



City of Powell, Ohio
City Council

MEETING MINUTES
JULY 7, 2015

CALL TO ORDER/ROLL CALL

A regular meeting of the Powell City Council was called to order by Mayor Jim Hrivnak on Tuesday, July 7, 2015 at 7:30 p.m. City Council members present included Frank Bertone, Richard Cline, Tom Counts, Mike Crites and Brian Lorenz. Jon Bennehoof was absent. Also present were Steve Lutz, City Manager; David Betz, Development Director; Chris Huber, City Engineer; Debra Miller, Finance Director; Megan Canavan, Communications Director; Gene Hollins, Law Director; Susie Ross, City Clerk; and interested parties.

PLEDGE OF ALLEGIANCE

CITIZEN PARTICIPATION

Mayor Hrivnak opened the citizen participation session for items not on the agenda. Hearing none, he closed the citizen participation session.

APPROVAL OF MINUTES

One correction was noted in the minutes.

MOTION: Councilman Cline moved to approve the minutes of June 16, 2015, as amended. Councilman Crites seconded the motion. Councilman Lorenz abstained from the vote. By unanimous consent of the remaining members of Council, the minutes were approved.

RESOLUTION 2015-09: A RESOLUTION DETERMINING SUFFICIENCY AND VALIDITY OF A REFERENDUM PETITION TO REPEAL ORDINANCE 2015-18.

Steve Lutz, City Manager, said a referendum of the Harper's Point development has been submitted to the Delaware County Board of Elections who is in charge of verifying the signatures and reporting back to the City regarding the signature count. The number of required signatures for this valid referendum is 238 which is 10% of the electors who voted in the last general municipal election which was in November 2013. The County Board of Elections sent the City a report stating that 744 signatures were obtained but they identified 650 as being valid signatures. Some of the signatures were thrown out for various reasons.

Councilman Cline said the resolution addresses the validity of the referendum petition and he assumes they are only talking about the form of the petition itself and whether it met all of the Charter and statutory requirements. Gene Hollins, Law Director, said that is correct; they received some clarification of their rule in determining sufficiency and validity from the Ohio Supreme Court the last time through. Councilman Cline asked if it is accurate to say there is no basis to challenge the form of this petition; he is not aware of any claim that it does not contain the proper language or satisfy the requirements for a petition to be circulated. Mr. Hollins said there is nothing that has been identified as a defect in relation to Council's determination of validity and sufficiency. There may be other issues that would be addressed in the forum of the Board of Elections but none that need to be raised for City Council. Councilman Cline said he wanted to clarify that because there may be some confusion as to Council's vote regarding the "validity" of the referendum. In this context "validity" means that it complied with the technical requirements to be a proper petition and he has no reason to doubt that; it has the sufficient number of signatures.

Mayor Hrivnak opened this item to public comment. Hearing none, he closed the public comment session.

Mr. Hollins said the City Charter controls referendums in Powell and on receipt of the statement of validity of signatures from the Board of Elections, Council must adopt a resolution to determine the sufficiency and validity of the petition. If it is determined to be sufficient and valid, Council may repeal the ordinance or provide for the submission of the ordinance to a vote of the electors. The City has received that attestation and the third "Whereas" clause in the resolution will need to be amended to indicate that there are 650 valid signatures on the referendum petition. Mr. Hollins said the first finding in Section 1 states that the petition is sufficient and valid, and having made that determination, Council will need to determine in Section 2 whether they should choose

to repeal the ordinance, or to submit it to a vote of the electors. Depending on how Council chooses to pursue this, a motion will need to be made to amend the resolution.

Councilman Cline asked if this requires a simple majority vote if it is the will of Council is to repeal the ordinance. Mr. Hollins said that is correct. Councilman Cline said he voted in favor of Ordinance 2015-18 and feels that is still the right decision for the City, however, the residents do have a right of referendum on that decision and his view is that they should submit Ordinance 2015-18 to a vote of the electors. The other members of City Council concurred.

MOTION: Councilman Cline moved to amend Resolution 2015-09 in the following particulars: in the third "Whereas" clause, in the blank insert the number "650" and in Section 2, strike the words "repeal Ordinance 2015-18" and eliminate the brackets and other punctuation that is inappropriate so it reads "and Council hereby determines to submit Ordinance 2015-18 to a vote of the electors." Councilman Crites seconded the motion.

