

CITY OF POWELL COUNCIL

October 7, 2003

A regular meeting of the City of Powell Council was held on October 7, 2003, and called to order at 7:35 p.m. by Mayor Art Schultz. Other Council members present were George Kaitsa, Jim Seta, Richard Cline, Tom Counts, Dave Lackey and Dan Wiencek. Also present were Stephen A. Lutz, City Manager; Nan Metz, Finance Director; Rob Rice, Engineering Director; Shea Crawford, Community Affairs/Special Events Coordinator; Ken Molnar, Director of Law; residents and representatives of the press.

CITIZEN PARTICIPATION

Chris McCormick of 208 Aspen Knoll Drive shared his concern in regards to the proposed amendments to the City charter, sharing his thoughts about various issues. Mayor Schultz felt that the City Council had looked into the issue of referendum voting and how other cities dealt with the issue and found that most other communities don't have the provisions. Mr. Cline echoed the Mayor's comments were correct in most communities; there is no limit to the ability of the elected body to act, even though voters had performed a referendum. Council did not see that as proper, but explained there is a difference in the extreme of that example and what Powell is proposing. If the voters referendum anything, all or in part, you tie the hands of Council forever. The compromise Council came up with was a provision in the charter that would allow Council to act after four years and with a super-majority of Council (five or more Council members). Mr. McCormick asked why not allow the voters to vote again, to see if the voters had changed their minds instead of citizens having to collect signatures or file petitions. Mr. Cline expressed there was no harm in either scenario, but the City would have to run a special election, which could be very costly. Mayor Schultz commended Mr. McCormick for looking at and paying attention to the proposed charter changes. The Mayor further went on to express that Council discussed at great detail the proposed changes and that four years was not unintentional. Four years would allow there to be another vote if citizens found themselves with a renegade Council that was trying to promote something and which the voters had repealed. There would be one election where new people could be put in that would better represent the population. Council's decision was to come to a moderate position on this issue. Mr. McCormick said he understood that the make-up of Council could be changed, but suppose there was something passed and when it was repealed, Council decided "here's the part they didn't like, so we want to go forward with this issue, but with a modified part of that". Mr. Cline gave an example of a zoning property issue and where Council had to wait to make sure the decision made by Council was lawful and eventually that example caused him to propose the change to Council.

Mr. McCormick asked if this amendment was passed, at the first meeting after January 2004, could Council pass an income tax increase by emergency legislation. Mr. Molnar, Director of Law, responded to the question that Council is not limited by terms of the charter, but limited by the terms of the prior litigation for this initiative and the language, so once the charter amendment is adopted, they'll be able to, four years down the road. Mr. McCormick asked if they can do four years after the referendum, not the charter adoption. Mr. Cline responded the language in the proposed amendment says four years after the referendum and it would be a legal question as to whether that is effective immediately for those that have already been subject of the initiative of the referendum or whether there is a four year waiting period for the adoption. Mr. Molnar responded that if the City didn't have its own charter, under the state code, the Council could pass legislation the day after an initiative is proposed. The modification proposed to the charter by the City isn't near the broad authority granted under the state code. Mr. McCormick felt it was a dramatic change to the authority that the City government has for its current charter and if one didn't exist, that authority would be much different but since one does exist, he was still uncomfortable with the changes. Mayor Schultz responded by saying the intent with all the other conditions that they outlined, Council may not be able to do what they think the residents want without going through an extensive process. The intent was to try and navigate the balance between the two and preserve a great deal of that and get through some of the problems.

APPROVAL OF MINUTES

Mr. Kaitsa had a change on page 4, second paragraph and last line of the sentence should read "She said" instead of "He said...". Mr. Kaitsa asked Mr. Molnar if the current threshold in Chapter 153 was \$25,000 or \$50,000, referred to on the top of page 5. Mr. Molnar responded that it was \$25,000, confirming what was typed in the minutes. Mr. Kaitsa also referred to the last sentence on page 5, after section 2 that should read "Council determined to refer the matter for a more thorough ordinance on this policy to the Finance Committee for study and recommendation." Mr. Wiencek noticed on page 4, last paragraph, the quote from Mr. Molnar be changed to "do what it wants when it wants" would be more appropriate. Mr. Seta noticed Mr. Counts was left off of the list for Council members present at the September 16 meeting and that it should be added. Furthermore, Mr. Seta pointed out on page 2, under the park development update he was listed as supporting to add the insulated block at Memorial Park and said he did not support that and to remove his name. On page 3, paragraph 4 starting with "Mr. Wiencek...", Meadowview Park should be changed to Library Park. The minutes of September 16, 2003 were amended and approved.

