

# Canal Winchester

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



## Meeting Minutes - FINAL

February 20, 2018

7:00 PM

### City Council

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

- A. Call To Order *Jarvis called the meeting to order at 7:20 p.m.*
- B. Pledge of Allegiance - *Walker*
- C. Roll Call *Present 6 –Amos, Bennett, Clark, Coolman, Jarvis, Walker*  
*Not Present 1 – Lynch*

*A motion was made by Walker, seconded by Amos to excuse Mr. Lynch. The motion carried by the following vote:*

*Yes 6 – Walker, Amos, Bennett, Clark, Coolman, Jarvis*

*Also in attendance: Mayor Ebert, Public Service Director Peoples, Finance Director Jackson, Sgt. Cassel, Ms. Harrison representing the City Solicitor, and Planning and Zoning Administrator Moore.*

**D. Approval of Minutes**

[MIN-18-007](#)

2-5-18 Council Work Session Meeting Minutes

[MIN-18-008](#)

2-5-18 Public Hearing Meeting Minutes

[MIN-18-009](#)

2-5-18 Council Meeting Minutes

*A motion was made by Bennett, seconded by Coolman that these minutes be approved. The motion carried by the following vote:*

*Yes 6 – Bennett, Coolman, Amos, Clark, Jarvis, Walker*

**E. Communications & Petitions**

18-015 Franklin County Public Health Representative

*Joe Mazzola, Franklin County Public Health Commissioner: Thank you for the opportunity to be here with you this evening. As I was telling the Mayor earlier, it's always a pleasure to be here in Canal Winchester. I wish I could be here more often. But I do appreciate the opportunity to be here this evening to talk to you about an issue that's becoming more and more popular across Franklin County and I would imagine across the country and that's having farm animals in an urban settings. At your invitation to be here as your health department to serve in an advisory role and a resource for your discussion on that matter, we certainly appreciate that opportunity. Before I do that, I want to thank the City Council and the Mayor's office for your partnership as we look at 2018 to provide public health services for the City of Canal Winchester. We appreciate the opportunity and looking forward to continuing to expand those services for your residents. So if there is anything that we can do on this or any other topic, please feel free to reach out our office and let us know how we can continue to partner with you. I've passed out some information about the issue around farm animals in urban settings. I wanted to briefly go through that for you. As I mentioned, this is an issue that is becoming more and more popular. I was just in Bexley earlier this evening speaking with them about their ordinance and how it's going. It's going well. I think it's been in effect now for several months, maybe*

*a year or two, but certainly this is becoming more popular. I want to present some information for your consideration as you move forward with your deliberations on that. The first section is looking at the ordinances or regulations and that has to do with whether you are incorporated or not incorporated area. Obviously as a city you are in an incorporated area. You would be looking at somethings related to your zoning and establishing things around properly clarify what is allowable and what's not, requirements for how the animals would be caged or confined, disinfection and cleaning schedules, and so forth. Just a differentiation on things what you can do in terms of an incorporated area and what's being looked at from an unincorporated area. Public Health's role is that we don't have a regulation as it pertains to this issue. We do have regulations as it pertains to property health and sanitation and I've listed those particular regulations our Board of Health as passed. If and when we get to a point when there might be conditions that might be creating a public health nuisance, we would do our regular protocol around investigating a public health nuisance. We might anticipate that regarding animal waste and manure and also around food and water sources as well. And you have that listed there in more detailed. After that you also have just some information about disease risk. When you have animals in those close quarters, you always have the risk for disease transmission. Some of those diseases included salmonella, campylobacter, and some others. We have some information there around what those health risks are, as pertains to some of those diseases, and some basic tips on how to maintain a healthy environment and maintain healthy handling of those animals. On the other side, there is some information related to animal health and some things specific to bees. I want bring your attention to this particular flier we made up, as this becomes more and more popular we thought it might be useful to put together something a little easier on the eyes to look at this issue so we put together this nice flyer here around hand washing, around handling birds safely, cleaning coops and poultry as well. Hopefully that's of use for you. Certainly as your health department we want to make sure we are good partners as you consider any regulation or ordinance for the city. We want to make sure we go through as to what our role is and is not as it pertains to this type of ordinance. With that, I'm be happy answer any questions you might have and again, thanks for having me this evening.*

