

VILLAGE OF SHAWNEE HILLS AGENDA  
FOR JUNE 12, 2017 AT 7:00 P.M.  
TIMOTHY L. FELLURE MUNICIPAL BUILDING, 9484 DUBLIN RD.

1. Call to Order
2. Pledge of Allegiance
3. Roll Call:     Mahesh Dalvi           James Gauldin                   Douglas Gil  
                                  Dan Mathews           Mike McVan                   Josh Vidor
4. Approval of Minutes from May 22, 2017
5. Approval of Agenda
6. Solicitor
7. Village Administrator
8. Police Chief Report (last meeting of the month)
9. Visitors  
    Bob Lamb, Economic Development Action Plan
10. Communications
11. Mayor's Report
12. Pro Tem Report
13. Committee Reports
14. Legislative Actions

Third Reading- Amended Ordinance 10-2017- An Ordinance to reappropriate funds for current expenses and other expenditures of the Village of Shawnee Hills, State of Ohio during the fiscal year ending December 31, 2017

First Reading- Resolution 07-2017- A Resolution authorizing and directing the Village Administrator and Fiscal Officer to execute an agreement with the Delaware County Board of Commissioners and other participating political subdivisions in Delaware County, Ohio for a Countywide Emergency Management Agency and declaring an emergency

First Reading- Resolution 08-2017- A Resolution authorizing and directing the Village Administrator and Fiscal Officer to accept the bid of, and enter into a contract with, Columbus Asphalt Paving, Inc. for the Village of Shawnee Hills 2017 Paving Project and declaring an emergency.

First Reading- Resolution 09-2017- A Resolution authorizing and directing the Village Administrator and Fiscal officer to accept the bid of, and enter into a contract with, Vititoe Construction, Inc. for the Village of Shawnee Hills 2017 Waterline Improvement Project and declaring an emergency.

First Reading- Ordinance 11-2017- An Ordinance to amend Section 907.09(J)(1) (Right-of-Way Work Permit Fee and Deposit) of the Codified Ordinances of the Village of Shawnee Hills

First Reading- Ordinance 12-2017- An Ordinance to reappropriate funds for current expenses and other expenditures of the Village of Shawnee Hills, State of Ohio, during the fiscal year ending December 31, 2017

16. Approval of the Bills in the amount of \$49,533.50
17. Treasurer's Report
18. Miscellaneous Business
19. Adjournment

## Village of Shawnee Hills Council Meeting Minutes

May 22, 2017

Mayor Monahan called the meeting to order at 7:00 p.m.

Council in Attendance: Mahesh Dalvi, James Gauldin, Douglas Gil, Dan Mathews, Mike McVan and Josh Vidor

Also Present: Fiscal Officer Shirley Roskoski, Administrator Steve DeBolt and Solicitor Brian Zets

### Minutes

It was moved by Mathews, seconded by Vidor to approve the minutes from May 8, 2017 with the following amendment: on page 6 after the Mayor discussed the Chester Fields property on Mohican add: *Bella asked if it was legally a junkyard, is it classified as a junk yard. Mayor Monahan said no it is not classified as a junk yard but if you drive by it you will understand.* Following vote on the motion is recorded: yea, 4; Gil, Mathews, McVan and Vidor. Nay, none. Abstain, two, Dalvi and Gauldin. Chair declared the motion passed by a 6-0 vote.

### Agenda

It was moved by Dalvi, seconded by Vidor to approve the agenda. Following vote on the motion is recorded: yea, 6; Dalvi, Gauldin, Gil, Mathews, McVan and Vidor. Nay, none. Chair declared the motion passed by a 6-0 vote.

### Solicitor

Brian said he worked on several zoning issues with Mark, just some random issues but we got those taken care of. I will attend the planning and zoning meeting tomorrow night. One of the items on their agenda is amendments to the right of way ordinance and the fees. Things are going smoothly at both Mayor's Court and Delaware County Municipal Court.

### Village Administrator

Steve DeBolt gave the following report:

The construction of the bathroom at the park is going well. The foundation was poured today and they should have it done within two weeks, hopefully before the first Music in the Park series starts

Just wanted to thank three entities, Ohio Edison, Columbia Gas and the AM Dublin Rotary Club, they combined and contributed three thousand dollars towards the bathroom and park renovations.

The bid opening for both the street and waterline project will be this Thursday.

The City of Columbus will be closing Glick Road for resurfacing from June 12<sup>th</sup> through June 23rd. The whole bridge including the walkway will be closed.

We had a sewer manhole repaired on Buckeye Drive and the storm drain repair on Cuyuga is being done now. We also replaced a storm grate up by Dell's.

We are members of the Ohio Entity Healthcare Cooperative for the employee's healthcare and they are having a meeting this week and voting to reduce the number of years a membership can be. It is three now that you have to stay in the cooperative and they want to change it to one year. It takes two thirds of the membership to approve it and we get a proxy so if there is no objection I am going to have Shirley send in a vote tomorrow favoring the one year term.

Ohio Edison will be in the village doing the tree trimming that they do every three years. They will be in the village the end of next week and the beginning of June. If you have to have your tree trimmed because of branches in the power lines you will get a door hanger on your door stating that. They will be employees from Nelson Tree Service. The tree trimming will start at the end of June, first of July.

UST Committee asked if there was a map of the sinkholes in the village. I talked to Chris and Chris does have a chart of the listed sinkholes that he knows of and he will send that over. I talked to John Piccin with the County and he referred me to somebody at the ODNR. I will follow up on that.

I spoke to a Subway representative, we had a meeting a couple of weeks ago, about bringing a subway shop down to the Shoppes of Shawnee and they have a local franchisee that covers this area. He is looking at it and he is going to spend some time up here to look at the kind of traffic we have.

I want to thank Boy Scout Troop 332. They helped us in the park a couple of weeks ago. They did some landscaping and they will be coming back to stain the fence. We appreciate their assistance with that.

