

MINUTES REGULAR MEETING
REYNOLDSBURG CITY COUNCIL
April 23, 2018

President Pro Tempore Barth R. Cotner called the meeting to order at 8:18 PM

PRESENT: Joseph, Clemens, Cotner, Luzader, Spalding, Baker, Bryant, Skinner

ABSENT:

Approval of Minutes

- a. City Council – Public Hearing – April 9, 2018

RESULT: ACCEPTED

- b. City Council – Regular Meeting – April 9, 2018

RESULT: ACCEPTED

Approval of Agenda

Mr. Cotner moved to amend the agenda removing item 13a. Second by Mr. Luzader
Agenda amended by unanimous voice vote.

Community Comments and Requests

Joe Begeny, 8840 Kingsley Dr, Reynoldsburg: Members of Council I would like to thank you for allowing me to speak this evening about the anti-discrimination ordinance that was discussed on April 9th at the Council meeting. Councilwoman Bryant submitted an anti-discrimination proposal a rather long one actually, but I feel that it needs further discussion. I was not the only one interested in this proposal, a larger than usual crowd was in attendance here and it has gained a social media following over the last few weeks. A few comments from Council and the audience did catch my attention. Councilwoman Bryant mentioned a teacher from Reynoldsburg City Schools that left the district because of a lack of a non-discrimination policy. I remember this clearly, it was in *This Week News*. After hearing this information, I reached out to the teacher and found out a little bit more about his experiences. He told me about how he was asked not to mention his legal marriage in a staff biography, unlike other teachers. He was discouraged from attending events with his husband and was generally made to feel like a second class citizen. He chose to leave the district instead of bringing a claim, knowing how a claim would hurt his ability to find employment in education as he moved forward so he left. This is why a non-discrimination bill is needed. When those discriminated have little recourse even in this litigious society. The speaker from the April meeting called this bill a solution in search of a problem. Even Council members were asked their opinion if discrimination occurred in Reynoldsburg to which they said they were unaware of any and this Council members and Councilwoman Bryant is the flaw in that line of thinking. Those that are in the minority, whether by race, economics, sexual identity, age and others, will never understand how discrimination occurs. It is no longer the 1950s version with segregation of water fountains and movie theaters. It is more de facto, a fact of life that is only known to those in the minority. Examples include the gay teacher from Reynoldsburg fearing for his job. A soldier who loses his

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job or his home because he is serving his country over seas, which has happened, not on Reynoldsburg. A senior citizen that needs a few extra dollars because of a fixed income but is denied because of their age. Unfortunately there are those in this day and age that would use people's sexuality, gender, race, age, military status, and others against them. This bill might give those pause to hold that prejudiced view. As a city that wants to encourage businesses to set up shop in the city of respect, we must practice what we advertise to all that come here. Even businesses like Amazon has shown concern over the lack of protection and this was the add in the Sunday *Dispatch* article talking about Amazon by the Washington Post that was in the local paper. The speaker also mentioned that there is a bill in the House of Representatives that has been endorsed by the Chamber of Commerce that may provide the very protection that this bill seeks and that we should wait for the State of Ohio to make the call. This view is used to delay some of the discussions in our school district when we approved the LGBT protections. Thankfully, our district passed it 4 to 1 showing our staff and students what can be done when we all work together. Maybe in time this house will pass the issue. All I know is that if our district which passed this measure in 2015 waited for the state to make their move, our staff and students would still be waiting in 2018. I know most of you outside of these chambers and none of you would ever support any kind of discrimination against anyone for any reason. I ask that you work together toward a bill that would provide protections needed so that we could live up to our city's motto and be a city of respect for everyone. I understand that that process was started earlier this evening with your comments earlier and I appreciate that. Thank you for your time and I look forward to hearing your solutions as we move forward.

Ms. Bryant: I would note that I attended the Columbus Metropolitan Club Luncheon last week where they did discuss the pending House Bill and the gentleman that came here to speak also was speaking at that luncheon and he came here and told us let the state take care of it, but then shows up at this lunch and says that the state should not take care of it. So, you know, to me, his words were disingenuous when he came here and I would also note for those who are unaware, this bill in some form or another has been pending in the House for 10 years. It has been there 10 years and has gone ignored. We cannot ignore our residents any longer. We just can't.

