

MINUTES REGULAR COUNCIL
REYNOLDSBURG CITY COUNCIL
July 23, 2012

President of Council Doug Joseph called the meeting to order at 7:31 p.m.

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

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

Minutes of the regular Council meeting held July 9, 2012 were approved without objection.

The agenda was approved with Mr. Joseph adding Item 10a, a motion regarding liquor permits received during Council recess; and Item 10b, a motion approving the Mayor's appointment for City Engineer.

Communications- - Clerk read that Council was in receipt of the June 2012 Budget by Classification document received from the City Auditor on July 11, 2012 and was through June 30, 2012.

Reports- - City Auditor Dick Harris reported that a letter had been received that the state audit of the city had turned out fine. Mr. Harris also said that back in the Spring, Council passed a resolution not in support of the State taking over tax collections for the municipalities. There have been several meetings that have been held by Chairman Peter Brock, Republican, from Mason, of the Ohio Ways and Means Committee, along with Representative Cheryl Grossman of Grove City and Representative Mike Henney of Clayton. The interested parties are trying to come up with something before a piece of legislation is written, and they have been meeting with a number of organizations. Mr. Harris told of some of the issues, and said he would keep Council informed.

Councilman Long said back in 2011, there was some rather energetic discussions and debates in Council meetings on a proposed ordinance that would have held expelled and suspended children responsible for staying at home during the school day, while they were under suspension or expulsion; and also holding the parents responsible. (See attached Exhibit "A" for numbers) Mr. Long said that as legislators, Council very seldom has an opportunity to report back to the public any type of a net result of its actions; that the team effort had come together and produced a viable solution, and a positive action could be seen from it. Mr. Long thanked all involved.

Motion(s)

Clerk read Motion: That while Council is in Recess for the month of August, 2012, the Clerk of Council be and is hereby authorized and directed to return any Liquor Permit Requests received, marking them 'without a request for hearing', as long as the Reynoldsburg Police Department finds no reason for a hearing. If a hearing is required, a special meeting of Council will be called.

This includes the liquor permit request for a Transfer from SMX Enterprises, Inc., dba Jillys to MH Holdings, LLC, dba Jillys & Patio, 6842-44 E Main St, Reynoldsburg, Ohio 43068, received by Council on July 10, 2012.- -Mr. Clemens moved adoption; Mr. Long seconded. All voted "Aye".

Clerk read Motion: That the Council of the City of Reynoldsburg does hereby approve the Mayor's appointment of Matthew J. Lambert as Director of Engineering for the City of Reynoldsburg.- -Mr. Long moved adoption; Mr. Burd seconded. All voted "Aye".

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO CONTRACT TO PURCHASE ROAD SALT AND DECLARING AN EMERGENCY- -Clerk read ordinance by title for the one required reading. Mr. Clemens moved adoption; Mr. Long seconded. With the roll called, members voted: Mr. Long "Yea"; Mr. Burd "Yea"; Mr. Barrett "Yea"; Mrs. Kelly "Yea"; Mr. Clemens "Yea"; Mr. Cotner "Yea". Motion passed; Ordinance No. 44-12 adopted.

ORDINANCE AUTHORIZING APPLICATION TO FRANKLIN COUNTY ENGINEER FOR USE OF PERMISSIVE LICENSE TAX FUND FOR THE CITY'S 2012 STREET IMPROVEMENT - LANCASTER AVENUE AND DECLARING AN EMERGENCY- -Clerk read ordinance by title for the one required reading. Mr. Long moved adoption; Mr. Clemens seconded. With the roll called, members voted: Mr. Long "Yea"; Mr. Burd "Yea"; Mr. Barrett "Yea"; Mrs. Kelly "Yea"; Mr. Clemens "Yea"; Mr. Cotner "Yea". Motion passed; Ordinance No. 45-12 adopted.

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO CONTRACT FOR 2012 STREET IMPROVEMENT - LANCASTER AVENUE; AUTHORIZING APPROPRIATION OF FUNDS TO BE RECEIVED; APPROPRIATING FUNDS; AND DECLARING AN EMERGENCY- -Clerk read ordinance by title for the one required reading. Mr. Clemens moved adoption. Mr. Cotner seconded. With the roll called, members voted: Mr. Long "Yea"; Mr. Burd "Yea"; Mr. Barrett "Yea"; Mrs. Kelly "Yea"; Mr. Clemens "Yea"; Mr. Cotner "Yea". Motion passed; Ordinance No. 46-12 adopted.

