

Village of Shawnee Hills Council Meeting Minutes

December 14, 2020

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

Council in Attendance: Mary Gates, Kathy Isern, Renee Matney, Jeff Stacy, Robert Thatcher and Todd Zimmerman

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

Minutes

It was moved by Zimmerman, seconded by Gates to approve the minutes of November 23, 2020 with the following amendments: on page one change *Brain*, to *Brian*, also change *is was to it was*. On page two, under Police Chief, change *then* to *than*. On page two under Administrator change *schedule* to *scheduled*. On page three, under Legislative Actions, the word village should be capitalized. Following vote on the motion is recorded: yea, 6; Gates, Isern, Matney, Stacy, Thatcher and Zimmerman. Nay, none. Motion passed.

Agenda

It was moved by Thatcher, seconded by Zimmerman to amend the agenda by adding an executive session after miscellaneous business pursuant to ORC 121.22 G1 to consider the appointment, employment or dismissal of a public official. Following vote on the motion is recorded: yea, 6; Gates, Isern, Matney, Stacy, Thatcher and Zimmerman. Nay, none. Motion passed.

Solicitor

Brian said I attended the ABR meeting on December 3rd. The applicant was Equity LLC, who will be developing the Cedarbrook property. There was a lot of discussion of what ABR is expecting this development to look like. The applicant will continue to work with the ABR on his application.

Village Administrator

Craig gave the following report:

Ninja Gym – we talked about this at the UST meeting. Work is underway. Today they were supposed to complete the parking lot. Hopefully all the heavy equipment they have been using will disappear and they will be working on interior work.

Osage Woods PUD – they will be submitting their final plan to P&Z in January 2021.

O'Shaughnessy Crossing – the mound of dirt on the sidewalk just north of E. Oneida has not been taken care of because that is where they put in the water line to go under Dublin Road from

Oneida to the O'Shaughnessy Crossing property. They have not put in the water line yet, there is just a sleeve. As soon as they put the line in, this pile of dirt and the sidewalk will be taken care of.

Schirmer Brew Pub – that is scheduled to go back to the BZA early next year.

Pump Station Back Up Generator – Mark informed me that this project is complete.

Glick Road Annexation – I reached out to my contact in Mayor Ginther's office and explained to him that we have been working on this for almost two years. I don't think we have made any significant progress on getting Glick Road annexed so what I asked him to do is that maybe we need to regroup or they need to regroup and kind of figure out the way forward on how we can finally get this done. He did get back to me last Friday and he said that he will discuss it internally as well as with the point person who is responsible for the annexation and see what they could come up with and get back to me.

Delaware City Prosecutor – there were three cases scheduled for December 7. One was a no show so a bench warrant was issued on that. They were all found guilty. One was fined and they have to clean up and pay the fine unless they decide to appeal. The last one was a pretty hefty fine and they are scheduled to go back to court in January 2021 for a follow up. They have also been ordered to do the necessary things they need to do to rectify the blight.

Council member Isern asked who had the bench warrant issued to them.

Craig said it was Cal Richeson Jr.

Council member Gates said I have a question in regards to Ohio Groundskeeping. I had asked a question earlier about whether or not they were paying RITA taxes.

Shirley said I have sent an email to my contact at RITA. They are aware of the business.

E. Cuyuga Drainage – I talked about this at UST. Chris and Mark have been working on solutions to that. Chris sent Brian and me an email with his recommendations, in terms of options, and it looks like the main problem with the drainage and flooding on E. Cuyuga is caused by Straders' detention pond. It is not designed for the amount of stormwater that comes off of their property. It was designed for half of what they currently have. We need to look at that in terms of expanding and also the flow under Dublin Road is much too fast. The other part of this is the ditch on the southern side of E. Cuyuga. This needs to be looked at and some work done on that. Also the house under construction will need to be looked at as well because it is causing some of the problems.

Police Chief

Chief Baron said I have been working with Mike on the servers and some remote work due to COVID monies we received.

Communications/Mayor's Report

Mayor Mathews said I attended the ABR meeting also. I am glad Brian attended to keep ABR on track. Obviously this is a major project. Probably the most major project we will ever have here. There are concerns for traffic. There are concerns for the size of the development. All we can do is our due diligence and stay in our lane and the different committees will review when they need to review the particulars of what they are supposed to be looking at. The initial plans were basic. They were lacking in some areas. They were out of code in some areas. There was a question about the roof pitch and some screening that they need to work on. ABR sent them back and told them to come up with something creative. This is a competition for us. We have to compete against Powell and downtown Dublin and Bridge Park. There is a big bucket of money that someone will spend to go out to eat and hopefully it is in Shawnee Hills going forward. Hopefully they will come back with something we can really be proud of. After that meeting, I had a discussion with Russ and with Chris Tebbe, and everyone involved agrees that they have a pretty decent traffic plan and it will actually improve the traffic at Shawnee Trail and Glick.

