

MINUTES COUNCIL MEETING
REYNOLDSBURG CITY COUNCIL
July 14, 2014

President of Council Doug Joseph called the meeting to order at 7:30 p.m.

Members of Council present: Mel Clemens, Barth R. Cotner, Chris Long, Dan Skinner, Scott A. Barrett, Leslie Kelly, Cornelius McGrady, III.

Approval of minutes of Regular Council Meeting/Appeal Hearing held 06/23/2014, Special Council meeting held 06/30/2014 & Public Hearing held on 07/07/2014.

Approval of agenda

Mr. Joseph: Amend the agenda with the addition of: ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: REPEALING CERTAIN SECTIONS OF CHAPTER 505 ANIMALS AND FOWL AND DECLARING AN EMERGENCY. (Repeals Sections 505.13, 505.21 & 505.29). I'm going to add this as item 22a.

All voted "Aye", Agenda amended.

Community Comments and Requests

Mr. Joseph: I do have some slips tonight, they all deal with Chapter 505 and we will deal with those when we get to that point on the agenda so if anyone would like to speak on that issue tonight and has not yet filled out a yellow slip, please fill one out and submit to the clerk and I will get that and we will call you in the order that we receive the slips this evening.

Communications:

Mrs. Beggerow: Receipt of the Auditor Reports Budget by Classification Report and Departmental Budget ending June, 2014.

Reports

Mr. McGrady: The Attorney General and I will be having an EMS Human Trafficking training on the 22nd at the Summit Road Campus Building 2 from 1p.m. to 4 p.m. While as indicated it is for EMS, it is open to the general public as well and it's free of charge.

Mr. Joseph: And Councilwoman Kelly you have one as well.

Mrs. Kelly: I do. Just really briefly. Our soccer program is now being facilitated by Crew Juniors, LLC. Our fees came up from \$45.00 to \$90.00. Mr. Brown and I have been in communication back and forth regarding this and I see that, I don't see him tonight. I'm going to send him an email with some questions, clarifications, further clarifications. I'm going to ask him at our next Committee Meeting if he could answer some of those questions and share with us how the new contract with the Crew will benefit the Reynoldsburg Parks and Rec and then as

well as an update of the Clippers Baseball program that had been presented to us and just let us know how it has gone, what the revenue has brought in and the number of kiddos who participated.

Mr. Joseph: Any questions on that? Thank you very much.

LEGISLATION REQUIRING ONE READING

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO AN AGREEMENT WITH R.E.M COMMUNICATIONS, INC., MOTOROLA SOLUTIONS, AND SETCOM CORPORATION, FOR THE PURCHASE OF P25 RADIOS AND RELATED EQUIPMENT AND DECLARING AN EMERGENCY. --- Cotner. Finance.

Mr. Cotner: This item comes from the Finance Committee with a recommendation for adoption as an emergency, I so move. Second by Councilman Clemens.

Clerk called the roll: Mr. Clemens "Aye", Mr. Cotner "Aye", Mr. Long "Aye", Mr. Skinner "Aye", Mr. Barrett "Aye", Mrs. Kelly "Aye", Mr. McGrady "Aye".

Mr. Joseph: 7 affirmative votes 0 negative votes, this will be Ordinance 47-14.

A RESOLUTION DECLARING THE NECESSITY OF AN ELECTION ON THE QUESTION OF APPROVING THE PASSAGE OF AN ORDINANCE TO AMEND SECTIONS 191.02, 191.04 AND 191.07 OF THE CODIFIED ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO, IN ORDER TO INCREASE THE CITY INCOME TAX BY ONE-HALF PERCENT (0.5%) FROM THE CURRENT RATE OF ONE AND ONE-HALF PERCENT (1.5%) TO A RATE OF TWO PERCENT (2.0%), BEGINNING JANUARY 1, 2015, FOR THE PURPOSE OF PROVIDING FUNDS TO PAY THE COSTS OF CAPITAL IMPROVEMENTS APPROVED BY THE CITY AFTER DECEMBER 31, 2014, INCLUDING THE PAYMENT OF DEBT SERVICE CHARGES ON SECURITIES ISSUED TO PAY COSTS OF THOSE CAPITAL IMPROVEMENTS, AND DECLARING AN EMERGENCY.--- Cotner. Finance.

Mr. Cotner: Thank you. This does come from the Finance Committee. I would like it to stand for a first reading and make a motion to refer it back to Committee please.

Mr. Joseph: Ok, is there a second to send this back? Mr. Barrett seconds that motion. Questions or comments?

Clerk called the roll: Mr. Clemens "Aye", Mr. Cotner "Aye", Mr. Long "Aye", Mr. Skinner "Aye", Mr. Barrett "Aye", Mrs. Kelly "Aye", Mr. McGrady "Aye".

Mr. Joseph: 7 affirmative 0 negative votes, this item has been referred to the Finance Committee after standing for its first reading. The next 4 items 12, 13, 14 & 15 were all added to the agenda

without Committee referral. We will go through each one of them individually. I believe the City Attorney is going to weigh in on those as well. So we'll just start with number 12.

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO CONTRACT FOR THE 2014 LUCKS ROAD WATERLINE REPLACEMENT PROJECT, APPROPRIATING FUNDS THEREFORE, AND DECLARING AN EMERGENCY.

Mr. Joseph: Mr. Hood were you going to make some comments as to why these were bypass the committee and why they're on the agenda this evening?

