

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

**January 11, 2016**

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

Council in Attendance: Mahesh Dalvi, James Gauldin, Douglas Gil, Dan Mathews, Mike McVan and Josh Vidor

Also Present: Fiscal Officer Shirley Roskoski and Solicitor Brian Zets

Absent: Administrator Ed Swanson

### **Minutes**

It was moved by Vidor, seconded by Mathews to approve the minutes from December 14, 2015. Following vote on the motion is recorded: yea, 5; Dalvi, Gauldin, Mathews, McVan and Vidor. Nay, none. Abstain, one: Gil. Chair declared the motion passed by a 6-0 vote.

It was moved by Dalvi, seconded by Vidor to approve the minutes from the Special meeting on December 30, 2015. Following vote on the motion is recorded: yea, 3; Dalvi, Mathews and Vidor. Nay, none. Abstain, 3; Gauldin, Gil and McVan. Chair declared the motion passed by a 6-0 vote.

### **Agenda**

It was moved by Dalvi, seconded by Gauldin to approve the agenda with the following amendments: the Police Chief is going to talk and we are appointing Chris Anderson and Rob Thatcher to committees and the total on the bills should be changed to \$61,387.06. Following vote on the motion is recorded: yea, 6; Dalvi, Gauldin Gil, Mathews, McVan and Vidor. Nay, none. Chair declared the motion passed by a 6-0 vote.

### **Election of President Pro Tempore of Council**

It was moved by Dalvi, seconded by Gauldin to reelect Dan Mathews as President Pro Tempore of Council. Following vote on the motion is recorded: yea, 6; Dalvi, Gauldin Gil, Mathews, McVan and Vidor. Nay, none. Chair declared the motion passed by a 6-0 vote.

### **Solicitor**

Brian Zets said that he attended the December 17<sup>th</sup> ABR meeting. One of the things he has been working on and sort of related to that ABR meeting is the Burchfield reapplication and the case is pending in Mayor's Court.

He said he attended Mayor's Court at the end of last month and we have one coming up this Wednesday. He said he met today with Kip Kelsey, our new Magistrate.

### **Police Chief Report**

Acting Chief Russ Baron went over the statistical report that he passed out to Council. He explained that under business checks, the officers are encouraged each shift to go out and check businesses so if they go out and rattle a door they put it down as a business check. So throughout

the year we checked on village businesses 7,046 times. The same thing for the house checks, Each shift checks houses based off of when the residents call in and say they are going on vacation and want the PD to check their house while they are gone. This also includes the new builds. The Assist to Citizens, if someone comes in and they want a report or anything that doesn't fit anything else it is an assist. Traffic Stops, 651, which is the amount of cars that we stopped coming through the village here. Citations and Warnings you notice that those two numbers don't add up to the amount of traffic stops. We might stop someone and cite them with speed and seat belt or we might cite them with driving under suspension or an OVI charge and it could be four lines on that citation. Each charge on the ticket is a citation. He said there could be a citation for speed and a warning for a taillight, that's why those numbers are skewed like that. Calls to service was 311. That's inside and outside of the Village. Any time our officers are dispatched to go somewhere that is a call to service. Council member Dalvi asked what is the breakdown between calls in the village and calls outside the village. Acting Chief Baron said he does not have that number and it would be very difficult for him to figure that out retro. Moving forward that might be a number we can track. He said they had forty six arrests. That is actually the number of people arrested, not cited with minor misdemeanors. Total hours includes both the paid and auxiliary officers. He said they took 24 items into their property evidence room this year and the drug drop box in their lobby took in 165 pounds of prescription pills to be destroyed. He said they cannot take syringes or anything combustible or liquids. If you have a liquid pour it in sand or kitty litter and just put it in the trash.

### **Visitors**

Carol Kender said at the Chamber of Commerce election dinner on December 16<sup>th</sup> our election of officers was: Larry Burchfield President for the next two years, Carol Kender Vice President, Secretary Dawn Bookmyer and we do not have a treasurer so she is recruiting members. She said the membership in the Chamber is seventy five dollars annually. You do not have to be a business to join the Chamber. You can be a resident in the Village. She has membership applications if anybody wants one. The Village of Shawnee Hills has always been a member so I hope that we are going to continue that relationship. She said their next meeting is January 28<sup>th</sup>. Bella Awad asked what does the Chamber contribute to the village. Carol said the purpose of the Chamber is to promote good relationships between the businesses in the Chamber and the residents in the Chamber. Some examples of things that the Chamber has done over the years is: several years ago we put the money in to purchase a police car. We purchased one of the benches. We purchased four light posts. We purchased the entry stone at the south end of the village. Recently we did Summerfest which I think some of you participated in for the village and we also did Holiday in the Village last month. Our focus right now, seriously, is to try to bring more businesses into Shawnee Hills and that is why I was asking about the Aspen Energy building to see if we can start helping to bring offices into the village.

