

MINUTES COMMUNITY DEVELOPMENT COMMITTEE MEETING
REYNOLDSBURG CITY COUNCIL
October 21, 2013

Members of Community Development Committee present: Leslie Kelly, Monica DeBrock, Scott A. Barrett, Cornelius McGrady III, Mel Clemens, Barth R. Cotner, Chris Long. President of Council Doug Joseph was also present.

Approval of Agenda.

Approval of the minutes 7/22 and 10/07-- held for review.

Ratification of amended Mid-Ohio Regional Planning commission (MORPC) Articles of Agreement (Resolution and supportive material attached).

Mr. McCloud: Thank you Chairwoman Kelly, we have a representative from Mid-Ohio Regional Planning Commission here this evening, Eileen Lube who will be explaining what she is asking of this council and background and time frame.

Mrs. Kelly: Ok, great, thank you.

Ms. Lube: Thank you, it's a pleasure to be here and I'm representing MORPC and it's very simple. The last time our articles were revised was in 1967 so what has happened is, Reynoldsburg is a member of MORPC, 41 volunteer association of local governments, and we've re-done our articles so that they reflect the language; the biggest change was the transportation policy committee, in order to get federal monies to improve highway infrastructure and so forth, you need to have the language match the federal policy, so those kinds of projects we wanted to be in compliance. Most of it was semantics, we do have, we need to get everybody to approve the document by mid-December. So of the 41 members we need to have at least 21 to agree to it. I also have a colleague (inaudible) Etna Township voted their approval on Saturday, Worthington's gone ahead with their approval, so you have a copy of it and it's largely to make sure we're in compliance, it does modify a little bit on some of the memberships so for every 10,000 (inaudible) you're allowed to have a representative. And it does allow any kind of government to become an entity if they're a true governmental organization they can become a member of MORPC. We have 5 associate members right now, they cannot vote but we have reached out to have associate members so they can be involved in planning, we have the Columbus Metropolitan Library, the Parks District, things of that sort so when we are talking about good land use planning and things they can be in those conversations but they cannot vote. So that is what is before you and I'd be glad to answer any questions.

Mrs. Kelly: Does anybody have any questions? I have a quick question. If we do three readings on this, can someone help me with the timing, and pass an emergency at last reading will that give us enough time?

Ms. Lube: By mid-December.

Mrs. Kelly: Ok, ok. Thank you. Then I would like to send this forward to council for its first

reading. Second by Councilman McGrady. All voted "Aye" Motion carried.

Meeting Adjourned at 7:33 p.m.

Community Development

- - -April L. Beggerow, Clerk of Council

October 21, 2013

MINUTES SAFETY COMMITTEE MEETING
REYNOLDSBURG CITY COUNCIL
October 21, 2013

Members of Community Development Committee present: Chris Long, Scott Barrett, Leslie Kelly, Cornelius McGrady III, Mel Clemens, Barth R. Cotner, Monica DeBrock. President of Council Doug Joseph was also present.

Temporary Chairman Long called the meeting to order at 7:34 p.m.

Approval of Agenda.

Mr. Long: one small piece of housekeeping, in regards to Repeal 505.01(m)(5), please change the sponsor on that legislative request from Councilman Barrett, to President Joseph. Are there any other changes to the agenda this evening? Hearing none it will stand as changed.

Approval of the minutes 9/16 and 10/07-- held for review.

Mr. Long: I have still not received the changes on the minutes from 9/16 so we will also hold those for 2 weeks.

Discussion: Repeal 505.01 (m)(5) from the definition of vicious dog or other vicious animals. This would eliminate the breed specific ordinance defining pit bull dogs as vicious animals.

President Joseph, the meeting is yours.

Mr. Joseph: Thank you Chairman Long. We will start with, we have a number of yellow slips here of people that would like to testify on this topic and we'll just jump right in with Brad Hauser.

Brad Hauser: 6897 (illegible street), Reynoldsburg. See written testimony incorporated into minutes.

Lori Schwartzkopf: 6450 Red Coach Ln, Reynoldsburg. See written testimony incorporated into minutes.

Karen Minton, State Director, HSUS: PO Box 443 Hilliard, OH 43026: See written testimony incorporated into minutes.

Katie Stenman, CHA Animal Shelter: 3765 Corporate Drive, Columbus: See written testimony incorporated into minutes.

