

Canal Winchester

*Town Hall
10 North High Street
Canal Winchester, OH 43110*



Meeting Minutes - FINAL

August 20, 2018

7:00 PM

City Council

*Bruce Jarvis – President
Mike Walker – Vice President
Jill Amos
Will Bennett
Bob Clark
Mike Coolman
Patrick Lynch*

- A. Call To Order *Jarvis called the meeting to order at 7:34 p.m.*
- B. Pledge of Allegiance - Bennett
- C. Roll Call *Present 7 – Amos, Bennett, Clark, Coolman, Jarvis, Lynch, Walker*
- D. Approval of Minutes

MIN-18-035 8-6-18 Council Work Session Minutes (**WS Minutes**)

MIN-18-036 8-6-18 Public Hearing Minutes (**PH Minutes**)

MIN-18-037 8-6-18 Council Meeting Minutes (**Council Minutes**)

Coolman: What I would like to do is on the minutes 18-035, under the ordinance 18-028, it's talking about a motion was made by Amos, seconded by Amos; Jackson: Yes, that's been corrected; it will now read 'a motion was made by Amos, seconded by Bennett'; Coolman: Okay, thank you. Jarvis: I also have a minor change on the council meeting minutes, at the bottom of page 8; I was quoted as saying 'that nobody's fate was on trial', what I actually said was 'nobody's faith was on trial'; Amos: I think we have one more, we are checking; Bennett: Under ordinance 18-023, I'm currently marked as a yes; I was a no on the motion as proposed; Jarvis: That is my recollection as well; Walker: And mine.

A motion was made to approve the amended MIN-18-035 & MIN-18-036 by Coolman, seconded by Clark. The motion carried with the following vote:

***Yes 6 – Coolman, Clark, Amos, Bennett, Jarvis, Walker
Abstain 1 – Lynch***

A motion was made to approve the amended MIN-18-037 by Coolman, seconded by Clark. The motion carried with the following vote:

Yes 7 – Coolman, Clark, Amos, Bennett, Jarvis, Lynch, Walker

E. Communications & Petitions

18-087 August 9, 2018 Letter from Violet Township Fire Department RE: Open House (**Letter**)

Jarvis: Am I confusing this with the Madison Township fire department? Jackson: That is correct, you received an invitation via email today from the Madison Township fire department, for a ribbon cutting ceremony; that will take place on Saturday, August 25th at 10am; for those of you who have not received that, if you are planning to attend, please let me know by Friday, so that I can let Madison Township know; Jarvis: The location of that new firehouse is? Jackson: Noe-Bixby.

F. Public Comments - Five Minute Limit Per Person

Karen Stiles: I'm here tonight simply to say thank you to the city for allowing us the use of the streets for our 9th Blues & Rib festival; I also want to thank all of you, because it's amazing as I sit down and look down the row, every single one of you – even Sergeant Cassel – played a role in the Blues & Ribfest; Mr. Walker, you were saying it was successful, and it was, but not due to me alone, or any one person alone – to every single person here, to the city of Canal Winchester, to the employees of Canal Winchester; it was a fantastic event, and it just keeps getting better and better; we greatly appreciate the support, thank you; Jarvis: Thank you, Ms. Stiles, we appreciate your work.

G. RESOLUTIONS

RES-18-011

Public Service

Sponsor: Jarvis

A Resolution In Support Of The Columbus And Franklin County Metro Parks Replacement Parks Levy (**Resolution**)

- Tabled

Jarvis: I forgot to pick up that we had tabled that, pending some additional information; Mr. Peoples, were you able to find that out? Peoples: I was not, I believe my contact there is on vacation; I'm sorry, it remains tabled until I can get that information; Jarvis: Okay, so that will stay on the table for now.

RES-18-012

Mayor

A Resolution Strongly Urging The Ohio Governor And Members Of The Ohio General Assembly To Invest The State Budget Surplus In Municipalities (**Resolution**)

- Adoption

A motion was made to adopt RES-18-012 by Bennett, seconded by Lynch. The motion carried with the following vote:

Yes 6 – Bennett, Lynch, Amos, Coolman, Jarvis, Walker

No 1 – Clark

RES-18-013

Development

A Resolution Approving The Recommendations Of The Tax Incentive Review Council For The Franklin County Tax Abatement Areas Within The City Of Canal Winchester (**Resolution, TIRC #1, TIRC #2, Gender Rd TIF**)

- Adoption

A motion was made to adopt RES-18-013 by Clark, seconded by Coolman. The motion carried with the following vote:

Yes 7 – Clark, Coolman, Amos, Bennett, Jarvis, Lynch, Walker

RES-18-014

Development

A Resolution Approving The Recommendations Of The Tax Incentive Review Council For The Fairfield County Tax Abatement Areas Within The City Of Canal Winchester (**Resolution, TIRC #2, Diley Road TIF, Greengate TIF**)

- Adoption

A motion was made to adopt RES-18-014 by Bennett, seconded by Walker.

