

SAFETY COMMITTEE MEETING MINUTES

December 18, 2006

Members of Safety Committee present: Brett Baxter, Ron Stake, Doug Joseph, Donna Shirey.
Other members of Council present: Preston Stearns, Mel Clemens, Antoinette Newman, Council President William L. Hills.

The meeting was called to order at 7:30 p.m.

Mr. Baxter: Approval of the agenda. Are there any changes or additions to the agenda? (No response).

Hearing or seeing none, I'll move on to item number 4 which is AN EMERGENCY ORDINANCE ENACTED BY THE CITY OF REYNOLDSBURG, excuse me, I skipped number 3. That's approval of the minutes for December 4, Safety Committee meeting. Are there any changes to those? (No response). Hearing or seeing none, they'll stand as submitted.

Now I'll go to item number 4. AN EMERGENCY ORDINANCE ENACTED BY THE CITY OF REYNOLDSBURG, FRANKLIN COUNTY, OHIO, HEREINAFTER REFERRED TO AS THE LOCAL PUBLIC AGENCY (LPA), IN THE MATTER OF THE STATED PROJECT. It was read for the first time on 12-11-06. And I'm just wondering, does anybody here on committee have questions on this? (No response). I had some questions last week when we spoke about it and I'm not sure who submitted this. Steve, this is yours, isn't it? Mr. DeBolt?

Mr. DeBolt: Yes.

Mr. Baxter: Could I ask you a couple of questions, if I could please?

Mr. DeBolt: Good evening Mr. Chairman, members of Council.

Mr. Baxter: The questions that I have is based upon the conversation we had in the audience a week or so ago about money that would be required and where it would be coming from. And there were still some questions outstanding where all that was coming together. So if you could bring us up to speed and make sure we're all where we need to be, I'd appreciate that.

Mr. DeBolt: Sure. Regarding the potential funds to move forth with the pavement of Main Street I assume you're referring to?

Mr. Baxter: That's what I'm, yes.

Mr. DeBolt: And we spoke at the time, it was a question of where we could get the money to go ahead and fund Main Street. And we had some conversations, among the Mayor, and some Council members, and County Administrators, and the Auditor. And it looks like we have an option that potentially we could use either funding for Main Street from either Phase II monies, or possibly from the Permissive Tax money. Again, when I talked to the County Administrators, they said we could use it out of that if we didn't have other funding. So we need to have an approval to get that. So I got the impression that could happen if we needed it to happen.

However, if we had other funding, that would be a higher priority according to them, the way they would look at it.

Mr. Baxter: Okay. And secondly, there was a question on curbs and ramps, the handicap ramps, and how that was going to be funded. And that would be the city's responsibility to do that.

Mr. DeBolt: That's correct.

Mr. Baxter: And have we identified where those funds would come from? Mr. Mayor.

Mayor McPherson: The funds for the curb/gutter repair, and the handicap ramps would come from the same account. And at the conclusion of the meeting that we had with the elected officials, the ordinance, or the request, the legislative request that's going to be coming down is going to request money be taken out of Phase II Streetscape. And I think I indicated to you at the time, it looks like the \$100,000 we're committed to in the Urban Paving Project, the documents you have in front of you references that. And then we're going to have approximately \$150,000 in additional fund monies that are going to be needed. And in discussing this with Chris Franzmann, our Bond Counsel, he's indicated that we can take the money to complete the Main Street Revitalization out of the bond that we issued. And that's how the legislation is going to come down. I'm not sure the exact number, but we have adequate funds in there to pay for the rest of Main Street.

Mr. DeBolt: Thank you, Mayor. I might add that that work has to be done prior to the paving. So we have to move forward quickly to get those done in the Spring and be ready to pave in the Summer.

Mr. Baxter: I was somewhat expecting to see an estimate on what the cost we were looking at. Is there an estimate for the expected cost for the paving, and for the ramps and curbs?

Mr. DeBolt: Yes.

Mr. Baxter: I see both of you shaking your head. (Inaudible. Multiple people speaking at once).

Mr. DeBolt: He was just conferring with me prior to the meeting. Because we did have an estimate and I needed to find out if that estimate was still pretty solid and I think it is. I just talked to Mr. Parkinson and it was in the upwards of \$230,000 I believe.

Mr. Baxter: Okay. So with this piece of legislation that's sitting here, do you want me to move this on to Council for its second reading and then come back to committee? And at that time, you would anticipate us to be able to see some numbers?

Mr. DeBolt: Well, with our deadline, Mayor, of February?

Mr. Hills: The deadline's February, isn't it?

Mr. DeBolt: Yes. So we're not meeting next week, correct?

Mr. Baxter: Correct.

Mr. Hills: We won't meet again until January 4 and then, no, January 3.

Mayor McPherson: The 3rd and then the 8th.

Mr. Hills: And then the 8th. And the 8th will probably be moved to the 9th. But it's not due until February, right?

Mr. DeBolt: Right.

Mr. Hills: Because we are going to need the estimates. We haven't seen them. I guess they are around somewhere, but nobody's showed Council. They go with this ordinance. We're going to need to see those. And secondly, and when that legislation comes down with the use of those funds, I believe, I attended, at least part of that meeting, and I think there needs to be some modification language on the, modifying the termini. So just the legislation, rather than coming from the second floor, I think Franzmann has to get involved with a little bit of it. It is an appropriate use from the way it was explained. But there does have to be a, it's not just taking it out of the funds. There has to be some modification language in the termini.

