

City of Groveport

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Groveport, OH 43125
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Meeting Minutes

Monday, June 8, 2015

6:30 PM

Council Chambers

City Council

Mayor Lance Westcamp

*Council Members - Ed Rarey, Jean Ann Hilbert,
Donna Drury, Ed Dildine, Shawn Cleary & Becky Hutson*

I. Call to Order

by Mayor Westcamp at 6:35 p.m.

Staff Present: Marsha Hall - Administrator, Kevin Shannon - Law Director, Jeff Green - Director of Finance, Ralph Portier - Chief of Police

Guests Present: The Guest Book is on file with the Clerk of Council.

II. Moment of Silence

The Mayor asked everyone to join him in a moment of silence.

III. Pledge of Allegiance

Chief Portier led the Pledge of Allegiance.

IV. Roll Call

Present: 6 - Shawn M. Cleary, Edward Dildine, Donna Drury, Jean Ann Hilbert, Becky Hutson, and Ed Rarey

V. Approval of Minutes - May 26, 2015

Approved as submitted.

[#112-2015](#)

City Council Minutes 5-26-2015

Attachments: [City Council Minutes 5-26-2015.pdf](#)

VI. Business of Guests

None.

VII. Ordinances and Resolutions**A. 3rd Readings**

[ORD. 15-023](#)

AN ORDINANCE ACCEPTING AND DEDICATING AS A PUBLIC IMPROVEMENT, THE SANITARY SEWER LINE CONSTRUCTED AND INSTALLED UNDER SWISHER ROAD

Sponsors: Dildine

Clerk of Council Ross read by title Ordinance No. 15-023. .A

motion was made by Council Member Dildine, seconded by Council Member Rarey, to adopt. The motion carried by the following vote:

Yes: 6 - Cleary, Dildine, Drury, Hilbert, Hutson and Rarey

[ORD. 15-024](#)

AN ORDINANCE AUTHORIZING THE ISSUANCE OF NOTES IN THE AMOUNT OF NOT TO EXCEED \$900,000 IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF CONSTRUCTING, IMPROVING, FURNISHING, AND EQUIPPING A POLICE FACILITY, AND THE CITY'S CURRENT MUNICIPAL BUILDING, WITH RELATED SITE IMPROVEMENTS AND APPURTENANCES THERETO, AND RETIRING NOTES PREVIOUSLY ISSUED FOR SUCH PURPOSE; AND APPROVING RELATED MATTERS

Sponsors: Drury

Clerk of Council Ross read by title Ordinance No. 15-024. .A motion was made by Council Member Drury, seconded by Council Member Cleary, to adopt. The motion carried by the following vote:

Yes: 6 - Cleary, Dildine, Drury, Hilbert, Hutson and Rarey

[ORD. 15-025](#)

AN ORDINANCE AUTHORIZING THE ISSUANCE OF NOTES IN THE AMOUNT OF NOT TO EXCEED \$500,000 IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF CONSTRUCTING IMPROVEMENTS TO THE CITY'S MUNICIPAL GOLF COURSE, AND RETIRING NOTES PREVIOUSLY ISSUED FOR SUCH PURPOSE; AND APPROVING RELATED MATTERS IN CONNECTION WITH THE ISSUANCE OF SAID NOTES

Sponsors: Cleary

Administrator Hall noted this Ordinance is not a new expenditure. This is rolling over a short-term note before the City takes it to a long-term bond for a previous project that was completed. The previous Ordinance pertains to the police department building, while this Ordinance pertains to improvements at the golf course.

Clerk of Council Ross read by title Ordinance No. 15-025. .A motion was made by Council Member Rarey, seconded by Council Member Dildine, to adopt. The motion carried by the following vote:

Yes: 6 - Cleary, Dildine, Drury, Hilbert, Hutson and Rarey

[ORD. 15-026](#)

AN ORDINANCE GRANTING A VARIANCE TO THE GROVEPORT HERITAGE & PRESERVATION SOCIETY AS TO THE PERMITTED USES IN THE ESTABLISHED ZONING DISTRICT FOR THE PROPERTY LOCATED AT 536 WIRT ROAD, PARCEL NUMBERS 185-000437 AND 185-000438, CURRENTLY ZONED RESIDENTIAL 6 (R-6)

Sponsors: Rarey

Attachments: [537 Wirt Road Exhibit A- Application - Use Variance.pdf](#)
[537 Wirt Road Exhibit B - Use Variance.pdf](#)

