

MINUTES REGULAR COUNCIL MEETING
REYNOLDSBURG CITY COUNCIL
NOVEMBER 28, 2005

President of Council William L. Hills called the meeting to order at 7:30 p.m.

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

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

Minutes of the regular Council meeting held October 24, 2005 were approved without objection. Minutes of the special Council meeting held November 7, 2005 were approved without objection. Minutes of the regular Council meeting held November 14, 2005 were approved without objection.

Mr. Hills added an Executive Session at the request of the City Attorney which will be held at the end of the regular Council meeting, for purposes of employment, employment dismissal, discipline, promotion, demotion, or compensation of a public employee or official. Mr. Clemens moved to add the Executive Session. Second by Mr. Beougher. All voted "Aye". Motion passed.

Community Comments and Requests- - -

Gregory Popper: Members of City Council, my name is Gregory Popper. I live over on Blackhaw Drive. And last Monday's City Council meeting, Councilman Clemens was in a discussion about the bars that were going to be opened up over on Main Street. He spoke quite eloquently about, we really need, because the Streetscape and just the way we view the City of Reynoldsburg, we need to beautify this city. And a lot needs to be done about trying to keep up the standards of the City of Reynoldsburg. And I noticed he had made remarks about it. Especially the one building, the one bar that was going to be leased as having looked like crap. And I'm not in disagreement with that. We do need, especially with all the money that's being spent on Streetscape, and just in our own public pride of this community, do need to do something to keep this city clean and looking nice. And Councilman Newman had said when it came to the idea of the people that were going to be leasing these properties, why do we have to wait until someone leased them before something was done about them? And I thought that brought up a very good point. If we have buildings in this city, and I know we do, that are up for lease, I know when we have residents in this city that are not keeping their property up, they're certainly notified, made aware that they could be fined if they do not do something about weeds, paint that needs to be done, or I believe there was an idea brought that those buildings to be power washed. These businesses, whether they're already in the process of being leased or just sitting around waiting for somebody to move into them, these places also need to be notified and fined if they're not going to keep the appearance of their property up before somebody moves into it. Maybe they'd have a little more success at getting somebody to lease these properties if they looked half way decent. And it shouldn't be up to the people that are getting ready to lease them to make them look nice and attractive on the outside. That should be done well before then. That was my comments for this

evening. I appreciate City Council taking the time to listen to what I had to say. You have a good evening. Thank you.

Mr. Ken Wright: Good evening Council. My name's Ken Wright and I live in Reynoldsburg. And I respectfully urge the Council to reject the Special Exception Use Permits for 6493 East Main Street and 6525 East Main Street. I have three reasons for asking this. The first one is safety. I think these businesses would put an extra burden on our Police Department. If you were a Reynoldsburg police officer, would you be looking forward to those two bars opening on East Main Street? I've been told that the owner of the Double Dragon Restaurant, who was the previous tenant at the 6493 East Main Street address, wanted very much to make improvements to that property but finally left in disgust when he could get no cooperation at all from the landlord. I think Councilman Clemens deserves great credit for his determined efforts to get these properties to shape up. My final reason for approaching Council on this matter is that I just don't think we need those two bars here. If someone in Reynoldsburg wants to buy a drink, there are already a number of places to get one. So, thanks a lot.

Reports- -Mr. Rick Ewing, Assistant Director of State of Ohio Hershey's Track and Field Youth Program, presented the Volunteer Award to the Parks and Recreation Department.

Mrs. Reichard: Thank you, ladies and gentlemen, President Hills. This is a, I think this is our third update that we've brought to Council since Phase II has begun. I think we're moving right along. What you have seen, what you have before you is an update, an outline of an update that Jim Nolan, our project manager, has put together. And is going to make some comments about it at this time.

Mr. Nolan: President Hills, members of Council, thanks for being here tonight. Been a lot of work accomplished out on Main Street over the last month. And you've got a written report. I won't go through this in great detail. But I just wanted to identify some highlights. Complete General Construction Contractor had most of the time, about 5 crews, an average of 5 crews, as many as 7 crews out on the north side of the Main Street for the last four weeks and has accomplished a great deal. The water line was installed, tested, and the services transferred. The north side storm sewer is completed. The north side curb and gutter and concrete road base is complete. And just recently just completed the pavement on the north side curb lanes. Over the next month, you're going to see a lot of activity from the utilities, both AEP, and SBC, Insight, the cable franchise. Wide Open West will be occupying their conduit banks making their splices and their transfers. The temporary asphalt will continue on the north side drives and the parking lots. The landscaping contractor, Environmental Management will continue working on the north side walls and sign footers. And certainly, not the least of which, you'll see the restoration of traffic on those north side curb lanes. Will be no later than the 15th of December and Complete would like to keep that, although the _____ have recently been paved, we'd like to keep those open, or closed for a couple of more weeks so that they can continue with the north side drive, the concrete drive restoration and some of the temporary asphalt on the north side. That's why those aren't going to be open immediately. I won't go, you see the schedule laid out there, I won't go into the details of that unless you have any questions. The next major milestones will be the, like I indicated, the restoration of the traffic on the north side lanes on the 15th of December. AEP will continue installing and energizing their conductors. That's scheduled to be completed by the 27th

