

Canal Winchester

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



Meeting Minutes - FINAL

April 16, 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 7:14 p.m.*
 B. Pledge of Allegiance – *Clark*
 C. Roll Call *Present 7 – Amos, Bennett, Clark, Coolman, Jarvis, Lynch, Walker*
 D. Approval of Minutes

[MIN-18-016](#)

4-2-18 Council Work Session Meeting Minutes

[MIN-18-017](#)

4-2-18 Public Hearing Meeting Minutes

[MIN-18-018](#)

4-2-18 Council Meeting Minutes

A motion was made by Clark, seconded by Amos to approve the minutes as amended. The motion carried by the following vote:

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

- E. Communications & Petitions

[18-037](#)

Dr. John Bender Scholarship Awards Presentation

Mayor: Paige, this certificate of recognition honors your outstanding academics, community service, and leadership. The Canal Winchester Council proudly congratulates Paige Borrman as a 2018 Dr. John Bender Scholarship recipient, signed Michael Ebert, Mayor, 4/16/2018; congratulations to you;

Mayor: Hillary, this certificate of recognition honors your outstanding academics, community service, and leadership. The Canal Winchester Council proudly congratulates Hillary Counts as a 2018 Dr. John Bender Scholarship recipient, signed Michael Ebert, Mayor, 4/16/2018; congratulations to you;

Jarvis: Thank you Mayor Ebert; did you have any general comments to make; I would like to make one when you're done; Mayor: you and Mr. Walker were on the selection committee and I have done this for several years now and this was probably the most difficult bunch to choose from this year that I've really seen; it was really competitive; congratulations to the two of you for coming out on top of it because it was tough; really, it was; Jarvis: just to echo what Mayor Ebert said the competition was stiff but for these two young ladies to come to the top based on their academic and athletic prowess; and community events; it's pretty incredible to read and understand they're even doing these things; congratulations to you and well done; Walker: I'd also like to say that we took attendance as part of it' academics, it was well written, we appreciated that, and just all your aspirations; it was just wonderfully done; and it was very tough; a lot of competition, it took a lot of time to decide, so congratulations; Amos: and ladies I've watched you grow up; and Paige, I've gotten to coach you; I'm so proud of you girls; Clark: Could I ask where you are going to school or what your future plans are; Counts: I will be attending Capital University next year studying business and law and playing soccer; Borrman: I will be applying to Ohio State University majoring in computer science and engineering; Jarvis: and you're welcome to stay for this next part; it can get a little dry so; Mayor: Or you can run out now;

- F. Public Comments - Five Minute Limit Per Person

Robert Sycks, 6732 Bigerton Bend: Which is in the Cherry Landing sub division; I'm obviously here to talk about the extension of Bigerton Bend; actually I'm here today to surrender; I've finally been beaten up enough that I understand that we're not going to be able to stop this; but I didn't want that to happen without some comment; the old axiom that you can't beat city council; I think the

axiom should be you can't beat city planning; as you recall we've been here many times in front of council talking about our concerns with the road extension and what it's going to do to the people that live in our development; after a lot of conversations it finally became obvious that city council really has no control over the planning department; and that in talking to everybody it appears that once the planning department makes a decision there's no avenue for residents to go back and discuss those and to have any opportunity to make a change; which I think is unfortunate; I don't think that's the way our city should be operated; it's interesting that an applicant coming into the city planning, if they can't come to a resolution of a plan that applicant has no opportunity to come to council for a resolution; but I don't understand why the residents of the city don't also have that same opportunity to come to the council and say look, here's what the city plan is but we disagree' we think it's going to have a negative impact on us; we need that opportunity also; city planning is not infallible; they make mistakes; and obviously they made a mistake with Bigerton Bend; I think it's going to have a big impact on the residents; and if you look at the current plan, as I've said before they have put traffic calming areas in a non-residential part of the street; where they've done little or nothing for our section of the street which has a high residential area with a lot of residents; I think down the road we're all going to realize that this was a mistake; they make mistakes on a regular basis; if you don't believe that go down the road about two blocks and we'll look at an empty building that at one time was a car museum and I think we'll all have to agree that's a boondoggle the city is going to live with for a long time; so there has to be opportunity; and I don't know how that happens; I don't know if that's a function that the mayor has to make an appointment or the city council does something; but there's got to be some way that the residents can come forward and having a meaningful impact on those kind of decisions; I appreciate the opportunity to talk to you today; I hope that some of you will step up and make some kind of adequate decision as to what can happen; lastly, I would like to ask if the city can provide us with copies of the traffic plans that were done by Crossroads TV Church and also by Brewdog so that we can have some kind of baseline understanding of what kind of traffic impact we're going to have and be able to monitor that in the future; I'd just like to go on record as saying that I think in a couple years when the full impact of the traffic flow is in place; people are used to using Bigerton Bend as the cut through, I think what you're going to find is that people will be coming back to council and saying look you put us in this position now we need you to come back and mediate that volume of traffic and that speed of traffic that's coming through our neighborhood; so let me say in closing I hope that someone in this room can find the means to allow our residents to come forward and make those kind of impacts; we lost, okay; but I hope in our loss some residents in the future have the opportunity to have an impact on those kinds of decisions; thank you very much;