Council member Dalvi said so what is the Chamber doing on that because that would be the number one thing that we would like. What is the plan is there a go to market, an outreach, or other kind of a plan. Carol said one of our members is Steve Smith, the realtor, and I know he has been working on it. We need input from the village. If you have any ideas or if you want to come to the meeting on the 28<sup>th</sup> you can ask those questions.

She said that sixteen percent of the property tax comes from business in the village.

Approximately twenty five percent of the payroll tax comes from people that do not live in the village but work in the village who are businesses so we are really interested in promoting

Shawnee Hills by bringing in a new tax base. Council member Dalvi said normally the Chamber has an outreach plan or an economic development plan. They have targeted certain businesses that they want to go to or they have some alliances with different Chambers. Many of us here including Chris have done this quite a bit so we could stop by and talk about it.

Carol said that anybody here is welcome to come to a Chamber meeting. We are really looking for new involvement from the community and that is why she is here, inviting you. If you want to join the Chamber we would love to have you.

Mayor Monahan said the Chamber did pay the first five payments on our original Dodge Charger and we really appreciated that. He said he has talked to Steve and there is 4,800 square feet up at the Aspen Building. The thing that will really benefit us is medical arts building. I think we are a very logical move north for doctor, dentist offices and the like.

Mayor Monahan said he talked to Jimmy V's and was told that they have a split alcohol license. He has the hard liquor and Virginia Farneman has the wine and beer permit.

Kathy Ragsdale, 215 W. Parkside Drive, said she just wanted to say that she started coming to these meetings, we've lived here about six years, when there was a lot of conversation about everybody should attend meetings. I thought what a great idea and I wanted to see what the process is in this village. It's a small village so we all know each other. I will say I think the Council and the Mayor have done an awesome job the six years that I have lived here. I have enjoyed a carefree village life. I am going to say that because it seems very safe here and I think we have wonderful neighbors. I am looking at people that I see out here and I see when I am walking my dog. It's just a great place to live but I really appreciate the hard work that you all do to give us a good community. Imagine my surprise when there was so much, shall I say, intensity at some of these meetings and I want to say that I think everyone deserves to express their opinion. What I would like to ask, the gallery, because I don't see the Council doing this, but I see the gallery, and I will include myself in this, being very hostile to each other, to the Council and I don't think we need to do that. This is a new year, let's all take a deep breath. The election is over. The Mayor won by two thirds of the vote. That's a huge majority. Let's all just relax a little bit and speak in civil terms to each other and to the Council. We can disagree with what they are doing but we don't need to be underhanded or gossipy or rude. I think several people in this room saw what was going on, Facebook and emails from the concerned citizens of Shawnee Hills. I thought it was coming from the council because it said concerned citizens of Shawnee Hills then I realized it had nothing to do with the council. I posted a comment on Facebook and I got a private, personal email from the concerned citizens and it went back and forth a little bit but the last thing that they said to me was we cannot substantiate your opinions to fact. It was like I don't even know who you people are. It got my blood pressure up and I am pretty calm. All I am saying is, New Year, let's all turn over a new leaf. I know JoAnna and I shook hands tonight because I felt like I wasn't being very sociable with JoAnna at some of the other meetings and I do want to do that with everyone here, Erin too. Let's just bring the level down a little bit. We are all here for each other.

