

SAFETY COMMITTEE MEETING MINUTES

June 16, 2003

Members of Safety Committee present: Mel Clemens, Jim Wade, Ron Stake, Lane Beougher. Other members of Council present: Sarah Cannella, William Hills, Eric Gilbert, Council President Bradley L. McCloud.

Mr. Clemens: I'll call the Safety Committee meeting to order at 7:32. The first item on the agenda is the approval of the minutes of the June 2, 2003 Safety Committee meeting. Are there any additions or deletions? If not, they'll stand approved. The next item is the approval of the agenda. I'd like to add two items. I'd like to add an item as 3a (Homeland Security Overtime), and as 3b (A GREAT Grant). Are there any other items to be added or deleted? If not, I'll make a motion for approval of the agenda. Do I have a second? Second by Mr. Beougher. All in favor, say aye. (All voted "Aye"). Opposed? (No response).

Item number 3a, Homeland Security Overtime. Chief Miller.

Chief Miller: Thank you, Mr. Clemens. And thank you for allowing us on the agenda this evening. This was a grant that we discovered just a short time ago. It is, we're talking about the Homeland Security Grant? Correct?

Mr. Clemens: Um hum.

Chief Miller: It's a grant that will allow us to apply for overtime for any kind of training and, that needs to be done that would attach to our efforts to fight terrorism and violence and drug related crimes. With that in mind, we applied for that grant based on the amount of training that our SWAT Team needs. The SWAT Team would be the first group of officers that would respond. Especially to those areas that we have some specific installations in and around the City of Reynoldsburg that have been designated as potential targets. We have mutual aid agreements with all of the agencies involved. The grant is for approximately \$50,000, and the city would have to commit 25%. However, we currently have that amount. The grant costs are \$53,104. Our 25% commitment or match, local match, would be in the amount of \$13,276. However, we currently would have that in the budget for, in our overtime budget.

Mr. Clemens: Are there any questions for Chief Miller from the Committee? Council members? Mr. Hills.

Mr. Hills: Mr. Clemens, I'm not on the committee, but when you say that we currently have it, then we, would we be reducing our overtime budget by the amount we received of this grant? We have \$53,000 for training and overtime? Or do we have \$13,276? Are you going to do additional training or are you going to do the training you do now, and be able to offset it by a grant?

Chief Miller: We're going to be able to offset it.

Mr. Hills: So we should be able to reduce by \$39,828, next years overtime in the police account?

Chief Miller: Yes.

Mr. Hills: By accepting this grant?

Chief Miller: Yes.

Mr. Clemens: Sounds good to me. Are there any other questions for Chief Miller? Mr. Beougher.

Mr. Beougher: This isn't marked for an emergency, but the deadline is June 27. Do we need to accelerate this?

Chief Miller: We have, we've already sent the paper work in. One of the issues is, that it is a highly competitive grant, and we had to have it postmarked by June, quite frankly, before June 13. We had it postmarked by June 12 to be as high up on the list for consideration. If it was going to be voted down, then we would just send a letter and say, cancel our application.

Mr. Beougher: Okay.

Mr. Clemens: Mr. Hills.

Mr. Hills: I do take it from that, and seeing both of these grants, whereas there was a time we may have seen the grants before they were applied for. Now we're only seeing it as a request to accept, once they've been applied for. Is that what we're doing on this?

Chief Miller: No. I am trying to get these to you as quickly as we can. This is just one of those where it came to our attention. We scrambled to make the application, and then to bring it to your attention.

Mr. Hills: Both of these are asking us for the right to accept it, assuming it is granted. Because they have both been applied for.

Chief Miller: No. They're separate issues. The Gang Resistance Education Grant is a different issue.

Mr. Hills: Okay.

Mr. Clemens: You don't feel you need an emergency on this? Chief, you don't feel you need an emergency?

Chief Miller: No. You can take it through.

Mr. Clemens: Alright. I'll make a motion that we send this to Council for the first reading. Do I have a second? Second by Mr. Stake. All in favor, say aye. (All voted "Aye"). Opposed? (No response).

The next item on the agenda is the GREAT Grant. Would you explain that Chief?

Chief Miller: Yes. This one, you approved us to apply for it. We've been granted the grant. However, what we are now asking, is that, this is one of those grants where they reimburse us. They don't send us a check for the amount that we've been awarded. In a discussion with Mr. Whitney and Mr. Turner in the Auditor's Office, we are bringing a request to you to give us, or to fund an account in the amount of \$17,342, and then as we, on a quarterly basis, apply for the federal funds, to be reimbursed under the grant that we've received, it will go back into the general account.

Mr. Clemens: This is strictly for training?

Chief Miller: This has to do with taking an educational program into the 7th grade, at the 7th grade level into the Junior High School. It will replace what is currently our 7th grade component. It's a companion piece to the DARE Program, is essentially what it is. It reiterates the message that's sent in the DARE Program, but it targets gang resistance and violence as alternatives. There's a training that tries to teach a different alternative to those areas of social problem.

Mr. Clemens: Are there any questions for Chief Miller from the committee? Other Council? From the committee, Ron Stake.

Mr. Stake: Thank you, Mr. Clemens. Chief, does the city have a portion that we put up for this, or are we reimbursed 100% for this grant?

Chief Miller: The portion that we put up is our officers being in the school and doing the training itself. But it does not take any additional dollars in terms of additional manpower personnel. The people that we currently have in place will still be there and be doing the training.

Mr. Stake: Okay. Thank you.

Mr. Clemens: Mr. Gilbert.

Mr. Gilbert: Thanks, Mr. Clemens. I'm not on your committee but, now is this something that you might utilize? I noticed you had a paragraph there with the DARE Program and scaling back some of the number of weeks to allow time to present this. Would this be something you would direct more towards the DARE Officer to handle, or?

Chief Miller: Yes. It would be...

Mr. Gilbert: Or is it something the School Resource Officer would be able to assist in, or how would it be structured? Are you that far on your thinking yet?

Chief Miller: Yes, we are. It will be our DARE Officer who is trained to deliver the GREAT training to the students. And currently, what's going on in the State of Ohio and through the

Robert Woods Johnson Foundation, Robert Johnson Woods Foundation, I get it confused, and the University of Akron, are taking a very, very close look at the current DARE Program. And one of the recommendations that's coming out of that study is to do exactly what we've been doing here in Reynoldsburg, and that's, when they take a look at the DARE Program, the one issue that find where it fails, is that you come to the 5th grade and deliver the 5th grade, what they call the 5th grade core curriculum, and that's the only time that message is delivered. What the studies are showing is, that where the message is delivered over and over again throughout the educational experience, that's where there is the greatest impact. And so, this GREAT training will be a companion piece to the DARE Program, and it fits very well with it, but it's exactly what we're doing now. The studies, what they're trying to do is reduce the 5th grade core curriculum so that we can come back at the 7th grade and do this additional training.

Mr. Gilbert: Thank you.

Mr. Clemens: Chief, is there a reason for emergency on this?

Chief Miller: Only to get the program up and operational.

Mr. Clemens: You're going to start the program the minute we pass it in other words?

Chief Miller: Right.

Mr. Clemens: Okay. Mr. Hills.

Mr. Hills: Chief, if I could ask, your DARE Officers will be the ones that do the grant curriculum? Are they going to teach this grant? It says "this allows agencies that don't teach the Junior High curriculum the time to work with students at this grade. For Reynoldsburg, this change will allow seven weeks in which we can teach the grant curriculum to 6th grade student". Are the DARE Officers, you say you're shortening the program from 17 weeks to 10 weeks, and that gives you the 7 weeks to teach. So, are using the same DARE Officers who currently teach DARE to teach grant?

Chief Miller: Yes.

Mr. Hills: And we're paying them now?

Chief Miller: Yes.

Mr. Hills: I just, it seems to me like we could reimburse their salaries out of this program. This program is to pay the salaries of the instructors. Is that right? The grant reimbursement?

Chief Miller: There is some, the officer who's doing this training, part of the grant has to cover her attendance at the training to learn how to teach this curriculum. So that's part of the grant.

Mr. Hills: But we're paying her out of our 100 account.

Chief Miller: Yes.

Mr. Hills: Whether she's there or here?

Chief Miller: That's correct.

Mr. Hills: It isn't requiring the hiring of somebody new?

Chief Miller: No.

Mr. Hills: But it's going to pay somebody, I just look at this as a benefit to our, it looks like, I wonder why we're going to appropriate funds if we're actually, the funds are already appropriated. Am I making sense?

Chief Miller: Mr. Hills, Mr. Turner is not here. My staff went to him and asked, how do you want to have this happen? And they came back and said to me, this is the best way to handle this. Ask City Council to set up an account on this grant. We will, on a quarterly basis, apply for the money, and then on a quarterly basis, when the federal government transfers the funds to us, it will just go back into the General Fund.

Mr. Hills: It looked like we could take this amount of money out of the 100 accounts and transfer it to that fund. If that's what you're after. I can just, if it's new monies, that's one thing. But it looks like this is just paying the salary of somebody we're already paying. Maybe I'm having trouble with this.

Mr. Clemens: Mr. Wade.

Mr. Wade: I'm kind of lost in this. I'm going to read the second paragraph and read into that (inaudible). But, I take it as being the monies not to go for that. It says that it can be used for, to teach the _____. But then it says, "this money can be spent on supplies, salaries, and training expenses. However, the Bureau of Alcohol, Tobacco, and Firearms explains, that ultimately they would like the grant money to go toward the children. Such as books, t-shirts, and other incidentals". That's different than the salaries we're talking about. Is it not?

Chief Miller: Yes.

Mr. Wade: Is that what it's going for?

Chief Miller: Yes. Not salaries. I mean, the officers are still in place. It's the same officers that we currently have. But the things that we need to do to get this training under way are what the grant is for.

Mr. Wade: The materials needed to teach.

Chief Miller: Yes.

Mr. Clemens: Mr. Gilbert.

Mr. Gilbert: Chief, and just, with the emergency, they need the training before the school year starts. By the end of the summer. Correct?

Chief Miller: Yes. And they've already attended the training. And it's come out of my budget already. Now, what can happen is, you can choose not to handle it this way, and every three months, we'll just be, we'll be behind in terms of funding this. Because what happens is, we have to submit our expenses, and then out of our grant, with the federal government, they do an electronic funds transfer and reimburse. It's not something, this is not a grant where we get the \$17,342 in advance from the federal government. We get reimbursed for it.

Mr. Hills: That wasn't provided to us up here, was it? But we didn't see this grant before we applied.

Chief Miller: Bill, I may not be as prepared to discuss this one as I wish I could be.

Mr. Hills: I didn't know about it until just now. I read it in the weekend packet. I hadn't heard about it. But, I did just check with Nancy, and no, we hadn't approved this. It's not that we wouldn't have. I think that the concept, it looks great. It looks like it's going to be giving us, possibly, I'm just not sure from what we have here, I agree with Mr. Wade, it's a little confusing about what it is. Because we're paying these people now, and this is monies to buy them books, t-shirts, and incidentals, is what it appears to be, and/or pay salaries. But we're already paying the salaries. So, we ought to be able to do the incidentals. I just hadn't heard anything at all about this 90 days and you get it back electronically. So, I hate to sound real stupid, but I just hadn't seen this until Friday when I saw it in my packet and that's why I'm asking the questions.

Mr. Clemens: Are there any other questions for Chief Miller? Do I have a motion from a member of the committee to send this to Council for a first reading with an emergency passage? Motion by Mr. Stake. Second by Mr. Wade. This should go to the Finance Committee too. So, I'll refer this to Finance Committee. This will go to Council for the first reading with recommendation for passage as an emergency. Thank you, Chief.

Mr. Gilbert: You've got to vote.

Mr. Clemens: That would be nice. All in favor, say aye. (All voted "Aye"). Opposed? (No response).

The next item on the agenda, Authorization for installation of new chiller for Municipal Building, and to waive competitive bidding. Service Director.

Mrs. Reichard: Thank you, Mr. Clemens. I think probably, most of you have heard about this at one time or another prior to me coming here. Because I know we've been holding this chiller together, which is a part of the HVA system for City Hall. As I call it, we've been holding it together with a toothpick and a straw. I think it's on its final leg, and unfortunately this is one of those things that got caught up in the transition between Service Directors and it was at the bottom of a pile. So here we are in mid June, and I really, honestly think it's going to get hot. One of these days it's going to stop raining, and we're probably going to have a whopping July. So what I did was, I asked Mr. Taggart, who is with me tonight, to talk about the system. To look at, when we were just trying to find out what we were talking about cost wise. Did we have money in the budget to do it, etc.? He asked for 5 or 6 requests for quotes, and those should have, and he outlined those in your packet so you would see that we are comparing apples to apples. And by the time we got to this point, if we go through the regular process and do the full bid, and all that kind of stuff, if the system comes down this summer, we're in a lot of trouble. Otherwise, it's not going to be really ready until the hot weather of '04. So, we've asked that you waive the competitive bidding. However, we have very carefully looked, and asked for at least 5 quotes to give you an idea of the spread. But as I said, I've asked Mr. Taggart to come this evening to talk about exactly what's going on with the chiller.

