



CITY OF PATASKALA
COUNCIL MEETING

March 16, 2015

The Council of the City of Pataskala met in regular session on March 16, 2015 at 7:00 PM in City Hall, located at 621 W. Broad Street. The pledge of allegiance was given and an invocation was provided. Roll Call: Fox, Hayes, Barstow, Sagar, Hickin, Lenzo, and Gibson-present. Mayor Michael W. Compton presiding and Rufus B. Hurst were present.

Citizens Comments

Pat Smith, Health Board Representative and Bernie Brush addressed Council. These comments are available by audio recording through the Office of the Clerk of Council in accordance with the City's record retention schedule.

Hayes made a motion to approve the Consent Agenda. Seconded by Fox. Roll Call: Fox, Hayes, Barstow, Sagar, Hickin, Lenzo, and Gibson-yes. Mayor Compton declared the motion passed.

The Consent Agenda included the Administrator's Report, Department Reports, the minutes from the March 2, 2015 Council Meeting and Public Hearing.

Unfinished Business

Hayes made a motion to remove Ordinance 2015-4220 from the table. Seconded by Gibson. Roll Call: Hayes, Barstow, Sagar, Hickin, Lenzo, Gibson, and Fox-yes. Mayor Compton declared the motion passed.

Hayes made a motion to have the second reading of Ordinance 2015-4220. Seconded by Sagar. The Clerk read the following:

ORDINANCE 2015-4220 Second Reading An ordinance to make supplemental appropriations for current expenses and other expenditures during the fiscal year ending December 31, 2015.

Discussion was regarding how this ordinance received its number, how it was determined that it was the first or second reading, and the other items that have been added.

Hayes made a motion to amend Ordinance 2015-4220 by substitution. Seconded by Sagar. Roll Call: Sagar, Hickin, Lenzo, Gibson, Fox, Hayes, and Barstow-yes. Mayor Compton declared the motion passed.

Fox made a motion to divide the question. Seconded by Gibson. Discussion was that no motion was required to divide the question.

Discussion was regarding concerns over verbal agreements and what other verbal agreements may be out there that Council is unaware of. Mr. Hurst explained that he was unaware of any other additional appropriations.

Hayes made a motion that all issues not related to Law Director deductible assigned Ordinance 2015-4225; come before Council on a first reading on April 6, 2015. Ordinance 2015-4220 is deemed to have only had it's first reading and is hereby tabled. Seconded by Barstow. Roll Call: Gibson, Fox, Hayes, Barstow, Sagar, Hickin, and Lenzo-yes. Mayor Compton declared the motion passed.

Reports

Melissa Gibson, Council President reported that Jessica Cumbo would be cross training with Kathy Hoskinson as well as other departments.

Rufus Hurst, Law Director reported moving forward to formal fact finding impasse proceedings and the collective bargaining matter with the police.

BJ King, City Administrator reviewed his report and the legislation before Council noting a correction to Resolution 2015-023.

James Nicholson, Finance Director addressed Resolution 2015-025.

Nathan Coey, Utility Director pointed out his reported and noted another leak situation.

John Grosse, Acting Director of Public service reported on the pothole repairs being completed and drainage issues. He also addressed plans for some traffic counts and other projects.

Scott Fulton, Planning Director reviewed his report.

New Business

Hayes made a motion to have the first reading of Ordinance 2015-4221. Seconded by Gibson. The Clerk read the following:

ORDINANCE 2015-4221 First Reading An ordinance to grant an extension of an expired Planned Development District (PDD) for the project known as Hazelton Town Center located on the west side of State Route 310 totaling 52.18± acres in the City of Pataskala, Ohio.

Fox made a motion to have the first reading of Ordinance 2015-4222. Seconded by Hickin. The Clerk read the following:

ORDINANCE 2015-4222 First Reading An ordinance to grant an extension of an expired Planned Development District (PDD) for the project known as Hazelton Crossing located on the northeast corner of SR 310/Hazelton-Etna Road and Refugee Road, parcel #64-152964-00.000 totaling 94.811± acres in the City of Pataskala, Ohio.

Gibson made a motion to have the first reading of Ordinance 2015-4223. Seconded by Fox. The Clerk read the following:

ORDINANCE 2015-4223 First Reading An ordinance to grant an extension of an expired Planned Development District (PDD) for the property located on the east side of State Route 310, parcel # 64-152712-00.000 totaling 46.5± acres in the City of Pataskala, Ohio.

Hickin made a motion to have the first reading of Ordinance 2015-4224. Seconded by Barstow. The Clerk read the following:

ORDINANCE 2015-4224 First Reading An ordinance to amend sections 929.08 of the Codified Ordinances of the City of Pataskala commencing with the March 2016 billing cycle for the usage period of January through February 2016.

Discussion was regarding the support for the Utility Department with regards to this legislation.

Hayes made a motion to adopt **RESOLUTION 2015-022**. A resolution authorizing the City Administrator to advertise, receive, and review bids for the Main Street/SR 310 Improvements Project. Seconded by Barstow. Roll Call: Hickin, Lenzo, Gibson, Fox, Hayes, Barstow, and Sagar-yes. Mayor Compton declared the motion passed.

Sagar made a motion to adopt **RESOLUTION 2015-023**. A resolution authorizing the City Administrator to advertise, receive, and review bids for the improvements of Havens Corners Road from Summit Road to Mink Street, and Summit Road from Cleveland Road to Morse Road. Seconded by Hickin. Roll Call: Lenzo, Gibson, Fox, Hayes, Barstow, Sagar, and Hickin-yes. Mayor Compton declared the motion passed.

