

Canal Winchester

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



Meeting Minutes - FINAL

May 2, 2022

7:00 PM

City Council

Chuck Milliken - President

Bob Clark - Vice President

Laurie Amick

Jill Amos

Patrick Shea

Mike Walker

Ashley Ward

- A. Call To Order** *Milliken called the meeting to order at 7:08 P.M.*
- B. Pledge of Allegiance - Amos**
- C. Roll Call** *Present 7 – Amick, Amos, Clark, Milliken, Shea, Walker, Ward*
- D. Approval of Minutes**
- [MIN-22-015](#) April 4, 2022 Work Session Minutes
*A motion was made by Amick, seconded by Clark to approve MIN-22-015. The motion carried with the following vote:
Yes 7 – Amick, Clark, Milliken, Shea, Walker, Ward, Amos*
- [MIN-22-016](#) April 4, 2022 Public Hearing Minutes
*A motion was made by Amos, seconded by Ward to approve MIN-22-016. The motion carried with the following vote:
Yes 7 – Amos, Ward, Amick, Clark, Milliken, Shea, Walker*
- [MIN-22-017](#) April 4, 2022 City Council Minutes
*A motion was made by Amick, seconded by Amos to approve MIN-22-017. The motion carried with the following vote:
Yes 7 – Amick, Amos, Clark, Milliken, Shea, Walker, Ward*
- [MIN-22-018](#) April 18, 2022 Work Session Minutes
*A motion was made by Clark, seconded by Amos to approve MIN-22-018. The motion carried with the following vote:
Yes 7 – Clark, Amos, Milliken, Shea, Walker, Ward, Amick*
- [MIN-22-019](#) April 18, 2022 City Council Minutes
*A motion was made by Walker, seconded by Amick to approve MIN-22-019. The motion carried with the following vote:
Yes 7 – Walker, Amick, Amos, Clark, Milliken, Shea, Ward*
- E. Communications & Petitions**
- [COM-22-006](#) CWLSD RESOLUTION 4-22 MOTION TO APPROVE THE RESOLUTION IN SUPPORT OF NECESSARY ACTION TO PREVENT THE DETACHMENT OF THE PROPERTY LOCATED AT BIXBY AND RAGER ROADS AS PRESENTED.
- F. Public Comments - Five Minute Limit Per Person**

Michael Vasko, 65 W. Columbus Street – Thank you for graciously giving me the opportunity to address you. Just a couple quick things. I have made comments to this Council at least one or two previous occasions, I wanted to clarify what may be a misunderstanding. I did not appear up here on behalf of any other group or organization. I appeared previously on behalf of only myself. Speaking only for myself. I do not wish that my comments any way detract from the commentary of any other group or organization that I have not joined or associated with. Next, you enter discussion about appointments to the Comprehensive Plan Committee and you mention that there would be 4 homeowners associations contacted for participation on that planning committee. Well, there are over 200 homes in downtown Canal Winchester that are not in a homeowner's association. Are you planning on making any specific accommodations to make sure that those people are represented on their comprehensive plan? Seem very concerned about the most recent people that move in but not the ones that have lived here for 40 or 50 years in the old town. I would just ask that perhaps you consider giving them an opportunity to be represented on the

comprehensive plan. I have just a couple quick questions. You brought up the master plan review person and you brought up what it cost but it's my understanding that you charge fees for those review services, those costs are largely offset by the fees. Same would be applied to the other inspection services that you were talking about so when you consider the cost, there's also the income side of this. I believe that he recovered most of those costs through those fee structures that you have and therefore; it's not really a loss to the city of out of pocket expense. Other than that, I have nothing further to say tonight. Thank you.

*Randy Stemen, 22 Walnut View Ct S – I've been in Canal Winchester, I don't mention it much since 1957 off and on. I think we have a pretty good crowd here and I want to start by saying I appreciate everybody who comes on all sides of the issues, including Council and the city government. I hope that we all want what's best for our city. I feel very grateful for everybody that showed up. Tonight, I just want to spell out a few facts on the warehouse issue specifically on the Schacht property. This began when developer North Pointe and a local land owner made a tentative agreement with our city. Our city agreed that we would annex a piece of land off of Bixby but the annexation was contingent on our zoning and planning and Council passing and zoning change to allow warehouses to be built. Planning and zoning reviewed and voted on the zoning change. Mike Vasko, who was chair, spoke about the traffic study, which he had obviously read in detail. He pointed out that in many spots we would be deficient even with remedial actions would still be deficient, lower grades than that are acceptable both to us and Franklin County. Planning and zoning voted for that 6 to 0. Declining, they turned down the zoning for that piece of property. Few weeks later, Mr. Vasko was effectively removed from planning and zoning. I believe he had served our city for about 20 years prior. Next, North Pointe met with each of our Council members I understand. They advised our Council members they would pull the annexation away from Canal Winchester and move it to Columbus if they didn't override planning and zoning. Our Council then voted and did indeed override planning and zoning and approved the zoning. Zoning was back on. Starting to read a little like a soap opera. Next, a group of citizens, The SMART Growth Group formed a referendum committee and with the support of many, many residents and with their own personal money, they hired a lawyer, went door to door with a petition in hand, and collected over 600 signatures. Well over the legal amount needed to form a referendum. Did that in a pretty short duration and in the dead of winter. Yeah, there was snow. We were kept warm by the reception we received. Trust me, the percentage of residents who want this referendum is not a small group and that is a fact. Some members of Council balked, one called our members f***** stupid in public. He called us f***** stupid right here in these Council Chambers. He admitted to this in an email that went out to all of the Council members. I haven't heard anything about it yet, but I expect to. Other Council members stated were losing our town in the schools, millions and millions of dollars. I sent around a pie chart that shows how much money was going to the schools and we've discussed this before. \$155,000 is the estimate per year. Total budget is of the schools is \$41.6 million. I went to school here, pretty good math department but I understand some people need a pictorial. Look at that little sliver on the top of that pie chart.*

*Jenna Acklin, 55 Franklin Street – I'm here today concerned about the potential emergency ordinance to override the referendum that the public has requested a vote. Mr. Clark, you spoke recently about being a constitutionalist, when the discussion was brought up from the committee reviewing our Charter. When they recommended that we no longer have endorsements in this non-political position that you are in and you use the "I am a constitutionalist" over and over for the reason why you would not put that to the people's vote. It screams to my brain, what the heck is a constitutionalist doing by proposing an amendment to take away the people's vote when they have rallied together to say we want to vote? I don't really care what the circumstances are around this warehouse at this point. You have created the situation that we are in and several times now Mr. Shea, last meeting or one of the meetings he said they're peeing in the wind. There have been disrespectful, I guess I will say your credibility I lost with your community because of the way you speak to the women on Council and I've seen it from several of the men on Council. Two in particular in this Council, there was another one on the last Council that was an offender of it. The last meeting that I watched, there were several times when two of you were interrupting, talking over and being quite rude to Miss. Amick, Miss. Amos, and Miss. Ward. People notice stuff like that, I mean you think, I'm just saying my thing, this is who I am, I tell people they're f***** stupid that's me. You're a reflection of this city and so for people to have confidence in you that you know better about these warehouses, you have not earned that. You*

