

CITY OF GROVE CITY, OHIO
COUNCIL MINUTES

February 2, 2009

Regular Meeting

The regular meeting of Council was called to order by President Berry at 8:00 p.m. in the Council Chamber, City Hall, 4035 Broadway.

After a moment of silent prayer and the Pledge of Allegiance, roll was called and the following members were present:

Larry Corbin Maria Klemack-McGraw Ted Berry Mike Uhrin Greg Grinch

1. Mr. Uhrin moved to dispense with the reading of the minutes from the previous meeting and approve as written; seconded by Mr. Corbin.

Mr. Corbin	Yes
Ms. Klemack-McGraw	Yes
Mr. Berry	Yes
Mr. Uhrin	Yes
Mr. Grinch	Yes

2. President Berry recognized Senator Jim Hughes and thanked him for attending. He then recognized members of The Ohio Radio Kontrol Society, who presented a check to the Parks & Rec. Dept. for \$750.00 from their Annual Air Show. He provided a copy of a magazine that shows what they do. This year's upcoming event hopes to have 100-150 participants from all over the world.
3. The Chair read the agenda items and moved that Ord. C-12-09 be added under Finance; seconded by Mr. Corbin.

Ms. Klemack-McGraw	Yes
Mr. Berry	Yes
Mr. Uhrin	Yes
Mr. Grinch	Yes
Mr. Corbin	Yes

All other items were approved by unanimous consent.

The Chair recognized Mr. Uhrin, Chairman of Finance, for discussion and voting under said Committee.

1. Ordinance C-01-09 (Appropriate \$1,500,000.00 from the General Fund for the Current Expense of Engineering Services for Phase 3, I-71/SR665 Interchange & Corridor Improvements) was given its second reading and public hearing.

Ms. Reichard, City Admin., explained that this will get us started on the engineering for the interchange for the first phase. She stated the rest of the funding falls into place now through July. This does put the project on the fast track and will open up a lot of opportunities in this area. She looks forward to getting it underway.

There being no additional questions or comments, Mr. Uhrin moved it be approved; seconded by Ms. Klemack-McGraw.

Mr. Berry	Yes
Mr. Uhrin	Yes
Mr. Grinch	Yes
Mr. Corbin	Yes
Ms. Klemack-McGraw	Yes

2. Ordinance C-03-09 (Appropriate \$38,000.00 from the General Fund for the Current Expense of Windsor Park Expansion Engineering Services) was given its first reading. Second reading and public hearing will be held on February 17, 2009.
3. Ordinance C-04-09 (Appropriate \$31,000.00 from the General Fund for the Current Expense of the Westgrove/Elm Street Area Bike Path Engineering Services) was given its first reading. Second reading and public hearing will be held on February 17, 2009.
4. Ordinance C-05-09 (Appropriate \$487,742.00 from the Water Enterprise Fund for the Current Expense of the 8-inch Water Main Improvement for Security Drive & Brookpark Circle) was given its first reading. Second reading and public hearing will be held on February 17, 2009.
5. Ordinance C-06-09 (Appropriate \$476,000.00 from the General Fund for the Current Expense of furthering the Real Estate Exchange Agreement with the Grove City Area Community Improvement Corporation and Sound Communications) was given its first reading. Second reading and public hearing will be held on February 17, 2009.
6. Ordinance C-07-09 (Appropriate \$536,438.18 from the Capital Improvement Fund for the Current Expense of Paying Principal on Special Assessment Notes issued for Widening, Reconstructing & Improving S.R. 665) was given its first reading. Second reading and public hearing will be held on February 17, 2009.
7. Ordinance C-08-09 (Authorizing the Issuance of not to exceed \$9,530,240 of General Obligation – Limited Tax Bonds for the Purpose of Widening, Reconstructing, and Improving State Route 665 Between North Meadows Drive and Hoover Road, including the intersections therewith, with related Signage and Striping, Leisure Path, Drainage, Utility Relocation, and Site Improvements, Paying Engineering, Design and Legal Expenses Related Thereto, and Retiring Notes Previously Issued for such purpose; Authorizing a Bond Purchase Agreement appropriate for the sale of the Bonds; Authorizing the use and delivery of an Official Statement relating to the Bonds; Authorizing the Purchase of a Municipal Bond Insurance Policy, if desired, in connection therewith; and declaring an emergency) was given its first reading. Second reading and public hearing will be held on February 17, 2009.
8. Ordinance C-09-09 (Authorizing Declarations of Official Intent under U.S. Treasury Regulations with respect to Reimbursements from Note and Bond Proceeds of Temporary Advances made for payments prior to issuance and related matters) was given its first reading. Second reading and public hearing will be held on February 17, 2009.
9. Ordinance C-10-09 (Amend Chapter 161 of the Codified Ordinances titled Employment Provisions for City Employees) was given its first reading. Second reading and public hearing will be held on February 17, 2009.
10. Ordinance C-11-09 (Appropriate \$258,232.00 from the General Fund for the Current Expense of Grading and Drainage Improvements for 3005 – 3035 Demorest Road) was given its first reading. Second reading and public hearing will be held on February 17, 2009.

