

MINUTES REGULAR COUNCIL MEETING
REYNOLDSBURG CITY COUNCIL
FEBRUARY 28, 2005

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

Members of Council present: Eric Gilbert, Mel Clemens, Antoinette Newman, Lane J. Beougher, Ron Stake, Preston Stearns, Brett Baxter.

The Invocation was given by Mr. Beougher. Mr. Hills led the Pledge of Allegiance.

Minutes of the regular Council meeting held February 14, 2005 were approved without objection.

Mr. Clemens moved to amend the agenda by removing Item 11 (Motion - That the Council of the City of Reynoldsburg does hereby request a 30 day extension of the time stated on the "Notice to Legislative Authority" for permit no. 37560020005 whereby responses must be postmarked no later than 03/03/2005) and returning the permit request without a request for a hearing. Mr. Stake seconded. The amended agenda was approved with all voting "Aye".

Community Comments and Requests- -Mr. Gary Knapp, 1741 Haft Dr., Reynoldsburg, Ohio addressed Council:

Mr. Knapp: My name's Gary Knapp. I live at 1741 Haft Drive. I addressed you two weeks ago concerning the location of Truro's firehouse. And I wanted to come back to update you on the little bit of information I've been able to get from the township. But actually, I have three things I wanted to discuss tonight. And the first thing was a question Mr. Hills had asked me two weeks ago about a fire out by his house and why the ladder truck that I work on responded instead of a ladder truck in West Licking. And maybe if, if I don't get it all straight, Chief Weber's here from West Licking and he can maybe allude to it. But the answer to your question is, Truro has an automatic response agreement with Columbus. And to understand where the ladder trucks are, there's not a ladder truck in every fire house. West Licking has a ladder truck, Mifflin has a ladder truck, downtown Gahanna. There's one at DSCC, and ladder 32 and ladder 23. Those are the five ladders. When Truro automatically dispatches a ladder, ladder 23 is closer to Reynoldsburg than any of those other ladders. That's why we ended up at your house that night. I was kind of hoping Chief Sharps would be here tonight. He was supposed to be. I don't know if you're aware of the fact that his mother passed away this morning. I'm sure he would have been here had that not happened.

The second topic I want to talk about before I get to the firehouse was, the article that was in the paper the other day about West Licking's levy that they're putting on the ballot. One of the Councilmen, and I don't know if he was misquoted or if it was the paper, but it talked about them needing manpower because of the trauma unit; Mt. Carmel East being closed and their not being able to transport trauma people to Mt. Carmel East. I think it's important that all you people know, of course your tasked with taking care of the citizens of Reynoldsburg, Mt. Carmel East is not a trauma center. If you get hurt and you're a trauma case, you're going to go to one of four trauma centers. St. Ann's, OSU main campus, Riverside, or Grant. And if you're a kid, you're going to go to Children's. So I think it's important that the people out in West Licking who are,

I'm not sure whether they need a levy, that's Chief Weber's issue, but I think it's important that they understand, that's not a manpower issue holding up West Licking's people from transporting traumas to Mt. Carmel East. The traumas don't go to Mt. Carmel East. They go to the four trauma centers. That's just the way it is.

The third and final thing I want to talk to you about, and I know the Mayor's met with, which you had asked him to do, I wasn't part of that meeting which is fine with me but I still have an issue about the firehouse. I've gotten a little bit of information from the township trustees and one of the things that even struck me more on this location of the firehouse that they're going to put in, is now they have an intention of closing the firehouse at 6900 East Main Street. And that really bothers me. And the text of the conversation was that if they build the one down there and put it in at Merchants Drive, and they ever get conforming boundaries, they'll put one northeast and close that one. And that really bothers me. Because then at that point in time, you're leaving the maximum amount of people in the center of this town at the maximum response time from either one of those firehouses. Whether it's northeast or southwest you're really cutting into response time. You think okay maybe it's two minutes, three minutes, but let me ask you, if you're laying there suffering from a heart attack and you've got a medic coming, you can get them in a minute or you can get them in three minutes, that choice, that's not hard to make. I'm going to the trustee's meeting again Wednesday night trying to get this thing off with a steam roller and get back to, let's do a study. Let's find out where the best location for this firehouse is. They don't seem to want to do that. And my purpose of being here two weeks ago was kind of hoping that you guys could put on a little bit of pressure. But I know it's not in your place to do that. I know you don't have control over it, but it's important that we plan for the future of Reynoldsburg. And that firehouse down there on Merchants Drive does nothing for the future of this city. I'm telling you, you can look at the run totals, they talked about Brice, and Qualstan, I've been able to look at the fire runs for the last three years, less than 2% of Truro's fire runs are in Brice, and Qualstan. So you don't put a firehouse to cover 2% of the population of your respective district. You cover as much of the district as you can. And that's not what they're doing. What the issues are, I don't know. I can't get answers from the township trustees. The other thing that came to light over the last two weeks is, yeah they're going to put this tax burden out over a 25 year period. Not only am I going to be paying for this firehouse for the next 25 years, but my kids who, one of them actually works here in Reynoldsburg, and probably their kids, will be paying for this firehouse for the next 25 years. I don't understand. If you're going to build it, build it some place where it's going to service the people for the next 25, whenever, the maximum amount of people. I'm done coming to you guys. I appreciate you listening to me. I know that maybe we can accomplish something getting to the township trustees. It's a waste of money to put it on Merchants Drive. I'm not saying they don't need a new firehouse, but put it in a location where it's going to benefit the maximum amount of people for the least amount of cost. Thank you.

