

Village of Shawnee Hills Council Meeting Minutes

August 13, 2018

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 Steve DeBolt and Solicitor Brian Zets

Minutes

It was moved by Hanna, seconded by Thatcher to approve the minutes of July 23, 2018 with the following amendments: on page four after council add member and on page 5 there are extra spaces between two words. Following vote on the motion is recorded: yea, 5; Gates, Hanna, Matney, Stacy and Thatcher. Nay, none. Abstain, one; Mathews. Chair declared the motion passed by a 6-0 vote.

Agenda

It was moved by Mathews, seconded by Hanna to approve the agenda with the following amendment: add Resolution 17-2018. 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.

Solicitor

Brian said he has been very busy with lots of different things. First and foremost was the legislation that came out of the second planning and zoning committee meeting that we most recently had. I will speak more to those pieces of legislation during the reading of the legislation. We had a couple of things in Municipal Court. There was an arraignment that I attended last week and I was up there for a pre-trial this afternoon and we did have a zoning case that was transferred from Mayor's Court to Municipal Court. The rest of the work that was done revolved around different zoning issues, questions that Mark and I have been working on, some are moving on to BZA.

Village Administrator

Steve said we had the bid opening last week for the connector path and the street program. The bids were much higher than the 10 percent of the engineer's estimate. These bids were not even close to the 10%. Both projects will have to be rebid. I talked to a number of contractors that did not bid on it and they said the asphalt prices are high and everybody is busy. They don't want to take on any more projects and if they do they bid them high. It is just bad timing. We had hoped to get better prices by putting those two projects together but it didn't happen that way. My recommendation to UST was to rebid it next year.

Council member Matney asked what were the bids.

Steve said the low bid for the streets was \$158,000. We had \$120,000.00 in the pot. We did put in some streets as alternatives thinking if the prices came in lower we could add one or two in but they did not come close to it. For the connector path our estimate was \$88,000.00 and the low bid came in at \$138,000.00. One aspect of the path cost \$27,000.00 and we determined that we could probably eliminate that. Even taking that out the cost was still too high. The good news is the County will allow us to go into next year. They realized the timing of when the grant was available and the time they took to make the awards was probably tough on everybody so they are thinking about making the money good through the end of 2019 but we will not know that for another week or so. I have asked that the grant resolution that is on the agenda tonight be tabled. We also have two easements that we have to get for this project and they are still in negotiation. There was no guarantee that these easements would be taken care of before we were ready to go so maybe this is a blessing in disguise. This will give us more time to get this done. We were going to start the survey work for our sewer project this month but the contractor is finishing up another project so he won't be able to get to ours until September. This will be a three month project and it might help as it is easier to do survey work when there are no leaves on the trees.

The Wine Bistro submitted some plans so those are under way.

ODOT will be paving the street here in 2020. They will be doing a 1.5 inch overlay and asked for our input.

The last piece of the park upgrade is the bench swing install. The legs need an extension added on to make it higher and that is being worked on now at Fortin Iron Works.

Visitors

Robin Fellure, 157 W. Seneca Dr. said I have two things. The first one is I want to thank Mr. Mathews for his letter that he had in the Village Newsletter. I want to just state as a past president of the Shawnee Hills Chamber, I was a little bit disappointed in a letter that was in the village gazette recently that was written by our current president of the Shawnee Hills Chamber. I think that we need to provide a positive reflection of this village for our businesses. We want to provide growth to this community and I felt that some words that were written in that letter by her doesn't provide that, so I think what Mr. Mathews wrote in the village newsletter was very positive and I wanted to thank him for doing that.

Secondly, I have a question in regards to the deduct meter and I know we spoke about this before. I totally understand why we are no longer reading them. The reason I am asking this is I am a pool owner and I have a hot tub and this has been a very hot summer and I am constantly adding a lot of water to my swimming pool and I have not seen one change to my bill every month. I am disappointed that we are no longer reading that deduct meter. I don't understand how we are adjusting that if we are not reading it. I spent a lot of money to have that put in and officially I think we should be reading them.

Shirley said I will take a look at your account. We do adjust during the summer and I will have to go back and look at your usage.

Robin said I am paying within a couple of dollars the same amount every month. In May when I opened the pool I know I put 10,000 gallons of water in the pool and there was no difference in my bill.