*Walker: If you're not composting, and you decide not to go through that, which I know it's not very difficult to do, it sounds like, just mixing your greens with your browns, and sometimes it takes up to 6 months for it to compost. If you decide not to do that and you just want to get rid of it, is there just some brown bagging or recycling you can just take the bags to, or how does one scoop it up and get rid of the manure; Mazzola: So, I don't know the answer to that question. I'd be happy to take that back to someone in our office who does. Let me follow up with you on that.*

*Clark: How frequently have you seen yards with the waste get into other people's yards; Mazzola: From what I'm being told from our Environmental Health staff, we have not had a lot of those type of situations come about. We would attribute that to good education for the homeowners who have taken the opportunity to do that. It starts with that, making sure they are aware of how to keep those cages properly maintained and so forth. We have not had a significant number of calls and concerns about that issue.*

*Bennett: I have a question in regards to inspections you have listed here. There's a permit process you have, but for the inspections, are those done yearly, is Franklin County doing the inspections in other municipalities, are they contracting you to do those inspections on their behalf, how does that work; Mazzola: No, we are not conducting those inspections. It would be up to the city, to the community to do that. Our role would be if there were conditions that were contributing to a potential public health nuisance issue. Those inspections would be conducted through code enforcement, etc. depending on how the community would write their ordinance.*

*Clark: We would have to have somebody trained in that area that would be able to recognize improper usage and waste going into other areas; Mazzola: Yes; Jarvis: Do you have an advisory role in that; Mazzola: We would. We would be happy to do that and partner with you on that. Whether that's bringing in other information or other technical assistance, we would certainly be more than happy to partner with you on that.*

*Walker: I know it doesn't take long to produce a lot of manure because one hen produces one cubic foot per day. As Mr. Moore was telling us, there is one egg per chicken every 24 hours. I know it's good fertilizer and it's considered black gold if it is composted. But for someone that just puts it directly on the plants, it will contaminate the plants and just kill the plants. Is there any danger that you know of other than it just killing there garden and their plants; Mazzola: There would be significant risk to having conditions like that, absolutely. Could bring that into the home, cause conditions like hand and foot. The key message is we know what works in properly maintain these types of environments and it's just a matter of following that and keeping that education going.*

*Walker: Coyotes, fox, any wild life, I'm sure would be attracted to chickens. We've had some reports of coyotes and fox, so wherever there's going to be chickens, that would be concern anyplace where they are not maintained and put up into the chicken coop, correct; Mazzola: Absolutely. That's not really our area of expertise but when you have circumstances like that, you want to have a mind that your yard is fenced in property and whatever provisions you took to make sure the animals are in a safe environment from other natural predators. Thank you. If there is anything else that we can do as you continue to discuss this issue or any other issue that might affect public health, please let us know.*

[18-016](#)

ZM-18-001 Recommendation from Planning and Zoning to consider the rezoning of property located at 100 Winchester Cemetery Road (Parcel ID 184-000752) from Planned Commercial District (PCD) to Neighborhood Commercial (NC)

**- Set Public Hearing Date**

*Jackson: We would like to set the public hearing for April 2, 2018 at 6:30 p.m.*

*Andrew Moore, Planning and Zoning Administrator: This property at 100 Cemetery Rd is zoning a Planned District and the plan text has expired so no changes can be made to the exterior of the property until a new plan is adopted which takes the same time as rezoning or it's rezoned. The new owner choose to rezoning it to neighborhood commercial which is very similar to what the planned*

text allows without an expiration date. They would like to occupy the facility and make improvements to the property but can't do that without it being rezoned. I plan to do a presentation at the April meeting. Jarvis: Planning and Zoning has already looked at this and made a recommendation; Moore: Correct: Jarvis: This is our turn at it because it was PCD. Moore: Council is the only body that can approve a rezoning of property. Planning and Zoning is just the recommending body for any zoning changes. They reviewed the application and make a recommendation to Council for approval.

Jarvis: Proposed date of April 2, sounds like everyone is on board.