The motion carried with the following vote:

Yes 7 – Bennett, Walker, Amos, Clark, Coolman, Jarvis, Lynch

H. ORDINANCES

Tabled

ORD-18-017

Development

Sponsor:

An Ordinance to Create Chapter 188 in Part One of the Codified Ordinances Of Canal Winchester Enacting An Admissions Tax (**Ordinance, July 2018 Updated Draft**)

- Tabled at Third Reading

Jarvis: During our last meeting 2 weeks ago, we discussed what was there that we were working off of the July 2nd baseline of the ordinance; there was some comments that were made last week – Mr. Hollins, I don't know whether those dated back to you, but they were captured pretty accurately in the minutes; I can refer you to those parts; Hollins: I did not understand there were further comments, I will review the minutes and incorporate anything with regard to those; Jarvis: I think that we're primarily in the area of clarification; I don't think it's harming anything right now for us to continue to look at that; Hollins: We want to make sure it's right, sure; Jarvis: There were some interesting comments that were made 2 weeks ago that might have some bearing on a change, they might now; Hollins: Absolutely, we'll make sure that we get it right.

Third Reading

ORD-18-025

Development

Sponsor: Clark

An Ordinance Amending Section 1161.04 Of The Codified Ordinances Regarding Old Town Commercial Zoning District (**Ordinance**)

- Adoption

***A motion was made to adopt ORD-18-025 by Clark, seconded by Coolman.
The motion carried with the following vote:***

Yes 7 – Clark, Coolman, Amos, Bennett, Jarvis, Lynch, Walker

Second Reading

ORD-18-027

Development

Sponsor: Bennett

An Ordinance Authorizing the Mayor and Clerk to Accept and Execute the Plat for the Villages at Westchester Section 12, Part 2, Phase III (**Ordinance**)

- Second Reading Only

ORD-18-029

Development

Sponsor: Jarvis

An Ordinance To Amend Part 11 Of The Codified Ordinances And The Zoning Map Of The City Of Canal Winchester, Rezoning An Approximately 11.954 Acre Tract Of Land From Exceptional Use (EU) To Planned Residential District (PRD), Owned By The Dwight A. Imler Revocable Living Trust, Located On The Southeast Corner Of The Intersection Of Hayes

Road and Lithopolis Road And Consisting Of Parcel Number 184-002994, And To Adopt A Preliminary Development Plan And Development Text For A Proposed 79.5 Acre Planned Residential Development (Middletown Farms) (**Ordinance, Exhibit A, Exhibit B**)

- Second Reading Only

A motion was made to table ORD-18-029 by Jarvis, seconded by Bennett. The motion carried with the following vote:

Yes 6 – Jarvis, Bennett, Amos, Clark, Coolman, Lynch

Abstain 1 – Walker

Jarvis: This is in accordance with the applicant and the fact that the plans for this development have undergone a fairly significant change; the applicant felt that it was in their best interest as well to refer this to Planning & Zoning so that it could be looked at by that body.

First Reading

ORD-18-030

Public Service

An Ordinance To Set Water User Fees For Customers Outside The Special Water Allocation District (**Ordinance, Rate Proposal Exhibit**)

- First Reading Only

ORD-18-031

Public Service

An Ordinance To Set Sanitary Sewer Fees (**Ordinance**)

- First Reading Only

I. Reports

Mayor's Report

18-093

Mayor's Report

Mayor: I have nothing in addition to my written report, I'll be glad to answer any questions you have.

Fairfield County Sheriff

Cassel: I have nothing additional to my previous report, sir; Clark: Did you ever find out if there was actually a ticket that Madison Township gave here on Waterloo? Jackson: I spoke with Chief York last week; he did indicate to me that it is possible for Madison Township to write tickets into Canal Winchester; I don't know if there was one specifically written in that instance; if there was one written, it was not written into our court at this time, it would've gone down to the county court.

