

MINUTES REGULAR COUNCIL
REYNOLDSBURG CITY COUNCIL
October 28, 2002

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

Members of Council present: Ron Stake, Sarah Cannella, Jim Wade (present at 7:35 p.m.), Eric Gilbert, Mel Clemens, William L. Hills, Lane Beougher.

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

Minutes of the regular Council meeting held October 14, 2002 were approved without objection.

The agenda was approved.

Community Comments and Requests- -Sandra Long with the Cobblestone/Windsor Forest Area Civic Association stated that they were very pleased to inform Council that Etna Township Trustees at their October 21, 2002 meeting, unanimously passed a resolution to begin exploring the possibilities of a Cooperative Economic Development Agreement with the City of Reynoldsburg. She said they strongly support the idea of a Cooperative Economic Development between Etna Township and the City of Reynoldsburg.

Consent Agenda items:

Clerk read each of the following items by title. Disposition results listed at end of each title.

for second reading: ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: AMENDING SECTION 949.04 "ADDITIONAL TAPPING FEES FOR NONASSESSED PROPERTY" SUBSECTION (a) OF CHAPTER 949 WATER REGULATIONS- - -item referred to Service Committee.

for second reading: ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: AMENDING SECTION 941.26 "DETERMINATION OF SEWER SYSTEM-CAPACITY CHARGE" OF CHAPTER 941 SEWER REGULATIONS- - -item referred to Service Committee.

for second reading: ORDINANCE TO AUTHORIZE THE MAYOR OF THE CITY OF REYNOLDSBURG TO ENTER INTO A CONTRACT WITH WPS ENERGY SERVICES, INC., FOR THE PROVISION OF COMPETITIVE RETAIL ELECTRIC AGGREGATION SERVICES AND POWER SUPPLY, FOR THE CITY OF REYNOLDSBURG (HEREINAFTER, "ORDINANCE")- - -item referred to Service Committee.

Mr. Clemens moved approval of items on the Consent Agenda. Mr. Hills seconded.

With the roll called, members voted: Mr. Stake “Yea”; Mrs. Cannella “Yea”; Mr. Wade “Yea”; Mr. Gilbert “Yea”; Mr. Clemens “Yea”; Mr. Hills “Yea”; Mr. Beougher”. Motion passed; disposition listed above.

Regular Agenda items:

Motion(s)

Clerk read motion: That the Council of the City of Reynoldsburg does hereby adopt the Resolution of Support signed and dated October 28, 2002, for the 3.67 mill bond issue for the Reynoldsburg Schools to be on the November 5, 2002 ballot. Mr. Hills moved adoption. Mr. Stake seconded.

Mr. Beougher stated that he would be abstaining on the issue because of his firm’s contract with the school district. Henry Schutte said that he understood Mr. Hills was on the committee advising the Superintendent of schools. Mr. Hills stated that he was the Council representative on the Superintendent’s Advisory Council which was made up of a great consortium of different people. He said he was a Council representative and a parent of a high school student. He said they don’t vote. He said they have discussions as to what was going on in the school district. Mr. Schutte said this is labeled a Motion but it says Resolution and that it took three readings according to the state law. All voted “Aye” except Mr. Beougher, who abstained. Motion passed.

ORDINANCE TO APPROVE PAYMENT OF SERVICES PERFORMED PRIOR TO THE AUDITOR’S CERTIFICATION OF AVAILABILITY OF FUNDS AND DECLARING AN EMERGENCY (CITY COUNCIL)- -Clerk read ordinance by title for the one required reading. Mr. Hills moved adoption. Mr. Wade seconded. With the roll called, members voted: Mr. Stake “Yea”; Mrs. Cannella “Yea”; Mr. Wade “Yea”; Mr. Gilbert “Yea”; Mr. Clemens “Yea”; Mr. Hills “Yea”; Mr. Beougher “Yea”. Motion passed; Ordinance No. 91-02 adopted.

