

**CITY OF POWELL COUNCIL**

**JUNE 19, 2001**

A regular meeting of the City of Powell Council was held on June 19, 2001, and called to order at 7:30 p.m. by Mayor Mark Klein. Other Council members present were Bill Nolan, Art Schultz, Richard Cline, George Kaitsa, Peggy Guzzo and Dave Chambers. Also present were Stephen Lutz, City Manager, David Betz, Director of Development, Nan Metz, Finance Director, Dawn Nauman, Clerk of Council, and Rob Rice, City Engineer.

Chief of Police Gary Vest presented residents Jack and Renee Mouglin with a letter of commendation for helping to solve a crime in the City on May 27, 2001. There was no further public comment.

**CITIZEN PARTICIPATION**

There was none.

**APPROVAL OF MINUTES**

The minutes of May 15, 2001 and June 5, 2001 were approved as printed.

**THIRD READING: ORDINANCE 2001-26: AN ORDINANCE AMENDING THE ZONING CODE OF THE CITY OF POWELL, ADDING SECTION 1145.33.2: NATURAL LANDSCAPING.**

David Betz, Director of Development, reviewed the changes based on discussion at the last meeting (Exhibit 1). He noted that this legislation makes reference to the penalties section of the Zoning Code rather than listing the actual penalties. He identified an aerial photograph of wooded and partially wooded lots in the Retreat (Exhibit 2). He identified one that will fall within the 70% coverage requirements, and one that would not. Mr. Nolan expressed concern that if a lot is deep and meets the 70% requirement with the wooded nature of the back yard, that the front yard would not have to adhere to these standards. Mr. Betz suggested that the Ordinance not apply to lots where 70% of the front yard is wooded. Mr. Nolan said he thinks that would alleviate his concerns, as this is more of a front-yard issue than a back yard issue.

Mayor Klein opened the hearing to public comment. Hearing none, he closed the public comment.

Ms. Guzzo recommended the ordinance be adopted as presented tonight with Mr. Nolan's revision.

Mr. Chambers asked, if the wording is changed as Mr. Nolan recommended, would there be any limitation to a completely naturally landscaped rear yard. Mr. Betz said the same requirements of buffer zones and setbacks would be required, and 50% of the lots could be covered. Mr. Chambers asked, what if 70% of the backyard is wooded, and 70% of the front yard is wooded. Mr. Betz said it would not be subject to the requirements. Mr. Chambers said he doesn't see how Mr. Nolan's suggestion addresses that.

Ms. Guzzo asked if Number 2 were changed to make the requirement be 50% with respect to the front of the main building, since the back of the lot is not as much of a concern. Mr. Kaitsa agreed. Mr. Nolan said these are two separate issues. He noted the Section A addresses lots that are not subject to these requirements and shouldn't be, and Number 2 addresses what can be naturally landscaped. He said that his suggestion is that the Ordinance be amended in Section A to indicate that "lots with wooded front yards" be exempt. Mr. Chambers expressed concern that with such an amendment, a property owner with a wooded front but no trees in the back could have a backyard with 20-foot high weeds. Mr. Betz said the weed ordinance would address that.

**MOTION: Mr. Nolan moved to amend Ordinance 2001-26 so that Section A reads: "Wooded front yards or wooded back yards (70% or greater coverage with trees) shall not be subject to these natural landscaping requirements." Mr. Chambers seconded the motion.**

**VOTE: Y 7 N 0**

Mr. Kaitsa said he thinks the real problem is with lots that are less than an acre, and he asked if there is there any rationale to consider amending this ordinance to just those lots. Mr. Lutz said that was briefly discussed at the last meeting, but Council felt it should be universal. Mr. Kaitsa expressed concern that the 50% requirement should apply only to the front lot. Mr. Chambers said he is concerned about the entire lot. Mr. Kaitsa said his goal is that no more than 50% of the front of the lot has natural landscaping so that there is 50% green space around the front of the house. Mr. Nolan suggested that the 50% percent be applied to the front and to the rear.

**MOTION: Mr. Kaitsa moved to amend Ordinance 2001-26 so that Section A reads: "50% in front of the house and 50% in back of the house." Ms. Guzzo seconded the motion.**

**VOTE: Y 7 N 0**

Mr. Kaitsa said he has an Ordinance from Westerville that had a good section that discusses the payment of costs in the event that the city is required to take any action with respect to a property. Mr. Betz said that is reflective of their noxious weed ordinance that is very similar to Powell's. Mayor Klein said that it was also discussed that if they define penalties in this Ordinance that are similarly listed elsewhere, both would have to be amended in the event of a change.