Vicki Deisner, ASPCA: PO Box 228, Worthington, OH 43085: See written testimony incorporated into minutes.

Molly Stancliff: 599 S. Terrace, Columbus: See written testimony incorporated into minutes.

Sue Kohler: 6623 Glacier Ave, Reynoldsburg: said October was national pit bull awareness month and that pit bulls are not the stereotypical devil dogs depicted in the media. She states that pit bull is not a breed but a generic term used to describe physical features and that the American Pit Bull Terrier, American Staffordshire Terrier and the Staffordshire Bull Terrier are all generally considered pit bulls. She states that pit bull dogs are used in search and rescue, in agility competition and as therapy and service dogs. She continues on stating that pit bulls calm and gentle nature have led to them being called a nanny dog. She points out that Petey, the Little Rascal's dog was a pit bull as was 2013 hero dog of the year. Ms. Kohler shared that 51 pit bulls were seized from Bad News Kennels, owned by Michael Vick and that Johnny Justice, one of those dogs became a therapy dog. Hector, another of those rescued went on to become a certified therapy dog, working with sick, elderly and troubled teens. She states that in 2013, the American Temperament Test Society gave pit bulls a very high passing rate of 98.6%. The average passing score for 121 tested breeds ranged 77% scoring better than the Golden Retriever and Cocker Spaniel. Ms. Kohler states that nearly 1million pit bulls are euthanized each year. She asks why blame won't be placed with the owners. She states pit bulls are the most discriminated against breed and that lack of education and ignorance is a large part. She states that the media plays a part in spreading the fear of pit bull dogs. Those that seek to abuse the dogs aren't affected by breed bans and just seek out a different unregulated breed. She asked how one would feel if their dog was targeted for ban not because of how they acted now but how they could act in the future. She states breed specific legislation is just another form of discrimination and hatred and that such legislation is ineffective and a waste of resources. She states that owners should be held accountable for their actions and that breed specific bans should be repealed.

Avery and Aidan Groves: 14000 Middleburg Plain City Road, Plain City, OH. Avery said her favorite pit bull dog is Avery. She is the best loving dog you would have ever met she said. Aidan said his favorite pit bull dog is Rocky, he's a loving caring dog and if you get to know him he's a lovable dog and no fighter and pit bulls should be able to live where they want to.

Sandy Westerwiller: 6855 Tanya Terrace, Reynoldsburg: Ms. Westerwiller expressed her concerns about repealing the ban. She expressed thanks to those that presented in support of repealing the ban and shared that she is a dog lover as well. She stated that her children have been bitten by dogs on occasion but she didn't turn them in so she wonders if the bite statistics can be factual. She wants to know who would follow up on dog issues in the city since there isn't a city animal control. Would it be police reports? Would residents be aware of issues that occur? She feels that more research should be done on the severity of the bite of the pit bull. She doesn't buy that members of the audience aren't aware of those stats. She had heard that pit bulls have a mechanism in their jaws that cause them to lock their jaws. She is concerned that she would have no control over the situation if she were faced with a biting pit bull dog. She says there has to be a reason for the ban in the first place and that more research needs done.

Brad Houser: Thanked Ms. Westerwiller and stated that there is no anatomical feature that would cause it to lock it's jaw or create any more bite pressure than any other dog. He stated that on average each breed has about the same bite pressure. Also, the amount of damage done would be the same that any other large breed of dog would have. He states the concern should be disease transmission for any dog. He continues with an example of a child riding a bike fleeing from a small dog, that a child can fall and hurt themselves fleeing a small dog as much as they could a larger dog. He mentioned a case where a lady was killed by her German Shepherd dog in Coshocton and pointed

out that no one had heard about it.

Mr. Joseph: We have 2 more speaker slips. Next is Norm Brusk.

