



## CITY OF PATASKALA

### COUNCIL MEETING

April 15, 2019

The Council of the City of Pataskala met in regular session on April 15, 2019 at 7:00 PM in City Hall, located at 621 W. Broad Street. The pledge of allegiance was given. Roll Call: Carter, Walther, Powell, Barstow, Hickin, and Lee-present. Hayes was absent. Mayor Michael W. Compton presiding and Brian Zets, Law Director was present.

#### **Citizens Comments**

Mayor Compton presented a Proclamation in honor of and to Garrett Ford.

Tim Barrett, Robert Sexton, Gary Sunderman, Drew Clark, Eric Fahner, and Nancy Arledge addressed City 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.

#### **Introduction, discussion and approval of Consent Agenda matters**

Barstow made a motion to approve the Consent Agenda. Seconded by Powell. Roll Call: Carter, Walther, Powell, Barstow, Hickin, and Lee-yes. Mayor Compton declared the Consent Agenda passed.

The Consent Agenda included the Administrator's Report, Department Reports, a motion to approve the minutes from the April 1, 2019 Council Public Hearing Minutes and the April 1, 2019 Council Meeting Minutes.

#### **Reports**

Mayor Compton reported on the success of the Easter Egg Hunt and asked that Council consider dispensing with the readings of Ordinance 2019-4336.

BJ King, City Administrator noted that Magistrate Kip Kelsey was present to address any questions Council may have with regards to the proposed Court Fee Schedule. Mr. King recognized the work the Finance Manager does to help residents with filing their City Income Taxes. Mr. King also pointed out the two Executive Sessions that are on the agenda. He also gave an update on the Main Street project and the Theater Air Conditioning project.

James Nicholson, Finance Director reported on the typo that appeared in the Legislative Report.

Chris Sharrock, Utility Director reviewed his report and gave an update on Utility Department activities. Mr. Sharrock also noted a typo on the Legislative Report. He accepted questions from the Mayor.

Alan Haines, Director of Public Services reviewed Resolution 2019-033 before Council tonight, his report and gave an update on Public Service Department activities. He accepted questions from Mayor and Council.

Scott Fulton, Planning Director reviewed his report and noted receiving a letter from SWL Schools. He also accepted questions from Council.

Lenier Crawford gave an update on park projects and reported on a grant management course that he attended. He accepted questions from Council.

Bruce Brooks, Police Chief had nothing to report but accepted questions from Council.

### **Committee Chair Reports:**

Building and Grounds Committee: Lee gave an update on the two most recent meetings.

Utility Committee: Hickin gave an update on the Utility Committee meeting.

### **Unfinished Business**

Powell made a motion to have the second reading of Ordinance 2019-4334. Seconded by Walther. The Clerk read the following:

**ORDINANCE 2019-4334** Second Reading An ordinance to rezone property located on W Broad Street SW Parcel #064-307692-00.000, totaling 4.85 ± acres, in the City of Pataskala from the GB – General Business (GB) Zoning Classification to the R-10 – High Density Residential (R-10) Zoning Classification.

Discussion was regarding options for any changes. Klema addressed Council regarding the widening of the lots and the possibility of amending the ordinance instead of going back to the Planning and Zoning Commission.

Barstow made a motion to table 2019-4334. Seconded by Powell. Roll Call: Powell, Barstow, Hickin, Lee, Carter, and Walther-yes. Mayor Compton declared the motion passed.

### **New Business**

Barstow made a motion to have the first reading of Ordinance 2019-4336. Seconded by Powell. The Clerk read the following:

**ORDINANCE 2019-4336** First Reading An ordinance to make supplemental appropriations for current expenses and other expenditures during the fiscal year ending December 31, 2019.

Discussion was regarding a desire not to dispense with the readings and the desire for separate ordinances.

Barstow recused himself from any participation regarding Ordinance 2019-4337.

Lee made a motion to have the first reading of Ordinance 2019-4337. Seconded by Powell. The Clerk read the following:

**ORDINANCE 2019-4337** First Reading An ordinance requesting an amendment/change to the zoning classification of the property located at 0 Watkins Road SW, Parcel Number 064-068442-00.047, totaling 6.88 ± acres, in the City of Pataskala, from the Multi-Family Residential (R-M) Zoning Classification to the Medium-Low Density Residential (R-87) Zoning Classification.

Discussion was regarding what the zoning was at the time of annexation and traffic concerns.

