

Village of Shawnee Hills Council Meeting Minutes

June 22, 2015

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

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

Also Present: Fiscal Officer Shirley Roskoski and Administrator Ed Swanson

Absent: Solicitor Brian Zets

Minutes

It was moved by Dalvi, seconded by Vidor to approve the minutes from June 8, 2015 with the following amendments: move the period from Dep.t on page 3 and the word Patio should not be capitalized. Following vote on the motion is recorded: yea, 5; Callender, Dalvi, Mathews, McVan and Vidor. Nay, none. Abstain, one; Gauldin. Chair declared the motion passed by a 6-0 vote.

Agenda

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

Village Administrator

Ed said that the waterline project is back to DelCo after being sent out to the utility companies. Some of their stuff is in the easement where the project is supposed to be done. Chris told me today that the comments are back to DelCo and he looks for the project to go out for bid the second week in July and the bid opening will probably be the second week of August. Generally the contract says the work must start in thirty days so it will probably be September before this project starts. The streets are on the same time frame.

Ed said that Shirley said there was some extra money that came in from Aspen Energy that she did not expect so Ed talked to the members of the UST committee about maybe putting that money towards the list of roads to be done this year. We had about ninety thousand set aside for road work this year and that amount would not cover the list of roads we wanted to do so with the extra money we can complete all the roads on the list. Council member Dalvi said we discussed that in Finance also.

Ed said another thing, whenever the pump station acts up I get a phone call, Mark gets a phone call as does John Kincaid. This weekend we had a lot of water infiltration into the system and got an alarm that the water was high. To his knowledge this is the first time that has happened. What John had to do was speed the motors up until the water went back down. The pumps are back to normal speed right now but John is going to change out the gears to get a different gear ratio so it will put out more water and more rpm's for the pumps. It will take about two weeks for the parts to come in.

Mayor Monahan said that was a record rain that we had on Saturday and obviously had affects all around the village. He said he went down there and those pumps were whining. Ed said he talked to John today and he said that this did happen once before and John thought at the time that the impellers were not putting out at the efficiency that they used to so he did change those out and it did help so now he knows the impellers are okay, it's just a lot of water getting in the system. Ed said John's contract is overdue and I would like to renew it. I can do it myself, Brian said I don't have to have you guys do an ordinance unless you want to but if everybody is okay with that. Mayor Monahan asked if anybody had a problem, John does a tremendous job for us. It was moved by Gauldin, seconded by McVan to renew John Kincaid's contract for one year. Following vote on the motion is recorded: yea, 6; Callender, Dalvi, Gauldin, Mathews, McVan and Vidor. Nay, none. Chair declared the motion passed by a 6-0 vote.

Ed said the last thing I have and John brought this up too. I know there has been some talk about giving folks a little break on their sewer bill, which I get that, but I also want to remind everybody, John brought his up to me, last time we tried to get parts for the pumps we managed to get them and I got in a bidding war with somebody to get the parts because they are not made anymore, they are hard to even find. We almost had to replace those pumps and if we had to replace those pumps it would have been a lot of money. Now they use car engines as opposed to the kind of pumps we have now. They use an actual car motor and it is expensive. I am just letting you know there is a lot more that could go wrong with that system just because of the age. Even though they don't have a lot of hours on them they are old.

Mayor Monahan said the request was for UST to look at the possibility and then send a recommendation to finance. If the recommendation is we can't do it that's okay but I think in all fairness to the residents, to take a look at it.

Council member Callender asked if the cost of the parts all came out of the sewer operating fund. Shirley and Ed said yes. Council member Callender said that our sewer rates, some of the money we all pay for that goes into the operating fund. Ed said a good bit of it goes in there.

Council member Dalvi asked what is the cost to replace the pumps. Ed said it would be well over one hundred thousand dollars. Council member Gauldin asked Ed is he could get them an estimate. Ed said better yet, he could have John come to a UST meeting.

Council member Vidor asked Ed if he knew where the excess water was coming from. Ed said no we don't. Right now it is not too bad but if it gets worse it could require an infiltration study but that would cost a lot of money.

Police Chief Report

Mayor Monahan said the Chief's Uncle passed away so he is not going to be here tonight so he will give his report at the next meeting.