Norm Brusk: 1861 Crosswick Ct.: Mr. Brusk stated that he was given a packet of info by Mr. Hauser on the issue and decided to do his research. He recommended that members of council do the same. One issue is that pit bulls, while they don't have a locking mechanism in their jaws, they shake when they bite. It's a different type of bite which is why their bite is so severe. The dogs are often unpredictable also he says. Many dogs are unpredictable though he says but the severity of the bite is the concern. Also trainers of these dogs use bite sticks that are like pry bars. There were reports of dogs being friendly and then attacking. They are also strong dogs and can break through a screen door. His concern is that changing the ordinance could change the issue from being proactive to reactive. He agrees that responsibility is with the dog owner, but the problem is risk vs. reward. His concern is that is there going to be more risk with a repealed ban. He believes that pit bulls probably are not dangerous but that how many stories regarding attacks involve dogs that have never bitten before. He feels that he would not let his granddaughter out if there were pit bulls in his neighborhood. He thinks the facts have not been investigated enough and feels that there is too much risk to repealing the ban.

Mrs. Kelly: Wants to know who was a Reynoldsburg resident by show of hands.

Mr. Joseph: I have a couple of questions. Bottom line, we had a state law that was changed which led it to municipalities. Then several municipalities in changed their ordinances. When did the state law change and which municipalities have changed and which have not? Because we always make comparisons to neighboring communities and I think that'd be useful information.

Ms. Schwartzkopf: states that Bexley and Reynoldsburg still have bans. State law changed on May 12, 2012 officially. Other cities have restrictions: Dublin, Canal Winchester, Grove City, Groveport, Newark, and Powell has just gone neutral. Worthington, Whitehall, Westerville, Pataskala, Marysville, London, Hilliard, Grove City, Gahanna, Delaware, Columbus are all breed neutral.

Mr. Joseph: the ones that are breed neutral, were they breed neutral before the state changed the law? I'm trying to get a handle on when they proactively went out and repealed the bans on these dogs or whether they're codes did not address it.

Ms. Schwartzkopf: Several of these cities were actually already did not change it when the state had it. They couldn't be breed neutral until the state changed their law. Whitehall had a breed neutral law but still had to follow state law. Once the state then cleared pit bulls from legislation, then Whitehall was breed neutral.

Mr. Joseph: I think it would have been helpful to hear from people in these communities to tell us how enforcement has been, whether they have run into any problems. Because that's where it's at. People care concerned.

Ms. Schwartzkopf: said she agrees you have to look around.

Mr. Joseph: if someone is here that has dealt with this on a municipal level, I think that would be helpful.

Mr. Long: An elected official or an employee of city safety forces. That's the opinion we're talking about here.

Ms. Schwartzkopf: I think we could find one. I know we can find one.

(inaudible audience talk)

Mr. Joseph: One last speaker slip before turning committee over to Chairman Long.

Tonya Walls: 8745 Bowman Rd. Amanda, OH: She is president of a dog rescue in Fairfield County and requested to know who in the audience works with dogs on a daily basis and of those who are afraid of pit bulls. Her point was that she was not afraid of pit bulls and that people in general should not be afraid of pit bulls. She states that education is important and that kids need to know how to handle dogs.

Mr. Hauser: We have letters from 3 area veterinarians to submit for record.

Mr. Joseph: Chairman Long, I think it would be very helpful to hear from elected officials or safety directors of central Ohio communities that may have been in a similar situation as us skeptical of this idea and then based on various evidence, have altered their positions and approved ordinances repealing bans on this kind of animal. I think it would be helpful to hear that specific testimony in 2 weeks. I request that we hold it for 2 weeks to hear only those individuals. We heard from a lot of people tonight, I think it would be beneficial if we could hear from Central Ohio communities, elected officials or safety directors, their experiences in how it has affected their communities.

Mr. Long: This has never been about the pit bull itself. It's about an irresponsible owner. You hear the stories, "it's not my dog, it's my son's dog" "it got out" or other things along those lines. We had an incident where a pit bull bit an individual last week in the City of Reynoldsburg and there were police reports and so forth along those lines. It's the inability to enforce and control the irresponsible owner. Or even worse than that, an owner that is bent on abusing or mistreating one of these animals and turning it into a weapon. I'm in agreement with some of the other individuals I've spoken to, I would be concerned if I had a pit bull living next door to me. I'm not afraid of them, but at the same time I'm unsure as to what could happen and when it comes down, I am chairman of the safety committee and also an elected official and am charged with the safety of 36,000 people. Not just a number of pit bull owners. So I need to take into consideration all aspects of that. I agree with Mr. Joseph, we need to look at what other municipalities have done and what their experience has been after going breed neutral, but at the same time I don't see that changing my mind. We can hold this for a couple of weeks but I'll let other members of the committee make a decision with what direction they'd like to go with it.