VOTE: Y 6 N 0

MOTION: Councilman Cline moved to adopt Resolution 2015-19. Councilman Crites seconded the motion.

VOTE: Y 6 N 0

FIRST READING: ORDINANCE 2015-29: AN ORDINANCE AMENDING THE ZONING CODE OF THE CITY OF POWELL REVISING CHAPTER 1151, REGARDING GENERAL REQUIREMENTS FOR ALL SIGNS AND DISTRICTS. *Public Hearing*

Mr. Lutz said City Council directed the Planning & Zoning Commission to take a look at the City's sign ordinance, specifically focusing on temporary signs. This matter was discussed this evening at the Development Committee and Mr. Betz will provide a similar presentation to identify the process that the Development Department and Planning & Zoning Commission have used to propose various changes to the temporary sign regulations.

David Betz, Development Director, reviewed the memo to City Council regarding the proposed amendments (Attachment A). The current multi-user concept created as a part of the last code update does not work. Many businesses use temporary signs more like permanent identification signs due to approved permanent signs for the locations being too small or lacking identification for individual tenants. Fencing on some sites prevents the location of temporary signage outside of the public rights-of-ways. When looking at the new code language, Planning & Zoning Commission considered the following:

- Should temporary signs be allowed anywhere on private property at any time
- Should temporary signs be allowed at all
- If they are allowed, what limits should be placed upon their use
- How enforceable is it for City Staff to administer the zoning regulations for temporary signs

Mr. Betz said the Planning & Zoning Commission and Staff put together proposed changes that could be made that eventually enforces regulations evenly across the City for the use of temporary signs on a limited basis. The proposed changes also allow for making permanent signs a little bigger so they can be designed to add tenant names. The proposed regulations provide:

- Allows a business to use a temporary sign for up to 42 days or up to six weeks per year to advertise specials or whatever they like.
- A free permit is required and Staff can track the permits and times.
- Allows for permanent ground signs outside of the Historic District to be up to 48 sq. ft. for building sites, up to 56 sq. ft. for multiple tenant buildings on under ten acres, and 76 sq. ft. for multiple tenant buildings on over ten acres.

Councilman Lorenz said the Development Committee reviewed the proposed changes this evening with several business owners and members of the community in attendance. It was nice to hear their feedback. Comments included the need for something to stand out and the ability to increase square footage a little because it would be helpful to the businesses. Most of the discussion revolved around temporary or "A" frame signs; if they are out all of the time they are not "temporary" signs and they need to act so the code requires they be temporary in nature. Councilman Lorenz said the proposed amendments attempt to do that. They discussed the image they want to convey to people who live in or visit the City and whether this signage is creating a negative aesthetic. He said Mr. Betz discussed a possible enforcement process and the possible actions taken when signs violate the code. They also discussed the timing proposed and there were questions about whether it was long enough or too long. Councilman Lorenz said several business owners are still in the audience and it may be good to hear from them during the public comment on this ordinance.

Mayor Hrivnak opened this item to public comment. Hearing none, he closed the public comment session.

Councilman Cline thanked Councilman Lorenz and Mr. Betz for their hard work. Several years ago the City tried to address a concern and they correctly summarized that those efforts failed. This is an issue that is important to him and at one time he counted 58 temporary/"A" frame signs between Bennett Parkway and Sawmill Parkway, within and outside of the City limits. That creates a terrible aesthetic for the City and they are doing their businesses a disservice if they constrict their permanent signage in such a way that they feel compelled to put out these sorts of signs that are a detraction rather than an enhancement of the effort. Councilman Cline said over the weekend he reviewed the ordinances of about eight cities and founds that Worthington and Dublin to do not allow these types of temporary signs at all. New Albany does allow an "A" frame sign as long as it is a menu board, is immediately next to the entranceway of a restaurant and the restaurant owner takes it inside at the close of business every day. Otherwise they are not permitted. Councilman Cline said as a community they must determine what aesthetic they are seeking and they have to at the same time decide how they can help City businesses to succeed. It was suggested that those are sometimes competing interests and that is true. If the code so restricts the permanent signage that they cannot succeed and then allows them to rely on things that detract from the overall effort of creating a brand for Powell then they have failed the businesses and the residents. Councilman Cline said he sees the proposed amendments as a big improvement over where they are today but he would like them to consider a complete ban on temporary signs completely. He said that is his preference but if that is not the will of Council he still congratulates them for taking a very difficult situation and making it better.

