WHITEHALL CITY COUNCIL COMMITTEE MEETING
AGENDA
TUESDAY, SEPTEMBER 8, 2026

ADMINISTRATION/COUNCIL OF THE WHOLE MATTERS:

THERE ARE FIVE PIECES OF DRAFT LEGISLATION ON THE AGENDA.

COMMITTEE OF THE WHOLE LEGISLATION/ISSUES:

DRAFT # 1
ORDINANCE 089-2026 (Comm/Whole – 1st Reading- SUSP & ADOPT 09-15-2026 - /)

AMENDING ORDINANCE CREATING CHAPTER 195 OF THE WHITEHALL CODIFIED ORDINANCES REQUIRING FINANCIAL DISCLOSURE AND ETHICS TRAINING FOR OFFICE HOLDERS.

WHEREAS, Section 102.02 of the Ohio Revised Code requires every person who is elected to or is a candidate for a city office, and every person who is appointed to fill a vacancy for an unexpired term in such an elective office, to file an annual financial disclosure statement with the Ohio Ethics Commission on the form prescribed by the Commission; and

WHEREAS, the financial disclosure statement assists in identifying potential conflicts of interest and allows the citizens of the City of Whitehall to be aware of the financial interests of the officials who serve them; and

WHEREAS, in the City's most recent financial audit, conducted under the authority of the Auditor of State pursuant to Chapter 117 of the Ohio Revised Code, the City's external auditors issued a management letter comment finding that members of City Council had not properly completed their annual financial disclosure statements, and recommended that all elected officials complete the disclosure statement, and that completed statements be provided to the City Auditor for proper records retention; and

WHEREAS, the City of Whitehall desires to address the compliance recommendation of the City's external auditors and to further strengthen the City's ethics rules and the enforcement of its conflict of interest provisions by codifying the financial disclosure requirement in the Whitehall Codified Ordinances, requiring that a copy of each disclosure statement be filed with the City Auditor, requiring ethics training for office holders, and establishing penalties for noncompliance; and

WHEREAS, the City Auditor, as the Chief Fiscal and Accounting Officer of the City pursuant to the Charter and Chapter 733 of the Ohio Revised Code, is the custodian of the City's financial records, is responsible for the maintenance and retention of the records subject to audit, serves as the City's liaison to the Auditor of State and the City's external auditors in responding to and resolving audit findings and management letter comments, and is charged with ensuring that public funds are not expended in contravention of law, and financial disclosure statements filed with the City are public records subject to Section 149.43 of the Ohio Revised Code and the City's records retention schedule; and

WHEREAS, the City Auditor is an independently elected officer, separate from the Mayor and City Council and subject to the same disclosure requirements, and vesting the receipt, retention, and monitoring of financial disclosure statements and ethics training certificates in an independent fiscal officer with existing audit and records responsibilities is the practice most consistent with the structure of Ohio municipal government and promotes public confidence, transparency, and accountability; NOW, THEREFORE,

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

SECTION 1: Chapter 195 of the Whitehall Codified Ordinances is hereby created as follows:

1. Definitions. As used in this section:
   1. "Municipal office" means the offices of Mayor, City Council member, City Auditor, City Treasurer, or City Attorney.
   2. "Office holder" means a person who is elected or appointed to the office of Mayor, City Council member, City Auditor, City Treasurer, or City Attorney.
   3. "Candidate" means any candidate in an election for nomination or election to office for Mayor, City Council member, City Auditor, City Treasurer, or City Attorney.
   4. The definitions set forth in section 102.01 of the Ohio Revised Code shall apply to this section except to the extent modified in this section.
2. Financial Disclosure Statement filed with Ohio Ethics Commission
   Every person who is an office holder, or a candidate, and every person who is appointed to fill a vacancy for an unexpired term in such an elective office, shall file with the Ohio Ethics Commission the disclosure statement described in this division on a form prescribed by the Commission, according to the section 102.02 of the Ohio Revised Code.

