

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

**April 27, 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, Administrator Ed Swanson and Solicitor Brian Zets

### **Minutes**

It was moved by Callender, seconded by Gauldin to approve the minutes from April 13, 2015 with the following amendments: add that the Fiscal Officer and Solicitor were absent from the meeting. On page 10 add that we will ask Aspen Energy to have a meeting for the residents to explain the gas aggregation before it goes on the ballot. 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.

### **Agenda**

It was moved by Vidor, seconded by Mathews 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.

### **Solicitor**

Brian said that he worked with Ed a little bit on the natural gas aggregation. He attended a pre-trial in Delaware County on April 15<sup>th</sup> on one of our criminal matters. He continued to work with Dan on some PUD questions and there may be some additional legislation with respect to some of the other moving parts as we work through this and some questions came up with respect to the ABR and how some of these things are going to work together. He said the village may want to think about multi family dwelling zoning because none actually exists right now.

### **Village Administrator**

Ed said that he met with Steve Lowe from the City of Columbus in regards to the land stewardship agreement. Steve came over and took pictures of the proposed park area on E. Old Powell Road. He said he worked with Chris Tebbe on some drainage issues and worked with Mark and Brian on some code issues. He met with the UST committee and they discussed several items including the paving of the roads this year.

Ed informed council that he and Shirley worked with Kim Ceckitti to get the display cabinet that is out in the entry way. Bill Hopkins will be bringing in his historical documents, newspaper articles; etcetera related to Shawnee Hills that we can place in this cabinet.

The waterline project is progressing and Ed met with a City of Columbus Sewer inspector today and there are a couple of manholes that need a little bit of maintenance.

### **Police Chief Report**

Chief LeFever said that he is still working on the body cameras. He said there are issues with the cloud storage versus the online storage for one set of the cameras and then on the other set of cameras he is having difficulties with compatibility with the software we are using to upload to the cloud. He said he is talking to the manufacturer and the tech people this week to see what we can do to get these issues resolved.

He said they have had several meetings here recently in regards to the tournament. The Bogey and Largo's are both going to be doing special duty with us this year.

He said that we have two new hires, Corey Black and David Gatterdam and we lost Mike Burnes as he resigned today.

Chief LeFever said that the new cruiser will be on the assembly line on May 4<sup>th</sup> and we should take delivery on May 14<sup>th</sup>.

The AED's have arrived and the trainer is on vacation this week so he will get with him next week to schedule the training.

Click It or Ticket starts May 18 and runs to the end of the month.

### **Visitors**

Nick Resser updated Council on his Eagle Scout project.

### **Communications**

Mayor Monahan gave the following report:

#### **I received the below email:**

**From:** Rick Breckler [mailto:rick\_breckler@hotmail.com]

**Sent:** Saturday, April 25, 2015 3:07 PM

**To:** kkoch@concordtwp.org; jgarrett@concordtwp.org; bjohnson@concordtwp.org; rirvine@concordtwp.org

**Cc:** p-scott@columbus.rr.com; Angie Breckler; pat.monahan@shawneehillsoh.org; SBurke@delawarehealth.org

**Subject:** Zoning Code Violations

Trustees and Mr. Irvine,

Some time ago I wrote to you about 2 properties on our street which are causing an eyesore. This problem has really only worsened. We have a neighbor on our street who is attempting to sell their home, and just today someone stopped me outside my house to ask what the story is with these 2 properties. Having potential homebuyers expressing concerns is a clear indication to me that these properties are hurting home values.

Please let us know what options we have here, and any other thoughts you might have about this nuisance. The properties in question are:

6320 W. Mohican Dr.

6286 W. Mohican Dr.

I'm not sure if our street is considered Farm Residential (Article VIII of the code) or Residential (Article IX). We do not have central sewers, if that is the main differentiator. The sections of the code that I believe are being violated are below.

Looking forward to your reply. Thank you.

