



Doug Joseph, President
Caleb Skinner, Ward 1
Brett Luzader, Ward 2
Marshall Spalding, Ward 3
Mel Clemens, Ward 4
Barth Cotner, At-Large
Stacie A. Baker, At-Large
Kristin J. Bryant, At-Large

CITY COUNCIL

Committee Meetings Regular Council Meeting

7232 E. Main St
Reynoldsburg, OH 43068
www.ci.reynoldsburg.oh.us

April Beggerow
614-322-6836

Monday, April 8, 2019

Council Chambers

PUBLIC SERVICE AND TRANSPORTATION COMMITTEE MEETING

1. CALL TO ORDER - ROLL CALL

2. APPROVAL OF AGENDA

3. APPROVAL OF MINUTES

- a. Public Service and Transportation Committee – Committee Meeting – March 25, 2019

4. LEGISLATION FOR EMERGENCY ADOPTION

- a. ORDINANCE AUTHORIZING THE MAYOR TO PURCHASE FROM THE SOLID WASTE AUTHORITY OF CENTRAL OHIO (SWACO) RECYCLING CARTS; APPROPRIATING FUNDS THEREFOR; AND DECLARING AN EMERGENCY. (First Reading 3/25/2019).
- b. ORDINANCE AUTHORIZING THE MAYOR TO PURCHASE FROM TOTER RECYCLING CARTS; APPROPRIATING FUNDS THEREFOR; AND DECLARING AN EMERGENCY. (First Reading 3/25/2019).

5. LEGISLATION FOR SECOND READING

- a. ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO CONTRACT WITH PYROTECNICO FOR THE 2019 FIREWORKS DISPLAY. (First Reading 3/25/2019).

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Ward 2 Councilmember Brett Luzader called the meeting to order at 8:00 PM

Call to Order - Roll Call

PRESENT: Luzader, Baker, Bryant, Skinner, Cotner

ABSENT:

Approval of Agenda

Agenda stands approved.

Approval of Minutes

- a. Public Service and Transportation Committee – Committee Meeting – March 11, 2019

RESULT:	ACCEPTED
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NEW LEGISLATION/DISCUSSION ITEMS

ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO CONTRACT WITH PYROTECNICO FOR THE 2019 FIREWORKS DISPLAY. --- Luzader. Public Service and Transportation Committee.

Mr. Sampson: Thank you Chairman Luzader, members of Council. The purpose of this legislation is to enter into contract with Pyrotecnico for the 2019 fireworks display. Pyrotecnico is on the approved vendors list. The amount of \$29,250.00 is the same as 2018 and was included in the 2019 Service Department budget.

Mr. Luzader: I would just like to say I think they do a fantastic job.

Mr. Sampson: Fantastic, great show every year.

RESULT:	REFERRED TO COUNCIL [UNANIMOUS]	Next: 3/25/2019 7:35 PM
MOVER:	Brett Luzader, Ward 2 Councilmember	
SECONDER:	Stacie Baker, At-Large Councilmember	
AYES:	Luzader, Baker, Bryant, Skinner	

ORDINANCE AUTHORIZING THE MAYOR TO PURCHASE FROM THE SOLID WASTE AUTHORITY OF CENTRAL OHIO (SWACO) RECYCLING CARTS; APPROPRIATING FUNDS THEREFOR; AND DECLARING AN EMERGENCY. --- Luzader. Public Service and Transportation Committee.

Mr. Sampson: The purpose of this legislation is to purchase recycling carts from the Solid Waste Authority of Central Ohio. The City will utilize the SWACO payment schedule, payments are due on or before June 1st and December 1st of 2019, 20 and 21. There are 6 equal payments based on the

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order, the total cost is \$162,572.00, which is \$27, 095.33 in equal payments, six equal payments. The reason for this emergency is that we just received the recycling cart order form. The roll out to the residents is anticipated to begin May 3rd.

Mr. Luzader: My agenda doesn't have an emergency on that, is it? The next one does but not this.

Mr. Sampson: Should be.

Mr. Luzader: So we will have to amend it.

Mr. Sampson: Sorry, Mr. Luzader.

Mr. Luzader: Just a couple questions. These will be delivered to every household?

Mr. Sampson: That's correct.

Mr. Luzader: Ok. And then the red recycle bins will be picked up?

Mr. Sampson: Let me clarify. As we stated last year, our current contract with Rumpke, we have a contract for 19, 20 and 21. The Rumpke contract states that they will continue to service the red bins, they will service any container that is marked recycling. Would we prefer that they use the new blue bins, certainly. But if a resident prefers to use their red bins for the remainder of the Rumpke contract, they are permitted to do that. And that will be 19, 20 and 21.

Mr. Luzader: I just wanted to make sure for one we don't get a bunch of calls and you get a bunch of calls that when Rumpke brings the new ones out and they pick the red ones up and they call and say I want it back.

Mr. Sampson: Well, you know they will, you know I'm more with Rumpke right now that if a resident says that they don't want to have both, you know in their garage, that will have some selected days when they will pick up the red bins.

Mr. Luzader: And then the other question is, exactly where is this money coming from?

Mr. Sampson: Through refuse.

Mr. Luzader: The refuse account?

Mr. Sampson: Yes.

Mr. Luzader: Wanted to make sure.

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MOVER:	Brett Luzader, Ward 2 Councilmember	
SECONDER:	Kristin Bryant, At-Large Councilmember	
AYES:	Luzader, Baker, Bryant, Skinner	

ORDINANCE AUTHORIZING THE MAYOR TO PURCHASE FROM TOTER RECYCLING CARTS; APPROPRIATING FUNDS THEREFOR; AND DECLARING AN EMERGENCY. --- Luzader. Public Service and Transportation Committee.

Mr. Sampson: The purpose of this legislation is to purchase the recycling carts from Toter. These will be the additional carts that we will purchase. Toter will be billing the City of Reynoldsburg directly for the extra carts ordered. We currently have 150 64 gallon carts that we will keep in storage. And 50 32 gallon carts that we will keep in storage for a total of \$7,923.50. Again, the reason the reason for the emergency is that we just received the recycling cart order form.

