

MINUTES REGULAR COUNCIL MEETING
REYNOLDSBURG CITY COUNCIL
SEPTEMBER 26, 2005

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

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

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

Minutes of the regular Council meeting held September 12, 2005 were approved without objection.

Minutes of the special Council meeting held September 19, 2005 were approved without objection.

Mr. Stake moved to add an ordinance making an appropriation for the Taylor Road Reconstruction Project Phase I. The amended agenda was approved with all voting "Aye". Mr. Hills noted the item would be Item 12a.

Community Comments and Requests- -

Ken Wright: My name's Ken Wright. I live on Roselawn Avenue in Reynoldsburg. And the subject I want to address is the referendum which I don't think is dead yet. At least in my opinion it isn't dead. I just have a statement I want to read concerning that. 'Surely the citizens of Reynoldsburg have now gained a greater understanding of the motivations of America's founding fathers. In particular, I'm speaking of the rage that fills our souls when living under tyranny. The utter disgust we feel when living under a system of government that enables one man to stop an entire community from expressing its political will at the ballot box. One man rule in Reynoldsburg, Ohio; that is what we have today. One man could simply dismiss a community's right to vote. Has America really fallen this far? If we, as American citizens are denied our right to vote, then we have no liberty. And without liberty, America is nothing. Nothing at all. America was founded as an experiment. The purpose of the experiment is to find out who has the guts to advocate, establish, and defend liberty. We in Reynoldsburg have been denied our right to vote, and thereby deprived of our liberty. As Americans, we proclaim that life, liberty, and the pursuit of happiness are inalienable rights endowed to us by our Creator. Our system of government is based on the idea that the will of the people is the political essence which gives government its legitimacy. This will of the people is revealed through the voting process. Obviously, when the voting process is interrupted, as has happened in Reynoldsburg, the will of the people is denied. Again, it is only when the will of the people is expressed through voting, that a state of liberty can exist. And if there is no vote, there is no liberty. And if there is no liberty, there is only tyranny. Reynoldsburg can still avoid being remembered as the city where liberty died. This Council could show some guts and stand up for the citizens of Reynoldsburg. The Council must reject the wrong-headed advice of its City Attorney and let the referendum go forward. Members of Council should ask themselves if they want to allow the will of the people to be expressed through liberty, or do they want the will of the people to be suppressed through

tyranny?

Mr. Hills: Second speaker form I have is Jo Anne Fetty.

Ms. Fetty: My name is Jo Anne Fetty. And I just wanted to say good evening. And I live at 1234 Carrousel Drive. I am here to complain about why my City Councilman, Preston Stearns, who was voted into office, a Ward I resident, has not been given a fair shake when committee assignments are made. In two years, he has been on three committees, and is now just on two committees. Of all the committees on Council _____, this gentleman is capable of being on any of these committees. He has an outstanding record in his life's work and his civic duties, and they all _____. He is being discriminated against because of his political party affiliation. That's my opinion. I think it's pretty obvious and I'd like to see Preston get a break. Thank you for the privilege of letting me speak.

Mr. Hills: The third speaker slip is John Gladstone.

