

COMMUNITY DEVELOPMENT COMMITTEE MEETING MINUTES
JULY 18, 2005

Members of Community Development Committee present: Lane J. Beougher, Antoinette Newman, Preston Stearns.

Other members of Council present: Brett Baxter, Eric Gilbert, Mel Clemens, Ron Stake, Council President William L. Hills.

The meeting was called to order at 7:36 p.m.

Mr. Beougher: The second item on the agenda is the approval of the minutes of the June 20, 2005 Community Development Committee meeting. Are there any corrections, additions, or deletions to those minutes? (No response). Hearing and seeing none, they will stand as written.

Item number 3, approval of the agenda. Are there any additions or deletions to tonight's agenda? I do have one item I would like to add, and that is discussion on the Etna, Newark JEDZ. Any other additions or deletions? (No response). I'll make that as a motion. Is there a second? I don't need a second to amend the agenda, do I?

Mrs. Frazier: No.

Mr. Beougher: Okay. All in favor of amending the agenda, signify by saying aye. (All voted "Aye"). All opposed? (No response). Motion carries. I will add that item as item 5a.

Item number 4 is Discussion, Rejection of bids for landscaping maintenance (Revitalization Main Street - Phase I). Mr. Walsh.

Mr. Walsh: This project was bid on July 5, or the open bids on July 5. And we received three bids. One of which was rescinded because they had errors in calculation. They had bid significantly lower than they should have. So we only received two good bids. The bid tab was attached to your legislation. And I believe that both bids are higher than they need to be. I don't believe that this is going to be a good way to spend our dollars. So I'm requesting that we reject these bids, and we'll come back in the fall with a new proposal to do a two year contract starting in July. I'm sorry, starting in January. And it sort of ties into the next thing as well. But we would need to do some maintenance, some continuing maintenance on the project out on the street. So that'll be coming up too.

Mr. Beougher: Okay. Well, let's do these one at a time. And Paul, I thought in your memo to us initially when we authorized the advertisement, you did have an estimate, or at least an approximation of the cost that you thought it was going to be.

Mr. Walsh: That's correct.

Mr. Beougher: And I don't see that in the materials in front of me. What was that estimate?

Mr. Walsh: That estimate is a, well, it's difficult to add it all up in a way that was making some sense. So I'll tell you this, that from the low bid that we received there, which is the one from Ameriscap, I'm sorry, the one from Top Seed was for \$106,442. That was about 12% over what we had estimated this project was going to take.

Mr. Beougher: And was that estimate advertised?

Mr. Walsh: The estimate was not advertised. I was informed that that was not necessary on this type of project.

Mr. Beougher: Okay. And my understanding is that a construction contract bid would require advertising the estimate, and the maintenance does not. Something like that?

Mr. Walsh: That was my understanding. Yes.

Mr. Beougher: Without getting into the affairs of the City Attorney. Okay. So you were 12% over. Which if it were construction, we'd have to reject it because it's more than 10%.

Mr. Walsh: Correct.

Mr. Beougher: Okay. Any questions from members of the committee? (No response). Any questions from members of Council? Mr. Stake.

Mr. Stake: Thank you, Mr. Beougher. Mr. Walsh, did you say that these bids are for two years? I mean, contracts would be for two years?

Mr. Walsh: I'm going to recommend that we start a new one when we do the new process, that it would start in January. This current one that we are rejecting was a, I believe a 29 month because it was going to start in August of this year. And that would take us out to just a little over 2 years. Give us a nice clean break.

Mr. Stake: Okay. Thank you.

Mr. Beougher: Any further questions from members of Council? Mr. Baxter.

Mr. Baxter: I don't think I heard the answer. So it is two years then? In January, you'll recommend 2 years?

Mr. Walsh: I'm going to recommend a 2 year contract starting January.

Mr. Baxter: Thank you.

Mr. Beougher: I think there was a question when we authorized the bidding, that 29 months seemed an odd number. And it was a 2 year contract plus the odd number of months for this year to take us from the warranty period to the end of the growing season.

Mr. Walsh: Correct.

Mr. Beougher: Okay. Any other questions? (No response). Seeing none, I'm going to make a motion to send forward a motion to Council to reject the bids for the maintenance of the landscaping for Phase I of the Main Street Corridor Revitalization Program. Is there a second? Mr. Stearns with the second. Any further discussion on this item? (No response). All in favor, signify by saying aye. (All voted "Aye"). Opposed, same sign. (No response). Motion carries. This will go to next weeks Council meeting.

Alright. Item number 5 is as you said Paul, related. And you want some money to finish out the growing season this year.

Mr. Walsh: That is correct. We wanted to use the same company that's been out on the job site and have them finish out the season. That's Midwest Landscape. The amount of \$3600. That's a reasonable fee, a reasonable amount based on our estimates from the past. They can do what we need them to do for the remainder of the season.

Mr. Beougher: And Paul, you and I had a discussion, and you indicated that Midwest had done the mulching earlier in the season.

Mr. Walsh: That's correct.

Mr. Beougher: And was that part of, that wasn't part of the warranty work.

Mr. Walsh: No. That was not.

Mr. Beougher: Okay. And they were a subcontractor to Complete General during Phase I of Streetscape.

Mr. Walsh: Correct.

Mr. Beougher: Okay. So it's the same people all around.

Mr. Walsh: Yes.

Mr. Beougher: I think we had a discussion Friday about the \$10,000 number and competitive bidding and that sort of thing. Have you gotten any direction from the City Attorney's office on that?

Mr. Walsh: Discussed it with the City Auditor and Mike Turner, and the City Attorney's office, and the consensus was that this does not have to have competitive bidding waived on it. It is two separate items which were not related. Therefore, they actually took out the book from the State Auditor to review the actual language of what the Auditor would review when they take a look at these kind of things. And they came to the conclusion that this would be okay to do it this way.

Mr. Beougher: And can we get something to that effect in writing? It's the administrations responsibility. I'm just, it makes me queezy when we say that.

Mr. Hills: Mr. Beougher.

Mr. Beougher: Yes, Mr. Hills.

Mr. Hills: If I could add, I think this is my what, twelfth year? I've expounded that for twelve years now and have always been told I was wrong. Contracts entered into services provided by an individual for unlike projects at different areas at different times of the year, my theory has always been, should not be competitive bid. Our City Attorney who's been here much longer than I have, has never agreed with that. He's always said, if the totality of the payment ever goes over \$10,000, there needs to be a waiver of competitive bidding. So Mr. Beougher, you may not ask for it but I'm going to ask for it. And Mayor, if you want to get with it or whoever, the City Attorney, if you're telling me that the Auditor is telling you that and the City Attorney has told us something different, get it rectified before we got it. Because the last thing I've heard coming to this Council from the Auditor did this and the Auditor did that, we just got a letter from the Auditor in our mail box saying, that's not what the Auditor did. So I'd suggest we try to get all on the same path. But I think it's great that somebody has said, we can do what I thought we could have done when my reading of the statute for twelve years. But until the City Attorney says it, I think we're probably going to be a little cautious. Our City Attorney's beat that into our head for too long. Including Mr. Clemens.

Mr. Beougher: Well, and that's one of the reasons for my hesitation. Because I've only been here five years and that's the way we've done it.

Mr. Hills: It used to be a yearly issue I brought up, and I gave up.

Mr. Beougher: Exactly. So if we could get some sort of documentation on that just to cover Council. And I realize all you're asking for is money but, we need to have a comfort level with it as well.

Mr. Walsh: Okay.

Mr. Beougher: Does that bring any questions from members of the committee? (No response). Members of Council? Mr. Baxter.

Mr. Baxter: Thank you, Mr. Beougher. This contract, will it be a contract for this or are we just paying for the remainder of our contract? What's happening with this money as far as going toward Midwest?

Mr. Walsh: This is not the remainder of a contract. This is simply to provide a service through the end of the season.

Mr. Baxter: Through the end of the season. And that end of season is?

Mr. Walsh: Basically, the first frost. But that usually hits somewhere around October, November.

Mr. Baxter: Okay. Thank you.

Mr. Beougher: And Mr. Walsh, would this be a purchase order, or would it be a contract?

Mr. Walsh: We will do a purchase order, and we are discussing the wording on another type of document if that is indeed required.

Mr. Beougher: Okay. And the maintenance work includes weeding, herba side, and fertilizer applications, pruning, and trash pick-up, I assume just within the mulch beds. Or in the plant beds.

Mr. Walsh: It's within the landscaped areas.

Mr. Beougher: And we continue to do the edging, mulching, and mowing.

Mr. Walsh: We don't do any mowing of the project.

Mr. Beougher: Oh. Okay. The property owners will continue to do the edging, mulching, and mowing.

Mr. Walsh: Yes. That's right.

Mr. Beougher: Mowing anyway.

Mr. Walsh: Mowing. There will be no edging done this fall.

Mr. Beougher: Okay. Alright. Any further discussion? Any further questions? Mr. Hills, yes.

Mr. Hills: Mr. Beougher, I just have one question out of curiosity because I appreciate the fact that you've talked about the \$9,000 bids. But is there a way since we are asking for some information, could we also ask, and maybe Paul you would know, did this contractor provide mulching anywhere else in the city during this year?

Mr. Walsh: Not that I'm aware of.

Mr. Hills: Okay. We used other contractors for other mulching?

Mr. Walsh: Yes. We have.

Mr. Hills: Thank you.

Mr. Beougher: Thank you, President Hills. I will make a motion to send this to the Finance

Committee with the potential of going to next weeks Council meeting after it goes to Finance. Is there a second on that motion? Mrs. Newman with the second. Any further discussion? (No response). All in favor, signify by saying aye. (All voted "Aye"). Motion carries. This will be referred to the Finance Committee for an appropriation.

That brings us to item 5a. Mr. Hills, you brought up a point at our meeting last week about the Etna/Newark JEDZ. And since the CEDA came out of the Community Development committee as a resolution to respond to Etna's request to negotiate with us for a CEDA, I thought it might be appropriate to have some discussion here in committee to discuss what our stance might be on the ballot issue that goes to the voters, most of which live in Reynoldsburg on August 2 at a special election. And I will note that, had a fire board meeting last week, and I and my four fellow trustees, questioned Mr. George rather soundly on the action. And you know, it's easy to throw stones. But we did have an abatement in process a little while ago with The Limited, with Victoria's Secret Direct. And in working with Mr. Brandt, we did negotiate a one time payment to the district to, it's not much, but it was not nothing either. So, and one of the things that disturbs me about the JEDZ is the fact that there are six entities participating in the fire district which provides safety services to the area is not included. And my understanding of the industrial park out there is that the abatements are already in place and have been for several years, and the JEDZ is just a mechanism to collect taxes from the employees of the businesses in the area. And one of the thoughts I had over the weekend was if, and I actually called the Tax Administrator on Friday and asked if she had a feel for how many employees lived in the City of Reynoldsburg and worked in the industrial park. The intent being that if they are currently paying Reynoldsburg's 1.5% income tax, if the JEDZ passes, then that will go to Newark in the form of a 1.75% income tax at their place of employment. So theoretically, and she wasn't able to give me any numbers on this. She does not have any direct contact with Limited Too at that location or Cabot, or any other businesses out there. But that has the potential of diverting tax revenue from the City of Reynoldsburg. And that might be a concern to the members and to the administration. And I just wanted to get the thoughts of the other members. And like I said, we negotiated a CEDA in good faith and spent money on a consultant in conjunction with Etna Township. And Etna decided to unilaterally terminate those discussions, and didn't even communicate to Council at least. I don't know if they communicated to the administration. And Mr. Gilbert, you're the remaining member of Council that was on that negotiating team and if you'd like to provide us with a little background on that. If I'm not putting you on the spot too badly.

Mr. Gilbert: No. We had several months of discussions with Etna Township regarding creating something very similar to the JEDZ that they have now entered into an agreement with the City of Newark. And there was a give and take over this period of time. It was structured similarly in that Reynoldsburg would provide the servicing in terms of the income tax. Etna Township would receive the benefit of the property tax, and then the services, the way it was structured, our safety/services would not look at any loss of revenue, or not gain the revenue they would need to provide the servicing for the area. Such as, is structured with the JEDZ. I know just some financial statistics, Reynoldsburg, Etna, incorporated residents, residents inside the Reynoldsburg city limits, at one point, and this might have decreased somewhat, so I would estimate between 40 and 48% of Etna Township's General Fund budget is provided for by Reynoldsburg residents. I believe somewhere between three quarters of a million dollars and \$900,000 is provided to the

West Licking Fire District to provide for their, and correct me, at least when I was on the fire board there, those are the figures we were dealing with. That may have changed with the most recent levy.

Mr. Beougher: Yes. It has increased quite a bit over the past 3, 4 years. But yeah, it's a million dollar range I believe may have been. It may be over a million dollars that the Reynoldsburg residents are paying to the fire district.