of January. SBC will start a major duct bank lowering in the south curb lane and should be complete in March. Just summarize, some of the major issues or challenges that we're facing right now, I wouldn't call it major but some additional signs are being added at the Reynoldsburg Center. A major sign there in the front and then a couple of side entry signs. We are considering completion of the north side sidewalk this year in order to accelerate SBC's installation of utility duct bank on the south side. And we have certainly cold weather protection to consider as we complete the north side concrete and the sidewalk. We've had our third business owners meeting at Fazioli's a couple of weeks ago. That was very successful. Good turnout. We invited our landscaping architect, Sandy Ealy from EG&G down, and a number of businesses were there to review their individual landscaping plans and ask a number of questions of Sandy. Next business owners meeting is scheduled for Thursday, December 15, and Hartland Bank has offered to host that event. I won't go into the details of it, the budget, unless you have any questions. But we are currently 14% of the project time completed, and we are 20% complete. So we're right on schedule. Actually, a little bit, a week ahead of schedule. So far things are going very well and we're encouraged by the cooperation from the businesses, and just the cooperation of the public in general. We understand the traffic situation is improving and we are grateful for just the level of cooperation from all the motorists, and cooperation with the law enforcement officers. So at this time, I just would open the floor to any questions.

Mr. Baxter: Question I have is, the percentage you just gave us being 14 and 20%, is that reflective of the change order dealing with the paving to happen next year? Or without it? And the original plan going 3 years out?

Mr. Nolan: That does not. We're still putting together the numbers for that. And these numbers do not reflect that potential change order. Although, there's plenty of money in the project contingency to handle that possibility with likelihood of the non-participation of the ODOT overlay.

Mr. Baxter: Okay. I just wanted to know if it was before or after. Thank you.

Mrs. Reichard: I do have one comment. I found out very late this afternoon that SBC needs to locate their facilities and their manholes, which are in the middle of the road. And so tomorrow, we anticipate various areas, I think it would be mainly in the intersections. Starting right here at Davidson Drive where we may be opening up the north lane to allow for two way traffic. Because SBC's going to have to be right in the middle of the road. And they thought they were going to have to close down the road and of course, I told them that we weren't going to close down US Route 40. And so, but I think we can open up that north lane to allow traffic. We'll do it in a rolling type of fashion to make sure that we always have east/west traffic. And we're going to have law enforcement out there. But I just wanted to make you aware that that is going to happen tomorrow as they begin to do these, what do they call them, cut overs.

Mr. Nolan: They'll do some cut overs. This is a very temporary, very short time period.

Mrs. Reichard: Right. So that's happening tomorrow. But I for one, am very encouraged about what I'm seeing out there. I can't wait to see fewer orange barrels. And in our meeting with the property owners and the business owners on December 15, that really is sort of a major milestone

for us in looking at how much is going to be open. Because they're looking forward to having all of the orange barrels out of the street by December 15. And we certainly hope we can achieve most of that. We know that we're going to have some rolling closures on the south side throughout the winter as the utilities work over there. The whole lane won't be closed down, but there'll be rolling closures in some parts of the south lane. So that's kind of where we are at this point. Certainly, anybody has any questions or if you'd like to come to the business owners meetings, they are at 7 a.m. and it is on December 15.

Mr. Stearns: Thank you, President Hills. Mrs. Reichard, I notice tonight that the Briarcliff light is on flashing now and Aida is on the regular terms, red, green. What's the strategy behind that? What's happening there?

Mrs. Reichard: The traffic has moved smoother with Aida Drive being on flash. However, I have instructed them that if you need to close down Briarcliff and/or put it on flash, then put Aida back to it's regular stop and go. Because one of those two should always have an access light at all times. So that's the strategy behind it. So when Briarcliff opens back up, Aida will go back on flash.

Mr. Stearns: Good strategy.

Mr. Baxter: Thank you, President Hills. Mrs. Reichard. Is there a way we can put some signage? Because we're changing those back and forth. Is there a way we can put some signage saying 'exit thru Aida', or 'exit thru'. Because I see them coming out of the Kroger parking lot and by the time they're there, it's too late. You can see a line 5 or 6 cars waiting to get out on a flashing light. And other times, it's red, green. So you just don't never know what you're going to get. It'd be nice to maybe say 'exit'.