have not earned our trust. You say I'm for the Constitution, I'm for the Constitution and then you say I know better than these people who have asked for a vote. That is the basis of this Constitution is that we have the right to vote. I understand you do things on emergencies, that's how it goes but when the people say "Stop. We don't trust you" you are not doing the right thing. We want a vote. For you to say "no" we know better. This is an emergency, it's an emergency because it's going to go to Columbus. You structured it that way. The way it is all it was structured by you. So, this is not a problem that was created by a group that doesn't want warehouses. This is a group or myself who just wants smart development, that's it. We've been asking for a development plan for years. You're consulting master planners on other things, why in the heck has it taken you so long to get an overall development plan? Again, it was because of the male Council members who made all the decisions in the last group. Whatever they wanted to do, they did. Same with this and I'm sure there were assurances given to North Pointe. But again, it's the back and forth. It's the things that you say that then you contradict yourself. We had a meeting with a couple of Council members about the diversity. There were maybe four or five of us. The next meeting, Mr. Walker told them they should no longer meet with us that should be a discussion that is open to all 9,000 of the residents. But then at every step of the way, the residents have asked for town hall meetings, conversations and you have said no, no, no. So, you say the residents, this group of 500, they're nothing. Oh, but these five people on Facebook stuck up for me, and they want the warehouses. Oh, but these five people wanted to talk to us about diversity. Well, we don't want to hear from them. We need to talk to all 9,000 people. You're talking out both sides.

Brandon Hord, 6462 Hemmingford Drive – **Unable to hear due to microphone malfunctioning.**

Francis Maloney, 355 Waterloo Street – I've only been in this lovely town four years. I do enjoy it. Planning and zoning, commissions, planning takes a long time. You can't just do it overnight and you can't stop it overnight. Somebody just said they lived here 40 years, another guy said he's lived here his whole life. Where was he 18 years ago when the preferred land use plan was put forward? The same plan that I used when I bought my 21 acres over there that's currently under contract. Then once a warehouse is built its going to be offered to you all and you're going to take it. It's going to be done under Violet Township because I'm not stupid like Kevin Weiser, who brought his land into canal before he had a guarantee. You can't stop that. This is a blue-collar corridor whether you like it or not. This isn't 23 going from Powell up to Delaware. 161 up in New Albany with all the high tech. Why do they want to live here when they're building all this crap up there on Gender? Yeah, they don't and they don't want to work here either. Trucking. There isn't a single thing that you own that wasn't moved by a truck at some point in time in its life. Whether it was raw material or finished goods, somebody's got to get it to the store. So, as much as you hate trucking, look what they did in Canada. They can shut down their country. These people would get together in The United States, we could shut it down here too but unfortunately, there's too many greedy people or people that just have to work. People that are working on a shoestring budget and don't properly plan their business so therefore, they have to run, they're not keeping proper margins. Try to remember the trucking is needed and putting trucking warehouses next to the highway is where they belong. I sure as hell don't want to live next to a highway however, I did just build a beautiful 5,000 square foot house out there on that land on Basil Western Road because that's where my son wanted. He's not as bright as I am. It'll be worth a lot of money 20 years from now and he's going to depreciate it because it's his office. It's planning, I'm not going to stand up here and give you a lesson on what referendums are. I can Google that. But, there's long term planning and for you to think that you could stop something midstream because of a referendum that's fine, but then it goes to the court. Now, they didn't have the proper zoning on their land, I got the zoning on my land. Weiser's had the zoning on their land. That was just stupid. Anyway, that's another story and I want it to go through because I want to fix Basil Western Road, that's a disaster. How many of these idiots pull up to that stop sign and stop and wait for that idiot to put his blinker on before you decide to pull out? 90% of those idiots turn right. They're not idiots, I'm sorry. 90% of the drivers turn right, but that's another story. So, I'm here in support of the development of this area, there's a great place for residential neighborhoods, done a little bit of that myself too. But, up against the highway's not it, unless you want Section 8 or you want multi use apartments which are huge drain on the community whether you believe it or not. They're using all the resources. I'm not using any of the resources, I pay the taxes. I don't have any kids in school. Anyway, you can't stop the progress unless you own the land.

Larry Flowers, 421 W. Waterloo Street – Good evening, President, members of Council, Mayor, staff. Resident of this great village now city for believe or not 40 years. I served as Fire Chief for 22 years. I served as State Representative in the General Assembly for 8 years and I was capped off that with being the state Fire Marshal during the Kasich Administration. We all love Canal Winchester. I support economic development. I was president of the Chamber of Commerce. The second year of the Chamber of Commerce was recreated, we worked hard to create economic development. We had a group then called Smart Growth that tried to stop all of development on Gender Road. How many of you go to Kroger's, Home Depot, and Tim Horton's? I'm there every morning. It's great, Patty and I seldom leave the city now because we have everything here that we need because of great economic development. I believe this city has done a great job and growing our city. Now often, I understand my years of being the Fire Chief in the legislature, economic development is a tricky process. It's a very tricky process and sometimes things have to move very quickly. I believe North Pointe project is the right project, it's the right time, it's the right property and it's the right location. I urge Council to support that project and make it happen. It's good for the city, it will be good for the schools and it'll create jobs. Thank you all for serving and leading the city.

Phillip Kumar, 7342 Crossett Court – Good Afternoon. I've been here before to talk about the opposition that many of us residents have against the development of the warehouses, but my bigger concern tonight is making sure that I'm able to voice. My concern about the Council's decision and plan to take away the rights of the local residents. The referendum, the signatures gathered and getting onto the ballot by people, I mean that's what this country is all about, right? Democracy. I don't see how 9 of you sitting on this, 9, 10, 11, or whatever it is believed that you have a greater right to decide what happens to our community and even more importantly that just a handful of you believe that you can take away the rights of the citizens. So, I'm here to voice that and make sure it's on record. I'm not against development of business. I'm not against Smart Growth. I'm all for it. I certainly believe we have to figure out how to do that and find a fair balance and have diversity in the industry that we put in here. I think really right now our biggest concern as citizens is, your decision. I'll put this on record, there are certainly many of us out there who have spoken to have to wonder what the personal financial benefit to you is. The two of you gentleman looking straight at me, Mr. Clark and Mr. Shea, I don't know you, never met you, don't have any idea. But, I have to have a very deep concern that there must be some personal financial gain to you that you are so adamant about overturning the rights of the citizens, right? I mean, what other reason could you have? This is not an emergency. An emergency would be held, and emergency would be school systems but this is not an emergency. So, for you to think this emergency resolution it's just got to be a fire facade to whatever you have behind your back plans. As citizens we want to make sure that you hear that and we're not going to stand for that. So, that's on record and I appreciate the time.

