

Village of Shawnee Hills Council

July 26, 2010

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

Council in attendance: Charlie Callender, Yvonne Clippinger, Kris Garren, James Gauldin and Richard Vedell

Absent: Mahesh Dalvi

Also Present: Fiscal Officer Shirley Roskoski, Solicitor Brian Zets and Administrator Ed Swanson

It was moved by Clippinger, seconded by Garren to approve the minutes of July 12, 2010 with the following amendments: one page 2 regarding the sidewalks add that the Mayor asked Shirley how long will it take to complete the sidewalks, a few years. Shirley replied yes. On page 2 change the time to 9:30 am instead of pm. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Garren, Gauldin and Vedell. Nay, none. Chair declared the motion passed by a 5-0 vote.

It was moved by Gauldin, seconded by Callender to approve the agenda. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Garren, Gauldin and Vedell. Nay, none. Chair declared the motion passed by a 5-0 vote.

Solicitor

Brian said he worked a little bit more with Shirley on the notification to the schools for the TIF Ordinance. He continued to work with Ed on a few issues in regards to Legacy Design property and the storm sewer that may or may not exist between the manholes over there. He said he thinks that as far as the Village goes we have some resolution on our end and it is up to them to do whatever they want to do to figure out if anything exists over there. He did speak with the folks at Gryphon Asset Management who are the people we need to talk to with respect to the Montessori School and he did get some answers for Council tonight but he will wait for the executive session to speak more about that. Council member Gauldin asked Brian if he had received a letter regarding the Daryl Sanders property. Brian said he did not get that from his attorney, Dan Connor.

Village Administrator

Ed said he met with Concord Fire Department regarding the additional fire hydrants and the Chief had some pretty good ideas. The Chief will be here on August 23 to give a presentation. it should last about 30 minutes. Mayor Monahan said he kind of took it more to a holistic view, what would you do first, second and third and he thinks it will be real good to talk about adding additional hydrants or other types of work we may want to do.

Ed said that Jim Danes called today and he is having a follow up meeting tomorrow with some grant officials and he will have some more information on that at the next council meeting.

Ed said the pump station repairs are totally done including the primary and backup systems. We submitted a bill today to our insurance company for \$6,406.67. He informed Council that tomorrow is the preconstruction meeting with the County Commissioners for the sidewalk project. He said that the blacktop work will begin August 17 and should only last 3 or 4 days. Council member Gauldin asked if we ever figured out if ODOT was asked about the crosswalk area. Ed said he has not checked on that yet. Mayor Monahan said we talked about that today and if you ultimately look and say what would be a great crosswalk to have go drive west on Glick Road and there are two solar powered types of things that are activated when someone hits one side or the other but he thinks to probably start out with we can at least put in the crosswalk signs and then see what the right way to go is.

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Council member Vedell said to Ed that he had an email out to Council about the change in project schedule but there was no mention about the storm sewer project so he is assuming that it is still on the schedule. Ed said it is, it is behind mostly because we had to go across City of Columbus property and Mark had to have meetings with 2 or 3 people to get that approved.

Police Chief Report

Sergeant Venrick gave the report as the Chief was not able to make the meeting. He said that the Dam Jam went great. At last count they were somewhere between 300 to 360 indent a kid kits that they did. They did not have any issues and they only had to ask one person to leave. The police department hired a new cadet to start a pilot training program. The cadet is currently in the academy so what he will do is come out and ride with us in a civilian capacity. We sponsored him in the academy so he takes our name but he pays for the class. He will come out and ride with either Sergeant Venrick or the Chief. By the time he is out of the academy he will probably have one month field training and then he will be up and ready to go out on the Road. Mayor Monahan said he does not carry a weapon or anything. Sergeant Venrick said no, he will be a civilian. He said that they got their license from DPS for the computer system and they are now waiting for all the paperwork to get back to start the merge process. They hope to have everything in by next week. Captain Vance from the Sheriff's office was down and looked at our computers; everything is order to move ahead.