Mrs. Reichard: It's really hard because it has to change so frequently. However, I will tell everyone. I notice if you come out in the middle of the shopping center, you don't use either light. I don't care whether they're on or not, if you come out in the middle of the shopping center, you get out like that.

Mr. Baxter: It's much easier. I agree.

Mrs. Reichard: Because the backup is not there. The closer you get to the lights, the more the backup. If you come right out that center lane, right out the center of the shopping center, you're better off. I don't care whether you're going east or west, it works. Of course now everybody will do it and it'll cause a traffic jam.

Mr. Baxter: Alright. Thank you.

Mr. Hills: Any other questions, comments? (No response). That completes everything. I know you did pass out a report to us tonight but that wasn't for comment then. The storm water?

Mrs. Reichard: I'm sorry. That's your biannual Storm Water Report that got a little bit late but we're glad to get it to you.

Mr. Hills: Thank you very much. I have one other report on the agenda. Mr. Clemens has some comments.

Mr. Clemens: Yes. I have a couple of questions, a couple of things that I'd like to bring up that I'd like to have the Mayor look into and give me a report back in his immediate future as soon as he could please. Usually the Mayor and I work together on these things and work in private. This has caused me so much problems, I feel I've got to bring it up and see if I can get some answers. The first one has to do with a commercial piece of property on Brice Road. It has a driveway down both sides, blacktop. But they've put a circle driveway in out of gravel. Now it's been 2 ½ months, and I have been to the department over and over again, the Building Department. And I just can't come up with the correct answers. All I get is, we're working on it. We're working on it. Even Mr. Hills brought this to my attention. I don't understand the part about working on it because I know what our ordinance says. Our ordinance says that it has to be made a dust proof compensation such as blacktop or concrete. And that's what it says. We know it's all illegal. I don't understand why we have to go 2 ½ months and I still can't get an answer other than we're working on it. Now, the construction seasons passed. Can't do any blacktop. Can't do any concrete. And I'd like to know, or get an answer on why this is going this long and not being taken care of. And that's why I'm coming to you because I just can't get the answer. The next one is, and this has been dragging...

Mayor McPherson: On that one, is that the, near the muffler shop?

Mr. Clemens: Well, I didn't want to mention any names or addresses. Yes.

Mayor McPherson: (Inaudible).

Mr. Clemens: It's right next to the entrance to the Eagles. So if you go in the Eagles, you see that. But any how, people keep asking me about this and I have a hard time giving them any credible answer. And that's why I brought it up. I'd like to have an answer.

The next one has to do with a subject that's been taken, it's been going on for over 6 months and more. And I've been trying to get the answer and I don't get any credible answer. And it has to do with a residential piece of property in Huber that's being run as a business. They have business trucks there some times 4, some times 5, some times 6, that are there in the day time, they're there all night. Now, I've been to the Planning, the Zoning Officer over and over again about this. Finally, a week or so ago I met with her and she says, well there's nothing we can do about it. I did call them and they said, we don't work out of this address. We have another piece of property that we work out of. In the yellow pages, page 1271, it gives the telephone number of this address and the property. Which is in Reynoldsburg, that address. And in the white pages of the business white pages, it gives the telephone number and it gives the address of this property. Which is in Reynoldsburg. Now, if that's not a business, nothing's a business. I know how she could correct it. I told her how to correct it. I could correct it tomorrow. But she said that was unethical so we won't do it that way. But there's got to be a reason. If you're advertising in the yellow pages, and you're advertising in the white pages and you use that address and you use that telephone number, to me it's a business when you have all your business trucks there. This is a blight if you'd see the trucks, if you see how it's handled. This is a blight for the neighbors that

live there. And I get complaints about it. The reason I'm bringing this up, I don't think people believe that I even do any of these things or I try to figure out what's wrong because I can't come back with an answer that's credible to tell them other than, I don't know because they don't know. And that's not a good answer. So I know that you can look into these things and possibly give me an answer that I can tell somebody that makes some sense. The other thing is, I think it's time again that we get back on the trash cans being in front of the house. I just took a shot down the street before I came here. I just picked out one street, Lucks Drive. Drove Lucks Drive. There's 9 houses with trash cans in front of the house or trash leaned up against the house or garbage leaning up against the house. It's Monday evening. There's no way in the world those trash cans should be there. Now we've got to get on the trash cans. We've got to get on the people driving across the driveways. And I know the Police Department works on this and I know that they can't stop when they're making their runs and so forth. But for God sake, when they're driving the neighborhoods, I would like to see them open their eyes up. And when they see these things that are against our ordinances, and a lot of people say these are minor, and they may be minor and I understand that, but if you're not doing anything any way, you're driving the streets and look for these things, it means something to the people that live in these houses. It means something to the neighbors that have to look at this garbage all the time. It means something if you're walking down the sidewalk and you have to walk out in the street with your kid. I just, these are things that I get complaints about all the time and I can't answer them. And I get criticized for it and I'd just like to have you look into it.

