

Canal Winchester

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



Meeting Minutes - FINAL

October 1, 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 7:07 p.m.

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

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

D. Approval of Minutes**[MIN-18-043](#)**

9-17-18 Work Session Minutes (**[Work Session Minutes](#)**)

[MIN-18-044](#)

9-17-18 City Council Minutes (**[Council Minutes](#)**)

A motion was made to approve Minutes 18-043 and 18-044 by Coolman, seconded by Clark. The motion carried with the following vote:

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

E. Communications & Petitions**[18-106](#)**

Fire Prevention Week Proclamation (**[Proclamation](#)**)

Mayor: whereas the city of Canal Winchester Ohio is committed to ensuring the safety and security of all those living in and visiting Canal Winchester; and whereas fire is a serious public safety concern both locally and nationally and our homes are where we are at the greatest risk; and whereas in 2016 more than 1.3 million fires were reported by fire departments resulting in an estimated 3,390 deaths; the highest number since 2008 in the United States; whereas many of today's products and furnishings produce toxic gases and smoke when burned making it impossible to see and breath within moments; these conditions contribute to a smaller window of time for people to escape a home fire safely with people having as little as one to two minutes from the time a smoke alarm sounds; whereas three out of five home fire deaths result in fires within houses without working smoke alarms; in one fifth of all homes with smoke alarms none were working; and whereas first responders are dedicated to reducing the occurrence of home fires and injuries through prevention and protection and education; and whereas home fire escape plans should be developed by all members of the household and practiced twice a year ensuring that everyone knows what to do in a real fire; now therefore I Michael Ebert Mayor of the city Canal Winchester, do hereby proclaim October 7th through 13th 2018 as fire prevention week; and urge all of our residents to observe this fire prevention week theme; look listen learn; be aware that a fire can be anywhere; which effectively serves to educate the public about the vital importance of looking for places that fires can start; listening for the sound of the smoke alarm; and learning more than one way out of your residence; so I'd like to present this to Chief Fazione; and thank you for tall that you and your guys do every day putting out fires;

Jarvis: Mayor Ebert of you're finished I'd like to echo something that you mentioned just because I wasn't fully aware of it until recently; there are a lot of health issues related to people in that line of work; it's avoidable with safety equipment and things getting better all the time; it's just a very dangerous job; and I'd like to say also hats off to our fire department; the men and women that work there; even though we don't say it every day we do appreciate the fact you're there;

[18-109](#)

Madison Township Fire Report - September 2018 (**[Report](#)**)

Fazone: Mayor Ebert, members of council and staff in addition to the thanks for the fire prevention proclamation; this is also breast cancer awareness month so if you see us walking around in pink shirts this is what that's all about; that's a cause that we support; and we get a lot of support from our community; you guys should know that we have an open house scheduled for Gender Road fire station 182 on Sunday the 7th from 1-3; we'll be having demonstrations on fire extinguishers; we have a safety house back behind that station; we'll be doing exit drills inside there; and also we'll be having refreshments; popcorn, cookies and punch and all that; the basic four food groups right; this is a very busy month for us being fire prevention month; we've got two open houses; we've got the one here in Canal Winchester and we're also going to have our initial one for our new fire station in Madison Township up in the valley; in addition to a display at Apple Butter Day in Groveport on the 13th; and then we're going to do trick or treat obviously on the 30th; your statistics for this month unless you have any questions; 86 ems runs; eventually and if there's is any interest in any additional statistics that you'd like to see let me know; I'm just trying to keep it local; like I've heard from the city of Groveport it used to be my predecessor Chief Bates would hand out a big fourteen page packet with information that had stuff to do with training and maintenance and prevention and all that stuff and they were kind of inundated with that; overwhelmed; and I don't blame them one bit; so a little piece of advice I'm taking from them I'm taking to you as well and that is basically just showing you a snapshot of your area specifically; your service area; Canal Winchester and the runs inside of it; something I hope to add in the future and also a line in the top there that compares you to the rest of the township; to give you an idea of the whole world so to speak; it's not just your corner; but how you compare to the other runs of the township; and any other information you want to see just let me know; medic runs is pretty much the same breakdown as last time; fire runs there's nothing that I can see that stands out; no losses this particular month; the only thing I would point out is this meeting being on October 1st I don't have the full month of September; I had to cut it off on the 26th in order to get the statistics to Amanda in time for your packets; any questions;

