

MINUTES SPECIAL COUNCIL MEETING
REYNOLDSBURG CITY COUNCIL
DECEMBER 19, 2005

President of Council William L. Hills called the meeting to order at 9:52 p.m.

Members of Council present: Preston Stearns, Brett Baxter, Doug Joseph, Mel Clemens, Antoinette Newman, Ron Stake.

The Invocation was given by Mr. Stearns. Mr. Hills led the Pledge of Allegiance.

Minutes of the regular Council meeting held December 12, 2005 were approved without objection.

The agenda was approved, with the President of Council noting that items would be those that had been sent from the committee meetings held earlier in the evening.

Legislation Requiring One Reading:

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO A LEASE REGARDING CONSTRUCTION OF A TELECOMMUNICATIONS TOWER AT 7806 EAST MAIN STREET, AND DECLARING AN EMERGENCY- - Clerk read ordinance by title for the one required reading. Mr. Stake moved adoption. Mr. Joseph seconded. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Stake "Yea". Motion passed; Ordinance No. 105-05 adopted.

RESOLUTION CONCERNING SERVICES TO PROPERTY PROPOSED FOR ANNEXATION OF 0.6+/- ACRES IN TRURO TOWNSHIP TO THE CITY OF REYNOLDSBURG (Wesley S. Mendenhall) AND DECLARING AN EMERGENCY- - Clerk read resolution by title for the one required reading. Mr. Clemens moved adoption. Mr. Stake seconded. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Stake "Yea". Motion passed; Resolution No. 106-05 adopted.

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH THE DISTRICT ADVISORY COUNCIL OF THE FRANKLIN COUNTY GENERAL HEALTH DISTRICT FOR HEALTH SERVICES AND DECLARING AN EMERGENCY- - Clerk read ordinance by title for the one required reading. Mr. Stake moved adoption. Mr. Stearns seconded. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Stake "Yea". Motion passed; Ordinance No. 107-05 adopted.

ORDINANCE MAKING VARIOUS SUPPLEMENTAL APPROPRIATIONS (Police Department; Development Department; Computer Department; Street Department; Permissive Tax Fund) AND DECLARING AN EMERGENCY- - Clerk read ordinance by title for the one required reading. Mr. Stake moved adoption. Mrs. Newman seconded. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Stake "Yea". Motion passed; Ordinance No. 108-05 adopted.

ORDINANCE MAKING APPROPRIATION FOR PAYMENT TO THE CITY OF COLUMBUS

FOR BALANCE OF BILL FOR WATER AND SEWER AND DECLARING AN EMERGENCY- - -Clerk read ordinance by title for the one required reading. Mr. Stake moved adoption. Mr. Clemens seconded. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Stake "Yea". Motion passed; Ordinance No. 109-05 adopted.

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: SECTION 121.02 "COMPENSATION" OF CHAPTER 121 COUNCIL AND DECLARING AN EMERGENCY- - -Clerk read ordinance by title for the one required reading. Mr. Stake moved adoption. Mr. Clemens seconded. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Stake "Yea". Motion passed; Ordinance No. 110-05 adopted.

First reading:

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: SECTION 127.01 "COMPENSATION" OF CHAPTER 127 PRESIDENT OF COUNCIL- - -Clerk read ordinance by title for the first reading. Item referred to Finance Committee.

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: SECTION 147.03 "COMPENSATION" OF CHAPTER 147 DEPARTMENT OF LAW- - -Clerk read ordinance by title for the first reading. Item referred to Finance Committee.

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: SECTION 141.01 "COMPENSATION" OF CHAPTER 141 MAYOR- - -Clerk read ordinance by title for the first reading. Item referred to Finance Committee.

