

## **Village of Shawnee Hills Council Meeting Minutes**

**January 14, 2019**

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

Council in Attendance: Mary Gates, Geoff Hanna, Dan Mathews, Renee Matney, Jeff Stacy and Robert Thatcher

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

Mayor Monahan asked for a moment of silence for the passing of Dorothy Baschnagel, a longtime resident of the village.

### **Minutes**

It was moved by Thatcher, seconded by Hanna to approve the minutes of December 10, 2018. Following vote on the motion is recorded: yea, 5; Gates, Hanna, Mathews, Stacy and Thatcher. Nay, none. Abstain, one Matney. Chair declared the motion passed by a 6-0 vote.

### **Agenda**

It was moved by Mathews, seconded by Thatcher to amend the agenda by adding Resolution 03-2019. Following vote on the motion is recorded: yea, 6; Gates, Hanna, Mathews, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 6-0 vote.

It was moved by Matney, seconded by Gates to approve the agenda as amended. Following vote on the motion is recorded: yea, 6; Gates, Hanna, Mathews, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 6-0 vote.

### **Solicitor**

Brian said there were a couple of miscellaneous zoning things that Mark had called me about. Those questions and answers were taken care of. I did put together Resolution 03-2019 which is the Liberty Township matter.

Just a quick update on the MBA Bucket List annexation which is the company that Jeff is doing with annexation and the storage and the building up there. They have not filed that petition yet. They tried to file it and there must have been something not quite right about it and I heard the County did not accept it so it is still in the works. This process will take approximately four or five months once they file.

Council member Mathews said Chris can't approve anything until after that annexation is done, correct?

Brian said technically he doesn't have the ability to do anything because all of his approvals from us are conditioned on all that being done.

## **Village Administrator**

Craig Thompson gave the following report:

Position Transition: I spent a considerable amount of time with Steve DeBolt prior to his departure transitioning to the Administrator position. Steve has brought me up to date on major projects and scheduled introductions with the Village Engineer, Concord Township Administrator, Dublin City Manager, and various business owners. I want to thank Steve DeBolt for making the transition a very smooth one.

Vacant Building Ordinance: The Vacant Building Ordinance took effect on January 10, 2019. Mark Katzenbach, Code Enforcement Officer, has sent letters to all building owners notifying them of the ordinance requirements. We have had several owners pay their registration fees. Mark will be inspecting, enforcing and assuring compliance with the provisions of this section.

Pomeroy & Associates: We have received plans and files for projects last year other than the Glick Road Connector Path. Chris Tebbe, Village Engineer, has reviewed the plans and files submitted and recommended payment of these corresponding invoices. If we do not receive the files and plans for the Glick Road Connector Path by January 15, 2019, we will void the invoice and Chris Tebbe will design the path so that we can move forward on this project.

Speed Sign Switch Out: Phase 1 has been completed. This involved switching out 15mph signs for 25 mph signs on approximately 9 streets. The next two phases will be completed this year. The Shawnee Hills decal has been placed on the new Village truck.

2019 Village Repaving/Repair Program: Chris Tebbe has prepared a proposed schedule for the repaving program. The proposed schedule is as follows:

- a. We will review last year's bid documents to determine areas which might need to be revised. (January 2019)
- b. We will prepare preliminary bid documents for this year. (February 2019)
- c. We will look at any additional areas that Mark, Russ or anyone else brings to our attention for potential inclusion in the bid. (March 2019)
- d. We will finalize the bid documents and advertise. (April)
- e. Projected bid opening April 17th.

Over the weekend we got plenty of snow and I want to thank Richard Ey and Mark Katzenbach for their work, especially Richard, he worked all day Saturday. Mark came in on Sunday and cleaned up, mopped up operations. The totals are basically 29 personnel hours and 12 tons of salt over the weekend.

## **Visitors**

Craig Tuthill from the Shawnee Hills Chamber said he came here tonight to invite you all to our Meet and Greet at the Hummingbird Tattoo and Art Gallery. This will be held next Monday from 5:30 p.m. to 7:30 p.m. Please come. This is an extension of the Chambers hospitality.

Craig also informed Council that the Chamber has decided not to go forward with Music in the Village this next year. I am sad about that and from what I heard from the last meeting it sounds like Council will be sad that Music in the Village will not be happening. This gives me an

opportunity to extend to the Village Council perhaps they would like to pick this up. I have bands, of different calibers, that would be more than willing to come. One thought was the women in music in the Central Ohio area. Another could be musicians and entertainers from Shawnee Hills performing for Shawnee Hills. The whole goal of that was to bring more people in from outside the community as well as entertain the residents. This is just an offer.