Mr. Gladstone: Good evening, Mr. Hills. Or would you rather be addressed as President Hills? I just want to make sure I'm correct. Mr. Hills, I understand that we get three minutes. I may run over on that and I apologize real quick if I run over for a few moments. I'd like to address the Mayor. I had a discussion briefly outside with the Mayor, about two months ago, maybe a month and a half ago on some of the laws. The Mayor had challenged me and said these laws don't, let me go back to this, the Mayor challenged me about, say a month, a month and a half ago, two months. I had asked him about some laws in the city. He told me that other cities do not have such laws. He said to prove that to him. So I'm here to prove to him and to you, that other cities do have these laws. There are many laws in question. But I understand these are rules of City Council that I can only address one issue, and that I will out of respect to City Council's rules. I just wanted to, I just, let me get back here, my concern tonight is parking of commercial vehicles such as Joe Smoe's Welding Service, Billy Bob's Paint Service. We have numerous trucks on our street that are basically company trucks. I was told that other cities don't do that, by the Mayor. Well, I've gone to other cities Councilmen, Council people, Mr. Hills. One city that I've been to just passed their ordinance on what I'm discussing with you. It was introduced on May 16, the year 2005. It was effective July 29, 2005. I also went to another city. They have 158 total code violations for residential truck parking. Basically, commercial business trucks. I also went to another city. And I, as a matter of fact, I saw Mr. Clemens at the city. He didn't see me. But they're in the works to change their laws. And what I can't understand here is, I have one, two, three, four, five pages, actually six, the City of Reynoldsburg. And do you know what these pertain to? Planting trees, shrubs, their regulation. On respect to the City of Reynoldsburg, on certain codes, and this is what I've gotten from the city, Reynoldsburg's Codes of Ordinance explained items for sale near streets, parking places, also unlicensed, inoperated vehicles. These laws, this one law was passed in 1964, 9-14-1964. The other law was passed 2011, 1980. This other law was passed 9-11-1972. My question is for Council and for the Mayor of course. He stated, Mr. McPherson, on 09-06-05, the Mayor said these exact words. And they will be in the minutes. "The City of Reynoldsburg is on the cutting edge of other cities". If we're on the cutting edge, Council, Mr. Hills, why are we not getting these laws passed that other cities are

definitely doing to clean these neighborhoods up. I have a quick question now _____ because I know my three minutes are about up. I don't want to disrespect you sir. I want to know why City Council, let's bring this to the agenda tonight, we seem to pass a lot of things through emergency legislation. I think this needs to go to emergency legislation tonight and let's get this on the ball. Because like the Mayor said, this city is on the cutting edge. Let's get up there with these other cities. Thank you so much for your time. Thank you, Mr. Hills.

Mr. Hills: That completes the speaker forms that I have. Is there anyone else who wanted to address Council tonight on an item not on the agenda? Mr. Baxter.

Mr. Baxter: Yes. I have a discussion point, President Hills. And this is dealing with the flag retirement ceremony. We had an annual, I call it annual because this will be our second year we're doing it. So that makes it almost annual I guess. And it's scheduled for October 10 at 6:30, here in Council Chambers. And I would like to ask our citizens of Reynoldsburg and throughout the area, to bring their flags that are ready for retirement here so they can be appropriately disposed. I'd like to just make sure that gets in the minutes and that may be into the press. Thank you.

Reports- -Mr. Chris Thorn, President of the Reynoldsburg Soccer Association presented Paul Walsh, Director of Parks and Recreation, with a check for \$5,000. He thanked Paul Walsh and Parks and Recreation Staff for the outstanding job they've done in maintaining the fields.

Mr. Hills: I have one other report. 9b will be a report from Sharon Reichard, which will be a Streetscape update, and probably some comments on the trash pickup contract. Not that they go together.

Mrs. Reichard: Well that's true. Except that we are keeping the litter picked up out there really well thanks to the Street Department and Parks and Recreation. Tonight, I have Jim Nolan with me who is the project manager from EMH&T who has been working on this. We wanted to be proactive this time and bring the information to you and not wait for you to ask for it from us. So as you know, we just got started even though there's a lot of mayhem out there and it kind of looks like a war zone. We are making progress, and that's what we wanted to tell you about tonight. I've asked Jim if he would just say a few words, and then if you have any questions or concerns. I know traffic is one of the big deals, and the flashing light at Aida, then they closed up Briarcliff Road, and we got lots, and lots, and lots, and lots of calls. And let me just say at the outset that, I have talked with Complete General, most specifically Ernie. I won't say I threatened him; that would not be nice, but not ever to close down Briarcliff Road again when they have Aida on flash. So I think they have the underground work there done. But it's going to be a mess for a while. We're trying to work with the businesses as much as possible, getting signs for them for their entryways if they feel that they need it on the barrels. Getting people to the right driveway. But for all intent and purposes, I think it's going extremely well and we're pretty happy about that. But I know we had some water line issues and everything, and I asked Jim if he would speak to that for you.