#### F. Public Comments - Five Minute Limit Per Person

*No public comments.*

#### G. Resolutions - NONE

#### H. Ordinances

*Third Reading - NONE*

*Second Reading*

##### ORD-18-003

*Development*

*Sponsor: Jarvis*

An Ordinance Amending Section 1181.06 Of The Codified Ordinances Regarding Keeping Of Agricultural Animals In Non-Agricultural Districts

*- Second Reading Only*

##### ORD-18-004

*Finance*

*Sponsor: Lynch*

An Ordinance To Authorize The Mayor To Enter Into A Contract For The Prosecution Of Certain Criminal Cases And Certain Civil Division Cases In The Franklin County Municipal Court For The Calendar Year 2018 With The City Of Columbus Attorney's Office ([Ex. A](#))

*- Second Reading Only*

##### ORD-18-005

*Finance*

*Sponsor: Coolman*

An Ordinance To Authorize The Mayor To Enter Into A Contract For Indigent Defense Representation In The Franklin County Municipal Court With The Franklin County Public Defender On Behalf Of The City Of Canal Winchester Mayors Court For The Calendar Year 2018 ([Ex. A](#))

*- Second Reading Only*

*First Reading*

##### ORD-18-008

*Public Service*

*Sponsor: Coolman*

An Ordinance To Repeal Section 951.02 Of The Codified Ordinances Of The City Of Canal Winchester ([Ex. A](#))

*- First Reading Only*

#### I. Reports

*Mayor's Report*

[18-016](#)

Mayor's Report

*Mayor Ebert: Nothing to add to written report but wanted to highlight the Consumer Awareness Workshop that Sgt. Cassell alluded to earlier in his report. It is February 28<sup>th</sup> at 6:30 p.m. at the Community Center. Probably go to 8 o'clock depending on how many people we have and what kind of questions are asked. TOSRV bicycle tour is a pretty big thing for Canal Winchester. There should be about 1,000 bicyclists in town that Friday night May the 18th which is the same night as the first Music and Art in the Park. There should be a lot of people downtown that night. The bicycle tour is looking to make Canal Winchester their home; Jarvis: Is there someone on the Canal Winchester side that is working with them on parking and things like that; Mayor Ebert: Yes, it's all being taken care of. The Historical Society is doing most of that. There's a little bit of reward for them when it's all done. Website redesign has a committee together that's looking to redesign the website to make it more friendly for our residents. It's been about 6 or so; Jackson: We last did this in 2013 I believe. Part of our contract with our website provider is a free redesign and that is what we are going through right now. Amos: With the new ADA stuff that they are coming after us on a lot of websites because pdfs are not as ADA compliant, I just want to make sure we are looking at that; Mayor Ebert: Yes but it's still a long ways away; Amos: There are just a lot more groups starting to file frivolous lawsuits; Mayor Ebert: CivicPlus is the company we are using and they are well aware of that. Jarvis: I'm sure they are on top of mobile devices.*

*Fairfield County Sheriff*

*Sgt. Cassel: Nothing further from my original report.*

*Law Director*

*Harrison: Nothing to report. No need for executive session this evening.*

*Finance Director*

[18-017](#)

Finance Director's Report

*Jackson: I just wanted to give you a quick update that in December we reported that we found a piece of software that would help us with putting together of Council packers. I've been working closely with that company and I had phone call with them today. I was hoping to have this in place by the end of February but it doesn't look like we are going to meet that deadline. But just to keep you apprised, there may be some slight changes to the agendas just due to the limitations of their system but we are doing our best to make them look exactly like what you are used to seeing. Stay tuned.*

*Public Service Director*

[18-018](#)

Director of Public Service Project Update

*Peoples: A note from work session, in 2017 we had 37 lots that were platted and 44 built. Potentially platted this year is 99 lots; Clark: Canal Cove Section 5 is what; Peoples: 39; Clark: Connor Drive; Peoples: Westchester 9-1 is 7, Westchester 10-2 is 28 and those are both back in the Connor Drive area; Clark: And then there's the west part of Westchester on the other side of the street; Peoples: That is 25 and back on Harrison. Clark: Last year was 66 homes built; Jackson: 44 permits were issued.*

