

**GROVE CITY COUNCIL  
REGULAR MEETING  
TUESDAY, OCTOBER 15, 2019  
6:00 PM**

The Grove City Council met in regular session on Tuesday, October 15, 2019 at 6:00 p.m. with Mayor Ed Trumbull presiding. Members present were Matt Henderson, Marty Dyer and Ivan Devitt. Josh McElhaney was absent. Also present was City Manager, Bill Keefer; Attorney, Darren Cook; Assistant City Manager, Debbie Bottoroff; City Treasurer, Lisa Allred and Public Works Director, Jack Bower. City Clerk, Bonnie Buzzard was absent.

**NO PUBLIC COMMENTS.**

Trumbull opened the floor in respect to the approval of the minutes from the October 1, 2019 regular meeting. Devitt made a motion seconded by Henderson to approve the minutes as presented. 4 AYE 0 NAY, Motion carried.

Trumbull opened the floor in respect to Approval of the Purchase Order Register. Allred provided an additional Purchase Order in the amount of \$21,600 to Moorehead Construction Company for crack fill and seal coating of the Olympus Cemetery and the walking trail at the Sports and Recreational Complex. Devitt made a motion seconded by Henderson to approve the purchase order register with the additional Purchase Order presented. 4 AYE 0 NAY, Motion carried.

Trumbull opened the floor for discussion with respect to a Resolution amending the 2019-2020 Fiscal Year Budget. Allred explained the amendment is to appropriate funds to pay the down-payment of the Police Department Tahoe patrol vehicles. Bids for the Lease-Purchase of the patrol vehicles were received, and funds for the down-payment were budgeted in 2018-2019 Fiscal Year. However, possession of the vehicles occurred in this fiscal year and the funds need to be appropriated to pay the down-payment. Devitt made a motion seconded by Henderson to approve the Resolution amending the 2019-2020 Fiscal Year Budget. 4 AYE 0 NAY, Motion carried.

Trumbull opened the floor for discussion with respect to approval of an Engineering Service Agreement with Poe & Associates for the 2019-2020 Street Repair Program. Keefer advised with the exception of dates and numbers, the proposed agreement is the same as the City has entered into for previous engineering services. Devitt questioned the reduction of the fees. Keefer advised the reduction is based upon experience from the actual hours billed from previous street repair programs. The agreement is not a lump sum fee instead; the City is billed based upon actual hours. Devitt made a motion seconded by Dyer to approve the agreement with Poe & Associates. 4 AYE 0 NAY, Motion carried.

Trumbull opened the floor for discussion in respect to approval of a Site Agreement with Nichols Marine Tournament Series for four Fishing Tournaments in 2019-2020. Keefer advised this is the fourth year of the agreement. Nichols Tournament series has an average of 200 boats for each event with both an angler and co-angler. This is a popular regional/local tournament that brings a lot of activity to Grove. In return for holding these events in Grove, the City will pay Nichols \$2,000 per tournament for a total of \$8,000. Devitt made a motion seconded by Henderson to approve the site agreement with Nichols Marine Tournament Series. 4 AYE 0 NAY, Motion carried.

Trumbull opened the floor for discussion in respect to declaring items as Surplus Property. Devitt made a motion seconded by Henderson to declare one Kawaski Mule ATV model KAF620A5 VIN3 JK1AFCA17XB52410 as surplus. 4 AYE 0 NAY, Motion carried.

Trumbull opened the floor for discussion in respect to Denial of Claim No. 206965-ME as submitted by James Casey II for damages due to flooding. OMAG researched the claim and found no negligence and recommended denial of claim. Dyer made a motion seconded by Devitt to deny the claim. 4 AYE 0 NAY, Motion carried.

#### **CITY MANAGER'S REPORT**

Keefer presented his written City Manager's report

#### **WARD REPORTS**

Devitt reported several cyclists have contacted him stating their concerns of inadequate bike signage throughout Grove. He requested staff research the options of signage that will improve awareness of bicycles sharing the road with vehicular traffic. Keefer advised there is nationally recognized signage for bike traffic; staff will review the options and report back at a later date.

#### **EXECUTIVE SESSION**

Trumbull opened the floor in respect to going into Executive Session for the purpose of Confidential communication between a public body and its attorney concerning pending investigations.

Devitt made a motion seconded by Dyer to go into Executive Session and to invite Bill Keefer and Debbie Bottoroff. 4 AYE 0 NAY, Motion carried. Council went into executive session at 6:25 p.m.

Devitt made a motion seconded by Henderson to come out of Executive Session. 4 AYE 0 NAY, Motion carried. Council came out of executive session at 7:05 p.m.

Dyer made a motion seconded by Devitt to authorize Darren Cook, City Attorney; Bill Keefer, City Manager; and Debbie Bottoroff, Assistant City Manager to negotiate and make settlement offers on behalf of the City of Grove during the Bobby Warden vs City of Grove Lawsuit; 10<sup>th</sup> Circuit Court of Appeal, Case #14-5114 Settlement Hearing scheduled for December 3, 2019. 4 AYE 0 NAY, Motion carried.

#### **ADJOURN.**

At 7:07 p.m. Devitt made a motion seconded by Henderson to adjourn. 4 AYE 0 NAY, Motion carried.