Mr. Nolan: Mr. Hills, members of Council. It's a pleasure to be here tonight. I just wanted to

give you a quick update on where we're at so far with the project. As you know, we've awarded three contracts for the Major Commercial Corridor Revitalization II to Complete General, Contracts A and B, and then one to Environmental Management, Contract C. The notice to proceed, we're about two months into the project. Notice to proceed was issued the first of August. So here we are at the end of September and we're about two months into work that's been completed to date has been on Phase I, which is the north side of Main Street clearing and the pavement removal. The water line has been installed, about 80% of that, from the Blacklick Creek over to just right in front of the fire department. And also, the AEP duct bank is about 50% complete. We got all but one, all 7 out of 8 of the 18 manholes in. I'll give you a real brief rundown of the concurrent schedule.

The Phase I of the project is the north side of Main Street which began in August. And the underground utilities and the street work will continue through December. As long as they place concrete actually. That includes the new curb and gutter, sidewalks, drives, and the wall footers and signs. Over the winter, through the month of December through February, AEP will continue with the underground duct bank installation. Then Complete General will continue with the electric service revision. Starting in the spring, March through April, they'll energize the electric and begin the removal of the overhead cable and then remove all of the existing poles. In spring, when the warm weather arrives, they'll proceed with the parking lot paving, irrigation systems, and the remaining of the plantings and seeding.

Phase II is the south side of Main Street. And that will be in April '06 and continue through the, into the project. The project completion is currently October 29, '06. Phase II is broken up into three phases. April through May will be Rosehill Road to Hentz Drive. May through June will consist of Hentz Drive to Briarcliff Road. And then July through October will be Briarcliff to Blacklick Creek.

We've had a few issues, or I'll call challenges so far. Like Sharon mentioned, a brittle existing water line, the duct _____ pipe on the north side of the street, had some problems a couple of weeks ago with a number of breaks. We had to actually stop the installation of the water line and the duct bank, and install a temporary water line between Briarcliff and Rosehill Road that serves about 11 customers. That went smoothly and actually only had about 3 or 4 days of down time with the installation of the duct bank. Now we're back and should be complete with the water line in less than two weeks. Another challenge we have had is with the hurricane response AEP. It needs to set the riser poles to proceed with the underground power installation. I got a commitment just today from AEP that although all but one of their crews, the Gilbert Contract crews, are headed down to respond to, they just returned from response to Katrina. Now they're going down to respond, any way, they're going to be, starting tomorrow, which is good news, although everyone else is going down to respond to Rita tomorrow, they'll be setting the riser poles, the last crew here in Central Ohio. So we're encouraged to see that. The traffic requirements have been a challenge, although we believe we've gotten a handle on it now with _____ some additional _____ to increase _____. We've adjusted some of the signals Sharon mentioned at Briarcliff. We've also adjusted the signal at Hentz Drive. We've instituted monthly, business owner meetings, and we're confident that those are going well. We appreciated the first one a couple weeks ago at Johnson's Ice Cream. I had a lot of good feedback from business owners. The next one is scheduled for Thursday morning, October 13 at Tim Horton's at 7 a.m. Pass the word. So, we're encouraged by the response so far and look forward to open communication on that.

We've established the construction update hot line and updates are posted on the city's web

site. We've issued all the business owners, emergency contact list so they know exactly who they can contact if they have any issues at any time. We've had a few approved change orders in the amount of \$15,729. We've got another \$15,318 in pending change orders. So we still have a healthy contingency remaining in the amount of \$616,000. Contractor earnings through the first of September have been \$289,688. And that constitutes about 5% complete. That's where we're at. We are confident that we are on target to give you an outstanding product. We're happy with the way things have gone so far and I would address any questions you may have.

Mr. Hills: Questions of Mr. Nolan? Mr. Stearns.

Mr. Stearns: Thank you, President Hills. On the progress that you just gave, how often will we be receiving these updates? On a monthly basis? Or just how often will you be coming?

Mr. Nolan: I'd look forward to coming monthly if I'm so invited.

Mr. Stearns: Okay. And I have one other question. You're saying that the AEP crews that were in Louisiana or Texas, is that effecting the job progressing right now at all?

