

CITY OF GROVE CITY, OHIO  
COUNCIL MINUTES

June 6, 1994

Regular Meeting

The regular meeting of Council was called to order by President Cheryl Grossman 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:

*Mike Milovich            Todd Hurley            Cheryl Grossman            John Schreck*

1. Mr. Schreck moved to excuse Mr. Mountain; seconded by Mr. Hurley.

Mr. Milovich	Yes
Mr. Hurley	Yes
Ms. Grossman	Yes
Mr. Schreck	Yes

2. Mr. Hurley moved to excuse the Mayor; seconded by Mr. Milovich.

Mr. Hurley	Yes
Ms. Grossman	Yes
Mr. Schreck	Yes
Mr. Milovich	Yes

3. In the absence of the Mayor, President Grossman bestowed the Oath of Office to the following three (3) new Tree Commission Members: William Buckley, Beth Keller, and Sherry Maniere.

4. Mr. Schreck moved to dispense with the reading of the minutes and approve as written; seconded by Mr. Hurley.

Ms. Grossman	Yes
Mr. Schreck	Yes
Mr. Milovich	Yes
Mr. Hurley	Yes

**The Chair recognized Mr. Hurley, Chairman of Lands & Zoning, for discussion and voting of legislative agenda items under said committee.**

1. Ordinance C-37-94 (Approve the rezoning of 2525 Holton Rd. from PUD-R to SD-1) was given its second reading and public hearing and Mr. Hurley moved it be approved; seconded by Mr. Milovich

Mr. Schreck	Yes
Mr. Milovich	Yes
Mr. Hurley	Yes
Ms. Grossman	Yes

2. Ordinance C-38-94 (Accept annexation of 1.9 acres located at the corner of Demorest & Grove City Roads) was given its second reading and public hearing and Mr. Hurley moved it be approved; seconded by President Grossman.

Mr. Milovich	Yes
Mr. Hurley	Yes
Ms. Grossman	Yes
Mr. Schreck	Yes

3. Ordinance C-43-94 (Approve the Plat for Tanglebrook, Reserve "B") was given its first reading. Second reading and public hearing will be held on June 20, 1994.
4. Ordinance C-45-94 (Amend Ordinance C-18-83 to expand the boundaries of Community Reinvestment Area #1) was given its first reading. Second reading and public hearing will be held on June 20, 1994.

Mr. Hurley explained that this will increase the boundaries where tax abatement can be applied for and within the body of the legislation, for this and C-46-94, he highlighted the fact that it states that the Administration will work with the South Western City School Board of Education to establish a revenue sharing plan.

5. Ordinance C-46-94 (Amend Ordinance C-40-91 to expand the boundaries of Community Reinvestment Area #4) was given its first reading. Second reading and public hearing will be held on June 20, 1994.
6. Resolution CR-27-94 (Accept the final development plan for Scioto Meadows located west & north of State Route 665 and east of State Route 104) was given its reading and public hearing.

Mr. Ben Hale, representing the applicant, explained that the plan provided for all the provisions stipulated in the pre-annexation agreement and the Planning Commission. In addition, he submitted a letter to Council stating that if any of the neighbors of the subdivision lose their wells due to construction activity on the site, the company would pay for the annexation of their property to Grove City in order for them to obtain water, upon their request. He commented that one of the Township Trustees felt that something other than that was stated at the Planning Commission meeting and Mr. Hale said he assured her that the letter accurately reflected what was stated, however, if any member of Council, the Mayor or Mr. Boso felt that something else was offered, they would live by what was said. He stated that MI Schottenstein was committed to building a first class development and they were glad to be a part of Grove City.

Mr. Max Klingensmith of Hibbs Road, expressed his concerns. He said that the most dangerous intersection in Jackson Township is at State Routes 665 and 104, and the State will not put in a traffic light. Also, an additional 500 cars will be placed on Hibbs Road from this subdivision which is not wide enough to support a school bus and car to pass each other without one going into the gravel. He said a suggestion was made that perhaps it was time for the Township to do something and he feels that it's not the Township's problem. It is the City who is moving out there and they should take care of the problems that this will create. He asked that the lot size from Indian Trails be carried over to this project, making the lots 80' wide.

Mr. Hurley responded by stating that Indian Trails also has 70' wide lots and that the zoning for this area was set in a Pre-Annexation Agreement. He explained that had this parcel not been annexed to Grove City it would have been annexed to Columbus and the lot sizes would be much smaller, approximately 50 - 60' lots with 900 square foot homes. Additionally, the developer has agreed to widen the lots that abut property on Hibbs Road to 80 feet and the section of Hibbs Road

that is in the City Limits will be improved. The remaining portion which lies outside Grove City's Corporate Limits must be improved by the Township and he said he asked Trustee Patzer about the Townships plans to improve it during Caucus. He also mentioned that City residents are also part of Jackson Township and they provide for approximately 70% of the Townships road fund. As far as 665 and 104 are concerned, those are State Routes which the City has no jurisdiction over.

