

**Finance & Judiciary Committee Meeting**

**MINUTES**

**June 28th, 2011**

**6:00 p.m.**

**Members:** Ben Kessler, Chair, Richard Sharp, Rick Weber

**Roll Call:** All present.

**Others Present:** Mayor Brennan, Lou Chodosh, Beecher Hale, Bill Harvey, Mark Masser, President McClelland, Jed Morison, Mike Price, Chief Rinehart and Gary Qualmann.

**Review of Minutes:** June 14, 2011 - **Approved**

**Presentation and/or Special Guests:** Attorney Gene Hollins distributed specific models of language including the Charter Amendment passed in Bexley in 1990. He said the need for publication of both the exhibits and the ballot language must be done at least 30 days prior to the vote. It can be published in either the Dispatch or the Daily Recorder. Mr. Sharp suggested adding a general synopsis to the beginning of each issue for clarification purposes. Mr. Kessler said the voters will be referred to the specific section. Mr. Kessler distributed his proposed language and President McClelland thought it was much clearer.

Mr. Hollins suggested running it by Mr. Brosius to ensure the wording is communicating their recommendations properly. President McClelland said we would want to make sure the final draft is the one we want voted on, before we pass the Ordinance.

Mr. Morison said he believes the effective date of 1/1/2014 should be included in the language for the one referring to Mr. Qualmann's position. The others would have an effective date of 1/1/2012. Mr. Kessler said he would send out the amended version to all members. Mr. Morison suggested adding the full language to the city's web site. Mr. Kessler said the entire sections should be listed as well.

**Ordinances & Resolutions –  
Third Readings.**

**Ordinance 19-11** to reduce the appropriation for construction of the police station by \$284,000 and to authorize a transfer from the General Fund to the Bond Retirement fund of \$284,000 to reimburse the Bond Retirement Fund for the interest to be paid in 2011 on these bonds, introduced by Mr. Kessler, (Introduced on May 24, 2011)

Mr. Kessler made a motion to approve for recommendation to Council. Mr. Weber seconded the motion. **Vote 3-0**

**Ordinance 20-11** An Ordinance to appropriate \$13,621.82 from the Tax Increment Financing Fund (36-170-51320) for the purpose of paying for expenses related to right-of-way improvements in the Main Street TIF District, introduced by Mr. Kessler, (Introduced on May 24, 2011)

Mr. Sharp pointed out the lack of effective date listed on the MMRJ item, being inconsistent. Mr. Kessler asked Mr. Hale if he had confirmed the numbers. Mr. Hale said he has not done so. Mr. Langner said the figures were taken directly from the Franklin County. Mr. Hale said he could work on the billable out of TIF fund for installation.

This was approved with changes by the Finance Committee. Mr. Langner said these are appropriations for the obligations based on a percentage of public infrastructure improvements by the businesses. They spent \$24,750 so this is the second payment. The first half was distributed last year.

The members were in agreement to recommend to Council.

### **Second Readings.**

**Ordinance 21-11** An Ordinance to proceed with placing on the ballot certain proposed amendments to the Charter of the City of Bexley regarding removing sections relating to the Auditor and add sections relating to the Finance Director, introduced by Mr. Kessler, (Introduced on June 14, 2011)

**Ordinance 22-11** An Ordinance to proceed with placing on the ballot certain proposed amendments to the Charter of the City of Bexley regarding permitting drive-through on certain property on Livingston Avenue, introduced by Mr. Kessler, (Introduced on June 14, 2011)

**Ordinance 23-11** An Ordinance to proceed with placing on the ballot certain proposed amendments to the Charter of the City of Bexley regarding absence of Mayor, Qualifications of Mayor and Council, and Forfeiture, removal, suspension of elected officials, introduced by Mr. Kessler, (Introduced on June 14, 2011)

**Ordinance 24-11** to proceed with placing on the ballot certain proposed amendments to the Charter of the City of Bexley regarding open meetings, introduced by Mr. Kessler, (Introduced on June 14, 2011)

**Resolution 10-11** A Resolution adopting the recommendations of the Bexley Tax Incentive Review Council regarding tax-exempt properties in the Main Street Community Reinvestment Area and accepting the report on the Main Street Tax Increment Financing District, introduced by Mr. Kessler, (Introduced on June 14, 2011)

**Resolution 11-11** must be adopted on or before July 15, 2011 and submitted to the Franklin County Auditor on or before July 20, 2011, regarding assumptions made for major revenue line items for 2011 are as follows: the estimate for property tax revenue is held constant; the estimate for Estate Tax for 2012 is \$1,500,000; the estimate for Local Government Fund revenue has been reduced 25%; Income Tax revenue is projected to increase \$1,300,000 in anticipation of passage of an income tax increase in November, introduced by Mr. Kessler, (Introduced on June 14, 2011)

**Resolution 12-11** providing for the submission to the electors of the City of Bexley, at the general election to be held on November 8, 2011, an ordinance to enact Section 880.021 of the Codified Ordinances of the City of Bexley to increase the City income tax rate from the current rate of two percent (2%) to a rate of \_\_\_ percent (\_\_\_%) to become effective on January 1, 2012 for the purposes of general municipal operations, maintenance, new equipment and capital improvements of the city, introduced by Mr. Kessler, (Introduced on June 14, 2011)

Mr. Kessler said the information needs to be listed on the Ordinance. It will include a draft Ordinance. President McClelland asked if the voters would be voting on the percentage rate for the credit issue. Mr. Kessler said no, only the percentage of increase. Mr. Morison thinks the credit should be made clear on the ballot issue as well. Mr. Kessler said the 65% credit can be done with an Ordinance.

Mr. Qualmann said he is concerned the credit percentage would confuse the whole issue. Mr. Chodosh said the credit could be explained to the residents, without being listed on the ballot. President McClelland said the increase on credit should be listed in the publication as well. Mr. Chodosh said the next meeting is the last week; we need to get a final decision.

Mr. Weber said there are two separate issues, the .5 tax increase and the 65% credit, suggested these be combined. Mr. Kessler said they need to look at case law. Mr. Qualmann said he is concerned the whole credit issue will be confusing. Mr. Chodosh said he thinks the credit could be explained to the residents without having it listed on the ballot. President McClelland said the increase is proportionate with the credit and will be listed in the publication.

Mr. Hollins said he will work with Mr. Kessler on the Ordinances.

#### **First Readings.**

**Ordinance 26-11** to authorize a transfer of \$20,000 from the unencumbered General Fund to the State Highway Fund, introduced by Mr. Kessler, (Introduced on June 28, 2011)

**Ordinance 27-11** to appropriate \$5,000 from the unencumbered General Fund to pay tuition reimbursement for 2011, introduced by Mr. Kessler, (Introduced on June 28, 2011)

**New Business:** None

**Old Business:** None

**Adjourned 6:58 p.m.**