Mr. Hills: Any questions for Mr. Knapp? Mr. Beougher. Gary, could you take a couple of questions?

Mr. Knapp: Oh, sure.

Mr. Beougher: Thank you, President Hills. Gary, thanks for coming down again. And as you said, I did say a few things to Tricia and I'm not sure what I said. Trauma rolls off the tongue so much easier than 'when they close their emergency room to transport'. But that does happen.

And when it does, West Licking and Truro have to go to another hospital that's farther away. And while they're en route, it takes some time. You can't run hot and it diverts staff away from the areas which they serve. So thank you for pointing that out, but I still think that the gist of the article was that we are adding staff. Five per company, and a company is a 24 hour shift. And if you have any questions further on the article or anything about West Licking, Chief Weber's here and we can certainly discuss it.

Mr. Knapp: And I do understand, and they are adding staff. But still, they're below minimum manning when it comes to an engine or, when you talk about putting an engine in, the IFF and the National Fire Protection Association recommends four people on a truck, they're not manning four people on a truck. And I appreciate you bringing that up. Because that's exactly the issue that's going to happen here at Truro. Truro's minimum manpower is seven. And they're going to put four at this firehouse for now, and three at the other firehouse. So the fire that they had on Baldwin the other night, if that engine down there would have been the first to respond, they could not have attempted a rescue according to the SOP's because they don't have two in, two out policies. They don't have enough people to accomplish that. It's crazy. The manning, and those are all political issues that, I'm just a dumb fireman that works out on the street, and your point's well taken as far as the trauma, and the only reason I brought it up, yes the diversion program effects us all. And until we get more emergency rooms, we're not going to straighten that out. West Licking suffers from that, Truro, Columbus. There's many a times where we transport people from the east side of Columbus to Riverside, Grant. They set up the diversion program and they tell you where to transport them. Whether the people, the levy, it bothered me to try to sell a levy on the trauma side of it. And I understand you don't want it. I deal with it every day. That's why I know it. But I felt it was important that you all know that. And that's the reason I brought that up.

Mr. Hills: Any other questions? (No response). Mayor, did you have anything you wanted to add to this? Gary referred that you may have had a meeting.

Mayor McPherson: Yeah Gary, thanks for stopping in. I did in fact meet with the township trustees, I believe it was last Thursday. And again, Chief Sharps had intended to be here tonight but his mother did pass on this morning. So he's not able to be here. But he was going to be here to answer several of the questions. The one thing, and I asked a lot of the questions that, how did you arrive at all? And they do have a pretty good scenario of how they arrived at it. They have a count on where all the different runs are, what section of town. They've got the city divided up into quadrants just like we do at the police department. And these were all things that Chief Sharps would bring to the city and address those issues were he here. The one thing that I did ask, in very clear and no uncertain terms - are you going to close the Main Street fire station? And in no uncertain terms, they told me absolutely not. So you are hearing different stories from different people. And again, I think within the next week or two, given the opportunity, Chief Sharps, maybe one of the trustees will be here to answer a lot of the questions that have been presented by Gary. And I think everybody can get to the bottom of what's going on and why it's going on.