Mrs. Kelly: first of all, I am thoroughly impressed on the time and effort you've put in on your research and paperwork and getting your supporters and different agencies. You've given us a lot to look over. I would like some more time to read through the information and do a bit more research. I appreciate the comments from other members of the community who requested we do more research. I don't think anybody up here can take away the effort you've put in consistently.

Mr. McGrady: a lot of information has been presented here. One big topic I understand is stereotypes. Change is not going to happen overnight, but you've provided information. Let's get the otherside- the law enforcement and how they dealt with it. There's a lot of information out there about application but the big thing is the education. So let's hear from the other side.

Mr. Clemens: I'm with you Chris, it's not going to change my mind.

Mrs. DeBrock: I appreciate the information. I'm concerned about uniform enforcement of vicious dogs. I believe any dog that bites needs to be addressed whether, I do believe Reynoldsburg needs a stronger ordinance and fines for dogs that bite and the due process, I think we need to add a due process part for any dog that's been challenged as having issues. It appears is what we should be banning is un-neutered male dogs in the community because those are the ones with the higher statistics. Conversations still need to be had. Chained dogs, neutered dogs... and a non- dog owner is allowed to have fear. We can't tell people not to have fear of anything. If we have irresponsible dogs, people need to have fear of them. It is the dog owner's responsibility to have well behaved dogs, to have them controlled, to have good animals in our community. Until that happens, people can have fear. It can because they've been bitten or caused damage to the face. That's worse than a hand that needs a stitch or two. That's with any dogs. I had a dog in our neighborhood, a German Shepherd that I was afraid of. Luckily it had a responsible owner and that dog never got loose. But had it gotten loose, I would have been concerned. He either walked him on a leash or had him in a well maintained fence that no one could get into. Things that need looked at in our animal ordinance as far as vicious dogs even if we keep it breed specific, there are still issues. I think this conversation still needs to continue and we need to realize that as far as educating. It is really educating those who are dog owners. You can't force a non-dog owner to be educated and be the one who is responsible one how to approach an animal. That is the dog owner's responsibility.

Mr. Long: Thank you Councilwoman DeBrock. Councilman Cotner do you have anything to say?

Mr. Cotner: I think everybody said...

Mr. Long: Ok. We'll hold this item for 2 weeks which means that we will be bringing it back up at the next Committee Meeting which at that time perhaps we'll put it forward to a vote and we will determine what's going to happen with it. Moves us on to item 5:

ORDINANCE PROVIDING THE CONSENT FROM THE CITY OF REYNOLDSBURG FOR ODOT REPAIR AND RESURFACING PROJECT FOR SR256 (PID 92960) AND DECLARING IT AN EMERGENCY. ---sent to Council for first reading on 10-14-2013.

Are there any other questions on this item? I know we had Mr. Burd answer many of them the last time. Hearing none, I'll make a motion that we send this on to council for its second reading. Second by Mr. McGrady. All voted "Aye" Motion carried.

Meeting Adjourned at 9:22 p.m.

Safety Committee
- - -April L. Beggerow, Clerk of Council
October 7, 2013

MINUTES SERVICE COMMITTEE MEETING
REYNOLDSBURG CITY COUNCIL
October 21, 2013

Members of Community Development Committee present: Mel Clemens, Cornelius McGrady III, Barth R. Cotner, Chris Long, Monica DeBrock, Scott A. Barrett, Leslie Kelly.

President of Council Doug Joseph was also present.

Chairman Clemens called the meeting to order at 9:23 p.m.

Approval of Agenda.

Addition of Liquor Permit request, Raphael's Soul Food Café, LLC. Shads Corner Store, 1780 Brice Road, Reynoldsburg, Ohio 43068 as Item 5.

Approval of the minutes held 10/07.

Discussion: Request authorization to allow City Attorney Hood execute letter agreement with Ohio Environmental protection Agency. This agreement is being submitted to the OEPA in fulfillment of the OEPA's Director's Final Findings and Orders imposed on the City of Reynoldsburg in 2009.