Mr. Gilbert: Correct. And just in sitting back and looking at the JEDZ, aside from the unilateral decision of Etna Township to go with the City of Newark, I know the comments of Trustee George at the time was, that the reason they could not participate with the City of Reynoldsburg is because we were not in Licking County. Which we all know, we're in Licking County. And we also know that a lot of times they don't want to acknowledge that.

Mr. Beougher: True.

Mr. Gilbert: But they still tighten up that purse string once they receive our residents tax dollars to help support their efforts in the unincorporated area of the township whether it's road improvements, storm water repair, with our residents tax dollars. And I, the other area of contention aside from you know, them turning away from the CEDA was the issue of Taylor Road. In seeking out some cooperation with them in regards to this, I was at a meeting, Mayor, this might have been two, two and a half years ago, Dave Parkinson was there, Mr. Brandt was there, the administration was fully represented. The Mayor got up and indicated to the trustees, he was willing to do pretty much anything to work with them to make the improvement of the Taylor Road and enhance the safety of the road, a reality. And as of today, we see that again, we are the only participants in addressing what I think is fair to describe, a multi-jurisdictional issue, being the safety of Etna and Reynoldsburg residents on Taylor Road. And I think we also saw the recent coordination of an anti-Reynoldsburg conglomerate with a number of entities in Licking County opposing our efforts to develop to the east. And I think what is oftentimes forgotten, and if the members, one way to get an idea of this is, the impact of development in this corridor has not strictly been generated from Reynoldsburg. You can look to Taylor Square and you can say, yes, Reynoldsburg has had an impact in this area. But if you look to the east on the east side of Taylor Road and up 40, you're looking at thousands and thousands of new homes that have been built. And thousands of others if you look at the planning guide for Licking County, that are on the block to be built over the next 2 or 3 years. Which we've talked about traffic studies and trips per residents, things of that nature with our own residential developments. So imagine that impact heading to the east. Which is where we have the multi-jurisdictional nature of some of these issues that we deal with. I think Mr. Beougher was right on when he indicated some of the consequences that would evolve out of this JEDZ in regards to Reynoldsburg tax dollars going to the City of Newark based on the assertion of Etna Township that they could not work out an amicable agreement with the City of Reynoldsburg when all indications of our efforts not only by our municipal government, but also by residents, civic associations in regards to the CEDA. And then the administration and this Council's efforts to cooperate on Taylor Road indicate to the contrary. And so I would urge Council and Mr. Beougher, and I don't know if the Mayor has anything, the administration has anything they want to say on this. I would urge us to craft

something that puts these facts out there. Puts the facts out there to the public based on our involvement and the issues that I know, Mr. Clemens has worked on, Mr. Hills being here so long, he's seen more of these issues arise than most of us and urge our residents to vote against this JEDZ on some of the principles that we'll talk about here this evening. And to finally let our voices be heard. This will be the first opportunity for residents that pay tax dollars to Etna Township aside from a Trustee or a Clerk's election there to be heard and to have their opinions aired to the people they elect to spend their tax dollars. And then in return aren't required to provide any services such as we are. So that would just be my thoughts on it. Sorry to take so long.

Mr. Beougher: No. I appreciate your comments Mr. Gilbert. And you were very thorough. You mentioned the water and sewer district.

Mr. Gilbert: I was going to save that for later.

Mr. Beougher: Okay. Well, can I chime in on that?

Mr. Gilbert: Yeah. Certainly.

Mr. Beougher: I mean, you know, they tried to block our efforts with the City of Columbus to, not expand our area but relocate some of our area in our City of Columbus contract for water and sewer services. You know, Lima Township was merged with the City of Pataskala and we lost that area.

Mr. Gilbert: If I can interrupt, Mr. Hills might know the exact acreage on that. Was that close to 900 acres we were dealing with and what we lost in Lima?

Mr. Hills: I think the Mayor would probably know totally. But I think it's 1,082 wasn't it Bob?

Mayor McPherson: Slightly over 1,000.

Mr. Gilbert: What's the acreage we're dealing with with the extension request?

Mr. Hills: 367?

Mr. Beougher: I can't remember.

Mayor McPherson: 675 acres.

Mr. Beougher: 675. So it's much less. And that doesn't include the acreage that went to the Dominion Home project at the end of Lancaster, or Reynoldsburg-New Albany Road which was annexed to the City of Columbus over our protest. So, and their efforts to block our efforts to annex territory that's within the City of Columbus contract by the revised 2A plan they filed with the EPA. I mean, they've tried to frustrate the efforts, not of us to annex, but the efforts of private citizens to have the ability to annex to the City of Reynoldsburg of their own free will. I mean, the

Mayor's said it before that we've never gone out and actively tried to annex territory in Etna Township. It's always been initiated by a resident request. And then the other issue was, that I wanted to bring up was the efforts of the trustee's to attempt to disenfranchise Reynoldsburg voters from being allowed to vote on this issue. You know, they can say that they needed a legal opinion all they want but, you know, they clearly were trying to limit it to the unincorporated areas of Etna Township which you know, that's representation, or taxation without representation in my mind. But...

Mr. Gilbert: Can I build on that?

Mr. Beougher: Yes, Mr. Gilbert. Please do.

Mr. Gilbert: The Etna Township, that I know some residents that, and members might have moved here from other areas, just say, I came from an area where conforming boundaries with townships. Lived in _____ Township adjacent to Freemont, Ohio. And when Freemont would annex a parcel of land from _____, it was a bottom line, lost to the township of the property tax revenue and the growth potential. Because it became a municipal incorporated area. Because the boundaries were conforming. With Etna Township, Jefferson, Violet, and Licking, or Truro, we have non-conforming boundaries. So when the trustees tell you that they want to see the land stay in Etna Township, and they want to oppose Reynoldsburg annexations, the difference here is that with the non-conforming boundaries, Etna Township still retains the property tax of that land that's annexed to the city. So there's no net loss for them. It's a net gain. As an example, take the property tax on the Kroger land prior to the development and what Etna Township were to gain from that, and now today, or in a year when the Kroger's is operating, take that value of the land and the property tax, Etna will reap that benefit. So when we've seen in the paper where the trustee's indicate they want the land to stay in Etna Township, well not only does the land stay in Etna Township, but so do the tax dollars. In fact, the revenue that they garner from that has increased. So that's an important point to some of the basis of their argument for this JEDZ.

Mr. Beougher: You used the answer of, or the example of Kroger, and I'm not sure how the TIF affects that. I know that some tax dollars are diverted for that TIF Fund to be used for roadway improvements in that area. But in general....

Mr. Gilbert: Then let's use one of the subdivisions out there.

Mr. Beougher: In general, undeveloped agricultural land is worth much less than a quarter acre lot with a house on it. Any thoughts from members of the committee or members of Council? I'll just open it up for discussion. Mr. Stearns.

Mr. Stearns: I just wanted to know Mr. Chairman, what is it that the City of Reynoldsburg can do about it? I mean, taxes are going to be going to Etna Township. What can we do to stop it?

Mr. Beougher: Well, one of the thoughts that I had, and Mr. Gilbert and I have had a discussion about this is, we take positions on ballot issues for the school board. Can we take a position on

this? Is Council willing to take a position on this? And I just wanted to get some thoughts and see where (Tape Change).

Mr. Hills: Mr. Beougher, when is the election? I've said last week....

Mr. Beougher: Election is August 2.

Mr. Hills: August 2. So if a position is going to be taken, it must be taken very quickly. And Mr. Gilbert, Mr. Beougher, you've been very tactful but the bottom line is, we're talking about, and it needs to be clear, we're talking about the citizens of Reynoldsburg, Ohio that live in Licking County, Etna Township. Those are the ones that are going to get to vote on this issue.

Mr. Gilbert: Correct.

Mr. Hills: I believe that roughly is, what? Twenty two percent of the population? Is that about right? It's off the top of my head.

Mr. Beougher: Of the population of Reynoldsburg?

Mr. Hills: Right.

Mr. Beougher: Roughly. But it's also I believe, we've gone over half of the population of Etna Township.

Mr. Gilbert: Close to 50%.

Mr. Hills: And that's why there's, there's 5 precincts. Licking County, Etna Township, Reynoldsburg. And that's in a relatively small geographic area. And there are 5 precincts remainder of Etna Township. And the populations of the precinct are mapped out to be about the same. Bottom line, and everybody's been very tactful, but for the number of years that we have grown in Reynoldsburg into Etna Township, Licking County, the dollars, the tax payer dollars that the citizens are paying are going for the benefit of Etna Township, and I would like for any of those residents to show me what Etna Township, not the fire district, the fire district does an excellent job. But I would like for any of those residents to show me what Etna Township has done for them. We have all the water, street, police, fire comes from there and they receive the taxes. The unfortunate thing, or fortunate, it's just the structures we have in taxes, the money goes to Etna Township. I think Mr. Gilbert, you made a very good point. It's roughly half of their income, comes from Reynoldsburg, Etna Township citizens. I don't know whether Council wants to come up with a resolution, but I know if I was Etna Township, Licking County, Reynoldsburg voter, why would I vote to possibly lose what I currently give Reynoldsburg if I would happen to be an employee at this _____ thing. Because it's going to go to Newark. But besides that, why would I go ahead and give them any more money when they haven't done anything for me yet?

Mr. Beougher: That's a good point.

Mr. Hills: But what you all draft, it wouldn't take me too long to draft it. But what you all come up with, sounds great.

Mr. Beougher: Thank you, President Hills. Any other members of Council wish to take a position on this? And I know the Mayor had expressed an interest in talking about it as well. I'll give him the opportunity.

Mayor McPherson: Thank you, Chairman Beougher. First of all, I think our position is very similar to what I've heard from Council this evening. We are not in favor of supporting this tax. And I think one of the summaries that I've heard, and it may have even come from Mr. Gilbert, I'm not sure. But why would we want to send our tax dollars as Reynoldsburg residents to the City of Newark? Just doesn't make any sense. I think we need to understand that when the trustee's approved this, they approved a tax abatement package as well as this taxing district. And their logic is that it will help them to get their money back quicker because of their granting the tax abatement. They use the logic that they couldn't get an agreement, or they couldn't get along with the City of Reynoldsburg. And there is a program that allows them then to jump districts. And I think this is a quote, but it says, "it is an income taxing program that allows a township that can't work with an adjacent municipality to jump boundaries". I'm not sure that they have a legitimate reason for going to the City of Newark because I don't believe there is any proof whatsoever that they can't work with the City of Reynoldsburg. As a matter of fact, I believe Mr. Burkholder came into these Council Chambers and asked us if we would be willing to work with them. And the consensus was, yes we would. So how they ended up jumping these boundaries after the conversation that this Council and the administration had with Mr. Burkholder, just amazes me. One of the things that really scares me about this particular project, they go on to say in some of the news articles, "If this partnership is successful, the township and the city (meaning the City of Newark) can create similar agreements on more than 500 acres southwest of Interstate 70 and 310". This is not just a one time thing folks. They are deliberately going out and planning to prevent the City of Reynoldsburg from working with them on any of these projects. The Southwest Licking Water and Sewer District, as I'm sure you're aware, is working very diligently to try to get the Ohio EPA to lock out the City of Reynoldsburg from the water and sewer district area. We are fighting that very diligently. As is the City of Columbus and several other entities. This is not good for the City of Reynoldsburg. It is not good for the residents of the City of Reynoldsburg that are in Etna Township. And I would just also say that it would amaze me, why would we want to support an income tax that's going to go to the City of Newark? I mean, why would our residents do that? They now pay taxes to Etna Township and don't get anything for it. And now they're going to say, plus if we work at this pro-logics, we're going to send our money to the City of Newark rather than the City of Reynoldsburg. It just doesn't make good sense. The whole thing just reeks of another means to try to stop residents from exercising the private property rights and annexing into the City of Reynoldsburg. So we are definitely opposed to it.

Mr. Beougher: Thank you, Mayor McPherson. And the proximity is very troubling. You know, there may be one Reynoldsburg resident that works in there now, but with more development, and as we attempt to grow further out with annexation from private citizens as I mentioned, people will

be living in Reynoldsburg because they want to enjoy the city services, they want to enjoy our Parks and Rec's system, they want to enjoy the finest police force in the area. And then go out to work and pay their income tax to the City of Newark. It just doesn't make sense to me. So if the committee is willing, I'd like to work with you together and put together a resolution. And, what are your thoughts? Do you want to....

Mrs. Newman: Yeah. I agree with you.

Mr. Stearns: I'm in agreement with that.

Mr. Beougher: And this isn't being vindictive or anything else. It's just a practical matter at this point. You know, we voted Thursday night to buy a new fire truck for \$300,000 a year ahead of plan. Because the engine burned up in it. So I mean, we have expenses out there and this certainly doesn't do anything for the fire district. And any way, Mr. Baxter, yes.