100. Financial Disclosure Statements filed with the City Auditor
   1. Every officer holder or candidate, and every person who is appointed to fill a vacancy for an unexpired term in such an elective office, shall file a financial disclosure statement, mandated by division (B) of this section, with the City Auditor.
   2. The same filing deadlines as provided in division (A)(4) of section 102.02 of the Ohio Revised Code shall apply to the financial disclosure statements required to be filed with the City Auditor pursuant to this division.
101. Ethics Policy
   Each office holder shall complete the Ohio Ethics Commission Ohio Ethics Law E-Course within six (6) of the commencement of his or her term and shall file with the city auditor such certificate of completion.

5. Penalties
   1. No person shall knowingly fail to file the financial disclosure statement, on or before the applicable filing deadlines, required under this section. A violation of this subsection is a misdemeanor of the third degree.
   2. No person shall knowingly file a false financial disclosure statement required under this section. A violation of this subsection is a misdemeanor of the first degree.

SECTION 2: That this Ordinance shall take effect at the earliest time provided for by law.

Requested by: Shaquille Alexander, CPA, City Auditor
Prepared by: Shaquille Alexander, CPA, City Auditor and Bradley S. Nicodemus, City Attorney
Approved as to form: Bradley S. Nicodemus, City Attorney 09/04/2026

DRAFT # 2
ORDINANCE 090-2026 (Comm/Whole – 1st Reading- SUSP & ADOPT 09-15-2026 - /)

AMENDING ORDINANCE 073-2026; AUTHORIZING AND APPROVING THE FOLLOWING CHANGES TO 161.38.

WHEREAS, Section 161.38 of the Codified Ordinances establishes salary ranges for City positions, with pay within each range to be determined by the respective appointing authority; and

WHEREAS, the Office of the Auditor has conducted a departmental budget analysis and completed a review of personnel classifications and compensation records in preparation for the 2027 budget cycle; and

WHEREAS, that review has identified the stated minimum rate for the Deputy Auditor as anomalous within the salary schedule and to be materially below the rate at which the position has been and would be filled. A minimum rate so far below the prevailing rate of the position is vestigial and exerts no practical constraint on the appointing authority; it neither reflects current compensation practice nor serves any budgetary, recruitment, or internal control purpose, and its continued publication misstates the effective compensation range of the position; and

WHEREAS, that same review has identified the stated maximum rates for the positions of Deputy Auditor, Deputy Tax Commissioner, and Payroll Administrator as lagging the compensation levels required to retain qualified personnel in positions carrying statutory fiscal, payroll, and tax administration responsibilities, and adjustment of those maxima is necessary to preserve the City's ability to fill and hold those positions in 2027; and

WHEREAS, the maximum rates stated in Section 161.38 establish the outer limit of the appointing authority's discretion and do not themselves authorize, obligate, or effect the payment of compensation at those rates; actual compensation remains subject to determination by the appointing authority and to the appropriations lawfully made by this Council; and

WHEREAS, total salary appropriations for the Office of the Auditor for fiscal year 2027 are projected to increase by approximately 2.8% over fiscal year 2026, and the amendment contemplated herein is accommodated within that projection; and

WHEREAS, the City Council is interested in adding a part-time clerk to assist in the Council office;

WHEREAS, the current salary ordinance requires updating for the year 2026; NOW, THEREFORE,

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

SECTION 1:

161.38 SALARY SCHEDULE.

(a) The following salary ranges are hereby set, with pay to be determined by the respective appointing authority.