Mr. Luzader: One other question I had and it pertains to these a long with the last ones. Will the warranty be the same on these as the others?

Mr. Sampson: The Warranty is the same ten years.

Mr. Luzader: Ok, and then Rumpke will take care of those or SWACO, if they are damaged.

Mr. Sampson: If they are damaged you know we will collect them and send them back and that's why we have the additional 150 64 gallon and the 32 gallon so if we need to replaced or services or replaced by Toter then we will, agreement Mr. Luzader, will be from Toter. The maintenance agreement.

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MOVER:	Brett Luzader, Ward 2 Councilmember	
SECONDER:	Caleb Skinner, Ward 1 Councilmember	
AYES:	Luzader, Baker, Bryant, Skinner	

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: AMENDING CHAPTER 741 SOLICITORS. --- Luzader. Public Service and Transportation Committee.

Mr. Luzader: We had this on our agenda 2 weeks ago for the first time. It's the ordinance I was proposing or should I say the addition to the Solicitor's section of our ordinances for a no knock registry. I met with the City Attorney a couple of different times and talked with him on the phone numerous times. When we started going through this, we also found that there were some other parts of our 741 ordinance that actually needed to be addressed, updated and then along with this, changed to be coordinated all together. So we're still working on that because after we got into it and got to talking about it, we didn't think it was right to just amend it and add this section when we had other sections that weren't actually compliant and in some instances, we weren't even following

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ourselves. So, I don't know if everybody got a copy of an article that was in this morning's Dispatch, that there are a number of communities around Central Ohio that have enacted this type of an ordinance and I'm sure there will be more once it becomes popular and I know its not going to be popular with everybody, it's not going to solve the problem of everybody coming and knocking on your door, but still in my opinion, I feel that if it keeps one of our residents from being taken advantage of, it's worth the effort. So I'll open the floor up and see if there are any other comments or questions even from the City Attorney, where we're at. Any members of the Committee have questions or comments?

Mr. Skinner: I wanted to know exactly how the process would go. Would someone fill out a form online, or would they have to come down here to City Council or to the city building and fill out a form down here, how exactly would someone get added to that list?

Mr. Luzader: My intent is that they would be able to do either or. They could do it online or they could come down, one of the things I would like to do and I think Mrs. Beggerow could probably attest to this, is sometimes the people that aren't quite as computer literate sometimes its seniors, sometimes its not, but one of the first things I would like to do is print off 100 copies and take them to the Senior Center to encourage them to sign up for it.

Mr. Skinner: And then we would just mail them a sticker?

Mr. Luzader: If we decide to go with stickers. Right now, and I don't know if it shows up in the actual paperwork that I submitted, it should be in red, that was a couple of the things that I was talking to the City Attorney about, whether we actually had to do stickers or we thought that just the registration list that we would submit to the solicitors would be enough. That was one of the things that while we were discussing this, to see if that's the way we want to go. One of the other things we would need to do and that's what we've been discussing too is raising the fee for the permits. Right now the fee that is right there in Chapter 741 doesn't even cover the cost of the background check. So if we're going to raise the fee to cover that, we also need to make sure we raise the fee enough to cover the cost of postage, printing the stickers and all this other stuff and subsequent amount to maintain the list and different things like that. So...

<INAUDIBLE>

Ms. Bryant: Mr. Sampson this questions for you because the ordinance is saying that the Service Department will establish and maintain this registry. So my question to you is based on the personnel you have are you equip to handle this new responsibility or would this necessitate a new hire?

Mr. Sampson: You know I believe that after meeting with Mr. Luzader, let me clarify first that \$15.00, we don't cover the background checks. We don't pay for those. The solicitors have to come in with a background check. That doesn't come out of that \$15.00. \$15.00 is simply the administrative handling fee. You know I think we need to test the waters and see just what you know how much of an effort it is. I do believe like anything else there will be a lot of, a number of our

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residents reaching out to be put on the list. You know once that's done, I think it'll begin to subside. Again, having somebody new come in and maintain that, I would like to see how we could do it with our existing staff. That's a good quest.

Ms. Bryant: Do you think that's practical based on what you have personnel wise, right now?

Mr. Sampson: Again, I think until we get involved in it, we really can't make that determination as to what the level of effort will be.

Mr. Luzader: One of the other things that I been discussing with the City Attorney and, I don't know if he has talked to Bill about it but I think he has talked to the Mayor about is also the possibility of increasing the length of the permit. Right now our code says 2 weeks. One of the things we have talked about is possibly increasing that length and that would also decrease some of the load on Mr. Sampson's staff of having to process these permits so often. So that would also help take care of that.

Mr. Sampson: Well it's important to understand the background, when I came on board three years ago, there was no process in place. Our previous Service Director was not signing off on the permits, he just didn't have a comfort level with doing that. And so when I looked at what other communities were doing and again tried to mimic that, you know one of the issues that we have, do you give them two weeks, 30 days, a year? You know, what do you give them, what's fair? You know I simply determined that two weeks was you know more than enough time if somebody's coming to town, they can mobilize their resources and do their door to door, get done and get out of town. But that's you know up until this year it's worked. You know we have, you know in terms of checks and balances of it, you know that if we have difficulties, one of the first things I came across on my desk was a solicitor that had given residents a challenging time the year before, they had given City staff a time before, and I simply denied their permit. You know we have rogue solicitors, notable companies that come into town and they, you know they go door to door and I think one of our strongest pushed in the Service Department is to encourage residents to say hey can I see your permit? And if they don't have it then you got to go see the City, you got to go to the Service Department and get a permit. That's their responsibility. If they, when that's reported to use we call that company. That's a checks and balances that we have. You know we call that organization and remind that they need to have permit within the City. They are no different than any other community.

Ms. Bryant: Would it be more practical rather than maintaining a list of hundreds if not thousands of do not knock door, wouldn't it be more practical to maintain a list of the licensed solicitors that somebody can get on the City website and see you know right there that a, b, c company is approved to knock doors and that this so and so cable company is permitted to knock doors, I think that would be much more you know time, you know sensitive, you know as far as taking into account sensitivity of the amount of time that staff would have to spend on this. It would be a much, much shorter list.