ORDINANCE MAKING APPROPRIATION FROM BRICE - MAIN T.I.F. FUND FOR PAYMENT TO REYNOLDSBURG SCHOOL DISTRICT AND DECLARING AN EMERGENCY- -Clerk read ordinance by title for the one required reading. Mr. Hills moved adoption. Mr. Stake seconded. With the roll called, members voted: Mr. Stake “Yea”; Mrs. Cannella “Yea”; Mr. Wade “Yea”; Mr. Gilbert “Yea”; Mr. Clemens “Yea”; Mr. Hills “Yea”; Mr. Beougher “Abstain”. Motion passed; Ordinance No. 92-02 adopted.

ORDINANCE MAKING TRANSFER OF FUNDS FROM STORM WATER FUND and SOLID WASTE COLLECTION FUND to WASTE WATER/SEWER FUND FOR REIMBURSEMENT OF FUNDS THAT PROVIDED FOR COLLECTION OF REVENUES- -Clerk read ordinance by title for the first reading. Item referred to Finance Committee.

AN ORDINANCE AUTHORIZING THE ESTABLISHMENT OF A COMPUTERIZATION NEEDS OF THE CLERK OF COURTS’ OFFICE FUND AS APPROVED BY THE AUDITOR OF STATE- -Clerk read ordinance by title for the first reading. Item referred to Finance

Committee.

ORDINANCE ACCEPTING FY 2002 LOCAL LAW ENFORCEMENT BLOCK GRANT FOR PURPOSES OF OBTAINING DIGITAL CAMERAS; AND INCREASING COMMUNITY ORIENTED POLICING PATROLS IN SPECIFIC GEOGRAPHIC AREAS AND DECLARING AN EMERGENCY- -Clerk read ordinance by title for the second reading. Mr. Hills moved to amend the ordinance as redrafted 10-25-02 and to include in Section 2 the number 285 and in Section 3 the number 285 and account number 285.000.5639. Mrs. Cannella seconded. All voted "Aye". Motion passed; ordinance amended.

Mr. Hills moved adoption. Mr. Stake seconded. With the roll called, members voted: Mr. Stake "Yea"; Mrs. Cannella "Yea"; Mr. Wade "Yea"; Mr. Gilbert "Yea"; Mr. Clemens "Yea"; Mr. Hills "Yea"; Mr. Beougher "Yea". Motion passed; Ordinance No. 93-02 adopted.

ORDINANCE APPROVING AMENDED FINAL PLAT OF JORDAN CROSSING entitled "Resubdivision #3 of Jordan Crossing" AND REPEALING ORDINANCE 126-96- -Clerk read ordinance by title for the second reading. Mr. Gilbert moved suspension of the CRC Section 4.04 three reading rule. Mr. Hills seconded. With the roll called, members voted: Mr. Stake "Yea"; Mrs. Cannella "Yea"; Mr. Wade "Yea"; Mr. Gilbert "Yea"; Mr. Clemens "Yea"; Mr. Hills "Yea"; Mr. Beougher "Yea". Motion passed; rule suspended.

Mr. Gilbert moved adoption. Mr. Clemens seconded. With the roll called, members voted: Mr. Stake "Yea"; Mrs. Cannella "Yea"; Mr. Wade "Yea"; Mr. Gilbert "Yea"; Mr. Clemens "Yea"; Mr. Hills "Yea"; Mr. Beougher "Yea". Motion passed; Ordinance No. 94-02 adopted.

ORDINANCE APPROVING FINAL PLAT OF FARMINGTON SECTION 5- -Clerk read ordinance by title for the second reading. Mr. Gilbert moved suspension of the CRC Section 4.04 three reading rule. Mrs. Cannella seconded. With the roll called, members voted: Mr. Stake "Yea"; Mrs. Cannella "Yea"; Mr. Wade "Yea"; Mr. Gilbert "Yea"; Mr. Clemens "Yea"; Mr. Hills "Yea"; Mr. Beougher "Yea". Motion passed; rule suspended.

