

COMMUNITY DEVELOPMENT COMMITTEE MINUTES

February 17, 2004

Members of Community Development Committee present: Lane J. Beougher, Eric Gilbert, Mel Clemens, Ron Stake, Preston Stearns, Brett Baxter, Antoinette Newman. William L. Hills was present as Acting Mayor.

Meeting was called to order at 7:33 p.m. by Chairman Lane J. Beougher.

Mr. Beougher: Approval of the minutes of the February 2, 2004 Community Development Committee meeting. Are there any corrections to the minutes? (No response). Hearing none, they will stand as submitted. The next item is the approval of the agenda. Are there any additions or deletions to the agenda? I have two items. Since Mr. Brandt is on vacation this week, I would like to hold items 4 (Discussion, Amend 160.02(c) to add one part time Development Department Intern and appropriation of funds), and 6 (Discussion, Authorization of agreement with MORPC - update Reynoldsburg Planning Guide - and waive competitive bidding). And that does not need a second. All in favor, signify by saying aye. (All voted "Aye"). Opposed? (No response). Motion carries.

The next item on the agenda is the Parks and Recreation Fees and Changes. Mr. Walsh. I'm sorry. Fees and Charges.

Mr. Walsh: Good evening. Thank you Mr. Chairman. Charges. Yeah. It was brought to my attention recently that the setting of fees and charges is something that's historically been done by the Parks and Recreation Department. But, we need to formalize the process a little bit better. And so I had proposed an option of having the recreation, Parks and Recreation Commission be a group that could set fees and charges. And I have since found that that's not something that's going to be permitted. Mr. Underwood provided me with a memo that said, essentially as an advisory board, they're not allowed to do that. So at some point we do need to formalize our fees. Now, I guess the only way that we're going to be able to do this would be to bring an ordinance, or legislative request, with all of the fees included so that you could approve that. So you get an understanding of what we're talking about on fees, I've put down the fees that we've been currently operating with for the first 6 months of the year. (Mr. Walsh handed out paperwork). You've got two documents there. The one says, 2004 fees for winter, spring, and summer. Essentially, these are the fees that you would find in the Parks and Recreation brochure that came out in January and has programs listed in it through, into July. As you can see, it's three pages of a lot of information about fees. The second piece that you have is a policy that we created last year, the previous year, with the Parks and Recreation Commission about charging fees for use of facilities. We've had some facility fees, and we added some information for athletic fields. So that's what we have to work with at the moment. What will probably end up happening is, we would at least come, we'd have to come at least twice a year probably, to deal with fee setting if we're going to do this by ordinance. We won't have all the fees for an entire year, and we don't right now for the last half of this year. We have a lot of them. But we set fees in a number of different ways. We have programs that we run strictly through our department such as, the youth sports programs. And we look at the costs, and the direct costs of what we have to deal with. We

try to set fees appropriately to cover as much of our direct costs as we can. And also, we started a new sponsorship program for youth sports so that we can use that to help offset some of those costs and not raise the fees too high for kids so we can keep people participating. One of the charges that I was instructed with when I first became director was, we needed to do something about getting programs to pay for themselves more because of some revenue issues with the city. So we've been doing that. So essentially, oh and I'm sorry, I did forget a couple of other things here. One is that we use instructors to teach some courses. And we negotiate with those instructors, a fee for their services, and then we can set our fees based on how much they're going to charge us. We also work with other organizations, like a group called the British Soccer Challenger Sports. We work with Suzanne's Body Shop. We do art programs with another group and we work out fees with them based on their expenses. And then we add a little bit, usually about \$5 on top of that so we can cover some of our administrative costs. One of the other things that we've been doing since I became director is, we're tracking our costs a lot more to find out specifically what does it cost us to provide a program. What does it cost us to fix a ball field? What does it cost us to get a ball game onto a field each time we do it? And we've been tracking a lot of those costs. We're getting a pretty good base line at this point so that we can really have a good way to see where our true direct costs are. But that kind of stuff, we've been working on it, we'll continue to work on it, and at some point I'm going to have to come to you and say, this is what we need to charge to cover the cost. So I think that the legislation that I asked for initially probably isn't going to work. But we do need to do something here. So I'm open to suggestions on how you want to handle this.

Mr. Beougher: Personally, I think that having the Recreation Commission debate, or set fees, or recommend fees to Council might be appropriate, and then we would pass those recommended fees by ordinance like we do with say, the Planning Commission, or other advisory commissions. Other members of the committee? Any comments? Questions? Mr. Stearns.

Mr. Stearns: Thank you. How often does the commission now meet?

Mr. Walsh: They meet every other month.

Mr. Stearns: Every other month?

Mr. Walsh: Yeah. Six times a year.

Mr. Stearns: Okay. And some of the activities that you've got for the summer, the basis of calling, how many sessions is that?

Mr. Walsh: I'm sorry?

Mr. Stearns: How many sessions is that in the summer? How many times do the kids go to those classes?

Mr. Walsh: Well, it varies. Each one of these is different. For example, in adult softball, we guarantee them 10 ball games. They may play 11 or 12 if they make it through the tournament.

So we base our fees on a 10 game season plus those extra days. And we have expenses for field maintenance, and bases, and softballs, and umpires, and mailings, and printing, and trophies. Those kind of items.

Mr. Stearns: I guess my interest is for the youth. How much activities do you have for them? Especially for the summer activities.

Mr. Walsh: Well, they do vary. For example, our playground program, that's every day. Some programs such as Mad Science, meet once a week. And they vary in the length of time. The brochure is really the best way to really take a look and see what all of the different things are doing for us. I don't really have a chart that breaks all that kind of thing down.

Mr. Beougher: Mr. Baxter.

Mr. Baxter: Mr. Beougher, thank you. What comes to my mind off the bat is, did you have to go through legislation to have these set? And if not, why now? What changed to make this become a legislative request, in the past if we didn't need to? And did we need to?

Mr. Beougher: Well the City Attorney is telling us I believe, that we should have done it to set these fees, and that at this point we need to correct that.

Mr. Walsh: To my knowledge it's never been done. Ever.

Mr. Beougher: And from this point forward, do it correctly.

Mr. Walsh: Yes.

Mr. Baxter: Okay. So this is coming from recommendation from Bill Underwood?

Mr. Walsh: Yes.

Mr. Gilbert: Mr. Beougher.

Mr. Beougher: Mr. Gilbert.

Mr. Gilbert: Is this a request to change fees this evening, or is this a request to change the responsibilities of the Parks and Recreation Commission?

Mr. Beougher: No. This was a request to change the responsibilities, which I think at this point we need to turn it down or...

Mr. Gilbert: Correct. Paul you may not know this, the last time, since these fees have been set, that required some type of Councilmatic action. Correct? Maybe not the fees that you have on these sheets here this evening.

Mr. Walsh: From my research, there are no fees that have ever been approved for Parks and Recreation from City Council that I can find any where.

Mr. Gilbert: Very well.

Mr. Walsh: Ever.

Mr. Gilbert: Now, before you submitted this legislative request, did you speak to the City Attorney?

Mr. Walsh: Not before I submitted it. No. But I did it afterwards.

Mr. Gilbert: Okay. Before you submitted this legislative request, did you speak to the Acting Mayor?

Mr. Walsh: I don't recall.

Mr. Gilbert: Okay. Thank you, Mr. Beougher.

Mr. Hills: Mr. Walsh did talk to me after it had been submitted and I had suggested that he talk with the City Attorney at that time, and that was a Saturday phone call. So, I wasn't aware that it was here, but I was aware that there was an issue as to how the fees should be set versus how they were being set. And I think you're correct Mr. Beougher, that this piece, this specific piece of legislation may not be what needs to be in front of you to take action on the fees, but I don't think Mr. Walsh has a total list of those fees that you need to take action on yet. And I don't think there's a need to turn it down. I think we can, Mr. Walsh would probably want to withdraw this one and submit it in a form for approval of the fees after discussion with the City Attorney in a new piece of legislation.

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

Mr. Clemens: I think it all boils down, as Bill said, as an elected official, I don't feel that we can delegate our responsibility to expend funds, or have people set fees that Council has not approved. It has to come through us. In other words, we just can't delegate that part. That's what we're elected to do. That's our responsibility. And I agree that if you could come up with your fees and bring them to Council, I don't see any problem in getting them passed. We might want to look at them and see how much you do charge for different sports, or different individuals. Or do you make ways that some children that can't afford it play and things like that? Those are the kind of things that interest me.

Mr. Walsh: Yes. We do have that.

Mr. Clemens: You know, things like that. But I don't think there would be any problem if you would bring an ordinance and different fees.

Mr. Walsh: Okay.

Mr. Beougher: Any other comments? Mr. Walsh, I'd like to...

Mr. Walsh: If I could make one additional comment, it sort of relates to fees and revenue. We have been working towards covering more of our costs with a sponsorship program. I just wanted to let you know that I do have information out now on sponsorship opportunities for soccer, and for baseball, and softball for youth sports. Essentially it's \$100 a team, and the business that sponsors will get their logo put on the shirt. We provide them with a plaque that has the team photo on it. We put them on a list on the web site. Some of you may have seen that. It's in the Parks and Recreation section. And of course, they get our gratitude as well for helping our program and helping our youth and holding down the costs with the kids.

Mr. Beougher: Okay. At this point, I think I'd like to make a motion to table this indefinitely and have Paul come back at a later date with a request to approve the fees that are set. Is there a second? Mr. Clemens with the second. All in favor, signify by saying aye. (All voted "Aye"). Any opposed? (No response). Thank you. Motion carries, and this is tabled.

The next thing on the agenda is the Ordinance authorizing engineering services related to the design of the private utilities relocation plan for the Major Commercial Corridors Streetscape Phase 2 and appropriating funds therefore. Is Sharon here? Yes. Mrs. Reichard. You're hiding aren't you?

Mrs. Reichard: Yes. I don't know how much more information, if any, that you need for this particular piece of legislation. This is our attempt to save \$12,000 on getting the electrical work done for Phase 2, the design. And then also, the \$8,000 for title searches for Phase 2.

Mr. Beougher: Thank you. And who is doing the title searches?

Mrs. Reichard: Mr. Underwood will answer that.

Mr. Beougher: Thank you.

Mr. Underwood: Nobody yet. Until we have money.

Mr. Beougher: Okay. Okay, I guess my question was, do we need to put another party in here, and you're saying that there's no party selected at this time.

Mr. Underwood: That's correct.

Mr. Beougher: But there's no problem expending funds out of this account for a second party?

Mr. Underwood: No. It only takes a purchase order. It's under 10,000.

Mr. Beougher: Okay. Very good. Thank you. Any questions from members of the committee?

(No response). I guess I'd like to move this forward for its second reading next week. Is there a second? Mr. Baxter with the second. All in favor, signify by saying aye. (All voted "Aye"). Any opposed? (No response). Motion carries, and I will adjourn, and Mel I didn't quite make it. I told you 7:35 and I will adjourn at 7:46.

Community Development Committee

- -Nancy C. Frazier, Clerk of Council

(Transcribed - Susie Smith)

February 17, 2004

SAFETY COMMITTEE MEETING MINUTES

February 17, 2004

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

William L. Hills was present as Acting Mayor.

Mr. Clemens: I'd like to call the Safety Committee meeting to order at 7:47. The first item on the agenda is approval of the minutes of February 2, 2004 Safety Committee meeting. Do I have any additions or deletions? (No response). If not, they'll stand approved. The next item is approval of the agenda. I'd like to add as 3b, the Street Program Estimates for 2004. We had asked that they be brought back for us to just take a look at. So I'm adding those for discussion. Are there

any other additions or deletions? (No response). If not, it'll stand approved.

Item 3b is the Street Program Estimates for 2004. Mrs. Reichard, or Mr. Parkinson, or whoever.

Mrs. Reichard: We're both here because we're both lame because we don't have our legislature, or we don't have that information with us.

Mr. Clemens: And that's alright. We had asked you to bring it back to us. The reason I had brought it up tonight, I just want to get it over with so you can go ahead and bid it out.

Mrs. Reichard: I appreciate that. As you can see, there, oh darn, I had notes on this too. It includes the street request for Slate Ridge Boulevard, which substantially upped the ante on the, I think it's, you're looking at it, I'm sorry I don't remember exactly how much it is. But it's substantial.

Mr. Hills: Slate Ridge Boulevard was approximately 78,000 plus 108,000.

Mrs. Reichard: In two phases. Yes. And Mr. Parkinson if I recall, did it that way because the, it is rather expensive. So we broke it into two parts. Maybe Larry suggested that too. Larry Ward. Larry, would you, do you have anything you want to, Larry's the one that put it together. Let's ask him.

Mr. Ward: Well I gave it to EMH&T, and then they broke Slate Ridge down into two sections. But I believe the total was 802 or 804,000. So that's why they split it up into two pieces there, so if you only wanted to do part of Slate Ridge, that would reduce the cost. If you want to do all of Slate Ridge and you want to reduce the cost, we would have to eliminate some of the other streets.

Mr. Clemens: I think that as it stands, we can bid it out and we can see it. It might come back

much better. We never know.

Mrs. Reichard: I might also add, that that includes contingency and inspection.

Mr. Clemens: Right.

Mrs. Reichard: Okay.

Mr. Clemens: There was a question or two I did want to ask on this. As I looked it over and I looked at the contingency which is 10%, I never really ever spent that contingency, but we'll leave it on there. Isn't that right, Bill? But the, I was looking at the inspection part of it and it looks like it's around 5 1/4% or something like that. And I think it usually, in the last few years has run about 7% which would be around 49,000 or something like that. So that may be low. But when you bring this in, you will also have, when you bring this back to us, you'll bring back prices on what you have got as far as inspection fees and see how we work out on that too?

Mrs. Reichard: You'd like them separated out completely? I did that. I believe that the inspection fees came to around \$29,000? Does that sound right, David?

Mr. Parkinson: (Inaudible)

Mr. Clemens: It came to \$37,53...

Mrs. Reichard: \$37,000? Okay. Wishful thinking.

Mr. Clemens: But that seems low. That's fine. But I know that you get prices on it so, what I was saying, if you could have the prices when you bring it back, when you break down the bid on who you feel should do the job, or has the lowest or best bid, if you could also bring back the inspections at the same time, we could pass them all at the same time instead of passing it, then a couple of two weeks, or three weeks, like we did before, and it takes that much longer. Then it'll get things started.

Mrs. Reichard: That will be fine.

Mr. Clemens: So, however you work it out.

Mrs. Reichard: I can do that.

Mr. Clemens: Another question that I wanted to ask Dave, as far as the report, or as far as the job that was done, and I'm reading, there's estimates as far as the curb work that has to be done, because they couldn't see it because of snow and so forth. Am I correct on that? That's what I read here.

Mr. Parkinson: Yes. That's right. The timing was just unfortunate that we had all the snow fall and they clouded up on the curb, so we didn't get a real good chance to get a good look, so we made some best case estimates, and we also did it within the framework of the budget that we knew we had to live with. If you render down those numbers, if you take the inspection out, and you take the contingency out, and you take Slate Ridge out, we're just a shade over 500,000. So it was all targeted, those quantities were really targeted at meeting the budget that the city established initially. And basically what we'll do is, once we get the prices in, we'll just determine what the worst curbs are that need to be replaced and we'll live with what we've got.

Mr. Clemens: Well, what I really was going to bring up about this was, that David could have called our Street Superintendent. I know he has records on this. On all the streets and all the curbs that have to be replaced and things like that to have got it. I know it's there because it's on the computer just on what curb replacement has to be done on all these streets. They probably have a more accurate figure on it. And the same way with the wheel chair ramps and so forth. But I have no problem with bidding it out and seeing what kind of a price we can get on it and get it moving. I think that's why we have it here this evening. Are there any other questions for Mr. Parkinson and Mrs. Reichard?

Mr. Beougher: Mr. Clemens, thank you. Dave, are we going to bid Slate Ridge as two separate alternates then, or how are we going to break that out?

Mr. Parkinson: No. We probably wouldn't bid them out as alternates. We'd probably include it within the quantities of work that we're going to specify. Include it within the items of work as described. And if we choose to non-perform it, then we simply non-perform it based on the prices that we get.

Mr. Beougher: We have that option?

Mr. Parkinson: We would just eliminate that if you will, item of work.

Mr. Clemens: What I'd like to say is, that we did a smaller size Street Program last year. The first time in years. And I think that's detrimental. I think that our Street Program should build back up to where it was before. To around a million dollars. We have a lot of repairs to do. This is something that's important to the public. We spend a lot of money on other things. I know there are a lot of things on the agenda tonight that costs us money. This is something that benefits the public as far as our Street Programs. I think we should find a way to pay for this program and not cut it back. But that's something we can decide when it comes. But I think it's important. We do have a lot of streets, if you ever talked to Mr. Ward, he'd have us do much more. He does have a program on all the streets, and all the curbs, and all the wheel chair ramps. Let me bring the wheel chair part up. That's a mandate. I know that I've talked to people last year doing Street Programs and we thought we were losing our minds going in and replacing curbs. We were going in and replacing wheel chair ramps that we had put in the year before. But it is a mandate by the government that when we do this we have to change them to the specifications that they require now that they changed back in 1991. So we do have a big cost for wheel chair ramps. So if you have any problems, if anybody asks you why you just tore out a new wheel chair ramp, well you can explain to them that it's a mandate from the government that we meet their specifications, new specifications of last year. So I would like, we don't have to vote on this, but let them go ahead and bid this out and bring it back to us and see how we stand on it if the rest of the committee feels that way.

Mr. Gilbert: Thank you, Mr. Clemens. I guess I would just hope Mr. Beougher's comments wouldn't single out Slate Ridge as any type of an alternate. That's priority from my standpoint being the Council member that represents that area, with all due respect Mr. Beougher. That was, this particular roadway was slated for improvement I believe, two years ago. And Mr. Mussi was the Service Director at the time, and had indicated to myself and a number of the residents that it would be removed from last years Street Program, but then added again this year. So I think there is a priority to have this added. The street is in poor condition and I think construction will be wrapping up out there as well this year so that we will not need to worry about construction traffic tearing up new pavement.

Mr. Beougher: I didn't mean to besmirch Ward III or Slate Ridge Boulevard, which I do know is in very bad repair. So I'm just looking for a way to kind of tailor the cost.

Mr. Clemens: Don't touch Ward IV either. Are there any other comment or any other questions? (No response). If not, go ahead and get this bid out then Dave, and get this back and we'll see how soon we can get the Street Program going. This is good, getting it done this time of year. I'm sure we'll get some decent prices, and I want to thank you for bringing them to us Mrs. Reichard.

The next item on the agenda is the discussion of the 10 day Spring Clean-up Period. Mrs. Reichard.

Mrs. Reichard: Thank you, Mr. Clemens. This is just an effort to put some, or give some continuity to our Spring Clean-up Week so that it doesn't slip between the cracks, and we can work with our refuse company in saying that it's going to be these two weeks in June every year. Our residents will know that's when it's going to be. We start getting flooded with phone calls about when Spring Clean-up Week is, so people begin to clean out their garages and doing all sorts of things in the spring. So we just thought it would be a good idea to just sort of set this time aside every year, so we know exactly when Spring Clean-up Week is going to be. So it's kind of that simple.

Mr. Clemens: I agree with you. It's an important issue that people know when it is and I think we do it every year at the same time and that's important.

Mrs. Reichard: Yes. But there's a couple of times that it's gotten away from us and didn't happen until a little bit later. So this is our attempt again to...

Mr. Clemens: And plus we should get out a lot of advertisement on it if we can. I know people use it heavily.

Mrs. Reichard: Yes they do.