Mayor McPherson: Yeah. We expect to have the legislative request down to you on the 3rd or 2nd. Whatever the first meeting is in January. And so we will be working both with Mrs. Frazier and with Chris Franzmann to make sure that all the language is in the legislative request that comes down.

Mr. Hills: And the estimate, if you get it down to Mrs. Frazier, she can get a set to us.

Mayor McPherson: Well the estimate, yeah, I just asked Steve if after the meeting tonight, that we could meet with Dave to find out when we're going to get the hard copy of the estimates that we have now. So we'll firm that up. It'll also be coming down with it.

Mr. Baxter: I'd also like to see, if at that time, you've made your decision to reach into Permissive Tax monies or not, and if that's necessary. So we know where the funds are coming from. So if you have your estimate, you know how much you have from Streetscape bond monies you can spend, then you should be able to say, this is what we'll need to reach into Permissive Tax.

Mayor McPherson: We shouldn't have to reach into any Permissive Tax.

Mr. Baxter: Fair enough.

Mayor McPherson: Because you know, we also, one of the other things that will be coming down in January of course, is our CIP. And you're going to see in there, recommendation for street and street repair. You know, that we can use Permissive Tax on. And we also need to remember that you know, we need to and have, set back some Permissive Tax Funds for Rosehill Road too. So we'll have all that for you in writing so you can look at it and see the difference.

Mr. Baxter: Okay. Very good. Councilman Clemens.

Mr. Clemens: And I forget things here lately but, have we authorized to have the estimates drawn up for the Main Street concrete work and so forth?

Mayor McPherson: No. That's what we're waiting on from EMH&T, to give us a cost.

Mr. Clemens: You're going to have to come down with the cost and get that approved. And then have them do the estimates.

Mayor McPherson: Correct.

Mr. Clemens: Okay.

Mr. Baxter: Is there any requirement that that has to complete prior to beginning the paving and curbing?

Mayor McPherson: Yes. We have to have the curbs, and the handicap crossings, and any other repairs done prior to ODOT beginning the overlay. So we're looking at, you know, we would like to have our portion under way by March. That way, if they want to start early in their '08 year, which starts in July of 2007, or shortly thereafter, then we'll be in a position to be finishing up, and then we can start the overlay project.

Mr. Baxter: Okay. Very good. And with that said, is there any time frame once determined, that in February you have to be able to have this complete? Is there a start time you have to begin the paving and completed?

Mr. DeBolt: Well, the paving would begin in their '08 fiscal year for ODOT in July. And I would imagine then within 2 months, it would have to be completed.

Mr. Baxter: Okay. So the time frame seems to be working out fine so you can have all of that complete and then go right into the paving.

Mayor McPherson: That's our hope. To have everything come together first meeting in January for the information and for the request. And then get it bid, get it under way. And to coincide that time with ODOT, and then coordinate when the overlay will be to put down.

Mr. Baxter: And so, are you saying you anticipate having the legislative request for the funding here at the first meeting in January as well?

Mayor McPherson: That's correct.

Mr. Baxter: Okay. Thank you, Mayor. With that said, are there any other questions from committee? (No response). From Council? (No response). Hearing none, then I'm going to

recommend we send this to Council for its second reading. Do I have a second? Second by Councilman Stake. All in favor? (All voted "Aye"). Opposed? (No response). Motion carries.

The second item on the list is an ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: CHAPTER 351 PARKING GENERALLY, SECTION 351.18 "Parking Of Motor Vehicles On Lawns Prohibited", Subsections (a) and (c); CHAPTER 521 HEALTH, SAFETY AND SANITATION, SECTION 521.06 "Duty To Keep Sidewalks In Repair And Clean, Subsections (a) and (b); VARIOUS SECTIONS AND SUBSECTIONS OF CHAPTER 543 TREES AND NOXIOUS VEGETATION; CHAPTER 731 GARBAGE AND REFUSE COLLECTION, SECTION 731.02 "Container Regulations", Subsection (a); CHAPTER 1171 GENERAL REQUIREMENTS, Subsection (3) (A); CHAPTER 1351 FENCES, Subsection 1351.01 "Location; Defined; Permit", Subsections (b) and (c); AND CHAPTER 1363 SWIMMING POOLS, Subsection 1363.03 "Fences". Second reading was on 12-11-06. And I do have at least one question with this legislation before we move forward with it. And is Chet here tonight? Yes, he is. Good evening, Chet. I had a constituent who lives in my Ward, or close to my Ward, who had been reading through the minutes of the previous meeting and saw this piece of legislation and became concerned. Because out in front of his house several years ago back when the city put in new sewers and water attached to his home, the city put gravel in front of his home. In some places they put grass. Other places they put gravel. And we're talking about right off of Lancaster there as you head north from Main Street. And his concern was reading this legislation, what would that do to that parking area that they use off the side of the street? Will they still be allowed to park their cars? And would that be grandfathered?

Mr. Hopper: Our approach to the parking is to mainly focus on keeping vehicles off of side yards, back yards, allowing grass to grow up around the tires and the vehicles. We wouldn't consider enforcing the parking on properties that have already, have the gravel existing, stuff like that. So we're not looking at trying to make everybody do their part, their gravel driveways, and turn them into concrete or blacktop at this time.

Mr. Baxter: Okay. Great. And in this case, there's not even a driveway. _____ considering the whole front of the yard has been covered over with, not the whole front, I should say, from sidewalk to the street has gravel and cars are parking there, and they use that for overflow parking on the street. And many of the neighbors share those locations. It really isn't owned by anybody. It's just shared. And so they had concern that this legislation would block that. And you're saying that's not the case. You're looking for more of the nuisance type of vehicles that are parked and forgotten off of sides of the homes or in the back of the houses or in the front yards. Those type of things.