Mr. Baxter: Councilman Beougher, two points if I could. First off, August 2 you said is the date. Right?

Mr. Beougher: That's correct.

Mr. Baxter: And I wonder how many of our residents are aware that they have an opportunity to prevent their tax dollars from going to Newark. It's obviously not that publicized. We know about it. I just wonder how many of our residents know that their tax dollars are going to be diverted to another city without even recognition that it's happening.

Mr. Beougher: Somebody was probably thinking when they set the date for the special election, weren't they?

Mr. Baxter: That's the point I'm making. So I think the undertone is my second point. The continued undertone to be subversive and almost coversive to get taxes out of our city residents without them even knowing it. And I'll come right out and say it. I don't think what they're doing, or as Mrs. Newman, a couple times I've heard say, this one smells. And so with that being said, I also haven't seen a single request come across this table, not one, from Burkholder or anybody else in Etna saying, we would like to work with you. Here's our plan. What do you think? That's almost another way of saying, hey you know, we can't work with you but we're not even going to ask either. So it is upsetting. And I would be supportive of a resolution to help our residents know that they're being ramboozled.

Mr. Beougher: You know, Mr. Burkholder came over and made that overture. And we responded kindly. And Mr. Gilbert said some things, and after the meeting he asked me why I didn't say anything. And my reply was something like, I was afraid if I started talking, I wouldn't be able to shut up and my head would eventually explode. So it was a very surreal moment to have him come in after they've already negotiated this settlement, this agreement with the City of Newark, and make a, I don't want to characterize it as insincere but, it was certainly suspect from my view.

Mrs. Newman.

Mrs. Newman: Yes. I'd just like to know, if our boundaries were conformed, would some of these problems go away?

Mr. Beougher: We can only conform the boundaries that were annexed prior to the new annexation law which was enacted in 2001.

Mayor McPherson: 2002.

Mr. Beougher: Okay. When we do an expedited annexation which is what we've done most often since that date, since the new annexation law took effect, it contains an agreement that we will not conform boundaries on those properties. But, and we've been advised by the City Attorney that we can only annex if we create a township. But the more I read, the more I see that we could conform boundaries and have no township similar to the situation that is in old Lima Township that was annexed into the City of Reynoldsburg prior to the merger with the City of Pataskala.

Mrs. Newman: Well if the city surrounds the township, can we not you know, just dissolve the township? Or have it dissolved?

Mr. Beougher: Well we would, the legal action would be to conform the boundaries of the Township of Etna to the boundaries of the City of Reynoldsburg. And exclude the township from the incorporated areas to the extent legally possible. And that's certainly, I mean, you know, if the JEDZ passes then maybe we take our money back. Or maybe we do it any way. But what I'd like to send forward to Council is a resolution advising our voting residents, encouraging them to vote against the agreement. Is that the right ballot language against the agreement with the City of Newark? And I'll make that in the form of a motion. And that will be a resolution of expression. Mr. Clemens.

Mr. Clemens: And I agree with everything that was said. And that's fine and everything's said and done. Except for one thing. We get very little publication. And the residents, very few of them really read our local papers. And I think if it's going to be done, and if you're going to put it in the newspaper, I think the city should possibly even have an ad, paid ad, expressing our concern in the newspapers that go into Etna Township. Because they also come to our section. But just a little blurb in the newspaper that we passed a little ordinance, or a little resolution, that maybe don't even get any follow up on, isn't going to help us a bit. And if we're going to do something, I have no problem expending city money on something that's important to the city. But I agree with everything that's been said but you know, we've said this before. Back and forth to each other. Now we've been sitting here for half an hour saying things that we all know. And there's nobody out here that's going to vote on it. Maybe one person, two persons. That's what I said, one or two people.

Mr. Beougher: Right.

Mr. Hills: I think there's two people in the audience. Now we've got four.

Mr. Clemens: We've got to get it across. The point is, getting it across to the people that's going to vote. That's what we've got to do.

Mr. Beougher: I understand your point Mr. Clemens, and I think there's a legal issue involved, and I think Mr. Hills will address it.

Mr. Hills: No. I'm not going to. I left my City Attorney _____.

Mr. Beougher: Okay.

Mr. Clemens: Even at that, there's nothing wrong with some of us getting together. I have no problem spending a little bit of money in passing something out. You know, that's easily done. We do it during elections. I mean, we can get stuff out.

Mr. Hills: Let me suggest if I could, and it's why we're sitting here and Mr. Clemens, you're absolutely right. Those people that need to know, may not know from just putting it in the paper. There's absolutely no doubt about that. But, let me tell you, that I believe Etna Township, that certainly is their plan. There are 10 precincts. Five, that are in Reynoldsburg. Five, that are not. The nots, all they have to do is go vote, and it doesn't make any difference what you do in Reynoldsburg. So the matter is getting the people that are going to be affected, who do affect our city, out to vote. Now I would certainly suggest, I don't know, and I would be happy to have the City Attorney tell us what we can or cannot do along those lines. But, I believe there are precinct people within those precincts that are in Reynoldsburg that are some times actively involved. And they're precinct people of both parties. This isn't a party issue. And certainly, I think that those people who are politically inclined, and I don't like to talk politics from up here, but it's about time the phone calls got made to each of those people. What are we going to do to keep the people informed? Informing is from here to make us, I think we need to take action to be sure the public is aware. And you're right. We have the papers that they may or may not read. But there's nothing to keep people who have a concern that are residents and living there. Because that's the precinct people who live in that area that may have a desire to be assistive of informing. Because I think if the public is informed, you may, you're just going to pay money to another city. I don't think they'll vote for it. But why you're not hearing anything about it, is simply because Mr. Burkholder and others don't want the City of Reynoldsburg coming out to vote.

Mr. Beougher: Well, and it appears in The Standard, two weeks ago, and the opening line is, "When is the tax not a tax?" So I'm not sure how that works. But certainly, we could do with some good press. And Mr. Clemens, I think there is a problem with us expending city money to influence an election but, that doesn't mean that we can't all get together and pass out flyers or something like that. So, the motion is to send a resolution of expression forward to Council next week for passage asking our residents to please vote in the August 2 election, and to vote against the agreement between Newark and Etna Township. Mr. Stearns with the second. Any further discussion? (No response). Hearing and seeing none, all in favor of the motion, please signify by saying aye. (All voted "Aye"). All opposed? (No response). Motion carries. And I think this is the longest meeting I've had for a while.

We will adjourn at 8:19.

Community Development Committee

- - -Nancy C. Frazier, Clerk of Council

July 18, 2005

(Transcribed - Susie Smith)

SAFETY COMMITTEE MEETING MINUTES

JULY 18, 2005

Members of Safety Committee present: Mel Clemens, Brett Baxter, Ron Stake, Preston Stearns. Other members of Council present: Eric Gilbert, Antoinette Newman, Lane J. Beougher, Council President William L. Hills.

Mr. Clemens: I'd like to call the Safety Committee meeting to order at 8:20.

The first item on the agenda is the approval of the minutes of the July 5, 2005 Safety Committee meeting. Do I have any additions or deletions? (No response). If not, they'll stand approved.

The next item, approval of the agenda. I have two things I'd like to add to the agenda. I'd like to add as 3a, the update on the 2005 Street Program. And 3b, I have a speaker slip. Mrs. Shirley Archer. Are there any other additions or deletions to the agenda this evening? (No response). If not, I'd like to take a vote on adding these to the agenda. All in favor, say aye. (All voted "Aye"). Opposed? (No response). Thank you.

3a, Mayor, I'd like to, this is something that had been brought up and I thought I'd bring it up this evening. Do we have any update, or do we plan on having the 2005 Street Program? Do you happen to know or anything like that?

Mayor McPherson: Well, I can give you an update next week. But basically, we are going to have a Street Program, but it's going to be very modified from what we turned into you earlier. We're going to try and carry most of the money over to next year. In going out and looking at many of the streets that we had under the Street Program, we found that we probably didn't need to spend the money on them. There's going to be some crack sealing and some things like that that we're going to bring forward. But being this late in the year, we think it's going to be better to move the Street Program into next year and re-evaluate some of the streets that we've included. So by next week, we should have to you a list of what we're going to propose that we do this year, and what we want to carry over into next year.

Mr. Clemens: I would agree with you on to hold it down and not get into too much concrete work and pavement such as that. Because it'll be a late bid and we might not get it done. It probably would be better off to carry it over into next year and just take care of maybe a few of our major projects that you know, if you have something really, that you feel needs to be done in the street.

Mayor McPherson: Yeah. Necessary things, we're going to bring forward, and the rest, we're going to move over to next year.

Mr. Clemens: Are there any questions from the committee to Mayor McPherson on this subject? (No response). Members of Council? (No response). Thank you, Mayor.

3b, I have a speaker. Shirley Archer.

Ms. Archer: Shirley Archer. I'm here to talk to the Council. As I understand, this is the direction that we have to go. Talking about the smoking, the no ban. If it has been brought up here, or if this would be the first time to be brought up here, that it could be discussed and maybe proposed. As I said, I don't know the format, I don't know all of how to get this started, but I would like to get it started. And a lot of other cities have done the no smoking ban. Strictly for health purposes. I noticed there's no smoking here in this building. So why isn't it in all buildings for health purposes? So my question is, is this the place to get started?

Mr. Clemens: Yes, Mrs. Archer, it is.

Ms. Archer: I'm sorry?

Mr. Clemens: It is the place to get started if a member of Council would like to put it on the committee. And so far, there's been no desire to. And I think probably because of the way it's being handled through the state. I believe the state is going to have it on the ballot if I'm not mistaking. And I think they're going to have it on the ballot for everybody to vote on. And I suppose they have a plan laid out, and I suppose the legislature has a plan laid out. I don't know. But it is something that, if anybody desires to put it on the committee for discussion, certainly could be.

Ms. Archer: I appreciate that. That all I need to do?

Mr. Stearns: Mr. Clemens.

Mr. Clemens: Mr. Stearns.

Mr. Stearns: Yes. Thank you, Mr. Clemens. Mrs. Archer approached me this evening and I thought maybe she would find out the proper way to do it. I think we can have some discussion a little later on. We can find out exactly what the state is going to do. And if there's no action on that since you approached me, I would be willing to put it on the discussion, for discussion to see how the you know, reaction would be and if it could be passed through Council and the citizens of Reynoldsburg would be receptive to that. So are you willing to let us find out exactly what's going to happen with the state on that, and see just how that goes? And then if you don't get the

satisfactory there, we maybe can bring it before Council.

Ms. Archer: Okay. I appreciate it.

Mr. Stearns: Is that fine with you?

Ms. Archer: Yes. I understand there is a statewide now being signed. And I have signed that to get it statewide. But I'm not sure when that comes up. Does anyone know if that's in 2006?

Mr. Clemens: No. No I don't. That's something that they're working on. That's something that you'd have to check into. This is a subject like I said, Mr. Stearns and I've discussed it before. And if you want to work with him. I have no desire to put it on as the Chairman. Mr. Stearns' welcome to. Anybody's welcome to put anything they want to on my committee. So if you would like to work with Mr. Stearns, I'm sure it would be quite helpful for you.

Ms. Archer: Okay. Thank you.

Mr. Clemens: Thank you, Mrs. Archer. Appreciate it.

Next item on the agenda is the update on the Taylor Road project. We'd received some information from the Mayor this evening, and I think it's quite helpful for what we'd asked for. Or I think it's, I'm sorry, we'd received it from Mr. Parkinson. And it's quite helpful for what we ask. And I think these are the kind of reports we need. And I know that we've all, we have all these projects going and we lose site of them because we have so many other things going and we'd like to know when they start and when they anticipate to be bid out. And I do appreciate the reports that's been given this evening. As far as the Taylor Road Project, I think the report is quite well done and explains the situation. And if there's any questions from the committee to Mr. Parkinson on this, feel free to ask them. Are there any questions from Council? I'm sorry. Mr. Baxter.

Mr. Baxter: Yes. I just have one question. I read the first, the very first one, the Sanitary Sewer Extension at Taylor and Main.

Mr. Clemens: No. I'm sorry. That's not our committee.

Mr. Baxter: That's not the one you're going at?

Mr. Clemens: No. This is the Taylor Road Reconstruction Phase I.

Mr. Baxter: Okay. I'll pass on that then.

Mr. Clemens: And I appreciate it Dave, because I was curious when it was going to be bid out and when we could get it started. Because you know I've been a proponent of this. I want to get it kicked in and get going. And so I appreciate it. Are there any other questions from members of the committee or members of Council? Mr. Hills.

