

RECORD OF PROCEEDINGS

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

Meeting

Grand Rapids Loose Leaf E1309051LD

Held **At 1600 Fernwood Ave.**

December 17, 2018

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The Council of the Village of Marble Cliff held its regular, scheduled meeting on Monday, December 17, 2018 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, Joanne Taylor, Kendy A. Troiano, and Dow T. Voelker; Mayor, Kent E. Studebaker; Village Engineer, Joshua Ford; Administrative Assistant, Judith A. Ciccone; and Fiscal Officer, Cynthia A. McKay. Visitors were present. No representatives of the press were present.

Village Solicitor, Yazan S. Ashrawi was excused Thaddeus Boggs was present representing Mr. Ashrawi.

VARIANCES AND PERMITS

Mayor Studebaker introduced a request from Garth's Auction House to extend the conditional use and use permit for the property at 1450 Dublin Rd. to April 30, 2019. He explained the construction of their new facility in downtown Columbus is not complete. Ms. McKay confirmed the office has not received any complaints from adjoining property owners.

Mr. Voelker moved approval of the request from Garth's Auction to extend the conditional use and use permit for the property at 1450 Dublin Rd. to April 30, 2019. Mr. Jolson seconded. The motion passed unanimously.

CONSENT AGENDA

- 1) Receive - Mayor's Court Report, November 2018
- 2) Receive - Police Report, November 2018
- 3) Receive - Fire Report, November 2018
- 4) Receive - Building permits issued in November, 2018
- 5) Approval - Minutes of the regular, scheduled meeting of November 15, 2018
- 6) Approval - Financial Statements for November, 2018
- 7) Receive - Village Income Tax Report - \$97,801.75

Council discussed the monthly income tax report and the reduction in municipal income taxes for 2018. Council and staff discussed the possible causes including the impact of the state collecting corporate net profit taxes and the five-year net operating loss carry-over.

Mr. Voelker moved approval of the Consent Agenda. Ms. Troiano seconded. Council unanimously approved the Consent Agenda.

MAYOR'S REPORT

Mayor Studebaker had no new information regarding economic development. He stated that F2 Companies is still working through details regarding the development of 2015 W. Fifth Ave.

ENGINEER'S REPORT

Mr. Ford had no report for Council.

Mr. Ford left the meeting at this point.

SOLICITOR'S REPORT

Mayor Studebaker introduced the second 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 second 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

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Columbus Regional Energy Special Improvement District.
No action taken

Mayor Studebaker introduced the second 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

Ms. McKay reported she e-mailed draft language for small cell legislation to Council on Monday. The language was developed for other communities. Mr. Boggs explained the aesthetic review language was not included with the materials provided. Mr. Cincione asked if any applications are pending in Ohio. Mr. Boggs stated he is aware of one. However, he stated his expectation that over the next 18 months applications will begin to be filed. Mr. Cincione asked if each company will need a separate installation or will there be a sharing of installation sites. Mr. Boggs did not have specifics to answer the question. Mr. Cincione asked how many installations would be necessary for a village of Marble Cliff's size. Mr. Boggs explained demand for services supplied by the technology determines the number of required installations.

Mayor Studebaker stated he would like to learn more about the benefits to the community of having well-established small cell services. Mr. Cincione stated his opinion that the opportunity for more data and smart homes and autonomous vehicles will be a benefit to the community.

Mr. Cincione asked if there is a community that is fully integrated with small cell capabilities. Mr. Boggs stated the services are most common in California.

Council asked staff to move forward on refining language. Mayor Studebaker asked Council to review the language and make suggestions.

Mr. Jolson asked if pending litigation will delay or stop the federal regulations from moving forward. Mr. Boggs stated he presumes the regulations will go through in their current form.

ADMINISTRATIVE ASSISTANT'S REPORT

Ms. Ciccone reported the fence installation in Falco Park is complete. Council noted that some residents have suggested that gates should have been part of the installation. Staff reported gates were considered but decided gates were not in the best interest of security for neighboring properties.

Ms. Ciccone reported she is moving forward with the purchase of Mayor's Court administration software.

Council discussed the holiday lighting and options for future years.

Council discussed the leaf removal program. Mayor Studebaker stated that EMI will not be out on Christmas Eve or New Year's Eve. He reported that pick-up will continue through the end of the year. Following the end of leaf pick-up the streets will be swept.