Jarvis: I am learning things all the time; and I was unaware until I read this that sawdust could trip a fire alarm; I thought that it was based on heat or something other than sawdust; Fazone: yeah it depends on the detector right; whether it's in a house; some of the detectors are based on rate of rise and as the temperature increases it sounds; some of them a beam that gets broken by dust or smoke particles which is probably this case here with sawdust;

F. Public Comments - Five Minute Limit Per Person

G. RESOLUTIONS

RES-18-016

Public Service

A Resolution In Support Of Stormwater Awareness Week ([Resolution](#))

- Adoption

A motion was made to adopt Resolution 18-016 by Bennett, seconded by Coolman. The motion carried with the following vote:

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

H. ORDINANCES

Tabled

[ORD-18-029](#)

Development

Sponsor:

An Ordinance To Amend Part 11 Of The Codified Ordinances And The Zoning Map Of The City Of Canal Winchester, Rezoning An Approximately 11.954 Acre Tract Of Land From Exceptional Use (EU) To Planned Residential District (PRD), Owned By The Dwight A. Imler Revocable Living Trust, Located On The Southeast Corner Of The Intersection Of Hayes Road and Lithopolis Road And Consisting Of Parcel Number 184-002994, And To Adopt A Preliminary Development Plan And Development Text For A Proposed 79.5 Acre Planned Residential Development (Middletown Farms) ([Ordinance, Exhibit A, Exhibit B](#))

- Tabled at Second Reading

Jarvis: I am not aware of any reason to un-table Ordinance 18-029; it continues to show up in our packet because it's a tabled ordinance; Haire: it is going to planning and zoning next month; Jarvis: I'm sorry we do have an update then; Haire: yeah it will be on planning and zoning's agenda next Monday night and it will be coming back to council based on their recommendation; Jarvis: so it could be back as soon as two weeks from tonight; Haire: correct;

Third Reading - NONE

Second Reading - NONE

First Reading

[ORD-18-034](#)

Development

An Ordinance To Authorize The Mayor To Enter Into A Real Estate Sale And Purchase Contract With The Central Ohio Community Improvement Corporation To Acquire 18 West Waterloo Street Also Known As Franklin County Tax Parcel Number 184-000163-00, And Declaring An Emergency ([Ordinance, Purchase Contract](#))

- Request waiver of second and/or third reading and adoption

Bennett: purpose for the waiver again; Clark: its timing of the transaction; Bennett: it's just good to state for the record; Jarvis: it's the Central Ohio CIC's deadline on their schedule

A motion was made to suspend the rules and waive the second and third reading by Clark, seconded by Coolman, The motion carried with the following vote:

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

A motion was made to adopt Ordinance 18-034 by Clark, seconded by Coolman, The motion carried with the following vote:

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

[ORD-18-035](#)

Finance

An Ordinance To Amend The 2018 Appropriations Ordinance 17-049, Amendment #4 ([Ordinance, Appropriations Amend Memo 4](#))

- Request waiver of second and/or third reading and adoption

Jarvis: this one is being waived for some of the actions that these funds were going to be used for; specifically I think it was for the purchase of chemical; Mrs. Jackson was there anything I left out; Jackson: it's actually for the purchase of the property that you just passed the ordinance for;

A motion was made to suspend the rules and waive the second and third reading by Jarvis, seconded by Coolman. The motion carried with the following vote:

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

A motion was made to adopt Ordinance 18-035 by Jarvis, seconded by Coolman. The motion carried with the following vote:

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

I. Reports

Mayor's Report

[18-110](#)

[Mayor's Report](#)

