

Village of Shawnee Hills Council Meeting Minutes

September 23, 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

Minutes

It was moved by Gates, seconded by Hanna to approve the minutes of September 9, 2019 with the following amendment: change Geoff Stacy to Jeff Stacy. 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.

Agenda

Council member Stacy asked if we need to keep this 28-2019 tabled. Can we just move forward on that.

Mayor Monahan said it is coming off the table tonight. The question is whether he does it now or later.

Brian said to do it at the time of legislation.

It was moved by Stacy, seconded by Hanna to approve the agenda. 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 things have been quiet and that we had mayors court. With respect to the legislation, I will give you a little bit of a breakdown. The first reading of Resolution 22-2019, which is the annexation legislation, is drafted as an emergency. You can read it and pass it tonight as an emergency or you can read it tonight and have a second reading at the next meeting but you will have to pass it at that meeting because we only have a sixty to a one hundred twenty day window to get it done. If you go to a third reading plus the thirty days you kick yourselves outside of the one hundred twenty days.

Council member Thatcher said he will be absent at the next meeting.

Brian said with respect to 28-2019 that should come off the table tonight and have a second reading. The third reading will be on October 14, which will also be the public hearing. You will adopt it at the third reading but not as an emergency. We will then work on the tax administration agreement and the appointments to the JEDD Board.

Village Administrator

Craig Thompson gave the following report:

- Sanitary Sewer Line Inspection. The bid documents for the CCTV inspection went out to bid on September 19 and the bid opening is scheduled for October 16. This is a \$110,000.00 project.
- EPA Findings, MS4 Inspection. Chris Tebbe will be sending out a letter to the Ohio EPA this week in response to their findings regarding the Village storm water system.
- Repaving Program. Work has been completed.
- Speed Limit Sign Replacement: All three phases have been completed.
- Russ, Shirley and I have met twice to discuss the 2020 budget as well as some long-term recommendations for some of the structural items.

Police Chief

Chief Baron introduced John Gough. He was here in 2013 -2016. He came back. Chief Baron said I attended a three-day Missing and Abducted Child training in Marion. The Chamber meet and greet, the turnout was very low but it was a nice event. I attended the EMA Executive Board meeting which we are working on the 2020 budget also. Our K-9 is doing quite well in school and takes his state test on Friday. We do not expect any issues. We have raised over \$5,000.00 so far and we have had some equipment donated. We are retrofitting Car 53 as a K-9 car. They should be on patrol next week.

We are working on submitting our collaborative certification. We have not had any issues meeting the recommendations from the State. We will have an onsite audit this year. The audit is 338 pages.

Trick or Treat Tailgate is October 31 at 4:30 p.m. at the park before trick or treat.

The Police versus Fire softball game is October 13 at 4:00 p.m.

All of our old files have been scanned into the server.

Communications

Mayor Monahan gave the following report:

Email I sent to Delaware Health Commissioner on 9-17-19

Hi Shelia, hope your visit with your Son was great. Thanks again for coming out and walking the area with us. I am alarmed by the attitude we are getting from Columbus on, waiting until we can prove that there were contracted diseases before lessening the potential risk to our residents. That is what is wrong with our view of health, treat when it happens vs lessening the potential.

The recommendations of Stantec and National authorities recommends 35 to 50 ft. buffer. We are good with everyone maintaining a 35 ft. buffer and a 10 ft. path to the river.

Shawnee Hills is unique, because of the shallow lots and widest Columbus land. This puts the encroachment within 20 ft. of our residents' homes. This is unacceptable and we need your help getting to the 35 ft. buffer.

We share the concern for clean water, which is evidenced by our being the only municipality along the 88 miles around the reservoirs to have a sanitary sewer system along the full length of the Village. The only exception of Leather Lips Yacht Club, which is owned by Columbus and cuts to the river.

Shelia, this health risk to the entire Village, is the single most important health risk in my 12 yrs. as mayor.

Thanks for your help Shelia!