Tom Obert, 770 Bowen Road – I live on Bowen Road, one of the few houses on the other side of 33 that's actually within city limits. First of all, I think the call any of you on the take is uncalled for. People may not agree with what you're doing because they don't understand the background behind it. You didn't put us in this situation, you're not taking away the right to vote. There was an agreement that you made with Schacht's that the property would be annexed if North Pointe could build their buildings. Schacht's brought this opportunity to Canal, the opportunity for financial gain, opportunity for the land to stay in Canal because he's lived here a very, very long time. He's farmed the land for generations, his family has and he's done. He could have just easily started out going to Columbus. It probably would have cost him a little more. He probably had a hell of a lot less headaches than he's got right now. There was never going to be a referendum vote. There's nothing being taken away from you because it's never going to vote. The agreement that was laid out there said that if it's not as it was in the legal agreement upon annexation, they're going to pull it and go to Columbus. If you think they're not going to go to Columbus, then you're crazy. So, if you don't override the referendum, they're going to deannex and it's going to Columbus, there's no vote. If you override and if that happens, we lose all \$150,000 a year for the schools, \$450,000 down the road in 15 years. I'm sorry, maybe seven hundred some thousand down the road in 15 years going to the schools. Losing millions of dollars if you don't override this vote, this referendum. If you don't override it, then it's going to Columbus. So again, it's not going to vote. I don't blame the Schacht's for pulling it, de-annexing it and going to

Columbus. Who here has the right to tell him, you need to wait, you need to not sell your property because that's what we want to do? There's not going to be New Albany buildings, office type buildings over here. That's not going to happen. I live next to warehouses. I'm not pro warehouse but there creeping up my doorstep. I was approached by OPUS last year to buy 4 acres of my property for the warehouse they were trying to build and I told them no because I don't want them right next to me. I've got 21 acres, I got a buffer, at least I probably would have seen the tops of warehouses over the trees, but I didn't want that. So, I'm not pro warehouse but I'm also not for telling somebody else what they can do with their property. A warehouse is not a detriment to the community, it's not an eyesore. I truly hope that if it comes to be that you need to pass this emergency resolution that it does pass so that the financial gains stay within Canal Winchester then get what we can get out of the deal because if it doesn't pass, it's going to Columbus. We're going to have no input on what it looks like, we're going to have no financial gains on the outcome of something that's going to be exactly what's planned now. It's going to be warehouses whether we like it or not so at least let's have some input on the way that it looks. Let's get some financial gains off the revenue, the taxes, anything else North Pointe is willing to contribute to the community because they are part of Canal Winchester now. Thank you.

Scott Ferguson, 7574 Embers Lane - Two meetings ago I came here to ask both sides of this issue to put their claws back in and start playing nice. For the betterment of Canal Winchester as a whole, I think we can all agree to that, that's what most of us here in this room for. Since then, there's been a lot of happenings. The SMART Growth Group has had multiple meetings with Council members and developers. Council President Chuck met with my wife and others to discuss this moving forward at one point. Chuck asked us to back off for the last Council meeting which we did as we want what's best for Canal Winchester. At the last meeting two weeks ago, you noticed that we put our weapons down as we didn't really have much presence here, per your request. Part of that agreement was that Bob and Patrick would also back off a little bit, and let the heat subside. That did not happen. I watched that meeting when I was going yard work. That meeting was very coordinated effort to try and persuade votes for the undecided Council members. Before that meeting, a text message between Patrick Shea and Matt Krueger, School Board member shows Patrick saying that the committee members are "intense" and I quote "Bethany Ferguson told Chuck they would recall him" this is a flat out lie. That never was said. It was a lie and attempt to persuade and manipulate the opinion of a school board member. It didn't stop there as the school finance director and Superintendent attended the last meeting that we were standing down at. A lot of why the schools are in the gutter make a lot of sense after hearing those two speak. If you mean that my wife is a dedicated citizen who care about her community then hell yes. Apology would be appropriate, but I won't hold my breath. The comments made here and other places about my wife and family name are not appreciated. Also, for Patrick, in his text, he said "we need 5." Patrick knows he needs five votes for his emergency. He disregarded anything any citizen says if he knew you had five votes. He also says in his text "It's real stupid, any help you can give away appreciated. We really need comments to be submitted, it will help with the undecided." Again, last meeting was a clear-cut coordinated, orchestrated effort in a full-on presentation to persuade the undecided, you five that haven't fully decided. Your vote is all that Bob and Patrick care about. Moving on, I think it's very important and extremely important to take a closer look at some of these numbers that are being presented to you by Mr. Shea and the school board. I have four degrees in college, one of them is applied mathematics in bachelors and MBA. The moment I saw these numbers, I knew that they were bogus. The elephant in the room with these numbers presented as if they're not complete. Anybody know the definition of profit, the business definition of profit? I figure all these experts in the room would know that business definition profits, sales minus what? Expenses. These numbers leave out all the expenses and guess who's footing the bill for those expenses? You probably figured that out from the McDorman and McGill projects. I chuckle when I see the term, the lazy term millions, being thrown around with how much the school is going to be losing streak and throw million and get up to seven figures when you take three other developments throw it into this one development that's at task and multiple it by 15. Very brilliant. I want to just move on to my next last point because I know I'm limited on time. I want to talk about the legacy and identity of this town. You're correct, I forget where the gentleman is at that has 21 acres, maybe he left. 20 years ago, this used to be a farmer's town, Mr. Schacht's right this is not a farmer's town no longer. What it is becoming is a warehouse town. I heard the song Paradise City by Guns and Roses this morning on the radio as they did a feature with Carrie Underwood and it made me think of

changing the lyrics. So, take me down to the warehouse city where the grass ain't green and the officials are... I promised I wouldn't cuss though. Canceling the referendum would be the darkest day in Canal Winchester history if it gets to that. If it lines up to the first day that you open up McDorman that would be pretty dang sad. Finally, I want to finish the dirty politics, insults and name calling does not go well in this town. Talking negatively about your tenant citizens because they don't agree with you is pretty dang immature. It's time to grow up. I love Canal Winchester and I love the people who live here and that's what makes this place special. I suggest the city gets on board with that and thank you for your time.

Angie Halstead, 59 Busey Road – Good Evening, I wanted to start by thanking Council for the conversations we've been having and I appreciate that North Pointe has come to the table to talk as well. I do want to kind of piggyback off of what Scott said. We were asked to back down. We did back down and he's 100% right that a lot of things started happening with Mr. Shea going to the school board and continuing with his ordinance and to resend the other ordinance after we did back down. You're asking us to trust you and how do we trust you when things like this are happening? You know, I just wanted to say I hope this dialogue continues and I hope that we can figure something out that's best for this community. That's why we're here. We're all here because we want what's best for this community and yeah, I understand that Mr. Schacht has been in this community but Mr. Schacht is not in this community. If we want to go by some of the Council members, what they say who they serve, they only serve the people that live in these city limits. He's never lived in these city limits. I understand, it's his right to sell his land, I do, and I appreciate that but we have planning and zoning in for a reason that is there for a reason. I know you said a million times, there's a different million analogies but you can't just sell your land and decide to put a racetrack next your neighbor's house. That doesn't work like that. That's why we have planning and zoning. That's why we have these things that work for us so we are planning our community correctly. That we're not ruining our community and that's what we want. We want a community that's going to benefit us. We want development that's going to benefit us. We're not against it, we're not. We wanted to be smart, we want it to be right and we want to protect our community. As Scott said, we have no clue what the cost is going to be of this. We've heard numbers thrown around, nobody can tell us. Doesn't that scare anybody that we don't really know? Not to mention everything is going automated. So, I don't want to go into a lot more. I mean, you guys have heard me say a million times, I'm here all the time. I do want to switch gears just for a second and talk about the Steering Committee. I'm not sure who's deciding who's on the Steering Committee for this plan, but I don't know that I understand who's been picked and why they've been picked. I think that needs more discussion because I think there are people in this community that deserve to be on that Steering Committee and should be a part of it not just whoever Lucas is picking, let's be honest that doesn't sit well with me. I'm sorry, it doesn't. So, let's continue to have the transparency. Let's give those opportunities where we know they are deserved and those voices that need to be in the mix as well. Thank you.