Mr. Cotner: Thanks. Any other questions, comments?

Communications

CLERK OF COURT REPORT

The Clerk of Council read the Clerk of Court Report into the minutes.

Reports

Mr. Clemens: I'd like to say, as you know I'm first to criticize, but I'm also first to thank people. I would like to mention to Chief Building Official and his personnel have corrected some issues I've been trying to correct for 6 months. By going to them, which I probably should have started with, was able to correct the issues and I just wanted to mention that they did a good job for me.

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Mr. Cotner: Thank you. Any time we can give positive news about our team around here is a great thing and thank you for sharing Councilman Clemens. Anyone else?

Motions

LEGISLATION FOR ONE READING

49-18

ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH COLUMBUS ASPHALT PAVING, INC. TO PERFORM CONSTRUCTION SERVICES FOR THE BALDWIN ROAD IMPROVEMENT PROJECT; APPROPRIATING FUNDS THEREFORE; AND DECLARING AN EMERGENCY. --- Luzader. .

Mr. Sampson: Thank you Acting President Cotner, and Mr. Clemens, thank you. I will pass those good wishes on to Mr. Paszke and his staff. We invite all of our Council members to come in, its that time of year with code compliance and inspection that it, we have a very strong open door policy when it comes to responding to not just our Council administrators and our staff and residents. The purpose of this legislation tonight is to enter into contract with Columbus Asphalt Paving for construction services for the Baldwin Road project. This was a competitive bid process, EMH&T was authorized to conduct surveying, design engineering and bidding services on October 9, 2017, a public meeting was held at City Hall on March 15th. We've also met with Baldwin middle school twice to discuss the maintenance of traffic. The bid opening was April 9th. Columbus Asphalt was the low bidder with a base bid of \$1,965,370.68. There were 2 other bidders, Strawser Paving and Decker.

Mr. Cotner: Questions?

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Stacie Baker, At-Large Councilmember
SECONDER:	Marshall Spalding, Ward 3 Councilmember
AYES:	Clemens, Cotner, Luzader, Spalding, Baker, Bryant, Skinner

50-18

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO CONTRACT FOR CONSTRUCTION ADMINISTRATION/INSPECTION/TESTING SERVICES FOR THE BALDWIN ROAD IMPROVEMENT PROJECT; APPROPRIATING FUNDS; AND DECLARING AN EMERGENCY. --- Luzader. .

Mr. Sampson: Thank you. The purpose of this legislation is to enter into contract with EMH&T, our primary engineer for construction administration, inspection and testing services for the Baldwin Road Improvement Project. Total is \$187,418.00

Mr. Cotner: There have been meetings already held with residents in that area regarding the Baldwin Road project and what it's going to look like...

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Mr. Sampson: We have. We had a couple of right of ways we had to address as well as meeting with the church. And again, we've had 2 meetings with the.. our window is we'd like to get this project started in May, it will go into probably October, but we're going to time it I phases, we want to be as complete with the work that affects the school as soon as possible. A very positive response that this project has been a long time in coming and very enthusiastic positive response.

Mr. Cotner: Any other questions or comments?

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Marshall Spalding, Ward 3 Councilmember
SECONDER:	Mel Clemens, Ward 4 Councilmember
AYES:	Clemens, Cotner, Luzader, Spalding, Baker, Bryant, Skinner

51-18

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO CONTRACT FOR THE 2018 STREET PROGRAM; APPROPRIATING FUNDS; AND DECLARING AN EMERGENCY. --- Luzader. Public Service and Transportation Committee.

Mr. Sampson: Thank you. The purpose of this legislation is to enter into agreement with Columbus Asphalt Paving for construction services for the 2018 street program. This was a competitive bid process. The bid opening was also on April 9th. Columbus Asphalt was the low bidder with a base bid of \$2,046,184.60. The other 2 bids Strawser and Decker came in just above that. This is an exciting time. When Steven mentioned thanking the voters, we spent \$500,000 on streets last year, we're going to spend close to \$4 million this year. Any money I have left over of that \$4million cap I'm going to put toward Main Street. So we are, once we're under contract and we have everything finalized, we'll go back and reassess what we can do to help improve Main Street.