11. Ordinance C-12-09 (Appropriate \$16,200.00 from the General Fund for the Current Expense of Reimbursement of Actual Travel, Moving and Relocation expenses and Limited Temporary Housing expenses) was given its first reading. Second reading and public hearing will be held on February 17, 2009.

The Chair recognized Mr. Grinch, Chairman of Lands, for discussion and voting of legislative agenda items under said committee.

1. Ordinance C-02-09 (Approve a Special Use Permit for Dogs Rule for a Dog Day Care Center located at 4095 Hoover Road) was given its second reading and public hearing.

Mr. Dennis Eaddy, petitioner, thanked every one for their help. He explained that this new venture would add two new jobs to the community; fill a vacant store front that has been unfilled for three years; provide a safe, clean and fun environment for residents' dogs. He explained that dogs are relaxed and happy when tired. He said this is not a kennel. Dogs won't be kept overnight. He said this is a new concept and many other surrounding communities have them. Their space will be air-conditioned, which many are not. He said they originally wanted to use a space behind the building to walk dogs outside. They have now decided not to do this. Dogs will remain inside. This is to respect the neighbors behind them. He explained the buffering and insulation of the building, as well the landscaping and distance between the building and neighboring homes. He said if there is any doubt about noise, he would be happy to bring his two large dogs and do a test for them. He asked for a chance and a supportive vote from Council.

President Berry asked where they would exercise the dogs. Mr. Eaddy said they have 3,000 sq. ft. of free space inside. Pres. Berry asked if there was a limit on the number of dogs for that space. Mr. Eaddy said they would probably cap it out at 50. President Berry said the Code does have a noise ordinance. He asked how noise could be corrected if a resident complained and asked if they could revoke the Special Use Permit. Mr. Smith, Dir. of Law, said Council could revoke the Special Use. However, the other option is using the Code's Noise Ordinance that any resident could use to file a complaint on the business. President Berry asked Mr. Eaddy if he was aware of this. Mr. Eaddy said yes and that they understand that their business is dependent upon being a good neighbor to the surrounding area.

Mayor Stage said he had a lengthy conversation with Mr. Eaddy and explained that his concern is strictly over the location. He said having dealt with one sound mess, he knows how difficult this type of issue is to get resolved. He noted one way is to put a time limit on the Permit. He said this Special Use goes with the property. If Mr. Eaddy keeps the business he believes it would be a win/win situation. However, if he ever sells the business, we don't know what we will have. He said he just struggles with it.

President Berry asked Mr. Eaddy if he would agree to a one (1) year limitation on the Special Use. Mr. Eaddy said yes. He believes they will prove themselves in the first few months.

Ms. Klemack-McGraw said this is in her Ward and she hasn't received any calls or e-mails against this request. She asked about waste removal. Mr. Eaddy explained their waste removal process. He said if the shop smells, or is noisy, it will hurt their business.