Mr. Clemens: Are there any other questions for Mrs. Reichard on this subject?

Mr. Gilbert: Mrs. Reichard, just real quick, I know there were drop off points before prior to Spring Clean-up, will we coordinate those with this 10 day period, for like hazardous material and that sort?

Mrs. Reichard: Yes.

Mr. Gilbert: Okay. Thank you.

Mr. Clemens: Are there any other questions for Mrs. Reichard? (No response). If not, I'd like to move this motion on to Council for passage. Do I have a second? Second by Mr. Stake. All in favor, say aye. (All voted "Aye"). Opposed? (No response).

The next item on the agenda is to Amend 160.02(g)(2), Addition of Assistant Chief Building Inspector and appropriation of funds.

Mr. Moore: Good evening. My name's Stephen Moore. For the new Council people, I'm the Building Official for the City of Reynoldsburg. I'm bringing this, I've asked the Mayor to bring this back up. Part of the, we had this position previously. It's called the Senior Building Inspector. At the time when, about two years ago or so, Council chose to take the position and defund it, and also take the position out of the Building Department. I've asked to bring it back for a few reasons. One of the reasons that we need this position is, as the Building Official, and in our code I'm called the Chief Building Inspector, I have a couple of functions I perform. I run the Building Department, administer it, and I also am the Flood Plain Administrator for the city. Due to those two things, if I'm gone from the city, state code requires my signature on all building plans as the Building Official, and our code requires myself to review every plan, any building permit, anything that goes through the city to be reviewed by me prior to issuance to make sure we're not building in our flood ways, or in our flood zones, and we make sure all that stuff is reviewed and checked. If I'm gone, if I would have an illness or on vacation and stuff, those permits can't be issued until I come back. So if I would take a two week vacation or be ill for a month, we would have to come up with a way for somebody else to be able to do that. Through the ordinance right now, if there was an Assistant Chief Building Inspector, we would be able to put those duties on that person, where they would have the certifications by the state, Building Official Certifications, and also, we could have that as the person who does the Flood Administrator duties so that citizens wouldn't have to wait two weeks or whatever for their permits to be issued and things like that. It's as simple as fences, decks, sheds, none of those things, as well as full structures could be issued without the Flood Plain Administrator reviewing those and making sure those get done. That's one of the reasons I've asked for the position to be put back. Also, if even when I'm here, when the building season picks up and throughout the rest of the year, as things happen we see our times of plan review and stuff stretching out because I review everything. Because I'm one person. It takes time for me to be able to review plans, do all that, along with the other duties, and the other, with the meetings and all the things I do to administer the department. So this person would also be in the office to help me do that as needed. Importantly that you need to know, this position would still do inspections because we're not asking to refill one of the Building Inspector I positions. This would take the place of that. You could take that position out of the schedule. Defund it and take that out. We would be only, we're not looking to add somebody, we're just looking to promote someone within the department. Someone who has the qualifications. And I have two gentlemen right now that could take that position, and we would do interviews and stuff, and pick the best person for the job. But I think it's kind of critical that the city not be left with just one person that has all those responsibilities and no one behind that to help that position out. For customer service and things like that I feel it's a needed position.

Mr. Clemens: Open up to questions for Mr. Moore. Or, I shall start it. Stephen, and I do understand your problem, when this job was eliminated, as you know we appointed a, I believe a Zoning Officer, or Zoning Department, to help out and to take pressure off of you on all those matters, which I assume is being done.

Mr. Moore: Yes, it is. That's correct.

Mr. Clemens: Also to help your, also to work through your department and help through your

department and so forth. I can understand the problem that you're bumping into as far as when you're on vacation, or if you'd have to go on sick leave and things like that, and possibly there's a way that things like that can be worked out. I know that we have it worked out as far as the Safety Department's concerned, because when somebody's missing like the Chief or somebody moves up, they get paid that pay that they move up to while you are gone. Say if you were gone two weeks, or if you were off 30 days sick, somebody could move up to Assistant Chief Building Inspector and would pay him at that rate for the time that you were gone to handle those duties. That's one of the problems that I have. And another problem that I have is that, until I see some annexation going on and some more commercial district come in, I can't really see us really going up building as fast as we have been as far as permits and so forth. Because our ground is getting now to where we just don't have the property left until we start annexing. The other problem I have is, I don't think I've ever raised anybody \$14,000 just like that. We have people that work here that are lucky to get a \$500 raise or \$800 raise, and then turn around and move somebody up and get a \$14,000 increase to take that position, I just can't fathom me going for something like that to be honest with you. Because of the situation we do have with the rest of our employees and so forth as far as, if it's moving up two grades, or moving up \$1500 or something like that. But I look at \$14,000 as being a substantial increase for a person to move up to to a position that we haven't had filled. That's just my feeling. And I know that there's other feelings about it around the table that may not be that, or feel that way or anything like that. So I'm just one person. But those seem to be my problems. I have no problem with the job that you're doing or the department's doing. I think they're doing an excellent job. I have no, can't say anything wrong about it because I think you run a good ship. But any how, that's how I feel about it. I just don't feel the position's there. I feel the increase is substantial, too much of an increase at this time and leave it at that and move onto who else has something to say. Mr. Baxter.

Mr. Baxter: Councilman Clemens, thank you. Do you have a back log today? And what is your period of time when you see your back logs the most? You're reaching out for help so I would assume you have a huge back log you're trying to catch up.

Mr. Moore: Well, yes and no. It just depends with the building season. Right now we're beginning to see the increase of plans come in and it just kind of goes with the building season. I'm not going to say we have a huge back log right now. But the problem is, as the weather breaks, which it's starting to do, we're already seeing an increase of plans coming in from the single-family homes. Commercial wise, we're still, we've got two new schools getting ready to start. We just got the first set of plans for those in today. We've got Wesley Ridge who I've been talking to. They're ready to turn in for their new family life center. We can see a lot of things heading at us. Large projects. And yeah, that's why this position is still going to do inspections, because that becomes the most critical. But as those things come in, there's a lag time between when we start doing inspections and when we do the paper work. This person would be kind of that fill in between, and when inspections pick up, they would go out in the field to help relieve the other two inspectors that I have. So it's kind of with the building season and that can, I mean right now we will start seeing the large number of plans, plus home owners tend to start doing their building. Their deck, their fences, all the sheds and all those things at spring time. So that's when we see the biggest thing. Spring through probably September, October, and then it will slow down a little bit. Again based on whether because people just can't, of

course in the winter, commercial likes to start because they get _____ and stuff at that time. That's when we see a lot of the larger commercial projects start. Best Buy, Babies R Us, they all started in the winter and continue there. We don't have a back log all the time, but we do have it at specific times through the year.

Mr. Baxter: Okay then, I would question, would it not make sense to have somebody as a season worker to fill in during those periods of time where you have those needs, or those excess requirements that is very tough on you to try to meet.

Mr. Moore: Yeah, but the problem with that is, you aren't going to hire people with the certifications required as seasonal workers. Everybody in my department has to have a certification by the State of Ohio to be doing inspections. And to do the Building Official, you have to have a certification by the State of Ohio. So it's not like Parks and Rec, or the other areas that can just bring somebody in. I can't do that in my department. I mean you could, if I had a problem with my secretary who needed help, then yeah, we could do that because that's not a certified position. But all inspector positions and the Building Official position are certified by the state.

Mr. Baxter: Fair enough. Thank you.

Mr. Clemens: Are there any other questions for Mr. Moore? Mr. Stake.

Mr. Stake: Thank you, Mr. Clemens. Mr. Moore, does anybody else review the plans? Any outside folks?

Mr. Moore: Yes. Actually our commercial plans, all commercial plans have to be reviewed by a Class II Plans Examiner who's certified with the State of Ohio. And we do contract with an outside source for those reviews. Now they review for building code. I still have to review everything for flood plain requirements on the buildings.

Mr. Stake: Okay. And did I hear you say that this person if we did this, they would do inspections as well?

Mr. Moore: That's correct.

Mr. Stake: And the, I guess the pay rate we pay an inspector and the pay rate we would pay this person is quite different?

Mr. Moore: Yes.

Mr. Stake: Would we be lowering the pay when he's out doing inspections or would we be paying him the same?

Mr. Moore: No. Because he would have administrative responsibilities. The pay rates that I put in there are actually from the original Clemans/Nelson study. That's why I put that in there to

show you, we didn't come up with that grade 17 myself, that's what Clemans/Nelson said that job with the responsibilities it would have, would require.

Mr. Clemens: Mayor.

Mr. Hills: Stephen, I don't know if this is going to help you or hurt you, but I think the questions that are being asked here, you're absolutely right, the range on a 17 is 41,300 to 59,600, and you put in 50,000. Did you do that because that's just mid range?

Mr. Moore: Yes. That's mid range, and I was instructed that on all positions we put in for mid range to show basically, worst case scenario. That's what somebody could be put in at if you were hiring somebody off the street or whatever.

Mr. Hills: Now I'll help myself, the Acting Mayor didn't say put anybody at mid range, did they?
Mr. Moore: Huh?

Mr. Hills: The Acting Mayor didn't tell anybody to put anybody at mid range?

Mr. Moore: No. No. No. But that's where, when I filled this out, I spoke to Human Resources about ranges and stuff, and that's where we put it in. Because it is a worst case, this is as much as somebody could be paid. So they like to show worst case just like, you could have somebody who's single but you always show married on your insurance because that's a higher rate.

Mr. Hills: If I read this right Stephen, the current employee that's making 37,148 could be increased if this was done to 41,300 and the \$4,000 increase there. But instead of 4, you all are saying the \$14,000 increase.

Mr. Moore: That's what I'm showing.

Mr. Hills: But not you are, we are asking the \$14,000.

Mr. Moore: Right.

Mr. Clemens: Bill, what's the minimum that would come in at? Do you know?

Mr. Hills: The minimum on range 17 is \$41,330.

Mr. Clemens: And this is how much? I'm sorry.

Mr. Baxter: \$4,000.

Mr. Clemens: \$4,000 difference?

Mr. Gilbert: On the minimum.

Mr. Clemens: On the minimum, right.

Mr. Baxter: Minimum.

Mr. Clemens: But I don't know why we would move an employee up that's here to minimum grade. I mean I would think that if we had an employee here, we would move them up to, I mean to the minimum grade, we'd move them up to the minimum grade.

Mr. Moore: Well there's, I mean, I know in 165 it used to say you gave them, but they don't do that any more, and if they have certain qualifications, any time we've hired somebody, we look at what qualifications they have and then what we would, because if you have to bring somebody in from the outside, what would you pay them for those same qualifications? You don't want to penalize a current employee I don't think, just because they work here to give them the least amount of money.

Mr. Clemens: Our thought has been, you know, that's not really the way we're wanting to do things. We're wanting to start people at the minimum instead of putting them in at middle and putting them above everybody else. And that's my whole thought on the whole deal is, you're asking for a \$14,000 increase for an employee. I can understand as I told you, if you're overloaded and you can't do the job, and I'm sure you are doing the job, then that's a different story. But if you're asking for that you need somebody to cover when you're gone, and I'm sure you do, you need somebody to cover when you're sick or when you're on vacation, and I can understand that, that's what I'm saying, I think there's things to be thought about and conditions could be made that we can come up with a way to compensate the employee that would move up and take over in your absence. I mean, I've said my piece on it and you know how I feel on it, but I mean, I just can't bring myself to increase it \$14,000 and moving somebody up, then putting them back out for inspection making that much more than an inspector they're working right next to doing the same job. I just don't think that flies right. But that's only my opinion. Mr. Hills.

Mr. Hills: Let me suggest, and this is only a suggestion, and certainly Sharon Reichard is more than happy to say she doesn't agree if she'd like, certainly as we all know, personnel issues are such that can be discussed in Executive Session. If Council is more comfortable, and there are issues being raised of concerns that have come up here, I don't know that anything is so urgent that it would go forward tonight that, if it be Council's wishes or Administration's wishes, if some of these areas would be better subject to discussion in Executive Session then I certainly am not opposed to that. If somebody wants it I will request it if necessary. So, just something to think about. Because we could only deal with an issue like this so far. I mean, you pointed out where the concerns are, and now that those concerns are on the table of mid range starts and different things like that, it is something that we'd all want to think about a little bit and then possibly have a discussion on one of the Executive Session type items.

Mr. Clemens: Mrs. Reichard.

Mrs. Reichard: Thank you, Mr. Clemens, members of Council, I would, you know I appreciate the discussion and everything that's been said, and Mrs. Frazier, correct me if I'm wrong, this is not

going to be an appropriation. Aren't these just being listed for 160? Didn't we talk about just putting all of these, any position that we wanted to move forward with, it would be on one, and the monetary part of it would go in the budget? Or am I thinking of...

Mrs. Frazier: They've already been put in the budget.

Mrs. Reichard: It's already been put in the budget, so we'd just back it out.

Mrs. Frazier: That's right.

Mrs. Reichard: That would be the case. So this is not an appropriation. What I would hate to see is that the position, the need for the position would get lost in the money to be paid. That they're really separate issues. And that just in my short period of time here and working with the constituency, and working with building and the engineer, I can see a definite need to have someone, a second person that has the same kind of credentials etc. that Mr. Moore has to back him up on a day to day basis because he is also, not only is he an inspector, and an Administrator, and all of those kinds of things for a department, but you know, he needs someone to back him up all the way around and to help to provide better customer service. Because we do get calls about, where are my plans, where's this, where's that? Because we get back logged. And we can't really, at this point, you know, when we've got one person doing it, it's bad. We need two people doing it if possible, eliminating the other position, and then dealing with the Administration as to how much whomever would take this position would start at. So I think the, I think there is a need for this position. And I would just, I just want to make the comment that I hope the monetary part of it didn't get lost in the need for the position.

Mr. Clemens: Thank you, Mrs. Reichard. And I don't believe it has, really. I think it's a two part situation like anything else. There's, and I understand what Mr. Moore's speaking about. Are there any other questions?

Mr. Gilbert: Thank you, Mr. Clemens. So we're not talking about a net gain of positions in the department?

Mr. Moore: That's correct.

Mr. Gilbert: Based on your write-up, and that was on page 2. Were there other options that were considered in addressing these? Other, as an example I guess, maybe reclassifying a position to have some Assistant Building Inspector responsibilities at times of your absence.

Mr. Moore: Yeah. That option, that's something new that we never thought of before because we've never done that in the department. The last time we put the Senior Inspector, what was called the old Senior Inspector in place for the same purposes. And then when the Zoning Officer came along they, I guess some assumptions were made that the department didn't need that back-up type of person in there. But these are some new ideas, and like...

Mr. Gilbert: If I could just throw this out Stephen, with there not being a net gain in terms of

employees, you would have the same number that you have there now, and based on the job description or, not the job description but rather the projects that you'd like to get started on, it would seem that your thinking is that there's going to be time for this individual to be participating in review, and presentation, and the crafting of some of these other projects, whether it's hand-out's, flood plain information, or the housing maintenance type code. Maybe it's a situation where we just do it harder and smarter and put these responsibilities for this individual, and grant them an extension of some type of pay when they're filling in for you. Maybe it's just a matter of re-structuring, and that way we're I guess, killing two birds with one stone, or dealing with the financial. Because we are dealing with limited resources. But you've made a compelling case as far as some of the responsibilities you'd like this individual to assist you in implementing.

Mr. Moore: The budget's why we didn't say we wanted to add another person. I think we can work out by working smarter and harder as you said. Some things in the field, working some overtime and things like that with the existing inspectors we have. We understand that there's budget constraints and stuff, and this is why we thought this was the best way to promote within. Keep somebody in here and not add a second position. But I do understand the concerns that Mel has and the budget concerns that Council has to deal with.

Mr. Clemens: Why don't you, as Mr. Gilbert said, and I suggested, think this over and see, and think over our thoughts about possibly when this person is doing that type of work, that his pay would be increased to the position that he would have been filled. Just mull it over and see what you think about it and then we'll discuss it more. There's no big hurry. We'll just put this on hold and then come back in a couple of weeks and then maybe we can get together and talk about it, and Eric and some of the Councilmen can think it over. Then we would eliminate the position that, we wouldn't have to eliminate the position because the position would be there and be working. And see if we can make some adjustments, and if not, maybe we can work it out. But I think we all appreciate the work that's being done. And I want you to know that this has nothing to do with the work that's being done or anything like that. It's just that, and it wasn't an assumption, I want to correct that, it wasn't an assumption when we appointed the Zoning Officer. We were told this. It wasn't an assumption. We were told that this position did not need to be there any more. It could be (tape change). That was not correct and things have changed in the interim, then possibly we can change. But why don't we hold that for a couple of weeks and we'll get together and see what we can work out. Would that be acceptable? Yes. Would that be acceptable to the rest of the committee? Ms. Milam.

Ms. Milam: Yes. I just wanted to add a couple of issues. It's been spoken to about the possibility of someone filling in in a temporary level in terms of, and then taking that salary if Mr. Moore is absent. City municipal workers do not have a temporary work level situation. So if he were to be absent, there is no mechanism currently for any employee to fill his shoes if they were so qualified, and to get that salary.

Mr. Clemens: But that doesn't say we couldn't do it. We can always pass legislation correcting that issue.

Ms. Milam: We would have to have legislation, correct, to do that.

Mr. Clemens: I understand.

Mr. Gilbert: Maybe Ms. Milam could look into that over the next two weeks.

Mr. Clemens: Yeah. I know that it's handled through the Safety Department that way. And that's a possibility. Maybe it'll work. You know more about it than we will. But I think it's something that we can look into and then come back and we'll discuss it if that's alright Mr. Moore.

Mr. Moore: Okay. That's fine.

Mr. Clemens: Thank you. The next item on the agenda is a question to change the authorized positions, Professional classification of pay grade of Chapter 160.02 Section (g)(2) to increase the position of Code Compliance Officer from classified, one part time to a classified employee and a pay grade 6 to one full time classified, pay grade 6 to appropriate from the unappropriated General Fund, an additional \$14,462.24 to account 110.479.5102 to cover the increased salary. Okey dokey. Stephen, let's have it again.

Mr. Moore: Okay. I requested the Mayor consider, put the legislation down for the Code Compliance Officer. At this point we have one three quarter time person. They work 30 hours a week. Due to the, and I think I gave, everybody should have in their packages, there were questions asked. A number of complaints, and inspections, and stuff. Right now we pretty much are on a reactive basis on code compliance. She does get out. At this time we have about 72 vacant houses in the city that she puts on a two week rotation and makes sure she visits to see what's going on with them. Where they're at, she's done the backup work to find out whether they're being foreclosed on, or HUD has them, or the VA, or wherever they're at with those. But this time we do get a lot of complaints about, grass complaints are coming up. So we know we're going to get hit with those pretty heavy. But I know Mr. Clemens, one of the big complaints is trash cans out early. Trash cans still out late. Trash cans in front of houses. Those types of issues are things that we've tried to handle by splitting the city into four quadrants, and she makes sure she's in every quadrant at least once a week, and then hits all the commercial districts. And then we're rotating the quadrants. Because of the trash days and stuff, we can't have her in the same place every Thursday, so we're trying to get her in all four quadrants and stuff. But we are finding as people, over the years, people find out there is a Code Compliance Officer. We're getting more and more involved with more complaints. At this time you know, we've reinstated the Nuisance Abatement Board. The Mayor's got that going again. In fact, we have our first case going to them, which she's done all the backup work and the file work on it. We're working on Cantina Del Rio with Bob Evan's and trying to get that cleaned up and creating a Nuisance Abatement file for it. So there's a lot of things that are coming up. And also, we're finding as we're using the computer system more to track all these, it's beginning to be, she's able to be fairly efficient because the computer has built into it, what's called a tickler file. It automatically, until a violation is closed out, it will automatically throw that back up on her inspection list in whatever specified days we've given things. Like grass complaints, 7 days. Depending on what they are. So you know, we're trying to work with what we have the best we can and the most efficient way.