Mr. Klingensmith said that basically, the City was going to approve this development with 300 homes and do nothing about the traffic situation. Mr. Boso, City Administrator, commented that, in time there would be 300 homes and approximately 50 - 70 homes are normally built in a subdivision per year. He guaranteed that unless the property was in the corporation limits of Grove City, there would be no improvement. He said that he felt the best possible zoning for all concerned was negotiated and although we would all like to have larger lots beside us, that is the reality of living in a metropolitan area. Mr. Milovich asked Mr. Boso if the residents should petition the Township Trustees to ask the State for a traffic light? Mr. Boso said that it was certainly an option. He explained that ODNR follows State mandates for when a light can be put up in terms of traffic volume, accidents, etc. and they can update their traffic study at any time.

There being no additional questions or comments, Mr. Hurley moved to amend CR-27-94 to include, under Section 1, . . . and the provisions stated in Attachment "A"; seconded by Mr. Milovich.

Mr. Hurley	Yes
Ms. Grossman	Yes
Mr. Schreck	Yes
Mr. Milovich	Yes

Mr. Hurley moved to approve CR-27-94 as amended; seconded by Mr. Schreck.

Ms. Grossman	Yes
Mr. Schreck	Yes
Mr. Milovich	Yes
Mr. Hurley	Yes

7. Resolution CR-28-94 (Accept the final development plan for Holton Road Elementary School) was given its reading and public hearing and Mr. Hurley moved it be approved; seconded by President Grossman.

Mr. Schreck	Yes
Mr. Milovich	Yes
Mr. Hurley	Yes
Ms. Grossman	Yes

8. Resolution CR-29-94 (Accept the final development plan for Monterey Elementary School Addition and remodeling) was given its reading and public hearing and Mr. Hurley moved it be approved; seconded by Mr. Milovich.

Mr. Milovich	Yes
Mr. Hurley	Yes
Ms. Grossman	Yes
Mr. Schreck	Yes

**In the absence of Mr. Mountain, Chairman of Service, President Grossman chaired this committee for discussion and voting of legislative agenda items under said committee.**

1. Ordinance C-47-94 (Authorize the amendment of the contract for refuse collection) was given its first reading. Second reading and public hearing will be held on June 20, 1994.

President Grossman commented that an independent audit from Hirth Norris & Graul had just been received and that consideration will be given on their recommendation to reducing the increase to \$7.32/quarter at the next meeting.

**The Chair recognized Mr. Schreck, Chairman of Safety, for discussion and voting of legislative agenda items under said committee.**

1. Ordinance C-40-94 (Authorize continued membership in the Central Ohio Health Care Consortium) was given its second reading and public hearing.

Mr. Behlen explained that immediate notice must be given to the Consortium of our intent to stay with this program and as Vice Chairman on the Executive Board, he feels he knows the contract well enough to recommend continued participation.

There being no additional questions or comments, Mr. Schreck moved that the Rules of Council be suspended and the waiting period waived; seconded by President Grossman.

Mr. Hurley	Yes
Ms. Grossman	Yes
Mr. Schreck	Yes
Mr. Milovich	Yes

Mr. Schreck moved that this ordinance be approved as an emergency; seconded by President Grossman.

Ms. Grossman	Yes
Mr. Schreck	Yes
Mr. Milovich	Yes
Mr. Hurley	Yes

2. Ordinance C-42-94 (Authorize the Admin. Asst. to enter into an agree. with the Ohio Banc Auction) was given its second reading and public hearing and Mr. Schreck moved it be approved; seconded by President Grossman.

Mr. Schreck	Yes
Mr. Milovich	Yes
Mr. Hurley	Yes
Ms. Grossman	Yes

**The Chair recognized Mr. Milovich, Chairman of Finance, for discussion and voting of legislative agenda items under said committee.**

1. Ordinance C-44-94 (Appropriate \$7,800.00 from the General Fund for the current expense of updating the communication center) was given its first reading and since it appropriates for current expenses, Mr. Milovich moved it be approved; seconded by President Grossman.