Mr. Hood: I certainly can. I believe on the Legislative Requests these say that they were done in accordance with Section 8.04 (b) of the City's Charter and what that is, is our competitive bidding section and it outlines the procedure in doing so. This is the way that we normally do expenditures that reach or exceed the limit placed on the state of Ohio circa June 1, 1992 which is the Mayor's discretionary spending limit is what I refer to it as. So anything over \$10,000 ought to be bid before we spend money, tax payer dollars before we award contracts or OK expenditures. What was done in this instance is the Service Director and the Water/Wastewater Superintendent brought to the Service Committee projects that they proposed to be done with our newly created CIP fee moneys that have been collected from our rate payers to do certain projects to stop or slow down the water loss that we have been experiencing throughout the city that we discussed very lengthy before you all agreed to institute the CIP fee. So, these were discussed in Committee at that time, I believe they had 2 readings, they were passed by this Council asking the Administration to have bids specifications prepared at a cost of roughly \$60,000. Those were advertised for a period of 2 weeks in a paper of general circulation just like the normal course and they had a public bid opening after they received the sealed bids. EMH&T calculated the bids, declared a lowest and best bidder, that is who Nathan and Mike Root are here ask you to contract with so we can get these projects going forward. The charter is pretty clear on the procedure. It says that once the Mayor or his designee, determines a lowest and best bidder, he is to come to you at the next regular meeting or a special meeting of Council called for this purpose to tell you who the lowest and best bidder is. And then you, as a Council, it says shall, at that meeting, pass an ordinance or at the next regular meeting, pass an ordinance to require or direct the mayor to enter into contract with the lowest and best bidder and appropriate funds therefore, for the contract. So that is the procedure that is in 8.04(b) not to be confused with 8.04 (c) when the administration asks you with a 5 vote majority to waive competitive bidding. That's not what's going on in this instance. This project was brought before the Committee, it was requested that they prepare bids and specs, that was allowed to happen, they advertised this, they had multiple bids on this, they're prepared to move forward with these projects and that's what they're asking you to do this evening.

Mrs. Kelly: If Council so wanted to, and you guys may know this I just want to double check. Would Council be able to say, we're not ready to move on this right now, we want to refer it back to Committee?

Mr. Hood: You certainly could try, it says at this regular meeting or the next regular meeting you shall pass an ordinance directing the Mayor to enter into contract with the lowest and best bidder. It also says in the same paragraph, that you may reject any and all bids if you wish and

require the administration to re-advertise the bids and specifications to find a better lower and best bid.

Mrs. Kelly: So if Council had questions, if Council, I just want to make sure our authority, and Council wasn't prepared to pass it. Could Council refer it back to Committee, we have Committee coming next, and then we'd have to call a Special Council meeting after that Committee correct?

Mr. Hood: No. No.

Mr. Joseph: It would be the following meeting the 28th.

Mr. Hood: If you don't pass the ordinances this evening, I don't think the requirement needs to be sent back to Committee, in fact that's entirely the reason that I suggested they go before you before recess and lock in the prices that the bids were quoted at so we can move forward on the projects.

Mrs. Kelly: But we could send it to Committee and then vote on it at the next meeting.

Mr. Hood: No, the charter says that you shall pass the ordinance this evening or at the next meeting after they present the lowest and best bid.

Mrs. Kelly: Then what would be the next meeting.

Mr. Hood: the 28th.

Mrs. Kelly: So we could hold it and discuss it if we wanted to.

Mr. Hood: If there's a reason.

Mrs. Kelly: I just wanted to see, so we could do that. Ok.

Mr. Joseph: Mr. Harris you have a comment?

Mr. Harris: Yea there's one other reason this was originally put into the charter years ago. When you have a bid opening the clock starts running. You have 30 days to sign the contract or they can walk away from it with no penalty. I don't know if they have the date that this was open but we have not had that problem in the past but that's why it was out in there. Many of the things in there are sensitive like a street program to the price of oil which would cause asphalt to change and if there was a major change they would not be able to hold that price. That's the reason this was initially put in because many of these things could be price sensitive. I don't know if this one is or not but once you get passed the 30 days from the bid opening the contractor is not legally bound to hold up their end of the bid.

Mr. Hood: But you know as far as questioning and flushing these projects out I totally respect that is your oversight that you have over the administration but we have spent \$60k already at

this point preparing the bid specifications on this job and advertising it. So you know that's why they are required to bring it to committee before they prepare those themselves and say "Hey we have already done this. Let us go bid this contract". No they have to get permission before and that's what was done in this instance.

Mr. Clemens: When was the bid open?

Mrs. Kelly: July 1st

Mr. Burd: June 27th so if you wait until July 28th that's potentially problematic. They were open June 27th.

Mrs. Kelly: Nathan can I ask you a question? The memo that we have from EMHT is dated July 1st. Is that just the memo?

Mr. Burd: That would have been the day they made the determination to us who the lowest and best bidder would have been. And both of these projects came in under the engineers estimate in terms of the cost.

Mr. Long: I understand the questions and everything else that we are talking about here. A couple of years ago we put into place a CIP fee to specifically begin to immediately address as soon as possible when the money was available the issues that we are having in some of our neighborhoods. We contracted approval through council EMHT to go ahead and propose and conduct the bid process. Now all of a sudden we are beginning to question EMHT I see no reason to go ahead and delay this another 2 weeks. I don't know what revelations are going to come out in 2 weeks.

Mrs. Kelly: I want to be clear. I am not saying for us to delay it. I wanted to be clear on what our purview was had questions come up. I am not advocating or presenting a motion to delay it. I just want to make sure that everybody understand what we are able to do and what we are not able to do.

Mr. Joseph: Any other questions? If not I will entertain a motion to pass this item as an emergency. Councilman Long moves this item as an emergency. Is there a second? Seconded by Councilman Barrett. Any additional questions or comments? Would the clerk please call the roll?

Clerk called the roll: Mr. Clemens "Aye", Mrs. Kelly "Aye", Mr. McGrady "Aye", Mr. Cotner "Aye", Mr. Long "Aye", Mr. Skinner "Aye", Mr. Barrett "Aye".