Second reading:

AN ORDINANCE ADOPTING THE SUMMIT ROAD ECONOMIC DEVELOPMENT PLAN #1 FOR THE PURPOSE OF ESTABLISHING A TAX INCREMENT FINANCING DISTRICT; AND DECLARING AN EMERGENCY- - -Clerk read ordinance by title for the second reading. Mr. Baxter moved to amend the ordinance as redrafted 12-15-05. Mr. Clemens seconded. All voted "Aye". Motion passed; ordinance amended. Mr. Baxter moved adoption. Mr. Joseph seconded. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Stake "Yea". Motion passed; Ordinance No. 111-05 adopted.

AN ORDINANCE ADOPTING THE TAYLOR ROAD ECONOMIC DEVELOPMENT PLAN #1 FOR THE PURPOSE OF ESTABLISHING A TAX INCREMENT FINANCING DISTRICT; AND DECLARING AN EMERGENCY- - -Clerk read ordinance by title for the second reading. Mr. Baxter moved to amend the ordinance as redrafted 12-15-05. Mrs. Newman seconded. All voted "Aye". Motion passed; ordinance amended. Mr. Baxter moved adoption. Mr. Clemens

seconded. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Stake "Yea". Motion passed; Ordinance No. 112-05 adopted.

AN ORDINANCE PROVIDING FOR THE CONSTRUCTION OF CERTAIN PUBLIC IMPROVEMENTS WITHIN THE CITY BY CREATING AN INCENTIVE DISTRICT ENCOMPASSING CERTAIN PARCELS OF REAL PROPERTY, DECLARING IMPROVEMENTS TO SUCH PARCELS TO BE A PUBLIC PURPOSE, EXEMPTING SUCH IMPROVEMENTS FROM TAXATION, REQUIRING THE OWNERS OF SUCH PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, PROVIDING FOR THE DISTRIBUTION OF THE APPLICABLE PORTION OF SUCH SERVICE PAYMENTS TO THE REYNOLDSBURG CITY SCHOOL DISTRICT, ESTABLISHING A MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF THE REMAINDER OF SUCH SERVICE PAYMENTS, DESCRIBING THE PUBLIC INFRASTRUCTURE IMPROVEMENTS MADE OR TO BE MADE THAT BENEFIT OR SERVE THOSE PARCELS AND APPROVING AND AUTHORIZING THE EXECUTION OF TAX INCREMENT FINANCING AGREEMENTS; AND DECLARING AN EMERGENCY- -Clerk read ordinance by title for the second reading. Mr. Baxter moved adoption. Mr. Joseph seconded. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Stake "Yea". Motion passed; Ordinance No. 113-05 adopted.

AN ORDINANCE PROVIDING FOR THE CONSTRUCTION OF CERTAIN PUBLIC IMPROVEMENTS WITHIN THE CITY BY CREATING A TAX INCREMENT FINANCING AREA ENCOMPASSING CERTAIN PARCELS OF REAL PROPERTY, DECLARING IMPROVEMENTS TO SUCH PARCELS TO BE A PUBLIC PURPOSE, EXEMPTING SUCH IMPROVEMENTS FROM TAXATION, REQUIRING THE OWNERS OF SUCH PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, PROVIDING FOR THE DISTRIBUTION OF THE APPLICABLE PORTION OF SUCH SERVICE PAYMENTS TO THE REYNOLDSBURG CITY SCHOOL DISTRICT, ESTABLISHING A MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF THE REMAINDER OF SUCH SERVICE PAYMENTS, DESCRIBING THE PUBLIC INFRASTRUCTURE IMPROVEMENTS MADE, TO BE MADE OR IN THE PROCESS OF BEING MADE BY THE CITY THAT DIRECTLY BENEFIT, OR THAT ONCE MADE WILL DIRECTLY BENEFIT, THOSE PARCELS AND APPROVING AND AUTHORIZING THE EXECUTION OF TAX INCREMENT FINANCING AGREEMENTS; AND DECLARING AN EMERGENCY- -Clerk read ordinance by title for the second reading. Mr. Baxter moved adoption. Mr. Clemens seconded. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Stake "Yea". Motion passed; Ordinance No. 114-05 adopted.