Mr. Sampson: I think that's a great idea. I think having a list of the approved vendors, solicitors, I think that's a great idea.

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Mr. Luzader: And that is something I've talked to the City Attorney about that still wouldn't eliminate them coming to your door.

Ms. Bryant: Right, I think, spit balling here, but I think as a practical matter in trying to you know, alleviate you know time burdens on staff, to have something that, you know I think Pickerington uses a City issued sticker and if we had something instead of putting people on a list that if you know they were to move, for whatever reason leave Reynoldsburg, you know whoever comes to that house next can keep it or not keep it. But something brightly colored saying you know, do not knock, if you chose to know be prepared to show me your solicitors license and you know with City logo on it. To me that's much more you know, its much more beneficial to City employees time than having to maintain a list.

Mr. Luzader: I mean that's why were here but I think like Mr. Sampson said, once the initial push is done, I think from there on its going to decrease greatly.

Ms. Bryant: That's probably true but you know that said, maintain a list you know, I'm hardly the tin foil hat type but there are those you know for whatever reason they don't want to be on a government list. You know I think you know if we were to have something designed that maybe its you know a nice yellow or an orange, something that draws the eye because most of the "No Soliciting" signs that you, you know see at Wal-Mart or dollar stores, tend to be that black and silver that kind of blends in and isn't particularly noticeable. But you know if you had something you know yellow that said that "Do Not Knock" and had City Logo on it along with the code section that says you know you need a solicitors license and maybe a phone number if they want to go get a solicitors license. I think that would be you know, far better use of the time.

Mr. Skinner: If I may just clarify what your saying is you don't necessarily approve of maintaining a list but you are in favor of the City making stickers?

Ms. Bryant: I think we can have some stickers and the cost of the stickers would probably be less than what it would cost for someone to sit down and but in a database of hundreds if not thousands of people. Now there is a lot of companies out there that would claimer for the business you know and you can get stickers for pretty darn cheap.

Mr. Baker: I was wondering, because I was looking through this and I was trying to make sure that I didn't miss it. According to the article, like Whitehall has, in there's it says its subject to \$250.00 maximum fine and up to 30 days in jail, increase for a second offense. I believe they that in there to give it some teeth. And I don't see anything, what's going to give this teeth from like say people that still want to knock regardless if they have the sticker or list or whatever?

Mr. Luzader: That's another one of the things that I have been talking to the City Attorney about is what kind of penalty clause do we want in here. So... and that's, we haven't reached that yet, there's Mr. Hood now.

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Mr. Hood: Right now if you violate any terms of the solicitors permit, the first offense is a minor misdemeanor and subsequent offense after that is a misdemeanor of the fourth degree, same as Whitehall.

Mr. Baker: Is there but is there any fine?

Ms. Bryant: Yea.

Mr. Hood: On a misdemeanor of the fourth degree the maximum fine is \$250.00.

Mr. Baker: Oh, ok.

Mr. Hood: it mirrors Whitehall.

Mr. Baker: Oh, ok.

Mr. Skinner: Just to clarify Mr. Hood, that is what is currently the case, correct?

Mr. Hood: Right, currently we don't have a no knock list but if you violate any terms of the solicitation permit now, not only could it be revoked, you could be charged with a minor misdemeanor. That is a non-jailable offense but a fine of what to \$150.00 in court cost and subsequent offense after that would be a misdemeanor of the fourth degree.

Mr. Skinner: And were considering some how raising the punishment, is that what I'm understanding?

Ms. Bryant: No.

Mr. Hood: No, that's the current punishment, were talking, you are considering whether or not to make an additional regulation of do not knock on my door if I display a sticker or if I'm on this list, regardless of if you have a permit or not. Does that make sense you Mr. Skinner?

Mr. Skinner: Yes sir.

Mr. Hood: Ok.

Mr. Skinner: Thank you.

Mr. Luzader: I'm sure we could you know, we could make it a second degree, I don't know, that would be something, that would be a little tricky.

<INAUDIBLE>

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Mr. Joseph: Yes, Mr. Sampson in our last meeting, I asked how many people register right now, solicitors register with the City. I was told I would get that information and never did. It would be nice to know if were talking about dozens of solicitors or thousands.

Mr. Sampson: You know we have probably anywhere from a dozen to two or three dozen, totaling about a hundred permits a year.

Mr. Joseph: So have we done any research on whether other communities that have taken the next step has seen an increase in the solicitors that have registered, I mean why do it if its not going to change the number of people that are signing up to be a solicitor in the City, that's one question. Have we seen any kind of, any additional increase in the other communities where they have done this.

Mr. Sampson: Not that I am aware of.

Mr. Luzader: I don't know that from what I have seen, I don't know there is a difference of the number of solicitors that have gotten their permits. But I do know they said their the communities that do have these, they have, some of them have quite a bit of participation in it. The residents seem to if nothing else they think it gives them a little bit more peace of mind.

Mr. Joseph: And I got one question for the City Attorney. What type of history do we have in prosecuting people, solicitors that don't register or violate the terms of no soliciting.

Mr. Hood: One that I can remember. Because it was an aggressive solicitor who after reasonable warnings, chose to continue his conduct.

Mr. Joseph: So we give warnings before...

Mr. Hood: In that, generally speaking yes. First as the Service Director mentioned a moment ago, I will say largest complaint its most often is someone soliciting without a permit. And if City staff becomes aware of that they are encouraged to go and get a permit so they are in compliance with the law. So that I guess is a warning. If they continue or chose not to and we find out about it, they can be summand to Mayor's Court with that minor misdemeanor citation.

Mr. Joseph: Ok, thank you.

Mr. Sampson: And a good example is over the past week, Spectrum has been very proactive in reaching out and getting permits for their personnel. WOW on the other hand was out rogue going door to door without a permit.

Mr. Hood: Do you remember how many Spectrum asked for?