Mr. Cotner: Mr. Sampson when you say that though, it's limited what we do to Main Street right? Do you want to kind of elaborate how ODOT kind of plays a role in Main Street.

Mr. Sampson: Well, it's route 40, State Route 40, it's under our jurisdiction Mr. Cotner, within the boundaries in Reynoldsburg, we have to communicate with the Ohio Department of Transportation we can't widen it, we can't add turn lanes, that kind of thing, we have to go through their process to allow that. And thus far, at least the history I've been involved with, they've been very accommodating. The plan with Main Street is they were going to come in in 2019 and resurface it. We're hearing ramblings that that is going to be pushed to 2021. I've reached out to our City Engineer, Ryan Andrews last week and said we want to set up a meeting with our district Director to find out exactly what the schedule is and to put emphasis into getting that work done sooner than later. We did our water main last year and continued this year with that in anticipation of this repaving and we just want to get our arms around and work closely with ODOT as to when they can expedite that. But we've got to have a back up. We've got areas, we have Decker coming through, I met with Decker today to talk about how they're going to

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resurface the areas that were torn up on Main Street as a result of our water main project. That is part of the contract, that is not an additional expense. The asphalt plants just opened April 15th so they're on schedule within the next several weeks of weather permitting to accomplish that.

Mr. Cotner: Are we hitting all parts of Reynoldsburg with the street program this year?

Mr. Sampson: That's the intent. We are hitting just about every ward with our street program, again we had 2 separate bid packages when we did Baldwin and our Street program and I can go through those if you'd like.

Mr. Cotner: It's just nice that we're able to take the money that the citizens *** and we're ready to put back and to actually see some progress. Again as you said, 500,000 doesn't get a lot done when it comes to paving, so, to put \$4million into this is a huge difference from where we've been and the great part is we're still on that path to keep going too.

Mr. Sampson: We've created a very dedicated CIP, not just for this year but for the next 5 years to really identify what are the priorities in the city. And working closely with you and getting your input, really spending time out in the community to evaluate the streets to really look at some of the major thoroughfares the not so major thoroughfares, where is the need. It affects property values, we want people coming to Reynoldsburg ***. For many, one of the biggest financial investments of their lives and we want a good return on their investment so taking care of infrastructure is critical to that.

Mr. Baker: Since we're talking about repaving streets and Main Street and safety, sidewalks, and I have to say sidewalks because it was Sunday I was getting gas at the Shell over off Main Street and I saw this lady and her 5-6 year old daughter walking along Main Street right there and I think that is unacceptable. We've got to get sidewalks there because I see people and I'm sure you've seen them too, people walking down that street especially at night, it's not safe. It broke my heart to see her walking almost in the street. So we've got to do something about sidewalks.

Mr. Sampson: Sidewalks are tricky when you have trees, roots, they come up and they..

Mr. Baker: Yeah I know that.

Mr. Sampson: We go to, and maybe Mr. Hood can elaborate on these that sidewalks are tricky in any municipality. The responsibility, are they ours as a community and city? or are they the business owners and it really is a responsibility, we can reach out with code compliance and say you've got an issue with the sidewalk that is causing a problem but its typically the responsibility of the business or the homeowner to make those corrections.

Mr. Baker: I'm fine for putting something together to make the business pony up the money if need be or if we have to put some money up because I don't think this is an issue that can be

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ignored any longer, its screaming accident here, accident here. So, I just want to put it out there that I am concerned about that and since we're talking about doing Main Street and all that, that is one benefit that everybody in Reynoldsburg could take advantage of.

Mr. Sampson: We certainly want safe passage not only for vehicles but pedestrians. We want people walking in Old Reynoldsburg and throughout Reynoldsburg. Multi use paths, sidewalks and we want it done safely. You want to be able to bike, you want to be able to walk, you want to have a stroller and be able to take your new daughter out and not have to lift the carriage to get it over the humps, but we're going to make progress, again, thanks to our voters last year, we're going to make tremendous progress on our streets and infrastructure and chip away at it and make it a better environment for all of our residents.