Mayor: thank you Mr. Jarvis; just the one thing I have in my report; as you recall Amanda, Matt and I attended the home owner's association for Ashbrook Village back in March and answered a lot of questions they had, concerns they had about McGill Park and that's when we really made the push at the time; so we answered those questions and from that meeting there was a discussion about almost 1.8 acres that they had that lies between the McGill Park property and Washington Street; so we inquired about that; whether they'd be willing to give that up; sell it or whatever; and September the 24th we closed on that property for \$1.00; and so we are now the proud owners of 1.799 acres; it's a good connection from McGill Park to Washington Street which will also get you to the school and the covered bridge; lots of different things in that direction; we now have a connection; Clark: I'm trying to visualize that; it's on the other side of the street; it's on the south side; Mayor: what is; the trail with the property; Walnut Creek; Clark: so you'll have to take a bicycle; if a get wants to go from the high school across the street he's going to have to go to the bridge and it will go under like a connector; Mayor: for now it will go under yes; the long range plans is to put some type of connector over the creek; Clark: okay; Mayor: a pedestrian connector; Jarvis: I can't recall if everyone was here before when this was discussed about the safety; so it solves that problem because it's not just connected to the park; it's more than that; Amos: this seems like an excellent idea for runners to start at the school and end at the park; Jarvis: it's a good thing here;

Fairfield County Sheriff

Cassel: I gave a copy of our current speed complaint study to city council members; I want to thank our community watch members for going out and using the laser gun that we have for them and assisting in this; and I look forward to using them more to document any type of speed complaints that we receive; I do not have the stats for September; I will bring them to the October 15th meeting to read those; other than that that's all I have; Bennett: I think the most concerning thing for me is the second report off Waterloo Street; just quick math, again as we all know math is not my strong suit but just circling the numbers that were 30 or over which is five miles over the speed limit or over; 45 percent of the recorded speed were five miles an hour over the speed limit; that's way above that fifteen percent threshold that Mr. Peoples talks about being a point of alarm; or when something potentially needs to be looked at or monitored or adjusted; I don't know

especially knowing, as it a patrol car out; Cassel: the one that you're talking about right now it was our community watch members that did that; Bennett: that's good no one is afraid that community watch is going to pull them over; Cassel: he actually did this survey that you're looking at; Bennett: thank you Mr. Bohnlein; Amos: was this at 10:54 in the morning then; Bohnlein: yes; Amos: so you're not a night owl; Bohnlein: no; Amos: it is alarming; the one at 43 stands out; this kind of scares me; Coolman: well what part of Waterloo is this; because as you come off the overpass you change into two different speed zones right; you go from 40 to 35 then when you enter town it's 25; so where were these taken; what position were you in; were you at the end of the 40 mph zone; Bohnlein: (inaudible) at the curve on Waterloo by Trine; I observed that most of the cars don't really want to slow down at the 25 from 40 until they get right at the 25; they know it's coming; there's a sign there that says 25 ahead; and when they hit that 25 they're still smoking; many of them are over as you can see on the report and some of them went by us still I would hold it and it would 40, 39, 38, 37 and by the time they got to us sometimes it would still be 32; that was kind of alarming; it really was; it opened our eyes and it opened the people's eyes that went by us at 30 mph too; they'd look and see; Mayor: so the speeds that you have recorded are actually before the 25 mph speed limit sign right; Bohnlein: no after the 25; Amos: it appears they're about eight houses right before Trine; so you're not that far from Trine Street when you do this; so it's posted that it's 25; we're just giving it a good whirl on chance; Bohnlein: they were surprised to see us; Lynch: you were in the community watch black car; Bohnlein: yea we had the big car; Lynch: yet they were still going that fast; pretty amazing; Bohnlein: in fact one of the residents just across the street from where we were hit us and had to slam on his breaks to turn in his driveway; Lynch: one of the residents; that's sad; Bohnlein: yep; Jarvis: Mr. Bohnlein did you notice any pattern as to whether the speeders were going eastbound or westbound; Bohnlein: the only ones we caught were the ones going westbound; we didn't do any eastbound there; we'll do it again this week; Lynch: where does that 25 start; is that at the; Bohnlein: right at the curve right Sarge; Lynch: it's out by the first entrance to Canal Cove isn't it; Peoples: no; right at the first house you hit as you come in; you're going to pass Canal Cove entrance and then there's an older house that sits there, a little ranch house; that is 35 right there; and that's actually the corporate jurisdiction for the whole road; Lynch: is it possible to move that 25 out to the city limits or does it run into an issues with Violet; Peoples: that is the city limits as far as the road goes; the right of way on the back side is in the city but the roadway at this point is not yet; Bennett: it's still Fairfield; Peoples: it's a Fairfield County road; Lynch: isn't the sign welcome to Canal Winchester further out on the other way out; Peoples: that's for the right of way only behind the roadway right of way; Lynch: is it possible to get that switched from 40 to 25; Peoples: it is not; Lynch: why is that; Peoples: because it's not our road and Fairfield County will not; Bennett: we've asked Fairfield County; Haire: they have different standards for how they change the speed limit; they would have to do a speed study and there are certain conditions it needs to meet to go below 40 mph; Lynch: and they won't help with that; Peoples: they would not; Haire: it wouldn't meet the criteria; Peoples: we do own a piece of that that's not annexed into the city yet but basically we'll own to the center line of the road; so the north side of the road is going to be in the city and even when it does become in the city we'll probably only going to be able to go down to a 35 mph road; so a little bit more; Lynch: because it's still a county road; Peoples: no just the way the configuration is; Walker: Mr. Peoples how about as far as going from, I know this was brought up before, going west Waterloo out and making it all 25 and not changing to 35 was that because it became a main and it gets into the commercial; Peoples: it gets into the commercial area out there and at the end of Cherry Landing; Jarvis: I guess I would like to hear from Sargent Cassel as to what he feels as to what this data means and what actions of necessary; well it depends because the other data I gave you guys it didn't appear in my opinion that there was a big issue; quite honestly if you're going five miles over the speed limit and I'm on patrol I'm not going to pull you over; that's the reality of that; but I understand the concern because of the residential area and kids playing and the complaints that we've had; as far as a law enforcement end the only thing that I can