Mr. Hills: Mr. Clemens, if I could. And David, it just seems like this has been talked about and talked about and it was very late getting here. Is there some reason it took this long to do a million and a half dollar project? I mean, we bonded it based on, and I certainly am sure your estimate is within 2 or 3%. We turned around designs, they don't like to call it Streetscape II, but the second phase of the revitalization of Main Street was done in less time than Taylor Road. Were your hands tied? Or did you get tripped and fell in the ditch out there? Or what did we have?

Mr. Parkinson: It did take us a little longer than we had hoped to design it. There were a couple of minor issues. But I think we worked through those. We had hoped to have been advertising this a little bit sooner than this. But it's done now. Or it's approaching done. And we hope to have a real good project. We actually think not all good deeds go unpunished. But in this case, not a terrific outcome may result in some good. If we'd had tried to bid this back in the beginning of summer, my estimate, which would have been right on Mr. Hills, might have struggled a little bit. We think we're going to get better prices because we're going to give the contractor a little more lead time, a little more opportunity to mobilize. We're going to allow him to build a culvert at a time of year when it's really good time to build culverts. Stream flows are low, etc. And then we're going to allow him to begin the remainder of the project in earnest as his first project of the year. And those generally, those combination of events, generally get you the best price you can hope for. So we're not pleased that we're a little bit late getting this project to you. But we think you'll be pleased with the price that you get.

Mr. Hills: If I could follow up on that. Because I certainly appreciate the explanation. I would hope that as we come back from break, we get more of these explanations so we don't have to bring them all up at one time to ask the status. I've never been known for my tact in asking questions. But was this delayed at all by hoping that we may work in coordination with Etna Township on things that they committed to do and didn't do?

Mr. Parkinson: This had nothing to do with it.

Mr. Hills: I certainly appreciate that answer. I'd rather know that we didn't get it done timely for some other reason other than waiting on Etna. Because I think that every time we've tried to work with Etna it never was gone. And you ease my mind. I guess I don't mind being a little late going through as long as we're late waiting on something that wasn't going to happen.

Mr. Parkinson: The improvements that are occurring at Main and Taylor include Kroger, include Taylor Road widening, include a Main Street widening, include CVS, include a sanitary sewer and CVS. I think there's three separate plan sets and four separate engineers. Without getting too detailed, everybody was on a different coordinate system. Everybody was on a different datum in getting things to line up and work so that when our curb matched _____ curb, it would not do one of these things. And we worked harder at that than we anticipated, or that we really should have had to. And that led to a lot of....

Mr. Hills: It's been a good year for EMH&T out in that area though, hadn't it? With all these projects. We won't need to go there.

Mr. Parkinson: Let me touch on just one other item that you mentioned. Director Reichard is now demanding of us that we produce something along these lines on a more regular basis. And I anticipate something like this coming out on at least a monthly basis. I anticipate that the director will keep you much more informed than we've been doing so recently.

Mr. Hills: Thank you.

Mr. Clemens: Mr. Baxter.

Mr. Baxter: Just one other question. And it deals with this type of report. And these are I guess, hot projects. Do we have a list of all the ones that are opened up with EMH&T and know what they are, and time frames, and when to expect them back? I'm sure Director Reichard does.

Mr. Parkinson: I would hope that the director would. Certainly I do. And there aren't many more other ongoing at the moment. We have, we're trying to move some streams so they don't wash our manholes away. We're working on the bike path relocation and we're approaching completion of that project.

Mr. Baxter: I wasn't meaning for you to go through it right now because I'm trying to stay focused on the Taylor Road.

Mr. Parkinson: That will be the next step of this. As we have this, we can build on this next month and we can add those other projects that are not the hot project. And we can make a more complete document for you.

Mr. Baxter: Okay. Could it have possibly been the delay dealing with lessons learned from not taking the time the last time with Streetscape, that we learned to make sure we take time this time to give us a better estimate?

Mr. Parkinson: It's part of it.

Mr. Baxter: And I'm sure that's _____ the case. I appreciate you taking the time to get us better information. I'd rather get the right information a little bit later than a good guess and find out later that we were way off. So, thank you.

Mr. Clemens: And Dave, I realize, you know, in September some time after the bid opening and so forth, and I realize this will probably be a closed road project. If I'm not mistaken, you'll probably close the road.

Mr. Parkinson: Yes it will.

Mr. Clemens: I think we should start getting out some information on what the detour routes will be so Council will get a chance to take all the complaints that are going to come in ahead of time. Then we'll be able to have some answers to give the public why that we'll be using this street or that street. And build them up a little bit before we shove all the traffic off on to one other street.

And you don't have to give me the street now and I understand.

Mr. Parkinson: I'll just tell you that these boxes, the box culverts, are generally a 4 to 6 week lead time. And so we'll be able to have signs up, and notices, and get the word out. We'll have at least a month.

Mr. Clemens: Okay. Because I think that's important to let the people know far ahead of time. Thank you, Dave. I appreciate it on that. Are there any comments from other members of Council? Mr. Beougher.

Mr. Beougher: Thank you, Chairman Clemens. And this is kind of a follow up to Mr. Hills, and it's also related to the discussion in my committee, David. When we authorized the engineering for this project, you and I had a conversation, and you indicated that preliminary engineering would have to be completed for basically all of Taylor Road in order to do the construction documents for the portion within the City of Reynoldsburg. And I had a cup of coffee, bought Paul George a cup of coffee at the Flying J right after that conversation, and I related that information to him and told him that you know, if Etna is truly interested in fixing Taylor Road, they could probably get their engineering at a reasonable rate if they talked to you. Mrs. Keefer, what would you like to share with the rest of the class?

Mayor McPherson: Reasonable rate?

Mr. Beougher: Any way, the question I have, and seeing in The Standard that Taylor Road may be one of the projects they undertake with the additional tax revenue. Have you had any conversations with any representatives of the Etna Township Trustees, or Etna Township in general?

Mr. Parkinson: We have not.

Mr. Beougher: Thank you. Thank you, Chairman Clemens. Thank you.

Mr. Clemens: Thank you, Mr. Beougher. Any other members of Council? (No response). If not, we'll move on to the next item.

Item number 5, update on Revitalization of Main Street, Phase II. You gave us a project break down on when it's to be started and so forth. I think that's what we'd like to know, and keeping us in the process helps.

Mr. Parkinson: I wish I would have had a little more information for you. We're right in that awkward period where we've got the contracts over the contract of the sign. He hasn't got them signed yet. So we haven't got them back. We haven't scheduled the pre-con yet but we want to get that scheduled as soon as possible. Our goal is to get it done next week. Right after that, we want to have a business meeting. So we have a lot of things that we're kind of working toward at the moment. We're just in that little lull before the storm.

Mr. Clemens: Okay. That sounds good. And the way you're kind of anticipating, construction

July 30? Begin?

Mr. Parkinson: That's our goal to get in. I see no reason why we can't get this started.

Mr. Clemens: Are there any questions on this project from members of the committee for Mr. Parkinson? Mr. Baxter.

Mr. Baxter: Just one quick question. Now that we've seen this move on and on in time, we have an idea about end dates on this?

Mr. Parkinson: We are still targeted for the end of '06 for completion of this portion of the Streetscape Project.

Mr. Baxter: Okay. Thank you.

Mr. Clemens: Other members of the committee? Mr. Stake.

Mr. Stake: Thank you, Chairman Clemens. Mr. Parkinson, is everything on track with the utility companies?

Mr. Parkinson: We are still negotiating, discussing issues with the utility companies. But those are more, as I understand, related to the utility ordinance. There is not so much an issue of, where you're going to go, when you're going to go, things of that nature. But it's still working out the details. I believe there's a meeting this Friday as well. So we're, we think we're in a pretty good position. They're not going to hold us up.

Mr. Stake: Okay. Thank you.

Mr. Clemens: You actually think then that we're not going to be held up by the utilities? I mean, when you say go, they're going to go? Or, they're not even going to show up? I mean, that's a big point in this. I mean, I understand that part. You do too.

Mr. Parkinson: Utilities in every project, even going back to Taylor Road could be something that has to be managed and worked through. And Streetscape II is no exception. But we are on it. We've been on it. We've been engaged with them for a year now. It comes as no surprise to them. Most have worked up their relocation plans. One is thinking to abandon the corridor and go into alleys behind Main Street as opposed to going underground. So they're all moving towards a solution.

Mr. Clemens: And Mayor probably could answer this better. Because you know, we are in the process, we have hired legal aid on this subject. Is it moving along, Bob?

Mayor McPherson: Yeah. We're meeting on a regular basis with the law firm that John Bentine's with. And as a matter of fact, I think the meeting Friday is also with Mr. Bentine, Safety/Service Director. We've gotten the forms drafted. We've got several preliminary forms that the

ordinance requires. We have given notice to the utilities and we are moving forward, and we would anticipate at this point that it's not going to interfere with construction aspect of it.

Mr. Clemens: Are there any other questions? Yes, Mr. Gilbert.

Mr. Gilbert: Thank you, Mr. Clemens. Are we looking at burying the utilities with the improvements on Taylor?

Mr. Parkinson: No. We are not.

Mr. Clemens: That brings up the subject. We're not going to bury the lighting system and so forth?

Mr. Parkinson: Well, the street lights we'll all use underground. But there's two pole lines I believe. One on each side of the road. And we are not touching the pole line.

Mr. Gilbert: Are we looking at the decorative lights as we've done, as we changed our code to have, are we looking at the big cobras?

Mr. Parkinson: No. I believe we selected the cobra lighting consistent with the lights that are on the north side of Main Street. It's more of a commercial, I know it's residential, but it's a major thoroughfare. Or a major arterial on your thoroughfare plan which we felt lend itself to the cobra lights.

Mr. Gilbert: I didn't know if the new lights on Main Street with the Streetscape Revitalization were consistent with something we might be able to put on Taylor whether it's north or south. I see what you're saying.

Mr. Parkinson: They are.

Mr. Gilbert: Those are on the north side and you maintain that.

Mr. Parkinson: The lights that we're using along Main Street are part of the Streetscape standards that were established for the Major Commercial Corridors. Taylor Road outside of the Main Street Corridor doesn't fall in that classification. So we felt that the goal of Council was to create an image. And we didn't laterally want to extend that image.

Mr. Gilbert: That's fine. I just was curious what was going there. Thank you.

Mr. Clemens: Thank you, Mr. Gilbert. Are there any other questions from members of Council? Mr. Baxter.

Mr. Baxter: Just a confusing point. I hear that it's not going to delay the project by waiting on utility decisions. But isn't the first part of this project to put the duct bank in for the purpose of laying down the utilities? So if they decide for example, to move to the alley behind, haven't we

just put a duct bank in for no reason?

Mr. Parkinson: Well, the people that are thinking of abandoning the road are the cable companies who can service from the rear. The electric company's going in the duct bank. We're putting the duct bank in. The electric companies go in it. That's a given.

Mr. Baxter: Okay.

Mr. Parkinson: That's a given.

Mr. Baxter: Okay. That's what I wanted to make sure. Alright. I made an assumption that when the direction was to move, they're going to, everybody....

Mr. Parkinson: Not everybody.

Mr. Baxter: Okay. Thank you.

Mr. Clemens: Mr. Hills.

Mr. Hills: And I'm not sure if this is Bob or David but, when you say that we have noticed the utilities, there's a couple of different notices. One is that we are getting ready to revitalize and take our utilities underground. And the second was in the new utility ordinance. And I'm assuming that when you say we have notice to utilities, it's the one that we are starting our project and you're going to be a player in our project so that, because we did bond monies that what we're anticipating that potentially could be utility cost. And I'm glad to hear that we're still talking to the utilities and we haven't pulled that second trigger, I'm assuming.

Mayor McPherson: We have notified them pursuant to the ordinance that not only are we starting the project, but we have given them a tentative date as to when they need to move their utilities.

Mr. Parkinson: The date being, when we anticipate the duct work being completed.

Mayor McPherson: Correct. We're way ahead of what you think we are. We're actually in the ordinance phase that City Council passed.

Mr. Hills: I think David knows the part that I'm thinking about is that we're still, the cost part is still being discussed I take it.

Mayor McPherson: Yeah. The cost part of it will probably continue to be discussed for quite some time. But all notifications that are required by our ordinance have been given out.

Mr. Hills: And that's what I was trying to clarify. Because the last thing is that, you'll notice, at your expense. And I think that's what we need to be cautious when that trigger, when and if it is pulled. So I appreciate that it is the process of the construction project moving forward notice. Thank you.

Mr. Clemens: If you do have a problem on this, you will come to us, won't you Dave or Mayor?

Mayor McPherson: Nope.

Mr. Clemens: If you do give the date and they don't show up, we'd kind of like to know.

Mayor McPherson: Rest assured. If we have a problem, we're going to have to come to you probably for money or something.

Mr. Clemens: I don't want you leaving town and we've got to look for you.