Mr. Joseph: 7 affirmative and no negative votes. It will be Ordinance 48-14.
Items 13, 14 and 15 will just be the same.

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO CONTRACT FOR INSPECTION SERVICES FOR THE 2014 LUCKS ROAD WATERLINE REPLACEMENT PROJECT, APPROPRIATING FUNDS THEREFORE, AND DECLARING AN EMERGENCY.

Mr. Joseph: Motion to pass this item as an emergency. Councilman Long moves this item as an emergency. Seconded by Councilman Skinner. Any questions on this item? Would the clerk please call the role?

Clerk called the roll: Mr. Clemens "Aye", Mrs. Kelly "Aye", Mr. McGrady "Aye", Mr. Cotner "Aye", Mr. Long "Aye", Mr. Skinner "Aye", Mr. Barrett "Aye".

Mr. Joseph: 7 affirmative and no negative votes. It will be Ordinance 49-14.

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO CONTRACT FOR THE 2014 LEBANON AVE & ROSHON AVE AREA SANITARY SEWER REHAB PROJECT, APPROPRIATING FUNDS THEREFORE, AND DECLARING AN EMERGENCY.

Mr. Joseph: Is there a motion to pass this item as an emergency? Councilman Long moves this item as an emergency. Seconded by Councilman Skinner. Questions or comments? Would the clerk please call the role?

Clerk called the roll: Mr. Clemens "Aye", Mrs. Kelly "Aye", Mr. McGrady "Aye", Mr. Cotner "Aye", Mr. Long "Aye", Mr. Skinner "Aye", Mr. Barrett "Aye".

Mr. Joseph: 7 affirmative and no negative votes. It will be Ordinance 50-14.

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO CONTRACT FOR INSPECTION SERVICES FOR THE 2014 LEBANON AVE & ROSHON AVE AREA SANITARY SEWER REHAB PROJECT, APPROPRIATING FUNDS THEREFORE, AND DECLARING AN EMERGENCY.

Mr. Joseph: Is there a motion to pass this as an emergency? Councilman Long makes the motion and seconded by Councilman Skinner. Questions?

Mr. Clemens: First I want to say that I agree with these projects but I do want to thank Councilwoman Kelly. I think those were good questions and we should ask more questions on the things that go around in the city here. It was a good one. I appreciate it.

Mrs. Kelly: Thank you.

Would the clerk please call the role?

Clerk called the roll: Mr. Clemens "Aye", Mrs. Kelly "Aye", Mr. McGrady "Aye", Mr. Cotner "Aye", Mr. Long "Aye", Mr. Skinner "Aye", Mr. Barrett "Aye".

Mr. Joseph: 7 affirmative and no negative votes. It will be Ordinance 51-14.

Mr. Joseph: Before we get started on the 505 items we are going to go through the speaker slips for this evening. First will be Jane Klein. Please try and keep your comments to 3 minutes.

Jane Klein, 7053 Retton Road Reynoldsburg, My husband Raymond and I have lived in our home for 41 years and raised 2 sons in this house. I was raised on a 40 acre farm in upstate New York along Lake Ontario. My family raised sheep, pigs, chickens, rabbits and 2 or 3 beef cows. These animals were raised to be food for our very large family and all 8 of us Gerlach children worked to keep all the animals clean, fed and happy. Each spring we had to clean the chicken coop because the hens had been inside most the winter and now it was time to clean. Chicken poop stinks! Bad! Each year at least one of us girls would get lice from cleaning the hen house. Chickens have lice. Chickens are very susceptible to lice and other bugs too. The most chickens I remember having at one time was 10 and there was no rooster and it was nosy all the time. Pecking, clucking and saying nothing of the chicken poop everywhere and when an egg was laid there was always a loud announcement from Mrs. Hen. Reynoldsburg is a city folks and farm animals are farm animals folks. Not city animals. Chickens and other poultry are farm animals. We live in close quarters here and for my neighbor to have chickens along with the chicken coop even though I have a privacy fence all the way around my house with their smell, nose bugs and to say nothing of resale value of my home going down the drain I am concerned. I know others are too. Fortunately I found that the Huber subdivision here in the city of Reynoldsburg has a restriction against any farm animals and all poultry for Huber homes. I made a copy of this document. I wanted to read this to you because I read this to you on June 6, 2011 and all of you voted no for chickens in our city. I hope that you will vote no again for chickens in our city. And I would like to take this moment to thank Mr. Barrett and Mr. McGrady. When I have emailed each council member they have been kind enough to at least answer. Thank you gentlemen. It's really worthwhile to take a moment to write to you when you write back. Thanks again.

Mr. Joseph: Our next speaker is Pat Rowling. Please state your name and address for the record. Please try and stay under 3 minutes.

Pat Rowling, 7651 Burkey Court Reynoldsburg, I have lived here for 36 years oh wait 38 years. The loudest voices in our society today want every person to be ok. Every lifestyle to be ok. Every animal to be deemed precious and worthy of saving. Our country is going nuts passing legislation according to their hearts without reason. In the animal world under the classification Mammalia you may find canine and feline. In Reynoldsburg we do not allow the following felines because of their danger. Lions, cougars, leopards. In the canine world we because we have been blessed with reason have decided that people come first and that certain classifications of canines involve a danger to the society. We presently have no dog catcher. If pit bulls are allowed in Reynoldsburg the only way to prove that he is a dangerous animal is after the fact. After he has torn the face off of a kid. I'm telling you-Children and people come before dogs. Especially in the city where we are so close together. In the Columbus Dispatch 3-5 weeks ago there was a 2 column article on the state law regarding dogs. I understand that Reynoldsburg hasn't gone along with the rest crazy society. Halleluia! Thank you very much. It said in that article that 50% of the serious dog bites in the state of Ohio were due to animals labeled as pit bulls and terriers or whatever classification they are. I beg you not to allow pit bulls in Reynoldsburg. Thank you very much.