Mayor Hrivnak thanked the Development Staff and the Planning & Zoning Commission for their work. They came up with two big concepts: enlarging the permanent signage and clarifying the purpose and use of temporary signage to be used to advertise a special event or occasion at the business in a temporary way. They can limit the number of days the temporary signage may be posted; it is not necessary for the signage to be out at night. Mayor Hrivnak said the ability to announce special events helps the business and the community. He also dislikes the number of signs out there and with the proposed time limit they would only see one-seventh of the signs they see now and that would be a more appealing level.

Councilman Bertone asked about the process they will use to enforce the temporary signage. Councilman Lorenz said it will be an uphill battle at first because they will need public outreach and education; then they will have the ability to issue permits and track/inventory them on an action item list for the Zoning Inspector. The down side is that the Zoning Inspector is a part-time position and this enforcement will have to be coupled with the other daily duties. When this was implemented in 2009 to bolster the economy, the Development Department did not have the ability to enforce the code. Mayor Hrivnak said they would prefer that the signs are used properly but if they are not, the Zoning Inspector has the ability to remove the signs and the business owner will have to come to the City to retrieve them.

Councilman Crites asked how Staff arrived at a limitation of 42 days. Mr. Betz said the code used to have no provisions for the use of temporary signs. In 2008 they decided to change the code and allow temporary signage for 42 days, which is 6 times per year for a week-long special or event. Powell is the only City that allowed temporary signage in that type of way. He is concerned because there is a recent Supreme Court decision regarding temporary signage that talked about "content-based" signage. He is not sure this would be allowed under the recent Supreme Court decision. Mr. Betz said they are trying to write this to fit in as a non-content-based ordinance.

Councilman Counts said his biggest concern is enforcement and he too thinks these temporary signs are a blight on the community and do not add to getting people into the businesses. Enforcement is a problem and he has now heard Councilman Cline suggest they restrict the signage even more than these recommendations. The practice in New Albany of only allowing them next to the door and requiring that they are removed each night has some appeal to him. Councilman Counts said if the antidote for this is to create permanent signs, one of his concerns is that it appears that most of the "A" frame signs are in multi-tenant centers and that will require the building owner to put up a permanent sign, which they may or may not want to do. That means the tenants will be stuck because they will have no signage at all. Councilman Counts said if he has to choose one side, we would choose to get rid of the temporary signs because they are inconsistent with the type of community they desire. He asked if they will take this ordinance to a second reading. Councilman Lorenz said that was the consensus at Development Committee and that is his desire as well.

Mr. Lutz asked if Council would like Staff to draft any new language prior to the second reading. Mr. Betz suggested they add that the signage may only be out when they are open for business. Councilman Lorenz asked that they look into "off-premises" way-finding signs; they would be prohibited and there may be businesses that want to explore that option. Some need the signage for exposure because they are located in the back, off of the street. They discussed that in Committee and it is the choice of a business owner to locate

off of the roadway without frontage but so many small businesses drive this community and this may be a consideration. Mr. Betz said if they are going to do that they should have a special permit for approval by the Planning & Zoning Commission. The problem is to know what decision-making factors should be used to approve such signage. Councilman Cline said where Mia Cucina is, behind that to the north there a lot of businesses that do not have frontage on Powell Road. Mr. Betz said there is one permanent sign for the Village Point offices but not for the tenants. They should consider a temporary sign that becomes permanent. Councilman Cline said that can be problematic and his concern is that they are using a temporary structure that becomes permanent to solve that problem; there has to be a better way. They do not have the right to tell the landlord to put up a permanent sign and the tenants may not have the power to influence that as well. Councilman Cline said if temporary "A" frame signs are going to be allowed they need to consider if 42 days is the right number, if there should be a break in the days allowed and whether the current language is sufficient to keep them from lining the right-of-way. He asked that they give the Planning & Zoning Commission sufficient resources to enforce whatever Council decides to do.

Ordinance 2015-29 was taken to a second reading.

FIRST READING: ORDINANCE 2015-30: AN ORDINANCE APPROVING THE SUBDIVISION PLAT FOR THE RESERVE AT SCIOTO GLENN, PHASE 2, BY METRO DEVELOPMENT, LLC FOR THE PROPERTY SOUTH OF HOME ROAD AND WEST OF STEITZ ROAD.

