

SAFETY COMMITTEE MEETING MINUTES

Tuesday

February 22, 2005

Members of Safety Committee present: Mel Clemens, Brett Baxter, Ron Stake, Preston Stearns. Other members of Council present: Eric Gilbert, Antoinette Newman, Lane J. Beougher, Council President William L. Hills.

Mr. Clemens: I'd like to call the Safety Committee meeting to order at 7:30.

The first item on the agenda is the approval of the minutes of the February 7, 2005 Safety Committee meeting. Do I have any additions or deletions? (No response). If not, they'll stand approved.

The next item is the approval of the agenda. Are there any additions or deletions? (No response). If not, they'll stand approved.

Next item, Discussion, Liquor Permit Request, transfer, from Hengs Inc. dba Double Dragon, 6493 E. Main St., Reynoldsburg Ohio 43068 To Hengs Inc. dba Double Dragon, 6850 E. Main St., Reynoldsburg, Ohio 43068. Lieutenant?

Mrs. Frazier: It was received on the 1st of February, so you'll either have to send a motion on to ask for an extension of time, or if they find the information between now and next week, then you could pull it off. But this one has to be post marked by the 3rd of March. You should have had it because we usually get them the same day. So you have to send something on to ask for like, a hearing or something, or extension.

Mr. Clemens: Then the motion won't ask for a hearing then. In the meantime, you could check on it and see if there's any problem. If there's not, we could withdraw it for next Monday night.

Mrs. Frazier: Yeah. Ask for an extension. Motion to request an extension of time.

Mr. Clemens: Okay. I'd like to send to Council then, a motion to extend the time period for a hearing. Do I have a second? Second by Mr. Stearns. All in favor, say aye. (All voted "Aye").

The next item, Discussion, Accept LLEBG Technology Grant and appropriation of funds. Lieutenant Neusse?

Lt. Neusse: Good evening. This is a forensic computer equipment grant that I wrote that we are requesting that we can accept. It's high state of the art technology that our investigators can use in recovering evidence from computers. And that is something that we have been encountering more and more frequently in our investigations.

Mr. Clemens: You wanted an appropriation for this, and it will be then refunded back to us? You want an appropriation of \$8,100 out of the General Fund?

Lt. Neusse: Yes, sir.

Mr. Clemens: Then it will be reimbursed once the grant's received?

Lt. Neusse: That is correct.

Mr. Clemens: Okay. Are there any questions for the Lieutenant? Yes, Mr. Baxter.

Mr. Baxter: Mr. Clemens, thank you. The questions I'd have are, what is part of this new technology? Is it software related, or hardware related? 8100 doesn't sound like a whole lot to it.

Lt. Neusse: If I may, I asked Bobby Smathers, who assisted in writing this grant and has all the technological knowledge, to accompany me. If I could ask him to step up here and answer that portion of it.

Mr. Smathers: What this will allow, it will allow us to be able to examine, forensically examine a lot of different kind of hardware devices. As well as run a certain piece of forensic software application to be able to handle the examinations of this kind of _____ evidence.

Mr. Baxter: This is software related, not hardware related?

Mr. Smathers: It's actually all of the above.

Mr. Baxter: All of the above? Okay. Thank you.

Mr. Clemens: Are there any other questions?

Mrs. Newman: I have a question.

Mr. Clemens: Yes, Mrs. Newman.

Mrs. Newman: I noticed that there are like, this whole family, there's a family of work stations.

Lt. Neusse: Yes.

Mrs. Newman: You know, the F.R.E.D., the F.R.E.D. Sr. and the F.R.E.D. R.A. Now, do we plan to expand this to include any other work stations, or is Fred just going to be it?

Lt. Neusse: The F.R.E.D. that we were requesting is the most integrated system and it has everything we need. My understanding is that all the components that would be required by the courts as far as extracting data and making sure that data is in the proper format for court. That has everything in it. So we wouldn't need to expand any further.

Mrs. Newman: So you wouldn't need the other two?

Lt. Neusse: Yes.