The banners will be changed out on the light poles tomorrow.

### **Police Chief Report**

Chief Baron said everything is going fine in regards to the building remodel. They hooked up the electric today and they painted everything. There are fans and lights hooked up also.

We did the networking in the building to save us a little money. Hopefully we will have flooring soon.

I want to thank the civic for the blue light campaign that they did in the village. As everyone knows last week was Police Week and we sent two officers, myself and Sergeant Earhart, to Washington D.C. for National Police Memorial. We attended the candlelight vigil on the National Mall. I had the honor of playing in the Emerald Society Parade with the Columbus Police Pipes and Drums and their honor guard. We attended the memorial service on the Capital lawn.

I want to thank Mayor Monahan for his proclamation proclaiming it was Police week last week. The unperfect ending to National Police Memorial week, we sent three officers to the funeral Saturday for the Kirkersville Police Chief.

Our schedule is full for the Memorial Tournament. We are taking the same approach as we did last year. A more laid back approach. It worked out last year and we spent a minimal amount of money and we had a good end for everyone.

Brian helped us last week with a couple of search warrants. We had a break in at Cedarbrook Landscaping. We arrested two, convicted two and we recovered their property. Baker's was broken into a couple of weeks ago. We arrested one and he is currently awaiting trial. I want to give kudos to Detective Waldenmyer on that. It is working out very well to have someone in the detective role. That is his only duty.

A new hot issue is speeding in the neighborhood. We discussed it today a little bit. The speed sign is broken. It is about twenty years old. We got it free from Paul Peterson Company. We are having a hard time trying to find someone to repair it.

Jessica Rock is an auxiliary officer and her resignation is effective tomorrow. She starts at Columbus Police Academy in a week. James Marcinko is close to the end of a process with Ohio University Police and Chris Hevezi is in the last stages of Whitehall Police process. We are looking to hire two as soon as possible.

### **Visitors**

Brian Morgan said the community garden project came to my attention on the street about four weeks ago. When I found out about it I sent an email to the Mayor expressing my concerns. We also talked to the neighbors at that point in time. I have been here twenty years and what is appealing about this village is that it is peaceful and that is what attracted us and that hasn't changed to this point in time. Our house sits right across the street from the lots that the village owns, where you guys were proposing the community gardens. While I don't disagree necessarily with the idea of community gardens, that location, our porch sits right there and my concerns and my neighbors concerns after talking to them, the extra traffic, the extra noise. The village side streets, the speed limits on them, it's bad enough now with the traffic going up and down the road. Just adding the traffic, the noise and I don't think anyone can guarantee us what that property is going to look like over time. That is a huge concern for us. If you put a fence around it to keep the deer out that is not something that we want to see when we are sitting on our front porch which is the best part of our house. The maintenance or lack thereof of twenty four spots in that garden. That concerns me that it will get out of hand or when things die it is not going to be something that we want to look at while sitting on our porch. We have had twenty years of not doing that and I think our neighbors agree that the benefits to us would not outweigh the negatives of that property there. My neighbors and I take a lot of pride in our properties in keeping things looking nice and we just did not want to deal with the negatives that I mentioned.

Mayor Monahan said he appreciated Brian Morgan for coming and speaking tonight.

### **Communications**

Mayor Monahan gave the following report:

I have 2 messages in to Patti Anderson = the Daughter of Jack and Ruth Strader. I am asking if Gwen Wise and I can talk with Patti and her parents and present the idea of Strader's sponsoring the "Community Garden" on the Strader property.

I realize it is a long shot, but I believe it is a win – win and I support!

Wishing everyone a great and safe Memorial Day Holiday in celebration of those who gave their lives in the service of our nation that we have our way of life!

### **Mayor's Report**

Mayor Monahan gave the following report:

On Friday May 12, I contacted Mayor Terry Ashcraft of Kirkersville OH and offered our sympathy and any support we can provide their Village.

Reminder the bridge will be closed according to Columbus Utilities for 3 weeks between June 5th and July 15<sup>th</sup> to repair and resurface the bridge.

Planning and Zoning will meet tomorrow evening to discuss: Brian will participate

**Agenda:**

- Approve unapproved Planning and Zoning mtg. minutes = I believe we were unable to approve the minutes from the last 2 meetings since the 1st of the 2 was missing the last few pages = Please include last 2 meetings minutes = Kathy does that seem correct?
- Review Food truck legislation concerns / potential changes = as proposed by Councilmember Gil.
- Review legislation / agreement n in conjunction with the Boat store being used for car sales = Brian please forward that final document so we can re-familiarize Planning and Zoning since it appears they are now selling cars.
- Begin reviewing and revising (?) our signage code, = Brian please forward any potentially usable code, this will take some time and is no easy task that will take time.
- Review for recommendation on changes to the Right of Way legislation

I do want to thank the businesses to help clear up the excessive signs that had been growing in the Village and I would appreciate the Chamber's help in continuing this effort.

**Committee Reports**

Pro tem Mathews said Finance meet tonight and we discussed the potential cost of the street lamp that was knocked down at Cedarbrook. There are additional funds that we would like to reallocate for the police station renovation for furniture and other miscellaneous things, so we will be amending Ordinance 10-2017.

Mayor Monahan said I did ask if we could get big kids swings at the park. I was asked this at the coffee on Saturday.

**Legislative Actions**

It was moved by Mathews, seconded by Dalvi to include an additional seven thousand dollars for the items I just mentioned, 2500.00 for street lamp, 300.00 for temporary lighting for the tournament and the remainder for the PD remodel. Following vote on the motion is recorded: yea, 6; Dalvi, Gauldin, Gil, Mathews, McVan and Vidor. Nay, none. Chair declared the motion passed by a 6-0 vote. Second Reading for amended Ordinance 10-2017- An Ordinance to reappropriate funds for current expenses and other expenditures of the Village of Shawnee Hills, State of Ohio, during the fiscal year ending December 31, 2017.

