

# RECORD OF PROCEEDINGS

Minutes of

Dublin City Council

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

December 10, 2012

Held

20

Mayor Lecklider called the Monday, December 10, 2012 Regular Meeting of Dublin City Council to order at 6:45 p.m. at the Dublin Municipal Building.

Council members present were Mayor Lecklider, Vice Mayor Salay, Mrs. Boring, Ms. Chinnici-Zuercher, Mr. Gerber, Mr. Keenan and Mr. Reiner.

## **ADJOURNMENT TO EXECUTIVE SESSION**

Mayor Lecklider moved to adjourn to executive session to discuss legal matters (to confer with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action) and land acquisition matters (to consider the purchase of property for public purposes).

Vice Mayor Salay seconded the motion.

Vote on the motion: Mr. Reiner, yes; Mr. Keenan, yes; Mr. Gerber, yes; Mrs. Boring, yes; Ms. Chinnici-Zuercher, yes; Vice Mayor Salay, yes; Mayor Lecklider, yes.

The meeting was reconvened at 7:15 p.m.

## **PLEDGE OF ALLEGIANCE**

Mr. Gerber led the Pledge of Allegiance.

## **ROLL CALL**

Present were Mayor Lecklider, Vice Mayor Salay, Mrs. Boring, Ms. Chinnici-Zuercher, Mr. Gerber, Mr. Keenan and Mr. Reiner.

Staff present were Ms. Grigsby, Mr. Smith, Mr. McDaniel, Ms. Mumma, Mr. Foegler, Ms. Crandall, Ms. Puskarcik, Ms. Ott, Mr. Earman, Mr. Hammersmith, Mr. Langworthy, Mr. Hahn, Mr. Harding, Mr. Thurman and Ms. Ruwette.

## **PRESENTATIONS**

- Quarterly Update from Dublin Convention & Visitors Bureau – Scott Dring, Exec. Director

Mr. Dring noted that nearly 18 months ago, the Bureau began working collaboratively with City Council, Dublin staff, Dublin City Schools and Nationwide Children's Hospital Sports Medicine group to attract one of the largest football camps in the U.S. and North America. He introduced representatives from Nationwide Children's Hospital, noting they have been a tremendous partner in helping with securing this event. He introduced Doug Berman to make a special announcement.

Doug Berman, Chairman of All American Games noted he is accompanied by Nate Seamon, Vice President for major events and Matt Derrizo, regional director for Football University. He is pleased to announce that the Top Gun Football University Camp is coming to Dublin on July 18-20 and July 22-24, 2013. He then provided a brief history of the All-American Bowl, which is now the U.S. Army All-American Bowl, played every January and televised on NBC. A few Ohio State standouts have played in this game, including Ted Ginn and Beanie Wells. There are four U.S. Army All-Americans from Ohio this year, and five Ohio State commits. About six years ago, they recognized there were huge variations in techniques and so they founded Football University – a technique-focused camp taught by current and ex-NFL coaches exclusively. It has expanded to 35 markets across the U.S., and camps are offered in Canada and Europe as well. The Top Gun Football University Camp has grown and now involves 800 6<sup>th</sup> – 8<sup>th</sup> graders and 800 9<sup>th</sup> – 11<sup>th</sup> graders of the best players from across the country. The camp requires 5,000 plus hotel room nights. The Convention Bureau has worked to marshal all resources needed to support the Top Gun Football Camp, and Dublin Schools, Nationwide Children's Hospital Sports Medicine have worked to support them as well. He hopes that everyone comes to visit the camp in July and observe the players. He distributed Adidas shirts to the Council Members and presented the Mayor with a football helmet. He thanked everyone and noted they are very excited to be coming to Dublin in July of 2013. Mayor Lecklider invited Council members to comment.

# RECORD OF PROCEEDINGS

Minutes of

Dublin City Council

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

December 10, 2012

Page 2

Held

20

Mrs. Boring noted that she is aware there is a regional football camp being held in Dublin as well.

Mr. Berman confirmed this is correct, and it will be an Ohio Regional Football Camp and will be held at Dublin Scioto High School. He noted that the coaches involved in their programs are passionate about the game and skilled in the techniques they are teaching the players.

Mr. Reiner asked if OSU Coach Urban Myer who lives in Dublin will be involved in the camp.

Mr. Berman responded that would be determined by the NCAA and their rules. They work closely with the NCAA to ensure there are no violations of their rules.

Mayor Lecklider thanked the community partners who are working to support this endeavor, noting that there is much interest and passion for football in the Central Ohio area and the Dublin community.

## **CITIZEN COMMENTS**

Mr. Maurer, 7451 Dublin Road noted that a sculptor is now working on the next public art piece – the town pump. He recalled that the original town pump in the central part of Dublin was a frequent stop for those traveling through Dublin and in need of a drink of water. He also recalls that Council recently approved use of the City's fiber optic network for the Nestle Corporation in conjunction with an economic development incentive. He has since learned that the Nestle' Corporation is aggressively promoting bottled water for drinking. At some point, what that causes -- locally and globally -- is poor people will not be able to afford drinking water. While poverty is not a large topic in Dublin, there are points of poverty in all communities. Nestle' Corporation is promoting bottled water aggressively, over the protests of countries around the globe. Perhaps Council could reconsider the incentives offered to Nestle' unless the corporation ceases this promotion of bottled drinking water. It is a tough issue, but morally it is an easy one.