Ken Molnar, Director of Law, expressed concern that side yards have not been considered. Mr. Betz said the setback requirements should address those concerns. Mr. Kaitsa agreed.

**MOTION: Mr. Kaitsa moved to adopt Ordinance 2001-26 as amended. Mr. Cline seconded the motion.**

**VOTE: Y 7 N 0**

**THIRD READING: ORDINANCE 2001-27: AN ORDINANCE APPROVING THE FINAL DEVELOPMENT FOR A CONDOMINIUM DEVELOPMENT CONTAINING 53 DWELLING UNITS AND A CLUBHOUSE ON 14 ± ACRES LOCATED ON THE EAST SIDE OF PROPOSED MURPHY PARKWAY JUST SOUTH OF POWELL ROAD**

Stephen A. Lutz, City Manager, reviewed that much of the discussion about this plan has revolved around the use of Hardiplank siding. He noted that Council was provided with addresses of other homes in Powell with Hardiplank siding.

Forrest Gibson, Schmidt Land Design, was present to answer questions on this plan.

Mayor Klein opened the hearing to public comment. Hearing none, he closed the public comment session.

Mr. Cline said that he understands that this Ordinance requires that the Hardiplank be installed by a licensed individual. He said he received a call from a resident who has great experience with this material from living in the Carolinas, and one of her concerns is regarding nails that aren't weather resistant. He said that while this resident did not have to treat the Hardiplank, they did have to paint the nail heads. He asked if this should be a problem with proper installation. Mr. Gibson said it should not.

Mr. Nolan said that 6 out of 9 Parade of Homes houses are built with Hardiplank siding. He asked about concerns raised at the last Planning and Zoning Commission about this material. Mr. Lutz said that those concerns were raised regarding a condominium development on the other side of the Murphy Party Barn property. He said that the Planning and Zoning Commission was concerned that the developer of that parcel had promised throughout the development process to use natural materials.

Ms. Guzzo said she has experience with engineered woods such as OSB and fiberboard, and she knows that they have not proven to be a good product. She said that Hardiplank, as a cement-based product, does seem like a product that is suitable for the outside. She said she plans to vote against this development, not because of the way it looks but because she feels the City of Powell and Liberty Township have too many condominiums.

**MOTION: Mr. Nolan moved to adopt Ordinance 2001-27. Mr. Kaitsa seconded the motion.**

**VOTE: Y 6 N 1 (Guzzo)**

**SECOND READING: ORDINANCE 2001-29: AN ORDINANCE GRANTING AN EASEMENT TO M/I SCHOTTENSTEIN HOMES, INC. dba THE LAKES OF POWELL HOMEOWNERS' ASSOCIATION, INC., FOR THE INSTALLATION OF AN ENTRY FEATURE AND LANDSCAPING ON MUNICIPAL PROPERTY AT THE INTERSECTION OF SALISBURY DRIVE AND PRESIDENTIAL PARKWAY.**

Stephen A. Lutz, City Manager, recommended that this Ordinance be amended so that the heading of this Ordinance read: "**AN ORDINANCE GRANTING AN EASEMENT TO M/I SCHOTTENSTEIN HOMES, INC. AND/OR THE LAKES OF POWELL HOMEOWNERS' ASSOCIATION, INC., FOR THE INSTALLATION OF AN ENTRY FEATURE AND LANDSCAPING ON MUNICIPAL PROPERTY AT THE INTERSECTION OF SALISBURY DRIVE AND PRESIDENTIAL PARKWAY.**" He reviewed that the landscape easement will be located on both the southeast and southwest corner of Salisbury Drive and Presidential Parkway, and it will provide an entry feature for the Lakes of Powell that would ultimately be maintained by the Homeowners Association. He said that M/Schottenstein Homes is requesting approval of the easement at tonight's meeting.

Mayor Klein opened the hearing to public comment. Hearing none, he closed the public comment session.

Mr. Kaitsa said there was question at the last meeting if this sufficiently identifies the subdivision in the proposed location. Mr. Lutz said there was some question whether it should be at this entrance or further south on Salisbury Drive. He said that the consensus of Council was that it should be the entry to this subdivision.

Mr. Kaitsa asked if any homeowners' have expressed concern about this plan. Mr. Lutz said they have not. Mr. Chambers asked if the bikepath in that area will still connect all the way through. Mr. Betz said it will be unaffected. Mr. Schultz asked if the Planning and Zoning Commission discussed the location. Mr. Betz said they did not, and they approved of the proposed location.