First Reading- Resolution 06-2017- A Resolution authorizing and directing the Village Administrator and Fiscal Officer to execute an agreement with Dynegy Energy Services, LLC to provide electric generation supply and related services and declaring an emergency. Shirley said our contract with First Energy is not up until May 2018 but in order to lock in a lower rate they are recommending that we do it now. We have been going back and forth between First Energy

and Dynegy and Dynegy is offering the same rate as First Energy but there will be no opt out fees and First Energy has opt out fees.

It was moved by Mathews, seconded by Dalvi to suspend with the second and third readings and declare Resolution 06-2017 an emergency. Following vote on the motion is recorded: yea, 6; Dalvi, Gauldin, Gil, Mathews, McVan and Vidor. Nay, none. Chair declared the motion passed by a 6-0 vote. It was moved by Vidor, seconded by Dalvi to adopt Resolution 06-2017 as an emergency. Following vote on the motion is recorded: yea, 6; Dalvi, Gauldin, Gil, Mathews, McVan and Vidor. Nay, none. Chair declared Resolution 06-2017 adopted by a 6-0 vote.

**Bills**

It was moved by Vidor, seconded by Gauldin to approve the bill sin the amount of \$43,942.51. Following vote on the motion is recorded: Yea, 6; Dalvi, Gauldin, Gil, Mathews, McVan and Vidor. Nay, none. Chair declared the motion passed by a 6-0 vote.

**Treasurer’s Report**

It was moved by McVan, seconded by Gauldin to approve the following treasurer’s report:

General	295,636.85	Fire	100,824.27
Street	156,961.51	Weed	7,411.65
State Highway	14,937.96	TIF	5,801.17
Parks and Recreation	2,888.87	TIF 2	15,349.34
PD Body Armor	875.68	Veteran’s Mem.	98.97
Cont. Prof. Training	4,110.02	Sewer Oper.	51,521.44
Drug Law Enf.	249.56	Sewer Repl.	181,000.00
Indigent Drivers	385.84	Storm Sewer	2,513.88
Enfct. and Education	1,160.85	Debt Service	161,441.09
Court Computer	4,030.63		

For a total of \$1,007,199.58

Following vote on the motion is recorded: yea, 6; Dalvi, Gauldin, Gil. Mathews, McVan and Vidor. Nay, none. Chair declared the motion passed by a 6-0 vote.

Council member Dalvi asked how is our revenue run rate since Aspen Energy left. Shirley said we are on track.

Council member Dalvi said we have talked about the rainy day fund and putting money into this fund. Where is this money? Shirley said it is part of the general fund balance and we have fifteen thousand in there right now. Council member Dalvi asked Finance to look at putting some more money in the rainy day fund before doing any more appropriations.

Council member Gil said he talked to Shirley about that and it will be on the agenda for next time.

**Miscellaneous Business**

Carol Kender said she just wanted to reiterate that Music in the Village is a happening thing and it will start June 9<sup>th</sup>. Our lead band is Big Al and the Cap City Players who has opened for us twice during Summerfest. I am hoping that our Council and the residents here will support us.

**Adjournment**

There being no further business, it was moved by Gauldin, seconded by McVan to adjourn until June 12, 2017. Following vote on the motion is recorded: yea, 6; Dalvi, Gauldin, Gil, Mathews, McVan and Vidor. Nay, none. Chair declared the meeting adjourned at 7:40 p.m.

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Fiscal Officer

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Mayor

RESOLUTION: 07-2017  
ADOPTED: \_\_\_\_\_

A RESOLUTION AUTHORIZING AND DIRECTING THE VILLAGE ADMINISTRATOR AND FISCAL OFFICER TO EXECUTE AN AGREEMENT WITH THE DELAWARE COUNTY BOARD OF COMMISSIONERS AND OTHER PARTICIPATING POLITICAL SUBDIVISIONS IN DELAWARE COUNTY, OHIO FOR A COUNTYWIDE EMERGENCY MANAGEMENT AGENCY AND DECLARING AN EMERGENCY

WHEREAS, R.C. 5502.26 authorizes a political subdivision within a county, along with the board of county commissioners and all or a majority of the other political subdivisions within the county, to enter into a written agreement establishing a countywide emergency management agency; and

WHEREAS, as allowed by R.C. 5502.26, the Village of Shawnee Hills previously entered into an agreement with the Delaware County Board of Commissioners and a majority of the other political subdivisions within Delaware County, Ohio to establish and create a countywide emergency management agency, known as the Delaware County Office of Homeland Security and Emergency Management (“DCOHSEM”); and

WHEREAS, DCOHSEM has recently recommended amending the agreement to more accurately and equitably distribute local funding for the agency between and among all political subdivisions involved; and

WHEREAS, the Village of Shawnee Hills desires continued emergency management services in the interests of the safety, protection, and preparedness of its residents; and

WHEREAS, Council for the Village of Shawnee Hills would like to enter into a new agreement with the Delaware County Board of Commissioners and all or a majority of the other political subdivisions within Delaware County establishing a countywide emergency management agency and protocols.

NOW, **THEREFORE, BE IT RESOLVED** by the Council of the Village of Shawnee Hills, County of Delaware, State of Ohio:

SECTION 1: Council for the Village of Shawnee Hills hereby authorizes and directs the Village Administrator and Fiscal Officer to execute an amended agreement for a countywide emergency management agency in substantially the same form and content as the Agreement attached hereto as Exhibit A and incorporated herein by reference, with the Delaware County Board of Commissioners and all or a majority of the other political subdivisions within Delaware County, Ohio.

SECTION 2: It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that any and all deliberations of this Council



and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements of the laws of the State of Ohio.

SECTION 3: All prior legislation, or any parts thereof, which is/are inconsistent with this Resolution is/are hereby repealed as to the inconsistent parts thereof.

