

Village of Shawnee Hills Council

August 9, 2010

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

Council in Attendance: Charlie Callender, Yvonne Clippinger, Mahesh Dalvi, Kris Garren and James Gauldin

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

It was moved by Callender, seconded by Gauldin to approve the minutes of July 26, 2010 with the following amendments: on page 8 remove one of the \$ signs, on page 9 change the word fund to fun, change the word clippin to Clippinger and change the wording "and he what" to "and what he". On page 7 reword the sentence about selling girl cookies or Jehovah Witness up on Buckeye to selling girl scout cookies or a Jehovah Witness is on Buckeye Drive. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Dalvi, Garren and Gauldin. Nay, none. Chair declared the motion passed by a 5-0 vote.

It was moved by Gauldin, seconded by Clippinger to approve the agenda with the following amendment: remove the second committee report and renumber. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Dalvi, Garren and Gauldin. Nay, none. Chair declared the motion passed by a 5-0 vote.

Solicitor

Brian Zets said that he received a phone call from Attorney Dan Connor regarding the Daryl Sanders property and Mr. Connor realized that he had not sent the letter to Brian that he said he was going to send it but he went on vacation so he said he will be getting the letter to Brian. Brian said he worked with Ed a little bit in regards to the questions from Wayne Gordon and the unimproved roadways. He continued working on the Montessori school and they will talk about that in executive session tonight. He had a long telephone conversation on Friday with Mike and Barry from Legacy Design regarding those issues with respect to the alleged storm sewer running on their property. They are running with the assumption that such a sewer line exists and he told them that they should really verify that because it may not be necessarily true. Brian said it was a long conversation and he will wait to hear back from them.

Administrator

Ed Swanson said that the paving and sidewalk project are both starting next Monday. The storm sewer project is out for bid and the bid opening is scheduled for August 19. Jim Danes sent an email today that indicates that the state has put together a formal bid to HUD to try to get us an ADA grant to use on our existing building to make it more ADA compliant or to add on to the building to make it compliant. Jim said that they move very slowly but a grant request has been submitted. Jim also thought we could apply for LMI (low to moderate income) grants to help with the municipal building but we cannot use those funds for a building and we probably do not qualify for those funds anyway.

Communications

Mayor Monahan gave the following report:

I want to commend the Chief on 2 things:

- 1) Completion of and steps to rectify issues found in the Evidence Audit that he initiated upon taking command. It has never been so professional and processes are in place that he has instituted to keep the Evidence as it should be kept.
- 2) I had asked Chief LeFever 6 weeks ago to provide me weekly with a view of Department activities on a last week, this week and next week view. He

Village of Shawnee Hills Council

August 9, 2010

has and it is very helpful and it is probably a good basis for his report to Council at the last mtg. of the month.

I received an email from Carol Kender the owner of the Bakery:
I can't believe how effective the multi Directional sign at the corner of Glick and Dublin Roads has been. We have had a 50% increase in new traffic since the sign was installed. I ask every new customer how they heard of us.

Council member Dalvi asked if there are going to be more businesses added to the sign as he has received other requests. Mayor Monahan said this was put up by the Chamber so the request would have to go to the Chamber. He said this was put up as a trial and is something that Bill VanCura has spoken about for years and before the tournament they decided to try the sign.

I received a communication from MORPC about the Upper Scioto Watershed. They asked that we pass a resolution supporting this by Sept. 30th. They also asked that we complete the attached input sheet and return it. Yvonne has agreed to be our representative and I would agree to be an alternate (based on time of day of mtgs.).

I will give this to Yvonne and ask her to send it in and have the proper Committee look at and sponsor the resolution. Thanks!

I received a notice on the Ohio Municipal League's Annual Conference – Sept. 29th through Oct. 1st. = I don't believe this conference provides us the help that the Ohio Mayor's conference does so I am not asking to attend.

I believe Ed has already covered the dates on the Projects that he furnished you in email on July 26th.

Mayor's Report

Mayor Monahan gave the following report

The Solicitor has responded to the letter sent by Legacy Design concerning Lot Numbers 2402 through 2413. I would ask Brian to issue a recommendation on the situation after his talk with Mike and Barry last Friday. Brian has and the Mayor has a copy of that and basically in his opinion we do not need to take any further action.

I was supposed to meet with Dublin City Manager Terry Foegler and MORPC Director Chester Jordan today at lunchtime concerning The Dublin Water tower and the lack of regional process shown by Dublin's exclusion of Shawnee Hills in their selection of sites. The meeting did not occur as Terry was not able to attend.

We have a mtg. scheduled this Friday with Steve Osborne the head of the Dublin School Board to walk a couple of the properties on Shawnee Trail. Dublin School Board has issued notice to 9 of the residents because their home valuation was reduced more than \$50,000. 00 when Delaware County lowered the property taxes 13.2% because of the Columbus overgrowth.