Robin Fellure said she is President of the Civic Association and she is speaking on behalf of the Civic Association Board and tonight I just want to talk a little bit on the third reading of the change for trick or treat night to October 31<sup>st</sup>. The reason she is here is that the Board would like to ask you not to make that change. We feel that the way we have been in line with following

MORPC guidelines is better for the village because we are surrounded by communities that follow those guidelines. Our children go to Dublin schools. They will be going to school with kids that are doing MORPC guidelines and we are not if we change it. I realize that it does sometimes cause a rush during the week when you have trick or treat starting at six o'clock, believe me I understand that. I think that causes some conflicts. If you have trick or treat on a Friday night, you have high school football games going on. On Saturday's you could have an OSU football game going on and on Sundays you have church. You have those issues too. You are still going to have four days a week that October 31<sup>st</sup> is going to fall on and it is still going to have that six to eight times. That is our opinion, we just wanted to voice that and ask that you please consider keeping it with the, not the 31<sup>st</sup> but the Thursday before, however MORPC follows it. Thank you.

Mayor Monahan said he has both Chris Anderson and Rob Thatcher present to introduce themselves.

Rob Thatcher said the Mayor had asked if he was interested in taking one of the vacancies on one of the Boards. I have been a village resident for a little over eighteen months. Grew up and lived in the Columbus area for a lot of years. I worked for the City of Dublin when Tag Market was still here. I was quite familiar with the old village so when I came back here I was excited to live. We moved from a smaller village like this in Cleveland. Landlocked with a lake and your development could only go so far and now I am at a point in my life where I want to get more involved in the community and do more with it so I am excited about the opportunities and the ability to affect the future for my kids too. We are going to be here for a long time.

Chris Anderson said he lives at the corner of Westview and Hiawatha and has been in the community for about seven and a half years now. I have been involved in some way helping the community ever since I got here.

Mayor Monahan said his wife designed the village logo.

Chris said he was on ABR for a couple of years. I have been asked to help out with the BZA which I have actually been in front of a couple of times myself as a citizen. I don't plan on going in front of it again for anything else.

### **Communications**

Mayor Monahan gave the following report:

I want to welcome Doug Gil to Council and being willing to serve our Community. I know everyone doesn't realize it but there aren't any real PERKs in serving other than the pride of knowing we are working to improve the Village we all love!

I received an email from Zina Samoyloff a Village resident on Buckeye Dr.

Wanted to share exciting news: Columbus International Children's Choir directed by Tatiana Kats (91 Buckeye Dr.) was invited to perform at the Christmas reception for the media at the White House. They even perform a song personally for a President and First Lady. Attached is a picture taken at the event. Thought it would be interesting for you to know since the choir director and 2 of the kids in the choir (Nicholas Samoyloff and Daniel Utkin) are Shawnee Hills' residents. As I mentioned in my previous e mail, the Choir is planning a trip to Italy in June

2016 to perform at St. Peter's Cathedral in Vatican. There is a possibility that Pope will be present at the performance. You are more than welcome to share the information at the meetings you attend. If local business owners are looking for the opportunity to make tax deductible donations - our choir is looking for sponsors.

Wishing you and your family a happy and prosperous new year.  
Zina

We get monthly snapshot of the tax differences both positive and negative of the Top 25 accounts. I do ask that we have RITA audit the discrepancies once we have the end of year picture to assure we are collecting what we have coming.  
If anyone works at home please make sure your income taxes are being paid to the Village.

### **Mayor's Report**

Mayor Monahan gave the following report:

#### DECEMBER 2015 MAYOR'S COURT REPORT

##### **RECEIPTS**

\$1,604.00 Total receipts

##### **Disbursements**

\$300.00 Treasurer, State of Ohio

\$12.00 HB 562 IDAT Fund

\$1,202.00 General Fund

\$90.00 Computer Fund

Erik Spaulding  
Mayor's Court Clerk

The state of the Village is good!

- We have finished the year with a good balance as Shirley will cover in the treasurer's report. This is especially true since we with Council's actions completed two projects at our Police building = electrical and new roof that were originally projected for 2016.
- It was also decided by Council that we combine the 2015 and 2016 paving project. Once the Glick Rd drainage issue is resolved including through the Cedarbrook property we will be able to pave Glick Rd as part of the paving project. I do ask the UST Committee work with the Village Engineer to get the Bid package moved forward as agreed to be in spring.
- We are moving forward with the improvement Waterline and fire hydrant improvement project which will be out for bid this month. There are only certain expenditures that the 10% of the money we keep in the Fire Levy fund can be applied. I commend Council's action enhancing this area in the North East portion of the Village as has been accomplished in other areas.
- I commend Our Police Department and acting Chief Baron please see the Shawnee Hills Police Department 2015 Year End Review, for moving our Police forward after a

difficult time with the investigation and indictment of Sean LeFever. We are moving forward with attempts to resolve this issue.