Powell made a motion to have the first reading of Ordinance 2019-4338. Seconded by Carter. The Clerk read the following:

**ORDINANCE 2019-4338** First Reading An ordinance to amend Ordinance 2014-4202 the “Mayor’s Court Cost Fee Schedule” of the City of Pataskala.

Discussion was regarding diversion program fee.

Hickin made a motion to adopt **RESOLUTION 2019-025**, a resolution authorizing and directing the City Administrator to execute a contract with Ventura Brothers Services LLC for the Mill Street Waterline Project. Seconded by Barstow. Roll Call: Lee, Carter, Walther, Powell, Barstow and Hickin-yes. Mayor Compton declared the motion passed.

Barstow made a motion to adopt **RESOLUTION 2019-029**, a resolution approving a ‘Then & Now’ certification by the City Finance Director, pursuant to R.C. 5705.41(d) (2), for the payment of operating expenditures. Seconded by Powell. Roll Call: Carter, Walther, Powell, Barstow Hickin, and Lee-yes. Mayor Compton declared the motion passed.

Barstow made a motion to adopt **RESOLUTION 2019-031**, a resolution authorizing and directing the City Administrator to advertise, receive, and review bids for the Liberty Park Nature Works Grant Funded Improvements Project. Seconded by Powell. Roll Call: Walther, Powell, Barstow Hickin, Lee, and Carter-yes. Mayor Compton declared the motion passed.

Barstow made a motion to adopt **RESOLUTION 2019-033**, a resolution authorizing and directing the City Administrator to execute a contract with Spenco Excavating, Inc. To replace seven culverts on Headley’s Mill Road. Seconded by Powell. Roll Call: Powell, Barstow, Hickin, Lee, Carter, and Walther-yes. Mayor Compton declared the motion passed.

### **Additional Citizens Comments**

Connie Klema (Council asked questions of Ms. Klema), Drew Clark, Gary Sunderman, Robert Sexton, Rick Owens, Eric Fahner, Tim Barrett, Bradley Barnheart addressed City 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.

### **Executive Session**

Barstow made a motion to go into Executive Session pursuant to Ohio Revised Code section 121.22(G) (4) to prepare for negotiations or bargaining sessions with public employees concerning their compensation. Invited into the Executive Session are BJ King, City Administrator, Brian Zets, Law Director, Jamie Nicholson, Finance Director, Chief Bruce Brooks and Deputy Chief Mike Boals. Seconded by Powell. Roll Call: Barstow, Hickin, Lee, Carter, Walther, and Powell-yes. Mayor Compton declared the motion passed.

Barstow 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 court action. The purpose of this Executive Session is to discuss the Licking Heights Schools/Board of Zoning Appeals litigation. Invited into the Executive Session is BJ King, City Administrator and Brian Zets, Law Director. Seconded by Powell. Roll Call: Hickin-yes, Lee-yes, Carter-recused, Walther-yes, Powell-yes, and Barstow-yes. Mayor Compton declared the motion passed.

Council entered into Executive Session at 9:19 PM

Carter left the Executive Session at 10:02 PM and returned to Council Chambers.

Carter made a motion to come out of Executive Session. Seconded by Walther. Roll Call: Hickin, Lee, Carter, Walther, Powell, and Barstow-yes. Mayor Compton declared the motion passed.

Council returned to open session at 10:05 PM.

### **Committee Meeting Announcements, Scheduling Issues & General Comments**

Hickin expressed his appreciation to Janice Smith.

Carter expressed her thoughts on Garrett Ford's accomplishments. She also noted that she found the developer's attorney's comments to be offensive.

Barstow made a motion to direct Administration to take no further action on the adverse decision of the BZA appeal from Licking County Common Pleas Court. Seconded by Hickin. Discussion was regarding appeals are seldom successful and that Licking Heights Schools will have to comply with the package presented to the BZA. Roll Call: Lee-yes, Carter-recused, Walther-yes, Powell-yes, Barstow-yes, and Hickin-yes. Mayor Compton declared the motion passed.

Walther noted the success of the Easter Egg Hunt.

Lee offered condolences to the Nix family.

Lee made a motion to adjourn the meeting. Seconded by Barstow. Roll Call: Carter, Walther, Powell, Barstow Hickin, and Lee-yes. Mayor Compton declared the motion passed.

Meeting Adjourned.

Minutes approved \_\_\_\_\_, 2019

ATTEST:

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Kathy M. Hoskinson, Clerk of Council

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Todd Barstow, Council President



