

MINUTES REGULAR COUNCIL MEETING
REYNOLDSBURG CITY COUNCIL
April 13, 2009

President of Council William L. Hills called the meeting to order at 7:30 p.m.

Members of Council present: Donna Shirey, Ron Stake, Fred Deskins, Jr., Leslie Kelly, Doug Joseph, Mel Clemens, Barth R. Cotner.

The Invocation was given by Pastor Marty Dennis, Reynoldsburg Church of the Nazarene.

President Hills led the Pledge of Allegiance.

Minutes of the regular Council meeting held March 23, 2009 were approved without objection.

The agenda was approved.

Clerk read report from Clerk of Court: total monies collected from Courts held during March, 2009 - \$45,783; monies collected during that same period pursuant to Ordinance Numbers 146-94 and 104-02- - \$3,600 for the Computerization Needs Fund; and \$100 for the Enforcement and Education Fund.

Reports:

Proclamation by Mayor McCloud:

Mayor McCloud: Thank you President Hills, members of Council. One of the privileges of being Mayor of the City is the opportunity to recognize local entities that continue to make our community great. Earlier this Spring, Pastor Marty Dennis and ninety-six volunteers from the Reynoldsburg Church of the Nazarene provided 480 man hours in cleaning up the city. When they were done, JFK, Civic Park, the Street Scape portion of Main, Brice Road, and Taylor, were all litter-free thanks to the volunteer hours they dedicated. They put a fresh coat of paint on the concession stand at JFK, and they also assisted some Senior Citizens with some tasks that those folks were unable to complete by themselves. So if I could have Pastor Dennis come down, and accept this Certificate of Recognition: "It is an honor and pleasure to extend the Certificate of Recognition to Pastor Marty Dennis and the church volunteers, with my sincere appreciation for their hard work and their labor of love bestowed upon their community in the City of Reynoldsburg."

Pastor Dennis: Thank you.

Mr. McCloud: Thank you.

Pastor Dennis: We do have some of the volunteers here if I could have them stand and we could honor them. (Applause). If I could say, we are very proud to be a part of Reynoldsburg. We're

thankful to have a group of people like you who help lead our community. We want to do anything we can in the future. I've talked to Mr. Cotner a number of times and we just want to be here and be available for our city in any way that we can, so keep that in mind for the future.

Mr. Hills: Thank you Pastor. Item 9b is Brice-Livingston update by Mayor McCloud and Planning Administrator Domini.

Mr. McCloud: Thank you President Hills, members of Council. One of the priorities of mine when I took office was addressing the challenges facing the Brice and Livingston corridor. Brice and Livingston is still a gateway to our city and becomes a first impression for those who enter there for the first time in coming to our city. One of the things we knew early on was that we needed to be proactive rather than reactive to the issues and challenges that we had there and toward that end we have initiated a task force comprised of city officials as well as stakeholders from the area. We have been able to avail ourselves of the talent of some OSU graduate-level students who have come out and canvassed the area. Their work, as well as the input from the stakeholders, will culminate in a master plan that will be finalized sometime later this year. At this time, I'll ask Aaron Domini to come up and provide some specifics on this initiative and where we are.

Mr. Domini: Thank you, Mayor McCloud. President Hills, members of Council, I have a couple slides just to go through with you briefly. I promise to keep it short as I know there's some other important business tonight. As Mayor McCloud indicated, I think there are a number of items that were kind of our call to action. I've been here about a year now and I think, in a year's time, I've noticed a number of things that are happening in this area, public safety obviously being a concern of ours as we've gotten some of the crime reports for those, those areas down there. Obviously, there's some property maintenance, maintenance issues. I hear from the community members down there of lack of some type of community pride and identity to the area, not feeling connected to the rest of the city. I hear from the business owners, there's a need for networks down there among the different businesses and community agencies and that builds some self-policing in the area and the need for a long-term vision and that comes from both the people living and working in that area, but also internally where we want to see this area grow and develop too.

