

CITY OF GROVE CITY, OHIO
COUNCIL MINUTES

April 01, 2002

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 and the Pledge of Allegiance, roll was called and the following members were present:

Bob Hatley Maria Klemack Budd Eversman Bill Saxton

1. Mr. Saxton moved to excuse Mr. Radi; seconded by Mr. Eversman.

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

2. President Klemack recognized Mr. Wade Steen, Franklin County Treasurer, for a presentation to the Finance Department. For the 12th year in a row, Mr. Behlen and his department received a Certificate of Excellence in Financial Reporting from the Government Finance Officers Association. The Mayor recognized all the employees in the Finance Department and expressed her gratefulness to Bob and his leadership.

3. Mr. Saxton moved to dispense with the reading of the minutes from the previous meeting and approve as written; seconded by Mr. Eversman.

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

4. President Klemack read the agenda items and they were approved by unanimous consent.

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

1. Ordinance C-06-02 (Rezoning of 6.83 and 2.24 acres located North of Stringtown Road and East of Jackpot Road from PUD-1 & C-2 respectively to PUD-C) was given its second reading & public hearing.

Mr. Saxton explained that we are still waiting on a signed text that was to be delivered this evening. Since it has not been received, Mr. Saxton moved it be postponed until April 15, 2002; seconded by Mr. Eversman.

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

2. Ordinance C-28-02 (Accept the Annexation of 1.0+ acre located at 4955 Chancellor Drive, being Lot #42 of Southern Grove Estates) was given its second reading and public hearing.

Mr. Joe Hull, attorney , spoke on behalf of this and Ordinances C-29, C-30, C-31-02. He explained that these property owners are seeking annexation for sewer and water services, when they become available.

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

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

3. Ordinance C-29-02 (Accept the Annexation of 3.047+ acres located North of Orders Road and West of Haughn Road) was given its second reading and public hearing and Mr. Saxton moved it be approved; seconded by Mr. Eversman.

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

4. Ordinance C-30-02 (Accept the Annexation of 0.5+ acres located at 3948 Eastern Ct., being Lot #24 of Southern Grove Estates) was given its second reading and public hearing and Mr. Saxton moved it be approved; seconded by President Klemack.

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

5. Ordinance C-31-02 (Accept the Annexation of 3.2+ acres located North of Orders Road and South of Williamsburg Court) was given its second reading and public hearing and Mr. Saxton moved it be approved; seconded by Mr. Eversman.

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

6. Ordinance C-32-02 (Accept the Annexation of 112.980+ located on the northeast corner of Holt and Big Run Roads) was given its second reading and public hearing.

Mr. Saxton noted that this is the site of three new schools for South-Western City Schools. Mr. Stage, City Admin., also noted that the City would be participating in road improvements on Holt and Big Run roads in the near future.

Mr. Hatley asked about the drainage issue in that area. Mr. Stage replied that it is not part of this annexation. However, the southern part of the drainage problem goes through Grove

City, under Big Run Road. As part of the, ultimate, Big Run/Demorest road improvements, that drainage problem should be solved.

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

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

7. Resolution CR-25-02 (Approve the Sign Request for Schoedinger-Norris, located at 3920 Broadway in the Historical Preservation Area) was given its reading and public hearing.

Ms. Bearden, Dev. Dir., explained that this is a replacement sign. It is smaller, but taller than the existing sign. It is one of the final acts of the improvements being made to this business.

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

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

8. Resolution CR-26-02 (Approve the Development Plan for Parkway Centre South, located South of Stringtown Road) was given its reading and at the request of the petitioner, Mr. Saxton moved it be postponed until April 15, 2002; seconded by Mr. Hatley.

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

9. Resolution CR-27-02 (Grant an Exclusive Easement with a Non-Exclusive Strip Easement to Columbia Gas of Ohio, Inc. located South of Orders Road in Fryer Park) was given its reading and public hearing.

Mr. Saxton explained that this was for the gas line to the new YMCA.

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

Mr. Eversman	Yes
Mr. Saxton	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-22-02 (Declaring the Necessity and Intention of the City of Grove City to Appropriate the Fee Simple Interest in Certain Described Real Property for the Improvement

and Widening of White Road between a point 1,000 feet East of I-71 and a point 4,100 feet East of I-71 to Appropriate a Temporary Easement in Certain Described Real Property, to provide Work Space for Construction and Declaring an Emergency) was given its second reading and public hearing and Mr. Eversman moved that the Rules of Council be suspended and the waiting period waived; seconded by Mr. Saxton.

