

Canal Winchester

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



Meeting Minutes Final

August 3, 2020

7:00 PM

City Council

*Mike Walker - President
Mike Coolman - Vice President
Jill Amos
Will Bennett
Bob Clark
Patrick Lynch
Chuck Milliken*

- A. **Call to Order** At 7:03 PM
 B. **Pledge of Allegiance** Milliken
 C. **Roll Call** Present 7- Amos, Bennett, Clark, Coolman, Lynch, Milliken, Walker
 D. **Approval of Minutes**

[MIN-20-28](#)

July 6, 2020 Work Session Minutes ([WS Minutes](#))

[MIN-20-29](#)

July 6, 2002 City Council Minutes ([Council Minutes](#))

Motion to approve minutes from July 6, 2020 Work Session and Council meeting made by Amos, seconded by Coolman.

Yes 7- Amos, Coolman, Bennett, Clark, Lynch, Milliken, Walker

E. **Communications & Petitions**

[20-156](#)

Madison Township Police Department June 2020 Statistics ([MTPD June Stats](#))

[20-157](#)

K. Santore Charter Review Commission Resignation Letter ([Letter](#))

[20-158](#)

Franklin County Board of Elections Voter Education Information
([Voter Toolkit](#))

F. **Public Comments**

None

G. **Resolutions**

None

H. **Ordinances**

Third Reading

[ORD-20-031](#)

Development

Sponsor: Lynch

An Ordinance Authorizing the Mayor and Clerk to Accept and Execute the Plat for Villages at Westchester, Section 9 Part 2 ([Ordinance, Exhibit A, Exhibit B, Exhibit C](#))

-Adoption

***Motion moved to adopt ORD-20-031 by Lynch; seconded by Clark
Motion carried by the following vote:***

Yes 7- Lynch, Clark, Amos, Bennett, Coolman, Milliken, Walker

[ORD-20-032](#)

Development

Sponsor: Amos

An Ordinance Authorizing the Mayor and Clerk to Accept and Execute Plat for Villages at Westchester, Section 9 Part 1 ([Ordinance, Exhibit A, Exhibit B, Exhibit C](#))

-Adoption

***Motion moved to adopt ORD-20-032 by Amos; seconded by Coolman
Motion carried by the following vote:***

Yes 7- Amos, Coolman, Bennett, Clark, Lynch, Milliken, Walker

[ORD-20-033](#)

Development

An Ordinance Approving the Final Development Plan for the Greengate Residential Development ([Ordinance, Exhibit A, Exhibit B, Exhibit C](#),

Sponsor: Bennett [Greengate Presentation](#))

-Adoption

Bennett-

Mr. Bennett stated he had questions for Mr. Haire before he voted. Asked if the ordinance could be tabled. Haire told Mr. Bennette that the developer submitted advised information giving more clarification on the materials being used. The plans also explain why the developer believed they are in compliance with the city's zoning requirements in regards to being architecturally compatible and complimentary with the adjacent development. Haire said they have not updated any development text with any commitments. If you review their development text under the residential design standards under "C", you will see the examples provided in appendix "D" are only examples and are not the only unites permitted to be constructed. It essentially gives them the leeway to construct whatever kind of units they want. Bennett responded with wanting more assurance on what it is exactly he is approving. If it is their desire to have us vote tonight, Bennet said he guesses he can make that motion. Lynch then stated he too had questions. John Bills from the development team then addressed council virtually. Bennett asked Mr. Bills if he had the desire to proceed, even though he has no confirmed design specs for council to review. Mr. Bills responded with stating he needed clarification. It was his understanding that his discussion with staff concluded that they the developer were to submit the plans they have already submitted and then the final engineering plans were to be submitted to the village. Mr. Bills went on to explain they assumed it needed to meet the current specs, and that it was to be reviewed at each phase. It was Mr. Bills understanding was that the final architectural plans for each unit would be submitted with each final engineering plan as they go. Since they are the developer not the actual builder; if this was a custom community, where each home was built individually; it would need to meet that text, and they would submit it to Planning and Zoning so it met the text as written. They were giving the current plans as examples, which is why they wrote in that there could be others. But they would always go through Planning and Zoning to it would be checked that it met the intent of the development text. Lynch asked if Mr. Bennet was finished. Bennett asked Haire if he was aware that's how the plans would be approved, by submitting each individual unit. Haire said that is generally how it works. Planning and Zoning would have to confirm each certificate of zoning compliance, and that it met the zoning for the unit development. With this planned unit development the only regulations written are on page four letter "C" for architectural and design standards. It states it will incorporate common elements, style, color scheme, and materials. There are no specifics associated with it. Haire said he wants to make sure council is clear, that there are no architectural standards in this development text. What is being provided are examples only, and they are not the only building design. Bennett asked Haire if there is then a broad range to meet the standard. Haire said that is correct. Bills asked about tabling and how to work towards a resolution that works for everyone where it meets compatibility. Bills also asked if it is tabled are they allowed to have another work session with council and staff. Amos said she believes the text is very vague and leaves too much to question. She also thinks they should have another meeting, and that it was hard to hear all parties in attendance virtually. She also thinks a face to face meeting with Mr. Bills and Councilman Mr. Lynch so staff and council to hash out the questions. Lynch said he drove to Redwood to take a close look at what was built. Looking at Mr. Bills proposal text, Lynch read that Redwood is the baseline standard for addressing similar compatibility. Then it goes on to address how the developer want to meet the city's building standards. The proposal does somewhat address the easy things like architectural diversity which is a part of the code, it talks about adding porticos,