Mr. Nolan: It hasn't to date. Because actually, the water line has been more of an impact. If the crews did not start this week setting those riser poles, it was going to effect the project. So we're very thankful that AEP has dedicated that single remaining crew to Reynoldsburg.

Mr. Hills: Okay. Other questions? Mrs. Newman.

Mrs. Newman: I'd just like to make a comment that my favorite bakery was sorely affected by the water line break and I couldn't get my sourdough bread one week. I was very upset about that.

Mr. Nolan: The Daily Bread?

Mrs. Newman: Yes. They make great bread.

Mr. Nolan: Yes, they do.

Mr. Hills: Okay. Other questions? Mr. Baxter.

Mr. Baxter: Thank you, President Hills. As you may know or don't know, I am a project manager, as well, by trade. And so I'm looking for a couple of things from the comments that you made. And I'm pleased to hear that each of the things I was looking for, you addressed. One of the things I would like to see if it's possible Sharon, is that we could have a milestone report showing completions of the project and key milestones from that. Red flag issues that may come across showing that things that may impact that project and what those mitigations are going to be for that project. Only because I'm looking from a financial standpoint. So I'd also like to see how we're tracking to budget. And if we're favorable or unfavorable. And what are the major risks to that budget. So, those are a couple of things I _____ real quickly. But if you're going to be coming out here on a monthly basis, if we could see this on paper, we could like ____ around and get a feeling for that. I think that would be great. Right off the bat, it's turning out to

be a great job. It was a great report tonight and I give it a real good firm understanding where you are. So, thank you.

Mrs. Reichard: Yes. I actually do have something in writing that Jim was using on his cheat sheet. And we'd like to give you a copy of that tomorrow. It didn't get done until late today. So as you know, we're all pretty busy. So I apologize that we didn't get anything for you before. But next month when we give you your report, we'll have it in your packets on Friday. I know we have a spread sheet as we track the progress and everything. So we can certainly share that with you if you would like a copy of that, that wouldn't be a problem. Also I wanted to just take the opportunity very quickly to say, in light of the right-of-way ordinance, one might think that we might be having some difficulties in terms of working with, I mean us, us worker bees, working with the utilities. And I want you all to know, that is not the case. They have been wonderful to work with. That's AEP, SBC, all of them are, who did I miss? And all of our cable companies. Everybody's coming to the table. We were meeting every week on Wednesday afternoon for our progress meetings. And now we've cut that down to every two weeks because we think that's possible. Obviously, if we need to go back to the once a week, we'll do that. But everybody has come to the table and had in the spirit of cooperation, that's the reason I was absolutely certain AEP would show up this week and we wouldn't have a problem with the riser poles. I just want you all to know that. Because whatever the attorneys and all those other folks are doing up here, us worker bees are doing very well together. And I just wanted you to know that.

Mr. Hills: Okay. Any other questions? Yes, sir. Go right ahead.

Mr. Beougher: Thank you, President Hills. Sharon, what is the time of the meetings and which week are you meeting?

Mrs. Reichard: Okay. We are going into an every other week mode starting last week. So for our progress meetings, we meet at 1:30 on a Wednesday at City Hall in the large conference room. And that will be next Wednesday. I don't have the date in front of me. October 4? Or 5th? That Wednesday. The 5th? Okay. Good. October 5 at 1:30. You might get there early to get a seat because we really crowd the room. And then also, with our business owners, we meet once a month. And I think Jim gave you the date for that. We're going to be meeting at Tim Horton's because we like to meet and use the businesses that are in the zone, in the work zone. We also encourage, have encouraged, everybody at City Hall, everybody around to please, I know it's a little more difficult to get in; maybe it's the Kroger store, the Sunoco station, the fast food places, but please utilize them as much as you can. I think it's good for our citizens of Reynoldsburg to see the people that work within the administration and with Council, patronizing these places. It can be very, very helpful to them and I would really appreciate it.

Mr. Hills: And I believe Mrs. Reichard has an issue on the trash collection contract. And I would like to thank her and the administration because we had already authorized it to go out for bid, but it was with the commitment that we would see them before they went. That raised a few questions. I appreciate the summarizing memo because that was able to identify some of the questions. But I believe Sharon is here tonight to try to clarify some of the questions that I know some Council members have had.

