

# Canal Winchester

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



## Meeting Minutes - FINAL

August 7, 2017

7:00 PM

### City Council

*Steve Donahue- President  
Will Bennett-Vice President  
Bob Clark  
Bruce Jarvis  
Bobbie Mershon  
Mike Walker  
Jim Wynkoop*

A. Call To Order

*Donahue called the meeting to order at 7:52pm*

B. Pledge of Allegiance – **Donahue**

*Moment of silence for deceased council member Jim Wynkoop*

C. Roll Call

**Yes: 6** – Bennett, Clark, Donahue, Jarvis, Mershon, Walker

**Not present: 1**- Wynkoop

**A motion was made by Bennett, seconded by Mershon to excuse council member from meeting. The motion carried by the following vote:**

**Yes: 6** – Bennett, Mershon, Jarvis, Walker, Clark, Donahue,

D. Approval of Minutes

[MIN-17-035](#) 7-5-17 Council Work Session Meeting Minutes

**Attachments:** [7-5-17 Work Session Minutes](#)

[MIN-17-036](#) 7-5-17 Council Meeting Minutes

**Attachments:** [7-5-17 Council Minutes](#)

[MIN-17-037](#) 7-19-17 Council Special Meeting Minutes

**Attachments:** [7-19-17 Council Special Meeting Minutes](#)

**A motion was made by Jarvis, seconded by Mershon to approve minutes. The motion carried by the following vote:**

**Yes: 6** – Jarvis, Walker, Bennett, Clark, Donahue, Mershon

### E. Communications & Petitions

[17-204](#)

ZM-17-003 & PDP-17-002 Denied Recommendation from Planning and Zoning to consider approval of a Zoning Map Amendment and Preliminary Development Plan for Turning Stone Unit District; for 17.47 acres located along High Street and U.S. 33

- **Set Public Hearing Date set for September 9, 2017**

[17-205](#)

July 20, 2017 Appeal of Planning and Zoning Commission denial of Conditional Use Application CU-17-002 for Certified Oil Company and Robert and Harold Stebelton

- **Set Public Hearing Date set for September 18, 2017**

[17-206](#)

July 12, 2017 Letter from Resident Regarding 137 W. Waterloo Parking

[17-207](#)

Thank You Letter from Resident to Water Department

### F. Public Comments - Five Minute Limit Per Person

*Joe Messerly, 255 E. Waterloo St: we have a problem we think; canvased area and we didn't have anybody say that we don't have a problem; it's about speeding; been looking for tools to slow people down; know you are frustrated too; lost multiple basketballs; cut trees down because they were hit; driver was shot out of his seat and landed in passenger seat; driver was unconscious; we yell at them whatever we can; we have no tools left; talking to Shawn coming out of town Lexus speeding truck shoots around; he extends his hand and sends a real nice gesture; we don't see anything; would like your help; seeking that; we want to do all that we can to help facilitate that; anything we can do; we don't want our kids or other hit; please help us;*

*Shawn Flynn 51 E Columbus St: what we didn't want to do was just come up here and complain; we want to just fix it; when we talked to people and gathered feedback; wanted to make sure everyone's feedback was heard; increase tickets; they slow down; cons opportunity cost officer is there and not other places where needed; cost of camera; then people argue it's not them; second was speed hump;*

*we want something gradual; to help reduce speed; con is cost; enhance speed limit signs that flash and draw attention; pros study show are implacable show speed; cons; drivers want to test the speed and how high they go; special enforcing siding; low cost not very effective; more stop signs; love a three way stop; studies who it doesn't work very well; maybe a combination with stop signs and humps; these are the 5 things everyone here thinks we can do to slow people down;*

*Marie Jones: asking about the letter that was addressed earlier; driveway is very short and narrow; we have an adult daughter that lives with us when we moved in there the back parking fence to that little opath that goes behind the pool had never been mowed by the city; so I mowed that for 5 years; my daughters car was there and I didn't move the care and I mowed around it; next I knew a Sherriff came and said they were going to tow my car; apparently from the fence to the road is owned by the city; enter rest; I don't know what is going to happen; owners are deployed over Mershon: I was going to bring this up to figure out where we are in this process; Jarvis: are you able to stay;*

