

COMMUNITY DEVELOPMENT COMMITTEE MEETING MINUTES

January 8, 2008 Tuesday

Members of Community Development Committee present: Antoinette Newman, Donna Shirey, Leslie Kelly, Fred Deskins.

Other members of Council present: Doug Joseph, Mel Clemens, Ron Stake, Council President William L. Hills.

Mrs. Newman: I'll call the Community Development Committee meeting to order at 7:30 p.m.

The first item on the agenda is it's approval. Are there any additions, or deletions, or changes? (No response). Hearing and seeing none, it will stand as submitted.

The next item is the Election of the Chairman and the appointment of Vice Chairman. I will entertain a motion for Chairman.

Mr. Deskins: Mrs. Chairman, I would like to nominate Mrs. Newman as Chairman of the Community Development Committee.

Mrs. Newman: Thank you. Is there a second? Seconded by Mrs. Shirey. Is there any further discussion? (No response). All in favor, say aye. (All voted "Aye"). All opposed, nay. (No response). Motion carries. Thank you.

I will appoint Mr. Deskins as the Vice Chairman. Do you accept that appointment, Mr. Deskins?

Mr. Deskins: Yes ma'am, I do.

Mrs. Newman: Thank you very much. The next item is the approval of the minutes of the Community Development Committee meeting held November 5, 2007. Are there any corrections to the minutes? (No response). If not, they'll stand as approved.

The next item is a discussion of the authorization of the contract for maintenance of landscaping beds and plants for the Main Street Corridor Revitalization for 2008 and 2009 and the appropriation of additional funds. Mr. Walsh.

Mr. Walsh: Thank you, Chairman Newman, members of Council, Mr. President. We've talked about this issue, I believe back in November, about the landscaping on Main Street. The contract in front of you is a two year contract. It includes the following: bed mulching, weed control, some fertilization, weed control in the brick pavers, insect controls, and some turf management in those eyebrow areas, and sometimes additional services, as needed, such as removing dead trees, replacing them, etc. We did hold a bid announcement in November; twice it was advertised; did pre-bid conference at the end of November, and we opened bids on December 4. We got six good bids and the low bid was from the Rocky Fork Company and it was significantly below what we expected for a two year contract. We were anticipating something in the neighborhood of \$100,000 for two years and their's came in at \$83,158. So we're pretty pleased about that.

We did a reference check on Rocky Fork. I wasn't familiar with them when we got their bid. I visited their complex up in New Albany, looked at their equipment, checked out their

employees. They obviously have adequate staffing and equipment to do this job. I also checked their references, which were very good, from some very good companies around Central Ohio. They actually do work in the City of Reynoldsburg for other companies here. Better Business Bureau check turned up nothing, so that's always a positive, and I am confident that this company can handle this job very effectively.

From a funding standpoint, we have an interim budget that has a certain amount of money in it already. Basically because the interim budget is the same as what it was in 2007 and we were funding some maintenance of the landscaping then. At this time, I am not going to be requesting additional funding. That request will come when Mayor McCloud brings in his permanent budget for 2008. So you'll see that, the additional number that you're seeing there, that \$16,979, we'll be including that in the permanent budget for 2008 - so we won't be asking for that money tonight. We will be able to operate with what we have in the current Park's budget until such time as we have the new budget.

We'd also like to ask this to be done as an emergency due to the time constraints on the bid of the contract which is pretty typical. So at that, I'd like to shut my remarks off and ask if there's any questions?

Mrs. Newman: Are there any questions or comments? Mr. Clemens.

Mr. Clemens: Yes, I have two; and basically, this doesn't have anything to do with the company. It has to do with the contract, and I might have missed it if it's in there. You have the extra cost. Say if they have to do something about the contract, I didn't see a 'per hour cost'. Is it in here?

Mr. Walsh: No. It is not. We typically negotiate that price.

Mr. Clemens: Are you going to negotiate it before we pass the contract or what?

Mr. Walsh: No, because there's so many different variables. For example, if I need a Chinese Elm Tree, we may want to pick a Chinese Elm Tree to replace one that's of the size that we currently have as opposed to getting something smaller. Or we may want, we would have to do this on a case-by-case basis. So I would have to list every one of those things.

Mr. Clemens: It doesn't have anything to do with the material. It had to do with the 'per hour wage', is what I meant.

Mr. Walsh: No. We do not have that in, we do not have a 'per hour wage' in the contract for that.

Mr. Clemens: Don't you think you should have? I think you should have really, a 'per hour wage'. We should know they're going to, ahead of time, of what they're going to charge per hour, if they're going to do extra work.

Mr. Walsh: Okay. That was not something that we requested in the bid.

Mr. Clemens: It would just be something to have really, you should have. That way you know going into it if you ask for extra work to be done, you'll know what the per hour charge is going to

be.

Mr. Walsh: I could ask them to submit a letter to us of what their pricing would be.

Mr. Clemens: If you would, I'd appreciate it. One other thing. It has to do with the flowers. It has to do with the landscape section. It's been my thought, and something I'd like you to think about, the Administration to think about, contacting the property owners that have the landscaping beds on their property, that we maintain, and see if we could get some kind of agreement with them. If they would give us an agreement that any signs put in there, that we could remove. Now that's something they could do; we can't do it without their permission. But I think just everybody going around sticking signs in that flower bed looks like heck to be honest with you.

Mr. Walsh: I agree.

Mr. Clemens: I mean, we've put a lot of money into it and it looks nice and I've had a lot of comments on it. I even speak of the last election; I thought the last election looked like a dump with all of them in there. Now I know that once it starts, everybody does and I can understand that, but still, that's not the proper thing to do. And I think it would, I would think the property owners would go along with that. We would remove them and I don't think they'd like to have all those signs. I mean, a couple of weeks ago there were 'Singles Reynoldsburg' something. I don't know what that is but if you're single I guess you called that number. Any signs can be put in there now and we can't do anything about it.

Mr. Walsh: I think our practice has been, other than political signs which are considered protected speech, if they don't have any kind of a permit at all and the single signs I'm pretty sure probably don't. That's my best guess...

Mr. Clemens: But still though, if they're not on your property, you can't take them.