Mr. Joseph: Next is Monica DeBrock. Name and address for the record and try and stay under 3 minutes.

Monica DeBrock, 7400 East Bryden Road, Reynoldsburg, I have only lived here for 24 years so not as long as other people but my vote is still a vote. After listening to others I am concerned because peer reviewed studies and reports show that breed bans don't work. Breed bans don't make us safe. Education, responsible dog ownership and strong enforcement does. I know I will not change your minds tonight or your fears but I am going to turn and ask you the question that keeps being asked to me. I've been asked how I would feel if a pit bull would bite a child in this city. I don't want any dog to bite a child but I turn that and ask you how would you feel if any dog, a German Shepard, a Rottweiler and a pit bull bit anyone. It has to do with education. It has to do with how a dog is treated. Is it on leash? Is it under control? Is it socialized? Is it tethered for long times in the back yard? These are things that have to be addressed. Our current codes do not make our city safe. That is exactly how the Ad Hoc committee addressed Chapter 505. We looked at it as how to create the safest city that we can within the knowledge that is out there as far as peer review studies. The media has the issue with the KFC child and how the media went after that when in fact it was a hoax. The child was bit and it was bit by its grandfather's dogs. They were all in a pack and they were un-neutered. There were all kinds of things that could have been done and enforced. We want to be able to enforce irresponsible ownership but right now our codes do not allow that. Any questions?

Mr. Barrett: Thank you for coming up here. Just one quick question because you are very connected to this whole thing. I like how you brought up the responsible owner which I think is key. You are right. Do you think that there are pit bulls in this city right now residing?

Ms. DeBrock: Absolutely. I think there are a lot of responsible pit bulls owners. I think there are a lot of responsible dog owners throughout the city. I also think that there are thugs out there that are not responsible. I want our police-I want Franklin County Animal Control to go after those. I don't want them to go after a dog that might look like a pit bull.

Mr. Barrett: If they have pit bulls in a city that doesn't allow them would that make them responsible owners?

Ms. DeBrock: Here is my question because if I have people who have gotten a pup from the pound and they live in Reynoldsburg-absolutely was not considered to be having any pit bull in it. As the dog got older it developed more of a blocky head so now that person is fearful of taking that dog out in public in Reynoldsburg because it might have the look. Is that right? Or should we work on. . . Let's have neighbors turn in neighbors because they are keeping their dog chained up. Let's have neighbors turn in neighbors who are having dogs that are out of control and off their property. Let's have neighbors turn in neighbors who own dogs that they see as a problem so that the enforcement can go and check on it. That's how I feel my city should run its animal control.

Mr. Joseph: Our next speaker is Sue Kohler. Please state your name and address for the record. Please try and stay at 3 minutes.

Sue Kohler, 6623 Glacier Ave Reynoldsburg, Can I just make one quick comment about responsible owners? I had an Am staff dog. We did not know anything about the ban and we

moved here. I was not going to get rid of my dog so I was a responsible owner. A lot of people don't know about the ban still. We are still responsible even though they are not allowed. We have been coming here for almost a year trying to educate you on breed specific legislation and trying to dispel rumors, myths and lies associated with Pit Bulls. Unfortunately some of you still choose to ignore the truth even after we have presented an overwhelming amount of evidence, stats, facts and testimony that prove that breed bans do not work. It does nothing to address the real problem-irresponsible owners of dangerous dogs of ALL BREEDS. Why is that so hard to understand? My 6 and 7 year old kids realize that.. They know all dogs can bite. It totally defies all logic and reason to believe that an entire breed of dog or an entire race of people can be inherently anything. Dangerous. Viscous. Bad. Or even good. Dogs like people are individuals and should be treated as such. No two people or two dogs will react the same way in any given circumstance. There are way too many variables to take into consideration. Since you judge dogs based only on their appearance and actions do you also judge people the same way? Are all black people criminals and drug dealers because a few of them are? Are all Germans anti-Semitic because Hitler was? Are all Muslims terrorists? Of course not. That would be ridiculous, unfair and untrue stereotypes just like the unfair and untrue stereotype about pit bulls.

Mr. Joseph: Our next speaker is Phyllis Stewart. Please state your name and address for the record. Please try and stay at 3 minutes.

Phyllis Stewart, 875 Helenhurst Court Westerville, I am a former resident of Reynoldsburg. I grew up on Summit Road. My husband and I lived on Rosehill Road for 10 years while raising our children. We wanted to grow up in the same sense of community that we had. Our family decided to move when my children entered middle school because our address was in Columbus City Schools now. We chose to move to Westerville so that we could continue to live in a safe community with a hometown feel. About 8 years ago I started some volunteer work at the Franklin County Dog Shelter. At that time the state considered all pit bull type of dogs viscous and every single one that entered the shelter including puppies were killed immediately. In 2012 Ohio removed pit bulls from their viscous dog list. The public had stereotyped concerns about pit bulls that were being perpetrated by the hyped media coverage. Franklin County had their concerns as well and would never adopt out dangerous dogs. They chose to follow the Ohio Revised Code. The shelter began a process of adopting out well-mannered pit bulls to the public. Fantastic dogs going to really great homes. Since that time I have met, walked, trained and hugged many simply loveable, happy, sweet and gentle pit bulls. I see those same dogs walking throughout my neighborhood. There is no fear about being cited.

I am proud of the fact that my community has chosen to look at the facts of dog behavior and leave their misconceptions at the door. Westerville has no breed specific legislation and we have no viscous pit bulls terrorizing our citizens. My community remains a safe hometown without telling our residents that they must lose a valued member of their family for no valid reason. I am very proud of my new hometown for using facts instead of misconception to make that decision. Thank you.