Mr. Taggart: First of all with the current chiller that we have, a new compressor was put in in '94. It has been hit by lightning. The fin plate on it was repaired last year. The louvers, the head pressure louvers on the top of the unit aren't working right now. To get those fixed it would probably be about fifteen to twenty thousand dollars to have the coils replaced and the louvers repaired. We don't have any schematics on the controls right now in the unit from the lightning hit. It was redone by, I think Link. I wasn't here when this went on. The unit right now is working. To save the coils though would be my main worry. They can go at any time. Whether you want to keep fixing it. An average life expectancy is probably 15 to 20 years for a chiller, and it's on 17 right now. So instead of, I would think instead of putting more money into the unit, to replace it. It's probably, like I said fifteen to twenty thousand to have it repaired, or I think \$39,000 for a new unit. That's what I would suggest.

Mr. Clemens: Joe, I have really no problem as far as replacing the chiller. I've been here when it went kapooie before. I knew when we had to let people off work because of the heat and so forth. Because I know how hot it gets in here with all this glass. This is 5 ½ months since the first of the year. It was bad last year and I don't understand why, I wish we could have done it earlier. Let's put it that way instead of having to jump into an emergency and waive competitive bidding. Because it's something that's been bad last year. It was bad the year before, and I knew it was going to go. But I will vouch to all of Council, I do know the situation with the chiller. I know what bad shape it's in, and what bad shape it has been in, and what can happen if it does go out and how long it took the last time to get it replaced. And what it can do as far as summer's concerned in this building. Because of all the glass that we have, it would cause us to let people go home early like we did before, and the Mayor's very lenient on that. We had to be. So I have no

problem as far as replacing it. Are there any other questions for Mrs. Reichard or Joe from the committee? Mr. Beougher.

Mr. Beougher: Joe, is it, what type of chiller do we have now?

Mr. Taggart: It's a Train, recip.

Mr. Beougher: Reciprocating? Okay.

Mr. Taggart: With also one compressor in that. So when that compressor goes bad, we're done. I don't know if you've noticed in this building, it's been like that since I've been here. Every time that chiller kicks on, we get a surge through the whole building. The lights flicker. And that's not good for a lot of the equipment in the building in it's own. A unit with too small of compressor, we wouldn't get that surge. It would be a lot more energy efficient also.

Mr. Beougher: When there's only demand for one compressor to come on, it only runs one compressor. Right? And it's an 80 ton?

Mr. Taggart: 80 ton. We have 75 ton out there right now.

Mr. Beougher: And electrically, it's compatible with the service that's there now? We don't have to rewire the building or anything?

Mr. Taggart: Really what they would do is lift that one out and put the new one in, and I'll make some repairs on the chill water lines. Adapt it.

Mr. Beougher: And this type of compressor will last, will it last longer than 15 years?

Mr. Taggart: It's a screw type compressor.

Mr. Beougher: It doesn't have as much wear as the receptacle one.

Mr. Taggart: Right. It moves back and forth instead of like a recip. It's almost like an engine. It's got pistons and rods.

Mr. Clemens: Mr. Wade.

Mr. Wade: Just a comment. I guess we're saying waiving competitive bidding. But it looks like you basically competitively shopped the price any way. So I think all they're asking for is to remove the technicalities on competitive bidding. I'm comfortable with the amount of bids that you've obtained.

Mr. Clemens: As far as the competitive bidding, I know what a problem it would have been. Even if we would have done it 6 months ago and bid it out. To get it detailed and the way it has to be and so forth. I know that is a problem. But it would have gave us a little more time to work on it.

Let's put it that way. Does anybody from members of Council have any? Mr. Hills.

Mr. Hills: Just a dumb question. Helical versus reciprocating? There's a difference. Right?

Mr. Taggart: Right. It's the screw compressor that we're talking about.

Mr. Hills: And the only two that, the two that you would pick as your top two are the two helicals.

Mr. Taggart: Right.

Mr. Hills: And you are taking the lesser of the two. So someone could raise an argument, is it really competitive when there's, your apples and oranges, but you are taking the lesser one of the two helical units that are in front of us. Which is the lowest bid that is here on similar equipment. It won't be, it's not exact equipment. But it's certainly similar equipment.

Mr. Taggart: Right.

Mr. Hills: Okay. I'm glad to see that. Because there was lesser bids, but those were on reciprocating and not the helical. Not that I know the difference between the two. But obviously, there's a difference.

Mr. Clemens: Do we have any other questions from the committee or members of Council? I'd like to make a motion that we send this to Council for passage as an emergency. Do I have a second? Second by Mr. Wade. All in favor, say aye. (All voted "Aye"). Opposed? (No response). Thank you.

Mr. Taggart: Thank you.

Mrs. Reichard: Thank you.

The next item, Liquor Permit Request, Transfer, from J Hom Land Inc., dba Nishis Convenient Market to One Maghreb Inc., dba., Nishis Market, 6505 E. Livingston Avenue, 1st floor only, Reynoldsburg, Ohio 43068. I have discussed this with the Chief and they are not through with their investigation at this time. So she said they could have it for us within a week or two weeks. I don't think we have to have this back until the 7th.

Mrs. Frazier: You've got to post mark it the 7th.

Mr. Clemens: Post mark it the 7th.

Mrs. Frazier: That's your next Committee meeting because you've got a fifth Monday in there.

Mr. Clemens: Oh, that's correct. She said they probably could have it to us Monday night, and if there's no objections, we'll just let it go if that's alright with everybody. She'll have a report for us Monday night, she felt.

Mrs. Frazier: Okay.

Mr. Clemens: The next item on the agenda, discussion, Authorization of agreement with EMH&T for Reynoldsburg Major Commercial Corridors Streetscape Project- Segment B and appropriation of funds. Mrs. Reichard.

Mrs. Reichard: Now known as Phase 2. This is, of course Mr. Parkinson's here for detailed questions for this evening, but these are for the engineering services related to the design for Phase 2 of the Streetscape Major Corridor that we are just breaking ground on for Phase 1 now. This would get us started on the design for Phase 2, which is due for construction in 2005.

Mr. Clemens: It's my understanding we have the \$500,000, is already there.

Mrs. Reichard: That's correct.

Mr. Clemens: There's been some discussion whether we need the \$98,000 at the present time. Is that correct?

Mrs. Reichard: Yes. I think Mr. Whitney probably could better respond to that. Howard.

Mr. Whitney: The \$500,000 has been appropriated. I really don't know much about the rest of the expected costs except for what I've seen from Dave. But those funds, we would make available if necessary.

Mrs. Reichard: It would appear though, if we were going to enter into contract for \$598,000, we'd have to appropriate all of it. Is that correct?

Mr. Whitney: Yes.

Mr. Clemens: So you're asking for \$98,000 to be appropriated in other words.

Mrs. Reichard: Yes. It would have to be at this time. Out of, I think those were to come out of CIP Funds, weren't they? This may be stated wrong. Mayor, do you have...

Mayor McPherson: Howard, did you put it in CIP or is it still in the Bond Proceeds Fund?

Mr. Whitney: The \$500,000?

Mayor McPherson: Yes.

Mr. Whitney: I'm not sure if it's been transferred yet or not.

Mayor McPherson: I was going to say. I think it's still in the Bond Proceeds Fund.

Mr. Whitney: Could be.

Mayor McPherson: And that's probably why they used the 410.044.5659. It hasn't been put back into the CIP yet.

Mr. Hills: Is 5659 the Brice/Main Fund?

Mayor McPherson: Yes.

Mr. Hills: All expenditures coming out regarding the Streetscape are going to come out of that account. That's why it was set that way.

Mrs. Reichard: Right.

Mr. Hills: And all the money's been put there. If the \$598,000 is coming out of there, if they're going to get \$598,000, it would be coming out of there.

Mayor McPherson: I think the key Bill, is originally when it was done back on the original appropriations, there was a reimbursement clause in the ordinance that said, five-hundred and some thousand dollars would be reimbursed to the CIP Fund?

Mr. Hills: I believe that reimbursements been made.

Mrs. Frazier: That was for the first phase. There's \$500,000 that's earmarked in 440 for this segment.

Mayor McPherson: Is that not the same money though?

Mrs. Frazier: It's not the 410. It's 440, and what there is to do, according to Mike Turner, is to assign an account number for it. It's already appropriated in there. What you need to determine is if you want the 500 to stay, or if you want 598,000 earmarked out of those bond proceeds.

Mr. Hills: The uses of funds out of that...

Mayor McPherson: Well the contract amount is 598.

Mr. Hills: And the numbers that we put this fund together on, that number was based on the start up cost for Phase 2 of 500,000. The reimbursement fee, your other account was in the amount of 565,750.

Mayor McPherson: Okay.

Mr. Hills: I think we may be real close to wanting to see an accounting of what's been done already. Because if I understand the numbers that were relayed to me the other day, the uses of funds were to be \$300,000 to Ameritech and I believe that's now going to be 477, and AEP was 548,067, and that's now up around 600,000.

Mayor McPherson: Well, if you'll recall, when we first started talking about that Bill, that was a million one-hundred thousand. And we dropped it down based on negotiations with AEP and Ameritech, and then from the time that we originally gave you the numbers, it went up slightly. But when we started talking about this, and gave you the numbers, the numbers were over a million dollars. So actually, it's down. It's not down from the last numbers.

Mr. Hills: These are the numbers that you and Howard put together on May 5, which was the determination of how much we were going to be doing the bond for to cover the expenditures.

Mayor McPherson: That is exactly correct. And then when we got into the actual project itself, we got the actual numbers, not the estimated numbers, and it went back up slightly. But from the original negotiations, if you recall, when we originally talked to you about this, it was over a million dollars. So we brought it down to the first number we gave you in May. But when they actually did their projections and said, this is what it's going to cost, it went back up slightly. But it's still down substantially from what we started out talking about it was going to cost us.

Mr. Hills: Well it may be down substantially, but it's up substantially from the amount of sources of funds that you all put Mr. Whitney in the position of determining how much to go out and get a bond for.

Mayor McPherson: Right.

Mr. Hills: He used these numbers to get the bond based on the estimates and the projection of cost, of the total cost of the project.

Mayor McPherson: That's correct.

Mr. Hills: And it was all put together, and there were many of meetings, that I attended, you attended, Mr. Whitney attended, and other Council people were in that says, when you make these estimates, give us your best estimate, and if you err, err on the side where we have more money than what we need to complete the project.

Mayor McPherson: Well again, it didn't happen.

Mr. Hills: All I'm saying, I think there's, I think Mr. Whiney has said, he's hoping there's still money there to do it. But we're talking here tonight of three, four, five, six-hundred thousand dollars, excuse me, two, three, roughly three-hundred thousand dollars already, that is above and beyond what your projections were. Is that correct, Mr. Whitney?

Mr. Whitney: That's correct.

Mr. Hills: That I think, gets us where I would like to see. Let's break these down, let's see where it is, let's get a report in here that shows where it is. This isn't very old, and this was the whole purpose of putting this in one account. So we could keep good track of it and not going from other accounts to be funding this.

Mayor McPherson: Well, right here's \$98,000 of it because we originally estimated \$500,000, I believe. And then when the contract came in from EMH&T it was \$598,000. Okay, and then I'm sure they learned from the first phase, there were some things that weren't included and not done. And if I'm not mistaken Dave, isn't this even a little bit longer of a project? So, there are several things that brought this in larger. We can go back and point fingers, and I've told you earlier...

Mr. Hills: It's not pointing fingers, Bob. That's not what I'm trying to do.

Mayor McPherson: Well, it is. And I'll take the full responsibility for the errors to the numbers. We did our best guess estimate when we gave those numbers to you. They didn't come out exactly the way that we had hoped they did. Bottom line is, Howard tells us we have the money. These are the numbers we're giving you tonight to get the project moving. It's a Councilmatic action, and if you choose not to do it, that's fine. These are the numbers. And we can't change them. We can't make them be something they're not. They are not the estimates we gave you. That's my fault. I'm the Mayor. I should be more exact on them. I wasn't. You know, the bottom line is, these are the numbers.

Mr. Hills: Bob, I don't believe you put the estimates together.

Mayor McPherson: I helped on those estimates.

Mr. Hills: I'm not looking to point blame here. That's not it.

Mayor McPherson: But, why are we talking about these issues? The money is there. These are the numbers. These are the real numbers. These are the numbers that it's going to cost us to put the project together. Now we can beat it to death, or we can go forward with it. Howard, these are the numbers. Am I correct?

Mr. Whitney: The numbers that we have. Yes. The issue here right now...

Mayor McPherson: They're not the estimates.

Mr. Hills: Go ahead, Mr. Whitney. I'd like to hear what you have to say.

Mr. Whitney: The issue here right now is, that this item 6 is for Segment 2. Now, I had no idea of how much to, wanting to, like with Section 1, we got the funds for the engineering and design phase after the date. That's the 565. So I wanted to include enough for the bond issue to start the funding for Phase 2. Which is where we're at right here. I didn't have the foggiest idea, well, I did. I just assumed the \$500,000 figure, which is a little bit under. Figuring that, well, it's going to be more than that, that the contract's going to be more than that, we can hit this with the bond issue for the next phase. That was my thought process. So, in the meantime, like we did for Phase 1, if we're going to do that contract for a 598, that we can take the 98 out of the CIP and replace it when we do the bond issue 4, basically. Make sense?