FINANCIAL REPORTS

Nan Metz, Finance Director, reported on the listing of the accounts payable checks, with most on the list, normal vendors the City works with. Nothing unusual in this months report.

OTHER REPORTS

There were none.

CLERK OF COUNCIL CORRESPONDENCE

Discussed Powell Area Chamber of Commerce request to serve alcohol at their annual holiday wine tasting event held at the municipal building. Steve Lutz, City Manager, explained an official request must be made to serve beer and wine. Mr. Kaitsa inquired if they have served alcohol at their event before and if there had been any problems. Mr. Lutz informed Council that there had not been any problems with this event in the past. Council all verbally agreed and passed that the Powell Area Chamber of Commerce could serve beer and wine at their upcoming event at the municipal building.

ORDINANCE 2003-55: AN ORDINANCE APPROVING THE PLAT FOR RUTHERFORD ESTATES

SUBDIVISION. City Manager, Steve Lutz reported this plat establishes the street and open spaces for this subdivision which has been approved. The subdivision is located off of Rutherford Road, adjacent to the railroad tracks. Mr. Lutz explained in the ordinance that it is recommending that the final condition, number 11 states that condition number 4 of the final development plan, is removed as a requirement. That condition, number 4, said that at the time of the planning, a lot along the west side of Rutherford Estates Drive be reserved for a possible street connection to Golf Village. To the west of that is a development which has been built and developed by Centex. When this development went through the planning process, the hope was the City could have a conversation with Centex development and see if there was any interest in possibly connecting these two subdivisions. Centex is building that development and it was approved in the township. When the City had the conversations with Centex, due to their lot sales, it wasn't possible for them to lose a lot and put in a connecting road and that is why they are recommending the road requirement removed. Rob Rice, Engineering Director, brought to the attention of Council after working on the street plans for this subdivision and found unorthodox storm water management being proposed. The area in question falls into one block area. Mr. Rice mentioned on the original development plan, all that was shown was a storm water detention pond and now they have proposed a dry detention basin across plots #10, #11, and #12. What the engineering department found was that it is not good engineering practice to propose detention facilities within the properties. With something like that, the department tends to get a lot of phone calls and it becomes a maintenance issue and you have people on their patio's and their lot, all the sudden, starts to fill up with water. It stays wet; it's a problem and not something Mr. Rice would approve. The developer does show a lot, based on their street grades, they showed the storm water routing on coming north on Red Maple and south on Red Maple and eventually goes into the back of three lots. Mr. Rice is suggesting the developer engineer reconsider this and instead of lot #46, incorporate it as a reserve area. Mr. Rice felt this would be more advantageous and more valuable, even though the potential loss of a plot. Mr. Kaitsa asked why they don't run a water line to the pond. Mr. Rice replied that elevation does not permit that and the pond is at a higher elevation making it impossible. Mayor Schultz asked Mr. Rice if he recommended turning lot #46 into a detention area. Mr. Rice replied that yes, he did recommend this or possibly reconfigure some of the lots so not to lose any lots. Mr. Wiencek recalled the storm water actually flowed from west to east and was going through a culvert at the bend of the road and asked aren't the developers actually, in the proposal with the dry detention basin, now routing the water uphill and how is that possible? Mr. Rice responded that no, they weren't routing it up hill, but the stream runs through a particular area, a culvert comes up on the road here and they are proposing a 8 x 3 box culvert and then the other box culvert is in an area Mr. Rice pointed up and continued to explain how it's not possible to route the water up hill to the pond or on Maple Street. Mr. Wiencek inquired about the original plan and that there was some fill of the 100 year flood plain and would it not fill into that and accomplish the same thing as the detention pond? Mr. Rice said on the development plan, they did show a fill area, but not a detention area. Mr. Wiencek asked if they are still proposing to fill in the 100 year flood plain. Mr. Rice answered back that if the detention basin in that area went away, he doubted they would have that. They are permitted to fill in the flood plain area if they get a special flood plain permit. Mr. Lackey asked if Mr. Rice's recommendations don't have to do with the approval of the plat. Mr. Rice answered only to the extent that if we don't want the detention basin to be within private lots and instead of a reserve area, then we can not deny what they are currently proposing. Mr. Lackey said perhaps Council should give this matter one more meeting to allow the developers to work with staff. Mr. Counts asked if a reserve area could be created out of plots #11 and #12 by making them smaller. Does that do anything in terms of lot size for Planning and Zoning? Mayor Schultz asked Mr. Counts if he was saying if they made the reserve on plots #11 and #12, but put it as a reserve instead of keeping it a part of the property. Mr. Rice said that there would still need to get an easement across private lots and he wasn't certain if the developer would be able to accommodate all that and have the minimum lots requirements. Mr. Rice was still worried about the stream and the overland routing going through backyards. Developer Paul Philips expressed surprise over the concerns noted by staff, stating this was the