Next is Dr. Joel Melin. Name and address for the record and try and stay under 3 minutes.

Dr. Joel Melin: Dr. Joel Melin, Veterinarian in Reynoldsburg since 1983, 7775 East Main Street Reynoldsburg, I was fortunate enough to be able to help with the Ad Hoc committee. We went

through lots and lots of people talking, lots and lots of info. In simple terms it comes down to keeping people safe. Keeping people safe has nothing to do with particular breeds of dogs. None of us-anyone in this room want or would hate for any dog to hurt a person. Pit bull or otherwise. The way we went through the ordinance was looking at the languages of other places and looking at what made sense to keep things safe and to keep people safe. Taking out breed specific language doesn't make this place or any other place less safe. Taking care of animals that act inappropriately and that don't do the right things that is where the problem is. It makes no difference whether it is a Pit Bull or a German Shepard or a Cocker Spaniel. There is nothing in the ordinance as we looked at that would make this city any less safe because we are looking at any dog that might be considered viscous or dangerous. One thing that I will end this with just to go back to the question about are there pit bulls in Reynoldsburg? That would be a very difficult question for anybody to answer because no one can precisely say what a pit bull is. There are a lot of stereotypes and a lot of pictures that people have in their mind and one of the things that was brought to our Ad Hoc committee was a sample photograph of multiple dogs and pick out which one is and which one isn't. You can't do it because everyone has preconceived notions of what a pit bull is and what makes a dog a pit bull and it has nothing to do with the character of the dog. It has to do with the perceptions of those people. In 30plus years of practice I have met all kinds of dogs-little and large and I will say there are breeds other than pit bulls that I would have more concern with walking into my exam room than a stereotyped pit bull or something that people would categorize as a pit bull because there is a great deal of inconsistency on what and who considers it a pit bull. If you are going to make breed specific legislation who is it that is going to make that decision of what this dog is. How can they fairly do that if a dog has done nothing wrong. A dog that is minding his own business and just stereotypically say "You are a bad dog" is no different than me pointing at someone in a hoodie or leather jacket and say "You are a bad person".

Next is Bruce Sowell. Name and address for the record and try and stay under 3 minutes.

Bruce Sowell, 6345 Rygate Dr, Reynoldsburg, I too was a member on the Ad Hoc committee. I was the only guy speaking up for the victims. Along with maybe a few more. Half of the committee was made up of people that do not live here. Don't vote here. Don't live here. We have to look after our citizens. Breed specific legislation that is what they like to call it. It is actually called free bite legislation. There is no amount of insurance or amount of money that you could ever pay for a child that has been mauled. Having to look at that. I have sent you all a copy of the article from the Cincinnati Enquirer. They are having a revolution down there in Cincinnati right now due to the fact of the little girl that had her face torn off. I understand that she has regained consciences. She is looking at a lifetime of surgeries, reconstructive surgery and everything else. I know parents don't have that kind of money. Nobody in here is talking about getting a dime for them. They talk about me, me, me, me. These dogs attack without warning. And a lot of the deaths are neighbor dogs or a family pet. I am a dog lover myself and I continue to tell you that but we have to look at the community overall. There are a few people here but there are a lot more voters out there. These laws were put into place without my vote or the ladies over here votes. Because if we had an opportunity to vote I am pretty sure that it would be no. So please don't be fooled by word games. These word games that they are playing with that and you are thinking about it and looking at it I don't ever want to see a kid like that. Much less dead. Thank you.

LEGISLATION FOR FIRST READING

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: AMENDING VARIOUS SECTIONS OF CHAPTER 505 ANIMALS AND FOWL. (Regarding Definitions). --- Long. Safety.

Mr. Long: Thank you President Joseph. This item comes from the Safety committee and I'd like for it to stand for its first reading and be referred back to committee.

Mr. Joseph: Unless there are questions or comments it will stand for its first reading and return to the safety committee.

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: AMENDING VARIOUS SECTIONS OF CHAPTER 505 ANIMALS AND FOWL. (Regarding Wild and Exotic Animals). --- Long. Safety.

Mr. Long: Thank you President Joseph. This item comes from the Safety committee and I'd like for it to stand for its first reading and be referred back to committee.

Mr. Joseph: Unless there are questions or comments it will stand for its first reading and return to the safety committee.

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: AMENDING VARIOUS SECTIONS OF CHAPTER 505 ANIMALS AND FOWL. (Regarding Animals at Large; Leashes; Tethering). --- Long. Safety.

Mr. Long: Thank you President Joseph. This item comes from the Safety committee and I'd like for it to stand for its first reading and be referred back to committee.

Mr. Joseph: Unless there are questions or comments it will stand for its first reading and return to the safety committee.

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: AMENDING VARIOUS SECTIONS OF CHAPTER 505 ANIMALS AND FOWL. (Regarding Barking Dogs). --- Long. Safety.

Mr. Long: Thank you President Joseph. This item comes from the Safety committee and I'd like for it to stand for its first reading and be referred back to committee.

Mr. Joseph: Unless there are questions or comments it will stand for its first reading and return to the safety committee.

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: AMENDING VARIOUS SECTIONS OF CHAPTER 505 ANIMALS AND FOWL. (Regarding Permitted Animals). --- Long. Safety.

Mr. Long: Thank you President Joseph. This item comes from the Safety committee and I'd like for it to stand for its first reading and be referred back to committee.

Mr. Joseph: Unless there are questions or comments it will stand for its first reading and return to the safety committee.

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: AMENDING VARIOUS SECTIONS OF CHAPTER 505 ANIMALS AND FOWL. (Regarding Keeping or Training Animals For Fighting).---Long. Safety.