Mr. Lutz said Phase 1 of The Reserve at Scioto Glenn is building quickly and this ordinance is for the approval of the plat for Phase 2. The plat is the recordable document that legally creates the lots, rights-of-ways and easements. This matter was reviewed by the Planning & Zoning Commission in late March.

Mr. Betz identified the location of the development and indicated the area within Phase 2. This plat creates the reserve lots (wooded area) and sets up the next phase of the ongoing development. It has been reviewed by Staff and it complies with the original plan; it includes the pathway through the site into the open space that has been dedicated to the City. Once they are ready to move forward after the first phase is somewhat completed they will be ready to go. Councilman Cline said he is viewing this as an administrative act since the Development Plan has already been approved. Mr. Hollins agreed.

John Phillips, representative for Metro Development was present to answer questions.

Mayor Hrivnak opened this item to public comment. Hearing none, he closed the public comment session.

MOTION: Councilman Cline moved to suspend the rules in regard to Ordinance 2015-30. Councilman Counts seconded the motion.

VOTE: Y 6 N 0

MOTION: Councilman Crites moved to adopt Ordinance 2015-30. Councilman Bertone seconded the motion.

VOTE: Y 6 N 0

FIRST READING: ORDINANCE 2015-31: AN ORDINANCE WAIVING SECTION 1115.05(e) RELATING TO THE ISSUANCE OF ZONING CERTIFICATES FOR BUILDING CONSTRUCTION WITH REGARD TO THE RESIDENTIAL DEVELOPMENT OF THE VERONA SUBDIVISION.

Mr. Lutz said the Verona subdivision is on the former site of the Shamrock Golf Course. This ordinance is similar to one that was adopted last year for The Reserve at Scioto Glenn. This permits the City to issue zoning certificates for building construction of some single family and patio homes simultaneously when some of the public improvements such as sewer and streets are being completed. The City will not issue any occupancy permits until the public improvements have been approved and accepted.

Councilman Counts asked if this case is the same as the last time when they did this it was for the purpose of construction of the model homes. Mr. Lutz said they would be building not just the model homes. Mayor Hrivnak asked Mr. Hollins is this is at the developer's risk if something were to happen and if it is, should that be mentioned in the ordinance. Mr. Hollins said it is at the risk of the developer and they know that if they start construction and something changes they may have to take down any building construction they have started. Staff has made it very clear to them that they are taking that risk and it does not have to be repeated within the ordinance. Councilman Lorenz asked if there is a time limit for the developer to act on the zoning permit. Mr. Betz said they have six months to begin construction and one year from the time they begin to be substantially complete. It can be extended up to four times. They have sufficient time to construct the buildings and receive occupancy. Mr. Hollins said they have another "bite at the apple" because the Zoning Department has to issue

an occupancy permit and without it the developer cannot complete the closing on a house. Mr. Betz said most of the financial institutes are requiring full approval for occupancy prior to closing.

Councilman Cline said he recollects that this is only the second time they have been requested to do this. He asked if that is due to the lack of sewer capacity. Mr. Hollins said there are two different circumstances; the first one related to the housing market and the developer thought the demand required that they start on the model homes during the time of the public improvement construction. They do not want to make a practice of this and if it does become a practice they may want to go back and look at amending their code. In this case it is related to the fact that it was zoned in the Township and there are sewer issues. They also have strong interest in making this a showcase for the community. Councilman Cline said if market forces or other reasons have changed so that the code is no longer responsive to the needs of the community then Council should take a systemic look; if these are really two outliers and it is unlikely this will recur, they should consider them in that way. Mayor Hrivnak asked if they would miss the building season if they do not approve this ordinance. Mr. Lutz said that is correct; originally it was going to be reviewed by the County but since it has been annexed, the governing entities have met and decided that the City will make this decision. Councilman Lorenz echoed the comments that they should not make this a practice and it is a special circumstance where the developer is taking a great risk.

Mayor Hrivnak opened this item to public comment. Hearing none, he closed the public comment session.

MOTION: Councilman Cline moved to suspend the rules in regard to Ordinance 2015-31. Councilman Crites seconded the motion.

VOTE: Y 6 N 0

MOTION: Councilman Crites said with the understanding that the developer proceeds at his or her peril, he moved to adopt Ordinance 2015-31. Councilman Crites seconded the motion.

VOTE: Y 6 N 0

FIRST READING: ORDINANCE 2015-32: AN ORDINANCE AUTHORIZING THE CITY MANAGER TO AWARD A BID TO STAWSER PAVING CO., INC. IN THE AMOUNT OF \$589,463.28 FOR THE 2015 STREET MAINTENANCE AND REPAIR PROGRAM, AND DECLARING AN EMERGENCY.