SECTION 4: Council declares this to be an emergency measure immediately necessary for the preservation of the public peace, health, and safety of this municipality, and the further reason that Council wants to enter into this agreement as soon as possible along with other participating political subdivisions in order to ensure continued, uninterrupted emergency services for Village residents from the county emergency management agency known as DCOHSEM.

Passed in Council this \_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Patrick C. Monahan  
Mayor

ATTEST:

\_\_\_\_\_  
Shirley A. Roskoski  
Fiscal Officer

APPROVED:

Approved as to form this 31<sup>st</sup> day of May 2017:



\_\_\_\_\_  
Brian M. Zets, Esq.  
Village Solicitor

RESOLUTION 08-2017

A RESOLUTION AUTHORIZING AND DIRECTING THE VILLAGE ADMINISTRATOR AND FISCAL OFFICER TO ACCEPT THE BID OF, AND ENTER INTO A CONTRACT WITH, COLUMBUS ASPHALT PAVING, INC. FOR THE VILLAGE OF SHAWNEE HILLS 2017 PAVING PROJECT AND DECLARING AN EMERGENCY

WHEREAS, with Ordinance 09-2017, adopted on April 24, 2017, Council for the Village of Shawnee Hills authorized the Village Administrator and Pomeroy & Associates, Ltd. to issue a competitive bid package for the 2017 Paving Project; and

WHEREAS, in accordance with R.C. 731.141, the Village Administrator and Pomeroy & Associates, Ltd. advertised for not less than two nor more than four consecutive weeks in a newspaper of general circulation within the village or as provided in R.C. 7.16; and

WHEREAS, the Village of Shawnee Hills received multiple bids; and

WHEREAS, having reviewed each bid, the Village Administrator and Pomeroy & Associates, Ltd. believe Columbus Asphalt Paving, Inc.'s bid is the best and lowest and recommends it be accepted; and

WHEREAS, Council for the Village of Shawnee Hills concurs with this assessment and now wants to award the bid to Columbus Asphalt Paving, Inc.

NOW, **THEREFORE, BE IT RESOLVED** by the Council of the Village of Shawnee Hills, a majority of all members elected thereto concurring:

SECTION 1: The Village Administrator and Fiscal Officer are hereby authorized and directed to accept the bid of, and enter into a contract with, Columbus Asphalt Paving, Inc. for the 2017 Paving Project. The contract shall include the following:

- a. Base price of \$95,776.34
- b. An additional \$3,738.00 to also pave the area behind the Village of Shawnee Hills Police Department.
- c. An additional \$5,349.00 to also pave the parking area at the Village of Shawnee Hills Police Department.

SECTION 2: The contract shall be kept on file in the Municipal Building.

SECTION 3: All prior legislation, or any parts thereof, which is/are inconsistent with legislation is/are hereby repealed as to the inconsistent parts thereof.

SECTION 4: It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that any and all deliberations of this Council and any of its committees that resulted in such formal action were in meetings

open to the public, in compliance with all legal requirements of the laws of the State of Ohio.

SECTION 5: Council declares this to be an emergency measure immediately necessary for the preservation of the public peace, health, and safety of this municipality and the further reason that the Village needs to award the bid as soon as possible so that the paving work can commence immediately. Wherefore, provided this Resolution receives the required affirmative votes of Council, this Resolution shall take effect and be in force immediately upon passage by Council.

Passed in Council this \_\_\_\_ day of \_\_\_\_\_, 2017.

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Patrick C. Monahan  
Mayor

ATTEST:

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Shirley A. Roskoski  
Fiscal Officer

APPROVED:

Approved as to form this 7<sup>th</sup> day of June 2017:



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Brian M. Zets, Esq.  
Village Solicitor

RESOLUTION 09-2017

A RESOLUTION AUTHORIZING AND DIRECTING THE VILLAGE ADMINISTRATOR AND FISCAL OFFICER TO ACCEPT THE BID OF, AND ENTER INTO A CONTRACT WITH, VITITOE CONSTRUCTION, INC. FOR THE VILLAGE OF SHAWNEE HILLS 2017 WATERLINE IMPROVEMENT PROJECT AND DECLARING AN EMERGENCY

WHEREAS, with Ordinance 08-2017, adopted on April 24, 2017, Council for the Village of Shawnee Hills authorized the Village Administrator and Pomeroy & Associates, Ltd. to issue a competitive bid package for the 2017 Waterline Improvement Project; and

WHEREAS, in accordance with R.C. 731.141, the Village Administrator and Pomeroy & Associates, Ltd. advertised for not less than two nor more than four consecutive weeks in a newspaper of general circulation within the village or as provided in R.C. 7.16; and

WHEREAS, the Village of Shawnee Hills received multiple bids; and

WHEREAS, having reviewed each bid, the Village Administrator and Pomeroy & Associates, Ltd. believe Vititoe Construction, Inc.'s bid of \$104,323.88 is the best and lowest and recommends it be accepted; and

WHEREAS, Council for the Village of Shawnee Hills concurs with this assessment and now wants to award the bid to Vititoe Construction, Inc.

NOW, **THEREFORE, BE IT RESOLVED** by the Council of the Village of Shawnee Hills, a majority of all members elected thereto concurring:

SECTION 1: The Village Administrator and Fiscal Officer are hereby authorized and directed to accept the bid of, and enter into a contract with, Vititoe Construction, Inc. for the 2017 Waterline Improvement Project.

SECTION 2: The contract shall be kept on file in the Municipal Building.

SECTION 3: All prior legislation, or any parts thereof, which is/are inconsistent with legislation is/are hereby repealed as to the inconsistent parts thereof.

SECTION 4: It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that any and all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements of the laws of the State of Ohio.

SECTION 5: Council declares this to be an emergency measure immediately necessary for the preservation of the public peace, health, and safety of this municipality and the

further reason that the Village needs to award the bid as soon as possible so that the waterline improvement work can commence immediately. Wherefore, provided this Resolution receives the required affirmative votes of Council, this Resolution shall take effect and be in force immediately upon passage by Council.

