

MINUTES REGULAR COUNCIL
REYNOLDSBURG CITY COUNCIL
October 22, 2012

President of Council Doug Joseph called the meeting to order at 7:30 p.m.

Members of Council present: Mel Clemens, Barth R. Cotner, Chris Long, Nathan Burd, Scott A. Barrett, Leslie Kelly, Cornelius McGrady III.

The Invocation was given by Councilman Long. Mr. Joseph led the Pledge of Allegiance.

Minutes of the regular Council meeting held October 8, 2012 were approved without objection.

The agenda was approved.

Community Comments and Requests- -David Berger, Zero's Pizza, 7950 E. Broad, said he owned Zero's Pizza, and while he had a pizza place that had been open in New Albany for about nine years, they had just opened a new place in Reynoldsburg a few months ago; that since a lot of people didn't know they were there at Waggoner and Broad, after one of the Councilmen had stopped in and said this would be a venue to let folks know, he was present to invite everyone to come and try the restaurant, which provided fresh, healthy pizzas.

Communications- -Clerk read that Council had received the September 2012 Budget by Classification document from the City Auditor's office on October 10, 2012 and was through September 30, 2012.

Clerk also read report from the Clerk of Court: Total monies collected from courts held during the month of August - \$35,008. Monies also collected during that same period pursuant to Ordinance No. 146-94 and Ordinance No. 104-02....\$2,475 for the Computerization Needs Fund; and \$100 for the Enforcement and Education Fund.

Reports- -Mr. Joseph said there had been some confusion about the proposed Charter amendments that were to be on the November ballot. Mr. Joseph said, "We've had some feedback from various citizens that the issues are confusing; they're not sure what they are, and I guess in some regard, in some areas of the city, there is not a complete description of what these amendments do, or at least one or two of them. I live in Licking County and I was just looking at my ballot and it clearly does not accurately describe what the one issue is pertaining to eliminating of Primary Elections if there is not a contested race for that. I know in Franklin County, I have a copy of the ballot and it is fairly clear there, but I want to point out that Council did follow all the proper procedures when drafting and enacting and implementing those ordinances with all the proper descriptions. I do know the City Attorney and the Board of Elections worked together on preparing those, but there's also some evidence that Issue 2 which is quite lengthy, kind of, possibly crowded out some of the terminology for one or more of these amendments. So I would like to just point out that, that was not the doing of Council; it appears it was done by other parties after the fact and I'll just open that up to any comments that there might be tonight. Councilman Long."

Mr. Long: One thing that I've found that a lot of people didn't clearly understand is, this is only done like every five years. So naturally as things change on a day-to-day aspect, what goes on within the city or even on Council, it sometimes will get out of whack as far as it regards to the Charter in that the majority of changes that are being made there are pretty much administrative other than the first initial aspect as far as there not being a partisan election or going through the process of an election if there is not a contest during that. So the majority of it is all administrative; it has complete approval of City Council or otherwise we wouldn't have put them on the ballot. Thanks, President Joseph.

Mr. Joseph: Any other comments? (No response) Okay. Our next report is on a liquor permit transfer request. Mr. Clemens.

Mr. Clemens: Yes, we have a liquor permit request for a transfer; it's due to be returned and must have the postmark at 11-5-12. What it is, it's a liquor permit request for transfer for Visam, Inc. doing business as Nishi's Market, 6505 Livingston Avenue, 1 fl only, Reynoldsburg, Ohio 43068 to Shah Karim, Inc. doing business as Nishi's Market, 6505 E. Livingston Avenue, Reynoldsburg, Ohio 43068. We have a memo from Chief O'Neill; they've done the investigation work on this liquor permit and they recommend that we do not appeal the application for transfer, and I'd like to know if there's anybody that has anything to say on this; any disagreement? (No response) If not, we'll take no action on it. Thank you, President.

Mr. Joseph: Thank you. Any questions on that tonight? (No response) All right.

Clerk read Motion: That the Mayor be and is hereby authorized and directed to advertise for bids for the maintenance of the landscaping beds and plants of Phases 1 and 2 of the Main Street Corridor Revitalization for 2013 and 2014.- -Mrs. Kelly moved adoption. Mr. McGrady seconded. With the roll called, members voted: Mr. Clemens "Yea"; Mr. Cotner "Yea"; Mr. Long "Yea"; Mr. Burd "Yea"; Mr. Barrett "Yea"; Mrs. Kelly "Yea"; Mr. McGrady "Yea". Motion passed.

