

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

**April 8, 2019**

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

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

Absent: Dan Mathews

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

### **Minutes**

It was moved by Hanna, seconded by Thatcher to approve the minutes of March 11, 2019. Following vote on the motion is recorded: yea, 5; Gates, Hanna, Matney, Stacy and Thatcher. Nay none. Chair declared the motion passed by a 5-0 vote.

### **Agenda**

It was moved by Stacy, seconded by Hanna to approve the agenda with the following amendment: add Resolution 07-2019. Following vote on the motion is recorded: yea, 5; Gates, Hanna, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 5-0 vote.

### **Solicitor**

Brian said resident Tiffany Foy questioned the village about vacating a right of way over on Ridge Drive. This is an unimproved right of way. She is trying to follow up to see if she can get everyone on board that abuts this right of way to see if they will agree to vacating it because it will make the process a little easier for council and a little less costly for the village as we will not have to go through a notification process. I am waiting to hear back from her to see which path we have to take to try to get that vacated. This is the section from behind Straders to Westview Drive.

I worked with Mark on some zoning issues. We have a zoning violation issued for Mayor's Court so we are working on that one.

On March 27<sup>th</sup> I did a public records training course with the police department. This was part of the police department's day of training. It was about an hour long and they had some really good questions.

I worked on a lot of legislation that is on the agenda tonight. I will answer any questions that you may have when we get to the readings.

### **Village Administrator**

Craig Thompson gave the following report:

- March Snow Removal: 47.5 person hours and 6 tons of salt were utilized in March

- Vacant Building and Blight Ordinance Notices. Currently, we have one open Vacant Building Ordinance notification letter. This is scheduled before Mayor's Court on April 24<sup>th</sup>.
- MORPC Sustainable 2050: This program supports sustainable efforts by member communities via technical assistance. I attended the March meeting.
- Policy & Procedure Manual: Chief Baron and I are reviewing the draft Policy Manual. The plan is to bring it before Council on April 22.
- Spring Banners: Mark and Richard have put the spring banners up.
- Delaware County Soil & Water: Met with Representatives of the Delaware County Soil & Water District. Shirley attended as well.
- Budget Submission Process: Russ, Shirley and I have developed an internal budget submission process that will be on the Finance Committee Agenda for April 22.

### **Police Chief**

Chief Baron said last Saturday, one of our former officers, Todd Ekleberry, passed away. He was an active officer at Sunbury police department and he was on duty at Ohio Health when he had his issue. It was medical related. One of the things that I have tried to stay up on is honoring our officers when they move on that lead into another law enforcement career and to make sure that they are recognized and I have asked the Mayor to sign the following proclamation:

A Proclamation honoring the life and contributions of Officer Todd Ekleberry

Whereas, the Mayor of the Village of Shawnee Hills wants to honor the life and contributions of Officer Todd Ekleberry, and

Whereas, Officer Ekleberry was an employee of the Shawnee Hills Police Department from August 20, 2010 to October 2, 2012.

Officer Ekleberry was dedicated to the overall safety to the residents of the Village of Shawnee Hills through being actively involved in making improvements to the police training and enhancing department procedures.

Officer Ekleberry will be remembered for his vision, passion, and tireless energy for his contribution for the betterment of the Shawnee Hills Police Department and The Village of Shawnee Hills.

Therefore, be it proclaimed, that the Village of Shawnee Hills Mayor does hereby recognize the contributions and positive impacts of Officer Todd Ekleberry's life on the residents and the officers of the Shawnee Hills Police Department. In recognition of his service the flags of the Village of Shawnee Hills will fly at half mast on Friday, April 12<sup>th</sup>, from sunrise to sunset in his honor.

We will present this to his family at the services on Friday. Todd was a part-time officer here and he did a lot with the transition into more training, better-trained officers. He was an expert in evidence rooms and he really turned ours around.

Chief Baron said that Sean Miller, from Delaware EMA, will address the hazard mitigation plan.

Chief Baron said the legislation, I know I have talked about this and we have gone back and forth about making changes to it. The staffing was supposed to do away with a handful of auxiliary spots in exchange for part-time spots. At the end of the day, it boils down to the number of hours we have for the officers to work. We can have ten part-time officers and so many part-time hours. It doesn't cost the village anymore if it is ten or five officers. It is the number of hours that regulates that. The auxiliary positions are still in there. We have to dig back to 1986 and find the legislation and figure out how they were created and that way we can eliminate those in the staffing matrix. We have not had a single application for auxiliary officer in over nine months. The ones we do have come in and work the bare minimum and they don't really contribute and they cost us money. I would rather spend the same amount of money on someone that is paid and we can control better and wants to be here for a career instead of just to carry a badge.