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

Mr. Eversman moved it be approved as an emergency measure; seconded by Mr. Saxton.

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

2. Ordinance C-23-02 (Declaring the Necessity and Intention of the City of Grove City to Appropriate the Fee Simple Interest in Certain Described Real Property for the Improvement and Widening of Stringtown Road between I-71 Northbound Exit Ramp and a point 4,100 feet East of the I-71 Exit Ramp and the Construction of its intersection with Buckeye Parkway, to Appropriate a Temporary Easement in Certain Described Real Property to provide Work Space for Construction and Declaring an Emergency) was given its second reading and public hearing and Mr. Eversman moved that the Rules of Council be suspended and the waiting period waived; seconded by Mr. Saxton.

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

Mr. Eversman moved it be approved as an emergency measure; seconded by Mr. Saxton.

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

In Mr. Radi's absence, President Klemack chaired the Safety Committee, for discussion and voting of legislative agenda items under said committee.

1. Ordinance C-34-02 (Amend Section 1139.03(a) of the Codified Ordinances titled Method of Zoning Change; Reversion of Zoning Classification) was given its second reading and public hearing and President Klemack moved it be approved; seconded by Mr. Eversman.

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

2. Ordinance C-35-02 (Authorize the City Administrator to Execute a Deed to Thomas R. Clark, Trustee to Secure a Tax Parcel for a Certain Parcel of Real Estate presently used by the City for the YMCA and to declare an emergency) was given its second reading and public hearing and President Klemack moved that the Rules of Council be suspended and the waiting period waived; seconded by Mr. Saxton.

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

President Klemack moved it be approved as an emergency measure; seconded by Mr. Eversman.

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

3. Ordinance C-36-02 (Authorize the City Administrator to Accept the Transfer of 6.627 acres in Fryer Park and to declare an emergency) was given its second reading and public hearing and President Klemack moved that the Rules of Council be suspended and the waiting period waived; seconded by Mr. Eversman.

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

President Klemack moved it be approved as an emergency measure; seconded by Mr. Eversman.

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

4. Ordinance C-42-02 (Repeal Chapter 707 titled Circuses and Carnivals and Replace with a new Chapter 707 titled Special Events) was given its first reading. Second reading and public hearing will be held April 15, 2002.

Mr. Eversman commented that there was some discussion in caucus and he believes that he and the administration have some amendments that will show up before the final reading.

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

1. Ordinance C-37-02 (Appropriate \$600,000.00 from the County Contribution Fund for the Current Expense of the Reconstruction of Hoover Road from Dartmoor to Milligan Grove) was given its second reading and public hearing and Mr. Hatley moved it be approved; seconded by Mr. Saxton.

Mr. Hatley	Yes	
Ms. Klemack	Yes	
Mr. Eversman		Yes

Mr. Saxton Yes

2. Ordinance C-38-02 (Appropriate \$1,507,412.00 from the Hoover Road/Milligan Project Fund for the Current Expense of the Reconstruction of Hoover Road from Dartmoor to Milligan Grove) was given its second reading and public hearing and Mr. Hatley moved it be approved; seconded by President Klemack.

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

3. Ordinance C-39-02 (Authorize the Ground Lease of City Lands to the YMCA of Central Ohio, in connection with the Private Construction and Operation of a Community Recreation Center, to approve the Form and Execution of the Ground Lease and other Documents and Agreements relating thereto, and to declare an emergency) was given its second reading and public hearing.

Mr. Stage explained that this relates to the two ordinances under the Safety Committee, which transferred property. Mr. John Bickley, YMCA rep., was present. Mr. Stage said multiple attorneys have reviewed the lease and he believes it is in acceptable form. He stated that Mr. Eversman brought up the point about a renewal clause for 99 years. That will have to be discussed and there are a couple of other minor changes that need to be made. Mr. Eversman clarified that the original proposal passed by Council in 1998 was for a 100-year lease. There was no approval for a renewal of an additional 99 years and that is why he would like to see it removed.

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

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

Mr. Hatley moved it be approved as an emergency measure; seconded by Mr. Eversman.

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

4. Ordinance C-40-02 (Directing the Appropriation of a Fee Simple Interest in Certain described Real Property for the Improvement and Widening of Stringtown Road and the Construction of its Intersection with Buckeye Parkway and to declare an emergency) was given its second reading and public hearing.

