

MINUTES REGULAR COUNCIL MEETING
REYNOLDSBURG CITY COUNCIL
February 9, 2009

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

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

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

Minutes of the regular Council meeting held January 26, 2009 were approved without objection.

The agenda was approved.

Community Comments:

Etna Township Trustee Paul George: Good Evening Mr. Mayor and Council members. My name is Paul George, I'm a Trustee of Etna Township. I am here tonight to I guess extend my wishes that I wished a long time ago that there would be some kind of relationship committed between Etna Township and the City of Reynoldsburg. We are neighbors, we should be working together and at times, I tried this a couple of times, it did not work but I see we got a new Mayor and also some new Council people and there's a lot of things going on in Etna Township right at this time. We have got a large industrial park and in that industrial park we got the world's largest land owning developer in the world, ProLogis. Now we have formed JEDZ with ProLogis which is going to bring some revenue into the Township. Now this is something that down the road, we've got some other property that I have been approached on a few months ago before the economic hard down times now but they had questioned some property that we have right there at Route 70 and Route 310. There's about 250 acres there that want to start another industrial park. So at that time, we will probably be looking at someone they'd wanted to also form a JEDZ and if anybody's interested in finding out what the JEDZ are or a JED, I'd be happy to sit down and discuss it with you or you can just give me a call at any time. I'd be happy to meet with any of you and you folks have a good evening. Thanks.

Mr. Hills: Any questions for Mr. George? Comments. Mr. George, I do thank you for coming in and I think you're right. I think we've all tried and slipped at times. The last income out of the JEDZs went to Newark. If you're willing to send some west, I'm sure we'll be more than happy to talk to you.

Clerk read report from Clerk of Court: total monies collected from Courts held during January, 2009, \$32,108; and monies collected during that same period pursuant to Ordinance Numbers 146-94 and 104-02- - \$2,440 for the Computerization Needs Fund; and \$240 for the Enforcement and Education Fund.

Clerk read Motion: That the Acting Safety/Service Director be and is hereby authorized and directed to prepare specifications and advertise for bids for the 2009 Fourth of July fireworks

display; bids not to exceed \$25,000 including delivery costs, exhibition and insurance.- -Mr. Deskins moved adoption. Mr. Stake seconded. With the roll called, members voted: Mr. Stake "Yea"; Mr. Deskins "Yea"; Mrs. Kelly "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea". Mr. Cotner "Yea"; Mrs. Shirey "Yea". Motion passed.

ORDINANCE AUTHORIZING ENGINEERING SERVICES FOR THE 2009 STREET PROGRAM; APPROPRIATING FUNDS THEREFORE; AND DECLARING AN EMERGENCY- -Clerk read ordinance by title for the one required reading. Mr. Deskins asked Director of Engineering to address the issue.

Mr. Miller: Thank you Councilman Deskins, members of Council. Since our Committee Meeting this past Monday, some changes took place with the proposal previously submitted by CT Consultants. Please note that the proposed construction on Haft Drive was extended to Bartlett Road and that also advertising costs were added into the fee in the Scope of Services that CT Consultants had provided previously and it was originally my intention to cover those costs out of a miscellaneous contract fund and it was brought to my attention that I'm unable to do that and so that's why you see that change before you this evening and if there are any questions, I'd be happy to answer them as best I can.

Mr. Deskins: Is there any questions from the Safety Committee, members of Council? Thank you very much Mr. Miller.

Mr. Miller: Thank you.

Mr. Deskins moved to amend the ordinance by changing January 21, 2009 to February 6, 2009 in Section 1; and by changing the amount of \$9,500 to \$9,900 in Section 2. Mr. Clemens seconded. With the roll called, members voted: Mr. Stake "Yea"; Mr. Deskins "Yea"; Mrs. Kelly "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea". Mr. Cotner "Yea"; Mrs. Shirey "Yea". Motion passed; ordinance amended.

Mr. Deskins moved adoption. Mr. Joseph seconded.

Mr. Hills: Let me note, before we take the roll, that I appreciate the summary by Mr. Miller and I would like to note, I believe these were, we've talked about these being in the CIP. As the contracts were awarded, we ought to take a pretty hard look at where we have money available. It doesn't all have to be out of that, especially since the latest edition was about \$200,000 so, we don't have to do it tonight, I'm just saying there is money available, but as we get time, when we start awarding the contracts, we ought to look at where certain funds are available for the best advantage of the city, but that's the only comment that I would have.

With the roll called, members voted: Mr. Stake "Yea"; Mr. Deskins "Yea"; Mrs. Kelly "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mr. Cotner "Yea"; Mrs. Shirey "Yea". Motion passed; Ordinance No. 5-09 adopted.

