

CITY OF GROVE CITY, OHIO
COUNCIL MINUTES

September 06, 2005

Regular Meeting

The regular meeting of Council was called to order by President Saxton, at 8:05 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:

Rich Lester Bill Saxton Vaughn Radi

1. Mr. Lester moved to excuse Mr. Hatley and Ms. Klemack; seconded by Mr. Radi.

Mr. Lester	Yes
Mr. Saxton	Yes
Mr. Radi	Yes

2. President Saxton remarked about the devastation of Hurricane Katrina in the Gulf Coast. He announced that the YMCA in Baton Rouge was operational and offering shelter to many in the region. Our local YMCA is collection donations to take to the Baton Rouge Y. Donations can be dropped off tomorrow from 6:00 a.m. top 10:00 p.m. and on Thursday from 6:00 a.m. to Noon. Ms. Karla Baltzer was present and noted that over 100 YMCA's have been affected in the coast region. President Saxton said City Hall will also be a collection point until 11:00 a.m. Thursday, at which time all donations will be taken to the local YMCA.
3. President Saxton recognized the Mayor, along with Mr. John Fogerty, Wal-Mart, who received gratitude from the Grove City High School Band Officers for their contributions to their trip to London, England. Each was presented with a framed picture of the Band and a DVD of their participation in the Queen's Parade. Next, the Mayor recognized John and Cindy Shalp, winners of the People's Choice Award from the Green Thumb program. A basket filled with garden items was presented. Finally, the Mayor administered the Oath of Office to Mr. Dan Havener as the newest member of the Planning Commission.
3. The Chair read the agenda items and they were approved by unanimous consent.

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

1. Ordinance C-81-05 (Appropriate \$32,700.00 for the cost of Severance and Temporary Staffing of the Finance Department) was given its second reading and public hearing and Mr. Radi moved it be approved; seconded by President Saxton.

Mr. Radi	Yes
Mr. Lester	Yes
Mr. Saxton	Yes

2. Ordinance C-82-05 (Appropriate \$16,230.00 from the DARE Fund for the Current Expense of Program Expenses) was given its second reading and public hearing and Mr. Radi moved it be approved; seconded by Mr. Lester.

Mr. Behlen, Dir. of Finance, explained that this is from recent DARE events and the proceeds need appropriated.

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

Mr. Lester	Yes
Mr. Saxton	Yes
Mr. Radi	Yes

3. Ordinance C-83-05 (Appropriate \$2,451.82 from the Elm Street Project Fund for the Current Expense of Project Costs) was given its second reading and public hearing.

Mr. Behlen explained that the City received a grant from the Community Development Block Grant program and there was an adjusted increase received that needs appropriated.

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

Mr. Saxton	Yes
Mr. Radi	Yes
Mr. Lester	Yes

4. Ordinance C-84-05 (Appropriate \$791.37 from the Drug Law Enforcement Fund for the Current Expense of Police Equipment) was given its second reading and public hearing.

Mr. Behlen explained that this is from forfeitures and can only be used for certain police expenses.

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

Mr. Radi	Yes
Mr. Lester	Yes
Mr. Saxton	Yes

5. Ordinance C-85-05 (Appropriate \$46,800.00 from the Sewer Fund and \$74,784.00 from the Water Fund for the Current Expense of the Sewer & Water Tap Fee Rebate Program) was given its second reading and public hearing.

Mr. Behlen explained that Council raised fees for sewer and water taps and the developers requested a delay in enforcement. Council agreed to a 30 day delay and these amounts reflect the refund for the difference in payments made during that 30 day time frame.

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

Mr. Lester	Yes
Mr. Saxton	Yes
Mr. Radi	Yes

6. Ordinance C-86-05 (Appropriate \$7,146.51 from the General Fund for the Current Expense of Vehicle Repair) was given its second reading and public hearing and Mr. Radi moved it be approved; seconded by Mr. Lester.

Mr. Saxton	Yes
Mr. Radi	Yes
Mr. Lester	Yes

7. Resolution CR-66-05 (Support State Issue 1) was given its reading and public hearing.

Mayor Grossman explained that this is what was previously referred to as Issue II Funding. The city has received more than \$17 million toward the infrastructure improvements in the city over the last 18 years. It is a very important issue for the entire State. It is where Townships and Cities look for partners for very expensive street improvements like Hoover Rd., Stringtown Rd., & S.R. 665. It is a benefit to every community across the State.

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

Mr. Radi	Yes
Mr. Lester	Yes
Mr. Saxton	Yes

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

1. Ordinance C-87-05 (Amend Section 333.02 of the Codified Ordinances titled Reckless Operation on Streets, Public or Private Property) was given its second reading and public hearing.

Mr. Clark, Dir. of Law, explained that about a year ago the State had a massive change to the Traffic Section of the Code. When the City's Codifier incorporated those changes, they didn't keep the City's penalty, which was a little more stringent. This will reinstate that penalty. He noted that as they go through this newer section, there may be a few more housekeeping items like this.

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

Mr. Lester	Yes
Mr. Saxton	Yes
Mr. Radi	Yes

2. Ordinance C-89-05 (Amend Section 523.07(a) of the Codified Ordinances titled Cleanliness: Hotels; Lodging Houses, etc.) was given its first reading. Second reading and public hearing will be held on September 19, 2005.
3. Ordinance C-90-05 (Enact Chapter 520 of the Codified Ordinances titled Hotel/Motel Sanitation) was given its first reading. Second reading and public hearing will be held on September 19, 2005.

