

The Regular, Scheduled Meeting of the Council of The Village of Marble Cliff

At 1600 Fernwood Ave.

January 21, 2019

The Council of the Village of Marble Cliff held its regular, scheduled meeting on Monday, January 21, 2019 in the Village Hall at 1600 Fernwood Ave. at 7:00 pm. Those in attendance were Council Members: Matthew P. Cincione, Marnie Hoag, Matthew R. Jolson (arrived late), Joanne Taylor, Kendy A. Troiano, and Dow T. Voelker; Mayor, Kent E. Studebaker; Village Solicitor, Yazan S. Ashrawi; Village Engineer, Joshua Ford; Administrative Assistant, Judith A. Ciccone; and Fiscal Officer, Cynthia A. McKay. No visitors or representatives of the press were present.

ORGANIZATION OF COUNCIL

Mr. Voelker nominated Matthew P. Cincione to serve as President Pro Tem of Council for 2019. Ms. Taylor seconded the nomination. Roll Call: Ms. Hoag, yes; Ms. Taylor, yes; Ms. Troiano, yes; Mr. Voelker, yes; Mr. Cincione, yes. Mr. Cincione was elected President Pro Tem of Council with 5 votes in favor, 0 opposed.

CONSENT AGENDA

- 1) Receive - Mayor's Court Report, December 2018
- 2) Receive – Police Report, December 2018
- 3) Receive – Fire Report, December 2018
- 4) Receive – Building permits issued in December, 2018
- 5) Approval - Minutes of the regular, scheduled meeting of December 15, 2018
- 6) Approval - Financial Statements for December, 2018
- 7) Receive - Village Income Tax Report – \$119,795.05
- 8) Receive – Columbus Landmarks Letter re 2015 W. Fifth Ave.
- 9) Receive – Start Talking Grandview e-mail

Mr. Cincione moved approval of the Consent Agenda. Ms. Hoag seconded. Council unanimously approved the Consent Agenda.

MAYOR'S REPORT

Mayor Studebaker reported he and Ms. McKay met with Ted Foster of F2 Companies to review the status of redevelopment of the property at 2015 W. Fifth Ave. Mayor Studebaker confirmed that the developing plan is to keep the existing house and use it as a central point of the design. Mayor Studebaker reported the developer has continued to meet with representatives of Columbus Landmarks as well as concerned residents. Mayor Studebaker also reported a traffic study and tree survey are underway.

Mayor Studebaker reported he completed the mandatory Mayor's Court Training and is certified to serve in Mayor's Court should the need arise.

ENGINEER'S REPORT

Mayor Studebaker introduced the first reading of O-2588-19, An Ordinance to codify the 2019 fees for construction permits issued for work in Village rights-of-way.

Mr. Ford explained that the calculations for 2019 construction permit fees and annual right-of-way occupancy fees was completed based on the Village's Code of Ordinances. He recommended that the construction permit fee remain at the 2018 level of \$750.

Mr. Ford also explained that the annual fee for occupancy in the Village Right-of-Way will be \$124 per mile.

Ms. Troiano moved to suspend the rules. Mr. Cincione seconded. The motion passed unanimously. Ms. Troiano moved the adoption of O-2588-19. Ms. Taylor seconded. The motion passed unanimously.

Mayor Studebaker introduced the first reading of O-2589-19, An Ordinance to codify new annual Registration Maintenance Fee for Occupancy of Village rights-of-way. **Mr. Cincione moved to suspend the rules. Ms. Hoag seconded. The motion passed unanimously. Ms. Hoag moved the adoption of O-2589-19. Mr. Voelker seconded. The motion passed unanimously.**

Mr. Ford explained some soft spots have emerged in the pavement on West Fifth Ave. Mr. Ford is working with Upper Arlington to determine a plan for repair.

Mr. Ford left the meeting at this point.

SOLICITOR'S REPORT

Mr. Ashrawi had no updates regarding the request for PACE Financing. The property owner's representatives have not completed the steps necessary for the Village to move forward. Mr. Ashrawi stated PACE agreements can be processed at any time and the assessment can be added to the property tax at any time during the year.

Mayor Studebaker introduced the third reading of R-2580-18, A Resolution to approve the petition for special assessments for special energy improvement projects under Ohio Revised Code Chapter 1710 and approve the necessity of acquiring, installing, equipping, and improving certain public improvements in the Village of Marble Cliff, Ohio in cooperation with the Columbus Regional Energy Special Improvement District (1600 Dublin Rd. Project).

No action taken

Mayor Studebaker introduced the third reading of O-2581-18, An Ordinance to determine to proceed with the acquisition, installation, equipping, and improvement of certain public improvements in the Village of Marble Cliff, Ohio in cooperation with the Columbus Regional Energy Special Improvement District.

No action taken

Mayor Studebaker introduced the third reading of O-2582-18, An Ordinance to levy special assessments for the purpose of acquiring, installing, equipping, and improving certain public improvements in the Village of Marble Cliff, Ohio in cooperation with the Columbus Regional Energy Special Improvement District; and authorizing the Mayor and the Fiscal Officer to enter into an energy project cooperative agreement and a special assessment agreement.

No action taken

Mr. Ashrawi reported he and Ms. McKay are finalizing small cell language for updating the Code of Ordinances. Ms. McKay stated that design guidelines are under development. The legislation will be available for the February meeting. The design guidelines will follow.

ADMINISTRATIVE ASSISTANT'S REPORT

Ms. Ciccone presented a proposal for updating Village Hall landscaping as well as concrete work to improve accessibility to the Village Hall. Quotes were requested from EMI and Rine Landscaping. EMI did not provide a proposal. Mayor Studebaker stated the landscaping is original to the building. Mayor Studebaker stated that money in the Park Fund (Duffy Larson gift) would be used for the work with the exception of the concrete work that would be taken from funds designated for the building.

