

GROVE CITY, OHIO COUNCIL  
MINUTES

August 17, 1992

Regular Meeting

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

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

*Brian Buzby*                      *William Ferguson*                      *John Mountain*

1. President Buzby moved to excuse Mr. Buckley and Mr. Cotton; seconded by Mr. Ferguson.

Mr. Buzby	Yes
Mr. Mountain	Yes
Mr. Ferguson	Yes

2. Mr. Mountain moved to dispense with the reading of the minutes and approve as written; seconded by Mr. Ferguson.

Mr. Mountain	Yes
Mr. Ferguson	Yes
Mr. Buzby	Yes

3. President Buzby recognized Ms. Bev Mays, representing the Chamber of Commerce. Ms. Mays made a presentation to the winners of the first annual Pizza Primary. She thanked each establishment that participated and thanked Larry Finlay and the D.A.R.E. children who helped clean up during and after the event. Ms. Mays said that the event received very good attendance in spite of the weather and the softball tournament being postponed. The following awards were presented:

Best Crust -	Gardo's
Best Sauce -	Pony Express Way Station
Best Service -	Pony Express Way Station
Best Chef's Choice -	Donoto's
Best Overall Pizza -	Zamarelli's

4. President Buzby announced a Special Meeting of Council for September 28, 1992 at 7:00 p.m. in Council Chambers for the sole purpose of hearing citizens views and present any information on the proposed amphitheater at Beulah Park. President Buzby stated that Council felt this issue warranted its own meeting so everyone could voice their opinion. President Buzby went on to state that the only issue before Council presently, is a request for rezoning that will have its second reading and public hearing on September 8, 1992 and at this time, President Buzby moved to postpone the Second Reading & Public Hearing of Ordinance C-73-92 until October 5, 1992; seconded by Mr. Ferguson.

Mr. Ferguson	Yes
Mr. Buzby	Yes
Mr. Mountain	Yes

The Chair recognized Mr. Mountain, chairing the Lands & Zoning Committee in Mr. Cotton's absence, for discussion and voting of legislative agenda items under said committee.

1. Ordinance C-32-92 (Direct City Attorney to present a petition to the Franklin County Commissioners to conform boundaries of the City of Grove City & Jackson Township). was given its second reading Mr. Mountain moved this ordinance be postponed until November 2, 1992 due to continued discussions between the City and Township; seconded by Mr. Ferguson.

Mr. Buzby	Yes
Mr. Mountain	Yes
Mr. Ferguson	Yes

2. Ordinance C-70-92 (Accept plat of Hoover Crossing, Section 3) was given its second reading and public hearing and Mr. Mountain moved it be approved; seconded by Mr. Buzby.

Mr. Mountain	Yes
Mr. Ferguson	Yes
Mr. Buzby	Yes

3. Ordinance C-72-92 (Accept plat of Lewis Centre Way) was given its second reading and public hearing and Mr. Mountain moved it be approved; seconded by Mr. Buzby.

Mr. Ferguson	Yes
Mr. Buzby	Yes
Mr. Mountain	Yes

Mayor Stage noted that this street was being named after Dr. Lewis, a long time doctor in Grove City.

4. Ordinance C-75-92 (Authorize transfer of City Property - Treatment Plant on Hoover Rd.) was given its second reading and public hearing.

Speaking to this ordinance was Mayor Stage. He stated that it is the hope of the Administration to transfer this property to Jackson Township in order for them to build a new fire station on Hoover Road.

There being no further comments, Mr. Mountain moved it be approved; seconded by Mr. Buzby.

Mr. Buzby	Yes
Mr. Mountain	Yes
Mr. Ferguson	Yes

5. Ordinance C-77-92 (Amend Ord. C-2-86 to include land in Community Reinvestment Area No. 2) was given its first reading. Second reading and public hearing will be September 8, 1992.
6. Ordinance C-78-92 (Accept land known as Meadow Grove, Sec. 9 as City Property) was given its first reading. Second reading and public hearing will be held on September 8, 1992.
7. Ordinance C-79-92 (Accept the donation of land on Hoover Road - just south of Fire Station) was given its first reading. Second reading and public hearing will be held on September 8, 1992.
8. At this time, Mr. Mountain moved to add Resolution CR-46-92 to this evenings agenda; seconded by Mr. Buzby.

Mr. Mountain	Yes
Mr. Ferguson	Yes
Mr. Buzby	Yes

9. Resolution CR-46-92 (Approve final development plan for E.W. Walls Company located at 6473 Seeds Rd.) was given its reading and public hearing and Mr. Mountain moved it be approved; seconded by Mr. Buzby.

Mr. Ferguson	Yes
Mr. Buzby	Yes
Mr. Mountain	Yes

**The Chair recognized Mr. Mountain, Chairman of Service, for discussion and voting of legislative items under said committee.**

1. Resolution CR-45-92 (Authorize Mayor to file an application & enter into agreement with ODNR to acquire funds through the "Local Gvt. Recycling Grant") was given its reading and public hearing

Speaking to this resolution was Mr. Jim Blackburn, Service Director. He indicated that this was a grant to support our recycling program and in particular, to purchase recycled paper.