Mr. Hood: Thank you Chairman Clemens, this letter agreement is in response to the Director of the EPA's findings and orders that we agreed to some time ago, I think most of you were on council when that occurred for those who were not, EPA rounded up 22 satellite communities to the City of Columbus and we negotiated for a period of about 18 months consent orders in order to do an SSES which is basically a sewer evaluation study. What you have in front of you is the findings of that that we are going to present to OEPA and some potential maintenance issues that will occur in the future that is something that Mr. Root will present to you annually as part of his maintenance program with our sanitary sewer. With that I'll entertain any questions. This is early, we did finish our evaluation early through EMH&T. It was done very well. Mr. Root had a lot to do with that. I thank him in that. We'll sign this letter, send it to the EPA and be in compliance with the orders we have agreed to in the past and we'll get to maintaining our system properly.

Mr. Clemens: Thank you Jed. Are there any questions for Mr. Hood pertaining to this? This is something that we did go over a few years ago and had it taken care of. This is the final one now that we will do that they require. If there's no... Yes?

(unkown): I personally will contact and will sit down with you, I made some notes in here rather than (inaudible).

Mr. Hood: Remember these are, that's a 10 year plan that you have in front of you basically. And it does add to the maintenance schedule that we do that we do normal routine maintenance so it does go over and above our regular maintenance, but it is in conformance with the findings and orders the EPA handed down and that we agreed to in the consent order some years ago.

Mr. Clemens: I'd like to make a motion to send this to Council for first reading. Second by Mrs. Kelly. All voted "Aye". Motion carried.

Liquor Permit request, Raphael's Soul Food Café, LLC. Shads Corner Store, 1780 Brice Road, Reynoldsburg, Ohio 43068.

I don't know too much about this one but, (inaudible). You did a report on this? This is a question I was going to ask the City Attorney about this. Is this going to be for a restaurant for open beverages?

Officer unk: Yes sir it appears that they applied for a D5 permit in the past, then they canceled their application. The store never opened and now they're re-applying for a D5 application again. There is nothing indicating that they would prevent them from obtaining the D5 application, that was previously approved by council, nothing has happened in between the last time they applied and now and the store never opened so we've had no calls for service...

Mr. Clemens: Our problem, situation is, we approved with exception of no consumption as far as a restaurant was concerned.

Mr. Hood: Thank you Chairman Clemens, you're quite right, this was a Special Exception Use Permit that was granted to the occupants of this Raphael's Soul Food. Councilman McGrady just last week at our meeting asked for a report with a 6 month review of those conditional use permits. I did speak to the Service Director before he stepped out and we were in the midst of compiling that data, but with Raphael's we found out that they had not opened their business. Under our code, it says they have to act within 6 months of being granted the permit, so if they have not commenced the business, they haven't operated under the permit and the permit may have expired. To be frank with you, when you asked about it last week, I didn't think that 6 months had passed, but maybe it has I'm not sure. But that was part of the things we were going to ask about. Specifically to this: they did request a D5 permit that would allow consumption on the premises, which is what council's condition was, that that was not to occur. And that is why this council agreed to the use, at which time they withdrew their permit request from the liquor control board on Tussing Road and a hearing was not necessary. I think at this point it is prudent for you to at least request a hearing, and then let me investigate farther to see where we are and go from there. I think you should take that action tonight to preserve our right to appeal and go from there.

Mr. Clemens: And also you will see if their permit has run out if they do have a business.

Mr. Hood: The Special Exception Use Permit yeah.

Inaudible conversation

Mr. Hood: We were prepared to speak to you, I think Mr. Burd was prepared to speak to you at the next regular council meeting under the reports section about these special exception use permits we talked about that last week.

Mr. Burd: Sorry I just walked in..

Mr. Hood: I think he was going to prepare a report for you all next week based on all three of those projects.

Mr. Burd: That's correct.

Mr. Hood: We'll get to the bottom of it. I think at this point you should request a hearing which is you have the discretion in doing so that way at least preserves our appeal rights should it be necessary.

Mr. Clemens: I will make a motion then we notify the Ohio Division of Liquor Control that we request a hearing pertaining to this Liquor Permit. Second by Mr. McGrady. All voted "Aye". Motion carried.

Meeting adjourned at 9:30

Service Committee

- - -April L. Beggerow, Clerk of Council

October 21, 2013

MINUTES FINANCE COMMITTEE MEETING
REYNOLDSBURG CITY COUNCIL
October 21, 2013

Members of Finance Committee present: Barth R. Cotner, Chris Long, Monica DeBrock, Scott A. Barrett, Leslie Kelly, Cornelius McGrady III, Mel Clemens.