But we see there's things out there that you know, we aren't able to get to in as timely manner as we'd like to. I think that we can do that with a 40 hour person. I know that you'll see in your package that the Mayor had put down for two part time people. His thinking on that, I had originally requested to go to one full time person, his thinking on that was that for two part time people we would get 60 hours instead of 40 hours. And that sounds good, but when you get to the logistics of, I have one desk, one computer, one car, trying to work out schedules, trying to get all that in, and truthfully myself, I believe that a full time person is a more loyal employee. You're not going to get people coming and going as often in the position, and for a lot of those reasons, I think that we can take this position, and I know we've requested this before a few years back, and at the time, I think Mr. Hills was the Finance Chairman at the time, and we did not bring that forward because we were asked to provide some more information and justification. I feel now that we can, you know, with the stuff I've given you and if you have any other information you'd like, I can supply whatever you need to show you that this position is necessary to take to at least full time, if not, unless you decide to do, I mean, we've kind of got two options here. Two part times or a full time employee. The cost for two part times is about \$4,000 I believe more than one full time. So that's really what I have.

Mr. Clemens: Are there any questions for Mr. Moore? Mr. Stearns.

Mr. Stearns: Yeah. Mr. Moore, would this person be responsible for taking care of the picking up trash like certain time, like the Code Enforcement Officer used to do on the weekends? Taking the, some of the I don't know, I guess some of the youth that are delinquent or something like that, out helping out and picking up trash?

Mr. Moore: Yeah. Actually the Mayor does have her as helping with the juvenile diversion program. So when they get those, we have used them to take them out along Taylor Road and some of the different city streets, and parks. Yes, that is part of her duties.

Mr. Stearns: Thank you.

Mr. Clemens: I think, and I don't want to be the bad guy all the time, but I think the Mayor's reasoning was on this, and he discussed it with us, that the second part time Code Enforcement Officer would be working different hours through the week, which we work until like 8:00 at night, and also would be working Saturday and Sunday when a lot of these offenses occur. I'm not a big computer person so, I don't want to get into all this computer stuff you're talking about. My whole deal is you go up and knock on the door and tell them to get the stuff moved and stuff like that. You know, instead of sending letters and putting it on the computer. I know that's not the way it's done any more. I know there's a lot of office time spent so you don't get the full carriage. But I do know how long it takes to go around the city in different sections. I do know how long it takes to look at things because I did it for many, many, many years. That was, what he told us he would like to do, and the reason he would like to do it was because of it'd be the hours when the people would be home and they would be able to talk, and stop and talk to them about it. And as you said, you're right. We'd be changing this from \$18,127.20 to \$32,589.44, and the only problem I have with that is, we'd put it under the full time position. Of course, we'd pick up all the benefits, vacation, sick leave, and then it falls under Civil Service and I know the problems

that we have in Civil Service. If there is an employee that we feel is not capable of doing their job, and I know what the problem is as far as handling that, that's the reason we've always kept some of these jobs as three quarter time. Because they are in a situation where if the job is not being done correctly, you can replace the person without any problem then appoint somebody new and break them in. I know what you're talking about and I've thought, I know she's broken them up in four districts and I've never figured out yet why any of the districts would be on Thursday because that's trash day. To me, that would be the day off instead of Friday.

Mr. Moore: Well, Thursday is her day off.

Mr. Clemens: Well, I was going to say, Thursday's trash day but she told me Thursday was when she did Ward IV and I told her at that time, that was not a very good idea for any section of town because there's not much you can do. I respect the job she's doing. I think she's, it looks to me like she's doing a capable job. Of course you won't know until summer comes. That's when we really bump into all of our problems. And Stephen, I don't want to be arguative tonight, I just have a hard time making positions in the city for new positions because they do come under all the benefits that we have to pay and they do fall under Civil Service, and once you create a position, you know the problem we've had when we take a position away like we took away the Chief Building Inspector, and I don't like to take positions away. That's my only feeling. I have no problem, again no problem unless the job's being done at the correct time, I have again a problem with the financial part of it and with the discussion that we had with the Mayor on how he felt it should be handled. As far as I'm concerned, I would have liked to hold this until the Mayor came back and let him discuss it with us on whether he's wanting to make the change and how he feels about it. Because he was quite emphatic that this was going to be a coverage in the evening and going to be a coverage on the weekends and I feel that's something that we really need. That's my feeling. Does anybody else have any questions for Mr. Moore? Mr. Hills.

Mr. Hills: Mel, in my role now as Acting Mayor, it also is what I remember the discussion being when I was sitting as President of Council was the two part times, and the fact that you'd have more coverage or more hours. Certainly as to whether you all want to hold it until the Mayor comes back, certainly it's before you now and it's a position change, and it does show two part times here also, and I think probably full time is what is in the budget. But I guess the decision you're trying to make or the discussions tonight are, is it going to, they're already in the budget on the projected, or is Council going to be signing off on, yes it's something that needs to be done or not. I don't know the need if people want to wait until 6 weeks or whatever it may be.

Mr. Clemens: I understand.

Mr. Hills: But certainly, my memory of the situation was recommendation of two, because we can discuss full time and then he said, my preference would be two part time because I'd have more evening and weekend coverage.

Mr. Clemens: Right. Are there any other questions for Mr. Moore? (No response). If not, I'd like to remove this from the agenda and also remove it from the budget. Do I have a second on that? Second by Mr. Gilbert. All in favor, say aye. (All voted "Aye"). Opposed? (No

response). Thank you. Thank you, Mr. Moore.

The next item on the agenda, I don't want to take up the whole night, the next item on the agenda is discussion, Amend 160.02(f), addition of three police officers, change 3/4 time Dispatcher to full time, create two 24 hours per week court liaison positions, and appropriation of funds. Chief Miller.

Chief Miller: Thank you. You have before you legislation. We made a presentation several weeks ago regarding the issues that the department is facing and I'm prepared to discuss it or answer any further questions that may have arisen in the last several weeks that you've had an opportunity to consider this.

Mr. Clemens: Are there any questions for Chief Miller? Chief, I guess I'll be the first one. I understand the safety situation as far as the three new police officer's are concerned and I agree that they are needed. I think that safety's one of our biggest concerns. Especially our big concern being in the suburbs. And I understand this is what, basically we're going to upgrade our patrols in our suburbs and so forth with our additional police.

Chief Miller: Do you mean in the subdivision, sir?

Mr. Clemens: Yes. I mean by more, so they'll be seen more and spend more time back in our housing districts and so forth.

Chief Miller: Yes, sir.

Mr. Clemens: So I have no problem. I have no problem there. I do want to ask a question, and I could be wrong, don't we have a position that's not been filled yet or do we have a position that's not being filled, hadn't been filled yet?

Chief Miller: We have an open position that we're trying to fill now. Yes.

Mr. Clemens: So that'll upgrade us to four. Or at least get four more on. Right? Once we fill that.

Chief Miller: We currently have one that is open. We had an officer that we hired and he stayed with us for a few months and he's gone on to Columbus.

Mr. Clemens: Okay. Are there any questions for Chief Miller? Yes.

Mr. Gilbert: I think, and Chief I think you pointed out that these figures were taken into consideration with that...

Chief Miller: With that opening in mind. Yes, sir.

Mr. Gilbert: With that opening in mind.

Chief Miller: We'd have that opening plus these three, what we are looking for with these three positions is an increase to the ordinance. Currently, there are 51 sworn positions in the department. There are 40 police officer positions, 8 Sergeants, 2 Lieutenants, and the Chief. This would take the number of police officers from 40 to 43.

Mr. Clemens: That's correct. Yeah, I understand that. But we will be filling the other and that would be a help too as far as that.

Chief Miller: Yes. Yes, sir.

Mr. Clemens: The two 24 hours per week court liaisons, could you explain to me exactly what they're going to do? And I think that, if I understand right, they're going to relieve an officer so that we can put him back out on the street too. Am I correct on that?

Chief Miller: Right now, what we are doing is, we have an officer who three mornings a week goes to Franklin County Court and is there usually from about 8:00 in the morning until noon, watching court cases that our officers may be needed for. And as these court cases come up, if they are settled, and generally there's a plea brought about, very, very, very rarely does a case go to trial where an officer is needed to testify. If an officer had to go to court, the city would be obligated to pay that officer a minimum of 3 hours of show up time. So there are mornings, let's say for example, we have 5 officers who have pending court cases and we send one patrol officer down to monitor those 5 court cases, if he can call off all 5 of those officers because pleas are being taken in all 5 of those cases, we've saved 15 hours of overtime minus whatever, the 4 hours or so that the officer would have spent there. And we've tracked that time. So that would be one of the things that we would be doing. Now, the second thing you have to understand is that we don't operate just in Franklin County. We operate out in Newark in Licking County, and we operate down in Lancaster for Fairfield County. And all of our shoplifting cases that have increased out of Fairfield County are taking some time, and then all of the cases that we anticipate an increase in Licking County, these court liaison folks could take care of. On top of that, on Thursdays, we have three officers dedicated to Mayor's court. We have an officer who transports prisoners. We have an officer who acts as court security and runner. And we have a bailiff that helps with court. What we propose these two people doing is, on Thursdays, one of them would act as bailiff and the other would act as court security. One of the other things that they would do is for example, in the year 2003, the department brought in more than 4,000 pieces of evidence. We had to dispose, and we have an obligation to dispose of evidence in a timely fashion. Either to return it to the party to whom it's owed, to sell it, to destroy it, we have to get court orders, but we have to make sure that there is no further legal need for those pieces of evidence. Somebody has to do that research. We work closely with Mr. Underwood's staff and then our officer would also be doing some of that research. The officer that we currently have does some of that research. These two positions would be doing that work as well.

Mr. Clemens: Thank you, Chief. Could I ask you, are these policemen that you hire?

Chief Miller: We propose that they would have to be a retired peace officer from the State of Ohio.

Mr. Clemens: That's all I wondered. Are there any other questions for Chief Miller as far as these two part time positions? Mr. Gilbert.

Mr. Gilbert: Thank you, Mr. Clemens. The other days of the week they'll be picking up those responsibilities in the other court systems? Newark...

Chief Miller: They would be picking up Franklin, we would be sending them wherever they're needed. Franklin, Newark for Licking, or Lancaster to Fairfield County.

Mr. Gilbert: Okay.

Mr. Clemens: Are there any other questions for Chief Miller? Any members pertaining to the two part time officers? (No response). Thank you, Chief. The other is a three quarter time if I'm not mistaken, dispatcher to a full-time dispatcher.

Chief Miller: Yes, sir.

Mr. Clemens: And of course, I get on the same situation I got onto on the last situation. You can probably explain to me why you need it. But by doing this, it's costing us \$22,000 to go from a three quarter time to a full time. In picking up what, another 10 hours per week, plus putting this person, the benefits that we supply, in other words, 15 days sick leave and vacation time, and insurance and such as that, and putting them under the control of the union that we negotiate with, is this a fair trade off or is it better to have another three quarter time person, or is it hard getting three quarter time people? Is that your problem?

Chief Miller: Mr. Clemens, I think that we've demonstrated in the past, a commitment to part time, the part time personnel concept, and I think you see it there with the court liaison positions. I think you've seen it from us when we've talked about the part time property room clerks. However in this instance, I believe that this is a quality trade off. The dispatcher position is not what it was in the City of Reynoldsburg ten years ago. Ten years ago, a Reynoldsburg Police Officer could after a couple of days in the radio room, pretty much know everything that they needed to know to operate the equipment. That's not the case today. It's highly technical. It's computerized, and it's demanding. We have struggled over a number of years now to get this part time position filled. We've just filled it for the first time in a couple of years. And even with the person we're filling it with, it is a young man who has been very forthright that he wants to go on and become a law enforcement officer when he's able to do that. He wants to become a law enforcement officer with the City of Reynoldsburg. We filled this position with this candidate because he passed the background, and because if he does end up being hired by us as a police officer, at least I'll have another backup for dispatcher if we need to fill that. I mean, we've spent a tremendous amount of overtime in the last couple of year, and especially in the last year using officers because we've been so short with dispatchers. And I will say again, right now for the first time in several years, we have every dispatcher position filled. But the part time dispatcher usually works the worst hours and they have the same responsibilities as a full time dispatcher. It's not, I think at one point, there was a perception that this position was a glorified clerks position. Aint that way any more. I mean, it is truly a profession. And I said the night that we

made our presentation, you would have an easier time finding a second surgeon to do surgery on something that you needed to have surgery done, than we found in filling the holes in our dispatchers position over the last six months or so when we were really struggling to fill those positions. It's difficult. Because you just can't bring somebody in off the street.

Mr. Clemens: I knew we always had trouble with the part time and so forth, and I just wondered if that still occurred.

Chief Miller: Well, and when I first came, the staffing level at the point when I got here was that there were 5 full time positions and 2 part timers. And any number of years ago, and this goes back to when Lieutenant John Underwood was still here, we came to you and asked to make at least one of those 2 part time, full time because we were spending so much administrative time trying to fill the part time positions. Having made the move from the old building to the new building, I invite all of you to come on a, we find Monday night as bad as any Friday or Saturday night. So stop in after Council and spend an hour or two and watch a dispatcher try and multi-task two 911 calls, three or four other phone calls coming in, officers asking for information about license plates, all of that kind of thing. It's a demanding job.

Mr. Clemens: Then with this, then we would be eliminating the job of the part time dispatcher?

Chief Miller: Yes, sir.

Mr. Clemens: In other words, you'd be taking it off in other words?

Chief Miller: Yes, sir. Yes.

Mr. Clemens: Removing it from the books?

Chief Miller: Yes.

Mr. Clemens: Okay. Alright, are there any other questions for Chief Miller? (No response). If not, I'll make a motion we move this on for first reading. Do I have a second? Second by Mr. Stearns. All in favor, say aye. (All voted "Aye"). Opposed? (No response). Thank you, Chief.

Chief Miller: Thank you, Mr. Clemens.

Mr. Clemens: The next item, discussion, Authorization of purchase of pick-up truck for Building Department. Mr. Moore.

Mr. Moore: This request is a, you've already approved the money in the budget, and this is coming back, this Ford Ranger Pick-up truck will be to replace the Dodge Stratus that we lost in the flood that we didn't have insurance money to cover. Instead of buying a car at this point, we have the old blue Corsica that basically would become the car that I would use, and this would be for the Code Compliance Officer so she'll have a truck to pick up signs and stuff instead of throwing them

in the back seat of the car. The price there is from the state bid list. That includes delivery, temporary tags, and all that. So it's coming back to you to get approval to purchase this vehicle. This was the only small truck on the state bid list too. We didn't get much of a choice.

Mr. Clemens: Alright. I have no questions for Mr. Moore. Are there any questions from the committee? (No response). If not, I'll make a motion that we send this to Council for a first reading. Do I have a second? Second by Mr. Stake. All in favor, say aye. (All voted "Aye"). Opposed? (No response). Thank you.

Mr. Moore: Thank you.

Mr. Clemens: The next item on the agenda, discussion, Authorization of purchase of tire balancer and appropriation of funds. Mr. Ward.

Mr. Ward: Good evening. For those of you that don't know me, I'm Larry Ward, the Street Superintendent, and I'm also in charge of the Mechanic Division and the Storm Water Utility. We asked for this request originally in the 2004 budget. The Mayor okayed it. Somewhere along the line it was kicked out, and through some other discussions, we came up with a legislative request to ask to replace the tire balancer that is now 23 years old. The mechanics are having to try to, three or four times to balance a tire. So they're wasting a lot of time, and plus they're not even sure if it's 100% accurate once they do get it finished.

Mr. Clemens: Are there any questions for Mr. Ward on this subject? Mr. Stake.

Mr. Stake: Thank you, Mr. Clemens. Mr. Ward, what would it cost if we sent tires out to be balanced? Do you have any idea of like in a year what we'd spend sending them out versus buying the balancer?

Mr. Ward: I called 6 different places last week. The cheapest is Mueller Tire on 256, which would charge \$6.99 per tire. And the highest price was \$10.25. I pulled off the Fleet Management software, over the last 5 years, just for the police department alone, not counting the other departments, the last 5 years from '99 through 2003, we replaced 257 tires, and we had taken those out to a vendor it would have been 91 separate trips. I calculated the average pay between the mechanic and the assistant, assuming that they would share equally in the number of trips and I kind of figured how long it would take to load up the tires, take them down, wait for them to write up an invoice, if they are busy with another customer there would be some wait time, and the return trip, and then the trip to go back and pick them up and bring them back to the shop. I figured about 100 minutes per trip. At that rate, in 5 years we would spend \$4,469 in the labor and the cost of the balancing. Then I tried to be a little more conservative and cut that down to a 50 minute round trip, and still in 5 years we would spend \$3,132. So in the long run, it would be much cheaper.

Mr. Stake: Better off buying our own balancer.

Mr. Ward: By doing it. It would pay for itself the first 5 years.

Mr. Stake: Okay. I appreciate you getting that information. Thank you.

Mr. Ward: You're welcome.

Mr. Clemens: Mr. Hills.

Mr. Hills: Mr. Clemens, and Larry, the statement was made a minute ago about how it got kicked out, and all I want to do is try to clarify, as Acting Mayor now, this came down because it was an addition to the budget as approved by this Council on 10-31-03. I think possibly, and the Administration correct me if I'm wrong, this may not have been included in the 10-31-03 submittal. And so it wasn't kicked out by anybody. I know the Administration didn't kick it out and I know that Council didn't. Nobody's kicked anything out yet. But I just wanted to clarify for the record that the reason it's here as a request I believe, is because Council did pass the initial submittal of 10-31-03 budget. Any and all changes since that time are now in some sort of request from Administration to Council to be considered, if that helps clarify the situation. And I think that Sharon Reichard can add to that if need be.

Mr. Stake: Mr. Clemens.

Mr. Clemens: Mr. Stake.

Mr. Stake: I guess I'd ask whoever might know, is this in the other budget proposal that we received this week?

Mr. Ward: I haven't seen it but as far as I know it wasn't put in the 2004 budget.

Mr. Stake: Mrs. Reichard, is it in the revised budget that we have here?

Mrs. Reichard: The 4,200? It was. And it was a matter of, I think we had the discussion, do you need it now or can you wait until like April or May? We need it now. So we pulled it out of the budget, and this is a reflection of that.

Mr. Hills: Who is we? (Inaudible).

Mrs. Reichard: I did.

Mr. Hills: Thank you. There you go. She did clarify it. I know I don't think Council kicked it out.

Mr. Ward: Well, I don't know who did but in the budget that I originally proposed last fall, I had requested it then.

Mr. Hills: But the one that was submitted to Council, I don't believe it was there.

Mr. Clemens: Are there any other questions for Mr. Ward? Mr. Gilbert.

Mr. Gilbert: Larry, if we need it now, I think it would make sense considering the role that this says, to move it forward as an emergency.

Mr. Ward: I would appreciate it and I'm sure the mechanics would. It's an aggravating piece of equipment and wastes a lot of time.

Mr. Gilbert: If there's no objection from the Chairman.

Mr. Clemens: I have no objections. It's up to the committee. I have no objections. If not, I'd like to make a motion that we do move this on as an emergency to Council and send this to the Finance Committee for appropriation of \$4,000. Second by Mr. Gilbert. All in favor, say aye. (All voted "Aye"). Opposed? (No response). Thank you.

