

MINUTES
REGULAR SESSION
WESTERVILLE CITY COUNCIL
Council Chambers, March 7, 2006, 7:00 p.m.

1. **CALL TO ORDER**

2. **ROLL CALL**

Council met in regular session March 7, 2006 with Council Members, Craig Treneff, Damon Wetterauer, Jr., William Highfield, Michael Heyeck, Kathy Cocuzzi, Anne Gonzales, Diane Fosselman, City Manager G. David Lindimore and Staff and Law Director Bruce E. Bailey present.

3. **INVOCATION**

The invocation was given by Rev. Mark Gauen of First Presbyterian Church.

4. **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

5. **MINUTES**

The Minutes for the February 21, 2006 Regular Meeting, February 21, 2006 Work Session, February 22 2006 Work Session and February 22, 2006 Executive Session were presented for approval.

Mrs. Gonzales moved, Mr. Heyeck seconded to approve the Minutes as provided.

Yeas: Mrs. Cocuzzi, Mr. Heyeck, Mayor Fosselman, Mrs. Gonzales, Mr. Treneff, Mr. Highfield, Chairman Wetterauer.

Nays: None

Abstained: Mr. Heyeck on the February 22, 2006 Work Session and Executive Session Meeting Minutes and Mr. Treneff for the February 22, 2006 Executive Session Minutes.

The motion carried.

6. **CITY MANAGER'S REPORT**

Mr. Lindimore gave an update on Capital Improvements Projects:

- Trunk Sewer on Knox Street – The installation is complete and restoration will occur in the early spring. Knox Street has been open to all traffic.
- Miscellaneous Drainage Improvements – These improvements have begun off of Walnut Street east of Luellen Avenue and off of Main Street west of Hanby Street. Restoration of these areas will occur as soon as weather permits. All work will be completed this spring.

7. **MAYOR'S REPORT**

Mayor Fosselman introduced the City's fellow Council members and City Manager from Mrs. Beth Dalin's Third Grade Class at Emerson Magnet School. The student Council members were invited to join City Council at the dais and presented their project to Council members and audience. Their project was to solve a mock city problem and voted for the idea of a new indoor swimming pool. Grace Sare, Emerson Magnet School Third Grade Student and a mock citizen, asked Council to consider eliminating Mayor's Court and fees to help finance the construction of a new indoor swimming pool. Mayor Fosselman and Mr. Heyeck will be following up with a response to the students.

Mayor Fosselman stated on Wednesday, March 29, 2006 at 9:50 a.m., Franklin County will be participating in the state-wide Tornado Safety Drill with voice and tone.

8. REPORT FROM THE PLANNING COMMISSION REPRESENTATIVE.

Mr. Treneff stated the Planning Commission held a meeting on February 22, 2006.

Public Hearings:

- PC 2004-017: Preliminary Development Plan and Text for an office park development (Altair East) on 30.2 acres in the PD, Planned Development District; located east of Africa Road approximately 1,600 feet south of Polaris Parkway; Applicant: North Westerville, LTD. (Postponed to May)
- PC 2006-003: Conditional Use Permit and Site Plan Review for a commercial center on 0.28 acres in the CC, Community Commercial District; located at 465 South State Street; Applicant: Jeff McInture. (Approved 7-0)
- PC 2005-031: Conditional Use Permit/Site Plan Review for a new veterinary clinic building on 1.68 acres in the CC, Community Commercial District; located at 69 Huber Village Boulevard; Applicant: Dr. John Stoughton (for Westerville Veterinary Clinic). (Approved 7-0)
- PC 2005-034: Amendments to the Westerville Planning and Zoning Code Chapters 1105, 1125, 1127 and 1175.03(d) to allow open porches to encroach into the front yard setback; Applicant: City of Westerville Planning Commission. (Approved 7-0)
- PC 2006-008: Amendment to the Westerville Planning and Zoning Code Section 1105.93 to include owner occupied housing in the senior and disabled independent housing definition; Applicant: City of Westerville Planning Commission. (Approved 7-0)

Subdivision Reviews:

- PC 2005-041: Final Development Plan for 91,640 square foot of retail space (74,902 square feet for retail center and 16,738 square feet for out lot) on 16.8± acres in the PD, Planned Development District; located on the northwest corner of Africa Road and Polaris Parkway (formerly Henderson Property); Applicant: CRI Polaris Village LP. (Approved 7-0)
- PC 2006-005: Final Development Plan for 23,000 square foot, two-story medical office building on 1.487 acres in the PO, Planned Office District; located at 584 County Line Road West; Applicant: Daimler Group c/o Paul Ghidotti. (Approved 5-1)
- PC 2006-006: Final Development Plan for a 32,000 square foot two-story office/office furniture showroom on 3.8 acres in the PO, Planned Office District; located at 455 Executive Campus Drive; Applicant: Daimler Group c/o Paul Ghidotti. (Approved 6-0)
- PC 2006-007: Final Development Plan for a 10,768 square foot office building on 1.005 acres in the PD, Planned Development District; located at 395 West Street; Applicant: Richard Glover. (Postponed to April)

Miscellaneous:

- Roush Honda plans for construction of a new car building as part of the existing Schrock Road dealership.
- Parks and Recreation plans for access to the Sports Complex from County Line Road West for parking area and basketball courts (lighted). (Variance approved 7-0)

Mr. Treneff stated the Planning Commission will be conducted a Work Session on March 22, 2006 due to lack of applications.

Mrs. Gonzales asked Mr. Treneff to take back to Planning Commission to work with Roush Honda and to develop a building that compliments the area. Mrs. Gonzales asked if there was a possibility to negotiate a bike path along Cleveland Avenue south from County Line Road to the bridge.

Mr. Heyeck stated he supports the comments and would like to keep Roush Honda in Westerville.

9. CITIZENS COMMENTS

None

10. LEGISLATION

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a) **ORDINANCE NO. 06-01, "To Grant Consent to the Assignment of a Cable Franchise Agreement from Wide Open West Ohio, LLC to Racecar Acquisition, LLC"** was read for the third time.

Mr. Heyeck moved, Mrs. Gonzales seconded for the adoption of Ordinance No. 06-01.

Yeas: Mr. Heyeck, Mayor Fosselman, Mrs. Gonzales, Mr. Treneff, Mr. Highfield, Mrs. Cocuzzi, Chairman Wetterauer

Nays: None

The motion carried.

b) **ORDINANCE NO. 06-02, "To Change the Street Name of a Portion of Hanawalt Road to County Line Road West"** was read for the third time.

Chairman Wetterauer declared the Public Hearing open. Mrs. Johnston swore in those in attendance who wished to testify during the Public Hearing.

Karl Craven, Planning and Development Director, stated this Ordinance would change the name of Hanawalt Road between Worthington Road on the west and Alum Creek on the east to County Line Road West. A 'street name' conflict has resulted from the completion of the County Line Road improvements to the west across Alum Creek. Portions of the existing Hanawalt Road right of way were used to accommodate the extension. Property access to the existing Orange Township residences and Westerville office developments continues to be from the expanded right of way. A petition from the office development at the southeast corner of Worthington and Hanawalt requesting the name change has been received. A letter has been sent to all affected landowners. Staff has received numerous responses from those Orange Township property owners fronting along the north side of Hanawalt opposing the street name change. To minimize potential driver confusion and improve property identification for safety services and postal deliveries, staff recommends renaming the section of Hanawalt Road, between the Worthington Road and Alum Creek, to County Line Road West.

Mr. Heyeck asked for clarification of the naming of Hanawalt Road and County Line Road West. Mr. Craven discussed process used for naming these streets.

Speaking in Favor:

None

Speaking in Opposition:

Tim Cooper, 3235 Hanawalt Road, spoke in opposition to the street name change. Mr. Cooper stated Hanawalt Road has been around for a long time. Mr. Cooper stated staff's reason for changing the street name was to eliminate driver confusion and property identification issues. Mr. Cooper stated the official street map for Westerville contains County Line Road West instead of Hanawalt Road. Mr. Cooper stated two entrances into Walnut Bend Subdivision have street signs with County Line Road West which is incorrect. Mr. Cooper stated the signs at Cleveland Avenue and County Line Road West has no signage stating Hanawalt Road. Mr. Cooper stated this has been a problem for the neighbors since the road was opened after construction. Mr. Cooper stated that has been inaccurate signage for the property owners. Mr. Cooper stated he met with one of Westerville firefighters and the firefighter stated he did not know that Hanawalt Road was still technically Hanawalt Road. Mr. Cooper stated this is a concern of the property owners especially with annexation into the city. Mr. Cooper asked about the agreement between Orange Township and the City of Westerville and if this agreement authorizes the city to change Hanawalt Road to County Line Road West. Mr. Cooper stated he thinks this is visually misleading. Mr. Cooper stated he felt the City of Westerville has displayed a lack of interest for the residents on Hanawalt Road. Mr. Cooper stated