Mr. Hills: Okay, thank you Mayor. I would comment, after that, and obviously people interpret facts differently, or numerical facts differently, but if Gary's right in that only 2% of Truro's runs

are to Brice, and this Qualstan, which I understand isn't Qualstan because I think they went bankrupt, so it's a different entity or something now. But if only 2% is there, that's what I read in the paper. That's why we're going to build there because it was a better service to that area. But if it's only 2% of your total trips, I would look to get that....

Mayor McPherson: I'm not sure that's the facts. I think they're looking at that area being the southeast area of the City of Reynoldsburg which includes the Baldwin area, it includes the high school, it includes part of Huber, and includes all of that area. And if I'm not mistaken, and again I just want an overview with them. Because they were going to come here tonight to be present to answer questions. But as I recall, the southeast area where they're wanting to build the station is the single highest volume load for Truro Township. So it's more than just the Qualstan area. It's all of the southeastern quadrant of the City of Reynoldsburg. But again, I don't want to answer for Chief Sharps or for the trustees. But I think we do need to hear what they have to say because they do have some very valid points as to why they want to build there. I don't want to stand here and profess to be able to tell you all the ins and outs of why they're doing what they're doing. That's why Chief Sharps will be here to answer those questions.

Mr. Hills: I look forward to that. Because that certainly gives them the opportunity to make their case for me, because right now there's a number of different points being made. And I'm not sure what is right or is wrong, but Gary was in two weeks ago and kind of asked for you and Bill to see if you could find out from... your contacts are greater with them on a daily basis than ours are. But certainly, there is an overlap here. There isn't any doubt about it. Their taxpayers are our taxpayers.

Mayor McPherson: Well, and I will also mention that in my conversations with them, it was indicated, I believe it was Trustee Pat Mahaffey, _____ several of the issues. And I don't know if the answers are there yet or not. Gary and at least Pat Mahaffey were talking and I don't know what the results of that are. I didn't ask. Not my area to even decide what they're talking about.

Mr. Hills: Okay. Thank you.

Mr. Knapp: The only reason I came back to say what I'm going to say now is not to point a finger or anything like that, or make anybody mad. But the Mayor's right. I have been talking to Mr. Mahaffey. And Mr. Mahaffey is the one that told me in a conversation on the telephone, that that was their plan. If they did the conforming boundaries, this is how he said it, "We're going to build that firehouse down there. If we do the conforming boundary studies and we build one northeast, that's our goal is to close down 6900 East Main Street". And that really bothers me. But Pat was the one who said that. Not to put Pat on the spot, but if Pat didn't say that, let him come in here and tell you he didn't say it, but he said that to me. And that's all I have to say.

Mr. Hills: Questions or comments? (No response). Okay. Thank you very much.

I have a second speaker form from Richard Donovan. Mr. Donovan.