Mrs. Newman: Okay. That's all I had.

Mr. Clemens: I think the thing that probably we question, or I would question if anything that, a lot of times when we receive these grants, we get them and it's an additional cost for other things. We get them and it involves putting on additional costs and additional personnel and so forth. And you don't see that on this?

Lt. Neusse: I don't see it with this one. We already have personnel that's trained to do this. So we're not going to be requiring extra training. They already have the training to be able to do it. We just don't have the equipment currently. And we looked into making sure that we had all the necessary components so that we wouldn't have to expand later.

Mr. Clemens: Are there any other questions for the Lieutenant? (No response). Thank you, Lieutenant.

Lt. Neusse: Okay. Thank you.

Mr. Clemens: I'd like to send this to Council as an emergency, first reading as an emergency. Also send it to Finance Committee.

Mr. Stake: Mr. Clemens, I just wanted to know if this needs to come to Finance, Mrs. Frazier? Does this go to Finance?

Mrs. Frazier: Yeah. He's going to send it.

Mr. Stake: Oh, he is? Okay.

Mr. Clemens: Yeah. And send it to Finance Committee.

Mr. Stake: Thank you.

Mr. Clemens: I'd like to send this to Council as an emergency. Do I have a second on it? Second by Mr. Stake. All in favor, say aye. (All voted "Aye"). Opposed? (No response). Thank you.

The next item on the agenda, 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. It had its first reading 2-14-05. Do I have any comments pertaining to this? Yes, Mr. Stearns.

Mr. Stearns: Yes, Mr. Clemens. Does this penalty have any indication of what the fines would be if one is caught violating this?

Mr. Clemens: Mr. Underwood, do you have any answer on that? It's a misdemeanor, I believe.

Mr. Underwood: What's that?

Mr. Clemens: Do you have any idea what the cost would be as far as violation on this?

Mr. Underwood: What's the level of the fine?

Mr. Clemens: It's already set as a misdemeanor.

Mr. Underwood: It's in the General Code Section. I think it's 303.99. But there's nothing else. 303.99 stipulates it and it sets out. You'd have to look in your code book and I think it's a minor misdemeanor.

Mr. Clemens: It's already set. We'll get a chance to take a look at it. I know it's a minor misdemeanor. Are there any other questions pertaining to this? (No response). If not, I'd like to send it to Council for its second reading. Do I have a second? Second by Mr. Baxter. All in favor, say aye. (All voted "Aye"). Opposed? (No response). This will go to Council for the second reading then. Thank you.

This ends the Safety Committee meeting at 7:40.

Safety Committee

- -Nancy C. Frazier, Clerk of Council

(Transcribed - Susie Smith)

February 22, 2005

SERVICE COMMITTEE MEETING MINUTES

Tuesday

February 22, 2005

Members of Service Committee present: Eric Gilbert, Brett Baxter, Antoinette Newman.

Other members of Council present: Lane J. Beougher, Ron Stake, Preston Stearns, Mel Clemens, Council President William L. Hills.

Mr. Gilbert: I'll call the Service Committee meeting to order at 7:40 p.m.

The second item on the agenda is the approval of the minutes of the February 7, meeting. Are there any additions or deletions to those minutes? (No response). None being heard, they will stand as read.

Item number 3 is the approval of the agenda. Are there any additions or deletions to this evening's agenda? (No response). None being heard, the agenda will stand.

Item number 4 is a Discussion, Authorization to purchase one pickup truck for the Storm Water Utility. Mr. Ward.

Mr. Ward: Good evening. We are requesting authorization to purchase a 2005 GMC Sierra half ton pickup for our Storm Water Utility. We would be attaching to the State of Ohio contract. \$16,000 was appropriated into the Storm Water account at the first of the year. And the cost of this truck would be \$12,641.53. We need it since we hired the Pollution Control Technician last year, he has been using a truck from the Street Department which makes it difficult at times to provide the resources. All the men with the right trucks and all that. So it's been kind of a hassle going back and forth sharing trucks between the two departments.