- With recommendations from you we initiated an effort to assess and make user friendly changes to the Village Web site.
- We have named Brian Zets as our new Prosecutor and Kip Kelsey as our new Magistrate for Mayor's court.
- I also commend Code Enforcement for moving forward the Board filings and the issuing of warnings and citations to assure our code is followed by businesses and residents showing respect for other's properties.
- We are in the process of advertising our Village Administrator position to replace Ed Swanson.

I would like to thank those who have worked in a positive manner to work through issues to improve the Village operation.

To fill the opening on The Architectural Board of Review created by Doug Gil resigning and coming onto Council I am appointing Rob Thatcher to ABR. It was moved by Vidor, seconded by Gauldin to confirm the Mayor's appointment of Rob Thatcher to the ABR. Following vote on the motion is recorded: yea, 6; Dalvi, Gauldin, Gil, Mathews, McVan and Vidor. Nay, none. Chair declared the motion passed by a 6-0 vote.

Do we have an update on the Explorer scout project evaluating our Village website?

### **Pro Tem Report**

Pro Tem Mathews said the committees, if you guys have any preferences, if you want to move around, if you want to stay the same, let him know.

He said the second item I have is the appointment of Chris Anderson to the BZA. It was moved by Mathews, seconded by Dalvi to appoint Chris Anderson to BZA. Following vote on the motion is recorded: yea, 6; Dalvi, Gauldin, Gil, Mathews, McVan and Vidor. Nay, none. Chair declared the motion passed by a 6-0 vote.

It was moved by Mathews, seconded by Dalvi to reappoint Josh Vidor and Geoff Hanna to the BZA for a new term. Yea, 5; Dalvi, Gauldin, Gil, Mathews and McVan. Nay, one; Vidor. Chair declared the motion passed by a 5-1 vote.

### **Legislative Actions**

Third Reading- Resolution 19-2015- A Resolution setting Trick-Or-Treat on October 31<sup>st</sup> each year in the Village of Shawnee Hills. Council member Dalvi said what Robin said, to a certain extent, makes sense to me. Council member McVan said we opted out of the MORPC thing though. We are not part of the MORPC thing for trick-or-treat. Council member Vidor said but that doesn't stop us from having it at the same time. Council member McVan said the reason we did this is because it is once a year, it's for the kids, it's not for the adults, it's not to be based on the adults schedule. It's for the little kids and on a Friday or Saturday when you were a kid and had trick-or-treat it was a blast for the kids. Council member Dalvi said why are we locking our date to October 31<sup>st</sup>. That date could be on a Sunday and you don't want to do it on Sunday. Council member McVan said why not, you do it on a Tuesday or Monday, the date doesn't

matter. Council member Dalvi said we opted out of MORPC but let's have the flexibility in terms of date on that particular year. Council member McVan said we did it on October 31<sup>st</sup> so everybody knows what day it is without even having to ask. Council member Dalvi said his view, after hearing what Robin said, I think locking a date for something like this doesn't make sense. You have to have flexibility. What happens if it rains on October 31<sup>st</sup>. I would not want to have a date locked in for this, unless it is a national holiday or something like July 4<sup>th</sup>. Council member McVan said Halloween is the 31<sup>st</sup> of every year. It's what Halloween is, just like Christmas. Council member Dalvi said why do we need a resolution to lock in a date for trick-or-treating. Brian said I think the intent of the legislation was just so everyone would know that it would be aligned with the actual Halloween. If you don't want to do that you don't have to do it. Council member Dalvi said this thing is a fun thing and it is something that we have to have some flexibility. That's my view. I understand the MORPC thing; I just don't want to lock the date to the 31<sup>st</sup>. Council member Mathews said if we don't have it on the 31<sup>st</sup>. Council member McVan said we don't have to follow anyone, we are our own municipality. Council member Gil said his kids trick-or-treat and the last few years there have been no issues. Council member McVan said there were issues. Council member Dalvi said he did not realize the disconnect there would be the Dublin schools. That changes my view on this. Brian said for what it's worth the next four years on the 31<sup>st</sup> even if you go with MORPC. Council member Dalvi said this got triggered by one event where the Mayor had to go in and figure it out but whether it's MORPC or not, it's our village and if we want to do it on October 20<sup>th</sup> we will do it. It's our village, our kids, we will figure it out. Council member Gauldin did our old ordinance have it on a date. Shirley said the resolution we have on file right now is through MORPC and it will be Monday through Thursday. Mayor Monahan said that is the old MORPC version, we did not adopt the newer version and we used to say that we track with Dublin.