Mr. Hills: I guess anything makes sense by taking from one account and another account. But

that wasn't the purpose of setting up this whole Brice/Main account. It was to be able to have a total track of the accounting. I would feel that if we're going to take it out of it, that's where you take it out of, and then when it gets to zero, we better figure out how much hasn't been done. At least we'll have it all accounted for in one spot.

Mr. Whitney: I don't see where you're coming from there Bill.

Mr. Hills: Well, I guess if you're going to take the 598, you'll take it out of the Brice/Main account, where that's what it was put there to do. And then we'll see as we go down the project, when do those funds and those accounts get less than what our expenses are against them. And that's when we ought to figure out what we take out of another account to offset that.

Mr. Whitney: This 598 is for Phase 2. Not for Phase 1.

Mr. Hills: I believe also the date on those, 2-05. Is that correct?

Mrs. Reichard: That's correct.

Mr. Hills: So I really, it's hard for me to believe that EMH&T is going to spend \$598,000, or \$89,000, or whatever it is, \$98,000 in the end of '03. This construction on Phase 1 is going to be finished at what time? The '01 construction.

Mrs. Reichard: At the end of the year.

Mr. Hills: The end of the year.

Mrs. Reichard: A hundred and eighty day _____.

Mr. Hills: And these plans are being put together for a project that you're saying is '05.

Mrs. Reichard: It's for construction in '05. But the engineering, if they can get started with the engineering for Phase 2 while Phase 1 is going on, that puts us further ahead. And I might add, that they did eat a lot of cost, engineering cost, EMH&T. Because they underestimated what the engineering would be for Phase 1.

Mr. Hills: Yeah, I know where the 500,000, I think Howard, it came from some meetings of people that were in that says, well the start up cost on the second phase will be less than the first phase. And that's why it came up at 500,000.

Mrs. Reichard: But we learned from the first phase. I don't think anybody expected...

Mr. Hills: We learned a lot from May 5 to now. We learned an awful lot in a period of 5 weeks that I wish we would have known before we did the bond.

Mrs. Reichard: Mr. Hills, we learned a lot in the last 5 weeks based on the pre-construction meetings that we've been at. When the utilities came to the table and found out the complication

of the project, this is really, in the beginning, this is the utilities project. And that's when the price began to escalate. Unfortunately, I don't believe we have any control over that. I could be wrong. But I don't believe we do.

Mr. Hills: So Mayor, you're saying it ought to come, or Howard, you're saying it ought to come out of the CIP account?

Mr. Whitney: I'm saying any excess for the engineering for Phase 2 will need to come out of the...

Mr. Hills: And our current disbursements of incomes, we have zero dollars going into the CIP account. Correct?

Mr. Whitney: That is correct.

Mr. Hills: So, there is nothing that builds that CIP account back up, because of our revenue position two years ago, or a year ago, at the beginning of this year, we changed the percentage so nothing goes in the CIP account.

Mr. Whitney: Well, we just transferred \$565,000 to the CIP Fund.

Mr. Hills: That transfer has been made?

Mr. Whitney: I believe it has been made.

Mr. Hills: But, do we not have that earmarked on some other projects, Mr. Clemens?

Mr. Clemens: I thought we did. But, I think the whole point of the issue is, whether we want to proceed or not with the engineering. And I can understand Mr. Hills' comments on this that presently, if you think of the three-hundred some thousand plus the ninety-eight, we're going to be 400,000 over what the estimate was before we really started. And I think that should be accounted for so that we know what's going on. I have no problem if we have to come up, that's what the engineers say. I mean if this is a 2005 project, I'm hoping it doesn't take them a year to do the plans. I may be wrong. Is it going to be a year to do the plans Dave, or what?

Mr. Parkinson: It's not the plans that are the problem. It's the utility coordination and it's the easements, and the negotiation with the property owners. It's getting the driveways where the property owners will agree to have them. It's getting their signs where they want. That's the part of the process that dragged out far beyond our wildest imagination for time and effort. And so our hope was, to get started as soon as possible so we could get into this part of the process. The negotiation with the property owners, and the utilities at the same time, and get that out of the way so that when we were ready to bid, these last, what seemed to be last second issues, we won't have. We will already have solved any problems that come up.

Mr. Clemens: I mean, that's understandable. I think that should have been explained to start with. Because I know it doesn't take a year to do the plans and to get the project going. Like I said, I

agree with Bill that there should be an accounting come in on as it goes, where the money is going and how it's been spent so we can keep up with it. Are there any other discussions from the committee members? Any questions for Mrs. Reichard? The Mayor? Auditor? Do I have a motion from anybody on Committee to send this to Council for the first reading? Mr. Beougher, would you like to make the motion?

Mr. Beougher: I would.

Mr. Clemens: Motion by Mr. Beougher to send this to Council for the first reading. Do I have a second? Second by Mr. Stake. All in favor, say aye. (All voted "Aye"). Opposed? (No response). This will be sent to the Finance Committee for the funding of the \$98,000.

The next item on the agenda, Discussion, Authorization for filing of application and to enter into agreement with LTIP funding (Reynoldsburg Major Commercial Corridors Streetscape Project, Segment B.

Mrs. Reichard: Are we talking about the SCIP and LTIP now?

Mayor McPherson: That's CIP.

Mrs. Reichard: Okay. Those two particular programs, I know you dealt with those in the first phase, but I have asked Mr. Parkinson if he would speak to those issues, because he's more familiar with them than I am.

Mr. Parkinson: This is, not to be glib, but this is just standard operating procedure, if you wish to apply for assistance from the Issue 2 people for Phase 2 of the project. The application requires an ordinance from Council authorizing the submission of the application. And that's all this does.

Mr. Clemens: Do you want that as an emergency, Dave?

Mr. Parkinson: No. Well, let's see, the application is due the first week in September. So if it can get through the normal process before you break in August. So I think if you just had a couple of readings, and rule suspension perhaps.

Mr. Clemens: That will be fine. Okay. I'll make a motion that we send, first are there any questions for Mr. Parkinson? Okay. This is standard procedure. I'll make a motion that we send this to Council for its first reading. Do I have a second? Second by Mr. Beougher. All in favor, say aye. (All voted "Aye"). Opposed? (No response).

The next item on the agenda is requesting an Ordinance authorizing and directing the Mayor and the City Auditor to file an application to enter into a project agreement for Local Transportation Improvement Program funding for Ohio Public Works Commission, Issue 2 for Reynoldsburg Major Commercial Corridors Streetscape Project, Segment B. Mr. Parkinson.

Mr. Parkinson: It's the same thing. What you all probably know as the Issue 2 Program, includes

two funding sources, SCIP and LTIP. And in order to be, so that there's no doubt, we ask that two ordinances be passed. One for each fund so that there's no question.

Mr. Clemens: Any questions for Mr. Parkinson from Committee? Yes.

Mrs. Frazier: David, EG&G wrote all three of the ordinances on these the first time. Can I fashion them after theirs, or I assume they're not writing them this time.

Mr. Parkinson: It would be very similar language.

Mrs. Frazier: They're the same thing?

Mr. Parkinson: Yes.

Mrs. Frazier: Okay. That's fine.

Mr. Clemens: Any other questions from members of the Committee? Members of Council? If not, I'd like to make a motion that we send this to Council for the first reading. Do I have a second? Second by Mr. Stake. All in favor, say aye. (All voted "Aye"). Opposed? (No response).

The next item on the agenda, Ordinance authorizing Evans and Mechwart to provide services regarding ADA curb ramp database update for work performed in 2002, survey of intersections included within sidewalk assessment Phases IV and V, and development of a draft implementation plan for ADA compliance within public right-of-ways, and appropriating funds therefore. Mrs. Reichard.

Mrs. Reichard: I don't have any additional comments than from last committee meeting. If anyone has any questions, we'll try to answer them.

Mr. Clemens: You had stated you would like to have this passed as an emergency.

Mrs. Reichard: Yes, sir.

Mr. Clemens: I believe the account number has to be changed. Am I correct on that, Nancy?

Mrs. Frazier: Yes. Mr. Turner had suggested the account number be a CIP number as opposed to the Sidewalk Construction Fund number, because he didn't feel that was proper to take those funds out of there. So, rather than transferring (Tape Change) we would just put it into an account number, and he had given me that. Where it says, 420.030.5653, it would become 410.088.5659.

Mr. Clemens: Okay. Do I have to amend that Nancy, or just put it in?

Mrs. Frazier: You can send it amended.

Mr. Clemens: We can amend it at Council. Alright. Are there any questions for Mrs. Reichard

or Mr. Parkinson on this? Members of the Committee? Members of Council? If not, I'd like to send this to Council for approval for passage as an emergency. Do I have a second? Second by Mr. Wade. All in favor, say aye. (All voted "Aye"). Opposed? (No response). Motion passes.

The next item on the agenda, Ordinance to amend the Code of Ordinances of the City of Reynoldsburg, Ohio, Chapter 505, Animals and Fowl. Mr. Underwood, did you want to speak on this? I think there's some questions to be brought up. That's the reason I think there's some questions from I believe, members of the Committee, if I'm not mistaken. First we'll ask, are there any questions for Mr. Underwood from the Committee? Members of Council?

Mr. Hills: I'd ask Mr. Underwood to redraft it, or have it drafted just so it complied with the original code and not the changes. So, I have seen that and the issues that he and I talked about. He certainly has corrected the addressing of it, the typing of it, so it's much easier to read now compared to what it was. I don't know if I have any additional questions. I think Mr. Underwood and I have talked about the concern I have about separate breeds.

Mr. Clemens: Are there any other questions from members of the Committee? Mr. Beougher.

Mr. Beougher: Thank you, Mr. Clemens. Mr. Underwood, I gave you some material from the American Kennel Club and _____, that you had reviewed it and found no problems?

Mr. Underwood: Yes. That's correct. Well, the American Kennel Club supports the view because they make money off breeds. They're not going to chop off their nose and cut off the source of income. So their viewpoint is skewed toward their membership. And I can add, in my own mind, I was back and forth in my own mind several times, whether to name breeds or not name breeds, and in the last month there's been two attacks in Central Ohio with people being mauled. Not necessarily pit bulls. I think one was a pit bull and one was another breed of dog. The first four texts cover those that are trained, whatever, to become vicious. In my thought finally, I came back and decided of listing some breeds that would hopefully, now this means they're prima facie evidence. But they're a vicious dog. Prima facie can be over _____ by evidence in court that it's not a vicious dog. To give Shelly a, Shelly and the Chief wrote the initial ordinance and then we messed around with it, then it came to Council, and we messed around with it again. My thought was, if it saves just one person in the city from being mauled, it's worth doing. If it doesn't save anybody, so be it. But the attempt is, vicious dogs are becoming a problem nationwide, and the big vicious dog has got no place. They've already got strict liability from a civil law suit that if you have that breed of dog, you're going to pay. So I tried to take it one step further.

Mr. Beougher: Okay. And at one point we put in some language that allowed for a pit bull, provided it had certification and all that. And that's out the window. Right?

Mr. Underwood: I opted to take that out. I didn't see that it helped enforcement. And that's something that somebody could show in court to overcome the prima facie case. So it's a bad

dog, they could show it's had it's teeth pulled, whatever, been through all this training. But, training is good, but unless you keep up with it, dogs regress. Any animal will. You can take a dog and it comes out of training and it'll heel, sit, _____, if you don't work with it for a couple of months, it's gone right back to what it was before. No exception on these dogs.

Mr. Beougher: This ordinance doesn't address de-barked dogs as I read it.

Mr. Underwood: I stayed away from, barking doesn't kill anybody. It's an annoyance. We have a noise ordinance.

Mr. Beougher: No but, a dog that doesn't bark could surprise somebody and, I mean, the de-barked dog is typically one that is a dog that is intended to protect some sort of illicit activity, and is usually indicative of something going on. And I think, doesn't the state indicate something about de-barked dogs, or not? Some other states. Maybe it's immaterial. I guess my concern is that we're not focusing on pit bulls at the expense of other dogs. I mean, we're, they'll go to the next most dangerous breed and start training those to be protectors, and pretty soon we have other breeds being corrupted.

Mr. Underwood: Well, if they fall on the first floor tests, they're called vicious dogs, and they're gone. Right now, there hasn't been a human cry, or a lot of literature, or most of the attacks have been in the pit bull group with the high jaw, pressure that they can put on.

Mr. Beougher: Is that scientific evidence?

Mr. Underwood: Yes, it is.

Mr. Hills: That's what made them a pit bull, I think.

Mr. Beougher: Well, the tendency not to let go I think, what is indicative of a species. Alright. Are you, Mr. Hills, are you, you still have problems with the mention of specific breeds I know.

Mr. Hills: The City Attorney and the Chief of Police know, and the dog individual want to do it. I'm just not sure but what it creates a greater problem. I think that we have to find out to test it. Bill, just to clarify from reading this, if a citizen in Reynoldsburg owns a vicious dog, they are in violation of law, per se, and they are to be rid of the dog. It's a misdemeanor. Second offense, I don't know how you have a second offense if the first one is you're to get rid of the dog. But that's where I talk about an enforcement problem, is the stepped up M3. The vicious dogs of which now we are saying more than just pit bulls are vicious, are not allowed to be owned by...

Mr. Underwood: Can be vicious.