Mr. Cotner: As you say though the sidewalk is the business and homeowner's responsibility.

Mr. Sampson: That's correct.

Mr. Cotner: That's where code compliance may need to be involved to, I see City Attorney Hood moving now...

Mr. Hood: I guess, Councilman Baker, are you talking about existing sidewalks..

Mr. Baker: No, I'm talking about where there are none.

Mr. Hood: We have a sidewalk fund and we can talk about sidewalk programs, I don't know that it's appropriate to talk about now, its not on the agenda.

Mr. Baker: I would definitely like to do that.

Mr. Sampson: We've looked at putting in sidewalks along, I'm always amazed when I see sidewalks that don't connect. Sidewalks to nowhere. We have one on Graham Road, and we would like to extend that down past Livingston House. We have one out on Waggoner. We're going to reapply for Waggoner Road OPWC funding my dream, my goal is to have a multi use path and a sidewalk on that road. UDF has already agreed to put in a multi use path as far as they can, its' going to be at least for a couple of years a path that goes nowhere but the intent is to be able to connect it to a multi use path.

Mr. Luzader: Just since we're talking about it, and I know many streets are falling apart, this winter was terrible as somebody that worked on the roads for 35 years, winter was bad this year on roads. But I've had a number of complaints, if there is any money left after you've worked with Main Street, maybe at the bottom of the hill on Palmer Road, I've had a couple of complaints that it is really bad. Might be even something that the street department can look at and see if they can when they get the hot patcher fixed and running when the weather breaks they can get out there and get it passable until we can try and get it on next years street program.

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Mr. Sampson: Yeah. Palmer Road is next on the list. That would be our most significant program next year. I met with the Franklin County Engineer 2 weeks ago and talked about permissive tax money. We have about a half million in permissive tax money which *** on Taylor 2 years from now or 3 years from now I'd like to do Taylor so we'd be able to take some portion of that and put it toward the Palmer Road. My street crew did go out and patch and they continue to patch. Brett you know better than anyone that you can put cold patch down and with the weather we've had, they pop right back up and we're right back out putting it down. We've put out close to 90 million tons of cold patch this year. Significant. Its' been a very challenging winter for us for the City of Reynoldsburg it has been a very challenging year for all my counterparts in municipalities with pot holes. But we've been out and putting down and going back out to check to make sure they're staying where they were.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brett Luzader, Ward 2 Councilmember
SECONDER:	Stacie Baker, At-Large Councilmember
AYES:	Clemens, Cotner, Luzader, Spalding, Baker, Bryant, Skinner

52-18

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO CONTRACT FOR CONSTRUCTION ADMINISTRATION/INSPECTION/TESTING SERVICES FOR THE 2018 STREET PROGRAM; APPROPRIATING FUNDS; AND DECLARING AN EMERGENCY. --- Luzader. .

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brett Luzader, Ward 2 Councilmember
SECONDER:	Marshall Spalding, Ward 3 Councilmember
AYES:	Clemens, Cotner, Luzader, Spalding, Baker, Bryant, Skinner

LEGISLATION FOR EMERGENCY ADOPTION

53-18

ORDINANCE AUTHORIZING CITY AUDITOR TO REMOVE EQUIPMENT FROM THE CITY'S FIXED ASSET LIST; AND DECLARING AN EMERGENCY. -PD --- Spalding. Public Safety, Law and Courts Committee.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Marshall Spalding, Ward 3 Councilmember
SECONDER:	Kristin Bryant, At-Large Councilmember
AYES:	Clemens, Cotner, Luzader, Spalding, Baker, Bryant, Skinner

54-18

ORDINANCE AUTHORIZING CONTRACT FOR TRANSLATION SERVICES WITH VOCALINK LANGUAGE SERVICES, INC. AND DECLARING AN EMERGENCY -- Cotner. Finance and Administration Committee.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Barth R. Cotner, President Pro Tempore
SECONDER:	Caleb Skinner, Ward 1 Councilmember
AYES:	Clemens, Cotner, Luzader, Spalding, Baker, Bryant, Skinner

LEGISLATION FOR FIRST READING

ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO CONTRACT WITH OHM ADVISORS FOR PROFESSIONAL DESIGN SERVICES FOR THE LANCASTER AND MAIN PARKING LOT AND APPROPRIATING FUNDS THEREFORE; AND DECLARING AN EMERGENCY --- Luzader. Public Service and Transportation Committee.