Ann Bennett, 41 Elizabeth Street – Good Evening, residence since 1990. Just a very brief follow up to what Mrs. Halstead was just talking about. This relates to the Old and New Business during Council Work Session at 6:00 p.m. It is item OTH-22-006, Comprehensive Plan Steering Committee and I'm going to repeat what I understood and if that understanding is incorrect, I hope someone will please correct me. What I understood is that McKenna has been selected, contract has been signed. What I heard was that Mr. Haire our development director is going to be going to homeowner associations, civic organizations, perhaps other organizations within the city to invite those groups to chat with their members to see who among them might be interested in dedicating themselves to an intense process of serving on the Steering Committee both at large and other people. Now what disturbs me deeply about this is that one person becomes a gatekeeper to everybody else who's on that Steering Committee. If I had been aware of what this meant when I saw it on the agenda, I certainly would have had some prepared suggestions but this really hit me rather cold. I apologize for that ignorance coming in however I am still alarmed that the primary gatekeeper to the people serving on the Steering Committee, they're going to shape our future for the next 5 to 20 years is one person and one person alone. Thank you.

Does Canal Winchester not enforce the ordinance that forbids cars from blocking the sidewalk (right of way)? We are such a sidewalk friendly city and it bothers me to watch children, elderly and handicapped individuals that have to walk in the street because people are too lazy to walk a few steps and park their cars in their garages or on the street. It is the same houses every day. Can the deputies start ticketing or at least give warnings? It is an ordinance can it please be enforced and make Canal Winchester a sidewalk friendly city! Thank you.

PCS-22-034**J. Koehler Public Comment Submission - 4/24/2022**

I understand us as a community and you as council members are in the hot seat right now. I cannot say I am pleased with how this situation has come about but I would like to let you know I am in favor of saving the deal to annex the Schacht Farm in Canal Winchester by any means necessary. I am aggravated that there is a chance Columbus will acquire this land. Any chance, slight or great, is a risk I am not willing to take. It may seem like the only voices you can hear are those of the No More Warehouses group. I assure you there are others, such as me and my family, who do not want to live beside any more of Columbus than we already do. I would like to remind you; you represent us all. I trust you will vote in a way that allows Canal Winchester to have absolute control. Thank you for your time.

PCS-22-035**B. Phipps Public Comment Submission - 4/28/2022**

I wanted to share with council some official documents I have learned about and have been reviewing related to the zoning discussions. I received a copy of the referendum committee materials they used for public info in gathering signatures and with their permission posted a copy in a public group at this link. They shared that their third bullet point quotes a table in the South East Land Use document which can be found at this link on the Columbus website. I noticed the page they quoted states that it is IMPORTANT to also use the main document where the Land Classifications are defined in more detail. The main city page is here and the document is here I feel the referendum committee missed including two important points in their materials. 1: They did not include the property owner has the right to deannex from Canal Winchester if a referendum is submitted 2: They did not include the complete definition of "Employment Centers" which is on page 45 of the main document and states: "The Employment Center classification is reserved for sites primarily dedicated to employment, including office uses. This classification may also include industrial and warehouse uses when appropriate. Within areas designated Employment Center, the following applies: 1. Considerations for industrial and warehouse uses will be based on adjacent uses and additional site factors. 2. Generally, retail and residential uses are not supported in these areas. 3. Retail and hotel uses may be supported as a secondary use to the primary business. 4. Proposals should follow the Commercial Design Guidelines." They conclude the paragraph with example pictures of an office building and an Amazon warehouse. After I reviewed these docs, it appears council has zoned the land in alignment with what is recommended in the South East Land Use Plan. As a resident of Canal Winchester, I prefer the land to remain with Canal Winchester instead of letting Columbus annex the land.

PCS-22-036**B. Malinowski Public Comment Submission - 4/29/2022**

I'm concerned that without taking the necessary steps to retain the annexation of the Schacht property to Canal Winchester that our community will lose significant financial income and control of future growth plans.

The Schacht family has been clear with their intentions, wanting to sell and annex their property to Canal Winchester. A small group of citizens within the Canal Winchester community have petitioned and executed a referendum to take the matter to ballot in the November 2022 elections. The problem is: the Schacht family has been clear, that they want to sell their property, and should the property be petitioned through referendum then they would exit our annexation to sell their property to the City of Columbus.

Without taking emergency action there will not be a referendum to vote on come November 2022, and the consequences would be significant:

- *First, and foremost, our school system loses. This property would have generated a significant amount of income for our school district during the abatement period, and almost \$1M per year post abatement.*

- Canal Winchester will lose control of growth and development along its boundaries with the City of Columbus and Groveport. Columbus' annexation of the Schacht property would expand its' ability to acquire additional property that it currently doesn't have the opportunity to annex. For example, Columbus' acquisition of the Schacht Farm will put an immediate threat on the future Stoughton project / Levin property.
- Canal Winchester will lose influence on the development of the Bixby Road interchange that will be developed in the future.
- Canal Winchester will lose influence on the development of the Bixby Road interchange that will be developed in the future.
- Finally, it is very likely that the City of Columbus will use the acquired land for warehouse development and apartment housing, which will generate income for their city, not Canal Winchester.

On Tuesday April 19, the Canal Winchester school board passed a resolution by a vote of 5 – 0, asking the Canal Winchester city council to do everything in their power to keep the Schacht property within Canal Winchester – “NOW, THEREFORE, BE IT RESOLVED that the Canal Winchester Local School District Board of Education urges the Canal Winchester City Council to take any action necessary to prevent the detachment of the property located at Bixby and Rager Roads.” One School Board member (Vangela Barnes) is a Chairperson for the Greater Southeast Columbus Area Commission, and by voting in favor of the resolution indicates she understands how important this issue is to Canal Winchester.

Our School Board members are public officials who have been elected to be stewards to our community. Our City Council members are also public officials, elected to be stewards to our community and lead us. Our City Council members are privy to more information than the constituents they serve, and they are entrusted to use this information for risk analysis and make sound decisions. I encourage each City Council member to make the best decision for our community considering the circumstances with the Schacht property and take necessary actions to retain the annexation to Canal Winchester.

[PCS-22-037](#)

R. Stemen Public Comment Submission - 4/29/2022

Dear Canal Winchester Council,

I believe an opportunity has arisen for a monumental win for Canal Winchester as a whole, including all of the landowners off of Bixby at Route 33.

As all of you know, there has been a great concern over the number of warehouses being constructed in our area. You, our Council decided to override the determination made by our Planning and Zoning. I believe that was for two primary reasons, 1. There was an unwritten threat that the city of Columbus would accept zoning at that location for either warehouses or high-density housing, and 2. Concerns over the farming families that want to sell their properties.

Unlike Canal Winchester, Columbus does have a development plan for all of the areas around Columbus, including the Southeast Area. There has been a plan in existence since 2007 but now we have an update for 2022.

This vision excites me, as I'm certain it will you as well. It makes a great gateway to Canal Winchester, it promotes future upscale industry as well as residential. The implications to our schools, home values, and quality of life in general here in Canal Winchester is not just good, it's fantastic. And yes, from the eyes of potential investors it will

make the land value of ALL of the surrounding neighbors, not just the Schacht's, soar. This is a complete win for Canal Winchester and our neighbors!

