

**GROVE CITY COUNCIL  
REGULAR MEETING  
TUESDAY, MAY 17, 2016  
6:00 PM**

The Grove City Council met in regular session on Tuesday, May 17, 2016 at 6:00 PM with Vice-Mayor, Ed Trumbull presiding. Members present were Don Nielsen, Marty Dyer and Ivan Devitt. Member Marty Follis was absent. Also present was City Manager, Bill Keefer; Attorney, Darren Cook; Assistant City Manager, Debbie Bottoroff; City Treasurer, Lisa Allred, Public Works Director, Jack Bower, and City Clerk, Bonnie Buzzard.

Nielsen made the motion to approve the minutes from the previous meeting. Seconded by Devitt. AYE: Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Dyer made the motion to approve of the purchase order register. Seconded by Nielsen. AYE: Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Trumbull opened the floor for discussion with respect to a thirty (30) day follow up on an Administrative Order for a dilapidated structure located at 1654 Charles Street. Bottoroff reported that property owner, Dorothy Hinkle called City Offices and advised that the following projects have been completed to the property:

- the well house has been removed, and the well capped
- the debris from the well house has been removed, and
- that it is her desire not to demolish the resident, but agreed that she would secure it
- she respectfully requested an extension of time to complete the project

Devitt made the motion to grant the property owner fourteen (14) days to obtain a roof permit, and to secure the house particularly the roof within ninety (90) days of the date of order. Seconded by Nielsen. AYE: Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Trumbull opened the floor for discussion with respect to a thirty (30) day follow up on an Administrative Order for a dilapidated structure located at 1227 Red Bud Drive. Property owner Joan Griffin was not present. Bottoroff reported that a neighbor contacted City Offices and advised that the property owner does not reside at that location, and that her intentions is to remove the carport within a few days. Bottoroff noted that the property owner came in to City Offices and reported that the carport has been removed, and that she has prospective buyers for the property. She further agreed that if the property was not sold, she would take the necessary action to bring it up to compliance. Dyer made the motion to grant the property owner thirty (30) days to:

- obtain a demolition permit and a remodel permit from the City
- remove outbuilding #3 as indicated on the picture diagram, and remove it's debris from the property
- fill and level ground in a manner that is adequate for mowing within one-hundred twenty (120) days; and
- repair the house and the other outbuilding (#4) in a manner that is complaint with City Code within one hundred twenty (120) days of the date the Administrative Order was amended.

Seconded by Devitt. AYE: Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Trumbull opened the floor for discussion with respect to a thirty (30) day follow up on an Administrative Order for a dilapidated structure located at 416 S. Spring Street. Bottoroff reported that she spoke with the property owner and they indicated that they have a proposed buyer for the property. Bottoroff noted that once the property has new owners that constitutes a whole new procedure. Nielsen made the motion to table any action pertaining to this property for thirty (30) days to allow for the new property owner(s) to receive proper notification before the City Council. Seconded by Dyer. AYE: Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Trumbull then opened the floor for discussion with respect to an appointment of a member to the Grove Public Library Board. Keefer reported that the Staff advertised for this position and received only one letter of application from Jean Bohannan. Trumbull made the motion to re-appoint Bohannan to the Board for an additional five (5) year term. Seconded by Nielsen. AYE: Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Trumbull opened the floor for discussion with respect to the bids for the Street Repair Project. Keefer reported that the Project Engineer – Poe & Associates advertised for bids for this project, and received three (3) bids. The base bid includes:

- total rebuild of Baycrest between Leisure and Rockwood;
- total rebuild of Rockwood between Harbor Road and Hillside Drive;
- patching, mill and overlay of Leisure between Harbor Road and Baycrest; and
- milling a portion of Dawn Street between 4<sup>th</sup> and 5<sup>th</sup> Place (to be overlaid by City crew)

Keefer added that Alternate #1 indicated repairs and overlay of 10<sup>th</sup> Street between Center and Leisure, and that Alternate #2 was for patching, crack fill and seal coat for:

- South Center Street from 7<sup>th</sup> to South 10<sup>th</sup> Street;
- East 297 Road between cul-de-sac and South 587 Road
- Ash Street between Quail Run Road and Alpine Drive;
- Howard Loop, and 1<sup>st</sup> Street between Main and Cherokee