## **CONSENT AGENDA**

Mayor Lecklider noted that five items are proposed for action on the consent agenda. He asked whether any Council member requests removal of an item for further consideration under the regular agenda.

Hearing none, Mayor Lecklider moved approval of actions requested for the five items as proposed on the consent agenda.

Mr. Reiner seconded the motion.

Vote on the motion: Vice Mayor Salay, yes; Mr. Reiner, yes; Mr. Keenan, yes; Ms. Chinnici-Zuercher, yes; Mrs. Boring, yes; Mr. Gerber, yes; Mayor Lecklider, yes.

## **Approval of Regular Meeting Minutes of November 19, 2012**

### **Ordinance 74-12 (Introduction/first reading)**

Amending Section 2 (Wage & Salary Structure/Administration) of Ordinance No. 73-06 ("Compensation Plan for Non-Union Personnel) (Second reading/public hearing January 14, 2013 Council meeting)

### **Resolution 69-12 (Introduction/Vote)**

Requesting the Delaware, Franklin and Union County Auditors to Draw Money that May Be in the County Treasuries and to Issue a Draft to the Director of Finance of the City of Dublin for any Money that May Be in the Accounts for the City of Dublin.

### **Resolution 70-12 (Introduction/Vote)**

Accepting the Lowest/Best Bid for the Light Emitting Diode Street Light Retrofitting Project.

### **Resolution 71-12 (Introduction/Vote)**

Authorizing the City Manager to Enter into an Agreement with the City of Columbus for Water Line Locating Services for 2013.

Held \_\_\_\_\_

20 \_\_\_\_\_

**SECOND READING/PUBLIC HEARING - ORDINANCES**

**Ordinance 67-12**

**Adopting the Annual Operating Budget for the Fiscal Year Ending December 31, 2013, and Declaring an Emergency.**

Ms. Mumma noted that the budget workshops were held in November, and staff is now requesting adoption of the operating budget by emergency action. The staff report outlines any adjustments made, based on discussions and direction given at the workshops. In addition, there are follow-up items that are either addressed in the staff report or will be addressed in the coming months. She offered to respond to questions.

Mrs. Boring stated that the report indicates some information will be brought back to Council in the first quarter of 2013. Is there any reason the information cannot be provided in January versus in the first quarter?

Ms. Mumma responded that Finance worked with the various departments on these follow-ups and will determine whether the reports can be expedited. In some cases, there is information needed from other entities. Is there a particular item she is referencing?

Mrs. Boring stated that the follow-up information regarding the historical markers is of interest to her, and she would like this at an earlier date.

Ms. Grigsby responded that staff can at a minimum provide information on the process involved in obtaining these reports if it is not possible to provide the report in January.

Mrs. Boring noted that information on the legal services topic is indicated as coming in the second quarter, but it would be helpful to have updates on the process prior to that time.

Ms. Grigsby noted that these items will also be added to the project monitoring tool so that they can be closely tracked.

Wallace Maurer, 7451 Dublin Road stated that his questions relate to The Presidents Cup. He is aware that this event involves American players and all players around the globe, except for Europeans. His question is with the name, and who or what presidents are referred to in the name, "The Presidents Cup."

Ms. Grigsby responded that Ms. Puskarcik can provide that information to Mr. Maurer.

Mr. Maurer noted that there is an apostrophe missing in the event title.

Mayor Lecklider noted that the PGA does not include an apostrophe in the title of this event.

Ms. Puskarcik noted that the current President of the United States is the president referred to in The Presidents Cup title.

Vice Mayor Salay moved for emergency passage of Ordinance 67-12.

Ms. Chinnici-Zuercher seconded the motion.

Vote on the motion: Mayor Lecklider, yes; Vice Mayor Salay, yes; Mr. Gerber, yes; Mrs. Boring, yes; Mr. Keenan, yes; Mr. Reiner, yes; Ms. Chinnici-Zuercher, yes.

Vote on the Ordinance: Ms. Chinnici-Zuercher, yes; Mr. Reiner, yes; Vice Mayor Salay, yes; Mr. Gerber, yes; Mrs. Boring, yes; Mr. Keenan, yes; Mayor Lecklider, yes.

**Ordinance 69-12**

**Authorizing the City Manager to Execute a Real Estate Purchase Agreement with American Electric Power Conveying Certain Property Located in the City of Dublin, County of Franklin, State of Ohio, to be Used by American Electric Power for the Construction and Operation of an Electrical Substation.**

Mr. McDaniel reported there is no additional information to report. He offered to respond to any questions.