Mr. Hills: Well, we're saying that they are. A pit bull is a vicious dog. Because it follows in that category along with these others. We're not allowed to do it. Now, dangerous dogs, which is one that has shown some evidence of potential to do something, there's a fine of \$30, I mean a permit fee of \$30 a year, I believe. But I think our ordinance has said this historically. A vicious dog is not allowed to be owned. And now we're saying there are additional breeds that are

vicious. And I, you know, I have supported things I don't always agree with, but, I mean if you all are comfortable enforcing this, if I was writing it, and I don't think I'd write it that way, but I'm not writing it. I'm just voting, I have to vote to, if you're all happy with it, I may have to live with it.

Mr. Underwood: I think she's satisfied on the enforcement side, but I can't speak for her. I know Shelly is. Shelly's reviewed it.

Mr. Clemens: Are there any other questions from members of the Committee? Members of Council? If not, I'll make a motion to send this to Council for its third reading for approval. Do I have a second? Second by Mr. Stake. All in favor, say aye. (All voted "Aye"). Opposed? (No response).

That ends the Safety Committee at 8:30.

- -Nancy C. Frazier, Clerk of Council
(Transcribed - Susie Smith)
June 16, 2003

SERVICE COMMITTEE MEETING MINUTES

June 16, 2003

Members of Service Committee present: Eric Gilbert, William Hills, Ron Stake, Lane Beougher. Other members of Council present: Sarah Cannella, Jim Wade, Mel Clemens, Council President Bradley L. McCloud.

Mr. Gilbert: I'll call the Service Committee meeting to order at 8:31 p.m. The first item on the agenda is the approval of the minutes of the June 2, Service Committee meeting. Are there any additions or deletions to these minutes? None being heard, they will stand as read. Item number 3 is the approval of the agenda. Are there any additions or deletions to this evenings Service Committee agenda? None being heard, the agenda will stand.

Item number 4 is the discussion regarding the authorization of contract for the 2003 Sanitary Sewer Televising Inspection Project and appropriation of funds. Mr. Kipp. This seems to be an annual event in terms of our maintenance, but getting there.

Mr. Kipp: Yeah, we did, after we had permission from Council to put together the specs and advertise for bids, we did so. The lowest bidder was _____ of Reynoldsburg. And this is the request to transfer the funds into the account and authorize the contract.

Mr. Gilbert: Does this raise any questions from members of Service? Mr. Hills.

Mr. Hills: Just for my own clarification. Didn't we buy some cameras or something last year to do some of this stuff on our own?

Mr. Kipp: We bought cameras, actually it's probably been at least 6 or 7 years ago. And we do do some of it on our own. This is just, we just can't keep up doing all of it on our own is what it amounts to. But, like when we have a problem now, we go in and look at it. Like when we have a sewer backup and we can't figure out what's going on, we put our cameras in. Or we have a sunken spot in a line, we put our cameras in. That's less maintenance.

Mr. Hills: But these people come in every year and you do different segments?

Mr. Kipp: Yeah. This is, what we've tried to do is, we're trying to get all the way through Huber now. We've been all the way through Brookside, and Briarcliff, and we're on our way through Huber.

Mr. Hills: So the camera we bought a couple of years ago, or whenever long ago, was to identify existing problems, and this is preventing maintenance and _____.

Mr. Kipp: This is preventative maintenance is what this is. When we had asked about it, that's what I talked about. We tried to do it in smaller contracts keeping everything under \$10,000 but that wasn't successful in doing that. So that's why we just bought a one _____ this time and tried to bid it out that way.

Mr. Hills: I enjoy competitive bidding. I prefer that under the small chunks than 10,000 myself.

Mr. Kipp: Alright.

Mr. Hills: City Attorney, entering into a contract, has the City Attorney approved this contract yet? Or he will before we pass it, do you think? I suspect.

Mr. Kipp: Yes.

Mr. Hills: Thank you, Mr. Gilbert. That's all I have.

Mr. Gilbert: Other members of Service? Other members of Council? Mr. Clemens.

Mr. Clemens: I support 100% since you're doing Huber. You don't want to quit now.

Mr. Kipp: Alright.

Mr. Gilbert: You had marked this as an emergency. Do you have a time?

Mr. Kipp: It would be good so that they can, of course, we've had all this rain. But it's better done in the summer when it's drier. It's typically done in the summer or early fall. This is all back yard work. The bids are good for 60 days.

Mr. Gilbert: Right. So we have financial reason, and general health and welfare. Correct? So we'll add to this. I would make a motion that we forward this to Council with recommendation for adoption as an emergency. Do I have a second? Mr. Hills with the second. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response). Motion passes. Now this is an appropriation. Do I need to send this, and I'll just forward this over to Finance for later this evening.

Item number 5 is discussion regarding the authorization to advertise for bids for our trash contract. Mrs. Reichard. It's that time again.

Mrs. Reichard: It is that time. I will tell you though at one point we had discussed us extending the contract with Rumpke, but we don't believe that's in the best interest of our citizens at this point, because we've had a lot of difficulties. I know they've had a lot of change in management. They've had some equipment problems and whatnot, but we just believe it's in the best interest of all concerned that we go ahead and bid the contract this year. As you can see, the City Attorney has _____ this and approved it. However, this is going to be, I would prefer that this just stand, that you send it back for a first reading rather than an emergency because, we're looking at some additional things that have come up since we sent this to you. Number one would be the adding of the care of the Streetscape trash cans that are going to be down along there. We need to be mindful of some of those things that will be coming up. Next year when the new receptacles and everything are out on Main Street. Plus we want to look at some more specific

penalties addressing some of the issues that we are dealing with on a regular basis. Whether it's the streaking of some of the streets with the trucks or late pickup, or no pickup, or missed streets, or whatever, the Mayor and I were discussing this today and just really came to the conclusion that it would be in the best interest if we were a little bit more specific in some of these areas. So we will be bringing some changes to you.

Mr. Gilbert: This is a little unusual because we usually have good customer service and maintenance and pickup from Rumpke.

Mrs. Reichard: Well, they even admitted, they came to our office and spoke to us about it and they have changed personnel in the front office. We're getting a little better customer service now. There was a period of time when it was very, very poor. And they made some changes. And as we said to them, by the way, it was like _____ for them and they knew they were in the wrong in terms of the service. We had a lot of documentation to sort of back up what we were saying. We were not just complaining. The young lady who works at the front desk, Erin Scott, has been judicious in handling all of the complaints, or many of the complaints, and noting those so that we were able to talk with Rumpke. We were able to look and tried to make a good judgement as to whether we should go ahead and renew the contract. As we said to them, you have between now and the time, because we're talking about lowest and best, in terms of service. So they have the next few months to really kind of clean up their act and see what this new, the new policies they have. The new front office personnel they have. Some of the new people they have out working the trucks, and the repair of some of the equipment. They have that to work on over the next few months. So we'll get sort of a track record from them too.

Mr. Gilbert: I also wanted to point out, I know some of the members might recall the last time we had addressed the contract for garbage, there were two different processes, and Mrs. Reichard indicated we're going back to the original format that we had used in bidding out prior to this last contract.

Mrs. Reichard: Yes. I believe the last one you dealt with landfill or something and this one is not dealing with that.

Mr. Gilbert: Right. So I'll open up to questions from members of Service. Mr. Hills.

Mr. Hills: Mr. Gilbert, the only thing I would suggest, I believe it's just a motion. So we probably just want to hold it rather than, I believe there won't be a need for an emergency. It's just a one reading item. I would think that's probably what we want to do. But, I do agree with this, if I remember, we do, our contract does provide for recycling, and they're supposed to be in the bins, and I'm not sure how many collectors around here do that other than Rumpke. I assume there are some. Waste Management? I don't know whether they do the bins.

Mrs. Reichard: We'll find out when we go out for the bids.

Mr. Hills: While you're doing your checking, I'm not sure who else does the recycling collection besides Rumpke. It's not much good to bid it if the only person who can bid on it is Rumpke.

Mr. Gilbert: Mr. Clemens.

Mr. Clemens: I think maybe last time we might have had three, if I'm not mistaken. We used to have quite a few but they, a lot of them have gone out of business. I discussed this with the Mayor, and I have not had really a big problem as far as their service and so forth. I do have a problem with their maintenance on their trucks. Bob said he would look into this. Now I don't know whether it's prevalent through the rest of the community, but I know that it is in Huber. We have a lot of break downs and a lot of brake fluid, a lot of their lines break, and they keep going. They don't stop and repair it. I mean, they just keep going and the streets are getting all marked up and then they don't come back. I know we had a situation happen and my wife had called three, or four, or five times and they kept saying somebody would be out and nobody ever did come out. Once you let it go that long, it's too late any way. So I do hope whoever gets it, that's one thing we do control, a little bit better maintenance on how they come out. If it breaks down, I understand trucks break down, but when it breaks down, they should sit there instead of getting hydraulic fluid from one stop to the next. It is something that doesn't come up.

Mrs. Reichard: We believe that's a reason we need some more specific sanctions included in this. I know the Mayor was telling me today about some issues, markings on the streets. Skid marks on the streets. They're really pretty bad. So we need to, that and, of course the issue, I think the last time I was here I think I told you about the hydraulic fluid coming out of the trucks. They have this substance that they use to sort of dry it up with, but they kept on going and just dropping it behind the truck and shoveling it up as they went. That is not appropriate. So, we want to speak to some of those issues in the contract.

Mr. Gilbert: Mrs. Reichard, the Olde Reynoldsburg, is that included, and this is probably prior to you being here, Mayor, do you know is Olde Reynoldsburg in those the cans that are part of the revitalization there, are they included in our old contract?

Mayor McPherson: No.

Mr. Gilbert: Will that be included with the Streetscape?

Mayor McPherson: Yes. We thought we'd address it early on, because over the next three years, we're going to have not only old town, we're going to have Phase 1 and possibly part of Phase 2. And that's a lot of extra trash cans. So we want to try to get them into the contract now and not try to have it negotiated three years down the road.

Mr. Gilbert: Right. And what's your time frame, when did you want to request the motion?

Mrs. Reichard: I think we should be ready in two weeks.

Mayor McPherson: Right. You can hold it until your next committee meeting.

Mrs. Reichard: I guess that would be, like three weeks, since we do have a 5th Monday of this month. But, I think that will be sufficient to get us through. This one we got started early.

We're not behind.

Mr. Gilbert: I think it's definitely the right approach considering the problems that we've had, and I appreciate you addressing it. So we'll hold this for three weeks, until the next committee meeting.

Mrs. Reichard: Until the next Committee meeting if you would, please.

Mr. Gilbert: Any other comments from other members of Council? None being heard, thank you.

Mrs. Reichard: Thank you very much.

Mr. Gilbert: Item number 6, discussion, watering restrictions between Memorial Day and Labor Day. We had some discussion on this at our last Committee meeting, somewhat lively. And we're anxious to hear your follow up this week.

Mr. Kipp: After due consideration, we decided to withdraw this for right now. And we're going to do some education to see if it works. And if it doesn't work, we can always come back and do the ordinance at a later date. But we're going to, we're looking into buying some space in the newspapers, the major local newspapers, and during the summer season, doing lawn watering tips or any other number of ideas. There is a lot of information I've already put together. It's just how much space we want to buy.

Mr. Gilbert: I would think we have some space available on the city web site. I know you have several quarterly publications that go out. Rec Department, maybe you can find some space in there with that or even just some type of direct mail program that was relatively efficient in terms of the dollars needed. But I appreciate your efforts towards conservation. We'll see how that education program works.

Mr. Kipp: If summer keeps the way it is, we may never know. But, we'll go ahead and do it.

Mr. Gilbert: Any questions or comments? Members of Council? Mr. Hills.

Mr. Hills: Did they agree to put up the water tank yet for us?

Mr. Kipp: We might end up discussing that part in the Finance Committee.

Mr. Hills: They told us not to paint our own. I'll be happy to defer it until then. That's fine.

Mr. Kipp: I can discuss it now since we're here though.

Mr. Hills: We can wait until then. That'll be fine.

Mr. Kipp: Okay.

Mr. Hills: We've got to talk about how they told us not to paint it. So we're not going to and put

the money back. So we'll talk about it. Whether they're going to build another one for us then.

Mr. Gilbert: I'll make a motion that we table this indefinitely. Do I have a second? Second by Mr. Stake. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response). Motion passes. Thank you, Mr. Kipp. We'll see you in the Finance meeting.

Item number 7, discussion regarding the Ordinance to amend the official zoning map of the City. Kroger Real Estate is the applicant represented by Mr. Glen Dugger. Just to, maybe just recall a few things before Mr. Dugger makes his comments for the members, this item was before Council for two readings and had gone through the Public Hearing process, Planning Commission approval and recommendation, and now he's back. It was in Other Legislation and was added to the agenda for consideration prior to its final reading. I think the membership had received some additional information regarding this project and other aspects of the project in your packet over the weekend from representatives from Kroger. Also there have been supplemental memos from the Development Department. And also the letter that the Mayor had provided to the Ohio Department of Transportation was included I believe in the packets last week. This seems to be taking on a three pronged approach, or track here, with the zoning, infrastructure improvements, and then conservation issue regarding relocation of a creek. I know if you look at these separately, you would find two of them being in the Service Committee and maybe one of them being in the Safety Committee. With the agreement of the members, just something to discuss over the next week, I think it would be much more efficient considering the facts that these items would need to move forward in conjunction with each other that we move them forward under the cover if you will, or the umbrella of the zoning, and zoning agreement that we could put together through Service. So, I would just ask that the members think that over in terms of the efficiency of that approach, and I'll turn it over to Mr. Dugger.