**MOTION: Mr. Chambers moved to suspend the rules on Ordinance 2001-29. Mr. Kaitsa seconded the motion.**

**VOTE: Y 7 N 0**

**MOTION: Mr. Chambers moved to adopt Ordinance 2001-29. Mr. Kaitsa seconded the motion.**

**VOTE: Y 7 N 0**

**SECOND READING: ORDINANCE 2001-31: AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2001.**

Stephen A. Lutz, City Manager, noted that a summary has been provided by Schmidt Land Design regarding issues that were raised at the last meeting. He noted that the errors and omissions language has been modified and incorporated in the revised proposal (Exhibit 1, item #5.) He said they have also incorporated the cost to provide a cost estimate for the Village Green Park. They have also defined what "reimbursables" refer to.

Mr. Lutz suggested that the \$570 additional cost for providing a cost estimate for the Village Green be postponed until after Council hears from NBBJ.

Mayor Klein opened the hearing to public comment. Hearing none, he closed the public comment session.

Ms. Guzzo asked if the additional \$570 cost for estimating the Village Green will stay the same if Council waits. Mr. Gibson said that price will be good through the end of the year. Mayor Klein said he understands there are timing issues with getting this item on the ballot this year. Mr. Lutz said that correspondence was provided in the last Council packets that indicates it is too late to go to the ballot in November. Mr. Cline said he would suggest suspending the rules so that Council can move forward in February. Mr. Kaitsa agreed and said that this needs to be factored into the capital planning process.

**MOTION: Mr. Cline moved to suspend the rules on Ordinance 2001-31. Mr. Kaitsa seconded the motion.**

**VOTE: Y 7 N 0**

**MOTION: Mr. Kaitsa moved to adopt Ordinance 2001-31. Mr. Cline seconded the motion.**

**VOTE: Y 7 N 0**

**SECOND READING: ORDINANCE 2001-34: AN ORDINANCE ADOPTING THE OHIO RESIDENTIAL CODE FOR ONE, TWO, AND THREE FAMILY DWELLINGS, 1999 EDITION.**

Stephen A. Lutz, City Manager, reviewed that the OBOA is working to get all jurisdictions to adopt similar regulations. They are recommending updating the code to the 1999 edition, and attached to the ordinance is list of those changes.

Mayor Klein opened the hearing to public comment. Hearing none, he closed the public comment session.

Ms. Guzzo asked if this is adopting the 1999 CABO 1,2,3 Family Dwelling Units. Mr. Lutz said it is correct. Ms. Guzzo said she would support suspending this, as these are pretty standard regulations. Mr. Chambers agreed. Mr. Kaitsa asked if these are the BOCA regulations. Mr. Lutz said this is the Ohio Residential Code from OBOA. Mr. Kaitsa asked if this is uniform. Mr. Lutz said it is.

**MOTION: Mr. Kaitsa moved to suspend the rules on Ordinance 2001-34. Ms. Guzzo seconded the motion.**

**VOTE: Y 7 N 0**

**MOTION: Mr. Kaitsa moved to adopt Ordinance 2001-34. Mr. Chambers seconded the motion.**

**VOTE: Y 7 N 0**

**FIRST READING: ORDINANCE 2001-35: AN ORDINANCE APPROVING THE FINAL DEVELOPMENT PLAN FOR BROOKEHILL SENIOR COMMUNITY, 32 CONDOMINIUMS ON 10.4 ACRES, LOCATED AT 9158 LIBERTY ROAD AND AMENDING THE ZONING MAP FROM PI, PLANNED INDUSTRIAL DISTRICT AND R, RESIDENCE DISTRICT TO PR, PLANNED RESIDENCE DISTRICT.**

Stephen A. Lutz, City Manager, said that a public hearing is scheduled for this item at the next meeting.

David Betz, Director of Development, reviewed the location of this site, with Memorial Park to the south, and office/warehouse and planned industrial to the north. He noted that Olentangy Ridge and Liberty Ridge subdivisions are across the street. Mr. Betz said that the proposal is for 32 condominiums for people of age 55 and over. He reviewed the plan to use stone, wood and brick materials. He said they have submitted an extensive landscaping plan. Mr. Betz said this development was highly received by the Planning and Zoning Commission after much debate. He said it includes the dedication of just over two acres of a wooded, streambed area to be added to North Neighborhood Park. He said there will be connection to the existing bikepath, along the railroad through the tunnel. He said the applicant will be present for the second reading.