Mayor McPherson: Consider it done.

Mr. Hills: He wrote down every one of them so I'm sure he'll get back to us.

Mr. Clemens: I've got the addresses and I'll give them to you.

Mayor McPherson: I'll get those from you afterwards. That way we won't have to put them in the public forum.

Mr. Hills: That's fine.

RESOLUTION CONCERNING SERVICES TO PROPERTY PROPOSED FOR ANNEXATION OF 79.1+/- ACRES IN ETNA TOWNSHIP TO THE CITY OF REYNOLDSBURG (Harrison W. Smith, Jr., agent for petitioners, Harvey) AND DECLARING AN EMERGENCY- -Assistant Clerk read resolution by title for the one required reading. Mr. Clemens moved adoption. Mr. Joseph seconded. With the roll called, members voted: Mr. Beougher "Yea"; Mr. Stake "Yea"; Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea". Motion passed; Resolution No. 97-05 adopted.

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$800,000, FOR THE PURPOSE OF PAYING THE COSTS OF IMPROVING BARTLETT ROAD BY INSTALLING, IMPROVING, CONSTRUCTING AND RECONSTRUCTING STORM DRAINS AND RELATED STORM DRAINAGE IMPROVEMENTS, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY- -Assistant Clerk read Fiscal Officer's Certificate. Assistant Clerk read ordinance by title for the one required reading. Mr. Stake moved adoption. Mr. Beougher seconded. With the roll called, members voted: Mr. Beougher "Yea"; Mr. Stake "Yea"; Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea". Motion passed; Ordinance No. 98-05 adopted.

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO AGREEMENT FOR THE COMPOSTING OF YARD WASTE GENERATED IN AND COLLECTED FROM THE CITY OF REYNOLDSBURG, OHIO- -Assistant Clerk read ordinance by title for the first reading. Item referred to Service Committee.

Mrs. Reichard: Thank you, President Hills. As you know, there were a lot of questions about these four ordinances last week. It has to do with the unbundling of the trash pickup bid that we recently went through. I have asked Kim Baker, both at your request and mine, because Kim has been extremely helpful in working through this process. She is with Eastman Smith out of Toledo and she's joining us this evening and she will walk you through the process of unbundling these bids, what each one of them means. And then you will have the opportunity to ask questions obviously, until everybody understands what page we're on if you will. I've also, Tom Burke and Rob Stevens from Rumpke are here. Obviously this, as far as I'm concerned, this really doesn't have anything to do with Rumpke per se because they did get the bid. However, I have asked them to extend the contract at its present level for the next 90 days to give us the opportunity for Council to really understand exactly what it is that we're doing, give the community the opportunity to hear more about it. Because again, it is a raise in rates. It has gone from \$11.50 a month to \$14.50 a month for the regular citizen. And for the senior citizens, it has gone, you could reduce that by one dollar, or \$1.50. They've gone from \$10 to \$13 a month. And in light of the cost of heating our homes, and the water and sewer rates and everything that are going up, we believe that it is, we need a good airing of exactly what this is about. I think you can probably imagine why these rates have gone up. They are, they're no higher or lower than the communities that surround us. But there are many reasons why the cost has gone up and you're going to hear a little bit about that tonight. So if I could, I would like to introduce Kim Baker and ask her to walk us through this process and then open the floor to any questions. Kim.

Ms. Baker: Good evening. Thanks for allowing me to come here and explain this process. I know it seems a bit overwhelming to show up with four contracts you have to sign. You're used to getting one contract for the entire service. What this process is all about, well first let's back up and explain why I'm here. SWACO provides the communities in Franklin County with legal services to assist with the contracting process. One of the things that they promote is this unbundling concept. The unbundling means that we will secure prices at facilities for any hauler that wants to come in and bid on your contract. For example, just a local hauler, local waste for example. They don't own any facilities. So theoretically, this could put them at a competitive disadvantage with companies who own facilities. So one of the concepts, one of the ideas behind

this unbundling concept is, we will secure prices, put the prices out there for any hauler that wants to come in and bid on your contract, and level the playing field for all haulers. Theoretically this would maintain some competition in the market place throughout the county. The other thing it does is guarantees those rates for the term of your contract. So any hauler that comes in, gets your bid, would be guaranteed those prices not to exceed those prices throughout the term of your contract which takes some risk out of bidding if you're a hauler. So what it is, we've got four contracts. But essentially, the affect to the city is the same as it's always been. You will have one contract with the hauler. You'll pay one price per household per month and that includes everything. The contract with the facilities is simply saying, they guarantee the rates to your hauler. Your hauler still pays the bill directly to each of those facilities, to the land fill, to the composting facility, the recycling facility. And those three contracts for those facilities is simply to say we guarantee that we will not charge your hauler more than these rates. Then you have the one contract with your hauler which in this case was Rumpke, the low bidder on this bid. And you make payment to Rumpke the same as you've always done in the past. That's the process in a nut shell. I'm sure there are questions. I think Rumpke, you guys can probably explain some of the price increases that you've been hit with in the recent couple of years when they come up. But if you have other questions about the process, I'd be happy to answer any that you may have.