Law Director Shannon requested Council to consider making a motion to amend this Ordinance by adding the following language to Section 2. after the following clause: That the applicant is also granted the following area variances as to the use approved above: **on-site parking will not be required; the applicant is exempt from landscape requirements - applicant to install historically correct landscaping and variances as to rear yard set back and required road frontage are hereby granted. That is the statement of amendments.**

Clerk of Council Ross read by title Ordinance No. 15-026. .A motion was made by Council Member Drury, seconded by Council Member Dildine, to amend. The motion carried by the following vote:

Yes: 6 - Cleary, Dildine, Drury, Hilbert, Hutson and Rarey

A motion was made by Council Member Hilbert, seconded by Council Member Hutson, to adopt as amended. The motion carried by the following vote:

Yes: 6 - Cleary, Dildine, Drury, Hilbert, Hutson and Rarey

#111-2015

ORD. 15-026 Staff Reports GHPS

Attachments: [ORD. 15-026 Staff Reports GHPS.pdf](#)

ORD. 15-027

AN ORDINANCE AMENDING PART NINE - STREETS, UTILITIES AND PUBLIC SERVICES CODE, CHAPTER 933 - WATER RATES, EXTENSIONS AND FEES OF THE CODIFIED ORDINANCES OF THE CITY OF GROVEPORT

Sponsors: Cleary

Attachments: [ORD. 15-027 Chapter 933- Water Rates, Extensions & Fees Exhibit A.pdf](#)

Council Member Rarey inquired if this Ordinance just pertained to the flushing of lines situation or does it affect water rates. Administrator Hall explained the Ordinance has nothing to do with changes to water rates. In the City's Water Regulations there is nothing addressing fire service lines. This will require anyone planning to clean out their fire service lines to notify the City before starting any flushing of water lines. This comes from a situation with a senior citizen complex within Groveport cleaning out their water line causing a disruption in the City's water lines and rust got into residential water lines.

Clerk of Council Ross read by title Ordinance No. 15-027. A motion was made by Council Member Cleary, seconded by Council Member Hutson, to adopt. The motion carried by the following vote:

Yes: 6 - Cleary, Dildine, Drury, Hilbert, Hutson and Rarey

B. 2nd Readings

[RES. 15-002](#)

A RESOLUTION ADOPTING THE TAX BUDGET FOR THE CALENDAR YEAR 2016

Sponsors: Hutson

Attachments: [RES. 15-002 Tax Budget attachment.pdf](#)

Clerk of Council Ross read by title Resolution No. 15-002.

C. 1st Readings

[ORD. 15-029](#)

AN ORDINANCE AUTHORIZING THE ADMINISTRATOR TO CONVEY A DRIVEWAY EASEMENT TO THE GROVEPORT HERITAGE AND PRESERVATION SOCIETY TO ACCESS PARCEL NUMBERS 185-000437 AND 185-000438 THROUGH PARCEL NUMBERS 185-000305 AND 185-002902

Sponsors: Drury

**Clerk of Council Ross read by title Ordinance No. 15-029.
This Ordinance was referred to the Committee of the Whole.**

[ORD. 15-030](#)

AN ORDINANCE AUTHORIZING THE ADMINISTRATOR TO DONATE PARCELS 185-000437 AND 185-000438 TO THE GROVEPORT HERITAGE AND PRESERVATION SOCIETY

Sponsors: Rarey

**Clerk of Council Ross read by title Ordinance No. 15-030.
This Ordinance was referred o the Committee of the Whole.**

[ORD. 15-031](#)

AN ORDINANCE AUTHORIZING THE ADMINISTRATOR TO ENTER INTO AN ASSIGNMENT AGREEMENT WITH THE FOUNDER'S BEND ASSOCIATION, INC AND INDIANA & OHIO RAILWAY COMPANY AND THE DECLARATION OF AN EMERGENCY