Mr. Walsh: Well, we own some right-of-way there.

Mr. Clemens: We own some right-of-way but we don't own a lot of the flower beds. That's what I'm saying.

Mr. Walsh: We don't own the beds. Correct. We do own the easement.

Mr. Clemens: That's right. And that's what I'm speaking of.

Mr. Walsh: Yeah. And we've been sort of working with, between the sidewalk and the wall, you know, those decorative walls, that those were being removed from there. But you're right.

Mr. Clemens: If they have been, they haven't been removed. I mean, they've been there for weeks. But that would be, with their permission then we would have no problem. We could strip them of everything.

Mr. Walsh: I like the idea.

Mr. Clemens: So if you would look into that I would appreciate that. Thank you.

Mrs. Newman: Any further comments or questions? (No response). Alright. I would like to move this forward to Council for adoption as an emergency because we do have these bid requirements, and I so move. Could I get a second? Second by Mrs. Shirey. All in favor, say aye. (All voted "Aye"). All those not in favor? (No response). Motion passes.

Since there's no further business to come before the Community Development Committee, we will adjourn at 20 minutes to 8, or 7:40.

Community Development Committee

January 8, 2008

- - -Nancy C. Frazier, Clerk of Council
(Transcribed - Susie Lyday)

SAFETY COMMITTEE MEETING MINUTES

January 8, 2008 Tuesday

Members of Safety Committee present: Doug Joseph, Ron Stake, Leslie Kelly, Fred Deskins.

Other members of Council present: Mel Clemens, Antoinette Newman, Donna Shirey, Council President William L. Hills.

Mr. Joseph: And I'll call the Safety Committee to order at 7:40.

The second item on the agenda tonight is approval of the agenda. Are there any changes, additions, or deletions to the agenda tonight? (No response). Seeing none, they'll stand approved.

The third item tonight is the Election of Chairman; appointment of Vice Chairman. Is there a motion to elect a Chairman this evening? Mr. Stake.

Mr. Stake: Yes, Councilman Joseph. I move that you become Chairman of the Safety Committee.

Mr. Joseph: Is there a second? Second by Mr. Deskins. All in favor, please say aye. (All voted "Aye"). Opposed? (No response). Motion carries. Thank you very much.

And I'd like to appoint Mr. Stake as Vice Chairman again if you would again serve in that capacity.

Mr. Stake: I would. Yes. Thank you.

Mr. Joseph: Thank you very much. Fourth item on the agenda tonight is approval of the minutes of the December 17, 2007 Safety Committee meeting. Are there any changes to those minutes tonight? (No response). Seeing none, they'll stand approved.

Item 5, Discussion: Transfer of Liquor Permit - from GMRI Inc dba Smokey Bones BBQ 7541 to Barbeque Integrated Inc dba Smokey Bones BBQ 7541, 2200 Baltimore Reynoldsburg Rd, Reynoldsburg, Ohio 43068. Chief, welcome back.

Chief Suci: Thank you, sir. This was just a stock transfer regarding the sale of all 73 Smokey Bones Restaurants throughout the United States. We did an investigation and concluded that there's no reason to appeal this permit application transfer. And I'll stand for any questions.

Mr. Joseph: Thank you very much. Are there any questions from members of committee? (No response). Members of Council? (No response). Okay. Very good. We'll send this back to the Clerk with no action.

Item 6 tonight, Discussion: Engineering Services for 2008 Street Program and appropriating funds; on 12-17-07 item was held until January. Mr. DeBolt.

Mr. DeBolt: Thank you Mr. Chairman, Mr. President, members of Council. As you know, over the past few months, we've been trying to work our Street Program through Council in order to get the best bids possible for the upcoming year. We are looking forward to trying to get this done on emergency for two reasons. One, as we all know with the escalating oil prices, asphalt's oil-based and the prices are continually going up. So we'd like to get the bids out to get the best price possible. Also, one of the projects we have upcoming this year with ODOT is paving 256 from Main Street almost to Farmsbury. And part of this project's similar to what we did last year. To get better bids on the curbs and ramp work, we've combined the Street Program for the city along with that project in order to get better bids. So we do have somewhat of a commitment to get that done in a timely manner before ODOT comes in and paves that road in the summer. So we'd like to hopefully get this project out for bid as soon as possible.

And we did go, as Council requested, back to EMH&T and identified the streets for the monies that we had allocated we were going to be granted and we identified the seven streets listed

on the document that I provided at the last committee meeting. We'd like to just make one adjustment. On the second street, it's actually Brightstone Drive, not Bridgestone, so that was just a typo there, but other than that, those are the streets that we'd like to move forward to try to have paved this year.

Mr. Joseph: Thank you. Are there any questions of the committee tonight for Mr. DeBolt? (No response). Council? President Hills.

Mr. Hills: I do have one question. I know that one reason that we did want to hold this until the first of the year was to give the new Mayor the opportunity to look at it and say, are these the streets that you're okay with? And I haven't heard. Has he said that to you?

Mr. DeBolt: Yes, sir. I've double-checked with the Mayor and he's on board with the program.

Mr. Hills: He's on board with the program as submitted from EMH&T?

Mr. DeBolt: Yes, sir.

Mr. Hills: Okay. Thank you, Mr. Joseph.

Mr. Joseph: Thank you. Any other questions tonight? (No response). And obviously, you have this down as emergency and you'd like the consideration to Council next week, correct?

Mr. DeBolt: That would be, yes I would. Thank you.

Mr. Joseph: Then I'll make a motion that we pass this on tonight as an emergency to Council. Is there a second? Second by Mr. Stake. All in favor, please say aye. (All voted "Aye"). Opposed? (No response). Motion carries.

Mr. DeBolt: Thank you.

Mr. Joseph: Thank you very much. That concludes the business tonight. I did have a couple of speaker requests to speak on topics that are not on the agenda tonight. I would encourage these individuals to speak if they wish, during Community Comment next week. Because these issues are not on the agenda tonight, I'm not going to have those up for discussion tonight.

So I'll close out the committee at 7:45.

Mrs. Frazier: Mr. Joseph. Could you back up just one minute and refer that last item to Finance, please?