Sergeant Venrick said that last Monday, July 19th on Channel 4 there was a list of the top four most wanted from the Marshall Service and on Tuesday, July 20th Chief Lefever apprehended one of the top four, after a short foot pursuit, it ended, there were no injuries, no issues and she has since been incarcerated.

He said that Council has a copy of the department statistics. Council member Vedell said that in the statistics it says vehicle stops in June 2010, you had fifty vehicle stops, but you issued 14 warning and 45 citations which comes to a total of 59. Are these supposed to add up? Sergeant Venrick said no, a stop is either going to be a warning or a citation. A citation is per charge so if you stop somebody for driving under suspension, they are cited for driving under suspension and also cited for no operator's license which would be two. Sergeant Venrick said these reflect the Muirfield Tournament and the A Units did an outstanding job. They stepped up and did a great job during the tournament.

Sergeant Venrick said one of their A units, Jimmy Girgis, left last Monday to attend boot camp for the Marines. We just want to wish him the best.

Communications

Mayor Monahan gave the following report: Through MORPC we received an invitation to the Candidates Forum on Wed August the 4th at the Hilton Columbus at Easton. This will be in the office if anyone is interested in attending.

I believe we all received a copy of the Delaware County Health District "Health News July 2010. A copy will be available in the Village Office if anyone wishes to look it over.

I received a letter from State Senator Karen L. Gillmor explaining with the enactment of Senate Bill 131 = A Bio-Preferred Purchasing Policy = suggesting that some other communities are passing similar legislation and asking for our consideration. Attached is a sample legislation and I will give this to Yvonne and ask that Finance take a look at it.

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Mayor's Report

Mayor Monahan gave the following report:

MAYOR'S COURT REPORT

JUNE, 2010

\$5,519.00	BALANCE BROUGHT FORWARD
10.00	Outstanding Check #1417
5,509.00	Adjusted Balanced
<u>DEPOSITS:</u>	
5,472.00	TRAFFIC RECEIPTS
5,472.00	TOTAL RECEIPTS
<u>DISBURSEMENTS:</u>	
483.00	TREASURER OF STATE
369.00	COMPUTER FUND
4,620.00	VILLAGE: GENERAL Fund
5,472.00	TOTAL DISBURSEMENTS
5,509.00	<i>ADJUSTED - BALANCE BROUGHT FORWARD</i>
5,472.00	<i>DISBURSEMENTS</i>
37.00	BALANCE MAINTAINED IN CHECKING

RESPECTFULLY SUBMITTED,
JOYCE A. ARMSTRONG
MAYOR'S COURT CLERK

I believe everyone received both the 2nd Quarter and June Police statistics in your mail bins. I believe the citations to vehicle stops is much more in line at 68.3% for the 2nd quarter. Mayor Monahan said if you remember our citations were running very low 33% he believes and it is 68% right now citations to stops. Generally speaking if you are stopping somebody who is speeding on the moguls out here they should be getting ticketed and right now 68% are being ticketed. Council member Vedell asked if the 68% was on the quarterly or the June statistic. Mayor Monahan said quarterly but with what you asked before he may be off. He said he divided the 139 stops into the 95 citations he came up with that. Council member Vedell said based upon what he heard from Sergeant Venrick is that what you should do is take the 139 and divide it into 59 and then subtract that number from 100 to get the percentage that were issued citations because they are not writing two citation for various charges, only one. Mayor Monahan asked that from now on the PD provide a calculation on the percentage of tickets to stops.

I want to thank Shirley on issuing the Memo explaining the Emergency legislation on the agenda tonight in accordance with our effort to lessen the use of emergency legislation. Council member Garren said it was very helpful.

I received an email from the Chief on 7-14 letting us know the Officer Jim Girgis was leaving the following Monday for the Marines. I do want to thank Jim for his service to the Village and to our Country.