Mr. Ward: Thank you.

Mr. Clemens: The next item on the agenda, Ordinance authorizing Mayor to enter into contract for Mobile Reporting System with supporting software (COPS MORE '02 Grant) for the Reynoldsburg Police Department. Chief, or is there anybody here that's representing this? I was told that this was to be on hold. Am I correct? For a week or so? There were questions that were going to be answered and hadn't been answered. Do you know anything about that? Or does somebody know anything? Oh, Bart. I'm sorry. I didn't see you sitting there. Maybe we can get this cleared up. Are there questions that still need to be answered?

Mr. Anthony: We submitted 5 questions to Emergitech. They called us today and they were working on them. They didn't have the information today.

Mr. Clemens: Alright. Then why don't we put this on hold for two weeks. Can you have them in two weeks so we can get this moving again? And I think there's questions that Mr. Baxter wanted answered and so forth. So we'll just hold this for two weeks.

Mr. Anthony: A couple of the questions were Mr. Baxter's.

Mr. Clemens: Okay. Mrs. Reichard.

Mrs. Reichard: Is there an issue here for a bid?

Mr. Anthony: I don't know.

Mrs. Reichard: I mean, we've got a bid pending. Can we just keep holding this? We're going to loose it, aren't we?

Mr. Clemens: I don't know. Somebody else will have to...

Mr. Baxter: I believe the bid won't be in jeopardy until June. Is that right?

Mrs. Reichard: I've never known of a bid being that long.

Chief Miller: Grant. The Grant would be in jeopardy.

Mr. Clemens: Do you know when the bid will be in _____, Chief?

Mrs. Reichard: Bids are usually good for 30 days.

Mr. Hills: Are the questions that have been raised not to the potential bid awardee?

Chief Miller: This is news to me, Mr. Hills.

Mr. Hills: I saw a list of questions, but are they not to the ones that may be the successful bidder?

Mr. Baxter: Yes. And they're directly related to the bid.

Mr. Hills: I would think it would be in their best interest to answer the questions then.

Mr. Anthony: They haven't, they're going to answer the questions. That wasn't...

Mr. Hills: I think Mrs. Reichard would like to move it forward.

Mrs. Reichard: Yeah. Could we move it forward? And we'll have the answers by next Monday night and we could have the folks from Emergitech here, but we really do need to move on with this if at all possible.

Mr. Clemens: Okay.

Mr. Baxter: I don't see a problem with that.

Mr. Clemens: No. I don't have any problem with it.

Mr. Baxter: They can always answer the questions next week to Council.

Mr. Clemens: That's fine. That's no problem. Are there any other questions? Let's get the questions answered. The questions that we need answered, that's all for Monday night. If not, then I'll make a motion we move this on for the third reading for adoption. Do I have a second? Second by Mr. Baxter. All in favor, say aye. (All voted "Aye"). I'm sorry, Eric.

Mr. Gilbert: Did we need any type of language? It's the time frame, the third reading will take care of it?

Chief Miller: (Inaudible).

Mr. Gilbert: Did it need emergency language or rule suspension? What's the cut off date with the Grant?

Chief Miller: We had requested that, at the point that you are prepared to pass the legislation, that you put an emergency on it so that we could get going immediately on the project. Otherwise we'll have to wait an additional 30 days and it just...

Mr. Clemens: And we can do that.

Chief Miller: It just goes on and on.

Mr. Clemens: We can do it Monday night if we have the answers. If we don't have the answers, we're not going to do it any way.

Mrs. Reichard: I'm not clear on what the questions are, Mr. Clemens.

Mr. Clemens: I'm sorry. I don't either. But I know there are questions involved. I don't know.

Chief Miller: I just wish that we would have been involved in that. So we'll find out what the questions are and see if we can't get those answered.

Mr. Gilbert: Do we need to attach the language to the recommendation coming out of committee, Mrs. Frazier?

Mr. Clemens: Not really. Because if we don't approve it then there's no sense having an emergency. We can add the emergency Monday night, can't we?

Mrs. Frazier: Yes. It needs to go to Finance for funding though.

Mr. Clemens: Right.

Mr. Gilbert: This evening?

Mr. Clemens: Then we'll send you to Finance. We can add it.

Mr. Gilbert: We're messing with a Grant here. You're on thin ice.

Mr. Clemens: What are we messing with? You can add it Monday night when you get ready to pass it. You can pass it as an emergency. The Grant's not due until July. This is the bid.

The next item, Authorizing engineering services for the Main and Graham intersection improvements and the appropriation of funds thereof.

Mrs. Reichard: I spoke with Mr. Underwood to see if it was alright if we move this forward now. We're trying to do this project in tandem with a quick take. It can go forward and, Mr.

Underwood has something to say.

Mr. Underwood: Yeah. I've talked to Mr. Parkinson and just asked him to hold it until I give him the go ahead. We don't have the appraisals back yet. After the appraisals come back, send a letter to the land owners with the information, copy appraisals, give them a week, 10 days, maybe two weeks to respond. As long as they don't get out ahead of us, I've got the drafts of the two complaints for the quick take on the property done. So it can be passed and authorized. Before we pull the trigger I just want to give them the word.

Mrs. Reichard: It wouldn't be effective for 30 days any way because there's no emergency on this. So if we pass it next week it would probably be during the time (inaudible).

Mr. Clemens: Yeah. It would take 30 days any way. Are there any questions for Mrs. Reichard or Mr. Parkinson on this subject? (No response). I know this is something that we feel is a necessity and we want to get moving. So I'll make a motion that we send this to Council for its third reading for adoption. Do I have a second? Second by Mr. Beougher. And I think this does have to go to the Finance Committee. All in favor, say aye. (All voted "Aye").

Mrs. Frazier: No. It's already been there.

Mr. Clemens: Okay. Opposed? (No response). Mr. Hills.

Mr. Hills: Mr. Clemens, before you adjourn, I'm not used to being on this side of the table, and I may have missed it. Item 10, the Mobile Reporting System, was that referred to Finance tonight?

Mr. Clemens: Yes.

Mr. Hills: Okay. Thank you.

Mr. Clemens: I'll call the meeting of the Safety Committee over at 9:03.

Safety Committee
- -Nancy C. Frazier, Clerk of Council
(Transcribed - Susie Smith)
February 17, 2004
SERVICE COMMITTEE MEETING MINUTES
February 17, 2004

Members of Service Committee present: Eric Gilbert, Lane J. Beougher, Ron Stake, Preston Stearns, Brett Baxter, Mel Clemens, Antoinette Newman.
William L. Hills was present as Acting Mayor.

Mr. Gilbert: I'll call the Service Committee meeting to order at 9:03 p.m. The first item is the approval of the minutes of the February 2, 2004 Service Committee 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. I do have one addition to the agenda. I'll make that item 3a, which would be the new deeds of easement for the Pleasant View Sewer Project at the request of Mrs. Reichard. I also have an announcement in regards to the Pleasant View Project. There is a Public Hearing scheduled for February 23, next Monday, correct me if I'm wrong Mrs. Frazier, but that's here in City Council Chambers at 7:00 p.m. This hearing is to let everyone be aware of the status of the bids, percentages, and to note that even with the recent changes with the project, that the residents amounts will not change based on the sewer policy that, or the comprehensive sewer policy that we have in place. So, I just wanted to make that public announcement in case it did not make The Dispatch this afternoon.

Item number 3a, Deeds of easement for the Pleasant View Sanitary Sewer Project. Mrs. Reichard.

Mrs. Reichard: Thank you, Mr. Gilbert. These are the two deeds that we've been waiting on. I

think most of you know that there was a hold up with one because of one of the property owners. It was in estate. We now have secured the easement, the signed easement, from the new property owner and they are being recorded. So this is to accept them.

Mr. Gilbert: Very well. Any questions or comments from members of Service? And I believe Mrs. Reichard, we're saving some money with this.

Mrs. Reichard: Yes, sir. We will be back to unappropriate some funds that have been set aside for this part of the project that will no longer be necessary.

Mr. Gilbert: Very well. Is there a time issue on this?

Mrs. Reichard: On the deeds of easement?

Mr. Gilbert: Oh, you did mark for emergency language. Very well.

Mrs. Reichard: No. Because we can do it concurrently with having them filed downtown.

Mr. Gilbert: So you just want this as a first reading? I think it's marked as an emergency.

Mrs. Reichard: Yes.

Mr. Gilbert: We're on a time frame crunch with the contractor. Correct, Mr. Parkinson?

Mr. Parkinson: Thank you. Yes. We would like to have these passed so we can _____. I know we're getting a little ahead of the game, but if you do pass the contract we'd like to have the easements in place.

Mr. Gilbert: And this is for the health, safety, and welfare of our residents. Correct?

Mr. Parkinson: (Inaudible).

Mr. Gilbert: Great. I'll make a motion that we forward this to Council with recommendation for adoption as an emergency. Do I have a second? Mr. Beougher with the second. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Item number 4 is a discussion for the Rezoning of 340 S. Waggoner Road from R-3 and R-I to S-1, Reynoldsburg City School District. Mr. Gregory Baker. Is Mr. Baker here? Good evening, Mr. Baker.

Mr. Hartman: Actually, my name is Phil Hartman and I am with Greg's office.

Mr. Gilbert: Oh, I'm sorry.

Mr. Hartman: That's okay. We should have called and had that changed. Greg's an attorney in my office that's been working on this with me. Just by way of introduction, Council members, Acting President, and Clerk, again, my name is Phil Hartman. I'm representing the school district in this matter, and I'm from the law firm of Schottenstein, Zox & Dunn at 250 West Street, Columbus, Ohio 43215. As many of you are aware, the school purchased 70 +/- acres at 340 Waggoner Road last year. A good deal, the reason why that was able to be purchased was the result of the passing of a levy and we're very grateful for that for the city's support. Because the school is in need of new classrooms and additional school buildings to help continue caring for the children, and also for the growing district to continue keeping up with the growth. As anticipated at this Waggoner Road site, that in the fall of 2005 that there will be a 5th and 6th grade building established and open and that will house approximately 565 students the first year, and then an additional hundred after that. Thereafter, the site's large enough and it's anticipated that by 2008 there will also be an additional building that will house 7th and 8th graders with approximately 758 students. The project was, or the property as outlined by Chairman Gilbert is currently zoned two different categories. The front portion is R-3 Single-Family and the remainder of the rear of the property, which is a majority of the acreage is currently zoned Restricted Industry. Initially when we were going through our due diligence to purchase this property on behalf of the school, we sat down with the city and discussed the zoning issues on the property. At that time, I believe it was shown that the school could operate in both of those districts but the city would prefer that the school go through a rezoning process to clear up having two zoning categories on one property. In an effort to accommodate that, we're here tonight. We're beginning the process. We submitted to you an application with the documentation I believe that was requested by the city. And with that said, I also have here Mike Whaley who is the architect on the project and he'll be able to hopefully answer some of your technical questions and I can field the questions too if you have any. Thanks.

Mr. Gilbert: Thank you, Mr. Hartman. One quick question. Who from the city requested that you change the zoning?

Mr. Hartman: Boy, it was a long time ago. I'm trying to remember. I know Barbara TenHoeve was at the meeting but I can't remember who else was there.

Mr. Underwood: I was there. Barbara TenHoeve and I were both there.

Mr. Gilbert: Okay. Very well. And I appreciate the presentation. I would just note that in our packets, the schools had provided under our Code 1151, all of the impact study information that is requested and the site plans, and I hope the members have had some time to go over it this evening. And we do have the architect here. In regards to any architectural issues, are there any questions for the representative that's here this evening from members of Service? Mr. Beougher. Go ahead.

Mr. Beougher: Hi Mike. How are you?

Mr. Whaley: Fine.

Mr. Beougher: We had a conversation on the phone, I think it was last Friday.

Mr. Whaley: Correct.

Mr. Beougher: And one of my concerns is the nature of Waggoner Road. And you've submitted a traffic study that indicates that turn lanes and stacking lanes are warranted for both directions. How do we make that happen? Who's going to build that? Where are we at?

Mr. Whaley: You probably can respond to that question better than I can.

Mr. Hartman: Mike brought this to my attention and we have talked with, or are in the process of meeting with, what's his name from your office?

Mr. Whaley: Mr. Bigsby, traffic engineer.

Mr. Hartman: Mr. Bigsby and representatives of the county, and we're trying to set up a meeting with representatives of the county, representatives of the school, and also the city. Most of the land, or most of this roadway is county road and not within the city. So, we need county involvement. But we are in the process of trying to set up a meeting as soon as possible to address that concern.

Mr. Beougher: And I also express some concern about the location of the access point being in the bottom of that valley, and I don't know how we're going to do that, and I don't know if the county engineer's going to want some of the mounding on the roadway to the south decreased like they did at Rodebaugh and Waggoner, or whether there's any way to make that safer. And whether there's, you know, we put a school zone in at 20 miles an hour, is that enough to prevent people from running into a bus or running over children? And I don't mean to be flip about that, it's a serious concern of mine since my son is one of those children that will be attending that school (Tape Change)

Mr. Hartman: That can be incorporated to reduce the hazard there. At this particular time, we don't have all of those answers. Unfortunately, the frontage of that property is along a low spot in Waggoner Road so we're rather limited.

Mr. Beougher: And I also asked you whether there's a possibility of having a pedestrian access point that would go directly south of the school and hit Rodebaugh at some point, maybe where the access point to the park along the power lines is currently. And you said that there was some interest in having an emergency vehicle access there as well.

Mr. Hartman: Yes. And I believe that the attorney's are exploring the option of trying to get

through and working with the developer of that area.

Mr. Whaley: Yeah. We currently have a meeting scheduled and we tried to do it before this meeting with M/I tomorrow morning. Unfortunately, we were unable to do that last week with the events of Irving Schottenstein's death. There were a lot of other things going on in M/I that they couldn't sit down and do it. But we do have it scheduled tomorrow morning over at the school district.

Mr. Beougher: Okay.

Mr. Gilbert: Do you anticipate having some of these answers prior to the end of the process that we have here?

Mr. Hartman: Yes sir, we do.

Mr. Gilbert: Okay. Great. Any other questions from other members of Council? Mr. Baxter.

Mr. Baxter: Thank you. One of the major issues I have in that area being that I also live off Waggoner Road is that the access for pedestrians along that road is nothing. There's no sidewalks. There's not even a brim for someone to walk on the side of that. So I would have a major concern there that that at least be addressed in some manner, or at least discussed as part of this.

Mr. Hartman: In relation to students accessing the school perhaps by walking?

Mr. Baxter: Correct. I think that goes to the point that he was suggesting as how access was, you know, if there isn't going to be a way to resolve that issue, that that would be one of my major concerns.

Mr. Hartman: The distance from Waggoner Road back to the school building is quite a distance. And I don't believe that the school district would want children walking from Waggoner Road back to the building even if there were sidewalks along Waggoner.

Mr. Baxter: I appreciate that, but as I see today, if you ever see by Taylor Road, it's not the normal hours you see children walking around and riding bikes and things. It's usually an after school event. So I need to be considering the kids, not just during the school hours, but after school hours. And that would be my concern. They're going to want to play on the ball diamonds. They're going to want to play on the play sets. They're going to be out there. And then I don't want them on Waggoner Road as it is today.

Mr. Gilbert: Well I would imagine those are some of the issues you'd address with the county engineer as far as pedestrian, foot traffic access. Correct?

Mr. Hartman: Yes. Those can be addressed with them.

Mr. Whaley: And I would just add, that is another issue that we'll be discussing with M/I, to have some type of pedestrian path. Because if I'm correct, I think 85% of the students will be coming from the south. Is that correct? To this site, I believe. So most of them will be coming from that area down there. Hopefully that would be some type of way to get there other than through Waggoner Road.

Mr. Baxter: Okay. Thank you.

Mr. Whaley: It would definitely be a more direct access.

Mr. Gilbert: Okay. Mr. Parkinson, have you had a chance to review the traffic study at this point?

Mr. Parkinson: (Inaudible).

Mr. Gilbert: You have not? Okay. Then maybe if you could just review that for us for the next meeting. Are there any other questions from members of Council? Mr. Beougher, did you have one more?

Mr. Beougher: Yeah. I do. You know, just sitting here thinking, is there a way to maybe negotiate with M/I, the possibility of making the primary access point through the development to the south. I mean, I know Ambrose Bend dead ends I think right at the power line easement. And does that align with any of your roadways or is that completely, and it's hard to see where it is in relation to your plans because it doesn't appear.

Mr. Hartman: I think it's possible that something could be worked out there. I don't know what limitations there might be with the 100 foot easement that AEP has there between the M/I property and the school.

Mr. Beougher: I realize that suggesting this, my neighbors are going to tar and feather me by having buses run through every morning. But you know, my concern is the safety of that access point and if it means a little noise, so be it.

Mr. Gilbert: Thank you, Mr. Beougher. _____ take some of those questions under advisement. My intention is to move this forward. I know you're on a time frame for I believe, May. We normally have three readings and traffic issues are items that are discussed when zoning is under consideration and I would certainly hope to understand that the city wants to cooperate and work with the schools and participate in ways that are within our authority and jurisdiction. And I appreciate you coming in this evening and providing us with this information to review. Thanks for your time.

Mr. Harman: Thank you.

Mr. Gilbert: Are there any other questions or comments from members of Service? (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? Mr. Stake with the second.

Mrs. Frazier: Mr. Gilbert. That has to be regular agenda.

Mr. Gilbert: Does it?

Mr. Beougher: Yeah. Because we need to set the Public Hearing. Correct.

Mrs. Frazier: That's correct.

Mr. Gilbert: Thanks for the reminder. I'll make a motion we just forward this to Council for its first reading. Second, Mr. Stake. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Item number 5 is from the Safety/Service Director. This is to amend Section 160.02(g)(4)(a) to add a Pollution Control Technician in the Storm Water Utility Division and to appropriate the funds. Mr. Ward. Thanks for staying so long this evening.

Mr. Ward: No problem. We'll be here for a while.

Mr. Gilbert: Mr. Hills has been Acting Mayor for two weeks and we have an enormous legislation. Go ahead, Mr. Ward.

Mr. Ward: Perhaps to give a little bit of background to the newer Council members, we started our Storm Water Utility back in 1996. We were way ahead of a lot of the other communities in this area as far as establishing the utility and the funding for that department. For the past eight years we've had two men in the department and they've worked very hard as far as maintenance and maintaining all the storm sewers and the inlets, detention ponds, and meeting with residents to discuss issues with them. And last year, under the Phase 2 rules of the EPA for the NPDES Permits, we were issued our permit. This year I believe Council is already working on part of the Soil and Erosion Control ordinance. And hopefully within the next few weeks we'll be coming in with also an illicit discharge ordinance which is also required from the EPA. There needs to be an additional person that will be going out under the requirements at least once a week must inspect every construction site of one acre or more. Also within 24 hours of any half inch rain fall those sites also have to be inspected. In addition, under the Soil and Erosion Control ordinance, this person will also be inspecting all the control sites, or construction sites to check the straw bales, the fencing, and any other situations that may lead to pollution of the streams or sediment out into the streets. So this person in this department is going to be very busy. We have on the EPA's web site, or the state's web site, they have a check list which is four pages and it really doesn't give you much room to write what you have to correct on that site. So I took it and modified it a little bit. So this person's going to have a 7 page inspection sheet and 40 some items that they have to inspect at all these sites. So it's going to be a very time consuming job and a very important one and we just cannot do it with the two men that we have now and continue to do the maintenance on the storm sewer system that we have the last few years. So with the requirements that we have and in order to comply with the permit, we just need an extra person to get this work done.