President of Council Doug Joseph was also present.

Chairman Cotner called the meeting to order at 9:29 p.m.

Approval of Agenda.

Approval of the minutes 10/7-- held for review.

Discussion: Council appointments for Planning Commission - - - item was held on 4-1-13; 4-15-13; 5-6-13; 5-20-13; 6-3-13; 6-17-13. On 7-1-13 item held as one appointment is still needed; one appointment was made during Council meeting on 6-24-13. *On 9-3-13 item held for two weeks.*

Mr. Cotner: We are seeking someone interested in serving on the Planning Commission. We need someone that is an Independent in terms of voting classification and status, so if interested see the Clerk or see a Councilmember.

Next item a discussion to request to amend Ordinance 94-12 passed on December 17, 2012 that waives competitive bidding for various exempted contracts and expenditures over \$10,000 by adding Franklin County Public Health.

Mr. Hood: Thank you, Chairman Cotner, the Mayor and I spoke, you did hear some testimony this evening in regards to one of the functions that the Board of Health does for the city. We're required by the revised code to provide health services to our residents. We do not have a Board of Health ourselves so we contract those services out. There is absolutely no one to compete with, Franklin County does it, they do it for all three of our counties, they do it for the incorporated municipality in its whole. So the Mayor and I agree that this is something that ought to be on waiver list. I think it's appropriate, they are a form of government. Each contract will still come before this Council, for the expenditure, because as you well know, at this point that the figure is based on a per resident amount to determine what the charges are. So that not only amount will be included in your general appropriation or budget ordinance but also the contract authorization will go through the Mayor's office, the Council process and then my approval.

Mr. Cotner: Very good.

Mr. Hood: This would just eliminate the need to bid a contract we really can't bid anyway.

Mr. Cotner: Questions for the attorney. No? There's no rush then right? So go through the process..

Mr. Hood: No because it's for next year.

Mr. Cotner: Ok, very good. I'll make a motion then we send this on to Council with a recommendation for adoption for its first reading. Second by Mr. Long. All voted "Aye". Motion carried.

Next item: Discussion: Authorization to enter into contract and waive competitive bidding for the 2014-2015 Total Coliform, TTHM's, HAA5's sampling per OEPA.

Mr. Root: Chairman Cotner, members of Council, good evening. This is just regarding water sampling program for 2014. We have to do it per EPA, our total Coliform 40 samples a month, TTHAM's, HAA5's quarterly, then next year we'll add lead and copper. We have to do that every 3 years. We are just requesting to waive competitive bidding, we've got a good working relationship with the City of Columbus, they came in last September and we've just had a good relationship. I talk to them about once a week.

Mr. Cotner: Questions then for Mr. Root? Do you need an emergency on this now for passage at next meeting?

Mr. Root: No, we can have three readings, just emergency on third that way everybody can get signatures and get it in place before the first of the year.

Mr. Cotner: I would like to send this forward to Council for its first reading with recommendation for adoption as an emergency on its third. Second by Mrs. Kelly. All voted "Aye". Motion carried.

Discussion: ORDINANCE AUTHORIZING RENEWAL OF CITY'S HEALTH INSURANCE COVERAGE WITH AETNA INSURANCE FOR THE PERIOD FROM JANUARY 1, 2014 THROUGH DECEMBER 31, 2014 AND DECLARING AN EMERGENCY.

Mr. Harris: Thank you Chairman Cotner. Every year we come to council to approve the contracts for the 2014 medical insurance, (inaudible) of Ohio competitively bids this so it does follow our competitive bid process. Good news this year, over the last few years we've gone with high deductible health plans and wellness programs that have allowed us to... last year went up 5%. This year 0% on the health insurance. So we thought that was very good, it shows good management here in the city, that we're doing things to try to hold down the cost of these things and it's starting to work. It would have been lower had it not been for the Affordable Care Act which has certain taxes built into it as it does for medical devices and other things. So if we're just talking about this one first I will certainly be glad to answer any questions anybody would have on the medical insurance portion of this.