Mr. Hopper: That's correct.

Mr. Baxter: Very good. Well, that was my question. Are there any other questions from members of the committee? Mrs. Newman.

Mrs. Newman: Who owns this property? The city does?

Mr. Baxter: Well, from the sidewalk to the street, I believe that the city owns that, correct?

Mayor McPherson: I can be a little more definitive. If you look over in the old section of Reynoldsburg, you'll see that most of the houses over there park between the sidewalk and the edge of the street. There really is no, there's no curbs. There's just a sidewalk, and cars park up along next to the sidewalk. And that's the area that he's talking about. Some are gravel. Some are partially gravel and grass. But the bottom line is, people have used that since the homes were built to park in. And it's not our goal to go in there and make people you know, put asphalt and things like that down. There are also some streets in the City of Reynoldsburg that don't have curbs, and gutters, and parking areas. It's not our intent that if they, you know, have guests over, and they park on that right off the roadway, you know for a couple, three hours, we're not going to make them pave that area just in order to have people park there for a couple of hours. So I think that answers your question.

Mr. Baxter: Yes, it does.

Mayor McPherson: It's primarily in the older section of Reynoldsburg where people park up against, right next to the sidewalk and there's no curbs and gutters.

Mrs. Newman: Okay. Thanks.

Mr. Baxter: Councilman Joseph.

Mr. Joseph: Thank you, Mr. Chairman. Mr. Hopper, would, I just wanted to clarify, would this ordinance prohibit someone from basically, after this takes effect, taking a load of gravel, dumping it in their yard to park on it?

Mr. Hopper: Yes.

Mr. Joseph: Okay. Thank you.

Mr. Baxter: Good question. Thank you. President Hills.

Mr. Hills: Question. Because I know you are getting ready to send this forward I think. But did you want to add some amended language to the redrafted date of 12-8 on this?

Mr. Baxter: Yes, President Hills. I am going to do that. It's the last thing I'm looking to do. Yes. But thank you for reminding me.

Mr. Hills: Okay. No problem. I just happened to have a note here that....

Mr. Baxter: I have it sitting right here in pink so it doesn't get lost.

Mr. Hills: Yes. That's the one.

Mr. Baxter: That's the one. Okay. Hearing no other questions, I'll move that we amend, do I have to do this now or during Council?

Mr. Hills: We'll amend it at Council to add it to the redraft date, but you need to let both the Mayor and Hopper and public know that it has been added. And I believe the language that was added was the International Property Maintenance Code, and 351.18. The amendments that were talked about last couple weeks.

Mr. Baxter: Correct.

Mr. Hills: They now have been incorporated into this ordinance.

Mr. Baxter: Okay. Very good. So then it's just to be made aware that those amendments that we spoke about and had the Public Hearing on, have been added to the legislation. And so therefore, we need to amend this legislation to the redraft date of 12-18. Do I need to do that movement now, or just do that during Council?

Mr. Hills: Just as long, now, it's been in committee now. Just to let them know that it has now been incorporated into this and it will be amended at Council. But just so everybody's aware, that it did get wrote in this ordinance.

Mr. Baxter: What he said.

Mr. Hopper: Okay.

Mr. Baxter: With that said then, I'll move this to Council for its third reading. And second by Councilman Joseph. All in favor? (All voted "Aye"). Opposed? (No response). Motion carries. Thanks Chet.

And I will close the Safety Committee meeting at 7:48. Thank you.

Safety Committee
December 18, 2006
- - -Nancy C. Frazier, Clerk of Council
(Transcribed - Susie Lyday)

SERVICE COMMITTEE MEETING MINUTES

December 18, 2006

Members of Service Committee present: Mel Clemens, Doug Joseph, Preston Stearns, Donna Shirey.

Other members of Council present: Ron Stake, Brett Baxter, Antoinette Newman, Council President William L. Hills.

Mr. Clemens: I'd like to call the Service Committee meeting to order at 7:49. The first item on the agenda is approval of the agenda. I'd like to remove item number 4 (ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: CHAPTER 960 - STORM WATER REGULATIONS - ADDITION OF SECTION 960.03 "Illicit Discharge And Obstruction Of The Separate Storm Sewer System", Subsection (b)(18) and AMEND SECTION 960.03(c)(1) and ADDITION OF SECTION 960.04 "Storm Water Discharges Associated With Construction Activities" and ADDITION OF SECTION 960.05 "Storm Water Pollution Control: Inspections And Enforcement") from the agenda, and put it in Other Legislation. This has to do with washing of automobiles and so forth. So I'd like to

remove that and put it in Other Legislation. Do I have a second? Second by Mr. Stearns. All in favor, say aye. (All voted "Aye"). Thank you. Are there any other additions or deletions to the agenda? (No response). If not, they'll stand as they are.

Item number 3 is approval of the minutes of December 4, 2006 Service Committee meeting. Do I have any additions or deletions? (No response).

If not, we'll move on to item number 5. Item number 5 is ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: CHAPTER 1155 ENFORCEMENT; PENALTY - Table 1155 "Zoning Code Fees". This has been before the Planning Commission and had its Public Hearing. And its been sent back from the Planning Commission with recommendation for adoption. And the amendments, do you want to make the amendments before Council, Bill?

Mr. Hills: I think at least we ought to let them know that there are some amended language.

