



Council Meeting Minutes
May 24, 2021
6:30pm via Videoconference and In-Person

Mayor: Jody Carney – Fiscal Officer: Renee’ Sonnett – Solicitor: Paul-Michael La Fayette
Council Members: L. Giaimo, S. Heineman, S. Pine, F. Reed, J. Rucker, M. Terry

Other staff present: Haley Lupton (Management Analyst), Nathan Cahall (Village Administrator), Renee Sonnett (Fiscal Officer), Paul LaFayette (Solicitor), Taylor Brill (Zoning Inspector), Dale McKee (Police Chief), Peyton Koman (Zoning Official)

Visitors: Plain City Police Department, Kayleen Petrovia, Mark Bennett, Tim Dawson

Call to Order

Mayor Carney called the meeting to order at 6:30pm, followed by the Pledge of Allegiance.

Roll Call: Present – Ms. Carney, Ms. Giaimo, Ms. Heineman, Mr. Reed, Mr. Rucker, Mr. Terry, Ms. Pine

Approvals:

Mr. Rucked motioned to approve the May 24, 2021 Council Meeting Agenda, seconded by Ms. Giaimo. All in favor.

Ms. Giaimo motioned to approve the May 10, 2021 Council Meeting minutes, seconded by Ms. Heineman. Five yea votes, Ms. Pine abstained.

Visitors:

Mayor Carney recognized the Police Department for their efforts in the past year. Each police officer received a Certificate of Appreciation signed by the Mayor. Each officer introduced themselves. The Village Council extended their appreciation as well to the officers for their community involvement and attention to the safety of the Village.

Senator Bob Peterson was on the agenda but had to leave prior to the meeting. He passed along to the Mayor that he is running for Congress.

Mr. Tim Dawson asked Council to consider continuing making a donation to the Rock the Clock Event. In the past, the Village has supported this event but has been reconsidering their donation policy. Mr. Dawson explained the costs to put on the event, and that it is booking a national talent this year. He asked Council to continue to support the event.

Ms. Heineman and Mr. Rucker explained that they are in full support of the event but want it all donations to be done correctly. Council also explained they would like to be fair to all events. Ms. Pine noted that Council is considering a policy for donation requests, and it should be ready for next year. There was some discussion about how Uptown Plain City Organization (UpCo) covers event costs.

Mr. Dawson asked if the past three years have been done illegally. UpCo has received funds from the Village for past events. At the Car Show, an officer is on special duty and that cost is covered by the organization. In the past, the Chief has also donated his efforts.

Mayor Carney asked if the Village could move forward with purchases if it is approved by the Mayor or Administration. Mr. Cahall responded that funds can be approved, if the amount had been budgeted for.

Mr. Terry explained that Dublin justifies their expenses because they calculate the revenue that the event brings in. If dollars are brought in, Council should be able to support events. Mr. Terry does not want to postpone participation in events this year, as a policy is developed. If the request is within the budget dollars, he would request that the Mayor and Administrator use their discretion and approve the requests, as long as an appropriation is not needed.

Council will cover this topic next week in Worksession. Mr. Dawson will provide sponsorship levels to Council. Mr. Terry asked Chief McKee to put together an estimate of costs for this event. Mr. Rucker noted that this is how Upper Arlington covers their golf tournament.

Reports:

Mayor:

- Mayor Carney went to the grand opening of the Grainery patio. The dining and entertainment are a great asset to Uptown.
- Working with some potential businesses coming into town to help identify the correct building fit.
- Memorial Day is this weekend – Bluegrass Festival is on Sunday and the pool is opening on Saturday. Monday is the Memorial Day Ceremony at 10am.

Fiscal

- Nothing to report.

Police

- Thank you to the Mayor for her support and Council for their support.

Administrator

- The document that Mr. Terry has requested from Staff is still in the works.
- Mr. Reed asked for an overview of the Shell Station project. It will be before Planning Commission in June. There are no end users identified, but streets and utilities have been identified. The main public road will be a cul de sac with seven lots. The types of buildings have not been determined yet. This is an atypical scenario, but it will be commercial. This could potentially be in front of Council in July.

- The Villa Drive project is finished, minus some restoration items.
- Gay Street project is nearing the concrete and pavement work. As we near completion, staff will have some conversations with the contractor about costs.
- The paving program bid announcement will be in the paper on Thursday. Bids will be open the second week of June.
- The Uptown streetscape project plans should be received tomorrow. Plans will be shared with the property owner.
- Tonight, there is a recommendation for a replat behind Lovejoys to plat the property purchase for the Parking Lot Project.
- There was an issue at the pool today. A leak was found in one of the valves. Mr. Cahall would like to publicly thank the Washington Township Fire Department and their water request team for their quick assistance today. They came out with three hours' notice and dove into the pool and fixed the pool valve. The pool is scheduled to open on time.