Clerk of Council (hourly)	2020	25.00 to 35.39
~~Office Clerk~~ Deputy Clerk of Council Part-time (hourly)	~~2020~~2026	~~11.00 to 22.57~~ to 34.13
Deputy Auditor (hourly)	2026	~~30.10 to 44.23~~ to 46.00
Deputy Tax Commissioner (hourly)	2026	~~to 48.08~~ to 50.01
Payroll Administrator (hourly)	2026	~~To 39.06~~ to 41.02
Accounting Specialist (hourly)	2026	to 38.46
Director of Public Service (hourly)	2025	to 55.57
Administrative Assistant (hourly)	2024	to 36.00
Code Enforcement Officer (hourly)	2026	to 39.50
Chief Building Official (hourly)	2026	to 52.61
Assistant Building Inspector Part-time (hourly)	2020	to 30.00
Director for Public Safety (salary)	2026	to 54,900.00
Assistant City Attorney/Prosecutor (salary)	2026	To 89,000.00
Assistant City Attorney, Part-time (salary)	2023	to 75,000.00

Prosecutor (Part-Time)* (salary)	2024	To 123,600.00
Legal Assistant (hourly)	2026	to 39.90
Parks and Recreation Director (hourly)	2026	to 57.69
Police Deputy Chiefs (hourly)	2026	to 82.14
Assistant Fire Chief (hourly)	2026	to 82.14
Chief of Police (hourly)	2026	to 92.81
Chief of Fire (hourly)	2026	to 92.81
Crime Analyst Supervisor	2026	to 43.82

Coordinator of Victim Services (hourly)	2020	21.00 to 33.89
Property Room Coordinator (hourly)	2026	to 27.86
Property Room Clerk (hourly)	2026	To 27.86
Crime Analyst (hourly)	2026	23.04 to 35.93
Human Resources Director (hourly)	2026	38.53 to 49.28
HR Generalist (hourly)	2026	28.00 to 33.17
Director of Development (hourly)	2022	to 55.00
Deputy Director of Public Affairs (hourly)	2023	to 42.79
Director of Information Technology (hourly)	2026	to 54.33
Systems Administrator (hourly)	2024	to 44.00
Senior Administrative Assistant (hourly)	2026	to 40.37
Executive Assistant to the Mayor (hourly)	2026	to 40.87
Clerk of Courts (hourly)	2026	to 41.20
Paralegal (hourly)	2026	20.00 to 33.65
Recreation Superintendent (hourly)	2023	to 38.25
Code Enforcement/Animal Control Officer (hourly)	2026	to 32.53
IT Security Specialist	2026	to 38.20
IT Network Administrator	2026	36.06 to 45.67
Full-Time IT Technician (hourly)	2024	to 37.09
Grants Administrator (hourly)	2025	to 46.34
Records Clerk Part-time (hourly)	2026	to 28.96
Economic Development Specialist (hourly)	2026	to 36.59
City Planner (hourly)	2026	To 33.17
Adult Resource & Engagement Specialist	2026	to 27.89
P&R Program Supervisor (hourly)	2025	to 34.06
Recreation Manager (full-time)	2026	22.00 – 27.00
Program Assistant (part-time)	2024	15.00 – 25.00
Assistant Clerk of Courts	2026	to 34.13
Communication and Marketing Specialist	2026	to 33.65
Police Community Coordinator	2026	to 26.25
Director of Neighborhoods	2026	to 44.23
Events and Advancement Coordinator	2026	to 29.33
Service Maintenance Custodian	2026	to 26.44
Police Custodian	2026	to 26.44

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

Prepared by: Shaquille Alexander, CPA, City Auditor, and Tracy Wentz, Director of HR
Approved as to form: Brad Nicodemus, City Attorney bsn 09/08/2026

STANDING COMMITTEES

ADMINISTRATION AND FINANCIAL MANAGEMENT - CHAIRPERSON ELMORE

DRAFT # 3

ORDINANCE 091-2026 (Adm/Fin Mgmt – 1st Reading- SUSP & ADOPT 09-15-2026 - Elmore/)

MAKING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF EIGHTEEN THOUSAND AND 00/100 DOLLARS ($18,000.00) FROM UNAPPROPRIATED MONIES IN THE GENERAL FUND (101) TO THE LABOR RELATIONS ACCOUNT (101.900.51010), AND DECLARING AN EMERGENCY.