Mr. Cotner: Questions for the Auditor? I would like to make a motion to forward this to Council for adoption as an emergency. Second Mrs. Kelly. All voted "Aye". Motion carried.

Discussion: ORDINANCE AUTHORIZING RENEWAL OF CITY'S VISION INSURANCE COVERAGE WITH VSP INSURANCE FOR THE PERIOD FROM JANUARY 1, 2014 THROUGH DECEMBER 31, 2014 AND DECLARING AN EMERGENCY.

Mr. Harris: Thank you Chairman Cotner: This is the vision portion of the medical insurance. This went up 2% all caused by increases due to the Affordable Care Act. Everything stayed the same as last year except for the 2% increase on the Affordable Care Act. We would also like to have this passed as an emergency so we can get started on the open enrollment.

Mr. Cotner: Questions? I will make a motion to send this forward to Council with recommendation for adoption as an emergency. Second by Mr. Clemens. All voted "Aye". Motion carried.

Discussion: ORDINANCE AUTHORIZING RENEWAL OF CITY'S DENTAL INSURANCE COVERAGE WITH DELTA DENTAL FOR THE PERIOD FROM JANUARY 1, 2014 THROUGH DECEMBER 31, 2014 AND DECLARING AN EMERGENCY.

Mr. Harris: Thank you, Chairman Cotner. This is the dental portion of the current policy, this again stays the same as last year except for a 3.8% change to pay for the increase caused by the Affordable Care Act, the coverage stays the same and it's the same carrier as last year. All of these are same carrier as last year.

Mr. Cotner: Questions on this last item for the Auditor? I will make a motion to send this forward to Council with recommendation for adoption as an emergency. Second by Mr. McGrady. All voted "Aye". Motion carried.

ORDINANCE TO AMEND CHAPTER 160.02(a). This would allow City Council to employ one full-time Assistant Clerk of Council. Currently, City Council is authorized to employ two part-time assistants. This change would consolidate the two part-time positions into one full-time position--- sent to Council for first reading 10-14-2013.

Comments on this item this evening? No comments or questions? Does anybody want to move this forward? Hold it? Councilman Clemens you make a motion to send it....

Mr. Clemens: Might as well move it forward for second reading.

Mr. Cotner: Ok. Motion by Councilman Clemens, Second by Mr. Long. Votes as follows: 1 No, 5 Aye. Motion sent to Council for second reading.

Meeting adjourned at 9:39.

Finance Committee
- - -April L. Beggerow, Clerk of Council
October 21, 2013

MINUTES SPECIAL COUNCIL MEETING
REYNOLDSBURG CITY COUNCIL
October 21, 2013

President of Council Doug Joseph called the meeting to order at 9:40 p.m.

Roll Call:

Mrs. Leslie Kelly
Mr. Cornelius McGrady, III
Mr. Mel Clemens
Mr. Barth Cotner
Mr. Chris Long
Mrs. Monica DeBrock

Not Present:

Mr. Scott A. Barrett

Approval of Agenda.

Resolution: Request Council adopt a resolution concerning services to the property proposed for annexation of 1.2+/- acres in Etna Township to the city of Reynoldsburg (Carole L. Schmidt Living Trust) and declaring an emergency.

Mr. Joseph: Would the City Attorney please address this.

Mr. Hood: Some time ago when we were in the midst of our vacancy in the Council Clerk's office, the City was in receipt of a petition from the owner of this property to annex within the city limits. When that occurs, in the past, the Council Clerk forwards that onto the Service Director, the Service Director is then required to list the essential services that that property would attain should they be let into the city at some point in the future. That unfortunately was not done timely. The statute requires us to do that within 20 days of receipt, we failed to meet our obligation. I was made aware of this last week, I worked with great haste with the Mayor's office and the Service Director and I thank him for his service to very quickly draft this on Thursday before the County Commission met at their regularly scheduled meeting. It is my understanding through the agent of the owner of this property that the County Commission passed a Resolution allowing the annexation to go forward to this Council for their consideration on the condition that this Resolution of essential services was passed and given to the board of County Commissioners within 10 days of their last meeting last Thursday. So, I think that we can still meet our obligation even though it's untimely under the statute and cure any defect that we may have caused. So I ask you to pass this as an emergency this evening, I will then ask the Council Clerk to forward it on to the Board of County Commissioners and all parties involved. At which time this annexation petition will come back before you for final consideration whether or not you believe it's necessary to allow this to be annexed into the city. This is 100% owner petitioned annexation, the property owner is interested in coming into the City of

Reynoldsborg, but before you consider that I think it is necessary to move forward with this Resolution and at some point in the future I think the Mayor or the Administration will make a recommendation or at least outline the issues before you, before you make your final determination.