- Outdoor storage of inoperable, unlicensed motor vehicles for a period exceeding (14) days is prohibited. Said vehicles, if stored on the premises, shall be enclosed within a building so as not to be visible from any adjoining property or public road.

- No vehicle that infringes on the residential character of the neighborhood, including but not limited to commercial-size trucks, buses and tractor-trailers, shall be parked on any lot for a period exceeding fourteen (14) days.
- No trash, debris, unused property or discarded materials which create an eyesore, hazard or nuisance to the neighborhood or general public shall be permitted to accumulate on any lot or portion thereof.

### **My Comments:**

I couldn't agree more with Rick and we have also identified another property to the Concord Township Trustees and code enforcement over the past 18 months. To date no action to fix the blighted situation has been taken

### **Mayor's Report**

Mayor Monahan gave the following report:

There have been follow up Code Violations Citations issued for Cedarbrook

I believe you all received a copy of the code, maintenance and code updates from Mark. Good report!

There has been correspondence moving forward the Old Powell Rd park path

I will include it in the Newsletter but I want to remind the residents and businesses that people can ride non-motorized bikes on our sidewalks and must yield to pedestrian foot traffic. Anyone with the exception of the Village doing snow removal driving equipment such as tractors, front loaders or trucks on our sidewalks are to be cited and not warned and I ask our Magistrate to give the maximum fine to the perpetrator.

We have the 3rd reading on the PUD legislation this evening which is recommended by Planning and Zoning. At the May Planning and Zoning meeting I want to invite the chair of the Architecture Board of Review to meet with P+Z to see where we may recommend an ABR review when the PUD pertains to Commercial property which may result in a future proposed change to the legislation.

I have asked The Ohio Wildlife Center to reserve Sunday Sept 20th for our Village picnic. I also ask that you please let me know who is willing to serve as Co-Chairs of the picnic.

RITA has given us an update on the Business Audit. It appears that a few businesses have not paid the income taxes and have not responded adequately to RITA to rectify the issue. I have asked that these businesses be subpoenaed so this inequity can be resolved.

### **Pro Tem Report**

Pro Tem Mathews said that in regards to the PUD legislation, we did review it in Planning and Zoning and the ABR review is the only item that we had concerns over and other than that it is pretty straight forward and it just brings us up to speed.

He said the real estate agent that he has been in contact with wants an update pending our vote tonight and he will be picking up completed drawings of the playground/landscaping plan from Terry Herzog.

### **Committee Reports**

Council member Gauldin said UST met and we talked a little bit about the drainage on Glick Rd. After some discussion in the meeting we think it is best at this point to, in the future, given the fact that this last drainage issue was kind of an interesting event that we haven't seen quite as much water like that in the past and the fact that as we reviewed that area, the needed changes that would be made are probably better made when somebody comes in in the future to develop that area. Given those two things, we think that the best thing to do at that area right now is to look forward to who might come in to do the development in that area and then inform them that when they do that development these things have to be taken into account because as they change the landscape of that area or the elevations they are also going to be affecting that drainage. I think they basically need to take that into account.

He said they talked about the roads and the money that we will have to set aside for those roads and we still have to walk the roads to see what needs to be repaired.

We did notice that the yellow marking paint on the sidewalks have come off and maybe they can use the better thermal paint and have the contractor put that down.

### **Legislative Actions**

Third Reading- Resolution 12-2015 – A Resolution declaring September 2015 Prostate Cancer Awareness month for the Village of Shawnee Hills, Ohio. It was moved by Callender, seconded by Vidor to adopt Resolution 12-2015. Following vote on the motion is recorded: yea, 6; Callender, Dalvi, Gauldin, Mathews, McVan and Vidor. Nay, none. Chair declared Resolution 12-2015 adopted by a 6-0 vote.