Below, please read the summary for the Bixby Road area as detailed in the new 2022 plan, Rebuilding Columbus, Southeast Opportunity Plan 2022:

"Approximately 243 acres adjacent to the proposed interchange are the focus of this plan amendment. The ultimate available acreage will be determined by the right-of-way needs of the interchange and the chosen new alignment of Bixby Road. Bixby Road is currently a two-lane unimproved township road. Two-lane Rager Road currently bisects the amendment area. Access to the amendment area will be primarily from the new interchange, with secondary access from Winchester Pike. US 33 is mostly at-grade or slightly elevated above the amendment area and forms the southern border. Views are currently open and unencumbered. Most of the land is undeveloped, with a scattering of single-family residences and a church near the intersection of Rager Road and US 33. The Bixby Road Amendment Area can benefit from the following emerging opportunities in the area. The population base in the Southeast Area is growing rapidly and is projected to grow by thousands of residents by the year 2030 under the new interchange scenario. Additionally, northwest Fairfield County population is projected to increase from approximately 27,000 residents in 2000 to almost 50,000 residents in 2030. The flat and open physical conditions of the amendment area are conducive to development. The combination of an upgraded US 33 and the new interchange will offer easy and fast access for area residents, and the region benefits from a large skilled labor pool. Roadway improvements are currently proposed to the local transportation network that will improve access. Nearby Rickenbacker International Airport is a multi-modal cargo airport and distribution hub. Characteristics of the developed concept include: Freeway-scale office and limited commercial along U.S 33, Town Center north of Bixby Road, Gateway feature Neighborhood scale office on the both sides of Bixby Road from the gateway feature to the eastern edge of the amendment area Network of multipurpose fitness and recreational trails that connects all uses Innovative storm water management system focused in the southern portion of the site Includes a limited commercial component that is intended to serve US 33 customers as well as Southeast Area businesses, office workers, and residents Potential for approximately 1.9 million square feet of office and commercial uses could generate approximately 6,000 jobs.

A successful implementation framework supports the vision, goals, and policies of a plan while recognizing the challenges around limited time, funding, and resources. It requires continued involvement and engagement from a variety of stakeholders and partners. This plan was not created strictly for officials and staff but for anyone that is interested in the future of Southeast Area.

- 1. EXPLORE ESTABLISHING A BUSINESS OWNER OUTREACH PROGRAM TO SHARE IDEAS AND INFORMATION.*
- 2. CONTINUE TO FOSTER COMMUNICATION AND COLLABORATION BETWEEN THE CITY AND commission*
- 3. WORK WITH PROPERTY OWNERS NEAR THE PROPOSED BIXBY RD INTERCHANGE TO SHARE THE LONG-TERM VISION FOR THE TOWNSHIP AND ENCOURAGE OPEN DIALOGUE ABOUT THEIR FUTURE PLANS.*
- 4. WORK WITH AND ASSIST BOTH LOCAL AND REGIONAL DEVELOPERS TO IDENTIFY LOCAL OPPORTUNITIES AND HELP NAVIGATE THEM THROUGH THE DEVELOPMENT PROCESS.*
- 5. WORK WITH ODOT, FRANKLIN COUNTY TO IDENTIFY FUNDING SOURCES, AND APPLICABLE*

G. Reports of City Officials and Staff

Mayor's Report

Ebert – Just want to touch on something in my report. May 20th, we begin Music in the Park again. So, we'll get back into our summer events. That'll also be Touch-a-Truck night so the kids, big and little, will be able to climb around on trucks. Thank you, that's it.

Fairfield County Sheriff

Walker – I have nothing further to add than to the report that has already been submitted by Sergeant Kelly Walker. I do have information that the four subjects were apprehended in the PNC Bank robbery 2 weeks ago. They're all incarcerated at this time, they've been in connection with other bank robbers around Central Ohio.

Ebert – They were banking their rounds pretty good, weren't they? Chillicothe, Lancaster and where else?

Walker – Here, and I believe one up somewhere in Zanesville.

Milliken – The only question I have which I'm sure is on everybody's mind with regards to the public comment that was written in regarding blocking the sidewalks.

Walker – I am not familiar with the codified ordinances up here, so I already relayed that to Sergeant Kelly Walker. If that is a violation then she'll direct her deputies to handle that properly.

Ebert – We get a lot of different comments like that and when people see things like that call the Sheriff. Don't sit down and take your time to write this out and get it in the Council meeting, which is 2 weeks later. That does no good, call the Sheriff, please. That's the best way to get it settled.

Amos – Mr. Peoples or Mr. Haire, we do have a codified ordinance that prevents people from blocking the sidewalks, correct?

Peoples – I see Mr. Boggs shaking his head yes so, I'll take his word over mine.

Amos – Great. So, we can make sure Sergeant Kelly Walker has what we need to make sure that we can enforce that but the Mayor is right, call the police. It's immediate. If they're available obviously it's not an emergency call, but if they're available, they'll come out.

Walker – Feel free to call our non-emergency number and we'll promptly respond to it. We have no issues with that.

Law Director

Boggs – I don't have a written report this evening, but I'm happy to answer any questions that you may have.

Shea – Did your memorandum get submitted to the agenda? I didn't see it in there this week. The one about the referendum and whether it was going to happen regardless of what action we did.

Boggs – My opinion has not been submitted for the public packet. But what I will say is that in the event of a detachment, we cannot move forward with what would be a moot election or ballot issue. Likewise, in the event of an emergency ordinance that would have the effect of preventing the referendum as well.

Shea – So, if we do nothing as a Council, the referendum is moot. It's no longer relevant. It's no longer going to be on the ballot, correct?

Boggs – There would still be a requirement to assent to the detachment. So, Council would have to act on

that assent for the detachment to move forward.

Shea – No matter what option we pick, whether it's door number one, door number two, there is no referendum through just the series of events that happened, correct?

Boggs – That is my opinion, yes.

Finance Director

Jackson – I just want to point out on thing in my written report this evening. Just a reminder, two weeks from today, your 2021 financial statement disclosure form is required to be filed with the Ohio Ethics Commission. You can do that in person, online or by mail. The actual form and all its instructions can be found on the Ohio Ethics Commission website. With that I would be happy to answer any questions.

Ward – Amanda, can you tell us what the total cost of the McDorman building is?

Jackson – We don't have a total cost because the project is not complete.

Ward – Can you tell us what the cost is?

Jackson – The contract was 4.2 I believe.

Ward – For the rehab plus the land purchase? Property purchase.

Jackson – Which was done a couple years ago, yes.

Ward – So, it would be 2.4 plus 4?

Jackson – There are other costs associated with that. I do know the question was asked of us to put that together, Mr. Sims and I have not done that but yes. We did purchase the property February of 2019 and then plus the rehab cost.

Ward – At the next Council meeting could you provide us a running total please?

Jackson – I can. Once again, it will not be complete.

Ward – Understood. There're more costs coming so it would just be a running total.

Jackson – It's not necessarily that there are more costs coming. It's because the project is not complete, there has not been any balancing done of things that we cut out of the contract. So again, it's not going to be a fully accurate depiction of the cost of that building.

Public Service Director

Peoples – The only thing I'd like to add to my written report is that Madison Township in cooperation with Franklin County Public Health is having a tire drive on June the 4th from 9:00 a.m. to noon. All Canal Winchester residents are able to attend that event.

Milliken – I have a couple questions regarding the pol. First off, I'm just curious have you heard anything

about Columbus Pool Management and how their staffing is going? Are we going to run into any staffing issues that you're aware of at this point?

Peoples – Not that I'm aware of. I know they just did an employment drive as well. I've seen on the news that some of the YMCA's and pools in Columbus are having a hard time. I know quite a few people that have been hired for that but I don't know if they were lifeguards or not. The reports that I heard before was that the lifeguards are the ones that are hard to come by right now.

