

Village of Shawnee Hills Council Meeting Minutes

August 12, 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 Hanna, seconded by Gates to approve the minutes of July 22, 2019 with the following amendments: on page one, change planning and zoning to Planning and Zoning, on page two place a period after, I am on the fence. Following vote on the motion is recorded: yea, 4; Gates, Matney, Stacy and Thatcher. Nay, none. Abstain, two, Hanna and Mathews. Chair declared the motion passed by a 6-0 vote.

Agenda

It was moved by Matney, 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 Zets said that the annexation for MBA Holdings was approved by the County and we got that back. The last thing for Council to do, by legislation, is to accept that annexation. We have to wait at least 60 days but no more than 120 days before approving the legislation. Look for that piece of legislation next month. You can do two readings but it must be passed as an emergency because you do not have enough time to do three plus the thirty day waiting period in order to get it done before the 120 days go by.

We are still working on the three easements needed for the Glick Road connector path. Two are construction easements and one is a permanent easement that Craig has been working on and I am just going to finish them up.

The last big thing I have been working on is the Evans Farm stuff. I can answer questions about the actual JEDD as that legislation comes through but I will let you know, I talked to Rob Platte multiple times today, specific to this, Council can have a first reading on both those pieces of legislation today to start those conversations. At the next meeting though, you can table that because Rob just wants us to get back to him with questions, comments, changes. Once we have an agreement that in principal has been worked through and the language is good by all the contracting parties, Delaware has to do its thing. They have to give notice of the JEDD and all these things so really your approval won't come until after Delaware does its thing so we can

kick it off tonight and start to talk about it and whatever comments or edits we have we can go back and forth with them and the other contracting parties. We have gotten comments already from Concord, so I think that stuff has all been taken care of. We can start the legislation. then table it, until Rob gives me a call saying he needs Council to do the final approval.

Mayor Monahan said it seems like he puts a new change in about every other day doesn't he.

Brian said not this time around. I give him credit. The version he sent us had changes that Concord and the Delaware County Prosecutors office had asked for. Those are the ones I sent to you with my comments. He answered those questions for us. Made the changes I had requested, almost all of them. Some he could not change due to law and you now have what I think is really close to the final version.

Mayor Monahan asked if he wanted comments from Council to come directly to him.

Brian said we should talk about it tonight so if you have any concerns we should address those.

Village Administrator

Craig Thompson gave the following report:

- Vacant Building and Blight Ordinance Notices. Currently, we have one open Vacant Building notification letter. This is for a vacant building that is for sale and received the extension. The extension came up on July 20, 2019 and we did not receive the building registration fee. This has been referred to the Village Prosecutor.
- Connector Path: We continue working on adjusting the grant amount to reflect the revised alignment that will not include the Solove property. Once completed, I will submit to Delaware County for approval.
- Buckeye Drive Storm Water Line: A portion of the storm water line, close to the retention pond, is exposed and has begun to sink. Mark has scheduled a contractor to repair.
- Glick Road Storm Water Improvements: The City of Columbus has reviewed the plans and returned them to the Village Engineer.
- Repaving Program: The tentative start date for repaving is August 23rd, pending no weather delays.

Police Chief

Chief Baron said that Woodrow Geer resigned so Larosa is going to take the fulltime position.

We have the opportunity to add a K-9 to our department at no cost to us. Most of the K-9 programs at smaller agencies are run by fund raisers or grants. There are grants out there that we can get however, we cannot apply for them until the dog is employed by the village. We can't send him to training until he is employed. A couple of points to the K-9. It is a huge PR tool. We have talked to some residents and business owners and haven't heard a bad thing about it.

Officer safety, we have some bigger business and a dog can search those at night safer and quicker than an officer can. Assist with missing or wanted person searches, enhanced narcotics enforcement, seized assets and funds. There is an opportunity for us to seize money and things especially working with partner agencies. That helps us with equipment and things. It is just an overall crime deterrent and back to PR because everyone loves a dog. I have a full proposal I am going to give to Safety tomorrow. I just wanted to hit on this and kind of gauge where everyone is at. With Safety Day coming up this weekend we were donated several shirts that hopefully will be printed Wednesday that we can sell for fundraising for the K-9. The Civic has offered to kick the proceeds they raise from selling food back to the K-9 program. We will have an account set up here at the village for this. We have several large donations that are out there, people that we have talked to or brought up that they are willing to make donations. I don't want them sitting out there too long. We are going to move the process along. Brian is preparing legislation for the next council meeting, adding a K-9 to our staffing mix and then some policies. Is this something you guys would be willing to approve. Council said absolutely.