Visitors

William Lane from E. Seneca Drive was present and said he knows there is a petition going around for E. Canoe Avenue where they want to put a fence in the middle of the road. He said he has concerns about that. He said that is kind of their back yard and we and our neighbors do use that road occasionally. When the neighbor's house was on fire, E. Hiawatha was blocked, so residents had to use that road to get back and forth. Same thing during some of the road construction, that was the only way to get to our property. We also used E. Canoe when we had a tree cut down, we had the truck come down that property. Another use is access for our neighbor

to get his wood delivered every year. One year when the neighbors blocked that he had wood delivered to the front yard and carrying it back and forth he ended up having a heart attack. Our next door neighbor who is petitioning to have that closed, he drives up and down that road and they also use that road to walk their dogs, which is their right. That is used once in a while and if you block that it is going to cause some problems. Also if that area becomes blocked there will be two lots that become landlocked if that becomes private property. He showed Council a map of the two lots in question.

Mayor Monahan said we have a few undeveloped roads and recognizing that you own to the center of that undeveloped road. He said there is no petition per se. William said there is one going around. They contacted Mark and they started a petition to get that. Shirley said you are talking about a permit to build a fence, not a petition. Shirley said it is an application for Certificate of Zoning Compliance and yes they did get it approved already.

Mayor Monahan said that anyone who builds in there, we have the right of way, and if we have to go through for the right of way it is at their expense to remove whatever is in there. If that application has been approved they have the right to build in there.

William said if it is approved basically they have blocked that road from anyone using it, is that correct? Mayor Monahan said yes, could you get around it, is there a way to get around it.

William said not really. Ed said he is only going half way out in the street, the other half is open.

William said there is a tree there and you will not be able to get through. He said if he can put that up can we put a fence up also and then there will be two properties that won't have access to them. Mayor Monahan said we will have to research the properties to see if any will be land locked. William showed him a map of the property. Mayor Monahan asked Ed to research this tomorrow. Ed said he can check with Brian but I do know that we have asked Brian if they had the right, could they put a fence in the right of way and his answer was yes. Ed said these are undeveloped roads and we really do not want people driving on them.

Larry Burchfield, Cedarbrook and he is here tonight as Vice President of the Shawnee Hills Business Association. He said we are getting back in the party business again after many years and they are planning two parties. He said tonight we are going to discuss one. We are going to do a Summer Fest which will be held near Hella's and we are going to do an Oktoberfest which will be down around the Bogey. Kind of what the old Dam Jam used to be. We are trying to get that going again. He said it is harder than you think to get one of these events going. With all the monies that are involved in doing it, it is going to cost us ten thousand dollars up front to get this party going. Right now we have a few major sponsors and we are half way there. The reason he is here at council is because Mark wanted a few things done. Permit required fine, we got that, we are working with him. There has to be a variance for the electronically amplified sound.

Mayor Monahan said we have the same noise variance that we go through every year with the Bogey and really it is between the hours of seven and nine that we have to look at. Larry said this event goes from 4pm until 9pm. Ed said at 7:00 it goes from 85db to 70db. That is why they need the noise variance. Larry said they have the Certificate of Insurance taken care of. He said they are planning on closing E. Old Powell Rd from 2pm until 10pm. We are working with the restaurant people in Shawnee Hills to give them first choice and then we will bring in food trucks. We are getting a liquor permit to serve beer and wine. We will be using Ted Guarasci's property along with part of Hella's parking lot. We will have a kid's area on that. Tables set up and bales of straw for people to sit on. Larry said this will be held the 25th of July.

Mayor Monahan said I don't think anybody is going to have a problem with this. Here's the problem, they came today to get the permits. Larry said we brought them in on Friday night but you were closed. Mayor Monahan said you have time to start planning your Octoberfest because this is government, just so you know. I don't think there is any real problem but what you got is our back up against the wall. They need to complete the permits so we can get this in and then what has to happen is, Brian will have to prepare an ordinance that will have to come, as an emergency, at our July 13th meeting and we have to have five council members present to pass it as an emergency. If the emergency passes then it takes effect right then. You would have had to start this in May to get three readings in. He said if it is okay with Council they will just have to work it through and deal with a piece of emergency legislation. Larry said that is what we are finding out. This our first attempt at doing this in a long time so we are basically getting our feet wet with this one. Mayor Monahan said start the Octoberfest paperwork right on the tail of this one. Larry said they will advertise this at Dublin's Fourth of July parade and their theme will be the Blues Brothers.

Communications

Mayor Monahan gave the following report:

I have communicated with Delaware Health District director Sheila Huddleston asking for their health inspection of a few abutting Concord Township properties on W Mohican and S. Park Place.

I have communicated with the Chamber and ask that they use the Shawnee Hills Chamber name on the float they are entering in the Dublin 4th of July parade and not the Village of Shawnee Hills. I did not think the one theme they were considering "The Village People" was one that continued the effort we have worked on for years to gain and maintain mutual respect. From further communications it appears they may go with The Blues Brother's Theme for the Shawnee Hills Chamber of Commerce float. I appreciate their respecting the request.