first time he had been made aware of the problems. Mr. Cline responded to Mr. Philips, recognizing that he was caught off guard and wasn't aware of the problem. He re-iterated that Council had their request to consider this for vote at the next Council meeting and it would be appropriate to work with Mr. Rice to come to a mutual agreeable resolution. Mr. Kaitsa felt he would like to see the developer use the pond for all the storm water. Mr. Rice said that would be impossible. Mayor Schultz felt that whatever the developer and staff could work out that would be normal in the approach for the storm water would be acceptable. Mr. Philips asked if they would waive the 3rd reading and was it necessary tonight or should he wait until next meeting? Mr. Cline answered by saying in Council's packet of requests that they would vote on it at the second meeting and if there were no issues, Mr. Cline would be prepared to vote at the second reading, especially after staff and the developer come up with a solution and there are no other issues. Mr. Kaitsa asked if there were any other issues. Mr. Rice said there were no other issues and this was very unusual situation, but would be happy to work with the developer to find a solution. Mayor Schultz asked if there were any opposition to considering approval of the ordinance at the next meeting if conditions are resolved. George Kaitsa asked if this was the plat that shows the railroad company on the south east corner and is that part of the development. Mr. Rice and Mayor Schultz responded that it was not. Mr. Philips mentioned his development company had approached the railroad company as well to purchase that land, but the price to sell was too steep and the railroad company didn't really want to sell it.

Mayor Schultz opened this item to public comment. Hearing none, he closed the public comment session. The ordinance would be taken to a second reading.

