

CITY OF GROVE CITY, OHIO
COUNCIL MINUTES

August 18, 2003

Regular Meeting

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

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

Vaughn Radi Bob Hatley Maria Klemack Budd Eversman Bill Saxton

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

Mr. Radi	Yes
Mr. Hatley	Yes
Ms. Klemack	Yes
Mr. Eversman	Yes
Mr. Saxton	Yes

2. President Klemack recognized the Mayor, who made a presentation to the Grove City Gator's Swim Team. This Team, from the Big Splash, was awarded the Marshall Sportsmanship Award, by receiving the most votes from the participating teams and coaches. Each member was given a copy of the proclamation and a ceramic star.
3. President Klemack read the agenda items and they were approved by unanimous consent.

The Chair recognized Mr. Saxton, Chairman, for discussion and voting of legislative agenda items under the Lands & Zoning Committee.

1. Ordinance C-76-03 (Accept the Annexation of 87.21 acres located at 2007 & 2055 Holton Road) was given its first reading. Second reading and public hearing will be heard on 9/02/03.
2. Ordinance C-77-03 (Accept the Annexation of 1.341 acres located at 4235 Grove City Road) was given its first reading. Second reading and public hearing will be held on 9/02/03.
3. Ordinance C-78-03 (Accept the Annexation of 80.8 acres located North of Holton Road and East of Hoover Road) was given its first reading. Second reading and public hearing will be held on 10/20/03, per the petitioner's agent request.
4. Ordinance C-79-03 (Accept the Annexation of 316.2 acres located South of White Road and West of S.R. 104) was given its first reading. Second reading and public hearing will be held on 10/20/03, per the petitioner's agent request.

Mayor Grossman commented that this and C-78-03 are the parcels associated with the proposed Pinnacle Golf Course Community. Mr. Stage, City Admin., noted that they are working on a Pre-Annexation Agreement to accompany these two annexation requests.

The Chair recognized Mr. Radi, Chairman of the Safety Committee, for discussion and voting of legislative agenda items under said committee.

1. Ordinance C-72-03 (Amend Table 1135.14-III titled Area, Yard, Coverage and Supplementary Regulations) was given its second reading and public hearing.

Mr. Radi questioned the reasoning behind this request. Mr. Stage explained that we have a chart in our Code that refers to PUD areas that provides minimum requirements for each Zoning classification allowed within the PUD district. Over the years, we have acknowledged that PUD is to give flexibility to the City in designing large areas of land to be able to co-mingle different types of buildings and housing units. He said he understands that they are concerned about having a minimum and he doesn't disagree with that at all. He said having the R-1 as minimums gives us a false sense of security. When you read the preamble to the Section, it is clear that the intent of PUD is to provide that flexibility. There have been instances where we have not developed to the minimum R-1 standards, to its purest sense, but have added other restrictions that are not required under the R-1 standards. *Mr. Eversman* stated that he voiced concerns during Caucus about default positioning if something wasn't addressed. The Administration assured him that there shouldn't be problems there. He said he would consider that and how the rest of Council feels when voting for this legislation. Mr. Radi stated that would feel more comfortable if the reference to R-1 was left in and the following language added: ", unless otherwise approved by Council.". Additional discussion took place between Council and the Administration. Mr. Clark, Dir. of Law, did state that he liked the language suggested by Mr. Clark. However, he believes the existing Code allows for Council to approve PUD developments that do not meet the minimum standards of R-1 and this language, with or without the reference to R-1, would clarify its intent. Mr. Stage did point out that they do have a discipline for writing the PUD text.

There being no additional questions or comments, Mr. Radi moved it be approved; seconded by Mr. Saxton.

Mr. Hatley	Yes
Ms. Klemack	Yes
Mr. Eversman	Yes
Mr. Saxton	Yes
Mr. Radi	Yes

2. Ordinance C-73-03 (Amend Section 331.42(d) titled Littering from Motor Vehicle) was given its second reading and public hearing.

Mr. Radi explained that this would raise the violation from a minor misdemeanor to a Misdemeanor in the third degree. This meets the current State regulations.

There being no additional questions or comments, Mr. Radi moved it be approved; seconded by Mr. Hatley.

Ms. Klemack	Yes
Mr. Eversman	Yes
Mr. Saxton	Yes
Mr. Radi	Yes
Mr. Hatley	Yes

3. Resolution CR-63-03 (Approve the Final Consent Decree and Settlement Agreement and Authorize the City Administrator to Enter Into Said Decree and Agreement with Mid-Ohio Board for Independent Living Environment, et al.) was given its reading and public hearing.

