

Village of Shawnee Hills Council Meeting

October 8, 2012

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

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

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

It was moved by Gauldin, seconded by Dalvi to approve the minutes of September 24, 2012 with the following amendments: on page one when he was discussing the conversion he had with Brian about using eminent domain on Jean Nolan's property add: the Mayor stated that he hated the words eminent domain, we were just investigating ways to alleviate Jean Nolan and her family from paying property taxes on the land they wanted to donate to the village. Following vote on the motion was recorded: yea, 6; Callender, Dalvi, Garren, Gauldin, Mathews and McVan. Nay, none. Chair declared the motion passed by a 5-0 vote.

It was moved by Callender, seconded by Gauldin to approve the minutes of October 1, 2012. Following vote on the motion was recorded: yea, 6; Callender, Dalvi, Garren, Gauldin, Mathews and McVan. Nay, none. Chair declared the motion passed by a 5-0 vote.

It was moved by Garren, seconded by Gauldin to approve the agenda with the following amendments; correct the date of the minutes from September 25, 2012 to September 24, 2012 and add the reading of Resolution 35-2012. Following vote on the motion was recorded: yea, 6; Callender, Dalvi, Garren, Gauldin, Mathews and McVan. Nay, none. Chair declared the motion passed by a 5-0 vote.

Solicitor

Brian Zets said he had a busy couple of weeks. We got a lot of stuff done and the majority of his time was taken up by a few big picture items; the first one was the purchase of the 24 Karat building, we did a lot of legal work to get that to the point where you were able to have the special council meeting. The other big picture issues were zoning questions, we had the BZA meeting that he attended so his time was split up between some of the Daulton matter and the Aspen Energy BZA and that hearing is tomorrow night and he will be attending that meeting also. Those legal issues took up quite a bit of time and then he had some general questions from the police department, nothing of major significance, just a couple of quick questions here and there that came up over the past couple of weeks.

Administrator

Ed said that he has had several meetings over the past two weeks, most of them over the building. He has met with Mary and Angela Tampone, the Mayor and Brian attended one of those meetings with Angela and back and forth with several different things and eventually got a contract

worked out. There was a building inspection today, basically some minor things turned up; a couple of little bigger items came up, but no major surprises. He will be meeting with a termite inspector this week and also we are going to check for mold this week.

He had a meeting with the Dublin Engineer Paul Hammersmith and several of his staff to talk about the intersection at 745 and Glick Road. Forty percent of the engineering is done. The plan calls for flattening 745 in front of El Vaquero. There is no plan to do any flattening in front of Walgreens. Council member Dalvi said that will help with the line of vision. Ed said there will be four turn lanes and they will be 250 feet long. Paul said this traffic plan is good through 2030. There will be lighted crosswalks in all directions also. The earliest this job can start will be 2015 and they have asked us to help obtain grants for this project and we have already pledged \$50,000.00 for this.

Ed said he met with the road contractor to go over the village paving job in more detail. Since it rained last week they did not start today, they will be starting this Thursday.

He spoke with Dennis Schwallie regarding the financing of the new building and arranged for him to attend the Finance committee meeting.

Ed said he has been working with Mark on several code issues and he thinks Mahesh is going to take on the lead role with the yacht club which is fine with him. Council member Dalvi said that he called up Ed when this discussion happened and the reason is his neighbor Tom is now on the board at the yacht club and he happened to talk to him and he is also the treasurer of the yacht club. Tom said he wants us to meet with him unofficially and then he will arrange a meeting with the Commodore to make sure he is backing for us and then hopefully talk to the board. One of the things he said is they are worried about their finances and they want to do the sewage thing. Mayor Monahan said he wants to be involved in this also. Council member Dalvi said he will set up a time to meet with him.

Ed said he had several conversations with Brian and other folks regarding the BZA hearing on Tuesday, we are all ready for that and Mark has completed 49% of the sewer inspections. Ed said he is having Mark do those every day since the weather is good.

Visitors

Tim Suter from First Energy asked Council if they had any questions for him and he informed Council that regarding the transmission lines to be installed north of us, the Ohio Power Siting Board was going to have their meeting in the summer time frame but since they are inundated with new transmission projects they have backed their meeting up to January 2013. You will probably see it published sometime in December where the public meetings will be held.