Mr. Gilbert: The mandate is from the federal government is pretty extensive on this. I mean, it's

literally going to change the way your department has operated.

Mr. Ward: It's going to effect the way we all live. Pretty much, this is all the clean water act that goes back to 1970 and has been modified. The larger cities such as Columbus and Cleveland, any city over 100,000 population started this program what they determined called Phase 1 started in '90 and '91. And now Phase 2 cities which are any urban areas surrounding those cities now had to comply as of March 2003.

Mr. Gilbert: And you're looking at this funding driving from our Storm Water Utility Fund?

Mr. Ward: Yes, sir.

Mr. Gilbert: So we do have a funding mechanism in place, and this would not be taken out of the General Fund. Correct?

Mr. Ward: That's correct.

Mr. Gilbert: Okay. Now, you didn't have a chart in this Larry, but I just want to, this was a pay grade 10? Is that correct?

Mr. Ward: Yes, sir. That's the same as the other, well one man in the department is a 10 and that's the same pay grade as all the other Maintenance Specialists at the Street Department. I just changed the name of the description, or the name of the position, and it has a different job description than the other man because the job duties will be quite a bit different.

Mr. Gilbert: Right. Now that range, as it presently stands is \$29,342 to \$43,381, and we have a \$35,000 amount in the wage category. That's mid range?

Mr. Ward: That's mid range. Again, as Stephen Moore said earlier, that's the worst case scenario if we hire someone in at mid range, that is the most that would cost for that department.

Mr. Gilbert: It just seems worst case scenario, but we always end up with first case option I guess when we do that.

Mr. Clemens: I have the same question he has. What's the worst case scenario? I don't know what you're talking about.

Mr. Ward: Well, if we find the proper candidate, and this is one position I've been questioned about it a couple of times, we need to really be careful of the person that we hire to put in. The qualifications really need to be strict. We need someone that can be computer literate, someone that can go out and talk with the public, and with construction people, and follow through on things, and be self motivated. Like I said, it's going to be a very busy position. The record keeping is very important. Everything that this person does will have to be documented. It will be part of our annual report every year to the EPA. So it's a very important position and to get someone well qualified that we can have the confidence in that can be trained and learn what has to

be done and go out and do it, I feel like it requires a little bit of money to get someone well qualified.

Mr. Gilbert: So the starting salary...

Mr. Ward: It wouldn't have to be at the 35,000, but...

Mr. Gilbert: No. What I'm saying is based on...

Mr. Ward: But if we find someone...

Mr. Gilbert: And I'm not directing this at you, Larry. But, you're suggesting, the suggestion here is that the starting salary classification 10 is not appropriate for the responsibilities that are going to be up to this person to carry out. The 29,342, your feeling is that that is not going to be competitive with what you've seen in other communities, or I just want to be able to...

Mr. Ward: Well, it's kind of hard to judge what other communities are doing. We have been far ahead of some other communities. It's hard to find a lot of this information on the internet. I've been looking. I even looked today trying to get additional information. But I sent a couple of e-mails trying to gain more information about their programs and what they're doing.

Mr. Gilbert: And the only reason I mentioned that, and that doesn't go to your proposal by any means, but Council was brought under the understanding when we passed Clemens/Nelson, and correct me if I'm wrong Acting Mayor Hills, that these minimums were going to be adhered to to create more of a consistency and a fairness level to the other employees as well as to alleviate some of our budget problems. I guess I'm just a little concerned with this mid range application that I'm seeing with each position. And Mr. Clemens, you had your hand up. Go ahead.

Mr. Clemens: You said what I was going to say. I just thoroughly agree. The only thing I want to bring up, I agree with the position you need because I know the situation when we started this and we knew what we were getting into. But by, this really is a \$50,972 job. I mean, it's \$50,972. I mean, that's what the position is because of the benefits. And I think that's what you have to take into consideration really. Part of it, when you hire people and you put them in a certain position within that grade, when they walk in here they may be walking in at 29,000 and when they find out what all their benefits are, that's where we've had the advantage over everybody else. When they see the benefits that we pay, it means an awful lot. Because it is a \$50,972 position. I would hope, and I agree with you, I have problems with these other guys that's worked that way up to get to where they're at.

Mr. Ward: The problem I have with Mel, is every since the steps were taken away and we went to this new program, 90% or more of the people hired has hired in at the mid range except at the Street Department. And I would like to know why.

Mr. Clemens: That's what we're speaking about tonight.

Mr. Ward: And every time I come down here or we need something, you know, we're at the bottom of the list and it gets a little tiring and aggravating.

Mr. Clemens: Well, I understand.

Mr. Ward: When you work your butt off every day.

Mr. Clemens: I understand. That's why we brought it up tonight. That's why we don't like to see it happening.

Mr. Ward: Well you're bringing it up again that you want to hire somebody at the minimum.

Mr. Clemens: I'm not saying the minimum. We're questioning why everything comes in this way. Not only yours, we question the other ones that came in this evening. But I understand.

Mr. Ward: But it's my department. The men in my department are the ones that's punished.

Mr. Gilbert: I don't think it's, I agree with the position, Larry. And I can point out an example to you where when Mr. Stokes retires, or whoever the individual is that replaces that person, when they come in because of the classifications that would refuse to be addressed. A person that has been here considerably longer will be either at the same pay or maybe a little bit less. And these are the things, I've been here since '97 and I think we've had three studies, two of which have about an inch of dust on them right up there on that second floor, and one study now, that it seems whatever the intent was, seems to be ignored every step of the process, whether it's the minimums or classifications. And each year that we deal with this, every September through December, we're told we have the fix, here's the solution. And you know what? Right away in January or February, the next year we've got the same problems we've had the year before. My head's spinning. I can't figure it out. We raise these questions because we're looking for some consistency. I think you know me as a representative at this table is not looking to punish any one from the Street Department.

Mr. Ward: I know that.

Mr. Gilbert: Okay?

Mr. Ward: Yes, sir.

Mr. Gilbert: I understand the hard work you've put into this position, writing this up, and the department itself. Because Reynoldsburg is on the cutting edge of this phase being implemented to the smaller communities. I'd say we're a year and a half, two years ahead of the curve from what other communities are facing and I commend you on that. But there is a trend emerging here with that contradicts what this Council was told Clemens/Nelson was supposed to accomplish. I'm sorry you're in the middle of it. Okay? But we bring this, that's a separate issue and we can deal with that in Finance. But your point is well taken and we're hearing you. Okay? Now, on this position 4, the Pollution Control Technician, are there any comments or questions? Mr.

Stearns, did you have...

Mr. Stearns: No.

Mrs. Newman: I have a question.

Mr. Gilbert: Yes.

Mrs. Newman: Would this employee have to be provided with a vehicle?

Mr. Ward: Yes. I intend to put it in the 2005 budget. Between now and then, we'll have to make do with what we have. It'd be nice to get it this year, but.

Mr. Gilbert: Any other questions from members of Council? (No response). Mrs. Reichard.

Mrs. Reichard: Thank you. I would again, just like to point out that this is not, we're not requesting an appropriation here. I think that's, it's just for the position. And if I, just a comment concerning at what level people are hired in, in my short experience here has been, it's been based on qualifications that there perhaps have been some that have been very close to the bottom and others who have been closer to mid range. But I want to assure you, that any position that falls within my departments, we look at that very, very carefully. And not everyone is going to be even recommended to be hired at mid range. We are looking at that carefully. Because I do realize the impact it has on the budget. So these ranges were put in there to give you an example of what it would cost the city. Because that's fair. That's what you need to know. In the event that we would have, we would be fortunate enough that we could find someone who perhaps had done this in another community, certainly had the job down pat, there would be very little training, they could just walk in and be the expert, would we want to, and we had to get them and the only way we could get them was to take them to mid range, then that's a different story. But we don't see that real often. We don't see that real often. But I wanted to assure all of you that all of that, anything that passes by me gets a very critical look at what level they come in.

Mr. Gilbert: Thank you, Mrs. Reichard. This is included in the new budget figures. Correct? It's for 2004? Ultimately it would be in those figures?

Mr. Ward: I haven't seen that. I don't know.

Mr. Gilbert: Okay. So it's not requiring an appropriation at this time. Therefore, I can just move it forward for a first reading. I think we're under a time crunch here with this. It's for consideration throughout the next six weeks. Correct?

Mr. Ward: Right.

Mr. Gilbert: Okay. I'll make a motion that we forward this to Council for its first reading. Do I have a second? Second by Mr. Clemens. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response). Motion passes. Thank you, Mr. Ward.

Item number 6 is the discussion to Amend 160.02(g)(4) Street Division and Storm Water Utility Division to add a full time secretary and appropriation of funds. Position to be shared by divisions. Mr. Ward.

Mr. Ward: I became superintendent 9 years ago and for 9 years have done all the paper work for all three divisions. All three divisions are funded separately so there are three sets of books, three annual reports, three budgets to prepare, three separate data bases to keep of track of the work orders and everything else. Now with the Storm Water NPDES, and with the amount of record keeping that has to be required, I just can't continue to keep doing it all myself. I've really got to have the help, to have someone in there to help me run that office.

Mr. Gilbert: And this individual would help with the administrative assistance for the Street Department and the Storm Water Division?

Mr. Ward: Street Department and Storm and probably even a little bit for the mechanics. We have a Fleet Management software program plus all of his filing and record keeping on all the vehicles. So it would be someone that I could keep, I could keep them very busy very easily.

Mr. Gilbert: Any you envisioned this as a full time position right off the, from the get go?

Mr. Ward: Yes, sir. I just, you've seen from the discussions tonight, you hire someone at three quarter time and it's hard to get them up to full time. And I just really need help in there. Somebody to help me out in that office and help to keep track of things. The last two or three years I have gone to very few seminars or training because I just don't want to take the time away from the office. This morning, from 8 until 11:30 I was in meetings, and get back to the office and the phone calls are there, the paper work keeps coming in, problems to take care of. It just keeps on and on and it's just gotten continually worse over the last 8 or 9 years.

Mr. Gilbert: You don't envision the NPDES administrative responsibilities over the next, I guess just from reading here, assuming they'll be minimal over the next 6 to 8 months, this would be probably a work load that will gradually increase as we implement our programs?

Mr. Ward: Yes, it will. And over the first 5 year permit cycle, which we are just now finishing, next month we'll finish the first year, the permit phases are in 5 years per phase. So we have 5 years to get the program up and continually running. But there's things that we have to do each year meeting that goal of the 5 year term. The amount of time investigating or researching, setting up meetings, trying to learn how to pull all of this together...

Mr. Gilbert: What goes, let me just go into that a little bit so the members are going to be aware of what impact it's going to have on the department. What goes in with the, what would be the administrative responsibilities? Would it be record keeping, administrative, for this particular individual? And let's just stick to the Storm Water responsibilities. Give us an example of what you did this last year for that and how that will increase over the next year.

Mr. Ward: About mid way through the year we started having meetings with Kim Keefer who is an engineer with EMH&T in their storm water division. We had monthly meetings with her and some of the other staff in the city from the Building Department, Planning and Zoning, Parks and Recreation, the Building Department, Water Department. This program effects every department eventually. Even in the Planning Department there is one control measure which is post construction control of water run off. So we need to be working, the Development Department and Planning and Zoning needs to be working with builders and developers. EPA's idea is that whatever, if you have a 5 acre lot, whatever amount of water is running off of there now, they do not want any more than that after construction.

Mr. Gilbert: So it would be coordinating with other city departments?

Mr. Ward: Other departments. And then one area is city maintenance and training of city employees. So we have to set up a training program for our own employees. Inspect each of our sites. At the Street Department, at the Parks and Recreation Department, and the Water Department to make sure that we're not doing anything to pollute.

Mr. Gilbert: What about maintaining public information programs? My understanding is that significant about public education. Are these responsibilities, I know you are general as far as, you just said NPDES Storm Water Management Program. Public education program is part of the program. Correct?

Mr. Ward: We would probably be here all night if I tried to explain it all to you. But yes...

Mr. Gilbert: Sorry to interrupt, but is that a responsibility that EMH&T has directed that you, that the department would be responsible for or will they be handling that?

Mr. Ward: They're handling a lot of the technical issues. Helping us with our GIS. We'll be mapping this year our detention basins and showing all the out falls where the storm sewers dump out into the creeks. That's a part of the EPA's recommendations, or requirements, that we have to know where all those out falls are. If a tanker truck is coming down Main Street and has an accident and we have a spill, we need to know where that pollution is going, where it comes out into the creek. And when we notify the spill response, hazardous waste materials from the fire department of the EPA, they can go to the creek and know exactly where that pollution is coming from, or where it will be coming out into the creek at. So it'll save a lot of time.

Mr. Gilbert: Members of Service, questions?

Mr. Clemens: Let's get back to the secretary. You have had part time secretary's out there. You have had part times in the past.

Mr. Ward: I had one for about three months.

Mr. Clemens: That's correct. You have. Council did authorize that. I would have no, we're looking at \$45,000 to start off a secretary basically for a job that's being created that we're just

getting into, and we don't know how much work is going to be there. And I know it's work that's going to be built up over a time. I have no problem starting with a part time, see how it worked out, and if it works into a full time, fine. But I think it's something that's going to take time to see just exactly how much work there is. We are hiring this other full time person, or we probably will be, to take over some of the load, and some of your load. I just hate to put on full time positions until we know basically what the work load's going to be. I would have no problem with going with part time or three quarter time just to get started. That way we can always adjust it and we're not tied into anything like we would be with a full time position. That's just my opinion.

Mr. Gilbert: Okay. Those responsibilities that I asked you to outline, they were for the secretary, correct?

Mr. Clemens: I hope not.

Mr. Ward: No.

Mr. Gilbert: Not the last items from EMH&T. Prior to that. You mentioned clerical items.

Mr. Ward: Well, they'll be a lot of record...

Mr. Gilbert: I was asking you to, just in one specific instance, just to define some of the Storm Water responsibilities that the secretary would have. Now if I didn't make myself clear, then...

Mr. Ward: I'm sorry. Any complaints we get about Storm Water or pollution, we need to set up. Right now we have a crude system. We need to set up a better data base and record keeping, trying to keep more accurate records of the resident, the address, phone number, which currently we don't do that very well. That's all part of the requirements from the EPA, that we must track all these and the resolution that we had. If someone calls and says, hey, Joe down the street's polluting the creek, then we just have to track the entire process from the time we go out, inspect what we found, if there is a problem, if we found someone polluting, what the penalty is, what actions were taken. The entire process. And all this is going to have to be taken _____.

Mr. Gilbert: My apologies, Mr. Clemens. That's what I was trying to _____. Because you even indicate in your memo, it's just general terms, Storm Water Management Program. We don't know what that means specifically for a secretary, and that's what I was trying to get at. And you also mentioned here that over the next, you identify it over the next 5 years the amount of work in the office will only increase.

Mr. Ward: The amount of record keeping, just for Storm Water is going to be phenomenal. The two file cabinets I have now are overflowing. As soon as I get someone, I need to get another one and try to get better organized, especially with the inspector. Those records are going to have to be kept separate and it's just going to be a lot of work and trying to keep it all organized. If you go out and see my office now, I've got stacks of papers here, and there, and everywhere, and papers hung all over the walls, and my assistant can tell you that half the time I can't find what I'm

looking for. So, I spend more time putting out fires and taking care of problems than I can organizing departments, and the programs that need to be started, and following through on things. And then also, having the time to go to seminars and training, especially with the Storm Water issues.

Mr. Gilbert: Okay. Mrs. Reichard.

Mrs. Reichard: Mr. Gilbert, one of the things that I saw as we were developing this program and working with EMH&T and taking on a good deal of the work in-house because it's less expensive, the person coming in in this secretarial position would be growing. And when I saw growing I mean, growing with the position, growing with the work, getting it organized from ground zero. It appeared as we looked at things, when we look at the Pollution Control Officer, whatever you want to call them, and the secretary, some administrative support, they would be working hand in glove as we set this program up, as we get deeper, and deeper, and deeper into it. We need, plus all of the other things that Mr. Ward has been doing out there, providing all the administrative support for himself and all the rest of his staff. I mean, there just comes a point where we need to bite the bullet and get someone in there that can get this organized. You know, I have nightmares thinking about someone, you know, this not happening, and we get a year down the road, or two years down the road, and we're, because we're so overwhelmed in the department, that we can't, you know, we can't get it all together. And some how we end up with problems and fines and all sorts of things. We need to build this as a foundation. We need to build it together. And this is the way we saw doing it.

Mr. Gilbert: Okay. Thank you, Mrs. Reichard. I don't dispute that. I guess I see some of the points that Mr. Clemens is making and I acknowledge the need in the department, and normally in this process we always try and find somewhere in the middle to meet. As, I think Mrs. Reichard and you, Larry have mentioned, this is a position that will be developed and defined as the responsibility set forth in the federal mandate or _____ to our community. Are there any questions or other comments from members of Service at this time? Mr. Clemens.

Mr. Clemens: I'd like to say one. I read a lot of the articles, a lot of the articles that's in the paper and so forth, and we seem to be really the only community that I know of right at the present time that's really going this hard after anything. I must be missing something somewhere. I know that it's mandated, but not every community is really, is not really going overboard on it. I mean, it's not something that you have to jump through the hoops to get there. I'm serious. It's not something that you have to jump through the hoops immediately to get it done.

Mr. Gilbert: Well maybe we can clarify that. Mr. Parkinson, can you fill us in on that? Give us an idea of the _____ of other communities in regards to this mandate?

Mr. Parkinson: Just off the top, I want to say that we are assisting perhaps as many as 12 or 15 other communities in exactly the same manner that we are assisting the City of Reynoldsburg with regards to NPDES. This is a 5 year program. It's lock step with the requirements of the general permit that was issued by Ohio EPA, and we are all in essentially the same boat. We all have a 5 year permit. We have all established a program for achieving the goals of the permit in the

program. Some are a little different. Some are more aggressive. Some are less aggressive. For instance, in Reynoldsburg we are in what's called a rapidly developing water shed into Blacklick Creek. So we were obligated to undertake, I think our erosion and control programs more quickly. We had to have them I think in place in 2 or 3 years, where other communities that were not, had 5 years. So for all intents and purposes though, we are all doing the same thing in all of these areas. We just maybe don't see what the other communities are doing.

Mr. Clemens: And I understand it's a 5 year program. That's what I said. It's not a one year program.

Mr. Gilbert: Mr. Clemens point is...

Mr. Ward: But Mel, under our permit, there's certain things we have to do each year for that, and each year there's 6 areas, and it just takes time to pull all this together, and everybody is in the same boat trying to learn about this for this illicit discharge ordinance. I looked and looked on the internet trying to find information, and finally a couple of weeks ago, the EPA finally put on there a sample ordinance. I was able to research and find 3 or 4 other cities. They recommended the City of Fort Worth, Texas. Their ordinance as a sample what to provide. And I found the City of Beverly Hills, California, and a couple of others. And they modeled their ordinances after the model that EPA has, and so we're trying to attempt to do the same thing. And then all the other areas that we have to do. We're going to end up having to print brochures and have flyers at three different cities events just like the Tomato Festival, be able to pass out information to the residents and make them aware of things that they do that cause pollution in the creeks. All this takes time, and planning, and pulling everything together. And with all the other duties I have with the other two departments, it's hard for me to spend that much time. If I don't have the time, then you need to find somebody else, put that department under someone else that has the time to do it. Because I've got just about all I can handle right now.

Mr. Gilbert: Well, I don't think anyone's disputing there's going to be a need here. We might have some more discussion to have as far as the implementation of this. Is there an objection to moving this forward as a first reading with the understand that there will be some discussion as to the level of whether it's half time, three quarter time, or full time as we move along. Mr. Baxter.