So I think from all these things coming together, we've, we've brought together this task force to try to adjust some to those issues. What we hope to get out of this planning effort is what I would like to call kind of a strategic area plan. It's not really a master plan, it's not a comprehensive plan, it's more of an area plan to look at what I want to call the study area which I'll show you in a minute. The components of the plan, basically what we have done thus far, is looked at some of the existing conditions for the area which is more of the technical input - what the socio-economic makeup is, the population projections, what they have been, crime data as well as a number of other data points. Building on that, the plan will also have a number of recommendations. Those recommendations will come from, part from you, part from the Administration, both of those entities making up the task force, as well as the general public, who we've involved at a couple key points in this process. Our focus is hopefully going to be on low-cost, no-cost strategies. We understand that there's a certain financial, you know, obligation that we have to, to make to all parts of the city, and we don't want this to burden other objectives that we have, so we're trying to keep these, these recommendations low-cost, no-cost, which I

think is important. Our recommendations will be both on urban design, building these stakeholder networks that I've talked briefly about and how to build some stronger community involvement in the area.

In this slide, basically what we've done for the study areas, we've shown a half-mile radius from the intersection. We know that the issues that are effecting this area are not germane to that half-mile, but for the planning purposes, that's what we've defined as the study area and certainly some of our recommendations are going to come from within and without those boundaries, but those basically are our planning target.

Who's involved in this planning process? Basically, we have the Administration, the Mayor and staff, stakeholders. We've contacted approximately thirty businesses in the area and we've identified those businesses as stakeholders, as well as general public, those people who live and work in the area, but may not necessarily own a business. I'll define a stakeholder as someone who owns or operates a business within the study area, and the task force made up of Mayor McCloud, Chief Suci, Chet Hopper, Pam Boratyn, Jason Shamblin, Lucas Haire, myself, Councilman Clemens and Councilwoman Leslie Kelly. Also involved is Ohio State. We have been fortunate enough to get a graduate-level, city and regional planning student class to help us with this effort and they've put together a short plan, which we hope to build off of as we develop our plan. Rules and responsibilities, we see Council as basically being a monitor and providing leadership as part of this process and so we're here today to tell you about what's going on with this plan and we hope to involve you, from here on out with the key points and definitely at the end to get your input on the draft plan. The task force is basically doing the plan development, Boards and Commissions will provide information and insight. Stakeholders are providing targeted input, public is our broad input, City staff is basically managing the process and OSU is providing us with academic insight. We hope that this project culminates and is finished by late Summer, end of August.

Between now and then, we'll be drafting a plan and refining the plan involving both the task force, yourselves at critical points, and the general public. We hope to have Open House with the general public and the stakeholders, who we have been involved to at this point, to get their input on where we're going. We want this to be something that's built from the bottom up, not just coming from, from staff, or the Administration, or Council. So hopefully, by August or September, we hope to have the final draft plan to present. Where we are now and the next steps that we're going to be taking on is drafting the plan. We're going to be integrating both the technical input that we've learned about, the demographic data with the kind of intuitive pieces that we've learned from the general public, OSU and the stakeholders. Together, all those pieces will come together to form the strategic plan which we're looking at a three to five year time frame for a number of the recommendations that we hope that are part of this plan.

And we, most importantly we want this to be something that's easily implementable, we don't want it to be something that sits on the shelf. So we, we hope that by providing quality visuals, and a nice implementation table that identifies the time frame, the responsible agencies, and approximate cost for certain recommendations, that this will be a usable document that we can all easily follow to help improve this area.

So that's all I have for you. I think the purpose of my being here and the Mayor introducing this project is to let you know I think you've heard about this task force meeting. We want to be sure that you know what's going on, what we're working on and where we're going. That's the purpose of me being here tonight and I guess if I can entertain any questions you may have at this point or we can do some follow-up outside of Council if you find that a better use of

our time, we could do that.

Mr. Hills: Questions for Aaron, any questions? We do appreciate you bringing it to Council and it always is nice when Council can be updated. We always like to hear it before we read it in the paper as to what did happen.

Mr. Domini: Yes, I've tried to keep it out of the papers.

Mr. Hills: I appreciate that. Oh, I don't mind a bit in the paper, it's just we like to know what's going to be in the paper, that way, we can respond to our constituents just like you can.

Mr. Domini: Right. Okay.

Mr. Hills: I thank you all very much.

Mr. Domini: Thank you.

Clerk read Motion: That Reynoldsburg City Council does hereby authorize a Statement of Objection regarding the proposed residential rental development of Taylor Chase, Taylor Chase Blvd., Reynoldsburg, Ohio 43068, Licking County, as referred to in the Statement of Objection signed and dated April 13, 2009.