Tim said that there are a lot of different advertisement that people have been getting on electricity offers and he just wanted to give Council a few key things that are going on in the industry right now. From the generation side of the power market it has really been low, it is at the lowest it has ever been and the reason for this is due to all the fracking of natural gas recovery. He said it is about 19.5 cents ccf and it is starting to climb. The power industry is driven off of the next power plant that starts up and with the price of gas the ones that are kicking up now are the natural gas units. One of the things that you want to watch out for coming up is that every utility in the state and pretty much throughout the whole northwest have announced power plant closures, in 2016 the mercury rule kicks in and these plants will have to go down so right now it is about 10% of the total market that has declared that they will be closing down.

What we anticipate what will happen in the market now is that prices will start climbing due to the effect of supply and demand. It takes ten to fifteen years to site a power plant these days so if

natural gas stays low that's a good thing but if it gets over .30 ccf it will really start climbing again.

Communications

Mayor Monahan gave the following report:

I believe we all received the Health news for Delaware County Elected Officials. I do want to thank Delaware County for spraying the Village twice for the west Nile Mosquitoes that were identified in the North end of Dublin this summer season.

I want to thank the Dublin Rotary Club who sponsored an "Honor Flight" to Washington DC last Sunday Sept 30th. Three of us from the Village were invited and did take the flight.

Earl Burden = End of WW II Navy Veteran

Jack Frambes = Korean War Army Veteran

Myself = Vietnam Army Veteran

It was an amazing experience and I would encourage any veteran to try to attend. The Dublin Rotary club sponsors a flight once a year and there is also a larger Honor Flight that operates more frequently. I would be more than glad to help direct any resident Veteran who is interested. Please mark your calendar our Veteran's Celebration this year is on Saturday November 10th at 11 AM at our Veteran's memorial. This year's emphasis is on Vietnam.

I would like to remind everyone that this coming Saturday, the Wesley David's Post 800 of the American is sponsoring an Oktoberfest Fund Raiser here at the Civic building from Noon to 5PM and welcomes all to come to the event. There are flyers in the back of the room.

Our Fall Newsletter has gone out and there is a reminder for upcoming events including Chipper Day - November 5

Mayor's Report

Mayor Monahan gave the following report:

<u>AUGUST 2012</u>	
<u>MAYOR'S COURT REPORT</u>	
8,151.00	BAL. BROUGHT FORWARD
<u>DEPOSITS:</u>	
7,658.00	TRAFFIC RECEIPTS
250.00	DELAWARE COURT RECEIPTS
7,908.00	TOTAL RECEIPTS
<u>DISBURSEMENTS:</u>	
1,703.50	STATE TREASURER
600.00	COMPUTER FUND
5,543.00	GENERAL REVENUE FUND
61.50	DELAWARE COURT : HB 562 INDIGENT DRIVER
7,908.00	TOTAL DISBURSEMENTS
8,151.00	BAL. BROUGHT FORWARD
7,908.00	DISBURSEMENTS
213.00	OUTSTANDING CHECK #1517: N COURT (CASEY GOODWIN REFUND)

30.00

OUTSTANDING CHECK #1516: DELAWARE MUNICIPAL COURT

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BALANCE

RESPECTFULLY SUBMITTED,
JOYCE A ARMSTRONG MAYOR'S COURT CLERK

When I attended the Delaware County Elected Officials mtg. on Sept 27th Rick Carfagna Genoa Township Trustee reported on a Community Garden Project they had this year.

From: Clase, Joe [mailto:jclase@genoatwp.com]

Sent: Thursday, October 04, 2012 5:59 PM

To: Carfagna, Rick; Keil, Ron

Cc: pmonahan@columbus.rr.com

Subject: RE: Genoa Township Community Gardens

Pat,

Ron and I would love to the opportunity to talk with you about the best community gardens in the area. Would you have time next week for a phone conversation or to meet up at the gardens and discuss? If so, let me know what time works best for you.

Joe Clase

Genoa Township

Follow up email:

From: Pat Monahan [mailto:pmonahan@columbus.rr.com]

Sent: Friday, October 05, 2012 8:11 AM

To: 'Sue Clark'

Subject: RE: Like to sit down and talk with Bill and you

Hi stranger! We have lots going on now so I will contact you later. We did talk with (skinny) Bill and another gentleman when we were considering rebuilding our existing office. We have changed from that and now we are buying the 24K bldg on Dublin Rd.