Mr. Clemens: There are some amendments on this. And what we're going to do, what I want to do when it comes before Council, it'll be amended to the redraft date of 12-18-06. And also, we'll be adding "Declaring an emergency" in the title; and add Section 3, "That effective date of the ordinance shall be January 1, 2007". And the change in the last paragraph from the 30 day clause to read "That this ordinance is deemed to be an emergency measure necessary for the financial needs for the city and further in order to have the fees in effect at the beginning of the year; wherefore upon adoption by Council this ordinance shall be effective immediately upon signature by the Mayor". So those will be the amendments when we send them to Council. Do I have any other questions on this? (No response). If not, I'd like to make a motion we send this to Council as an emergency. Do I have a second? Second by Mr. Stearns. All in favor, say aye. (All voted "Aye"). Opposed? (No response). Thank you.

The next item, ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: SECTION 1111.01 "DEFINITIONS" Subsection (d) OF CHAPTER 1111 GENERAL PROVISIONS; and Addition of SECTION 1111.01 "DEFINITIONS" Subsection (e). This also has to be amended to the redraft date of 12-18-06 to incorporate the suggestion from the City Engineer. Planning Commission has recommended approval including the recommendations. So I'd like to send this to Council with the recommendation for approval with the amendments. Do I have a second? Second by Mr. Joseph. All in favor, say aye. (All voted "Aye"). Opposed? (No response). Thank you.

The next item, item number 7, ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: SECTION 1127.11 "EROSION AND SEDIMENT CONTROL PLAN", Subsection (a); and Addition of Subsections (b) and (c) OF CHAPTER 1127 STANDARDS. This also has an amendment. We're going to have to amend it to the redraft date of 12-18-06. Are there any questions? (No response). If not, I'd like to send this to Council for approval. Do I have a second? Second by Mrs. Shirey. All in favor, say aye. (All voted "Aye"). Opposed? (No response). Thank you.

The next item is item number 8, ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: SECTION 1131.02 "Definitions" OF CHAPTER 1131 DEFINITIONS By Amending Wording For Outdoor Sales, Storage and Display; and By Adding Definition of "Temporary Special Land Use"; SECTION 1145.10 "Supplementary Requirements For Special Exceptions", Subsection (c) OF CHAPTER 1145 SPECIAL EXCEPTIONS; SECTION 1171.05 "Temporary Buildings And Uses" OF CHAPTER 1171 GENERAL REQUIREMENTS; Addition of SECTION 1171.07 "Temporary Special Use Permits" OF CHAPTER 1171 GENERAL REQUIREMENTS ; and Table 1175.01 "Permitted Uses And Special Exceptions" OF CHAPTER 1175 DISTRICT REGULATIONS (All Districts; CC Community Commerce District; CS Community Services District). I also have an amendment to item number 8. It would be to add "Declaring an emergency" in the title; and add Section 3, "That effective date of the ordinance shall be January 1, 2007". Change the last paragraph from 30 day clause to read "That this ordinance is deemed to be an emergency measure necessary for the immediate preservation of the public peace and safety and further in order to have the provision in place to be able to grant temporary requests; wherefore upon adoption by Council this ordinance shall be in effect immediately upon signature by the Mayor". And what that does is, what we're trying to do is at the first of the year, these will become effective. I know that Luke has some people that's already waiting for this ordinance to be in effect. And that way we would have it in effect January 1, 2007. Are there any questions on these items? (No response). Do I have a second? Second by Mr. Joseph. All in favor, say aye. (All voted "Aye"). Opposed? (No response). Thank you.

And that ends the Service Committee meeting at 7:55.

Service Committee

December 18, 2006

- - -Nancy C. Frazier, Clerk of Council

(Transcribed - Susie Lyday)

FINANCE COMMITTEE MEETING MINUTES

December 18, 2006

Members of Finance Committee present: Ron Stake, Mel Clemens, Brett Baxter, Antoinette Newman.

Other members of Council present: Donna Shirey, Preston Stearns, Doug Joseph, Council President William L. Hills.

Mr. Stake: And I'll call the Finance Committee to order at 7:56.

The second item on the agenda is approval of the agenda. Are there any changes to the agenda? (No response).

The third item on the agenda is approval of the minutes of the Finance Committee meeting held December 4, 2006. Are there any changes to those minutes? (No response). None being heard, they'll stand as submitted.

Item number 4 is Discussion, Appointment to the Planning Commission. I believe Marlene Wirth currently serves on the Planning Commission and she would like to be reappointed. Anybody else have any other recommendations to the Planning Commission? It's a Council appointment. Mr. Clemens.

Mr. Clemens: I think Marlene's been an outstanding member of the Commission for many, many, many years. And I think we need somebody like her to continue on the Planning Commission. I would recommend that we appoint her.

Mr. Stake: Okay. Thank you, Mr. Clemens. Mrs. Newman.

Mrs. Newman: I agree.

Mr. Stake: And so do I. Thank you. Okay. Then I'll make a motion that Marlene Wirth be reappointed to the Planning Commission. Second by Mr. Clemens. Any further discussion? (No response). All in favor, please state aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Item number 5 is, Discussion, Temporary change of January 8, 2007 meeting to January 9, 2007. Are there any comments or questions in regards to this motion? Mr. Clemens.

Mr. Clemens: I don't want to miss the Michigan game. Is that the night of the Michigan game?

Mr. Stake: No. I don't think so. I think there's another game that night.

Mr. Clemens: Okay.

