

MINUTES REGULAR COUNCIL MEETING
REYNOLDSBURG CITY COUNCIL
March 9, 2009

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

Members of Council present: Doug Joseph, Barth Cotner, Donna Shirey, Ron Stake, Fred Deskins, Jr. Councilman Mel Clemens and Councilwoman Leslie Kelly were absent.

The Invocation was given by Mr. Hills, who also led the Pledge of Allegiance.

Minutes of the regular Council meeting held February 23, 2009 were approved without objection. The agenda was approved.

Community Comments:

Marian Harris, State Representative from the 19th House District, said she just wanted to stop by Council to introduce herself, and answer any questions anyone might have. Representative Harris said her door was always open, and that she was working hard on the Stimulus Package; that she received a list of requests from the Mayor's Office; that her Town Hall Meeting in April was going to be in Council Chambers, April 23rd; but that the very next town hall would be in Westerville on March 26th. There were no questions, and Mr. Hills thanked Representative Harris for attending.

Clerk read report from Clerk of Court: total monies collected from Courts held during February, 2009 - \$36,794; monies collected during that same period pursuant to Ordinance Numbers 146-94 and 104-02- - \$2,692 for the Computerization Needs Fund; and \$250 for the Enforcement and Education Fund.

Mr. Hills said had a couple comments to make: There has been an Appeal Hearing set on the Type A Home Application Special Exception Use Permit for March 16, 2009 at 7 p.m. We will need to hear the Appeal and make a determination on the Appeal that evening because we have a thirty day deadline to hear it and that's the last Council Meeting within that thirty day deadline, so we will need to make a decision on the Special Exception Use Permit. Also, I would just note that it was in your packet, we also have a Special Council Meeting at 6:15 p.m. next Monday so there will be a Special Council, then an Appeal Hearing about a Special Exception Use Permit, and then we'll go to Committees.

Second thing I would like to note is a Rosehill Road Meeting on information on the construction schedule set for tomorrow night, 3-10-09 at 6 p.m. in Council Chambers. It's my understanding they'll give an update of what the construction schedule is and try to address any questions or issues there may be for anybody that would like to attend.

Clerk read Motion: That the Council of the City of Reynoldsburg does hereby appoint Lane J. Beougher to serve on the Design Review Board; term to be for three years, and will begin March 11, 2009.- -Mr. Stake moved adoption. Mr. Joseph seconded. With the roll called, members voted: Mr. Joseph "Yea"; Mr. Cotner "Yea"; Mrs. Shirey "Yea"; Mr. Stake "Yea"; Mr. Deskins "Yea". Motion passed. Mr. Hills congratulated Mr. Beougher, who was present in the audience.

ORDINANCE TO MAKE AN INTERIM APPROPRIATION FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF REYNOLDSBURG, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2009 AND DECLARING AN EMERGENCY- -Clerk read ordinance by title for the first time. Mayor McCloud said he wanted to say a very special thank you to all of who worked on the Budget - Mr. Stake specifically, Mr. Hills, City Auditor, City Attorney; that the four of them and the Mayor met on a holiday and spent about 12 ½ or 13 man-hours going through the budget again line by line. The Mayor said the budget was at this point, in the black; that it was also still a bare-bones budget; it did not include at this point, vehicles, raises; that it was still something of a work in progress and that he would continue to explore potential funding alternatives such as the Stimulus money. Item referred to Finance Committee.

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: Amending Subsection (a) of Section 1175.08 "Side and Rear Yard Requirements for Non-Dwelling Uses Abutting Residential Districts." OF CHAPTER 1175 DISTRICT REGULATIONS- -Clerk read ordinance by title for its second reading. Mr. Hills said he would like to remind Council people this was before them before and was sent to Planning Commission. "One of the things that many Councilpersons talked about was the fact of let's fix the issues that are addressing us - meaning there are certain, a couple businesses which could benefit from this foot reduction and bring some economic development to the city and expansion to the city, but let's be very cautious not just to throw out setback footages and I think it was clearly indicated, we have not seen the minutes of the Planning Commission, so we don't know what was discussed there or how it was discussed, but let's address those things that can be beneficial to us and let's not give away the protections we put in until we've had a time to re-evaluate it so when it goes back to Committee, I think still the goal is to address those that we can fix and it can stay in Committee for a little while until we work out what the real needs are. At least, that's what I would suggest we want to talk about when it goes back, but with that, it will go back to Committee for next week."

ORDINANCE ACCEPTING UNRECORDED SPECIAL WARRANTY DEED FROM TARGET CORPORATION, A MINNESOTA CORPORATION (0.840 ac.)- -Clerk read ordinance by title for the second reading. Item referred to Service Committee.

ORDINANCE TO AMEND THE "CITY OF REYNOLDSBURG, OHIO PERSONNEL POLICY AND PROCEDURE MANUAL" ADOPTED BY ORDINANCE NO. 14-03 PASSED MARCH 10, 2003 AND AS SUBSEQUENTLY AMENDED (various sections)- -Clerk read ordinance by title for the third reading. Mr. Stake moved to amend the ordinance to the redraft date of 2-19-09. Mr. Deskins seconded. With the roll called, members voted: Mr. Joseph "Yea"; Mr. Cotner "Yea"; Mrs. Shirey "Yea"; Mr. Stake "Yea"; Mr. Deskins "Yea". Motion passed; ordinance

amended. Mr. Stake moved adoption; Mr. Cotner seconded. With the roll called, members voted: Mr. Joseph "Yea"; Mr. Cotner "Yea"; Mrs. Shirey "Yea"; Mr. Stake "Yea"; Mr. Deskins "Yea". Motion passed; Ordinance No. 13-09 adopted.

Request by President of Council for Executive Session to discuss pending litigation.- -Mr. Hills said the Executive Session was also at the request of the City Attorney, and that those people attending would be the Clerk of Council; all elected officials; and the Acting Safety/Service Director, at the request of the Mayor. Mr. Stake moved to recess for the Executive Session; Mr. Joseph seconded. With the roll called, members voted: Mr. Joseph "Yea"; Mr. Cotner "Yea"; Mrs. Shirey "Yea"; Mr. Stake "Yea"; Mr. Deskins "Yea". Motion passed. Mr. Hills said Council would reconvene only to call the roll and adjourn. Council recessed at 7:42 p m.

Council reconvened at 8:10 p.m. With the roll called, members responding were: Mr. Joseph "Present"; Mr. Cotner "Present"; Mrs. Shirey "Present"; Mr. Stake "Present"; Mr. Deskins "Present".

Meeting adjourned at 8:10 p.m.

William L. Hills, President of Council

Nancy C. Frazier, Clerk of Council