# RECORD OF PROCEEDINGS

Minutes of

Dublin City Council

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

December 10, 2012

Page 4

Held

20

Wallace Maurer, 7451 Dublin Road asked for clarification about the fact that this property has been sold to AEP for \$10. What is the basis for this sale price?

Mr. McDaniel responded that the price is established to entice AEP to invest \$19 million in transmission upgrades and a new substation. This will provide a new substation in the West Innovation District at Houchard Road, which is also a Job Ready Site. The City is working to incentivize AEP to build this substation at a faster pace than typically planned by AEP. This will also set the conditions for additional circuitry in that area. AEP had previously planned to build a substation on a site fronting SR 161 in the same general vicinity. Staff did not believe it was in the best interests of the City to have the substation located on the frontage property and therefore the City agreed to site the facility deeper within the Houchard Road property.

Vote on the Ordinance: Mayor Lecklider, yes; Mr. Keenan, yes; Vice Mayor Salay, yes; Mrs. Boring, yes; Mr. Gerber, yes; Mr. Reiner, yes; Ms. Chinnici-Zuercher, yes.

## **Ordinance 70-12**

### **Authorizing the Appropriation of a 0.113 Acres (with 0.06 Acres Present Road Occupied), More or Less, Fee Simple Interest from the Asman Land Co., Ltd.**

Mr. McDaniel stated there is no additional information to report on this item.

Vote on the Ordinance: Ms. Chinnici-Zuercher, yes; Mr. Reiner, yes; Mr. Gerber, yes; Mr. Keenan, yes; Vice Mayor Salay, yes; Mayor Lecklider, yes; Mrs. Boring, yes.

## **Ordinance 71-12**

### **Authorizing the City Manager to Execute Necessary Conveyance Documentation to Accept the Dedication of a 0.136 Acres, More or Less, Fee Simple Interest, from the Washington Township Board of Trustees.**

Ms. Ott stated that this dedicates right-of-way near Station #92 to add a northbound right turn lane on Riverside Drive onto Hard Road.

Mrs. Boring asked how this impacts the bikepath being established in this location.

Ms. Ott responded that the path will need to be reconstructed to the east in order to accommodate the turn lane.

Mrs. Boring asked if it will impact the existing stone walls.

Ms. Ott responded that it should not, but the engineering has not been completed at this time.

Mrs. Boring asked if the dedication will provide adequate land to relocate the path.

Ms. Ott responded that the intent is to ensure the shared use path remains at this location, although it may require some reconstruction.

Mr. Keenan noted that the stone wall can also be reassembled, if it is impacted.

Ms. Ott confirmed that is correct.

Mayor Lecklider asked how much stacking will be available with this turn lane addition.

Ms. Ott responded that Engineering indicates 250 to 300 feet of stacking distance will be available in the lane.

Vote on the Ordinance: Mayor Lecklider, yes; Mr. Reiner, yes; Mr. Keenan, yes; Mr. Gerber, yes; Mrs. Boring, yes; Ms. Chinnici-Zuercher, yes; Vice Mayor Salay, yes.

## **INTRODUCTION/FIRST READING – ORDINANCES**

### **Ordinance 72-12**

#### **Amending the Annual Appropriations for the Fiscal Year Ending December 31, 2012.**

Vice Mayor Salay introduced the ordinance.

Held \_\_\_\_\_

20 \_\_\_\_\_

Ms. Mumma stated that this is the final appropriation amendment request for 2012. Staff is requesting that Council dispense with the public hearing so that the ordinance is effective immediately.

Mr. Keenan moved to dispense with the public hearing.

Vice Mayor Salay seconded the motion.

Vote on the motion: Ms. Chinnici-Zuercher, yes; Vice Mayor Salay, yes; Mayor Lecklider, yes; Mrs. Boring, yes; Mr. Gerber, yes; Mr. Keenan, yes; Mr. Reiner, yes.

Vote on the Ordinance: Mr. Gerber, yes; Vice Mayor Salay, yes; Mrs. Boring, yes; Mr. Reiner, yes; Mr. Keenan, yes; Mayor Lecklider, yes; Ms. Chinnici-Zuercher, yes.

**Ordinance 73-12**

**Establishing Appropriations Based on the 2013 Operating Budget of the City of Dublin, State of Ohio, for the Fiscal Year Ending December 31, 2013.**

Vice Mayor Salay introduced the ordinance.

Ms. Mumma noted that this ordinance establishes the appropriations based on the 2013 operating budget. Staff is requesting that Council dispense with the public hearing.

Mr. Keenan moved to dispense with the public hearing.

Ms. Chinnici-Zuercher seconded the motion.

Vote on the motion: Mr. Gerber, yes; Mr. Reiner, yes; Vice Mayor Salay, yes; Mrs. Boring, yes; Mayor Lecklider, yes; Mr. Keenan, yes; Ms. Chinnici-Zuercher, yes.

Vote on the Ordinance: Mrs. Boring, yes; Ms. Chinnici-Zuercher, yes; Mr. Gerber, yes; Mr. Reiner, yes; Vice Mayor Salay, yes; Mayor Lecklider, yes; Mr. Keenan, yes.