Mr. Stake: Are there any objections to changing this meeting? (No response). Then I will make a motion that we temporarily change the January 8 meeting 2007 to January 9, 2007. Do I have a second? Second by Councilman Baxter. Any further discussion? (No response). All in favor, please state aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Item number 6 is, Discussion, Appointment to West Licking Joint Fire District Board. And I believe the President of Council has recommended that Councilman Joseph be reappointed to that board. Do we have any comments or questions from members of the Finance Committee? (No response). Members of Council? (No response). Then I will make a motion that Councilman Joseph be reappointed to the West Licking Joint Fire District Board. Do I have a second? Second by Councilwoman Newman. Any further discussion? (No response). All in favor, please state aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Item number 7 is AN ORDINANCE AUTHORIZING THE PROVISION OF A MUNICIPAL INCOME TAX CREDIT FOR PURPOSES OF ENCOURAGING THE EXPANSION BY DYNALAB, INC. OF ITS WORKFORCE WITHIN THE CITY AND AUTHORIZING THE EXECUTION OF AN MUNICIPAL INCOME TAX CREDIT AGREEMENT, REPEALING ORDINANCE NO. 60-05. It had its second reading on 12-11-06. Are there any questions or comments from members of the Finance Committee? (No response). Members of Council? (No response). Then I will make a motion that we send this on for its third reading with recommendation for adoption. Do I have a second? Second by Councilman Clemens. Any further discussion? (No response). All in favor, please state aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Item number 8 is an ORDINANCE TO REPEAL AND REPLACE ORDINANCE NO. 30-04 PASSED March 22, 2004 THAT WAIVES COMPETITIVE BIDDING FOR VARIOUS EXEMPTED CONTRACTS AND EXPENDITURES OVER \$10,000. It had its second reading on 12-11-06. Are there any comments or questions in regards to this ordinance from members of Finance Committee? Councilman Baxter.

Mr. Baxter: Councilman Stake, the only question I have, and as we are getting ready to move this on to its third reading, is if there was a happenstance that the contract doubled in size, I'm sure the Administration would want to come and let Council know that and not just go ahead and move forward without competitive bidding.

Mr. Stake: This did come from City Auditor Harris. And it looks like he would like to address that question.

Mr. Harris: Yeah, we would. We went through this, it would have to be a situation where there would be something that would be over \$10,000 on one invoice. In which case, at that point in time, whenever that piece of legislation came for the appropriation or for the Mayor to enter into contract, it would be in there that the competitive bidding on it would have to be waived. But for normal day in and day out business for the city, these are the only contracts at this point that, or not contracts, but they're people that we use that are under \$10,000 per occurrence. And that's a slight variation from what they have done before. But the current auditor that we have that will be doing our audit for the next couple of years, this is in conjunction with what we've went over, and he's looked over, and this is where he says the law should be on it.

Mr. Baxter: Very good. Thank you, Mr. Harris. Thank you, Chairman Stake.

Mr. Stake: Does that answer your question, Councilman Baxter?

Mr. Baxter: Yes sir.

Mr. Stake: Okay. Thank you. Are there any other questions or comments from members of the Finance Committee? (No response). Members of Council? (No response). Then I'll make a motion that we send this forward for its third reading with recommendation for adoption. Do I have a second? Second by Councilman Baxter. Any further discussion? (No response). All in favor, please state aye. (All voted "Aye"). Opposed? (No response). Motion passes.

And item number 9 is 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, 2007. It had its second reading on 11-27-06. On December 4, 2006 the item was held for two weeks. I believe members of Council have had plenty of time to talk to the Administration, iron out any questions or concerns they may have had, and to review the budget documents. I would like to point out that we did receive some new information here today that puts the General Fund budget request to \$12,345,504. Previously, it was \$12,358,204. Are there any questions or

comments in regards to this item by members of the Finance Committee? (No response).
Members of Council? President Hills.

Mr. Hills: If I could note, just a, part of that reduction was an item that was inadvertently left in from the previous year, that the expenditure's been made, and that was reduced. There may have been some other minor adjustments. And I know some of us on Council received a letter about ways to put money into the CIP Fund. And I thought I'd take this opportunity just to clarify a little bit and for those that may not understand. There is 2% of our Income Tax Revenue that does go into the CIP Fund. Now, that, I'm not going to say what that amount is a year...roughly 180, \$200,000 or something like that. So it's not that there isn't money going there. There is money going there. It's just not a very high percentage. And if you've been doing a million dollars a year in a Street Project Maintenance, and you've only got 200,000 going in, it does create a problem. But I know there was a suggestion we received by letter form that we should start doing some of those things. And there was a suggestion in that letter about pointing out the number that was inadvertently left in. And I do appreciate it from that. But I did think I would note that. And I know that there has not, I thought I would comment, because I asked for some detail the other day, and I think we all have seen that this, there isn't a lot of break down detail. And that was one of my statements on this one when, when we appropriate these funds, as the expenditure comes before Council, I think certainly Mayor, and we may want some further explanations at that time what it's coming up for, why it's needed. Because our budgets are very tight. So if all of a sudden it's appropriated out there and you see you don't need it, you don't have to go spend it. The appropriation isn't the allowance that's in your pocket. It's just the amount of money set aside over here that we anticipate being expended. Now I know Mr. Clemens has commented that additional appropriations, before being granted, we need to look real hard, is there a way that it can be transferred among accounts? Correct, Mr. Clemens? Before it's here. So Mr. Stake, I did want to just clarify those couple areas as we move forward. Where we pass a budget and say it's over and you can go, just don't worry about it and go spend it - probably you're going to see in 2007, that's not going to work quite that easily.