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he spent time driving around Westerville and took pictures of many streets that start out as one name and then change when crossing over intersections. Mr. Cooper asked why Hanawalt Road can't stay as Hanawalt Road. Mr. Cooper stated he felt that no one appears to have an issue with the confusion of Hanawalt Road. Mr. Cooper stated he is rejecting the street name change. Mr. Cooper asked about the process for residents requesting a street name change and stated this is something the property owners would like to explore.

Chairman Wetterauer declared the Public Hearing closed.

Mrs. Gonzales stated she is in favor of changing the name and the reason is the comments from public safety employees who state there is confusion between Hanawalt Road and County Line Road West. Mrs. Gonzales apologized for the placing of the street signs before approval of the change. Mrs. Gonzales stated she is hoping to clear up any confusion with the street name change. Mrs. Gonzales asked staff if there was an agreement with Orange Township and city with regards to the street and residents in Orange Township. Mr. Craven stated there was a road agreement that indicated that the township trustees would be in support of the road improvement project and an expectation that the entire road would be annexed to the City of Westerville.

Mayor Fosselman asked if the city provides any assistance to the residents who will be impacted by the name change. Mr. Craven stated the city has not in the past. Mayor Fosselman stated she does not like the timing with the street signs already displayed. Mayor Fosselman stated she questions why didn't the city take these steps when the city first starting moving westward from Cleveland Avenue.

Mr. Lindimore stated staff has a list of notifications that will be made to all those affected by the street name change.

Mr. Heyeck expressed his concerns with streets that go from one name to another.

Mrs. Cocuzzi stated her concerns are safety related and worried about the response times of public safety employees due to confusion.

Mr. Highfield stated as a police officer for the City of Westerville Hanawalt Road did not cross Alum Creek but he knew that once County Line Road was extended it was going to be named County Line Road West.

Mr. Heyeck moved, Mrs. Gonzales seconded for the adoption of Ordinance No. 06-02.

Yeas: Mayor Fosselman, Mrs. Gonzales, Mr. Treneff, Mr. Highfield, Mrs. Cocuzzi, Mr. Heyeck, Chairman Wetterauer

Nays: None

The motion carried.

c) ***ORDINANCE NO. 06-04, "To Acknowledge Donations and to Provide for the Appropriation of Funds for the Costs of Construction and Related Services for the Otterbein Lake Phase I Improvements"*** was read for the third time.

Mike Hooper, Parks Development Coordinator, stated this Ordinance will acknowledge donations, and appropriate funds for the costs of construction and related services for the development of Phase I of Otterbein Lake and the authorization to bid the project. No additional city funds will be necessary Mr. Hooper stated staff has received documentation that the Westerville Lions Club has pledged \$5,000 to the Otterbein Lake project. Project cost with the additional \$5,000 donation for Phase I of the project is \$141,000.

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Mrs. Gonzales moved, Mrs. Cocuzzi seconded for the adoption of Ordinance No. 06-04.

Yeas: Mrs. Gonzales, Mr. Treneff, Mr. Highfield, Mrs. Cocuzzi, Mr. Heyeck, Mayor Fosselman, Chairman Wetterauer

Nays: None

The motion carried.

Mrs. Gonzales asked Mr. Hooper to thank Linda Brownstein for all of her hard work with this project.

d) ***ORDINANCE NO. 06-05, "An Ordinance to Authorize and Direct the Municipality to Execute a Mutual Aid Agreement with Interstate and Intrastate Participating Municipalities with Municipal Electric Systems, in order to be able to Receive and Provide Mutual Assistance during Times of Emergencies Through the Interchange and Use of Personnel and Equipment"*** was read for the second time.

e) ***ORDINANCE NO. 06-06, "To Provide for the Supplemental Appropriation of Funds for the Costs of Construction and Related Services of the Water Plant Concrete Repairs"*** was read for the first time.