Mr. Long: Thank you President Joseph. This item comes from the Safety committee and I'd like for it to stand for its first reading and be referred back to committee.

Mr. Joseph: Unless there are questions or comments it will stand for its first reading and return to the safety committee.

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: REPEALING CERTAIN SECTIONS OF CHAPTER 505 ANIMALS AND FOWL. --- Long. Safety.

Mr. Long: Thank you President Joseph. This item comes from the Safety committee and I'd like for it to stand for its first reading and be referred back to committee.

Mr. Joseph: Unless there are questions or comments it will stand for its first reading and return to the safety committee.

Mr. Cotner: President Joseph I have a question but not specifically about that but about the overall. Can I have just one moment? Dr. Melin I appreciate you being here. Can I ask you a question real quick? I know it is not a committee night and I don't want to get in a big dialog. He was on that committee. When you are in your practice and examining an animal do you have any standard protocol-do you muzzle a pit bull if it comes in or do you think . . . ? I know vets have certain animals that they will regularly muzzle to protect themselves and their staff. Is that something you do as a precaution? Or is that ever. . or am I way off based with that thinking?

Mr. Joseph: Can you answer that into the microphone please?

Dr. Melin: Yes we do muzzle dogs. Any dog that has in the past showed a tendency to bite.

Mr. Cotner: And that can be large or small dogs?

Dr. Melin: Yes actually usually more small dogs than large dogs. There is no protocol on a certain breed coming in that we will muzzle. If we have never met a dog before and the owner comes in and says "Put a muzzle on" regardless of breed we will put it on but until proven

otherwise we do not muzzle. As I said up there, there are several breeds that I would be more concerned with meeting the first time than a pit bull.

Mr. Cotner: Still one of my fears is the severity of the bite.

Dr. Melin: Any large dog can create severe injury damage or death. Everybody on the committee was in perfect agreement in that we don't want that to happen. The victim is certainly someone who everyone will be heartfelt for regardless of what dog or animal it was that inflicted that bite. There are many other breeds that have inflicted fatal bites.

Mr. Cotner: Thank you. I knew you hadn't been here and the opportunity to get more feedback was there. Thank you.

Mr. Joseph: Items for 2nd reading will the clerk please read.

LEGISLATION FOR SECOND READING

ORDINANCE AUTHORIZING CITY AUDITOR TO REMOVE FIVE RADAR UNITS FROM THE CITY'S FIXED ASSET LIST. (first reading 06/23/2014). --- Long. Safety.

Mr. Long: Thank you President Joseph. This items comes from the Safety committee for its 2nd reading. I would like for it to be referred back to committee.

President Joseph: It will stand for its 2nd reading and be referred back to committee.

ORDINANCE AUTHORIZING AND DIRECTING THE CLERK OF COUNCIL TO CERTIFY GRASS AND WEED CUTTING COSTS (2013) FOR COLLECTION BY THE FRANKLIN COUNTY AUDITOR AND DECLARING AN EMERGENCY. (first reading 06/23/2014, requests emergency passage at third reading)--- Cotner. Finance.

Mr. Cotner: Thank you. This comes from Finance Committee and I would like for it to stand for its 2nd reading. Return to committee please.

ORDINANCE AUTHORIZING AND DIRECTING THE CLERK OF COUNCIL TO CERTIFY GRASS AND WEED CUTTING COSTS (2013) FOR COLLECTION BY THE LICKING COUNTY AUDITOR AND DECLARING AN EMERGENCY. (first reading 06/23/2014, requests emergency passage at third reading). --- Cotner. Finance.

Mr. Cotner: Thank you. This comes from Finance Committee and I would like for it to stand for its 2nd reading. Return to committee please.

ORDINANCE AUTHORIZING AND DIRECTING THE CLERK OF COUNCIL TO CERTIFY UNPAID WATER BILLS FOR COLLECTION BY THE FRANKLIN COUNTY AUDITOR AND DELCARING AN EMERGENCY. (first reading 06/23/2014, requests emergency passage at third reading). --- Cotner. Finance.

Mr. Cotner: Thank you. This comes from Finance Committee and I would like for it to stand for its 2nd reading. Return to committee please.

ORDINANCE AUTHORIZING AND DIRECTING THE CLERK OF COUNCIL TO CERTIFY UNPAID WATER BILLS FOR COLLECTION BY THE LICKING COUNTY AUDITOR AND DELCARING AN EMERGENCY. (first reading 06/23/2014, requests emergency passage at third reading). --- Cotner. Finance.

Mr. Cotner: Thank you. This comes from Finance Committee and I would like for it to stand for its 2nd reading. Return to committee please.

28. RESOLUTION ADOPTING THE TAX BUDGET OF THE CITY OF REYNOLDSBURG OHIO, FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2015 AND DECLARING AN EMERGENCY. (first reading 06/23/2014, requests emergency passage at second reading).--- Cotner. Finance.

Mr. Cotner: Thank you. This comes from Finance Committee with a recommendations for adoptions as an emergency which I so move.

2nd by Councilman Skinner

Mr. Joseph: Would the clerk please call the roll?

All voted "Aye" 7 affirmative and 0 negative votes. Ordinance 52-14.

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: Amending Subsection (b) of Section 953.01 "Water Rate Schedule" OF CHAPTER 953 WATER CHARGES. (adjusts renter deposits on water services - first reading 06/23/2014).--- Cotner. Finance.

Mr. Cotner: Thank you. This comes from the Finance committee and I would like for it to stand for its 2nd reading.

President Joseph: It will stand for its 2nd reading and be referred back to committee.

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: AMENDING SECTION 732.05 "FINAL BILLING" OF CHAPTER 732 RATES FOR RESIDENTIAL COLLECTION AND DISPOSAL OF GARBAGE, REFUSE, RECYCLABLES, AND YARD WASTE. (first reading 06/23/2014).--- Cotner. Finance.