AN ORDINANCE PROVIDING FOR THE CONSTRUCTION OF CERTAIN PUBLIC IMPROVEMENTS WITHIN THE CITY BY CREATING AN INCENTIVE DISTRICT ENCOMPASSING CERTAIN PARCELS OF REAL PROPERTY, DECLARING IMPROVEMENTS TO SUCH PARCELS TO BE A PUBLIC PURPOSE, EXEMPTING SUCH IMPROVEMENTS FROM TAXATION, REQUIRING THE OWNERS OF SUCH PARCELS

TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, PROVIDING FOR THE DISTRIBUTION OF THE APPLICABLE PORTION OF SUCH SERVICE PAYMENTS TO THE APPLICABLE CITY OR LOCAL SCHOOL DISTRICT, ESTABLISHING A MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF THE REMAINDER OF SUCH SERVICE PAYMENTS, DESCRIBING THE PUBLIC INFRASTRUCTURE IMPROVEMENTS MADE OR TO BE MADE THAT BENEFIT OR SERVE THOSE PARCELS AND APPROVING AND AUTHORIZING THE EXECUTION OF TAX INCREMENT FINANCING AGREEMENTS; AND DECLARING AN EMERGENCY- - Clerk read ordinance by title for the second reading. Mr. Baxter moved adoption. Mrs. Newman seconded. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Stake "Yea". Motion passed; Ordinance No. 115-05 adopted.

Third reading:

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO AGREEMENT FOR THE COMPOSTING OF YARD WASTE GENERATED IN AND COLLECTED FROM THE CITY OF REYNOLDSBURG, OHIO **AND DECLARING AN EMERGENCY**- - Clerk read ordinance by title for the third reading. Mr. Clemens moved to amend the ordinance by adding the change received from the Safety/Service Director on 12-16-05; and by adding emergency language. Mr. Joseph seconded. All voted "Aye". Motion passed; ordinance amended. Mr. Clemens moved adoption. Mr. Stake seconded. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Stake "Yea". Motion passed; Ordinance No. 116-05 adopted

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO AGREEMENT FOR THE DISPOSAL OF RESIDENTIAL SOLID WASTE GENERATED IN AND COLLECTED FROM THE CITY OF REYNOLDSBURG, OHIO **AND DECLARING AN EMERGENCY**- - Clerk read ordinance by title for the third reading. Mr. Clemens moved to amend the ordinance by adding emergency language. Mrs. Newman seconded. All voted "Aye". Motion passed; ordinance amended. Mr. Clemens moved adoption. Mr. Stake seconded. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Stake "Yea". Motion passed; Ordinance No. 117-05 adopted.

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO AGREEMENT FOR THE PROCESSING OF RECYCLABLE MATERIALS GENERATED IN AND COLLECTED FROM WITHIN THE CITY OF REYNOLDSBURG, OHIO **AND DECLARING AN EMERGENCY**- - Clerk read ordinance by title for the third reading. Mr. Clemens moved to amend the ordinance by adding emergency language; Mr. Stake seconded; all voted "Aye". Motion passed; ordinance amended. Mr. Clemens moved adoption; Mr. Joseph seconded. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Stake "Yea". Motion passed; Ord. No. 118-05 adopted.

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO AGREEMENT FOR THE COLLECTION, TRANSPORTATION AND DELIVERY FOR DISPOSAL OR PROCESSING OF RESIDENTIAL SOLID WASTE, RECYCLABLE MATERIALS AND YARD WASTE GENERATED WITHIN THE CITY OF REYNOLDSBURG, OHIO **AND DECLARING AN**

EMERGENCY- - Clerk read ordinance by title for the third reading. Mr. Clemens moved to amend the ordinance by adding emergency language. Mrs. Newman seconded. All voted "Aye". Motion passed; ordinance amended. Mr. Clemens moved adoption. Mr. Stearns seconded. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Stake "Yea". Motion passed; Ordinance No. 119-05 adopted.