ORDINANCE 2003-56: AN ORDINANCE GRANTING A NON-EXCLUSIVE CABLE COMMUNICATIONS FRANCHISE TO TIME WARNER ENTERTAINMENT COMPANY, L.P. D/B/A TIME WARNER CABLE TO CONSTRUCT, OPERATE AND MAINTAIN A CABLE COMMUNICATIONS SYSTEM IN THE CITY OF POWELL, OHIO; SETTING FORTH CONDITIONS ACCOMPANYING THE GRANT OF THE FRANCHISE; AND PROVIDING FOR THE CITY OF POWELL'S REGULATION AND ADMINISTRATION OF THE CABLE COMMUNICATIONS SYSTEM AND PRESCRIBING PENALTIES FOR VIOLATION OF THE FRANCHISE PROVISIONS. City Manager, Steve Lutz explained in order for cable television companies to operate within municipalities, a franchise is required that identifies the rules and regulations which both the city and cable company have to adhere to. Anymore, the industry is being highly regulated by the Federal government so there isn't a great deal of leeway for either the City or the cable company has regarding the franchise agreements. Mr. Lutz continued to explain how fortunate in Powell that Time Warner has provided excellent cable service. They are continually upgrading their systems, so they have all the bells and whistles we ask for and from a City Manager standpoint, the City rarely gets complaints from residents regarding cable. The City has negotiated a new cable franchise agreement to replace the 1995 franchise agreement. Mr. Lutz introduced representative, Ms. Kim Charles, from the Time Warner Cable to answer questions from the Council. Mr. Lutz did bring up questions he is frequently asked, such as can other cable companies operate in the City? And yes, they can and the City encourages competition, but in reality, cable competition is difficult because if another cable company wanted to come into Powell, they would be required to hook up all the equipment to serve all of the community and they probably get the best they could expect would be to get half of the residents to subscribe. That's why one reason behind all of the regulations that have occurred over the years at the Federal level regarding cable companies and try to give residents and consumers some protection. Mr. Lutz re-introduced Ms. Charles. Ms. Charles presented a re-cap of the proposed agreement with the City. It is a 15-year agreement, which is standard for the industry. Time Warner pays the City a 3% franchise fee for all the cable services Time Warner provides through the cable system. This does not include high speed data because the FCC ruled in 2002 that high speed data is not considered a standard service. The franchise fee will remain at 3%. The term of the agreement is 15 years. There is also a \$40,000 franchise renewal grant for the City, which is payable within 90 days of passage. Mr. Lutz clarified if there is a provision that permits the City to increase the franchise fee up to 5%. Ms. Charles summed up the ordinance by explaining the construction provisions and procedures and that Time Warner was required to follow permit procedures the City currently have in place with any underground or aerial construction, although none is currently planned in Powell. The only way construction would come about is from extended plans such as new housing, annexations, and provisions in the contract says that Time Warner Cable requires them to provide service to those newer areas. Mr. Cline asked if there is any state or federal regulations which require Time Warner to share infrastructure. Ms. Charles said that no, that was not a requirement, although if cable operators reach an agreement, it could be done. Mayor Schultz asked about Time Warner and the requirement to provide basic complimentary service to public buildings? Ms. Charles responded that their general policy was to provide basic complimentary service to all public and private buildings within the City limits. Mr. Lutz said Time Warner has generally provided those services here in Powell. Mr. Seta asked how the transmission of the cable is. Are there dishes? Ms. Charles responded that the cable come from towers and no longer signals. In Golf Village Time Warner would use fiber optic cable. Mr. Counts asked since the old agreement was with Powell Cable, was this agreement entirely different than the federal agreement. Mr. Lutz said he attached the old agreement for the Council to look at. and the federal regulations would be updated. Mr. Counts asked if a 3% franchise fee was typical for communities. City Manager Steve Lutz responded that typically it is 3-5%. Ms. Charles responded that in Delaware and Central Ohio, 3% was typically the range used. Mr. Counts pointed out in

section 8, liability insurance is referenced comprehensive liability insurance as an outdated term and it should read "commercial" liability insurance. Mayor Schultz asked Council if they were comfortable with the text. Members of Council agreed that other than Mr. Counts proposed change, the ordinance looked good. Mr. Lutz recommended to Council to take the ordinance to a second reading and give Mr. Molnar an opportunity to review it closer.

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

ORDINANCE 2003-57: AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2003 AND DECLARING AN EMERGENCY. City Manager, Steve Lutz recognized that additional revenues being created by the City Parks and Recreation program. City Finance Director, Nan Metz presented to Council in section one by the County Auditor, they were certifying the addition of \$12,000 of revenue. Staff originally projected revenue of \$28,000 of program fees and have collected \$40,000 to date and staff is still in the process of collecting additional fees for winter programs. At this point, the Parks and Recreation Director, Jeff Snyder, would need between \$9-15,000 for his remaining winter programs.

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 2003-57. Mr. Kaitsa seconded the motion.

VOTE: Y 7 Y 0

MOTION: Mr. Cline moved to adopt Ordinance 2003-57. Mr. Kaitsa seconded the motion.

VOTE: Y 7 Y 0

ORDINANCE 2003-58: AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2003 AND DECLARING AN EMERGENCY. City Manager, Steve Lutz explained that a part of the City Village Green master plan, there is a path that is shown from south Liberty Street cutting across into the Village Green property and that path is located at 77 South Liberty Street, which is the dentist office. The City has been in negotiations with the dentist to secure an easement across the property to connect Liberty Street to the Village Green. During these negotiations, an agreement was reached that the dentist would donate the property necessary for the easement and the City would conduct an appraisal of the property and receive an appraised value of the property and the dentist could use it as a tax write-off. This \$1100.00 would be used for the City to conduct the appraisal so we can secure the easement across the property. .

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 2003-58. Mr. Kaitsa seconded the motion.