Council concurred with the need to improve the landscaping and handicapped access to the building. Ms. McKay will present necessary legislation at the February meeting.

Ms. Hoag asked about Village landscaping in general. Ms. McKay stated that the current landscaper is Environmental Management Inc. New bids for the landscaping will be solicited for 2019.

APPROVAL OF BILLS

Mr. Voelker moved approval of the January 2019 bills totaling \$100,142.62.

Ms. Hoag seconded. The motion passed unanimously.

Mr. Cincione moved approval of the amended December 2018 bills totaling \$94,736.15. Ms. Troiano seconded. The motion passed unanimously.

FISCAL OFFICER'S REPORT

Ms. McKay reported all year-end accounting has been completed and all necessary reports have been filed. Notice of the availability of the 2018 financials has

been published as required.

Ms. McKay noted that year-end revenue was approximately \$100,000 below estimates. Year-end expenditures were also lower than budgeted.

Ms. McKay reported the 2018 W-2's were at each Council Member's desk. She asked that they review them for accuracy and notify her of any necessary corrections.

Council had a discussion of the challenges presented by the current deer population in Village. Village Hall has received complaints about damage as well as pleas to leave the deer alone. Several residents are actively feeding the deer. Ms. McKay reported she has been gathering information from the Department of Natural Resources regarding various options. She is also developing educational information for distribution to residents.

Mr. Jolson arrived at this point.

COUNCIL MEMBERS REPORTS

Mayor Studebaker reported the Start Talking Grandview group is meeting again. Village resident Heidi Varner plans to be involved. Previously Ms. Troiano was involved with the group. Ms. Troiano stated the focus had shifted from the larger community to a school focus. Ms. Troiano expressed that, due to the narrowing of focus, she moved away from involvement. Mr. Jolson stated he would be willing to represent the Village if Council was interested in representation. Mayor Studebaker stated Ms. Varner plans to keep the Village informed on activities of the group.

OLD BUSINESS

Mayor Studebaker introduced the third reading of O-2584-18, An Ordinance authorizing the Mayor and Fiscal Officer to enter into a contract for professional legal services with Frost Brown Todd, LLC for a one-year period from February 1, 2019 through January 31, 2020.

Mr. Jolson moved the adoption of O-2584-18. Ms. Troiano seconded. The motion passed unanimously.

Mayor Studebaker introduced the third reading of O-2585-18, An Ordinance adding section 70.02 (shared-use path) to the Code of Ordinances of the Village of Marble Cliff and declaring an emergency.

Ms. McKay provided information from Metro Parks and the City of Columbus regarding rules and regulations for various multi-use paths. Ms. McKay noted that Metro Parks does not permit electric wheel chairs. Ms. McKay stated her opinion that the restriction is not appropriate. Ms. McKay recommends that the proposed legislation allow broader use than the City of Columbus and Metro parks.

The legislation, as proposed, would permit motorized vehicles including scooters and bicycles. Council agreed that safety along W. Fifth Ave. and Dublin Rd. is important and, given the limited length of the path in the Village, motorized vehicles should not be a concern. Council also agreed that legislation can be amended if issues arise in the future. Council suggested several changes to the language.

Ms. McKay will bring amended legislation to the February Council meeting.

OLD BUSINESS

Mayor Studebaker reported the transfer of administration of the Falco Scholarship to the Columbus Foundation is complete. The Village will ensure that the counselor at Grandview Heights High School has the necessary information.

Mayor Studebaker reminded Council that a group of Village officials will review the applicants and then designate an official member to the committee at the Columbus Foundation.

NEW BUSINESS

Ms. Hoag reported the emergency squads have difficulty finding #10 Arlington. She reported the emergency squad sometimes seems to struggle finding specific locations within the condominium community. Ms. McKay reported she is working with

GHFD Chief Shaner to update dispatching information for other communities who are responding under mutual aid agreements. Chief Shaner is adding information to the dispatching information. After that is complete Ms. McKay will work with Ms. Hoag to perform testing of the updated information.

Ms. McKay is also reviewing signage to ascertain the information on the street signs and entrance signs makes sense to responders. Mr. Voelker noted that the squad may circle the block to eliminate the sharp turn into #10 and enter straight into the west entrance. Ms. McKay noted that some additional signage indicating the location of the various units may be helpful.

Mayor Studebaker introduced the first reading of O-2590-19, An Ordinance providing for additional legal counsel for the Village of Marble Cliff, Ohio, authorizing the employment of Public Defenders in connection with the defense of indigent defendants charged in criminal and traffic cases in the Municipal Court of Franklin County, Ohio, setting compensation of said assistants, authorizing the Mayor to enter into a contract with the Franklin County Public Defender Commission to accomplish such purposes.

Mr. Voelker moved to suspend the rules. Mr. Jolson seconded. The motion passed unanimously. Ms. Troiano moved the adoption of O-2590-19. Ms. Hoag seconded. The motion passed unanimously.

Mr. Voelker asked about the status of the tax legislation appeal. Mr. Ashrawi stated he anticipates a ruling by February 7, 2019.

Mr. Voelker asked about the out lot at 1600 Dublin Rd. Mayor Studebaker stated he is planning to meet with Bob Myers regarding activities at 1600 Dublin Rd.

ADJOURN

Ms. Troiano moved to adjourn the meeting. Ms. Hoag seconded. The motion passed unanimously. Mayor Studebaker adjourned the meeting at 8:25 P.M.

Approved by:

Submitted by:

Matthew P. Cincione
Council President Pro Tem

Cynthia A. McKay
Fiscal Officer