Mayor McPherson: Yeah. And I can even give you a time line on when we're going to know one way or another. You know, you're dealing with a large group of attorneys. Not only ours, but AEP's and all the others. And they get in a room and you know, attorneys love to hear themselves talk. So they just talk and talk and talk. And when it's all over you think, I wonder if we accomplished anything. And then you just kind of leave the room and you read your notes and you know you think, maybe we did and maybe we didn't. And then you schedule another meeting. So this could go on for a long, long time. And you know, we'll just continue to....

Mr. Hills: Excuse me Mayor, but that architect talks much more than this attorney.

Mayor McPherson: But he had something to say.

Mr. Clemens: What did you say Attorney Hills?

Mayor McPherson: We'll let you know.

Mr. Gilbert: Mr. Lowis was always more tactful. He would always ask Mr. Hills if he was paid by the word or the hour.

Mayor McPherson: Well there you go.

Mr. Clemens: Alright. I appreciate it Dave. Mr. Beougher.

Mr. Beougher: Thank you Chairman Clemens. I would point out that I don't require a court recorder to record every word to play it back. I take my own notes.

Mr. Clemens: That's why we don't understand them.

Mr. Beougher: And I draw pictures too.

Mr. Clemens: Alright. Thank you Dave. Next item on the agenda is liquor permit request, new, LisaLand, Inc., 1371 S. Hentz Drive, Reynoldsburg, Ohio 43068. Lieutenant.

Lt. Nuesse: Their liquor permit was denied by the Ohio Division of Liquor Control due to them being under age. Under 21.

Mr. Clemens: So we don't have to worry about that one. Thank you.

Lt. Nuesse: That was an easy one.

Mr. Clemens: Next item...

Mr. Baxter: Can we anticipate that they come back?

Lt. Nuesse: Possibly.

Mr. Gilbert: On their birthday?

Lt. Nuesse: That's going to be 2 or 3 years out.

Mr. Clemens: Let me jump item 7 just for a second. We'll go to item 8 since the Lieutenant's here and we'll get this one out of the way. Discussion, liquor permit request, transfer from Kaycleen Inc. dba Sams Mart to Shahzad Azmat dba Sams Foodmart & Cleaners, 7151 E. Main St., Reynoldsburg, Ohio 43068.

Lt. Nuesse: Yes. On that one, we don't recommend an appeal.

Mr. Clemens: You don't recommend an appeal?

Lt. Nuesse: It's fine. Yes.

Mr. Clemens: Then we'll let it go and stand as is if there's no comment from committee.

Mrs. Frazier: Mr. Clemens.

Mr. Clemens: Yes.

Mrs. Frazier: On the LisaLand, does that form have to be returned with any comment at all from us?

Lt. Nuesse: I'm not certain on that. I don't know.

Mr. Clemens: Could you find out and let us know?

Lt. Nuesse: I certainly can find out and let you know.

Mr. Clemens: Let the Clerk know. Next item, item number 7, Discussion, Request adoption of NIMS (National Incident Management System). Lieutenant.

Lt. Nuesse: Chief Miller's proposing a resolution on this. The National Incident Management System is something that the Homeland Security dollars are going to be tied to the local and state agencies for grants. There's a training that's recommended that all City Administrators, Police, Fire, Street Department, and Water Department attend. My understanding is, we are sending two people in-house to that training so that we can provide that to the city at no extra cost. The purpose of this is, is the more people that we have trained and are on the same page for domestic preparedness, then the higher percentage of grant dollars we would be eligible to receive. They want everyone speaking the same language when it comes to what to do in a domestic crisis. Whether it's emergency or whether it's terrorist incident. That's the purpose of bringing this to Council.

Mr. Clemens: Are there any discussions on this subject? (No response). I know the Chief had discussed it with us once before. From the committee? (No response). Members of Council? Mr. Beougher.

Mr. Beougher: Question. All first responders, that would include both police and fire responders I believe.

Lt. Nuesse: That is correct.

Mr. Beougher: Okay. So this is something that we should be looking at over in West Licking.

Lt. Nuesse: Yes.

Mr. Clemens: Mrs. Frazier, does this take a resolutions or does this take an ordinance?

Mrs. Frazier: Yes. A resolution.

Mr. Clemens: Resolution. Okay. Are there any questions from members of, Mr. Baxter.

Mr. Baxter: The resolution, what will it be asking for? To give authorization to send people to training? Or just to adopt this method of NIMS to be the...

Mayor McPherson: It's a request for adoption of the NIMS system. And then it also goes on, if you read on the legislative request, we're then also directing that all these responders become certified. So basically, everybody in our administration that needs to be certified, must become certified. You know, it's recommended, all elected officials, if you read through the attached documents, that all elected officials also be certified. And this request is to adopt the National Incident Management System that we're required to....

Mr. Baxter: Okay. Mayor, if I could follow up please. _____ system, I hear electronics, I hear applications. When you say system, what do you mean by system? Because when I looked at it, it was more like a program.

Mayor McPherson: Well, this is the terminology that they use in this. So if you just, we just use their terminology. But as you read through it, that's what they refer to it as.

Mr. Baxter: Alright. Thank you.

Mayor McPherson: And it is a, they've created a system for first responders. And that's the system that they want us to adopt.

Mr. Clemens: Mr. Stake.

Mr. Stake: Thank you, Mr. Clemens. Mr. Baxter, if you look, the last two pages attached to the legislative request, there's a sample resolution in there. And it spells out, I guess that's what we would be using. Correct?

Mayor McPherson: As a sample. Correct. And Mrs. Frazier then could modify it. But, pretty typically, that's the way I think it'll end up. Nancy, is that accurate?

Mrs. Frazier: That's correct.

Mr. Clemens: Mayor, could you, Chief, get with Mrs. Frazier and work at whatever resolution out you want Monday night? And have it in our packet?

Mayor McPherson: No problem. We can do that.

Mr. Clemens: Are there any other questions pertaining to this subject from members of the committee or members of Council? (No response). If not, I'd like to make a motion that we move this on to Council for adoption. Do I have a second? Second from Mr. Baxter. All in favor, say aye. (All voted "Aye"). Opposed? (No response). Thank you.

Next item on the agenda, ORDINANCE AUTHORIZING MAYOR TO PURCHASE ONE TENNANT 6400 POWER SWEEPER, AND ONE 16' LOWBOY TILT TRAILER. It's had its second reading 7-11-05. Mr. Walsh.

Mr. Walsh: Thank you. I'm representing Director Reichard and Superintendent Larry Ward who couldn't be here this evening. We've addressed some of the issues and concerns that members had with this particular piece of equipment, and I was recently given another update that would hopefully address some other issues as well. There was an issue of using the Trash Fund, as they call it (Tape Change)

Mr. Clemens: You have changed funds and it explained to me also that with this, they can do cul de sac's, which they have a hard time doing with the street sweeper. And the more use you can do with it, and that's what's been my problem was the fund we were taking it from and not getting the full use of it. And he's guaranteed me they will get the full use of it. So I would change my mind and support this since these issues have been corrected. One thing I did want to ask, 16 foot trailer, that's a pretty good size trailer for that, isn't it?

Mr. Walsh: Yes. And I believe it has a tool box on it as well. The trailer has to be of a certain size and weight to handle the weight of the sweeper. This is the trailer that was recommended by Tennant.

Mr. Clemens: In other words, they don't have, the company didn't have a trailer for this?

Mr. Walsh: Tennant doesn't make a trailer. This is the type they use when they take, this is the type of trailer they use to take their equipment around with.

Mr. Clemens: I was just going to say, it's a pretty good size, 16 foot.

Mr. Gilbert: The memo said 16 inches I think.

Mr. Clemens: 16 inches. Now that's different then.

Mr. Gilbert: The Assistant Clerk could correct that.

Mr. Clemens: Yeah. I'd rather have one that's going to fit.

Mayor McPherson: It's going to have a 16 foot _____.

Mr. Clemens: I'd rather have one that at least it's going to get up on. I don't think 16 inches, it'll get up on that one.

Mr. Walsh: Probably not.

Mr. Clemens. Are there any other questions in the committee for Paul pertaining to this subject?
Mr. Baxter.

Mr. Baxter: Just a comment. I guess old dogs can change their spots. So we're glad to see you joining aboard here. Because I also agree with you. The cul de sac's are difficult for them to get to. And there's some areas in our parks, specifically in the parking lots, just out back here, that I think that we could have some real improvement with the sweeper. So, thank you.

Mr. Clemens: Well, one reason I did, I did walk the bike path, the new one down through there, and in the way, since the way they graded it, and since the mud does wash down on it quite a bit, that will be able to help on that. I mean, coming down Livingston Avenue. And I agree, if it's used, and used properly, I think it will work out. So, I'll support it. Are there any other? Mr. Hills.

Mr. Hills: Mr. Clemens, this is just a comment. And it's always good to be able to note some good work when it was done. And I would like to commend Amy Elwood, the Assistant Reynoldsburg City Attorney for receiving, asking for and receiving an answer from the Auditor's Office. And I'm not sure which Auditor's we all talked to but, I think she talked to one that we needed to have in writing. So I appreciate your efforts. Thank you.

Mr. Clemens: Mrs. Newman.

Mrs. Newman: I would just like to say that old dogs sometimes can learn new tricks. And leopards never change their spots. But Mr. Baxter always mixes his metaphors. Sorry, Brett.

Mr. Clemens: Don't tell my wife I learned new tricks. Alright. Any other questions from members of Council and members of the committee? Mr. Beougher.

Mr. Beougher: I'm sorry, I was just laughing hysterically at Mrs. Newman.

Mr. Clemens: Okay. Mr. Baxter, would you like to make a motion?

Mr. Baxter: Yes. I would like to make a motion that we send this on to Council with a recommendation for approval.

Mr. Clemens: Second? Do I have a second? Second by Mr. Stearns. All in favor, say aye. (All voted "Aye"). Opposed? (No response). Thank you, Paul.

Next ordinance....

Mr. Gilbert: Mr. Clemens, sorry to interrupt. Mrs. Frazier had indicated that it needs to go to Finance.

Mr. Clemens: We'll send this on to Finance too. I guess we should have some money to buy it. I mean, if we want to send it around.

Next ordinance, ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: Section 371.06 "Use Of Highway For Soliciting; Riding On Outside Of Vehicles" OF CHAPTER 371 Pedestrians. Any how, second reading 7-11-05. This has been to Council and been back, and I'd like to send it to Council for its third reading for adoption. Do I have a second? Second by Mr. Baxter. All in favor, say aye. (All voted "Aye"). Opposed? (No response).

That ends the meeting at 8:58.

Safety Committee

- - -Nancy C. Frazier, Clerk of Council

July 18, 2005

(Transcribed - Susie Smith)

SERVICE COMMITTEE MEETING MINUTES

JULY 18, 2005

Members of Service Committee present: Eric Gilbert, Antoinette Newman, Brett Baxter.

Other members of Council present: Mel Clemens, Lane J. Beougher, Ron Stake, Preston Stearns, Council President William L. Hills.

Mr. Gilbert: I'll call the Service Committee meeting to order at 8:58.

The second item on the agenda is the approval of the minutes of the July 5 meeting. Are there any additions or deletions to those minutes? (No response). None being heard, they will stand.

Item number 3 is the approval of the agenda. I have no changes to the agenda this evening. Are there any additions or deletions to the agenda from the other members of Service? (No response). None being heard, the agenda will stand approved.

Item number 4 is an update on the Sanitary Sewer Extension Project at Taylor and Main. I was requested to add this to the agenda by the President. And Mr. Parkinson, if you could give us an update on this project.

Mr. Parkinson: Okay. This one is at the top of page 1. We worked at Kroger's construction

manager to bid out 470 feet of sewer. He asked three contractors. And I believe one was the contractor that built the sewer to Kroger from the back. And you can see the prices. They were not very favorable. We had talked to two of the contractors and got some feedback as to what concerned them. You can see that in there. We forwarded the plans, our method of construction, was to go from the service down. Basically, open cut construction. Typical sanitary sewer. When you get deep, and this one gets deep through a portion of the project, sometimes that adds up to the cost pretty heavily. We sent our plans to a contractor that actually bores pipes through the ground. And we're waiting to hear back from him as to what he thinks the budget would be to take that approach to building the sewer. That's how we would have built the sewer, or are going to build the sewer when we punch it under Main Street anyway so that we don't have to open cut across the highway. So we're going to evaluate that aspect and see where we are and where we think the best way to proceed from here is.

Mr. Gilbert: Okay. And the comparison that you had with CVS was striking.

Mr. Parkinson: It was striking. And in fact, we relied on CVS a little bit for our structuring of our estimate. And you can see, we were almost twice in our estimate what CVS was. And we took some accountability of the fact that we weren't building as much sewer as they were. And the fact that it was a little deeper. We're a little over 20, they're a little under 20 for the most part. And then when they got on their site, they could do pretty much anything they darn well please. So they had some advantages we didn't quite have. But still, I thought doubling the estimate was more than adequate to get this project done. The contractors just see a lot of risk in a 470 foot project apparently that I didn't see in formulating the estimate.