Mr. Sampson: You know I'm trying to think, you know 30 plus.

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Mr. Hood: Yea I think it was like 44 or something like that. So, and I apologize Mr. Joseph, I believe those numbers were sent to Chairman Luzader, I thought they were submitted to all the Council members. So I will make sure you get those numbers.

Mr. Luzader: So did I.

Mr Joseph: Thank you.

Mr. Hood: But also in talking to the staff who deal with this, these complaints are absolutely seasonal as you can imagine. And there is not many of them. But we do feel its some. As far as aggressive solicitations or soliciting without a permit and so on and so forth.

Mr. Sampson: You know and a good example, you know both you know my first year here I went to New Albany twice, I went to Gahanna, I even went to Hilliard to verify that these businesses actually existed. Just to make sure you know that they would rent space in a you know in an office, what have you, you know that they were actually real. So there's considerable due diligence that needs to be done you know its all about protecting our residents and making sure that they are not being harassed and that you've got legitimate solicitors vendors out calling on them and then whether or not those residents want to entertain that conversation, you know its up to them. Chief.

Chief Plesich: Would you mind if I made a comment? The Police would normally be the enforcers of ordinance with criminal penalty like that. And I think its important to remember that for an officer to take action on a misdemeanor generally, it must be in his presence. And so if were getting a call after the fact and my officer does not witness the violation, that's a different mechanism for enforcement. It would have to be private filed through the City and that home owner would have to appear in court as the prosecuting witness. So its not just as easy as calling us and having us go out and make an arrest.

Mr. Clemens: You know I would go along with anything you go along with but I have been here a long time and I don't have people beating on my door. And I don't know how many were talking about. I have had no body complain about it. <INAUDIBLE> know that we have TV stations coming down and knocking on the door. What is the problem, I mean, I open my door I mean I just don't know have people calling me or I don't see people down there at City Hall complaining everyday about people knocking on their doors or all this kind of stuff. And I don't think we have it. Now if we want, if this is one of them deals where we want to cause a problem for our self, lets go ahead and do it you know. We need more personnel or more money or slap somebody in jail and things like that but until we have, we have never had anybody come down here since I have been here, ever complain about somebody knocking on their doors. I mean its you know, we all live in a society what's wrong with somebody coming to your door now and then. But its up to you know, whatever you want to do. Until we have something, to me, until we have something that really is complaining about something why call it a problem.

Mr. Spalding: Thank you Councilman Luzader. You know I <INAUDIBLE> with some of Mel's concerns. But we actually redid this about four years ago, because I remember there were concern

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about people knocking on doors. So that's when we really did this first pass on this. One of the things I noticed is that in my neighborhood for three years I have not seen anybody knock on the door, I mean not even one. I mean it worked alright and they did have to register and they were pretty serious about it. They did have to get the background checks. So all of these things were put in place but what's happened between then and now that all of the sudden we go well we got to do all of this stuff again? Well, I think its good to examine a process because I think what we found, because I worked on this as well. And what we've found is our process fell into some flaws. Well we need to fix those flaws and once we get those fixed it will be back to where its working again, just a little bit better. So that's a good thing, I mean that that's really solid that we are protecting our citizens. We are making sense right, were doing something that makes a lot sense. Stickers, I'm not for stickers alright. I mean I definitely think that's not the route to go. But I think all of the other processes certainly would work well. Whether we choose to do it as a registry or whether we chose to do it as Ms. Bryant said, that's actually quite brilliant. Right, putting the list there. Also, educating our people out there. Having them understand wait if somebody does come to your door, you have the right to ask them for their permit. Well I think a lot of folks maybe don't know that. So maybe there is some work we can do on tighten that up. Because the more people that say no at the door, that will drive away your vendors faster than anything else. And these nice rings, they just don't answer the door. So again that will drive those types of vendors away faster than if you get no response and no sales.

Mr. Sampson: Well when I limited it to two weeks several years ago when I did the legislation, you know that had an impact. You know that was come in get your business and be done. Other communities handle it differently, you know its in shared with you I sent out Dublin's requirements. They charge \$100.00 per permit. You know, imagine bringing 30, 40 people in at 100 dollars a piece. To solicit. That's how they keep them out. Go to New Albany. See what they charge. You know that's why you don't that's why you don't see, you know vendors and again Mr. Hood is the expert. You know what's legal what's not legal but you know when you have really, when you tighten the rains a little bit when you make it, I don't want to say more of a challenge but when you make it you know when you make it you know the requirements a little more stringent you know it does have an impact. And I believe a positive impact done on having people just going door to door neighborhood to neighborhood.

Mr. Cotner: Guarantee the companies don't care a whole lot about coming to register sometimes. You know, Friday afternoon I picked up all my kids my school and some friends over, got home and luckily I was still there in the kitchen waiting around the house doing something before my wife got home. Sure enough person comes to the door, rings the doorbell, my daughters somebody at the door I don't know who it is. Come around you know sure enough a salesman. Asked for the permit, you know tries to give you the run around, no permit you know. I even call into the City, hey somebody's out here soliciting with no permit. I put the guy on the spot, hey where is your permit? Oh I got an ID, no where is your permit? They don't care. He knew that I was calling the City, he knew that I was paying attention, he knew that I had an idea of what was going on. I watched him go right over the next house then I watched him go to the next house. He didn't have a background check as far as I know, he didn't have anything there. And I had four kids in my house that day, I don't know who he is. I don't know when he is going to come back. So I am certainly glad we have these things and the

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stickers not going to protect us, there is no question about that. A register is not going to protect us but its going to give us a little more support and to counter the argument of oh my gosh what if we have 1000 people that register this and how much cumbersome is it to sit there at a computer and type a 1000 names. Its going to take a day or so to get this done. Doesn't that tell us that people want something then. I mean isn't that a good problem for us to have. Again were not changing the world with this but yea if we get 300, 400 a 1000 residents to say yea send me my sticker, clearly were having somebody in this community that wants to do something extra then have a whole bunch of knocking on their doors. Its not, again, its a little bit of a safety issue and its a lot of a nuisance issue and I think it matter. Thank you.