WHEREAS, the City of Whitehall, Ohio (the "City") is presently engaged in collective bargaining negotiations with the labor organizations representing its employees for successor collective bargaining agreements, and those negotiations require the continued services of outside labor counsel and related professional services through the remainder of calendar year 2026; and

WHEREAS, the cost of labor counsel and related labor relations services is charged to the Labor Relations account (101.900.51010) within the General Fund (101), for which Forty-Five Thousand and 00/100 Dollars ($45,000.00) was appropriated for 2026; and

WHEREAS, as of August 31, 2026, expenditures charged to the Labor Relations account totaled Forty-Three Thousand Five Hundred Fifty-Five and 21/100 Dollars ($43,555.21), or approximately ninety-seven percent (97%) of the annual appropriation, leaving insufficient appropriation authority to fund labor relations services for the remainder of the year; and

WHEREAS, the Director of Human Resources has requested a supplemental appropriation of Eighteen Thousand and 00/100 Dollars ($18,000.00) to the Labor Relations account, which will increase the total 2026 appropriation for that account to Sixty-Three Thousand and 00/100 Dollars ($63,000.00), an amount consistent with the City’s historical expenditure in negotiation years; and

WHEREAS, Section 5705.40 of the Ohio Revised Code authorizes the taxing authority of a subdivision to amend or supplement its annual appropriation measure, provided that the total appropriations from any fund do not exceed the estimated resources of that fund as set forth in the official certificate of estimated resources issued pursuant to Section 5705.36 of the Ohio Revised Code; and

WHEREAS, the City Auditor, as Chief Fiscal and Accounting Officer of the City, has determined that unappropriated monies are available in the General Fund (101) in an amount sufficient to fund the supplemental appropriation authorized herein, and that total appropriations from the General Fund (101), as so supplemented, do not exceed the amended official certificate of estimated resources for fiscal year 2026; NOW, THEREFORE,

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

SECTION 1: That there be and hereby is appropriated from the unappropriated balance of the General Fund (101) the sum of Eighteen Thousand and 00/100 Dollars ($18,000.00) to the Labor Relations account (101.900.51010), thereby increasing the total fiscal year 2026 appropriation for that account from Forty-Five Thousand and 00/100 Dollars ($45,000.00) to Sixty-Three Thousand and 00/100 Dollars ($63,000.00), for the purpose of funding labor counsel and related labor relations services in connection with the City’s collective bargaining negotiations.

SECTION 2: That the City Auditor is hereby authorized and directed to record the supplemental appropriation authorized herein, to certify the same to the Franklin County Auditor as an amendment to the City's annual appropriation measure for fiscal year 2026 as required by law, and to draw his warrant upon the Treasurer of the City for these funds for the stated purpose.

SECTION 3: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the City, and for the further reason that the City's collective bargaining negotiations are ongoing and the appropriation for the Labor Relations account is substantially exhausted, such that the immediate availability of these funds is necessary to avoid any interruption in the City's legal representation in those negotiations.

Requested by: Tracy Wentz, Director of Human Resources
Prepared by: Shaquille Alexander, CPA, City Auditor
Approved as to form: Bradley S. Nicodemus, City Attorney bsn 09/08/2026

DRAFT # 4
ORDINANCE 092-2026 (Adm/Fin Mgmt – 3rd Reading- ADOPT 10-20-2026 - Elmore/)

AN ORDINANCE CREATING CHAPTER XXX CONTRACTING PROVISIONS OF THE CODIFIED ORDINANCES AND ESTABLISHING MINIMUM CITY CONTRACT AWARDS TO MINORITY BUSINESSES.