Mr. Stage commented that this relates to Buckeye Parkway and the need for this particular property, as it fronts Stringtown Road. It became a key piece, as it dissects the property to the

north to where there is a parkway that goes in and has some logic to where it ends up. This and the next piece of legislation relate to the city's eminent domain process and he recommended approval of both.

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

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

Mr. Hatley moved it be approved as an emergency measure; seconded by Mr. Saxton.

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

5. Ordinance C-41-02 (Appropriate \$388,200.00 from the General Fund for the Current Expense of Land Acquisition) was given its second reading and public hearing and Mr. Hatley moved it be approved; seconded by President Klemack.

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

6. Ordinance C-43-02 (Establish the Big Splash Bike Path Fund and Appropriate \$39,050.00 from said Fund for the Current Expense of Bike Path Construction) was given its first reading. Second reading and public hearing will be held on April 15, 2002.
7. Ordinance C-44-02 (Appropriate \$35,000 from the General Fund for the Current Expense of the Installation of a Bike Path at Evans Park and Authorize the City Administrator to Execute a Construction Contract) was given its first reading. Second reading and public hearing will be held on April 15, 2002.
8. Ordinance C-45-02 (Appropriate \$20,398.00 from the Sewer Fund for the Current Expense of Cost Sharing a Sanitary Sewer) was given its first reading. Second reading and public hearing will be held on April 15, 2002.
9. Ordinance C-46-02 (Appropriate \$30,797.00 from the Community Environment Fund for the Current Expense of the Spring Planting Project) was given its first reading. Second reading and public hearing will be held on April 15, 2002.
10. Ordinance C-47-02 (Authorize the City Administrator to enter into a Contract to Purchase 3459 – 3465 Park Street) was given its first reading. Second reading and public hearing will be held on April 15, 2002.
11. Resolution CR-28-02 (Authorize the Mayor to file an application and enter into an Agreement with the Ohio Department of Natural Resources for the purpose of acquiring funds through the Division of Forestry's Urban Forestry Assistance Program) was given its reading and public hearing and Mr. Hatley moved it be approved; seconded by President Klemack.

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

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

1. Chief McKean addressed Council to clarify the letter he sent regarding Resolutions CR-21 & 22-02 from their last meeting. He said he wrote the letter to communicate his increasing concern with the downtown event and the alcohol sales in the parks, due to a transition over the past five years. Since he had to leave for an accreditation program, he thought he would provide his input and create a record with a letter. He stated he voiced concern when this public policy was created, but felt that the control this provided and the opportunity to remove the officers from an enforcement dilemma made it acceptable. As the event has evolved, the emphasis has shifted from providing an outlet for alcohol to an entrepreneurial spirit in which the object is to sell as much alcohol as possible. He has voiced his concerns and opposition at planning meetings and with the involved charities. He has not signed the liquor permit in many years and in 2001, he sent an objection letter with the unsigned permit to the liquor board. He explained that the Liquor Board does not need his signature to issue the permit. It is only an acknowledgement that he received notice. He believes that Sertoma has known his feelings for some time. He felt that this year, he needed to stand up and be heard by Council. He also commented that his executive staff shares his feelings on these events.

President Klemack thanked Chief McKean for his comments. She said she admired him for coming before Council. However, she stands by her opinion. This is an adult event and only takes place once per year.

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

1. The Mayor submitted the Mayor's Monthly Report and President Klemack moved it be accepted; seconded by Mr. Eversman.

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

Mayor Grossman congratulated Bob Behlen and his staff. She announced that the YMCA Groundbreaking ceremony would be April 12 and that we have received a Tree City USA designation for the 8th year. She then deferred to Mr. Pudge Eesley, who reported on the Sesquicentennial Celebration and the events planned for this year.

2. Council congratulated Mr. Behlen and his department. They also congratulated Greg Rettig, editor for the Grove City Record, and wished him well in his new position in Madison County. Mr. Eversman and Mr. Saxton expressed interest in speaking with the Chief after this year's homecoming events.

3. After additional comments from Council and other Administrative staff members, a motion was made to adjourn and seconded. Motion carried.

Council adjourned at 8:57 p.m.



Tami K. Kelly, CMC/AAE
Clerk of Council



Maria C. Klemack
President