Mayor Monahan asked if he had any estimates on that proposal as that would be something that Finance would have to take a look at.

Craig said tonight was just opening the dialog.

Council member Stacy asked why did the chamber decide not to have it this year.

Craig said the Chamber is going to be focusing more on the Meet and Greets.

### **Communications**

Mayor Monahan gave the following report:

I appreciate the help of Rich Pomante, Geoff Hanna, Rob Miller, Dr. Richard O'Shaughnessy and Jeff Stacey. We have been working together and on Friday, the 11<sup>th</sup> of January, met with Stantec Corp. They are doing a study commissioned by the City of Columbus to standardize the stewardship of properties contiguous to the City owned property surrounding the 3 reservoirs, Griggs, Hoover and O'Shaughnessy. Our bottom line goals are to improve; health, pollution, recreation and view focused. It aimed to provide ALL contiguous 31 Shawnee Hills properties the ability to address the aforementioned goals. This was the base of what we proposed this past Friday:

Proposal to alleviate the current health risk to our Village residents and improve the Pollution, View and Recreation.

- Allow a weed cut year-round with grass planted eliminates honeysuckle, provided the resident plants and maintains a filtration strip within the last 15 feet with deeply rooted less than 24 in high vegetation (controlled vegetation).
- Allow the removal of ground vegetation (small trees) of less than an agreed caliper and honeysuckle.
- Maintain current boat dock rules.
- Reach agreement for and provide a public access, so Village residents have reservoir viewing access.

More to come on this, stay tuned!

I received the Communications announcing the Valentine's Day Heart's Desire events February 8th or 9th from 5:30 to 7:30 PM. Julia and I attended this fundraiser last year. It is a neat event held in the Bonner Barn at the Ohio Wildlife Center. It includes a buffet dinner.

I sent it to Shirley and asked that this be linked to our website. I will leave this flyer here in the office.

## **Mayor's Report**

State of The Village:

The State of the Village is good even though it was a financial challenge.

It was a difficult Financially challenging year. There were 2 contributing factors:

First, the financial situation with unfunded Mandated EPA sewer inspection. This unfunded mandate will ultimately cost the village between \$350,000. and \$540,000. Fortunately, due to sound Financial planning done over the past decade we had nearly \$200,000. in the Sewer Replacement fund. The work began the fall of 2018. The sewer scoping will be done this year and we will know of any system damage. We believe due to the relative newness of system (18 years) we should be in pretty good shape.

Second, we also had a couple of individual high-income earners move out of the village resulting in a large dip in income tax revenue collected by RITA. We are monitoring the finances and are trending in the positive direction. We finished 2018 approximately \$12,000.00, down from 2017.

The help we need: Residents, please make sure your income taxes are being designated to Shawnee Hills and not another municipality. This is especially true with residents who work at home, like I do, you will find it may result in an income tax reduction, as it did for me.

The help we need: Businesses: Please validate that you and your employee's income taxes are being paid to Shawnee Hills and not another municipality. This is especially more likely with chain businesses where an employee could have been hired working as an example in Columbus paying 2.5% and now works in Shawnee Hills and could be paying 2%. Thanks for your help!

We have been working with Delaware County Economic Development and Orange Township on Joint Economic Developments which if it all works, should net us income in 2020.

I want to thank Steve DeBolt for all of his work:

Support of the Memorial Park and the Chamber's Music Series. He and two of our Council members even put down sod to help make the dates and prepare it for our residents' usage. Steve was also recognized by the Chamber, for his support on behalf of the Village.

I commend Council's funding of the expansion of the playground with new swings and the numerous improvements.

Mark and Richard spent many hours making our Memorial Park a great place for our residents and their families to play and celebrate; our Annual Village Picnic, The Police Halloween tailgate, Our Annual Veterans Celebration honoring our Vets, the Lighting of our Holiday tree and the Chamber sponsored Music in the Park.

We have worked and will continue the effort to help establish a connector path between our sidewalk at Walgreens and the bridge at the Dam. This will allow safe passage for pedestrian bicycle and foot traffic to and from the Zoo. We currently are dealing with a situation where a property owner doesn't want to grant us the path right away. We are exploring our other options including legal. The objective is safety!

We continue to work with new business development that has started in 2018 and earlier. We will be seeing new business development in 2019.