### **Visitors**

Sean Miller said I am the Director of Delaware County Emergency Management. I am here for two reasons tonight. Number one, I just want to provide you with a brief overview of the role of our office and how it is structured, but the primary reason that I am here tonight is to discuss with you the 2019 multi-hazard mitigation plan and the purpose of that document. First, the Delaware County Emergency Management Agency, with our acronym, we are often confused with EMS. We are a small, behind the scenes, planning and coordination office. We have three full time staff members who work in the same building as Delaware County 911, and the Delaware County Commissioners. We report to a separate County board, which is one option of emergency management. Chief Baron sits on that board. He is the representative for the villages in Delaware County so you are well represented. He has also been involved in the planning process of the mitigation plan. With emergency management, we are charged with having a county wide emergency operations plan. We have many other supporting plans to that document, one of which is the multi-hazard mitigation plan. We also do quite a bit of grant work as well as coordination of trainings for public safety and public outreach and education. Our roots are in civil defense, during the Cold War, which morphed into emergency management and then later on, Homeland Security.

I would like to briefly touch on the hazard mitigation plan for your consideration. Chief Baron has been involved in that planning process. The purpose of the plan is to look at the hazards that Delaware County may realistically face. For example, we have omitted hazards like a tsunami, volcanoes, etc. Things that we really don't have to worry about in the Midwest. One of the parts of this plan is to rank the hazards that we identify. The top ranked hazard in Delaware County in this plan update is tornadoes. That is through a whole host of different categories so probability of occurrence, probability of severe occurrence, onset time, population size that could be impacted, life safety impact, impact on property, business, economy and the environment. The other thing that we looked at with this is better defining the methodology by which we rank these hazards and determine their impacts. The top five hazards are tornado, severe winter weather, flood, pandemic, and severe summer weather. In line with that would be straight line wind storms like Hurricane Ike in 2008 as well as the 2012 derecho large wind storm both of which left large parts of the County without power for quite some time. This plan serves as a road map for Delaware County on how we want to reduce or eliminate the impacts of these identified

hazards. For example, for wind, establishing safe rooms or shelters where funding permits. For flood, look at reducing the flood prone properties in Delaware County through grant funded buyouts to reduce the burden on the national flood insurance program but also to get people out of harm's way and to reduce the need for first responders to go out and potentially have to rescue people. Those are some examples of actions, but I do want to point out that none of the actions laid out in this plan are binding. What we are asking is that the municipalities and County Commissioner, on behalf of the unincorporated areas, adopt the plan through formal resolution and that will cover the jurisdictions. Columbus, Dublin and Westerville are not participating in the plan as they are covered by Franklin County emergency management. That adoption will cover those jurisdictions and that will enable those jurisdictions to apply for certain mitigation grant funds which are available after disasters. Those funds can help to fund some of those projects identified in the plan. Even if you approve the plan, none of these actions described in it are binding. I am asking the Chief to chime in here with his thoughts from the planning process.

Chief Baron said I think EMA took into account every jurisdiction and I think just about every jurisdiction in the County was represented. We listened to everyone's concerns and we believe our biggest threat is tornadoes and the high winds. They have been doing a fantastic job at EMA and I am very happy to be part of it and I hope you pass it.

Council member Thatcher asked if it is substantially changed from the prior plan.

Sean said it is similar. The format largely stayed the same but we have implemented some changes which I believe make it better and more readily understood by anyone who would be going through it. For example, we have cited some of the sources for the update so that when we update it again in five years we will know where we got the data from. Additionally I think we better defined our methodology on how we reached our conclusions. Such as with the hazard ranking. I think that is a really good update. We also included some more historical context. We have also added two more hazards in the risk assessment. They are earthquakes and cyber-attacks. Those are toward the bottom of the list currently, but I imagine during the next go around, cyber-attacks will move up on the list.

Sean said we were able to implement this plan through a grant through Ohio Emergency Management. We were able to hire an intern. She did a phenomenal job and as a result of that I think we were able to offer a good product with a minimal outlay of public funds.

## **Communications**

Mayor Monahan gave the following report:

I want to let Council know of something that they have been accused of:  
I find it inaccurate, irresponsible and lacking business and Village acumen.  
If I had a family member, child or Grandchild who was prescribed and truly required medical marijuana to treat seizures, pain or any other issue, I would do anything to include relocating to an area that allowed the legal sale.

The vote you took last year was sponsored by the Police Chief, to get ahead of the curve in conjunction with selling, growing and refining of marijuana. No one spoke against the legislation.