Mr. Joseph: Okay. Yes. I'll also make a motion we pass the Street Program on to Finance Committee. Is there a second? Second by Mr. Stake. All in favor, please say aye. (All voted "Aye"). Opposed? (No response). Motion carries. Thank you very much, Mrs. Frazier. Anything else tonight? (No response).

So I'll close again at 7:45.

Safety Committee

January 8, 2008

- - -Nancy C. Frazier, Clerk of Council

(Transcribed - Susie Lyday)

SERVICE COMMITTEE MEETING MINUTES

January 8, 2008 Tuesday

Members of Service Committee present: Mel Clemens, Donna Shirey, Leslie Kelly, Fred Deskins.

Other members of Council present: Doug Joseph, Antoinette Newman, Ron Stake, Council President William L. Hills.

Mr. Clemens: I'd like to call the Service Committee meeting to order at 7:45.

The first item on the agenda is approval of agenda. I do have a speaker that wishes to speak on trash containers on this property. I'll make that as item 4a. Do I have a second on that? Second by Mrs. Kelly. All in favor, say aye. (All voted "Aye").

The next item is Election of a Chairman. Do I have a nomination for Chairman?

Mrs. Kelly: I would like to nominate Mr. Clemens to act as Chairman for our Service Committee.

Mr. Clemens: Thank you. Do I have a second? Second by Mr. Deskins. I would like to ask Mrs. Kelly if she would serve as Vice Chairman?

Mrs. Kelly: Yes.

Mr. Clemens: Thank you. Let's have a vote on that. Vote on the election of Chairman. All in favor, say aye. (All voted "Aye"). Opposed? (No response). Thank you.

The next item is item number 4, Approval of minutes of Service Committee Meeting held December 17, 2007. Do I have any additions or deletions? (No response). If not, they'll stand approved.

The next item, item 4a, I do have a speaker on this. Dave Quinn. If you would come up to the mike and give your address, name and address.

Mr. Quinn: Yes. My name's Dave Quinn, 1357 Crestview.

Mr. Clemens: Okay. Would you explain to the committee what your problem is?

Mr. Quinn: I'd like to see what I have to do to change the new ordinance that they're bugging me on about the trash can being visible from the side of my house. As a disabled American Veteran, it's really got nothing to do with it, but it's hard to carry the cans from the back of the yard out to the front. And you can't see them. You haven't been able to see them for 15 years.

Mr. Clemens: Alright. This has been an ordinance that we've been trying to have changed for over a year or so. And we finally did get it approved and in our ordinances, although it hasn't been really enforced, which I'm hoping it will be enforced starting after the first of the year. But it is an ordinance that pertains to everyone within the city. And we do have problems with trash containers. And it can be put by the side of the house if you enclose it.

Mr. Quinn: What I've always done is just have a plastic tarp over the top of the two garbage pails. And it's in bushes so you can't see it behind trees.

Mr. Clemens: It has to be enclosed from sight from the side of the house and from the street.

Mr. Quinn: If it got passed that way that it's got to be enclosed, what have I got to do to get it back so you can still have it so you can't see it from the front and it looks nice and neat? It even looks nice and neat, and my neighbor on the side didn't have any complaint. But I just happened to be the one that gets a citation for a garbage can that's been going down through the chains on other things.

Mr. Clemens: The ordinance is in effect. And my thought would be, if you have any questions pertaining to the ordinance, just speak to our Service Director Mr. DeBolt and I'm sure he'd be glad to speak to you about it, and give him your problem if you would.

Mr. Quinn: Okay.

Mr. Clemens: Are there any questions for Mr. Quinn? Members of committee? (No response). Members of Council? (No response). Thank you sir.

The next item on the agenda is an ORDINANCE ACCEPTING UNRECORDED DEED OF EASEMENT (sanitary sewer easement) (.0142 acre) (ABEBA GOLLA). It had its first reading 12-17-07. Are there any questions from committee pertaining to this? (No response). This is just an easement. Members of Council? (No response). If not, I'd like to make a motion we move this on to Council for its second reading. Do I have a second? Second by Mrs. Kelly. All in favor, say aye. (All voted "Aye"). Opposed? (No response). Thank you.

Item number 6, ORDINANCE ACCEPTING UNRECORDED DEED OF EASEMENT (sanitary sewer easement) (.2344 acre) DARIN BOSTER. It had its first reading 12-17-07. Do I have any questions from the committee pertaining to this easement? (No response). Members of Council? (No response). If not, I'd like to send this to Council for its second reading. Do I have a second? Second by Mrs. Shirey. All in favor, say aye. (All voted "Aye"). Opposed? (No response). Thank you.

The next item is ORDINANCE APPROVING AMENDED FINAL PLAT OF OAK VALLEY SUBDIVISION SECTION 1 entitled "Replat Of Easements Of Oak Valley Subdivision Section One" AND REPEALING ORDINANCE 67-98. First reading 12-17-07. Is there anyone here that would like to speak on this? (No response). Members of committee? (No response). Members of Council? (No response). If not, I'd like to send this on for its second reading. Do I have a second? Second by Mr. Deskins. All in favor, say aye. (All voted "Aye"). Opposed? (No response). Thank you.

Next, ORDINANCE APPROVING SPECIAL EXCEPTION USE PERMIT - (1756 and 1762 Brice Road, proposed use of land/structure - The Spot Family Fun & Billiards Club); applicant, Pat Manley. Second reading 12-17-07. What this is, is a change of a Special Exception Use Permit. It has been to our B&Z Commission and we've all had the minutes and it's come back to Council with some changes, and the approval of the B&Z Commission. And what the change of the Special Exception Use Permit was, one, that the Special Exception be reviewed 6 months after the granting of the liquor license. Two, that nothing above the serving of beer will be allowed without further review, and that the review can't be sooner than two years so that it cannot be upgraded from that in that time period. And I do think we have, Mr. Maszon's here to represent the establishment. Do you have anything you'd like to say before I go on?

Mr. Maszon: We've been discussing this since May. So I don't know how much more information I can give you. We've obviously got two more members that may have some questions. Basically, we're looking to add a concessions area and some beer sales and nothing too far outside of that guidelines right there. Do you have any questions? You guys have been, you see, I know Mrs. Kelly's been here. Mr. Deskins I haven't...