Mr. Stage stated that Ms. Lori Dendis, attorney for the City, was in Caucus to review the details of the final decree. He stated that the provisions they came away with were: if a violation is observed by an individual or this group, they must notify us before they proceed to the Court and we have 90 days to cure it; we have up until 2009 to make the adjustments in the remaining ramps (600+) and he believes we will be able to make it; the drawings for the ramp specifications are part of the Consent Decree, which means they will be embedded in Federal Court. This is a pretty good safeguard.

There being no additional questions or comments, Mr. Radi moved it be approved; seconded by Mr. Saxton.

Mr. Eversman	Yes
Mr. Saxton	Yes
Mr. Radi	Yes
Mr. Hatley	Yes
Ms. Klemack	Yes

The Chair recognized Mr. Eversman, Chairman of the Service Committee, for discussion and voting of legislative agenda items under said committee.

1. Ordinance C-80-03 (Authorize the City Administrator to Execute the Central Ohio Health Care Consortium Joint Self-Insurance Agreement) was given its first reading. Second reading and public hearing will be held on September 02, 2003.

The Chair recognized Mr. Hatley, Chairman of the Finance Committee, for discussion and voting of legislative agenda items under said committee.

1. Ordinance C-74-03 (Appropriate \$10,075.00 from the DARE Fund for Current Program Expenses) was given its second reading and public hearing and Mr. Hatley moved it be approved; seconded by Mr. Saxton.

Mr. Saxton	Yes
Mr. Radi	Yes
Mr. Hatley	Yes
Ms. Klemack	Yes
Mr. Eversman	Yes

2. Ordinance C-75-03 (Appropriate \$21,792.56 from the Hoover-Milligan Grove to Dartmoor Road Fund for the Current Expense of Project Costs) was given its second reading and public hearing and Mr. Hatley moved it be approved; seconded by President Klemack.

Mr. Radi	Yes
Mr. Hatley	Yes
Ms. Klemack	Yes
Mr. Eversman	Yes
Mr. Saxton	Yes

3. Ordinance C-81-03 (Appropriate \$25,000.00 from the General Fund for the Current Expense of Employee Retirements) was given its first reading. Second reading and public hearing will be held on September 02, 2003.

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

1. Ms. C. Helmer, Cleveland Ave., asked about the progress for the retention pond for the west side of town. She said monies were supposed to be appropriated in 2001 and it has been put off.

Mr. Stage commented that the City hasn't been sitting on their hands. We have acquired all the land needed for it. He said the design has become far more expensive than originally anticipated. The design tried to incorporate a park area, along with a retention basin. He asked Mr. Kohman, Consulting Engineer, how far along we are with it now. Mr. Kohman stated that the project has been put into Phases and he anticipates have a public hearing around the end of August. Mr. Stage said they still aren't sure what the final total will be, so they asked the engineer to break it down into phases that would cost no more that \$500,000.00 per year. He said once they begin, it would start to have retention effects. He said he would contact her when the public hearings begin. *Mr. Hatley* asked what the original projected cost was. Mr. Kohman said it was around \$800,000.00, but that was just for the pond. Now it is around 1.5 million, due to the park amenity. Mr. Radi asked Mr. Kohman to share what has already been done to help alleviate water problems on the west side. Mr. Kohman stated that they have solved some of the storm water issues and the road improvements that have been made have improved the routing of water.

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

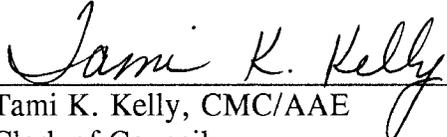
1. Mayor Grossman submitted part of the Mayor's Report, since she was absent at the last meeting. Mr. Eversman moved to accept the Mayor's Report; seconded by Mr. Saxton.

Mr. Hatley	Yes
Ms. Klemack	Yes
Mr. Eversman	Yes
Mr. Saxton	Yes
Mr. Radi	Yes

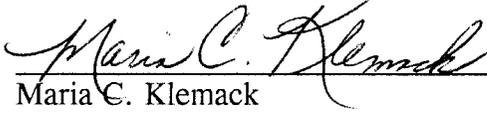
The Mayor reported on street construction and other community events.

2. President Klemack announced that the next regular meeting of Council would be held on Tuesday, September 02, 2003, in observance of Labor Day.
3. After additional comments from Council and other Administrative staff members, a motion to adjourn was approved by unanimous consent.

Council adjourned at 8:44 p.m.



Tami K. Kelly, CMC/AAE
Clerk of Council



Maria C. Klemack
President