VOTE: Y 7 Y 0

MOTION: Mr. Cline moved to adopt Ordinance 2003-58. Mr. Kaitsa seconded the motion.

VOTE: Y 7 Y 0

ORDINANCE 2003-59: AN ORDINANCE GRANTING AN EASEMENT FOR WATER SERVICE TO DEL-CO WATER CO., INC. AFFECTING A PORTION OF THE POWELL VILLAGE GREEN WITHIN THE MUNICIPALITY OF POWELL AND DECLARING AN EMERGENCY. City Manager, Steve Lutz explained Franko and Murillo would be building an office building on a vacant lot just north of us, which fronts west Olentangy Street. The way the water line is, it would have to be taken from the north side of Liberty Street and taken underneath the street and paver sidewalks to connect with the new construction. The City Engineer, Rob Rice, has expressed concern to the City Manager having this construction underneath the street and sidewalks. The City does have a water line at the north end of our property. Staff is suggesting that Franko and Murillo, with Del-Co, secure an easement to connect our water line into that private property, so as to not disrupt West Olentangy Street or the paver walkways. Mayor Schultz asked if the length was 80 feet by 12 feet wide easement. Mr. Cline asked if staff was recommending that the proposal goes out. Mr. Lutz responded that it was requested by Del-Co and the property owner because of the construction season is winding down and the desire to begin construction.

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 2003-59. Mr. Kaitsa seconded the motion.

VOTE: Y 7 Y 0

MOTION: Mr. Cline moved to adopt Ordinance 2003-59. Mr. Kaitsa seconded the motion.

VOTE: Y 7 Y 0

COMMITTEE REPORTS

Development Committee: Mr. Seta reported Mr. Edsall came up with revised park plan playground for the Ashmoore Park from the suggestions made and made a balance of play equipment to accommodate all ages. Mayor Schultz asked if this happened without a great increase in size of, but putting in the right equipment. Mr. Seta responded with a yes.

Finance Committee: Mr. Kaitsa reported that will be meeting on October 23 and the finance director will be taking a well-deserved vacation. At the 23rd meeting, the committee will be taking a look at the 2004 budget, architect selection process and waiving development fees.

Service Committee: Meeting on the 17th. There will be an update on the signage updates and communications plan.

CITY MANAGERS REPORT -

City Manager, Steve Lutz, had several items to inform Council about. The first is the desire, by staff, to conduct two traffic signal warrant studies. One at Seldom Seen Road and Sawmill Parkway and the second study at Rutherford Road and Sawmill Parkway. When this development was in the township, the county conducted a traffic study about a year and a half ago. Staff's sense is looking at the traffic now, it is probably time that a traffic study warrant is done. Staff contacted the County Engineer, because actually if a signal is warranted at Seldom Seen and Sawmill Parkway, a portion of that is in the county and there would be some cost sharing. Mr. Wienczek asked while we are hiring a traffic engineer, he noted the lines at the four corners are growing once again and it would be prudent to have them make a recommendation for adjusting signal length or for additional turning restrictions while we have them out in Powell. Mr. Lutz responded that the City did conduct a study before putting in the turning restrictions at the four-corners and when we did the last study, the recommendation was to have the turning restrictions for longer hours. He mentioned that if we did another study, staff doesn't know if we'd get the same report, so maybe to take a look at the old report at the next Council. Mr. Lackey thought the traffic study were a good idea, as a bike rider, he finds Sawmill Parkway and some other roads dangerous to cross.

Mr. Lutz noted that in this issue of The Scanner that earlier this year the City had adopted a mandatory sidewalk repair program and the intent was to try and do a small test area this fall prior to doing a full-blown sidewalk program. Due to the work load of implementing a program like that, staff will not be getting it under way this fall, but instead planning to do the first part next spring in 2004. Mr. Seta said he felt Dave Lackey made several good language changes and the time spent on this was well spent.

Mr. Lutz pointed out in the packet, which was discussed at last month's meeting, were bike path connections and a survey form staff asked Council to fill out and return as soon as possible to continue those discussions.

The Community Bonfire is on Saturday, October 18 at Memorial Park from 7-9pm and invited Council to come enjoy the festivities.