Sagar made a motion to adopt **RESOLUTION 2015-024**. A resolution authorizing the City Administrator to advertise, receive, and review bids for the Mink Street and Broad Street Intersection Improvements. Seconded by Barstow. Roll Call: Gibson, Fox, Hayes, Barstow, Sagar, Hickin, and Lenzo-yes. Mayor Compton declared the motion passed.

Barstow made a motion to adopt **RESOLUTION 2015-025**. A resolution to approve a 'Then & Now' certification by the City Finance Director pursuant to orc §5705.41 (d)(2) for the payment of operating expenditures. Seconded by Hayes. Discussion was regarding that the purchase order had been inadvertently closed and the number of appropriations coming before Council. Roll Call: Fox, Hayes, Barstow, Sagar, Hickin, Lenzo, and Gibson-yes. Mayor Compton declared the motion passed.

Fox made a motion to adopt **RESOLUTION 2015-026**. A resolution authorizing the City Administrator to purchase 0.779 acres of right-of-way on Mink Street and Broad Street. Seconded by Barstow. Roll Call: Hayes, Barstow, Sagar, Hickin, Lenzo, Gibson, and Fox-yes. Mayor Compton declared the motion passed.

Hickin made a motion to adopt **RESOLUTION 2015-027**. A resolution authorizing the City Administrator to purchase 0.316 acres of property on Mink Street and Broad Street. Seconded by Barstow. Roll Call: Barstow, Sagar, Hickin, Lenzo, Gibson, Fox, and Hayes-yes. Mayor Compton declared the motion passed.

Hayes made a motion to adopt **RESOLUTION 2015-028**. A resolution authorizing the City Administrator to purchase 0.023 acres of property on Mink Street and Broad Street. Seconded by Gibson. Roll Call: Sagar, Hickin, Lenzo, Gibson, Fox, Hayes, and Barstow-yes. Mayor Compton declared the motion passed.

Fox made a motion to approve the Agricultural Districts applications submitted by Daniel R. & Teresa J. Rhodeback, Howard P. & Rosemary A. Emswiler Trustees, Howard P. Emswiler, Trustee, Howard P. & Rosemary A. Emswiler Trustees, Red Chip Farms, Howard P. & Rosemary A. Emswiler, Trustees, Gregory E. Mantor Successor Trustee, and Barbara J. Thorson, Sole Trustee. Seconded by Barstow. Roll Call: Fox, Hayes, Barstow, Sagar, Hickin, Lenzo, and Gibson-yes. Mayor Compton declared the motion passed.

Additional Citizens Comments

There were no comments.

Hayes made a motion to go into Executive Session pursuant to Ohio Revised Code section 121.22(G)(3), for a conference with an attorney, for the public body, concerning disputes involving the public body that are the subject of pending or imminent court action. Nathan Coey, Utility Director is to be included in the Executive Session. Seconded by Barstow. Roll Call: Lenzo, Gibson, Fox, Hayes, Barstow, Sagar, and Hickin-yes. Mayor Compton declared the motion passed.

Council entered into Executive Session at 8:40 PM

Hayes made a motion to come out of Executive Session. Seconded by Gibson. Roll Call: Gibson, Fox, Hayes, Barstow, Sagar, Hickin, and Lenzo-yes. Mayor Compton declared the motion passed.

Council returned to open session at 9:13 PM.

Fox noted several drainage issues for the Public Service Department to address.

Barstow addressed the duties of the Citizens Review Council pertaining to tax disputes.

There was a discussion of the policy on how compensation is paid to employees, elected officials, and Boards and Commissions. The Clerk read the motion establishing this policy.

Barstow made a motion to direct the Finance Director to pay members of the Charter Review Commission either by direct deposit or by physical check as the Charter Review Commission members may individually request. Seconded by Fox. Hayes made a motion to amend that if a physical check is requested it would be issued at the end of the calendar year. Seconded by Barstow. Discussion was regarding if it would be by W-2s or by 1099. Roll Call on the motion to amend: Hayes-yes, Barstow-yes, Sagar-no, Hickin-yes, Lenzo-no, Gibson-yes, and Fox-yes. Mayor Compton declared the motion to amend passed. Fox made a motion to include all Boards and Commissions. Motion dies for a lack of a second. Barstow restated his motion at Lenzo's request. Lenzo made a motion to table. Seconded by Sagar. Roll Call: Sagar-yes, Hickin-no, Lenzo-yes, Gibson-no, Fox-no, Hayes-yes, and Barstow-no. Mayor Compton declared the motion failed. Fox expressed concern regarding identity theft. Roll Call on the original motion as amended: Fox-yes, Hayes-yes, Barstow-yes, Sagar-no, Hickin-yes, Lenzo-no, and Gibson-yes. Mayor Compton declared the motion passed as amended.

Hickin provided an update on the Utility Committee Meeting, the Fire Board, and Fire Department upgrades.

Hayes provided a Development Committee Meeting update.

Hayes made a motion to get a report from the Administration on the current situation as it relates to McIntosh Road before the April 6, 2015. Seconded by Hickin. Roll Call: Lenzo, Gibson, Fox, Hayes, Barstow, Sagar, and Hickin-yes. Mayor Compton declared the motion passed.

Mayor Compton reminded all of the upcoming March 28, 2015 Easter Egg Hunt at Foundation park.

Fox made a motion to adjourn. Seconded by Barstow. Roll Call: Gibson, Fox, Hayes, Barstow, Sagar, Hickin, and Lenzo-yes. Mayor Compton declared the motion passed.

Meeting Adjourned.

Minutes approved April 6, 2015 and amended April 20, 2015.

ATTEST:


Kathy M. Hoskinson, Clerk of Council


Melissa Gibson, Council President