Council in 2018 decided due to high road construction bids to combine the proposed repairs with 2019. Our new Village Administrator, Craig Thompson and the UST committee working along with Chris Tebbe, our Village Engineer, have begun working on this project.

Planning and Zoning reviewed and recommended to council measures that;

- Lessens and eliminates the clutter of temporary signage.
- Enacted a Vacant Property Code, designed to lessen vacant storefronts and houses.
- Takes timely action against repeat code offenders, who show a lack of respect for their neighbors or the Village itself. We will continue to work on and implement these efforts

Our Police have continued to provide great safety services and are dedicated to serving our community and we thank them!

Each year we say good-bye to some old friends and hello to new friends.

The state of the Village is good! 2018, was a tough but good year. We are very fortunate to have good people, with strong business acumen, dedicated to the sound business management of our Village. We thank you and them for your ongoing support!

## DECEMBER 2018 MAYOR'S COURT REPORT

### RECEIPTS

\$867.00 Total receipts

### DISBURSEMENTS

\$225.00 Treasurer, State of Ohio

\$9.00 HB 562 IDAT Fund

\$573.00 General Fund

\$60.00 Computer Fund

Erik Spaulding  
Mayor's Court Clerk

I want to thank Richard Ey, for his hard work keeping our streets safe during the snowstorm this past weekend. Mark was attending his 99-year-old Aunt's funeral in Athens and Richard was on his own until Sunday. Richard worked continually for the 24-hour period to ensure our safety.

Thanks to Richard for his hard work and dedication, on behalf of all of us!

I am going to make a switch between the BZA and ABR. Dan Boggess is a lighting professional and his appointment to the BZA is up this month so I am going to appoint him to ABR.

### **Pro Tem Report**

Pro Tem Mathews said I will piggy back on that. Dan will go the BZA and take Brian Adams spot and Brian Adams will go to BZA and take Dan Boggess' spot. I am appointing Brian Adams to BZA.

He said as far as committees, I am more apt to keep the committees the same. If anyone wants to be on a different committee, let me know and we can juggle things. Given that we are all entrenched and know exactly what is going on with whatever projects or issues that we are dealing with right now I think it would be a good idea to keep them the same but let me know and we can do this at the next meeting.

### **Legislative Actions**

Council member Mathews moved to amend Ordinance 39-2018 with the following: In section five I would like to change the \$100.00 spending limit to \$500.00. In Section nine change the last two sentences to read: The Fiscal Officer shall be responsible for requesting and facilitating any necessary cancellation or surrender of a Village credit card account and must notify Council of the same. Employees must surrender all Village credit cards within their possession upon separation of employment from the Village. Seconded by Hanna. Following vote on the motion is recorded: yea, 6; Gates, Hanna, Mathews, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 6-0 vote.

Second Reading- Ordinance 39-2018 – An amended Ordinance to amend and replace the Village of Shawnee Hills Credit Card Policy, contained in section four of the Village of Shawnee Hills Employee Handbook and declaring an emergency. It was moved by Thatcher, seconded by Mathews to suspend with the third reading and declare Ordinance 39-2018 an emergency. Following vote on the motion is recorded: yea, 6; Gates, Hanna, Mathews, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 6-0 vote. It was moved by Matney, seconded by Mathews to adopt amended ordinance 39-2018 as an emergency. Following vote on the motion is recorded: yea, 6; Gates, Hanna, Mathews, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 6-0 vote.

Second Reading- Ordinance 40-2018- Sponsored by Planning and Zoning- An Ordinance amending Section 1307.04(D) of the Village of Shawnee Hills Codified Ordinances.

Council member Stacy said he would like to propose an amendment to this. Under Section (d) in the first line where it says bicycles, children's toys, tools, ladders, lawn equipment, I would like to take that out and put that as a last line and say after forty-eight hours, period. Say bicycles, children's toys, tools, ladders, lawn equipment, must be stored out of public view. Seconded by Hanna.

Mayor Monahan asked Brian if the 48 hours was already in the code.

Brian said the answer to the 48-hour question is yes.

Council member Stacy said instead of adding that in there putting it at the end and saying stored out of public view. They don't have to be stored inside.

Shirley asked what is public view though. If there are houses back to back, you can see into each other's backyards.

Council member Stacy said that would not be public view in my opinion.

Brian said it is public view if I can see it from outside, that is public view.

Council member Hanna said we all store ladders and wheel barrows behind our house or behind our sheds. Some things we store outside. We are trying to control the stuff that is in public view when you drive down the street.