The last topic was regarding a memo from Shawn Leininger regarding property maintenance update on 76 Scioto Street, Gary Swackhammer's property. During discussions a month ago with Mr. Swackhammer, Council established some deadlines for completing projects and one of those projects was to complete the barn by September 21, 2003. Staff has enclosed pictures of the barn and it has not been completed yet. When staff spoke with Mr. Swackhammer, he thought the deadline was more of a guideline and that Council was really looking for was everything being completed by May 31, 2004. Based on staff's recollection from minutes, staff was unsure of that and would like Council's help in determining what the goal was. Mr. Wienczek recalled that Council adjusted the first completion date from the 7th to the 31st because Mr. Swackhammer had anticipated we wouldn't do it, so we would not certainly have been adjusting an individual date if they all intended to be guidelines. Mayor Schultz said that Mr. Swackhammer breaks down the major milestones with little milestones and I think that what Dan was saying was true, that Council was looking maybe not precisely when individual walls were done, but rather, when the barn is done or the chicken coop is done. It doesn't mean that if he runs into conditions where it's required to adjust those, but that Council would consider those. Mayor Schultz felt the individual things Council wouldn't be looking at as much as the major completions and wouldn't want staff to spend a lot of time checking on those smaller projects. Mr. Lackey said that separate milestones were set and he has a pattern of not completing his projects. Mr. Wienczek finds it disconcerting that in the span of one month, he's already one month behind. It took two months to not accomplish what he said he could easily do by September 21, which would have been comfortably doable. Mr. Seta pointed out that the chicken coop will now be behind and now all three buildings might not be completed by May. Mr. Counts said that Gary needs to focus on one, sequentially, rather than each all three at one time. Mr. Molnar stepped in to say that zoning officials can take whatever action they want to at this time. Mr.

Kaitsa said he thought the City is interested in getting the work done, but not interested in waiting until May 31, 2004 to see if all the projects get done. Mr. Seta felt torn that on October 7th, and would this be done before cold weather hits. Probably not. The neighbors have been looking at the uncompleted projects for three months and Mr. Seta has a problem with that because limits were set for him to meet. Mr. Kaitsa asked if Mr. Swackhammer followed up with staff. Mr. Lutz replied that staff had a file to follow-up on this in late September and Mr. Swackhammer was notified that this topic would be discussed at tonight's meeting. Mayor Schultz asked if Mr. Swackhammer should come back to Council or direct staff to pursue the violation. Mr. Lackey felt staff should pursue the violations. Mr. Cline recommended to for staff to communicate Council's dissatisfaction with the progress made by Mr. Swackhammer and take whatever action staff deems appropriate and if Council isn't satisfied with staff's action, then Council can take additional action but let staff take a crack at it. It's clear from the minutes provided to Council from Steve, that Council's interpretation of what was said and any reasonable person's interpretation was different from what Mr. Swackhammer is now suggesting was said. Mr. Lutz said staff would update Council at the next meeting about this situation. Mr. Molnar said that staff could notify him now that he was delinquent. One of the problems is the time of year with the weather.

OTHER COUNCIL MATTERS

- Department Reports
- Mr. Kaitsa asked if City Manager, Stephen A. Lutz, would give background information to Council on 22 Liberty Ridge. Mr. Lutz said there is a report Shawn Leininger put together in regards to the condition of that property and Steve is meeting with Mr. Thompson to review his concerns and talk to him about additional concerns and to resolve questions he raised.
- Mr. Wiencek suggested Council to consider a different name for Memorial Park, than Memorial Park, as the original intent was to have a memorial structure, which is no longer in the plan. He suggests we defer to the Parks and Recreation Advisory Board to come up with alternative name suggestions. Mr. Seta said the name discussion went on for months and if we go back to the meeting minutes, we would find many good name suggestions. Mr. Cline suggested the Parks and Recreation Advisory Board to look at this again and have them recommend names.

ADJOURNMENT

Council adjourned at 9:31 p.m.

DATE MINUTES APPROVED: October 21, 2003

Art Schultz 11/5/03
 Art Schultz Date
 Mayor Schultz

Sue D. Ross 11/5/03
 Sue D. Ross Date
 Deputy Clerk of Council

This ordinance or resolution has been posted in three (3) public places as defined in ordinance 94-11 dated 4/3/94 on this date 11/10/03

Shawn Leininger
 City Clerk Deputy

