

MINUTES REGULAR COUNCIL MEETING
REYNOLDSBURG CITY COUNCIL
September 22, 2008

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

Members of Council present: Mel Clemens, Antoinette Newman, Donna Shirey, Ron Stake, Fred Deskins, Jr., Leslie Kelly, Doug Joseph.

The Invocation was given by Mr. Hills, who also led the Pledge of Allegiance.

Minutes of the regular Council meeting held September 8, 2008 were approved without objection.

Minutes of the Special Council meeting held September 15, 2008 were approved without objection.

Mr. Stake moved to remove Item 12 "Ordinance Authorizing City Auditor to Establish "Moving Violations/Court Fund" and Declaring an Emergency" from the agenda, saying that after discussions with the City Attorney and the Clerk of Courts, they had determined that the establishment of the Moving Violations/Court Fund was not necessary. Mr. Clemens seconded. All voted "Aye". Motion passed; the agenda was amended.

Community Comments and Requests:

Mr. Norman Brusk: Thank you President Hills, thank you Council for giving me the time to speak. My name is Norm Brusk, 1861 Crosswick Court, Reynoldsburg, Ohio 43068 and I'm the past President of the Slate Ridge Civic Association, and am speaking on their behalf. Slate Ridge Association wishes to voice its complaints against the Maronda Homes and requests that Maronda act as a good neighborhood, a good neighbor in Reynoldsburg and follow the regulations of the city. We wish them to behave in a manner befitting a good neighbor. Maronda has constantly put up signs along the City's right-of-way on Slate Ridge Boulevard and along Route 256. They know full well that such signage is not permitted. They are being targeted by Code Enforcement; and the Code Compliance Officers have been removing their signs when they're in the right-of-way, but Maronda now began placing their signs on private property without the permission of the property owners. For instance, Wesbanco, Traditions at Slate Ridge and Donley's office among other places. None of these three properties have authorized such signage. In talking to them, not only did they not want, did they not authorize it, they don't want the signage on their property, but like a spoiled kid who thinks they have the rights that no one else has, Maronda continually flaunts the law. In addition, Maronda cuts their grass on their vacant properties and at their construction trailer apparently only upon threat by the City's Code Enforcement Department saying "hey, we're going to cut the grass for you". Maronda needs to cut the grass and eliminate the weeds before they become eyesores if they have been. That's what good neighbors do. Maronda has made no attempt to improve the look of their Maintenance trailer. They've allowed weeds to grow wildly behind the trailer. Now they've cleared some of the weeds, but they have this huge trash bin that sits in its place. Only weeds and gravel adorn the

front yard of the trailer. It looks like heck. They have an open electrical box next to their trailer. They know about their electrical box. They haven't done a thing with it. I don't know whether it's live or not, it doesn't matter, it looks like heck. They also keep a trash can in front of the trailer and our regulations say "no trash cans in front of your properties". The trailer is also falling into a state of disrepair. This devalues the property in Slate Ridge, and the Woods at Slate Ridge areas. This maintenance trailer by all rights, should have been removed from the second phase of construction when they finished that second phase and moved to the current one. The group has no idea if they are in compliance with any time restrictions for the trailer, but no matter. A good neighbor would have relocated that trailer long ago. Since it appears that Maronda cannot or will not follow the regulatory requirements, the City must rigorously enforce the applicable codes. If the current ordinances and codes leave the City impotent to exact an effective deterrent to non-compliance, we respectfully request that the City Administration and the Council modify the current regulations and codes so that they have the teeth necessary to get the job done. Any one have any questions?

Mr. Hills: Questions for Mr. Brusk? Yes, Councilwoman Newman.

Mrs. Newman: I would just like to thank you for bringing this to our attention, because you go by there and I'm sure it must be a mess, so something really should be done about it.

Mr. Brusk: Yes, it is. They have lots that they haven't built on yet that are always full of weeds, always high until the City gets to the point where they say we're going to cut it and then they go and cut it. It still looks like heck. They just refuse to act as a good neighbor. They have from the day that they moved into our community.

Mrs. Newman: I don't think that would be a very good advertisement for the quality of their homes if they don't do more than that.

Mr. Brusk: You do realize that they were the builders of the most expensive home in Reynoldsburg.

Mrs. Newman: Oh really? I didn't know that.

Mr. Brusk: That's the one that had a \$3.2 Million judgement against it for faulty building on it. Maybe that tells you a little bit about them.

Mr. Hills: Any other questions for Mr. Brusk? Mr. Brusk, did you leave a copy of this with the Clerk of Council, your letter?

Mr. Brusk: Yes, I did.

Mr. Hills: Mrs. Cochran, could you be sure that Administration, the Mayor and the Safety/ Service Director get a copy. I don't know whether you've seen one yet.

Mr. Brusk: I've given the Mayor one and I've given...

Mr. Hills: I do appreciate comments and bringing it to our attention. Mayor will you be able to take a look at it and follow up and let us know in a couple of weeks what we've been able to accomplish?

Mr. McCloud: Yes.

Mr. Brusk: I thank you very much for your attention and for the consideration.

Mr. Hills: Thank you, Mr. Brusk. I have no other speaker slips. Is there anyone else that would like to address Council on an item not on the agenda? Yes, Sir. If you would please, come up and when you finish, if you would fill out a speaker slip for us.