Passed in Council this \_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Patrick C. Monahan  
Mayor

ATTEST:

\_\_\_\_\_  
Shirley A. Roskoski  
Fiscal Officer

APPROVED:

Approved as to form this 7<sup>th</sup> day of June 2017:



\_\_\_\_\_  
Brian M. Zets, Esq.  
Village Solicitor

ORDINANCE 11-2017

AN ORDINANCE TO AMEND SECTION 907.09(J)(1)(RIGHT-OF-WAY WORK PERMIT, FEE, AND DEPOSIT) OF THE CODIFIED ORDINANCES OF THE VILLAGE OF SHAWNEE HILLS

WHEREAS, currently, Village of Shawnee Hills Codified Ordinance Section 907.06(j)(1) requires anyone who will be performing work in the right-of-way to first obtain a Right-of-Way Work Permit. To obtain this Permit, the applicant must file an application, pay the application fee, and pay “a deposit, in the form of check or construction bond sufficient to cover the cost of restoration, but not less than two thousand five hundred dollars (\$2,500.00)”; and

WHEREAS, recently, work was done in the right-of-way and the right-of-way was not restored satisfactorily. However, the \$2,500 deposit did not cover the Village of Shawnee Hills’s cost to restore the right-of-way; and

WHEREAS, the Planning Commission reviewed this issue as well as the current language of Section 907.09(j)(1) of the Village of Shawnee Hills Codified Ordinances; and

WHEREAS, the Planning Commission recommends amending the language of Section 907.09(j)(1); and

WHEREAS, Council for the Village of Shawnee Hills thought carefully about this issue and agrees with the Planning Commission. Section 907.09(j)(1) must be amended so that the Village of Shawnee Hills does not have to pay to restore the right-of-way after a permittee fails to do so.

NOW, **THEREFORE, BE IT ORDAINED** by the Council of the Village of Shawnee Hills, County of Delaware, State of Ohio:

SECTION 1: Section 907.09(j)(1) of the Village of Shawnee Hills Codified Ordinances shall be amended to read as follows:

Each ROW Work Permit shall be confined to a single project, shall be issued by the Village Administrator and shall be valid only for such dates as authorized by the Village Administrator. The Application, at a minimum, shall set forth the information set forth in sub-section (k) below and be made on a form prescribed by the Administrator. The Application shall be accompanied by an application fee of five hundred dollars (\$500.00), payable with check or money order.

The Village Administrator will require a deposit, in the form of a certified check, letter of credit, or performance bond, sufficient to cover the entire cost of restoration, but not less than \$3,000. The Village Administrator, at his sole discretion, shall determine the amount of the deposit and the payment method. The deposit shall be returned only if the Village Administrator believes that prompt and satisfactory refilling of excavations and restorations of all surfaces disturbed has occurred. Upon failure or refusal of the permittee satisfactorily to fill the excavation, restore the surface and remove all excess materials within the time specified in the permit, the

Village Administrator shall proceed without notice to make such fill and restoration and the deposit shall be deemed forfeited. Thereupon, such deposit shall be paid into the Village of Shawnee Hills Street Construction, Repair, and Maintenance Fund, except such part paid to the permittee as the difference between the deposit and the charges of the Village for restoration services performed by it or performed under the Village's direction. If the amount of such services performed by the Village, or its designee, should exceed the amount of such deposit, the Village of Shawnee Hills shall proceed, without notice, to collect the remainder due from the permittee.

The Village Administrator shall establish the effective dates for the ROW Work Permit based upon the nature of work to be performed. In the event the work authorized by the ROW Work Permit is not complete prior to the expiration of the ROW Work Permit, the Applicant shall reapply for another ROW Work Permit and pay an additional application fee.

SECTION 2: All other Sections and Sub-Sections of Chapter 907 of the Village of Shawnee Hills Codified Ordinances shall remain unchanged, in effect, and enforceable.

SECTION 3: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of Council and that all deliberations of the Council and any of the decision making bodies of the Village of Shawnee Hills which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the State of Ohio.

SECTION 4: All prior legislation, or any parts thereof, which is/are inconsistent with this Ordinance is/are hereby repealed as to the inconsistent parts thereto.

SECTION 5: This Ordinance shall take effect at the earliest time allowed by law.

Passed in Council this \_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Patrick C. Monahan  
Mayor

ATTEST:

\_\_\_\_\_  
Shirley A. Roskoski  
Fiscal Officer

APPROVED:

Approved as to form this 5<sup>th</sup> day of May 2017:

A handwritten signature in black ink, appearing to read "Brian M. Zets". The signature is written in a cursive style with a large initial "B" and a stylized "Z".

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Brian M. Zets, Esq.  
Village Solicitor



ORDINANCE 12-2017

AN ORDINANCE TO REAPPROPRIATE FUNDS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF SHAWNEE HILLS, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2017 AND DECLARING AN EMERGENCY

SECTION 1. Be it resolved by the Council of the Village of Shawnee Hills, State of Ohio, that to provide for current expenses and other expenditures of the said Village of Shawnee Hills during the fiscal year ending December 31, 2017, the following sums be and they are hereby set aside and appropriated as follows:

That the following be set aside from the General Fund

Land and Buildings	
PD Renovations	66,100.00 (increase of 9,100.00) paving

SECTION 2. That the following be set aside from following Special Revenue Funds

Parks and Recreation	
Land Improvements	2,880.00 (new)

Fire Fund	
Capital outlay	104,350.00 (increase of 4,350.00)

SECTION 3. And the Fiscal Officer is hereby authorized to draw warrants on the Village Treasurer for payments from any of the foregoing appropriations upon receiving proper certificates and vouchers thereof, approved by an ordinance of Council to make the expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or ordinance. Provided further that the appropriations for contingencies can only be expended upon two-thirds vote of Council for items of expense constituting a legal obligation against the Village, and for purposes other than those covered by other specific appropriations herein made.