Mayor Klein opened the hearing to public comment. Hearing none, he closed the public comment session.

Mr. Cline said he realizes that there was quite an evolution with this property, and he asked what the current density is. Mr. Betz said it is just under 3.2 du/acre. Mr. Cline noted that it started at about 7.2 du/acre. Mr. Betz said it started with much larger buildings that were out of scale with the area. Mr. Cline said he is pleased with the work that the applicant and Planning and Zoning Commission have done to come up with a more "village scale" development.

Mr. Nolan asked what is the anticipated price range of these condominiums. Mr. Betz said they are estimated at \$250-300,000. Mr. Nolan asked how they will be marketed to 55 and over. Mr. Betz said that the Planning and Zoning Commission recommended that the applicant work with Staff on the Deed Restrictions and Covenants regarding age restrictions, and time-restrictions for when children can stay at these residences.

Mr. Schultz asked if there has been any more discussion about an assisted living facility in addition to these condominiums. Mr. Betz said there is a piece of property that Judge Hill still owns, and there was one proposal to put an assisted living facility along Liberty Road. It is not part of this attachment.

Mr. Schultz asked about Village Park Drive. Mr. Betz said it currently dead-ends at the park and at the north end of the Hill property. He said there has been a great deal of discussion on this roadway, and that Staff, and Planning and Zoning Commission feel it probably shouldn't connect because of the park and pool in the area. However, this project will allow for the roadway. Mr. Schultz asked if a circle or something like that will be placed where Village Park Drive dead ends. Mr. Betz said that will need to be designed. Mr. Schultz asked what happens to the storage/maintenance facility proposed in this development if Village Park Drive continues. Mr. Betz said there is no concern with it being separated from the rest of the development.

Mayor Klein asked about bikepaths. Mr. Betz said this project will have a bikepath tie into that that exists along the railroad. He said there is an area where it is very steep that may require some steps. Mayor Klein asked if there is an entrance feature proposed at Liberty Road. Mr. Betz said there is a landscaping plan.

Ms. Guzzo said the buildings look nice, and she would like to hold the elevations to 50% stone or brick so they will tie in well with the pitch of the roof. Ms. Guzzo said it is her understanding that the applicant can't discriminate about the age of its target market unless they are a licensed senior facility. Mr. Betz said they can look into that issue and report back. Ken Molnar, Director of Law, said the applicant is not asking Council to zone this property for such a use, but rather to apply a private property restriction. Mr. Cline said it is important to know whether that restriction can be enforced, because the density is considered favorable for senior citizens that are less likely to have 4 teenagers.

Mr. Chambers said he is glad to hear that the bikepath on the western edge will be connected. He asked about the undeveloped land just to the east of that which will be added to the park. Mr. Betz said it will be the responsibility of the condo association. He said that the Bartholomew Run stream runs through it, and it will basically be unused land. Mr. Chambers asked about the turnaround point where Village Park Drive terminates. Mr. Betz said there really hasn't been a need for any turn around at this point, but that doesn't mean there won't be one in the future.

Mr. Kaitza asked where is the assisted living facility planned. Mr. Betz identified the possible location on Judge Hill's property, but said that will be much later. Mr. Kaitza echoed Mr. Cline's comments on working with the Planning and Zoning Commission. He asked what is the density for the condominiums at Powell Place and the Murphy Property. Mr. Betz said they are both at 3.4 du/acre. He said that with adjoining uses of office/warehouses, a park, the railroad and commercial and planned industrial zoning, this development is more of a transition. Mr. Kaitza asked if it will be gated. Mr. Betz said that is not clear at this point, but he doesn't believe it will be because the sidewalk inside will be open to the public.

There was further discussion regarding the age restriction. Mr. Nolan suggested that the developer's lawyer write a letter on what they are planning with that issue before Staff begins their research.

This ordinance was taken to a second reading.

**FIRST READING: ORDINANCE 2001-39: AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2001.**

Stephen A. Lutz, City Manager, said that earlier this year, Council appropriated \$58,000 for engineering inspection services with Grace Drive. Unfortunately, a mistake was made in the calculation, and an additional \$12,000 is needed.