Third Reading- Resolution 13-2015- A Resolution that the Village of Shawnee Hills host a village wide picnic late summer/early fall at the Ohio Wildlife Center. It was moved by Dalvi, seconded by Vidor to adopt Resolution 13-2015. Following vote on the motion is recorded: yea, 6; Callender, Dalvi, Gauldin, Mathews, McVan and Vidor. Nay, none. Chair declared Resolution 13-2015 adopted by a 6-0 vote.

Third Reading- Ordinance 08-2015 – An Ordinance to amend Section 1313.06 (Trimming of trees and shrubbery) of the Codified Ordinances of the Village of Shawnee Hills. It was moved by Vidor, seconded by Dalvi to adopt Ordinance 08-2015. Following vote on the motion is recorded: yea, 6; Callender, Dalvi, Gauldin, Mathews, McVan and Vidor. Nay, none. Chair declared Ordinance 08-2015 adopted by a 6-0 vote.

Third Reading- Ordinance 09-2015 – An Ordinance repealing Section 133.02 of the Codified Ordinances of the Village of Shawnee Hills and creating, establishing, and adopting Section 1105.05 of the Codified Ordinances of the Village of Shawnee Hills. It was moved by Dalvi, seconded by Callender to adopt Ordinance 09-2015. Following vote on the motion is recorded: yea, 6; Callender, Dalvi, Gauldin, Mathews, McVan and Vidor. Nay, none. Chair declared Ordinance 09-2015 adopted by a 6-0 vote.

Third Reading- Ordinance 10-2015 – An Ordinance to grant variances to the provisions of the Shawnee Hills Code Section 509.09 to allow applicant, Bogey Inn, to deviate from time and volume standards for the Memorial Tournament. It was moved by Gauldin, seconded by Mathews to adopt Ordinance 10-2015. Following vote on the motion is recorded: yea, 6; Callender, Dalvi, Gauldin, Mathews, McVan and Vidor. Nay, none. Chair declared Ordinance 10-2015 adopted by a 6-0 vote.

Third Reading- Ordinance 11-2015 – Sponsored by Planning and Zoning – An Ordinance repealing Section 1117.01 and Section 1117.03 of the Codified Ordinances of the Village of Shawnee Hills. It was moved by Callender, seconded by Mathews to adopt Ordinance 11-2015. Following vote on the motion is recorded: yea, 6; Callender, Dalvi, Gauldin, Mathews, McVan and Vidor. Nay, none. Chair declared Ordinance 11-2015 adopted by a 6-0 vote.

Third Reading- Ordinance 12-2015- Sponsored by Planning and Zoning- An Ordinance creating a new Chapter 1117 of the Codified Ordinances of the Village of Shawnee Hills, (Planned Unit Development). It was moved by Vidor, seconded by Dalvi to adopt Ordinance 12-2015. Following vote on the motion is recorded: yea, 6; Callender, Dalvi, Gauldin, Mathews, McVan and Vidor. Nay, none. Chair declared Ordinance 12-2015 adopted by a 6-0 vote.

### **Bills**

It was moved by Callender, seconded by Gauldin to pay the bills in the amount of \$56,951.59. 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 Callender, seconded by Gauldin to approve the following treasurer's report: General Fund 286,492.12, Street Fund 61,744.78, State Highway Fund 9,424.64, PD Body Armor Fund 542.83, Drug Law Enforcement Fund 717.00, Indigent Driver's Interlock Fund 385.84, Enforcement and Education Fund 2,010.00, Mayor's Court Computer Fund 6,616.93, Fire Fund 71,673.47, Weed Fund 7,063.75, TIF Fund 10,890.29, TIF 2 Fund 2,232.47, Veteran's Memorial Fund 98.97, Capital Projects-9484 Dublin Road Fund 5,770.25, Sewer Operating Fund 34,186.24, Storm Sewer Fund 518.75, Enterprise Debt Service Fund 110,184.27 and Enterprise Debt Reserve Fund 99,897.16 for a total of \$876,897.16. 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 May 25, 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 7:45 p.m.

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Fiscal Officer

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Mayor