Mayor Monahan said so is it viewed from the street.

Shirley said what about a house that sits on the corner of two streets. It faces Shawnee Trail and has a side street on both sides of their house.

Council member Hanna said otherwise this eliminates everything. Prior to that you couldn't store anything there.

Council member Stacy said the way the ordinance was written would say that Geoff Hanna couldn't have a ladder hanging on the back of his house. It would have to be inside and I just don't think that is possible for everybody.

Shirley said especially for people that do not have a garage.

Council member Stacy said you have a wheelbarrow and you leave it behind your house. It is out of public view.

Mayor Monahan said would view from the street be okay with the maker of the motion. Council member Stacy said it would be okay with me. Council member Hanna concurred.

Council member Mathews said could we put the word reasonable in there, a reasonable public view.

Brian said yes you can, I will fight about it to the end of days.

Shirley said why do you have to have that list of things anyways, bicycles.

Council member Hanna said because we have a problem with that right now.

Shirley said you have one person you have a problem with.

Council member Stacy said we can't single out.

Shirley said I know, but I think it is sad that kids in the summer can't keep their bikes out in the yard.

Council member Hanna said that is why we are saying 48 hours.

Mayor Monahan said, as we know, it's people who don't have kids that leave it out there. Would the maker of the motion be alright with putting from the street?

Council member Stacy said I would be okay with that.

Brian said you need to make sure what public right of way you are talking about. I can likely see somebody's back yard from the street that is on the opposite side of my house because of the way the houses are oriented. You are talking about being able to be seen from the public right of way in the front of the house. If you say it has to be in the back yard that doesn't mean somebody from the opposite street can't see into my back yard.

Council member Hanna said the original ordinance was what?

Brian said the only thing that was added was, bicycles, children's toys, tools, ladders, lawn equipment, items, goods, materials, products for rent or sale. Those are the only words that are added to the original version. If you took that list of things out, you have the original version.

Mayor Monahan said the purpose of that was if you are running an EBay business, keep it inside.

Council member Stacy said that's fine. If you are selling stuff you can't store it on your porch. I don't have a problem with that, but to say that children's toys, a wheelbarrow, a bicycle has to stored inside.

Mayor Monahan said how about not stored from the front of the house or items for sale must not be stored outside beyond forty-eight hours.

Council member Stacy said I didn't propose a change for items, goods, materials, products for sale or rent. Inside. I don't have a problem with that. My problem is with a ladder, or kids toys or a wheel barrow that you have to store it inside.

Mayor Monahan said would from the front of the house be acceptable.

Council member Stacy said what if it was on the side of your house. I thought out of public view was reasonable but I understand that if you have a corner lot and you are coming down the side street you could see behind someone's house. It is not out of public view. So that eliminates the person who does live on the corner because we don't want them piling all their crap in the back yard anyways so that eliminates that. If it is out of public view and you live on a street and it is behind your house, you are not going to see it. If you live on a corner lot that doesn't give you the excuse to pile all that crap in your back yard. It has to be out of public view.

Brian said public view is me standing in my back yard and looking into your back yard.

Council member Stacy said that would be a private view in my opinion.

Brian said no it's not, I am public.

Council member Mathews said, in my opinion, to say public view, I think is alright because the idea of it is not to clean up half a yard, to keep your full yard cleaned up or put away. I think you are right.

Mayor Monahan asked if there was any further discussion on the motion made by Council member Stacy.

Council member Mathews said just to be devil's advocate here, these home based online sites where you post kids boots for sale. You can come pick it up on somebody's front porch.

Council member Stacy said you still have the forty-eight hours.

Brain said you motion didn't include the forty-eight hours because you tacked that sentence on after the word forty-eight hours. The way you said it is they cannot be stored in public view.

Council member Stacy said the forty-eight hours would apply to if you are selling something on the Powell bubble and somebody is going to pick it up, it can only be out there for forty- eight hours.

Brian said correct, but the storage of the bikes, toys, tools and ladders had nothing to do with forty-eight hours.

Council member Stacy said correct. Those kinds of things out of public view.

Council member Matney said so if your kids are playing outside and they leave their bike out overnight you are saying that doesn't apply because it is not the forty-eight hours. Is that what you are saying Brian?

Brian said yes.

Council member Matney said so that's not good right? You would think it all needs to be forty-eight hours.

Mayor Monahan asked Council member Stacy if he wanted to amend his motion.

Council member Stacy said so what, bicycles, children's toys, tools, ladders, lawn equipment must be stored out of public view after a forty-eight hour period.