Mr. Baxter: Only one thing I looked at here is, I see secretary and I see so much more you're asking of this person. The title itself doesn't justify the job. It sounds like a lot more you want this person to do. Data entry, data base management, record keeping, tracking.

Mr. Ward: I've got two assistants and a mechanic that acts like my right hand and I need somebody that can be my left hand so that we can get this Storm Water Program under way.

Mr. Baxter: Yes. I think you're right. A discussion would be appropriate (inaudible).

Mr. Gilbert: With that understanding, Mr. Clemens, would that be...

Mr. Clemens: I have no problem.

Mr. Gilbert: Okay. And I think it's important to point out that when Mr., we wouldn't have the ability to fund these positions without Mr. Clemens' efforts back in the mid 90's to implement the Storm Water Utility Fund. Isn't that correct?

Mr. Clemens: That's correct. And also, I just want to check, and you can check this one out too, is this starting at minimum too into that position?

Mr. Gilbert: This was grade...

Mr. Ward: Pay grade 8.

Mr. Gilbert: And that was at 30 and the minimum was 26,636. With that understanding from the members, I'm going to make a motion that we move this forward for a first reading. Do I have a second? Mr. Stearns with the second. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response). Motion passes. Thank you for your time.

Mr. Ward: Thank you.

Mr. Gilbert: Item number 7, Discussion, Authorization of contract for Pleasant View Heights Sanitary Sewer Improvement. Mrs. Reichard. Or are we going to have Mr. Parkinson do this? Do rock, scissors, paper, and let me know who wins?

Mr. Parkinson: Good evening. I'll speak to the legislation and answer your questions as best I can. We have a successful contract, or successful bidder in Savco and Sons. You have the legislation request requesting some money for the construction, contingency, and engineering inspection, and administration services totaling \$620,254.85. We would like to ask for permission to undertake the project.

Mr. Gilbert: Very well. And this, we already, we have the account number where this will be appropriated from. I believe this would need to go for Finance for appropriation this evening. Mr. Parkinson, you had indicated at the last committee meeting that the contractor was willing to grant us an extension.

Mr. Parkinson: Yes. I had hoped that you would have had that by now and I apologize if you don't.

Mr. Gilbert: I do.

Mr. Parkinson: In an undated letter, they did agree to extend it 30 days past the current deadline which was February 16, so that would make it roughly March 17, I guess.

Mr. Gilbert: Therefore, that would, we would want to move this forward this evening as an emergency?

Mr. Parkinson: We would request that it be passed as an emergency.

Mr. Gilbert: Okay. And I would just point out one, if you could notify the contractor, and maybe this could be discussed at the Public Hearing next Monday, part of the sewer policy is the creation of reclamation committee of residents in any particular neighborhood effected by a project such as this that records and documents the neighborhood prior to construction, and then assists with the reclamation in the neighborhood or assist the contractor with reclamation. These meetings were held I know, when previous project, right after the implementation of the comprehensive sewer policy was mandated by the Council, and I just wanted to reserve that reminder up for this next project to see that we put things back the way we found them.

Mr. Parkinson: Thank you. We will bring it up at our next meeting with the contractor.

Mr. Gilbert: Very well. Thank you. Then, any questions or comments from members of Service at this time? (No response). This will be going to your committee, Mr. Stake. I'll make a recommendation that we forward this to Council with a recommendation for adoption as an emergency, but it will need to go to Finance first. Is there a second? Mr. Stake with the second. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Item number 8 is Ordinance to accept an application for annexation of 5.21+/- acres in Etna Township. This item did have its first reading on February 9, 2004. Are there any questions or comments in regards to this legislation at this time? (No response). None being heard, I'll make a motion that we forward this to the regular Council meeting for its second reading. 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). Motion passes.

Item number 9 is an Ordinance approving the Special Exception Use Permit for 7354 East Main Street. This item had its second reading on February 9. And this was for proposed use of land/structure, retail, motorcycle assembly, storage, and sales. I believe two of the three applicants are here this evening. Thank you for being here. If there's any questions or comments from members of Council at this time? I just have a couple of questions if Mr. Myer and Mr. McGuire, I just wanted to just follow up on some items that Mr. Stearns had mentioned. Maybe you can just define it a little better for me before we move on with this. As far as the assembly, I've got no knowledge of motorcycles or how they're put together, if you just help us out with what goes into assembly with these types of bikes. When you commented last week it seemed as if it was going to be pretty minor. A lot of pre-fabricated, or pre-ordered parts. Are we talking some heavy machinery in the process? Or just give us an idea of what...

Mr. Myer: Since we were in here last, just to update you, this last weekend, two of us went to Indianapolis Saturday and Sunday to the largest dealer show and saw these expensive, custom bikes. It's the wave now. And we've connected with 4 dealers that we're going to handle their bikes as well. The ones we assemble, because the way everything comes together, it's been called a kit. And there's not a lot of machinery or anything like that. In fact, if you are familiar with this building, the back part has been, they just put two new overhead doors on, and that will be the

part where we'll be assembling the bikes.

Mr. Gilbert: Okay. That's where you described as, that's the rear of the building.

Mr. Myer: Yes.

Mr. Gilbert: Okay. And that's not any type of machinery that goes into the assembly? That's mostly hand labor? That sort of thing?

Mr. Myer: Exactly. Yeah.

Mr. Gilbert: You'll be doing that yourselves initially?

Mr. Myer: Yep.

Mr. Gilbert: Great. And then you mentioned the gas and oil, no larger than a 5 gallon can.

Mr. Myer: Right.

Mr. Gilbert: And so, the term, I just want to clarify this, we used the term last week, "heavy assembly". We're not talking about any heavy assembly here, are we? That was what was in the minutes, and that's why I wanted to...

Mr. McGuire: No. Heavy by meaning, in terms of weight?

Mr. Gilbert: I don't know. That's what you had mentioned in the minutes and I just wanted to clarify. I didn't know if that was separate from assembly, heavy assembly? If there was no difference...

Mr. McGuire: Heavy assembly to a motorcycle, what I was meaning by that was, they come in a box completely unassembled. You would start by setting the frame on a table and just simply putting it together with wrenches.

Mr. Gilbert: Okay. And in one of the minutes you mentioned a painting on the side of the building of historical nature like an old, what, can you, I know there was, and I don't know if you went to Design Review or if that was delayed.

Mr. Myer: That was mentioned as the wall in Portsmouth and some areas that people have seen, real nice paintings on the side of the building just to dress it up. And obviously, that would be something we'd have to go to the Design Review and say, this is what we'd like to put on there. But that's possible and we'd be willing to do that to dress up the building.

Mr. Gilbert: Okay. And then, we had, you had mentioned the club. I know the acronym HOG, but in the minutes there you listed out the name, and that was currently at Centennial?

Mr. Myer: I think there was some misinterpretation.

Mr. Gilbert: When I read the minutes it's kind of confusing and that's why I was hoping maybe...

Mr. Myer: There were several misprints in the newspaper article that said we met at Civic Park, and we've never met at Civic Park.

Mr. Gilbert: Okay. This was just our minutes, and this is where it said, we talked about, you mentioned the HOG Club at Centennial out on East Broad. Is that accurate?

Mr. Myer: HOG Club means, Harley Owner Group. That's what it stands for and it's nationwide and every Harley dealer association, when you buy a Harley, you become a HOG member and they get together at different sites around Columbus or the area and have rides and cookouts and just a social activity. (Tape Change) And the members will be able to get a lot of this at a discounted price as well as a motorcycle, if they buy a motorcycle.

Mr. Gilbert: They buy a lot of these accessories, members of the club.

Mr. Myer: Right.

Mr. Gilbert: And they have organized rides?

Mr. McGuire: The HOG Club was nothing more than a scenario or a parallel to something. We belong to HOG at Centennial.

Mr. Gilbert: Okay.

Mr. McGuire: This organization that we're talking about is no more than the people who would come into our store and want to purchase _____. If they were to want to join our Saturday morning coffee club if you will, just to sit down, could then, those people could then buy apparel at a reduced cost. That's all that really was meant. That was just a parallel to using the HOG name. We are not the HOG organization. We're not a Harley Owners Group.

Mr. Gilbert: And that's what I wanted to get to next.

Mr. McGuire: It's a totally different...

Mr. Gilbert: Your concept there I think, the specialty items, novelty items display, I think that fits in well with what the historical district intends. It's the assembly part where I have, I run into problems, and where I don't, I'm having trouble making the Special Exception Use Permit fit. However, that's where, the next point you mentioned, I asked last week how many people were in the club and you mentioned just you, Mr. Myer, and the Mayor. Just you three individuals at Centennial, or you're talking about a lot more? Because what I'm trying to get at, Saturday morning, 9:30, you've got a strong club, you're running a good business, you've got some nice speciality items that people are interested in, and 15 to 20 motorcycles roll down Main Street to

come to your shop which is good for business if they're buying your items. But in this context we have to take into consideration the other patrons and residences in this particular area and that's what I'm trying to get an idea of with a club like this. You mentioned Saturday morning coffee. What are we talking about? Give me an idea of what we're talking about here as far as 15, I don't know how many people you're hoping to attend these things. But I'm just trying to address that within the context of our code and I hope you can answer that for me.

Mr. McGuire: There's no way in the world we could make that determination. You asked how many there are of us now. There's only three. We don't have anything right now except an idea and the hopes that we can grow into something that would make our business successful. That's just an idea to gather people together to promote and help promote our business. It's that simple. How many, we have no idea.

Mr. Gilbert: How loud are these cycles would you say?

Mr. Myer: There are EPA regulations that we have to comply with.

Mr. Gilbert: What does that mean?

Mr. Myer: You might see a guy going down the road with a chopper look that he maybe chopped in his yard or garage and cut the pipes off and made it so loud that it hurts your ears when it goes by. Kind of like the kids in a car with the radio blasting two cars ahead of you. You can't stand the noise.

Mr. Gilbert: And that's not what we're talking about here.

Mr. Myer: No. They're controlled by the EPA and we have to put certain standards on and these are pipes with _____, and same as turn signals in the State of Ohio. Some states don't require that. Ohio does. And there's requirements that we have to comply with as far as manufacturing. It's kind of like, I can compare it with, if someone came to you and said, I'd like to put a car lot or a car dealership there, you might not even consider it. But if they said I'd like to put a Lexus dealership there, now you're talking about revenue and top of the line. The most expensive Harley out there, brand new Harley, last year for the 100 year anniversary model was about \$25,000, top of the line. Ours are going to start somewhere around 29 and up. So it's like the Lexus of motorcycles. And we're not the only ones. They're all over the country now. But it's the upper income. It's for guys that have already raised their families and all the expenses are gone now they're able to afford an expensive toy for themselves, and that's about what it is. It's baby boomers that ride these, that can afford them, and that's pretty much where our direction's going.

Mr. Gilbert: Okay. Any questions from, Mr. Stake.

Mr. Stake: Thank you, Mr. Gilbert. Hi gentlemen. How many motorcycles would you have parking for there?

Mr. McGuire: Inside the building? Outside the building?

Mr. Stake: Outside. For instance, the patrons who would pull up on a motorcycle and patronize your store.

Mr. McGuire: I think the front of that probably would hold, that parking lot in the front area would probably hold 20 to 30 I would imagine. I think in the back, probably another 15 or 20. Motorcyclists that come to an event or come to a place usually park carefully.

Mr. Stake: Especially if they cost as much as the one's you guys are talking about.

Mr. McGuire: We're talking about motorcycles that are worth a great deal of money and so they're going to be parked very carefully and cautiously and in a manner of which they can get in and out without bothering the motorcycle beside them. So, how many? It depends on how brave the people come in there that, probably not a great deal. I'm just trying to picture in my mind, the area that's there and how many bikes would fit in a given area. And I'm saying that because I'm figuring that you could probably park four in front of each of those side doors that are there now. The very center door is going to be an entrance so there won't be any parking there. Dead in the center at the front of the building. So you could park two or three rows there of four deep.

Mr. Stake: Would you be serving food and beverages? I heard something about coffee.

Mr. McGuire: People like to get together and kibitz and tell stories. Serving coffee? Yeah. We'll probably serve coffee. Most every place you go has a place where you can sit and have a cup of coffee. We brought that up as a place where people could come and join, and enjoy a Saturday morning with the people that are running that store and have a cup of coffee together. Yes.

Mr. Stake: Do you envision like 20 motorcyclists showing up having a cup of coffee on a Saturday morning? And I think Mr. Gilbert was getting to how many motorcycles can we expect pulling on up in Olde Reynoldsburg for coffee on a Saturday morning.

Mr. McGuire: We used to go out to Centennial out east at the Harley dealership every Saturday morning and see the same guys and have coffee and they have donuts out there and stuff, and it seems like they've lost a comradery of everything and it's kind of stale and we want to try and bring that back. You know, the old fashioned get together like in a barber shop in the old days. And it's something that we're, it's going to be kind of laid back. And even, we've discussed it and it's been brought up many times, our employees that are working there, their first priority is to stop your work and be sociable and if it has to be done later, then that's the way it will be. Because that's the reputation we want to build there. Just a comradery. Hopefully, we have two many. That would be the ultimate goal, that we would have to get a larger building, if you will. In the beginning it's not going to do that. And in the method of what we're talking about doing is not people coming and spending hours upon hours upon hours and clogging up the neighborhood, if you will. This is something that goes on. People come in, stop, say hello, have a cup of coffee, and they go on. Those are the kind of things that happen in a business like this. We want to promote the friendship and the brotherhood of motorcycling.

Mr. Stake: And I can appreciate that. Okay. Thanks.

Mr. Gilbert: Mr. Stearns.

Mr. Stearns: Thank you, Mr. Gilbert. Gentlemen, I was just down there in that area this afternoon just prior to coming to Council and there was a wake going on for a funeral across the street there. Have you talked to any of the neighbors in that area to find out their feelings concerning this and just what impact it would have on them?

Mr. Myer: In fact, I'm a personal friend of Bill at the funeral home there. In fact, he rides a bike too. Him and his son both. Yeah. We'd show the courtesy. And also he even mentioned that at times when he wasn't using it, if we had something like the grand opening, we would need some parking, he offered his parking area if he didn't have something going on there. But I know Bill very well and respect him and, you know, it's just common courtesy if we saw a funeral going on. Also we mentioned, it should be in your notes that a lot of these guys coming in looking at bikes will be done by appointment only. Especially through the week. We're not going to be there all the time because we have other jobs. And this, if you watch the guys on television that build bikes, they're only done by appointments. People come in and say what kind of bike they want and they come back and pick it up when it's done.

Mr. Stearns: Okay. Thank you.

Mr. Gilbert: Other members of Council?

Mr. Beougher: Thank you, Mr. Gilbert.

Mr. Gilbert: The clock's ticking.

Mr. Beougher: First of all, I guess I'm not there yet. There are some concerns that I have with the neighbors and with the area. Have you looked at other areas outside of Olde Reynoldsburg? Surely this isn't the only garage bay in town that's available for rent. I mean, it just seems like, contradictory to what we're trying to achieve in Olde Reynoldsburg. And that's the problem I have with it. And I don't have anything against motorcyclists. I've got a '72 BMW R60/5. I mean, it's in my dad's barn and I intend to restore it one day but I'm not there yet either.

Mr. McGuire: Maybe you could bring it down and we'll help you.

Mr. Beougher: Well, maybe we'll do that. But is there another place in town where this would be better situated? Maybe for you and for us.

Mr. McGuire: Do you know of another place?

Mr. Beougher: No. I don't. I mean, you've looked at all the options and exhausted all the resources outside of the historic district?

Mr. Myer: We looked for quite a while. When this became available, it's set up just for retail and assembly in the back which will be totally blocked off. In fact, we don't even have a door coming from the manufacture building into the retail yet. You have to go outside and come in. That was the stipulation by the state. We had to block that off. But, for what we want to do, it's perfect, the building.

Mr. Beougher: And in order to build a motorcycle and get it titled, what requirements does the state for getting a certificate of title? Do you have to be certified in some way?

Mr. Myer: Yes.

Mr. Beougher: And you feel comfortable with getting that certification?

Mr. McGuire: We already have it, sir.

Mr. Beougher: Okay. And there's not going to be any cutting or welding in the assembly area?

Mr. McGuire: If there's, there may be some cutting and welding. Yes. Minimal.

Mr. Beougher: So it would be oxygen and _____ tanks in the area?

Mr. McGuire: Probably not oxygen and _____. No. Probably electric.

Mr. Beougher: Electric. Okay.

Mr. Gilbert: Okay. Any other questions from members of Council? (No response). Thank you, gentlemen for your time. Thanks for waiting for such a long meeting. I appreciate it. I would just note, if the members review Section 1145.09 of our code, _____ and Requirements for all Special Exceptions, it will give you a guideline that the code provides for making your decision in regards to a Special Exception. And I would also like the members to keep in mind in Section 1145.10 that when we make a determination on a Special Exception Use Permit, the effective determination that a proposed use is a similar use shall be to amend the Zoning Code to list the proposed use as a new Special Exception Use for the district. So we set a precedent. I would just like you to keep that in mind as we this forward for final consideration next Monday. And I'll make a motion that we forward this to Council with a recommendation for adoption. Do I have a second? Mr. Clemens with the second. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response). Motion passes. It will be considered next Monday.

Item number 10, Ordinance accepting recorded deeds of easement for Phase I of the Reynoldsburg Major Commercial Corridors Streetscape Project. My understanding is that we are in receipt of these easements. Correct, Mrs. Frazier?

Mrs. Frazier: That's correct.

Mr. Gilbert: And we can move this forward for final consideration. With that in mind, are there any questions or comments on this from members of Council? (No response). None being heard, I'll make a motion that we forward, do we have a, is Mr. Underwood here still, or Mrs. Frazier, do we have a time situation? These are, this is Phase I so I didn't know if we had a time situation with this or not.

Mrs. Reichard: I'm sorry. I really can't answer that.

Mr. Gilbert: We could add it next Monday if we need an emergency. Correct, Mrs. Frazier?

Mrs. Frazier: That's correct.

Mr. Gilbert: Okay. Then we'll just move it forward for recommendation for adoption before the regular Council meeting. Do I have a second? Mr. Stearns with the second. All those in favor, please signify by saying aye. (All voted "Aye"). Opposed? (No response). Motion passes.

And we will adjourn Service at 10:16 p.m.

Service Committee

- -Nancy C. Frazier, Clerk of Council

(Transcribed - Susie Smith)

February 17, 2004

FINANCE COMMITTEE MEETING MINUTES

February 17, 2004

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

Other members of Council present: Preston Stearns, Antoinette Newman, Brett Baxter. William L. Hills was present as Acting Mayor

Mr. Stake: And I'd like to call to order the Finance Committee meeting at 10:16. Hopefully we'll be done by midnight. Item number 2 is approval of the minutes of the Finance Committee meeting held February 2. Are there any corrections to those minutes? (No response). Okay. Those minutes will stand. Item number 3 is approval of the agenda. I do have some changes to the agenda. I'd like to make 3a the Tire Balancer, 3b the Mobile Reporting System, the computers, 3c the Pleasant View Sanitary Sewer Improvement, Pleasant View Heights Sanitary Sewer Improvement, and I'd like to add item number 14, the 2004 Budget Request. And then I would like to remove item number 6 (Discussion, Supplemental appropriation for Emergency Management Agency for Franklin County for increase in rates for warning sirens for 2004), I believe that item number 6 is in our budget so we're not going to need to deal with that here separately, item number 9 is the CIP. The Mayor asked me to hold that. Not Mayor Hills, but Mayor McPherson. I don't believe I've got anything back on that yet.