foundation details, and roof pitches. Lynch said he would like to see more detail on the architectural diversity, but what the proposal does not cover in following the baseline of Redwood is four sided architecture and in area 7 of 1198 it says that each side of the house should have architectural standards. The sides should have at least two standards, that's two architectural elements per floor. If you look at Redwood, they have that, however the proposal pictures do not. The text also says there will be a faux vent on each house, and that is the only architectural element. That is three elements short of what the city code calls for, and short of what Redwood has. Lynch said the other areas he is concerned about are fronts. The 1198 calls for natural siding on the front of house, the houses proposed do not. The 1198 also calls for eaves, Redwood has eaves on all four sides, even their mailboxes have eaves, and the examples shown in the drawings do not have eaves on the back or the sides of the houses; that doesn't even come close to covering the 1198 text, let alone the Redwood baseline standard. Next is siding, the text says it would match Redwood's siding; Redwood siding is .042 up to 0.046; the 1198 code call for a .046. Lynch said he would hope at a bare minimum that it would be proposed to have a .046 vinyl siding; or as other builders have proposed all cementation siding all the way around. Lynch said those are just a few things he saw where they say they are following Redwood as a baseline, but in reality are not. If those things can be corrected it would be a step in the right direction. Lynch said he hopes that was specific. Bills thanked Lynch for providing clarity, he stated they are referencing both the code and Redwood. Bills also added that his new plans highlight where they meet the code whereas Redwood does not. He also thinks a face to face meet would be great. Bennett said he also thinks a face to face would be great. Bennett asked Haire if it was something they could facilitate. Haire responded yes.

Motion moved to table ORD-20-033 by Bennett; seconded by Lynch

Motion carried by the following vote:

Yes 7- Bennett, Lynch, Amos, Clark, Coolman, Milliken, Walker

ORD-20-034

Public Service

Sponsor: Lynch

An Ordinance to Repeal Section 333.03.1 of the Codified Ordinances of the City of Canal Winchester ([Ordinance, Exhibit A](#))

-Adoption

Motion moved to adopt ORD-20-034 by Lynch; seconded by Coolman

Motion carried by the following vote:

Yes 7- Lynch, Coolman, Amos, Bennett, Clark, Milliken, Walker

Second Reading-

First Reading

ORD-20-0354

Public Service

Sponsor: Bennett

None

An Ordinance to Authorize the Mayor to Enter into Contract with Rumpke of Ohio, Inc. for The City's Municipal Waste Hauling, Disposal and Recycling Services and Declaring an Emergency ([Ordinance](#)) -First Ready Only

I. Reports

Mayor's Report

[20-161](#)

[Mayor's Report](#)

[20-159](#)[May 2020 Mayors Court Report](#)[20-160](#)[June 2020 Mayors Report](#)

Mayor reported they had Music in the Park on July 17, 2020. It went very well, everyone abided the social distancing. The band was cornered off from everyone else as well. They might be planning another one potentially for September 4th. American Red Cross blood drive was on July 22. They collected a total of 65 units which they said was amazing. Mayor also mentioned Halloween is not that far away. Halloween falls on a Saturday this year; when it falls on the weekend Trick-Or-Treat will be on the Thursday prior. That would make Trick-Or-Treat on Thursday October 29, 2020. He was not for sure about the time. Whatever time we held it in the past is what we will do this year as well. He stated he needed approval for the Mayors Court Reports for May and June.