Mr. Cotner: Thank you. This comes from the Finance committee and I would like for it to stand for its 2nd reading.

President Joseph: It will stand for its 2nd reading and be referred back to committee.

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH EMH&T FOR THE EAST MAIN STREET PARKING LOT AND INTERSECTION IMPROVEMENTS PROJECT, AND DECLARING AN EMERGENCY. (first reading 06/23/2014, requests emergency passage at second reading). --- Cotner. Finance.

Mr. Cotner: Thank you. This comes from the Finance committee with a recommendation for an emergency.

Seconded by Councilman McGrady.

Mr. Cotner: I think there is a community comment on this.

Mr. Joseph: Please come to the microphone.

Monica DeBrock, 7400 East Bryden Road Reynoldsburg, I discussed some concerns I had at the last public meeting and at that time I've not had any other questions about why I was concerned. But I did look more into this, I did ask for our strategic plan to be put on our city website so I could have more discussions with community members and also so that I could address you with the document. Unfortunately, that still is not on the website due to the large size of that document. So right now you guys have a document that was adopted in 2011 that is not on the website for public viewing, for public discussion, for knowledge sharing. My concern now, the more I look into it is, this is a temporary parking lot because this is a prime location for development so this is not a permanent parking lot. I do not believe that Council has been informed that it is a temporary parking lot, we are spending money to asphalt and to provide proper drainage because it is next to the creek and we cannot have water overflow into our waterways. So my question I have is, we need parking. The City only owns one piece of land. If it's temporary, why not gravel it. Yes we have zoning, why not go for a variance. It is a city, you are a city, there are things that you guys can do for the good of the community. I ask you not to spend that amount of money to asphalt a temporary parking lot when we have so many needs, the needs if, in this document it recommends how to improve parking, putting a parking lot on Main Street is not part of the solution. There are ways you could do walk ways so that you could use French Run, French Drive, to use some street parking along that way, there's also, it talks about using some underdeveloped land that would be off of Main Street, asking for that to work on purchasing that land. So the question is, why spend this much money when you still need to buy additional land for permanent parking. You know and I've also talked about the bricks. I like the *** of the bricks. I am concerned about cost, but at the same time, part of this document talks about Main Street and the old downtown. It's not walkable, it's not comfortable. So when a project is addressed, it should immediately be addressed with our Development Director and find out how can we every dollar we spend, how can we move forward to our goal. So my concern is, you guys are talking about a tax increase for capital improvement. I'm very concerned if you guys approve this project. There's so many questions out there. I don't see the rush. Decades, we've gone decades without appropriate parking.

Mr. Joseph: Thank you. It's been three minutes.

Mr. Barrett: I'll weigh in on that. I think you have 2 concerns if I'm listening well, so just help me. One of them is the character of the brick on Main Street and replacing it with just asphalt you think is kind of going to be a step backward. Do I hear that in short?

Mrs. DeBrock: Yes, I feel there should be some discussion, we've got a nice plan, we've got MORPC has all kinds of resources, why are we going that route just so we can spend and get the project done this year.

Mr. Barrett: The second part is the new property we acquired having a parking lot there.

Mrs. DeBrock: the what?

Mr. Barrett: The thing for the parking lot? The new property.

Mrs. DeBrock: Yes.

Mr. Barrett: I was just kind of concerned about the same thing. We have been, Nathan you may want to weigh in on this and I've seen your e-mail and it's pretty lengthy, so if I get out of line just dial me in but

I'll try to keep it short and to the point but it seems like we've got to make some adjustments on the bricks on main street and that's not a very cheap thing to do and to replace the bricks with bricks would be very expensive and I think you're kind of insightful about our money issues, so I think it was pretty creative of our administration to think of this to piggyback the acquisition of the land to put the parking lot there so now we have a place to safely park people for the Christmas on the town and those types of events. That's what kind of made sense to me and that got me, did I miss anything Nathan, is that kind of it?

Mr. Burd: Um, No, I mean, that was the thinking. There's also a cost savings to doing these together as opposed to separately when you have to engineer and bid 2 separate projects there's additional costs. The bottom line is that to replace the bricks with bricks, adds \$212,000 to the project and engineers have told me and they'll tell you that Main Street, with the number of cars they get per day, 20,000 plus, going faster than they probably should be going, it's not a good fit for brick crosswalks. During your meeting last week, heavy rain, 13 bricks washed away. A crater was in the road. We had to have a street department employee come in 9:30 that night for an emergency fix, it's going to keep happening, it's been happening and so I don't view it as just an aesthetic issue, I view it a little bit of a safety issue as well. So that was the reason for bringing it forward and there was another option than brick, it's called stamped concrete. It's about \$40,000 more, our engineers advised us that when you do stamped concrete and try to make it look like brick, you end up with crosswalks that fade to pink and look bad. So we thought that asphalt was the best option.

Mr. Barrett: Thank you very much. That was kind of the thinking. I agree, I love the brick, but you gotta remember, every time something happens on 70, they divert traffic down Main Street. Every time there's a load apparently too big to go down 70, apparently, it's one of those things that unfortunately is one of those things.

Mrs. DeBrock: Well I understand, but the question is, why are we not talking about the long range goal. Ok? If that's, if the brick crosswalks are the problem, then what are we looking at to improve? We already have an issue with comfort and pedestrian walkway, it's not comfortable. It's in the report.

Mr. Barrett: I think the Mayor's doing for what he has at his fingertips to have in this city to run it. It's kind of a pretty much, I don't think he's got a lot of alternatives at time. Unfortunately I think that's kind of where that thinking got.