Mr. Gilbert moved adoption. Mr. Stake seconded. With the roll called, members voted: Mr. Stake "Yea"; Mrs. Cannella "Yea"; Mr. Wade "Yea"; Mr. Gilbert "Yea"; Mr. Clemens "Yea"; Mr. Hills "Yea"; Mr. Beougher "Yea". Motion passed; Ordinance No. 95-02 adopted.

ORDINANCE MAKING TRANSFER OF FUNDS FROM GENERAL DEBT RETIREMENT FUND TO SEWER CAPACITY FUND- -Clerk read ordinance by title for the second reading. Item referred to Finance Committee.

ORDINANCE AUTHORIZING E.M.H.&T. TO PREPARE COMPLIANCE ITEMS RECOMMENDED IN THE "CITY OF REYNOLDSBURG NPDES PHASE II COMPLIANCE ASSESSMENT STUDY" **AND APPROPRIATING FUNDS THEREFORE**- -Clerk read ordinance by title for the third reading. Mr. Beougher moved to amend the ordinance as

redrafted 10-11-02. Mr. Gilbert seconded. All voted "Aye". Motion passed; ordinance amended.

Mr. Beougher moved adoption. Mr. Wade seconded. Mr. Hills asked if the redraft date incorporated the language they had circulated earlier in the evening. Mr. Beougher said no. He said it seemed to be obvious. Mr. Hills stated that for clarification purposes it was probably

appropriate language. Mr. Hills stated that he would move to incorporate the language. Mr. McCloud asked Mr. Hills to read into the record what the actual language was. Mr. Hills read language that would be added at the end of Section 2 in parentheses: "\$27,500 has been the requested fee, but the Storm Water Compliance Study for the City of Reynoldsburg has essentially been completed, and at least \$4,000 remains in account number 740.737.5331 from appropriation in Ordinance No. 161-01; therefore only \$23,500 is being appropriated for preparation of compliance items recommended in the study)". He said that filled in the blank on the initially requested \$27,500 and tied it into the remainder that was supposed to be in account 5331. Mrs. Cannella seconded. Mayor McPherson asked the City Auditor if there was actually \$4,000 remaining in that account; that according to this, there was. He said it would be 740.737.5331. Mr. Whitney said he didn't have the accounts with him, but there were encumbered funds left. Mr. Hills said .5331 was an account that was labeled Architectural and Engineering Fees and that was the remainder that was not used in the NPDES study for Phase I. He said this was Phase II. He said they should carry together to complete the project. He said they were there. He knows of no reason why they wouldn't be there. Mayor McPherson said the last time they checked there was \$351 there. All voted "Aye". Motion passed; ordinance amended.

Mr. Beougher moved adoption. Mr. Gilbert seconded. With the roll called, members voted: Mr. Stake "Yea"; Mrs. Cannella "Yea"; Mr. Wade "Yea"; Mr. Gilbert "Yea"; Mr. Clemens "Yea"; Mr. Hills "Yea"; Mr. Beougher "Yea". Motion passed; Ordinance No. 96-02 adopted.

Request for Executive Session by Councilman Hills for discussion of compensation of public employees.- -Mr. Stake moved to recess for Executive Session. Mr. Hills seconded. With the roll called, members voted: Mr. Stake "Yea"; Mrs. Cannella "Yea"; Mr. Wade "Yea"; Mr. Gilbert "Nay"; Mr. Clemens "Yea"; Mr. Hills "Yea"; Mr. Beougher "Yea". Motion passed. Mr. McCloud said following the Executive Session, Council would reconvene only to call the roll and adjourn. Council recessed at 7:49 p.m.

Council reconvened at 9:16 p.m. With the roll called, members responding were: Mr. Stake "Present"; Mrs. Cannella "Present"; Mr. Hills "Present".

Meeting adjourned at 9:16 p.m.

Bradley L. McCloud, President of Council

Nancy C. Frazier, Clerk of Council