**Motion moved to approve 20-159 and 20-160 Mayor Court Reports
Made by Coolman; seconded by Walker
Motion carried by the following vote:**

Yes 7- Coolman, Walker, Amos, Bennett, Clark, Lynch, Milliken

Fairfield County Sheriff

[20-165](#)[FCSO June Stats](#)

Sargent Hendershot explained the stats. In June they had 500 dispatch calls on 11's, which went up a little; 1,121 pickup runs; 104 reports, 36 addendums; 114 vacation checks; 197 traffic stops, so even though with everything going on they are still making a lot of traffic stops; 89 citations with 175 warnings; 3 felony arrests, 25 misdemeanors arrests, and 19 warrant arrests. There is one correction they had to make and that is on the misdemeanors filled it is actually 83. Busyness on first shift was 78.6%; second shift was 64.9%; third shift was 62.1% for a total of 68.5%. Hendershot said he is finishing up July stats and should have them in two weeks. He then asked for questions. Lynch said first shift seems very busy. Hendershot said he thinks it is because of how they log stuff, he has just sent out an email and second shift had a lot more reports and calls. Lynch brought up hiring additional Sheriffs. Lynch continued to speak but it was indecipherable. Bennett and Coolman asked Mr. Lynch to speak closely into his microphone. Jackson responded with it all comes down to money. She reminded council about a very positive meeting with Chief Lape and they were all ok with the potential of moving forward but it all comes down to if they can afford it. Clark said he believes it was discussed that they were going to do a study to see if they needed additional officers. He also asked the question of what Canal Winchester is getting from Madison Township for the \$800,000.00 the city pays them a year for the patrol he has not seen a whole lot since the election. He added there needs to be a study so they can know what they need. Walker asked Hendershot about a previously meeting where Walker thought Hendershot said he needed more deputies. Amos said he said he need one if not two more deputies. Hendershot responded saying it was his recommendation that they did not need additional staff on third shift since they do not have the call volume. If they did add more he would put them on second shift and if he received two he would put the second on first shift. He said based on the call volumes that is his recommendation. Discussion of Madison Township's presence and the need for additional deputies

ensued. Mayor Ebert said before COVID they were moving right along with hiring an additional deputy. He thinks the city is doing great financially. He said they will be budgeting for officers next year. He said if there is any way they can make it happen, which he thinks they can, they will. Amos said she wants to make sure they don't lose momentum of figuring it out and moving forward. Lynch asked if they were going to be proactive or reactive. Clark asked what proactive looks like. Milliken said he thinks this is a complex issue because of timing. There is the six month training time and the new building being constructed. He asked Hendershot what kind of strain hiring another deputy would put on his current location. Hendershot said he doesn't believe it would be an issue, he said their idea is that they are out patrolling not in the office. Amos said the biggest issue with her is the fact that the Sargent has said multiple times that they need another person for the past couple of months and council has done nothing to initiate that. What are we going to do to put this in action? Discussion ensued about backing away from the help of Madison Township and using the cost on more Sheriffs. Hendershot advised he is very concerned Ross County is currently down seven on patrol with no one to hire. Also a concern is Franklin County is hiring close to a hundred deputies for their new jail next year. He also said his main concern for Canal is when they have two deputies out and the volume of calls that require two deputies. They are at Walmart almost twice a day. So his biggest concern is not having anyone else to respond. Amos said the first action would be for the Mayor or someone to make the call to Madison Township about why they are MIA, and the second would be if Ms. Jackson could look if we could afford another deputy in six months. Discussion ensued about giving Madison Township parameters. Jackson advised the biggest problem is their ability to write tickets into the city's Mayors Court. Nothing is stopping them from being here, but if they write a ticket it goes to the county and the city gets nothing. Hollins reiterated what Ms. Jackson said. Walker asked Jackson if she would look at what they could pull out of their budget to acquire another deputy. Also during this time, let's get Madison Township on board with helping us; it is paid for and it is a huge amount of money for coverage. Amos asked Hendershot if he has access to the 103 records Madison Township claimed to file from Canal. She said for no one seeing them that is a lot of calls. Walker asked if the deputies would be moving in May alongside the municipal building moving to the new building. Mayor Ebert said there would be some laps but not too long after. He also said he would be the one to call Madison Township.