Mr. Deskins: I've been following this for about a year, or 6 months.

Mr. Clemens: I think all of us know what the situation is and why this is being changed. It was approved with no beer license, or alcohol license, at the request of the owner. And I think since

that time, he felt that it's a necessity to have an alcohol license for his business. I disagree _____ on this and I have in the past and I will now. And I have nothing really with the sell of beer or anything. I've been known to have a beer now and then. So it's not something that I oppose. It's the situation in the district that it's in. I think we all know when we see the reports from the Police Department. We've had discussions on this item as far as the district, as far as the situation, as far as with Columbus being next to us. What they've brought to us with their establishments and with ours. I just don't feel that we need another alcohol situation at this time in our district until we get the thing straightened up. I know that the incoming Mayor has spoke about how he feels that the district at Brice and Livingston needs to be improved. Of course we can't hold Columbus accountable _____ accountable for anything really as far as their establishments are concerned. And it's a drift over into our community. And when I speak of this I'm not speaking detrimental to you or your establishment. I'm speaking on how it interferes with the lives and so forth of the people that live in this district. Now we have more and more, right after another down on that section. I don't think this will be a benefit to help us as far as that's concerned. That's my feelings on it and I think you know my feelings in the past. So I just don't think that this is a benefit of the city. That's my feelings. Anybody from the committee like to speak on this subject?

Mrs. Kelly: I have a question.

Mr. Clemens: Yes, Mrs. Kelly.

Mrs. Kelly: Your clientele, it's The Spot Family Fun and Billiard's, and not an exact estimate or exact account, but how many of your clients, or how many of your visitors to the establishment are families? How many are mainly single people? Or what does that look like?

Mr. Maszon: We get an even divide really. I mean, between groups that come in as a family or just on their own. When we looked at the age brackets, you know, we've done nothing but advertise for the alcohol-free. About 20% of our clientele is under the age of 18. Twenty percent of our clientele is 18 to 21. And 60% of our clientele is over the age of 21. And that's with advertising strictly for the alcohol-free. So you know, we can't survive if we're only pulling in 20% with all of our efforts. You know, the league play is what we're really missing out on which is, it's almost required to have some sort of alcohol. We're looking for the minimum alcohol requirements. We've had no issues at the location. I know we've heard from the Concerned Citizens saying it's so bad over there. However, when the Mayor stood up a long time ago and said, you know, it's no different there than anywhere else in the city as far as the amount of crime in that area. I'm there almost on a daily basis. I've never had any issues inside the facility. The security cameras that we have, keep it regulated rather well and I don't see how this would be detrimental at all.

Mrs. Kelly: Thank you.

Mr. Clemens: The Mayor's not here to correct you but I'll guarantee you, it is worse than other crime within the city.

Mr. Maszon: I just, what he said when he spoke at one time.

Mr. Clemens: Are there any other comments from members of the committee? Mrs. Shirey.

Mrs. Shirey: Thank you Chairman Clemens. I think you know how I feel about the whole situation too. And I do have to agree with you Mr. Clemens. I'm very concerned about that location as well. And I am not one that's going to be able to support putting this through. So I just want to let you know.

Mr. Clemens: Mr. Deskins.

Mr. Deskins: You had mentioned that there's been a number of reports from the Police Department on runs to this establishment. I don't recall seeing that. I would like to....

Mr. Clemens: Not from this establishment. No.

Mr. Deskins: For that area.

Mr. Clemens: Yes. For the area. No. I have no, there's been no problems with his business. I want to make that plain. We've had no problems with The Spot Billiard's as far as complaints or as far as police runs or anything like that. I'm talking about the area.

Mrs. Kelly: I have another question. How late, or what are your hours?

Mr. Maszon: We are open until 2 a.m. every day now.

Mrs. Kelly: Okay. Which is very similar. So in the evening time, I'm assuming, that evening time, there's not a lot of families. The 12 to 2.

Mr. Maszon: Yeah.

Mrs. Kelly: Okay. Which is much like your typical bars are open until 2.

Mr. Maszon: Until 2:30 actually.

Mrs. Kelly: Okay. I don't frequent them often so I don't know.

Mr. Clemens: Mrs. Newman.

Mrs. Newman: Yes. I have a question I'd like to address to the representatives of the Police Department if they're still here. Are they? Or are they hiding? They're not here. I was just concerned about how many of the calls or the runs by the Police Department were alcohol related in that vicinity as opposed to straight crime by sober criminals.

Mr. Clemens: That, I can't answer.

Mrs. Newman: So we really don't know at this point what impetus the alcohol might or might not have on the police calls.

Mr. Clemens: I don't know anybody that got drunk and raped somebody or they just did it without that. I don't know. Or the same as far as robbing. I have no idea. Like I said, we've had no problems with his establishment. But we do have problems in that area pertaining to the Police Department and the coverage. And I'm a strong believer that it's a lot of calls by the Columbus area which drift over to our area. Are there any other questions from the committee? Mr. Hills.

Mr. Hills: Mr. Clemens, just a following up as what Toni and Fred said also. Apparently the Chief has gone. I don't know that we asked him to stay other than the _____ and generally there's someone representing the Police Department that attends all Council and committee meetings, and he usually stays to the end. So I'm not sure where the Chief is, but we do have the Safety/Service Director here. I don't know if Steve has any of that information as to surrounding area or incidents. We've heard what the ex-Mayor said and I just don't know if, I think, Toni you're after some general input about whether the crime is higher in that area and what type of crimes there are. Is that where you're headed?

Mrs. Newman: Well, if it's due to alcohol or swayed by alcohol consumption.

Mr. Hills: If Steve can say something.

Mr. DeBolt: Well, we don't have specific data that relates to it per se. But for instance, we can get that fairly quickly because I just asked for a report today for some general apartment complexes and it was easily readily available. But again, you get a stack of maybe 100 pages of each incident. You have to go through and look at each one. And that may not even say if it's alcohol related. Crime was committed, in the report, that may provide that information. I very highly doubt it that most of the summaries would say that it was alcohol related unless it was maybe a DWI incident of some sort. So that would be probably difficult to gather. Not impossible and we're more than willing to do it but we'd have to scan the reports.