The next day I talked with Chris Tebbe and Marlena Galbreath, Osage Woods. Marlena said they are working with Equity in regards to drainage for both properties.

Mayor Mathews asked if everyone received the emails from Delaware General Health Department in regards to COVID. He said I think it was coincidental that for all these months we have had four cases here, eight cases here, and now hospitalizations in Delaware County have actually spiked. It has tripled from previous reports.

Committee Reports

Pro Tem Thatcher said UST met before this meeting. Craig gave a pretty good synopsis of everything in his report so we do not need to rehash that. The one thing that came out of it that he did not discuss was that UST has decided that there is a lot of unanswered questions about our first legislative action and UST would recommend tabling it at this time.

Legislative Actions

Second Reading – Resolution 25-2020 – A Resolution authorizing and directing the Village Administrator to execute an Economic Development (TREX) Transfer form for Cedarbrook Nurseries, Inc.

It was moved by Stacy, seconded by Thatcher to table Resolution 25-2020. Following vote on the motion is recorded: yea, Gates, Isern, Matney, Stacy, Thatcher and Zimmerman. Nay, none. Motion passed.

Council member Stacy said the reason we tabled this is because he hasn't submitted the proper information. As far as I understand he has not had Health Department inspections, he hasn't passed Fire Department inspections or electrical inspections. He is selling product out of there which he should not be doing. Those are various reasons so until he is in compliance and submits all the proper documentation we should not approve this. His application says he is going to create ten jobs. I seriously doubt that. I think, if anything, he may be transferring the jobs from one side of the street to another. I would like to get more information from him and we have every right to ask for information.

Council member Zimmerman said I concur with what Jeff just said.

Council member Thatcher said I do too especially since we have never received a complete ABR application for the same property. We are not sure if this is where the liquor license is going or what. There are a lot of questions.

Brian said it was my understanding that Council wanted some more information on that \$100,000.00 investment and the ten jobs that were going to be created for this economic development that was going to be going on at this property. From what I know there was nothing else submitted with the TREX Transfer form or any other information given to the village with respect to that economic development.

Mayor Mathews said I wouldn't want to put us in a position to fail and I think if we did this TREX transfer now it would put us in a position where we could not cite or stop his business. We would not have anything to leverage.

First Reading- Ordinance 31-2020 – 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, 2020 and declaring an emergency.

It was moved by Isern, seconded by Thatcher to suspend with the second and third readings and declare Ordinance 31-2020 an emergency. Following vote on the motion is recorded: yea, Gates, Isern, Matney, Stacy, Thatcher and Zimmerman. Nay, none. Motion passed.

It was moved by Stacy, seconded by Gates to adopt Ordinance 31-2020 as an emergency. Following vote on the motion is recorded: yea, Gates, Isern, Matney, Stacy, Thatcher and Zimmerman. Nay, none. Motion passed.

Bills

It was moved Zimmerman, seconded by Thatcher to pay the bills in the amount of \$\$189,818.29. Following vote on the motion is recorded: yea, Gates, Isern, Matney, Stacy, Thatcher and Zimmerman. Nay, none. Motion passed.

Treasurer's Report

It was moved by Matney, seconded by Zimmerman to approve the following treasurer's report:

General	230,016.33	Mayor's Court Computer	0.00
Street	260,728.41	Fire	58,370.24
State Highway	24,391.67	Weed	3,569.30
Parks & Recreation	0.00	TIF	23,956.00
PD Body Armor	810.52	TIF 2	63,838.41
Cont. Prof. Training	0.00	Veteran's Memorial	248.97
Drug Law Enfct.	534.41	Sewer Operating	32,856.70
Indigent Driver	385.84	Sewer Replacement	66,005.09
Law Enfct. Trust	5,379.72	Storm Sewer	10,189.73
Enfct. and Education	1,220.85	Debt Service	78,164.41
Coronavirus Relief	22,241.94		

For a total of \$863,131.25

Following vote on the motion is recorded: yea, Gates, Isern, Matney, Stacy, Thatcher and Zimmerman. Nay, none. Motion passed.

Executive Session

It was moved by Thatcher, seconded by Zimmerman to move into executive session pursuant to ORC 121.22 G1 to consider the appointment, employment or dismissal of a public official. Following vote on the motion is recorded: yea, Gates, Isern, Matney, Stacy, Thatcher and Zimmerman. Nay, none. Motion passed.

Brian asked Rob who is Council inviting into that session.

Rob said Council, Chief Baron and is Craig involved in this too Dan, and Brian.

It was moved by Gates, seconded by Isern to adjourn from executive session. Following vote on the motion is recorded: yea, Gates, Isern, Matney, Stacy, Thatcher and Zimmerman. Nay, none. Motion passed.

Adjournment

There being no further business, it was moved by Stacy, seconded by Zimmerman to adjourn until January 11, 2021. Following vote on the motion is recorded: yea, Gates, Isern, Matney, Stacy, Thatcher and Zimmerman. Nay, none. Meeting adjourned at 8:12 p.m.

Fiscal Officer

Mayor