

Canal Winchester

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



Meeting Minutes - FINAL

August 21, 2017

7:00 PM

City Council

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

A. Call To Order

Donahue called the meeting to order at 7:20pm

B. Pledge of Allegiance - **Bennett**C. Roll Call

Yes: 5 – Bennett, Clark, Donahue, Mershon, Walker

Not present: 1- Jarvis

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

Yes: 5 – Bennett, Clark, Donahue, Mershon, Walker

D. Approval of Minutes

[MIN-17-038](#) 8-7-17 Council Work Session Meeting Minutes

Attachments: [8-7-17 Work Session Minutes](#)

[MIN-17-039](#) 8-7-17 Council Public Hearing Meeting Minutes (6:30 p.m.)

Attachments: [8-7-17 Public Hearing Minutes \(6:30 p.m.\)](#)

[MIN-17-040](#) 8-7-17 Council Public Hearing Meeting Minutes (6:45 p.m.)

Attachments: [8-7-17 Council Special Meeting Minutes](#)

[MIN-17-041](#) 8-7-17 Council Meeting Minutes

Attachments: [8-7-17 Council Minutes](#)

A motion was made by Bennett, seconded by Walker to approve minutes. The motion carried by the following vote:

Yes: 5 – Bennett, Walker, Clark, Donahue, Mershon

E. Communications & PetitionsF. Public Comments - Five Minute Limit Per Person

Joe Messerly 255 E. Waterloo street: Speeding in town; thanks the sheriff's department; we have noticed their presence; want to try to curve the speeding; heard from other that people are watching their speed;

G. RESOLUTIONS

[RES-17-015](#)

A RESOLUTION APPROVING THE RECOMMENDATION OF THE TAX INCENTIVE REVIEW BOARD FOR THE FRANKLIN COUNTY TAX ABATEMENT AREAS WITHIN THE CITY OF CANAL WINCHESTER

Attachments: [Franklin County TIRC #1.1 Exhibit A](#)

[Franklin County TIRC #1.2 Exhibit B](#)

Sponsors: Donahue

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

Yes: 5 – Donahue, Bennett, Clark, Mershon, Walker

[RES-17-016](#)

A RESOLUTION APPROVING THE RECOMMENDATION OF THE TAX INCENTIVE REVIEW BOARD FOR THE FAIRFIELD COUNTY TAX ABATEMENT AREAS WITHIN THE CITY OF CANAL WINCHESTER

Attachments: [Fairfield County TIRC #2 Exhibit A](#)

Sponsors: Clark

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

Yes: 5 – Clark, Bennett, Donahue, Mershon, Walker

[RES-17-017](#)

A RESOLUTION TO APPROVE THE TRADE-IN OF A 2002 INTERNATIONAL 4900 DUMP/PLOW TRUCK

Sponsors: Walker

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

Yes: 5 – Walker, Bennett, Clark, Donahue, Mershon

H. ORDINANCES

Third Reading - **NONE**

Second Reading

[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 2nd reading

[ORD-17-033](#)

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

- *Requesting waiver of third reading*

Sponsor: *Bennett*

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

Yes: 5, Bennett, Clark, Donahue, Mershon, Walker

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

Yes: 5, Bennett, Clark, Donahue, Mershon, Walker

First Reading[ORD-17-035](#)

AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO A PURCHASE AND SALE AGREEMENT FOR THE PURCHASE OF REAL PROPERTY LOCATED AT 26 WEST WATERLOO RD, CANAL WINCHESTER, OHIO OWNED BY TWO ELK, LLC AND DECLARING AN EMERGENCY

Attachments: [26 W. Waterloo Property Purchase Contract](#)

- *Requesting wavier 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: 5, Mershon, Walker, Bennett, Clark, Donahue

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

Yes: 5, Mershon, Walker, Bennett, Clark, Donahue

[ORD-17-036](#)

AN ORDINANCE TO AMEND THE 2017 APPROPRIATIONS ORDINANCE 16-033, AMENDMENT #6

- *Requesting wavier of second and third reading*

Sponsor: Bennett

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

Yes: 5, Bennett, Mershon, Clark, Donahue, Walker

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

Yes: 5, Bennett, Mershon, Clark, Donahue, Walker

[ORD-17-037](#)

AN ORDINANCE TO AUTHORIZE THE MAYOR AND FINANCE DIRECTOR TO ENTER INTO AN AGREEMENT FOR THE LEASE/PURCHASE OF A FORD F-750 DUMP/PLOW TRUCK AND ACCESSORIES AND DECLARING AN EMERGENCY

- *Requesting wavier of second and third reading*

Sponsors: Mershon

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: 5, Mershon, Walker, Bennett, Clark, Donahue

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

Yes: 5, Mershon, Bennett, Clark, Donahue, Walker

[ORD-17-038](#)

AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO A PRE- ANNEXATION AGREEMENT WITH JORDAN C. AND ERIN A MILLS FOR A TRACT OF LAND CONSISTING OF APPROXIMATELY 1.39 ACRES LOCATED SOUTH OF HILL RD. ALSO KNOWN AS 6416 HILL RD, FAIRFIELD COUNTY, OHIO

Attachments: [6416 Hill Rd Pre-Annexation Agreement](#)

Sponsors: Clark

Read for 1st reading

[ORD-17-039](#)

AN ORDINANCE TO AUTHORIZE THE MAYOR TO GRANT TEMPORARY WORK EASEMENTS TO COLUMBIA GAS TRANSMISSION, LLC FOR THE B-111 PIPELINE REPLACEMENT PROJECT AND TO AMEND THE 1996 PARTIAL RELEASE OF RIGHTS OF WAY AND DECLARING AN EMERGENCY.