Mr. Hills: Mr. Clemens, before I refer this to you, I will let you know that we have five speaker slips that have just been turned in on this. I will call them in the order they came up. This was added to the agenda last week because of a deadline that we had to, have to meet if we're going to file anything with the State, and so I think calls have been generated. These people were not here last week, but probably didn't know that they could or needed to be here last week. I would ask, since we haven't had any discussion with them, are we looking at just a few minutes presentation from each of these, or are you into like a twenty minute type thing, because if not, we'll ask you to take it down to about three minutes or so apiece if possible, but in the order that they're here, is that all right, Debbie Somerville being first. Ms. Somerville, if you'd come forward and if anybody, if everybody wants to come forward, fine if you're all going to be speaking we'll just work with it that way, okay.

Ms. Somerville: Well, thank you very much for the opportunity to speak with you this evening. I'm Debbie Somerville and I'm the managing partner of Chrysalis Development Company. Also tonight, we have Steve Fulkert, who's the project architect, we have Roy Lowenstein who represents Buckeye Community Hope Foundation and is also the co-developer and the owner, and we also have Jody Carder who represents the Management Company, and we did take the liberty of providing you some background information on the development and promise we'll keep it pretty brief tonight, I know you have a full agenda. Before we get started, I wanted to just mention a couple things about what we found out from the Community of Reynoldsburg, the City of Reynoldsburg, the immediate vicinity. When we took a look at developing a Senior housing development at Taylor Road, and I do want to mention that it is an age-restricted Senior housing development, one of the first things we do look at is what is going on in the existing community.

What is the Senior housing population? What are the available opportunities for Seniors in the community and I wanted to mention that since 2000 the Senior residents, the Senior households in the City of Reynoldsburg have grown by over 20% and are projected to grow by another 10% by the year 2013 and that equates to about an annual demand to meet that, that housing need of new Senior units of almost 200 per year. So there's a tremendous demand and need within the City of Reynoldsburg for the development that we're proposing. What I'd like to do at this point is turn it over to Steve Fulkert to talk a little more specifics about the development and then in turn, you can ask me any questions about the market or any of the other projects and then Roy will talk a little bit about Buckeye Community Hope Foundation.

Mr. Hills: And this is Steven Fulkert, correct?

Mr. Fulkert: Yes, good evening Council members. I'm Steven Fulkert, the Project Architect for the Taylor Chase Condominiums, and the proposed Taylor Chase Senior by Buckeye Community Hope Foundation. We are proposing a seventy-four unit Senior, age-restricted community consisting of 28 - one bedroom and 46 - two bedroom units that would be complementing the existing Taylor Chase Condominiums. The overall site is approximately 21 acres and we have proposed developing 66 units as condominiums, and 74 units as Senior housing. This equals 140 units which is the current zoning on the site for 144, 140 units. As the Architect for both, I've tried to design the Senior housing component to be complementary and compatible with the architecture and design of the condominiums. We would be using the similar brick, the siding, the high pitched roofs, the dimensional roof shingles, the architectural features in the windows and the various elements of our, of my condominium design, in the Senior housing. In the plan you have here to the left, the site design is very similar to the site plan that was submitted in the original zoning request and while we're not here to go through a formal rezoning, we do want to present you with as much information as possible so that we do have the opportunity to pursue this opportunity for Senior housing further. I'm going to step over to the map here for a moment so I can try and describe some of the features. This is the layout for the Taylor Chase Condominiums that we built approximately some twenty-six units, this part right here. The main entry road comes in here, Taylor Chase Boulevard, and we propose taking this portion and creating the Senior housing. We captured the energy of the loop designs which is part of the original tone and the large pond is the focal point of the Senior.....We have clustered four- and two-unit buildings around the pond and created an open space herenear the clubhouse and passive and active site amenities for Senior housing. We have a variety of building types. We have four units that are a "U" building, and four an "H" building, and two.....(inaudible). Again, these are one and two bedroom. They all have a one car attached garage. All have their own private entrances very similar to the features in the condominiums, all ranch design, all one floor.....and the architecture will be very similar. One of the things that distinguishes these Senior communities is that they have a very high standard design which is mandated by the Ohio Housing Finance Agency. It included requirements such as the Fair Housing Code, the ADA Disabilities Act for a variety of requirements for the needs of the Seniors, Energy Star requirements for high efficiency furnaces, hot water heaters, insulation, windows and other amenities and universal design which is a, sort of a philosophy of creating living spaces that are capable of being used by a variety of people which have anything from hearing and sight impaired, to physical disabilities. These Senior housing units cost more than traditional market rate because of these additional requirements and these special features improve the quality of the life for the Seniors that will be

able to use them. I could go into more detail if you'd like to know more about the various specifics of these, but I think that at this point, it would probably be best just to talk about the concept of Senior housing and age-restricted communities. If you have any questions regarding Taylor Chase Condominiums, the current project, I'm probably the best person to answer that.