Jarvis; Thank you Mr. Sykes; if I could ask you to clarify something; you made a request and I want to make sure that is honored; you had asked for a copy of the traffic plans for Gender Road; Sykes: the ones that were submitted by Crossroads TV Church and by Brewdog; Jarvis: before you leave let's ask staff if that document does exist and can be provided; Haire: Crossroads exists; Brewdog was not required to do a full traffic study because they didn't require any improvements; they already had an improved left turn with a left turn signal; protected left arrow; Jarvis: with that limitation we can give you what we have but is it possible if a copy of that can be provided to him; Sykes: this is a side question; how can Brewdog come into town, which is obviously the biggest thing to happen to this city since the canal was built, and not have an impact beyond left turns on to Gender Road; am I allowed to ask questions; Jarvis: not really; Sykes: well I appreciate that;

G. Resolutions - NONE**H. Ordinances***Third Reading - NONE**Second Reading***ORD-18-014***Development**Sponsor: Amos*

An Ordinance To Amend Part 11 Of The Codified Ordinances And The Zoning Map Of The City Of Canal Winchester, Rezoning An Approximately 1.03 Acre Tract Of Land From Planned Commercial District (PCD) To Neighborhood Commercial (NC), Owned By OTP Holdings, LLC, Located At 100 Cemetery Road (PID 184-000752) ([Ex. A](#))
- *Second Reading Only*

ORD-18-015*Development**Sponsor: Jarvis*

An Ordinance to Adopt the Canal Winchester Parks Master Plan ([Ex. A](#))
- *Second Reading Only*

ORD-18-016*Development**Sponsor: Lynch*

An Ordinance Authorizing The Mayor To Enter Into A Tax Increment Financing Agreement With Central Ohio Transit Authority ([Ex. A](#))
- *Second Reading Only*

*First Reading***ORD-18-017***Development**Sponsor: Coolman*

An Ordinance To Create Chapter 187 In Part Seven Of The Codified Ordinances Of Canal Winchester Enacting Admissions Tax
- *First Reading Only*

H. Reports*Mayor's Report*[18-038](#)

Mayor's Report

Mayor: In addition to my written report I want to remind everybody that prescription drug take back day is coming up April 28th from 10-2 pm at Diley Ridge Medical Center parking lot; I hope the deputies are on board with this; Cassel: yes, there is going to be deputy D'amore; Mayor: the National Barber Museum is going to have their; well, Bill Sims already went over that so I won't go over that again; myself and President Jarvis and Vice President Walker and staff met with OHM for the second time to go over the plans for McGill Park; the concepts we saw this time were comments taken from our previous meeting which included refined concepts to the baseball field, the event center and shelter houses, placement of sand volleyball, pickleball and basketball courts; so we're making a little bit of progress; its slow but its steady; the concepts we're seeing from OHM right now are just great; great is probably not even enough; they look really nice; Jarvis: it's clear that they're listening to public comments and comments that are made around the table; you're never quite sure; you look at somebody and they nod their head but are they really getting it; they clearly do; they're very fast on the uptake and what they've present us with; again, I wish I'd brought those to pass around; they