Attachments: [ColGasEasement.PID0420376300.ExhibitA](#)
[ColGasEasement.PID0420376000.ExhibitB](#)
[ColGasEasement.RightOfWayAmendment.ExhibitC](#)

Sponsors: Walker

- *Requesting wavier of second and third reading*

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

Yes: 5, Walker, Mershon, Bennett, Clark, Donahue

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

Yes: 5, Walker, Mershon, Bennett, Clark, Donahue

I. REPORTS

Mayor's Report

[17-216](#)

Mayor's Report

Attachments: [Mayor's Report August 21, 2017](#)

Received and filed

Fairfield County Sheriff

Dispatched calls 345; Pick-up runs 536; Multiple calls 143; reports 81; Addendums 32; Civil Papers attempted 9; Served 8; Building checks July 5418; vacation check47; traffic stops 104; citation 86; Warnings July 48; Felony arrest 8; misdemeanor arrest 12; warrant arrests 18; OVI arrests 1; Pink slips 1; misdemeanor charges 22; Felony charges filed 11; total down time in July 35942;

Law Director

*Hollins: decision on the notice of appeal on the AutoZone facility; request quick executive decision prior to decision;
Mershon: during work session I brought to council an ordinance on traffic control; I would like for you to take a look at that;
Hollins: received your email on that; made arrangements on having a representative from Dublin to come to do a presentation;*

Finance Director[17-217](#)

Finance Director's Report

Attachments: [Finance Director Project Update 8-21-17](#)**Received and filed**

Jackson: some legislation coming on renewal of contracts; will have that to council on upcoming meetings.

Public Service Director[17-215](#)

Director of Public Service Project Update

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

Haire: parks meeting on Wednesday evening at 6pm at the interurban building;

J. COUNCIL REPORTS

Work Session/Council

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

Public Hearing

TUESDAY, September 5, 2017 at 6:30 p.m.

Zoning Map Amendment and Preliminary Development Plan for Turning Stone Planned Unit District

Work Session/Council

Monday, September 18, 2017 at 6:00 p.m.

Public Hearing

Monday, September 18, 2017 at 6:30 p.m.

Certified Oil Appeal

CW Human Services Representation – Clark – board meeting Wednesday 23rd, 2017.

Destination: Canal Winchester Representative – Mershon

Canal Winchester Industry and Commerce Corporation Representative – Clark – meeting August 30th 11:30 am Interurban building.

CWJRD – Bennett – Meeting September 21st at 7:00pm

Old/New Business

[APL-17-001](#)

NOTICE OF APPEAL REGARDING THE DENIAL OF
CONDITIONAL USE APPLICATION CU-17-003 BY PLANNING
AND ZONING COMMISSION TO ALLOW AUTOZONE AT
6348 GENDER ROAD (PID 184-002664)

Appellants: Casto Gender Road, LLC and AutoZone
Development, LLC

Attachments: [CU-17-003 AutoZone Appeal Letter](#)

[CU-17-003 Findings of Fact](#)

[CU-17-003 Staff Report](#)

[CU-17-003 AutoZone Application](#)

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

Yes: 5- Donahue, Bennett, Clark, Mershon, Walker

Adjourn to executive session at 7:37 pm

Meeting out of executive session at 7:49pm

Donahue: I'd like to say think you have your ducks in a row to put in place an AutoZone; but distended that our mayor and development director met with you and had ideas and not one idea in discussion was an AutoZone; not many people in the community will be please;

Mershon: when you come to a community and the mayor and development director tell you we don't need another automotive development; tells us you don't care; it will be another automobile that will go out of use; it is very disappointing; Walker; citizens have cried out and taken time to meet with mayor hoping for retail or food; you came and asked us; we have to work together in the future; we are here for the citizen to feedback for them;

Bennett: echoes disappointment of follow council members; Clark: we put in to acquire a liquor license and we asked to promote that; I would hope you would go back and see what efforts you made now that we have that in place; that was the big hold up we were told why they weren't coming here;

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

Yes: 5, Donahue, Clark, Bennett, Mershon, Walker

Adjourn to Executive Session

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

Yes: 5- Bennett, Walker, Clark, Donahue, Mershon

Adjourn to executive session at 8:00 pm

Meeting out of executive session at 8:50 pm

Adjournment

Meeting adjourned at 8:50 pm

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

Yes: 5 – Bennett, Walker, Clark, Donahue, Mershon