Sponsors: Hilbert

Law Director Shannon requested Council to consider making a motion to suspend the rules as to the three readings and the effective date as it pertains to this legislation for the following reasons: the City has learned Groveport's actual sanitary sewer line runs under the railroad line and goes into the Founder's Bend Subdivision. It is part of a pipeline licensing agreement that was entered into originally by the Indiana & Ohio Railway Company with Rockford Homes. When the subdivision was put in, Rockford Homes entered into this agreement whereby there would be a licensing amount that would be paid each year in order for that line to go under the railway to provide sanitary sewer service to Founder's Bend. Since the development hasn't proceeded as the developer had hoped, Rockford Homes entered into an assignment agreement with the railway company and the home owners association of Founder's Bend whereby the association would be responsible for paying the licensing agreement fee each year. The issue for the City is the sanitary sewer line belongs to Groveport and the City needs to have access in the event there is ever an issue. The home owners association is being burdened with paying a licensing fee yearly that is set up to increase each year with no cap. The City has made contact with representatives of the Indiana & Ohio Railway Company and indicated the City's desire to enter into an assignment agreement whereby the City would take over the obligation of paying the yearly licensing fee. The City currently has a similar agreement with the railway company with the City paying roughly \$1,400 a year that has never increased. The City will do everything possible to get this licensing agreement fee capped. The difference between Rockford Homes and the City of Groveport is the subdivision was originally a profit motivated venture for Rockford Homes. Mr. Shannon had spoken with City Engineer Steve Farst and it comes down to the sanitary sewer line is Groveport's and the City wants to be able to have access to the line. Mr. Shannon will continue to negotiate the amount of the fee. It is his understanding the railway company in the past has recognized the difference between a municipal entity wanting to have access to the pipeline as opposed to a developer.

Their fee is set to be paid this month. The City wants to have access to its sewer line as soon as possible. Therefore, staff is requesting Council to consider suspending the rules as to the three readings and the effective date and authorize the Administrator to sign an assignment agreement, of which Mr. Shannon is in possession of, as he will advocate the lowest amount he could possibly advocate on behalf of the City of Groveport.

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he could possibly advocate on behalf of the City of Groveport. Council Member Rarey asked how soon Mr. Shannon hopes to have the matter resolved. Mr. Shannon would like to have the matter resolved by the end of this month. Mr. Shannon spoke to a representative of the Indiana & Ohio Railway Company today and had provided him a copy of an invoice paid on the current agreement. He is aware Mr. Shannon is asking to be able to lower the amount so that it will be similar to what the City is currently paying for the other pipeline licensing agreement. The representative has not presented Mr. Shannon's request to the owner as of yet. Council Member Hilbert inquired if the homeowners association was responsible for this month's payment. Mr. Shannon advised they are responsible until the City signs an agreement. He can represent that he is in discussions with the railway company's representative, so there would be no need for the homeowners association to tender a payment at this point in time. Once the City knows what that amount will be it can tender payment fairly quick. The City has already paid \$1,000 for this application fee, showing a good faith effort on Groveport's behalf to make this happen. Council Member Cleary asked if there were any other subdivisions in the City with the same issue. The City is aware of only one other that has an agreement that has been in place, Mr. Shannon believes, since 1988. Mayor Westcamp stated he and Council appreciate tonight's turnout from the homeowners association. The railway company is not guaranteeing the City won't have to pay them the amount the homeowners association is currently paying, they just want their licensing agreement for the pipeline honored. It is in Groveport's interest to have access to its sanitary sewer line.

Clerk of Council Ross read by title Ordinance No. 15-031. A motion was made by Council Member Hilbert, seconded by Council Member Hutson, to suspend the rules as to the three readings and the effective date. The motion carried by the following vote:

Yes: 6 - Cleary, Dildine, Drury, Hilbert, Hutson and Rarey

A motion was made by Council Member Cleary, seconded by Council Member Hutson, to adopt as emergency legislation. The motion carried by the following vote:

Yes: 6 - Cleary, Dildine, Drury, Hilbert, Hutson and Rarey

VIII. Reports

A. Mayor - Lance Westcamp

Mayor Westcamp reported he had received a thank you card from

the schools for being the keynote speaker at the Evening of Excellence for the Groveport Madison Schools. The Mayor, Administrator Marsha Hall, Finance Director Jeff Green and Director of Transportation Bob Dowler spent the afternoon at SK Foods. He was very impressed with the President and CEO, Steve Sposari who came all the way from Seattle, Washington to meet with him. SK Foods has brought many new jobs to our community. The executives from the company are excited that Council has approved the new transportation system to get workers to the facility. They are also very supportive of the City of Groveport and its City Council. Mayor Westcamp commented SK Foods had committed to 150 employees when the facility was first built. Finance Director Green stated that at the end of 2014, SK Foods employed 468 people and expects to employ over 600 people by the end of 2015. Mr. Sposari expressed his desire to rent the aquatic facility and golf course for his employees to enjoy at a later date. He is already well acquainted with many of the employees at the facility, which impressed the Mayor.