Pat

Received the following letter from Shelia the next day and it is quite helpful.

Mayor Monahan,

Thanks very much for sharing your concerns related to the Columbus Watershed area and the effect that the proposed changes related to the land stewardship program may have on the residents of Shawnee Hills. I also appreciate the opportunity to meet with you and several residents, walking several properties and seeing the results of the unrestrained vegetation growth was eye opening.

As we discussed in person, and via email, the Health District only has those authorities vested in us by the Ohio Administrative Code, the Public Health Nuisance Codes and primarily located in 3707.01. This code applies to nuisance within the jurisdiction but does not address potential nuisance. The issue related to the vegetation growth identified by Dr. O'Shaughnessy related to the potential for an increase in the vector borne diseases. The DGHD provides mosquito surveillance during the spring and summer months. To date, there have been two positive pools of West Nile in 2019 on the east side of Delaware County. The DGHD does not do routine surveillance of tick borne diseases, however; the Ohio Department of Health does provide information related to lyme tick disease and Delaware County is identified with a rate of .832-2.248 of incidents for 2009 through 2018. In 2019 there were three cases of lyme tick disease (ODH) identified. Delaware County with an incident rate of .134-0 and for 2009-2018 for Rocky Mountain fever there were no cases identified.

The primary concern of the residents of Shawnee Hills as stated, to the increased growth of vegetation and the proximity to homes. It was noted during our inspection that the proposed changes will allow the vegetation to be within a few yards of the homes.

As the Health Commissioner of Delaware County, I am in full support of preserving the watershed for all of Ohio and as reported by the City of Columbus report related to the preservation of vegetation along the Scioto river. The creation of a buffer set at thirty-five feet to maintain the safety of the water, at a minimum, in order to decrease the potential for an increase in mosquitoes or ticks, the City of Columbus and Village of Shawnee Hills codes relate to vegetation at no greater than twelve inches must be maintained to prevent overgrowth near areas of human habitation.

As always, the DGHD is here to protect the health of our residents. I am hopeful that this issue can be resolved between the City of Columbus and the Village of Shawnee Hills. If this, or other

issues create a public health nuisance please alert the District and an inspection will be completed. If there is an issue, an order to abate the nuisance will be forthcoming.

Please let us know if you have any additional comments or concerns.

Mayor Monahan said this letter was also sent to Dr. Westerfield and the crew down at Columbus. He also said the Columbus' code is 12 inches and our code is 8 inches for vegetation growth.

He said what I did is, I went ahead and sent the following email to Mike Shadek, Assistant Director of Intergovernmental Affairs in the Mayor's office.

Mike 2 things, in the pursuit of attaining a Win - Win, please see the attached letter from Delaware Health Commissioner Sheila Hiddleston. I ask you to share a copy of this letter with Mayor Ginther. I also again extend our invite for you to come out and walk these impacted properties with us. I don't know if we emphasized enough, in our last meeting that the uniqueness of the shallow lots in Shawnee Hills and wide Columbus land created the health hazard. We are in agreement that a 35 ft. buffer would serve us all well.

Thanks Mike!
Pat Monahan
Mayor Shawnee Hills, OH

Response I received from Mike Schadek on 9-19:

Pat—I've sent this on to our Chief of Staff Ken Paul to share with the Mayor and I will be happy to come out and walk the impacted area with you. Please send me some open dates and times...

Thanks,
Mike

We are working on a time for Mike to visit and walk the overgrowth.

I received the below email from Mike Schadek on 9-20:

Pat-I am able to attend next Thursday at 3:30 but unfortunately Rick is not able to due to his schedule.

-Mike Schadek

Mayor Monahan said this is a move in the right direction and Shelia was very helpful to us.

In the Dublin Villager paper there was an article about the Dublin School redistricting. There will be meetings held at Dublin Coffman High School on October 8 and at Dublin Jerome on October 10 for public input. All meetings start at 6:30 p.m. in the performing arts center.