Mr. Sampson: Well I think that's a great point and again I think you know what all Council has brought up this evening is that educating our residents you know that its ask, where is your permit.

Mr. Cotner: I think its more than that. Because again even when I asked and even when I called into the City there was nothing happening. So I think its more than education, I think there is a combination of it all that again, we can keep doing a little bit better. That's all it is I think we can keep doing a little bit better and continuing making some progress.

Mr. Luzader: That's my whole thought behind this. How you said if it keeps one or two residents from taken advantage of when somebody comes to their door, to me as a leader in the community, its worth it.

Ms. Bryant: Again going to educating the public, I think having you know a list of solicitors, licensed solicitors as well as maybe a phone number whether its the non emergency police line, whether its you know to the Service Department, whatever the case may be, you know have a phone number as well as maybe a copy of something so they can, I wouldn't know if it was a legitimate solicitors license that somebody showed me and I'm on Council. So you know the average person isn't going, you know they could show you something and say this is my solicitors license you know we need you know also put a copy of what its supposed to look like on there as well. So that people if somebody going around you know with a made up license even.

Mr. Sampson: Well we have a little card plaque that with my signature on it, I sign all of them so that it, you know with the City seal.

Ms. Bryant: So if its signed by my Mickey Mouse we know its not a legitimate solicitors license.

Mr. Sampson: Hey guys I'm not sure you know if you don't like what you see outside, look through your peep hole and if you don't like don't answer the door. You know we want our residents to be safe but honestly here is only so much we can do.

Mr. Baker: because I mentioned that last time. If you don't like it, don't answer the door. Because I don't know what the license look like. In the past not recently, I've had people come to my door, they show me something, I don't know what it is. You know I'm not afraid to talk to them but that's just me. And I sit on Council, I don't know what the license look like.

MINUTES COMMITTEE MEETING
 REYNOLDSBURG PUBLIC SERVICE AND TRANSPORTATION COMMITTEE
 March 25, 2019

Mr. Sampson: Well you should see what the look on their face and I say I'm the Service Director. But yea, you know its a legitimate question to ask. And many of these folks, these aren't, you know we do require that the background checks, I review each of those, there's ones I sign off on and there's ones I don't. You know, if they've got a record, I don't sign off on them, I don't approve them. If the BCI check within the past 12 months is clear but in many cases these are younger, high school, college kids in particular during the summer time trying to make extra money. They've got somebody traveling around in the neighborhood in a vehicle a van. They drop them off, they go door to door do their thing, you know, their not really you know, if they've got a permit fantastic. If they've gone through the process If they have went through were not really aware, its important to be patient with them and educate them and go back to their, you know many times I've said take back to whom ever is your manager, whom is driving the vehicle and let me chat with them. And encourage them that its, you cant be in the City unless you have a permit.

Mr. Luzader: Let me just ask this, if I can ask, what's the pleasure of the committee, is this still something that we want to pursue? If that's the case, I will still meet with the City Attorney, see if we can come up with something that will be beneficial to the City and the residents. Or if not, if the committee decides this is something they don't want to do, I'll entertain a motion that we remove it from the agenda.

Ms. Bryant: Honestly, I just don't see the necessity for the registry. You know the teeth behind the existing ordinance that we have its, were not going to double it and lets be practical about that. So, this doesn't add any new penalties. Its just I think a false sense of security of being on a registry that you know is not going to stop somebody from knocking on their door if they are unlicensed anyway so you know the unlicensed person is going to knock regardless of whether somebody is on the registry. I mean I understand the idea of wanting a safety blanket like this but I don't think its going to work any better than the do not call list.

Mr. Luzader: I mean if you want to make a motion, I'll entertain a motion to remove it from the agenda.

RESULT:	POSTPONED INDEFINITELY [3 TO 1]
MOVER:	Kristin Bryant, At-Large Councilmember
SECONDER:	Caleb Skinner, Ward 1 Councilmember
AYES:	Baker, Bryant, Skinner
NAYS:	Luzader

LEGISLATION FOR EMERGENCY ADOPTION

41-19

Minutes Acceptance: Minutes of Mar 25, 2019 7:32 PM (Approval of Minutes)

MINUTES COMMITTEE MEETING
 REYNOLDSBURG PUBLIC SERVICE AND TRANSPORTATION COMMITTEE
 March 25, 2019

ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO CONTRACT WITH OHM FOR THE ENGINEERING, PLANS, BID DOCUMENTS, AND CONSTRUCTION ADMINISTRATION FOR THE LANCASTER AND MAIN PARKING LOT--PHASE 2, APPROPRIATING FUNDS THEREFORE, AND DECLARING AN EMERGENCY. ---
 Luzader. Public Service and Transportation Committee.

Mr Luzader: If you could explain a little bit Bill, I know back in, I think it was May of last year, well the second one last year, that we actually approved phases 1, 2, 3 and 4 of this. Could you explain the difference of why were coming back now. Just to make sure.

Mr. Sampson: Well its, yea I think its a clarification and our City Auditor Stephen and I had this conversation. And its what they refer to phases, tasks, they were really two separate phases one and we broke it down when I met with the Mayor and the Auditor last year. That it was a funding issue, so I called it phase 1 for the services that included the clearing of the site, the design for demolition of the existing pavement, the concrete all of that. The second phase is the landscaping, some of the features along the creekside and the utilities. The storm water management. But its, you know that's when from OHM's proposal they had it broken down into phases, its really those were items within phase 1, individual task or work items go <INAUDIBLE:> items. And phase two is the proposal I presented a couple of weeks ago.

Mr. Luzader: Actually this is technically phase two part two.

Mr. Sampson: Its part two yea and part of that was again funding. You know that we had the money available, the crew is on site. I met with them two weeks ago got the schedule. They are there mobilizing and they have already began the site clearing and they will being the demolition work this week.

Mr. Luzader: You don't anticipate any additional funding for phases 3 and 4.

