



**City of Powell, Ohio**  
City Council

**MEETING MINUTES**  
**DECEMBER 21, 2010**

A regular meeting of the Powell City Council was called to order by Mayor Art Schultz on Tuesday, December 21, 2010 at 7:34 p.m. City Council members present included Sara Marie Brenner, Richard Cline, Tom Counts, Don Grubbs, Jim Hrivnak and Brian Lorenz. Also present were Steve Lutz, City Manager; Debra Miller, Finance Director; Jeff Robinson, Public Information Officer; Rob Rice, City Engineer; Chris Huber, Assistant City Engineer; Gene Hollins, Law Director; Susie Ross, City Clerk; members of the Press and interested parties.

**PLEDGE OF ALLEGIANCE**

**CITIZEN PARTICIPATION**

Hearing none, Mayor Schultz closed the Citizen Participation session for items not listed on the agenda.

**SPECIAL AWARD**

Steve Lutz, City Manager, recognized Powell Police Detective Darren Smith for his award from Perry Township of the Law Enforcement Assistance Award. He said recently there has been a rash of burglaries and attempted burglaries which occurred in Powell and surrounding areas. He said thanks to the work of Detective Smith, the case was solved. Gary Vest, Police Chief, said two of the burglaries actually took place at night when people were home. He said Detective Smith worked with Perry Township and Columbus Police Detectives and through the sharing of information, physical evidence and interviews, they were able to identify and arrest two people. He said thirty-one burglaries are tied to the investigation and arrest. Chief Vest said Detectives Smith and Flaherty also assisted with answering phones and taking information regarding the tragedy in Knox County.

**APPROVAL OF MINUTES**

MOTION: Councilman Cline moved to adopt the minutes of December 7, 2010. Councilman Counts seconded the motion. By unanimous consent, the minutes were approved.

**CONSENT AGENDA**

<i>Item</i>	<i>Action Requested</i>
<ul style="list-style-type: none"> <li>• <u>ORDINANCE 2010-62</u> AN ORDINANCE TO GRANT FINAL ACCEPTANCE OF THE PUBLIC IMPROVEMENTS, A PART OF THE 8 NORTH LIBERTY STREET IMPROVEMENT PLANS AS APPROVED ON MARCH 17, 2008 CONSTRUCTED BY STAVROFF LAND DEVELOPMENT COMPANY, INC.</li> </ul>	Adoption
<ul style="list-style-type: none"> <li>• Monthly Building Report</li> </ul>	<i>Receipt of Electronic Report</i>
<ul style="list-style-type: none"> <li>• Monthly Development Report</li> </ul>	<i>Receipt of Electronic Report</i>
<ul style="list-style-type: none"> <li>• Monthly Financial Report</li> </ul>	<i>Receipt of Electronic Report</i>
<ul style="list-style-type: none"> <li>• Monthly Historic Downtown Powell, Inc. (HDPI) Report</li> </ul>	<i>Receipt of Electronic Report</i>
<ul style="list-style-type: none"> <li>• Monthly Police Report</li> </ul>	<i>Receipt of Electronic Report</i>

MOTION: Councilman Cline moved to adopt the Consent Agenda. Councilman Counts seconded the motion. By unanimous consent, the Consent Agenda was adopted; Ordinance 2010-62 was adopted and the Monthly Reports were received.

**FIRST READING: ORDINANCE 2010-60: AN ORDINANCE AMENDING SECTION 905.01 OF THE CODIFIED ORDINANCES OF THE CITY OF POWELL WITH REGARD TO DEFINITIONS FOR THE ANNUAL SIDEWALK REPAIR AND REPLACEMENT PROGRAM.**

*Public Hearing*

Steve Lutz, City Manager, said the Engineering Department is proposing a slight modification to the program. He said Staff worked on new language that will give the Engineer a little more discretion regarding the areas to inspect. He said based on the inspection they will present information to Council to identify the area for repairs for the upcoming year.

Mayor Schultz opened the Public Hearing on this item. Hearing none, he closed the Public Hearing.

Councilman Cline asked for clarification. Rob Rice, City Engineer, said in previous years the inspection area was tied to the street repair program and they found in 2010 there were not many sidewalks associated with those streets. He said this allows discretion so it is not so restrictive. Councilman Counts said this was discussed by the Operations Committee and received unanimous approval.

MOTION: Councilman Cline moved to suspend the rules in reference to Ordinance 2010-60. Councilman Counts seconded the motion.

VOTE: Y 7 N 0

MOTION: Councilman Cline moved to adopt Ordinance 2010-60. Councilman Counts seconded the motion.

VOTE: Y 7 N 0

**FIRST READING: ORDINANCE 2010-61: AN ORDINANCE TO REPEAL ORDINANCE 2010-56 MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2010.**

Mr. Lutz said as Finance Staff was reviewing this ordinance they noted it was a duplicate of actions taken previously by City Council. He said to clean up the books they thought it best to repeal the ordinance.

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

MOTION: Councilman Cline moved to suspend the rules in reference to Ordinance 2010-61. Councilman Counts seconded the motion.

VOTE: Y 7 N 0

MOTION: Councilman Cline moved to adopt Ordinance 2010-61. Councilman Counts seconded the motion.

VOTE: Y 7 N 0

**COMMITTEE REPORTS**

**Development Committee:** Councilman Hrivnak said they met in December and discussed downtown parking. *Next Meeting: January 5<sup>th</sup>, 6:30 p.m.*

**Finance Committee:** No report. *Next Meeting: tbd*

**Operations Committee:** No report. *Next Meeting: January 18<sup>th</sup>, 7:00 p.m.*

**Planning & Zoning Commission:** No report. *Next Meeting: January 12<sup>th</sup>, 7:00 p.m.*

**Powell CIC:** Councilman Hrivnak said they met this week and received the construction update on the Business Incubator. He said the work should be completed by late January. He said they discussed one pending agreement. Councilwoman Brenner said they also decided to move forward with a logo contest. *Next Meeting: January 25<sup>th</sup>, 6:30 p.m.*

**Budget Advisory Group:** No report. *Next Meeting: January 11<sup>th</sup>, 7:00 p.m.*

**High School Advisory Board:** No report. *Next Meeting: January 4<sup>th</sup>, 3:00 p.m.*

**CITY MANAGER'S REPORT**

Mr. Lutz said the next Council meeting is scheduled for Wednesday, January 5<sup>th</sup>. He said if there are no items on the agenda the meeting will be cancelled.

**OTHER COUNCIL MATTERS**

There were none.

**ADJOURNMENT**

MOTION: Councilman Cline moved to adjourn the meeting at 7:47 p.m. Councilman Counts seconded the motion.

VOTE: Y 7 N 0

**DATE MINUTES APPROVED: January 18, 2011**

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Art Schultz  
Mayor

Date

\_\_\_\_\_  
Sue D. Ross  
City Clerk

Date

**City Council**

Art Schultz, Mayor

Sara Marie Brenner

Richard Cline

Tom Counts

Don Grubbs

Jim Hrivnak

Brian Lorenz