Mr. Lutz said the City went out to bid for the 2015 Street Maintenance and Repair Program and they received three bids that were fairly close. Staff recommends that Council fund the base bid and also include Alternate 1 which is to repair the bikepath in Grandshire. A couple of Council members approached him to see if the City has the ability to fund either or both Alternates 2 and 3. Mr. Lutz said Alternate 2 is slurry seal in Grandshire V for a cost of \$21,300.35 and if they were to fund one additional alternate, Alternate 2 is the highest priority identified by the City Engineer. If they want to also fund another alternate, Staff recommends Alternate 3 which is the overlay of Shelby Court in Grandshire at a cost of \$50,659.20. Mr. Lutz said the money for these two alternates would be taken from the Street Maintenance Fund where they have a balance of \$1.3 million. If the alternates are not funded this year, Staff recommends they be funded the next year. The City Engineer believes they will not change condition if they choose to wait until next year.

Mayor Hrivnak asked if the bids came in as the Engineers expected. Chris Huber, City Engineer, said they were about \$20k less than his estimate. Their funding target was around \$600k. Councilman Lorenz asked for clarification about the funding for the alternates. Mr. Lutz said the other items are being funded through a combination of funds: the pork-chop will be funded through the Downtown TIF and the bikepath repair will be funded by the Bond Issue monies committed to bikepaths (\$33k). Anticipating this decision, Ms. Miller prepared appropriation ordinances from the Street Maintenance Program to approve the other alternates.

Councilman Cline said they have deferred maintenance for a long time on a number of streets and he recommends they fund all three alternates since they are fortunate enough to have the funds available. He asked the City Engineer if there is any economy of scale when doing all three alternates together. Mr. Huber said they will be in the Grandshire subdivision this year anyway so he does not anticipate any savings. Councilman Counts said it may not be that the two roads in the alternates need to be done this year but they have all of the roads that will come forward in the future. He would like them to get ahead of that bubble so when they get down the road later they are able to do the other roads.

Mayor Hrivnak opened this item to public comment. Hearing none, he closed the public comment session. Mr. Lutz said the new Assistant City Engineer is present this evening. Mr. Huber introduced John Morehead who started in that position in mid-June. He said John has served in private development for about eight years in several states across the country. They are excited to have him on Staff and he is a great asset to the City.

MOTION: Councilman Cline moved to amend Ordinance 2015-32 in the title to delete the number "\$589,463.28" and in its place insert the number "\$661,422.88" and in Section 1, to strike the words "Alternate 1" and insert in its place the words "Alternates 1, 2 and 3". Councilman Lorenz seconded the motion.

VOTE: Y 6 N 0

MOTION: Councilman Cline moved to suspend the rules in regard to Ordinance 2015-32. Councilman Counts seconded the motion.

VOTE: Y 6 N 0

MOTION: Councilman Cline moved to adopt Ordinance 2015-32. Councilman Counts seconded the motion.

VOTE: Y 6 N 0

MOTION: Councilman Cline moved to amend the agenda to include Ordinance 2015-35. Councilman Counts seconded the motion. By unanimous consent, the motion was approved. The agenda was amended.

FIRST READING: ORDINANCE 2015-35: AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2015.

Mr. Lutz said this ordinance appropriates the funds to complete the alternatives identified and approved for the Annual Street Program. Debra Miller, Finance Director, said the amount of the appropriation also includes a 10% contingency.

Mayor Hrivnak opened this item to public comment. Hearing none, he closed the public comment session.

MOTION: Councilman Cline moved to suspend the rules in regard to Ordinance 2015-35. Councilman Lorenz seconded the motion.

VOTE: Y 6 N 0

MOTION: Councilman Cline moved to adopt Ordinance 2015-35. Councilman Lorenz seconded the motion.

VOTE: Y 6 N 0

FIRST READING: ORDINANCE 2015-33: AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A REAL ESTATE PURCHASE AND SALE AGREEMENT WITH CSX TRANSPORTATION INC. TO ACQUIRE A 0.21 +/- ACRE PARCEL ON DEPOT STREET, AND DECLARING AN EMERGENCY.