B. Administrator - Marsha Hall

Administrator Hall reported the Street Maintenance program had started today. Council has been provided a schedule, which is weather dependent. It will also be posted on the City's website. Residents will be notified ahead of time when work on their street is to start by the contractor. She reported on the Attorney General's Salt Price Fixing settlement for the period of 2008 - 2010, which was only for purchase of salt through Cargill or Morton Salt. For those three years, the City of Groveport purchased through American Salt, therefore Groveport is not a part of the settlement. Ms. Hall met with the food pantry representatives, who will present a proposal to Council for use of the Cherry Street building. Representatives will be attending the next Committee of the Whole meeting to make that presentation to Council. She commented on the high nitrate problems at the City of Columbus-Dublin Road Water Plant. Groveport is not a part of the advisory area. However, she suggests informing anyone that someone might know in that area of the risks associated with high nitrate problems. Pregnant women and infants under six (6) months should not drink the water, as well as people with medical conditions. Boiling the water actually makes the nitrate problem worse.

[#113-2015](#)

Adm Report to Council - June 8

Attachments: [Adm Report to Council - June 8.pdf](#)

C. Chief of Police - Ralph Portier

Chief Portier reported he met with the security analysts of all the logistics companies of Green Pointe Dr. (Gap, Cardinal Health, SK Foods, etc.). Sergeant Short initiated a program to work more cooperatively with the security personnel primarily due to the increase of private property accidents, thefts from vehicles and personnel incidents.

D. Director of Finance - Jeff Green

Nothing further to report.

E. Director of Law - Kevin Shannon

Law Director Kevin Shannon requested Council consider going into executive session at the appropriate time in the meeting for preparing and conducting a review in negotiations and bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment.

F. Council Members - Ed Rarey, Jean Ann Hilbert, Donna Drury, Ed Dildine, Shawn Cleary & Becky Hutson

Council Member Hilbert commented she has noticed grass has been planted on the eastside of Ace Hardware but wanted to verify that shrubs will also be planted. The grass and other plantings will be done in the next two (2) weeks, as weather permits. Trees will be planted in the fall.

Council Member Dildine commented with firefighting being so dear to his heart, he wants it on the record how proud he is to be part of the fire department who had saved two lives in a house fire on Groveport Road in Canal Winchester last week. The working relationships Madison Township Fire Department has with neighboring fire departments; City of Columbus, Hamilton Township, Bloom Township and Violet Township fire departments all responded to the house fire to aid Madison Township Fire Department at 5:30 a.m. There were two heroic, miraculous saves of two people in the basement of the home. Mr. Dildine wanted everyone present at tonight's meeting to know all the hard work the departments do in training makes the outcome of such fire runs possible. One victim is now home. The other victim should be home sometime this week. The two firefighters injured are okay as well. Mr. Dildine is very proud of his co-workers and what they were able to do working this house fire.

Mayor Westcamp commented he saw an open sign at the Moose Lodge. Council Member Dildine commented the Lodge opened on

Sunday and he saw pictures of the inside renovations. They put a lot of time and money into the building and did a really nice job with the interior.

G. Clerk of Council - Ruthanne Sargus Ross

Nothing to report.

H. Standing Committees

Council Member Cleary reported the Cemetery Committee met last Wednesday; Ms. Stoots was in attendance looking very well. The committee will be adding another meeting to meet with Senior Accountant Anna Krigbaum to go over distributions of monies and budget matters. He complemented the committee on the cemetery, it could not have looked better for the Memorial Day Service.

IX. Other Business

a. Executive Session

Law Director Kevin Shannon requested Council consider going into executive session pursuant to Ohio Revised Code Section 121.22(G) (4): preparing for, conducting, or reviewing negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment, to include all Members of Council, the Mayor, the Administrator, Assistant Administrator, Police Chief and himself.

A motion was made by Council Member Cleary, seconded by Council Member Hilbert, to go into Executive Session at 7:09 p.m. pursuant to Ohio Revised Code Section 121.22(G)(4): preparing for, conducting, or reviewing negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment. The motion carried by the following vote:

Yes: 6 - Cleary, Dildine, Drury, Hilbert, Hutson and Rarey

A motion was made by Council Member Rarey, seconded by Council Member Cleary, to come out of Executive Session at 7:52 p.m. with no action taken. The motion carried by the following vote:

Yes: 6 - Cleary, Dildine, Drury, Hilbert, Hutson and Rarey

X. Adjournment

Council Member Drury made a motion, seconded by Council Member Rarey to adjourn at 7:52 p.m. All in favor stated AYE, None Opposed. Motion passed.

Lance Westcamp, Mayor

Ruthanne Sargus Ross, Clerk of Council

PLEASE NOTE: THESE MINUTES ARE NOT VERBATIM. A RECORDING OF THE MEETING IS AVAILABLE IN THE CLERK'S OFFICE DURING REGULAR BUSINESS HOURS.