Mr. Donovan: My name's Richard Donovan and I live at 7502 Lismore Drive, here in Reynoldsburg. The reason I'm here is, I'm here to talk about Chief Miller. In my hand here, I have a citizen's complaint that I lodged against Chief Miller a week ago. I have to this day, not got a response, inquiry, question, letter, phone call, anything from the police department of Reynoldsburg. In this complaint I state, 'Chief Miller carried and abandoned her service revolver in a weapons free zone'. That's the library. Chief Miller also abandoned her weapon in a restaurant where alcoholic beverages were served. The first time she abandoned her weapon was at Snuggler's Bar where they went to shop talk and drink. She abandoned her weapon there and they were there on a regular and consistent basis to the point where they had their favorite booth and all the rest of the stuff. I've talked to the Ohio State Patrol. Just to give you an idea of who I've talked to so far about this, I've talked to the Mayor of Reynoldsburg, Reynoldsburg Police, Franklin County Sheriff, the library security people, library manager, Reynoldsburg News, This Week in Reynoldsburg, Channel 4, Channel 10, Ohio State Patrol, The Attorney General's Office, Franklin County Prosecutor, federal police, Dispatch, surrounding police departments, U. S. Attorney's Office, the NRA, and Judge Connor. Those are the numbers of people that I have called. I have all the numbers here if anybody wants to see them. My question is, these are pretty serious charges. According to the Ohio State Patrol, that's called 'weapons under disability'. You're not supposed to have any alcoholic beverage in your possession at any time while you're carrying a loaded firearm regardless of who you are, what you are, and where you are. You are not supposed to have alcohol in your body, on you at all, wherever. If you're under control of a loaded weapon, you are not supposed to do that. And the Chief seems to have omitted that in her, I guess the acceptance that she agreed that she had been in a restaurant and left her weapon there. Now I can introduce you to the owner, the bartender, and 4 or 5 servers, that all served her, made the drinks, and the manager, or the owner, excuse me, that called her to come and pick her weapon up after she had abandoned it in this bar. There are three others that go with her. There's a lady, two gentlemen, and sometimes another person. They used to go there on a regular basis. Two booths down from the fireplace I believe is the exact terminology. And the reason they wanted to do this, is that the three officers, or excuse me, the three of her staff that showed up before she did, consumed mixed drinks, hard alcohol and things like that. And the reason they liked that booth so much is that was, it had a bird's-eye view of the parking lot. And when the Chief showed up, they drank all their drinks up real quick, took all the glasses off the table and waited for the Chief to come in and buy them red wine. And the Chief paid for it. So according to the City Attorney Underwood, Reynoldsburg Police are obligated at all times, to have their weapons with them. Regardless what county, state, and federal law says about the prohibitions of weapons in areas. My question is, I called the Reynoldsburg Police, I got nowhere. I called the Franklin County Sheriff's office, I got nowhere. I called the Franklin County Sheriff, and I had to literally coerce the man into saying that he would do something about it. And that was last Thursday when he told me he would have his detective bureau call me. I have _____ irrefutable proof of this. And nobody, but nobody wants to seem to hear this or see this. My problem is, is this America? Do we have special people? I talked to my U.S. Marshall friend and he said that police officers are supposed to be held to a higher standard. I said, well I can understand that. But I want them treated equal. And equal means, when there's a law that's broken, they should be taken to task for it and treated accordingly. What galls me, is when they were probably sitting there strategizing, after the weapons carry law was passed, they probably were thinking, how can we make sure that when our patrol officers stop people that they have a slight odor of alcohol on their breath, ask them if they're carrying loaded weapons and see what

they can do in that situation. And secondly, the Chief has her patrolmen, when they're sitting at a red light with a vehicle in front of them, running their license plate. Now, as I know, there's a Bill of Rights that we have. And the Bill of Rights says that no such thing as illegal search and seizure, or allow it I should say. But when you run somebody's license plate because they're sitting at a red light? And please tell me, please tell me the validity of that. My problem is that nobody seems to want to do anything. I'm not ready to stop. Franklin County prosecutor's watching this like a hawk. The state's Attorney General says that they're on top of it too. And I said to the guy that wrote the concealed weapon law, I said, 'You know, Reynoldsburg has set a precedence by saying, anybody that carries a loaded weapon while they're drinking gets no penalty'. I said, 'Do you realize what's going to happen when defense lawyers are going to get a hold of that?' The comment was, 'It's going to get ugly'. That's out of the U.S., that's out of the Ohio State Attorney General's Office. It's going to get ugly. And Reynoldsburg is going to be right in the middle of it. Because that's what happened. These people were told. And all she got was 40 hours loss of pay? If it was anybody else, they'd be in jail. These are felony charges that I accuse this Chief of. Anybody wants to look at these, they're on, they're public record over here. Or you can look at my copy. Nobody wants to do anything. Ohio State Patrol said, speak to you folks. So I'm here to speak to you folks. And hopefully somebody in this town has enough intestinal fortitude to do something about it. Because when I filled out this complaint and left, I was coming out of the building, the DARE Officer was coming the other way. Nice man. Professional. Really clean. It was an image that you could be proud of. And I walked up, I walked up to the man and I said, 'Excuse me. Can I ask you a question?' I said, 'Can you give me a definitive definition of what a weapons free zone is?' He said, 'Well yeah. No weapons are allowed anywhere'. He said, 'You can't have weapons in there'. I said okay. I said, 'Can you tell me why, who is allowed to have weapons with them while they're drinking alcohol?' He said, 'Absolutely nobody'. I said, 'Then can you tell me why', and I pointed at the police building, I said, 'why nobody in that building has the intestinal fortitude to do anything about the Chief doing that?' My son is an All-American track athlete. He's in the _____ by 100. And anybody doesn't believe that, I can prove that. I have never seen my son run away from me as fast as that officer ran towards the building. And I said to myself, 'If this guy's going to run away from tough questions, what's he going to do when the going gets really tough?' I'm saying to myself this is not it; this can't be right. This can't be right. And like I said, I've got a cousin that works for a major water department, or excuse me, a water department in a major city, and she told me, if she gets a flat tire on her vehicle, regardless if it's moving or whatever, it goes flat, they drug test her. Yet we've got a Chief of Police that can go over and drink alcoholic beverages or whatever and abandon her weapon, and everybody says 'Oh, she's such a fine person. She's so upright, and this and that'. When she left her weapon in the library, she called the police department to cover her butt. Then she did nothing else but go back and get her weapon and didn't report it until she was confronted by one of her subordinates if she was going to turn it in. Seventeen days later she called her boss to tell her boss she had abandoned her weapon in the public library. Now, federally funded buildings that contain currency are considered 'no weapons zones'. Absolutely none. Go down to our federal court house and try to walk in there with a gun. Go on to DSCC with a loaded weapon. They will take it at the gate. If you don't surrender it at the gate you go through, they will chase you down and use deadly force to stop you, if necessary.

