

CITY OF POWELL COUNCIL

June 17, 2003

A regular meeting of the City of Powell Council was held on June 17, 2003, and called to order at 7:30 p.m. by Art Schultz. Other Council members present were Dan Wiencek, Tom Counts, Jim Seta, George Kaitsa and Dave Lackey. Richard Cline arrived at 8:50 p.m. Also present were Stephen A. Lutz, City Manager; Dawn Nauman, Clerk of Council, David Betz, Director of Development; Rob Rice, City Engineer; Nan Metz, Finance Director, Chief of Police, Gary Vest; Shea Crawford, Community Affairs/Special Events Coordinator; Ken Molnar, Director of Law; residents and representatives of the press.

CITIZEN PARTICIPATION

There was no Citizen Participation on non-agenda items.

APPROVAL OF MINUTES

The minutes of June 3, 2003 were approved as printed.

FINANCIAL REPORTS

Nan Metz, Finance Director, reviewed the Monthly Reports for May, and noted that the City has currently collected almost 64% of the budgeted amount for the General Fund this year. She said that a large part of that is for development fees, which is related to the City's service level. She said that Staff will probably need to hire some contract labor to help offset the services the additional development requires.

Ms. Metz further reviewed that the parks and recreation fees have increased, which may require supplemental expenditures to provide the supplies and teachers for the additional programming. She noted that engineering inspection fees are also coming in higher than anticipated, and this is largely because it was unsure what would happen with Golf Village. She noted that the server installation was the largest portion of the IT budget, and therefore, expenditures will appear to be ahead of schedule until later in the year.

Ms. Metz reviewed the Accounts Payable and the \$28k expenditure for the computer installation in the police cruisers. She said a grant will totally reimburse that fee. She said that the \$2k expenditure to Gates McDonald will pay for the City's worker's compensation program, and that an additional \$3k expenditure will provide insurance for the additional police cruiser and the new truck.

Mr. Seta asked if the payment to Edsall and Associates is the first payment. Ms. Metz said she will look that up.

Mr. Counts said that he thought that June 15 was the day to make estimated income tax payments to the Regional Income Tax Agency (RITA), but when he called them for information, they said the deadline had been extended because the statements hadn't been sent out. He said he thought RITA would contact the City so the Residents could be notified as well. Ms. Metz said she was unaware of this and will look into it.

OTHER REPORTS

Monthly Planning and Zoning Report

Mr. Betz asked for a motion from Council supporting application to Delaware County for \$5k in block grant funds that can help pay for the Downtown Revitalization Plan.

MOTION: Mr. Kaitsa moved to allow David Betz, Director of Development, to apply for a grant from the Delaware County economic Development Forum for \$5,000 in block grant funds for the Downtown Revitalization Plan. Mr. Wiencek seconded the motion.

VOTE: Y 6 N 0

Mr. Betz noted that the only area of low-to-moderate income is the Old Village, so it may be eligible for these funds.

Monthly Parks and Rec.

Mr. Lutz credited Jeff Snyder, Parks and Recreation Supervisor, for removing the old plants and replanting the beds in the Downtown area. He said he has gone a long way to improving the way the area looks.

Monthly Police Report

Chief Vest said that he knows the Finance Committee is working diligently on Capital Improvement Planning, and he would like to review for the new Council members the needs of the Police Department for an improved and larger facility. He reviewed that the previous Police Chief indicated in 1996 that the physical structures in

the Police Department needed to be changed to provide safety. He noted that citizens come into the Police Department at the same location as those that are under arrest. He reviewed that a needs assessment in 1999 identifies items lacking for the Police Department. He provided Council with this information and photographs and encouraged them to review the facility at any time they like.

Mr. Wiencek asked if a temporary facility such as a trailer would help solve the immediate needs for additional storage and office space. Chief Vest said they also need holding cells, evidence-processing areas, and records storage facilities. Mr. Wiencek asked if there is concern that the addition of Golf Village has made the proposed police facility at the Village Green obsolete. Chief Vest said that the Police Department design that has been discussed has been deemed viable far into the future. He said the site here is good, and if the necessary land is reserved, the plan could be extended to suit a department as large as in the City of Dublin.