**MOTION: Mr. Chambers moved to suspend the rules on Ordinance 2001-39. Mr. Nolan seconded the motion.**

**VOTE: Y 6 N 0 (Abstain: Guzzo)**

**MOTION: Mr. Kaitza moved to adopt Ordinance 2001-39. Mr. Chambers seconded the motion.**

**VOTE: Y 6 N 0 (Abstain: Guzzo)**

**COMMITTEE REPORTS**

**Development Committee:** (Next Meeting: June 26) No report.

**Finance Committee:** (Next Meeting: July 10) Mr. Kaitza said that the Finance Committee met and discussed the building fees for the new school, the capital improvements plan, and the income tax delinquency program. He reviewed the financial report.

**Administration Committee:** (Next Meeting: To be determined) Mayor Klein reviewed that at the last meeting, they reviewed letters of notification from the Zoning department.

**Service Committee:** (Next Meeting: To be determined) No report.

**Wendy's Cycling Committee:** (Next Meeting: To be determined) Mr. Schultz reviewed that the brochure is nearly finished and once it is printed, a mailing will go out to each residents about this event.

**MUNICIPAL MANAGERS REPORT**

Stephen A. Lutz, City Manger, reported that with Grace Drive nearing completion, Council may want to consider whether it is desirable to limit or prohibit left turns at the four corners intersection. Gary Wilcox of Traffic Engineering Services (TES) has provided an estimate for the necessary studies to limit such turns for a cost of \$2,400 (Exhibit).

Mayor Klein said he would like to limit left turns as quickly as possible. Mr. Cline agreed, and asked if the proposal from TES will provide the necessary data to implement that decision once Council decides it should be done. Mr. Lutz said they will, and in addition, make a recommendation on signage. Mr. Cline noted that in the accident summary for the month of May, three assured clear distance accidents occurred from westbound State Route 750 because someone was attempting to make a left turn. He said if that doesn't illustrate the need for this restriction, he is unsure what does.

Mr. Nolan asked if the plan is to limit all left turns or just those on S.R. 750. Mayor Klein said his intention is just to limit those on S.R. 750. Mr. Cline agreed, and added that he feels the restrictions should be during peak hours only. Mr. Nolan asked if someone in-house is capable of changing the timing on the signal. Mr. Lutz said that what Mr. Wilcox referred to in this is to identify what timing should be. He said Staff can change the timing. Mr. Nolan said he is not convinced a consultant is needed. He suggested that Council address the left turns for people traveling east first. He said that he doesn't think that a scientific study is needed to determine at 5:00 p.m. that this change should be made. He said that while he is opposed to a consultant, he agrees they should get started.

Mr. Schultz asked if "a bunch of data" is needed to limit left turns. Mr. Lutz said that one example is that consideration should be given to where left turns should be redirected for west-bound drivers. Mr. Schultz asked if a warrant must be met to make such restrictions. Mr. Lutz said it must not. Mr. Schultz agreed that these should be mainly east-west restrictions. While \$2,400 is not a lot, he is not sure need a consultant is needed. He said that he would like to hear the City Engineer's opinion on this issue. He said he feels that there should be reasonable notice of such a change prior to making the restrictions.

Ms. Guzzo agreed that the turns should be limited on S.R. 750. She said limiting turns on Liberty would allow little options for those traveling west. She said she agrees doing it quickly makes sense and has been planned from the very beginning. She said she doesn't think \$2,400 should be spent on something upon which Council agrees. Mr. Chambers said that part of the Grace Drive implementation was to limit east-west turning movement, never north and south. He said he would like to hear from the City Engineer at the next meeting to see if he thinks Staff can do what TES is proposing.

Mr. Kaitsa agreed with comments about limiting to peak hours and to only east-west traffic. He said one thing that needs to be studied is the access to Powell Road eastbound from Grace Drive. He asked if a signal is warranted at that location. Mr. Lutz said that is part of the Comprehensive Traffic Study, and once the marking is placed on Grace Drive and Olentangy Street, TES will go back and study. Mr. Kaitsa asked what is the "additional analysis" identified under number 4. Mr. Lutz said that will perform the same study as in the Comprehensive Study but include the impact of Seldom Seen reopening. Mr. Kaitsa said if there is not the resource to complete this study in-house then he is fine with TES. Mr. Lutz said the City does not have the equipment.

Mr. Cline said he thinks spending \$2,400 is appropriate, and he doesn't want to be misunderstood that he feels Council should rush into this decision. He said that a rational and reasoned process such as that described by TES needs to happen in the very near future. Mayor Klein said he would also like to hear the City Engineer's opinion on this. He agreed with Mr. Schultz about prior notification and signage of the intersection.