Law Director

Hollins: Our streak was too good; I do need to request an executive session this evening; for purposes of litigation, as well as acquisition of real property; Coolman: Mr. Hollins, I just wanted to ask a favor and see if you can agree with this; the ordinance that has been tabled repeatedly, I'd like to see it come to an end – that's ordinance 18-017; do you feel very strongly that we can get that wording finalized for the next meeting? Hollins: It can be turned around to you very quickly, even this week; Bennett: Clearly when I spoke, that was on the outdated version; I don't know if there were any other comments, but I feel like most of those

were driven – those have been corrected; Jarvis: Your comment was ‘I think Mr. Jarvis, the last reservation I have on this is when it comes to the free entertainment; I know local businesses use the free live entertainment to draw people in on slow nights; I guess what I’m trying to understand is – if I have free entertainment, will I have an additional tax on my menu items, because I’m serving food? It’s just a scenario that I think I need clarification on’; I went on to say ‘I would think not, but I’d rather not’; and then you said ‘I’ll forward that onto Mr. Hollins for some clarification’; what the scenario is is that you don’t have a cover, but you’ve added some kind of a surcharge to whatever you’re serving to move the cover; Bennett: I think that’s removed in the current version; I think that’s what the problem was – I was referring to the previous version, not the current proposed version, which was the July 2nd amendment; Hollins: We have started now the analysis – is it a place listed in the places? Then we go from there to see whether there’s an admission charge – it could be worked into something else; Bennett: I thought that that had been clarified in the current version; when I saw in the second version, I was confused again, and I didn’t; that’s when Ms. Jackson clarified that that was the current proposed version, not the amended version; Hollins: Right now, if you are a night club, and you had a cover charge, we’d probably ask you; it’s really not intended for bars and restaurants; Bennett: I think that’s been corrected, Mr. Jarvis; Jarvis: If there are any – as Mr. Coolman pointed out, we’ve been chewing on this for a while; there has to be some reason for it to be tabled, if we are waiting on information, that’s legit; if we have all of those lined up, then it’s just a matter of up or down, yes or no; Coolman: Correct; Hollins: Leave it on the table for 2 weeks, I will definitely look through the minutes, look through any questions; if anybody has any further clarifications, questions – shoot them to me by email; we’ll just make sure it’s already; Jarvis: The other point here that I’m picking up on is that there was a desire from council that it had been coordinated with local businesses, particularly BrewDog – since they were kind of going to be impacted by this right off the bat; Hollins: Luke has been in touch with them, and they’re fully in support; Jarvis: Unless we make major changes that sends it back to the drawing board, she’s on board; Hollins: I think they appreciated the opportunity for input, we’ve got their input incorporated; Coolman: The golf course it impacted, they’re aware of it, but they made no comment.

Finance Director

18-092

Finance Director's Report

Jackson: I do not have anything in addition to my written report this evening; Jarvis: Thank you for the explanation earlier on the water and sewer rate changes; my personal feelings were that they were reasonable; I like the fact that there are no changes for the next couple of years; there’s a good reason for it, but there’s also good reason to make those little adjustments going forward.

Public Service Director

18-090

Public Service Director's Report

Peoples: I have nothing to add to my written report.

Development Director

Haire: Couple of items to report on; BrewDog is having their annual general meeting, which is this Saturday; they have some pretty large bands with a national presence that will be attending that event; it’s likely that we are going to hear a number of noise complaints again from the neighbors, just based on past experience of when they had bands at their facility; I would anticipate that you will hear those from residents probably Sunday and Monday; the band is scheduled from – the event is scheduled from 11am-11pm, and I think there are 5 or 6 bands that are playing at that event; there will probably be close to 5,000 people attending; it will be a big draw, I know the hotel is sold out that evening, as well as some of the other hotels in the area; there will be a number of people attending from all over the United States, and internationally, it’s a big draw for

the community; the hotel walls will be opening on Monday to the public; it will be open during the weekend to a number of investors in BrewDog that will be staying there as the guinea pigs for the hotel; public will open on Monday; you can book your rooms at the 'DogHouse', as they're calling it, very soon; we did receive an application from Nifco that will be on the Planning & Zoning Commission meeting for the next meeting, for the new warehouse production facility on the property we sold them; it will be 175,000 square feet; the majority of that will include a warehouse structure, but it will also have some production space in there; we'll be hearing that at the September 10th meeting; that's all, unless there are any questions; Lynch: Mr. Haire, how many jobs do you think they'll be bringing inside that extra space? Haire: They currently lease warehouse space in Groveport; this will be a replacement for that space that they have, so it will be an expansion of their warehouse; they will be relocating some employees as a result of that, about 90; there will be a number of new jobs as the result of the production space as well; Lynch: Outstanding, thank you.