WHEREAS, Whitehall is home to minority owned small businesses which may face barriers in receiving contracts; and

WHEREAS, the City desires to rectify market barriers for all qualified contractors; NOW, THEREFORE,

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

SECTION 1: Chapter XXX, titled "Contracting Provisions" of the Codified Ordinances is hereby created as follows:
XXX.01 Definitions
In this chapter, the terms listed below are defined as follows:

1. "Affiliation" means a connection with another business concern is based on the power to control, whether exercised or not. Such factors as common ownership, common management and identity of interest (often found in members of the same family), among others, are indicators of affiliation. Power to control exists when a party or parties have fifty-one percent (51%) or more ownership. It may also exist with considerably less than fifty-one percent (51%) ownership by contractual arrangement or when one or more parties own a large share compared to other parties. Affiliation business concerns need not be in the same line of business. The calculation of a concern's size includes the employees or receipts of all affiliates. Except as otherwise provided, concerns are affiliates of each other when, either directly or indirectly:
   1. One concern controls or has the power to control the other; or
   2. A third party or parties controls or has the power to control both; or
   3. An identity of interest between or among parties exists such that affiliation may be found.

   In determining whether affiliation exists, it is necessary to consider all appropriate factors, including common ownership, common management, and contractual relationships. Affiliates must be considered together in determining whether a concern meets small business size criteria and the statutory cap on the participation of firms in the DBE program.

2. "Assets" means all the property of a person available for paying debts or for distribution, including one's respective share of jointly held assets. This includes, but is not limited to, cash on hand and in banks, savings accounts, IRA or other retirement accounts, accounts receivable, life insurance, stocks and bonds, real estate, and personal property.
3. "Asian-Indian Americans" includes people with origins from India, Pakistan, Sri Lanka, or Bangladesh.
4. "Asian-Pacific Americans" includes individuals from Japan, China, Taiwan, Korea, Vietnam, Laos, Cambodia, the Philippines, Samoa, Guam, the U.S. Trust Territories of the Pacific, or the Northern Marianas.
5. "Bid" or "Bidder" includes the terms "proposal" and "proposer."
6. "Black Americans" includes persons having origins in any black racial groups of Africa.
7. "Business, business concern or business enterprise" means an entity organized for profit with a place of business located in the United States, and which operates primarily within the United States or which makes a significant contribution to the United States economy through payment of taxes or use of American products, materials, or labor.
8. "City" means The City of Whitehall, Ohio.
9. "Contract" means an agreement where the City spends its funds for goods or services. Certain contracts, such as specialized services, emergency requisitions, petty cash funds, and contracts utilizing nonfederal funds under the thresholds set by 9.17 of the Ohio Revised Code may be exempt. Exemptions under this Chapter are determined by the Economic Development Director in conjunction with the City Auditor and City Attorney.
10. "Contractor" means a party participating in a contract as defined in subsection (g).
11. "Disadvantaged Business Enterprise" or "DBE" means small business concern:
    1. At least fifty-one percent (51%) owned by socially and economically disadvantaged individuals, or if publicly owned, at least fifty-one percent (51%) of the stock is owned by these individuals; and
    2. Managed and operated on a daily basis by one or more of the disadvantaged individuals who own it.
12. "Discriminate" means exclusion of an individual or group solely based on race, religion, color, sex, national origin, age, disability, ancestry, or Vietnam-era or disabled veteran status.
13. "Hispanic Americans" includes persons of Mexican, Puerto Rican, Cuban, Central or South American, or other Spanish or Portuguese culture or origin, regardless of race.
14. "Joint Venture" means an association of an MBE or DBE firm and one or more other firms to carry out a single, for-profit business enterprise, for which the parties combine their property, capital, efforts, skills and knowledge, and in which the MBE or DBE is responsible for a distinct, clearly defined portion of the work of the contract and whose share in the capital contribution, control, management, risks, and profits of the joint venture are commensurate with its ownership interest.
15. "Manufacturer" means a firm operating a factory or establishment that produces materials or supplies on-premises.
16. "Minority Business Coordinator" or "MBC" means the person designated by the City Manager to administer this chapter, also serving as the City's "DBE Liaison Officer" per 49 CFR Section 23.45 (May also be referred to as the "MBE Officer.")
17. "Minority" means a U.S. citizen or lawful permanent resident who is:
    1. Black American,
    2. Hispanic American,
    3. Native American,
    4. Asian-Pacific American, or
    5. Asian-Indian American.
18. "Minority Business Enterprise" or "MBE" means a business which is:
    1. At least fifty-one percent (51%) owned by minorities or females, or if publicly owned, at least fifty-one percent (51%) of the stock is owned by minorities or females;
    2. Managed and operated daily by minority or female individuals; and
    3. At least fifty-one percent (51%) of net profits or losses are attributable to minority or female

persons.