Regarding the Police Report, Chief Vest noted that traffic citations were up slightly this month due to the traffic safety grant through the health department. He reviewed two breaking and entering incidents in the City, a minor assault, and traffic accidents. Mayor Schultz said that he frequently sees people using restricted turning movements at the four corners during rush hour. He said that it is very frustrating, and the Police Department needs to pay closer attention during those hours. Chief Vest agreed and said he will address that issue.

CLERK OF COUNCIL CORRESPONDENCE

Dawn Nauman, Clerk of Council, noted that Council has been provided with a revised memorandum regarding available board and commission seats and potential candidates.

SECOND READING: ORDINANCE 2003-34: AN ORDINANCE DESIGNATING A THREE WAY STOP AT THE INTERSECTION OF WOODARD PLACE AND KEISEL COURT AND REQUIRING THE CITY ENGINEER TO PLACE TRAFFIC CONTROL DEVICES AT THE INTERSECTION AND DECLARING AN EMERGENCY.

Stephen A. Lutz, City Manager, said that Council received a request two meetings ago and did discuss a position regarding this stop sign. They asked that an ordinance be prepared for the last Council meeting. He noted several emails from residents in support of the stop sign and one from a member of the Development Committee pointing out the proper procedure of the stop sign policy.

Mayor Schultz opened this item to public comment.

Michael Marchiondo, Ashmoore Homeowners Association, said that there has been a lot of talk about traffic studies and what they indicate regarding signage. He said he has been provided a stop sign study done at Retreat Lane and Partridge Bend in the Retreat subdivision, and in his opinion, it isn't applicable because of the stretch of roadway is so different. He said that the Retreat study shows that cars stop at the sign and then speed back up, and that the stop sign itself tends not to abate the speed. He said that the Retreat is very different because the distance provides plenty of room to get up to speed. He said that secondly, residents in Ashmoore are trying to solve a specific problem which is side yards against the street. He noted that there was a police cruiser placed in this area recently, and he said that there were 10-15 children hanging around the police officer, who was talking to them and giving them a tour. He said that he took away from that the knowledge that there are more children than he realized in the area. He said that obviously, if a cruiser were parked there permanently, the problem would go away, but that is not cost-effective.

There being no further comment, the public comment section was closed.

Mr. Seta said that he was also a member of the Development Committee and he helped put together the stop sign policy. He said he feels the ability to allow a sign that doesn't meet warrants by a super-majority vote was included for situations exactly like this.

Mr. Lackey said he did a little research on the traffic calming effects of stop signs. He described "spiking" which is when people speed up to make up for lost time after a stop sign, and noted that such spiking may not happen in this situation because the stop sign is followed by a curve. He said that he feels this stop sign is important because this area is a bus stop, and it forces people to stop and notice the children around. He said that the location of this stop sign leads him to believe that it won't impact that many residents. He said that residents of Canterbury, which is in Liberty Township use this road to get to work, and this would help slow them. He said that the residents that live in the area have no problem with stop sign. He said that when he looks at a cost-benefit

analysis, he determines that it may only inconvenience, non-residents who want to speed through the neighborhood. He said that installation of this stop sign would be consistent with the City policy because it would require 5 affirmative votes.

Mr. Kaitsa said he supports the use of the stop sign to protect the safety of school children in the area. He described similar stop signs installed on three different occasions, at Tyler Run Elementary School, on Ridgeside Drive, and at Meadowview Court. He said that this is an appropriate use of the stop sign and he applauds the members of the Development Committee for adding the provision that allows Council to install them without a study. He said that he doesn't think a study would ever support a sign on a residential street, and this is a good alternative.