**Ordinance 75-12**

**Authorizing the City Manager to Enter into a Real Estate Purchase Agreement with Tuller Henderson LLC and Invictus Land Holding LLC, and Declaring an Emergency.**

Vice Mayor Salay introduced the ordinance.

Mr. McDaniel stated that the following:

- This ordinance authorizes a real estate purchase agreement with Tuller Henderson LLC and Invictus Land Holding LLC for land and site improvements generally in the vicinity of the Digger and Finch restaurant. The area is depicted in the staff report (shown on the screen). He shared a slide of the site and surrounding area.
- The purchase of these properties is intended to secure green space along the Scioto riverfront to provide the option to develop a park and/or allow the potential relocation of Riverside Drive. Council's action to secure this property would be consistent with the vision for the Bridge Street Corridor.
- The land acquisition proposed consists of 12.30 +/- acres, as depicted on the graphic. This land acquisition consists specifically of OS1, 2, 3, 4 and also includes right-of-way 3, 4 and the Digger and Finch location of 1.27 acres. Right-of-way 2 is referenced as well as part of the purchase as realigned Riverside Drive, should Council decide to relocate the road in the future.
- The purchase price of the land itself is \$2,318,191 and the land price paid per acre is about seven percent above the appraised value of \$180,000 per acre. This purchase will be paid from the Parkland Acquisition Fund.
- The right-of-ways are noted as RW1 through 10. Certain rights-of-way will be dedicated by developers at this time, including rights-of-way 4, 5, 6, 7, 8, 9 and 10. Those are generally associated with future development. (He pointed these out on the slide.) Staff anticipates keeping Council fully advised of these right-of-way dedications as they move forward.
- The topography on the site includes a 35-40 foot drop from existing Tuller Ridge Drive to the existing Riverside Drive. Therefore, the right-of-way dedications relative to the interior of the future development would be discussed as part of any proposed future development. Right-of-way 9 is to be dedicated as part of this agreement. Right-of-way 6 was included as part of the preliminary development plan for the skilled nursing facility and will be

# RECORD OF PROCEEDINGS

Held \_\_\_\_\_

20 \_\_\_\_\_

discussed as part of the final development plan when that is brought forward. He cautioned that this right-of-way as well is under discussion relative to the final engineering and site design of the skilled nursing facility. There may be some flexing as details go forward.

- The acquisition also includes the purchase of the restaurant itself with associated land totaling approximately 1.27 acres. The purchase price of the restaurant is \$1,210,000, which is 10 percent above the City's appraised value of \$1,100,000. This portion of the property would be paid for by the Capital Improvements Tax Fund. The disposition of this property would be determined by Council at a later date as it contemplates short-term and long-term uses and timing of these uses relative to development of the site and associated adjacent sites.
- The total purchase price authorized by this legislation is therefore \$3,528,191.
- The sellers are also agreeable to selling to the City OS5 and OS6. There is agreement in concept, but the purchase will be delayed as plans come forward for the adjoining development to the south. Staff is not certain of the location of the potential entrance road from the connector. Therefore, staff has committed to the owner the purchase of this land at a later date. If the development proposed to the south wants to develop closer to the roadway, they could purchase this land as well. At a minimum, staff would bring this back to Council at a later date to secure the greenway from the river further to the east.
- The emergency nature of this ordinance relates to the ongoing safety issues that are under consideration as a part of any change to Riverside Drive and associated intersections that currently exist or may exist in the future. Also, the sellers are agreeable to this real estate purchase at the agreed upon price, but only if the closing takes place by the end of 2012.
- There are also several pending opportunities for economic development.
- Staff is requesting passage by emergency tonight. The seller reserves the right to cancel the contract should the closing not occur by the end of the year.
- Staff continues to develop conceptual plans and ideas, together with the consultants and potential developers, and will bring those forward to Council.

He offered to respond to questions. He recognized Mr. Vrable, who is present tonight, and acknowledged his cooperation in this process.

Mr. Vrable and Mr. Muckle indicated they do not plan to testify tonight.

Mr. Keenan stated that after years of visioning and discussion, this is the first visible acquisition in the Bridge Street District. He is very pleased and excited about this opportunity. He acknowledged Mr. McDaniel for his work and Mr. Vrable for his cooperation.

Mrs. Boring stated that she generally does not support emergency action at the first reading, but in this case, there is only one December meeting of Council. She echoed Mr. Keenan's comments, noting this is an important step in achieving the vision. She therefore will support the emergency action.

Ms. Chinnici-Zuercher moved to dispense with the public hearing and treat this as emergency legislation.

Mr. Keenan seconded the motion.

Vote on the motion: Mayor Lecklider, yes; Mrs. Boring, yes; Vice Mayor Salay, yes; Mr. Reiner, yes; Mr. Gerber, yes; Mr. Keenan, yes; Ms. Chinnici-Zuercher, yes.