I would also highly encourage you to promote and participate in the Summer Fest Day they have planned for July 25th just south of Hellas. Sounds like a good event!

I encourage Council members and others to sponsor either individually or jointly a tree or bench in our Memorial Park.

I have asked Dan to furnishing a comprehensive write up on how residents or businesses can purchase a tree and plaque to help us grow the park.

Anyone having an article for the Summer Newsletter to have it to me and cc Shirley by noon this Wed the 24th.

Mayor's Report

Mayor Monahan gave the following report:

I know we have Dumpster day designated as July 11th in the parking lot of the Municipal bldg. I will include in the Newsletter a slip that the residents only can bring signed along with their ID so they can dump. As an additional precaution to eliminate non-resident dumping we will have the security camera in place.

Please give me by noon this Wed the time/s for Chipper days so I can put it in the Newsletter.

To clear up any confusion and hopefully the non-official facebook rumors = If any street (like E Pawnee has done) wants temporary speed bumps installed someone on the street must put together a petition and obtain the signatures of the majority of the residents on the street and submit them to the Village office.

The only other consideration is if excessive speeding exists and we get the complaints we may install a speed bump for a month with very clear signage

Children at Play and residents walking SLOW DOWN!) We do not want to do this but are very concerned someone will be hurt. The best thing we can do is slow down. Please help!

I have asked the chief that no warning tickets be issued for speeders on our residential streets or people who run the crosswalks while the lights are flashing and pedestrians are in the crossing process which includes waiting.

Safety is the most important thing we do and everyone's help is appreciated.

I have the RITA Report and anyone who wants to discuss this please contact Shirley or myself so we can discuss it.

The Village picnic is Sunday Sept 20th from 1-5 at the Ohio Wildlife Center. We still need 2 people to co-chair the event. Please let me know who can do this.

Planning and Zoning needs a replacement for Dave Probst who is moving. Please let me know of any candidates you know.

After driving around during Saturday's record rain I would suggest solutions be researched for the heavy ponding that is occurring on Glick Rd between Cedarbrook and the Boat store. I fully recognize that over the past 2 months we have had 2 very significant rains but I also believe it is reasonable to assume the increased paving of the intersection is adding to the situation. The North side of the street is getting some significant runoff from the area behind the East end of the curb. This runoff continued well after the rain stopped. Possibly also on the South side of Glick a curb (black top or concrete while we are paving) may lessen the runoff from the adjoining grassy area onto the road.

I would ask we address this icw paving the remainder of Glick.

I want to remind any of our businesses that they must be paying income taxes to our Village. It is how we provide services, sidewalks, lighting, etc. In a business that I had RITA perform a number of businesses weren't paying or were paying to the wrong municipality. I promise you we do expect the income taxes we have coming to the Village.

I also want to thank those businesses who have been vigilant for their help being a big part of our community!

Committee Reports

Council member Dalvi said Finance met today and we looked at the reappropriations that Ed mentioned. I think based on the unexpected revenue that we got in this month it makes sense for us to increase our road budget to take care of the remainder of the roads and that is reflected in the ordinance tonight. We also are continuing to discuss the sewage bill and we will continue to look at that on a regular basis.

Council member Callender said that UST met and the Chair, Jim, was not able to be there but Mike and I were. Pretty much what we discussed in the meeting has already been discussed here tonight. The chipper day, dumpster day, we set that up. We talked about the roads and Shirley was there and informed us about the extra money so we voted to reappropriate that money to try to cover all the roads that were listed. The only thing that hasn't been talked about tonight is the delinquent sewer accounts and we opted to talk to Brian to have him send out a letter and if that doesn't work shutting them off, if need be, to get them to pay.

Council member Vidor said that Safety met. We discussed the cross walks and some options since we have had issues and complaints about people driving through when people are pressing the lights. A lot of people are not paying attention to the crosswalks. Sean discussed some options to increase the visibility. The signs we put up in the middle are kind of pricey and have been hit and damaged already so we looked at other options. He said we discussed speed bumps, the process, and additions, how long. The police department, we discussed some items that we need to deal with. The roof has some leaking that we need to deal with. We also discussed the body cameras and we have kind of come to an end of the trial period and I think Sean has come to some conclusions.

Mayor Monahan said the other thing is, you are probably going to see presented to Finance a project on improving that building next year. It won't do much good to patch that roof as opposed to maybe putting a new roof on the police building. The other thing is, and I encouraged Sean to make it a project for next year, we have electrical problems in that building. It needs to be redone, so we are looking at the whole thing and I want him to do the research then come to Finance with the estimates.