Mrs. Reichard: Okay. What I have is, I have two documents. One that could go, one, the

document would outsource our billing for our trash collection. The other one would, it would stay the same. We would be doing the billing ourselves. Which is, I think we've been doing since 1995 and it's been very effective and user friendly. But the 10% that we were collecting is a greater sum than what we need, to cover administrative costs. Out of a very large contract of a million and a half dollars or something, we for a year, we only take \$32,000. We took \$32,000 for the year, for this year to cover those administrative costs. And with the balance that we have, and all of this comes from Mike Turner; I've been talking with Mike Turner incessantly, and we can either add a small percentage, reduce the 10% down to whatever you would choose, or we can just bid the contract straight and there will be no overage. Because we can draw down from what we have in the trash account now, probably for several years. So I just need some guidance because October 4, this is to be published and we have to notify the newspapers very quickly here to make sure that this thing gets done in a timely manner. Because we have, if we were, you know, if you knew that Rumpke were going to get the contract it would be no problem. But if you get a new contract in there, you've got to give them a couple of weeks to get settled before the end of the contract and get themselves together with their schedule. So I just need some guidance on how to put this out for bid.

Mr. Hills: Okay. Questions? Mr. Stearns.

Mr. Stearns: Thank you, President Hills. Mrs. Reichard, if this bid goes out for the administrative cost and we're doing that now, would this mean that we would eliminate the personnel that takes care of that billing now?

Mrs. Reichard: It's a part of their position. I don't know that it's all of their position. Because if we're only taking \$32,000 and we're using some of that towards pay and the rest of it for postage and all the equipment, it is some part, but I can't tell you what part it is of a person, we still have to do the billing. We still have to do the billing for the water, waste water and storm water.

Mr. Stearns: All right, but that would not mean the elimination of a head, right?

Mrs. Reichard: That's a question for Mayor McPherson. I'm sorry. I can't answer that.

Mr. Stearns: Okay. Well, I just wanted to know.

Mr. Hills: Mr. Clemens.

Mr. Clemens: Yes. I see no reason to have an additional 10%. We might as well give it back to the public at 10% less on the bid. I see no reason to outsource this. We're taking care of it the way it is. We do have 600,000 there, or close to it, which would take many years to pay that down. The 32,000 or whatever it comes out, pays half the pay for a lady that does the, the position that does the work. The other half of the pay comes out of the Storm Water. So those two make up for the cost of the one position. It's being done now. I see no reason to pay somebody to do it. We have the person there and I see it operating real well. I think we probably could keep it the way it is. Collect the money. The reason we collected the money, the reason we started that way was because whoever had the trash collection, had a hard time collecting their bills. And people would move in and move out and not pay them. They had no way. People wouldn't pay them.

So we set the deal up the way we set it up that it goes with the water bill and the storm water bill and the trash bill. And the first money that comes out of that water bill is the trash money for the trash collection. And the second part that comes out of that money when you pay your bill is for the storm water. The last money that comes out of that payment is for your water bill. So if you want to walk in and say, I'm not going to pay either the trash bill or the storm water bill but I'm paying my water bill, you're out of luck. Because that comes out first and that gives the city the opportunity to shut the water off or do the collection ourselves. The trash collectors, they had no way to do this. There's so many of them just not paying. We had trouble getting our trash picked up because they wouldn't pick it up when people owed them money and not pay them. So this is why we set it up the way we did. The 10% was set up at that time because we didn't really have any idea how much money we were going to make. We made bundles that we shouldn't have made probably. So it should go back to the public. But I think we still should collect. We should collect and that will make it a lot cheaper with that 10% coming back to the people. And make sure that the people that get the contract are protected too. And I think they appreciate it so we should get a lower _____. So I would think that when we bid it out with the intention of us collecting and doing the same job that we're doing right now....

Mrs. Reichard: And it would be minus the 10%. Correct?

Mr. Clemens: It would be minus the 10%.

Mr. Hills: Mrs. Newman.