Mr. Stake: Thank you, President Hills. I did discuss with the Mayor today, about a Street Program. He will be coming forward with a Street Program in early 2007 to be funded out of the Capital Improvements Project budget. So we will be doing whatever we can to repair our streets. Are there any other questions or comments in regards to this ordinance? (No response). Then I will make a motion to...

Mr. Hills: Mr. Stake if I could.

Mr. Stake: Yes, President Hills.

Mr. Hills: We did also receive from the county, it was included in our packet, and I guess, and I'd ask Mrs. Frazier, or maybe the Auditor, are there some significant differences in the number that we have from the county that were submitted, that are not reflected? Or now? Or is there a simple explanation, I guess?

Mr. Harris: I don't know what you've got there that you say you got. Is that the tax budget, Nancy?

Mrs. Frazier: It's the Certificate of Estimated Resources.

Mr. Harris: That was from the tax budget that was passed in, back in June. And there are no material differences between what was reported to the county back in June and where we are today. I also gave you a list of the revenue that I, that Mike and I had projected that has not significantly changed since June as well.

So, Nancy had asked for that estimated fund because I guess that does go with what we have to send to the county in order to fulfill our obligations to the county as far as our reporting. And basically, what the estimated funds are, is, the unexpended balances that you carried over, plus the estimated revenues from this year. And they have not changed since we did the tax budget back in June.

Mr. Hills: Okay. And are you referring to what you gave us was the memo dated December 18?

Mr. Harris: Yes.

Mr. Hills: That was in our boxes. So if anybody doesn't have it, it was in the mailbox. It wasn't sitting out here unless we picked it up.

Mr. Harris: Also, there is with the budget documents that you got, there were the General Fund estimated revenues in that. And they did not change either.

Mr. Hills: Okay. Nancy, did you have some specific questions on this? Or is this just to help us try to identify some funding?

Mrs. Frazier: Every year when we do the ordinances for the counties, Fairfield, Licking, and Franklin, the City Auditor usually sends the Certificate of Estimated Resources to us. And the other day when we were having some discussions, Dick, and the Mayor and I; it occurred to me that you hadn't received it this year. So I asked for it; because between budget time and appropriation time, you all should be aware of what the estimated resources are supposed to be and you hadn't seen it yet. So since you're going to pass the appropriation tonight, and you say, well we've got this 'x' amount here we're going to pass, that we're anticipating spending, I thought you should see the revenues. So the City Auditor presented them.

Mayor McPherson: I didn't get a copy of that.

Mr. Stake: Mrs. Frazier, thank you for asking for that.

Mayor McPherson: I figured I wouldn't because I had a couple of questions.

Mr. Hills: You didn't get a copy of what, Mr. Mayor?

Mayor McPherson: The fund balance sheet that you all got dated December 18 I don't believe. My big question, you know, and I also, I'm looking at the official Certificate of Estimated Resources, and I'm looking at that and I'm seeing \$15,514,936. And then I'm looking at the Auditor's

estimate and it's 12 million three, plus or minus. Now there's three and a half million dollars difference in there. I guess I'm just asking, where's that three and a half million dollars?

Mr. Harris: The difference between the estimated revenues is, and the projected revenues, projected revenue is how much we think is coming in in fiscal year '07. And that's the twelve million, three hundred and some thousand dollars. The estimated resources is that revenue plus unexpended balances in the General Fund which would be the other four million dollars. Because you can spend the money as long as it's in the General Fund. But it's how much you have with what you're going to take in plus what's already here.

Mayor McPherson: So correct me if I'm wrong. Then the county uses the total number, both the carry over and the estimated resources, and they consider that to be a resource, and we in the city, don't.

Mr. Harris: We consider it a resource, but it's not, the money that's already here is not an additional revenue.

Mayor McPherson: So you don't include it as a resource.

Mr. Harris: It is, when we turn into the county, it's the estimated resources.

Mayor McPherson: So, which is it?

Mr. Harris: Included in the estimated resource is what we're going to take in in '07 and what's already in the General Fund balance.

Mayor McPherson: You're avoiding the question.

Mr. Hills: Which is money in the account, right?

Mr. Harris: Yeah.

Mr. Hills: It's money in the account.

Mr. Harris: There's money in the account already.

Mayor McPherson: Right.

Mr. Harris: You can spend that. Then there's going to be another twelve million three comes on on top of that. And you add the two together and that's your estimated resources.

Mayor McPherson: But what I'm saying is, when you turn in your resource estimate then, you don't include that money that's on hand.

Mr. Harris: Yes we do.

Mayor McPherson: So then instead of twelve million for your estimated resources, it should be fifteen million?

Mr. Harris: The budget does not have the estimated resource. The budget has the estimated revenue.

Mayor McPherson: I guess what I'm getting at, the actual revenue that we have available to spend as a resource is 15,514,000. Not twelve million.

Mr. Harris: That's correct.

Mayor McPherson: Correct?

Mr. Harris: Right. The budget has the amount of money.....

Mr. Hills: Excuse me. When I hear that, let me try to say something. That twelve million isn't here yet.

Mr. Harris: That's right.

Mr. Hills: The revenues you have are a little over three million. You are anticipating getting in the calendar year '07 of twelve million. If you don't spend a penny, December 31, 2007, you should have around fifteen million. Now the chances of that happening are about slim to none.

Mayor McPherson: Right.

Mr. Hills: So I mean, three million is money available in the accounts now. We're saying in the budgetary, here's what we anticipate to receive, is twelve plus million dollars.

Mayor McPherson: Right. Plus the four and a half million that we have.