*Bennett: Planning question, as we approach 2020 for our Waste Management contract, when do we start to reach out or begin to discuss joining the SWACO consortium or trying to time that up for*

*when their bidding process is. I don't know that it's going to hit so it lines up perfectly. Peoples: WE talked to SWACO last year and they had some information, there seems to be consortiums that kind of pop up every now and then. It didn't sound that difficult to get into an existing consortium or if they form. I think they have 3 now on different cycles. First one was up in the northern part of the county and the most recent one is over in Grove City area; Bennett: Those are on 5 year cycles, correct; Peoples: I don't know. I believe it's late in 2020 that our contract expires. Bennett: End of September I believe.*

*Development Director*

*No report.*

#### **J. Council Reports**

<i>Work Session/Council</i>	<i>Monday, March 5, 2018 at 6 p.m.</i>
<i>Work Session/Council</i>	<i>Monday, March 19, 2018 at 6 p.m.</i>
<i>CW Human Services</i>	<i>Mr. Lynch</i>

*No report.*

<i>CWICC</i>	<i>Mr. Clark</i>
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*Clark: We meet again May 30th at 11:30 at the Interurban building;*

<i>CWJRD</i>	<i>Mr. Bennett/Mrs. Amos</i>
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*Bennett: Potentially looking at starting a U-14 girls softball league with surrounding municipalities. It would feed directly right into the high school teams. It would be a really good program for us. And potentially some additional adult leagues. Potentially kickball. Groveport is starting a league at their rec center so the thought is to see if there is any interest in forming our own. Next meeting is Thursday, March 15<sup>th</sup> at 7 p.m. at Town Hall.*

*Amos: We also had a commissioner appreciation dinner on Sunday and that went well.*

<i>Destination: Canal Winchester</i>	<i>Mr. Walker</i>
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*Walker: Farmer's Market and the only free Blues and Ribfest in Ohio is going really well, as planned.*

#### **K. Old/New Business**

*Jarvis: The design firm that was hired to do the Parks Plan that was shown at the public meeting a couple of weeks ago, and they also worked on the Old Town Plan, we have a relationship with them and they do good work. They have been retained for the next level of detail on that park plan. The reason for that is the potential for sponsors and people would donate money for certain things but in order to facilitate that, you need a picture that is more detailed and shows individual components like a shelter house or ball diamond or event center. We were asked to have representation from Council. I volunteered myself and asked Mr. Walker to be the Council representatives for this next cycle of design. It's probably a final design because what I understand things like paths don't require much design. We have people in house that can do that. Meeting with OHM is March 12<sup>th</sup>; Mayor Ebert:*

*That is going to be at 3 p.m.; Jarvis: Mr. Walker and myself will report on that. We will all see the finished product. Coolman: Where is that meeting at; Jackson: The Municipal Building; Mayor Ebert: It's not a public meeting. Bennett: How many members on that committee; Mayor Ebert: Amanda, myself, Matt, Luke, Bill, and whoever OHM brings plus two council members; Jarvis: Pretty much the composition on the original steering committee with one council member;*

*Jarvis: We received an email from a group that was not quite government but they were talking about SWACO and recycling. Don't know what they were actually offering other than being excited about the prospects. Don't think they were part of SWACO, seemed to be an independent non-profit; Bennett: I did not see that; Clark: It was an email from Ty Marsh from SWACO; Bennett: It was a newsletter update; Coolman: You must be on their mailing list. I did not receive it nor did Jill; Jarvis: I will take care of sending this right now.*