Mr. Sampson: No, there is no, there two phases. I apologize Mr. Luzader, there's two phases, phases 1 and those task elements with in that. That are undergoing right now. And phase two and the task elements that will be included in the work that will proceed then.

Mr. Luzader: On the original proposal there were four phases.

Mr. Sampson: Yea, its, yea again lets clarify what yea, I'm an engineer I look at what we call phases and tasks and they should have been tasks.

Mr. Luzader: yea that's what I said, there were four phases. This is phase two part one and two.

Mr. Sampson: This is phase one task yea 1 through 4, undergoing right now. And we will have phase two task 1 through 4 as the follow on.

Minutes Acceptance: Minutes of Mar 25, 2019 7:32 PM (Approval of Minutes)

MINUTES COMMITTEE MEETING
REYNOLDSBURG PUBLIC SERVICE AND TRANSPORTATION COMMITTEE
March 25, 2019

RESULT:	REFERRED TO COUNCIL [UNANIMOUS]	Next: 3/25/2019 7:35 PM
MOVER:	Brett Luzader, Ward 2 Councilmember	
SECONDER:	Stacie Baker, At-Large Councilmember	
AYES:	Luzader, Baker, Bryant, Skinner	

Minutes Acceptance: Minutes of Mar 25, 2019 7:32 PM (Approval of Minutes)

Service Department**Bill Sampson****7232 E. Main Street****Reynoldsburg OH 43068****614-322-6884 Phone****ORDINANCE REQUEST****DATE:** **April 8, 2019****TO:** **Public Service and Transportation Committee**

RE: ORDINANCE AUTHORIZING THE MAYOR TO PURCHASE FROM
THE SOLID WASTE AUTHORITY OF CENTRAL OHIO (SWACO)
RECYCLING CARTS; APPROPRIATING FUNDS THEREFOR; AND
DECLARING AN EMERGENCY.

Approval:

Completed Brad McCloud	Completed Jed Hood	Completed Stephen Cicak
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Emergency/Suspension: Emergency

Reason For Emergency: Financial needs of the City's government

Statement of necessity: Received the SWACO Recycling Cart Order Form.

The City of Reynoldsburg will utilize the SWACO payment schedule. Payments are due on or before June 1 and December 1 of 2019, 2020 & 2021. There are six (6) equal payments. Based on the order, the total cost is \$162,572.00, which is \$27,095.33 in equal payments, plus a \$250.00 administrative fee

added to each equal payment, totaling \$27,345.33 per payment (\$54,690.66 for June and December 2019) paid from account 750.738.5315 Private Hauler Contract.



Community Recycling Cart Order Form

Community Name: City of Reynoldsburg

All cart quantities listed below will be included in the initial order by SWACO for delivery during the initial cart rollout. Additional future carts can be ordered by the community directly from Toter.

1. Grant Eligible Carts / Eligible for SWACO Repayment Plan

- Carts eligible for SWACO/TRP grant assistance
- This includes 64-gallon or larger carts deployed to households that do not currently have carts
- SWACO will apply both grants to this order and will allow the community to repay SWACO the remaining balance over 3 years as per the grant agreement

Cart Size	Community cost per cart	Quantity	Total Community Cost
64-gallon	\$ 15.52	10,475	\$ 162,570.00
96-gallon	\$ 24.06		

2. Non-Grant Eligible Carts / Not Eligible for SWACO Repayment Plan

- Carts not eligible for SWACO/TRP grant assistance
- This includes carts smaller than 64-gallon deployed to households that do not currently have carts
- Toter will bill the community directly for the full cost of these carts upon delivery

Cart Size	Community cost per cart	Quantity	Total Community Cost
32-gallon	\$ 41.81		
48-gallon	\$ 44.52		

- Continued on next page -

3. Non-Grant Eligible Carts / Not Eligible for SWACO Repayment Plan (Extra Inventory Carts)

- Carts not eligible for SWACO/TRP grant assistance
- This includes any additional carts that are ordered for inventory purposes that will not initially be deployed to households (less per cart cost due to non-deployment)
- Carts will be delivered to the deployment staging area by Toter and the carts will need to be transported to a community storage area by the community, unless other arrangements are made between Toter and the community, which may incur additional costs paid to Toter.
- Toter will bill the community directly for the full cost of these carts upon delivery

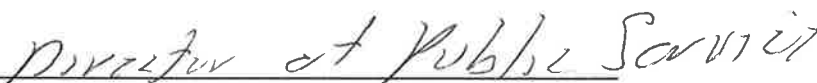
Cart Size	Community cost per cart	Quantity	Total Community Cost
32-gallon	\$ 37.21	50	\$ 1,860.50
48-gallon	\$ 39.92		
64-gallon	\$ 40.42	150	\$ 6,063.00
96-gallon	\$ 48.96		

Please return this Community Recycling Cart Order Form to Albert Iosue, SWACO Programs Administrator, via email to albert.iosue@swaco.org no later than Wednesday, January 23, 2019.

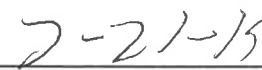
Please call Albert Iosue with any questions at (614) 801-6408.



 Signature of Community Representative



 Title



 Date

Service Department**Bill Sampson****7232 E. Main Street****Reynoldsburg OH 43068****614-322-6884 Phone****ORDINANCE REQUEST****DATE: April 8, 2019****TO: Public Service and Transportation Committee****RE: ORDINANCE AUTHORIZING THE MAYOR TO PURCHASE FROM
TOTO RECYCLING CARTS; APPROPRIATING FUNDS
THEREFOR; AND DECLARING AN EMERGENCY.**

Approval:

Completed Brad McCloud	Completed Jed Hood	Completed Stephen Cicak
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Emergency/Suspension: Emergency

Reason For Emergency: Financial needs of the City's government

Statement of necessity: Just received the Recycling Cart Order Form.

Toter will be billing the city of Reynoldsburg directly for the extra carts ordered (150 64-gallon, \$6063.00, and 50 32-gallon, \$1,860.50) for a total of \$7,923.50 paid from account 750.738.5315 Private Hauler Contract.