Law Director

Mr. Hollins said at the end of the agenda he did take their decision and for the record committed it to the findings of facts in conclusion of law; it would not be out of order to take a vote on it; also if you would before you leave this evening, please sign the findings and facts conclusion of law; again for the record; we are capturing the decision that was made to overturn the variance at the last meeting; other than that he said he had no knowledge of needing an executive session. Hollins said he is available to meet with the township.

Finance Director

[20-162](#)

[Finance Director Report](#)

Jackson had nothing to add to her written report.

Public service Director

[20-163](#)

[Public Service Project Update](#)

20-164 Construction Services Administrator Report

Peoples had nothing to add to his written report.

Development Director

20-166 Development Director Report

Haire had nothing to add to his written report.

J. Council Reports

Work Session/Council - Monday, August 17, 2020 at 6:00 p.m.

Committee of the Whole - Monday, August 31, 2020 at 6:00 p.m.

Work Session/Council - TUESDAY, September 8, 2020 at 6:00 p.m.

CW Human Services - Mr. Milliken: Human Services can help with Utility Bills. Tools for schools is still a go also. Human Services will soon be trying to come up with a way to get the seniors out, they know they are getting antsy.

CWICC - Mr. Clark: Last meeting was Wednesday July 29th. Election of Officers was postponed to September 30th. This was to give time for updating bi-laws to proper terms. The latest on the McDorman building; since July 6th there has been six meetings; discussions included: interior and exterior materials, renderings of the inside and outside, structure improvements, rough estimates of the budget is coming in at 3.5- 3.7 million dollars and the committee is looking at ways to reduce that figure; review of the parking lot, 48 additional parking spots; there was a slight loss in parking spots due to the mechanical room coming out further; discussion of the demolition of the Community Center; they will be saving the flag pole; the McDorman Building will have five spare offices and six additional work spaces; the city is looking at presenting this to council at the Committee of the Whole Meeting on August 31st and then to full council on September 8th; the committees next meeting is August 11th.

CWJRD - Mr. Bennett/Mrs. Amos: Soccer registration will be coming up. Campout will happen this weekend. Adult tennis and ultimate Frisbee will be coming up. CWJRD filled their treasury roll by the Canal Winchester School District. Next meeting will be August 20th at 7PM.

Destination: Canal Winchester - Mr. Walker: Farmers Market each Saturday through the end of September 9AM-12PM at the CW Historical Complex. A new project that should be completed by October is a mural on the side of the Corner Smith Building. There will be three large murals that look like windows. The murals will depict scenes of what could have been happening in the building in the late 1800s. The permanent murals will cost approximately \$15K. The next meeting will be August 25th.

K. Old/New Business

Lynch shared his research of police protection for DORA in the City of Lancaster; they found additional police was not necessary downtown Lancaster in DORA parameters.

Walker asked Sargent Hendershot about his communication with Madison Township Police. Hendershot said he has lost touch, however first shift calls them when they need them. Coolman said he would like to see more detail on when Madison Township writes tickets in Canal Winchester.

Walker asked Peoples if places without crosswalks can have approaches painted on the street. Peoples said every intersection is a crosswalk, and if a pedestrian steps into the street they have the right of way. The only thing they have painted is on federal aid roads.

Coolman reiterated from the agenda that Katie Santore resigned from the Charter Commission. The first alternative is Mr. Bohnlein. Mr. Hollins said that is the reason for the alternates. He said it would be appropriate to make a motion.

***Motion made to move Bohnlein into a primary role at Charter Commission; seconded by Walker
Motion carried by the following vote:***

Yes 7- Coolman, Walker, Amos, Bennett, Clark, Lynch, Millikan

[APL-20-002](#)

Notice to Appeal Regarding the Approval of Variance Application VA-20-002 by the Canal Winchester Planning and Zoning Commission to Allow Internally Illuminated Signage at 6600 Bigerton Bend which is Restricted by Chapter 1189.06 (c) of the City of Canal Winchester Zoning Code. Applicant: DaNight Sign Company; Property Owner: Christian Church ([Finding of Facts](#))

***Motion moved to appeal APL-20-002
Motion carried by the following vote:***

***Yes 4 - Amos, Bennett, Coolman, Milliken
No 2 - Calrk, Lynch***

Obstaine- Walker

L. Adjournment @ 8:22PM

Motion to adjourn made by Milliken and seconded by Amos.

Motion carried by the following vote:

Yes 7- Milliken, Amos, Bennett, Clark, Coolman, Lynch, Walker