Dick Lorenz, Water Utility Manager, stated this Ordinance will appropriate an additional \$35,000 from the Water Fund for the on-going Water Plant Concrete Repairs Project. Council awarded the bid for the Water Plant Concrete Repairs capital improvement project to Suburban Maintenance & Construction, Inc. on July 5, 2005, totaling \$152,000. An increase in the quantities of several work items specified in the bid. The anticipated additional funds needed to successfully complete the project are \$35,000.

f) ***ORDINANCE NO. 06-07, "To Provide for the Appropriation of Funds for the Costs of Construction and Related Services for the Towers Park Improvements"*** was read for the first time.

Mike Hooper, Parks Development Coordinator, stated this Ordinance will appropriate funds for the costs of construction and related services for the development of Towers Park and the authorization to seek bids for the project. The City's share of the match, \$136,096.00, would come from the Recreation Capital Improvement Fund. This fund includes cell tower rental of property in Towers Park and public use fees. The project cost breakdown is: Nature Works Grant, \$81,904.00; WYBSL Donation, \$100,000.00; City's Share, \$136,096.00. Total project costs are \$318,000.00. The Towers Park Development project was identified in the PROS 2000 Plan B Budget and not funded with the original PROS 2000 approved Plan A.

Mr. Heyeck requested additional information on the number of parking spaces needed and the other uses for the park after improvements. Mr. Heyeck also asked staff to make sure the easement is proper due to electrical towers in the park.

g) ***ORDINANCE NO. 06-08, "To Provide for the Supplemental Appropriation of Funds for the Costs of Construction and Related Services for the FRA Westerville Bike Path Segment One Improvements"*** was read for the first time.

Mr. Hooper stated this Ordinance will appropriate \$110,040 in supplemental funds for the construction and related services for FRA Westerville Bike Path Segment One and the authorization to seek bids. The FRA Westerville Bike Path Segment One project will construct a multi-use asphalt path to link the existing Westerville Bikeway at SR3/Cherrington Road to the Schrock Road bike lane at Charring Cross Road and Schrock Road. The 2006 Parks and Recreation Special Revenue Fund budget appropriated \$264,360 for the construction and related services for the FRA Westerville Bike Path Segment One Project. The current engineer's estimate for the project is \$374,400 as follows: Construction, \$330,000.00; Contingency 8%, \$26,400.00; Testing/Inspection, \$14,000.00; Contract Administration, \$4,000.00 totaling \$374,400.00. The \$110,040 increased costs are attributed to fencing, landscape, oil costs and additional work to Charring Cross Drive and ramps to meet ADA and engineering requirements. TEP Grant funds will provide 80%

reimbursement of additional construction costs. Total cost to City after reimbursement of new money will be \$22,008. Construction will begin in 2006 and be completed in 2007.

h) ***ORDINANCE NO. 06-09, "To Enact Section 1105.7950 of the Westerville Codified Ordinances and to Amend Sections 1105.9300, 1125.03, 1127.03 and 1175.03"*** was read for the first time.

Lisa Rivera, Planner, stated staff believes that porches are a valuable asset in the creation of vibrant neighborhoods. By allowing porches to encroach into the front yard eight feet, residents are able to have usable porches that would encourage them to interact with neighbors more often while being protected from the sun and rain. Not only would this reduce the need for variances, but it would help to create an attractive residential streetscape and increase the sense of community. By lifting restrictions on porches, staff believes that it would enhance the attractiveness of Westerville's friendly and inviting neighborhoods. In pursuit of these goals, staff is proposing amendments to the Planning and Zoning Code in order to allow porches to encroach up to eight feet into the front yard setback.

Mrs. Gonzales expressed her concerns with these amendments and asked for additional information on wrap around porches when the residence sits on a corner.

Mr. Heyeck stated he does like front porches however residents could build a two story porch. Mr. Heyeck stated the square footage should be limited. Mr. Heyeck stated he is not in favor of wrap around porches. Mr. Heyeck stated he likes the minimum setback of 10 feet.

Mayor Fosselman stated she is in favor of encouraging the front porch but asked if there is a risk of residents enclosing the porches.

Mr. Treneff stated he didn't think the intention is to encourage wrap around porches. Mr. Treneff stated this is granting a blanket variance.