Vote on the Ordinance: Mr. Reiner, yes; Mayor Lecklider, yes; Ms. Chinnici-Zuercher, yes; Mr. Keenan, yes; Mr. Gerber, yes; Mrs. Boring, yes; Vice Mayor Salay, yes.

Held \_\_\_\_\_

20 \_\_\_\_\_

**Ordinance 76-12**

**Authorizing the City Manager to Execute All Necessary Conveyance Documentation to Acquire 1.845 Acres, More or Less, in Fee Simple for Right-of-Way and .395 Acres, More or Less, in Easement for General Utilities from John W. McKitrick, and Declaring an Emergency.**

(Request to dispense with public hearing)

Vice Mayor Salay introduced the ordinance.

Mr. McDaniel stated that this acquisition relates to the construction of Emerald Parkway Phase 8. The City will acquire right-of-way and utility easement from Mr. McKitrick as outlined on the maps accompanying the staff report. The City's appraised value of this property was \$192,000. The City has agreed to a purchase price of \$204,250, which is 6.4 percent above the appraised value. In addition, the City is requesting emergency passage related to construction of this roadway and overall safety of the street system, and in order to close on the purchase by the end of 2012. He offered to respond to any questions.

Vice Mayor Salay asked how many pieces remain to be acquired for Emerald Parkway Phase 8.

Mr. McDaniel responded that in January, staff will bring forward another acquisition in the form of a land swap. One other piece on the far west end along Riverside Drive remains to be acquired and negotiations are ongoing at this time. Therefore, there are two additional acquisitions needed for this project.

Mr. Reiner asked about timing of the construction of the roadway for Emerald 8.

Mr. McDaniel responded that this project will begin in 2013.

Ms. Grigsby stated that the relocation of utilities is being coordinated in the Bright Road area. Staff anticipates working with the utility companies on this in the first quarter of 2013. The bid process and construction of the project would occur in the fall of 2013. This is a long awaited project, and staff has worked closely with the individual property owners involved. Staff is looking forward to completion of this final phase of Emerald Parkway.

Mr. Reiner asked if there are any pending office developments for this parcel at this time.

Ms. Grigsby responded that nothing is pending at this time.

Vice Mayor Salay moved to dispense with the public hearing and treat this as emergency legislation.

Mr. Reiner seconded the motion.

Vote on the motion: Mr. Reiner, yes; Mayor Lecklider, yes; Mrs. Boring, yes; Vice Mayor Salay, yes; Mr. Gerber, yes; Ms. Chinnici-Zuercher, yes; Mr. Keenan, yes;

Vote on the Ordinance: Ms. Chinnici-Zuercher, yes; Mr. Reiner, yes; Mayor Lecklider, yes; Mrs. Boring, yes; Vice Mayor Salay, yes; Mr. Gerber, yes; Mr. Keenan, yes.

**OTHER**

- Tree Replacement Fee Waiver Request - Master Maintenance Inc., 6200 Wilcox Road

Mr. Smith stated that this request for waiver of the tree replacement fee was filed previously on behalf of Master Maintenance by Mr. Cline. Mr. Cline is present tonight. All of the work on the site has now been completed – the site has been cleaned up; the south side of the building has been finished; the issue with AEP has been resolved and connections have been made; and the poles and the guardrail have been removed from the site. Based upon this, staff has had discussion with Mr. Cline who has agreed that his client would request a 50 percent waiver of the fee – if Council is in agreement.

# RECORD OF PROCEEDINGS

Minutes of

Dublin City Council

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

December 10, 2012

Page 8

Held

20

Chris Cline, Blaugrund law firm noted that Mr. Smith's statements are accurate. He added that as of last week, the cost of the conversion totalled approximately \$98,376. His client would be pleased if Council would give consideration to a 50 percent waiver of the fee.

Mayor Lecklider moved to approve a 50 percent waiver of the \$8,000 tree replacement fee, based on the staff recommendation and the fact that Master Maintenance has completed the work on the site in the past 30 days as described.

Mr. Keenan seconded the motion.

Vote on the motion: Mrs. Boring, yes; Mr. Gerber, yes; Mayor Lecklider, yes; Mr. Reiner, yes; Ms. Chinnici-Zuercher, yes; Vice Mayor Salay, yes; Mr. Keenan, yes.

## STAFF COMMENTS

Ms. Grigsby reported:

1. The packet included a letter from Peg Alexis of the Riverside Woods Homeowners Association. Staff has continued to work with the residents on some adjustments to the traffic circles on the cul de sacs and is continuing to explore options. Staff has relayed information to the HOA representatives that the project would likely be completed late in 2013. Based upon discussion in the last few days, staff is continuing to review options and follow up with the HOA. They hope to come to agreement with the HOA early in 2013 and then proceed with construction in spring or summer in conjunction with the annual Street Maintenance Program.
2. Last week, a reception was held in recognition of Mr. Harding's retirement. She thanked Mr. Harding for his efforts over many years. He has been instrumental in setting the foundation for the City and his work is much appreciated.

Mayor Lecklider invited Mr. Harding to comment.