Mrs. Newman: Well, we wouldn't even have to have a firm report, but just an educated guess or you know, what the Police Chief might think just from experience.

Mr. DeBolt: Well again, in looking in that side of town I'd say that there are more than their share of instances because of the fact that when you have DWI and so forth on the major corridors. So in that realm, traveling the streets, if they're going to pick up someone, they're going to be in the main area of Brice and Livingston. But again, to say specific instances out of bars and such, I couldn't say without looking at the reports.

Mrs. Newman: Thank you.

Mr. Clemens: Mr. Stake.

Mr. Stake: Thank you, Chairman Clemens. I've got a couple of questions and maybe a comment

or two. Mr. Maszon, what's the primary focus of your business? If you would get the Special Exception Use Permit, what would be the primary focus of your business? What would bring in the money?

Mr. Maszon: It's billiards.

Mr. Stake: Not selling alcohol?

Mr. Maszon: No. I mean, the majority of our business is going to be people on the table shooting pool. You know, what the alcohol is doing is allowing us to bring in our league play and that's giving them a _____ to stay a little bit longer. A lot of people will just not come into the facility because there is no alcohol.

Mr. Stake: And if I recall, from previous testimony from you, you have video surveillance in this establishment? Plus you have people on the floor at these times?

Mr. Maszon: Yes, sir.

Mr. Stake: And have you ever had any need to call the police?

Mr. Maszon: You know, I mean, we've had issues out in the parking lot. You know, different things to that affect I'm sure. Nothing major. You know, nothing out of the norm of conducting a business.

Mr. Stake: Okay. I'm concerned about the area as well. And I don't think running the business off is the answer to the area benefitting. I think additional police patrols and police protection in that area is the answer. I much would rather see a full store front with a well-regulated facility, which I think you do run a well-regulated facility now. And if I recall, the BZA had a requirement in there that there would be a review in 6 months, and if it was found out in that 6 months that you weren't running a well-regulated facility, the Special Exception Use Permit could be pulled at that time. So I'm willing to give you a chance. Like I said, I'd rather see a viable business in there than an empty store front. I don't know how that helps the community at all, having another empty store front in that area. Just because there are other bars in that area that do not do the kind of security that you do, and the primary focus is alcohol, I don't see why you should be branded, or painted with the same brush. So I would be in favor of granting the Special Exception Use Permit although I'm not on the committee, because I would like to see a viable business in there. And I also would like to see additional police protection in that area. Thank you.

Mr. Clemens: Thank you Ron. I'm not anti-business really and I approve business, and that's why I voted for you the last time with all the agreements that you agreed to. And I thought that was good for the community. And I'm not anti-bar. But with a liquor permit, you're a bar whether you want to call it bar or not. A liquor permit's a liquor permit. There's one thing I did want to bring up. It had to do with the minutes of the B&Z meeting when they discussed you're applying for a higher license than a D1. John had mentioned two years. You had wanted one year but you agreed to two. But you wanted one. That leads me to believe that not only do you

have a D1, but since you only wanted the one year, you knew that you couldn't do it when we agreed to two because if you hadn't, it wasn't going to pass. That leads me to believe that _____, that you would be applying for a liquor license of higher content. And that's what I'm bringing up. What it does, it turns into a bar, then it is a situation of a different sort. And I just wanted to bring notice, that that was in the minutes that you did request the one year and you agreed to the two years.

Mr. Maszon: Well, the last time I was here I feel that you know, I don't want to agree to things that may hurt me later on.

Mr. Clemens: Right. I understand.

Mr. Maszon: I'm just trying to run a business. You know, our thought is if we expand the business later on and we want to add a larger restaurant or something to that effect, I don't want limitations put on there that are restrictive, too restrictive. You know, I do have some partners and you know, these are other, you know concerns that they have.

Mr. Clemens: I am concerned with the two years to apply for a higher license because you're standing here before us talking about, and I can understand bringing tournaments in and so forth and being able to sell beer and I'm sure that would enhance your business, but now you're even talking in different terms. Well, maybe you'll make it bigger. Make it a restaurant and then maybe you'll have a full bar and things like that.

Mr. Maszon: Well at least, you know, there are other permits like wine permits and things to that effect. You know, when they put a restriction out there...

Mr. Clemens: I understand. Alright. I just wanted to bring that point up. Are there any other questions? Yes, Mrs. Kelly.

Mrs. Kelly: I have a couple. Do you serve food at all? Do you have like snack food or whatever?

Mr. Maszon: That is what we're going to do with the expansion as well is, we're going to add a little bit of a concessions area. We'll have some pre-made sandwiches, microwave food, things to that effect.

Mrs. Kelly: Okay. Right now though, there's no food?

Mr. Maszon: It's catered in. Yes.

Mrs. Kelly: There is food?

Mr. Maszon: Yeah. There's food catered in. However, we don't have it, you have to order it and it comes in.

Mrs. Kelly: Okay. Then I guess a point of clarification, just for myself, so what you had talked about or what the B&Z had talked about was that 6 months that this could be reviewed, I guess I'm

asking you Mr. Stake since you're the one that brought that up, 6 months it could be reviewed?

Mr. Clemens: It has to come back to us for review.

Mrs. Kelly: So at the end of that 6 months, we as the City Council could, if there were issues that had arisen could say, you know what, we tried it, but it's just not working.

Mr. Clemens: That's correct.

Mrs. Kelly: Correct?

Mr. Clemens: That's correct.

Mrs. Kelly: And then I have another question for you. Have you thought about thinking about the, where that, where your establishment is located and a community that is there, that there's a group of people in a community that is very much trying to take back that area and bring new life into that. And being a business, you could have a big part in that. So think about, as a business that is there, have you already been involved, or have you thought of ways to yourself help enhance the community that's around there?