To that point there was an article in the Columbus Dispatch July 27th "Visitors say O'Shaughnessy Reservoir flora is too wild".

More to come on this.

The Newsletter went out last week and the residents have been notified to address Council's concern about the Electrical Aggregate.

Village of Shawnee Hills Council

August 9, 2010

Most of the Newsletters even had an article in it reminding them of the upcoming Village Appreciation Picnic, Dumpster Day and Chipper day. The Mayor did not receive the 2nd page of the newsletter

We met on Friday with the Ohio Wildlife Center to discuss the Sept. 26th Village Appreciation Picnic.

I had met with the Chamber board and a letter is being sent by Mike McVan and Sally Heximer asking for participation from the Village restaurants at their cost. More to come on this.

The Chamber Blood Drive was held at the Civic on July 31st and I don't think they received as many pints as expected. I know when I was giving there wasn't much traffic.

There was a question raised about a couple of trees that had been removed along West Old Powell. And to confirm these were trees that were inspected by the Village Forrester Larry Burchfield and he recommended the removal of the infested Ash trees.

I have read the minutes of the Utilities Committee mtg. on 8-5-10. I would like to understand the economic reasoning behind considering a raise in rates based on usage. Council member Gauldin said the committee is looking at a tiered system and that those who use an extraordinarily amount of water would be asked to pay a little bit more in a tiered system to support that usage. Now what those numbers are, we don't know. This is the starting point for discussion; we're hashing it around and trying to decide what numbers work. Do we put something together now and say yes this is good but we don't implement it this year, that's fine but maybe start working on something like that.

I believe our Sewer Rates are high enough and do not support any raise in rates. I do not think the rates should be dropped either but would ask Utilities to consider how we can apply more to pay down the debt. I believe lessening the debt on the Village sewer system should be our direction.

The Architectural Board of Review is meeting Thursday, August 19, 2010 in the Tim Fellure building at 7PM. They will be handling a hearing of a structure on Shawnee Trail and hopefully working on the language defining the Country Look to help define some of the work we did on the Commercial Area portion of our Code earlier in the year.

President Pro Tem Report

President Pro Tem Clippinger said she sent around an email to Council about the MORPC balanced planning and growth and so basically they want to know, do we want to participate and if we do, who will be the representative. We will have to appoint someone to this committee. MORPC would also like us to pass a resolution and she has given that language to Shirley for the next meeting. She said this is for the Upper Scioto Watershed and there will be 38 communities involved in this and it's the planning and growth, so basically you are looking at conservation areas along the watershed, you are looking at development areas along the watershed so we would be participating with other communities and we would have voting rights, but that person, whoever sits on the board, would have to come back to this Council to find out how Council wants to vote, the representative can't just vote the way they want. She said she thinks this is a good thing; the Olentangy Watershed has already done their planning and growth. Council member Clippinger said this will not affect the Village as we already have our zoning in place but it will give us a say so in what happens up above us and below us in the watershed. There is no cost to us, the only cost is the time

Village of Shawnee Hills Council

August 9, 2010

commitment for whoever sits on the board and she does not know yet what time or date the meetings will be. She said she will be willing to sit on the board if no one else wants to sit on the Board. She said we would also be eligible for points on grants. Council member Gauldin asked if those points would be good for any grant or just grants associated with the watershed. Council member Clippinger said it would be for whatever comes out of this. Council member Dalvi said being involved in MORPC is good if you have the time and he would fully support this. Mayor Monahan said we are very subjective to what Columbus wants to do along the watershed and a week does not go by where he doesn't get one or two complaints about the overgrowth and everything else along the watershed. He said he took a boat ride just to see how horrible some of that is, if you get a chance the inequity is there. Where the inequity really is interesting is Columbus owned land that is cut and other people can't cut. Now I recognize it's not their land but I think there might be a way to help even that out or maybe everybody has something in order to make that a little more equal. He said the involvement with Yvonne and us working with Delaware County and with MORPC will buy us a lot because we are a regional player so they know we are a part of this as opposed to somebody with their hand out. President Pro Tem Clippinger said one of the things that was brought up at the meeting that she attended is that we are all citizens of Shawnee Hills but we are also citizens of the watershed and it would be nice to know if something was going to affect us upstream for our community. Council member Dalvi said he is surprised that the Yacht Club is turning into a campsite right now and wondered if that was allowed or not. He said the next thing you know the Yacht Club is gone and it turns into camp sites. Council member Gauldin and Garren support having a representative on the watershed committee. It was moved by Gauldin, seconded by Callender to appoint President Pro Tempore Clippinger to the Upper Scioto Watershed committee. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Dalvi, Garren and Gauldin. Nay, none. Chair declared the motion passed by a 5-0 vote.

Committee Reports

Utilities did not meet they will try to reschedule here shortly.

Service will be meeting this Saturday.

Finance meets Thursday.