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

1. Ordinance C-79-05 (Approve the Plat of Autumn Grove, Section 1 located on the North side of Rensch Road) was given its second reading and public hearing.

Mr. Lester asked if there was a representative for this item present. There being none, he explained that there were a number of items he requested at the last meeting and have yet to receive any response. He moved it be postponed to 9/19/05.

Mayor Grossman asked Mr. Lester to reiterate those items, as she believes Mr. Boso, Dir of Dev., indicated they had been resolved or included in the Deed. Mr. Lester said the Homeowner's Association may be addressed in the Deed, but he wanted to hear from the developer how he was going to make sure the home owners were informed about the Association. There were some minor, housekeeping references to some of the notations that could be misleading on the plat. Most importantly was Lot #28, where a floodway was removed from the lot and he wanted some clarification. He said we don't allow structures to be built in the floodway and therefore, Lot 28 would not be buildable, at time of platting. Mr. Boso said the structure could be built as long as it is outside the floodplain. He said Note C will be part of the Deed and the buyer must beware.

There being no additional questions or comments, the Clerk called for a second to the motion.

There being no second, the motion died.

Mr. Lester moved it be approved; seconded by President Saxton.

Mr. Saxton	Yes
Mr. Radi	Yes
Mr. Lester	No

2. Ordinance C-88-05 (Approve the Special Use Permit for Giant Eagle Inc. for a Gasoline Station located at 2170 McDowell Road) was given its second reading and public hearing and at the request of the petitioner's agent, Mr. Lester moved it be postponed to September 19, 2005; seconded by President Saxton.

Mr. Radi	Yes
Mr. Lester	Yes
Mr. Saxton	Yes

3. Resolution CR-65-05 (Approve the Development Plan for Giant Eagle Gas Station located at 2179 McDowell Road, in the Derby Square Shopping Center) was given its reading and at the written request of the petitioner, Mr. Lester moved it be postponed to 9/19/05; seconded by Mr. Radi.

Mr. Lester	Yes
Mr. Saxton	Yes
Mr. Radi	Yes

4. Resolution CR-67-05 (Approve the Sign request for WACO Financial Ltd. Located at 3826 Broadway in the Historical Preservation Area) was given its reading and public hearing.

Mr. Fred Hollingsworth, representing petitioner, was present to answer any questions. Mr. Lester reviewed the three stipulations set by Planning Commission, which Mr. Hollingsworth agreed to, noting that the height is only 6' 4".

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

Mr. Saxton	Yes
Mr. Radi	Yes
Mr. Lester	Yes

5. Resolution CR-68-05 (Approve a Certificate of Appropriateness for Midas Auto Service Experts located at 2562 Columbus Street) was given its reading and public hearing.

Mr. Ian Katz, representing petitioner, was present to answer any questions. Mr. Lester noted that this request was recommended for approval, as submitted.

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

Mr. Radi	Yes
Mr. Lester	Yes
Mr. Saxton	Yes

6. Resolution CR-69-05 (Approve a Sign request for Hummingbird Restaurant located at 4034 Broadway in the Historical Preservation Area) was given its reading and at the request of the property owner, Mr. Lester moved it be withdrawn; seconded by President Saxton.

Mr. Lester	Yes
Mr. Saxton	Yes
Mr. Radi	Yes

7. Resolution CR-70-05 (Approve an Amendment to the Development Plan for The Pinnacle Club Community Center, as approved by Res. CR-87-04) was given its reading and public hearing.

Mr. Don Plank, attorney for petitioner, explained that they are asking for the Community Center roof to be changed from bronze to light grey. At the time this was approved, it was discussed that the entire theme for the Pinnacle development was not yet determined and when they got more detail they would come back. They now have a theme that has a black roof on the Clubhouse. For the barn and Community Center, they would like to match that with a light grey, rather than the brown/bronze. Mr. Lester commented that early on, he knew that the Community Center was being conceptually drawn. However, once an illustration is provided and approved, the idea is to maintain that. He said he wants to make sure that this isn't going to be a continual "theme" change throughout the development. Mr. Plank said that the Clubhouse is really driving the theme.

President Saxton stated that he went out and met with the roofer to see the new material and color installed on a barn. He said the silver grey stood out too much and commended them for agreeing to go with the light grey. He believes it will complement each building.

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

Mr. Saxton	Yes
Mr. Radi	Yes
Mr. Lester	No

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. The Mayor submitted the Mayor's Monthly Report and Mr. Lester moved to accept same; seconded by Mr. Radi.

Mr. Radi	Yes
Mr. Lester	Yes
Mr. Saxton	Yes

In closing, the Mayor thanked Mr. Havener for volunteering to be on Planning Commission. She announced the donation of a bench in remembrance of the Conkler Family. It will be placed by the mural on Broadway. She gave an update to roadway improvements.

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

Mr. Saxton	Yes
Mr. Radi	Yes
Mr. Lester	Yes

3. President Saxton asked Mr. Keller, EMH&T, about Orders Road and when that project will begin. Mr. Keller said this project is in conjunction with Margie's Cove. That subdivision was just approved in early 2005. He said they are working with the developer and the State to begin this project and it is scheduled for completion next June.
4. After additional comments from Council and other Administrative staff members, a motion to adjourn was approved by unanimous consent.

Council adjourned at 9:05 p.m.

Tami K. Kelly, MMC
Clerk of Council

William E. Saxton
President