There are a few things that are either irresponsible or ignorant of potential repercussions that are absent:

- Growth of marijuana for legal sale is highly regulated. It comes with very tight security and scrutiny that a small Village could never enforce.
- The sale of legalized marijuana again would require very tight security and scrutiny that a small Village could never enforce.
- The economics of any village is most heavily dependent on Income taxes, not sales taxes.
- Working to improve economic development would be greatly enhanced with an active Chamber of Commerce, working to help the Village. I would have expected the Facebook exchange to have stated that. As I stated at the end of last year and in the State of the Village this year, we would look forward to working together
- Council did not write that article!

I was proud to have declared Mar 31, Lisa Gilton Day, on the occasion of her retirement from Experienced Possessions. She will be missed and we look forward to working with Jackie, the new owner.

### **Mayor's Report**

Mayor Monahan gave the following report:

#### **RECEIPTS**

\$639.00 Total receipts

Disbursements

\$112.50 Treasurer, State of Ohio

\$4.50 HB 562 IDAT Fund

\$492.00 General Fund

\$30.00 Computer Fund

Erik Spaulding

Mayor's Court Clerk

#### **THE GREATER COLUMBUS CAREER FAIR**

Thursday, April 11, 2019

**11:00am to 2:00pm**

Crowne Plaza Columbus North - Worthington

6500 Doubletree Avenue

Columbus, OH 43229

**MEET FACE TO FACE WITH SOME OF THE BEST EMPLOYERS IN GREATER COLUMBUS ...**

**POSITIONS WILL BE AVAILABLE IN:** Administrative, Advertising, Banking, Clerical, Customer Service, Education, Financial Services, Grocery, Healthcare, Home Improvement, Hospitality, Management, Retail, Sales, Warehouse and many others...

For **QUICK ENTRY PASS** and more information, please go to:

<https://choicecareerfaairs.com/e/columbus-career-fair-april-11-2019>

Thank You and please forward this to your friends...

### **Pro Tem Report**

Since Pro Tem Mathews was not able to make the meeting, Council member Gates read the following from Pro-Tem Mathews:

In response to the comments of the Village Gazette April Fools article about the unimproved acreage at the northwest corner of the village I wanted to make a few comments as to council's 6-0 vote to restrict the growing of marijuana or the existence of a marijuana dispensary in Shawnee Hills. In my opinion, council was very progressive as to the legislation we brought forward dealing with this topic. Much like the use of body cameras for our police, we implemented long before the bigger municipalities in central Ohio. These potentially heated debates can be seen on the horizon far before they become mainstream conversation. It takes three readings to pass legislation and at no time were any objections to the passage of such a law mentioned. In the absence of another view, I rely and assume that the rest of the council vote for what is best for the village. I weighed before I voted on, the cost of the increased police coverage, versus the economic stimulus, versus increased crime, versus traffic, etc. I arrived, as did the other five council members, that Shawnee Hills was not the right place for such businesses and I happily stand by that decision. While council was not responsible for the article in the Gazette I will be happy to discuss anyone's opinion on the vote that was taken or their position on the topic.

### **Committee Reports**

Council member Thatcher said that UST met tonight before this. We went over our old business on the street widening legislation. We are getting that pretty close to done. We talked about the street repaving program. Chris is going to work on putting that out to bid. We are going to have a chipper day on May 20<sup>th</sup> and we only had about 42 hours and six tons of salt for the month of March. Chris Tebbe is working on continuing on with our sewer inspections and we are hoping to hear back from the grant for the storm sewer and combining that with the connector trail later on.

### **Legislative Actions**

It was moved by Thatcher, seconded by Matney to remove Ordinance 40-2018 from the table. Following vote on the motion is recorded: yea, 5; Gates, Hanna, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 5-0 vote.

Shirley said that Brian prepared an amendment to this legislation. It was moved by Stacy, seconded by Matney to add this amendment to Ordinance 40-2018. Following vote on the motion is recorded: yea, 5; Gates, Hanna, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 5-0 vote.

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

moved by Matney, seconded by Thatcher to adopt Ordinance 40-2018. Following vote on the motion is recorded: yea, 5; Gates, Hanna, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 5-0 vote.