Mr. Dugger: Thank you much, Mr. Gilbert. For the record, my name is still Glen Dugger. When we were here two weeks ago, we were I think, pulling out of the freezer, the zoning ordinance for the northwest corner of Taylor Road and East Main Street. And as Mr. Gilbert, and we'd been working with the Administration on a whole host of things, and as Mr. Gilbert indicates, there are kind of, a number of moving parts that go along with this with the zoning application. And the three of them are the actual rezoning of the property to commit a Kroger store. The conservation easement, which is something that needs to be in place to satisfy the requirements of the Ohio EPA. They don't want an easement that has maintenance obligations, and anything less than a perpetual entity. Kroger is as close as I know to a perpetual entity except for the City of Reynoldsburg. The third thing is, the development agreement between ourselves and the city to put into place some agreements that we've been working on with the Ohio Department of Transportation, to ensure that Kroger takes care of their opening day obligations, and yet the long term obligations are also put into place over a long period of time. So, there had been a concern raised at some point that we weren't providing as much information as we should, and I think part of that was because there wasn't a lot of information to provide. We were kind of in the never, never land with ODOT in terms of trying to get their approvals. And we've then scrambled around to try and start putting and documenting each of the three prongs, the three legs of the stool. The documents which you received are copies of the conservation easement, copies of the draft

development agreement. They are drafts. They've not been reviewed by Kroger. They've not been reviewed by your City Attorney. They've barely been reviewed by me. They haven't been reviewed by your city Development Director, or the Mayor, or anybody in the Administration. We shipped them out here Friday with the ink still wet on them in the hopes that there was a lot to chew on. You are the ultimate deciders on these issues, and that we probably ought to start getting your input into them. I don't expect anybody to have done any more than probably cursorily read them and skimmed over them because they are draft documents. My guess is that they are subject to some change by your City Attorney, by Kroger's Development Department, and other interested Administrative input that will occur over time. But, because these things are kind of wrapped together as a package, the zoning package I think, had a fairly nice bow put on it a long time ago. The conservation easement, the development agreement, had been a little bit lagging behind because of the issue about final ODOT approval for which we have received I think, here very recently. I brought with me tonight, just in the interest of providing Council a full broad brush review, if you want it, Linda Patterson from Kroger, in charge of their Real Estate Department. Mike Cope, who has been working on the issues with ODOT. Jerry Turner, who is the site Civil Engineer. Dave Younger, who is the site Traffic Engineer. And so if there are specific questions with reference to any of the documents you've previously been given, I think those are the technical people to whom I would look to provide answers to Council. But, in summary, what we have is as this goes forward, we will be working on completing the development agreement. Completing the conservation easement with the Administration. There are components to each that have yet to be completed. I think that the primary one probably is the financial arrangements on the development agreement. We're fairly close to getting those I think, handled. But, ourselves and Mr. Brandt still have to do a few more things. But in any event, that's kind of where this is. It's always been, I think my preference in discussions with Mr. Gilbert, and discussions with Mr. Brandt, that each of these pieces of legislation are kind of mutually dependent. We don't want to pass the zoning without putting in place the traffic improvement development agreement. We don't want to, we can't develop the site unless the conservation easement is also acceptable to the city. So, each of these component parts has to be in place. They're all mutually dependent. It doesn't make any sense to approve the conservation easement if we don't approve the zoning. It doesn't make any sense to approve the development agreement if we don't approve the conservation easement. They're kind of all dependent upon themselves. So, I have all of the technical people here who have been working on this project since last fall. George _____, who's been dealing with the property owner on behalf of Kroger is also here. If there are any questions, we wanted to at least initiate the discussion by providing you with those documents, and by starting to gain, bringing Council also in the loop as well as our discussions that we're having. This thing does have a lot of _____, I mean from the standpoint if we have to work with Ohio EPA on the stream relocation, and a lot of the documentation is to satisfy them as well as the Corp of Engineers. The development agreement is, in addition to the city, it's also essentially a three part agreement, although it doesn't really appear that way. ODOT is just sort of looking over our shoulder to make sure that agreement goes into place in the way in which it has to in order for the long term improvements that are _____ to be made. That's kind of where we are. That's a real quick brush. If you have questions, we have everybody here. We will be working those out and exploring those issues over the next, really I think the month of July. It appears that because you're gone in August, for contractual reasons we really are going to need to wrap these issues up, hopefully in

July if that can be done. So, that's kind of where we are and I'll be quiet and listen to anything you might have. Thank you.

Mr. Gilbert: Mr. Dugger, that was Linda Patterson?

Mr. Dugger: Linda. Right there.

Mr. Gilbert: Why don't we start with the Kroger representative, if there's any questions from the table.

Mr. Dugger: Do you want Linda to give 5 minutes on kind of an overview of the project?

Mr. Gilbert: Sure.

Mr. Dugger: Because it's been 7 months I think, since we were here prior, we originally start here, and we go back to Planning Commission on the zoning, and it's been a long time, so maybe Linda can talk briefly to you about that, and we can work through some of these other issues.

Ms. Patterson: Good evening. I'm Linda Patterson, the real estate manager for Kroger. I am the person that's been involved in this particular project. As you're aware, we have two properties under option with the Young's and with Karen Hiddle that we'll be able to develop a 58,000 square foot food and drug store. It will have a drive thru pharmacy pretty much according to this plan. And of course on the plan, this is the Taylor Road side of the development, and the store will be oriented to Taylor Road.

Mr. Gilbert: That's Taylor Road north. Correct?

Ms. Patterson: Right. Part of the complexity of the project has been the creek relocation. As you know, currently it runs through, according to this line that you see on the plot plan, and one of the main site work issues that we're dealing with at the site, is to relocate the creek easement within a conservation easement, which is the subject of one of the documents that you were given. We're looking at the possibility, this has changed slightly, the detention area, _____ this out lot to be quite small, but we are looking at the possibilities to develop an out lot at the corner of Main and Taylor. We'll have full access intersection at the north drive, that's described in the road work documents that we have. A right turn, right in, right out. That is considered to be drive to. And, at the drive on Main Street, we're looking at a right in, right out, left in. You won't be able to make left out movements, but you will be able to make left turn in movements from that particular access point. Dave Younger is here also, who conducted the traffic study. He'd be able to address more specifically any questions that you might have regarding the traffic study. Mike Cope is a consultant that we've used who's interacted a lot with District 5 of ODOT, and with the central office of ODOT to get us to the point that we are as far as the ODOT approval process. The Army Corp of Engineers and the EPA have concluded their approvals for the conservation easement agreement. And what would have to happen is, we would have to convey it rather than Kroger simply develop the conservation easement and hold it. We'd have to convey an easement to allow for a monitoring system for the conservation easement. As a municipality,

you would be eligible to do that, and we had a previous indication from Mayor McPherson that you had interest in doing so.

Mr. Dugger: Can we show them the pretty pictures?

Ms. Patterson: Yeah. Let's do. This is not absolutely what we're building, but it's typical of the store that we've developed throughout our division. Pretty much a masonry building with some detail.

Mr. Dugger: And that would be the Taylor Road side. That building would face east towards Taylor Road. It wasn't, unfortunately big enough to face Main Street.

Mr. Gilbert: That's a brick frontage you said?

Ms. Patterson: Right. This is showing brick. Some of them have a combination of brick and efface. I don't think the specific elevation has been designed at this point.

Mr. Gilbert: Do you have any idea in terms of, Ms. Patterson, the out parcels and what your intentions are there?

Ms. Patterson: We don't have specific plans. Kroger does develop a fuel facility, and there is a possibility that we would want to do that on the Main and Taylor out parcel. This one as I say, has shrunk in size because of the detention area. (Inaudible).

Mr. Gilbert: Mr. Clemens.

Mr. Clemens: I can't see from here, and I know they'll be changes made, but since that is the start of our four corners out there that we don't have, that we hope to have one of these days, all four corners, I was just going to see how much green area you had on Taylor Road and on Main Street. How much do you plan on putting out there?

Ms. Patterson: I don't have a specific landscaping plan, but of course, the entire conservation easement will be heavily planted with trees that are required (inaudible).

Mr. Clemens: But I'm interested on Main Street and Taylor Road. Since it's their first development, this is something you'll come back with?

Mr. Dugger: Yeah. That is a draft plan. My recollection is that it does comply with the base setback requirements, Mr. Clemens. My recollection back, 6 months ago, is that it did comply with the standard setback requirements. We obviously would have to go through the plot, grade, and utility plan and that process in the event that we would need a variance. But, my recollection was that we did meet the setback requirements originally.

Mr. Gilbert: That will be, maybe Mr. Parkinson or Mr. Brandt can clarify, but that's up to Main Street, or up to Taylor Road, that's the last of the Streetscape Improvement Phase, or was that

segment dropped? That's like Phase 7, or? That extends to Taylor Road on Main Street. Correct?

Mr. Brandt: It does. That would be purely long range inasmuch as the space from Waggoner Road to the east is, I hate to use the term "dead", but it's kind of quiet out there.

Mr. Gilbert: Okay. Just a question. Ms. Patterson, there was, I guess just to get an idea, people have asked me, it might be a separate issue, but just in terms of me explaining to residents, this is a growth oriented project to the east of our community, and your intentions are to maintain your central city facility that you have with us at this time. Would that be a fair way to describe your intentions?

Ms. Patterson: There's nothing that indicates that from the market studies that we've done, that that facility should be closed. We're certainly not capable of making a promise, although, you have seen in the roadway agreement, there is a provision for, to address concerns that the city may have. If the store were to close, if there is some reimbursement for participation that we're requesting from the city, as a result of that.

Mr. Gilbert: It's just that, and this is a great opportunity for the city, it's just that particular facility in the central area, a lot of foot traffic. Senior citizens, very convenient for central area Reynoldsburg, and I think it's just something we've all considered in this process. So, that's good to hear as far as your market.

Ms. Patterson: Actually, that store and the Broad Street store are closer than the downtown store is to the Main and _____ store.

Mr. Gilbert: Great. You pointed that out earlier. Any other questions for Ms. Patterson? Mr. Wade.

Mr. Wade: I want to reiterate Mr. Gilbert's concern about the downtown store. I think this is a great opportunity for the eastern corridor, but I think we're all a little bit concerned about the future decision, and if there are any (inaudible).

Mr. Gilbert: Just at this point, I think it's what you mentioned was in the infrastructure agreement. Correct?

Ms. Patterson: Exactly. That we're really not capable of making an absolute promise, but there certainly is a reimbursement arrangement in the document that if for some reason we would do that, and not find a subtenant to lease that space, then we would offer reimbursement.

Mrs. Cannella: We do have a number of senior citizens that are right in that area that really depend on it.

Ms. Patterson: And as I say, all of our studies have indicated that the two stores can co-exist effectively.

Mr. Gilbert: And Mr. Brandt, this arrangement in the infrastructure agreement, that seems agreeable to you? Or is that something we still, part of the agreement that needs additional review? Or where are we at with this particular area?

Mr. Brandt: Inasmuch as we only got it late Friday, and I distributed copies of it to the Mayor's office this morning, and to Mr. Underwood, and I believe Mr. Whitney, and Mrs. Reichard, we'd like some time to look it over, and I'm sure there would be, as Mr. Dugger indicated earlier, as a result of the various governmental agencies involved in this, it has been kind of a moving target. And now the target seems to be getting a little closer, so now we'll be able to take better aim at it and...

Mr. Gilbert: I just meant specifically to the reimbursement, if there's a store closing. I know (inaudible)

Mr. Brandt: That was an issue we brought up with them early on, and in conversations with Kroger representatives, and possibly Ms. Patterson can tell us, there are other cities of a similar nature where they do have two stores that are coexisting, and operating well. So, and I think she pointed out earlier that the Broad Street one is actually closer to this particular store over here, than what this store would be. But, Linda may be able to reiterate what communities they offered two stores in that coexist.

Mr. Gilbert: And I would think, just to point out, that I guess we shouldn't relate the growth strictly to Reynoldsburg growth, but there's a great deal of growth in the surrounding townships and communities that provide an excellent base for this.

Mr. Brandt: Correct.

Mr. Gilbert: So, we'll throw that out on the table too. Mr. Dugger.

Mr. Dugger: I think at the very first meeting that we had with John at Kroger, probably the second thing out of John's mouth was, after this was a good project is, but you hadn't darn well close the downtown store. That has been on the table from the Development Director since day one. And what you have in the development agreement is, kind of a first blush at trying to build into it some incentives to incentivize Kroger not to go there. But, as Mr. Brandt points out, we're still working on that document and those portions of the document. But, the city, through its representatives and the Administration, has been abundantly clear from day one, that city participation in this project in the intersection is imperative that that store on Main Street not disappear and that we do everything we possibly could to, short of, which Kroger can't do, and you can understand why, I can't say that for the next 20 years that store will remain open. There are a lot of ways that it can't work. But to do everything otherwise that it possibly could to essentially say, number one, and be as truthful about it as they can that, they've done the studies and (Tape change)

Mr. Wade: That this is not simply a monetary consideration for the city as far as the store staying there. There's a lot of other spinoff business, and reasons that we need to (inaudible).