Mr. Counts said he is torn because the policy that was developed sends Council back where to they were, deciding where stop signs are appropriate, and that is because there is never a situation where a stop sign is warranted. He said that he also hears from residents that this is not a traffic issue, but a speed issue and the fact that are children in the area. He said he wonders if Council can't do a better job of identifying criteria by which stop signs are permitted where studies don't warrant them.

Mr. Wiencek asked Chief Vest to review what they found when they were stationed in this area. Chief Vest said that they did issue one citation for a sign that was already there. He said that most of the speeds were between 19 and 31 mph, but most were right around the 25 mph limit. He noted, however, that having a marked car in the area tends to slow traffic.

Mr. Wiencek said he thinks this is an issue of perception. He said he doesn't know if what is being described is really increased traffic rather than speed, in which case a stop sign will have absolutely no impact on the amount of cars. He said his own unscientific stop sign study revealed that he found himself back at speed two residences beyond any stop sign he encountered. He said there is already a speed impediment in the right hand turn coming south and another stop sign going north. He said this sign would really only impact the houses to the south for a reasonably short distance. He said he hears conflicting comments that the curve will slow traffic as well as the lack of curve will slow traffic. He said he thinks that the criteria by which warrant studies should be authorized should be addressed because no residential sign will meet the warrants. Mr. Wiencek expressed concern is that 250 feet outside of a stop sign is an insignificant requirement for a petition, because in this instance, only 6-8 houses had to sign the petition for the sign. He said that the Ashmoore Circle residents will be impacted but they are not part of the petition or notification requirements.

Mayor Schultz said perhaps Council should have considered the fact that in all likelihood, a residential stop sign wouldn't meet warrants, but he still thinks it's prudent not to spend money for a study when the answer is clear. He said the real issue to him is should a stop sign be placed in this location. He said he needs to drive the area for himself. He said that perhaps 25 mph is fast along this street, and slowing people down even for the length of four homes would help. He said maybe this is an issue of traffic vs. speed, but he doesn't live there so he can't decide other than by listening to the residents.

Mr. Wiencek said that the closest similar stop sign is located on Muladore where there were speeding problems, a curve, and an ineffective stop sign at the end of the street. He said Council's response to that was to post Muladore with a 15 mph speed limit. He asked if that is the appropriate response in this location. Mr. Marchiondo said he would have to review this with the resident who instigated it. Mr. Wiencek said an added benefit is a reduced speed limit doesn't have the noise impact that the start and stop of a sign does.

There being no further comment, this item was taken to a third reading.

Stephen A. Lutz, City Manager, reviewed that there is a representative present to discuss Ordinance 2003-40. That item was moved forward on the agenda.

FIRST READING: ORDINANCE 2003-40: AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH KINZELMAN KLINE FOR THE PURPOSE OF PERFORMING PROFESSIONAL PLANNING SERVICES TO PREPARE A DOWNTOWN REVITALIZATION PLAN AS PART OF THE COMPREHENSIVE PLAN UPDATE.

David Betz, Development, reviewed the procedure for receipt of 13 Requests for Proposals for a downtown

revitalization program. A committee reviewed the proposals and narrowed them down to four. Presentations were given by the four finalists, and the committee selected Kinzelman Kline as the best candidate for the job. He reviewed that the contract provides for an initial evaluation of the area, an urban assessment of the physical overview of the area including problems and solutions, a market study to describe what type of uses are in most demand for the area, and the viability of downtown housing. He said there will be several community meetings on this plan including a period that allows people to review the proposals at leisure and provide feedback. He said that all of the information will be provided in Arcview and GIS format so that Staff can utilize it for future growth and planning.

Brian Kinzelman was present to discuss this item. He said he is thrilled to be here and honored to have been selected. He said that Mr. Betz described their proposal quite well. He said that their company typically deals with ailing urban areas, which Powell is not. He said this is a healthy city, and this process has been tailored to strengthen the downtown.

