

Canal Winchester

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



Meeting Minutes - FINAL

November 6, 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

Bennett called the meeting to order at 7:09 pm

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

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

Not Present: 0

D. Approval of Minutes

[MIN-17-052](#) 10-16-17 Council Work Session Meeting Minutes

Attachments: [10-16-17 Council Work Session Meeting Minutes](#)

[MIN-17-053](#) 10-16-17 Council Meeting Minutes

Attachments: [10-16-17 Council Meeting Minutes](#)

[MIN-17-054](#) 10-30-17 Committee of the Whole Meeting Minutes

Attachments: [10-30-17 Committee of the Whole Meeting Minutes](#)

A motion was made by Clark, seconded by Bennett that these Minutes be approved. The motion carried by the following vote:

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

E. Communications &

[17-259](#) Drug Take Back Thank You

Received and filed.

F. Public Comments - Five Minute Limit Per Person

Phillip Arida - 6461 Tallman Ct Canal Winchester; I'd like to initially thank Mr. Haire for working with me on some of my concerns about the Macintosh facility that's across from our properties; Mr. Haire did acknowledge that the lighting was not what was in the original diagrams; it's very concerning that the lighting from the new facility is definitely shining directly in our back yards; I guess the lights are up higher and they are on twenty four seven as well; It's definitely a problem; we are

in the back yard a lot; it shines in the bedrooms and in the back yards; I haven't solicited support from my neighbors but I'm sure they all have concerns especially with the with the leaves coming down as well; it's my understanding that they are going to get with the contractor to see if the lights are actually causing light pollution; they might even ask council to approve the existing lighting; I feel it's inappropriate; we came to the meetings initially and were opposed to the property; the city and the developer really worked together; it's a nice facility; the lighting is really concerning at this point; I just wanted to express my concerns; I will continue to email Mr. Haire and see how things progress

Donahue: I have a light right in front of my house and they have something on one side of the light and I have no light on my house but it lights up everywhere else;

Haire: It's one of the challenges of working with LED lights; they are so much brighter but use so much less energy; in this vicinity there are a number of surrounding property owners who have complained about the intensity of the light; they have done a new study that shows it does cross the property lines; we are working with them to resolve this and possibly get new fixtures

Dennis Graul - East Mound St Canal Winchester; I want to discuss briefly with you an issue I have, along with my neighbor that couldn't be, here about the water runoff that we're having problems with on our property; It appears to be for two reasons; this was brought to your attention about two to three months ago by my neighbor who lives at 25 East Mound; When they repaved the businesses to the west of our property in the alley; our property backs up to the field that just received all the top soil; with the asphalt that was done, what we've seen since that was done there is no place for water runoff; the water is running due east down the alley and ends up in our back yards; mainly because we are the low point, especially my neighbors back yard; he is having some problems now with his big red barn in the back with water seeping in when we have these rain storms; granted, it was a pretty heavy rain storm but we're having problems during normal rainfall; I can tell you that in the five years that I've been here the last year we've seen a substantial amount of water, a foot high in his back yard on my property line which, interestingly enough, goes right over top the storm sewer line; it runs between our properties; I brought it to his attention because in cutting the grass

over the last couple years I've also noticed that this particular area has sunk considerably; once I brought it to his attention he seemed to agree; the storm sewer in front of our homes does not seem to take care of the water; even in fairly decent storms; some of the bigger ones it does have problems with; my concern is every rain, his basement, my basement, the gentleman across the street, his basement, I don't know if it's a problem along this line that we're getting problems with the storm sewer; maybe our sump pumps are backing because of the problem with the storm sewer line; so with these problems, today when I left for work this morning at approximately 6:00 a.m., granted again it was a heavy storm overnight but the field itself where the top soil was brought in had a terrain change so to speak, we were receiving water over the alley, I have pictures, coming from the field, over the alley and into my neighbor's yard as well as coming from the businesses up the alley there to the west; I'd just appreciate if there is something that can be done or looked at about this; I think both projects were approved by the city here, as far as the asphalt goes, with really no consideration as to where the water was going to go once that dirt was paved over; I'd be more than happy to forward the photos from today that I took if that helps in any way.