From: lefever@shawneehillsoh.com [mailto:lefever@shawneehillsoh.com]

Sent: Wednesday, July 14, 2010 10:50 PM

To: Amick; Bartram; Cullen; Devore; Girgis; Jermann; Lehner; Otchy; Pat Monahan; Schambs; Venrick

Subject: Jimmy Girgis

For those of you who are not aware, Jimmy Girgis will be leaving for the Marines on Monday and leaving the Shawnee Hills Police Department.

Jimmy I would like to thank you for your service with us and I look forward to working with you again someday. I wish you the best of luck with your military endeavors and if there is ever anything we can do for you, please do not hesitate to ask.

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Be safe and good luck!

Sean A. LeFever

Chief of Police

We received the TOP 25 YTD Monthly Distribution from R.I.T.A. I would like to ask Finance to look into the top 5 negative variances to see if they look correct. RITA now has Federal income tax views for and I believe it may be worthwhile to ask for an occasional audit of businesses who are in multiple locations. As an example CVS is negative \$5K for 2010 and Walgreens is Negative \$3.3K for 2010. It would be easy for employees income taxes to be paid to another location and we wouldn't know that. Also please look at why Time Warner Entertainment would have such a negative Year to Date difference.

Just wanted to congratulate the Shawnee Hills Chamber and all of the volunteers that Robin Fellure helped organize (a number of them sitting here) on a job well done. Thanks to Ed, Mark K., Shirley and our Police for all their help. I do know the Chamber board has been looking at the question of the effort and the return on investment of putting on the Dam Jam. He said he has heard a couple of things saying that they broke even or they were a couple thousand short. He said they were missing sponsorship this year and he had suggested that they have a 2 day even but keep the road open on the second day. Warren Miller said they were down \$3,100.00.

Council member Gauldin has completed the signage language and it will be going to Brian for a review before legislation is proposed. Thanks Jim!

I believe Yvonne has the Emerald Ash Borer proposed language ready for review at the August 24th Planning and Zoning mtg. There will be no P&Z meeting tomorrow evening.

We are meeting with the Columbus Division of Water this Friday 7-30 at 10 AM to explore the possibility of Columbus conducting a Rain Garden Trial on Daryl Sanders property. Rob Miller of the Shawnee Hills Riverfront Association will not be able to attend and Geoff Hanna one of the trustees plans to attend.

I have been communicating with Chester Jordon of MORPC concerning a meeting with Dublin concerning the Water tower and will keep you informed as that progress.

Pro Tem Report

President Pro Tem Clippinger gave the following report: I attended a meeting in Dublin on July 15th sponsored by MORPC with regards to forming a Watershed Planning Partnership for the Upper Scioto. MORPC is applying for a grant from the Ohio Lake Erie Commission to facilitate the development of a balanced growth plan for the watershed of the Scioto River. The partnership will bring all 38 counties of the Upper Scioto Watershed together to work on a balanced growth plan that will identify priority conservation areas to protect critically important ecological, recreational, agricultural, heritage, public access, and other areas and also identify priority development areas which will be areas in which growth or redevelopment will be promoted and through which the economy of the region encompassed by the Upper Scioto Watershed will be enhanced.

The final balanced growth plan will contain recommendations only and will not impose any mandatory requirements on Shawnee Hills.

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If we choose to participate council will need to pass a resolution stating our active participation in the Watershed Planning Partnership. The project planners from MORPC can come to one of our council meetings to further explain this process. The commitment from Shawnee Hills will be to appoint 1 person to the planning board for participation and voting. The process should take between 18-20 months start to finish with our member meeting once a month with other participants from the Upper Scioto Watershed.

President Pro Tem Clippinger showed Council the two maps that she received from MORPC and had them laminated. She said one was to keep up and the Civic so that it could be used during our meetings and one was for the Ohio Wildlife Center.