Mr. Gilbert: Alright. This was approved in the budget. Are there any questions from members of the committee? (No response). Other members of Council? (No response). None being heard, you're looking, you're timing you had indicated rule suspension at the second reading and I imagine that's so it can fit in with the state bid?

Mr. Ward: Yes. We had a fax from the dealer and they are expecting the order cutoff date to be April 15. So we're going to be within a day or two of that. If it goes for the full three readings, we would definitely miss the cutoff date.

Mr. Gilbert: Okay. Does that raise any questions from members? (No response). None being heard, this item is in the budget. It does not need to be appropriated. So I would just make a recommendation that we forward this to Council for its first reading on the Consent Agenda. Do I have a second? Second by Mrs. Newman. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Mr. Ward: Thank you.

Mr. Gilbert: Item number 5 is discussion regarding resolution of services for a proposed annexation of 3.82 acres in Truro Township. This item was received in the members packets and just needs to move forward for its first reading. Are there any questions or comments from members of Service?

Mrs. Frazier: That has to be passed.

Mr. Gilbert: Oh, that's the expedited annexation. Correct. My apologies. This would need to move forward with a recommendation for adoption as an emergency to fit in with the deadline

proved under the state law. So, does that raise any questions or comments from members of Service? (No response). Other members of Council? (No response). None being heard, I'll make a recommendation that we forward this to Council with recommendation for adoption as an emergency. Do I have a second? Mr. Baxter with the second. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response). Motion passes. Thank you, Mrs. Frazier.

Item number 7 is a discussion regarding authorization for engineering services for the Blacklick Creek erosion. Ms. Keefer, Mr. Parkinson had contacted me today and said that the engineers needed some additional time to compile some information and had requested that we hold this. Is that correct?

Ms. Keefer: (Inaudible).

Mr. Gilbert: And I had received an e-mail from Mr. Ward late last week indicating the same. So my inclination is that the engineers request would be to hold this for two weeks until he obtains additional information. Any objections from members of Service? Mr. Baxter.

Mr. Baxter: Just a question. We have gated that off. I know I went out to take a look and see what we had done so far and it looks pretty safe. But you know, if you have kids playing around there, you still could have an issue. Because it is just gated off. So I still think we have a safety issue and we should at least ask that the engineers pay some focus to this and move it along. Because I do say that's a safety issue.

Mr. Gilbert: Okay. I think if it were just strictly for the erosion of that particular area, and information is in place to move forward, Mr. Clemens had requested that they look at the creek bed and further up. And to be able to do that, my understanding and what I've been informed, is that there needs to be some additional information put together. Mr. Hills.

Mr. Hills: Mr. Gilbert if I could, just to clarify, and I may be wrong, Mr. Baxter you referred to gate it all. But it is fenced. It is fenced. And I hear safety issues about you can get through a gate. But this fence is about 6 foot high and it's impossible to have someone do anything other than climb over it. And I guess you might as well climb over a 6 foot fence. They're probably going to get what they expect on the other side. But just for clarify purposes, it isn't something that anybody can go up and walk to. I believe it has been fenced appropriately. Is that not correct? Do we have anybody here in the administration that wants to speak? And anybody by the way just for record, when you do speak, please go to the mike because I have a feeling that if you're not at the mike it's not recorded. Is that correct, Mrs. Frazier?

Mrs. Frazier: It doesn't pick up.

Mr. Hills: Thank you, Mr. Gilbert.

Mr. Gilbert: Thank you, Mr. Hills. Mr. Clemens.

Mr. Clemens: I just wanted to ask one thing. Did you, and I haven't been to look at it the last couple of days, did you fence off where the other part was too that I had brought up? Because that's right at the bike path. The one below it. If you could put something around that too.

Mr. Gilbert: Okay. Any other comments or questions? (No response). Then I'll just make a motion that we hold this for two weeks. Do I have a second? Mrs. Newman with the second. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response). That passes.

Mrs. Frazier: Mr. Gilbert. Would you like to go back and pick up number 6?

Mr. Gilbert: If I have to.