Ed said let me say something about that roof over there because I know something about that roof. I had a guy come out and look at that roof when we were over there and talked to him since. The only thing wrong with that roof, the metal is fine on the roof itself, there are metal rivets that go down through and the rubber washers get dry and cracked and he had several of those replaced in the past. It wouldn't hurt to get him back out and I am sure he is going to tell you that is all that is wrong with it. Council member McVan said it will do it again over a couple of years. There is a metallic paint and you use a paint brush and hit every single one of the rivets it will dry as hard as a rock and it fills them all in. It will last longer than the screws and washers. Mayor Monahan said I think we need a couple of roofers to look at it and decide what we need to do because I think it is beyond some of this. Ed said a metal roof is expensive. Mayor Monahan said I know and I stopped it this year and said if we have to do any repairs we do repairs but let's put a project together.

It was moved by Vidor, seconded by Mathews to approve up to \$1,000,000 for the safety crosswalks that are needed for the markers. Mayor Monahan said for increased markers and signage. Council member Gauldin said what exactly will that be. Mayor Monahan said the discussion was, there are a number of things that are used in parking lot. They are these iridescent straight up rods and we talked about putting three in each direction coming from there. Our current signs have been hit a number of times. They are about four hundred dollars apiece and these are about seventy five. Council member Vidor said twenty five, thirty. Mayor Monahan said so that was the idea and then I have asked Mark to research additional signage, larger signage, at both ends of the village. I don't think we need to get it all through here. The interesting thing, the police did some observations and sat for about four hours' worth and the only person to push the button to cross was Shirley. He said he has people tell him that they have

pushed the button and the cars kept coming through. Either way we want to increase the awareness. We are not looking to make it an expensive thing. Council member McVan asked where are these going to go. Mayor Monahan said on the center line. Council member McVan said they are still going to get hit. Mayor Monahan said they are the twenty seven dollar version rather than four hundred dollars. Council member Gauldin said what was your total. Council member Vidor said up to one thousand dollars including the signage. Shirley said she does not think more signs are going to help. She said she pushes the button every single time and they do not stop. Council member McVan said people do not know they have to stop for those. He said even the ones in Dublin and everyone else that has them, people have been hit. Mayor Monahan said either way we owe it to the people to do this and we can put it in the newsletter to push the button. Council member Dalvi suggested that we do a trial area, spend one hundred dollars, see how it works and then decide. I am assuming your ask is up to one thousand dollars. Council member Callender said why don't we just do five hundred dollars. Council member Dalvi said that is fine I would rather try it out and see what it is. Ed said are you talking about those things that are flexible. Are you putting them in a straight line? Council member Vidor said yes, three on either side at each crosswalk. Ed said what about just doing one. Mayor Monahan said that Safety took a look and had a long discussion and I think the trick is, we want to try a couple of things and see what works and if it saves one life it's worth it. Council member Dalvi said I am fine with it as long as we are smart in spending so \$500.00 will not make a big difference in the context of things. Ed said I am not arguing with you about that. That only thing I am saying is those things in a row, the sign we have now is wide, it is a lot more visible, those things are straight in a row, I talked about that with Mark and honestly I don't see those used for that. They use them when they're changing lanes, things like that. Council member Dalvi said that is why you want to try small, one area, and then see what happens. Council member Callender said if they are not seeing the big one how are they going to pay attention to the smaller ones, that's backwards to me. Council member Vidor said if they hit these they cost us twenty six dollars if they are ruined. If they hit the other ones, it cost us four hundred and some dollars each. Council member Callender said I understand that, but somebody is still going to get killed there. Council member McVan said its common sense. You're a pedestrian, ultimately it is your responsibility to look at traffic and be responsible and if you get hit by a car it's pretty stupid. Mayor Monahan said let me answer that because I have watched it and I have tried to cross it myself and the predominant one is really now up by Dells. He said I have told the police there will be no warnings and I want to hit them as hard as we can. He said so we had a motion up to a thousand did somebody want to amend that motion. This is what the committee recommended. Following vote on the motion is recorded: yea, 5; Callender, Dalvi, Gauldin, Mathews and Vidor. Nay, one; McVan. Chair declared the motion passed by a 5-1 vote.