**After further discussion, Council voted to proceed with this study. Mr. Klein, Mr. Kaitsa, and Mr. Cline voted in favor. The remaining four voted against. Council voted to reconsider. Mr. Cline, Mr. Kaitsa, Mr. Klein, and Mr. Nolan voted in favor. Council voted to proceed with this study. Mr. Cline, Mr. Kaitsa, Mr. Klein, and Mr. Nolan voted in favor.**

Mr. Nolan noted that the last time TES completed a study, he was upset that they refused to give a second option on something Council asked for. He said he would like to see options in this study. Mayor Klein said he notices exceptionally long lines on Sunday, and he would like that to be reviewed.

Mr. Lutz noted that the Powell Festival is scheduled for June 29 and 30, and that Council will welcome the crowd at about 8:15 on Friday evening. He said the fireworks budget has been increased, and it should be an outstanding display on Saturday. Council discussed acquiring shirts so they can be recognized at various functions. Council selected blue shirts with personalization and asked that they be ready for the festival. Mr. Lutz expressed concern that may not be possible.

#### **OTHER REPORTS**

The Monthly Planning and Zoning, Monthly Parks and Recreation, and Monthly Web Site Activity reports were received.

Chief of Police Gary Vest reviewed the Monthly Police Report. He reviewed the program he recently attended at the FBI Academy.

#### **FINANCIAL REPORTS**

The Accounts Payable and Monthly Financial Reports were received.

#### **CLERK OF COUNCIL CORRESPONDENCE**

Dawn Nauman, Clerk of Council, reviewed the plan to move forward with Roadrunner Internet Access in the City offices. She noted this will provide email for all Staff members, and said she is working with the web site designer to have it served off the web site. This will allow residents more access to staff members, more bandwidth for email, and it will all be incorporated with Powell's web address. She estimated 8 weeks before this is available at the City offices, but noted that the Police Department can have it installed immediately.

Mayor Klein asked about the "Upcoming Events" portion of the City's homepage. Mr. Nauman expressed concern that putting very current information on that section of the page would require a plan to change it immediately after the event in order to keep it current. She reviewed alternatives to using the "Document Section" for new information and incorporating that information for the main page. This allows for another dynamic page for the new email addresses. Mayor Klein said he will get with Staff and review these options.

#### OTHER COUNCIL MATTERS

Mr. Cline noted there is a vacancy on the Parks and Recreation Board that still needs to be filled. Ms. Guzzo said she thought that is the reason for the Executive Session.

**MOTION:** Mr. Cline moved to appoint Lisa Valentine to the Parks and Recreation Board for a term expiring June 19, 2001. Mr. Nolan seconded the motion.

**VOTE:** Y 7 N 0

#### OTHER COUNCIL MATTERS

Ms. Guzzo asked about when it is anticipated that Seldom Seen will reopen. Mr. Lutz said he can check into that and report back.

**Action Item 2001-01: Bikepath Snow Removal:** Mr. Lutz said that Staff has contacted landscapers for a cost estimate on plowing limited sections of the City bikepaths. They have not received any response yet. Ms. Guzzo said she would still support buying a vehicle and completing this task in house. This item was scheduled for the second meeting in August.

Stephen A. Lutz asked that Council still go into executive session to discuss personnel matters, even though the appointment has been made.

#### EXECUTIVE SESSION: FOR PERSONNEL MATTERS UNDER ORC SECTION 121.22 (G) (1): BOARD AND COMMISSION APPOINTMENTS.

**MOTION:** Mr. Cline moved to adjourn to Executive Session at 9:45 p.m. in accordance with ORC Section 121.22 (G) (1) to discuss personnel matters: Board and Commission appointments. Mr. Kaitsa seconded the motion.

**VOTE:** Y 7 N 0

**MOTION:** Mr. Cline moved to adjourn from Executive Session at 10:00 p.m. Mr. Kaitsa seconded the motion.

**VOTE:** Y 7 N 0

**MOTION:** Mr. Cline moved to reconvene in regular open session at 10:00 p.m. Mr. Kaitsa seconded the motion.

**VOTE:** Y 7 N 0


#### ADJOURNMENT

**MOTION:** Mr. Cline moved to adjourn at 10:00 p.m. Mr. Kaitsa seconded the motion.

**VOTE:** Y 7 N 0

**DATE MINUTES APPROVED:** July 10, 2001

Mark Klein  
Mayor

 7/25/01  
Date

Dawn Nauman  
Clerk of Council

 7/25/01  
Date