Mrs. Frazier: I'd really like for you to.

Mr. Gilbert: Item number 6 is acceptance of utility easement. Applicant is NOCA, Ltd. And this item should have been in the members packets. This is in regards to sanitary sewer easements that need to be forwarded on. Do members of Service have any questions or comments in regards to this at this time? (No response). Other members of Council? (No response). None being heard, I'll make a motion that we forward this to Council for its first reading on the Consent Agenda. Do I have a second? Second by Mr. Baxter. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Now I can move on to item number 8. This is also an ordinance regarding the acceptance of ten recorded deeds of easement. This item did, this way at the Taylor Square Development. This item did have its first reading on February 14. Are there any questions or comments from members of Service? (No response). Other members of Council? (No response). None being heard, I would just make a motion that we forward this on to Council for its second reading on the Consent Agenda. Do I have a second? Second by Mr. Baxter. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Item number 9 is Ordinance to accept an application for annexation of .475 acres in Truro Township. This item did have its second reading on February 14. Any questions or comments from members of Service? (No response). Other members of Council? (No response). None being heard, I'll make a motion that we forward this item on to Council for its third reading with recommendation for adoption. Do I have a second. Second by Mr. Baxter. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response). Motion passes.

I'll adjourn Service at 7:46.

Service Committee

- -Nancy C. Frazier, Clerk of Council

(Transcribed - Susie Smith)

February 22, 2005

FINANCE COMMITTEE MEETING MINUTES

Tuesday

February 22, 2005

Members of Finance Committee present: Ron Stake, Eric Gilbert, Mel Clemens, Lane J. Beougher.

Other members of Council present: Preston Stearns, Brett Baxter, Antoinette Newman, Council President William L. Hills.

Mr. Stake: I'll call the February 22, 2005 Finance Committee meeting to order at 7:50.

The next item on the agenda is approval of the minutes of the Finance Committee meeting held February 7, 2005. Are there any changes to those minutes? (No response). None being heard, they'll stand as submitted.

Item number 3 is approval of the agenda. I have an addition to the agenda. 3a would be

the Acceptance of the LLEBG Grant from the Ohio Office of Criminal Justice Services. Add it as 3a. Are there any other additions to the agenda? (No response). I'll make a motion that we add that as 3a. Is there a second? Second by Mr. Clemens. All in favor, state aye. (All voted "Aye"). Opposed? (No response). Motion passes.

3a is the grant. It came from the Safety Committee. I don't have any problems with the grant. Does anybody else have any problems or questions with that? (No response). Okay. Well then none being heard, then I will make a recommendation that we do send this on. Do I have a second? Second by Mr. Clemens. Any further discussion? (No response). All in favor, state aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Item number 4 is Discussion, Awarding Deposits of Public Funds. And I don't think Dr. Whitney is here is he? Oh, he is? Okay. He came in. Good. I'll put my glasses on. Thank you. Got here just in time. Good man. Thank you.

Mr. Whitney: Back in November, I notified you that we were going to have to get a fast track on the acceptance of a depository, primary depository because of the Ohio Revised Code. Here it is. Beginning with a, kind of a red boxed in cover called "Introduction". I looked down Main Street and saw five banks. This by the way is for the purpose of the primary depository only. I'm presenting you with the information about all of the institutions that I studied because they will in fact be used as our investment depositories. By primary depository, I mean they are the ones that are going to be handling our, primarily our checking accounts. Anyways, I found five banks, sent them invitations to apply as our primary depository. Five banks down here on Main Street. And if you'll look on, there's about a fourth page, there's a page in blue, I along with my staff, identified eight basic characteristics that we wanted to see in a primary bank. Including safety, and including workability. Asset size, capital ratio. Asset size, are they big enough? Of course they were. Capital ratio, do they have enough ownership if you will? Ownership dollars to meet any bad times. They need to be profitable, return on assets. The stock market had to treat them well, and so forth. And those are the kind of economic characteristics I looked at. I looked at the relationship characteristics. Do they offer the services we need? The quality of their proposal. Location. And once I narrowed it down to two, I called and got recommendations for the other municipalities that used them. And I rated these eight, what I call key characteristics, according to what I felt were the more important ones. I gave the more important ones a greater rate. The lesser important ones, a lesser rate. Based on this, computed _____ average of the scores and National City Bank came out very strong followed fairly closely by 5th/3rd. So I am recommending that we do in fact do adopt National City Bank as our primary depository.