It was moved by Gauldin, seconded by McVan to adopt Resolution 19-2015. Following vote on the motion is recorded: yea, 3; Gauldin, Mathews and McVan. Nay, 3; Dalvi, Gil and Vidor. Mayor Monahan said so this is the third time in all the time I have been Mayor and I will tell you why I am voting this way. I fully understand what Robin brought up. My thing is the fact that we did not bring up these issues at the first or second reading so I have to vote yes. So it carries. Now having said that the next four years we are on the 31<sup>st</sup> so if somebody wants to come back the fifth year and change that we can do that.

It was moved by Mathews, seconded by Gauldin to table Resolution 01-2016. Following vote on the motion is recorded: yea, 6; Dalvi, Gauldin, Gil, Mathews, McVan and Vidor. Nay, none. Chair declared the motion passed by a 6-0 vote.

### **Bills**

It was moved by Gauldin, seconded by McVan to approve the bills in the amount of \$16,387.06. Following vote on the motion is recorded: yea, 6; Dalvi, Gauldin, Gil, Mathews, McVan and Vidor. Nay, none. Chair declared the motion passed by a 6-0 vote.

### **Treasurer's Report**

It was moved by Dalvi, seconded by Gauldin to approve the following treasurer's report:

General Fund 280,608.46	Fire Fund 78,739.10
Street Fund 176,232.37	TIF Fund 10,826.70
State Highway Fund 11,275.71	TIF 2 Fund 8,510.96
Parks/Recreation Fund 900.00	Veteran's Memorial 98.97

Continuing Prof Training 1,280.00  
Drug Law Enforcement Fund 200.00  
Indigent Drivers Interlock Fund 385.84  
Enforcement and Education 2,010.00  
Mayor's Court Computer 6,492.53  
Weed Fund 4,072.38

Sewer Operating 50,909.41  
Sewer Replacement 166,000.00  
Storm Sewer 4,144.07  
Debt Service 54,710.64  
Debt Reserve 100,449.09

Total \$957,846.23

Council member Gauldin asked if money had been transferred over to the street fund and the rainy day fund. Shirley said the street fund money was transferred but the rainy day fund amount has not been determined yet.

Following vote on the motion is recorded: yea, 6; Dalvi, Gauldin, Gil, Mathews, McVan and Vidor. Nay, none. Chair declared the motion passed by a 6-0 vote.

### **Executive Session**

It was moved by Mathews, seconded by Dalvi to adjourn to executive session to discuss pending or imminent litigation and inviting Brian Zets in. Following vote on the motion is recorded: yea, 6; Dalvi, Gauldin, Gil, Mathews, McVan and Vidor. Nay, none. Chair declared the motion passed by a 6-0 vote.

It was moved by Mathews, seconded by Gauldin to return to the end of our meeting. Following vote on the motion is recorded: yea, 6; Dalvi, Gauldin, Gil, Mathews, McVan and Vidor. Nay, none. Chair declared the motion passed by a 6-0 vote.

### **Miscellaneous Business**

Council member Mathews said with Ed's retirement we wanted to create a committee and I think it would be smart to have Jim because one he is an engineer and two he is on finance. If myself, Jim and the Mayor were to sit on the review committee to review the resume's for this position.

It was moved by Mathews, seconded by Dalvi to put Mayor Monahan and Council members Mathews and Gauldin on the Administrator resume review committee. Following vote on the motion is recorded: yea, 6; Dalvi, Gauldin, Gil, Mathews, McVan and Vidor. Nay, none. Chair declared the motion passed by a 6-0 vote.

Mayor Monahan said that Jim Groves has been moved to Kobacher House.

Carol Kender asked if there has been any movement in regards to her meeting with Chris Tebbe a couple of months ago. Mayor Monahan said he will have to contact Chris.

### **Adjournment**

There being no further business, it was moved by Mathews, seconded by Gauldin to adjourn until January 25, 2015. Following vote on the motion is recorded: yea, 6; Dalvi, Gauldin, Gil, Mathews, McVan and Vidor. Nay, none. Chair declared the meeting adjourned at 8:08 p.m.