

## Village of Shawnee Hills Council Meeting Minutes

July 13, 2020

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

Council in Attendance: Mary Gates, Geoff Hanna, Jeff Stacy and Robert Thatcher

Absent: Renee Matney

Also Present: Fiscal Officer Shirley Roskoski, Administrator Craig Thompson and Solicitor Brian Zets

### Minutes

It was moved by Gates, seconded by Hanna to approve the minutes of June 22, 2020 with the following amendments. On page 2 - under Police Chief, change the word *on* to *an*, and place a comma after 2 weeks worth. On page 3 under Visitors – add a period at the end of the last sentence. Following vote on the motion is recorded: yea, 3; Gates, Hanna and Thatcher. Nay, none. Abstain, one; Stacy. Motion passed

### Agenda

It was moved by Thatcher, seconded by Hanna to approve the agenda. Following vote on the motion is recorded: yea, 4; Gates, Hanna, Stacy and Thatcher. Nay, none. Motion passed

### Solicitor

Brian said I worked with the Chief on a couple of public records requests. I worked with Dan and Shirley on Dan's transition to Mayor. I worked on Ordinance 15-2020 which is amending special duty pay. Worked with Mark on a couple of things, the E. Osage Drive PUD application is in, and the process through that. The final piece of property to be rezoned for the O'Shaughnessy Crossing project has gone through the planning commission and will be coming to council.

### Village Administrator

Craig Thompson gave the following report:

Storm Water Drainage Project on Glick Road: Lowest bid received was \$90,408. Contract has been signed and work is scheduled to begin after the Memorial Tournament.

Ninja Gym: Applicant has retained a Civil Engineer from Circleville, Ohio to complete storm drainage design work.

O'Shaughnessy Crossing: Cost sharing agreement has been signed. Chris will set up pre-construction meeting.

Osage Woods PUD: We have received an amended application. They are seeking approval for 9 units. Application will go before P&Z on July 28, 2020.

Schirmer Brew Pub: No plans have been submitted to Village, although applicant's engineer has been in contact regarding code requirements and process.

Pump Station Back Up Generator: Contract for installation of back-up generator has been signed. Mark met with contractor on July 3rd.

Dublin Road Repaving: ODOT plans on repaving Dublin Road from Glick Road to Home Road in August of this year. I will provide updates on the schedule as they become available.

Wine Snob Project at Shawnee Square. ABR meeting was cancelled. Applicant and Shawnee Square owner need to work out unit renovation details before next ABR.

Shirley delivered the tax levy legislation to the Delaware County Board of Elections.

Council member Stacy asked if the Mayor election would be this November.

Brian said it will be held in November 2021. Per the ORC: Such successor shall be elected to the office for the unexpired term, at the first regular municipal election that occurs more than forty days after the vacancy has occurred, except that when the unexpired term ends within one year immediately following the date of such election, an election to fill such unexpired term shall not be held and the president of the legislative authority of the city shall hold the office for such unexpired term."

R.C. 3501.01(B) defines "regular municipal election" as "the election held on the first Tuesday after the first Monday in November in each odd-numbered year." Using this definition, the "first regular municipal election" will be held in November 2021. Therefore, Dan will serve as the mayor until someone is elected in November 2021 and takes office on January 1, 2022.

### **Police Chief**

Chief Baron said the Memorial Tournament is this week. He said that Jeff Parenteau (Bogey Inn) has again requested for a noise variance this year and it is on the agenda tonight. There have been no issues with the Bogey in the past years and I am recommending that the variance be approved again. There have been many calls coming in about the Bogey in regards to the number of people expected there during this tournament time. The Franklin County Board of Health will be monitoring this activity. The police will not respond to any calls in regards to social distancing or not wearing masks.

Due to the uprise in COVID cases, I have mandated the Officers to wear masks as much as they can.

Mayor Mathews asked Brian if the council should do anything about people wearing masks since some of the surrounding municipalities have put in restrictions.

Brian said that is between the business owners and their customers. He said to let the State do their thing.