ORDINANCE MAKING TRANSFER OF FUNDS WITHIN THE DEVELOPMENT DEPARTMENT ACCOUNTS FOR CONTRACTED PROFESSIONAL SERVICES AND DECLARING AN EMERGENCY- -Clerk read ordinance by title for the one required reading. Mr. Long moved adoption; Mr. Burd seconded. With the roll called, members voted: Mr. Clemens "Yea"; Mr. Cotner "Yea"; Mr. Long "Yea"; Mr. Burd "Yea"; Mr. Barrett "Yea"; Mrs. Kelly "Yea"; Mr. McGrady "Yea". Motion passed; Ordinance No. 68-12 adopted.

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO AN INTERGOVERNMENTAL WORKING AGREEMENT WITH FRANKLIN SOIL AND WATER CONSERVATION DISTRICT TO SUPPORT THE BIG WALNUT WATERSHED COORDINATOR PROGRAM ADMINISTERED BY FRANKLIN SOIL AND WATER CONSERVATION DISTRICT IN COORDINATION WITH AND SUPPORT FROM MORPC, CENTRAL OHIO GREENWAYS, AND THE STATE WATERSHED PROGRAMS WITH ODNR AND OHIO EPA; AND APPROPRIATING FUNDS THEREFOR- -Clerk read ordinance by title for the first reading.

Item referred to Finance Committee.

ORDINANCE AUTHORIZING ITEMS ON FIXED ASSET LIST FOR AUCTION; AND AUTHORIZING APPROPRIATION OF MONIES RECEIVED FROM SALE OF ITEMS- -Clerk read ordinance by title for the first reading. Item referred to Finance Committee.

ORDINANCE MAKING TRANSFER OF FUNDS FROM SERVICE DEPARTMENT ACCOUNT TO PARKS AND RECREATION DEPARTMENT ACCOUNT IN ORDER TO PURCHASE A 2011 XRT 1550- -Clerk read ordinance by title for the first reading. Item referred to Finance Committee.

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO CONTRACT FOR REDESIGN OF THE CITY OF REYNOLDSBURG WEB SITE- -Clerk read ordinance by title for the first reading. Mr. McGrady said in looking through the budget, he was wondering why an additional appropriation was being made since there were funds in various departments. City Auditor Harris said he would provide a complete listing of monies by the following Monday. Item referred to Finance Committee.

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH THE DISTRICT ADVISORY COUNCIL OF THE FRANKLIN COUNTY GENERAL HEALTH DISTRICT, and FRANKLIN COUNTY PUBLIC HEALTH for HEALTH SERVICES- -Clerk read ordinance by title for the first reading; item referred to Finance Committee.

ORDINANCE TRANSFERRING FUNDS WITHIN THE STORM WATER DIVISION TO PURCHASE SUPPLIES FOR REPAIR OR REPLACEMENT OF STORM WATER OUTLETS **AND DECLARING AN EMERGENCY**- -Clerk read ordinance by title for the second reading. Mr. Cotner moved to amend the ordinance to the redraft date of 10-16-2012; Mr. Long seconded. With the roll called, members voted: Mr. Clemens "Yea"; Mr. Cotner "Yea"; Mr. Long "Yea"; Mr. Burd "Yea"; Mr. Barrett "Yea"; Mrs. Kelly "Yea"; Mr. McGrady "Yea". Motion passed; ordinance amended. Mr. Cotner moved adoption; Mr. Clemens seconded. With the roll called, members voted: Mr. Clemens "Yea"; Mr. Cotner "Yea"; Mr. Long "Yea"; Mr. Burd "Yea"; Mr. Barrett "Yea"; Mrs. Kelly "Yea"; Mr. McGrady "Yea". Motion passed; Ordinance No. 69-12 adopted.

ORDINANCE AUTHORIZING PURCHASE OF ONE 2013 FORD TRANSIT CONNECT 4x2 FOR WATER/WASTE WATER DEPARTMENT- -Clerk read ordinance by title for the second reading. Item referred to Service Committee.

Request by Councilman Clemens for Executive Session to consider the compensation of public employees.- -Mr. Joseph said he would also add the topic of discussion of imminent litigation as a second reason for the Executive Session. Mr. Long moved to recess for the Executive Session; Mrs. Kelly seconded. With the roll called, members voted: Mr. Clemens "Yea"; Mr. Cotner "Yea"; Mr. Long "Yea"; Mr. Burd "Yea"; Mr. Barrett "Yea"; Mrs. Kelly "Yea"; Mr. McGrady "Yea". Motion passed. Mr. Joseph said those attending would be all elected officials and the Clerk of Council; that Council would reconvene for purposes of adjournment only. Council recessed at 7:46 p.m.

Council reconvened at 8:12 p.m. With the roll called, members responding were: Mr. Clemens "Present"; Mr. Cotner "Present"; Mr. Long "Present"; Mr. Burd "Present"; Mr. Barrett "Present"; Mrs. Kelly "Present"; Mr. McGrady "Present".

Meeting adjourned at 8:13 p.m.

Doug Joseph, President of Council

Nancy C. Frazier, Clerk of Council