recommend is that we continue to patrol that area and write tickets; and put the speed trailer out there and things of that nature; Jarvis: would it be possible to reign something like this again in the not too distant future to compare it with this; Cassel: yeah we can do this any time with the help of community watch; it frees up our officer from sitting out there and doing it; and it's statistical data that you want to see; Peoples: we also have road tubes; this is a snapshot; it's immature data because it's only that one snapshot in time; it's Friday at 11:00 o'clock and there's a lot of traffic going through there; not saying that this is not typical because as I said before East Waterloo Street coming into town is probably our biggest speed area; when we have the road tube counter that was just sent out this week we had to get it repaired we want to do another set of studies on that which will take into account a whole weeks' worth of data; Walker: Mr. Lynch had asked about they wouldn't change the speed limit or move the speed limit sign out but it seems to me that somewhere I have seen where they had signs somewhere that said reduced speed ahead; Mayor: we have those; Walker: is that really jumping out there then; Peoples: I mean it's on the side of the road; it's the same thing coming in from Columbus Street; from the tavern coming in there's one of those signs out there as well; there's also a 25 mph sign when you're coming in; the signs aren't what the problem is; there's signs out there; you know it's 25; it's very close to the road on East Waterloo Street as you're coming through there; you definitely know when it hits 25; Jarvis: Mr. Bohnlein I didn't mean to leave you standing like that; Bohnlein: but one other thing I want to mention; we would initially shoot the laser at them the numbers you see on that sheet is how fast they were going when they got to us and where we were at the curve; it wasn't just when they hit 25; we followed them and it would go 38, 37, 36, 35 and when it got to us I'd say 31 and Tom would write down 31; so it's at the curve; it wasn't coming this way; when they got to us at the curve they were still doing those speeds; Lynch: so a lot faster than what's recorded here; Jarvis: so these reads then what you're saying is they were all made then when they crossed right in front of you; Bohnlein: yep that's the final one that was recorded; if there's someplace else you want us to go let us know; Jarvis: I think Sargent Cassel you take his lead and we'll be in touch with him; Bohnlein: let us know when we can start writing tickets; (laughter); Amos: Mr. Peoples the speed trailer was out on Columbus Street this weekend is that correct; so that one had decent; you can see that it does work; Peoples: well Columbus Street in the data that I have doesn't have a big of problem as East Waterloo does; Amos: I'd be interested to see next time we have the speed trailer out here and you have Mr. Bohnlein out there I'd be interested to see if the numbers go down; Peoples: we share the speed trailer with, I don't know if Madison takes it anymore but Groveport takes it every once in a while; the three of us own it but we have it for the most part and it's out almost all the time in some location; you never want to leave it out permanently because people just get used to that; they get used to the 25 mph sign and they're going to get used to that sign even though it's flashing at them; so that it's all over the place; it was on Dietz; it was on Washington Street right at the beginning of the school year because we had a lot of problems through there; additional pedestrians coming through; we want to keep it moving around Columbus Street; it's been on it for the last couple of weeks; through there and some different places; Bennett: so you're saying the speed trailer was out at the same time they were doing this reading; Peoples: yes on Columbus Street; Bennett: so that's still 28 percent though if you look at it; Amos: yeah but 28 is a lot better than 45; Bennett: still way more; Amos: oh it's still high; Lynch: one thing I will say about Columbus Street is traffic has slowed down with the target enforcement out there as well as that speed trailer; it has helped a lot; there has been a noticeable difference along there; I'm kind of wondering how long that will last; people forget after two or three months of heavy targeting and they go back to their old habits; Mr. Peoples you said that you're putting together some sop's about how to study and deal with traffic; you're working on that and it was in your report; Peoples: yes; I'm almost completed with the draft version; it depends on the volume of agenda items for the next meeting; it's either at the next meeting or the first one in November; Lynch: great I think that will really help to create some solutions to these conversations; it will