Mayor Stage said if they pass it with a stipulation of one year, he won't veto it, but he won't sign it. Mr. Eaddy said a year would allow them to get their foot in the door and prove themselves.

There being no additional questions or comments, Mr. Grinch moved that Section 1 be amended to include the following stipulation: 1. The Special Use Permit shall be good for one (1) year; seconded by President Berry.

Mr. Uhrin	No
Mr. Grinch	Yes
Mr. Corbin	No
Ms. Klemack-McGraw	Yes
Mr. Berry	Yes

Council clarified that the year would begin on the effective date of the ordinance.

Mr. Chuck Boso, Dir. of Dev., asked Council to add an additional stipulation that would prohibit the dogs from using the area behind the building since the application showed an exercise area for the dogs.

Mr. Grinch moved to add an additional stipulation under Section 1 that the area behind the building shall not be used for dogs; seconded by Mr. Corbin.

Mr. Grinch	Yes
Mr. Corbin	Yes
Ms. Klemack-McGraw	Yes
Mr. Berry	Yes
Mr. Uhrin	Yes

The being no additional questions or comments, Mr. Grinch moved it be approved as amended; seconded by President Berry.

Mr. Corbin	Yes
Ms. Klemack-McGraw	Yes
Mr. Berry	Yes
Mr. Uhrin	Yes
Mr. Grinch	Yes

2. Resolution CR-08-09 (Approve a Development Plan for Indiana Business College located on Jackpot Road) was given its reading and public hearing.

Ms. Goldene Gibbs, newly hired School Director, said they agree to the stipulations listed in CR-08-09. However, at this time, they wish to remove the Sign issue and will address it at a later date. It is their hope that by removing the sign portion, it sends a clear message of their intent and interest in moving forward with their intent of becoming a viable educational and business entity in Grove City.

Mr. Grinch moved to amend Section 1 to include the following stipulation: 1. Approval of this Development Plan does not include approval of a Monument Sign; seconded by Ms. Klemack-McGraw.

Ms. Klemack-McGraw	Yes
Mr. Berry	Yes
Mr. Uhrin	Yes
Mr. Grinch	Yes
Mr. Corbin	Yes

There being no additional questions or comments, Mr. Grinch moved it be approved, as amended; seconded by Ms. Klemack-McGraw.

Mr. Berry	Yes
Mr. Uhrin	Yes
Mr. Grinch	Yes
Mr. Corbin	Yes
Ms. Klemack-McGraw	Yes

The Chair asked that any new business to be brought before the attention of Council be done so at this time.

The Chair recognized members of Administration and Council for closing comments.

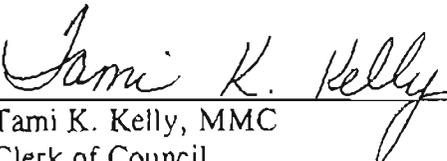
1. Mayor Stage submitted the Mayor's Monthly Report and President Berry moved to accept same; seconded by Ms. Klemack-McGraw.

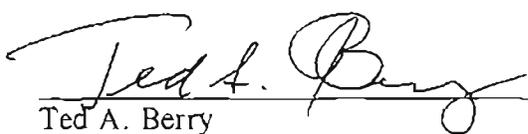
Mr. Uhrin	Yes
Mr. Grinch	Yes
Mr. Corbin	Yes
Ms. Klemack-McGraw	Yes
Mr. Berry	Yes

He then introduced Mr. Phil Honsey who will begin on March 2 as the City Administrator. Ms. Reichard will stay on staff and they are working out those details.

2. Ms. Reichard welcomed Mr. Honsey and updated Council on the Lumberyard Project.
3. President Berry announced that the next Council Meeting would be held on Tuesday, 2/17 in observance of President's Day.
4. After additional comments from Council and Administrative staff members, a motion to adjourn was approved by unanimous consent.

Council adjourned at 8:57 p.m.


Tami K. Kelly, MMC
Clerk of Council


Ted A. Berry
Chair