Mayor Schultz said that the original proposal was for completion of the plan by the end of the year. He asked if that is feasible if this goes to three readings. Mr. Kinzelman said they believe it is achievable. Mayor Schultz asked if the core group created for the review of proposals will be the same one used as the main focal point. Mr. Betz said that the Downtown Task Force that was created to begin this process was an informal group and the group that reviewed the proposals was "a good mix." He said he would like to also engage some downtown property owners. He said this is going to be a more intense interview process with focus groups, business owners, etc. Mayor Schultz asked if the steering committee would then be around to provide additional guidance. Mr. Betz said they will.

Mr. Kaitsa said that he doesn't see anything gained by taking this to three readings. He said the process used to select the candidates was a good one.

Mr. Wiencek said that during the interview process, there was discussion about adding a developer's forum. Mr. Betz said that has been included. Mr. Wiencek said that all of the finalists were adequately qualified, but Kinzelman Kline stood head and shoulders above the rest during the presentation process.

Mr. Seta asked if the cost identified is a "sum not to exceed." Mr. Betz said it is.

Mr. Counts asked what the deciding factor was. Mayor Schultz said there were 13 proposals narrowed to 4 1 hour presentations, and the difference in tone by those making presentations was striking. He said it is hard to cite specifics. Mr. Seta said that Kinzelman Kline didn't tell the City what it wanted to hear but gave us their opinion without trying to sugar coat it. Mayor Schultz said it has become apparent that Council has a desire to work with the downtown, but they don't know where to start. He said that is a key point, and why he is anxious to move forward.

MOTION: Mr. Kaitsa moved to suspend the rules on Ordinance 2003-40. Mr. Wiencek seconded the motion.

VOTE: Y 6 N 0

MOTION: Mr. Kaitsa moved to suspend the rules on Ordinance 2003-40. Mr. Wiencek seconded the motion.

VOTE: Y 6 N 0

FIRST READING: ORDINANCE 2003-41: AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2003.

Stephen A. Lutz, City Manager, reviewed that this Ordinance provides the necessary funding for the contract described in Ordinance 2003-40. He said the funds will come from the contingency fund, which is provided for items that haven't been included in the budget. Mr. Betz reiterated that the grant they are applying for may offset \$5k of the cost.

MOTION: Mr. Kaitsa moved to suspend the rules on Ordinance 2003-41. Mr. Wiencek seconded the motion.

Mayor Schultz opened this item to public comment. Hearing none, he closed the public comment session.

VOTE: Y 6 N 0

MOTION: Mr. Kaitsa moved to suspend the rules on Ordinance 2003-41. Mr. Wiencek seconded the motion.

VOTE: Y 6 N 0

FIRST READING: ORDINANCE 2003-38: AN ORDINANCE PROVIDING FOR THE SUBMISSION OF A CHARTER AMENDMENT TO THE QUALIFIED ELECTORS OF THE MUNICIPALITY OF POWELL INCLUDING ADMINISTRATIVE CHANGES IN THE CHARTER CHANGING THE IDENTITY OF THE MUNICIPALITY FROM VILLAGE TO CITY; DEFINING THE PERSONAL INTEREST OF AN OFFICER OR EMPLOYEE OF THE CITY IN ANY CITY CONTRACTS; PROVIDING FOR THE DESIGNATION OF AN ACTING MUNICIPAL MANAGER; MODIFYING THE DUTIES OF THE MUNICIPAL MANAGER; DELINEATING THE CONTINUING QUALIFICATIONS OF THE DIRECTOR OF LAW; ELIMINATING THE DEPARTMENT OF PUBLIC SERVICE; ELIMINATING THE DEPARTMENT OF DEVELOPMENT; CREATING THE DEPARTMENT OF POLICE; AMENDING THE QUALIFICATION OF COUNCIL CANDIDATES; CLARIFYING INCOMPATIBILITY OF OFFICES; AMENDING THE PROCEDURE FOR FILLING OF VACANCIES ON COUNCIL; MODIFYING THE DUTIES OF COUNCIL; PROVIDING FOR MEETINGS OF COUNCIL; AMENDING THE PROCEDURE FOR CONSIDERATION OF ORDINANCES; PROVIDING FOR A CONSENT AGENDA; AMENDING EMERGENCY ORDINANCE PROCEDURES; PROVIDING FOR COUNCIL RESOLUTIONS; AMENDING RECALL, INITIATIVE AND REFERENDUM PROCEDURES; MODIFYING THE TIME FRAME FOR ENACTMENT OF VOTER APPROVED OR REJECTED LEGISLATION; MODIFYING PROCEDURE FOR BUDGET ESTIMATES; MODIFYING THE MEETING SCHEDULE OF THE PLANNING AND ZONING COMMISSION; PROVIDING FOR THE REMOVAL OF BOARD OR COMMISSION MEMBERS CREATED BY THE CHARTER; AND PROVIDING FOR THE EFFECTIVE DATE OF ENACTMENT OF THIS CHARTER AMENDMENT.