There being no other comments, Mr. Mountain moved it be approved; seconded by Mr. Buzby.

Mr. Buzby	Yes
Mr. Mountain	Yes
Mr. Ferguson	Yes

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

1. Ordinance C-76-92 (Amend Section 351.16 titled "One Hour Parking of Heavy Vehicles) was given its second reading and public hearing and Mr. Ferguson moved it be approved; seconded by Mr. Buzby.

Mr. Mountain	Yes
Mr. Ferguson	Yes
Mr. Buzby	Yes

**President Buzby, filling in for Mr. Buckley, Chairman of Finance, proceeded with the discussion and voting of Legislative items under said committee.**

1. Ordinance C-80-92 (Appropriate \$50,000 from the Sewer Fund for the current expense of site clean-up work) was given its first reading.

Mayor Stage commented that this was the site of the old treatment plant and that it would have to be cleaned up before anything could be done with it. It was decided to perform the clean-up operation now regardless of whether it gets transferred to the Township or not.

There being no additional questions or comments, and since it appropriates for current expenses, Mr. Buzby moved to approve Ordinance C-80-92; seconded by Mr. Mountain.

Mr. Ferguson	Yes
Mr. Buzby	Yes
Mr. Mountain	Yes

2. Ordinance C-81-92 (Appropriate \$18,000 from Recreational Development Fund for the current expense of constructing a bike path) was given its first reading and since it appropriates for current expenses, Mr. Buzby moved it be approved; seconded by Mr. Ferguson.

Mr. Buzby	Yes
Mr. Mountain	Yes
Mr. Ferguson	Yes

3. Ordinance C-82-92 (Appropriate \$25,000 from General Fund for the current expense of the Building Department) was given its first reading and since it appropriates for current expenses, Mr. Buzby moved it be approved; seconded by Mr. Ferguson.

Mr. Mountain	Yes
Mr. Ferguson	Yes
Mr. Buzby	Yes

4. Ordinance C-83-92 (Appropriate \$120,000 from General Fund for the current expense of purchasing computer equipment and software for the Division of Police) was given its first reading and since it appropriates for current expenses, Mr. Buzby moved it be approved; seconded by Mr. Ferguson.

Mr. Ferguson	Yes
Mr. Buzby	Yes
Mr. Mountain	Yes

5. Resolution CR-43-92 (Authorize the Admin. Asst. to advertise for bids and sell items no longer needed by the City) was given its reading and public hearing and Mr. Buzby moved it be approved; seconded by Mr. Ferguson.

Mr. Buzby	Yes
Mr. Mountain	Yes
Mr. Ferguson	Yes

6. Resolution CR-44-92 (Declare the City has no inactive deposits of public monies) was given its reading and public hearing and Mr. Buzby moved it be approved; seconded by Mr. Mountain.

Mr. Mountain	Yes
Mr. Ferguson	Yes
Mr. Buzby	Yes

**Agenda items completed.**

1. President Buzby made an announcement that the next regular meeting of Council would be Tuesday, September 8, 1992 at 8:00 p.m. since Monday, September 7, 1992 is Labor Day and the offices will be closed. At this time, he also announced a public meeting that he will hold on August 27, 1992 at 7:30 p.m. at the Buckeye Church of Christ on State Route 665 for the purpose of discussing the proposed development on the corner of Hoover Road and State Route 665.

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

1. Mr. Dale Nawrocki, 4111 Balsam Ave. - made comments regarding the proposed amphitheater at Beulah Park. He said he was disturbed to hear from an amphitheater committee member that suggestions were being made for a "Name the Amphitheater Contest" during the first week of the committee. In addition, two professionals in the community have been effectively silenced by their superiors from speaking out on this issue. He said that this is not right. Pro or Con, they have the right to speak. He stated that he had passed out flyers on this issue and apologized for leaving his name and phone number off. He said he wanted to

get peoples attention and although the questions may have been leading, he has documentation to back up the questions/statements. He also apologized to Chief McKean as he was speaking to law enforcement in other parts of Ohio and Indiana. He said he had recently gone to the Deercreek facility and feels he can speak to some of these issues. He said he is finding so many people feel at ease at determining what is acceptable (i.e. noise, traffic, etc) for he and his family. In closing, Mr. Nawrocki asked Council and Administration which statement they felt would more likely to be said by future perspective home buyers:

"They built that amphitheater, no way am I going to buy a house close to that thing" or "They didn't built that amphitheater, no way am I going to buy a house out there".

Mayor Stage asked Mr. Nawrocki if the silenced people were City employees. Mr. Nawrocki said no.