Mr. Hills: Thank you, Mr. Fulkert. And next is Roy Lowenstein?

Mr. Lowenstein: Yes. Members of Council, pleasure to be here this evening. I'm Roy Lowenstein, Vice President for Buckeye Community Hope Foundation. Buckeye is a non-profit housing developer. We have developed approximately forty communities, both for seniors and families all over Ohio, and into adjacent states, and we do these developments to further our mission of producing affordable housing. Buckeye has been around since 1991 and we are considered a Tier One developer by the Housing Finance Agency meaning that we're one of top ranked groups that does this kind of work. I just wanted to take a moment so that you get to meet me, get to understand a little bit about who we are and what we do. Our work is solely related to developing affordable housing and we think that this is, this would really be a very, very positive thing for Reynoldsburg. Debbie made some comments about the market strength. I was very impressed by the market study that was done showing this high level of need for additional Senior housing. This type of design is not something that is currently available in the Reynoldsburg area. We're building a somewhat similar development in Southeast Columbus and in Delaware right now and people are very happy about it. The City of Delaware went through an extended process of rezoning land for a similar type development because they recognized a need. We know that the issue in front of you has to do with condominiums versus a rental development, but truth is that what's the main difference here. It's who's living there but this is a, a development that would serve the Seniors in your Community. Yes, it is an income restricted program. It's not the old HUD Housing that you're used to. This was a Reagan Administration program that's been the most successful initiative for affordable housing that we've ever had in this country and it works. It serves a need, particularly when you talk about Senior housing, this is a program for the folks who, many of whom were the middle class and now they've retired and they can, they're income eligible and this provides a way for people to stay in your community who've lived here. It also provides a way for families where the folks my age or a little younger are established in the community. It's a way to bring Mom or Dad to come back to live in the community where their grandkids are and I just wanted to say that the, I understand that the ordinance that you're considering is one of objecting to it. We, we think that it's going to take a lot more than what we have to say this evening to convince you that this is a great thing for Reynoldsburg, although we think that it is. But we think there should be an opportunity for us to make that kind of presentation for you to consider the zoning amendment that would be required for us to use this site, but there really isn't enough time, enough depth of opportunity to explain the whole program to you this evening. So what we're asking is that you table that ordinance, give us a little more of an opportunity to let Housing Finance Agency make it's decision. It is a long shot. The competition is intense for these resources which are scarce resources, but a, if we are selected, I think there would be plenty of opportunity for you to consider whether this is something you would like to see or not. So basically, our request would be that you not take action on this tonight until you have an opportunity to learn more about it. Thanks very much.

Mr. Hills: I have two other speaker slips. I take it Larry Jones is not going to speak or is he, oh,

I'm sorry. Go ahead, he's not with the group, all right, it was just mixed in. Go right ahead, Ms. Carder.

Ms. Carder: I'm Jodelle Carder. Pleasure to be here. I'm, I was actually brought along to answer any questions that you might have on the operations side. As the managing agent, we would, if this property were built, we would be the people that would run it, you know for its whole life. So we would, we would lease it up, we would take care of the day-to-day needs of the residents that live there. It's been our experience with Senior housing, we have 5,000 apartment units in Ohio, Kentucky, West Virginia, Indiana and South Carolina. It's been our experience with Senior housing of this type, that it becomes a very close knit community once you, once it's leased up and everyone's living there; you know, they stay. They become good friends, they, you know, there's a really strong sense of community there. I think it would be something that you would be very pleased to have in your community. It'd be a mini-community within Reynoldsburg. So, having said that, if you have any questions for how we would operate the property or anything like that, I would be happy to answer those, and thank you for considering this.

Mr. Hills: Any questions specifically of Ms. Carder?