Stephen A. Lutz, City Manager, reviewed that the Charter is the constitution for the City. It was most recently amended when Powell became a City and the personnel board of review was defined. Prior to that, the Charter was amended in December of 1995. He said that the Charter Review Task Force created in the fall did review and make a recommendation to Council regarding amendments to the charter. He said that if Council recommends approval, this item will go before the voters in November and the charter changes will take effect January 1, 2004. He said that many are general in nature, eliminating the references to village, and eliminating departments that would better be managed through passage of ordinances because it gives the City more flexibility in how it operates. Additionally, the current charter says Council must meet twice a month, and there have been rare occasions in the summer where a meeting could have been skipped but it wasn't because of the requirement. He said that the recommendations also include adding a consent agenda to the City Council Agenda which allows approval of fairly routine items without debate or discussion.

Ken Molnar, Director of Law, reviewed the items that represent more substantive changes to the City Charter.

Page 9: A department of Police is created.

Page 10: The Director of Law's duties were clarified.

Page 10: An opportunity has been provided for people who may have committed a crime but paid their debt to society to serve on City Council.

Page 11: The time allotted to fill a Council vacancy has been expanded.

Page 15: In Section 5.06, the emergency ordinance language has been modified to be similar to the state restrictions.

Page 16: Section 5.07, clarifies more succinctly the difference between resolutions and ordinances.

Page 19: Section 6.05 relates to the prohibition of the Council to take actions on issues that voters have previously held an initiative or referendum on. He said this limits that prohibition to 2 years.

Page 26: Section 11.05 Gives Council the authority to remove Board and Commission members created by the Charter. He said the ability to remove members from ordinance-created boards has not been addressed, as it could be addressed by amending the ordinances that created the boards.

Dawn Nauman, Clerk of Council, added that the proposed Charter amendments provides two readings of ordinances rather than three.

Mr. Seta asked if the removal of board or commission members would be done by ordinance or resolution. Mr.

Molnar said that he would envision a formal notice being sent and a hearing held before Council. Mr. Lackey asked if evidence of proof of the reason to be removed will be required and a case brought forward. Mr. Molnar said he thinks it will.

Mr. Lackey noted that Council has the authority to determine whether a member becomes a non-resident, and he asked if they should also have the authority to determine an incompatible office. Mr. Molnar expressed concern that the attorney general's definition of an incompatible office seems to change daily, but said that the Charter amendments could be changed to reflect that determination of incompatibility is within Council's discretion.

Mr. Molnar said regarding section 11.05 and Council's ability to remove people without cause, this relates to boards and commissions created by the Charter. Mr. Lackey said he doesn't anticipate Council removing someone without cause, but he can foresee a circumstance where it may not be desirable to discuss the reason for removal in a public forum.

Richard Cline arrived at 8:50 p.m.

Mr. Kaitsa said he would like to see more defined language regarding conflicts of interest than incompatible offices. Mr. Counts said the Attorney General's opinions on such incompatibilities are constantly changing and very broad. Mr. Wiencek said that rather than coming up with a definition for incompatibility, he would rather the Council have the ability to remove without cause with a super-majority. He said he thinks that is easier than adequately defining all the possible reasons that Council might want to remove a board or commission member. He said that their behavior may be disruptive and make the meetings go for 12 hours, and that might be sufficient.