Mr. Harding stated he is fortunate to have worked for the City of Dublin for over 26 years. He considers it an honor and privilege to have served this organization and this community for that period of time. He thanked Council for the recognition and support they have given him.

Mayor Lecklider noted that the legacy Mr. Harding leaves this organization and community – the significant policies he has helped to develop, the excellent hires of employees, the support to Council in the selection of three City Managers – is valued. Mr. Harding's steady support in these matters is greatly appreciated by Council.

Mr. Reiner acknowledged Mr. Harding's leadership in the Healthy Dublin initiative, and especially the way he served as a personal role model for healthy living. He appreciates all of his dedication.

Mrs. Boring stated that Mr. Harding has helped to establish policy for the City in Human Resources matters. He served the City in the years of very rapid growth and has helped the City stay current in training and development over his career with Dublin. She wished him the best in his retirement!

3. Noted that a memo was included in the packet regarding 2013 compensation for non-bargaining unit employees, together with a staff report and recommendation with regard to implementing the pay adjustments for this group. Staff has identified an option of accelerating the pay adjustments for non-bargaining units from March 1 to January 1.

Ms. Chinnici-Zuercher moved to accelerate the pay adjustments for the non-bargaining unit employees from March 1, 2013 to January 1, 2013.

Mr. Keenan seconded the motion.

Vote on the motion: Mrs. Boring, yes; Vice Mayor Salay, yes; Mayor Lecklider, yes; Ms. Chinnici-Zuercher, yes; Mr. Reiner, yes; Mr. Gerber, yes; Mr. Keenan, yes.

Mayor Lecklider noted that the packet included a draft letter to be sent to Columbus City Council regarding the proposed Avery Road rezoning in the City of Columbus. He suggests that the letter be sent, and invited Council comments.

It was the consensus of Council to send the letter as drafted from Dublin City Council to Columbus City Council.

# RECORD OF PROCEEDINGS

Minutes of

Dublin City Council

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

December 10, 2012

Page 9

Held

20

Mayor Lecklider commented that information was included in the packet regarding the Columbus 2020 global economic development engagement with Japan. Staff is seeking feedback from Council regarding whether they support continuing this effort. Ms. Chinnici-Zuercher asked if the funding for this program was part of the operating budget for 2013.

Ms. Grigsby responded that funds are programmed for this item in 2013.

It was the consensus of Council to continue with the Columbus 2020 global economic development engagement as funded in the 2013 operating budget.

## COUNCIL COMMITTEE REPORTS

- Finance Committee Recommendations for Hotel/Motel Tax Grants and Policy Changes for Administration of Hotel/Motel Tax Grants

Ms. Chinnici-Zuercher, Finance Committee Chair reported that she and Committee Member Gerber met on November 26 to review the applications. Mr. Keenan was out of town and could not attend. She noted the following:

- The Dublin Arts Council has requested withdrawal/postponement of consideration of their application for the Community Research Project. They will return, if necessary, after January 1, 2013.
- Council had previously committed funding of \$25,000 for the bid application for the Top Gun Football Camp in Dublin. The Camp will now come to Dublin and therefore the \$25,000 commitment is to be paid by the City.
- Last year, the Committee noted that several grant applications are submitted each year and are routinely approved by Council. The Committee requested that staff administratively review these applications and submit a recommendation for ratification by the Finance Committee and that the applicants not be required to appear before the Committee.

She moved approval of the following recommendations of the Finance Committee:

1. Approval of cost of City services, not to exceed \$10,000 - Arthritis Foundation - Classic Auto Show (Administratively reviewed)
2. Approval of cost of City services, not to exceed \$5,000 - Club Ohio Soccer - Nike Challenge Cup
3. Approval of \$7,500 (50% matching funds from the DCVB operating budget) - Dublin Convention & Visitors Bureau Irish Experience Grant Program

She noted that this program will encourage restaurants and merchants to request funding to support additional activities to enhance the Irish-themed marketing by the DCVB. It is an innovative concept that the DCVB has proposed to encourage visitors to the City and generate hotel-motel tax revenue.

4. Approval of cost of City services, not to exceed \$1,000 - Dublin Jerome High School - Homecoming Parade
5. Approval of cost of City services, not to exceed \$5,750 - Dublin Kiwanis Frog Jump (Administratively reviewed)
6. Approval of cost of specifically outlined costs, not to exceed \$5,000 - Dublin Scioto High School Lacrosse Boosters Tournament
7. Approval of goals and specifically outlined costs, not to exceed \$16,832 - Dublin Soccer League - Charity Cup (Administratively reviewed)
8. Approval of cost of City services, not to exceed \$19,500 - Dublin Youth Athletics - Wayne Williams Memorial Tournament (Administratively reviewed)
9. Approval of cost of City services, not to exceed \$3,500 with the stipulation that 2013 is the final year of hotel/motel tax funding for this event - Kiwanis Club of Greater Dublin Teen Driving Rodeo

# RECORD OF PROCEEDINGS

Minutes of

Dublin City Council

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

December 10, 2012

Page 10

Held

20

She noted that the Kiwanis Club of Greater Dublin was notified this is the final year that the City will provide funding for this project. The project has attracted 190 students, but many are not from Dublin and the Committee believes the organization should seek funding from the Kiwanis organizations and local governments of other communities whose students are participating in the program. The grant funding is used to pay for overtime for Police staffing.