Mrs. Kelly: I have a question.

Mr. Hills: Yes.

Mrs. Kelly: Do you have, or can you tell us any names of any of the sites that you currently are managing around central Ohio?

Ms. Carder: The only Senior building that we have in Franklin County close by, is a Senior building which would be very interesting for you to see. It's at Joyce and Hudson, which is not particularly a good neighborhood certainly, you know, but the property's beautiful. It's a gated, Senior building with ranch style units, again built with the tax credit program. Beautiful property, an oasis in the middle of that, that area, would be great to see.

Mrs. Kelly: I just have one more question. Everybody who lives in your, in these properties, does everybody who lives in the apartment have to be over 55?

Ms. Carder: Yes, the, the head of household has to be over 55 years of age. Technically, they could have you know, a grandchild or somebody live with them. That typically doesn't happen but it could and they could technically do that, yes, and we would run, you know, we run credit checks, police checks, you know, all of those kinds of things on the people that move in. They have to income-qualify and I think for this, it's going to be approximately, I think the high income limit for a one-person is \$27,000 a year, and like \$31,000 for two, so it's a moderate income, it's not, you know, deeply.....

Mr. Hills: Any other questions for Ms.....yes, Mr. Stake.

Mr. Stake: Thank you, President Hills. Have you communicated what you want to do, with the

Taylor Chase Condo residents, and if you have, how have you done that, and what's the feedback you've gotten?

Ms. Carder: Now, I don't know that, that would be.....

Mr. Stake: Because I imagine people bought, bought condos in that area figuring it's all going to be condominiums, and now you want to turn it into apartments. So I'm wondering, what kind of reaction are you getting from the people who live in the condos, who bought the condos from you?

Mr. Fulkert: Well, we have not made a formal presentation to our residents. We notified our sales staff of this proposal, and at this point until the Ohio Housing Finance Agency would make a selection, we find it premature to be discussing that since a, you know, like you say, this is a, a project that is submitted by, with many others, and the odds are relatively low because there's a, a, you know, competition.

Mr. Stake: But you're asking us to make a step in the direction of approval and you haven't even communicated this to people in, and we find this all the time, people buy property thinking it's going to go one way, and all of a sudden it changes, and it goes another way, and they're not real happy about that and so....

Mr. Fulkert: And we understand the obligations, but we also have sixty-six condominiums to sell, and so I think we're fully, we're obviously ____ (inaudible) a substantial condominium community ____ (inaudible)

Mr. Stake: But when you came to us, it was going to be all condominiums and I imagine your presentation when you sold those condominiums was, it was going to be all condominiums.

Mr. Fulkert: That's correct, yes.

Mr. Stake: Okay.

Mr. Fulkert: And I think what we're asking for here is just a tabling of a motion until the State can award their projects to see if there's going to be an opportunity to talk about this further and unfortunately, condo sales have been very poor, as we all know, the real estate market is very tough and when we started the project back in 2004....

Mr. Stake: And unfortunately, we've had a number of developments that have come in and they said they were going to be condos and all of a sudden, and frankly, this is one of the few times the City Council has an opportunity to act and maybe prevent something going apartments when you know, the idea and the presentation and what we were sold on was, it was going to be all condominiums. I mean, I can name, two or three around here that ended up, one way or another, it never got to City Council, it got to another Board or Commission, and they allowed that.

Mr. Fulkert: Well, we.....

Mr. Stake: And I know there's a number of residents who, as well as Council members, who are not happy with that.

Mr. Fulkert: Before we took any action on this, we came to the Administration to present our ideas prior to any submissions to the State, so while we did not come to Council because we knew that we would have to come before you at a later time, we did come to the Administration exploring the ideas, suggesting this proposal, before we proceeded with it.

Mr. Stake: President Hills, if I could just, that just brings up one other question I have, and you mentioned the Administration, and I won't, you shouldn't answer for them, but Mayor, is the Administration in favor of going forward with these apartments?

Mayor McCloud: **No.**

Mr. Hills: Okay, the last speaker slip I, oh, Mr. Clemens do you have a comment?

Mr. Clemens: I just have one comment. You realize that you're just one of three that's in the City of Reynoldsburg that is applying for this grant that, and all three of you could get it, you know, and this would cause quite a problem for us really, if it all went to rentals, so that's something we have to take into consideration.