*Lynn: 11 Columbus street, Barb Arndt: 120 E#. Waterloo St, Nancy Weight, 12 N. High St, Carol Note 12 E. Columbus St, Taunya Hulmro Strahan, 28 E. Mound St, Jackie Marion, 106 E. Columbus St,; all expressed same concerns about speeding as other speakers*

*Mayor Ebert: know speeding has worsen; it's not like we are not doing anything about; last year there were 235 total citation for last year and 426 January 2017 to now; we recognize it and so has the sheriff department; Donahue; we are investigating hiring additional staff; would like to have the same number people on Dietz and Washington here to express same concerns; I've lived here 30+ years; if you go through Lithopolis, you speed you're getting a ticket; these guys work hard; Mayor is looking into things; think we need more help; there is no easy fix; we plan to write more tickets;*

*Mershon: think we should look at the speed humps;*

*Peoples: in regards to speed hump/bump; has its own challenges: Mershon the speed hump: Mershon: our messaging board could we not put something on there to watch your speed; to make people aware that speed is being looked at; Peoples:*

*that's probably not the best ; Jarvis: as a downtown resident this is not exaggeration; this has come up for discussion a number of times; If the solution was easy it would be done; might be progressive; a lot more talk has to take place; change happens in increments; don't know what's effective; if you don't see something happening come back and remind us; hopefully we can come together; Mershon: we shouldn't wait for people to come to use in the mass; we need to look at it continually; Bennet: Cassel we talked about having units parked; Cassel: I wrote down concerns and I will address them*

#### G. RESOLUTIONS

##### [RES-17-014](#)

*A RESOLUTION REAUTHORIZING AN AGREEMENT BETWEEN THE CITY OF CANAL WINCHESTER AND THE BOARD OF COUNTY COMMISSIONERS, FRANKLIN COUNTY, OHIO ON BEHALF OF THE CITY OF CANAL WINCHESTER IN ORDER TO PARTICIPATE IN THE FRANKLIN COUNTY, OHIO DEPARTMENT OF HOUSING & URBAN DEVELOPMENT (HUD) ENTITLEMENT PROGRAM AND ABIDE BY THE COVENANTS OF THAT PROGRAM AS STATED HEREIN*

***A motion was made by Bennett, seconded by Jarvis that this Resolution be adopted. The motion carried by the following vote:***

***Yes: 6 Bennett, Jarvis, Clark, Donahue, Mershon, Walker***

#### H. ORDINANCES

*Third Reading - **NONE***

*Second Reading - **NONE***

*First Reading*

##### [ORD-17-029](#)

*AN ORDINANCE AMENDING SECTION 1171.03 OF THE CODIFIED ORDINANCES REGARDING CONDITIONAL USES*

IN THE LM - LIMITED MANUFACTURING DISTRICT; AND  
DECLARING AN EMERGENCY

**Sponsor: Clark**

- *Requesting waiver of second and third reading*

**A motion was made by Clark, seconded by Mershon, that the second and third reading of this ordinance be waived. Motion carried by the following vote:**

*Yes: 6 – Clark, Mershon, Bennett, Donahue, Jarvis, Walker*

**A motion was made by Clark, seconded by Bennett, that this ordinance be adopted. The motion carried by the following vote:**

*Yes: Clark, Bennett, Donahue, Jarvis, Mershon, Walker*

**ORD-17-030**

AN ORDINANCE TO AMEND PART 11 OF THE CODIFIED ORDINANCES AND THE ZONING MAP OF THE CITY OF CANAL WINCHESTER, REZONING APPROXIMATELY .25 ACRE TRACT OF LAND FROM OLD TOWN SINGLE FAMILY (OT-SF) TO OLD TOWN COMMERCIAL (OT-C), OWNED BY A CPA TEPEE, LLC., LOCATED AT 18 EAST COLUMBUS STREET (PID 184-000328)