Mr. Gilbert: So we'll look at the boring estimate when it gets back and ultimately it's possible if the price is not right, we would not move forward.

Mr. Parkinson: That's quite possible.

Mr. Gilbert: With the price, or with the project. Does this raise any questions for Mr. Parkinson from members of Service? (No response). Other members of Council at this point? (No response). Can you give us an update when we get back from the break as far as where things stand?

Mr. Parkinson: Oh, absolutely. Yeah.

Mr. Gilbert: I'd say at the first Service Committee meeting. Then what I'll do is, I'll just hold that until the first committee meeting in September.

Item number 5 is an update for Mr. Clemens on the Bartlett Road Project which is included in your write up on the green sheet as well. Mr. Parkinson.

Mr. Parkinson: Pretty similar to Taylor Road. We're rapidly approaching completion of the plans. We're going to advertise very similarly to the Taylor Road Project and we hope to begin construction with Council's approval toward the end of September. And it's a little bit like

Taylor Road in that we're going to propose that we do the part across the park from Blacklick to Davidson. Do that in the fall here. Then we can button it up, seed it up, and then let the contractor go home for the holidays. Bring them back in the spring and then start tearing the roads in the spring as we take it all the way up to the affected corner. And then that way, we don't have roads torn up through the neighborhood all winter long. We could, we're assured of getting the work done across the park so that when the spring does come, it has the full, the restoration can take the full benefit of the spring and we can get some maximum enjoyment of that. We think it works pretty well. So we're looking forward to getting that out.

Mr. Gilbert: Mr. Clemens, any questions or comments?

Mr. Clemens: Yeah. And thanks, Dave. I appreciate that. Because I know, I've been contacted by some people who would appreciate to know when it's going to start and when the road will be tore up and so forth. Just one question, and I had brought this up before. Through the parks, going to be underground. All underground. Correct?

Mr. Parkinson: Yes.

Mr. Clemens: Clear to the creek?

Mr. Parkinson: Yes.

Mr. Clemens: Okay. And I had brought this up before, whether you would have thought about it. When it gets close to the creek, if you're going to turn it to the south. And the only reason I bring this up, the ones I've seen that go straight into it, seemed when the creek rises, they back up. It causes a two level deal. And I didn't know whether you're going to make a slight turn and let it go with the flow of the creek.

Mr. Parkinson: I haven't seen the details of the discharge piping to know. I'll take a look at that. By turning the outlet, really doesn't help us from the problem that you just indicated. But one thing that it can do, sometimes when a discharge is coming into a creek at a high velocity, it'll go across the creek and it'll scour out the other side. I don't think we have that problem here because one, it's pretty flat across the park. So I don't think we're going to be generating a lot of velocity into it's a pretty wide creek. So I don't see just standing here, the benefit of that. But if it can easily be accomplished, _____.

Mr. Clemens: No. I was just curious. I mean, I've seen it happen before.

Mr. Parkinson: But most of the time again, it's done so that the scour velocity is put for in the direction away from what it might damage.

Mr. Clemens: I do appreciate, I thank you Eric for putting it on there. Because it's something that I know that the residents there will be glad to see it started and be glad to see it started in the spring and not be tore up all winter. So I do appreciate that. Thank you.

Mr. Gilbert: Will we be looking at proposal in terms of how to finance this come September?

Mr. Parkinson: Yes.

Mr. Gilbert: Okay.

Mr. Parkinson: I can do that.

Mr. Gilbert: I know there were some ideas being kicked around whether to, the Storm Water Utility Fund is sort of the pinwheel no matter what route that we go. I know you're making some determinations on that.

Mr. Parkinson: Yeah. As you may recall, the bike path is following a very similar completion schedule. And I think there was some talk about possibility of including both within a bond package. If that's the method taking.

Mr. Gilbert: Right. Okay. Thank you. Mr. Beougher.

Mr. Beougher: Thank you, Chairman Gilbert. David, what is the duration of each of the phases? Do you have a feel for that?

Mr. Parkinson: No, I don't.

Mr. Beougher: I would assume from Phase II being in the spring, that that's probably a longer duration in your assessment.

Mr. Parkinson: I certainly believe it is. Because you're dealing with the streets and things of that nature and it's a lot longer portion of the project.

Mr. Beougher: And we probably don't have enough time yet this year, this construction season, to get that done.

Mr. Parkinson: My fear would be that the batch plant, the asphalt plants will close before we can finish the project. You can do a storm sewer year round. It's great winter work. But when you're dealing with the roadway on top of it, then it doesn't become such great winter work.

Mr. Beougher: Sure. And I understand going the lower part first and then you don't have any water flowing through. But I mean, if we have a storm event like we did last year, this year, you know, we would at least have a path for it to get down to the park and it can just go everywhere theoretically, mess up the construction.

Mr. Parkinson: We would have to give it some type of bubble up.

Mr. Beougher: It would just shoot straight up from the manhole. Right?

Mr. Parkinson: Right.

Mr. Beougher: We'd probably get our picture in The Dispatch. Okay. Thank you.

Mr. Gilbert: Thank you, Mr. Beougher. Other members of Council, questions or comments? (No response). None being heard, thank you for the update.

Item number 6 is an ORDINANCE ACCEPTING UNRECORDED GENERAL WARRANTY DEED (Reserves A and B, Woods at Reynoldsburg, Section 4, Part 2). I've held this item for several months in an attempt to allow Mr. Walsh to pursue the idea of the applicant, or the M/I Homes in allowing the homeowner's association to provide the maintenance and upkeep rather than having these reserves deeded over to the city. And we had finally contacted, reached the correct person to talk to. And unfortunately, at this point Mr. Walsh has informed me that M/I is requesting that this legislation move forward as is dictated by the final amended plat that has been approved by the city. However, there is an interest on M/I's part to look at some maintenance agreements if there's an interest on the part of the homeowners association which at this time, we don't know where the homeowners association would stand in terms of any type of a maintenance agreement. But none the less, with that being said, this is an item that has been approved on the final plat and needs to be moved forward at this point. Mr. Baxter.

Mr. Baxter: Just a quick question. With M/I and dealing with them within my own area, M/I was the one that initiates the homeowners association and contracts that work out. So it shouldn't be too much of a stretch to have an expectation to reach out to that association. More than likely, the same one that is doing ours at this point to have it...

Mr. Gilbert: Right. But I believe Mr. Walsh, at this point, they're above a 75% threshold to where M/I no longer handles your homeowners association. Is that correct?

Mr. Walsh: M/I is still handling the association. But they're getting ready to turn it over.

Mr. Gilbert: Okay. So it's definitely something you're going to pursue at least to see if there's an opportunity there.

Mr. Walsh: Right.

Mr. Gilbert: So we'll be looking into that. Any other questions or comments from members of Service? (No response). Other members of Council? (No response). Due to the nature of this having been held for 3 months, I would make a request that we move this forward with a rule suspension, a recommendation for adoption with a rule suspension. Do I have a second? Second by Mr. Baxter. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Item number 7 is an ORDINANCE AUTHORIZING ENGINEERING SERVICES BY E.M.H.&T FOR DEVELOPMENT OF AN IMPACT FEE PROGRAM FOR CITY SERVICES; and APPROPRIATING FUNDS THEREFORE. This item did receive some additional discussion at our last Service Committee meeting and there were a number of questions that the

members wanted to have addressed. I wanted to thank Mr. Parkinson for providing us with your e-mail and your attachment in regards to some of the issues that were raised by the other members. And I want to thank Ms. Keefer for being here this evening to answer any questions that the members might have in regards to this program. I'll open it up to discussion at this point. Any comment you'd like to make initially, then we can open up the questions? We'll just open up the questions to start with. Mr. Baxter.

Mr. Baxter: I'll kick it off if you don't mind Mr. Gilbert.

Mr. Gilbert: No. That's fine.

Mr. Baxter: The first question I have is in the execution of such event here. One of the things I'm looking at here, and I think we spoke about it earlier is, the different types of dwellings that could be put in from a single family unit to a condo of four units, or two units, or even eight in an apartment complex, or even larger with a commercial. Would you apply that to each type of, let's say, four times in a four way building? For example, like a condo with four units in it. Or would you do it over the whole unit?

Mrs. Keefer: That's one of the methodologies. One of the methodologies is to do it, establish essentially, an equivalent residential unit based on a single family home. And then condo's would be a certain percentage of that. That's one methodology that's available. Another is simply count of bedrooms. So it's, you know, _____ on the fact that if this dwelling unit has three bedrooms, it's likely to need this much of that service. Whether it be park, or police, whatever. Part of these _____ services you've received, is to look at a variety ways of implementing that and find the one that's best suited to the city. But that is one way of doing it.

Mr. Baxter: Okay. If I could follow up with that question.

Mr. Gilbert: Certainly. Go ahead.

Mr. Baxter: Does it matter the type of building that's put in? For example, if we have special housing, and we have quite a bit of that in the city, do we have the ability to have additional funds or requests out of that? Because we know the services that are going to be rendered to those types of areas are going to be greater. It will have a greater impact.

Mrs. Keefer: You can set it up that way. And that is the idea behind it. It is to make sure that you apportion the impact appropriately against whatever types of uses you're going to have. And that is included in the scope.

Mr. Gilbert: And I think our scope is in terms of parks, recreation, and police. Because we don't have our own fire department at this point. Any other questions, Mr. Baxter?

Mr. Baxter: Those are the first two I was thinking of. So I'll open it up for someone else.

Mr. Gilbert: Okay. Mrs. Newman, I know you had some questions at the last meeting. Any?

Mrs. Newman: No. I don't have any right now.

Mr. Gilbert: Okay. Mr. Beougher.

Mr. Beougher: Didn't give me a chance to raise my pencil. Thank you, Chairman Gilbert. Ms. Keefer, one of the discussion that we've had is, when the fees, the impact fees will be collected? And the obvious one is of the time a Building Permit is applied for. Another possibility, which I suggested was, maybe at the time of the issuance of the Certificate of Occupancy. We don't currently collect fees at that point. But I mean, is there a possibility? You know, I'm looking at how much of work is in the pipeline right now and trying to maximize our benefit if you will for those projects.

Mrs. Keefer: You can set when you collect whenever you want within that time line. What we would suggest as a part of, and what we're going to do as part of the scope of services, is to review how other communities do it in the State of Ohio. With the idea being that, lessons learned from others, we should build upon, and we obviously don't want this to have any kind of challenge to it in terms of legal. So again, not to keep going back to the scope of services but, where you want to collect that fee and the time line should be established once we know how much we would like to collect. The whole project, the whole scope of services should take eight weeks. Now I don't know how much in the City of Reynoldsburg is going to change in the next eight weeks from notice to proceed. If you think there's going to be a lot, then maybe we need to work much harder.

Mr. Gilbert: We'll be on recess so there won't be much damage.

Mrs. Keefer. Well there you go. So the time line is eight weeks. And that's fairly aggressive but I think that still affords you.

Mr. Gilbert: Mr. Parkinson didn't tell you three and a half?

Mrs. Keefer: Three and a half weeks?

Mr. Gilbert: We changed that. We changed that last week.

Mrs. Keefer: Really? He's so wonderful, isn't he?

Mr. Gilbert: We'll work with you.

Mrs. Keefer: Thank you.

Mr. Gilbert: I want to ask a real quick question, then we'll get to Mr. Clemens if that's alright. And I think Mrs. Newman had her hand up. In looking at your approach to this as opposed to, you mentioned other communities, there was some legal action in Pickerington with their, towards

their impact fees. And that all seemed, just in following the newspaper, that seemed to be, they were in a rush to implement them. Or maybe they didn't go through an appropriate study. What I guess, you said, this process is to avoid that. Can you give us a contrast to how we're approaching this and what occurred there that created those circumstances?

Mrs. Keefer: This is one of the few proposals that I've had the opportunity to assist Mr. Parkinson with that has had this many steps in it. I mean, we went to letter 'j' I think on certain steps to be succinct in what we were trying to do to identify the objectives very carefully. And the difference is, we know that we've got to establish a reasonable rationale for the fees that you want to charge. And it has to be open to a significant amount of scrutiny. So we've broken it down into almost minute tasks to make sure that at every step, there's a point where we say, does this make sense? Or does it not? It is not going to be a rushed process. And you can kind of follow along the process within the scope.

Mr. Gilbert: So it will be very clear to the developer in terms of how these were implemented, how the cost is justified, things of that nature?

Mrs. Keefer: Absolutely. If you look through any of the literature in the Home Builder's Association Magazines that are available throughout the United States, which is part of the research we did when we put together the scope, it came back to, again and again, we don't mind if this is the cost of doing business, as long as you can show us how you came up with that cost. So we feel that we will get a good buy-in of the people affected by this if we provide them the document that we're proposing.