Legislative Actions

First Reading- Ordinance 16-2015- Sponsored by the UST Committee- 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, 2015 and declaring an emergency. Shirley said that the Village received additional funds through our local income tax and the UST committee would like to apply these funds to drainage repairs and road repairs. With the additional funds we can get all the streets done that were on the list for this year. Shirley also asked that Council amend this ordinance by adding an additional \$2,536.22 to the street lights since she just received the final invoice for this project and it came in higher than anticipated. It

was moved by Dalvi, seconded by Gauldin to amend Ordinance 16-2015 by adding the cost of the street lights in the amount of \$2,536.22. Following vote on the motion is recorded, yea; 6; Callender, Dalvi, Gauldin, Mathews, McVan and Vidor. Nay, none. Chair declared the motion passed by a 6-0 vote. It was moved by Dalvi, seconded by Vidor to suspend with the second and third readings and declare Ordinance 16-2015 an emergency. Following vote on the motion is recorded, yea; 6; Callender, Dalvi, Gauldin, Mathews, McVan and Vidor. Nay, none. Chair declared the motion passed by a 6-0 vote. It was moved by Callender, seconded by Gauldin to adopt Ordinance 16-2015 as amended and as an emergency. Following vote on the motion is recorded, yea; 6; Callender, Dalvi, Gauldin, Mathews, McVan and Vidor. Nay, none. Chair declared Ordinance 16-2015 adopted by a 6-0 vote.

First Reading- Ordinance 17-2015- An Ordinance to amend Section 1133.01(B)(5) (proceedings of the Board of Zoning Appeals) of the Codified Ordinances of the Village of Shawnee Hills and declaring an emergency. Shirley said this is to remove the section that says the Board of Zoning Appeals acts by resolution. The BZA is not required to act by resolution. It was moved by Dalvi, seconded by Mathews to suspend with the second and third readings and declare Ordinance 17-2015 an emergency. Following vote on the motion is recorded, yea; 6; Callender, Dalvi, Gauldin, Mathews, McVan and Vidor. Nay, none. Chair declared the motion passed by a 6-0 vote. It was moved by Dalvi, seconded by Mathews to adopt Ordinance 17-2015 as an emergency. Following vote on the motion is recorded, yea; 6; Callender, Dalvi, Gauldin, Mathews, McVan and Vidor. Nay, none. Chair declared Ordinance 17-2015 adopted by a 6-0 vote.

First Reading- Ordinance 18-2015- An Ordinance approving the edition and inclusion of certain ordinances as part of the various component codes of the Codified Ordinances of Shawnee Hills, Ohio and declaring an emergency. It was moved by Callender, seconded by McVan to suspend with the second and third readings and adopt Ordinance 18-2015 on its first reading. Following vote on the motion is recorded, yea; 6; Callender, Dalvi, Gauldin, Mathews, McVan and Vidor. Nay, none. Chair declared the motion passed by a 6-0 vote. It was moved by Dalvi, seconded by Gauldin to adopt Ordinance 18-2015 as an emergency. Following vote on the motion is recorded, yea; 6; Callender, Dalvi, Gauldin, Mathews, McVan and Vidor. Nay, none. Chair declared Ordinance 18-2015 adopted by a 6-0 vote.

Bills

It was moved by McVan, seconded by Callender to approve the bills in the amount of \$31,706.11. Following vote on the motion is recorded, yea; 6; Callender, Dalvi, Gauldin, Mathews, McVan and Vidor. Nay, none. Chair declared the motion passed by a 6-0 vote.

Treasurer's Report

It was moved by Gauldin, seconded by Callender to approve the following treasurer's report: General Fund 331,016.57, Street Fund 98,149.49, State Highway Fund 9,657.32, Drug Law Enforcement Fund 200.00, Indigent Driver's Interlock Fund 385.84, Enforcement and Education Fund 2,010.00, Mayor's Court Computer Fund 6,896.93, Fire Fund 71,823.91, Weed Fund 5,736.01, TIF Fund 10,890.29, TIF 2 Fund 2,232.47, Veteran's Memorial Fund 98.97, Capital Projects Fund 5,770.25, Sewer Operating Fund 48,615.78, Sewer Replacement Fund 166,000.00, Storm Sewer Fund 1,890.08, Enterprise Debt Service Fund 128,842.72 and Enterprise Debt Service Reserve Fund 99,997.20 for a total of \$990,213.83. Following vote on the motion is

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

Adjournment

There being no further business, it was moved by Gauldin, seconded by McVan to adjourn until July 13, 2015. Following vote on the motion is recorded: yea, 6; Callender, Dalvi, Gauldin, Mathews, McVan and Vidor. Nay, none. Chair declared the meeting adjourned at 8:00 p.m.

Fiscal Officer

Mayor