**Sponsor: Mershon**

**Read for 1<sup>st</sup> reading**

**ORD-17-031**

AN ORDINANCE AUTHORIZING THE MAYOR AND CLERK TO ACCEPT AND EXECUTE THE PLAT FOR THE VILLAGES AT WESTCHESTER SECTION 10, PART 1; AND DECLARING AN EMERGENCY

- *Requesting waiver of second and third reading*

**Sponsor: Mershon**

**A motion was made by Mershon, seconded by Bennett, that the second and third reading of this ordinance be waived. Motion carried by the following vote:**

*Yes: 6 –Mershon, Bennett, Clark, Donahue, Jarvis, Walker*

**A motion was made by Mershon, seconded by Jarvis, that this ordinance be adopted. The motion carried by the following vote:**

*Yes: 6 - Mershon, Jarvis, Clark, Bennett, Donahue, Walker*

**Attachments:**     [P&Z Recommendation VAW Sec 10-1](#)

[Villages at Westchester Section 10-1 Plat](#)

[ORD-17-032](#)

AN ORDINANCE AUTHORIZING THE MAYOR AND CLERK TO ACCEPT AND EXECUTE THE PLAT FOR CANAL COVE SECTION 4; AND DECLARING AN EMERGENCY

- *Requesting waiver of second and third reading*

**A motion was made by Mershon, seconded by Walker, that the second and third reading of this ordinance be waived. Motion carried by the following vote:**

*Yes: 6 –Mershon, Walker, Bennett, Clark, Donahue, Jarvis*

**Sponsor: Mershon**

**A motion was made by Mershon, seconded by Walker, that this ordinance be adopted. The motion carried by the following vote:**

*Yes: 6 – Mershon, Walker, Clark, Jarvis, Bennett, Donahue,*

**Attachments:**     [P&Z Recommendation Canal Cove Sec 4](#)

Canal Cove Sec 4 PlatORD-17-033

AN ORDINANCE TO AMEND THE 2017 APPROPRIATIONS ORDINANCE 16-033, AMENDMENT #5

**Sponsor: Bennett**

**Read for 1<sup>st</sup> reading**

ORD-17-034

AN ORDINANCE TO AUTHORIZE THE MAYOR TO CONVEY THREE TRACTS OF LAND CONSISTING OF 23.631 ACRES ON ROBINETT WAY TO THE CANAL WINCHESTER INDUSTRY AND COMMERCE CORPORATION TO PROVIDE FOR ITS SUBSEQUENT CONVEYANCE TO NIFCO AMERICA CORPORATION, PURSUANT TO A PURCHASE AND SALE AGREEMENT, AND TO DECLARE AN EMERGENCY

- *Requesting waiver of second and third reading*

**Sponsors: Walker**

**A motion was made by Walker, seconded by Clark, that the second and third reading of this ordinance be waived. Motion carried by the following vote:**

***Yes: 6 – Mershon, Bennett, Clark, Donahue, Jarvis, Walker***

**A motion was made by Walker, seconded by Clark, that this ordinance be adopted. The motion carried by the following vote:**

***Yes: 6 – Walker, Clark, Mershon, Jarvis, Bennett, Donahue,***

I. REPORTSMayor's Report17-203

Mayor's Report



**Attachments:**     [Mayor's Report August 7, 2017](#)[MC-17-007](#)     June 2017 Mayor's Court Report**Attachments:**     [June 2017 Mayor's Court Report](#)

**A motion was made by Mershon, seconded by Bennett, that this report be approved. The motion carried by the following vote:**

*Yes: 6 – Mershon, Bennett, Walker, Clark, Donahue, Jarvis*

[MC-17-008](#)     July 2017 Mayor's Court Report**Attachments:**     [July 2017 Mayor's Court Report](#)

**A motion was made by Jarvis, seconded by Mershon, that this report be approved. The motion carried by the following vote:**