look really good; Walker: I did bring them; Jarvis: we can get those going around; you'll see it's keeping with the theme that we had talked about; with sort of an agricultural look to the event building and the rest of it is making the activity fields fit into that area; when you think 90 acres, you've got this canvas that you can never fill up but it is; we're at the point where it's tight; to provide parking, to provide open area, trails, recreational fields, something for everybody; Mayor: definitely; while you're looking at that I need approval for the March 2018 Mayor's court report; Lynch: can we go back a second to these park plans; have any of these been put on the website; Mayor: not yet because none of it is to that point yet; Lynch: when do you think it will be open to the general public; Mayor: probably not for another two or three months; Bennett: has there been a timeline established on breaking ground; Mayor: we discussed that at this last meeting and OHM is working on that right now for us; Walker: I would like to add on that everything that you see in those plans, the city feedback, I have never seen a city park this outstanding anywhere in this state; or maybe anywhere; it's pretty amazing what's coming right here to Canal Winchester; all of our parks, but the 89 acres, McGill Park, right here is just outstanding; incredible job of planning; in the works for ten years; so here we are; Bennett: I know we've talked about shelter houses being developed; are the designs in this going to influence those shelter houses; Mayor: we talked about that the last meeting also; Jarvis: I don't remember the outcome either; I think that we were still looking conceptually but there was no cost associated with it; there was a talk of a shelter house at Dietz; Mayor: Westchester; Bennett: I know we've talked about through his process, branding has been major discussion; it feels like one of the ways to help pull that through is these shelter houses that maybe not scale exactly the same but form an aesthetic have the same; Lynch: continuity form one park to the next; Mayor: that's one thing OHM has pounded into us all the way through the process; Haire: that's what we're looking at; one supplier then you can kind of embellish those; maybe the columns you can dress up; there are options for those columns; but it will likely be one supplier that will do all the shelter houses; Lynch: I think we're talking about structure, signage, furniture, everything pretty much being the same; and again creating that continuity from one park to the next to the next; Walker: even by color they were saying like if one bench is black; Lynch: they all have got to be the same; that way you create that branding; the Canal Winchester park brand; Jarvis: this probably won't happen as a bang all at once but there was some talk and speculation that the dog park might be the first piece of it to be developed in an entrance feature; and work in phases; Mayor: for all the parks there is short mid and long term phases to it;

[18-041](#)

March 2018 Mayor's Court Report

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

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

Fairfield County Sheriff

Cassel: Nothing further from my original report.

Law Director

Hollins: I do request a quick executive session at the end of the regular meeting for purposes of discussion of acquisition or sale of real estate; and of course Rockford did file an appeal; should have knocked on wood; I think the first stop there will be mandated mediation through the appeals court and then move onto briefing;

Finance Director[18-040](#)*Finance Director's Report*

Jackson: I am continuing to work on the 2019 tax budget that will be presented to council in June; and not that I want to sound like a broken record but just a reminder to please file your financial disclosure forms with the Ohio Ethics Commission by May 15th; Bennett: just to let you know mine is filed; take me of your follow up list; Coolman: at a boy Will; Jarvis: for those of you who have not done those before the data is kept and carried over the next year so it gets easier after he first;

Public Service Director[18-039](#)*Director of Public Service Project Update*

Jarvis: Mr. Peoples provided us with a written report and is not able to answer questions so we will move on.

Development Director

Haire: I wanted to take a quick moment and respond to Mr. Sycks comments; I realize he's no longer here but every citizen that's aggrieved by a decision by Planning and Zoning has an appeal period; that period has to take place within ten days of the decision; companies make investments based on known timelines; we can't come six, seven months later and expect that to be revisited again, the decisions that were made; in that specific case he is referencing they had three separate opportunities where conditional use permits were approved on three separate occasions and no one appealed those decisions on those three separate occasions; but everyone is given that opportunity in regards to that; if anyone is aggrieved by the decision to file that within ten days; Jarvis: and if we could just kind of talk about it hypothetically; that neighborhood while it was platted and designed there was not one resident there; it hadn't happened yet; and I think what he was expressing is the frustration of years go by and the neighborhood develops and they wanted to revisit; now I realize it would be chaos if you went back and revisited every decision that was made by your predecessor but he's kind of got a point; I did have an opportunity to speak to him offline and I've tried to share with him since I was around at that time that plan was there from the very beginning; I'm not sure how it was missed by the residents; but I think there was some hope on their part that it would be revisited for some reason; the need that projected back then is a reality now; nothing has really changed; Haire: one of the things that we are going to implement as a result of this and other issues we've had with roadways that are designed to be extended is that we are requiring a sign to be placed at the end of every dead end road way that says this road way will be extended when adjacent property is developed; Jarvis: I think that's a great idea; Haire: most people when you're driving down a street that dead ends into a field and the street stubs into that field you would have an inclination that the road is likely going to be extended in the future but we just want to make it perfectly clear; Bennett: this type of road, what's the designation, is that a connector; Haire: that roadway is designed as a minor collector; Bennett: on roads that have certain or different designations do we have different setbacks required in residential development depending on the type of roadway that's running through; the reason I ask is because I feel like those homes are really close to the roadway; we talked about Bigerton Bend being the size of Waterloo but I can't think of a lot of the houses on Waterloo that seem as close except for maybe the converted flower shop; Haire: there's quite a few as you head out by the railroad tracks; there's quite a few homes that are right up against the street; it's common; that specific neighborhood was done as a planned district; so that was considered as part of the whole plan; the plan was always that roadway would be extended; the setbacks are not specific