19. "Native Americans" includes American Indians, Eskimos, Aleuts, or Native Hawaiians.
20. "Regular Dealer" means a firm engaged in the principal business of buying and selling specific products, owning and maintaining a store or warehouse, but not including brokers and packagers.
21. "Small Business Concern" means a small business concern as defined pursuant to section 3 of the Small Business Act and Small Business Administration regulations implemented in (13 CFR part 121) that also does not exceed the cap on average annual gross receipts specified in § 26.65(b).
22. "Socially and Economically Disadvantaged Individuals" and "Disadvantaged Individuals" includes U.S. citizens or lawfully admitted permanent residents who are women, Black Americans, Hispanic Americans, Native Americans, Asian-Pacific Americans, Asian-Indian Americans, or others found disadvantaged by the Small Business Administration. The social disadvantage must stem from circumstances beyond the individual's control.
    1. Any individual who a recipient finds to be a socially and economically disadvantaged individual on a case-by-case basis. An individual must demonstrate that they have held himself or herself out, as a member of a designated group if you require it.
    2. Any individual in the following groups, members of which are rebuttably presumed to be socially and economically disadvantaged:
        1. "Black Americans" which includes persons having origins in any of the Black racial groups of Africa;
        2. "Hispanic Americans" which includes persons of Mexican, Puerto Rican, Cuban, Dominican, Central or South American, or other Spanish or Portuguese culture or origin, regardless of race;
        3. "Native Americans" which includes persons who are enrolled members of a federally or State recognized Indian tribe, Alaska Natives, or Native Hawaiians;
        4. "Asian-Pacific Americans" which includes persons whose origins are from Japan, China, Taiwan, Korea, Burma (Myanmar), Vietnam, Laos, Cambodia (Kampuchea), Thailand, Malaysia, Indonesia, the Philippines, Brunei, Samoa, Guam, the US Trust Territories of the Pacific Islands (Republic of Palau), Republic of the Northern Marianas Islands, Samoa, Macao, Fiji, Tonga, Kirbati, Tuvalu, Nauru, Federated States of Micronesia, or Hong Kong;
        5. "Subcontinent Asian Americans" which includes persons whose origins are from India, Pakistan, Bangladesh, Bhutan, the Maldives Islands, Nepal or Sri Lanka;
        6. Women;
        7. Any additional groups whose members are designated as socially and economically disadvantaged by the SBA, at such time as the SBA designation becomes effective.
    3. Being born in a particular country does not, standing alone, mean that a person is necessarily a member of one of the groups listed in this definition.
23. "Subcontractor" means one who contracts with the original contractor for part or all of the work, excluding the purchase of materials and/or equipment.

XXX.02 Setting aside purchases selected for competition only by minority business enterprises.

1. From the purchases that the City is required by law to make through competitive selection, the City shall select a number of such purchases, the aggregate value of which equals approximately fifteen per cent of the estimated total value of all such purchases to be made in the current fiscal year. The City shall set aside the purchases selected for competition only by minority business enterprises, as defined in division (E)(1) of section 122.71 of the Revised Code. The competitive selection procedures for such purchases set aside shall be the same as for all other purchases the department is required to make through competitive selection, except that only minority business enterprises certified by the State or other municipality with an established minority business certification for at least one year shall be qualified to compete.