Mr. Gilbert: Very well. Mr. Clemens.

Mr. Clemens: This is something we probably should have done years and years ago and I think we all know that. And then, I'm glad it's finally come to a head. The only question I would add, and I know that you're going to be bringing it back to us and so forth, you have to show what the use would be. It wouldn't be personnel, would it?

Mrs. Keefer: No.

Mr. Clemens: And I was going to say, because it couldn't be personnel because it wouldn't, we couldn't handle it that way.

Mrs. Keefer: Correct.

Mr. Clemens: I was just curious about that one item. Because I had something else as far as personnel's concerned.

Mrs. Keefer: It cannot be operation and maintenance because those funds are provided for through other city sources. So you are mostly looking at capital type projects, land acquisition, those auxiliary items.

Mr. Gilbert: Is, and then Mrs. Newman, is a vehicle a capital acquisition? Is that something that can be covered under an impact fee?

Mrs. Keefer: I think you could, and this could be of course, definitely researched, I think you can include that in the impact fee if you showed that for every 'x' number of residents for 'x' number of homes, 'x' number of bedrooms, you have to have 3 vehicles. And the minute that next home is built, you need a fourth vehicle. Yes, that's the kind of rationale that you would go through.

Mr. Gilbert: Okay. Mrs. Newman.

Mrs. Newman: Yes. I'm just curious. What do you do with this money until you actually spend it? I mean, can you divert that to other uses? Or do you have to put it in some sort of a holding account? Or what do you do with it?

Mrs. Keefer: You cannot divert it to other uses. The account has to be set up specifically for the end use.

Mrs. Newman: I mean, you're just going to put this money aside.

Mrs. Keefer: It does.

Mrs. Newman: Until you actually re-build of the police station or whatever.

Mrs. Keefer: Correct.

Mr. Gilbert: Can we create a scenario for Mrs. Newman? Like Mr. Walsh, we have 123 acre development with 300 new homes that requires some park land, or per our zoning. How do the fees work there to help Mr. Walsh cover that open space, or green space, or park land?

Mrs. Keefer: He would know that if he has that many homes coming into the city, and according to your level of service for parks, and that you try to provide 'x' acres per home, and for every 300 homes, let's say you need a 5 acre park. So we would figure out the cost of developing a 5 acre park, and it would be divided out over those 300 homes. Now he may have earmarked 5 acres that he wants to go out and get once his fund is large enough. And he could pull money from the fund in pieces. For example, he could go ahead, when there is sufficient funds to acquire the 5 acres. And then let's say a couple of years down the road when more homes have been absorbed into the City of Reynoldsburg, and buy the playground equipment and put up the pavilion, and run the drinking fountains. So he can draw off it as the level of service is required for the additional homes.

Mr. Gilbert: It's not necessarily that park on that 123 acres. It could be Civic Park.

Mrs. Keefer: It can be wherever. As long as it is not maintaining an existing facility.

Mr. Gilbert: Okay.

Mrs. Keefer: It would have to be something that would be required because you have added residents.

Mr. Gilbert: So you could make your restroom facility bigger.

Mrs. Keefer: Because you have added something to the city in terms of police. So you know, what you've got right now, establishes your level of service. And then if he wants to add to that, let's say we need some, 5 more soccer fields at Civic Park because we've got that many more kids entering the program. Yes. Then the impact fee could be used to work on getting 5 more soccer fields because they're not available now.

Mr. Gilbert: Very well. Mrs. Newman.

Mrs. Newman: One thing that worries me is, does this not almost create an obligation on our part to provide these things if we're going to charge up front when people buy their homes? I mean, some time down the road, somebody could say, well you haven't provided these 'x' number of soccer fields. You know, where are they? You know, you got the money for it, I want my soccer field. You know, has anybody looked at it that way? Or have there been any problems along those lines that people saying, well you charged us for this, now you're not really providing it. Or you didn't provide it soon enough, or something like this.

Mr. Gilbert: Mr. Beougher, do you want to respond to that?

Mr. Beougher: I would, Mr. Gilbert. If we have the money, we'll find a way to spend it.

Mrs. Keefer: I've never seen the money sit and pile up. I think Parks and Rec Directors are very good at spending it.

Mr. Beougher: And I would like the fund that these impact fees would go into to be similar to our Enterprise Funds. I mean, the Storm Water Fund sat around for many years before we started spending money from that. And Mr. Gilbert tried unsuccessfully to get a project going, and finally we have. So it would be a very similar situation.

Mr. Gilbert: Mr. Baxter and then Mr. Clemens.

Mr. Baxter: Quick question with the funds. Do we have the ability to draw from other funds and pay that fund back? So if we do find a piece of property that would make a nice park for Paul, and he doesn't have the funds to draw from it at that time, that could be earmarked to say we spent 'x' number of dollars. We need to replenish that with this fund when it becomes available. Is that something you can do?

Mrs. Keefer: I would have to do additional research on that. We would have to do that. I don't know where that would be a problem because it makes sense. But then again, so it would be something that we would need to address as part of the implementation.

Mr. Baxter: Alright. Very good. Thank you.

Mr. Gilbert: Mr. Stake.

Mr. Stake: Thank you, Chairman Gilbert. I just have a couple of questions. One, I think there's some legal ramifications that we might run into. And I'm wondering, what kind of legal counsel we're going to be getting with this?

Mrs. Keefer: Our scope of services definitely indicates in several places, that it should come through the city's legal counsel to make sure that we've met what he understands to be the requirements for the city. We will do everything we can to make sure that it's consistent with other impact fees in the State of Ohio that have been tried in true in terms of the courts where possible. But the final yes, saying that it is legal, will come from your legal counsel. That's not included as part of our scope of services.

Mr. Stake: So our City Attorney will let us know what we have is legal or not.

Mrs. Keefer: Correct.

Mr. Stake: And the other question I have, you talked about maybe leaving task 4 out, and I was just wondering what the Chairman was thinking about doing in regards to that. _____ task 4.

Mr. Gilbert: I think when we spoke last week, it was to go ahead with the full appropriation and then as they get into the project, if it looks as if we can omit that from the scope of services, the administration would notify us that they would be able to handle it themselves or through other venue. It is what we talked about.

Mr. Stake: So we'd be looking at \$40,600 then?

Mr. Gilbert: Correct.

Mr. Stake: Okay. Thank you.

Mr. Gilbert: Correct. Mr. Clemens.

Mr. Clemens: And like I said, I am in favor of working something out on this. There is one problem I do have. And it's probably because of my age I suppose. But it has to do with condo's. It has to do with single nesters. Senior citizens. And the way I look at it, we have people that are selling their homes and moving into a condo, the two of them. And they have paid for all their requirements in that home they've lived in all these years. They're developments of Reynoldsburg. They paid through by all their taxes. Then into their home usually comes a younger couple with 4 or 5 kids that's moving in free. It isn't going to cost them anything. There's not going to be anything to the city come off of that house. But it's going to come off the condo where it's a second home for the senior citizens. And that was the only thing that bothers me on putting condo's in on it. Because you're taking somebody that's sold their home and have

paid for all the improvements that we've did in the city of the years they've been there, moving into a condo, and then they're going to pay for other improvements for, and then you're going to have a family in and they maybe have a half a dozen kids that isn't going to, they're not going to pay anything because it doesn't apply to a resale. You understand what I mean?

Mrs. Keefer: I do understand what you're saying.

Mr. Clemens: I've seen that brought up in other communities.

Mrs. Keefer: I also hope it's clear that the introduction of condo's, the people who are going to reside in those condo's, still are going to get a benefit from the park. And there will still have to be, the city will still need to maintain a level of service based on either the number of residents or the number of bedrooms or whatever the methodology is. So if we add additional living space, there has to be additional park space. And that is why it is applied to the new space that has entered into the community.

Mr. Clemens: You better put a lot of wheel chair ramps in them parks then. At least that's an improvement. What I'm trying to say is, that those people will not be using the improvements that we're speaking of.

Mrs. Keefer: And when we go through the methodology, and do the assessment by the type of land use, whether it be single family, or condo's, or assisted residential living, or however we come about, that would be taken into account.

Mr. Gilbert: I think what we're doing is trying to find that balance. Because right now, the impact of the residential development is that of a couple moving into the condo's is, the cost is \$1.50 for the services for every dollar that they produce in revenue for the city. Or the young family that moves into the home that works outside of the city, their income tax goes to another local community and they don't, they're not paying for the services that are provided by other residents that pay income tax that work here in the city. And I think this is trying to strike that balance. I don't want to see us put senior citizens or things of that nature in an unfair economic situation. I think we'll be very sensitive to that.

Mr. Clemens: The reason I brought this up, it has happened in other communities. And this has been a problem in other communities that it was brought up about the impact fee. As a matter of fact, Delaware was one. So I mean, this has been a discussion. And that's one of the reasons I brought it up. Just to see how you'll handle it and see how you look into it.

Mrs. Keefer: And some of the research has just literally 10 categories of residential living when they're trying to apply an impact fee. To take into account that kind of what impact does that have versus a new home with 6 kids in it.

Mr. Gilbert: And we would be able to make that determination with what you bring back to us?

Mrs. Keefer: Yes.

Mr. Gilbert: As Council?

Mrs. Keefer: Yes. There will be a lot of numbers.

Mr. Gilbert: Very well. Mr. Beougher.

Mr. Beougher: Thank you, Chairman Gilbert. I would point out that on our Capital Improvements Plan for many years has been an addition to the Senior Citizens Center. And that would be an infrastructure arrangement that might be paid for by this fund.

Mrs. Keefer: If it is above and beyond what you have existing as a level of service now, yes.

Mr. Beougher: And I have a question regarding whether the fund, and you may not know the answer to this, and maybe something you address in your report. One of the things Mr. Walsh and I've talked about is planning money. He's interested in getting some money appropriated for planning of some of the undeveloped park land. Particularly the Linear Park between Taylor and Waggoner. Would planning money be able to be used out of this fund? And the ideas that once we do the master planning for the park, we can then go after grants to fund the development of the park.

Mrs. Keefer: If we can define planning in terms of planning that's required to maintain level of service, and planning that is required because we have new residents, or new development coming in, if we can put that kind of definition on a planning dollar, then yes. You can include that as part of the impact fee.

Mr. Beougher: Thank you.

Mrs. Keefer: But you have to make sure that you can apply that definition.

Mr. Beougher: Alright. Thank you.

Mr. Gilbert: Anything else from members of Service or other members of Council? (No response). I would, I think we did discuss in terms of getting this started during the August recess so that we could get the information back at some point in September. Whether it be the first week or the fourth week, I'll let that internal debate rage at EMH&T between Mrs. Keefer and Mr. Parkinson. But I would like to make a motion at this point to forward this to Council with a recommendation as an emergency for the financial needs of the city with it first going to Finance for the appropriation from the unappropriated General Fund. Do I have a second? Second by Mrs. Newman. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response). Motion passes. Thank you for coming, Mrs. Keefer.

Mrs. Keefer: Thank you.

Mr. Gilbert: And the next item on the agenda is a ORDINANCE APPROVING TRANSFER OF

SPECIAL EXCEPTION USE PERMIT, 7354 East Main Street. This item did have its second reading on July 11, '05. The applicant was in to make a presentation. Are there any questions or comments on this application at this point? (No response). I would just note that the BZA did request that we incorporate the same restrictions as were incorporated into the previous application. Does that raise any questions or comments at this time? Mr. Baxter.

Mr. Baxter: We had Sunday hours presented in that last request, did we not? Or we prevented Sunday hours.

Mr. Gilbert: 12-6.

Mr. Baxter: 12-6. Is that also reasonable with the applicant to go 12-6? I know it's a retail business. He may wish to be open at different times.

Mr. Gilbert: My understanding from the minutes of the BZA was that he was fine with all of those items listed on the previous permit.

Mr. Baxter: Then I don't oppose it either then. Thank you.

Mr. Gilbert: Okay. Thank you, Mr. Baxter. Other members of Council? (No response). None being heard, I'll make a motion that we, now let me ask the members this. This was held for a number of weeks. I know the applicant could not be here the one time that I held it. I think he indicated last week he had a time issue in terms of moving some of the product into the store. Would there be an objection from the members if I were to attach a rule suspension? (No response).

Mrs. Frazier: It's the third reading.

Mr. Gilbert: This is the third reading? Right.

Mrs. Frazier: This will be.

Mr. Gilbert: I can only do that up to the second reading. Can I make a motion to change that rule?

Mrs. Frazier: No.

Mr. Hills: You can move but you won't get a second.

Mr. Gilbert: That hasn't stopped me some other time, huh Mr. Hills?

Mr. Hills: No sir, it hasn't.

Mr. Gilbert: Well then I guess it would be 30 days unless the members are willing to make it as an emergency. I'm not really sure how I would do that.