Mr. Cline said he doesn't think the task force reviewed the language in Section 11.05 in this context, but he doesn't think there would be objection by task force members to Council having the authority to remove anyone for any reason. He said that Council can regulate whether or not they are acting in an arbitrary or capricious way.

Regarding Section 4.04, Mr. Cline said he thinks it is a good idea to add that Council will decide what an incompatible office is.

Mr. Wiencek suggested that in Section 6.05, regarding reenacting ordinances voted on by the electorate, that a super-majority requirement should be put in place to provide an additional impediment to overriding the will of the electorate. Mr. Cline said that wasn't discussed in committee, because the consideration was that a two-year time period was a way to manage that. He said that he doesn't see why it can't be included, although he personally doesn't think it is necessary. Mr. Molnar said that the other key language that was deleted in that section was "in whole or in part" because that is difficult to define.

Mr. Cline noted that because Section 3.095 creates the Police Department, the Police Department should remain listed in paragraph 3.09, on page 9.

Mr. Kaitsa noted a typographical error in the spelling of the word offense on page 10. He questioned the portion of Section 2.03 regarding "any interest in land." Mr. Lutz said that language is from the Ohio Revised Code. Mr. Cline added that people can have rights to a property that are less than ownership rights. Mr. Counts noted that rather than own the land, you might be the tenant.

Mayor Schultz summarized that Council would like to incorporate Mr. Lackey's comments regarding incompatible offices and the procedures for removal. They would also like to incorporate Mr. Wiencek's suggestion regarding a super-majority as an additional impediment beyond the two-year requirement. The typographical errors can be changed.

Mr. Counts said he has a host of comments that he would like to review with Mr. Molnar prior to the next meeting.

A brief discussion was held regarding meeting the requirements for notifying the public on these changes. Mr. Molnar and Ms. Nauman will report back to Council on the various possibilities. There being no further comment, this item was taken to a second reading.

FIRST READING: ORDINANCE 2003-39: AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2003 AND DECLARING AN EMERGENCY.

Stephen A. Lutz, City Manager, reviewed that this supplemental ordinance would fund \$12k from the contingency and allocate it to the Powell Festival fund. He said that Council discussed this issue at the last meeting, and that currently, sponsorship of the festival is down from previous years. Mr. Cline said that the Finance Committee felt this was an appropriate use of City funds, and that the City has been fortunate that since the first festival, there has been almost no cash cost to the City.

Mayor Schultz opened this item to public comment. Hearing none, he closed the public comment session.

MOTION: Mr. Cline moved to suspend the rules on Ordinance 2003-39. Mr. Wiencek seconded the motion.

VOTE: Y 7 N 0

MOTION: Mr. Cline moved to suspend the rules on Ordinance 2003-39. Mr. Wiencek seconded the motion.

VOTE: Y 7 N 0

COMMITTEE REPORTS

Development Committee: Mr. Seta reviewed that the Committee will be meeting next Tuesday to discuss park building designs such as bathrooms and shelters. He added that he thinks it is important to start thinking about what portion of the bonds will pay for parks and what will pay for bikepaths.

Mr. Counts asked what is typical for the allocation between hard and soft costs. Mr. Seta said that the soft costs are pretty much locked in at this point unless the budget is exceeded. Mr. Wiencek said that he thinks Mr. Seta's question is more fundamental. When this item was put before the voters, there was a general understanding that \$5 million would go toward park development, \$1.5 million for land acquisition, and \$.5 million for bikepaths. He said it was worded in a way to provide flexibility, but the original idea should be kept in mind as Council decides whether to deviate. Mr. Seta said he is more concerned with Edsall, and the ability of Council to define the scope he must work within.

Mayor Schultz thanked the committee for keeping this design and implementation plan on schedule. He said he thinks Council is very supportive of staying on that schedule.