Mr. Stake: Okay. Thank you Dr. Whitney. It was brought to my attention a little while ago that a letter that was sent out in regards to receiving applications. And the one I have is for National City Bank and is dated February 11, 2005. And we needed to receive these between January 29 and February 7. I'm assuming that's a typo? I can show you the letter.

Mr. Whitney: Well, when I enter the date, I enter it as, for those of you who are familiar with Excel, an 'at now'. And therefore, every time I bring it back up to make a copy of it like I did for your copies, it comes out the current date. So yes, the original letter was sent out before the 29th

of, about a week before the 29th of January. So they had time to respond.

Mr. Stake: Do you have like a stamped copy or something of these letters that would have the correct date on them that you could provide to Council?

Mr. Whitney: Yes.

Mr. Stake: Okay. I'd appreciate it if you'd do that.

Mr. Whitney: Okay.

Mr. Stake: Thank you. Are there any other questions from members of the committee for Dr. Whitney? Mr. Clemens.

Mr. Clemens: I've looked it over too and I just, when you make a change, you usually make a change in it's a financial situation. Is this more profitable for us, or less profitable? Is this just something that you decided you wanted to do?

Mr. Whitney: The service we were getting from Bank One was somewhat suspect.

Mr. Clemens: What was it?

Mr. Whitney: What was it?

Mr. Clemens: Yeah. You said subject. What was wrong?

Mr. Whitney: Somewhat suspect.

Mr. Clemens: It's what?

Mr. Whitney: I said it's somewhat suspect.

Mr. Clemens: Okay. Tell us what it was.

Mr. Whitney: Mr. Hills can comment on one of the examples.

Mr. Clemens: I understand we had that one. So that's one.

Mr. Whitney: The one that really could be the straw if you will, that broke the camels back happened about a year ago when they lost \$100,000 of our checks.

Mr. Clemens: Will you put that in writing so we have it so I know what you're talking about?

Mr. Whitney: I can.

Mr. Clemens: Well do that if you would. I mean, we're doing it for a reason so I'd like to see it in writing on why we're doing it.

Mr. Whitney: Well, what we're doing is, we're basically starting from ground zero in selecting a bank.

Mr. Clemens: I know what we're doing. I said, are we doing it for what reason? You just said it, so I'd like to see it in writing. Because usually when you make a switch, you make it for either profitable or not profitable for the city. If it doesn't increase our funds or less funds or more funds, or make more money, that's what I'm interested in. Bank One sits right there so there's not really much difference as far as safety and as far as closeness is concerned. Since we've been there for a while, I'd just like to, you know, you said it was for suspect reasons. I'd like to have you put it in print so I know what it is.

Mr. Whitney: Okay. I will do that.

Mr. Clemens: For next Monday night. Along with the stamped letters of when you sent them out.

Mr. Stake: Thank you. Thank you, Mr. Clemens. Mr. Gilbert.

Mr. Gilbert: Thank you, Mr. Stake. Howard, did you not say in your purpose for doing this, that the working agreements with our depository expires at the end of this month?

Mr. Whitney: That is correct.

Mr. Gilbert: Would that not be a reason to embark on this process to determine...

Mr. Whitney: That's why I had to go to the process to begin with. Yes.

Mr. Gilbert: Right. And you've also identified that this will be something where it will be bid out? The investment transactions will be the result of competitive bidding.

Mr. Whitney: Yes. Yes.

Mr. Gilbert: So you could say the fact that the agreements with our depositories expiring at the end of February is the main reason for you pursuing this at this time.

Mr. Whitney: That is correct.

Mr. Gilbert: Thank you.