Mr. Hills: Mr. Gilbert, I think you probably have some people that have expressed some concern

on the traffic part of it. So I don't know that you're....

Mr. Gilbert: We'll move it as just a regular recommendation for adoption. I'll make that motion. Do I have a second? Second by Mrs. Newman. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Item number 9 is an ORDINANCE TO ACCEPT AN APPLICATION OF ANNEXATION OF 29.55 ACRES IN ETNA TOWNSHIP. Any questions or comments on this? (No response). None being heard, I would like to make a motion that we forward this to Council for its third reading with a recommendation for adoption. Do I have a second? Second by Mr. Baxter. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Item number 10 is ORDINANCE TO ACCEPT AN APPLICATION FOR ANNEXATION OF 3.82 ACRES IN TRURO TOWNSHIP. This item did have its second reading. Any questions or comments from members of Service? (No response). Other members of Council? (No response). None being heard, I'll make a motion that we forward this on to regular Council for its third reading with a recommendation for adoption. Do I have a second? Second by Mrs. Newman. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response).

And I'll adjourn Service at 9:33 p.m.

Service Committee

- - -Nancy C. Frazier, Clerk of Council

July 18, 2005

(Transcribed - Susie Smith)

FINANCE COMMITTEE MEETING MINUTES

JULY 18, 2005

Members of Finance Committee present: Ron Stake, Eric Gilbert, Mel Clemens, Lane J. Beougher.

Other members of Council present: Preston Stearns, Brett Baxter, Antoinette Newman, Council President William L. Hills.

Mr. Stake: And I would like to call the July 18 Finance Committee to order at 9:35.

The second item on the agenda is approval of the minutes of the Finance Committee meeting held July 5, 2005. Are there any changes to those minutes? (No response). None being heard, they'll stand as submitted.

Item number 3 is approval of the agenda. Are there any changes to the agenda? (No response). I have three changes, or three additions. One would be, 3a would be Supplemental Appropriation for the Main Street Phase I Landscape Maintenance. 3b would be the Purchase Appropriation of the Sidewalk Sweeper. And 3c would be the Appropriation for the Impact Fee Study. I make that motion. All in favor, state aye. (All voted "Aye"). Opposed? (No response). Motion passes.

3a is the supplemental appropriation for the landscape maintenance which was discussed in the Community Development Committee meeting. And I believe Mr. Walsh is asking for \$3,600 to be appropriated from the unappropriated General Fund into account number 110.340.5339 to cover the cost of the maintenance for the remainder of this season. Are there any questions or comments from members of the committee? (No response). Members of Council? (No response). And I believe this would need to be passed as an emergency. Correct, Mr. Beougher?

Mr. Beougher: I believe it would. Yes. That is, yes, that is indicated on the legislative request for the financial needs of the city's government.

Mr. Stake: Okay. Then I will make a motion that we appropriate \$3600 from the unappropriated General Fund into account number 110.340.5339. Do I have a second? Second by Mr. Beougher. Any further discussion? (No response). All in favor, state aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Item 3b is purchase of the sidewalk sweeper. And this comes from the Safety Committee. And I believe we would need to appropriate \$24,554.39. Is that correct? And that would be also from the, that would be from the Street Fund which has over \$228,000 of unencumbered balance at this time. Mr. Clemens, do you have anything to add on this?

Mr. Clemens: No. That comes a recommendation for passage.

Mr. Stake: Okay. Thank you. Any questions or comments from members of the Finance Committee? (No response). Members of Council? (No response). And I will make a motion that we appropriate the money from the Street Fund. Is there a second? Second by Mr. Clemens. Any further discussion? (No response). All in favor, state aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Item 3c is the appropriation of \$40,600 from the unappropriated General Fund for engineering services by EMH&T to develop an impact fee program for the City of Reynoldsburg. Any questions or comments from members of the Finance Committee? (No response). Members of Council? (No response). Okay. Then none being heard, then I will make a motion that we appropriate \$40,600 from the unappropriated General Fund. Is there a second? Second

by Mr. Gilbert. Any further discussion? (No response). All in favor, state aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Item number 4 is Discussion, Granting of 50% Job Tax Credit Agreement, Dynalab. This comes from the Development Department. Is Mr. Brandt available? Mr. Brandt, we're on the Dynalab portion of the agenda.

Mr. Brandt: Thank you Mr. Stake, members of Council. This request is pursuant to the Department of Development State of Ohio's Job Tax Credit that was granted to Dynalab at their I believe, March hearing. The state now has a requirement that a community provide a matching funds, or grant, or credit when in fact the state has given one. Some of you may have been here, maybe Mr. Clemens, and I'm sure the Mayor, and maybe Mr. Hills. There was one issued when Dynalab started a number of years ago. At that time, there was no financial requirement on the part of the city other than a "city participation". And from what we were told at this hearing, at that time, city participation was somewhat vaguely described. And in our case, what was used as city participation was the improvements on Lancaster Avenue. The state indicated in other city's there had been other "participation" which was somewhat difficult to pin down or negligible. And since the years have gone by, they've tightened the laws down a little bit, and the regulations on job tax credits and hence, we have proposed or provided to supplement the state's with a local job tax credit which has been offered in many communities around Central Ohio. It's a standard development tool. It's one that basically, if they don't perform, they don't get it. So you really haven't lost anything. So the onus is more on the employer to achieve the goals that are outlined in the requirement.

Mr. Stake: Okay. And it's my understanding that Dynalab is making an additional investment of 2.5 million dollars in fixed assets.

Mr. Brandt: That's correct.

Mr. Stake: And would be creating an additional 73 new full time jobs.

Mr. Brandt: That's correct. That's what their commitment is under the guidelines. And the state monitors these things as well for compliance with the state's job tax credit.

Mr. Stake: Okay. And there's some timing issues here as well, aren't there?

Mr. Brandt: Yes, sir. The state won't issue their, this goes through the State DOD. State Department of Development also has verified, or verifications with the various state agencies to insure that the applicant is compliant with all regulations, be the environmental, be the tax related. Anything that the state has their hands in business which we all know are numerous. They have assured that they are compliant. Then once the city's, I guess you might say, portion of the pie is sent forward, then they send a complete package to the applicant.

Mr. Stake: Okay. In your legislative request, you're requesting an emergency on this.

Mr. Brandt: Mainly (Tape Change) prior to your recess and also to help from an accounting perspective. Because it starts actually running from the legislative point of view when the state approved theirs. We've already had the, the Tax Administrator's already been briefed on this. She's been given a copy. She's discussed it with our tax agency, the RITA people. As Mr. Underwood's department, and Miss Amy were very helpful in putting this together. Because the City of Reynoldsburg hadn't performed, or been involved in one of these in this fashion to this point prior to, as I mentioned earlier, Mr. Clemens probably remembers, there was some work done on Lancaster which the state accepted as "the city's participation". But with their changes, our changes come along as well.

Mr. Stake: Okay. Thank you. Are there any questions for Mr. Brandt from members of the committee? (No response). Members of Council? (No response). Mr. Beougher.

Mr. Beougher: Just a quick comment. I remember that project as well. I lived through it. Bought a house not knowing the project was coming and there it was.

Mr. Brandt: That was our participation.

Mr. Beougher: And it was a major undertaking too. Anyway. Thanks.

Mr. Stake: Thank you. Mr. Baxter.

Mr. Baxter: Are you recommending that we go forward with this from a Council perspective?

Mr. Brandt: Yes, sir.

Mr. Baxter: Your department? Thank you.

Mr. Brandt: Because if we don't go forward, the state won't go forward either.

Mr. Baxter: Thank you.

Mr. Stake: Okay. Any other questions, members of Council? (No response). Are there any problems from members of the committee with sending this on as an emergency? (No response). Members of Council? (No response). Okay. Then I'll make a motion that we send this on to Council with recommendation for adoption as an emergency. Do I have a second? Second by Mr. Beougher. Any further discussion? (No response). All in favor, state aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Item number 5 is Discussion, Authorization to apply for an OPWC funding for Rosehill Road reconstruction project, north of Main Street. I believe this comes from Mrs. Reichard. She's not here tonight. Mayor, do you care to comment on this at all?

Mayor McPherson: I guess I'm really here just to answer any questions if you might have any questions about it. I really don't have anything to add other than what you have in front of you.

Mr. Stake: I've got a couple of questions I guess. In applying for this, are we being asked to provide any funding ourselves?

Mayor McPherson: No.

Mr. Stake: We're just, we're looking to see what kind of funding we can get without making any commitment _____ provide any funding.

Mayor McPherson: Yes. That's correct. Yeah. We've had several Council members have an interest in us applying for this grant. And so we're going to move forward with it and see what kind of response we get.

Mr. Stake: Okay. Can we get a copy of the application when it's completed?

Mayor McPherson: Yes. You certainly will.

Mr. Stake: Okay. President Hills.

Mr. Hills: Mayor, if I remember, this is, Franklin County Engineer had asked us to also apply for the OPWC. Is this correct? And have we worked with him? This is on that last project and I can't....

Mayor McPherson: I believe at a meeting, the Franklin County Engineer indicated that we probably should apply. I don't know that he asked us to apply but in....

Mr. Hills: I believe besides suggesting we apply, he said that he would work with us on our application to try to assist us. So I guess my question is, is he working, and has he had input on what we're about to do?

Mayor McPherson: I would....

Mr. Hills: I see Parkinson's going like this.

Mayor McPherson: Yeah. The last time I talked to Mrs. Reichard, he had been involved in it. I don't know to what degree. And maybe Dave, do you have any idea of what degree he's been involved in it?

Mr. Parkinson: The County Engineer is preparing the application for the city. That's his commitment to helping the city since this project kind of slipped through the cracks. And his belief is that the city will garner more points through the process than the County Engineer would for the same project. He has prepared a draft application. He has gotten to the point of how much do we ask for in loan? How much do we ask for in grant? How much county participation? And then of course, the city's participation. And he is, our contact is Ted Bidler. He's working out those details with his boss. And as soon as they come to terms with what they

believe presents the most powerful application, then we'll sit down with them and make sure that everything's in accordance with our previous discussions.

Mayor McPherson: And I think Council is aware that, how that is structured is very, very important to whether or not you get a grant.

Mr. Stake: Okay. Mr. Stearns.

Mr. Stearns: Thank you, Chairman Stake. Yes. I just wanted to say thanks to the Mayor and the administration for moving forward on this. Because this is a project that's long overdue. And I'm glad to see that something is being done to help out that portion of the city.

Mr. Stake: Okay. Any other questions, comments from members of Council? Mr. Beougher.

Mr. Beougher: What is the deadline for the application? And there's not an emergency or anything on this, is there?

Mayor McPherson: There was no emergency request. I'm not sure, again I'll defer to Dave what the deadline is. I haven't been really involved in this one.

Mr. Parkinson: The application is due by 5:00 on September 12. Which I believe is your first Council meeting in September. We would have to ask for a rule suspension or some type of special meeting prior to the 12th so that we can have the ordinance within our application.

Mr. Stake: Mrs. Frazier, would this just be in a form of a motion? One reading, correct?

Mrs. Frazier: (Inaudible).

Mr. Stake: So we can send it forward to Council for next week for, Mr. Beougher.

Mr. Beougher: And a follow up too. Last year we submitted for Taylor Road which we've undertaken the financing of ourselves. But we also submitted the Summit Road Bridge. Are we considering re-applying for those funds for the Summit Road Bridge?

Mayor McPherson: Not at this time. Now we may, when we have our CIP meeting, which is coming up in the next month or so. But that would probably be next years, not this years. Don't want to confuse the issue again with another project.

Mr. Beougher: I understand. I'm just waiting for the bridge to collapse in the creek.

Mr. Parkinson: We'll qualify for more points when that happens.

Mr. Beougher: No doubt. No doubt.

Mayor McPherson: Yeah. When it falls you get a lot more points.

Mr. Stake: Improves our chances.

Mr. Beougher: Hopefully there's not a fire truck on top of it. Or a citizen.

Mayor McPherson: They need to go around by the _____. Don't go over that bridge.

Mr. Stake: Okay. Any other questions or comments from members of the Committee? (No response). Members of Council? (No response). Then I will make a motion that we send this on for its first reading. Is there a second?

Mr. Gilbert: Is it a motion?

Mr. Stake: Send it on as a motion.

Mr. Gilbert: For adoption?

Mr. Stake: Yes. I will make a motion that we send it on for recommendation for adoption at the next Council meeting. Second by Mr. Clemens. Any further discussion? (No response). All in favor, state aye. (All voted "Aye"). Opposed? (No response). Motion passes.

I'll adjourn the Finance Committee at 9:51.

Finance Committee

- - -Nancy C. Frazier, Clerk of Council

July 18, 2005

(Transcribed - Susie Smith)