Finance Committee: Mr. Kaitsa said that the Finance Committee met on June 12 to have the post-audit conference with the auditor of state. He reviewed that the City needs to complete the fixed asset inventory, which is a very labor intensive process and includes assets such as office equipment as well as miles of road, sewers, or any other infrastructure the city owns. He said another issue that the City needs to address is requisitions for purchases being obtained after purchases are in process. He said lastly, the auditor has dropped their comment regarding the lack of an audit committee, as the Finance Committee feels it serves in that capacity and the auditor agrees.

Mr. Kaitsa reviewed that the Committee has also been working on Capital Improvements and a good estimate as to how much recurring and non-recurring revenue is available. He said the Committee also received an analysis from Horne and King that looks at the economies of scale that relate to combining the façade of this building with the construction and/or expansion of the police facility. He said the preliminary indication is that the City could save somewhere in the neighborhood of \$225k.

Mr. Wiencek asked if any of the citations in this year's audit were those mentioned as recurring in previous years. Mr. Kaitsa said that there are two. The first is the establishment of a restricted reserve fund, which the City was advised it couldn't establish, however, it seems now that they can. The second is regarding the fixed asset inventory, which the City has been cited for again.

Service Committee: Mayor Schultz said the Committee will meet Friday to discuss design standards and guidelines for the City as part of the City's communication plan.

CITY MANAGERS REPORT

Stephen A. Lutz, City Manager, said that the Powell Festival begins on Friday and Council members are encouraged to gather at the stage at approximately 7:55 p.m. Friday evening.

OTHER COUNCIL MATTERS

Mr. Seta reported that the Regional Council of Governments has not been officially established because Orange Township refused to sign the Resolution making it a formal body. He said that they had lingering concerns about their financial responsibility. He said the next meeting will be held in September.

Mr. Kaitsa asked about the status of the problem with the Powell Road/S.R. 315 intersection. He said he knows that is maintained by the County, but it seems like every 2 weeks, the pothole is back. Mr. Lutz said he believes it is maintained by ODOT, and he will check with them and report back.

EXECUTIVE SESSION IN ACCORDANCE WITH ORC SECTION 121.22 (G) (1) PERSONNEL: BOARD AND COMMISSION APPOINTMENTS

Motion: Mr. Cline moved to adjourn to executive session at 9:35 p.m. in accordance with ORC Section 121.22 (G) (1) Personnel: Board and Commission Appointments and under ORC Section 121.22 (G) (2), Land Acquisition. Mr. Kaitsa seconded the motion.

VOTE: Y 7 N 0

MOTION: Mr. Counts moved to adjourn from Executive Session at 10:25 p.m. Mr. Lackey seconded the motion.

VOTE: Y 7 N 0

MOTION: Mr. Cline moved to reconvene in Regular Open Session at 10:25 p.m. Mr. Seta seconded the motion.

VOTE: Y 7 N 0

BOARD AND COMMISSION APPOINTMENTS

MOTION: Mr. Cline moved to make the following appointments to Board and Commissions:

Applicant	Board or Commission	Expiration Date
Don Grubbs	Planning and Zoning Commission	May 1, 2007
Dan Wienczek	Planning and Zoning Commission	May 1, 2007
Vince Pulles	Personnel Board of Review	June 5, 2006
Bonnie Blankenship	Parks and Recreation Advisory Board	May 15, 2006

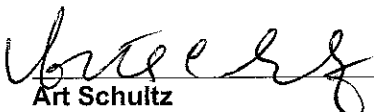
Mr. Kaitsa seconded the motion.

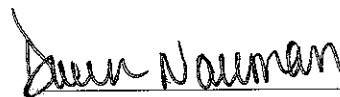
VOTE: Y 7 N 0

ADJOURNMENT

Council adjourned at 10:25 p.m.

DATE MINUTES APPROVED: July 1, 2003

 7/14/03
Art Schultz Date
Mayor

 7/15/03
Dawn Nauman Date
Clerk of Council