President Pro Tem

- The next Worksession will be on June 2 at 6:30pm in person.

Solicitor

- Nothing to report.

Capital Improvements

- Nothing to report.

BZA

- Findings of Fact meeting will be held tomorrow at 6:30pm.

Planning and Zoning

- Met last Wednesday and approved the replat of the Uptown Parking Lot property and recommended approval of Roller Compact Concrete
 - Mr. Reed asked about the process of the Zoning Code Update. Ms. Pine responded that there will be a proposed code before any updates go through. The Committee will make recommendations.
- Ms. Pine has one Planning and Zoning meeting left as a Council member.

Parks and Recreation

- Nothing to report.

Personnel & Finance

- The meeting schedule is changing in June. The next meeting is June 9 and then June 30.

- Mr. Reed added that the Barbecue Event during Memorial Day has been heavily attended in the past and recommends attendance.

Fire

- Next meeting is June 3 at 6:30pm.

Design Review Board

- Wednesday's meeting will be brief, it is being held to approve the previous month's meeting minutes.

Charter Transition Committee

- The Administration Building Open House will be held from 4:30pm – 7pm on July 1.
- June 28 Council Meeting will be a recognition of the Charter Commission members.
 - Invitations will go out soon. A short reception will also be held before the Council meeting.
- Mayor Carney introduced Peyton Kaman as the new Zoning Officer.

Old Business:

2nd Reading - Ordinance 07-2021: An Ordinance Amending the Village of Plain City Codified Ordinance Chapter 121 Establishing Council Meetings Place and Time and Notice of Meetings Pursuant to The Municipal Charter Passage

Mr. Reed would like to amend the ordinances and just have each ordinance reference the Charter to avoid confusion between the codified ordinances and the Charter. This format will not change the meeting of the ordinances.

Mr. Reed moved to replace everything after the Title and include the alternate ordinance instead. Ms. Pine explained that City of Columbus puts all of the codified ordinances in their ordinances. Mr. Reed would still like the cross references to be listed instead. In places where the Ohio Revised Code is referenced, the ORC is not listed. Ms. Pine does not see a reason to not have the charter language in the ordinances.

Mr. Reed motioned to accept the alternate ordinance 07-2021, seconded by Mr. Terry.

Aye – Mr. Rucker, Ms. Heineman, Ms. Pine, Mr. Reed

Nay – Mr. Terry, Ms. Pine

2nd Reading - Ordinance 08-2021: An Ordinance Amending the Village of Plain City Codified Ordinance Chapter 123 To Update the Codified Ordinance and Resolution Practices and Procedures Pursuant to the Municipal Charter Passage

2nd Reading - Ordinance 09-2021: An Ordinance Amending the Village of Plain City Codified Ordinance Chapter 131 Establishing the Position of Mayor and The General Powers and Duties of The Mayor Pursuant to The Municipal Charter Passage

Mr. Reed motioned to accept the alternate ordinance 09-2021, seconded by Mr. Rucker.

Aye – Mr. Rucker, Ms. Heineman, Ms. Pine, Mr. Reed

Nay – Mr. Terry, Ms. Pine

2nd Reading - Ordinance 10-2021: An Ordinance Amending the Village of Plain City Codified Ordinance Chapter 133 Establishing A Village Administrator Form of Government and The Duties of The Administrator Pursuant to The Municipal Charter Passage

2nd Reading - Ordinance 11-2021: An Ordinance Amending the Village of Plain City Codified Ordinance Chapter 135 Establishing A Fiscal Officer Position and the Duties of the Fiscal Officer Pursuant to The Municipal Charter Passage

2nd Reading - Ordinance 12-2021: An Ordinance Amending the Village of Plain City Codified Ordinance Chapter 137 Establishing A Solicitor Position and The Duties of the Solicitor Pursuant to The Municipal Charter Passage

Mr. Reed motioned to accept the alternate ordinance 12-2021, seconded by Mr. Rucker.