Project Engineer – Jim R. Hemphill reported that he has received the three bids received for this project, and compiled the results. The apparent low bidder was Crossland Heavy Contractors, Inc. and their bid is regular in every respect. It is their recommendation to award the base bid with Add Alternate #2 with material Option B in the amount of \$911,105.30 to Crossland Heavy Contractors, Inc. Devitt made the motion to approve the recommendation from Poe & Associates and award the low bid to Crossland Heavy Contractors, Inc. for the Street Repair Project. Seconded by Dyer. AYE: Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Dyer made the motion to approve the acceptance of Poe & Associates letter removing inspection service fees for Add Alternate #1 (10<sup>th</sup> Street). Seconded by Nielsen. AYE: Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Trumbull opened the floor for discussion with respect to approval of an Ordinance establishing requirements for the operation of an indoor shooting range within the City of Grove. Bottoroff reported that the proposed owner contact the City Attorney requesting information on city codes regarding shooting ranges. After reviewing the city codes, Cook discovered that existing codes do not address shooting ranges. Therefore, Cook further researched codes of other cities and towns and created the proposed Ordinance as a result of his research establishing requirements for shooting ranges located within the corporate limits. The proposed owner, Robert Chubb was present to entertain questions, comments and concerns from the Council and Staff. Devitt made the motion to approve the proposed Ordinance as presented. Seconded by Dyer. AYE: Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Devitt made the motion to approve a Resolution amending the Schedule of Fees for the Community Center. Seconded by Nielsen. AYE: Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Trumbull opened the floor for discussion with respect to approval of the following Agreements pertaining to the extension of utilities to the new gaming facility located at the intersection of US Highway 59 and East 250 Road (aka Tom Cat Corner). Keefer reported that two agreements relate to the extension of utilities and the third agreement is a water line maintenance agreement with Rural Water District #10 that provides for GMSA's assistance with the maintenance of the water line between the master meter and the service meter to the gaming facility. Keefer added that though the primary parties to the utility service agreements are Cherokee Nation Entertainment, RWD #10 and GMSA, Cherokee Nation Entertainment requested that the City of Grove be a party to each agreement as well. Keefer noted that the Grove Municipal Services Authority approved these contact agreements at their meeting earlier today. Cherokee Nation Attorney, Jan Eames was present to entertain questions, comments and concerns from the Council and Staff:

- a) An Infrastructure Development and Service Agreement with the Cherokee Nation Entertainment, L.L.C. and the Grove Municipal Services Authority for sanitary sewer. Devitt made the motion to approve the Service Agreement as presented and discussed. Seconded by Nielsen. AYE: Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.
- b) An Infrastructure Development and Service Agreement with the Cherokee Nation Entertainment, L.L.C., Rural Water, Sewer, Gas and Solid Waste Management District Number 10 of Delaware County; and the Grove Municipal Services Authority for potable water. Devitt made the motion to approve the Service Agreement as presented and discussed. Seconded by Dyer. AYE: Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.
- c) A Potable Water Infrastructure Maintenance Agreement with Rural Water, Sewer, Gas and Solid Waste Management District Number 10 of Delaware County and the Grove Municipal Services Authority. Devitt made the motion to approve the Service Agreement as presented and discussed. Seconded by Dyer. AYE: Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Trumbull then opened the floor for discussion with respect to approval of an Agreement with the Delaware County Commission for the acquisition of surplus sirens in exchange for mowing services. Keefer reported that the Delaware County Commissioners took no action on this item from their meeting therefore; he respectfully requested that the City Council consider the same at this time. Dyer made the motion to table this item. Seconded by Nielsen. AYE: Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Dyer made the motion to approve a Resolution amending the 2015-2016 City Capital Budget. Seconded by Devitt. AYE: Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Dyer made the motion to approve an Agreement with Midwest Fish Tournaments LLC/Big Bass Bash for a fishing tournament to be held on June 4-5, 2016 at Wolf Creek Park. Seconded by Nielsen. AYE: Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

Devitt made the motion to approve a City Manager's Annual Employment Agreement with William (Bill) Keefer. Seconded by Dyer. AYE: Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.

At 6:58 PM Devitt made the motion to adjourn. Seconded by Nielsen. AYE: Nielsen, Dyer, Devitt and Trumbull. NAY: None. Motion carried.