Mrs. Newman: Well it wouldn't be minus the whole 10%. It should be minus the, we need to recoup what it cost us. The \$32,000. You say it cost us....

Mrs. Reichard: Yes. But we have \$610,000 in the fund that covers that, for a long period of time.

Mrs. Newman: So you're going to take it out of that...

Mrs. Reichard: We could.

Mrs. Newman: You're confirming that people....

Mrs. Reichard: And that would give 10% back to the people.

Mrs. Newman: But I agree that this is the best way to do it. That we should collect the trash fees. Because it's far more efficient for the people too. They only have to write one check instead of two. And it just makes for a lot simpler thing, process.

Mr. Hills: Mr. Stake.

Mr. Stake: Thank you, President Hills. Sharon, we don't have to put the 10% in our bid stuff, do we? That's the decision we make after we get the bid?

Mrs. Reichard: No. It goes in the bid document.

Mr. Stake: Oh. It does?

Mrs. Reichard: Yes.

Mr. Stake: Okay. Then I would be in favor of just leaving that out and let the balance of the fund pay the administrative cost, the billing cost for several years I guess until we would need to do that.

Mrs. Reichard: Well the contract's only for two years so we'll get some experience if you choose to do it that way.

Mr. Hills: If I could ask the question. In your memo, it says that the language was removed from the bid document that said, 'the city performs all billing services to the residential units and will retain 10% of the bid price for such service'. You said that would come out. But in the Eastman and Smith memo, they're saying the billing, the bid documents require the hauler to assume responsibility for all billing for the residents. So in essence, I think all we're looking at is the bid document, one would be that there is no billing assumed by the bidder.

Mrs. Reichard: Right.

Mr. Hills: It is, what are you going to charge? The city's going to pay you. What are you going to charge to pick it up? And then a second document if you want to, that says, this is what I'll charge you to pick it up if I'm billing the customer. So I think those are the two you're looking at. Now how you all have to put the attachment in the, I think everybody's raised some good points. The bottom line is that it's always nice to cover your cost. However, our cost's already in the savings account in a fairly substantial amount. And whether there is another reimbursement to the customer or another use for those funds which is another thing that's been considered. Certainly, over this two year contract, if it's 35 to \$50,000 a year, there's more than 100,000 in there to cover the two year period of time. I always suggest, the cleaner the bid document, the better. So it seems to me that you want the document to go out, here's what we're going to charge you if you do the billing, here's what we're going to charge you if we do the billing, and if there's going to be two bids. Does that make any sense? Mrs. Newman.

Mrs. Newman: Well, I just have one comment to make. I think the people expected to have that money refunded to them in some form. You know, that we're keeping. We're holding that 10%.

Mr. Hills: I know that it was talked about and done on a one-time basis, Mrs. Newman. We did do that.

Mrs. Newman: We gave them one time. But I think....

Mr. Hills: Now by us paying out of the residuals, it is in essence being refunded in a lesser type way. I don't see the direct impact of not having to pay. Mr. Clemens.

Mr. Clemens: We had done that one quarter and we had spoke about it for another quarter. And really, I think it was 250, 300,000. Something like that. And that could be accomplished. Like I said, we have 600 and some thousand odd dollars which is drawing interest. We're only talking

about knocking it down \$32,000 a year. That's many years there. So we can see how it goes in this first and second year and how it comes out. And if we feel that we still are supplied with the money in that account, we can follow through and pick up another quarter later. I think it's important now to work out the contract that's feasible for everybody. We will be saving the public 10% of their bill by eliminating that 10% that they were paying before. So we're talking about 2 ½ dollars probably, or maybe more, when they have to pay it per month. So that will be a saving to everybody. I agree with Bill. It probably should be bid two ways. And that way we know what we're getting. In other words, we know that when they give us a bid on what they would do if they had to bill the people. They'll give us a bill on what they do. What they would charge if we do the billing and we'll know what the difference is.

Mrs. Reichard: Ms. Baker said it would not be a problem. She could have that document to me tomorrow.