J. Council Reports

Work Session/ Council - TUESDAY, September 4, 2018 at 6 p.m.

Public Hearing - TUESDAY, September 4, 2018 at 6:30 p.m.
- 42 Elizabeth St Variance Appeal

Work Session/Council - Monday, September 17, 2018 at 6 p.m.

Jarvis: Our next work session/council meetings are on Tuesday, September 4th; that's a Tuesday, in capital letters because of the holiday, at 6pm; we also have a public hearing on the same day at 6:30pm, regarding a Elizabeth Street variance appeal, regarding livestock; we have a work session and council meeting also on September 17th; we'll be back on Mondays, at 6pm.

CW Human Services - Mr. Lynch

Lynch: I met with Human Services last Wednesday, Mr. Bennett was also in attendance of that meeting; the Unity Week – they're trying to create the fund drive to collect \$55,000 to pay off the mortgage; they changed this and branded this to 'Community Week'; I think Mr. Bennett came up with this really nifty logo; that's going to be happening September 9th-16th, it sounds like a lot of local restaurants will be involved, as well as church groups; it's going to be a mass push that one week to try and raise as much money as possible; Jarvis: How close are they? Lynch: They have about 10-20,000 committed already from a couple of local churches that have pledged that much; Amos: If I understood correctly, the community – so this year, the community is the food pantry, to pay off what's left of their mortgage; in the future, if this is successful, this could be a reoccurring event, choosing charities each year that benefit Canal Winchester; Jarvis: I'm confused, isn't the organizer for this the Human Services organization? Amos: This year, yes; they're part of who is organizing it, yes; at this point in time, it is just Human Services; Lynch: It's branding an event week; Amos: It may branch off – right now, it's Human Services that is spearheading it; in the future, this may become a community-wide event; Lynch: The logo here, it's very well done; no different than the Blues & Ribfest, it's kind of the same thing; it could have multiple applications – not just for the pantry, but as Ms. Amos said, just about anything.

CWICC - Mr. Clark

Clark: We're meeting August 29th, 11:30 in the Interurban building.

CWJRD - Mr. Bennett/Mrs. Amos

Bennett: Our next executive board meeting will be Thursday, September 20th at 7pm, here at Town Hall; outside of that, there's really no current updates; Jarvis: What's coming up, activity-wise for Fall? Bennett:

Fall soccer, football is just underway – I think preview week was this weekend for football; Amos: Cheerleading; Bennett: Cheerleading, yeah.

Destination: Canal Winchester - Mr. Walker

Walker: One more big thank you to Karen Stiles, and all that helped and volunteered; next meeting is at 6:30 on September 25th, Interurban.