Mr. Maszon: Yeah. I mean, I work with the other businesses obviously in our area. You know, actually I used to sit on the Board of Directors of the City Council, or I mean, the Chamber of Commerce here in Reynoldsburg. But you know, all the businesses in my complex, all are ready and waiting for this to happen. Because we know that this is going to bring a little bit extra revenue and help us all out. As far as the crime, you know, since we've gone in there, you know, we haven't seen, it's dropped. I mean, as far as I'm concerned. You know, from the day that we were still constructing that building and from the time we put the video cameras up and we started to see the, the traffic pattern start to go out into the parking lot versus right there in front of the video cameras. We've seen it. You know, I haven't seen as many cop cars over there at Century City either. I know there's, you know, when I first moved, I spoke with Casto and they made a conscious effort to really crack down on the problems that were in that apartment complex. And the new landlords that are coming in, I believe are still upholding that as well. So you know, as far as the area of town, we try to run this responsibly.

You know... and you know, I can't see how keeping us there and a responsible business and make sure that we're going to keep the trouble away and welcome the right groups of people. You know, I'm out there on a daily basis. I don't want to see this turn into a rough neck place. You know, this is a family fun and billiards establishment. They're there to shoot pool and have a good time. It's just that I need something that caters to the adult crowd, because without it, the parents sometimes don't even want to bring out their kids because they want to come out and enjoy themselves, have a beer, watch the kids shoot pool or whatever they want to do. Just like they do at the bowling alley. They just don't understand it when they come in there and there's absolutely no alcohol. And that's what I've been up against since I opened.

Mr. Clemens: Since you will be serving beer, you will be serving food too, right?

Mr. Maszon: Yes, sir.

Mr. Clemens: Because that's a requirement, isn't it?

Mr. Maszon: Yes.

Mr. Clemens: That you have to have food. Right. Are there any other question? Mr. Hills.

Mr. Hills: I've got two if I could Mr. Maszon. Number one was, you talked about an expansion. You're not currently expanding your facility now are you?

Mr. Maszon: No. No sir. I'm just saying in the future.

Mr. Hills: You're making reference to the food and the expansion. You're just setting aside somewhere within your existing facility to have the food. Is that correct?

Mr. Maszon: That's all in my diagram. We're expanding the front counter out to the left a little bit.

Mr. Hills: Right. For the purpose of having the food available.

Mr. Maszon: Available, as well as the alcohol.

Mr. Hills: And secondarily, and I believe you responded to Councilperson Kelly that you were on the Board of the Chamber of Commerce? Or you were previously on the Board?

Mr. Maszon: I previously, I previously sat on that.

Mr. Hills: Previously on the board? Okay. Because I think the reference was you currently are.

Mr. Maszon: I've been working a lot of hours trying to pay the bills.

Mr. Hills: I just wanted to clarify. When I hear somebody say, I'm a Board member, I always like it, sometimes a lot of people have been Board members, but the implication you said was you were currently, but it's not currently, but you certainly were, correct?

Mr. Maszon: Used to be, is what I thought I said. Maybe I mis-spoke.

Mr. Hills: Thank you.

Mr. Clemens: Thank you. Are there any other questions from members of the committee? (No response). Members of Council? (No response). If not, I'd like to send this to Council with a recommendation for denial. Do I have a second? Second by Mrs. Shirey. All in favor, say aye. (Two voted "Aye"). Opposed? (No response). Okay. Opposed? (No response). Okay.

Mr. Hills: Nancy, are the votes clear on that?

Mrs. Kelly: Am I supposed to say something? I'm sorry.

Mr. Hills: Did you get....

Mrs. Frazier: No. I did not hear the opposed.

Mr. Hills: I'm not sure how many "ayes". That's just what I'm trying to find out.

Mr. Clemens: Two "ayes" so far.

Mrs. Frazier: You have two "ayes" for....

Mr. Clemens: The motion to send to Council with recommendation for denial.

Mrs. Frazier: And was anybody opposed to that?

Mrs. Kelly: Can I ask a question? I'm sorry.....

Mrs. Frazier: Was anybody opposed to that?

Mr. Clemens: Well, the object is to get it to Council and they can do whatever they want.

Mrs. Kelly: And we can decide from there.

Mrs. Frazier: Yes.

(Mrs. Kelly voted "Aye".)

Mr. Hills: Alright. The vote now has been four "ayes" and no one has a "nay" and it will be voted on by seven members of Council.

Mr. Clemens: Right. That's correct. It'll be sent to Council for the third reading.

Mr. Hills: Right. And just to clarify, I think we at Council have always historically tried to be sure that we take for a vote of the full Council and it will be coming for a vote of the full Council next week. And the recommendation coming out of committee of denial however, it'll be how it's approached in the vote next week then will be the ultimate decision.

Mr. Clemens: That's right. All Council will get a vote on it.

Mr. Hills: Right.

Mr. Clemens: Thank you. I appreciate it.

The next item on the agenda, ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF THE CITY OF REYNOLDSBURG ADOPTED BY ORDINANCE NO. 131-95 ON NOVEMBER 27, 1995 AND AS SUBSEQUENTLY AMENDED - 0.648 acre of a 1.69 acre parcel; from R-3 to CC; applicant, James L. Bates. It had its second reading 12-10-07. Planning Commission has recommended denial. It's been held on 12-17-07 and was held until the first meeting in January. I've been asked to hold this. And what I've decided to do, is move it to Other Business. And that way in a month or so, or two months, if Mr. Bates wants to bring it back up on the agenda and pursue the situation, then he can, then we can notify the owners of the properties that's adjacent so they all have the opportunity to speak. But I don't think it's fair just to keep holding it, and holding it, and holding it. We'll put it on Other Business then it's not on the agenda. Like I said, if Mr. Bates pursues it further, or wishes to pursue it further, then he has to have it brought up from Other Business, and then we'll notify all the property owners that's involved so they have the opportunity to speak. We do have one tonight and I do ask if he wants to speak because he's been here before and I don't want to cut anybody off. And it's Mr. Hodnett. If you would, and I'm sorry if I didn't pronounce that right. But like I said, we are going to put this in Other Business, but you have been here before. If you would like to make a comment?

Mr. Hodnett: Yes. I want to come up in front of Council, but I would like to ask, I'm not considered one of the adjacent property owners so I don't get the notification.

Mr. Clemens: We'll let everybody know. We have your slip and so forth. Your speaker slip. I hold all, we'll hold the speaker slips.