Mr. Milovich	Yes
Mr. Hurley	Yes
Ms. Grossman	Yes
Mr. Schreck	Yes

**President Grossman asked that any New Business to be brought before Council, be done so at this time.**

1. Ms. Teresa Mills, 2319 Parkridge Ct. - commented that she hoped that each of them had received a copy of a letter to Region 5 EPA signed by the State and County Health Departments as well as the City of Columbus Health Department and the Ohio EPA. It has asked the Agency for Toxic Substance and Disease Control out of Georgia to meet with them to discuss the future health assessment of the communities surrounding the Trash Burning Power Plant. They plan to meet June 23, 1994 and it will not be open to the public, due to the fact that they will be discussing what they will do and who will pay for it. She said she received word from ATSDR this past Friday that they will be in Grove City on June 22, 1994. They will be driving the communities around the Trash Plant and on the evening of June 22, will be at her home for a PARTA meeting. This means that a Federal Health Agency is coming to our community to meet with Grove City residents and the possibility of spending hundreds of thousands of dollars to assess what the Trash Plant has done to the health of the people who live around it. Today, she received a copy of Chapter 9 of the Dioxin Reassessment. The remaining chapters will be released, in full, July 19, 1994 in Washington. The first public hearing will be July 21 in Chicago and she has been asked by the Federal EPA to attend. This reassessment supports everything PARTA has said all along. For example, she quoted from Chapter 9 - "Modeling estimates suggest that if dioxin and related compounds are adding to the human cancer burden, current background exposures may result in upperbound population cancer risks in the estimated range of 1 in 10,000 to 1 in 1,000 attributable to dioxin and related compounds (pg 33 & 34). She quoted from other pages relating to the embryo, the immune system and allergic reactions. Knowing all this, she said she didn't understand why the City of Grove City has not taken a stand on this issue. She said that Council is now faced with the trash hauler coming to them for a rate increase. This increase will be for three months since the Supreme Court ruled that flow control is illegal. In the last increase, the Grove City hauler was given a \$0.20/mo. increase to take our refuse to Mid-America which, to date, he has not done. Based on 6,247 homes, that equals \$14,992.80/yr. We have been paying for something that has never happened and she said she was tired of paying such a high price to be poisoned.
2. At this time, President Grossman announced that a letter of resignation had been received from Mr. Mountain, effective July 15, 1994. Mr. Milovich moved to accept Mr. Mountain's resignation effective July 15, 1994; seconded by Mr. Schreck.

Mr. Hurley	Yes
Ms. Grossman	Yes
Mr. Schreck	Yes
Mr. Milovich	Yes

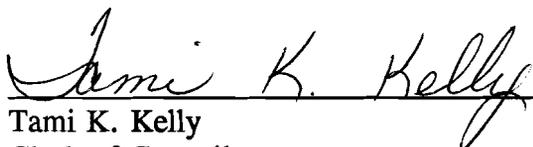
**President Grossman recognized members of Administration and Council for closing comments.**

1. Mr. Babbert, Director of Parks & Recreation updated Council on Mrs. Malloy's concern and announced that the No Hunting signs have been posted. In addition, bids have been received and a contract awarded for the Gazebo at Gantz Park. This will be used for mostly as a shelter house,

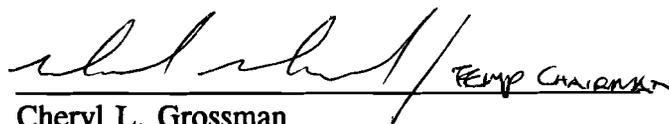
however, a new program called Music in the Park featuring quartets, brass ensembles, etc. will also use the facility.

2. Mr. Schreck expressed thanks to Mr. John Mountain - he will be missed, but, not forgotten. Mr. Schreck reiterated John's compassion for the community; taking time to speak to with residents, giving up many Monday nights and other nights that people don't see. John has been in inspiration to him and helped him quite a bit. He will miss John being on Council.
3. Mr. Hurley extended congratulations to the parents and Senior Class of 1994. He also took notice of all the white crosses at the Grove City Cemetery and recognized all veterans of D Day.
4. President Grossman also commented on the resignation of Mr. Mountain and said that he will be sorely missed. She also congratulated the three new members of the Tree Commission.
5. After additional comments from Administration, the Chamber and Council, a motion was made to adjourn and seconded. Motion carried.

Council adjourned at 9:00 p.m.



Tami K. Kelly  
Clerk of Council

 TEMP CHAIRMAN

Cheryl L. Grossman  
President of Council

Editor's Note: At approximately 9:00p.m. this evening, John M. Mountain passed away.

John M. Mountain  
3054 Lotz Dr.  
Grove City, Ohio 43123  
May 25, 1994

Cheryl Grossman, President  
Grove City Council  
City Hall  
Grove City, Ohio 43123

Dear Madam President,

Considering my inability to function effectively as an active member of City Council for the Second Ward, I feel it is obvious that the city deserves to have a new member who can serve the continuing needs of the community.

Accordingly, then, this letter will serve as the instrument for my resignation as a council member, to be effective as of July 15, 1994. This should provide sufficient time to find and screen a replacement for me.

I have enjoyed working with you and the current and past members of council, and I wish you and the other members every success in your endeavors and deliberations.

Sincerely,



John M. Mountain  
Ward 2 Councilman