SECTION 4. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of Council and that all deliberations of the Council and any of the decision making bodies of the Village of Shawnee Hills which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the State of Ohio.

SECTION 5. That this Ordinance be declared an emergency measure necessary for the public health, safety, and welfare of the residents of Shawnee Hills and that this ordinance shall take effect immediately upon its passage.

Bills for June 12, 2017

Morter Construction	5,000.00	bathroom
ReadyRefresh	69.89	bottled water PD
Ohio Edison	485.85	street lights
Rex Waldenmyer	7.09	reimbursement
Galls	192.50	PD badges
Eger Trenching	3,770.00	manhole risers, stoirm drain
ComDoc	300.01	copier
Lowes	541.94	park upgrades
SimplexGrinnell	320.00	fire extinguisher inspection
Jeremy Amick	934.14	Police Officer
Kathleen Antalocy	907.78	Police Officer
Russell Baron	1,001.68	Chief
Corey Black	185.29	Police Officer
Erin Cullen	823.19	Police Officer
Gregory Earhart	179.00	Police Officer
Richard Ey	115.58	maintenance
Mark Katzenbach	1,023.60	Code Enforcement
Shirley Roskoski	1,148.20	Fiscal Officer
Erik Spaulding	487.92	Court Clerk
Steven DeBolt	657.45	Administrator
Mary Kennedy/child support	75.00	withholding
Ohio Child Support Payment	181.44	withholding
Ohio Deferred Comp	125.00	withholding
Rumpke	33.88	trash pickup
Eger Trenching	145.00	catch basin
Ohio Municipal League	50.00	grantfinder
Ohio Public Entitiy Consortium	3,065.31	health insurance
AT&T	176.50	PD phone and repair
AT&T	65.85	fax line
Pat Monahan	334.15	Mayor
Galls	132.67	misc PD items
Boy-Rad Inc.	599.58	tires for cruiser
Lawson Flag	310.40	four flags
Rumpke	1,855.81	dumpster day
Charles Kelsey	550.00	Magistrate
Daniel Boggess	2,500.00	ROW refund
Columbia Gas	33.94	PD
Columbia Gas	46.81	municipal
Columbia Gas	28.11	pump station
James Gauldin	33.27	Council
KS State Bank	618.32	truck
KS State Bank	593.68	cruiser
Parr Public Safety	633.99	cruiser lighting
Quill	98.01	PD supplies
Treasurer State of Ohio	1,060.50	UAN/Audit fees

Interstate Billing Service	874.50	Charger repair
Zettler Hardware	31.26	misc items
AT& T Mobility	271.46	cell phones
Time Warner Cable	70.97	cable
Ohio Treasure, Josh Mandel	1,551.65	OPWC Loans
Morter Construction	3,500.00	bathroom
RITA	704.72	withholding
School District Income Tax	26.85	withholding
US Treasury	3,853.73	withholding
Ohio Police & Fire	3,739.17	withholding
OPERS	2,615.25	withholding
Ohio Treasurer of State	795.61	withholding
<b>Total</b>	<b>49,533.50</b>	

**Fund Status**

As Of 6/7/2017

<b>Fund Number</b>	<b>Fund Name</b>	<b>% of Total Pooled</b>	<b>Fund Balance</b>	<b>Investments (Non-Pooled)</b>	<b>Checking &amp; Pooled Investments (Pooled)</b>
1000	General	30.709%	\$316,105.95	\$0.00	\$316,105.95
2011	Street Construction, Maint. and Repair	14.822%	\$152,578.33	\$0.00	\$152,578.33
2021	State Highway	1.463%	\$15,060.77	\$0.00	\$15,060.77
2041	Parks and Recreation	0.281%	\$2,888.87	\$0.00	\$2,888.87
2061	PD Body Armor	0.085%	\$875.68	\$0.00	\$875.68
2062	Continuing Professional Training	0.399%	\$4,110.02	\$0.00	\$4,110.02
2081	Drug Law Enforcement	0.024%	\$249.56	\$0.00	\$249.56
2082	Indigent Driver's Interlock & Monitoring	0.037%	\$385.84	\$0.00	\$385.84
2271	Enforcement and Education	0.113%	\$1,160.85	\$0.00	\$1,160.85
2901	Mayor's Court Computer	0.413%	\$4,250.63	\$0.00	\$4,250.63
2902	Fire Levy	9.795%	\$100,824.27	\$0.00	\$100,824.27
2903	Weed	0.720%	\$7,411.65	\$0.00	\$7,411.65
2904	TIF	0.025%	\$259.23	\$0.00	\$259.23
2905	TIF 2	1.151%	\$11,849.34	\$0.00	\$11,849.34
2907	Veteran's Memorial	0.010%	\$98.97	\$0.00	\$98.97
5201	Sewer Operating	5.989%	\$61,653.14	\$0.00	\$61,653.14
5202	Sewer Replacement	17.583%	\$181,000.00	\$0.00	\$181,000.00
5601	Storm Sewer System	0.221%	\$2,270.02	\$0.00	\$2,270.02
5721	Enterprise Debt Service	16.160%	\$166,352.17	\$0.00	\$166,352.17
9901	Mayor's Court	0.000%	\$0.00	\$0.00	\$0.00
<b>All Funds Total</b>			<b>\$1,029,385.29</b>	<b>\$0.00</b>	<b>\$1,029,385.29</b>
Pooled Investments					\$0.00
Secondary Checking Accounts					\$1,181.92
Available Primary Checking Balance					\$1,028,203.37