Legislative Actions

Third Reading- Resolution 28-2010 – Sponsored by Mayor Monahan – A Resolution to increase the rate of pay for Erin Cullen, Police Officer for the Village of Shawnee Hills, Ohio. It was moved by Vedell, seconded by Gauldin to pass Resolution 28-2010. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Garren, Gauldin and Vedell. Nay, none. Chair declared Resolution 28-2010 passed by a 5-0 vote.

Third Reading – Resolution 29-2010 – Sponsored by Mayor Monahan – A Resolution to increase the rate of pay for Ed Swanson, Village Administrator for the Village of Shawnee Hills, Ohio. It was moved by Vedell, seconded by Gauldin to pass Resolution 29-2010. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Garren, Gauldin and Vedell. Nay, none. Chair declared Resolution 29-2010 by a 5-0 vote.

First Reading – Resolution 32-2010 – A Resolution to hire Wiles, Boyle, Burkholder and Bringardner as a Contractual Employee for the Village of Shawnee Hills, Ohio. Council member Vedell asked if there was an increase in the fee and how long the contract was for. Brian said there was no increase and the contract was for two years.

First Reading- Resolution 33-2010 – A Resolution to Notify the Delaware County Commissioners that the Village of Shawnee Hills will pay for any and all expenses over and above the \$25,000.00 grant being offered by the County Commissioners for the sidewalk project and declaring an emergency. Mayor Monahan said this is the one that you received the memo on from Shirley. Council member Gauldin said regarding the memo we received this wasn't Council requesting that this be an emergency, it is actually the Commissioners. One of the Commissioners has kind of changed how they want to see things done and instead of just a general letter from the Village telling them we will agree to this they are now asking that we put a formal motion from Council so that's why this is an emergency. It was moved by Garren, seconded by Vedell that the rule requiring readings on three separate days be suspended and this Resolution shall pass on its first reading. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Garren, Gauldin and Vedell. Nay, none. Chair declared the motion passed by a 5-0 vote. It was moved by Gauldin, seconded by Vedell to pass Resolution 33-2010. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Garren, Gauldin and Vedell. Nay, none. Chair declared Resolution 33-2010 passed by a 5-0 vote.

Committee Reports

Council member Garren said that Safety met and they talked about the fire hydrants and the Mayor was kind enough to explain that a little bit further to her. What it comes down to is the meeting that Ed had reported on earlier with the Chief so they will wait until the August 23rd discussion to get the review from the Fire Chief and

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go from there. She said they also talked about the traffic study device and in lieu of tapping into the Delaware Communications system we decided to forgo the purchase of the device and we asked the Mayor to communicate to the Police Department that they kind of mix up where they monitor traffic. The public is pretty well used to having a police car sitting there on Glick Road and the traffic that visits this community frequently knows that probably going to be the case and they had better slow down coming across the bridge and we would kind of like to establish that some kind of thought pattern in some of the other areas where we are seeing people running a little bit faster hopefully we can start to influence the public from doing the shortcuts from Glick Road up to Dublin Road. Safety did also reiterate the directions to the Police to go ahead and write tickets when they are above 25 mph and to state on the citation that the speed limit for the area is 25 mph and that this direction hasn't changed from a previous statement that the Safety Committee had recommended. Mayor Monahan said he left a message for Eric and confirmed that with him.