Community Recycling Cart Order Form

Community Name: City of Reynoldsburg

All cart quantities listed below will be included in the initial order by SWACO for delivery during the initial cart rollout. Additional future carts can be ordered by the community directly from Toter.

1. Grant Eligible Carts / Eligible for SWACO Repayment Plan

- Carts eligible for SWACO/TRP grant assistance
- This includes 64-gallon or larger carts deployed to households that do not currently have carts
- SWACO will apply both grants to this order and will allow the community to repay SWACO the remaining balance over 3 years as per the grant agreement

Cart Size	Community cost per cart	Quantity	Total Community Cost
64-gallon	\$ 15.52	10,475	\$ 162,570.00
96-gallon	\$ 24.06		

2. Non-Grant Eligible Carts / Not Eligible for SWACO Repayment Plan

- Carts not eligible for SWACO/TRP grant assistance
- This includes carts smaller than 64-gallon deployed to households that do not currently have carts
- Toter will bill the community directly for the full cost of these carts upon delivery

Cart Size	Community cost per cart	Quantity	Total Community Cost
32-gallon	\$ 41.81		
48-gallon	\$ 44.52		

- Continued on next page -

Attachment: 4865_001 (Toter Recycling Cart Payment)

3. Non-Grant Eligible Carts / Not Eligible for SWACO Repayment Plan (Extra Inventory Carts)

- Carts not eligible for SWACO/TRP grant assistance
- This includes any additional carts that are ordered for inventory purposes that will not initially be deployed to households (less per cart cost due to non-deployment)
- Carts will be delivered to the deployment staging area by Toter and the carts will need to be transported to a community storage area by the community, unless other arrangements are made between Toter and the community, which may incur additional costs paid to Toter.
- Toter will bill the community directly for the full cost of these carts upon delivery

Cart Size	Community cost per cart	Quantity	Total Community Cost
32-gallon	\$ 37.21	50	\$ 1,860.50
48-gallon	\$ 39.92		
64-gallon	\$ 40.42	150	\$ 6,063.00
96-gallon	\$ 48.96		

Please return this Community Recycling Cart Order Form to Albert Iosue, SWACO Programs Administrator, via email to albert.iosue@swaco.org no later than Wednesday, January 23, 2019.

Please call Albert Iosue with any questions at (614) 801-6408.



 Signature of Community Representative

Director of Public Service

 Title

2-21-15

 Date

Attachment: 4865_001 (Toter Recycling Cart Payment)

Service Department**Bill Sampson****7232 E. Main Street****Reynoldsburg OH 43068****614-322-6884 Phone****ORDINANCE REQUEST**

DATE: April 8, 2019

TO: Public Service and Transportation Committee

RE: ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO
CONTRACT WITH PYROTECNICO FOR THE 2019
FIREWORKS DISPLAY.

Approval:

Completed Brad McCloud	Completed Jed Hood	Completed Stephen Cicak
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The amount of \$29,250.00, and the funding for the fireworks was included in the 2018 Service Department budget (account #5303- Community Events). Pyrotecnico is on the approved vendor list. Contract attached.

REYNOLDSBURG FIREWORKS DISPLAY CONTRACT

THIS CONTRACT AND AGREEMENT, for the sale and display of fireworks made and concluded this _____ day of _____, 2019, by and between **Pyrotecnico** of New Castle, Pennsylvania, and the **City of Reynoldsburg**, a chartered municipal corporation formed under the laws of the State of Ohio, hereinafter referred to as ("City").

WITNESSETH: For and in consideration of the mutual covenants herein contained and other valuable consideration in hand paid, receipt of which is hereby acknowledged, and of the terms and conditions hereinafter mentioned, the parties to this contract do mutually and severally agree to perform their several and respective covenants and to guarantee terms, conditions, and payments of this contract.

1. Pyrotecnico agrees to sell, furnish, and deliver unto City fireworks to be exhibited in accordance with the programs set forth in the "Proposal for City of Reynoldsburg" in which are attached hereto and incorporated by reference into this contract as if fully restated.

2. Said fireworks to be furnished for display on the following date **July 3, 2019**, provided the weather permits a display. It being mutually understood and agreed that should inclement weather prevent the presentation of said display on said date, the date of **July 4, 2019** will be the "**rain date**" of the event. It being mutually understood and agreed that should inclement weather prevent the presentation of said display on said "**rain date**", a meeting of the parties will be held to discuss the postponement date(s). It is agreed to and understood by the parties hereto that in the event the fireworks have been taken out and set up before the inclement weather and with good weather prevailing, then such exhibition of fireworks must be carried out in the safest manner without any deductions whatever from the hereinafter named compensation.

3. If, due to the occurrence of a contingency as described above, with the aforementioned dates it is in Pyrotecnico's professional opinion with a reasonable degree of certainty, impossible or impracticable to present the display at the dates and times specified, Pyrotecnico and the City will confer with a view towards reaching a mutually satisfactory postponement date. In the event that the mutually satisfactory postponement date is beyond the date following the scheduled exhibition and Pyrotecnico personnel and equipment are required to return to their original point of origin, then the City shall be obligated to pay an additional charge of 15% of the contract price for transportation and travel of material and personnel back to the display site. In the event a mutually satisfactory postponement date cannot be determined, or if once determined, that postponement date must, due to any such contingency, be likewise postponed, then and in such event the City shall have no obligation to pay the remaining balance of the sum to be paid hereunder, and the deposit previously made by the City shall be returned to the City forthwith, less any and all reasonable expenses incurred by Pyrotecnico in anticipation of presenting such display, including, but not limited to, costs associated with set-up and takedown of equipment, and transportation of materials and Pyrotecnico personnel.

4. Pyrotecnico agrees to furnish unto the City one or more trained (pyrotechnic) personnel to present the said display. The City agrees to procure and furnish a suitable place to display said fireworks, and to secure all applicable police, fire, local, state, and federal governmental permits, licenses, and approvals.

5. The City agrees to indicate that Pyrotecnico is the organization responsible for exhibiting the fireworks on the said date in all advertisements, billings, and public relations materials.