Mr. Stake: Thank you, Mr. Gilbert. Yes, Mrs. Newman.

Mrs. Newman: Dr. Whitney, you didn't include, in ranking these institutions, you ranked Bank One a 2, the same as National City. Most of them had a 2 as far as the score. So you didn't

include the problem that they had been a little errant in their handling of our accounts. That didn't appear in this scoring chart, did it?

Mr. Whitney: Which category are you looking at?

Mrs. Newman: For the service example. You said that they had lost some checks. But that didn't enter into this compare of assessment.

Mr. Whitney: No. That was a ranking of service.

Mrs. Newman: I'm sorry?

Mr. Whitney: That was a rank of service. Do they provide all the services we need? The answer to that question is yes.

Mrs. Newman: Oh, I see. But they are adequate.

Mr. Whitney: Yes.

Mrs. Newman: But in ranking these banks, that did not enter into this at all.

Mr. Whitney: No. I could not rank the rest of them because we have no _____.

Mrs. Newman: Well, of course. You had no experience. But that, your experience with the bank did not enter into the comparative assessment.

Mr. Whitney: That is correct.

Mrs. Newman: Alright.

Mr. Stake: Thank you, Mrs. Newman. Are there any other questions from members of the committee? (No response). Members of Council? (No response). Okay. Howard, I think you did some nice research here. And you do diligence in this. I don't see any problems with it. You're the guy. You're the Auditor. So I would certainly back your recommendation here. So then I will make a motion that we send this on to Council as an emergency. Is there a second? Second by Mr. Gilbert. Any further discussion? President Hills.

Mr. Hills: If I could just note, and I think certainly it would help in providing some letters would help clarify what we have in front of us. Because National City's response was dated February 4. And they cite to a January 4 letter. But we don't have that letter. We've only got the....

Mr. Whitney: Yes. That's something I'll get for Ron.

Mr. Hills: But I do, and I think it's appropriate to note, we've been around quite a while as the City of Reynoldsburg and we've had banking relationships with Bank One for as long as I can

remember. I'm not going to sit here and say that we should end relationships and go other areas. But I think what Mr. Clemens is stating, it's your area to evaluate and determine. But any information that you can provide to Council as to where the recommendation would be determined as a long term relationship, it helps. I think it helps more, I think Mr. Clemens is referring to the comfort level as much as anything else. Am I correct, Mr. Clemens?

Mr. Clemens: Yes.

Mr. Whitney: The relationship will not be terminated. We will continue to _____ them as one of our investment institutions.

Mr. Hills: He who doesn't have our General Fund account, suffers in overnight deposits.

Mr. Whitney: That is correct.

Mr. Hills: And if it moves from one institution to another, it's not a black mark. Everybody changes banks every so often any way. Unless you're like me. I'm a creature of habit so I just stay in the same place. That's why the Revised Code says, you're to look at these. But I think what Mr. Clemens and some others have asked is just, the packet we have, apparently has an incorrect document in it. It makes the packet more complete if we can see the correct document, assuming there is one.

Mr. Whitney: Yeah.

Mr. Hills: And then secondarily, the basis for your determination, I know you rated and did a lot of charts and things like that, but Mr. Clemens' statement about, where was it, well the icing on the cake occurred when? I don't know that anybody up here was really aware of that situation. You mentioned it to me just recently because of my little problem. But I think that Mr. Clemens is saying, can you give us something that documents where there have been some less than perfect relationships with our banking. And I think that's what he's asking.

Mr. Whitney: I'll provide that.

Mr. Stake: And I'd just like to say, that under the circumstances, the time limit here, that's why I'm requesting an emergency on this and why you're requesting an emergency.

Mr. Whitney: Yes.

Mr. Stake: So there's a motion on the floor and a second. Any further discussion? (No response). All in favor, state aye. (All voted "Aye" except for one voted "Nay"). Motion passes.

And we will adjourn Finance Committee at 8:04.

Finance Committee
- -Nancy C. Frazier, Clerk of Council
(Transcribed - Susie Smith)
February 22, 2005