Aye – Mr. Rucker, Ms. Heineman, Ms. Pine, Mr. Reed

Nay – Mr. Terry, Ms. Pine

2nd Reading - Ordinance 13-2021: An Ordinance Amending the Village of Plain City Codified Ordinance Chapter 139 Establishing A Police Department and The Staffing, Organization and Chain of Command of the Police Department Pursuant to The Municipal Charter Passage

2nd Reading - Ordinance 14-2021: An Ordinance Amending the Village of Plain City Codified Ordinance Chapter 715 Establishing Business Regulation Code for Cable Communications Pursuant to the Municipal Charter Passage

2nd Reading - Ordinance 15-2021: An Ordinance Amending the Village of Plain City Codified Ordinance 1139.01(A) To Update the Planning and Zoning Commission Membership Composition Pursuant to the Municipal Charter Passage

2nd Reading - Ordinance 16-2021: An Ordinance to Provide for Removing the Village of Plain City Codified Ordinance Chapter 136 – Village Engineer/Zoning Manager Pursuant to the Municipal Charter Passage

2nd Reading - Ordinance 17-2021: An Ordinance to Provide for Removing the Village of Plain City Codified Ordinance Chapter 138 – Recreation and Parks Director Pursuant to the Municipal Charter Passage

2nd Reading - Ordinance 18-2021: An Ordinance Establishing Codified Ordinance Chapter 134 To Create Clerk of Council Position Pursuant to the Municipal Charter Passage

2nd Reading - Ordinance 19-2021: An Ordinance Establishing Codified Ordinance Chapter 144 To Create the Personnel Board of Appeals and To Set Composition, Duties and Functions of the Board Pursuant to The Municipal Charter Passage

New Business:

1st Reading - Ordinance 20-2021: An Ordinance Accepting the Transfer of PID#113450 Johnson Court/Gray Street Parcel from The Ohio Department of Transportation

Mr. Cahall explained that part of the right of way properties affected during the ODOT Route 42 project are in ODOT's name. ODOT would like to transfer the parcels to the Village so we have full right of way privileges. Gray Street (Resolution 17-2021) is included in this but ODOT will remain the owner due to certain limitations. For our purposes, this would allow the Village to continue to control this portion of the right of way.

1st Reading – Resolution 16-2021: A Resolution Amending the Village of Plain City Employee Policies and Procedures Handbook

Mr. Cahall confirmed that these changes are related to the Municipal Charter Passage. The employee policy manual updates will add the Personnel Appeals Board and the filing procedures for employees. Mr. Reed added that the Personnel & Finance Committee endorses the changes.

1st Reading – Resolution 17-2021: A Resolution Authorizing the Village Administrator to Apply for An Ohio Department of Transportation Permit

Mr. Cahall explained that this resolution is related to the Gray Street parcels.

1st Reading – Resolution 18-2021: A Resolution Authorizing and Directing the Village Administrator to Execute a Community Reinvestment Area Abatement Agreement for the Property Located at 160 W Main St.

1st Reading – Resolution 19-2021: A Resolution Authorizing and Directing the Village Administrator to Execute a Community Reinvestment Area Abatement Agreement for the Property Located at 156 W Main St.

Motion: Planning & Zoning Commission Recommendation: PZ-21-10: Replat of Part of Lots 30 & 31, Village of Plain City

Ms. Pine motioned to accept PZ-21-10: Replat of Part of Lots 30 & 31, seconded by Ms. Giaimo. All in favor.

Public Notice: Announcement of Public Hearing on Monday, June 28 to hear the Appeal of Two Design Review Board Decisions

Discussion Items:

Ohio Governor's Updated Health Orders

The Mayor noted that area businesses are updating their policies due to the latest Governor's orders. Mr. Terry would like Council to say the Village is following the Ohio Health Guidelines, without any further mandates or non-mandates. He does not want Council to mandate vaccines, or anything further than the State has required.

Ms. Giaimo agreed that the Village should follow the Ohio health orders. Mr. Lafayette noted that the local legislation can only be more restrictive than the State's. Once the Governor has removed emergency orders, each locality can impose restrictions but would have to be careful. Mr. Reed does not have any desire to impose restrictions as well. Council agreed to continue to follow the Ohio Health orders.

Executive Session began at 7:37pm:

Executive Session – Pursuant to Ohio Revised Code Section 121.22 G 2 – To consider the purchase of property for public purposes, the sale of property at competitive bidding, or the sale or other disposition of unneeded, obsolete, or unfit-for-use property in accordance with section 505.10 of the Revised Code.

Ms. Pine motioned to enter executive session, seconded by Ms. Giaimo. All in favor.

Mr. Rucker motioned to exit executive session, seconded by Ms. Heineman. All in favor.

Executive Session – Pursuant to Ohio Revised Code Section 121.22 G 3 - Conferences with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action.

Ms. Pine motioned to enter executive session, seconded by Ms. Giaimo. All in favor.

Ms. Pine motioned to exit executive session, seconded by Ms. Giaimo. All in favor.

Meeting adjourned at 8:20pm.

Minutes submitted by Haley Lupton, Management Analyst