**Cash Activity**  
5/22/2017 to 6/30/2017

Post Date	Transaction Date	Number	Type	Source/Vendor/Payee	Increase Revenue	Decrease Expenditure	Primary Checking Balance
05/01/2017				Beginning Balance	\$0.00	\$0.00	\$1,010,243.23
05/23/2017	05/23/2017	16259	AW	Rexford Waldenmyer	0.00	7.09	1,010,236.14
05/23/2017	05/23/2017	16260	AW	Galls, LLC	0.00	192.50	1,010,043.64
05/23/2017	05/23/2017	16261	AW	Ohio Edison	0.00	485.85	1,009,557.79
05/23/2017	05/23/2017	16262	AW	Morter Construction	0.00	5,000.00	1,004,557.79
05/23/2017	05/23/2017	155-2017R	STD	Joseph Kurtz	158.60	0.00	1,004,716.39
05/23/2017	05/23/2017	156-2017R	STD	Mega Pools Warehouse	75.00	0.00	1,004,791.39
05/24/2017	05/24/2017	219-2017	CH	ReadyRefresh by Nestle	0.00	69.89	1,004,721.50
05/25/2017	05/25/2017	16263	AW	Eger Trenching	0.00	3,770.00	1,000,951.50
05/25/2017	05/25/2017	16264	AW	ComDoc Inc.	0.00	300.01	1,000,651.49
05/25/2017	05/25/2017	16265	AW	Lowe's	0.00	541.94	1,000,109.55
05/25/2017	05/25/2017	16266	AW	SimplexGrinnell	0.00	320.00	999,789.55
05/25/2017	05/25/2017	157-2017R	STD	Lexis Nexis	5.00	0.00	999,794.55
05/25/2017	05/25/2017	158-2017R	STD	sewer payments	2,846.54	0.00	1,002,641.09
05/30/2017	05/30/2017	159-2017R	STD	Stacy McVan	50.00	0.00	1,002,691.09
05/30/2017	05/30/2017	160-2017R	STD	sewer payments	3,017.15	0.00	1,005,708.24
05/30/2017	05/30/2017	16273	AW	Rumpke	0.00	33.88	1,005,674.36
05/30/2017	05/30/2017	16274	AW	Eger Trenching	0.00	145.00	1,005,529.36
05/30/2017	05/30/2017	16275	AW	Ohio Municipal League	0.00	50.00	1,005,479.36
05/31/2017	05/30/2017	220-2017	EP	Jeremy W Amick	0.00	934.14	1,004,545.22
05/31/2017	05/30/2017	16267	PR	Kathleen R Antalocy	0.00	907.78	1,003,637.44
05/31/2017	05/30/2017	221-2017	EP	Russell C Baron	0.00	1,001.68	1,002,635.76
05/31/2017	05/30/2017	222-2017	EP	Corey W Black	0.00	185.29	1,002,450.47
05/31/2017	05/30/2017	223-2017	EP	Erin A Cullen	0.00	823.19	1,001,627.28
05/31/2017	05/30/2017	16268	PR	Steven A DeBolt	0.00	657.45	1,000,969.83
05/31/2017	05/30/2017	16269	PR	Gregory T Earhart	0.00	179.00	1,000,790.83
05/31/2017	05/30/2017	16270	PR	Richard T Ey	0.00	115.58	1,000,675.25
05/31/2017	05/30/2017	224-2017	EP	Mark S Katzenbach	0.00	1,023.60	999,651.65
05/31/2017	05/30/2017	225-2017	EP	Shirley A Roskoski	0.00	1,148.20	998,503.45
05/31/2017	05/30/2017	226-2017	EP	Erik F Spaulding	0.00	487.92	998,015.53
05/31/2017	05/30/2017	16271	WH	Mary Kennedy	0.00	75.00	997,940.53
05/31/2017	05/30/2017	16272	WH	Ohio Child Support Payment Central	0.00	181.44	997,759.09
05/31/2017	05/30/2017	228-2017	EW	Ohio Deferred Compensation	0.00	125.00	997,634.09
05/31/2017	05/30/2017	16276	WH	Ohio Public Entity Consortium	0.00	1,693.08	995,941.01
05/31/2017	05/30/2017	16277	AW	Ohio Public Entity Consortium	0.00	1,372.23	994,568.78
05/31/2017	05/31/2017	161-2017R	STD	State of Ohio	1,544.94	0.00	996,113.72
05/31/2017	05/31/2017	229-2017	CH	AT&T	0.00	65.85	996,047.87
05/31/2017	05/31/2017	230-2017	CH	AT&T	0.00	176.50	995,871.37
05/31/2017	05/31/2017	231-2017	CH	Delaware County Bank	0.00	50.00	995,821.37
05/31/2017	05/31/2017	162-2017R	STD	Virginia Farneman	1,200.00	0.00	997,021.37
05/31/2017	05/31/2017	162-2017R	VOID	Void Receipt for Virginia Farneman	-1,200.00	0.00	995,821.37
05/31/2017	05/31/2017	163-2017R	STD	Virginia Farneman	1,250.00	0.00	997,071.37
05/31/2017	06/05/2017	169-2017R	INT	PRIMARY	121.26	0.00	997,192.63
05/31/2017	06/05/2017	155-2017R	VOID	Void Receipt for Joseph Kurtz	-158.60	0.00	997,034.03
05/31/2017	06/05/2017	159-2017R	VOID	Void Receipt for Stacy McVan	-50.00	0.00	996,984.03
05/31/2017	06/05/2017	170-2017R	INT	PRIMARY	0.05	0.00	996,984.08
May Total:					8,859.94	22,119.09	

Post Date	Transaction Date	Number	Type	Source/Vendor/Payee	Increase Revenue	Decrease Expenditure	Primary Checking Balance
06/01/2017				Beginning Balance	0.00	0.00	996,984.08
06/01/2017	06/01/2017	16278	PR	Pat Monahan	0.00	334.15	996,649.93
06/01/2017	06/01/2017	16279	AW	Galls, LLC	0.00	132.67	996,517.26
06/01/2017	06/01/2017	16280	AW	Boy-Rad Inc	0.00	599.58	995,917.68
06/01/2017	06/01/2017	16281	AW	Lawson Flag Supply Co.	0.00	310.40	995,607.28
06/01/2017	06/01/2017	16282	AW	Rumpke	0.00	1,855.81	993,751.47
06/01/2017	06/01/2017	16283	AW	Charles Kelsey	0.00	550.00	993,201.47
06/01/2017	06/01/2017	16284	AW	Daniel Boggess	0.00	2,500.00	990,701.47
06/01/2017	06/01/2017	163-2017R	VOID	Void Receipt for Virginia Farneman	-1,250.00	0.00	989,451.47