Mayor Monahan said I always have concerns about an officer being by themselves and they get a call for Straders at night or behind Baker's or Cedarbrook and as we get the O'Shaughnessy Crossing coming in with their storage units I think this could be a real asset to us.

Chief Baron said I want to be clear. We are not asking for any more money in our budget. This will be supported by fundraising to cover the expenses. I talked to the City of Powell and they said their ongoing maintenance for the dog is less than a couple hundred dollars a year. Veterinary care and service and food has been donated. We actually have a backup for veterinary care and service. Thank you.

Communications

Mayor Monahan gave the following report:

I received a letter from the Delaware County Transit Agency (DATA) stating that they are changing their name to the Delaware County Transit as the Delaware County Transit Board (DCTB) will remain the governing body. There has been a lot of confusion over the DATA name with most people thinking it has to do with electronic information.

As a reminder, Source Point is holding "Shake Rattle and Roll on Fri Sep 13th from 6 – 10 PM. Casino Games, Win Prizes, Bid on Auction items, Enjoy Food and Drinks.

You can learn more and buy your tickets at: MySourcePoint.org/roll

Mayor's Report

Mayor Monahan gave the following report:

JULY 2019 MAYOR'S COURT REPORT

RECEIPTS

\$540.00 Total receipts

Disbursements

\$150.00 Treasurer, State of Ohio

\$6.00 HB 562 IDAT Fund
\$344.00 General Fund
\$40.00 Computer Fund

Erik Spaulding
Mayor's Court Clerk

Currently there are no scheduled ABR or Planning and Zoning hearings.

Shelly Congrove, 92 E. Cherokee, had a picnic lunch for her 92-year-old mom, Marian Beck, over at the pavilion today. I read a proclamation to Marian that Monday, August 12, 2019 is Marian Beck day in the Village of Shawnee Hills. She used to live on Cherokee in the little white rental house. There was a group of people from the retirement home where Marian now lives attending the picnic today.

Pro tem Report

Pro tem Mathews said to Carol Kender, the only thing I wanted to report on is an article that was in the Village Gazette. I want to point out a couple of things under the legislative review. There is a part here that says allowing Shawnee Hills to propose future JEDDs. We don't propose the JEDDs. It isn't our job to propose them. The second thing I want to clear up is this is actually a non-annexation agreement. I know it is kind of thrown out there but this was a non-annexation agreement that Concord proposed to keep us from going north. Did you understand that?

Carol said I totally understand, I never said it was.

Pro tem Mathews said you said it all the way through and called it an annexation agreement.

Carol said I said the legislation was changed to say that it wasn't. You did not read the whole thing.

Pro tem Mathews said I did read the whole thing. The legislation was not changed. It was a non-annexation agreement to begin with. Nothing was changed on that. That was the point of it.

Carol said you better read your own minutes.

Pro tem Mathews said I don't have to read the minutes. I was involved in the negotiations.

Carol said okay.

Pro tem Mathews said as long as you understand JEDDs are not proposed by us. You got that. That is the only thing that I wanted to actually clear up since it is out in there in the public.

Carol said I feel very vindicated as I have gone through several meetings in a row that you have not accused the Gazette of doing anything so I am glad you brought that up.

Pro tem Mathews said I was just waiting for you to report something erroneously.

Committee Reports

Council member Thatcher said UST met before this. Everything was pretty much covered by Craig. The only other thing that we had was a stormwater sewer easement that we will be dealing with in conjunction with the annexation that Brian was talking about. We changed the meeting start time to 6:30 unless we have a large agenda.