Mr. Hills: Any questions as to the process of the SWACO and the involvement of Eastman? Yes, Mr. Baxter.

Mr. Baxter: President Hills, I have a few questions on the process. As far as process goes, we did unbundle them this year. Would we have received the same type of pricing if left bundled?

Ms. Baker: I have no way of answering that. It's hard to tell without...

Mr. Baxter: I'm just wondering if the process caused the increased, or would we have seen further increases, or the same increase? It seems like a lot of confusion for not so much gain. Maybe there is gain.

Ms. Baker: I would say that almost all other communities in Franklin County unbundle. And the prices that you're getting here are consistent with pricing that's everywhere. I don't think that it's a result of the unbundling that the prices have gone up. Just as an example, we did have recently, \$1.50 new tax that came on to disposal of solid waste in the State of Ohio. And the city had been paying that additional cost outside of your contract price that was passed through. That cost is included in this price. So there will not be additional add ons for that tax. That's included. So that would account for some of the increase. The fuel increase, I think Rumpke, if I can speak to this, they calculated it was approximately 52 cents per household per month was a number that they were sort of throwing around to other communities that this is affecting us a great deal. So your price is going up, there are many other factors I think that come into play. But in general, pretty much everyone in the county is unbundling and your prices are right in line with what everyone is getting right now.

Mr. Baxter: Okay. As a follow up, President Hills?

Mr. Hills: Follow up.

Mr. Baxter: To follow up with that, so in your mind, the change in process going from a bundled to unbundled, did not cause any increases?

Mrs. Reichard: Yes.

Mr. Baxter: Very good. Thank you.

Mr. Hills: Okay. Thank you, very much. And did somebody from Rumpke want to add some additional information? Come right up.

Mr. Stevens: Good evening, Council members. My name is Rob Stevens. I'm the municipal rep. I'd also like to introduce Mr. Tom Burke, one of our managers at Rumpke. A couple of things I'd like to address this evening is the reason for a lot of our cost increases. One of which would be obviously, health care. Second would be the increase in equipment costs, steel, and fuel, petroleum byproducts. Kim had made mentioned, some of the other communities here in Franklin County, specifically within the last couple of months, just to give you an idea where you're at as far as pricing with the unbundling or the cost of the contracts as compared to yours. Real close to us, you've got the City of Whitehall who recently has gone from 10.81 to 14.25. And up in Powell, you've got the city that has gone from 11.65 to 14.61. And if I may add a correction to Mrs. Reichard, she had made mention that we were at 11.50 here in Reynoldsburg where actually, that was at 11.69 and it came in at 14.50. Any questions?

Mr. Hills: Questions? Mr. Clemens.

Mr. Clemens: Yes. This increase, also you said it was for expenses as far as new equipment. Does this mean that we're not going to have the hydraulic oil all over our streets? I know in my section of town, we have quite a few break downs. Does this mean you're going to use better trucks in our sections of town? Can we look for better service as far as when they do break down as far as coming out and taking care of it?

Mr. Stevens: Yeah. Actually, forgive me Tom, he is our operations manager.

Mr. Clemens: It's time he operates on my street I know that.

Mr. Burke: I'm Tom Burke and I'm operations manager with Central Ohio for Rumpke. And the answer to that questions is, we can buy a brand new truck and we can still have a hydraulic problem. I'm not saying that we don't try to prevent those because we certainly do. We don't want those messes out there either. They're very costly for us. But there's a lot of hydrox that go into a garbage truck. And we try very hard to do everything we can to prevent that.

Mr. Clemens: Well, my thought, my problem, and I know you've had calls on it and so forth, is to come back out and get it cleaned up. And that's the important thing. Because if you don't, it's there all the time.

Mr. Burke: Yes, sir.

Mr. Clemens: And I know it's hard to get you to come back. I know you're busy.

Mr. Burke: Actually, we have a process set up. If somebody calls and says we have a hydraulic, or oil, or gasoline, or whatever it may be, we actually have emergency trailers set up where we go out with a crew and take care of the spill right away.

Mr. Clemens: I'll keep that in mind.

Mr. Burke: You sure can. We'll be there.

Mrs. Clemens: Phone number please. (Inaudible. Speaking off mike).