Mr. Dugger: And that's one of the other things that the city has mentioned to us too, is that there have been tenants in that center who, because have vacated and continued to pay their lease. Which doesn't do the city any good. Because it's got a big, you've taken the tooth out of the mouth, or out of the smile. You've got a gap in the space. So it's damaged the center. So we've had some discussions with John about how to make sure that that doesn't happen as well. So, we're working on that, we just don't have, we maybe aren't there yet. But we're working on it. We've made a proposal to the city, which they've just gotten and we'll continue to work on those.

Mr. Wade: (Inaudible).

Mr. Dugger: Well, let's put it this way. We've had a lot of things to work on on this project. Never at any time, has the city done anything other than remind us that that's important to them.

Mr. Wade: And we're going to continue to.

Mr. Dugger: As your comments reflect tonight.

Mr. Gilbert: I guess, just one _____, then we can move on to the traffic. And I appreciate your time Ms. Patterson, is the central city store has been here since the early '60's and here we have a great opportunity for Kroger's to grow to the east, which is our only corridor for expansion. And at the...

Mr. Dugger: If we put it any further east, it wouldn't be in the City of Reynoldsburg.

Mr. Gilbert: Right. And that's my, today...

Mr. Dugger: We can only do so much, Mr. Gilbert.

Mr. Gilbert: Right. I guess the irony here is, as the city grows, we're trying, we're struggling, and I think somewhat successfully in finding that balance between redevelopment and new development, and here we're beginning to invest millions of dollars in the central city that will enhance traffic ingress/egress, standards, and at the same time we're, and you're a partner with us in that, and at the same time you're, I guess what you could call the first major commercial effort that we're having to the east. And with the ODOT experience that you've had and the traffic problems that the city's had with Taylor Road, we're partners in solving our dilemma for growth to the east as well. So there's, I guess there's a unique opportunity here to balance a retention, or maintaining of what we have in the central city, and providing growth and opportunity to the east, and the improvements that are required that come with that. So, Ms. Patterson I appreciate your time. And if we could take maybe an additional 5 minutes for any traffic questions the members might have, because I think there's been a considerable amount of movement on that front.

Mr. Dugger: Mr. Younger could give you 5 minutes on just exactly what type of improvements are necessary with the anticipated intersection. There are four legs to that intersection. North, south, east, and west. We're developing the northwest corner. The northeast corner is not in the city. The southwest, southeast corners are not, well let's put it this way, are under developed.

And I think the expectation is, that at some point in the foreseeable future that they would undergo some development. One of the issues that, and I think the biggest issues we've been dealing with, are essentially timing issues. Kind of when do the necessary improvements go in. So what we're doing is, philosophically I think that, I'm stealing your presentation here, is putting in place the things that need to be in place for Kroger opening day. And then putting sort of a floor in to make sure that those improvements that are necessary long term, do actually get done. That's the layman's executive summary. Because I don't know any more than that.

Mr. Gilbert: Okay. Thank you, Mr. Dugger. The members can refer to "Exhibit A" in your draft of the agreement for the Kroger development traffic section. And Mr. Younger can explain all the colorful rainbow lines that we have on each of these streets.

Mr. Younger: My name's Dave Younger with Moody Nolan Consultants here in town. This is a blow up of Exhibit A, and I can, if we get into some detailed questions I can bring it up closer to each one of you. But if you've got this in your, I understand you have versions of this in your packet. Basically, it's a two phased approach to solving the traffic problems. The initial phase would be the responsibility of the Kroger Company to construct all of the improvements necessary to make this intersection work from day one of the store opening, and actually take it through 20 years into the future, just addressing the Kroger traffic. That's shown on this drawing in blue. Basically, besides building the driveways that were described to you before, and the major drive up here on Taylor, would be a signalized intersection. We have run the signal warrants, and it should meet the warrants for a signal on opening day. Besides that, there's three driveways with turn lanes here on Main Street. There is a need to build a double southbound left turn lane to get traffic back to the east. Because of the traffic percentages coming to the store in the 20 year horizon, we feel that the east attracts the most traffic. On a percentage basis, about 35% of all the traffic to and from this store, would be to the east. About 25% to the west. About 25% to the north. And about 15% to the south. So, the big traffic movement, the big single movement would be to and from the store to the east. So the blue improvement actually widens Taylor Road to put in that double turn lane, southbound turn lane. That gives stacking room on Taylor Road between the southbound left turns and the northbound turns to go into the driveways. Then in order to do that, that moves the northbound thru lane over, and the widening would take place on the east side. So you need to continue that widening south through the intersection of Main Street so that the northbound traffic goes out around that double turn lane and continue past the development. There would also be a stacking lane into the signalized access on Taylor. There would be a right in, right out only access to about half way between there and Main Street. No left turns either way. And with those improvements, that takes care of basically, the site generated traffic from this Kroger store for about a 20 year period. Now when you factor in all of the other traffic that's going to occur in the next 20 years at a pretty high percentage growth that we're assuming, then you have to add all the green improvements here which are considerably more, and that ODOT is requiring that the local participants in this project, guarantee that that will be done in the future. That's additional turning lanes in all four directions at the intersection of Main and Taylor. It's additional thru lanes both north and south on Taylor Road and lengthening left turn lanes on Main Street. So, it's quite a bit more work to solve the overall growth problems in the area than it is to solve just Kroger's problems. But before ODOT would agree to give an access permit on Main Street, which is a legal limited access restricted driveway, they're insisting that this agreement that

you've got a preliminary version of, be agreed to by the city to conduct the improvement, the overall improvement of the intersection beyond what Kroger is going to do, so that this is fully capable of handling traffic in 20 years. Not only the Kroger traffic, but the other locally oriented traffic. So that's basically the plan that we've come up with and would be reflected in that agreement that you have. Any other questions?

Mr. Gilbert: Does this raise any questions from members of Service? Other members of Council? You're confident Mr. Younger, that these improvements, short term and long term make the intersection more able to handle the capacity of traffic that will be generated, just strictly from Kroger's standpoint?

Mr. Younger: Right. This is not to say that Taylor Road to the south is not going to suffer some continuing problems, because I've been on that and it has it's own problems and I know the city's...

Mr. Gilbert: It can't handle one more car, to be right up front.

Mr. Younger: But the Kroger store, we measured the impact of the Kroger store down at the first cross street, the 4 way stop, and the store itself, the store traffic will not cause that to be a problem. It's the background traffic, all the other traffic that's going to cause that to be a problem. Even before the store opens. If the store should not open, that intersection down at Palmer is going to be a problem. And the city I understand, is trying to address that as much as they can.

Mr. Gilbert: That would be the township.

Mr. Younger: Township, sorry.

Mr. Gilbert: It's not in the city. I think your improvements pretty much centralize around a scope, or the area that your development creates the impact. I think anything further on south Taylor can be argued as a public issue, or any additional development as the road goes. Now the chart on your, that you provided with the infrastructure agreement, that's, has it been reviewed by Kroger's legal department? Is that correct?

Ms. Patterson: That's correct.

Mr. Gilbert: Okay. But it's just a general outline as far as what parties would be responsible for which improvement.

Ms. Patterson: (Inaudible)

Mr. Gilbert: Any questions from members of Service? Other members of Council, with the traffic improvements at this point? I know there's going to be more discussions between the Administration and the applicant since then. Mr. Younger, do these improvements make the intersection safer than what it is today, do you believe?

Mr. Younger: I think so. Because as part of the improvements, we're lining up the lanes better than they're lined up today. There would also be more permanent improvements at the intersection to upgrade the intersection. We haven't gotten into design yet. But, the intent would be to make it fully handicapped accessible, which is not now the case. And to have visibility of the signal heads would be greater. So I think, in reality you're going to have an increase in the safety of the area along with the capacity necessary to make the store viable.

Mr. Gilbert: Okay. Without getting into funding issues or, who's responding for funding, strictly, in your professional opinion, the improvements that have been outlined as short range and long range on Taylor Road south, is this intersection better served for those to be commenced in conjunction with the development, or are you confident with the short term and long term proposal? That it's safety isn't compromised or it can handle the capacity with just a short term improvement?

Mr. Younger: Yeah. I'm confident that the short term improvements is going to handle the traffic south on Taylor Road until the long term improvements can catch up. Now, this is not to say that the intersection of Palmer and Taylor is a good intersection, or a perfect intersection. It's not. It has its own problems. But, we found in our study that the impact of Kroger is not going to make that significantly worse. So, unfortunately it's going to get worse on its own.

Mr. Gilbert: I think our engineer acknowledged that with their review of your initial study.

Mr. Younger: That's what our study showed.

Mr. Gilbert: Right. Thank you, Mr. Younger. The conservation easement. I don't know who might want to handle that. Maybe Mr. Dugger can handle it. But that seems to be, fairly, the OEPS requested that a permanent entity be provided with the easement. Correct?

Mr. Dugger: Exactly.

Mr. Gilbert: Okay. Does that raise any questions or comments from members of Service? Other members of Council? Then what we will do is just hold this item to the next Committee meeting and allow additional discussions to go forward.

Mr. Dugger: We'll keep Council informed as to how we're working through issues with the Administration. We'll continue to provide, and I apologize, I erred on the side, and Linda said, gee, we really want to give them all these documents, you know, haven't been reviewed by everybody, and I erred on the side of providing probably a lot more documentation at this stage of the process than last, in the thinking that there is a lot here and we can start chewing on it now. So, we'll continue to keep Council advised to where we are in working through some of these issues from a documentary standpoint with the Administration as well. Thank you very much.

Mr. Gilbert: I appreciate the information, Mr. Dugger. And I appreciate the members patience, but I thought it was important to revisit this and update it.

Mr. Dugger: A number of the issues are sort of new. Mr. Younger's view of the traffic study is new. The conservation easement issue is essentially new too. We kind of talked about it, but in terms of actually starting to have documents, those issues were new. So, it was productive to talk about those issues tonight. Thank you.

Mr. Gilbert: The next item on the agenda is the Ordinance approving the Final Plat of Quarry Park, Section 3, Part 3. And thank you to the Kroger representatives as well. This item had its second reading on June 9. Are there any questions, comments or concerns from members of Service? Other members of Council? None being heard, I would make a motion that we forward this to Council with a recommendation for adoption. Do I have a second? Mr. Beougher with the second. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Item number 9, Ordinance approving the Final Plat of Taylor Woods, Section 9. This item also had its second reading on June 9. Are there any questions or comments from members of Service? Other members of Council? None being heard, I'll 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. Stake. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response). The motion passes.

Item number 10, Ordinance approving Final Plat of Summit Ridge, Section 5. This item also had its second reading on June 9. Any questions or comments from members of Service? Other members of Council? None being heard, I'll make a motion that we forward this to Council for its third reading with a recommendation for adoption. Do I have a second? Mr. Beougher with the second. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Item number 11, Ordinance approving the Final Plat of the Park at Waggoner, Section 2, Part 2. Once again, this item had its second reading on June 9. Any questions or comments from members of Service? Mr. Beougher.

Mr. Beougher: I have a couple of issues related to traffic around this development. First of all, what is the status of the intersection improvement at Waggoner and Rodebaugh? Is that under construction now, or? There's some preparatory work being done, I believe.

Mrs. Reichard: There is. Actually, I received a call today from the gas company and they're looking to get the, they want EMA to come out there and move that pole of which we have already authorized that, and there was a hurry up and get it done so that they could go in and move it, then they didn't move it. So, but they do want to proceed with the construction. So, you're going to see that in the next couple of weeks. But we've got to get that pole moved first.

Mr. Beougher: I read in the paper that Chief Sharps had briefed the trustees that that intersection would be closed for a time. Is that the case?

Mrs. Reichard: Going north, it'll be closed for 45 days, and going south, it'll be closed, we're

talking about Rodebaugh, right?

Mr. Beougher: Right.

Mrs. Reichard: That's going to be closed 45 days each way. But I cannot tell you exactly when that's going to happen.

Mr. Beougher: Are we planning an informational meeting for the residents of the area? Or, that has already occurred hasn't it?

Mrs. Reichard: I believe so. Yes. Yes.

Mr. Beougher: Okay.

Mrs. Reichard: That's been basically a county project that they have, they call us every once in a while and bring us into it.

Mr. Beougher: Okay. I keep getting questions from my neighbors. Also, the circle at Reynoldswood and Rodebaugh. Is the developer putting signage up there telling traffic what to do when they encounter another car at that intersection, or?

Mrs. Reichard: I apologize. I cannot answer that question.

Mr. Beougher: There's a traffic circle? What's the correct terminology?

Mr. Parkinson: (Inaudible).

Mr. Beougher: A traffic circle at that intersection. And, since there's not a lot of traffic, people tend to cut the direction they're going. But I think the intent is to make them go around in a counter clockwise direction. But there's no signage to indicate that. And with the approval of this plat, we're going to open up Rodebaugh from that intersection, west, to where it ends in Phase 1. So it's going to become a major issue, and could become a problem.

Mrs. Reichard: I can certainly check on the better signage.