Council member Gates said that Planning and Zoning met on Tuesday, July 23rd. The only item on the agenda was a presentation by the owner of the Osage and Shawnee Trail property, David Galbreath. The name of his company is LoPresti Land, LLC. Also present was Joe Clase with Plan for Land who helped explain the concept plan for this property. The land was purchased from the Solove family and Larry and Catherine Burchfield with a total amount of 2.5 acres. Both David and Joe emphasized that they were there for an informal meeting and would want at least one more with Planning and Zoning before submitting an application to the village. Conceptually they are looking at condominium, fee simple, two story patio homes. The second story would be a flex area meaning that it would be up to the buyer to have it finished or not. Also possible were basements. They were cognizant of the need for something that would fit the village character along with open space and buffering since it abuts the commercial district on Glick Road. They believe that these types of homes attract empty nesters so this would help transition from the commercial to the larger residential lots. They are looking at a forty by seventy lot size with a thirty foot setback and a sixty foot buffer in the rear. Pricing in the \$450,000 to \$500,000 range. The development would have an HOA and they are not interested in the homes looking alike. There was discussion on designing a PUD for this land development. Just a complement to the P& Z members, Todd Zimmerman, who worked on Planning and Zoning in Dublin before moving to Shawnee Hills with his wife and David Hatcher, who works in the building industry, had excellent questions for both David and Joe. It was a learning experience for me.

Councilmember Matney asked how many properties did you say it was.

Council member Gates said they are looking to put in possibly ten on 2.5 acres.

Some on P & Z were looking at throwing out eight, but they came in with ten.

Mayor Monahan said we brought up that they had to finish the road.

Legislative Actions

First Reading- Resolution 16-2019 - A Resolution declaring the month of September 2019 as Prostate Cancer Awareness Month and declaring an emergency

First Reading- Ordinance 26-2019- 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. It was moved by Gates, seconded by Hanna to suspend with the second and third readings and declare Ordinance 26-2019 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 Thatcher to adopt Ordinance 26-2019 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- Ordinance 27-2019- An Ordinance confirming the Mayor's appointment of Anthony Larosa as a full-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 27-2019 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 Thatcher to adopt Ordinance 27-2019 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- 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 and declaring an emergency

First Reading – Ordinance 29-2019- An Ordinance authorizing and directing the Village Administrator and Fiscal Officer to execute the Evans Farm Joint Economic Development District agreement for income tax administration, collection, and enforcement and declaring an emergency

Council member Mathews asked if the arrangement was alright with RITA.

Shirley said yes. They collect for numerous JEDD accounts. I will be sending them this proposed contract tomorrow for their review. They will be charging the standard three percent for collecting the funds for us.

Mayor Monahan said we actually collect the three percent tax over and above the ten percent of money. Is that how it works.

Brian said correct, you are basically paid the three percent because that is basically your cost to be the fiscal agent of the JEDD. That comes off the gross. In addition, you get ten percent that comes off the net revenue.

Brian said Delaware County will have to do a thirty day public notice waiting period before they can adopt the JEDD

Bills

It was moved by Gates, seconded by Hanna to pay the bills in the amount of \$310,168.33. 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 Hanna, seconded by Stacy to approve the following treasurer's report:

General	211,186.59	Fire	33,902.14
Street	194,402.69	Weed	4,155.33
State Highway	18,219.88	TIF	5,705.65
Parks and Recreation	.00	TIF 2	45,624.81
PD Body Armor	.40	Veteran's Mem	248.97
Cont. Prof. Training	3,102.66	Sewer Oper.	49,282.54
Drug Law Enf.	34.41	Sewer Repl.	167,259.87
Indigent Drivers	385.84	Storm Sewer	5,112.73
Enfct. and Education	1,195.85	Debt Service	23,162.36
Mayor's Court Comp.	2,340.14		

For a total of \$765,322.86.

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.

Miscellaneous

Shirley said that a representative from the State Liquor Board was in and measured how far the new Wine Bistro building is from the playground. The representative said that the building was less than 500 feet from the playground so Council would have to approve this building at that location.

Shirley asked if Council had any objections to the Wine Bistro building location. There was none.

Adjournment

There being no further business, it was moved by Matney, seconded by Thatcher to adjourn until August 26, 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 7:33 p.m.

Fiscal Officer

Mayor