Mr. Hodnett: Okay.

Mr. Clemens: We'll not bring it up without you knowing and everybody knowing that's involved in the situation. You'll have the opportunity.

Mr. Hodnett: Yes. I won't speak on it tonight. Thank you.

Mr. Clemens: Right. You'll all have the opportunity. Alright. Are there any questions from the committee or members of Council? (No response). Then I'd like to make a motion that we put this in Other Business until further notice. Do I have a second? Second by Mrs. Shirey. All in favor, say aye. (All voted "Aye"). Opposed? (No response).

And that ends the committee meeting at 8:14.

Service Committee

January 8, 2008

- - -Nancy C. Frazier, Clerk of Council
(Transcribed - Susie Lyday)

FINANCE COMMITTEE MEETING MINUTES

January 8, 2008

Tuesday

Members of Finance Committee present: Ron Stake, Mel Clemens, Doug Joseph, Antoinette Newman.

Other members of Council present: Donna Shirey, Fred Deskins, Leslie Kelly, Council President William L. Hills.

Mr. Stake: I will call to order, the Finance Committee at 8:15.

Item number 2 is approval of the agenda. We have one addition to the agenda which would be funding for bids for the 2008 Street Program. I'd like to make that 4a. All in favor, please state aye. (All voted "Aye"). Opposed? (No response). Motion passes.

Item number 3 is Election of Chairman; appointment of Vice Chairman. Do we have any nominations for Chairman? Councilman Clemens.

Mr. Clemens: Yes. I would like to nominate Ron Stake as Chairman.

Mr. Stake: Thank you, Mr. Clemens. Is there a second? Second by Councilman Joseph. All in favor, please state aye. (All voted "Aye"). Opposed? (No response). Motion passes. Thank you. I appreciate your confidence.

Councilman Clemens, would you continue to serve as Vice Chairman?

Mr. Clemens: Yes, thank you.

Mr. Stake: Thank you. Item 4 is approval of the minutes of Finance Committee meeting held December 17, 2007. Are there any changes to those minutes? (No response). None being heard, they'll stand as submitted.

Item 4a is the 2008 Street Program funding for bids. This comes from the Safety Committee. Councilman Joseph.

Mr. Joseph: Thank you Chairman Stake. Yes, the Safety Committee earlier this evening passed this on as an emergency measure so we can get this done, and also sent to Finance for consideration tonight.

Mr. Stake: Thank you Councilman Joseph. And we'd need to appropriate \$20,000 from the CIP Fund to account number 410.120.5651, so I make that motion, and that we also send this on to Council with recommendation for adoption as an emergency. Do I have a second? Second by Councilman Joseph. Any further discussion? (No response). All in favor, please state aye. (All voted "Aye"). Opposed? (No response). Motion passes. Thank you.

Item number 5 is Discussion: Appointment of Human Resources Director, added at request of Mayor McCloud and direction of myself on the second of January. Mayor, thank you.

Mayor McCloud: Thank you Chairman Stake. As some of you know and some of you may not, the City Code requires that before I can hire a Human Resources Director, I need an affirmative vote of Council, and that is four members. I have someone in mind that I would like to place in that position. I believe you all have, some of you have met her. I believe you all have received her resume, and I am asking that you consider this person.

I'd like to first address some of the budgetary issues. We have a Human Resources consultant on an annual basis that we are paying \$25,000 a year. Upon the appointment of this candidate, I will be terminating that contract. That is again annually, \$25,000 a year. We are currently without a Development Director. That annual salary broken down to a monthly total is \$9,000. We obviously, will not have one in place in the month of January. I did not move in with a secretary. Again, that annual salary broken down to a monthly basis is about \$5700. Ultimately, I will be sharing a person with the Human Resources Department. This is bottom-line, a neutral, at worst case scenario, budgetary issue. And at a fundamental level, I'm simply asking this Council to afford me the same courtesy that previous Councils afforded the previous Mayor. Any questions?

Mr. Stake: Are there any questions from members of the committee for the Mayor? Councilman Clemens.

Mr. Clemens: Yes. Mayor, will this be a full time position?

Mayor McCloud: No. And let me address that, Mr. Clemens. This is not a full time position. This person does not need insurance benefits. And what I was remiss in submitting to you is the salary which is \$55,302 - is the total annual figure. That is a 30 hour a week position.

Mr. Stake: Are there any other questions or comments for the Mayor from members of the Finance Committee? (No response). Members of Council? (No response). Mayor, I do have a question. You gave us kind of a short-term scenario on the funding. Long-term, General Fund, I mean, we're going to obviously, down the road going to have to tap into the General Fund for \$55,000 in order to, unless you're going to make some changes this year and eliminate some positions. I guess I'm trying to get an idea what your long-term strategy is to pay for this.

Mayor McCloud: Well, as I said, initially I'm going to terminate the \$25,000 a year HR vendor, the outside vendor. We are going to do more with less. As I said, I'm drafting my own letters and I will not have a full time dedicated person to me; I will be sharing a staff person. I suppose at the end of the day it will come from the General Fund, I assume. I can't stand here and tell you Chairman Stake, exactly what the personnel moves will be throughout the rest of the year. I am actively working on a budget, having met with you, but I don't have that kind of crystal ball right now.

Mr. Stake: Okay. And this would be a three quarter time position?

Mayor McCloud: That is correct.

Mr. Stake: So there would be no benefits.

Mayor McCloud: That is correct. Three quarter time, no insurance.

Mr. Stake: And when you spoke to me about this, you just wanted it on the agenda this evening for discussion purposes. Is that still the case? What kind of time line are you looking at?

Mayor McCloud: No, and if I indicated that, I was remiss. I would like this to be voted out of committee and not held in committee this evening, and sent to Council for full consideration next Monday. That's my request.

Mr. Stake: Okay. Any comments or questions in regards to that from members of the Finance Committee? (No response). Members of Council?

Mrs. Kelly: I have a question.

Mr. Stake: Councilwoman Kelly.

Mrs. Kelly: Thank you. What will the duties, or responsibilities, what are some of the things that this HR person will be doing?