11. TO AUTHORIZE AND DIRECT THE CITY MANAGER TO ENTER INTO A DEVELOPMENT AND INCENTIVE AGREEMENT WITH KATELYNN COMPANY, LLC. AND CORBIN STREET INVESTMENTS, LLC. (D/B/A THOMAS W. RUFF COMPANY) FOR THE PROPERTY LOCATED AT 455 EXECUTIVE CAMPUS DRIVE.

Julie Colley, Economic Development Coordinator, stated Corbin Street Investments, LLC., d/b/a Thomas W. Ruff Company, plans through its limited liability company, KateLynn Company, LLC, to build a 32,000 square foot building in order to house the corporate headquarters of the T. W. Company and an associated office furniture showroom. Administration is recommending a 15 year, 100% abatement, with a 65% net abatement to the company for the first 12 years. The company has updated its construction estimate for the building from \$3.62 million to \$4.7 million; projected payroll numbers remain the same. The new construction value results in an approximate net abatement of \$54,739 for the Company and a payment in lieu of taxes in the amount of \$29,475. The T.W. Ruff Company will bring their corporate office staff of 65 employees to the City with plans to expand to 70 employees over the next five years. The corporate headquarters will initially yield an annual payroll in the nature of \$3,074,00, thus generating approximately \$38,428 in withholding revenues. The city proposes to forward the entire PILOT payment, approximately \$29,475 in the first year, to the Olentangy School District. Should the PILOT payment fall below fifty percent of the abated tax for the school district, the City will make up the difference, which is anticipated to be minimal if necessary.

Mrs. Gonzales moved, Mr. Treneff seconded to authorize and direct the City Manager to enter into a Development and Incentive Agreement with KateLynn Company, LLC., and Corbin Street Investments, LLC. (d/b/a Thomas W. Ruff Company) for the property at 455 Executive Campus Drive.

Yeas: Mr. Treneff, Mr. Highfield, Mrs. Cocuzzi, Mr. Heyeck, Mayor Fosselman, Mrs. Gonzales, Chairman Wetterauer

Nays: None

The motion carried.

12. TO AUTHORIZE AND DIRECT THE CITY MANAGER TO PURCHASE COMPUTER HARDWARE FROM HEWLETT-PACKARD PUBLIC SECTOR SALES THROUGH STATE OF OHIO CONTRACT #533268-2.

Todd Jackson, Information Systems Manager, stated staff has prepared the annual personal computer purchase for Council consideration. This request contains 61 desktop units, 4 work station units, 1 additional large monitor and 10 laptop units. The total hardware purchase request represents a not to exceed amount of \$98,577. \$117,900 was budgeted for this hardware purchase. The proposed PC Replacement Schedule includes extending 47 computers into a fourth year of service reducing the original 2006 PC Replacement by \$52,000. Purchasing off of the State contract will reduce the cost an additional \$19,232. PC replacement is scheduled to begin in April 2006.

Mrs. Gonzales moved, Mrs. Cocuzzi seconded to authorize and direct the City Manager to purchase computer hardware from Hewlett-Packard Public Sector Sales through State of Ohio Contract #533268-2.

Yeas: Mr. Highfield, Mrs. Cocuzzi, Mr. Heyeck, Mayor Fosselman, Mrs. Gonzales, Mr. Treneff, Chairman Wetterauer

Nays: None

The motion carried.

13. TO AWARD ALL LOW BIDS FOR VEHICLE SPECIFICATIONS #5, #173, #206, #230, #209, #515, #794, #408 AND #711 AS RECOMMENDED BY STAFF AND TO REJECT ALL LOW BIDS FOR VEHICLE SPECIFICATIONS #6, #16, #20, #25 AND #712 AND TO WAIVE COMPETITIVE BIDDING AND NOTICE REQUIREMENTS AND TO ENTER INTO COOPERATIVE BIDDING AND NOTICE REQUIREMENTS AND TO ENTER INTO COOPERATIVE PURCHASE CONTRACTS WITH THE STATE OF OHIO FOR VEHICLE SPECIFICATIONS #6, #16, #20, #25 AND #712 AND TO REJECT THE LOW BID FOR VEHICLE SPECIFICATION #414 AS BEING NON-RESPONSIVE AND TO AWARD BID FOR VEHICLE SPECIFICATION #414 TO BOB MCDORMAN CHEVROLET ON A LOWEST AND BEST BID BASIS AS RECOMMENDED BY STAFF.