### **Communications**

Mayor Mathews said that he and Mary met with Dr. O'Shaughnessy and Rob Miller in regards to the riverfront association and the City of Columbus. This was something that Pat was very involved in. We were given a packet of things to read. 1974 seemed to be an interesting year. We kind of hashed out a game plan, possibly meeting directly with Mayor Ginther, contacting the Delaware County Health Board and possibly the Commissioners.

### **Committee Reports**

Council member Gates said that P & Z met and discussed the rezoning for Jeff Parenteau. This was approved with a recommending to council for approval

Council member Thatcher said that UST met tonight. Craig covered most of what was discussed except the contract renewal for Richard Ey.

Council member Thatcher said the JEDD Board met. He has a one year appointment, July 1, 2020 to July 1, 2021.

### **Legislative Actions**

Third Reading- Ordinance 07-2020 – An Ordinance repealing Section 1121.07 (Environmental Review District) of the Village of Shawnee Hills Codified Ordinances.

It was moved by Gates, seconded by Thatcher to adopt Ordinance 07-2020. Following vote on the motion is recorded: yea, 4; Gates, Hanna, Stacy and Thatcher. Nay, none. Motion passed

Third Reading- Ordinance 08-2020- An Ordinance repealing Section 1121.09 (Architectural Standards for Commercial Zoning Districts) of the Village of Shawnee Hills Codified Ordinances.

It was moved by Hanna, seconded by Thatcher to adopt Ordinance 08-2020. Following vote on the motion is recorded: yea, 4; Gates, Hanna, Stacy and Thatcher. Nay, none. Motion passed

Third Reading- Ordinance 09-2020 – An Ordinance amending Section 147.02 (Purpose of the Architectural Board of Review) of the Village of Shawnee Hills Codified Ordinances.

It was moved by Thatcher, seconded by Hanna to adopt Ordinance 09-2020. Following vote on the motion is recorded: yea, 4; Gates, Hanna, Stacy and Thatcher. Nay, none. Motion passed

Third Reading- Ordinance 10-2020 – An Ordinance amending Section 1113.13 (C)(1) (Building Orientation), Section 1113.13(F)(2) (E) (Maximum Site Coverage), Section 1113.13(G)(4) (Upper Story Windows), Section 1113.13(G)(11) (Roof Pitch), Section 1113.13 (G) (12) (Building Materials and Colors), and Section 1113.13 (G) (18) (Lighting).

Council member Stacy said he would like to amend Section 4 (12). He said it currently reads: Building Materials and Colors. Building materials shall be wood frame, brick, stone or an acceptable combination thereof. He would like it amended to: Building materials shall be wood frame, brick, stone or an acceptable material of the same look or appearance.

Mayor Mathews said he was good with that.

It was moved by Stacy, seconded by Hanna to amend Section 4 (12) as recommend by Council member Stacy. Following vote on the motion is recorded: yea, 4; Gates, Hanna, Stacy and Thatcher. Nay, none. Motion passed.

It was moved by Gates, seconded by Hanna to adopt Ordinance 10-2020 as amended. Following vote on the motion is recorded: yea, 4; Gates, Hanna, Stacy and Thatcher. Nay, none. Motion passed.

Third Reading- Ordinance 11-2020- An Ordinance amending Section 1129.01(F) (Issuance of Certificates) and adding Section 1129.01(I) (Secured Structures) of the Village of Shawnee Hills Codified Ordinances.

It was moved by Stacy, seconded by Hanna to adopt Ordinance 11-2020. Following vote on the motion is recorded: yea, 4; Gates, Hanna, Stacy and Thatcher. Nay, none. Motion passed.

First Reading- Ordinance 14-2020- An Ordinance to grant variances to the provisions of the Shawnee Hills Code Section 509.09 to allow applicant, Bogey Inn, to deviate from time and volume standards for the Memorial Tournament and declaring an emergency.

It was moved by Stacy, seconded by Hanna to suspend with the second and third readings and declare Ordinance 14-2020 an emergency. Following vote on the motion is recorded: yea, 4; Gates, Hanna, Stacy and Thatcher. Nay, none. Motion passed. It was moved by Gates, seconded by Thatcher to adopt Ordinance 14-2020 an emergency. Following vote on the motion is recorded: yea, 4; Gates, Hanna, Stacy and Thatcher. Nay, none. Motion passed.