APPROVAL OF BILLS

Mr. Cincione moved approval of the December 2018 bills totaling \$107,860.96.

Ms. Hoag seconded. The motion passed unanimously.

Ms. Troiano moved approval of the amended November 2018 bills totaling \$295,872.82. Mr. Jolson seconded. The motion passed unanimously.

FISCAL OFFICER'S REPORT

Ms. McKay presented a draft of a Council meeting schedule for 2019.

Monday, January 21, 2019
Monday, February 18, 2019

Monday, July 15, 2019
Monday, August 19, 2019

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Monday, March 11, 2019
Monday, April 15, 2019
Monday, May 20, 2019
Monday, June 17, 2019

Monday, September 16, 2019
Monday, October 21, 2019
Monday, November 18, 2019
Monday, December 16, 2019

Mr. Cincione moved approval of the Regular Council Meeting schedule for 2019. Mr. Voelker seconded. The motion passed unanimously.

Ms. McKay presented information regarding the holiday party and total expenses. She reported that the office has received many positive comments. She noted that reservations and attendance were up over prior years and there was plenty of food and activities. Council also noted that people are staying longer and interacting with one another over the meal and the carriage rides.

Ms. McKay requested Council authority to pay year-end bills.

Mr. Cincione moved the Fiscal Officer be instructed to process and pay all routine bills received prior to year-end. Ms. Troiano seconded. The motion passed unanimously.

Ms. McKay reported she has contacted the realtor that is offering for sale the corner parcel at 1600 Dublin Rd. The realtor reported they would like to lease the corner for a bank or fast food restaurant for approximately \$90,000 per year. Ms. McKay reported she informed the realtor that none of the advertised uses met current zoning restriction for the property and that any new use would have to be approved by Council.

The other space that is available at 1600 Dublin Rd. is the portion of the building that was being used by Columbia Gas for production of paper bills for mailing.

Mayor Studebaker asked Council if they would like to have staff identify options for a "gateway" for the Village. Council asked staff to investigate options for the Village to use the corner for gateway development.

COUNCIL MEMBERS REPORTS

No reports.

OLD BUSINESS

Mayor Studebaker introduced the third reading of O-2578-18, 2019 Annual Appropriation Ordinance.

Ms. Troiano moved the adoption of O-2578-18. Ms. Hoag seconded. The motion passed unanimously.

Mayor Studebaker introduced the third reading of O-2579-18, An Ordinance authorizing an agreement with Charles Kelsey to provide Mayor's Court Magistrate services for a one-year period from January 1, 2019 through December 31, 2019

Mr. Jolson moved the adoption of O-2579-18. Mr. Cincione seconded. The motion passed unanimously.

Mayor Studebaker introduced the second 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.

Ms. McKay explained Frost Brown and Todd, LLC has requested an increase in the hourly billing rate from \$230 to \$240. They have also requested the rate for attendance at Council meetings change from a flat \$325 per meeting to \$240 per hour for meetings. The rate for Mayor's Court will remain unchanged at \$155 per hour. Ms. McKay commented that this increase is the first in several years.

No action was taken.

Mayor Studebaker introduced the second 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.

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Staff explained work on revisions to the code language is ongoing.
No action was taken

NEW BUSINESS

Mayor Studebaker introduced the first reading of R-2587-18, A Resolution authorizing the mayor to execute the 2019 plumbing inspection contract between the Village of Marble Cliff and the Franklin County Board of Health

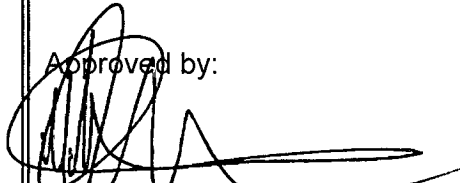
Mr. Cincione moved to suspend the rules. Ms. Taylor seconded. The motion passed unanimously. Ms. Hoag moved the adoption of R-2587-18. Ms. Troiano seconded. The motion passed unanimously.

ADJOURN

Ms. Troiano moved to adjourn the meeting. Mr. Cincione seconded. The motion passed unanimously. Mayor Studebaker adjourned the meeting at 8:10 P.M.


Mayor Studebaker thanked Council Members for their service to the Community in 2018.

Approved by:



Matthew P. Cincione
Council President Pro Tem

Submitted by:



Cynthia A. McKay
Fiscal Officer