Mr. Gilbert: Mr. Stake. If I could interrupt real quick. Are they accepting considerations to add to the booklet that David is getting us still? Do I still have time to throw a suggestion or two in?

Mrs. Reichard: (Inaudible).

Mr. Gilbert: Oh, you have? I could discuss it at the table.

Mr. Stake: Yeah. We'll work it out.

Mr. Gilbert: Okay. Thank you. Sorry to interrupt.

Mr. Stake: It's okay. I'd like to remove item number. That's the appropriation to move the two switch cabinets. AEP was nice enough to come up with the full amount on that. So we

appreciate that from AEP. I'd like to hold item number 12 which deals with Employee Compensation, and item number 13 which is the Kroger TIF.

Okay item number 3a is the tire balancer. And we heard from Larry earlier in regards to that. I have no problem with appropriating the money for that. I think it's a wise investment. Are there any questions from members of the committee? Comments? Members of Council? (No response). Okay. And we do, Larry we need an emergency on this?

Mr. Clemens: I think that's what we said.

Mr. Stake: Okay.

Mr. Ward: Mr. Underwood said something to me earlier that we need a reason. If we could use it for safety of the police officers and the public.

Mr. Clemens: That's fine.

Mr. Stake: Okay. Would that work, Mrs. Frazier?

Mrs. Frazier: Yes.

Mr. Stake: Okay. I guess I need a motion, I'll make a motion that we send this on, or that we appropriate the money. Do we have a, second by Mr. Clemens. All in favor, state aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Okay. The next item on the agenda is item 3b and that is the Mobile Reporting System. That's the computers. We heard earlier that we need to move this along, I guess so we don't miss out. Are there any further questions from members of the committee on this? Mr. Clemens.

Mr. Clemens: I think that Mr. Gilbert wanted to add an emergency to it and I think we can add an emergency in your committee.

Mr. Stake: The computers? Okay.

Mr. Clemens: Add an emergency. And if we don't like it we don't pass it. If we don't get the answers, we can put a hold on it.

Mr. Stake: Okay. I'll make a motion then that we send this on as an emergency. Do I have a second? Second by Mr. Gilbert. All in favor, state aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Mrs. Frazier: Are you going to put your money in there?

Mr. Stake: Oh. Okay. What do I need to do?

Mrs. Frazier: You're going to appropriate the money up front because it'll be paid back by the Grant and then the city's portion is to be paid by the Special Funds.

Mr. Stake: So we're going to need to appropriate the whole amount there?

Mrs. Frazier: That's what I understand.

Mr. Stake: The \$248,050.66.

Mr. Hills: I believe that was in the memo about the, 248. I think that's right.

Mrs. Frazier: That's correct.

Mr. Hills: And then the Grant pays a certain amount and then if the issue comes in over that, the city still has to pick it up.

Mr. Stake: Right. The Grant pays \$186,038.

Mr. Hills: Right. And that is the Grant, but we have to front the money for the Grant and then \$62,012.66 I believe will come from the Special Law Enforcement Fund.

Mrs. Frazier: Funds. More than one.

Mr. Hills: Whichever, how many it takes to get that much money probably.

Mrs. Frazier: That's correct.

Mr. Hills: And so the total that we are appropriating, or requesting to be appropriated tonight is \$248,050.66.

Mr. Stake: Okay. So I guess I'll _____ that motion there that we appropriate \$248,050.66 for the computers. Do I have a second? Second by Mr. Gilbert. Any further discussion? (No response). All in favor, state aye. (All voted "Aye"). Opposed? (No response). Motion passes. Always good to include the money in the ordinance.

Item 3c is the Pleasant View Heights Sanitary Sewer Improvement. I believe this one, we'd be

appropriating \$620,254.85. Is that correct, Mr. Gilbert?

Mr. Gilbert: Yes.

Mr. Stake: Okay. Any questions, comments from members of the committee on this one? (No response). Members of Council?

Mr. Gilbert: I'd just note that the account number is noted on the legislation and that the funding had been in place for some time by our adjustment to the income tax several years ago to provide funding for these remaining project, just in case anyone was curious where the money was coming from.

Mr. Stake: Okay. We would appropriate from the unappropriated Sewer Capacity Fund 250 to account number 410.093.5622, a total of \$620,254.85 for the entire project. You want an emergency on this one? Okay.

Mr. Gilbert: I think it was (inaudible). It's already there.

Mr. Stake: Okay. We'll appropriate that amount as an emergency. Do I have a second? Second by Mr. Beougher. Any further discussion?

Mrs. Frazier: I have a question. One question. And maybe it's been taken care of, but there was a comment from the City Attorney on the contract documents. Is that all taken care of? It says, 'I have reviewed the contract documents and if they are completed in a satisfactory manner, he would approve as to form'. Is that done?

Mrs. Reichard: I'm sorry, Mrs. Frazier (inaudible).

Mr. Parkinson: No, it's not done because we don't have authorization to enter into contract, so we haven't prepared the conformed copies of the contract documents. I think what Mr. Underwood's saying, I don't, I guess I will speak for him, is that once we put all that together and we use the forms that have been provided and the contractor executes it properly and appropriately, as we will see that he does, then Mr. Underwood will execute that portion of the contract where he does approve to form.

Mrs. Frazier: That was really good, David.

Mr. Hills: David, would you please stay around because there's other things you're going to have to address (inaudible).

Mr. Stake: Is that satisfactory, Mrs. Frazier?

Mrs. Frazier: It's okay with me.

Mr. Clemens: I've got one question on that. If this is going to be passed as an emergency and

Bill's leaving town early in the morning, how are you going to get that done by next Monday? Get one of these other attorneys.

Mrs. Reichard: We'll have to call on Mr. Shannon.

Mr. Clemens: Get a hold of Shannon or somebody because Bill's going to be long gone.

Mr. Hills: What you're saying Mr. Parkinson, if I could Mr. Stake, was that as long as the completed document matches the blank document that's in the file, Mr. Underwood is okay as to form on that document.

Mr. Parkinson: Yes.

Mr. Hills: So you'll have it completed by next Monday in order for us to pass it by use of City Attorney and/or his appointee.

Mr. Parkinson: Well typically we do not have the contracts executed until after Council passes the authorizing legislation. So, no.

Mr. Gilbert: We have to pass this first. Correct? Then it comes back.

Mrs. Frazier: I don't think that's his completion there. There was something else when he wrote that. He knows about who's in charge and where it is in the system. But this had to do with the documents. Because when he got the documents, they weren't complete. Then he sent them back. So that's why he put that on there. If we're going to authorize the deal, and you're going to do it, you should check with Kevin, have a response.

Mr. Parkinson: It may be that when we forwarded the "contract", we simply took the contract pages out. We didn't give him the whole book, the contract documents. Maybe that's what he's referring to.

Mrs. Frazier: Yes. There were things in there missing.

Mr. Hills: When Mr. Underwood puts a qualifier on something, there's something that he didn't see and he wants to see. Sharon, between you and David, it will be here by next Monday. Correct?

Mrs. Reichard: (Inaudible).

Mr. Hills: I'm not going to sit here and say, trust us. I wouldn't trust the Acting Mayor either.

Mr. Stake: Mr. Gilbert, did you have something?

Mr. Gilbert: If that'll make the members, we'll just put that stipulation on it prior to passage, that we need to receive that. Mr. Clemens had just indicated that he thinks we have this as to form

authorization from the City Attorney prior to...

Mr. Beougher: I think what Dave is saying is that he can't fill out the forms and send them to the contractor for him to execute until we've passed the legislation. So we're in a catch 22 situation.

Mrs. Frazier: No. That's not the execution we're talking about. It's the other forms that come in that package. And that's what Mr. Underwood was referring to. If they get the documents to go with it, alright, he'll approve it as to form and you can pass it and authorize him to sign it. It's not the signing of it. It's the documents that go with it.

Mr. Beougher: Okay.

Mr. Clemens: The contract is always approved by form by Mr. Underwood before we accept the bid and before the contract is signed. Then Council okays it. Then after we approve, they sign the contract.

Mr. Gilbert: Was this the original reason we held it?

Mrs. Frazier: No. That's another story.

Mr. Gilbert: Just checking.

Mrs. Frazier: That's okay.

Mrs. Reichard: (Inaudible).

Mr. Stake: Okay. So we had the motion and I guess with the stipulation that we have Mr. Underwood's approval.

Mr. Gilbert: As to form.

Mr. Stake: As to form by next Monday before passage. And I think there's a second. All in favor, state aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Item number 4 is Discussion, Waive Competitive Bidding, various exempted contracts and expenditures over \$10,000. Mr. Whitney. Would you like to address this briefly?

Mr. Whitney: This is a once a year event. The difference between this year and the last two years is that it is happening at the beginning of the year instead of at the end of the year. I requested from all department heads that they submit any changes to this list. I've gotten back no recommended changes so the list is the same as it was last year.

Mr. Stake: Okay. Thank you. And I guess there's a method to this, why there are, why they're being exempted, these vendors.

Mr. Whitney: Yes.

Mr. Stake: Various reasons.

Mr. Whitney: There are three basic reasons. Yes.

Mr. Stake: Okay. Would you like to give us those?

Mr. Whitney: One is that they're the sole provider. A second one is that they are the provider who have been providing the service for a period of time and it would be naive to switch away from them, and I can't recall what the third one was.

Mr. Beougher: Professional services.

Mr. Whitney: Thank you.

Mr. Clemens: I never heard of that naive one.

Mr. Hills: One thing for sure, these are the same ones we passed last December for '03.

Mr. Whitney: Mr. Hills, I think that was actually October.

Mr. Hills: Oh, was it October? The one we requested in February.

Mr. Whitney: That is correct.

Mr. Hills: But it is the same list.

Mr. Whitney: That is correct.

Mr. Stake: So really we're just requesting an extension.

Mr. Hills: We're starting '04 a little more timely than we did in '03.

Mr. Stake: Okay. And that's a good thing. Better to be proactive than reactive. Any questions or comments from members of the committee on this? (No response). Members of Council? (No response). Okay. Well then I would make a motion that we amend the ordinance and waive competitive bidding on these folks. Do I have a second?

Mr. Gilbert: Just one quick question, Mr. Stake. I'm sorry. The Downs & Hurst, that's due to the fact that we've got negotiations ongoing with the bargaining units?

Mr. Hills: I believe those will be professional services, and they are labor attorney. They have provided that service 5 years or so.

Mr. Gilbert: Yeah. I know how long they, okay, thank you.

Mr. Hills: But I think that's why we'll be continuing. They are certainly in the middle of negotiations currently.

Mr. Stake: Okay. I make a motion that we waive competitive bidding on the various vendors here on the legislation. Do I have a second? Second by Mr. Clemens. All in favor, state aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Item number 5 is Discussion, Amend 958.06 to increase Utility Service Charge from \$1.25 per month per ERU to \$2.00 per month per ERU (Equivalent Residential Unit). Mr. Ward's going to address us on this one.

Mr. Ward: First I would like to say I'm sorry for the way I acted earlier. It's been a very frustrating day. I apologize. I must say, the last few months working with Mrs. Reichard has been a great pleasure and it's been a great addition to the city. I'm sorry for my conduct. Did everyone get a copy of this? Again with the Storm Water Program, when we set up the department back in 1996, actually in 1994 rate study was done by EMH&T and the recommendation came out that each resident would be charged \$1.25 per month. Then commercial and industrial properties would be charged according to the number of square feet of impervious service, which is an area that will not let the water soak through. And then that square footage is divided by the 2,350 square feet to come out with a rate that those properties are charged. We have not raised the fee since starting the department back in '96. On page 16 of the study, as you can see, out of 10 or 11 different communities, Reynoldsburg charges the least of any of those. We have done very well with only the two men in the department and the normal operating expenses it takes to get through each year to maintain the system. We've done pretty well. But with adding additional people and with complying with the NPDES permits, we just will not, we will run out of money in a year or two in order to comply with the permits. So it's been my suggestion, and I did a lot of work on this and worked with a lot of figures, and it's my recommendation that we raise the Storm Water fee up to \$2.00 per ERU. As you see on the final page, the spread sheet, I allowed for additional personnel, plus the personnel we have now, and assuming some increases in salary over the years, and in the study done by EPA where it says there on the left, NPDES compliance, that is less than what they recommended. That is the amount that they say it would take the city to comply with the permit. That is less than what they recommended. Actually I think we can get by with less than this. But we don't know what the second 5 year cycle will bring, so that's why I took this out for 10 years, to give us an idea of what the expenses will be over a 10 year period. Last year there was money taken out of the Storm Water Fund to pay for part of the storm sewer work on Streetscape, and I assume that will also be done in the other phases of Streetscape. Those monies I don't have in the spread sheet. But as you can see at the bottom, the fund balance will grow a little bit over the 10 years and if you take out any monies that are used for Streetscape, that would still leave us a decent balance there. If we have some unusual flooding or any problems that come up with the storm sewer system, then we would have some funding there to take care of some major problems and not have to worry, to come to Council and find other ways of funding any problems that we have to take care of.

Mr. Stake: Okay. Thank you, Mr. Ward. Mr. Gilbert.

Mr. Gilbert: Larry, so the fund balance, as an example, you go to the 2004 column, that 329,342 reflects expenditures already taken out for personnel.

Mr. Ward: Yes.

Mr. Gilbert: So that will be our net balance left over to address storm water issues, or Phase 2?

Mr. Ward: Yes. And I talked with Mike Turner last week and the figures he showed me last week was perhaps a little bit higher than that. Probably close to 400,000 at the end of this year without the increase.

Mr. Gilbert: That will just be sitting there?

Mr. Ward: Pardon me?

Mr. Gilbert: That we'll just have sitting there readily available to us?

Mr. Ward: That's correct. But I believe, because the documents he showed me last week, he showed the money that was transferred to Streetscape, but he wasn't showing the funds that were transferred back into the account from Broadwyn Drive. So I think they need to make some adjustments there. That's where he and I didn't jive. So he's double checking on those figures.

Mr. Gilbert: That balance is two Broadwyn Drives. Those of you that remember my assistance on that program. But that's good. I guess one of the things I didn't want to get into as we move forward with personnel issues in regards to the mandate was that we take away too much from the fund balance where we're not able to address particular situations. I know Mr. Clemens has a situation over there in his Ward of Bartlett. As you're aware, that was on the priority list along with Broadwyn that we haven't addressed yet. So this is good to see.

Mr. Ward: One thing that needs to be done either this year or very early next year, I would like to see it done this year, is to update our Storm Water CIP, which we haven't done in 2 or 3 years. We did do a couple of Storm Water projects over the last year, year and a half. But we need to update the CIP for that and get some problems corrected that we haven't been able to get done in the last few years.

Mr. Gilbert: Right. And one of those projects was Taylor Road, and that was money well spent, and the residents comments to me is the impact that has had over there has been tremendous. So, it's money put to good use.

Mr. Stake: Mr. Clemens.

Mr. Clemens: This utility was set up for that purpose, was to do projects. That's why we had the projects scheduled. It wasn't just to collect money. It was set up to handle projects, and projects that we knew that we have, not only new ones coming up, but the old ones that need to be taken

care of. So I have problem with the additional 75 cents per month because I think we should get back to the whole meat of the utility company on why it was set up, and that's to do projects. And we have major projects that need to be done. It's a good thing. It's a good way to bring money in for the Storm Water Department. I know we're low. We were low basically, when we started. But we felt that way the way to start. I don't think \$2.00 is a bit out of line. I would even be in favor of going a little higher if we have to, but I don't see that that is a bit out of line.

Mr. Stake: Larry, what impact would this have on the payer? What additional cost would it cost them?

Mr. Ward: I believe right now, at \$1.25 a month the residential area is \$18 and it would go up to \$24 a year.

Mr. Stake: From 18 to 24 a year?

Mr. Ward: For the individual resident. Of course, the impact will be on the commercial and industrial community where they have more ERU's.

Mr. Clemens: Do we have to have a Public Hearing on this? Nancy, do we have to have anything like that?

Mrs. Frazier: I don't know, Mel. I'll have to look. David? I'll look it up.

Mr. Clemens: I didn't know whether we set it up that way or not.

Mr. Ward: I didn't know if the Council meetings would serve as the public meeting or if we have to have a separate one or not.

Mr. Hills: I think we had to when we originally did it.

Mr. Clemens: I know we did then, when we set the fees. I don't know.

Mr. Hills: I think we did. It's so late now, but I believe we did back in the mid 90's. David, do you remember?

Mr. Parkinson: (Inaudible).

Mr. Stake: Any questions from members of Council? (No response). If we do need a Public Hearing, can we move this on for a first reading tonight?

Mrs. Frazier: Yes.

Mr. Stake: Okay. I would like to make a motion that we amend Chapter 958.06, paragraph 5, Utility Service Charge and move this to Council for its first reading. Do I have a second? Second by Mr. Gilbert. Any discussion? (No response). All in favor, state aye. (All voted

“Aye”). Opposed? (No response). Motion passes. Thank you. Thank you, Larry.

Item number 7, Discussion, Amend Chapter 160.02(a) to eliminate Account Clerk I position, Auditor’s office and returning monies to the General Fund. I believe, Mr. Whitney, you’d like to address us on this one?

Mr. Whitney: Back in 1999, you authorized an Accounting Manager position to be established. That increased the size of the Auditor’s staff from 4 to 5. And as you know, Mike Turner is the one that took that position. A man of a high level efficiency. He pretty much got the entire office computerized, and so things are running very efficiently. And there’s just not enough work for everybody.

Mr. Stake: Okay. I do have a speaker slip from Randy and Sharon Stonerock. Would you like to address us?

Mr. Stonerock: It’s been a while. I am Randy Stonerock, and I’m here on behalf of my wife Sharon, because it’s her position that Howard wants to eliminate. Howard and I have been friends for a long time, and I hope he recognizes that fact. And as a friend to Howard, I want to ask him to reconsider and for Council to consider, the adverse effect that such an action would have upon this situation with Sharon and my family. Sharon’s been a faithful employee of the city for 8 years, and the last 6 as the Account Clerk for three different Auditors. And time wise, that makes her the senior person in the Auditor’s Office. The position was created by John Vingle because he felt there was a need to handle the traffic at the counter along with other duties. And Howard, do you know what Sharon does? Can you describe what Sharon does? Can you tell me what she does?

Mr. Whitney: Yeah, but I don’t think it would be appropriate at this point.

Mr. Stonerock: Are you telling me that right now at this moment you cannot tell me what she does? (No response). I’m just asking, Howard.

Mr. Whitney: No. I can tell you precisely what she does, but I don’t think it’s proper at this point and time. I’ve also got her job description here if you’d like to read it.

Mr. Stonerock: Well, I’m not asking you to, anyone here can read her job description, Howard. I’m asking you, do you know what she does in that office?

Mr. Whitney: Yes, I do, but don’t make me tell you.

Mr. Stake: Mr. Stonerock, if you could just make your statement and let’s not have a debate.