certainly help out and put some finality to it; Jarvis: one thing is for sure I feel like we're all looking at it; Lynch: which is good yes; so thank you for your targeted effort and help;

Law Director

Hollins: thank you Bruce; and members of council I did want to let you know that late last week we did through the city website we did receive a citizen complaint about somebody standing near the Huntington bank building with a clipboard taking down license plate numbers; we now believe it's Mr. Bohnlein; (laughter); we are not pulling your leg; we actually did; Jackson: I did confirm with the deputies that it was community watch; Hollins: so well done; Bohnlein: we do not write down license plate numbers; Hollins: well done Mr. Bohnlein but we now understand the nature of the complaint; I'd be a little scared too; Mayor: you were invading his privacy he said; and we will continue to look for the opportunity to extend the city boundaries further east in East Waterloo; as Matt said I'm not sure we'd get it down to 25 all the way out there; that's a long stretch of road before people hit that curve to slow down; so if we annex more of it we can gradually get them slowed down as they come into the heavily residential area; and with that I do have a request for an executive session this evening for both acquisition of real property and pending litigation; unless you have any questions no further report; Bennett: thank you Mr. Hollins I do enjoy a good executive session; Hollins: I know; Clark: you always plan these when I don't eat; Hollins: I didn't even say brief this time because every time I say brief it ends up being long;

Finance Director

[18-108](#)

[Finance Director's Report](#)

Jackson: thank you Mr. Jarvis; just one thing to add to my report from work session; bed tax grant applications were posted today; they are available on our website; they are due November 30th to me by end of business; so if you know any organization that may be eligible encourage them to apply; that's all I have;

Public Service Director

[18-107](#)

[Public Service Project Updates, Construction Services Update](#)

Peoples: thank you Mr. Jarvis; nothing to add to my written report and report from work session;

Development Director

[18-105](#)

[Development Report](#)

Haire: nothing to add to my written report;

J. Council Reports

Work Session/Council - Monday, October 15, 2018 at 6 p.m.