Mr. Clemens: I mean, that would be my thought. That would make it, I think it would be the responsibility for the people that we are trying to save them 'x' number of dollars. Even though we know that it will probably go up. It's only nature that after these two years and the way things have happened, gas mileage and things like that. The bid will probably come in higher. But with this 2% down, it may not be any higher. It may be less than what it is right now.

Mr. Hills: Mr. Baxter.

Mr. Baxter: Thank you, President Hills. Sharon, what you had said, would you anticipate there would be a reduction in head count even if we had billing going out? Since we are paying 32,000 to do the billing, the question I would have is first off, is it going to cost us 32,000 more to have them bill it? And I would just say, probably yes. So it sounds like we're doing a better job of it ourselves first off.

Mrs. Reichard: Well, we'd found that out in the bid. I think they pad, well not pad this. That's wrong.

Mr. Hills: They allow for uncollectibles.

Mrs. Reichard: Thank you very much. They allow for uncollectibles in their bids.

Mr. Baxter: Okay. With that said, it seems to me that if we're going to move forward, we should continue doing the billing because we're not going to have any head count recovery, and certainly they can't beat that price. So the citizens of Reynoldsburg are going to benefit if we continue doing it. And that's why I agree with Bill. I think that's where we should head, is to take out the 10% and completely have it bid separately and then we have at least two years to reconsider at that point and we definitely have the funds to cover that.

Mr. Hills: Mrs. Newman, did you have a question?

Mrs. Newman: No.

Mr. Hills: Does anyone else have a question? (No response). Mayor I'd ask, are there any

questions? Do you think we have clarity?

Mayor McPherson said it was pretty much the way it had been talked about.

Mr. Hills: That means you all are going to make your date and that type of thing on the publication.

Mrs. Reichard: That's correct. She's probably already got the document made up because it looked like it was going in that direction. I mean, it gives you, the only thing that's been in question is, do we add any percentage? So just so I'm clear. We're going to bid it two ways. We're going to ask for two bids in each document. And that is number one, just a straight bid. No percentage increase. And number two, outsourcing the billing. Is that correct?

Mr. Hills: It's a bid, trash collection without the billing, and the trash collection with the billing.

Mrs. Reichard: You got it. With no 10% extra. Okay. I'll take care of it.

Mr. Clemens: Can I ask one question? If we would receive the bids and we thought they were a little bit too high, we still can, we could still renew the contract, can't we? For another year, two years?

Mrs. Reichard: Yes. We can renew it for a year. We're supposed to have 60 day notice but I rather think Rumpke would stick around for another year if we asked them too.

Mr. Hills: Again, I thank the Administration for bringing it forward so we can see it before it hit the papers. That's always helpful.

Mrs. Reichard: Thank you.

Regular Agenda items:

ORDINANCE MAKING SUPPLEMENTAL APPROPRIATIONS FOR STREET DEPARTMENT AND DECLARING AN EMERGENCY- -Clerk read ordinance by title for the one required reading. Mr. Beougher moved adoption. Mrs. Newman second. Mr. Stearns stated that the reason for this is for the snow and ice removal for the city so we would have enough on hand for the winter. Mr. Hills stated that there were some other costs in there besides just salt. He said there was salt and a number of other costs that are detailed in the agreement. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Beougher "Yea"; Mr. Stake "Yea". Motion passed; Ordinance No. 71-05 adopted.

ORDINANCE AUTHORIZING CONTRACT FOR THE CONSTRUCTION OF SANITARY SEWER IMPROVEMENT NO. 823 STREAM RELOCATION FOR FRENCH RUN AND STONE QUARRY RUN (manholes in the stream); APPROPRIATING FUNDS THEREFORE; AND DECLARING AN EMERGENCY- -Clerk read ordinance by title for the one required reading. Mr. Clemens moved adoption. Mr. Stake seconded. Mr. Baxter asked the City Engineer when the start date would begin, if the ordinance passed. Mr. Parkinson stated that they have the contract documents ready to deliver to the contractor in the morning. With the roll

called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Beougher "Yea"; Mr. Stake "Yea". Motion passed; Ordinance No. 72-05 adopted.

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR AND DECLARING AN EMERGENCY- -Clerk read resolution by title for the one required reading. Mr. Stake moved adoption. Mr. Clemens seconded. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Beougher "Yea"; Mr. Stake "Yea". Motion passed; Resolution No. 73-05 adopted.