G. RESOLUTIONS - **NONE**

H. ORDINANCES

Third Reading

[ORD-17-045](#)

AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO AN AGREEMENT WITH CANAL WINCHESTER HUMAN SERVICES FOR THE PERIOD FROM JANUARY 1, 2018 THROUGH DECEMBER 31, 2020

Attachments: [CW Human Services Contract](#)

Sponsor: Clark

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

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

[ORD-17-046](#) AN ORDINANCE TO AMEND THE CONTRACT WITH THE FAIRFIELD COUNTY SHERIFF FOR POLICE PROTECTION

Attachments: [Fairfield County Sheriff Contract Amendment](#)

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, Bennett, Clark, Donahue, Jarvis

Second Reading

[ORD-17-047](#) AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO A CONTRACT WITH COLUMBUS POOL MANAGEMENT, INC. FOR THE OPERATION OF THE SWIMMING POOL

Attachments: [Columbus Pool Management Proposal](#)

Sponsor: *Mershon*

Read for second reading.

[ORD-17-048](#) AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACTS WITH THE DIRECTOR OF TRANSPORTATION NECESSARY TO REPLACE GUARDRAIL END TREATMENTS

Sponsor: *Clark*

Read for second reading.

First Reading

[ORD-17-049](#) AN ORDINANCE TO MAKE FINAL APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF CANAL WINCHESTER, STATE OF OHIO, DURING FISCAL YEAR ENDING DECEMBER 31, 2018

[ORD-17-050](#) AN ORDINANCE TO AUTHORIZE THE MAYOR TO AMEND A CONTRACT WITH EMH&T, INC. FOR MUNICIPAL ENGINEERING SERVICES FOR THE PERIOD FROM JANUARY 1, 2018 THROUGH DECEMBER 31, 2020

Attachments: [2018-2020 EMH&T Contract](#)

Read for first reading.

[ORD-17-051](#) AN ORDINANCE TO AUTHORIZE THE MAYOR TO AMEND A CONTRACT WITH BIRD & BULL, INC. FOR PROFESSIONAL ENGINEERING SERVICES FOR THE PERIOD FROM JANUARY 1, 2018 THROUGH DECEMBER 31, 2020

Attachments: [2018-2020 Bird&Bull Contract](#)

Read for first reading.

[ORD-17-052](#) AN ORDINANCE TO AUTHORIZE THE MAYOR TO AMEND A CONTRACT WITH AMERICAN STRUCTUREPOINT, INC. FOR CONSULTING SERVICES RELATING TO CONSTRUCTION INSPECTION FOR THE PERIOD FROM JANUARY 13, 2018 THROUGH JANUARY 13, 2019

Attachments: [American Structurepoint Contract Amendment](#)

Read for first reading.

[ORD-17-053](#) AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO AN AGREEMENT FOR LEGAL SERVICES WITH FROST BROWN TODD LLC FOR THE PERIOD JANUARY 1, 2018 THROUGH DECEMBER 31, 2019

Attachments: [FrostBrownTodd Contract](#)

Read for first reading.

[ORD-17-054](#) AN ORDINANCE TO AMEND THE CODE OF PERSONNEL PRACTICES

Attachments: [Personnel Handbook Updated 10.17](#)

Read for first reading.

[ORD-17-055](#) AN ORDINANCE TO AMEND CHAPTER 1317 OF THE CODIFIED ORDINANCES OF THE CITY OF CANAL WINCHESTER TO ADOPT THE 2017 OHIO BUILDING CODE, OHIO MECHANICAL CODE, AND OHIO PLUMBING CODE INCLUDING ALL REFERENCED STANDARDS THEREIN

Read for first reading.

[ORD-17-056](#) AN ORDINANCE TO REPEAL ORDINANCE NO. 44-13 AND AMEND THE ADOPTED COMBINED DEVELOPMENT FEE SCHEDULE

Attachments: [Development Fees Memo](#)

Read for first reading.