Committee of the Whole - Monday, October 29, 2018 at 6 p.m. (TENTATIVE)

Jackson: Mr. Jarvis as of right now we don't have anything for the committee of the whole agenda; Jarvis: why don't we just kill it then right now; our next opportunity for a committee of the whole meeting would be; Jackson: it won't be until after the first of the year; the next fifth Monday is in December and I assumed none of you wanted to be here on New Year's Eve; Jarvis: pretty good bet; Amos: safe assumption; Jarvis: okay does anyone have any objections to that; this will carry over our next opportunity for our next committee of the whole meeting until after the first of the year; alright it sounds like it's a consensus then to just take that off the agenda as a tentative item;

Work Session/Council - Monday, November 5, 2018 at 6 p.m.

Public Hearing - Monday, November 5, 2018 at 6:30 p.m.

Small Cell Wireless Zoning Text Amendment

CW Human Services - Mr. Lynch

Jarvis: is there not an open house or something on; Amos: this Sunday open house starts at 1:00; the dedication is at 2:00; Lynch: that is coming up this week isn't it; Clark: is there any further final numbers of community week; Bennett: there's a recap meeting tomorrow at 7:00 p.m.; Jarvis: initial report though is they got about 50 percent of the target; Bennett: I think they're a lot closer than that; Amos: we think we're about 38 to 39,000 right now; Bennett: of the 55,000; Amos: they are accepting donations at the open house they've told us; so if any of you did not; Bennett: you can finish that off that night; just one check; Amos: anything over \$50.00 they were doing leaves; and people that did over \$50.00 were putting their leaf on the tree on Sunday; Clark: I know David Lutheran Church reported we did 9,000 of that goal; Bennett: oh yeah it was a significant portion;

CWICC - Mr. Clark

Clark: we're meeting October 31st at 11:30 at the Interurban building

CWJRD - Mr. Bennett/Mrs. Amos

Bennett: our next executive board meeting is Thursday October 18th at 7:00 p.m. right here at Town Hall just to follow up on the soccer field discussion a bit; we did have an initial discussion with Madison Township about potential overflow into Brobst Park because we are at capacity; Jarvis: so McGill Park can't come soon enough; Bennett: McGill Park cannot come soon enough, no; Lynch: Brobst Park is only a football field correct; Bennett: we're going to find out; but we're in the early stages of discussion to see if there is an opportunity to set up some sort of usage agreement; Jarvis: what is the counterpart in Madison Township; Bennett: it's just Madison Township itself; more to come but initial discussion;

Destination: Canal Winchester - Mr. Walker

Walker: November 27th at the Interurban; nothing new;

K. Old/New Business

Walker: something alarmed me tonight during the proclamation; I was wondering if the Mayor, hearing about those fire alarms, the statistics on how many people died when those alarms didn't go off; I was wondering if something like that could be, just because we never want a fire and we don't expect to ever be in an accident but they happen, wondered if maybe a reminder in your letter that goes out to hey check your fire alarm batteries and test them; Mayor: sure; Jarvis: I think the only way to do that, my wife and I always use the 4th of July to change them; I don't know why that date always sticks out and that's the only way I remember; otherwise I don't even think about them unless they chirp; you know sometimes when they get low they chirp; Bennett: I think you're supposed to do it when you fall back and spring forward; Coolman: I was going to say there's a public announcement they make on all the news channels when you make a change of time; when you fall back and spring ahead check your clocks and fire alarms; Jarvis: it works if you have a date;

Amos: Mr. Peoples who maintains the school house; is it us or the historical society; Peoples: the historical society; Jarvis: does that include the exterior; Peoples: yes; we will help out with certain maintenance items; Amos: I just wonder with the electrical outlet fire that they had; who would check that; who would go in;

Coolman: you're talking about the train depot; Amos: I think it said Prentiss School had an outlet fire on my report; Mayor: when was that; Haire: it was on Prentiss School Drive; Jackson: yes it's the road; Amos: that makes me feel much better; Amos: there is a difference; one has pizza and one has an old building; got it;

L. Adjourn to Executive Session @ 7:49 p.m.

A motion was made to adjourn to Executive Session to discuss real estate acquisition and pending litigation by Bennett, seconded by Amos. The motion carried with the following vote:

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

Council returned from Executive Session at 8:22 p.m.

M. Adjournment @ 8:23 p.m.

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

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