ORDINANCE MAKING APPROPRIATION FOR TAYLOR ROAD RECONSTRUCTION PROJECT PHASE I (CIP #98) AND DECLARING AN EMERGENCY- -Clerk read ordinance by title for the one required reading. Mr. Stake stated that the appropriation was proceeds from the bond issuance, and would be placed in account number 410.098.5651 so that the city could begin drawing down on the proceeds of the bonds and move the project forward in a timely manner. Mrs. Reichard stated that the city needed to move forward with some appraisals; that it was appropriate to move all the proceeds into the correct account, from which expenses could be tracked. Mr. Stake moved to waive the mandatory committee referral rule. Mr. Clemens seconded. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Beougher "Yea"; Mr. Stake "Yea". Motion passed. Mandatory committee referral rule waived. Mr. Stake moved adoption. Mr. Beougher seconded. With the roll called, members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Beougher "Yea"; Mr. Stake "Yea". Motion passed; Ordinance No. 74-05 adopted.

ORDINANCE MAKING SUPPLEMENTAL APPROPRIATION FOR REPLACEMENT OF TREES AT THE LIVINGSTON HOUSE PROPERTY- -Clerk read ordinance by title for the second reading. Item referred to Community Development Committee.

ORDINANCE MAKING SUPPLEMENTAL APPROPRIATIONS FOR (1) REPLACEMENT OF ROOF ON THE LIVINGSTON HOUSE; AND ALSO FOR (2) PAINTING SUPPLIES- -Clerk read ordinance by title for the second reading. Item referred to Community Development Committee.

ORDINANCE TO SUPPORT A COOPERATIVE DATE BY WHICH ALL CENTRAL OHIO MUNICIPALITIES WILL CELEBRATE HALLOWEEN TRICK-OR-TREATING- -Clerk read ordinance by title for the second reading. Item referred to Community Development Committee.

ORDINANCE ACCEPTING SIX UNRECORDED DEEDS OF EASEMENT AND ONE LIMITED WARRANTY DEED (storm sewer, water main, sanitary sewer, and Limited Warranty Deed) (JP Development Company, a Missouri Corporation) (Drury Inns, Inc., a Missouri Corporation) (Lillian I. Dolder - Albert C. Dolder, Sr.)- -Clerk read ordinance by title for the second reading. Item referred to Service Committee.

ORDINANCE GRANTING EASEMENT TO COLUMBIA GAS OF OHIO, INC. FOR
INSTALLATION OF PIPELINES- -Clerk read ordinance by title for the second reading. Item
referred to Service Committee.

Request by President of Council for Executive Session to consider the appointment of a
public official.- -Mr. Stake moved to recess for Executive Session; Mr. Clemens seconded. Mr.
Hills said those attending would be the Clerk and members of Council. With the roll called,
members voted: Mr. Stearns "Yea"; Mr. Baxter "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea";
Mr. Beougher "Yea"; Mr. Stake "Yea". Motion passed. Mr. Hills said following the Executive
Session, Council would reconvene at the conclusion of Executive Session. Council recessed at
8:17 p.m.

Council reconvened at 8:44 p.m. With the roll called, members responding were: Mr.
Stearns "Present"; Mr. Baxter "Present"; Mr. Clemens "Present"; Mrs. Newman "Present"; Mr.
Beougher "Present"; Mr. Stake "Present".

Mr. Hills recommended that Doug Joseph fill the vacancy in Ward III effective 10-3-05.
Mr. Stake moved to appoint Doug Joseph to the vacancy as recommended by the President of
Council; Mr. Clemens seconded. With the roll called, members voted: Mr. Stearns "Nay"; Mr.
Baxter "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Beougher "Yea"; Mr. Stake "Yea".
Motion passed. Mr. Joseph appointed effective 10-3-05.

Meeting adjourned at 8:45 p.m.

William L. Hills, President of Council

Nancy C. Frazier, Clerk of Council

(Minutes compiled/S. Smith, Ass't. Clerk of Council)