Mr. Burke: I'll tell you what, you call me. 614-332-5983. That's my cell phone. That's good any time. If there's a problem, I want to know about it.

Mr. Clemens: The reason I'm complaining, I'm getting tired of listening to her. Because she thinks I'm going to take care of it. But I've noticed on the other streets around too, especially I don't go to any other sections of town too much, but I do notice that we do have, we have had quite a bit of it. And I would appreciate it if it is cleaned up.

Mr. Burke: Oh, sure thing. Yeah. No problem. Any other questions?

Mr. Hills: Any other questions? Yes, Mr. Stake.

Mr. Stake: Thank you, President Hills. I have the same question that Mr. Baxter had for the young lady earlier. That in your opinion fellows, do you think the unbundling increased the price at all?

Mr. Burke: I think the rising cost of everything that's going on in our world right now is the reason for the increases. Health care, we all know about that. Diesel fuel, everybody's thinking that fuel went down. That's because unleaded went down. Us people are quiet about that right now. But the trucking industry is still screaming. It's still, I think we just bought fuel for 2.60. One of the last bids we did was at \$1.80 and that was less than a year ago. And that was pretty common. We didn't think it was going to go up any. As a matter of fact, our hedges are no good. We went into emergency and they did away with our hedges so we can't even use our hedges that we had on fuel. So because of the, they call it an emergency situation with Katrina and all. So I think it's just rising costs that we're all, unfortunately looking at right now to heating our cars to fueling our cars to paying for our health care.

Mr. Stake: Thank you.

Mr. Hills: Mr. Baxter.

Mr. Baxter: President Hills, how does the number of increased residents fall into that rate? We do this every year. Are you looking for the number of pickups to determine the rate? How are you coming up with those rates? House count?

Mr. Burke: It's a house count that's agreeable with your Service Department and Rumpke. So if there's 'x' number of units and it goes up by, what do we do a house count here, about once every 3 months? I think about once every 3 months, we look at the house count. Reynoldsburg is growing fabulously. I mean, it's a really growing community. I like what you're doing with your streets. And a lot of neighborhoods are growing up. It's getting to be quite a community. And that's great. That's what we all want. But each time they add those neighborhoods, yeah, we make sure, we don't count houses until there's actually occupants in there as well. So you understand that. Yeah, about once every 3 months to once every 6 months, we do a house count.

Mr. Baxter: Very good. Thank you.

Mr. Hills: Okay. Any other questions? Mr. Beougher.

Mr. Beougher: Thank you, President Hills. Mr. Burke, how much training do your drivers receive before they are set loose on our city streets?

Mr. Burke: They go through three days class room before they even go out. Half a day of that is OSHA required. But we make sure we cover that. But the rest of it's DOT. Then they go out in the trucks for 2 days. And all they do, they don't drive. All they do is load. They get used to it. As you can imagine, it's a physical job. Driving the trucks is probably 10% of their work. So most of their work load is through driving and actually picking up the trash. So once they get through that process, they go back into the class room for another 2 days and they go back out on the truck loading the truck, for another 3. That's 2 weeks. Then they go with a driver trainer. The driver trainer is the person that we have identified, put through testing that says, he's qualified to train another driver. And then he's the one that goes out on route with the guy, shows him the ins and out and makes them more familiar and kind of monitors them. So altogether, you're looking about a good month. Some guys don't get released until 2 months. Our drive trainer has to sign off on every one of them before they're ready to go. So it's quite a process.

Mr. Beougher: And are they instructed in the proper procedure for backing on city streets?

Mr. Burke: Yes.

Mr. Beougher: And what's that procedure?

Mr. Burke: Our procedure is, if they have a loader in the truck, the loaders to get out, he watches in spots for the person while they back up. If they don't do that, it could be termination.

Mr. Beougher: Thank you.

Mr. Hills: Any other questions or comments? I thank both Eastman and Rumpke to come in and give us some further explanation. And just so you'll know, I think Mrs. Reichard adequately described it as an 'oops'. Because we had this last Monday. As we only saw it on Friday and no questions or ability to have things. So it helps Council. And part of the Council's job is to be sure that the public is understanding why these things are going through. And I do understand that there is a commitment that we are going to still have trash picked up for a short period of time

until we...

Mr. Burke: All except for that commercial stuff that Mr. Clemens brought up. I'm kidding. One last pickup in Huber.

Mrs. Reichard: Also let me add though, that they do pick up along Main Street. The trash receptacles that are in the revitalization area. They do pick those up. They provide some dumpsters in our parks and here. I mean, it's more than just the residential. They provide a great service. And just in the short amount of time I've been here, I guess in the last 3 years, this is my second contract. This will be the third contract with Rumpke. They have improved immensely. They work with us. They respond to our, the problems that we have. And we're going to run into them. When we start talking trash, and if you miss somebody's trash can by per chance, or you throw it down wrong or whatever, you're going to hear about it. And they've been very, very responsive. So I just want to publicly thank Rumpke for the good service they've been providing.