Frank Wiseman, Service Director, stated the 2006 Fleet Vehicles bid was advertised for 21 days, posted on the City's procurement website and distributed to over 50 domestic and foreign automobile dealers throughout the State of Ohio. The 2006 Fleet Vehicle bid package consists of 16 new vehicles and various trade-ins. All trade-in vehicles were made available for viewing for an entire day at the City's Service Department on January 31, 2006, with several dealers taking advantage of this opportunity. Ultimately, five bids were received at the bid opening held on February 8, 2006. Again in 2006, pricing for alternate fuel and hybrids were requested. The prices are not advantageous to pursue at this time but staff will continue to monitor the vehicle market and evaluate the benefits associated with alternate fuel and hybrid options. Total Bid Package is \$254,264.60. Amount budgeted/appropriated is \$421,750.00.

Mr. Heyeck moved, Mrs. Gonzales seconded to award all low bids for vehicle specifications #5, #8, #173, #206, #230, #209, #515, #794, #408 and #711 as recommended by staff and to reject all low bids for vehicle specifications #6, #16, #20, #25 and #712 and to waive competitive bidding and notice requirements and to enter into cooperative purchase contracts with the State of Ohio for vehicle specifications #6, #16, #20, #25

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and #712 and to reject the low bid for vehicle specification #414 as being non-responsive and to award bid for vehicle #414 to Bob McDorman Chevrolet on a lowest and best basis as recommended by staff.

Yeas: Mrs. Cocuzzi, Mr. Heyeck, Mayor Fosselman, Mrs. Gonzales, Mr. Treneff, Mr. Highfield, Chairman Wetterauer

Nays: None

The motion carried.

14. AWARD BIDS FOR WOCC-TV 3 2006 VIDEO EQUIPMENT AS RECOMMENDED BY STAFF.

Jeff Demas, Director of Television for WOCC-TV 3, stated bids for five WOCC-TV 3 video equipment items were opened and read at the official Bid Opening held February 23, 2006. Bidding documents were posted on the procurement website and distributed to 26 suppliers, with eight suppliers providing bids. Staff recommends that WOCC-TV3 equipment items be awarded to the lowest bidders as follows: Total contract amount from Roscor, \$76,267.00; B & H Photo Video, \$9,830.00; ProVideo Systems, \$9,556.50. Total award for all contracts: \$95,653.50. Amount budgeted/appropriated is \$101,000.00.

Mrs. Gonzales moved, Mr. Heyeck seconded to award bids for WOCC-TV 3 2006 Video Equipment as recommended by staff.

Yeas: Mr. Heyeck Mayor Fosselman, Mrs. Gonzales, Mr. Treneff, Mr. Highfield, Mrs. Cocuzzi, Chairman Wetterauer

Nays: None

The motion carried.

15. TO AUTHORIZE AND DIRECT THE CITY MANAGER TO SEEK BIDS FOR THE FRA WESTERVILLE BIKEWAY SEGMENT ONE IMPROVEMENTS.

Staff is requesting authorization to seek bids for the FRA Westerville Bikeway Segment One Improvements.

Mr. Heyeck moved, Mr. Highfield seconded to authorize and direct the City Manager to seek bids for the FRA Westerville Bikeway Segment One Improvements.

Yeas: Mr. Heyeck, Mayor Fosselman, Mrs. Gonzales, Mr. Treneff, Mr. Highfield, Mrs. Cocuzzi, Chairman Wetterauer

Nays: None

The motion carried.

16. TO AUTHORIZE AND DIRECT THE CITY MANAGER TO SEEK BIDS FOR THE TOWERS PARK IMPROVEMENTS.

Staff is requesting authorization to seek bids for the Towers Park Improvements.

Mrs. Gonzales moved, Mr. Heyeck seconded to authorize and direct the City Manager to seek bids for the Towers Park Improvements.

Yeas: Mrs. Gonzales, Mr. Treneff, Mrs. Cocuzzi, Mr. Heyeck, Mayor Fosselman, Chairman Wetterauer

Nays: Mr. Highfield

The motion carried.