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO CONTRACT FOR CONSTRUCTION ADMINISTRATION AND INSPECTION SERVICES FOR THE ROSEHILL ROAD RECONSTRUCTION PROJECT - PHASES I AND II; AUTHORIZING APPROPRIATION OF FUNDS TO BE RECEIVED; AND AUTHORIZING PAYMENT OF INVOICES; AND DECLARING AN EMERGENCY- - Clerk read ordinance by title for the one required reading. Mr. Deskins moved adoption. Mrs. Shirey seconded. With the roll called, members voted: Mr. Stake "Yea"; Mr. Deskins "Yea"; Mrs. Kelly "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mr. Cotner "Yea"; Mrs. Shirey "Yea". Motion passed; Ordinance No. 6-09 adopted.

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO CONTRACT FOR MATERIAL TESTING AND GEOTECHNICAL ENGINEERING SERVICES FOR THE ROSEHILL ROAD RECONSTRUCTION PROJECT - PHASES I AND II; AUTHORIZING APPROPRIATION OF FUNDS TO BE RECEIVED; AND AUTHORIZING PAYMENT OF INVOICES; AND DECLARING AN EMERGENCY- - Clerk read ordinance by title for the one required reading. Mr. Deskins moved adoption. Mrs. Kelly seconded. With the roll called, members voted: Mr. Stake "Yea"; Mr. Deskins "Yea"; Mrs. Kelly "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mr. Cotner "Yea"; Mrs. Shirey "Yea". Motion passed; Ordinance No. 7-09 adopted.

ORDINANCE TO AMEND THE "CITY OF REYNOLDSBURG, OHIO PERSONNEL POLICY AND PROCEDURE MANUAL" ADOPTED BY ORDINANCE NO. 14-03 PASSED MARCH 10, 2003 AND AS SUBSEQUENTLY AMENDED (various sections)- - Clerk read ordinance by title for the first reading. Item referred to Finance Committee.

ORDINANCE MAKING TRANSFER OF FUNDS WITHIN THE INCOME TAX DEPARTMENT ACCOUNTS TO PAY THE REGIONAL INCOME TAX AGENCY FOR THE 2009 SUBPOENA PROGRAM; AND DECLARING AN EMERGENCY- - Clerk read ordinance by title for the second time. Item referred to Finance Committee.

ORDINANCE AUTHORIZING CITY AUDITOR TO SEEK REIMBURSEMENT FROM OPWC FOR PRELIMINARY ENGINEERING INCLUDING DESIGN, PLANS, SPECIFICATIONS, BID DOCUMENTS, AND GRANT APPLICATIONS FOR THE ROSEHILL ROAD IMPROVEMENT PHASES I AND II; AND AUTHORIZING CREDITING OF MONIES RECEIVED, AND SUBSEQUENT TRANSFER OF FUNDS- - Clerk read ordinance by title for the second reading. Item referred to Finance Committee.

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF REYNOLDSBURG, OHIO: AMENDING SECTION 971.08 "Program and Facility Fees And Charges" OF CHAPTER 971 MUNICIPAL PARKS.- - Clerk read ordinance by title for the third reading. Mr. Stake moved adoption. Mrs. Shirey seconded. With the roll called, members voted: Mr. Stake "Yea"; Mr. Deskins "Yea"; Mrs. Kelly "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mr. Cotner "Yea"; Mrs. Shirey "Yea". Motion passed; Ordinance No. 8-09 adopted.

Request by President of Council for Executive Session to discuss imminent litigation.- - Mr.

Hills said those attending would be the Clerk of Council and elected officials. Mr. Clemens moved to recess for the Executive Session. Mr. Cotner seconded. With the roll called, members voted: Mr. Stake "Yea"; Mr. Deskins "Yea"; Mrs. Kelly "Yea"; Mr. Joseph "Yea"; Mr. Clemens "Yea"; Mr. Cotner "Yea"; Mrs. Shirey "Yea". Motion passed. Mr. Hills said Council would reconvene only to call the roll and adjourn. Council recessed at 7:45 p.m.

Council reconvened at 8:25 p.m. With the roll called, members responding were: Mr. Stake "Present"; Mr. Deskins "Present"; Mrs. Kelly "Present"; Mr. Joseph "Present"; Mr. Clemens "Present"; Mr. Cotner "Present"; Mrs. Shirey "Present".

Meeting adjourned at 8:25 p.m.

William L. Hills, President of Council

Nancy C. Frazier, Clerk of Council