Mrs. Kelly: First of all Nathan, I would like to thank you, I thought your email responses, answered some of my questions, your answers were very thorough and clear. Monica, I understand what you're saying about the parking lot except I will say that we've gone decades without parking. I have said this before that as a parent, when I first moved here and I went to go to Ohio Select, trying to get my child out of the car, in and out, there is definite need for parking I've heard that numerous times from people, with Christmas on the town at different times and while I do agree that this is a prime spot for development, I also think that ideally, having additional parking there could increase traffic in the businesses along Main Street which then that would increase... if you have increased traffic on Main Street those business, those profit margins are going to go up when their businesses do better. That brings in, draws more people to want to have business in Reynoldsburg. And while, and I think Nathan and his e-mail spoke to the in the Old Reynoldsburg Strategic Plan and you can correct me if I'm wrong, that they talk throughout the strategic plan and I don't have it in front of me but I remember when we discussed it, they talk about parking was a big part of that and a need for parking. So I hear you and I appreciate your passion but I agree that the bricks, while they're beautiful, they're not a sustainable project right now and parking is an immediate need.

Mrs. DeBrock: So you're willing to spend that much money for an asphalt parking lot that is temporary, that is hard to get out if you're coming out of that new parking lot? It would be very hard to turn east. And if you go down to the light, behind all of those shops, it's a one way street. You're asking for additional, it's not a one way street, only one car can go through, right now you just pray no one is coming the other direction. But my question is, this strategic plan is not just about adding a parking lot, it's about adding it appropriately and it's detailed in here. It's not ever mentioned to add it on the front of Main Street. That is not good development, it's temporary.

Mrs. Kelly: Nathan, did you have something you wanted to add?

Mr. Burd: I don't, you know when we talk about the lot being temporary, it's temporary until something better comes along. That could be three decades. And we're talking a lot about a prime piece of development? You bought it for \$10,000. Is it really a prime piece of...we want to make it a prime piece, it's not there yet so let's be realistic about it.

Mr. Skinner: Nathan, quick question, and this is just the first stage right? This is just to get the engineering..

Mr. Burd: yes, this is what the City Attorney was talking about earlier. This is that, if you Ok this tonight, we will then go to our engineers, they'll design the project and bid it and then we'll come back as soon as we can with a recommendation to hire a contractor.

Mr. Skinner: Then we'll have further discussion at that point.

Mr. Burd: Hopefully, you'll vote for it on the first regular meeting back as we've learned, but certainly, if the bids come back unfavorably we could take further action if necessary.

Mr. Clemens: yes, I can understand the complaint about Old Reynoldsburg. I can't see any improvement there in the last 20 years, but we're talking about safety, we have an obligation to the public when they drive up and down that road and it's not safe, it hasn't been and if you're going to complain about things, complain about the grass a foot high on a vacant lot around curbs, sidewalks, telephone poles. If we're not taking care of things like that, why worry about the brick. I'm saying safety comes first, let's take care of that we bought that for a parking lot so the public could get in there and spend their money, we've had that complaint for many many years. Improvement comes, and I've set here 15 years ago and saw money turned back to the government because we couldn't get people to go long and improve in Old Reynoldsburg. I think safety comes first and as far as worrying about the future, the future is going to be the States' going to come through here and re-pave it one of these days and it'll be much better all the way. We turned down the brick that was supposed to be on Main Street, where we had brick in the sidewalks because of that problem all the way down as we did the streetscape and that was one of the reasons, we had too much traffic and was afraid of the problem that would happen like it's happening right now. I like to see it too when it was done, I was here it was problem and I probably did it. But it's turned into a big problem and a safety problem and I can't see in the parking lot, I can't see a problem as far as a parking lot, I don't. We're going to put trees there, we're going to put some shrubbery, it's going to look nice.

Mrs. DeBrock: That's not what I'm saying. I think you're wasting our tax paying dollars on a piece of property that, throw some gravel up, throw some planters up...

Mr. Clemens: We don't allow gravel, you know what I mean, it's not supposed to be gravel. People get away with it but we don't allow gravel.

Mrs. DeBrock: this is our city tax dollars and this is a temporary fix to be developed later.

Mr. Clemens: We don't put gravel in parking lots.

Mrs. DeBrock: I think the community will remember this, and I don't have a problem with safety.

Mr. Clemens: I hope they do remember it.

Mr. Joseph: any other questions, comments on this item? We've had Councilman Cotner made the motion, Councilman Skinner seconded it (McGrady seconded).

Clerk called the roll: Mr. Clemens "Aye", Mr. Cotner "Aye", Mr. Long "Aye", Mr. Skinner "Aye", Mr. Barrett "Aye", Mrs. Kelly "Aye", Mr. McGrady "Aye".

Mr. Joseph: 7 affirmative votes, 0 negative votes, will be Ordinance 53-14.

LEGISLATION FOR THIRD READING

ORDINANCE AMENDING ORDINANCE NO. 55-02 PASSED JUNE 24, 2002 TO REFLECT CHANGES OF DESCRIPTION OF AN AREA IN THE CITY TO PHASE VI, VII, AND VIII, AND ADDITION OF PHASES IX THROUGH XI OF THE SIDEWALK PROGRAM. (Second reading 06/23/2014).--- Long. Safety.

Mr. Long: This comes from the Safety Committee with a recommendation of adoption and I so move. Seconded by Councilman Barrett.

Clerk called the roll: Mr. Clemens "Aye", Mr. Cotner "Aye", Mr. Long "Aye", Mr. Skinner "Aye", Mr. Barrett "Aye", Mrs. Kelly "Aye", Mr. McGrady "Aye".

Mr. Joseph: 7 affirmative votes, 0 negative votes, will be Ordinance 54-14.

ADJOURNMENT 8:32 p.m.

Doug Joseph, President of Council

April L. Beggerow, Clerk of Council