Mr. Hills: Mr. Donovan, I don't mean to interrupt but, have you stated that you have filed a complaint with the city?

Mr. Donovan: Yes, I have.

Mr. Hills: And you're waiting for a response from that complaint?

Mr. Donovan: Yes, I am.

Mr. Hills: Then I can, Mayor will there be some response given to Mr. Donovan?

Mayor McPherson: (Inaudible).

Mr. Hills: Because much of what you're getting into now is repetitive as what's been in the paper. I'm not going to say whether it's facts or not facts. What you're saying, what you're reading, and what you may have witnessed, but I'm not sure, if you've got a complaint filed with the city, we'll go through that process. And I think the Mayor has just assured Council and yourself, there will be a response to that complaint.

Mr. Donovan: Sir, the Sheriff of Franklin County assured me I'd hear from his detective bureau Thursday.

Mr. Hills: Well then you ought to take that up with the Sheriff of Franklin County if you haven't heard from them.

Mr. Donovan: Well, I understand. But I'm just saying...

Mr. Hills: Certainly, you've had the opportunity to come here, and you've voiced your complaint, you've got an assurance. I don't know what the status of the complaint is. It's not filed with Council. But you've made Council aware of it. The Mayor has said there will be a response to it. So I think it's appropriate to give the Mayor the opportunity to respond to it.

Mr. Donovan: Well when I called the Mayor, he attacked me because I was questioning the integrity of the Police Chief.

Mr. Hills: You've questioned a lot of people this evening.

Mr. Donovan: I can prove it.

Mr. Hills: You've read through your whole...

Mr. Donovan: I've only questioned one person's integrity. Well really, I shouldn't say, I questioned a couple of the departments' integrity, but definitely one person's integrity.

Mr. Hills: Mr. Donovan, do you have anything else? They will get back to you with a response to your complaint. And this is an open forum and I suspect if you're not satisfied with that response, we'll see you back here again.

Mr. Donovan: You better believe it.

Mr. Hills: Thank you for your time.

Mr. Donovan: Why did the other gentleman get all the time he wanted, and I get cut off?

Mr. Hills: Mr. Knapp wasn't repetitive in his statements. Do I have anyone else who would like to address Council on an issue that's not on the agenda? (No response).

Reports- -Mr. Hills stated that item 9d will be added to the reports. He said it was a report from the Auditor.

Mayor McPherson presented the Annual Report. (Copy on file in the Clerk of Council's office).

Safety/Service Director Sharon Reichard gave a report on Streetscape Phase II. (Attached). She stated that they have been working diligently with all of the business owners and lessees in the area. She said her report talks about the improvements and what they are doing. She said they owe a lot to John Brandt and those who worked on Phase I that really paved the way to make Phase II less stressful. She said this is 40% longer than the first phase. She said the cost includes the water line replacement, the Phase II construction, the contingency inspection, construction management, ODOT resurfacing, and the cost for moving the utilities. She said the total cost at this point is 10.3 million dollars. She said she would say that it wouldn't be higher, but it could be lower. She said they want to meet with AEP. She said that will be \$1,563,000. She said this is an evolving process. She said the no interest loans are at risk if they don't break ground before the end of June.