17. **ADDITIONAL BUSINESS**

None

16. **COUNCIL COMMENTS**

Mayor Fosselman asked staff to contact the owner of the Ponderosa and car wash on South State Street about the condition of the properties. Mr. Lindimore stated staff has been in contact with the owner and expects to see some activity at those locations. Mayor Fosselman congratulated Austin Staub of Westerville Central High School for winning a state title for swimming, Brandon Barlow of Westerville Central High School for winning a state title in wrestling and Anthony Ciraky of Westerville South High School for winning a state title in wrestling.

Mr. Heyeck asked staff to put the traffic lights at State Street and Hoff Road on an extended flashing mode. Mr. Heyeck stated Albert Carpenter, whose granddaughter Stephanie Sheppard is raising money for a flag pole in Alum Creek Park North in honor of her grandfather, passed away recently. Mr. Heyeck stated the family is asking for donations to the Pennies for Patriotism for the flag pole in honor of Mr. Carpenter. Mr. Heyeck stated it is important for residents to support the Westerville City Schools.

Mrs. Cocuzzi congratulated the Electric Division for their recent award. Mrs. Cocuzzi thanked the Emerson Magnet School Third Graders for their visit this evening. Mrs. Cocuzzi stated a Disaster Preparedness Seminar will be held on Saturday, March 11, 2006 in Council Chambers from 9:00 a.m. to 12:00 p.m.

Mrs. Gonzales congratulated Andy Boatright and Electric Division for their award. Mrs. Gonzales asked staff to incorporate maps into Council Packets. Mrs. Gonzales stated the 150th Celebration Committee is holding a meeting on March 8, 2006 at 6:30 p.m. to discuss the upcoming event. Mrs. Gonzales encouraged residents to register to vote for the upcoming school levy issue and to visit www.ourcommunityourschools.org

Mr. Treneff explained his vote for the Hanawalt Road street name change and felt Council's vote tonight was the right vote. Mr. Treneff asked for goose crossing signs around the city so people have a sense as to why traffic is stopping.

Mr. Highfield explained his no vote on the Towers Park bid seeking request. Mr. Highfield stated he felt the city could be creating another parking problem for Towers Park by trying to fix it after it is done. Mr. Highfield stated he is looking for a plan with adequate parking and solving the problem of parking in the park.

17. **ADJOURNMENT**

Mr. Highfield moved, Mr. Heyeck seconded to adjourn into a Work Session.

Yeas: Mr. Treneff, Mr. Highfield, Mrs. Cocuzzi, Mr. Heyeck, Mayor Fosselman, Mrs. Gonzales, Chairman Wetterauer

Nays: None

The motion carried.

The meeting adjourned into a Work Session at 8:35 p.m.

Mary J. Johnston, MMC
Clerk of Council

Diane C. Fosselman
Mayor

MINUTES
WORK SESSION
WESTERVILLE CITY COUNCIL

Council Chambers, March 7, 2006, Immediately following Regular Meeting

1. **CAPITAL IMPROVEMENT PROJECTS FOLLOW-UP AND INCOME TAX REVIEW**

Jack Winkel, Finance Director, reviewed the Effective Income Tax rates and Amounts Due with City Council. This information included municipalities in Central Ohio with a comparison to the City of Westerville. Mr. Winkel shared Westerville's current income tax structure and provided figures on additional income tax revenue projections for the years 2007 through 2010. Mr. Winkel also displayed the income tax liability comparisons for Westerville non-residents.

Chairman Wetterauer stated the issues to be discussed in the next few weeks will be the increase of the income tax, if it is to be increase and at what rate along with any credit that would be given related to those who don't work in the city. Chairman Wetterauer asked staff to draft model a model legislation with the types of questions should the city decide to place a question on a ballot. Mr. Lindimore stated this issue will be discussed at the March 28, 2006 Work Session.

Mr. Heyeck asked for this legislation to be put into simpler terms.

Mr. Highfield stated he is surprised of the number of people who work in Westerville. Mr. Highfield asked that all residents understand the proposed legislation especially those on a fixed income.

Mr. Treneff asked that staff clarify the credit notion. Mr. Treneff requested additional information on revenue projections in relation to revenue deficit projections.

Mrs. Gonzales asked that populations of the other communities be included in the information.

The meeting adjourned at 9:03 p.m.

Mary J. Johnston, MMC
Clerk of Council

Diane C. Fosselman
Mayor