Mr. Joseph: Any questions for the City Attorney? Is there a motion for this particular Resolution?

Mr. Cotner: President Joseph, you have a speaker on this..

Mr. Joseph: Oh yes, I'm sorry about that, please come forward. Please give your name and full address for the record.

Mr. Schmidt: Edwin Schmidt, 10434 Taylor Road, SW, My wife is the, because of trust considerations, considered the owner of the property, she was headed to another meeting tonight. The reason for our request for annexation to the City of Reynoldsborg, is situation of water. Our water, we have well water, which has very high magnesium oxide content, not sure if you're familiar with it but it turns everything black. Etna Township, is making improvements to Taylor Road down to our end of the leg and from the city limit north of Palmer down to where Taylor Road curves into the City of Reynoldsborg. The existing Columbus city waterline, Reynoldsborg water line, is 10 feet from our property line, total of 20 feet from our house. The issue I have with Etna Township, and I spoke to the manager of the water and sewer district Mr. Roark I believe his name is, at several meetings that we had with the township trustees and also Friday with them on the phone. The issue is that that water line is a dead leg down to the end of the line. I've been a water quality expert for approximately 30 years with Abbot Nutrition, that was one of my areas of expertise and responsibilities. Dead leg essentially is water remains stagnant at the end of that line. I'm basically at the end of that line. Without a recirculation loop, the water remains stagnant. The waterline in front of our house and beside our house has been connected when they did the Taylor Walmart all that, a couple years later, they did join the line that ran to the school. So it is a completely recirculated loop. Etna township trustees did not have the, what I consider the professional courtesy, to at least notify me that they were taking this discussion up at their last scheduled meeting and voted to unanimously disapprove the resolution. I sent an email to the president of the Trustees over a week ago and he has not answered, the Township Administrator said there was consideration for a loop like a cul-de-sac loop which does not eliminate a dead leg. Basically the line from Palmer Road and I don't know how far out it goes, but Palmer Road down to Taylor then splits (inaudible) goes north now and will go south by completion of improvement, is a dead leg. The director, general manager, Mr. Roark, says we have numerous dead legs in the township and it's a matter of cost that they cannot afford to provide a loop in that line. So that's why after we found that out that they were not going to loop the line, I didn't particularly care for stagnant water in my house and therefore requested, sought annexation to the City of Reynoldsborg.

Mr. Joseph: Any questions for Mr. Schmidt? Thank you very much. Yes, Mr. Hood?

Mr. Hood: Just as a matter of procedure Mr. President, I believe that I included on the legislative request that a Rule Suspension ought to be done because even though this is a resolution and not an ordinance, our rules do require it to be read 3 times, I do not believe we can meet the requirements when we do that so I'd ask you to ask for a rule suspension first and then move to pass this resolution as an emergency so the Mayor can sign it posthaste.

Mr. Joseph: Ok , is there a motion for rule suspension?

Mr. Long: So moved.

Mr. Joseph: Councilman Long makes the motion, Second by Councilwoman Kelly. Any questions on rule suspension?

Roll:

Mrs. Kelly: Aye
Mr. McGrady: Aye
Mr. Clemens: Aye
Mr. Cotner: Aye
Mr. Long: Aye
Mrs. DeBrock: Aye

Mr. Joseph: 6 affirm votes, no negative votes, Is there a motion to pass this item as an emergency with rule suspension? Motion by Councilman Cotner, second by Councilwoman Kelly. Question or comments?

Roll:

Mrs. Kelly: Aye
Mr. McGrady: Aye
Mr. Clemens: Aye
Mr. Cotner: Aye
Mr. Long: Aye
Mrs. DeBrock: Aye

Mr. Joseph: 6 affirmative votes, no negative votes. It'll be Resolution 71-13. So that was the last item on the Special Council Meeting Agenda.

Meeting Adjourned 9:50 p.m.

Doug Joseph, President of Council

April L. Beggerow, Clerk of Council