Mr. Taylor: My name's Mark Taylor. I live at 616 Brice Road, Reynoldsburg, Ohio 43068 and I guess I have a concern or a request for City Council. After this last storm that we had, a lot of trees, a lot of branches were down and it's not the first time that we've had something like this happen. I'd like to request or at least you take a look at getting a shredder for the community for the simple reason if you have branches down or a tree comes down and you cut it up as a home owner, you've got to cut them up in four foot sections which takes about five times as long. If we had something like that for this type of emergency or something like this just happened, they could go around, they have the trucks possibly, I imagine they do, like the snow trucks and the plow trucks that they can convert and put one of these on and you know, help the community out and that's kind of what..... I wanted to bring this up tonight so that they could actually take a look at it. If they could find a used one or get one from Asplundh or Nelson or some of these other companies.

Mr. Hills: Okay. Any questions, and I didn't get your last name.

Mr. Taylor: Taylor.

Mr. Hills: I do appreciate your bringing it up. Any questions or comments and I'm sure that the Mayor will follow up and take a look at it as to availability or what we may have to be adaptable and it's a good idea and I hadn't thought about it so....Councilman Clemens.

Mr. Clemens: We do have the funds for some situation like this if the Administration decides that they would like to put this endeavor in place. Because we have the funds in our trash, that we've built up a fund with. Of course, it would take personnel to do it, but I mean as far as buying the equipment and such things as that, getting started, we would have the funds to operate a system like this.

Mr. Hills: Okay. Mr. Taylor, I thank you and if you would, the yellow slips are outside, just outside the door, if you would fill one out and turn it in and I would, it's a good idea. I just hope we don't have another eight days like we've had. Any other communications for Council, seeing none, we'll move to reports. I don't have anyone indicating that they want to give a report tonight. Hearing and seeing no one, we'll move to Legislation Requiring One Reading. Mrs.

Cochran, could you read Item#10 by Title please.

ORDINANCE AUTHORIZING MAYOR TO EXECUTE PROJECT AGREEMENT WITH THE STATE OF OHIO, ACTING BY AND THROUGH THE DIRECTOR OF THE OHIO PUBLIC WORKS COMMISSION, FOR OPWC Grant Project Control No. CC03L/OPWC Loan Project Control No. CC04L, ROSEHILL ROAD RECONSTRUCTION PROJECT; AUTHORIZING THE CITY AUDITOR TO EXECUTE PROMISSORY NOTE; AND DECLARING AN EMERGENCY- -Clerk read ordinance by title for the one required reading. Mr. Joseph moved adoption. Mr. Clemens seconded. With the roll called, members voted: . Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mrs. Shirey "Yea"; Mr. Stake "Yea"; Mr. Deskins "Yea"; Mrs. Kelly "Yea"; Mr. Joseph "Yea" . Motion passed; Ordinance No. 59-08 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- - (Franklin County) Clerk read ordinance by title for the one required reading. Mr. Stake moved adoption. Mrs. Shirey seconded. With the roll called, members voted: . Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mrs. Shirey "Yea"; Mr. Stake "Yea"; Mr. Deskins "Yea"; Mrs. Kelly "Yea"; Mr. Joseph "Yea" . Resolution adopted. Resolution No. 60-08 adopted.

ORDINANCE TO ACCEPT AN APPLICATION FOR ANNEXATION OF .5+/- ACRES IN TRURO TOWNSHIP, COUNTY OF FRANKLIN, STATE OF OHIO, TO THE CITY OF REYNOLDSBURG, OHIO (Kenneth and Christine Rose)- -Clerk read ordinance by title for the first reading. Item referred to Service Committee.

AN ORDINANCE ADDING CHAPTER 1190 STREAM CORRIDOR PROTECTION ZONE TO THE CODIFIED ORDINANCES OF THE CITY OF REYNOLDSBURG- -Clerk read ordinance by title for the first reading. President Hills set a Public Hearing for October 13, 2008, at 6:45 p.m. in Council Chambers.

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO CONTRACT FOR COLLECTION, TRANSPORTATION, AND DELIVERY FOR DISPOSAL OF RESIDENTIAL SOLID WASTE, RECYCLABLE MATERIALS AND YARD WASTE AND DECLARING AN EMERGENCY- -Clerk read ordinance by title for the first time. Item referred to Service Committee.

AN ORDINANCE ADDING CHAPTER 1194 HISTORIC COMMERCIAL OVERLAY and CHAPTER 1195 COMMUNITY COMMERCIAL OVERLAY TO THE CODIFIED ORDINANCES OF THE CITY OF REYNOLDSBURG- -Clerk read ordinance by title for the first reading. President Hills set a Public Hearing for October 13, 2008, upon the completion of the Stream Corridor Protection Zone Public Hearing.

ORDINANCE TO AMEND CHAPTER 174 PROCEDURE FOR SELECTION OF DESIGN PROFESSIONALS- -Clerk read ordinance by title for the second reading. Item referred to Finance Committee.

ORDINANCE AUTHORIZING CITY AUDITOR TO MAKE REIMBURSEMENT FROM THE FEMA FUND TO THE STREET FUND, AND TO THE GENERAL FUND, FOR THE MARCH SNOW EVENT- -Clerk read ordinance by title for the second reading. Item referred to Finance Committee.

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: SECTION 1103.05 "DUTIES AND RESPONSIBILITIES" Subsection (a) OF CHAPTER 1103 DESIGN REVIEW BOARD- -Clerk read ordinance by title for the third reading. Mr. Clemens moved adoption. Mrs. Kelly seconded. With the roll called, members voted: Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mrs. Shirey "Yea"; Mr. Stake "Yea"; Mr. Deskins "Yea"; Mrs. Kelly "Yea"; Mr. Joseph "Yea" . Motion passed; Ordinance No. 61-08 adopted.

Meeting adjourned at 7:48 p.m.

William L. Hills, President of Council

Sally Cochran, Assistant Clerk of Council