Mr. Hills: Any questions? Mr. Stearns.

Mr. Stearns: Thank you, President Hills. My question deals with bulk pickup. Can you tell us anything about that?

Mr. Burke: The only thing that we ask and require is that it's packaged properly. If it's a refrigerator or something that has freon in it, then you have to have the freon removed. Or we can take care of that for you. But there is a \$50 charge to do that. But as long as you stay within the specifications, or the guidelines or whatever, we're good. Like brush being cut down 4 foot. That type of thing. We're good with that. Now you can put a couch out there and we'll take a couch. So I don't know what that has to do with a 4 foot limb. (Tape Change). But I know which one I'd rather pick up. But you know, that's what we're faced with. So it's bulk. And we have unlimited service. So the only thing that we kind of frown on is clean out's. When somebody's cleaning out a house. That's a little outside of the contract. Where they just take their whole house and put it out to the curb and head to the next house that they're going to rent or something. We naturally say, hey you need to have a different type of service for this. Maybe a roll off box or something like that as opposed to a garbage truck. Did I answer that?

Mr. Stearns: Yeah. I think you did. That hasn't been mentioned. So I think that is good to be brought out. So, thank you.

Mr. Hills: Any other questions?

Mr. Baxter: One last question.

Mr. Hills: Mr. Baxter.

Mr. Baxter: President Hills, the last question is dealing with billing. I noticed you gave a couple of communities that were on the same price that we're getting and you had used that as an example. What type of discount were we offered for doing billing ourselves? How would that factor into the pricing?

Mr. Burke: The billing would be put in, I think we did bid, if we would bill Reynoldsburg, and we bid without.

Mr. Baxter: Correct.

Mr. Burke: You chose to take the one without. I think it was a dollar higher.

Mr. Stevens: It was a dollar more.

Mr. Burke: A dollar more.

Mr. Baxter: A dollar discount per house?

Mr. Burke: Yes.

Mr. Baxter: Very good. Thank you.

Mr. Burke: And that's per quarter. So it figures out to be 30 some cents per quarter.

Mr. Baxter: I know there's still some questions in my mind how that's working out and I wasn't able to _____. I'm not an attorney and I couldn't read it and understand it.

Mr. Hills: As you can see, it is a benefit for us to be able to get some of these questions answered. Normally we do this as a committee. But I do appreciate you all coming to Council tonight. And the assurances that we are going to continue with our hauling under our contractual arrangements, I feel sure that this will move relatively quickly as we get it into the process. Any other questions or comments? (No response). Seeing or hearing none, thank you all very much.

Mr. Burke: If there is any other questions, I'm sure Sharon would pick up the phone and call us.

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO AGREEMENT FOR THE DISPOSAL OF RESIDENTIAL SOLID WASTE GENERATED IN AND COLLECTED FROM THE CITY OF REYNOLDSBURG, OHIO- -Assistant Clerk read ordinance by title for the first reading. Item referred to Service Committee.

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO AGREEMENT FOR THE PROCESSING OF RECYCLABLE MATERIALS GENERATED IN AND COLLECTED FROM WITHIN THE CITY OF REYNOLDSBURG, OHIO- -Assistant Clerk read ordinance by title for the first reading. Item referred to Service Committee.

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- -Assistant Clerk read ordinance by title for the first reading. Item referred to Service Committee.

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- -Assistant 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: Amending Subsection (c) of Section 945.02 "Rate Schedule" OF CHAPTER 945 SEWER CHARGES- -Assistant 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 143.01 "COMPENSATION" OF CHAPTER 143 DEPARTMENT OF CITY AUDITOR- -Assistant 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 160.03 "SALARY SCHEDULE" Subsections (a) and (b) of CHAPTER 160 EMPLOYEE COMPENSATION- -Assistant Clerk read ordinance by title for the first reading. Item referred to Finance Committee.

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO CONTRACT TO PURCHASE ROAD SALT- -Assistant Clerk read ordinance by title for the second reading. Item referred to Safety Committee.

ORDINANCE APPROVING SPECIAL EXCEPTION USE PERMIT - (6493 East Main Street, proposed use of land/structure - restaurant, bar, and nightclub); applicant, Frida Njunchop- -Assistant Clerk read ordinance by title for the second reading.

Mr. Clemens moved suspension of the CRC Section 4.04 three reading rule. Mr. Beougher seconded.

Mr. Hills stated that it does take 6 affirmative votes to suspend the rules. He said if there are not 6 affirmative votes, it does not deny the application. He said it will just return to committee.