*Yes: 6 – Jarvis Mershon, Bennett, Walker, Clark, Donahue,*

**Fairfield County Sheriff**

*Cassel: wrote down all complaints will address with staff; lists stats*

*Dispatched calls July 524; Pick-up runs July 846; Multiple calls July 211; reports July 117; Civil Papers July 8; Building checks July 7982; vacation check July 225; traffic stops July 86; citation July 51; Warnings July 47; Felony arrest July 4; misdemeanor arrest July 17; warrant arrests July 15; OVI arrests July 3; Pink slips July 8; misdemeanor charges filed July 27; Felony charges filed July 5; total down time in July 54361;*

**Law Director**

*Hollis: executive session: regarding purchase sale of real property*

Finance Director

[17-211](#)

Finance Director's Report

**Attachments:** [Finance Director Project Update 8-7-17](#)

[June 2017 Financial Statements](#)

[July 2017 Financial Statements](#)

Public Service Director

[17-208](#)

Director of Public Service Project Update

**Attachments:** [Director of Public Service Project Update – PW](#)

[17-209](#)

Construction Services Administrator Report

**Attachments:** [Construction Services Admin Report – Aug 4](#)

Development Director

[17-210](#)

Development Director's Report

**Attachments:** [Development Director Council Update 8-1-17](#)

J. COUNCIL REPORTS

*Work Session/Council*

*Monday, August 21, 2017 at 6:00 p.m.*

*Work Session/Council*

*TUESDAY, September 5, 2017 at 6:00 p.m.*

*CW Human Services Representation – Wynkoop*

*Destination: Canal Winchester Representative – Mershon*

*Canal Winchester Industry and Commerce Corporation Representative – Clark*

*CWJRD - Bennett*

Old/New Business

*Coolman: after 8 years we finally have been put on news stations for the Ribfest: great farmers market Saturday: got a lot of good press from the news;*

*Clark: meeting august 30<sup>th</sup> interurban*

*Bennett: have next meeting august 17<sup>th</sup> at 7pm; recently met with athletic director; special meeting last week to approve addition of adult softball to the jrd line up;*

*Donahue: meeting this Thursday with jrd;*

*Mershon: was contact by Tina the piece of property that is back there is a piece we acquired as a village way back when we're trying to get access to Hanners park; theses little spots he wanted to get rid of that one behind her house is what we had to access; now next door to her, her neighbor parks on that same area without a problem; that is city owned and he parks there; I think we should extend that to them as well; She can't back out; but by allowing her to pull in; while she was told there may be plans for a bike path; can she use that until we do something with; Mayor: you have a staff who is trying to do their job; to set up rules that council has made; you can't park in the yard; Donahue: it's not her yard; Peoples: there is no access to the drive it was found it was our property; you can park in the grass on our property either; that drivable access has been there forever; they were never told they had to update it; that is what existed before; there is not access to our way; we wouldn't want someone to park in the grass; Mershon: you are allowing someone who with gravel park; it was still city property; Merhson: they don't have access they only park a car there; it's in a separate workshop; Peoples: there is someone who lives there; Peoples there are plenty of gravel drive ways: they already have that access;*

*Jarvis: if it is city property what is the feasible for a special easement; at least so we can be consistent; other one has an alley beside it; it's just the two who have to; being consistent; I was trying to look at it from a standpoint; its wide enough to accommodate; Peoples: those cars have parked there forever; the space is not the problem; the zoning part is they don't have access to one of our street; they are literally going off the roadway; it was originally called in as an abandonment; sitting there is not the problem from an access point they do not have access from one our ways to their property; Discussion continues regarding parking issue; City has*

*agreed to address issue later and that no civil action will be taken between now and the end of the year; will try to work on a solution in the meantime.*

Adjourn to Executive Session

**A motion was made by Donahue, seconded by Walker that this meeting move to executive session. The motion carried by the following vote:**

*Yes: 6 Donahue, Walker, Bennett, Clark, Jarvis, Mershon*

***Adjourn to executive session at 9:20pm***

***Meeting out of executive session at 9:56pm***

Adjournment

*Meeting adjourned at 9:56pm*

**A motion was made by Donahue, seconded by Bennett that this meeting be adjourned. The motion carried by the following vote:**

*Yes: 4-Donahue, Bennett, Clark, Jarvis, Mershon, Walker*