10. Approval of specific services, not to exceed \$7,700 - Ohio Premier Girls Soccer Club OP Invitational Soccer Tournament

11. Approval of grant not to exceed \$20,000 – Historic Dublin Business Association Engagement Campaign (Administratively reviewed)

12. Approval of grant of \$25,000 for the 2013 Football University Top Gun Camp

13. Denial of grant for National Intercollegiate Flying Association – SAFECON 2013 – due to previous lack of compliance with grant guidelines

She explained that this organization has previously submitted grant applications, but has never accessed the grant monies due to lack of compliance with the reporting requirements. Therefore, the Committee recommends denial of this grant application.

14. Postponement of review or action on the Dublin Arts Council Community Research Project

15. Approval of Policy Changes regarding follow-up reporting and administrative denial of grant applications

She explained that the recommendation is for the deadline for a follow-up report to be changed from 30 days to 60 days following the completion of the event. If this date cannot be met, a request for an extension must be submitted to the Director of Taxation. Failure to meet this deadline and/or submit required documentation will automatically exclude the organization from the hotel/motel tax grant process the following year. Because this would have the potential to exclude the applicant the following year, staff recommends the follow-up report deadline be extended from the current 30 days to 60 days.

Approval is also requested for staff to administratively review and deny hotel/motel tax grant applications prior to the Finance Committee meeting (applications would continue to be submitted to the Committee for ratification as are the administratively reviewed/approved applications).

Mr. Gerber seconded the motion to approve the Committee recommendations.

Mrs. Boring stated that she appreciates the Committee's efforts in this review. She noted that the Committee minutes emphasized the importance of notification of the appropriate individuals in regard to the grant applications.

Vote on the motion: Mayor Lecklider, yes; Mr. Gerber, yes; Mr. Keenan, yes; Mr. Reiner, yes; Ms. Chinnici-Zuercher, yes; Vice Mayor Salay, yes; Mrs. Boring, yes.

## **COUNCIL ROUNDTABLE**

Ms. Chinnici-Zuercher reported:

1. The MORPC search committee has completed its work on the search for a new Executive Director and made recommendation to the Administrative Committee of MORPC. Ms. Grigsby services on the Administrative Committee. A MORPC Board meeting is scheduled on Thursday, and a public announcement is expected regarding the new Executive Director who will assume the role in the latter part of January.
2. She and Mrs. Boring attended the National League of Cities conference recently held in Boston. They participated in the Green Tour to visit three LEED

# RECORD OF PROCEEDINGS

Minutes of

Dublin City Council

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 1D1-48

December 10, 2012

Page 11

Held

20

certified buildings. One of particular interest had wonderful roof plantings and was done by a private developer who invested \$600 million to build this building, which is now 100 percent occupied. In some cities, there remain willing investors who continue to build and profit.

Mr. Reiner noted he will defer to Mr. Gerber in regard to the dedication of soccer fields at Avery Park in honor of Captain Nick Rozanski.

Mrs. Boring reported:

1. She also attended the NLC conference in Boston and participated in tours of neighborhood revitalization. She, too, was impressed with the level of investment being made and was informed that the City's high rates of hotel-motel taxes are a factor.
2. Ms. Chinnici-Zuercher was elected to the Board of Women in Municipal Government. She congratulated her on her election to the Board.
3. Asked if the City considers other alternatives for health care plan providers each year.

Ms. Grigsby stated that she is not certain of the current term of the contract, but periodically, the City issues an RFP to review options. Staff does monitor this closely.

4. Spoke to a representative from Waste Zero who presented at the NLC conference. There was recent Council discussion about encouraging more recycling, perhaps with a sticker system for trash receptacles. The presenter indicated that they recommend a bag system instead. She had discussion with the representative about how to encourage recycling in view of the fact that the City provides the waste and recycling services at no charge to residents. He had many suggestions to offer. She suggested that the City consider other options for modifying its current program to encourage recycling.
5. Commented that the town pump project sculptor who is working at the Rec Center is making good progress. He has photos documenting the steps taken in the process of creating the sculpture. He has a schedule posted of when he will be working at the Rec Center for the public to view.

Mr. Gerber:

1. Thanked Engineering staff for reopening Dublin Road South and for completion of this phase of the improvements.
2. Noted that Council established a Special Committee to explore how the City can recognize KIAs who have made the ultimate sacrifice in service to our country. Council approved the Special Committee's recommendation to construct a monument at the Dublin Cemetery to recognize KIAs. However, the Committee believes there is more to be done. Two residents of the City have died in serving our country in recent years. Lance Corporal Wesley Davids died in Iraq, and the Legion Post has been renamed in his honor. This spring, Captain Nick Rozanski died in Afghanistan while serving our country and the Committee believes it is appropriate to recognize his memory in a special manner. He is prepared to offer the following motion on behalf of the Special Committee:  
Mr. Gerber moved that the memory of Captain Nick Rozanski be honored by dedicating the soccer fields at Avery Park in his name and that two signs be erected at each end of the fields using materials and landscaping consistent and compatible with the surrounding area and subject to staff approval. This is in recognition of Captain Rozanski's being a long standing resident of Dublin who committed much of his time to the game of soccer in Dublin and who, while serving his country, made the ultimate sacrifice.