Milliken – I was driving by today and I noticed that they were doing some digging around out there.

Peoples – Just to add to my last one, they did raise their pay this year. Yes, on the construction out there, we're installing a concrete pad. If everyone's been out there, between the concessions stand and baby pool. We're still keeping the fence around the baby pool, but all of the rest of the fencing is coming out. Basically, if you've ever tried to go into the concessions stand, right at the 45-minute break it's packed in there and we had tables right on top of that. The last couple of years we've been moving them out into the grass area. We're just making all that grass area where the picnic tables are going to be under concrete. So, we have some umbrellas we've had the last couple of years, we got new tables this year, actually it was the end of last year. So, new picnic tables out there, I think we have 9 of them, not all of them are going to be outside. We'll probably have a couple underneath there but it opens it up real nice. I was up there this morning when they took out the fence and I already like it.

Ward – Earlier we had talked about potentially hiring a security guard for the evenings and paying them a little bit more and that was going to be kind of under the city. Has there been any movement on that?

Peoples – There's not. We were working with the schools and I think we need to touch base with them to see if there was a teacher that would be interested in something like that. You know, we don't have a position description so we still have to work through that one a little bit but no traction yet.

Amos – Would that be a possibility for the SRO, who would now be returning to car service?

Peoples – That would be a question for them. I'm not sure how the contract is but I'm not sure from a stationary standpoint. I'll call it having a park there that was the intent of that.

Amos – I just wonder because usually during the summer, the SRO's are changed to different positions within so maybe an option.

Ebert – Just to clarify, I don't think we ever called it a security guard. We were talking about an adult presence.

Ward – I wasn't sure what the title was. I was thinking of it as a security guard, but maybe I was the only one.

Shea – When do you think you guys are actually going to start on the headworks? That's really the biggest thing we got going right now.

Peoples – We're just going through some more planning. We don't know where we're putting it yet. That's

one of the processes we're going through right now is part of the planning effort. So, here in the next couple of months we hope to have that and in a very preliminary design with cost estimate on that. Right now, we just have a ballpark base on the depth, the size, that type of thing so we need to dial that in to make sure because it will be a large number we do know that. We're just going through and trying to figure out where we put it or could add to that number if we end up putting it out back. You know, a 50-foot-deep, 36-inch sewer is going to cost a whole lot more than an 18-inch force main or 24-inch force main so that we can do it about 5-6 feet deep, something like that.

Amos – Has a design engineer been picked for that project yet?

Peoples – Yes. V3 is the city engineer that does all of our water and wastewater utility type projects and they partner now with Caldwell who are kind of specialized in headworks facilities.

Shea – Do you think you'll break ground on that this year?

Peoples – No, it will not be breaking ground this year. It will probably take about, I'd say a year for full design. I guess just some preliminary schedule that we put together, we would be in construction probably 23 into 24 and then we programmed out our first debt payment would be in the second half of 25 and that's just the schedule we kind of put together so far.

Development Director

Haire – Just a few items to highlight for my report. KDC/ONE has leased 60,000 square feet in the industrial building at 6260 Winchester Blvd. They're a Canadian company that has a large presence in Columbus and the Columbus market already. Most recently, they purchased the former Kmart distribution center on Hamilton Road, the one that's right at Hamilton and 33 that you can see from the highway there and have done about a \$60 million renovation of that and some of the work that they do for Bath and Body Works here in Central Ohio but in this operation, it will be unrelated to that. They're going to establish a packaging operation in that facility. The initial projection is they'll have 101 jobs associated with that packaging operation and that will occupy about half of the space. So, that's just from their first customer which they intend to go out and seek additional customers to fill the rest of that space. Good project to have them growing here in our community.

Ward – Do you know what the average salary for that is?

Haire – No. There're not any incentives requested as part of that project so they haven't shared that information with us. This would be the first space just behind the Winchester Square Shopping Center on Winchester Blvd. Then, Moss Restaurant Group has applied to build a new Taco Bell on one of the Meijer outparcels off Meijer Drive next to the fuel center that they have there. They'll be at planning and zoning at their next meeting, they will also be there at that same meeting for a remodel and rebrand of the restaurant at 6075 Gender Road which will include new painting, signage and interior remodel. I wanted to address some public comments although it appears most of the people that ask about the Steering Committee are now gone. I wanted to provide some input there and just some information for the public on that process. Again, we are in contract with the firm to perform the comprehensive plan. As part of that, there needs to be a Steering Committee established that will help guide that planning process throughout the 10 months that it's anticipated to take. With consultation between Andrew Moore who is

our Planning and Zoning Administrator and the RFP Selection Committee, there was a number of discussions maybe Mr. Shea or Mrs. Amick can elaborate on those discussions. I was not part of that process, but there apparently were a number of questions and discussions that took place on who should be part of that Steering Committee with the consultants. So, there was some guidance provided there and then there was conversations that took place between myself and Mr. Moore and the consultant on what a Steering Committee should look like, who it should be made up of, what is typical for most communities and that provided the guidance on the document that I sent out to City Council. Ultimately as City Council's position, is to select the Steering Committee. What we've done is we've asked for input from these organizations that I sent out and I'm going to read them so everyone knows who these organizations are of the 15 individuals. The first is a City Council member or appointee, the Mayor or his appointee, Planning and Zoning Commission member, which Planning and Zoning Commission has nominated Debbie McDonnell to serve in that role, Landmarks Commission member who have had a discussion but have not appointed anyone at their last meeting, the Canal Winchester Industry and Commerce Corporation Trustee they have not appointed anyone, The Historical Society of Canal Winchester who we have requested that they appoint someone and they're going to discuss at their next board meeting, Downtown Business Association member again who we've discussed with them that the desire to have someone participate they have not appointed anyone, The Canal Winchester Chamber of Commerce who will appoint someone at their next meeting, The Ashbrook Homeowners Association who have met and they have appointed Marvis McGowan to serve on this committee. I say appointed, all these are nominated because it's going to be up to City Council to determine who is on this committee. The Canal Cove Homeowners Association who has nominated Tim Brunney Jr. to be their appointment, The Charleston Lakes Homeowners Association who have nominated Eileen Goodin to be their appointment to this committee, The Villages of Westchester Homeowners Association I do not believe that they have had their meeting yet but I believe they're going to recommend someone to serve in that role, Old Town Canal Winchester resident would answer Mr. Vasko's comment so there will be someone from Old Town as well as someone who is on The Landmarks Commission who many of those are also residents of Old Town, a Canal Winchester resident that lives in Fairfield County portion of the community but not in Canal Cove because Canal Cove already has a nominated position and then a member appointed by the Canal Winchester Joint Recreation District. City Council has also recommended that we add four additional members to that that'd be public. I'm not sure how that process will take place. What I would recommend based on the conversations earlier tonight is that we put out an application very similar to that we do with Planning and Zoning and Landmarks Commission and other boards and commissions and ask people to submit to be part of that. Then apparently, we're going to select them randomly out of a hat on who is going to serve and I would just recommend that we do that live at a public meeting of your next Council meeting if that's how you choose to select them. There will also be you know we'll say we're specifically looking for a resident of Old Town Canal Winchester, a resident of Fairfield County that's not living in Canal Cove and so some of these other positions can also be filled out by people that are applying online so that would be my recommendation. I am not a gatekeeper. I've not been necessarily involved in this process. I've tried to remove myself from this process as much as possible and I don't want to be part of the process necessarily and attending these Steering Committee meetings. Everyone will have the ability to participate. There's going to be many public meetings, there's going to be many small group meetings. The Steering Committee is one aspect of a comprehensive plan. There's going to be many opportunities for public engagement by anyone who wants to be involved. So, I would recommend that everyone stay engaged in that process. There will be a website that's put up specifically dedicated to the comprehensive plan. Again, we just entered contract Friday so we don't have the details on when that's going to take place when the website will be up, when the first Steering Committee will meet, when we'll have a project kicked off meeting, all those are to be

determined but they'll all be on a website and the ability to sign up for updates. So, anytime anything is posted on the website, you'll be able to get an email or notification of updates to that website. There will be lots of opportunities for engagement.