One issue I would like to discuss is a joint effort between the Village and the Church to both kick in for use (only) in this project 4 lots in a row behind the church (4 we own and 4 you own. This would become a Community Garden project. It would provide instructions and land to teach families how to garden. I have 2 people from Genoa Township who did this and they are willing to advise us should we want to do a Community Garden Project.

Let me know when you and Bill can talk. I could get help from Larry Burchfield at Cedarbrook. Thanks Sue have a great and safe weekend!

Pat

Pat Monahan

Mayor Shawnee Hills, OH.

At this stage it is a concept I have been rolling around in my head for a few years. The idea is this:

- We get a commitment from the church to match land to be used with our 4 end to end lots running between W Old Powell Rd and W
- We would look for joint volunteers to run the community Garden project. One from the Church and one from the Village.
- Ask Larry Burchfield's help explaining what needs to be done
- Advertise and call a meeting to determine resident interest.

- Have training with Larry's help
- In the spring work the project where those who subscribe have a plot of land and learn (hopefully the kids) how to garden.

More to come on this!

Tomorrow evening there will be a BZA hearing for Aspen Energy. Brian are you going to be at the hearing? Brian said yes.

I know in the past Jim had done a lot of work on signage. With the political season consuming the airways and about every media I am asking Brian to recommend legislation to limit the size and number of the same political signs in any singularly owned property. Regardless of whose candidate or issue I believe we need to control the clutter. This obviously will not impact this year's election.

As we have discussed at the Safety meeting we would also ask for legislation to increase unpaid court fines when they exceed a certain number of days. I am sure Brian has examples from other communities and ask for him to propose legislation that would deal with non-payment and collections for your consideration at our next mtg.

Last week the Chief and I completed the interviews of new A unit candidates. With the Chief's recommendation I offered Commissions on our Police force to:

Ethan Lirtzman, Charles Moran and Jeremy Garrett and they all accepted and have been sworn in.

I also re-swore in both Officers Laura Diamond and James Mitchell as Part time officers. They have both been great officers and having them on part time status is a real plus for the Village. Both the Chief and I have emphasized to the new folks that we need them to accelerate their FTO hours spent so they can qualify sooner to be street ready. We have also informed them that we would never hold them back from a good opportunity but do want to get at least 2 years of service to the Village from them.

I do want to commend Chief LeFever and Sgt. Baron for their diligence the exercise in bringing this level of candidates to the process.

Committee Reports

Council member Dalvi said we had a special Finance meeting with Dennis Schwallie last week to discuss the financing of the 24 Karate building and the sidewalk expansion. Couple of key points came up. One option is to go to Jon, Peterson Delaware County for financing and the other option is our bank, Delaware County Bank. Dennis said this will be a tax exempt interest rate type of loan. Normally this type of loan is for ten years but we have asked him to try to get at least a minimum of 20 year loan. Ten years is too short of a time for us. Based on the \$285,000 for the building that we approved last week plus some additional costs that were calculated by Ed, we are asking for \$350,000.00 for the building. We were also trying to figure out if we could add the cost of the sidewalk expansion to this loan. Dennis said that when you go out for these types of loans, it is called a single purpose loan so you can only get it for the building or you only get it for the sidewalk. Dennis said there are some procedural things in terms of how we do the resolutions you could internally within the village and within the bounds

of what we can or cannot do, have different resolutions in terms of whether it is the building or the sidewalk and then lump it together in a package from an external financing ask. What he means by that, if you look at our two major spends that we know of, one is the building and the other is phase two of the sidewalk and projecting both of those that total is \$500,000.00. Part of the discussion we had with Dennis was on three different factors, one is: can we lump it together, yes but there are some technicalities to it which we will figure out in terms of resolutions. The second thing was, if we were to go with that amount what is the interest rate that he felt we would get and his answer was between three to four percent. If you look at our debt service and what we can afford we should be ok even if the rate is at four percent. The third thing was we want to have a onetime transaction, we do not want to go to the financing market once for the building and once for the sidewalk, we wanted to have it all in one. The other thing we asked was what fund does the payment come from. What is the transaction cost, things like that? The two next steps is getting the information from the two lending places and we need to get all our documents in a row for the building and the sidewalk. Council member Dalvi said once we have the loan information he will call another finance committee meeting and we may have to have a special council meeting.