Shirley said who is going to know it's been forty-eight hours.

Council member Stacy said if a kid leaves their bike out overnight, is that going to be a violation.

Council member Hanna said that is what we are trying to avoid in this situation.

Council member Stacy said if it is in use it's not.

Mayor Monahan suggested this be tabled so you can work with Brian to work out some verbiage.

Brian said you have to vote on the pending motion.

Following vote on the motion is recorded: Yea, none. Nay, 6; Gates, Hanna, Mathews, Matney, Stacy and Thatcher. Chair declared the motion failed by a 6-0 vote.

It was moved by Hanna, seconded by Thatcher to table Ordinance 40-2018. Following vote on the motion is recorded: Yea, 6; Gates, Hanna, Mathews, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 6-0 vote.

First Reading- Resolution 01-2019- A Resolution to approve the Delaware-Knox-Marion-Morrow Joint Solid Waste Management District's amended draft Solid Waste Management Plan

First Reading- Resolution 02-2019- A Resolution concurring with the Mayor's final appointment of Joshua Hoar as a full-time Police Officer for the Village of Shawnee Hills and declaring an emergency. It was moved by Thatcher, seconded by Matney to suspend with the second and third readings and declare Resolution 02-2019 an emergency. Yea, 6; Gates, Hanna, Mathews, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 6-0 vote.

It was moved by Gates, seconded by Matney to adopt Resolution 02-2019 as an emergency. Yea, 6; Gates, Hanna, Mathews, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 6-0 vote.

First Reading- Ordinance 01-2019- An Ordinance confirming the Mayor's appointment of Anthony LaRosa as a part-time Police Officer for the Village of Shawnee Hills and declaring an emergency. It was moved by Mathews, seconded by Gates to suspend with the second and third readings and declare Ordinance 01-2019 an emergency. Yea, 6; Gates, Hanna, Mathews, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 6-0 vote.

It was moved by Thatcher, seconded by Hanna to adopt Ordinance 01-2019 as an emergency. Yea, 6; Gates, Hanna, Mathews, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 6-0 vote.

First Reading- Ordinance 02-2019 – 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, 2019 and declaring an emergency. It was moved by Matney, seconded by Gates to suspend with the second and third readings and declare Ordinance 02-2019 an emergency. Yea, 6; Gates, Hanna, Mathews, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 6-0 vote. It was moved by Matney, seconded by Thatcher to adopt Ordinance 02-2019 as an emergency. Yea, 6; Gates, Hanna, Mathews, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 6-0 vote.

First Reading- Resolution 03-2019 – A Resolution opposing the proposed changes to neighboring Liberty Township’s fire-based EMS Model and declaring an emergency. It was moved by Mathews, seconded by Hanna to suspend with the second and third readings and make Resolution 03-2019 an emergency. Yea, 6; Gates, Hanna, Mathews, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 6-0 vote. It was moved by Thatcher, seconded by Hanna to adopt Resolution 03-2019 as an emergency. Yea, 6; Gates, Hanna, Mathews, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 6-0 vote.

**Bills**

It was moved by Matney, seconded by Stacy to pay the bills in the amount of \$99,535.14. Following vote on the motion is recorded: yea, 6; Gates, Hanna, Mathews, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 6-0 vote.

**Treasurer’s Report**

It was moved by Mathews, seconded by Hanna to approve the following treasurer’s report:

General	157,784.56	Fire	25,426.82
Street	150,259.17	Weed	6,710.95
State Highway	16,436.39	TIF	11,812.50
Parks and Recreation	3.02	TIF 2	34,529.13
PD Body Armor	.40	Veteran’s Mem	248.97
Cont. Prof. Training	3,102.66	Sewer Oper.	41,443.03
Drug Law Enf.	34.41	Sewer Repl.	176,499.87
Indigent Drivers	385.84	Storm Sewer	6,280.28
Enfct. and Education	1,195.85	Debt Service	169,772.43
Court Computer	2,460.14		

For a total of \$804,386.42.

Following vote on the motion is recorded: yea, 6; Gates, Hanna, Mathews, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 6-0 vote.

**Adjournment**

There being no further business, it was moved by Matney, seconded by Hanna to adjourn until January 28, 2019. Following vote on the motion is recorded: yea, 6; Gates, Hanna, Mathews, Matney, Stacy and Thatcher. Nay, none. Chair declared the meeting adjourned at 7:45 p.m.

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Fiscal Officer

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Mayor