Mayor's Report

Mayor Monahan gave the following report:

I want to remind everyone that next Sunday, Sept 29th, will be the Village picnic. It will be from 1 to 4:30 at the pavilion in our Memorial Park. The Music Royale will be performing a concert starting at 3:00.

Please come and see old friends and meet new, celebrating our Village.

Currently there is an ABR meeting scheduled for Thursday, Oct 17th for the Ninja gym. I have asked that ABR also examine the Commercial building materials and “The Country Look” to further define what is required for building in the Village. 1121.07 d. This has been struggled with for at least 10 years and leaves us exposed legally!

There will be a Planning and Zoning meeting scheduled for Tuesday Oct 22nd. I have asked Kathy Isern, P&Z Chair, to add to the agenda. Asking Planning and Zoning to review our Application for Certification of Appropriateness, to see if P&Z can examine and recommend to Council, should have a time limit and screening requirement timeframe and reapplication process (not necessarily a charge). From a Business Problem Resolution, we need to establish a finish line on construction.

I was honored to perform the wedding ceremony for John Flanagan and Ellie Watts this past Saturday

Committee Reports

Council member Matney said Finance prior to tonight’s meeting. We reviewed the 2019 budget, which is on target, and there are no concerns. We also reviewed the 2020 budget. Craig, Shirley and Russ have had several meeting to discuss the 2020 budget.

Finance Committee has recommended that due to all the road blocks that we are running into to complete the connector path, we are recommending that we stop pursuing that for the moment and that we use the monies that have been allocated for the connector path, in the amount of \$34,000.00, be used in the general fund for next year as we have a similar deficit in that fund.

It was moved by Matney, seconded by Mathews to stop moving forward on the connector path project for 2019. Following vote on the motion is recorded: yea, 6; Gats, Hanna, Mathews, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 6-0 vote.

Legislative Actions

First Reading- Resolution 21-2019 – A Resolution accepting the amounts and rates as determined by the Budget commission and authorizing the necessary tax levies ad certifying them to the County Auditor and declaring an emergency. It was moved by Mathews, seconded by Gates to suspend with the second and third readings and declare Resolution 21-2019 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 21-2019 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 22-2019- A Resolution accepting the petition for annexation of +/- 0.912 acres from Concord Township to the Village of Shawnee Hills and declaring an

emergency. It was moved by Thatcher, seconded by Mathews to suspend with the second and third readings and declare Resolution 22-2019 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 22-2019 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 Stacy to remove Ordinance 28-2019 from the table. 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 28-2019- An Ordinance authorizing and directing the Village Administrator and Fiscal Officer to execute a Joint Economic Development District contract with Orange and Concord Townships.

Bills

It was moved by Gates, seconded by Hanna to pay the bills in the amount of \$244,151.55. 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 Thatcher, seconded by Matney to approve the following treasurer’s report:

General	206,902.89	Fire	33,360.46
Street	143,197.14	Weed	4,019.36
State Highway	18,955.42	TIF	25,484.03
Parks and Recreation	.00	TIF 2	53,756.05
PD Body Armor	.00	Veteran’s Mem	248.97
Cont. Prof. Training	3,102.66	Sewer Oper.	68,831.64
Drug Law Enf.	534.41	Sewer Repl.	167,259.87
Indigent Drivers	385.84	Storm Sewer	8,509.99
Law Enforcement Trust	4,179.31	Debt Service	35,309.05
Enfct. and Education	1,195.85		
Mayor’s Court Comp.	2,380.14		

For a total of \$777,613.08.

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

Council member Stacy asked about the legislation regarding the building materials that was tabled at the last meeting. It was not on the agenda tonight. Don’t we have to do something with that?

Mayor Monahan said I have asked ABR to review that part of the language to see if anything needs to be tightened up. They will make a recommendation to P & Z and then it will come back to Council.

Adjournment

There being no further business, it was moved by Stacy, seconded by Hanna to adjourn until October 14, 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 7:26 p.m.

Fiscal Officer

Mayor