RESULT:	REFERRED TO COMMITTEE	Next: 5/14/2018 7:43 PM
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ORDINANCE APPROPRIATING FUNDS FROM THE UNAPPROPRIATED CIP FUND (410); AND DECLARING AN EMERGENCY. --- Luzader. Public Service and Transportation Committee.

RESULT:	REFERRED TO COMMITTEE	Next: 5/14/2018 7:43 PM
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ORDINANCE TO AMEND ORDINANCE 94-12 PASSED DECEMBER 17, 2012 THAT WAIVES COMPETITIVE BIDDING FOR VARIOUS EXEMPTED CONTRACTS AND EXPENDITURES OVER \$10,000 \$25,000. --- Cotner. Finance and Administration Committee.

RESULT:	REFERRED TO COMMITTEE	Next: 5/14/2018 7:35 PM
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LEGISLATION FOR SECOND READING

ORDINANCE AUTHORIZING AND DIRECTING THE CLERK OF COUNCIL TO CERTIFY NUISANCE COSTS (2017) FOR COLLECTION BY THE FRANKLIN COUNTY AUDITOR --- Luzader. Public Service and Transportation Committee.

RESULT:	REFERRED TO COMMITTEE	Next: 5/14/2018 7:43 PM
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ORDINANCE AUTHORIZING AND DIRECTING THE CLERK OF COUNCIL TO CERTIFY NUISANCE COSTS (2017) FOR COLLECTION BY THE LICKING COUNTY AUDITOR. --- Luzader. Public Service and Transportation Committee.

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RESULT:	REFERRED TO COMMITTEE	Next: 5/14/2018 7:43 PM
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ORDINANCE AUTHORIZING THE MAYOR TO PURCHASE AN INTERNATIONAL DUMP TRUCK AND RELATED EQUIPMENT FOR THE WATER AND WASTEWATER DEPARTMENT. --- Luzader. Public Service and Transportation Committee.

RESULT:	REFERRED TO COMMITTEE	Next: 5/14/2018 7:43 PM
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AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$28,000,000, FOR THE PURPOSE OF PAYING THE COSTS OF IMPROVING THE CITY'S HEALTH AND RECREATION FACILITIES BY CONSTRUCTING A MUNICIPAL RECREATION AND AQUATIC COMPLEX, AND THE ACQUISITION AND IMPROVEMENT OF RELATED INTERESTS IN REAL PROPERTY, TOGETHER WITH ALL NECESSARY AND RELATED APPURTENANCES THERETO --- Cotner. Finance and Administration Committee.

Public Hearing for TEFRA will be held May 7, 2018 at 7:30 PM in Council Chambers 7232 E. Main Street. (Notice sent to Reynoldsburg News for Publication on April 26).

RESULT:	REFERRED TO COMMITTEE	Next: 5/14/2018 7:35 PM
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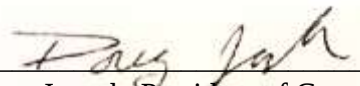
LEGISLATION FOR THIRD READING

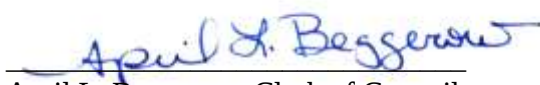
55-18

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: CHAPTER 160 EMPLOYEE COMPENSATION SECTION 160.02 "AUTHORIZED POSITIONS, PERSONNEL, CLASSIFICATION AND PAY GRADE" SUBSECTION (A) "ADMINISTRATIVE"; SUBSECTION (C) "DEVELOPMENT". --- Cotner. Finance and Administration Committee.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Barth R. Cotner, President Pro Tempore
SECONDER:	Marshall Spalding, Ward 3 Councilmember
AYES:	Clemens, Cotner, Luzader, Spalding, Baker, Bryant, Skinner

Adjournment


Doug Joseph, President of Council


April L. Beggerow, Clerk of Council