



COUNCIL MINUTES
October 24, 2022 · 6:30 PM
Council Chambers

Mayor: Jody Carney **Administrator:** Haley Lupton
Director of Finance: Renee' Sonnett **Director of Law:** Paul-Michael La Fayette
Council Members: President M. Terry,
J. Eudaily, K. Ferguson, F. Reed, J. Rucker, J. Sintz

Call to Order: Mayor Carney called the meeting to order at 6:30pm followed by the Pledge of Allegiance.
Present: J. Carney, M. Terry, J. Eudaily, K. Ferguson, F. Reed, J. Rucker, J. Sintz.

Approvals: Agenda: Council Meeting – October 24, 2022
Ms. Ferguson motioned to approve October 24, 2022 Agenda; Mr. Sintz seconded. All in favor.
Minutes: Council Meeting – October 10, 2022
Mr. Sintz motioned to approve October 10, 2022 Council Minutes; Mr. Reed seconded. All in favor.

Proclamation:
No proclamations

Visitors:
No visitors

Reports:

- Mayor
 - o Special thanks for Mr. Terry, Mr. Sintz, Ms. Ferguson, Police, and Public Works for Fall Fest participation
 - o Bestowed Proclamation on Rosemary Anderson
 - o Madison County Soil & Water Awareness
- Finance Director
 - o Health Insurance Renewal
- Police Chief
 - o Thank Fire Dept for participation at Fall Fest
 - o Officers have completed all mandated training required by the state this year.
 - o Officers completed firearms qualifications.

- Officer Flowers spoke to Pre-K, K, and 1st grade at Monroe Elementary School
- Detective Greenbaum attended Drug Investigations Training
- Sgt. Howard completed First Line Supervisor ion Training
- Reminder that Halloween this year is October 31, 2022 from 6-8p. PD's Boo with the Blue will be at Darby Fields during this time.
- Village Administrator
 - Village Planner starting tomorrow
 - Back in office fulltime
- Council President
 - Work Session Nov 2nd
- Law Director
 - Joint Water Sewer District documentation has been filed
- Marketing & Communications
 - HyperReach program with PVJFD at no charge to the Village
 - Unveiling Branding Initiative at Christmas Under the Clock
- BZA
 - No meeting this month
 - Need a BZA member
- Planning & Zoning
 - No meeting this month
 - Public Hearing on November 14th on Zoning Code Rewrite
- Parks & Recreation Committee
 - Met October 12 on CIP
- Personnel & Finance/CIP
 - Met October 19 budget, employee handbook updates
 - Next meeting November 9th, tentative
- Fire
 - Next meeting November 3
 - PVJFD had new truck at Fall Fest
 - Video on PVJFD Facebook introducing new fire fighter
- Design Review Board
 - No applications, no meeting this month

Public Hearing

DRB Appeal Hearing: Certificate of Appropriateness - COA-22-11

- Mr. La Fayette explained hearing process. Mr. Rucker will abstain from participating in the proceeding as he is a member of the DRB. Will create a finding of fact for future meeting. Mr. Terry recommended schedule this for Work Session on November 2, 2022. Mr. La Fayette advised all participants can attend the Work Session but there will not be further discussion from the parties.
- Mr. Hunt, attorney for Timothy Dawson (see Bryan Hunt – Appeal Presentation 10.24.2022 in V:\Government\Council\Council\Pre Meeting Documents\2022\10.24.2022
 - Procedure and Standard of Review
 - Pertinent Purposes and Intentions of Chapter 1327

- Section 1327.08 Standards
- Section 1327.09 Guidelines
- Evidence provided will show that
 - The addition violates numerous standards and guidelines of Chapter 1327; and
 - Alternative approaches are available
 - Notes from DRB meetings
- Conclusion
 - DRB's decision was erroneous because:
 - Lack of findings of fact; and
 - The addition fails to meet and adhere to the standards and guidelines in the Code.
 - Council should overturn DRB's decision
- Ms. Zambelli, attorney for Rayce Robinson
 - Opening statement
 - DRB is not required to present findings of fact
- Mr. La Fayette swore in all potential participants
- Mr. Hunt called Mr. Dawson
 - Owner 138 W Main St
 - Exhibit A
 - Broke down neighboring buildings
 - Member of DRB board in Plain City and Kenton (Harden County)
 - Discussed attendance at DRB meetings of June 29 and July 27, 2022
 - Feels this is going to detrimentally affect his business
 - Has never seen anything of this scale be approved by DRB
 - Exhibit B
 - Described alley looking south from the back of his property
 - Discussed direction of stairs on his building, for about 1.5 years, as a result of meeting fire emergency exit code
 - Had a gentlemen's agreement with Mr. Houchard, Mr. Jason James, and Mr. Ralph Smucker affected by the alley and didn't want to impede or prevent anyone from getting to the back of that alleyway. Approached and petitioned Council to abandon that alley because it did not serve a public purpose. There are overhead electric lines, underground gas, sanitation and water lines.
 - Exhibit D
 - Alley vacation approval
 - Exhibit E
 - First reading Ordinance 17-20

Old Business:

2nd Reading: Resolution 19-2022: A Resolution Adopting New Plain City Brand Style and Implementation Guidelines

New Business:

Clock Tower Easement will be on the November Work Session

1st Reading Resolution 20-22: Municipal Bridge Inspection Program

1st Reading Resolution 21-22: Creating Development Manager position

Discussion Items

Budget 2023 – discussion will take place at the November 2, 2022 Work Session.

BZA Vacancy – applications have been received and are being reviewed.

6119 Positions – interested applicants are encouraged to notify Mayor Carney.

Citizen Recognition Program – Res 8-22 passed.

Land Use Map Update – Mr. Stanford is currently working on the update and discussion will take place at a later date.

Medici/Troyer Alley Easement – Mr. La Fayette has been working on the easement language and is in the final stages of preparing the documents.

Zoning Code Update – Mr. Stanford and Mr. Hutchinson are reviewing the proposed code in its entirety and making final edits.

December Council Meetings – The December 26th Council meeting will be cancelled and rescheduled for a later date.

Economic Development Council Committee – Mr. Stanford is working on beginning this committee and it is his hope to have this committee formed and functional in early 2023.

Liquor Permit – no further discussion needed.

Uptown Streetscape Improvement Bid – bid opening is next week.

Maple Street Bridge Repairs – Administrator Lupton is prioritizing repairs and meeting with an engineer this week.

DRB Appeals Process – the decision will be made at the November 2, 2022 Work Session.

Executive Session

Meeting adjourned at 9:53pm.