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: Amending Subsection (a) of Section 953.01 "Water Rate Schedule" OF CHAPTER 953 Water Charges **AND DECLARING AN EMERGENCY-** - Clerk read ordinance by title for the third reading. Mr. Stake moved to amend the ordinance by adding emergency language. Mrs. Newman seconded. All voted "Aye". Motion passed; ordinance amended. Mr. Stake moved adoption. Mr. Joseph seconded. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Stake "Yea". Motion passed; Ordinance No. 120-05 adopted.

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: Amending Subsection (c) of Section 945.02 "Rate Schedule" OF CHAPTER 945 SEWER CHARGES **AND DECLARING AN EMERGENCY-** - Clerk read ordinance by title for the third reading. Mr. Stake moved to amend the ordinance by adding emergency language. Mrs. Newman seconded. All voted "Aye". Motion passed; ordinance amended. Mr. Stake moved adoption. Mr. Clemens seconded. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Stake "Yea". Motion passed; Ordinance No. 121-05 adopted.

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: SECTION 143.01 "COMPENSATION" OF CHAPTER 143 DEPARTMENT OF CITY AUDITOR **AND DECLARING AN EMERGENCY-** - Clerk read ordinance by title for the third reading. Mr. Stake moved to amend the ordinance by adding emergency language. Mr. Joseph seconded. All voted "Aye". Motion passed; ordinance amended. Mr. Stake moved adoption. Mr. Clemens seconded. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Stake "Yea". Motion passed; Ordinance No. 122-05 adopted.

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: SECTION 160.03 "SALARY SCHEDULE" Subsections (a) and (b) of CHAPTER 160 EMPLOYEE COMPENSATION **AND DECLARING AN EMERGENCY-** - Clerk read ordinance by title for the third reading. Mr. Stake moved to amend the ordinance with the document received 12-19-05 that adjusted the salary schedule by 2%; and by adding emergency language. Mr. Joseph seconded. All voted "Aye". Motion passed; ordinance amended. Mr. Stake moved adoption. Mr. Clemens seconded. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Stake "Yea". Motion passed; Ordinance No. 123-05 adopted.

ORDINANCE TO MAKE A FINAL APPROPRIATION FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF REYNOLDSBURG, STATE OF OHIO,

DURING THE FISCAL YEAR ENDING DECEMBER 31, 2006 AND DECLARING AN EMERGENCY- -Clerk read ordinance by title for the third reading. Mr. Stake moved to amend the ordinance to reflect information received December 16, 2005 in Council packets; and also to add \$8,000 for replacement vests for police officers; and \$1,023 for adjustment to At Large Councilmembers' salaries. Mr. Baxter seconded. All voted "Aye". Motion passed; ordinance amended. Mr. Stake moved adoption. Mr. Clemens seconded. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Stake "Yea". Motion passed; Ordinance No. 124-05 adopted.

Mr. Hills said there was a request from President of Council and City Attorney for an Executive Session to discuss imminent litigation. Mr. Stake moved to recess for Executive Session; Mrs. Newman seconded. Mr. Hills said those attending would be clerk, all elected officials, and Assistant City Attorney, if present. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Stake "Yea". Motion passed. Mr. Hills said following the Executive Session, Council would reconvene only to call the roll and adjourn. Council recessed at 10:24 p.m.

Council reconvened at 10:50 p.m. With the roll called, members responding were: Mr. Stearns "Present"; Mr. Baxter "Present"; Mr. Joseph "Present"; Mr. Clemens "Present"; Mrs. Newman "Present"; Mr. Stake "Present".

Meeting adjourned at 10:50 p.m.

William L. Hills, President of Council

Nancy C. Frazier, Clerk of Council