Mr. Reiner seconded the motion.

Mrs. Boring acknowledged that is a very emotional situation. She spent a day at the Naval Academy when cadets were being sworn in, and she left with a tremendous respect for

# RECORD OF PROCEEDINGS

Minutes of

Dublin City Council

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

December 10, 2012

Page 12

Held

20

the men and women who choose to serve the country. She noted that the City is erecting a beautiful monument to honor Dublin citizens who are killed in action. Her comments are in no way to be interpreted as disrespectful, but rather to respect the citizens who have given to their community and have died in other tragic circumstances. She believes this proposal places Council in a difficult position. She is troubled about how Council will respond to citizens who have approached Council in the past and who will approach Council in the future for special recognition for those who have died. Many examples come to mind as she reflects on this. The Veterans Post has been named after Wesley Davids, but this was not a City action. She is not able to quantify the circumstances and the contributions that people have made to the City. She does not want to make this judgment, and does not believe it can be handled case-by-case. The City currently has a Legacy Tree program to remember individuals, and a tree with a commemorative plaque could be planted in this area to honor this individual. A tree is a living thing and would be an appropriate addition to the soccer park. This is not a matter of disrespect, and the City recognizes its veterans. She cannot separate the issues of those who have died in other tragic circumstances from this circumstance.

Mr. Reiner commented that those who serve the country, risking their lives deserve special recognition. Naming of a soccer field is a minimal action to take, and Captain Rozanski spent much of his time in Dublin at this field. People who serve in the military and place themselves in harm's way deserve special recognition, as they do so voluntarily. He will support this motion.

Ms. Chinnici-Zuercher asked for clarification about the motion, which is not naming of the soccer fields, but dedicating the soccer fields.

Mr. Gerber responded that is correct.

Mr. Keenan concurred with Mr. Reiner that there is a major distinction between one who gives his/her life in service to the country versus tragic deaths that occur in the community. He does respect everyone's right to their opinion. Clearly, everyone is very passionate about this issue.

Mayor Lecklider thanked everyone for their heartfelt expressions of sentiment.

Vote on the motion: Mayor Lecklider, yes; Mrs. Boring, no; Vice Mayor Salay, yes; Mr. Reiner, yes; Mr. Gerber, yes; Mr. Keenan, yes; Ms. Chinnici-Zuercher, yes.

Mr. Keenan asked if the City is communicating with the public about the sculptor's hours at the Rec Center. This is a great opportunity to view the process.

Ms. Ott responded affirmatively, noting that the artist can be viewed at work every Tuesday from 2-6 p.m. at the Rec Center. Other days of the week are more flexible, based upon scheduling of the building and availability of the artist. There will be a short break over the holidays, but the information is online. Staff continues to work with the Dublin Arts Council and the Dublin Historical Society on the educational display in this temporary space. The artist is currently working on the motif for the sculpture, and the City's public art conservationist will be reviewing this to ensure the structure is appropriate. Then the artist will proceed with lifesize sculpturing.

Mr. Keenan asked for the next steps.

Ms. Ott stated that the actual bronze sculpture will be done at an Ohio foundry. This entire project is being done in Ohio.

Ms. Chinnici-Zuercher stated that aspect should be emphasized in the publications.

Mrs. Boring thanked Ms. Ott for facilitating the process of public viewing of the artist working at the Rec Center. It has been a great opportunity for everyone.

Vice Mayor Salay wished everyone Happy Holidays!

Mayor Lecklider highlighted some of the many 2012 accomplishments of the City, including: the Police department solving of the tragic homicide case at the gas station

# RECORD OF PROCEEDINGS

Minutes of

Dublin City Council

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

December 10, 2012

Page 13

Held \_\_\_\_\_ 20\_\_\_\_

on Bridge Street; the International Festival and Events awards in recognition of the Dublin Irish Festival and other City events; the Ohio University Heritage College of Medicine locating in Dublin; the announcement of The Presidents Cup to take place in Dublin in the fall of 2013; and the work and progress on the Bridge Street District development. It is important for the City to reflect and celebrate the many accomplishments, and he thanks staff for their hard work and sacrifice necessary to accomplish all of this. Likewise, he thanks all of his fellow Council members for the long hours and hard work in serving the City, which reflects their passion for the community. He wished everyone a Merry Christmas and Happy New Year!

The meeting was adjourned at 8:45 p.m.

\_\_\_\_\_  
Mayor – Presiding Officer

\_\_\_\_\_  
Clerk of Council