Mr. Hills: Last speaker slip that I have on this before we entertain the Motion, or have any general discussion from Council, is Larry Jones, 8407 Emerick Close, Reynoldsburg.

Mr. Jones: Thank you President Hills and members of Council. I just became aware of this request in the newspaper that I just saw, in the *Reynoldsburg News* or the *Reporter*, one of the two, very recent. That's why I wasn't here last week. I live in very close proximity to that, at Emerick in the Reserve in Reynoldsburg, right below Kroger's there and I'm kind of disappointed that they're wanting to make a change. The same thing happened like Councilman Stake just mentioned about Dominion Homes where I bought my home. It was supposed to be big homes in there; they came back to Council unbeknownst to property owners at the time that purchased it, and made a request to build smaller homes, which they've done and nothing can be done about that. But, hopefully, I agree with Council that you're opposing this motion, and we keep it condominiums. And I read in the paper the Auditor indicated that the city had quite an investment, and the money that might not be returned if this, if this motion goes forward and gets approved, on money that you had borrowed for sewers and things in there so, again, I just thank you for the opportunity to speak, and I'm opposed to that, to changing the thing.

Mr. Hills: Okay, and if I, if I could make just a comment or two to follow up on Mr. Clemens, there are three, I gather in the State, there's 100 and what, 37? You all, I'm sure you all know the numbers.

Lady in audience: There's over 100.

Mr. Hills: There's over 100, and they only grant 20 or 23, something like that, so it's the typical, development housing finance partners, or somebody's going to get some, somebody isn't, but in the three that came to our city, and our first notice of this of Council is when our Clerk of Council received Certified Mail from the Ohio Housing Finance Group, okay, that came to us saying, if

you've got some questions, if you have concerns, objections or disapproval, please let us know. We did talk to Administration. One of those is a replacement or a continuing of one that's already in place, the second is on a vacant tract of land that is, it is zoned AR-2, any multi-family unit can be built on those lands. You don't hear us discussing any of those up here. It's not a zoning issue. This one is zoned as condominiums. That's what made, and the reason we added it last week, is that by the time we had heard and talked with Administration, we have a deadline, I think it's the 18th, 17th or the 18th this week, that's why there was action prepared for tonight, because we won't have another Council meeting until the 27th. Now I realize what you're saying about tabling, but I have talked to the Housing Finance and just because they get something from the Legislative Body of, stating that there is a concern because of the zoning, that doesn't mean that you can't discuss your issues with them. I don't know where that's going to put you on the list if you were #2, does it take you to #22, I don't know. As you all say, there are a whole lot of different ones, but if it's so, if it's so good, maybe they will look at it as to be the project to award, I don't know. But I do think as we get ready to entertain the Motion, I think it fair that you and anyone else, know that you're not just by yourself out here, and what you're doing, it all sounds good, it certainly is affordable housing when you look at the condos there, are \$140,000 or \$140,000 plus, I'm sure that you know, it's going to be compatible and comparable and everything else, and it always is unless you live there; but it, I do think there is, there absolutely is a zoning issue that you have a problem with, and the city, other developers are trying to do the same thing, and I've been known to say, you know, when you get frustrated, and developers in tough times become deal makers and so do realtors, and when you go home at night and neither one of them's a developer or a realtor, so that's a tough thing to say and I hate to say it to this crowd, but sometimes I've been known to say what the truth is and it doesn't always sit well with people. Mr. Clemens, do you, are there any other questions before we, Mr. Clemens moves the motion. Councilman Clemens.

Mr. Clemens: Thank you, President Hills. This does come from the Service Committee with the motion to approve the letter of, statement of objection and I so move passage.

Mr. Stake: Second.

With the roll called, members voted: Mrs. Shirey "Yea"; Mr. Stake "Yea"; Mr. Deskins "Yea"; Mrs. Kelly "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mr. Cotner "Yea". Motion passed; Motion adopted.

Mr. Hills: Letter will be sent, and I remind all Council to sign the letter residing with Clerk before they leave the building. Thank you all for your presentations.

ORDINANCE AUTHORIZING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF REYNOLDSBURG, OHIO AND THE COUNTY OF FRANKLIN, OHIO (2009 BYRNE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AWARD AS PART OF THE 2009 AMERICAN RECOVERY AND REINVESTMENT ACT) AND DECLARING AN EMERGENCY - - Clerk read ordinance by title for the one required reading. Mr. Stake moved adoption. Mr. Deskins seconded. With the roll called, members voted: Mrs. Shirey "Yea"; Mr. Stake "Yea"; Mr. Deskins "Yea"; Mrs. Kelly "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mr.

