.

PASSED this \_\_\_\_\_ day of \_\_\_\_\_, 2026.

ATTEST:

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

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

**RESOLUTION NO. 019-2026**

APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2026.

\_\_\_\_\_  
Mayor

Requested and Prepared by: Jackie Russell, Director of Economic Development  
Approved as to form by: Bradley S. Nicodemus, City Attorney bsn 05/15/2026