2. In the case of purchases set aside under this section, if no bid is submitted by a minority business enterprise, the purchase shall be made according to usual procedures.
3. The provisions of this section shall not preclude any minority business enterprise from competing for any other City purchases that are not specifically set aside for minority business enterprises.
4. Any person who intentionally misrepresents self as owning, controlling, operating, or participating in a minority business enterprise for the purpose of obtaining contracts, subcontracts, or any other benefits under this section shall be guilty of theft by deception as provided for in section 537.07 of the Codified Ordinance or section 2913.02 of the Revised Code.
5. Corporations, firms, or individuals benefiting from City-provided tax abatement or tax credit development incentives must align their construction and purchasing contracts with the inclusive goals detailed in this section.
6. The Auditor, in conjunction with the Director of Economic Development and Director of Public Service, shall provide an annual report on the annual contracting and amount and percentage of contracts awarded to minority business enterprises.

XXX.03 Counting MBE Participation

1. Total Contract Value: Once a firm qualifies as an MBE under this chapter, the entire dollar value of the contract awarded to the MBE shall be counted toward the relevant MBE goals.
2. Proportional Ownership: The total contract value to an MBE owned and controlled by minorities shall be counted toward minority goals in proportion to the ownership and control percentage of each group in the business.
3. Joint Venture: A contractor may count toward MBE goals the portion of the total contract value with an eligible joint venture, equal to the MBE partner's ownership and control percentage.
4. Commercially Useful Function

    1. Contractors may only count toward MBE goals the expenditures to MBEs performing a commercially useful function, defined as responsibility for a distinct work element, with actual execution, management, and supervision.
    2. An MBE may subcontract consistently with industry practices. However, excessive subcontracting may be presumed as non-compliance with commercial usefulness. The MBE may present evidence to rebut this presumption to the City.

5. Materials and Supplies: A contractor may count toward its MBE goal:

    1. Sixty percent (60%) of expenditures for materials and supplies from an MBE regular dealer.
    2. One hundred percent (100%) of such expenditures from an MBE manufacturer.

6. Specific Expenditures to Non-Manufacturers or Regular Dealers: A contractor may count toward MBE goals expenditures to MBEs that aren't manufacturers or regular dealers for:

    1. Fees for bona fide services, such as professional, technical, consulting, or managerial services, or procurement assistance, if deemed reasonable.
    2. Fees for material and supply delivery, excluding the cost of the materials themselves, if the delivery fee is reasonable.
    3. Fees for bonds or insurance specifically required for contract performance, if deemed reasonable.

XXX.04 Income Tax Reimbursement

7. Any minority business enterprise contactor or subcontractor awarded a contract pursuant to XXX.02 is entitled to a reimbursement up to twenty-five percent or fifty thousand dollars, whichever is less,

of local employment taxes paid.

SECTION 2: The Council finds and determined that all formal actions of this Council relating to the adoption of this resolution have been taken at open meetings of this Council, and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

SECTION 3: That this Ordinance 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 by: Lori Elmore, Councilwoman
Prepared by: Bradley S. Nicodemus, City Attorney
Approved as to form: Bradley S. Nicodemus, City Attorney bsn 9/8/26

DRAFT # 5
RESOLUTION 040-2026 (Adm/Fin Mgmt – 1st Reading- SUSP & ADOPT 09-15-2026 - 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 09/08/2026

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. 086-2026 *(Comm Stan & Enf- 3rd Reading- ADOPT-10/06/2026-McCann/Harcar)*
AMENDING PART THREE, APPENDIX – TRAFFIC SCHEDULE II, OF THE TRAFFIC CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF WHITEHALL, OHIO, ENTITLED "STOP INTERSECTIONS" BY ADDING A STOP SIGN AT E MOUND STREET AND BERNHARD ROAD AND CREATING ALL-WAYS STOP INTERSECTION AND DECLARING AN EMERGENCY.

ORDINANCE NO. 087-2026 *(Comm Stan & Enf- 3rd Reading- ADOPT-10/06/2026-McCann/Dixon)*
AMENDING, APPENDIX – TRAFFIC SCHEDULE IV, OF THE TRAFFIC CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF WHITEHALL, OHIO, ENTITLED "PARKING PROHIBITED ALL TIMES" AND DECLARING AN EMERGENCY.

ECONOMIC DEVELOPMENT – CHAIRPERSON DIXON

Members: McCann, Morrison, Brown

No drafts or pending legislation.

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