

CITY OF GROVE CITY, OHIO
COUNCIL MINUTES

August 3, 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. President Berry moved to dispense with the reading of the minutes from the previous meeting and approve as written; seconded by Ms. Klemack-McGraw.

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

2. The Chair read the agenda items and at the request of the Administration, Mr. Grinch moved to remove Resolutions CR-38-09 and CR-39-08; seconded by President Berry.

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| 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-49-09 (Direct the Certification to the County Auditor of the Expense of Cutting Weeds on Private Property) was given its second and public hearing and Mr. Uhrin moved it be approved; seconded by Mr. Corbin.

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

The Chair recognized Ms Klemack-McGraw, Chairman of Service, for discussion and voting under said Committee.

1. Ordinance C-51-09 (Authorize the City Administrator to enter into an Agreement with the Ohio Department of Transportation for the I-71/White Road Project) was given its second reading and public hearing.

Mr. Honsey, City Administrator, explained that this involves a local project agreement with ODOT. He said where White Road currently goes under I-71 the wing walls currently have a slope to them. ODOT will be doing some maintenance and we will work with them to see if we can make room on one, or both sides, for a bike path and/or pedestrian walkway.

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

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

- 2. Ordinance C-52-09 (Approve Current Replacement Pages to the Grove City Codified Ordinances and declare an emergency) was given its first reading.

Ms. Kelly, Clerk of Council, explained that this is a housekeeping measure. These pages reflect amendments to the Code that have already been approved by separate ordinances during the year that were given their full readings and public hearings. The emergency allows those changes to be placed in the Code Books and updated immediately.

There being no additional questions or comments, Ms. Klemack-McGraw moved that the Rules of Council be suspended and the Waiting Period waived; seconded by Mr. Grinch.

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

Ms. Klemack-McGraw moved it be approved as an emergency; seconded by Mr. Corbin.

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

The Chair recognized Mr. Grinch, Chairman of Lands, for discussion and voting under said Committee.

- 1. Ordinance C-46-09 (Approve a Special Use Permit for True2Form Collision Repair Centers, LLC for Auto Related Services located at 3965 Brookham Drive) was given its second reading and public hearing and at the request of the petitioner’s attorney, Mr. Grinch moved it be postponed to 11/02/09; seconded by Ms. Klemack-McGraw.

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

2. Resolution CR-37-09 (Intent to Appropriate a Fee Simple Interest in 0.067+ acres from Dennis R. and Sharon M. Nessler, for the extension of a Bike Path, located at 2330 Holton Road) was given its reading and public hearing.

Mr. Honsey showed a picture of the properties needed in order to finish a bike path along Holton Road. He said this will help get the children across the street to the school. He commented that two of the property owners in this area have made agreements with City for their portion. There is just one property left.

Mr. Smith, Dir. of Law, explained that they have spoken with this property owner and sent them an offer/purchase contract. He said this is just the first step in the process, and they will continue to negotiate this to see if it can be resolved.

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

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| 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.

1. Mr. Brian Keeton, resident, voiced his concern with the Grove City Road reconstruction project. His wife passed out a letter to Council and the Mayor. He explained that dirt from the excavation happening as part of the Grove City Road project. At first, they thought this would be removed, but later found out that the Church made a deal with Truco Company to create a mound. There now exists a six foot high and six foot wide mound behind their homes and it has caused them problems. There is a terrible stench; the mound was covered in weeds; and they now have drainage problems. He said the Church hasn't gotten approval from the City nor any permits issued for this mound. He said they have tried to speak with the Church, to no avail. He said they have tried to be good neighbors, but this presents many problems for the neighborhood. They are also concerned with liability, as the children love to play on it and they are concerned with someone getting hurt and roll onto their property. President Berry asked Ms. Reichard if she has been made aware of this. Ms. Reichard said she learned of this last week. She said she has contacted the church and just received drawings from them. They are working to resolve it. President Berry asked what the plan of action would be. She said they need to review the plans and make sure there will be no drainage onto the neighbor's property. A Landscape Plan will also be required. Mayor Stage said we need a list of all the violations the Church committed. Ms. Reichard said she is working on this and will keep them up-to-date. Mr. Keeton noted that several of the affected neighbors were also present tonight. After further discussion, it was determined that Ms. Reichard will follow-up and report on the progress of this issue.
2. Mr. Ron Stokes, Jr., Reaver Ave., said they have noticed an increased traffic on their street in the evening hours. There is speeding and loud noise. There are children and parked vehicles they are concerned about. He said these people are thumbing their nose at the residents who live on the street. Chief Wise said they have responded to some calls and would be happy to talk with Mr. Stokes about their concerns.
3. Mr. Dick Rutherford, resident, explained that the State of Ohio has reduced funding to the library. He recalled the discussion the Mayor and Council had about moving it to the new development. He said the Library is in worse shape now than before. He asked if the City has anything planned to assist

them. Mayor Stage asked Mr. Rutherford what he would do. He said many people voiced their opinion at that time, so he is interested in what Mr. Rutherford feels should be done. Mr. Rutherford said the Mayor was willing to give \$8 million back then, and asked what the City can do now. Mayor Stage said it was a much bigger picture than just giving them \$8 million. Mr. Rutherford said we need to do something, rather than let them fail. President Berry said the Library did send the City a letter requesting a few considerations and the Administration is working on those. He asked Mr. Rutherford to put his suggestions in writing and get it to them. Mr. Rutherford said Council and the Mayor sent a letter to the State, but he doesn't see anything else happening. Mayor Stage said just because there is nothing before Council, it doesn't mean nothing is being done. Additional discussion took place between the Mayor and Mr. Rutherford. Mr. Rutherford asked what the plan is. Mayor Stage said there is no plan.

Mr. Chuck Boso, Dir. of Dev., explained that we are only a part of the overall Library district, just like our School District. He explained that this is the only library in the County that does not have millage set aside for the Library system. He said the long term solution is they have to have a perpetual funding source. Mayor Stage suggested that Mr. Rutherford go to Jackson, Pleasant & Prairie Townships, and Columbus and ask them the same question.

4. Mr. Marcos Vera, resident, asked Council to consider amending the Dog Barking ordinance to set the hours of enforcement from 9:00 p.m. to 9:00 a.m. He said he doesn't believe this will impact the quality of life or lower the standards to Grove City residents. He believes the resources of the Police could be better used. Mr. Grinch asked if he is suggesting that certain hours would be o.k. for dogs to bark and disrupt the neighbors. He gave an example of someone leaving their dog out all day while they go to work. Mr. Vera said a dog barking for a long period of time is being neglected and that should not be allowed. President Berry asked if he has spoken with the Police Chief. He said he did speak with him and the Chief wasn't in agreement with his proposal, but he would be happy to talk with the Chief again.

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.

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

Mayor reminded everyone to vote tomorrow. He said he hopes the levy passes.

2. Mr. Honsey said they are working on Capital Improvements updates and asked Mr. Keller to show what we are doing this year and what projects we are anticipating. Mr. Keller then presented a slide show of the active building, road, sewer and park projects under construction and the projects identified in the operating budget.
3. Council reminded everyone to vote tomorrow.
4. After additional comments from Council and Administrative staff members, a motion to adjourn was approved by unanimous consent.