She stated that they have been looking at the 2005 Street Program. She said the county has taken Rosehill Road off of the agenda completely. She said we have \$850,000 worth of permissive tax for Franklin County available for our use at this time. She said we also have \$500,000 in Street Funds that we can use for the 2005 Street Program. She said we have two sections of Rosehill Road and Graham Road on the 1.3 million dollar program that's been proposed for 2005. She said we have the funding covered through those two funds for that. She said nothing is to come out of the General Fund. She said it is her understanding that the earlier we bid the street project, the better the prices will be. She said she has also looked at the permissive tax in Licking County for the Taylor Road Project. She said we have approximately \$93,000 available to us there. She said that should help with the Taylor Road.

Mr. Beougher asked if there are some restrictions on the Permissive Tax Funds as to where we can spend those dollars? Mrs. Reichard said absolutely. She said she has been in contact and has in writing from the Franklin County Engineer's Office, the three areas. She said she asked them about Graham Road and the two areas of Rosehill Road. She said all are within that. She said those are the ones that make up the bulk of that \$850,000. Mr. Beougher asked if Taylor Road is within that criteria for Licking County? Mrs. Reichard said yes.

Mrs. Reichard said last week or the week before, we were talking about the overlays, and there was an issue about the Villages at Slate Ridge. She said they have been looking into that process internally about overlays. She said they are looking at how those are processed. She said one of the things she did not know was that overlays take the place of Major Site Plans. She said we have an issue about when we bring in our engineers to take a look at those because they

only have \$50. She said unless we want the city to pay for the engineering review on the overlays or on the Major Site Plans, they only get a \$50 deposit on that. She said they ask the developers for a deposit for the plot, grade and utility plan and not the Major Site Plan. She said they are trying to look at that, the code, and in-house coordination. She said DLZ and EMH&T have given her their agendas that they use in the pre-con meetings. She said they are going to develop one that is ours. She said it will be used consistently at all of the pre-con meetings. She said they will be asking about overlays. She said they can bring in the Planning Administrator into the pre-con meetings. She said one of the things that she sees is working on the coordination between Planning and Zoning, Development, engineering, and Service. She said they need to make sure that all of those lines of communication are open.

Mary Hudson, Director of the Reynoldsburg Visitors Bureau presented her annual report. Mr. Hills stated that the written report was submitted just before the meeting. Mr. Hills stated that Council would be putting the topic on as a discussion item for next week's committee meeting under Community Development, for questions.

Mr. Whitney gave a report on the Auditor's Office receiving the Certificate of Achievement for Excellence in Financial Reporting for the year ending December 31, 2003. He said starting next year, they will be doing the C.A.F.R. (Comprehensive Annual Financial Report) in-house.

Mr. Hills said he had hoped to hear about Streetscape Phase II, Taylor Road, and the Street Program. Mr. Whitney said that he has the information. He stated that Mrs. Reichard quoted 10.3 million dollar cost. He said he has included in the total cost of Phase II, the ODOT contribution. He said that increases the total cost of the project, but does not increase our cash investment. He said we do have an Issue 2 loan of 3%. He said we do have an Issue 2 Grant of \$652,900. He said we do have a CDBG Grant for \$250,000. He said the Water Fund will be taken care of, about \$550,000 of it. He said the ODOT contribution is \$495,000. He said other special revenue Enterprise Funds, 215. He said he added some contingency. He said we are going to have to borrow 7.2 million for Phase II. He said the amount we borrow is not of the greatest concern, but that of servicing the debt. He said we do have some funds from our Phase I TIF that we can transfer to the General Fund and use General Fund money. He said this would involve an increase in servicing from the General Fund. He said we are having debt come off over the years. He said for Phase II over next 15 years, it will max out at 388 in 2012.

He said in addition to Phase II, we have another major consideration, which is Taylor Road. He said we hope to be able to TIF that at about \$93,000 per year. He said it will significantly increase the servicing obligation from the General Fund.

He said we have been talking about recapturing about other expenditures we made by including them in the engineering for Phase II of \$95,000 that they had to come to Council for after the project was under way. He said Chris Franzmann thinks we can get about \$100,000 from the State Route 256, I/70 project. He said we spent about \$250,000 for that. He said Taylor Road engineering for \$295,000. He said for a total of 490 bonding. He showed the debt servicing for that over the next 20 years. He stated that he would make a copy of his information for Council.