Cotner “Yea”. Motion passed; Ordinance No. 17-09 adopted.

ORDINANCE AUTHORIZING MAYOR TO PURCHASE TWO POLICE CRUISERS FOR REYNOLDSBURG POLICE DEPARTMENT AND DECLARING AN EMERGENCY- - -Clerk read ordinance by title for the one required reading. Mr. Stake moved to amend Section 3 by changing the amount from \$63,838 to \$41,465; and also by inserting 17-09 in the blank in the last line. Mrs. Kelly seconded. With the roll called, members voted: Mrs. Shirey “Yea”; Mr. Stake “Yea”; Mr. Deskins “Yea”; Mrs. Kelly “Yea”; Mr. Joseph “Yea”; Mr. Clemens “Yea”; Mr. Cotner “Yea”. Motion passed; ordinance amended. Mr. Stake moved adoption; Mrs. Shirey seconded. With the roll called, members voted: Mrs. Shirey “Yea”; Mr. Stake “Yea”; Mr. Deskins “Yea”; Mrs. Kelly “Yea”; Mr. Joseph “Yea”; Mr. Clemens “Yea”; Mr. Cotner “Yea”. Motion passed; Ordinance No. 18-09 adopted.

ORDINANCE AUTHORIZING 3% SALARY INCREASE FOR THE YEAR 2009 FOR ELIGIBLE EMPLOYEES COVERED BY CHAPTER 160 AND DECLARING AN EMERGENCY- - -Clerk read ordinance by title for the one required reading. Mr. Stake moved adoption. Mr. Clemens seconded. With the roll called, members voted: Mrs. Shirey “Yea”; Mr. Stake “Yea”; Mr. Deskins “Yea”; Mrs. Kelly “Yea”; Mr. Joseph “Yea”; Mr. Clemens “Yea”; Mr. Cotner “Yea”. Motion passed; Ordinance No.19-09 adopted.

ORDINANCE AUTHORIZING CITY AUDITOR TO MAKE REIMBURSEMENT FROM THE FEMA FUND TO THE STREET FUND; THE STORM WATER DRAINAGE FUND; AND TO THE GENERAL FUND, FOR THE SEPTEMBER WIND EVENT- - -Clerk read ordinance by title for the second reading. Mr. Stake moved to amend to the redraft date of 4-9-09 to reflect the additional \$750 received from FEMA. Mrs. Shirey seconded. With the roll called, members voted: Mrs. Shirey “Yea”; Mr. Stake “Yea”; Mr. Deskins “Yea”; Mrs. Kelly “Yea”; Mr. Joseph “Yea”; Mr. Clemens “Yea”; Mr. Cotner “Yea”. Motion passed; ordinance amended. **Item referred to Finance Committee.**

ORDINANCE APPROVING SPECIAL EXCEPTION USE PERMIT - (7305 East Main Street, proposed use - tattoo studio); applicant, _____ - -Clerk read ordinance by title for the third reading. Mr. Hills said there was no speaker present pertaining to the item. He said a letter had been received earlier in the evening, and had been distributed to Council. Mr. Clemens moved adoption. Mr. Stake seconded. Mr. Hills explained that while there was a recommendation from committee for denial, the motion had been made in the positive, which was normal procedure; that those who wanted to grant the Special Exception Use Permit, would vote “Yea”; that those who wanted to deny it would vote “Nay”. Mr. Hills said members’ considerations on the item, which had been discussed earlier, were in 1145.09 which were the standards; and if the SEUP didn’t meet any or all of those standards then the vote would be opposing it. Mr. Hills said the City Attorney had put together a memo on it.

With the roll called, members voted: Mrs. Shirey “Nay”; Mr. Stake “Nay”; Mr. Deskins “Nay”;

Mrs. Kelly “Nay”; Mr. Joseph “Nay”; Mr. Clemens “Nay”; Mr. Cotner “Nay”. Motion failed;
ordinance denied.

Meeting adjourned at 8:16 p.m.

William L. Hills, President of Council

Nancy C. Frazier, Clerk of Council