Communications

Mayor Monahan gave the following report:

Mark your calendars

- The Village picnic will be held at our Memorial Park on **Sunday, Sept 30th from 1 PM to 4:30 PM**. Hotdogs hamburgers side dishes, soft drinks and water will be provided. Hope to see you there. It is a great chance to see old friends and meet new neighbors.
- Our annual Veterans celebration will be held **Sat, Nov 10th at 11 AM** at our Veterans memorial on W Reindeer, Lunch will follow at 11:40 AM at the Civic on W. Mohawk. The Boy Scouts will be performing a flag retirement, given all of you a way to retire old and tattered American flags. This is a great opportunity to honor those who have served! Please join us!

Council member Rob Thatcher and I will be meeting this Wed with The Delaware County Health Dept., Delaware County, and Concord Township about the contiguous Junk yards and the likely health risks caused by them.

Mayor's Report

Mayor Monahan gave the following report:

July 2018 Mayor's Court Report:

Receipts

\$2,977.00 Total Receipts

Disbursements

\$ 482.50 Treasurer, State of Ohio

\$ 19.50 HB 562 IDAT Fund

\$2,347.00 General Fund

\$ 128.00 Computer Fund

Erik Spaulding

Mayor's Court Clerk

We have a P&Z meeting on 8/28. We will be working on limiting temporary signs. At the last meeting I requested the Chamber to help us limit the temporary signs we would appreciate it. I am hoping that we end up at a reasonable proposal that limits the number and timing of temporary signs. I hope we can reach a logical resolution, though I admire a number of things that Dublin does, one aspect I believe that hurts businesses are over strict signage codes. More to come on this issue.

Committee Reports

Council member Thatcher said UST met before this. As Steve let on we had a lot of things on the agenda, mainly about our paving bids. For our paving bid we had an estimate of \$119,000.00. They came in at \$158,000.00 and \$166,000.00. We decided and voted to combine this year's and next year's programs together as none of our streets are in dire shape. Steve is also going to rebid the connector path. Hopefully we will get something a little better. Those bids came in at, anywhere from \$138,000.00 to \$159,000.00 where our engineer's estimate was \$101,000.00. Significantly \$30,000.00 to \$40,000.00 over, more than we could even look at.

We talked about some of the other projects. Working on the fire contract for renewal at the end of this calendar year and the sewer investigation work and we also talked to Steve about pursuing some OPWC grants for additional work in the village. The project we looked at, the highest viability, was the storm water problem on Glick Road down at the Cedarbrook area where they have continued to have water issues even after putting the swale in. We are hoping to combine that with the connector path construction, whatever other drainage they need to do there. Hopefully it's not a put it in, tear it out thing.

Council member Gates said planning and zoning met on July 24th. The first item we looked at was the blight ordinance. Brian had drafted the section for P&Z proposing section 1307.031 which would be known as a vacant building registry. Broadly speaking, the owner would have to register with Mark no later than 90 days after the building becomes vacant. They would have to submit a vacant building plan which would include whether the plan was for the vacant building to be demolished, if not, how would the property be maintained or is the plan for return of appropriate occupancy, in other words, how would it be rehabbed. Also this section talks about inspections and fees associated with this ordinance. This was sent to council and our first reading is tonight under Ordinance 22-2018. The second item was addressing the curb cuts on side streets and curb cuts off Dublin or Glick Roads for new businesses. We discussed insisting that new businesses have curb cuts off Dublin or Glick Roads if at all possible. We also discussed widening side streets the length of the businesses to help with traffic stacking on Dublin or Glick Road. The third item on the agenda was the storage of either vehicles or large items unrelated to the business where they would be stored or parked. After researching, Brian suggested revising section 1121.11 under parking or storage of vehicles on residential property in the zoning code. He was suggesting, that after residential, putting or commercial property. Under number 2 in that; no operable vehicle may be stored onto residentially or commercially zoned lot for a period exceeding fourteen days. That section was already there; we are adding commercially zoned. After the discussion, lot was replaced with parcel. We also suggested for an additional clause that the vehicle may not reappear in less than thirty days. Lots of discussion about problems in dealing with potential loopholes. P&Z moved that our draft section of 1121.11 of the code be modified to remove the provision C (2) concerning the fourteen-day limit of storage. To remove the word commercially from the second line of that section and to insert a sentence, properly drafted, that essentially says operable vehicles unrelated to the business may not be stored on the parcel. With these changes to this section it was recommended to council and the first reading is tonight under Ordinance 23-2018. The fourth item we discussed was the ordinance proposed by P&Z regarding curb side garbage placement. Two suggested changes to the proposed ordinance, one; garbage containers/bags need to be behind the front line of the house and the use of the word actual versus scheduled regarding collection times. This was also sent to council and the first reading is tonight under Ordinance 21-2018 and the last item that was on the agenda was temporary signage. We talked about sandwich board signs, stick in temporary signs. Todd Zimmerman had an idea that maybe we should look at how many stick in signs or boards like that per hundred feet run in front of businesses. This will be a continual work in progress.