Mayor McPherson said that when they talked about the debt services and the increase, and the decrease, and the debt falling off, one of the other things that they have to consider when they project out a project as to whether or not they're going to do it is, where the additional debt

servicing monies will come from. He said one of the things that he wants to remind Council of is that the Ag Lab's facility is about to come on line. He said we are looking at 100 additional jobs there. He said it's estimated by Mr. Brandt that the increased tax revenue for that will be about four to five hundred thousand dollars a year. He said we also have the Limited Brands facility that we're going to have a net gain of 750 jobs. He said over the period of the next two years, we'll be increasing our income tax by 850 jobs in the City of Reynoldsburg. He said it is estimated that the revenues from that project will be roughly \$200,000. He said we're looking at between 600 and \$750,000 of additional revenues coming into the city. He said when we start thinking about doing major projects like this, and we start talking about increasing our debt ratio, one of their goals have been for the last 3 years, to not increase the debt ratio any more than we absolutely had to, and not at all if possible. He said when they looked at all of these projects and took into consideration the additional debt, they also had to look at the revenue side and ask what we have coming in that's going to cover this. He said when you get all this information, you are also going to get projections as to what the increased revenue is estimated to be during the next 2 to 3 years. He said that increased debt is being more than offset by an increased revenue that they know is coming. He said the recommendation from the administration is to move forward on this project. He said one of the reasons we can do that is because of Mrs. Reichard getting the Street Program, the \$1,300,000 paid for by the permissive tax. He said that's \$1,300,000 we don't have to put into our bond program. He said it's monies that are available and allows them to do the Street Program this year without having to dip into bonds or General Fund. He said it's a living document and it constantly changes. He said you will realize what these changes are.

Mr. Hills said it is a multi-piece puzzle. He said the costs are not the only issue. He said that would help for Council to be able to look at all of it.

Mr. Clemens said that we all know about the Permissive Tax Fund. He said we have been saving it. He said we're using that as a loss on Rosehill Road. He said that's why the money is there. He said he is glad in a way that we can use it now for our Street Program.

Mr. Hills said he is not real sure why we have lost that. He said general commitments made by governmental agencies aren't withdrawn.

Consent Agenda Item(s)

Clerk read each of the following items by title. Disposition results listed at end of each title.

for first reading: ORDINANCE AUTHORIZING MAYOR TO PURCHASE ONE 2005 GMC SIERRA HALF TON PICKUP TRUCK FOR THE STORM WATER UTILITY DEPARTMENT- - item referred to Service Committee.

for first reading: ORDINANCE ACCEPTING UNRECORDED DEED OF EASEMENT (utility easement, strip 7, 0.459 acres) (NOCA RETAIL DEVELOPMENT, LTD.)- - item referred to Service Committee.

for second reading: ORDINANCE ACCEPTING TEN RECORDED DEEDS OF EASEMENT (storm sewer, water main, and sanitary sewer easements) (NOCA, Ltd.) (Taylor Square Development)- - item referred to Service Committee.

Mr. Beougher moved approval of the actions on the consent agenda; Mr. Baxter seconded. With the roll called, members voted: Mr. Gilbert "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Beougher "Yea"; Mr. Stake "Yea"; Mr. Stearns "Yea"; Mr. Baxter "Yea". Motion passed; disposition listed above.

Regular Agenda items:

ORDINANCE ACCEPTING LLEBG (Local Law Enforcement Block Grant) TECHNOLOGY GRANT FROM THE OHIO OFFICE OF CRIMINAL JUSTICE SERVICES FOR THE PURCHASE OF F.R.E.D. (Forensic Recovery of Evidence Device); AUTHORIZING CITY AUDITOR TO ESTABLISH GRANT FUND; APPROPRIATING FUNDS; AND DECLARING AN EMERGENCY- - Clerk read ordinance by title for the one required reading. Mr. Clemens moved adoption. Mrs. Newman seconded. With the roll called, members voted: Mr. Gilbert "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Beougher "Yea"; Mr. Stake "Yea"; Mr. Stearns "Abstain"; Mr. Baxter "Yea". Motion passed; Ordinance No. 9-05 adopted.

RESOLUTION CONCERNING SERVICES TO PROPERTY PROPOSED FOR ANNEXATION OF 3.82+/- ACRES IN TRURO TOWNSHIP TO THE CITY OF REYNOLDSBURG (Harrison W. Smith, Jr., agent for petitioner Grant Medical Center) AND DECLARING AN EMERGENCY- - Clerk read resolution by title for the one required reading. Mr. Gilbert moved adoption. Mr. Baxter seconded. With the roll called, members voted: Mr. Gilbert "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Beougher "Yea"; Mr. Stake "Yea"; Mr. Stearns "Yea"; Mr. Baxter "Yea". Motion passed; Resolution No. 10-05 adopted.