K. Old/New Business

Lynch: I've got one thing, I'll be really quick about it; there's been a lot of noise here going on lately about the speeding issue; signs have been posted around the communities, people making their own signs and putting them out; it's no reflection on our police force, because we understand that you can't be everywhere at the same time; this topic keeps coming back over and over, and unless we create some kind of system to deal with it, like an SOP of sorts, it's going to keep reoccurring; my suggestion is to come up with a way that we can actually handle taking requests, evaluate those requests, do studies, come up with solutions, and do something to handle this issue; whether we have the money in the budget to do the solutions, whether we do minor solutions, major solutions – we grade each individual instance; there's the ITE Institute of Transportation Engineers, actually put together a guideline that can be followed to help municipalities in this attempt; I think it'd be very wise to do that; we could set this up very easily by a couple of council members, maybe Mr. Peoples – maybe someone who could represent the city, maybe get one or two people from the community involved in it, and come up with a set of procedures; Jarvis: I'm a little confused I guess, that the procedures how to solicit information – somebody's out there, they see Columbus Street; speeding is going on on Columbus Street, so they report that in to a hotline or something; that act becomes the information that you use – it's kind of 'whack-a-mole'; if you go after that, then it goes away, and you think everything is fine; Lynch: But it's not, and that's what we're doing is playing 'whack-a-mole'; basically what this is doing is creating a way to create a policy that can be adopted; it talks about how you received complaints, how you investigate the complaints, how you study grade – actually put a grading based on the traffic studies of that particular area; I'm sure we have the equipment to do so, or you know how to get the equipment to do traffic studies, we've done that in the past Mr. Peoples? Peoples: We have some equipment that takes readings of speed; Lynch: Perfect – how do we apply that, how do we grade it, and then how do we come up with recommendations to solve the problems? Obviously we would need the money to fund such projects, if we proceed with them; how do we educate the people that are actually going to do something; I would recommend bringing someone in from that particular area into that group, that way they can actually take the information back to their people, so they can educate them; study the results afterwards, and see if that worked, and then apply that to the next problem; it may happen once every 2-3 years, it may never happen at all; I think people will still be coming at us; Mayor: How do you know people are speeding? Lynch: I think it's usually – you sit outside or walk down the road, you can usually tell they're speeding without putting a radar gun or anything on them; it's just by the motion of the car; if we do a study; Mayor: We've done studies; Lynch: I understand, that information could be used from the past, as well as where that information is now; we start building more developments here and there, it's not going to get better, it's only going to get worse; Peoples: One person speeding is not a speeding problem; if you just catch one problem as they're going by, and you perceive that they're speeding, you're going to say 'this street has a speeding problem'; 90% of the speeding, going above the speed limit, I would call speeding; Peoples: 26mph – that's speeding; there's a lot of moving parts along with this; the mayor talked about it – some of the studies we've done – one of the biggest results of the study, before we put a bump out on Columbus Street or Trine Street; we had a traffic study from back then, we've done another one, right about this time; there was a market difference between the two; Lynch: Was that study done with the thing that flashes the speed limit? Peoples: It's the lines that

cross the street; Jarvis: If I can interject here, I think what's maybe a good starting point – because, you are still relatively fresh to what has been done in the past; staff does have that, if you loop back with them just in a one-on-one discussion perhaps with Mr. Peoples, you will at least know what's been done to date; I think that will help you determine – Lynch: It sounds like, from what I just heard, a lot of the moving parts I was talking about are already in place; Peoples: We've done additional measures this year, if you've noticed on E. Waterloo Street, where we've put parking stalls in, and a stripe on the curve; from my perception, no study has been done on that – from perception, especially around that curve, the intent of that design is to narrow you down between that center line and the white stripes we put in there; Lynch: I noticed that couple of weeks ago, and you're right that does help; that's probably one of the most cost-effective ways to create traffic calming; Mayor: We could do the same thing on Columbus Street; we could stripes down through there, and put parking stalls in; Lynch: I think people would like that, too - even if it's stripes, with a bike lane or something to help slow people down; I've been getting just a lot of noise, a lot of feedback about this whole speeding thing; not just from where I'm – several other neighborhoods around town, too; Waterloo is really bad, east and west; Jarvis: I think we all have an interest in the topic; just to make sure you know where we've been – would you be willing to make an appointment with Mr. Peoples to go over what has been done to date? Lynch: Yeah, I'd love to; Jarvis: To figure out what the stuff ahead is; if there are cost implications, which there almost always are with whatever is recommended; we can discuss those in a group setting again – whether it's a Committee of the Whole, or part of a meeting; just knowing what has been done to date will kind of give you a new appreciation for why we are where we are; it's not a case of apathy, it's a case of a moving target, and lots of things that are outside of our control.

Amos: I just have one quick one – Mayor to follow up on something from months ago, and trivial; we've been mocked again on our clock sounds; I know you were going to talk to someone – you said there was only one person who can fix our clock? Mayor: Oh, the hammer? Amos: I didn't know if you had had a chance to check – Mayor: I'll check with Shawn; I know the company that originally repaired that in Minnesota, and the owner died; the kids are trying to run it, and I don't know if they're doing a great job; I'll check with Shawn; Jarvis: It is a shame, it's a landmark; Coolman: Personally, I think if they're going to mock us, it gives them a reason to come here, we're unique.

L. Adjourn to Executive Session @ 8:15 p.m.

A motion was made to adjourn to executive session by Bennett, seconded by Amos. The motion carried with the following vote:

Yes 7 – Bennett, Amos, Clark, Coolman, Jarvis, Lynch, Walker

Council returned from Executive Session at 9:01 p.m.

M. Adjournment @ 9:02 p.m.

A motion was made to adjourn by Bennett, seconded by Amos. The motion carried with the following vote:

Yes 7 – Bennett, Amos, Clark, Coolman, Jarvis, Lynch, Walker