Legislative Actions

Second Reading- Resolution 32-2010 – A Resolution to hire Wiles, Boyle, Burkholder and Bringardner as a Contractual Employee for the Village of Shawnee Hills, Ohio

Third Reading- Ordinance 14-2010- An Ordinance to create a TIF area pursuant to Section 5709.40 (B) of the Ohio Revised Code, declare improvements to certain parcels of real property located in the TIF area to be a public purpose, exempt from real property taxation 100% of those improvements, require the owners of those parcels to make service payments in lieu of taxes, provide for the distribution of the applicable portion of those service payments to the Dublin City School District, establish a municipal public improvement tax increment equivalent fund for the deposit of the remainder of those service payments, specify the public infrastructure improvements to be made within the TIF area that directly benefit those parcels, to approve and authorize the execution of a tax increment financing agreement with respect to the TIF area. It was moved by Gauldin, seconded by Garren to pass Ordinance 14-2010. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Dalvi, Garren and Gauldin. Nay, none. Chair declared Ordinance 14-2010 passed by a 5-0 vote.

Village of Shawnee Hills Council

August 9, 2010

First Reading- Ordinance 17-2010 – 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. Mayor Monahan said that all the things we have passed need to be written into our code so that's basically what we are doing. Shirley said this also included everything that was passed by the General Assembly pertaining to the General Offences, Traffic and Fire Code. Council member Gauldin said the reason we are making it an emergency is because we want to be able to quickly and actively come up to our ordinances so that our police have things that they can write on and everything is correct and we are fine so that is why we are making this an emergency. It was moved by Clippinger, seconded by Gauldin that the rule requiring readings on three separate days be suspended and this ordinance shall pass on its first reading. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Dalvi, Garren and Gauldin. Nay, none. Chair declared the motion passed by a 5-0 vote. It was moved by Garren, seconded by Callender to pass Ordinance 17-2010. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Dalvi, Garren and Gauldin. Nay, none. Chair declared Ordinance 17-2010 passed by a 5-0 vote.

First Reading – Resolution 34-2010 – Sponsored by the Finance Committee – A Resolution accepting the Amounts and Rates as Determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor.

Bills

It was moved by Clippinger, seconded by Gauldin to approve the bills in the amount of \$15,236.05. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Dalvi, Garren and Gauldin. Nay, none. Chair declared the motion passed by a 5-0 vote.

Treasurer's Report

It was moved by Callender, seconded by Gauldin to approve the following treasurer's report: General Fund 244,620.89, Street Fund 51,156.31, State Highway Fund 3,759.92, 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 77,430.14, Sewer Replacement Fund 11,584.91, Storm Sewer Fund 10,091.01, Enterprise Debt Service Fund 67,256.87 and Enterprise Debt Reserve Fund 94,075.18 for a total of \$756,168.75. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Dalvi, Garren and Gauldin. 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 purchase of property. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Dalvi, Garren and Gauldin. 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 reconvene to regular session. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Dalvi, Garren and Gauldin. Nay, none. Chair declared the motion passed by a 5-0 vote.

It was moved by Clippinger, seconded by Dalvi to authorize the Solicitor to send the agreement purchase of sale of real estate regarding the Montessori School

Village of Shawnee Hills Council

August 9, 2010

property. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Dalvi, Garren and Gauldin. Nay, none. Chair declared the motion passed by a 5-0 vote.

Miscellaneous

Council member Dalvi said that the Chamber put the welcome stone up by Shawnee Square shopping center and he thought that someone was going to put something around it. Mayor Monahan said he checked on that and Larry Burchfield said they weren't going to be able to do that. Ed said that the Chamber decided not to put the smaller stones around it but they were supposed to plant flowers there. Mayor Monahan said he would go back to John Piccin and Larry about this.

Council member Garren said that she received two responses in regards to the proposed logo. One was asking for a color copy of the logo and the other was from Carol Kender who had a lengthy reply. Some of the things that stood out to her was: the shape of it was the same as the shape of Dublin's sign on Riverside Drive, she also noted that being the color green we are picking up a couple of attributes that Dublin also has and she was a little concerned about that. Council member Garren said she wouldn't advise changing the shape because a lot of work has gone into this but she thinks it might be easy for Shayna to change the color. Mayor Monahan said changing the color would be great but he does not want to start over. She said that Carol also commented about the tree, she thought it wasn't appropriate to the area, the tree should be more poplar or birch, she liked the feather and she liked just the stand alone lettering. She also asked that we add the word Ohio to the logo. Shayne had researched that previously, she looked at other cities and villages and Shayna said the ones she had checked into did not have the state listed so she thought the standard was that you don't list the state and that is why she left it off.

There being no further business, it was moved by Clippinger, seconded by Gauldin to adjourn until August 23, 2010. Following vote on the motion was recorded: yea, 5; Callender, Clippinger, Dalvi, Garren and Gauldin. Nay, none. Chair declared the meeting adjourned at 8:02 p.m.

Fiscal Officer

Mayor