First Reading- Ordinance 15-2020 – An Ordinance amending Section 311.02(J) (Police Services, Special Duty Fees) of the Village of Shawnee Hills Codified Ordinances.

First Reading- Resolution 15-2020 – A Resolution authorizing and directing the Village Administrator and Fiscal officer to execute an employment agreement with Richard Ey and declaring an emergency.

Council member Gates asked if this could go to a second reading.

First Reading-Resolution 16-2020 – A Resolution concurring with the Mayor's Appointment to the Tax Incentive Review Committee and declaring an emergency.

It was moved by Hanna, seconded by Thatcher to suspend with the second and third readings and declare Resolution 16-2020 an emergency. Following vote on the motion is recorded: yea, 4; Gates, Hanna, Stacy and Thatcher. Nay, none. Motion passed.

It was moved by Stacy, seconded by Hanna to adopt Resolution 16-2020 as an emergency. Following vote on the motion is recorded: yea, 4; Gates, Hanna, Stacy and Thatcher. Nay, none. Motion passed.

Mayor Mathews said we have an opening on the ABR and he had asked Terry Herzog to prepare a bio of her experience which council has received a copy of. He said that Terry helped us out with the playground and has a Masters in Landscape Architecture.

It was moved by Hanna, seconded by Thatcher to confirm the Mayor's appoint of Terry Herzog to the ABR. Following vote on the motion is recorded: yea, 4; Gates, Hanna, Stacy and Thatcher. Nay, none. Motion passed.

**Bills**

It was moved by Hanna, seconded by Stacy to approve the bills in the amount of \$76,768.46. Following vote on the motion is recorded: yea, 4; Gates, Hanna, Stacy and Thatcher. Nay, none. Motion passed.

**Treasurer's Report**

It was moved by Gates, seconded by Thatcher to approve the following treasurer's report:

General	165,184.94	Mayor's Court Computer	1,030.14
Street	206,395.79	Fire	50,044.03
State Highway	22,496.50	Weed	3,965.04
Parks & Recreation	0.00	TIF	27,428.34
PD Body Armor	1,073.83	TIF 2	55,830.18
Cont. Prof. Training	179.77	Veteran's Memorial	248.97
Drug Law Enfct.	534.41	Sewer Operating	27,533.58
Indigent Driver	385.84	Sewer Replacement	77,405.09
Law Enfct. Trust	6,676.71	Storm Sewer	10,502.06
Enfct. and Education	1,220.85	Debt Service	115,253.55
		Coronavirus Relief Fund	12,422.93

For a total of \$785,812.55

Following vote on the motion is recorded: yea, 4; Gates, Hanna, Stacy and Thatcher. Nay, none. Motion passed.

**Executive Session**

It was moved by Gates, seconded by Stacy to move into executive session pursuant to R.C. 121.22(G)(8), to consider negotiations with other political subdivisions respecting a request for economic development assistance that is to be provided or administered under R.C. Chapter 715 with the understanding that Council believe this executive session is necessary to protect the possible investment or expenditure of public funds to be made in connection with the economic development project. Invited into the executive session are Brian Zets, Craig Thompson, mayor Mathews and Chief Baron. Following vote on the motion is recorded: yea, 4; Gates, Hanna, Stacy and Thatcher. Nay, none. Motion passed.

It was moved by Hanna, seconded by Stacy to adjourn back into regular session. Following vote on the motion is recorded: yea, 4; Gates, Hanna, Stacy and Thatcher. Nay, none. Motion passed.

**Miscellaneous**

Shirley said since Mark is in the hospital would council appoint an Acting Code Enforcement Officer since there are zoning applications that need to be approved.

It was moved by Hanna, seconded by Thatcher to appoint Craig Thompson as acting Code Enforcement Officer until Mark comes back. Following vote on the motion is recorded: yea, 4; Gates, Hanna, Stacy and Thatcher. Nay, none. Motion passed.

**Adjournment**

There being no further business, it was moved by Stacy, seconded by Hanna, to adjourn until July 27, 2020. Following vote on the motion is recorded: yea, 4; Gates, Hanna, Stacy and Thatcher. Nay, none. Meeting adjourned at 7:45 p.m.

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Fiscal Officer

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Mayor