Legislative Actions

Third Reading- Ordinance 18-2018- 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, 2018. It was moved by Thatcher, seconded by Gates to adopt Ordinance

18-2018. 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.

Second Reading- Resolution 12-2018- A Resolution declaring the month of September 2018 as Prostate Cancer Awareness Month. It was moved by Matney, seconded by Mathews to suspend with the third reading and declare Resolution 12-2018 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 Hanna to adopt Resolution 12-2018 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.

It was moved by Mathews, seconded by Thatcher to table Resolution 15-2018. 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 16-2018- A Resolution authorizing the Village Administrator and Fiscal Officer to execute a contract with Tebbe Civil Engineering, LLC for engineering services for the Village of Shawnee Hills, Ohio and declaring an emergency. Mayor Monahan said that Chris Tebbe is no longer working for Pomeroy & Associates and that Chris has started his own business, Tebbe Civil Engineering, LLC and that Chris has been the best engineer for the village that he has ever worked with. It was moved by Gates, seconded by Hanna to suspend with the second and third readings and declare Resolution 16-2018 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 Mathews, seconded by Hanna to adopt Resolution 16-2018 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.

First Reading – Resolution 17-2018 – A Resolution concurring with the Mayor’s appointments to the Tax Incentive Review Council and declaring an emergency. It was moved by Mathews, seconded by Hanna to suspend with the second and third readings and declare Resolution 17-2018 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 Mathews, seconded by Gates to adopt Resolution 17-2018 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.

First Reading- Ordinance 20-2018- An Ordinance approving the edition and inclusion of certain ordinances as parts of the various component codes of the Codified Ordinances of Shawnee Hills, Ohio and declaring an emergency. Mayor Monahan said this is for everything that has been passed over the past year we have to get codified and brought into our ordinances. Shirley said this also includes all the updated State codes and it is then put on our website. It was moved by Stacy, seconded by Hanna to suspend with the second and third readings and declare Ordinance 20-2018 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 Gates to adopt Ordinance 20-2018 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.

First Reading- Ordinance 21-2018- Sponsored by Planning and Zoning- An Ordinance creating, establishing, and adopting Section 1307.041 (“Curbside Garbage Placement”) of the Codified Ordinances of the Village of Shawnee Hills. Council member Stacy said the placement of garbage cans behind the front building line of residential or commercial property and outside of plain view from any neighboring street or property. That might be impossible in some places. Mayor Monahan said the original proposal said back line and what we are trying to accomplish is get it off the street. I know that some people don’t have access to the back and I don’t know if we can keep it totally out of view. Council member Stacy said anywhere on my property would be in view of the neighbors. Mayor Monahan said personally, if it was, it just can’t be out more than 24 hours in advance and must be taken in by midnight of the collection day. I think that would be fine but it is up to you guys. Take a look at it and come up with an amendment if you want.

First Reading- Ordinance 22-2018- Sponsored by Planning and Zoning- An Ordinance creating, establishing and adopting Section 1307.031 (“Vacant Building Registration”) of the Codified Ordinances of the Village of Shawnee Hills.

First Reading- Ordinance 23-2018- Sponsored by Planning and Zoning- An ordinance to amend and rename Section 1121.11 (Parking and Storage of Vehicles on Residential Property) of the Codified Ordinances of the Village of Shawnee Hills.

Bills

It was moved by Matney, seconded by Gates to approve the bills in the amount of \$176,481.86. 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	256,662.40	Fire	84,596.20
Street	150,216.75	Weed	6,710.95
State Highway	15,076.32	TIF	15,765.00
Parks and Recreation	3.02	TIF 2	35,327.89
PD Body Armor	406.40	Veteran’s Mem	248.97
Cont. Prof. Training	3,868.15	Sewer Oper.	7,156.47
Drug Law Enf.	283.41	Sewer Repl.	192,719.87
Indigent Drivers	385.84	Storm Sewer	2,487.94
Enfct. and Education	1,195.85	Debt Service	127,549.36
Court Computer	4,352.62		

For a total of \$905,013.41.

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.

Miscellaneous Business

Council member Mathews asked Steve if we were going to combine this year's street project with next years. Steve said yes.

Adjournment

There being no further business, it was moved by Stacy, seconded by Hanna to adjourn until August 27, 2018. Following vote on the motion is recorded: yea, 6; Gates, Hanna, Mathews, Matney, Stacy and Thatcher. Nay, none. Chair declared the meeting adjourned at 7:40 p.m.