Second Reading- Ordinance 05-2019- 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

Second Reading- Ordinance 06-2019 – An Ordinance amending Section 1113.07(B)(2) of the Village of Shawnee Hills Codified Ordinances (Neighborhood Commercial District)

First Reading- Ordinance 07-2019 – An Ordinance amending Section 1307.99(B) of the Village of Shawnee Hills Codified Ordinances

First Reading- Ordinance 08-2019 – An Ordinance amending Section 1307.031 (c)(1) (Vacant Building Registration and Section 1307.031 (F)(1) and (2) (Vacant Building Fees) of the Village of Shawnee Hills Codified Ordinances

First Reading- Ordinance 09-2019- 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 Gates, seconded by Thatcher to suspend with the second and third readings and declare Ordinance 09-2019 an emergency. Following vote on the motion is recorded: yea, 5; Gates, Hanna, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 5-0 vote. It was moved by Thatcher, seconded by Hanna to adopt Ordinance 09-2019 as an emergency. Following vote on the motion is recorded: yea, 5; Gates, Hanna, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 5-0 vote.

First Reading- Ordinance 10-2019- An Ordinance creating three part-time police officer positions and declaring an emergency. It was moved by Hanna, seconded by Gates to suspend with the second and third readings and declare Ordinance 10-2019 an emergency. Following vote on the motion is recorded: yea, 5; Gates, Hanna, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 5-0 vote. It was moved by Hanna, seconded by Thatcher to adopt Ordinance 10-2019 as an emergency. Following vote on the motion is recorded: yea, 5; Gates, Hanna, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 5-0 vote.

First Reading- Ordinance 11-2019- An Ordinance confirming the Mayor's appointment of William Bartram as a part-time police officer for the Village of Shawnee Hills and declaring an emergency. It was moved by Hanna, seconded by Gates to suspend with the second and third readings and declare Ordinance 11-2019 an emergency. Following vote on the motion is recorded: yea, 5; Gates, Hanna, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 5-0 vote. It was moved by Stacy, seconded by Hanna to adopt Ordinance 11-2019 as an emergency. Following vote on the motion is recorded: yea, 5; Gates, Hanna, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 5-0 vote.

Since the Mayor has not appointed Rodney Ross yet it was moved by Matney, seconded by Hanna to table Ordinance 12-2019. Following vote on the motion is recorded: yea, 5; Gates, Hanna, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 5-0 vote.

First Reading- Ordinance 13-2019- An Ordinance amending Section 331.46 (Operation of a Golf Cart) of the Village of Shawnee Hills Codified Ordinances

First Reading- Ordinance 14-2019- An Ordinance amending Section 141.03 (Fingerprinting Fees) of the Village of Shawnee Hills Codified Ordinances

First Reading – Ordinance 15-2019- An Ordinance amending the Village of Shawnee Hills Police Department Staffing Matrix and declaring an emergency. It was moved by Matney, seconded by Hanna to suspend with the second and third readings and declare Ordinance 15-2019 an emergency. Following vote on the motion is recorded: yea, 5; Gates, Hanna, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 5-0 vote. It was moved by Gates, seconded by Hanna to adopt Ordinance 15-2019 as an emergency. Following vote on the motion is recorded: yea, 5; Gates, Hanna, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 5-0 vote.

First Reading- Resolution 07-2019 – A Resolution to adopt and implement the Delaware County 2019 Multi-Hazard Mitigation Plan

### **Bills**

It was moved by Hanna, seconded by Thatcher to pay the bills in the amount of \$166,780.50. Following vote on the motion is recorded: yea, 5; Gates, Hanna, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 5-0 vote.

### **Treasurer’s Report**

It was moved by Matney, seconded by Gates to approve the following treasurer’s report:

General	203,893.56	Fire	33,902.14
Street	194,962.53	Weed	6,710.95
State Highway	17,234.67	TIF	22,495.65
Parks and Recreation	3.02	TIF 2	45,624.81
PD Body Armor	.40	Veteran’s Mem	248.97
Cont. Prof. Training	3,102.66	Sewer Oper.	46,106.83
Drug Law Enf.	34.41	Sewer Repl.	167,979.87
Indigent Drivers	385.84	Storm Sewer	7,388.03
Enfct. and Education	1,195.85	Debt Service	197,231.16

For a total of \$950,991.49

Following vote on the motion is recorded: yea, 5; Gates, Hanna, Matney, Stacy and Thatcher. Nay, none. Chair declared the motion passed by a 5-0 vote.

**Miscellaneous**

Shirley said that with the change in ownership of Cuttin' Up to Hummingbird Tattoo and the Civic Association to Shawnee Hills Pet Grooming, we need to find two places to do our postings.

**Adjournment**

There being no further business, it was moved by Matney, seconded by Hanna to adjourn until April 22, 2019. Following vote on the motion is recorded: yea, 5; Gates, Hanna, Matney, Stacy and Thatcher. Nay, none. Chair declared the meeting adjourned at 7:39 p.m.

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Fiscal Officer

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Mayor