2. Mrs. Traci Nawrocki, 4111 Balsam Ave. - began by again, apologizing for their names being left off the flyer and for the Council Member's phone number being wrong. She said that after many hours of research, several fallacies have been found in the material being presented by Mr. Sybesma and Mr. Lucas to Council and the Mayor's Advisory Committee. First, they state that they search for and confiscate controlled substances and weapons prior to their concerts. That is not only illegal but impossible to complete. Second, it is stated that small amounts of drugs are just thrown away or disposed of and arrests are made for only large quantities of drugs. Who are we going to all to set our community standards. Third, it was said that Noblesville offered their city parks for camping. In fact, the city was forced to make the best of an uncontrollable situation. Next, she addressed the misguided conception that we would have any say pertaining to their bookings. It would be very unfair and legally questionable to invite a business into our city and they restrict their ability to attempt to turn a profit. Finally, she presented information gathered from the Hamilton County Recorders Office in Indiana regarding the tax valuation of the amphitheater. Deercreek states that their facility is worth approximately \$9 - 10 million. The Recorders Office shows the true tax value at 40% less. She said much more research and consideration must go into this proposal, including trips to an amphitheater that was put in next to an already existing community.
3. Mr. Scott McComb, representing the Mayor's Advisory Committee, thanked Major Sealock, Police Dept., Mr. Blackburn, Jackson Township Fire Dept., Mr. Jeff Cahill, Fr. Co. Health Dept., Mr. Channel, Westgrove resident, Mr. Marvin Holt, Planning Commission Member, Ms. Teri Bacus, Press and Mr. Craig Merz, Press for going with the group to Indiana and reviewing the Deercreek Amphitheater. He mentioned that the media was chosen from a drawing in order to be unbiased. Mr. McComb read a prepared statement that gave a progress report of the Committees trip. They met with the Mayor of Noblesville, Chamber of Commerce President, and administrative representative to Noblesville. Along with those officials were the Hamilton County Sheriff, Deputy Sheriff in charge of the Deercreek facility and the County Prosecutor. The Committee was free to ask any and all questions. The Committee then proceeded to the facility to observe it, the staff and Sheriff's Dept. before, during and after an actual performance. After a brief tour by Mr. Sybesma, the Committee was free to roam the grounds and observe any and all parts of the facility as well as ask questions. The Committee will be submitting recommendations to the Mayor as an informative review both Pro and Con. The Committee suggested that Council Members go to Indiana and review the facility during an actual concert. They also cautioned the public about false accusations or information that might be distributed to the community.

President Buzby<sup>asked</sup> if the Committee would be submitting a written report? Mr. McComb said yes. President Buzby asked if the report would be complete prior to the September 28, 1992 meeting? Mr. McComb said they would like to have it complete before then, however, there was much to do and many questions to answer. Mr. Mountain asked how many committee members went? Mr. McComb said eight of the eleven were able to attend.

Mayor Stage commented that the Committee has already put in 18 to 20 hours. He said he saw where the press was questioning the \$4,500.00 spent for the Committee to go to Deercreek. He said he felt that it was highly appropriate for the City to fund this, up to a certain level, in order to be as unbiased as possible and it is certainly within the realm of the City to conduct a study and have a citizen's group do it. He also mentioned the flyer that was handed out and wanted to go on record as squelching any fears that the

Administration was discussing using the City parks as a camp ground. This is far from fact and we will not allow that kind of mess to come into the City.

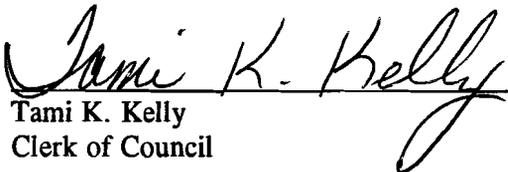
Mr. McComb also stated that the Committee would like to hire a professional company to conduct a telephone survey on this issue and asked Council to support this. Mayor Stage continued by stating that they would like to run a "statistically sound" poll regarding several city issues and community issues. The primary issue was originally for the pool and then other issues came up that they are incorporating into this.

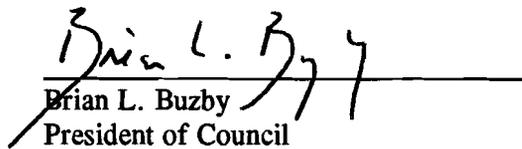
President Buzby stated that he would like the Committee to address two main issues for him. Those being 1) Sound impact - as much engineering and technical information as possible; and 2) Benefits - jobs, income tax, property tax, etc. Having had two years of Capital Music, he would like the Committee to quantify that. Mr. Mountain concurred and said the key word is quantify.

**President Buzby recognized the Mayor, members of administration and council for closing comments.**

1. Mayor Stage recognized Mr. Don Breckenridge, prosecuting attorney for the City, and thanked him for filling this evening for our City Attorney as well as doing an admirable job as Prosecuting Attorney. Mayor Stage then read a letter to the Bergermeister of Luebtheen, Germany. There have been several students visiting for the past five weeks and they will be returning soon. This letter serves as the first step in forming a sister relationship with a community outside the continental and domestic U.S.A.
2. After additional comments from Administration, the Chamber and Council, Mr. Mountain made a motion to adjourn; seconded by Mr. Ferguson. Motion carried.

Council adjourned at 9:00 p.m.

  
Tami K. Kelly  
Clerk of Council

  
Brian L. Buzby  
President of Council