Council member Callender asked if finance talked about remodeling the current municipal building. Council member Dalvi said it was discussed and what the cost would be and some numbers were thrown out about \$5,000.00 and we know the operating cost is about \$7,000.00 a year. Council member Callender asked where is that money coming from. Any remodeling of the current building will come from the general fund.

Council member Garren said that Safety met and discussed the fine for the seatbelt and we reviewed the existing legislation and recommendation from both our prosecutor and solicitor and after reviewing it we decided to leave everything as is. We also discussed updating of the signs. We have several areas within the village where we wanted to add a sign below the yield sign that says – Cross Traffic Does Not Stop and we identified five locations in the village where we wanted to add that sign so that people have a little more caution as they are coming up so on W. Hiawatha and Westview, also on Shawnee Trail and E. Seneca, Shawnee Trail and Osage were the three where we were definitely going to put the sign up and we have two others that we are doing some research into and if we are allowed to we are going to put the signs up there as well. Those are at Dublin and E. Waterview and E. Mohawk and Dublin Rd. We need to check on those because it is a state highway. Mayor Monahan said the Chief is checking on this. She said the committee did approve to put up the three signs and to do the research on the additional two and if there are not issues we will put the signs up there as well. She said they also discussed a speed monitoring site, basically one of those sites where you are coming up it lets you know how fast you are going. We preferred not to go with the kind that is on a trailer, we are investigating a couple of other options where they are a little bit smaller and easy to attach to a pole. We looked at a couple of companies and found one that is an industry standard and did have reasonable pricing but that needs to go to finance to take a look at. Council member Dalvi said why would we have that, he thought normally you put that where there is a school or something. Mayor Monahan said one of the problems we have here is that we really have two streets that we can watch traffic on, one is Dublin and the other is Glick. We have a lot of speeding on the side streets and what this idea, this thing says we have a fifteen mile per hour speed limit and you are doing thirty so it is a passive reminder. This one that the Chief has

researched also has the ability to collect data. It will record the speed of the vehicles traveling on the roadway. We will also be able to move this around. Chief LeFever said it collects data and it also displays your speed so you will get that visual reminder.

Council member Garren said they also discussed unpaid fines and possibly looking into doubling the fine if the payment is late a certain amount of days. She said the next step on that is they are going to pull some of the existing legislation, review it and discuss it again at the next meeting.

Legislative Actions

It was moved by Gauldin, seconded by Garren to table Resolution 33-2012. Following vote on the motion was recorded: yea, 6; Callender, Dalvi, Garren, Gauldin, Mathews and McVan. Nay, none. Chair declared the motion passed by a 6-0 vote.

First Reading- Resolution 35-2012 – A Resolution authorizing and directing the Village Administrator to execute an employment agreement with Richard Ey and declaring an emergency

It was moved by Callender, seconded by Mathews to approve the bills in the amount of \$55,467.63. Following vote on the motion was recorded: yea, 6; Callender, Dalvi, Garren, Gauldin, Mathews and McVan. Nay, none. Chair declared the motion passed by a 6-0 vote.

Treasurer's Report

It was moved by Garren, seconded by Gauldin to approve the following treasurer's report: General Fund 310,261.92, Street Fund 120,623.25, State Highway Fund 2,455.49, Drug Law Enforcement Fund 120.00, Enforcement and Education Fund 1,985.00, Mayor's Court Computer Fund 6,087.34, Fire Fund 193,087.47, Weed Fund 9,419.84, TIF Fund 1,585.04, TIF 2 Fund 4.86, Veteran's Memorial Fund 160.94, Capital Projects Fund – Building 91,415.76, Capital Projects Fund – Intersection 50,000.00, Sewer Operating Fund 45,138.97, Sewer Replacement Fund 96,000.00, Storm Sewer Fund 9,008.66, Enterprise Debt Service Fund 106,388.01 and Enterprise Debt Service Reserve Fund 98,484.97 for a total of \$1,142,227.52. Following vote on the motion was recorded: yea, 6; Callender, Dalvi, Garren, Gauldin, Mathews and McVan. Nay, none. Chair declared the motion passed by a 6-0 vote.

There being no further business, it was moved by Gauldin, seconded by Callender to adjourn until October 22, 2012. Following vote on the motion was recorded: yea, 6; Callender, Dalvi, Garren, Gauldin, Mathews and McVan. Nay, none. Chair declared the meeting adjourned at 7:46 p.m.

Fiscal Officer

Mayor