but certain zoning districts require setbacks based on the road classification; Bennett: does that type of road within our zone code have a recommended setback; Haire: not for residential because we typically don't see that road in a residential sub division; Mayor: I don't think the house son Bigerton Bend are that close; Bennett: once you get further down; Mayor: mine is 30 feet and I can park two cars end to end in the driveway and I can do the same thing out there; Bennett: not all of those houses; I think as you go further down past John Drive they move much closer to the roadway; the ones at the front of the development do have driveways; Mayor: my son's the very last house on the road and he can park four cars in his driveway; Bennett: across the street from that, those houses on that side of the street don't have driveways or garages; Lynch: the east side; Mayor: okay; Haire: they are rear load with an alley behind; Bennett: those are pushed much closer up to the roadway; I did also have the opportunity to have a conversation with Mr. Sycks; I did also mention to him that part of the road calming devices is parked cars; so that is one element that while he may not have noted; there isn't a designed road calming feature; those are natural road calming features that take place within the environment; Haire: while we're speaking of roadway projects, ODOT has announced the U.S. 33 project is going to start here; you may have noticed if you have driven through there they started clearing some trees along the creek there in Walnut Creek; that's a \$12.7 million project; it's going to add an auxiliary lane which is basically another lane between Hamilton Road and 270; so folks getting on Hamilton Road won't be merging over while everyone's trying to stay in that right lane to get off at 270; hopefully that will help traffic immensely; that's going to start in May and go through October of 2019; it's going to be done in two seasons so you'll see some weekend and some overnight lane closure and ramp closures; during the week for most commuters they will try to stay out of your way as much as possible but it's going to slow things down for probably the next year; Mayor: that's a lane in each direction isn't it; Haire: yea a third lane in each direction; an auxiliary lane; it will be added to the outside; Bennett: has there been any discussion of widening 33 past Hamilton Road with ODOT; Mayor: only what we've discussed with them; Bennett: from Hamilton to Gender; Clark: next week it should start; it should have started 50 years ago; Haire: that's not on ODOT's list currently, no; Bennett: how does that get on ODOT's list; Haire: we have continued to try to show them that there are issues with traffic beyond that and they traffic counts every year show it increases so that always helps as well if you can show over time there is sustained traffic growth which there is on 33; then it will start getting more attention; Bennett: I think Hamilton and 270 is a first step; Haire: that's generally where that back up starts so a lot of people say it's backed up at Gender Road; well it's backed up to Gender Road; hopefully that will help; Mayor: when they did all their upgrades on 33 they started at that end instead of that end; so they got the traffic here and now they don't know what to do with it;

I. Council Reports

<i>Committee of the Whole</i>	<i>Monday, April 30, 2018 at 6 p.m.</i>
<i>Work Session/Council</i>	<i>Monday, May 7, 2018 at 6 p.m.</i>
<i>Work Session/Council</i>	<i>Monday, May 21, 2018 at 6 p.m.</i>

Jarvis: May 11th from noon to whatever is Potting Day; it is strongly encouraged and it is fun for council and staff to get together and have a pot luck meal and also work together to get the city flower pots built; on the 16th from 6-8 is the Kris Sims memorial Relay for Life dinner; that's another thing that's pretty fun to wait tables and kind of get involved with what's going on there;

CW Human Services

Mr. Lynch

Lynch: Nothing to report.

CWICC

Mr. Clark

Clark: Next meeting is on May 30th at 11:30 a.m.

CWJRD

Mr. Bennett/Mrs. Amos

Bennett: upcoming meeting this Thursday 7:00 p.m. Town Hall; Additionally, I provided council members with requested documentation from the last council meeting; if you have questions regarding any of that please feel free to reach out; we can try and talk through it over the phone or in person; probably easier than trying to converse through an email; Jarvis: thank you for your time and help on that;

Destination: Canal Winchester Mr. Walker

Walker: they are right on board with everything the farmer's market and bands are being set up; the next meeting is May 29th 6:30 at the Interurban; I'd like to add to the Relay for Life if you have a special dessert or something you like it's always nice to bring; everybody will just kind of bring one; you don't have to but it just adds to it; after the spaghetti dinner; if there's some special recipe anyone has bring it; Jarvis: in reference to Blues and Rib Fest I happened to notice on the Facebook page that Toronzo Cannon, he's one of your headliners, we tried to get this guy a few years ago; he's really good; a Chicago blues man and probably about as good as you'll see in this part of the country; so I was really excited to see that; Clark: when's he on; the headliner probably Saturday night; Coolman: Saturday night, main stage, right here; Jarvis: if you get a chance to go out a look at his videos you'll see what I mean;

J. Old/New Business

K. Adjourn to Executive Session at 7:51 p.m.

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

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

Council returned from Executive Session at 8:30 p.m.

L. Adjournment at 8:31 p.m.

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

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