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO CONTRACT FOR CONSTRUCTION ADMINISTRATION/INSPECTION SERVICES FOR THE 2012 STREET IMPROVEMENT - LANCASTER AVENUE; AUTHORIZING APPROPRIATION OF FUNDS TO BE RECEIVED; APPROPRIATING FUNDS; AND DECLARING AN EMERGENCY- -Clerk read ordinance by title for the one required reading. Mr. Clemens moved adoption. Mrs. Kelly seconded. With the roll called, members voted: Mr. Long "Yea"; Mr. Burd "Yea"; Mr. Barrett "Yea"; Mrs. Kelly "Yea"; Mr. Clemens "Yea"; Mr. Cotner "Yea". Motion passed; Ordinance No. 47-12 adopted.

ORDINANCE AUTHORIZING CITY AUDITOR TO PAY ASSISTANT PARKS MAINTENANCE SUPERVISOR FOR WORKING OUTSIDE JOB CLASSIFICATION; PAYMENT TO BE RETROACTIVE TO FEBRUARY 6, 2012 AND WILL TERMINATE UPON RETURN OF PARKS MAINTENANCE SUPERVISOR; AND DECLARING AN EMERGENCY- -Clerk read ordinance by title for the one required reading. Mr. Long moved adoption; Mr. Barrett seconded. With the roll called, members voted: Mr. Long "Yea"; Mr. Burd

“Yea”; Mr. Barrett “Yea”; Mrs. Kelly “Yea”; Mr. Clemens “Yea”; Mr. Cotner “Yea”. Motion passed; Ordinance No. 48-12 adopted.

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF THE AMENDMENT OF SECTION 9.01 OF THE CITY OF REYNOLDSBURG CHARTER AND DECLARING AN EMERGENCY.- -Clerk read ordinance by title for the one required reading. Mr. Long moved to amend the ordinance by removing the word “to” in the ballot language, thus resulting in the language reading, “...then no primary election need be held and those candidates will appear on the General Election ballot. ...” Mr. Clemens seconded. With the roll called, members voted: Mr. Long “Yea”; Mr. Burd “Yea”; Mr. Barrett “Yea”; Mrs. Kelly “Yea”; Mr. Clemens “Yea”; Mr. Cotner “Yea”. Motion passed; ordinance amended. Mr. Long moved adoption; Mr. Burd seconded. With the roll called, members voted: Mr. Long “Yea”; Mr. Burd “Yea”; Mr. Barrett “Yea”; Mrs. Kelly “Yea”; Mr. Clemens “Yea”; Mr. Cotner “Yea”. Motion passed; Ordinance No. 49-12 adopted.

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF THE AMENDMENT OF SECTION 6.01 BY ELIMINATING SUBSECTION (c) OF THE CITY OF REYNOLDSBURG CHARTER AND DECLARING AN EMERGENCY.- -Clerk read ordinance by title for the one required reading. Mr. Long moved adoption; Mr. Clemens seconded. With the roll called, members voted: Mr. Long “Yea”; Mr. Burd “Yea”; Mr. Barrett “Yea”; Mrs. Kelly “Yea”; Mr. Clemens “Yea”; Mr. Cotner “Yea”. Motion passed; Ordinance No. 50-12 adopted.

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF THE AMENDMENT OF SECTION 7.01(a) OF THE CITY OF REYNOLDSBURG CHARTER 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. Long “Yea”; Mr. Burd “Yea”; Mr. Barrett “Yea”; Mrs. Kelly “Yea”; Mr. Clemens “Yea”; Mr. Cotner “Yea”. Motion passed; Ordinance No. 51-12 adopted.

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF THE AMENDMENT OF SECTION 7.02(a) OF THE CITY OF REYNOLDSBURG CHARTER AND DECLARING AN EMERGENCY.- -Clerk read ordinance by title for the one required reading. Mr. Long said the text, “who are electors of the city” in the ballot language, should not be bolded. Mr. Long moved adoption; Mrs. Kelly seconded. With the roll called, members voted: Mr. Long “Yea”; Mr. Burd “Yea”; Mr. Barrett “Yea”; Mrs. Kelly “Yea”; Mr. Clemens “Yea”; Mr. Cotner “Yea”. Motion passed; Ordinance No. 52-12 adopted.