Mr. Gilbert: What was the street again, Mr. Beougher.

Mr. Beougher: Reynoldswood and Rodebaugh.

Mr. Gilbert: Reynoldswood and Rodebaugh.

Mr. Beougher: I spent a lot of time out there.

Mr. Gilbert: They should call it Reynolds Circle. Is there a chance we could get an answer back on that next Monday when we approve the plat?

Mrs. Reichard: (Inaudible).

Mr. Gilbert: Thank you. Thank you, Mr. Beougher. Any other questions or comments? None being heard, I'll make a motion that we forward this to Council with a recommendation, for its third reading with a recommendation for adoption. Do I have a second? Second by Mr. Stake. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response). Motion passes and I'll adjourn Service at 9:28.

- -Nancy C. Frazier, Clerk of Council
(Transcribed - Susie Smith)

June 16, 2003

FINANCE COMMITTEE MEETING MINUTES

June 16, 2003

Members of Finance Committee present: William Hills, Mel Clemens, Eric Gilbert, Sarah Cannella.

Other members of Council present: Jim Wade, Lane Beougher, Ron Stake, Council President Bradley L. McCloud.

Mr. Hills: I'll call Finance to order at 9:25 and I apologize for the late hour, but it wasn't all me. Moving on to item number 2, approval of the minutes of the Finance Committee of June 2, 2003. Any addition, deletions, questions, from those? If not, they'll stand as submitted. Approval of tonight's agenda, we'll be adding item 3a, the GREAT Grant, item 3b, the Phase 2 Streetscape, schematics, design documents, and construction documents, and 3c, the Sanitary Sewer TV. Any other adjustments need to be made to the agenda? If not, I move we add items 3a, 3b, and 3c. Is there a second? Second by Mr. Clemens. All in favor, state aye. (All voted "Aye"). Opposed? (No response). It will be added.

We'll move to 3a, which is Request acceptance of the GREAT Grant and authorization to establish gang resistance. It's been referred to Finance from Safety. Do we have anything to add to this? Any clarifications that we have on it at all?

Mr. Clemens: Other than it's \$17,343 and it's refundable.

Mr. Hills: And Chief, as far as you know this is going to be used for items, and purchase, and education material more so than salaries. Is that correct?

Chief Miller: Yes, sir.

Mr. Hills: Okay. Mr. Clemens, and you move to appropriate \$17,342 from the General Fund to training, education and training, 296. Is that?

Mr. Clemens: That's correct.

Mr. Hills: Okay. Mr. Clemens moves. Mr. Gilbert will second. All in favor, state aye, and I believe we are sending this forward with recommendation for adoption as an emergency. Because you need to put it in place. Is that correct? And the motion and second is as an emergency. All in favor, state aye. (All voted "Aye"). Opposed? (No response). Seeing none, it will go forward.

Item 3b, Phase 2 Streetscape. Agreement with EMH&T, \$598,000. My suggestion on this, it kind of bends our trend already, but we'll take \$500,000 out of the Brice/Main Fund, \$98,000 out of the CIP, which is monies that have been transferred from it to the CIP. And Howard, I just ask that we document that appropriately, because that is an additional fund use above what we have

estimated in that. And, we'll just have to show, in essence moved some funds in and increased the total amount of uses of that fund. Does anyone have a better suggestion on that so we can still keep that accounting trail open? And, is there a need for this as an emergency? So I'd recommend that that's where the proceeds would be from, and Nancy if you'll put in the appropriate numbers, and I believe Mr. Clemens, you ask it go forward for first reading. Is that correct?

Mr. Clemens: That's correct.

Mr. Hills: So I would recommend it does go forward for first reading. Second? Second by Mrs. Canella. So it will go forward for first reading. Thank you. All in favor, state aye. (All voted "Aye"). Opposed? (No response).

Item 3c, Ordinance authorizing Mayor to enter into contract with Dreier and Maller. The amount is \$38,046.30. It's a transfer from the Sewer Capacity Fund to account 727.365.365. Mr. Clemens, this did come from, I'm sorry Mr. Gilbert, this came from Service.

Mr. Gilbert: Yes.

Mr. Hills: And you would like us to transfer the funds, or authorize transfer of the funds? Is that correct?

Mr. Gilbert: Correct.

Mr. Hills: And you so move?

Mr. Gilbert: I'll make that motion as an emergency.

Mr. Hills: And as an emergency, and I would second. I would like to note that, could we have the City Attorney...

Mr. Gilbert: Review the contract.

Mr. Hills: Approve the contract by next week when we vote on it. Okay. With that, all in favor, state aye. (All voted "Aye"). Opposed? (No response). It will go forward for a reading as an emergency.

Moving on to item number 4, Amend 311.02(d) Parades and Assemblages, Permit Fees. Mrs. Reichard.

Mrs. Reichard: Yes. It probably doesn't seem like much, and it seems probably rather trivial to move from 10 to \$25. But in fact, it's been \$10 since 1983, and at least we can cover the cost of paperwork if nothing else. A lot of times getting the cones out there, whether it's the Street Department, whether it takes any action at all from law enforcement, or whatever, we're not going to recoup the cost of it, but we can certainly of the paperwork. So we're just recommending,

because we don't want it to be prohibitive either. I know with some of the larger parades, that would be alright, but we're also talking about when we go out to cording off streets and everything, someone can have their neighborhood street things that they have, gatherings. So we didn't want it to be prohibitive, but we did think it was important to cover the cost of the paperwork.

Mr. Hills: Questions from anyone on Finance? I guess, I'll ask the first one then. You all blame it on me any way, so I'll go ahead and ask it. This permit fee is just to the, it says, "no person, group, or persons, or organizations shall conduct or participate". This \$10 permit fee today, who pays that?

Mrs. Reichard: The individual applying for the permit.

Mr. Hills: Each and every one. Like if we have, let's just say the 4th of July parade.

Mrs. Reichard: It's \$25.

Mr. Hills: For, you're requesting it to be \$25.

Mrs. Reichard: That's correct. It would be \$25.

Mr. Hills: And whomever sponsors the parade. And you're requesting it go from 10 to \$25.

Mrs. Reichard: That is correct.

Mr. Hills: Okay now, the entries in that parade, the city doesn't collect the funds from those. It's the organizer of the parade.

Mrs. Reichard: That is correct.

Mr. Hills: So we charge a one time fee as a city of \$10 currently, for the right to have the parade. Is that what we're saying?

Mrs. Reichard: That is correct.

Mr. Hills: Okay. Mr. Clemens, you have a question.

Mr. Clemens: No. I'll go along with what you said. It's trivial really. I don't mind charging the \$25 for closing off streets for parties and things like that. We only have two parades, and one of them is the 4th of July parade, which they're all volunteers, and the other is the Tomato Festival, which they've always said they're broke. I've got my doubts maybe, but. These are the only two parades we have and I suppose if you want to raise them, we can raise them. It just doesn't, not like we have a parade every day.

Mrs. Reichard: That's true. But we do have times when we have to go out in residential areas and

(inaudible).

Mr. Clemens: Oh I understand that. I understand that people do close, you know, want to close streets off for parties, and that's fine. I have no problem with that.

Mrs. Reichard: It's really all a part of, and you'll probably be hearing more about this, but maybe even in larger groups, about updating some of the areas for permits, and fees, so.

Mr. Hills: And I guess that would be a question, I would think that if we are looking at all of these updates and fees, should we not be looking at them altogether?

Mrs. Reichard: Well, they're in different parts of the code. It depends upon what it is. We sort of attack them as they come up. This was a recommendation from staff.

Mr. Hills: How many streets do we block off? How much did we charge in permit fees last year for block parties.

Mrs. Reichard: I'm sorry sir, I don't know. But I can get that information for you.

Mr. Hills: Well, let's go one step back farther, why would we want an emergency on this if it's been here since 1983.

Mrs. Richard: Oh, I'm sorry I didn't know, oh well, I guess she put on there that it's parade and block time party of the year. That's not really necessary. I apologize. It doesn't need to be on there. We can just take a look at it.

Mr. Clemens: I would feel better without the emergency because it looks like we're going to (inaudible).

Mrs. Reichard: This is not health and welfare.

Mr. Hills: I'm not sure that the increase in \$15 is, I would be curious, and I'll be happy to send this, well I will send it forward for a first reading. I don't know about the happy part. But I'm not sure that, I think if you could give us some more details of what type of dollars are we really talking about, and I'm not sure the \$25 covers the Administrative headache if we're charging fees, whether it be \$10 or \$25, I'm not sure that...

Mrs. Reichard: One can make the argument, you don't, you know at \$10 you really wouldn't need to charge them anything. Or you try to cover the cost of paperwork. Now, cost of paperwork, the \$25 seemed to fit. But, certainly that is within your purview to make that judgement.

Mr. Hills: Any questions from other people on Finance? Other people in Council in general?
Mr. Beougher.

Mr. Beougher: Ten dollars, Mel's going to be having a parade every day.

Mr. Clemens: I'll close all the streets off.

Mr. Beougher: Just as long as you don't do it at rush hour.

Mrs. Reichard: When you think about it, this is my first year being involved in the parades from this side. And it's been interesting the amount, the enormous, not only amount of planning time that goes in, that includes staff, which also includes the Police Department and the Street Department, you couldn't possibly cover the cost of all of that. And then, the work they do on that day. It's phenomenal. It's absolutely phenomenal. Those two parades.

Mr. Clemens: This is true.

Mrs. Reichard: It would really be interesting to know what the exact cost of putting those on. It might scare you a little bit, but they are community events, they're very important to this community, and as you said Mr. Hills, there's only two a year. It's not a big deal.

Mr. Hills: I'll give Mr. Clemens credit for that. He said that.

Mr. Clemens: I been that route. I been down that one to charge before. I agree with you. I think we owe it to the community. It's a community thing. So what time we spend, I think it's well worth it. It shows community spirit. And I realize there's a lot of cost. We went through that once before and never did collect any money. So it's best to forget about that.

Mr. Hills: The effect here is not going to be the parade. It's going to be the block parties that close off and have the Saturday afternoon get together on the block. And that's why I'd just be curious as to how many of those and the assembling upon the streets. In other words, the non parade. I don't, I'd be surprised if we make over \$100 a year the way it is now. I don't know what other peoples feelings are, but we ought to take a look at that and see.

Mrs. Reichard: We will. I'll get you that information. I'll have it for you next Monday.

Mr. Hills: Mr. Wade.

Mr. Wade: Five bucks a piece, we can all go home soon.

Mr. Hills: I'm going to send this forward real quick for a first reading. Is there a second? Second by Mrs. Cannella. It will go forward for a first reading. But if you could get that additional information, you never know what might happen with this.

Mrs. Reichard: I certainly will.

Mr. Hills: Item number 5, discussion, Reimbursement from MORPC loan assistance, Major Commercial Corridors Streetscape Project. Mrs. Reichard, do you want to explain this one to us?

Mrs. Reichard: Yeah. This is an Administrative contract that we have with MORPC to provide them for the actual costs incurred for the coordination of the SCIP, the LTIP, and the Small Government Fund. Some of that of which we talked about earlier today. It's based on, if you see the letter that's provided, it's based on the percentage for calculation. This particular case comes out to \$10,906, and that's what we were billed for.

Mr. Hills: It is the percentage of the Issue 2 funds, which we are using in the Streetscape Project.

Mrs. Reichard: Yes sir, that is correct.

Mr. Hills: And where it is paid over time, they like their money up front.

Mrs. Reichard: Yes, sir.

Mr. Hills: And this again, would be out of account 440.

Mrs. Reichard. It's 440. It's 440.001.5402 is the correct, I don't know whether that...

Mr. Hills: But that is our quarter fund. Is it not, Mr. Whitney?

Mrs. Reichard: That is correct. 440? Yes.

Mr. Whitney: (Inaudible)

Mr. Hills: And the 440 is the quarter, and it's just a subcategory of that fund?

Mrs. Reichard: That's correct.

Mr. Hills: Because it is a cost associated with the Streetscape. And they need this as an emergency, or you need this as an emergency?

Mrs. Reichard: We did get a bill from them with a date specific of when it's due. And, so we were trying to honor that. It's in the middle of July. July 15.

Mr. Hills: Is that when it's due? July 15?

Mrs. Reichard: Yes, sir.

Mr. Hills: I see a bill that we got on May 15, but.

Mrs. Reichard: Well, if you'll look at the cover page, "The reimbursement amount for your approved local project is indicated on the attached invoice. The amount due is due no later than July 15, 2003.

Mr. Hills: Okay. Any questions or comments? Anybody on Finance? Then I would suggest we do, it's already appropriated in this account, so we just authorize the payment to MORPC of the

\$10,906 from the 440 Brice Road Street Fund. Is there a second? Excuse me, as an emergency. And is there a second? Second by Mr. Gilbert. All in favor, state aye. (All voted "Aye"). Opposed? (No response). It will be taken care of. Thank you.

Item number 6, Unappropriate funds and return to Water Fund (painting of East Broad Street and Taylor Road Water Tower). Mr. Kipp, we're trying to move quickly.

Mr. Kipp: That's fine with me. I want to turn this money back in.

Mr. Hills: We appreciate that.