6. The City agrees to furnish to Pyrotecnico ample police and fire protection for the protection of its property and the firing of the exhibition without interference from the public.

7. The City agrees to furnish and set up restraining lines pursuant to the instructions supplied by Pyrotecnico and in compliance to all rules, orders, and regulations of the National Fire Protection Association.

8. The City agrees to furnish adequate protection and security of the exhibition grounds to preclude all individuals other than those authorized by Pyrotecnico from entering the security area. No personal property of any kind, including but not limited to motor vehicles shall be allowed within the "safe zone". Prior to, during, and immediately following the display, the City shall be solely responsible to furnish and set up restraining lines for keeping all persons (except the trained personnel and their designated help) out of the danger area and behind the safety zone lines. This paragraph does not eliminate Pyrotecnico's obligation to provide security at all times, once the fireworks are inside the City or Township.

9. The City agrees to furnish to Pyrotecnico the sum of \$29,250 (the "Contract Price") paid as follows: a. 50% of the Contract Price due upon the signing of the contract; b. the balance of the Contract Price due within ten (10) days of completion of the Fireworks exhibition. The City agrees to pay interest at the rate of 1.5% per month on any delinquent balance of the Contract Price until paid in full. Payment shall be made by certified check or otherwise as agreed by Pyrotecnico to Pyrotecnico at P.O. Box 149, New Castle, Pennsylvania 16103. Furthermore, in the event the City fails to perform its obligations and responsibilities as set forth herein and it becomes necessary for Pyrotecnico to enforce its rights by hiring an attorney, the City shall be responsible for all attorneys' fees and costs incurred by Pyrotecnico to collect said sums.

10. Pyrotecnico agrees to name the City of Reynoldsburg and Truro Township as additional insured on a Ten Million Dollar (\$10,000,000) non-waste liability insurance coverage and supply the City with evidence of said coverage.

11. The City agrees to indemnify Pyrotecnico and hold its shareholders, directors, officers, employees, agents, representatives, and insurers harmless from any and all demands, claims, causes of action, judgments or liability (including the cost of suit and reasonable costs of experts and attorneys) arising from damage to or destruction of property (including real and personal) or bodily or personal injuries (including death) whether arising in tort, contract, or otherwise, that occur directly or indirectly from (a) the gross negligence or willful misconduct of the City or its employees, agents, contractors, or representative, or (b) the failure of the City to comply with its obligations and responsibilities as set forth herein.

12. Pyrotecnico agrees to indemnify the City and hold its employees, officials, agents, representatives, and insurers harmless from any and all demands, claims, causes of action, judgments or liability (including the cost of suit and reasonable costs or experts

and attorneys) arising from damage to or destruction of property (including real and personal) or bodily or personal injuries (including death), whether arising in tort, contract, or otherwise, that occur directly or indirectly from the negligence or willful misconduct of Pyrotecnico or its employees, agents, contractors, or representatives.

13. Pyrotecnico agrees to notify Truro Township Fire Department (TTFD) immediately when the vehicle carrying the fireworks arrives in the City of Reynoldsburg. Pyrotecnico agrees to furnish a 24 hour guard, at their sole cost, with the vehicle during the time it is in the City of Reynoldsburg or Truro Township. Pyrotecnico agrees to inspection of fireworks mortar racks that are encased in wood, if deemed necessary by TTFD, then wood will be replaced with undamaged lumber. Pyrotecnico agrees to secure, fireworks mortar racks and cakes, to the ground according to specification and jurisdictional authority. Pyrotecnico agrees to furnish and employ an electronic firing system. Pyrotecnico agrees to furnish and employ protective clothing required by the Ohio Fire Code and NFPA 1123. Pyrotecnico agrees to furnish a letter to TTFD stating that all mortars to be used for the exhibition are made of approved material, of sufficient strength, length and durability to cause shells to be propelled to a safe altitude as required by Ohio Fire Code and NFPA 1123.

14. Neither party, under any circumstances, shall be entitled to recover any consequential, incidental, exemplary, special, and/or punitive damages from the other party to this agreement, including, without limitation, loss of income, business or profits.

15. In the event of fire, flood, Acts of God, or other causes beyond the control of Pyrotecnico, which prevents the delivery of said materials, the parties hereto release each other from any and all performances of the covenants herein contained and from damages resulting from the breach thereof.

16. The parties agree that in any action on or relating to the contract, that exclusive jurisdiction and venue are hereby vested in the Franklin County Court of Common Pleas, Franklin County, Columbus, Ohio.

17. If any provision of the contract is held to be illegal, invalid or otherwise unenforceable, then (a) the same shall not affect other terms or provisions of this contract and (b) such terms or provisions shall be deemed modified to the extent necessary to render such term or provision enforceable and the rights and obligations of the parties shall be construed and enforced accordingly, preserving to the fullest extent the intent and agreements of the parties set forth herein.

18. This Agreement may be executed in counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same Agreement.

19. This contract and the "Proposal for City of Reynoldsburg/Presentation Recap" constitutes the entire agreement between the parties hereto, and there are no other understandings, either oral or written, regarding to the subject matter hereof.

IN WITNESS THEREOF, the undersigned executed this contract by and through their duly authorized representatives whose names appear below.

City of Reynoldsburg

By _____,

Bradley L. McCloud, Mayor

Date _____

Witness

Pyrotecnico

By _____

Print Name _____

Date _____

Witness

This contract was prepared by and is hereby approved as to form by:

James E. Hood
Reynoldsburg City Attorney

FISCAL OFFICER'S CERTIFICATION

IN TESTIMONY WHEREOF, the said parties hereunto set their hand the day and year first written above. It is hereby certified that both at the time of the making of this contract or order and at the date of the execution of this certificate, the amount of \$29,250.00 required to pay this contract or order has been appropriated for the purpose of this contract or order and is in the treasury or in the process of collection to the credit of the _____ fund free from any other previous encumbrances.

City of Reynoldsburg

Stephen M. Cicak, Auditor