Amos – Mrs. Amick is very passionate about this project in general, has made commitments to all of us at Council that she will continue keeping it on a good pace so that we can ensure that we're moving so we appreciate that.

Walker – Since we're on this subject, Mr. Boggs does that fall in place with how that would be legally done as Mr. Haire had said for those four to be selected through the public? How that's going to look? How that will be done? Do you see anything else besides with what he said?

Boggs – None of that causes me any concern. As Mr. Haire said, ultimately the final decision on these nominations coming in from the various different stakeholders identified by the professional consultant are going to come through Council for conformation. Also, when I hear that without having done the full analysis, what I suspect is that those committee meetings would be open public meetings so because they would be an appointed body to advise the Council on the adoption of your comprehensive plan. That is in addition to what is a typical comprehensive planning process which involves numerous charrettes and small group discussions, which I think is a charrette, at different times of the day to as much of the cross section of the community as possible. That's why there is a professional consultant coming in to do this.

Shea – So, if we're going to do the applications, but we're going to toss them in a hat, should we just literally have them put their name on the application?

Amick – How about if we call it an interest form versus an application. This way they're formally expressing their interest and that they'd like to have their name put in the hat. I'm certainly open to any idea around a better process. To me, that's about as fair as it gets.

Ward – I would agree. I would just say we want their addresses as well so we can verify.

Walker – With that being in public, would that be at a Council meeting?

Boggs – Yeah, it all would be a public Council process presumably in a regular Council meeting.

Amick – I just kind of wanted to reiterate that we talked and reviewed the RFP of seven different consultants and they all have a very similar process how they go about creating a Steering Committee. So, this particular consultant, they don't really do anything extra special. It's a very normal process and how this goes down in other communities.

H. Resolutions

[RES-22-013](#)

Finance

Sponsor: Shea

A RESOLUTION APPROVING THE DISTRIBUTION OF BED TAX GRANT FUNDS TO THE CANAL WINCHESTER LABOR DAY FESTIVAL COMMITTEE

- Adoption

A motion was made by Shea, seconded by Ward to adopt RES-22-013. The motion carried with the following vote:

Yes 7 – Shea, Ward, Amick, Amos, Clark, Milliken, Walker**RES-22-014**

Development

Sponsor: Amick

A RESOLUTION AUTHORIZING THE CITY OF CANAL WINCHESTER TO ISSUE EVERSTREAM SOLUTIONS, LLC A TELECOMMUNICATIONS AND UTILITY PERMIT TO CONSTRUCT, OPERATE AND MAINTAIN A TELECOMMUNICATIONS SYSTEM OR UTILITY WITHIN THE PUBLIC RIGHT-OF-WAYS WITHIN THE CITY OF CANAL WINCHESTER.

- Adoption

A motion was made by Amick, seconded by Amos to adopt RES-22-014. The motion carried with the following vote:

Yes 7 – Amick, Amos, Clark, Milliken, Shea, Walker, Ward**I. Ordinances****Third Reading****ORD-22-013**

Finance

Sponsor: Shea

AN ORDINANCE AUTHORIZING THE ISSUANCE OF NOT TO EXCEED FIVE MILLION SEVEN HUNDRED FIFTY THOUSAND DOLLARS (\$5,750,000) OF NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF (A) ACQUIRING, RENOVATING AND CONSTRUCTING A NEW MUNICIPAL COMPLEX AND RELATED PUBLIC INFRASTRUCTURE IMPROVEMENTS THERETO; (B) ACQUIRING AND CONSTRUCTING MCGILL PARK PHASE I AND RELATED PUBLIC INFRASTRUCTURE IMPROVEMENTS RELATED THERETO; AND DECLARING AN EMERGENCY

- Adoption

A motion was made by Shea, seconded by Amos to adopt ORD-22-013. The motion carried with the following vote:

Yes 7 – Shea, Amos, Clark, Milliken, Walker, Ward, Amick**ORD-22-014**

Development

Sponsor: Shea

AN ORDINANCE TO EXPRESS THE ASSENT OF THE COUNCIL OF THE CITY OF CANAL WINCHESTER TO THE DETACHMENT, UNDER SECTION 709.38 OF THE OHIO REVISED CODE, OF APPROXIMATELY 70.672 ACRES OF LAND OWNED BY TERESA L. AND DALE C. SCHACHT, THE HAROLD L SCHACHT TRUST, AND THE NORMA JEANNE SCHACHT TRUST

- Adoption

A motion was made by Shea, seconded by Amos to table ORD-22-014. The motion carried with the following vote:

Yes 7 – Shea, Amos, Clark, Milliken, Walker, Ward, Amick**ORD-22-015**

Development

AN ORDINANCE TO AMEND THE ZONING MAP OF THE CITY OF CANAL WINCHESTER, REZONING APPROXIMATELY 80.402 ACRES OF FRANKLIN

Sponsor: Milliken

COUNTY PARCEL 181-001377, OWNED BY HARRIET S. BAKER LEVIN, LOCATED AT 5700 AND 5900 WINCHESTER PIKE FROM R – RURAL IN MADISON TOWNSHIP TO LM - LIMITED MANUFACTURING

- Adoption

A motion was made by Milliken, seconded by Shea to table ORD-22-015. The motion carried with the following vote:

Yes 7 – Milliken, Shea, Walker, Ward, Amick, Amos, Clark

Second Reading NONE

First Reading

ORD-22-016

Development

AN ORDINANCE TO REPEAL ORDINANCE 21-054 AND TO AMEND THE ZONING MAP OF THE CITY OF CANAL WINCHESTER, REZONING APPROXIMATELY 70.625 ACRES OF THE EXISTING TRACTS OF LAND OWNED BY TERESA L. AND DALE C. SCHACHT, NORMA JEANNE SCHACHT TRUST, THE STATE OF OHIO, AND NP CANAL WINCHESTER LLC, LOCATED ON BIXBY ROAD AND RAGER ROAD FROM EU – EXCEPTIONAL USE TO PID – PLANNED INDUSTRIAL DISTRICT AND DECLARING AN EMERGENCY

- Request waiver of second and third reading and adoption

This item was tabled during Work Session. No discussion or vote occurred during this meeting.