Mr. Hills: I thought it was three. I don't know where (Inaudible. Two people speaking at once).

Mayor McPherson: I think the number you put in was 4.3 million.

Mr. Harris: 4.2 I think.

Mayor McPherson: Okay. So it's 4.2 million.

Mr. Stake: Can I ask a question? Is that what the General Fund balance is going to be January 1? 4.2 million?

Mr. Harris: That's our estimate. Yeah.

Mr. Stake: Okay. But on this Tax Certificate here, or whatever it is, you've got 3.4.

Mr. Harris: We always turn that number in low so we don't have to go back and redo it every couple of weeks.

Mr. Stake: But we will have 4.2 million in the General Fund?

Mr. Harris: Yeah. Somewhere in there.

Mr. Hills: It is correct because....

Mayor McPherson: I think one of the other things I need to clear up here too, because Bill said, you know, earlier about the spending of the money and the money that's coming back in. You need to be aware, we never spend everything that we appropriate. As a matter of fact, this year, you'll find we turned in approximately \$900,000 that went back into our budget. So you know, we don't spend everything just because it's appropriated. Never have in the 19 years I've been here, Bill. And you should know that.

Mr. Hills: But Mayor, I don't disagree with you. But let me assure you that that's why Mr. Clemens' suggestion is so good. Don't come ask for more money from here until you've transferred monies that you aren't going to spend in that year over to cover that expenditure.

Mayor McPherson: And we have.

Mr. Hills: Then come and talk in October, November, and December saying where we don't have any money. We go through and we appropriate...

Mayor McPherson: I don't recall ever doing that.

Mr. Hills: We appropriate 50 or \$60,000, or \$150,000 for something that you say you must have now. We've done it historically. Just like I can remember those as you remember this other. Now when you don't....

Mayor McPherson: Give me an example, Bill.

Mr. Hills: When you don't spend it, see you call it a carry over. And I'm not sure that it's a carry over. Just what you sat here tonight and said.

Mayor McPherson: No. I don't call it a carry over. I call it a return to the General Fund. You call it a carry over. I don't.

Mr. Hills: You just never took it from the General Fund. Because that's where it was. That's where it was appropriated (Inaudible. Two people speaking at once).

Mayor McPherson: We had it appropriated and we never used it.

Mr. Hills: Right. And therefore, it stays in the balance of the General Fund.

Mayor McPherson: That's correct.

Mr. Stake: And I think the point is, that if there is \$900,000 that wasn't spent, I think we all have done a good job in not over-spending. We've under spent by \$900,000 on what was appropriated last year.

Mayor McPherson: That's what I'm trying to point out.

Mr. Stake: Mr. Clemens.

Mr. Clemens: Let's clear this up. The only thing we're talking about is, if we spend that 4 million dollars, the city's broke. So what we're talking about is, the money that's in there now, the first of the year, if you want to spend it all, the city's broke. That's the carry over that we keep. So I don't even know why we're even talking about that. And as far as, if you want a quick example on spending money, you just asked us for \$20,000 a month ago that you could have transferred funds and not came to us for. And that's what Bill's talking about and that's what I'm talking about. I don't want to spend all the money either. But if we have money in accounts, you need an additional appropriation, come in and transfer the money. If it comes to the end of the year then we're broke or you need more money, then we'll approve the money, appropriate it so that you can spend it then. But I think it's ridiculous coming in and ask for additional appropriations when you have money you can transfer from other funds that's not being used and you know is not going to be used. That's what it's all about. That's all I've got to say about it. I have nothing wrong with the budget that we're going to pass other than I want to see us stand by it. That's all.

Mr. Stake: I've heard some mixed messages in the past. I've heard people criticize that the Mayor's transferred money from here to there and they're critical of that. And that's why I requested that he come in and get an appropriation for that. Now if we're saying, and I have no problem with this, if we're saying that next year, or 2007, if there's money in the budget, we want the Mayor to go ahead and transfer that money, if anybody objects to that, let's talk about it right now.

Mr. Clemens: He can come to Council and get a transfer.

Mr. Harris: He has to come to Council any way to get it.

Mr. Hills: He has to have the authority to transfer it.

Mr. Clemens: The authority to transfer it. The difference between trying to transfer money without authority, then transfer money with authority. That's all I'm saying.

Mr. Stake: Okay.

Mr. Harris: The other thing....

Mr. Stake: Well, I think we just need to make it clear so the Mayor knows what we're looking for. (Inaudible. Two people speaking at once).

Mr. Clemens: Well, I just made it clear.

Mr. Stake: - - -discussion tonight, we're making it clear.

Mr. Harris: The other thing that this points out is, the estimated resources, as Mr. Clemens said, does include the General Fund balance. However, we've had a situation over the last 5 years, and I think everybody agrees, that we've continued to spend more money than we're taking in. We need to start looking at how much money we're taking in and try to gear our spending to what we're taking in and not continue to take money out of other accounts in order to support what the city has to do.

Mr. Stake: I don't think there's anybody up here that disagrees with that. Mayor.

Mayor McPherson: I'll just make a comment on that. I keep hearing about how we're running out of money. The Auditor's own funds, 1998 we had an ending balance of \$3,900,000. '99, \$5,901,000. 2000, \$6,568,000. 2001, \$4,246,000. 2002, \$3,387,000. 2003, \$4,267,000. 2004, \$3,609,000. 2005, \$4,063,000. 2006, \$4,251,000. If we're spending more than we're taking in, why is that number not going down?

Mr. Harris: Because you keep transferring money from places and putting it over into the General Fund.