Mr. Stonerock: Alright. I’m going to. Some of her job responsibilities include putting together the daily bank deposit, all the cash and checks that come into the Water Department and the Auditor’s Office. And some days the amount totals \$100,000 worth of cash and checks that she takes care of. She also does the monthly bank reconciliation of all the pay roll and budget checks that are sent out by her office. There are hundreds of checks that she reconciles with the bank statement every month. She takes care of all the fixed assets for the city. She handles accounts

receivable. She waits on all the customers that come to the Auditor's Office. These are just some of her responsibilities and they carry a lot of weight. She has worked under two other Auditor's, John Vingle and Dick Harris. They both saw the necessity of her position, and with the growth of Reynoldsburg since then, I cannot imagine that the need has diminished. You know, what really makes this difficult is that it seems that Sharon was the last person in city hall to know that this was in the works, and even then it was back in December, and it was Sharon Reichard that dropped the bomb shell on her. When Sharon asked Howard about the situation, it was then that he told her he did not want to eliminate her position until she was safely placed elsewhere, and I appreciate, and to his credit, Howard attempted to put Sharon out there at the Street Garage to take care of the secretarial duties that Larry described. And this attempt failed for a couple of reasons. The transfer adversely effected Sharon's health. Sharon suffers from asthma and possibly occupational asthma. Despite knowing that the exhaust fumes at the garage would precipitate breathing difficulty, she tried to do the job. And just the one day out there, I can't describe the sleepless night caused by the ensuing asthma attacks during the night. The second reason that this placement did not work is that it went against Civil Service rules. The secretary's grade in the Street Garage as Larry already told you is an 8. Sharon's position is a 6. And if what I understand, what was told to me by Civil Service, Sharon couldn't take that position if she wanted to because it's a higher grade. Correct me if I'm wrong. I mean, Mel mentioned earlier about the problems with Civil Service. So, you know, I just want to say this, historically, the City of Reynoldsburg has always taken care of its employees and Sharon's case should be no exception. You know, I understand the city's in a budget crunch. It's in a budget crisis. But you know, and I know Mr. Stake, you said not to get into a debate with Howard, but I want to ask him, do you know if Sharon is capable of doing any of the other positions in your Auditor's office?

Mr. Whitney: I think she's intellectually capable.

Mr. Stonerock: She's capable of doing that, I know of at least one other position she's capable of doing and it's at a higher pay grade. And I don't want anybody to loose their job, but Sharon's been in that office longer than anybody else in that office, and if she's capable of doing not only her job but somebody else's job, why is it hers that gets eliminated? Do you see what I'm saying? I mean, if it's a budget crunch and you want to save more money, then you get rid of the one that you pay more to. Does Council see where I'm coming from? (Tape Change).

Mr. Stake: I think that's a good suggestion.

Mr. Clemens: Do you think so, Mr. Whitney?

Mr. Whitney: Yes.

Mr. Gilbert: I think, I mean, at some point in the course of that meeting, unless I'm reading this wrong, it seems as if there's other issues here than financial. If there are, they need to be dealt with and that would require the other party to participate at some point in the proceedings. Just to throw that in for consideration, if this moves forward for a first reading, you'll at least have it on the agenda next week for consideration in Executive Session, or maybe you can do it as a separate item and you can hold it in committee for two weeks. Whatever you prefer.

Mr. Stake: So you prefer to move this on for a first reading and we can deal with it in Executive Session next week?

Mr. Gilbert: Whatever context you would need to have for an Executive Session.

Mr. Beougher: I don't think it requires reading.

Mr. Gilbert: Okay.

Mr. Beougher: Let's just schedule an Executive Session and we'll talk about it.

Mr. Stake: So hold this until after next week, we'll have an Executive Session, Mayor Hills on this, Mr. Whitney. Is that okay, Mr. Whitney?

Mr. Whitney: Yes.

Mr. Hills: This and any other issues you wanted to add in personnel matters.

Mr. Stake: There probably will be some.

Mr. Gilbert: In terms of the budget, we're down to appropriations, if I can speak, in terms of some of these positions that have been brought forward tonight, they're not personnel per se in terms of personality or conflict or problems. We're at an appropriation stage for the budget, which to me is a public process. I would be uncomfortable with those recommendations being considered there. But from what's developed here with this particular issue, I think that's a different, we're on different ground. The recommendation on the others have been made as far as new hires.

Mrs. Frazier: You can always talk about the hiring _____.

Mr. Hills: The purpose of pay to an employee is a personnel issue and it may be discussed in Executive Session, unless I misread the statutes.

Mr. Gilbert: No. I'm not saying it can be, I think with the other positions, we're at the budget phase and (inaudible).

Mr. Stake: Mr. Clemens.

Mr. Clemens: And the reason I suggested that, we've heard Mr. Stonerock and so forth, to be fair, you have to be fair to Mr. Whitney. He's the head of the Auditor's Department. He's asked for the job to be removed and he has reasons, and I think he has the right to be able to explain them. And I think to explain these issues, it deserves an Executive Session.

Mr. Stake: Okay. Any other comments or questions? Mr. Hills.

Mr. Hills: I'd be happy to request an Executive Session as Acting Mayor, or three members of Council, as long as Mr. Whitney doesn't mind me requesting Executive Session on behalf of the Auditor.

Mr. Stake: So I guess I'll make a motion that we hold this for at least two weeks until we get to discuss this in Executive Session. Do I have a second on that? Second by Mr. Gilbert. All in favor, state aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Item number 8 is Discussion, Clarification and evaluation of Smoking Policy.

Mr. Clemens: Ron, could I make a suggestion? This is a long meeting and this is going to be a long discussion, and it's not one that needs to be decided this evening. Could we put this off until the next committee meeting? The Smoking Policy, and move on?

Mr. Stake: Well, it was requested by Acting Mayor Hills, and I would defer to him on that.

Mr. Hills: I certainly have no problems with that whatsoever. The policy that is in effect is the one that's been in effect since January 1 of '03. And the only thing is, there has been a determination made for smoking areas. It certainly doesn't bother me to do that, and I do know that the City Attorney has some questions and he's not here either.

Mr. Clemens: And this may pertain to making an ordinance up and so forth in certain areas and different things like that. So it will take I think more time. It could eat up some time this evening, and I think we do have a little bit more to go tonight. Plus, as soon as I get done I can have a smoke.

Mr. Hills: Sharon and Miller, Sharon Reichard and Millie may not be too happy about it, but certainly we're in no worse shape today than we were January 1 of '03. Same policy.

Mr. Stake: I guess we are allowing employees who smoke to get out and have a cigarette on their break without a problem right now?

Mr. Clemens: That's correct.

Mr. Hills: I think that depends on what employee works for what supervisor as to whether they feel they can go out and smoke in that area. There are four designated areas that were designated by Mayor McPherson for smoking. Now the interpretation to who can be there still seems to be subject to discussion. That's why I amended the Mayor's memo and eliminated the last two paragraphs after discussion with the City Attorney. So, the way I interpret the policy as Acting Mayor, you want to go smoke in one of those four designated areas, go smoke.

Mr. Clemens: Okay. But I think it's better if the City Attorney is here too.

Mr. Stake: Yeah. I agree.

Mr. Hills: My memo came out after discussions with the City Attorney and I would probably be most appropriate if he also would be here.

Mr. Stake: Alright. Then I'd like to make a motion that we hold the amendment of Section 7.05 of the Personnel Policies and Procedures Manual. Do I have a second? Second by Mr. Clemens. Any further discussion on that? (No response). All in favor, state aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Next is item number 11, Ordinance making supplemental appropriation for Evans, Mechwart, Hambleton & Tilton to provide inspection services to complete the Streetscape Phase I project. It had its second reading 2-9-04. We've talked about this. Myself, Mrs. Reichard, Dave Parkinson, Nelson Kohman, and some of his other folks. We had a meeting last week in regards to this. We talked about this, and EMH&T feels that they're not responsible for any of the holdups and I can appreciate that. So the city will be picking up the whole \$60,000 here. Mr. Clemens, I know you had some questions about this. Do you have any questions at this time?

Mr. Clemens: If you're satisfied, no. I have no problems.

Mr. Stake: I don't know if I'm satisfied, but we do need to get this done. I don't want to hold it up. In fact, I'd like to, I think we need an emergency on this for the safety of the public so we can go ahead and get Streetscape Phase I completed. Mrs. Reichard, do you have a comment?

Mrs. Reichard: Yes, I do. I just wanted to say with Mayor McPherson being out and my duties being increased, you know, with staff, with some of the issues and things going on, EMH&T has been, they've really stepped up to the plate to help in many areas. And I, maybe this would be a good time to publicly thank them for that. We do need them, especially in the Streetscape area. But there are many other areas where they step up to the plate and help and don't charge us. So I just, the \$60,000 probably won't really cover what they're doing but they have graciously, because when they brought it to me originally, it was, I asked them to knock it down because the original request was \$95,000. And we've got a lot of work out there to do. We've got a lot of landscaping to do. You all know the drill. We need the engineers out there. So I appreciate if you could put the emergency and get this passed.

Mr. Stake: We will. And Mrs. Reichard, I appreciate what you're saying. You work closely with these folks. I think you know them the best in regards to this. So I do take that at the consideration very heavily. Mr. Gilbert.

Mr. Gilbert: I'll just point out too, the light, the color is a little than the red that was on the placers. The ones on the street look a little better than what they had presented to us.

Mr. Clemens: It looks a lot better.

Mr. Gilbert: They look real good.

Mr. Stake: Yeah. I was a little worried about that.

Mr. Gilbert: It went from tomato red to tomato burgundy I guess.

Mr. Stake: Yeah. Burgundy. I like burgundy. Okay. So any further questions from members of the committee? Comments? Members of Council? (No response). I'd like to send this on for its third reading as an emergency. Do I have a second? Second by Mr. Clemens. All in favor, state aye. (All voted "Aye"). Opposed? (No response). Motion passes.

And finally we get to item number 14, the 2004 Budget Request. A couple of comments, or at least one comment I have on that, I met with, we all received a memo, all of us, Mr. Whitney, Mayor, City Attorney, I believe members of Council, received a copy of this. The status of Income Tax Revenue 2004. And going through that I noticed that Ms. Browning had mentioned that she sees a decline in 2004 of net profit receipts. So I requested to meet with her, Mr. Whitney, and Mr. Turner. We met on Friday about this. And to make a long story short, we need to back out \$400,000 from the transfer of income taxes which is in the back here on page, it's on the 2004 Estimated Revenue page 1 towards the back. And it's the Transfer of Income Tax. We need to reduce that by \$400,000 so that would give us \$7,087,566. It's page 1 towards the back. It's the only page on revenues.

Mr. Whitney: It's about the 5th or 6th page from the back.

Mr. Stake: So, that being said, with what received thus far in the budget request, our expenditures would exceed our estimated revenue, and we are including as revenue in this scenario, a transfer of \$600,000 that was not appropriated I believe, last year. It was budgeted, but it wasn't appropriated so it was transferred into this year. That still leaves us a couple of hundred thousand dollars short. Correct, Mr. Whitney?

Mr. Whitney: That is correct.

Mr. Hills: If I could ask, and maybe I'm wrong on this, but that \$600,000 was appropriated, yet not expended.

Mr. Stake: Okay.

Mr. Whitney: That is correct.

Mr. Stake: I'm sorry. I put it the wrong way.

Mr. Hills: It was authorized for spending but it wasn't spent. So therefore, came back...

Mr. Stake: It was appropriated but not spent. I'm sorry. That being said, do we have any questions from members of the committee on the budget at this time?

Mr. Clemens: I've got a lot of them but I don't really want to do them tonight.

Mr. Stake: Well, and I was just going to suggest that maybe we digest this document. I know we

received it last week. There's a lot of stuff here. Mr. Clemens.

Mr. Clemens: I do want to bring up one thing and I'm not going to bring up the others, because I've got a lot of it. We discussed this, that our employees would get the same increase that's negotiated with the FOP. And why they keep putting that 3% in here I don't know. I think the 3% should be taken out until the negotiations are done, and whether it's 3%, 4%, 5%, so whatever it comes out, then that's what our employees will get and they'll be paid back to the first of the year and that'll give them kind of a bonus. I don't know why we want to do the 3% and maybe have to turn around and do 1% or anything really. I think take it out of there. I don't know why it's in there. We've asked them not to put it in there. I would think we should take it out of the budget for now. When we get done with the negotiations, then everybody gets their pay increase and they get paid back to January 1.

Mr. Stake: Well, and I think that's right. Because if we do 3% now and we end up doing 4, then it's another piece of legislation we need to do later on, and if we do it all at once, I think it'll be a little easier on all of us.

Mr. Gilbert: I would hope they would notify the employees of that. I mean, we've consistently appropriated what percentage the bargaining units were awarded. And I know it was pointed out in a memo in December that Council had cut this 3% raise. Well, we didn't cut it. It's a timing matter as far as when the bargaining units come back with their approval. That was disappointing that that went out to the employees. So I would hope an equal effort would be made with this that we want to make sure that they're receiving the same percentage as the bargaining units. Because it wasn't in the original budget that was presented in October, and that's what we appropriated for the interim budget up until March 31 of this year. So I just wanted to share that information for the _____ benefit.

Mr. Clemens: The budget's got half the employees with a 3% increase, half the employees with zero increase. It doesn't even make sense. Let's wait until it gets negotiated and give them all the same thing like they deserve.

Mr. Stake: Well, I think the point that Mr. Gilbert's trying to make is that we do intend on giving the employees a raise for this year. We just need to, we want to make it fair to everybody and we want to see how the FOP negotiations go. Mr. Whitney, did you have a comment?

Mr. Whitney: No. I'm just waiting.

Mr. Hills: Mr. Stake, if I could comment. That's where I get in trouble here as to which hat I'm wearing. But the prior memos as to some percentage increases and being removed here and put here, those were in, I'm not going to say inappropriate, they were unfortunate. They certainly, there's some question today whether they needed to be done, and if so, were they done in a clear way to the employees. And Mr. Gilbert, you're absolutely right. I think it did create some confusions. Certainly as you all are saying, you can get the budget in whatever way you requested, and the 3% going in, I think there was probably some discussion on that, and I've got to be honest, I don't know whether I was President or Mayor at the time. So I'm not real sure how it

was there, other than I think there was, it was one of those things put everything consistent with the request, put everything in you think you want, and I think the Administration said, I think I want the 3%. But I can certainly see the logic of having zero there.

Mr. Stake: You're right. My request was to put everything in there that, what everybody thought they wanted so we know what we'd be dealing with, and I don't have a problem taking it out. I just want to see what we'd be dealing with here right off the bat and we can see that we're over our revenues. So we are going to need some folks to make some adjustments. Mr. Clemens.

Mr. Clemens: You know, the 400,000 we're going to be short, the 600,000 going back, that's not a windfall. That's money going back. That's not an every, that's a one time occurrence. That's not a carry over. We don't get that like that. That's money that's going back so it's one time spent. If you remember, we had a million dollar deal that came back too, which was a one time deal.

Mr. Whitney: Every year we have some coming back and it tends to range between 600,000 and a million dollars.

Mr. Clemens: That's correct. But it could be zero. So you never know. I'm just saying, this is money that's come back.

Mr. Whitney: If it's zero, I'll stop authorizing spending.

Mr. Clemens: But it is. That's what it is. It's not money, revenue that's came in from the outside. It's revenue that we've had.

Mr. Hills: And let me, if I could make this statement, certainly those monies that were appropriated but not spent, were only appropriated, but certainly as the Administration, you've asked for Council to appropriate that much money.

Mr. Whitney: That is correct.

Mr. Hills: Because you're saying, we're going to spend this much money this year. Then Council did appropriate that much money. You did not spend that much, and that could be for a number of reasons. That could be equipment wasn't available. It could be you're not at full staff, which we've sat in here tonight and heard. There's always some monies that aren't spent. But certainly, to then say to Council now, we didn't spend them last year so we get to spend them this year, Howard that's where you and I would probably disagree. But I will wear the Acting hat roll of the Mayor, and it's up here for Council to decide what that \$600,000 is. But, bottom line, Mr. Stake, you're absolutely right. Either we're \$250,000 short of the initial request or we're \$850,000 short. And one of the two of them is where we are. Either way, the budget isn't going to fly until it gets closer to balancing.

Mr. Stake: Well you certainly don't want to commit personnel expenses to that 600,000 since it's a one time deal. So we need to keep all this in mind as we talk about this further. Are there any

other questions from members of the committee? Comments? Mrs. Frazier.

Mrs. Frazier: On the three changes to 160 that went forward, is it alright if I put those in one ordinance? I mean, you can add to it and detract as you go through the process, but those don't have to be separate. They can be in one. Do any of you have a problem with it being in one?

Mr. Gilbert: Is it just going back to Finance then?

Mrs. Frazier: You can talk about it in the committees. It would just be one ordinance.

Mr. Hills: At 11:15 you can probably get what you want, Mrs. Frazier.

Mr. Stake: Well I was going to say, the things that we discussed earlier are part of the budget and if anybody has a desire to discuss them further tonight we can do that. Although I think they've been pretty well hashed out. I think there's maybe some one on one discussion we want to do with some folks and see if we can boil it down a little bit. Mr. Beougher.

Mr. Beougher: Thank you, Mr. Stake. Howard, define for me a legal budget and a balanced budget please.

Mr. Whitney: A legal budget is spending less than your available resources.

Mr. Beougher: Which is the balance of your funds and...

Mr. Whitney: It is the General Fund balance at the beginning of the year...

Mr. Beougher: Estimated revenues.

Mr. Whitney: Plus estimated revenue, plus expenses.

Mr. Beougher: Okay.

Mr. Whitney: The balanced budget, well we don't really, Bill and I will disagree on this one. I will include the effect increase we had in the previous year in our General Fund as part of our revenue source. I mean, that's something we know. It's hard enough to predict revenue that we don't know. It's nice to be able to have a source of revenue that we know for sure what it is. And that, we do.

Mr. Hills: It's not an anticipated revenue if you have it in the pot.

Mr. Whitney: That's right. That's what I'm saying. It's nice to have that. It's nice to know that.

Mr. Beougher: Okay. Back to the definition of a balanced budget, is when you're estimated expenditure, your appropriated expenditures equal or are less than your estimated revenues.

Mr. Whitney: Projected. Yeah.

Mr. Beougher: Okay.

Mr. Clemens: Howard, the only thing that makes me look at that we over-appropriated last year \$600,000. That should be _____ this year. That's the way I look at it.

Mr. Whitney: There are many perspectives.

Mr. Hills: That's like your chart with the 4 million dollar on it, Howard.

Mrs. Frazier: I have one more. Then Howard, on the water, the projected revenues are less than what's saying we're going to spend.

Mr. Whitney: That is correct.

Mrs. Frazier: And that's okay with you?

Mr. Whitney: That's okay. Because it's not less than our available funds.

Mrs. Frazier: We'll talk about that further then. Okay. Thank you, Mr. Stake.

Mr. Beougher: So it's a legal budget but not a balanced budget.

Mr. Stake: So we will be doing a legal budget. Not a balanced budget if we use money that's in funds already. Not revenues that are coming in.

Mr. Whitney: Yes. If you want to use those definitions, yes.

Mr. Stake: Okay. Yes, Mr. Gilbert.

Mr. Gilbert: With that in mind, I want to go on the record and just let Mr. Hills know that his alternative budget last year at the end of the year wasn't that bad after all. Because I didn't vote for it, just so you know.

Mr. Hills: There were a number of reasons that I will not go into publicly while I felt it appropriate to pull that. But it was balanced any way you define it.

Mr. Stake: Any further questions from members of the committee? Members of Council? (No response). I'd like to move this forward with all these other considerations. Is that okay?

Mr. Clemens: Move it forward, then we can work on it next...

Mr. Stake: It's a work in progress. I'll make a motion that we move this forward for its first

reading. Do I have a second. Second by Mr. Clemens. All in favor, state aye. (All voted "Aye"). Opposed? (No response). Motion passes.

We are adjourned at 11:16.

Finance Committee

- -Nancy C. Frazier, Clerk of Council

(Transcribed - Susie Smith)

February 17, 2004