With the roll called, members voted: Mr. Beougher "Yea"; Mr. Stake "Nay"; Mr. Stearns "Yea"; Mr. Baxter "Nay"; Mr. Joseph "Yea"; Mr. Clemens "Nay"; Mrs. Newman "Nay". Motion denied. Rules are not suspended.

Item referred to Service Committee.

ORDINANCE APPROVING SPECIAL EXCEPTION USE PERMIT - (6525 East Main Street; proposed use of land/structure - tavern); applicant, Nick Vuticeuski- -Assistant Clerk read ordinance by title for the second reading. Item referred to Service Committee. (A rules suspension had been recommended, but applicant requested item be read for the second time, and returned to committee).

ORDINANCE TO MAKE 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- - -Assistant Clerk read ordinance by title for the second reading. Item referred to Finance Committee.

RESOLUTION ADOPTING THE REVISED CAPITAL IMPROVEMENTS PROGRAM FOR THE CITY OF REYNOLDSBURG, OHIO FOR THE YEARS 2006 THROUGH 2010- -

-Assistant Clerk read resolution by title for the second reading. Item referred to Finance Committee.

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO CONTRACT FOR CITY

INSURANCE- - -Assistant Clerk read ordinance by title for the second reading. Item referred to Finance Committee.

ORDINANCE ACCEPTING UNRECORDED GENERAL WARRANTY DEED FROM JOHN M. BIRCH AND BONNIE J. BIRCH (.165 ac.; Taylor Road right of way donation)- - -Assistant Clerk read ordinance by title for the third reading. Mr. Clemens moved adoption. Mrs. Newman seconded. With the roll called, members voted: Mr. Beougher "Yea"; Mr. Stake "Yea"; Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea". Motion passed; Ordinance No. 99-05 adopted.

ORDINANCE ACCEPTING FOUR UNRECORDED DEEDS OF EASEMENT (sanitary sewer, water utility line) (Board of Education of Reynoldsburg City School District)- - -Assistant Clerk read ordinance by title for the third reading. Mr. Clemens moved adoption. Mr. Stearns seconded. With the roll called, members voted: Mr. Beougher "Yea"; Mr. Stake "Yea"; Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea". Motion passed; Ordinance No. 100-05 adopted.

Mr. Hills: We will be going to Executive Session in a minute, but prior to that I would like to make a short comment. We have received, as members of Council, a notice from Mr. Beougher who will be resigning from his Council seat effective November 30, 2005. That is this Wednesday. Mr. Beougher, do you have any statement you'd like to make?

Mr. Beougher: Thank you, President Hills. I would like to thank the members for their support of me over the past 5 ½ years. And certainly, Mr. Stake ended up beating me by 2 votes. And I delivered a letter of concession to the County Board of Elections, Wednesday about 2:30. I would like to just read that briefly. It basically says, Mr. Damschroder, In view of today's unofficial results putting me in fourth place for the Reynoldsburg Council election by 2 votes, I am conceding the seat to Mr. Stake. Please consider this letter as notice of my withdrawal in order to conclude this election, it's dragged on long enough, in an amicable manner and without further expenditure of taxpayer dollars for the inevitable recount. It has been an honor to serve the citizens of Reynoldsburg and I will carry fond memories of our accomplishments of the previous 5 ½ years with me forever. There's a line from the Sound of Music that says, when God closes the door, he opens a window somewhere. And I have received an opportunity to pursue, continue my public service with the State of Ohio in a position that the description appears to have been written for me. So I will be starting that job on December 5. And it is a position that's incompatible with service on Council. And therefore, I will be resigning as of Wednesday. I also want to thank the Council staff. And in particular, I want to thank my fellow Philo High School alumnus,

Mrs. Frazier for her encouragement, and support, and sometimes brutal honesty. Thank you, Nancy. And thank you.

Mr. Hills said there was a request from the City Attorney to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. Mr. Stake moved to recess for Executive Session; Mr. Stearns seconded. Mr. Hills said those attending would be the Clerks of Council and elected officials. With the roll called, members voted: Mr. Beougher “Yea”; Mr. Stake “Yea”; Mr. Stearns “Yea”; Mr. Baxter “Yea”; Mr. Joseph “Yea”; Mr. Clemens “Yea”; Mrs. Newman “Yea”. Motion passed. Mr. Hills said following the Executive Session, Council would reconvene only to call the roll and adjourn. Council recessed at 8:36 p.m.

Council reconvened at 8:45 p.m. With the roll called, members responding were: Mr. Beougher “Present”; Mr. Stake “Present”; Mr. Stearns “Present”; Mr. Baxter “Present”; Mr. Joseph “Present”; Mr. Clemens “Present”; Mrs. Newman “Present”.

Meeting adjourned at 8:46 p.m.

William L. Hills, President of Council

Susie Smith, Assistant Clerk of Council