Mayor McPherson: If the monies weren't there, I couldn't transfer it, Dick.

Mr. Harris: That's right. Now let's talk about how much money's in General Debt Retirement. Now let's talk about how much money was in the Tax Fund. Five years ago there was 2 million dollars spent out of the Tax Fund. There was a million, five spent out of General Debt Retirement. There's 500,000 that's been spent out of the Employee Compensated Absences. And we used to do a million dollars a year in street repairs. And all that's gone.

Mayor McPherson: Well, let me just point out, those are not funds, people. Those may have been line items. They may have been accounts. Those are not funds.

Mr. Harris: Oh, yes they are. The General Debt Retirement's not a fund?

Mayor McPherson: General Debt Retirement is, but the Compensated Absences was not a fund. That's a line item.

Mr. Harris: Oh it absolutely is a fund.

Mr. Hills: If I could Mr. Stake, I don't care what you've called them, they're taxpayers' dollars.

The Mayor used the funds....

Mayor McPherson: That's exactly right. And that's why I'm saying, we have \$4,251,000 in there right now, and we don't spend that down. But even if we would spend that, you need to understand, every year money comes into the City of Reynoldsburg, we would not be broke. We would not be broke. Don't think for a minute that we would be broke if we spend part of that \$4,251,000. It ain't gonna' happen.

Mr. Stake: Okay. Are we done?

Mr. Baxter: No.

Mr. Hills: Mr. Harris....

Mr. Stake: Councilman Baxter.

Mr. Baxter: Yeah. I haven't piped in yet here. And the Mayor's probably going to fall back in his chair because I'm going to agree with him in a certain thing here. And that is, we've talked about two different approaches here, Chairman Stake. And the approach is first, do you want to be able to transfer from where you haven't spent into where you need to spend? Or come to Council and ask for an appropriation out of the General Fund, and then later return it back into the General Fund at the end of the year when we know what hasn't been spent? I know our resources are tight here in the city. And personally, I would hate to see us spending a whole lot of time hunting down through line items trying to find dollars on a daily basis when that time could be spent moving forward on the projects themselves. So do I like the idea of coming up here and paying \$20,000 additional when we're asked to? No. I don't like it. But you know something? I like it even less knowing that they're trying to hunt for that \$20,000 through 60, 70 line items, trying to pull up \$100 here, \$1,000 here, \$1500 here to make that \$20,000. So it's two different approaches to get to the same means. And I hear that from both sides of the table here. The checks and balances are right up here with the ladies and gentlemen at this table, so either way we know what's going on. So I don't see either approach being good or bad. And I think it's up to our Administration to try to manage his departments the best that he thinks so. If he thinks it's by transferring or by coming in and asking for money, I support either direction. And that's my comment. Thank you, Chairman Stake.

Mr. Stake: Thank you, Councilman Baxter. Any other comments or questions from members of Council? Councilwoman Newman.

Mrs. Newman: Thank you, Mr. Stake. I don't like to use the term "smoke and mirrors". But I think that's what we've seen and heard a lot of tonight. You know, why are we playing games here? Why if we need funds in an account, why isn't it there instead of another account having to be switched around? It would seem to me that a more prudent financial management system could be enforced so that you're not snatching money from some account to pay something else, or robbing Peter to pay Paul. You know, if you've got too much money in an account, then too much was appropriated for that account. So you know, I find it all very confusing and I'm sure the

people do too. And that's all I've got to say.

Mr. Stake: Okay. Any other comments or questions from members of Council? President Hills.

Mr. Hills: Mr. Stake, I would like to note, this is not a budget with fluff in it. This is the '06 budget that has been minimally modified for '07. '06 was tight too. Now the Mayor, you know, I don't want to get into this arguing back and forth. There was \$900,000 coming back. Maybe the '06 budget was too big. I'm not sure that's the numbers. I don't know what the numbers are going to be. But, whatever the numbers do come out, this budget is not a bad budget. It is a tight budget. There are no real benefits going to be coming from it. So I don't disagree there. The concept that Bob and I have, sometimes debate over is, what is the real availability? And I think it's most appropriate just to move forward. The issue tonight is the budget. And there's nothing wrong with this budget. I would like to see, very simply, these fund balances from a few years back just in numbers. Not in explanation. I don't want anybody to explain it to me. I just want to see where the balances were per year and what they are broken down. Just numbers. Every time we start explaining is when our problems come up. So let's just see. Because once we see, if we didn't do a project and the monies are down from 3 million to 1 million, then 2 million went somewhere. And then you can answer the question, where did it go? (Tape Change). Something that needs to be Toni, very understandable. And then we'll work with it from there. But that's the project for later in '07. Because we'll be monitoring and we're going to be forced to be monitoring. Because it is a, it's a good budget, but it's a very tight budget. Mr. Stake, thank you very much.

Mr. Stake: President Hills, I do not disagree at all. I think we could go through the list of positions that are not being filled, and other things that are not being funded. I think in 2007, we need to take a close look of how we can generate other revenue in order to maybe fill some positions and fund some projects. That being said, I'll make a motion that we send an 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, 2007 AND DECLARING AN EMERGENCY to Council with recommendation for adoption. Do I have a second? Second by Councilman Clemens. Any further discussion? (No response). All in favor, please state aye. (All voted "Aye"). Opposed? (No response). Motion passes.

And I will adjourn the Finance Committee at 8:20.

Finance Committee

December 18, 2006

- - - Nancy C. Frazier, Clerk of Council

(Transcribed - Susie Lyday)