Council member Garren said they also talked about Buckeye Drive and they were asked to consider that where there is a curb on Buckeye Drive that we put no parking signs there. We can go ahead and take that action without a resolution; we can put those signs up if we decide to move in that direction. We want to talk about that some more in the next meeting. Mayor Monahan asked her to talk about the rest of the story. She said she is. Brian said if you are creating a no parking zone you have to do that legislatively so they can enforce it. Mayor Monahan said we have no parking everywhere, which is in our code. He said essentially what is happening is because we don't have enough signage. Buckeye Drive is different because it has curbs and the curbs end at effectively the curb ends at his driveway. He said he had a hard time getting his pickup truck passed someone that was parked on the road. What they want to do is make sure that no one parks in the curb area and he has asked because it is a little different than the rest of the Village to look at how we can do some other issues. Council member Garren said they would also like to consider an ordinance that discussed a time limit on how long you can have parking on Buckeye Drive. Perhaps something that says limited to a six hour time frame to avoid people parking there for an extended period of time but still allow residents to have gatherings. Council member Vedell said he is confused, we have legislation that says no parking yet we are going to put up a sign saying you can only park here for six hours which kind of contradicts the no parking ordinance. Council member Garren said that in those places that don't have curbs, if you can get one tire off the street then you would be allowed to park there but it would be for a limited amount of time, the no parking would be just where the curbs are on Buckeye Drive and the concern is to allow emergency vehicles to go down it. She said they have no sponsored any legislation on this; they just had a discussion about it. Mayor Monahan said what is different about it from anywhere else is, throughout time, even at his old house, we had put some gravel in where you could get off the road and park, whether it was legal or not, it's throughout the Village all you have to do is look. It's different on Buckeye Drive, if you were selling girl scout cookies or Jehovah Witnesses up on Buckeye, unless you parked in a driveway there is really no place for you to park and we really had a good discussion and he thinks Council member Garren come up with a great idea, we didn't want to give someone the OK to park their 4th car out on the street and leave it there all the time, so if you limited it to 4 or 6 hour parking and one tire off the pavement you can do that. Mayor Monahan said it is a little different than anywhere else, I promise you and it's a situation where there is no place unless someone wants to park down at the end past the circle. Council member Vedell said if you don't have a curb you ought to be able to park one tire off the side of the road anyplace on Buckeye Drive and he would challenge you that you could do that. Mayor Monahan said right now there is no parking on Buckeye Drive and what they want to do is ensure that someone doesn't park on both sides so by keeping no parking on the north side of the street and

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allowing it on the south side of the street you will allow for emergency vehicles to go down the street without any trouble. Council member Vedell said he understands what the Mayor is saying he is just trying to bounce that off current legislation. Council member Vedell said current legislation says you can't park but if you can get one wheel off the road than you can park. Mayor Monahan said no, what they are proposing is that there be some other legislation that would say you can park on the south side of the street because there is nowhere at all to park. The only place would be the far end a half mile down past the circle and you could park there. Council member Garren said one of the things that was brought up last time was that if you make that legislation for Buckeye you should make it for the community as well. Mayor Monahan said you might be right, at least having a tire off, we tried to implement in the past where you had to get both tires off.

Council member Clippinger said the next time that Service meets can they please pick a date for the fall clean up. Shirley said that has already been done and it is September 18th and the chipper day has been moved to the following Monday instead of that Saturday. Council member Clippinger said she and Council member Gauldin have volunteered to help senior citizens that can't or aren't able to bring things to the dumpster, that they would go around and pick up items for them. She asked that this be put in the newsletter.

Mayor Monahan said that on August 6th they are meeting again with the Ohio Wildlife Center up at Hella's to discuss the Picnic. He wanted to wait until after the Dam Jam to go to the businesses and ask that they be involved in this.

Bills

It was moved by Garren, seconded by Callender to approve the bills in the amount of \$36,594.38. Following vote on the motion was recorded: yea,5; Callender, Clippinger, Garren, Gauldin and Vedell. Nay, none. Chair declared the motion passed by a 5-0 vote.

Treasurer's Report

It was moved by Garren, seconded by Clippinger to approve the following treasurer's report: General Fund 212,550.18, Street Fund 51,067.16, State Highway Fund 3,632.36, Enforcement and Education Fund 1,560.00, Computer Fund 7,526.15, Fire Fund 104,430.24, Weed Fund 6,089.66, TIF Fund 70,504.45, Veteran's Memorial Fund 243.18, Building Expansion Fund 700.00, Capital Projects Fund 5,139.84, Sewer Operating Fund 66,912.02, Sewer Replacement Fund 10,000.00, Strom Sewer Fund 9,571.96, Enterprise Debt Service Fund 62,899.60 and Enterprise Debt Reserve Fund 92,423.65 for a total of \$705,250.45. Council member Vedell asked about the \$7,000.00 expenditure in fund 4901. Shirley said that was engineering fees for the storm water project. He also asked about the \$3,311.50 on line 2904 for the TIF, is that the sidewalk engineering. Shirley said yes. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Garren, Gauldin and Vedell. Nay, none. Chair declared the motion passed by a 5-0 vote.