ORDINANCE AWARDING DEPOSITS OF PUBLIC FUNDS AND DECLARING AN EMERGENCY- - Clerk read ordinance by title for the one required reading. Mr. Stake moved to amend the ordinance by changing Section 2 to read: That the interim deposits of the City of Reynoldsburg be awarded to 5/3 Securities Inc. (cross out Bank), A.G. Edwards, Bank One, Edward Jones, Heartland Bank, Huntington Capital Corp., (cross out Bank), Merrill Lynch, Morgan Stanley, National City Bank, Smith Barney, (cross out "all located within the City of Reynoldsburg, in accordance with Section 135.09 of the Ohio Revised Code).

And Section 5 to read: That the Mayor is hereby authorized to execute Agreements for Deposit of Public Funds with 5/3 Securities Inc. (cross out Bank), A.G. Edwards, Bank One, Edward Jones, Heartland Bank, Huntington Capital Corp. (cross out Bank), Key Bank, Merrill Lynch, Morgan Stanley, National City Bank, and Smith Barney. Mr. Beougher seconded. All voted "Aye". Motion passed; ordinance amended.

Mr. Clemens stated that he received his requested information from Mr. Whitney. He said that his preference is to stay with Bank One, but will honor Mr. Whitney's request.

Mr. Stake moved adoption. Mr. Beougher seconded. With the roll called, members voted: Mr. Gilbert "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Beougher "Yea"; Mr. Stake "Yea"; Mr. Stearns "Yea"; Mr. Baxter "Abstain". Motion passed; Ordinance No. 11-05 adopted.

AN ORDINANCE TO AMEND CHAPTER 339 COMMERCIAL AND HEAVY VEHICLES BY ADDING SECTION 339.15 "ENGINE AND EXHAUST BRAKES" WHICH WILL PROHIBIT THE USE OF ENGINE OR EXHAUST BRAKES WITHIN THE

REYNOLDSBURG CITY LIMITS; MAKING REFERENCE TO THE PENALTY FOR VIOLATION OF THE SECTION; AND AUTHORIZING THE POSTING OF THE ORDINANCE AT EACH ROADWAY ENTRANCE INTO THE CITY OF REYNOLDSBURG-
- Clerk read ordinance by title for the second reading. Item referred to Safety Committee.

ORDINANCE TO ACCEPT AN APPLICATION FOR ANNEXATION OF .475+/- ACRES IN TRURO TOWNSHIP, COUNTY OF FRANKLIN, STATE OF OHIO, TO THE CITY OF REYNOLDSBURG, OHIO (Jerry L. And Norma J. Stevenson, applicants)- - Clerk read ordinance by title for the third reading. Mr. Clemens moved adoption. Mr. Stake seconded. With the roll called, members voted: Mr. Gilbert "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Beougher "Yea"; Mr. Stake "Yea"; Mr. Stearns "Yea"; Mr. Baxter "Yea". Motion passed; Ordinance No. 12-05 adopted.

Request for Executive Session by Mayor to discuss the discipline of a public employee; by Council to confer with the City Attorney concerning imminent court action, and the investigation of complaints against a public employee and public officials.- - Mr. Stake moved to recess for Executive Session. Mr. Stearns seconded. Mr. Hills said those attending would be the Clerk, Council, Mayor, and City Attorney. With the roll called, members voted: Mr. Gilbert "Yea"; Mr. Clemens "Yea"; Mrs. Newman "Yea"; Mr. Beougher "Yea"; Mr. Stake "Yea"; Mr. Stearns "Yea"; Mr. Baxter "Yea". Motion passed. Mr. Hills said following Executive Session, Council would reconvene only to call the roll and adjourn. Council recessed at 8:56 p.m.

Council reconvened at 10:16 p.m. With the roll called, members responding were: Mr. Gilbert "Present"; Mr. Clemens "Present"; Mrs. Newman "Present"; Mr. Beougher "Present"; Mr. Stake "Present"; Mr. Stearns "Present"; Mr. Baxter "Present".

Meeting adjourned at 10:16 p.m.

William L. Hills, President of Council

Nancy C. Frazier, Clerk of Council