Mayor McCloud: Updating policies, the numerous federal policy, FMLA, making sure that we're in compliance of Fair Labor Standards Acts in terms of record keeping with time sheets and that kind of thing; making sure the folks are in the appropriate classifications in terms of job descriptions, and navigating the numerous personnel hurdles that are just inherent in the personnel field at a fundamental level. We are a multi-million dollar corporation without a Human Resources Director level position.

Mrs. Kelly: It's a streamlining.

Mayor McCloud: Yes. Absolutely. There would be an organizational re-evaluation top to bottom.

Mr. Stake: Any other questions? Councilman Clemens.

Mr. Clemens: Does this go as an ordinance or a resolution?

Mayor McCloud: It's just a motion.

Mr. Stake: A motion I believe. Yes. President Hills.

Mr. Hills: Mr. Stake, if I could add, in that this is a personnel issue of hiring and firing, I do know that the Mayor had asked that there be an Executive Session prior to the special Council meeting. We'll open the Council meeting, go into Executive Session, since it is a personnel issue then we will come back out after that. But certainly I believe, the candidate is going to be here and certainly some questions as to personnel side of the hiring could be discussed in there if we like.

But I know he had requested, and Mrs. Frazier, you still have that noted in the agenda to have that, is that correct?

Mrs. Frazier: That's correct.

Mr. Hills: For what it's worth, I just wanted to bring that up.

Mr. Stake: Thank you President Hills. Councilwoman Newman.

Mrs. Newman: Yes. Mrs. Frazier sent me an excerpt from Chapter 152 regarding the Department of Human Resources which discusses, or lays out the qualifications and the duties of the Human Resources Director. And you may have that in your packet. You might want to take a look at that Mrs. Kelly.

Mr. Stake: Right. That is part of our ordinance, or that is part of the ordinance on this. Mayor, if you would, could you just get me something in writing on where the funding would come from on this and whether we'd have to transfer any money? Or maybe get with the Auditor and find out if there's any transfers we need to do or anything like that? I'm certainly not going to stand in your way. If that's what you'd like to do, I'm supportive.

Mayor McCloud: I appreciate that. And yes, I will do that Mr. Stake.

Mr. Stake: Mr. Harris.

Mr. Harris: Mr. McCloud had worked out, I'd given him some updated budget sheets with some of the moves that he had talked about tonight going down to a half time secretary, or splitting a secretary with a double management salary out of there and this person's salary in there. We'll certainly make those available to you on the budget forms you're looking to find. And I think you will find overall, this will be at worst, a revenue-neutral situation.

Mr. Stake: Okay. As we all know, we still have several positions in the city that are not filled. I believe we have four positions over at the Police Department. One is Sergeant and three authorized officers that are not filled. So you've got your hands full. Thank you. Any other questions? Councilwoman Shirey.

Mrs. Shirey: Yes. Thank you. My question is, and maybe it might not be one that I should be asking but, this is part time, 30 hours per week for \$55,302. Is this pretty comparable with the other cities who have HR Directors? To me that seems quite a bit of money for a part time job.

Mayor McCloud: It is a part time and it is a three quarter as opposed to, typically I think the connotation with a part time is 20. I don't know that there is any official hard and fast rule. And I cannot answer Mrs. Shirey, off the top of my head what other municipalities do...

Mrs. Shirey: Okay. Thank you.

Mayor McCloud: ...I simply don't know.

Mr. Stake: Any other questions or comments from members of Council? Councilman Clemens.

Mr. Clemens: Dick might know. We had one; we had a couple. What did we pay?

Mr. Harris: I'd have to go back and look here. Give me just a second here and I will tell you. It was about \$55,000 without, just in salary when Mrs. Milam was here. That does not include PERS, Federal Unemployment, State Unemployment. Or there would be about \$14,000 in medical insurance which this person would not be getting.

Mr. Clemens: Okay. So basically, it would be around \$16,000.

Mr. Harris: Yes. Sixteen, seventeen thousand on top of the salary, that you will not be paying.

Mr. Clemens: Okay.

Mr. Stake: Any other comments or questions from members of Council? Councilwoman Newman.

Mrs. Newman: Excuse me. Wasn't Ms. Milam employed full time for that salary though? The same salary?

Mr. Stake: Yes, she was. And we're not, we would not be voting on the salary I don't believe. We would be voting on the hiring of the individual.

Mr. Clemens: That's correct.

Mr. Stake: We do need to know though where the money's going to come from and how all that's going to work.

Mayor McCloud: I understand.

Mr. Stake: If you'd get that to me by next Monday night, I'd appreciate that. Okay then, I'll move that we move this on to Council with a recommendation for adoption. Do I have a second? Second by Councilman Clemens. Any further discussion? (No response). All in favor, please state aye. (All voted "Aye"). Opposed? (No response). Motion passes. Thank you. Thank you, Mayor.

Mayor McCloud: Thank you, Chairman Stake.

Mr. Stake: Item number 6 is an ORDINANCE MAKING TRANSFER OF FUNDS TO CLOSE PROJECT KNOWN AS "PLEASANT VIEW SANITARY SEWER PROJECT". It had its second reading 12-17-07. And this is one that Mr. Harris has.

Mr. Harris: Thank you Chairman Stake, members of Council. As you remember from last year, I know that seems like a long time ago, this was a 2004 project for the city and it is now finished. The purchase orders are all closed. I need to move this money out of the Capital Improvements Fund back to the Waste Water Department where it belongs and the Sewer Capacity Fund - that's where the money originally came from. And so in order to do this, the process is on the legislative request, and I will need to follow that in order to move the money back from whence it came.

Mr. Stake: Okay. Thank you Mr. Harris. Are there any questions or comments from members of the Finance Committee for Mr. Harris? (No response). Members of Council? (No response). Hearing none then, I'll make a motion that we send this on to Council with recommendation for adoption. Do I have a second? Second by Councilwoman Newman. Any further discussion? (No response). All in favor, please state aye. (All voted "Aye"). Opposed? (No response). Motion passes. Thank you.

I'll adjourn the Finance Committee at 8:28.

Finance Committee

January 8, 2008

- - -Nancy C. Frazier, Clerk of Council

(Transcribed - Susie Lyday)