Executive Session

It was moved by Clippinger, seconded by Gauldin to adjourn from regular session and move into executive session to discuss the purchase of property. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Garren, Gauldin and Vedell. Nay, none. Chair declared the motion passed by a 5-0 vote.

It was moved by Clippinger, seconded by Gauldin to adjourn from executive session and move back into regular session. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Garren, Gauldin and Vedell. Nay, none. Chair declared the motion passed by a 5-0 vote.

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Miscellaneous

Council member Vedell said that it is with deep regret that he resigns from the Shawnee Hills Village Council as Council Member effective July 31, 2010. He is moving out, not only of the Village but of central Ohio.

Mayor Monahan said obviously we accept your resignation based on that and I know you have had a tough time with scheduling lately but I very much appreciate all the work you have done for the Village and asked him if he would mail him some questions because he would hate to miss all the questions. Council member Vedell said he has enjoyed working with the people in the Village and we have done some good work on the road and a lot of other issues, it has been fun for him and he has enjoyed it and he appreciates all the support he has received from Council and he wishes all good luck.

Council member Garren said she wanted to show Council the updated Logo. Shirley said the logo looks really nice and asked if we really wanted to send it out to get residents input because you can get 50 different things coming back. Council member Clippinger said it looks really good. Mayor Monahan said he thinks it looks great personally and Shayna has worked hard on this. Council member Garren said she loves this logo, she thinks it looks really nice, She said she does not know if Shayna can change the feather and add beads to make it look more Indian. Something if we can make it 2 colors. Council member Gauldin said that they police department has just gotten new badges and they have a feather and things on it and he does not know if that might be an insignia that could roll over to different things. Sergeant Venrick stepped up to Council to show them the badge. Mayor Monahan said maybe we can subdivide this. We have asked for a brand that we can use on our signs or other things and he sees nothing wrong with the Village Logo. Council member Garren said if we can agree on the feather she will ask Shayna to make something with the feather and the SH on it. Mayor Monahan said he likes the logo but would prefer to have more of an Indian feather but that's OK. He said we could use the log on benches and other things in the Village. Council member Clippinger said that she thinks incorporating the police badge design would be too busy and she said the thought behind the feather is that our heritage and our history is that we are Native American land here, that's where the feather comes from and it's sacred to the Native Americans and the bald eagle is a sacred feather. Mayor Monahan said is it agreeable to send this out in the newsletter. Council member Garren said she would like it sent out as information and feel free to put her email address in there for comments from residents that want to make comments.

Council member Gauldin said there was an article in the Columbus Dispatch on July 20, 2010 that had an article in it that talks about a little back yard home add on type of thing and this fellow has designed this for the elderly and what he is trying to come up with he is saying that he believes that this is half the cost of a nursing home with the baby boom rolling around at this point I think we may start seeing requests for something like this. Council member Gauldin said this is a pre-fab housing unit that would be put on a small bed outside your house, they tie into your electric and everything and your elderly parent or relative lives in here for a shorter duration of time instead of a nursing home and it sounds like it might be a big thing. He said we do not have anything in our ordinance about this and he thinks it is something that we may need to address at some point. He said this is not meant to be permanent; it is something that comes in and then is removed. Mayor Monahan asked if this was something that should be brought before Planning and Zoning. Council member Gauldin said he could do that.

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There being no further business, it was moved by Garren, seconded by Gauldin to adjourn until August 9, 2010. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Garren, Gauldin and Vedell. Nay, none. Chair declared the meeting adjourned at 8:50 p.m.

Fiscal Officer

Mayor