**Cash Activity**  
5/22/2017 to 6/30/2017

Post Date	Transaction Date	Number	Type	Source/Vendor/Payee	Increase Revenue	Decrease Expenditure	Primary Checking Balance
06/02/2017	06/02/2017	164-2017R	STD	Iulianelli Custom Homes	8,200.00	0.00	997,651.47
06/02/2017	06/02/2017	165-2017R	STD	Charter Communications	854.77	0.00	998,506.24
06/02/2017	06/02/2017	233-2017	CH	Columbia Gas of Ohio	0.00	28.11	998,478.13
06/02/2017	06/02/2017	234-2017	CH	Columbia Gas of Ohio	0.00	46.81	998,431.32
06/02/2017	06/02/2017	235-2017	CH	Columbia Gas of Ohio	0.00	33.94	998,397.38
06/02/2017	06/02/2017	166-2017R	STD	Emmanuel Franklin	62.08	0.00	998,459.46
06/02/2017	06/02/2017	167-2017R	STD	sewer payments	2,296.05	0.00	1,000,757.51
06/02/2017	06/02/2017	168-2017R	STD	Ribman Catering	250.00	0.00	1,001,007.51
06/05/2017	06/05/2017	172-2017R	STD	Stacy McVan	50.00	0.00	1,001,057.51
06/05/2017	06/05/2017	173-2017R	STD	Joeseph Kurt=z	158.60	0.00	1,001,216.11
06/05/2017	06/05/2017	174-2017R	STD	Regional Income Tax Agency	42,956.05	0.00	1,044,172.16
06/05/2017	06/05/2017	236-2017	CH	RITA	0.00	1,288.68	1,042,883.48
06/05/2017	06/05/2017	16285	PR	James R Gauldin	0.00	33.27	1,042,850.21
06/05/2017	06/05/2017	175-2017R	STD	Village Wine Shop	250.00	0.00	1,043,100.21
06/06/2017	06/06/2017	16286	AW	KS State Bank	0.00	618.32	1,042,481.89
06/06/2017	06/06/2017	16287	AW	Parr Public Safety Equipment, Inc.	0.00	633.99	1,041,847.90
06/06/2017	06/06/2017	16288	AW	Quill Corporation	0.00	98.01	1,041,749.89
06/06/2017	06/06/2017	16289	AW	Treasurer State of Ohio	0.00	1,060.50	1,040,689.39
06/06/2017	06/06/2017	16290	AW	Interstate Billing Service, Inc.	0.00	874.50	1,039,814.89
06/06/2017	06/06/2017	16291	AW	Zettler Hardware	0.00	31.26	1,039,783.63
06/06/2017	06/06/2017	16292	AW	AT&T Mobility	0.00	271.46	1,039,512.17
06/06/2017	06/06/2017	16293	AW	Time Warner Cable	0.00	70.97	1,039,441.20
06/06/2017	06/06/2017	16294	AW	Ohio Treasurer, Josh Mandel	0.00	1,551.65	1,037,889.55
06/06/2017	06/06/2017	16295	AW	KS State Bank	0.00	593.68	1,037,295.87
06/06/2017	06/06/2017	16296	AW	Morter Construction	0.00	3,500.00	1,033,795.87
06/06/2017	06/06/2017	238-2017	EW	Ohio Public Employees Retirement System	0.00	31.20	1,033,764.67
06/06/2017	06/06/2017	239-2017	EW	Ohio Public Employees Retirement System	0.00	2,615.25	1,031,149.42
06/06/2017	06/06/2017	240-2017	EW	Ohio Police & Fire Fund	0.00	3,739.17	1,027,410.25
06/06/2017	06/06/2017	241-2017	EW	Ohio Treasurer of State	0.00	795.61	1,026,614.64
06/06/2017	06/06/2017	242-2017	EW	Regional Income Tax Agency	0.00	704.72	1,025,909.92
06/06/2017	06/06/2017	243-2017	EW	School District Income Tax	0.00	26.85	1,025,883.07
06/06/2017	06/06/2017	244-2017	EW	US Treasury	0.00	3,853.73	1,022,029.34
06/07/2017	06/07/2017	176-2017R	STD	SEWER PAYMENTS	3,661.03	0.00	1,025,690.37
06/07/2017	06/07/2017	177-2017R	STD	Mayor's Court	2,513.00	0.00	1,028,203.37
06/07/2017	06/07/2017	178-2017R	CHARGE	Mayor's Court	0.00	828.00	1,027,375.37
06/07/2017	06/07/2017	178-2017R	MEMO	Mayor's Court	828.00	0.00	1,028,203.37
June Total:					60,831.58	29,612.29	
Report Total:					<u>\$69,691.52</u>	<u>\$51,731.38</u>	

Type: STD - Standard Receipt, INT - Interest Receipt, MEMO - Memo Receipt, GAIN - Capital Gain, AW - Accounting Warrant, AM - Accounting Manual Warrant, CH - Electronic Payment Advice, IW - Investment Warrant, IM - Investment Manual Warrant, RW - Reduction of Receipt Warrant, IL - Investment Loss, PR - Payroll Warrant, PM - Payroll Manual Warrant, EP - Payroll EFT, EW - Withholding Voucher, WS - Payroll Special Warrant, SV - Payroll Special Voucher, WH - Withholding Warrant, POS ADJ - Positive Adjustment, NEG ADJ - Negative Adjustment, POS REAL - Positive Reallocation, NEG REAL - Negative Reallocation