[ORD-17-057](#) AN ORDINANCE TO AUTHORIZE THE MAYOR TO ACCEPT ONE PARCEL OF LAND FROM WINCHESTER RIDGE THREE LLC

Attachments: [Winchester Ridge Limited Warranty Deed](#)

[Winchester Ridge ROW Description](#)

[Winchester Ridge ROW Exhibit](#)

Read for first reading.

I. REPORTS

Mayor's Report

[17-254](#) Mayor's Report

Attachments: [Mayor's Report 11-6-17](#)

Mayor: Loose Rail meeting on October 27, 2017; six neighborhood representatives and representatives for Loose Rail were present; the meeting lasted approximately an hour and a half; A possible resolution has been met on the issues they were having; they are working on it right now and time will show if it will work for everyone; Veteran's Breakfast this Saturday, November 11, 2017; Drug take back stats; 65.8 pounds of unwanted and unused prescription drugs were taken back; for the year that puts the number at 191.8 pounds; converted to pills that's about 92,000 pill we took in.

[17-260](#)

Mayor's Report

Attachments: [October 2017 Mayors Court Report](#)

A motion was made by Bennett, seconded by Jarvis, that this Mayor's Court Report be accepted. The motion carried by the following vote:

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

Fairfield County SheriffLaw Director

Hollins: Request for executive session following the regular meeting for purposes of land sale and acquisition; the Mayor has been attending some of the Central Ohio Mayor and Manager Meetings; Canal Winchester along with 100-150 other municipalities in the state of Ohio will be participating in a municipal coalition where we will be filing suit on behalf of these other municipalities with respect to something that was sparked by the centralized collection of our net profits tax without our consent; it's challenging on a constitutional basis the ability to dictate to us our entire income tax code; as you recall, this goes back two years ago when they forced us all to comprehensively change our entire income tax code; we went ahead and complied with that two years ago; of things continued on this path we all vowed to sort some things out with general assembly; first thing we will do is try to get the court to join the new legislation, simply because they dictated to us that we have to adopt something by January 31st; but once more we are threatened with completely losing our income tax authority

Finance Director[17-255](#)

Finance Director's Report

Attachments: [Finance Director's Project Update 11-6-17](#)
[October 2017 Financial Statements](#)

Mayor: If you have any questions please give Amanda Jackson a call or email her.

Public Service Director[17-256](#)

Director of Public Service Project Update

Attachments: [Director of Public Service Project Update – PW](#)[17-258](#)

Construction Services Administrator Report

Attachments: [Construction Services Admin Project Update–Nov 1](#)*Peoples: Nothing in addition to my written report.**Bennett: Email the summary of the studies from Thrush and Pfeifer we previously spoke about*Development Director[17-257](#)

Development Director's Report

Attachments: [Development Director Council Update 11-1-17](#)*Bennett: The resident concern about lighting; if there was a request to amend their plans would it go back to council or planning and zoning; Haire: It would go to planning and zoning for minor changes; Bennett: how do we stay up to date on Planning and Zoning Haire: I try to keep you updated on anything major but packets are available online; major modifications do come back to council***J. COUNCIL REPORTS***Work Session/Council**Monday, November 20, 2017 at 6:00 p.m.**Public Hearing -**Monday, November 20, 2107 at 6:30 p.m.**Work Session/Council**Monday, December 4, 2017 at 6:00 p.m.**CW Human Services Representation – Clark – Nothing to report**Destination: Canal Winchester Representative – Mershon – Nothing to report**Canal Winchester Industry and Commerce Corporation Representative – Clark – Next meeting November 29th at 11:30 a.m. at the Interurban.**CWJRD – Bennett – Next meeting Thursday, November 16th; accepting letters of intent for the community member at large event.*Old/New Business

Donahue: Clarifying that the marijuana growing plant that was on the news was not in Canal Winchester; it was down off Coonpath Rd; wish all the people that are running for council the best of luck.

Adjourn to Executive Session

Adjournment

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

Yes: 7- Bennett, Clark, Donahue, Jarvis, Mershon, Walker

Meeting Adjourned at 7:45pm