Mr. Kipp: And to answer your previous question, I talked to Jeff Hubbard, who's head of the water department for the City of Columbus, and I faxed him the newspaper articles that we had relating to our last meeting. And we have a meeting, he gets back June 23 from vacation. He was gone on two weeks vacation, at which time we're going to meet and look at the, try to get everything down more so as far as the water tower goes, and the installing of an additional water line to fill that water tower.

Mr. Hills: I appreciate that, and if anything, I myself on Council, or anyone else on Council could do in assistance on that, I'm sure we'd be happy to. But I do appreciate you taking that forward. Here, we're just asking for authorization to upappropriate \$9,850 from account 710.735.5331 and return it to the Water Fund. So you want your money back.

Mr. Kipp: I'd spend it if you wanted to leave that there.

Mr. Hills: You could apply it to the new tank. How's that?

Mr. Kipp: That'll work.

Mr. Hills: Is there a second? Second by Mr. Clemens. And I see you haven't asked for emergency or anything. So, it'll just be a single reading, wouldn't it Nancy?

Mrs. Frazier: Yes.

Mr. Hills: We'll send it forward for first reading and we'll do a rule suspension. Yes, Mr. Beougher.

Mr. Beougher: Mr. Hills. Mr. Kipp, we were only painting the outside of the water tank. Is that correct?

Mr. Kipp: Yes.

Mr. Beougher: And they don't want us, we would have to take it out of Service to paint the outside?

Mr. Kipp: We looked at trying to paint the outside with water still in it, and...

Mr. Beougher: It causes problems, doesn't it?

Mr. Kipp: Yes.

Mr. Beougher: Thank you.

Mr. Kipp: We thought we could, but we can't. We just, the cost to do it, if it didn't work, would be not worth it.

Mr. Hills: I think they're willing to talk to us about a second tank, we're willing not to paint this one while we talk.

Mr. Kipp: Okay.

Mr. Hills: So we would send this forward for first reading with a rule suspension. Is there a second? Second by Mr. Clemens. All in favor, state aye. (All voted "Aye"). Opposed? (No response). It will go forward for first reading, rule suspension.

Item number 7, Supplemental appropriation, new computer system, Tax Department. This comes from Brenda Browning, and it's a request for \$870. Brenda.

Ms. Browning: The Regional Income Tax Agency is in the process of implementing a new tax software program for all their Rita cities, and my existing system which is 4 years old, is just not capable of being upgraded to support this new system. This process, it's been a couple of years that Rita has been going through this process. They've upgraded their own equipment. A whole new tax package, and I am in the process of getting a representative of Rita to come out and give you an overview of all of the new procedures and new tax software that's going to be available. And one thing that is going to be available is internet filing for our residents, which is, to my knowledge there's only one other city in the state that offers internet filing at the city level, and that is the City of Akron. So this is just to bring my equipment current in order to run compatible with the Rita system.

Mr. Hills: Okay. And I'd ask a question, I know when you first called me about this, about wouldn't we have this type of money sitting back in our computer department, or for maintenance and repairs? But I gather Mr. Anthony has said it's not there. Is that, and you didn't budget for it. Is that correct?

Ms. Browning: I didn't budget for this, because to be quite honest, number one, I wasn't sure if I would need a new system. And number two, I wasn't sure when it would be, when I would need a new system. Right now the only thing I know is that it's going to happen before year end, and I want the equipment to be available so that I can get some training time, and we can work out any bugs before a new tax season begins.

Mr. Hills: Okay. Let me, if I could ask you, Miscellaneous Contract Services has \$16,000 in it.

What's your anticipated use of those funds before the end of the year?

Ms. Browning: That's for the subpoena program, and this is a fixed asset, and we cannot take that out of the 300 account. It has to come out of the 600 account.

Mr. Hills: Well, you haven't expended any of that. By ordinance, we can transfer monies from one to the other.

Ms. Browning: Well, the subpoena program's not due to hit until the last week of October, first week of November. It will run three days at the end of October and three days at the beginning of November.

Mr. Hills: Where do you think, what did you use last year of your subpoena program?

Ms. Browning: Last year we used about \$18,000, and some of the other money that wasn't in use, and some of the 300 accounts covered that. The \$16,000 should...

Mr. Hills: Your collections better this year than last year?

Ms. Browning: Yes.

Mr. Hills: Your percentage of collections are better, so they wouldn't be subpoenaed as much?

Ms. Browning: Yes. And I did send the report like I do on an annual basis, last year, I don't remember the figures off the top of my head.

Mr. Hills: It isn't much money, it's just that, you look at this and between our hardware department, our Computer Department, which you'd think could pick up these expenses, and your own, we could pick it up without just going to the General Fund.

Ms. Browning: Well, this would come from the unappropriated Income Tax Fund. This is from the Tax Fund. It's a tax expenditure.

Mr. Hills: Did I misread this? Or does that say that anywhere? Or did you just not leave that on that?

Ms. Browning: Well, all the _____ fund, when I request an appropriation, it all comes from the unappropriated Income Tax Fund.

Mr. Hills: But that doesn't note that on here. Okay. Do we have plenty of balance in there, Howard? So it's not out of the General Fund?

Ms. Browning: No. The Income Tax Fund is what supports the General Fund. That's, the money goes into the General Fund from the Income Tax Fund.

Mr. Hills: This is expenses out of your Tax Fund off the top then?

Ms. Browning: Right. And there's always a small balance left in my account for measures such as this.

Mr. Hills: I guess then, do we even need an ordinance on this?

Ms. Browning: Yes. Because there's no appropriation there. I can't appropriate it without Council approval. I can't expend without an appropriation.

Mr. Hills: Do you know what the balance is in it now?

Ms. Browning: In the unappropriated fund?

Mr. Hills: Of your Tax Fund.

Ms. Browning: No. I don't have that figure.

Mr. Hills: Well, I don't have a problem with sending this forward. You're not in a real rush for...

Ms. Browning: This does not have to go as an emergency. If it goes through the readings...

Mr. Hills: Why don't we send it forward for a first reading, and why don't you provide us just a short paragraph about where these funds are coming from, what the balance is now, and we'll see. Does anybody have any questions on, first of all, does anybody have any questions on this? Mr. Stake.

Mr. Stake: Thank you, Mr. Hills. I just have one question. I notice on your request here, you're requesting \$870, and then on the documentation attached to it, it says, this system's featured at \$1,619.

Ms. Browning: That's just like an advertisement. Mrs. Frazier advised me that it would be prudent to have the state contract number available, because this is where Mr. Anthony got his quote from. So it's just the above section that shows the state contract number that is pertinent to the information.

Mr. Stake: Okay. That's the only thing that's applicable on this piece of paper?

Ms. Browning: Yes.

Mr. Hills: Is the state contract number.

Ms. Browning: Right.

Mr. Hills: The price is not though.

Ms. Browning: Correct.

Mr. Hills: I appreciate you bringing that up.

Mr. Stake: Thank you.

Mr. Hills: Okay. Questions or comments for anyone else? I'd recommend we send this forward for a first reading, if you'll provide us additional information. Is there a second? Second by Mr. Clemens. All in favor, state aye. (All voted "Aye").

Discussion, item number 8, Amendment of Table 1155 Zoning Code Fees (Plot-Grade-Utility). I believe we held this because we were looking at some others to use. Do you still want to look over some others?

Mrs. Reichard: At this point, for this section, this is the only one. The rest, most of these are fees. What we're talking about here is increasing a deposit, which is different. The Building Department, etc., is looking at raising fees, but that's going to take, because of the back log, and because of the lack of, being down one person in the Building Department, it's going to take just a while to get all that together. This is, as I said, a deposit so we don't have to keep going back to the builder constantly requesting overages, because we have to do them one at a time. So, this more accurately reflects the amount of deposit needed for plan review. And obviously, if there's anything left in the account, they get it back. So this is not a fee, this is a deposit.

Mr. Hills: Okay. But no other fees on this sheet you had looked over, these are all adequate? The ones in 1155, besides the deposit?

Mrs. Reichard: We have not gone down through all of those fees and checked each and every one of them. No, sir. There has not been. No. We have not.

Mr. Hills: Okay. Mr. Clemens.

Mr. Clemens: Yeah. I agree. I mean, with the, doing the one that she suggested at the present time. The only one I brought up, and I think you've said it, the Building Department was going to go over these fees, and come back to us with the. The only one I was really interested in, because we bumped into that situation a couple of weeks ago, was your site plan review and your Major Site Plan. And I'd ask the engineers where that's, if that's enough cost. I don't think it is. Am I correct, Dave? Fifty dollars to do a Major Site Plan? If it is, that's fine. If it's not, then we're in, then we shouldn't have to...

Mr. Parkinson: Well, the short answer is, no. It's not enough. But, the Major Site Plan review is every bit involved as a plot, grade, utility plan review. So, it should be commensurate.

Mr. Clemens: I'm sorry, I didn't hear it.

Mr. Parkinson: In my opinion, the monies collected to review a Major Site Plan review would be

commensurate with those of a plot, grade, and utility.

Mr. Clemens: You're going through the same situation.

Mr. Parkinson: There's a lot of similarity in the two plans. Yes.

Mr. Clemens: Possibly if you look at that, maybe that can be, not a fee deal, but pay so much and have a look at it, and get the other back, or something like that.

Mrs. Reichard: So use it as a deposit fee from a draw down?

Mr. Clemens: Yeah. Like a draw down on it.

Mrs. Reichard: Okay. We can look at that.

Mr. Clemens: I do think it's important on the Major Site Plan, because it goes before the different commissions, and I think it should be looked at by our engineers. That way we stay out of trouble. That's what we pay them for.

Mrs. Reichard: Frankly, I didn't expect to see this on the agenda tonight. I thought it was coming back from us, because we haven't had time to look at it.

Mr. Hills: Well then, I'd be happy to hold it. We could have avoided this, but now we know which ones to look at. Because while you're looking at that and possibly doing that differently, the residential site plan of \$25 isn't the adequate cost to cover a residential site plan. We ought to look at that. I don't know whether it is, or isn't. But that's what, certainly I appreciate the fact that you all are still looking, and so it's not ready to go forward yet.

Mrs. Reichard: But we've just been bogged down with a few other things going on.

Mr. Hills: That's fine.

Mrs. Reichard: If we could take some time. If you would just like to hold this in committee.

Mr. Clemens: I don't mind you raising any of them. If it's a cost to the city, I think as long as we give them the service they deserve.

Mrs. Reichard: Okay. We will make every effort to have that done.

Mr. Hills: Do you want me to move this to Other until you come back to us? I'll pull it back up that same night.

Mrs. Reichard: Let's do that.

Mr. Hills: I just held it a couple weeks off my notes. I'll be happy to, we'll just move this to Other.

Mayor McPherson: That'll work.

Mrs. Reichard: That would be very helpful. Thank you, please.

Mr. Hills: So item number 9, Discussion only, Amendment of ordinance regarding Selection of Design Professionals. I know we had sort of left this as to what Administration's recommendations were tonight. Did they have any additions or comments they wanted to add? Discuss? And I think Mr. Stake may want to make some comments. I wanted to be sure that he was able to address this if he chose. But, I think it was left we looked for Administration's comments.

Mayor McPherson: Well, based on the conversations that took place a week or so ago, I believe we're just going to negotiation with the engineers for an extension for the next two years and try to go that route first.

Mr. Stake: That's fine with me if that's the Administration's desire.

Mr. Hills: Okay. Great. Then we'll just remove this from the agenda, and if for some reason... Mayor McPherson: If we can't come to terms on the negotiations, then of course, we'll be back.

Mr. Hills: Absolutely. And then, I appreciate that very much. Thank you all. So we will remove that, and then we'll (Tape change)

Moving on to item number 10, Ordinance authorizing EMH&T to provide professional engineering services regarding NPDES Phase II Storm Water Program, year one services, and appropriating funds therefore. We had first reading on 6-9. Any additions or deletions on this? And I gather, is there a need for rule suspension or anything on this? I had heard some general discussions along that line.

Mrs. Reichard: Yes. I had asked for one originally so that we could get on with the program as it were, because we have until the end of the year to get this completed, and it would be very helpful if we could.

Mr. Hills: The rule suspension would work? Because the state hasn't even, this is an unfunded federal mandate and the state hasn't even done their rule. So, I'd hate to put an emergency on something like that, but certainly, I think this is something we need to move forward. We're forced to do that and we don't want to get in the argument of how to spend it. Is anyone opposed to a rule suspension on this? If not, I'd send it forward for second reading with recommendation for adoption as a rule suspension. Second by Mr. Gilbert. All in favor, state aye. (All voted "Aye"). Opposed? (No response). It will go forward.

Item number 11, Resolution adopting tax budget of the City of Reynoldsburg, Ohio for the fiscal year beginning January 1, '04. Any additional comments? We had very little if any, no discussion actually at the Public Hearing I guess. Any additions, changes, deletions? Howard,

anything you want to add? If not, I'd recommend we send this forward for third reading with adoption as an emergency so we can meet our filing deadlines. Is there a second? Second by Mr. Clemens. All in favor, state aye. (All voted "Aye"). So it will go forward with recommendation for adoption as an emergency, and I thank you very much for your patience. And we'll adjourn Finance.

Meeting was adjourned at

- -Nancy C. Frazier, Clerk of Council
(Transcribed - Susie Smith)
June 16, 2003