Mr. Lutz said this matter has been discussed in the past. They have been in discussions with CSX to acquire land that they own on the west side of Depot Street just north of Olentangy Street. The purchase price will be \$25k and the City will be able to use it for a portion of the pork-chop they are constructing. At this time the land is used for unauthorized parking on a gravel surface and the purchase will also allow the City to construct a satisfactory parking surface for more parking for residents and businesses.

Councilman Cline said at one time Staff told them about a paving surface that is a grid pattern that allows grass to grow through. Mr. Betz said there are several different types such as grass pavers, a pervious pavement system or brick pavement systems. This area gets a lot of use now and those may not be good alternatives. They are also more expensive but Staff will look into it.

Mayor Hrivnak opened this item to public comment. Hearing none, he closed the public comment session.

Councilman Lorenz said the Development Committee has discussed this in the past and they are pleased to see it come to fruition as another parking opportunity in the downtown.

MOTION: Councilman Cline moved to suspend the rules in regard to Ordinance 2015-33. Councilman Lorenz seconded the motion.

VOTE: Y 6 N 0

MOTION: Councilman Cline moved to adopt Ordinance 2015-33. Councilman Lorenz seconded the motion.

VOTE: Y 6 N 0

FIRST READING: ORDINANCE 2015-34: AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2015.

Mr. Lutz said this ordinance appropriates the funding for the purchase of the CSX property as just approved. In addition to the money to make the purchase, this appropriation allocates the money necessary for them to do

due diligence and complete a Phase 1 environmental study, to perform a survey and to handle the closing costs.

Mayor Hrivnak opened this item to public comment. Hearing none, he closed the public comment session.

MOTION: Councilman Lorenz moved to suspend the rules in regard to Ordinance 2015-34. Councilman Bertone seconded the motion.

VOTE: Y 6 N 0

MOTION: Councilman Lorenz moved to adopt Ordinance 2015-34. Councilman Bertone seconded the motion.

VOTE: Y 6 N 0

COMMITTEE REPORTS

Development Committee: No report. Next Meeting: July 7th, 6:30 p.m.

Finance Committee: No report. Next Meeting: Tuesday, July 14th, 7:00 p.m.

Operations Committee: No report. Next Meeting: Tuesday, July 21st, 6:30 p.m.

ONE Community: No report. Next Meeting: Monday, July 13th, 7:00 p.m.

Planning & Zoning Commission: Mr. Betz said the Commission will meet tomorrow to review awnings for a new payment system for the car wash at Golf Village and a small addition to a law office on South Liberty Street. Next Meeting: Wednesday, July 8th, 7:00 p.m.

Comprehensive Plan Steering Committee: No report. Next Meeting: Tuesday, July 28th or August 11th, 6:30 p.m.

Powell Community Improvement Corporation: No report. Next Meeting: TBA

CITY MANAGER'S REPORT

No report.

OTHER COUNCIL MATTERS

There were none.

EXECUTIVE SESSION: EXECUTIVE SESSION IN ACCORDANCE WITH O.R.C. SECTION 121.22 (G) (1), PERSONNEL MATTERS (HIRING) AND O.R.C. SECTION 121.22 (G) (8), ECONOMIC DEVELOPMENT.

MOTION: Councilman Cline moved at 8:45 p.m. adjourn into Executive Session in accordance with O.R.C. Section 121.22 (G) (1), Personnel Matters (Hiring) and O.R.C. Section 121.22 (G) (8), Economic Development. Councilman Crites seconded the motion.

VOTE: Y 6 N 0

MOTION: Councilman Cline moved at 9:15 p.m. adjourn from Executive Session. Councilman Counts seconded the motion.

VOTE: Y 6 N 0

MOTION: Councilman Cline moved at 9:15 p.m. to reconvene in Regular Open Session. Councilman Bertone seconded the motion.

VOTE: Y 6 N 0


MOTION: Councilman Cline moved to appoint Karen Mitchell as the City Clerk. Councilman Crites seconded the motion.

VOTE: Y 6 N 0

MOTION: Councilman Counts moved at 9:15 p.m. to adjourn from Regular Open Session. Councilman Lorenz seconded the motion.

VOTE: Y 6 N 0

MINUTES APPROVED:

 8-5-15
Jim Hrivnak
Mayor Date

 8-6-15
Karen J. Mitchell
City Clerk Date

City Council

Jim Hrivnak, Mayor

Jon Bennehoof

Frank Bertone

Tom Counts

Mike Crites

Richard Cline

Brian Lorenz