*Bennett: Back to the recreation committee just curious about the thought on adding a council member, if they are willing, with a JRD perspective; Mayor Ebert: This is not that type of meeting. This is a design meeting; Jackson: We are talking about design of shelter houses, the event center, and baseball fields which is the only athletic facility we are talking about; Mayor Ebert: This is primarily so we can get costing together so we know what our donors can expect; Bennett: Mr. Jarvis also mentioned trying to develop these pictures for potential sponsorship applications so as the JRD is also potentially trying to explore sponsorship applications it seems like it might be helpful; Mayor Ebert: The JRD is doing what; Bennett: Looking at selling sponsorships as well; Mayor Ebert: I hope we're not going after the same people at the same time. I wasn't aware of that. Bennett: We haven't started, we've had discussions on it, as we've had discussions on it, it would be good for us all to have a full picture view of the same discussions; Jarvis: I think this would be good to take back to the JRD and say the city is actively planning on soliciting for sponsorships for features at McGill Park and if there is some cross purpose going on then someone needs to talk to someone pretty quickly, as the council representation, I don't want to get in the middle of that; Jackson: What is the JRD seeking sponsorships for exactly; Bennett: We are in the process of outlining what assets we have; Jackson: Are you referring to the fields themselves; Bennett: Potentially; Jackson: Those are city owned fields so I think we need to have a deeper discussion about that; Mayor Ebert: That's city property; Bennett: I know and you and I had a discussion about this previously but I don't know if you don't recall that discussion. We actually talked about wind screening at the pool and baseball diamonds. We had discussion over would we be able to put up banners in those facilities. At the time you said you didn't really see a problem with it. We haven't moved forward in any direction; Mayor Ebert: That was for the swim team; Bennett: No, the JRD; Mayor Ebert: That's the way I understood it; Jackson: I think our sponsorships might be a little different than what you're thinking about Mr. Bennett. We are talking a higher level than a banner on backstop of a baseball field or the outfield fence of a baseball field; Bennett: Understood and I don't know that we are talking about packages that limited to just a banner on a field either; Mayor Ebert: We are also looking at grants too. So if we have to know the dollar amount is what we have to put up vs what the grant's going to so if any of that gets misconstrued; Bennett: Maybe you and I can have another conversation; Mayor Ebert: I think it needs to be more you and I; Jarvis: I'm at a loss as to how to proceed; Mayor Ebert: We need to have the meeting with OHM. We can't delay that, it's already scheduled and we're handing them dollars to get it done; Jarvis: I am willing to meet and facilitate that process. Will, as that matures a little bit, you've got some awareness as to what the direction is, I knew that was in the cards but didn't know when that was going to happen or who was going to be a part of that. If there's any lack of faith in Mike*



*and myself to represent council in a planning meeting, then we also have a problem; Bennett: Not intended to be a lack of faith, just JRD insights as you are not members that attend those meetings regularly; Mayor Ebert: We've had their input all along, they were part of the planning committee; Bennett: Yes, you've had input. The only question was do we feel the need to continue to have that input; Mayor Ebert: We know what they asked for, what their wants are. We are taking all those into consideration as we are taking into consideration the residents.*

*Coolman: I think there are going to be a lot of meetings in the future. This project is at it's state of infancy. And I think it's got to mature a little bit before any special non-profit group gets involved in the final details. I do think they are two different venues. It just has to be tabled for now and brought up again later. Let the committee take their course of action.*

*Amos: Have we heard anything else on the High Street project, at the end. Mayor Ebert: Turning Stone, no.*

*Bennett: Tonight was the second reading for ordinance 18-003, the livestock ordinance, Mr. Jarvis as you are the sponsor, have we entertained any amendments to the ordinance as it's currently written; Jarvis: No, but it could be proposed at any point, it could be tabled if there is a feeling among council that information is lacking, that was the rational behind the county board of health person that they had some additional information. All I understood a little bit better was their role in this, not the issue at hand. If there's a feeling that the ordinance as written needs to be amended, then it certainly needs to come up before the next reading, because that's the final one and if we can't resolve it, we may have to push it out, table it until everyone's had a chance to learn what they want to learn. I know that some have done some independent research trying to get comfortable with the subject. Conceptually I'm pretty comfortable with it. Now the question becomes density and Mr. Coolman opens up the angle if you do have the livestock does it not attract something else. I do know that nature does have a way of balancing itself out without anyone doing anything. So that's a consideration. If it needs to be amended or changed on the fly, you could certainly propose it, I would suggest talking internally a little bit, one on one. Or it will go to a straight up yes/no vote two weeks from now.*

**L. Adjourn to Executive Session - NONE**

**M. Adjournment at 8:10 p.m.**

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

***Yes 6 – Amos, Clark, Bennett, Coolman, Jarvis, Walker***