ORD-22-017

Finance

Sponsor: Amick

AN ORDINANCE TO AMEND THE 2022 APPROPRIATION ORDINANCE #21-053, AMENDMENT #3

- First Reading Only

A motion was made by Amick to amend the ordinance to the May 2, 2022 version, seconded by Shea to adopt ORD-22-017. The motion carried with the following vote:

Yes 6 – Amick, Shea, Walker, Amos, Clark, Milliken

No 1 – Ward

The motion to adopt the amended ORD-22-017 carried with the following vote:

Yes 6 – Amick, Milliken, Shea, Walker, Amos, Clark

No 1 – Ward

ORD-22-018

Development

Sponsor: Ward

AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO AN AGREEMENT FOR BUILDING DEPARTMENT SERVICES WITH DYNASTY INSPECTIONS, LLC FOR THE PROVISION OF BUILDING INSPECTIONS AND RESIDENTIAL BUILDING OFFICIAL SERVICES.

- First Reading Only

ORD-22-019

Development

Sponsor: Amos

AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO AN AGREEMENT FOR BUILDING DEPARTMENT SERVICES WITH ARCHITECTURE! OHIO INCORPORATED FOR THE PROVISION OF CHIEF BUILDING OFFICIAL AND MASTER PLANS EXAMINER SERVICES.

- First Reading Only

J. Council Reports

Work Session/Council - Monday, May 16, 2022 at 6:00 p.m.

***CANCELLED** Committee of the Whole - TUESDAY, May 31, 2022 at 6:00 p.m.*

Work Session/Council - Monday, June 6, 2022 at 6:00 p.m.

CW Human Services - Walker

Walker – I have nothing to report at this time.

CWICC - Ward

Ward – The next meeting is June 29th at 11:30 a.m. at 45 E Waterloo.

CWJRD - Amos/Shea

Amos – Our next meeting is May 19th at 7:00 p.m. We are going to be exploring some different options on our 5k which will be a fundraiser to protect our scholarships so it allows more kids to play without having to worry about finances so we're excited.

Shea – I am very excited. Actually, I think it's great that we get to do that for Human Services, help fund their scholarship program for the athletics and people that participate.

Amos – So, the benefit is Human Services is kind of our counter partner, what he's referring to. Human Services acts as our middleman, if you will, for any of our scholarships which keeps the joint rec from knowing what families are applying for this. It kind of gives them the ability to not be so public about needing assistance so it's a good win, win for all of us.

Destination: Canal Winchester - Milliken

Milliken – Art on the Canal Stroll is May 21st noon to 6:00 p.m. Currently over 45 artists will be set up in Stradley Park along S. High Street, N. High Street and The Historical Complex. In addition to of a variety of artists, there will be music, dancing and food trucks. Farmers Market will begin that following Saturday on the 28th and runs through September continued to be held at The Historical Complex. 2022 Blues and Ribs Fest, planning is still on their way. That will be July 29th and 30th. Musical line up as been posted to the website so if you're excited about the musical line up, that information is now out there. Rib vendors are booked and most of the other food vendors are also booked. Destination will be partnering with the city for two Movies in the Park evenings, the first is July 8th and the second is August 12th. Families can enjoy the films while sitting in their car, drive-in movie style or bring chairs and blankets to spread out on the lawn.

K. Old/New Business

Ebert – I know Amanda sent out an email to all of you about the Relay for Life Spaghetti Dinner which is coming up on May 18th at the Community Center from 5:00 p.m. to 7:30 p.m. \$10 for adults, \$5 for kids 10 and under. Some of you may not have participated in this before but elected officials are serving dinner that night and we do it for tips. It's a fun night, fun event. We made almost \$2,400 last year so our goal this year is \$2,500 so we'll see what we can do.

Amos – Community Coffee, it will be the third week of May due to the holiday and I am actually serving graduation for Pickerington that day so I wanted to put it out there to Council members that there's three spots open so if you could check your calendars let me know if you're available for the 21st I'd appreciate it.

I just wanted to touch on the North Pointe and Schacht conversation. We've had lots of residents reaching out to us from all sides which is great. So, I wrote a couple notes to myself here. The reasons we changed obviously our residents. The residents have driven some of the changes and conversations that you're seeing taking place from both sides because each side is bringing vital pieces to the puzzle in my opinion. The conversation about the 20-year plan, the additional conversations for North Pointe all because of residents asking us to do better so a big thank you to our residents because we have heard from a lot of you. Some of you have come in here, some of you have called us, and some of you have shown up at our doors, it's all appreciated. So, where do we stand now? Several members of Council have met with the developer, which is North Pointe on this one as well as The SMART Growth Group and out of it has come some great conversation, part of which is what Council will be taking into consideration at the end but there's been some great conversations about things that we might have missed when we were negotiating. So, what do we do now is kind of where we stand. We asked Mr. Schacht to give us two more weeks just to have additional conversations between the community members, the developer, and Council because ultimately our goal is to try to find a compromise, a situation or something that benefits the community, something that the community is more on board with. We'll never get 100% of everybody loving everything we do. We're never going to get 100% of the people hating us or at least I hope not. We did ask Mr. Schacht's permission to delay the vote which is why we did not vote tonight and he did agree so we appreciate him doing that. This does allow us to have a little bit more time to have conversations but on May 16th one of three things is going to happen. We were only given two weeks to discuss this so May 16th this is the three options. If we can come to an agreement between community members, North Pointe, City Council and The SMART Growth team decides to pull the referendum because they do feel the community is getting a better outcome from all of this. Even though, I mean, we all agree, nobody. I wouldn't say nobody. I don't think there's anybody out there who wants a huge warehouse but if we can find something that's comparable to the community and better for us and The SMART Growth Group decides to pull the referendum, then for Council we would have no further action. If that does not take place before Monday, May 16th 7:00 p.m. time frame, then Council will need to consider the two options in front of them. One of which is to allow as North Pointe suggested, a divorce which allows them to start seeking their development in Columbus, which they have assured us they will seek. It does not guarantee they will get it, but it does allow them to start seeking that. So, that is one of the options before Council is to allow them to divorce and start seeking that into Columbus. The other option if for Council to look at the PID. Which would allow them to go ahead and start developing. It would also take consideration of anything in the past few weeks that we have been speaking with them or trying to negotiate as far as development of a better project. So, there's lots on our plate. There's lots for the seven of us to consider but I cannot thank enough, the residents that have stood up and had the conversations, The SMART Growth Group that's come to the table with us and pointed out things that we've missed or had additional conversations. So, I appreciate everything that they've done to make me a better Council person as well and to ask more questions. That's where we stand. I had lots of community members asking but I do appreciate all the great conversation and I appreciate the feedback. It's hard sitting here, it's hard sitting out there and listening to all the residents but you all have my phone number and you all know where I live so if you want to carry it on further or discuss further, please feel free to call me.

Amick – I just have one comment that was brought up during the public comments section. I just wanted to let the gentleman know who remarked about the things that may not look appropriate. I wanted to remind you that there is ethics.ohio.gov and if you feel like you have some indication that an ethical violation has been introduced, I would encourage you to reach out to the ethics commission. They will do a thorough investigation. You can tell it bothers me when people say that without going through the actions

to find out if it's true or false. If you feel strongly about that I would encourage you to take the steps.

Clark – There needs to be proof of that. I funded my own campaign, I didn't except a dime from outside money from anybody. I have filed my ethics every year since I've been elected. If you would stay after I'd like to talk to you, I'd like to get together so I can talk to you a little more about my reasoning of why I feel this is so critical for this particular project.

L. Adjourn to Executive Session (if necessary)

M. Adjournment @ 8:55 P.M.

*A motion was made by Amick, seconded by Amos adjourned. The motion carried with the following vote:
Yes 7 – Amick, Amos, Clark, Milliken, Shea, Walker, Ward*