ORDINANCE AUTHORIZING MAYOR TO PURCHASE ONE 2012 FORD F150 PICKUP TRUCK (Street, Storm Water, State Highway)- -Clerk read ordinance by title for the second reading. Mr. Clemens moved to amend to the redraft date of 7-23-2012 to reflect emergency language; Mr. Long seconded. With the roll called, members voted: Mr. Long “Yea”; Mr. Burd “Yea”; Mr. Barrett “Yea”; Mrs. Kelly “Yea”; Mr. Clemens “Yea”; Mr. Cotner “Yea”. Motion passed; ordinance amended. Mr. Clemens moved adoption; Mr. Cotner seconded. With the roll called, members voted: Mr. Long “Yea”; Mr. Burd “Yea”; Mr. Barrett “Yea”; Mrs. Kelly “Yea”; Mr. Clemens “Yea”; Mr. Cotner “Yea”. Motion passed; Ordinance No. 53-12 adopted.

ORDINANCE AUTHORIZING MAYOR TO PURCHASE ONE 2013 GMC Sierra 1500 PICKUP TRUCK (Street, Storm Water, State Highway)- -Clerk read ordinance by title for the second reading. Mr. Clemens moved to amend to the redraft date of 7-23-2012 to reflect emergency language; Mr. Cotner seconded. With the roll called, members voted: Mr. Long "Yea"; Mr. Burd "Yea"; Mr. Barrett "Yea"; Mrs. Kelly "Yea"; Mr. Clemens "Yea"; Mr. Cotner "Yea". Motion passed; ordinance amended. Mr. Clemens moved adoption; Mr. Barrett seconded. With the roll called, members voted: Mr. Long "Yea"; Mr. Burd "Yea"; Mr. Barrett "Yea"; Mrs. Kelly "Yea"; Mr. Clemens "Yea"; Mr. Cotner "Yea". Motion passed; Ordinance No. 54-12 adopted.

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 second reading. Mr. Long moved to amend the ordinance to the redraft date of 7-23-2012 to add needed language in Section 2, and to also reflect emergency language. Mr. Clemens seconded. With the roll called, members voted: Mr. Long "Yea"; Mr. Burd "Yea"; Mr. Barrett "Yea"; Mrs. Kelly "Yea"; Mr. Clemens "Yea"; Mr. Cotner "Yea". Motion passed; ordinance amended. Mr. Long moved adoption; Mr. Burd seconded. With the roll called, members voted: Mr. Long "Yea"; Mr. Burd "Yea"; Mr. Barrett "Yea"; Mrs. Kelly "Yea"; Mr. Clemens "Yea"; Mr. Cotner "Yea". Motion passed; Ordinance No. 55-12 adopted.

Motion to recess for the month of August- -Mr. Long moved that Council recess for the month of August; Mrs. Kelly seconded. With the roll called, members voted: Mr. Long "Yea"; Mr. Burd "Yea"; Mr. Barrett "Yea"; Mrs. Kelly "Yea"; Mr. Clemens "Yea"; Mr. Cotner "Yea". Motion passed.

Request by City Attorney for Executive Session to discuss pending litigation- -Mr. Long moved to recess for the Executive Session; Mr. Burd seconded. Mr. Joseph said those attending would be all elected officials and the Clerk of Council; that Council would reconvene for purposes of adjournment only. With the roll called, members voted: Mr. Long "Yea"; Mr. Burd "Yea"; Mr. Barrett "Yea"; Mrs. Kelly "Yea"; Mr. Clemens "Yea"; Mr. Cotner "Yea". Motion passed; Council recessed at 7:58 p.m.

Council reconvened at 8:05 p.m. With the roll called, members responding were: Mr. Long "Present"; Mr. Burd "Present"; Mr. Barrett "Present"; Mrs. Kelly "Present"; Mr. Clemens "Present"; Mr. Cotner "Present".

Meeting adjourned at 8:06 p.m.

Doug Joseph, President of Council

Nancy C. Frazier, Clerk of Council