

**VILLAGE OF OBETZ  
RECORD OF PROCEEDINGS**



**REGULAR MEETING OF OCTOBER 22, 2018**

The Obetz Village Council met in regular session on October 22, 2018 at 6:10 PM at the Obetz Government Center located at 4175 Alum Creek Drive with Council President Pro-Tem Michael Flaherty presiding.

**ROLL CALL**

Mr. Flaherty called the roll with five members of Council present: Mrs. Bonnie Wiley, Mr. James Wiley, Mrs. Angie Kirk, Mr. Michael Flaherty, and Mr. Guiles Richardson. Also present were Michael Confer, Police Chief; Stephen Smith, Jr., Esq., Law Director; and Stacey Boumis, Council Clerk/Community Services Director. Mr. Robert Kramer and Mayor D. Greg Scott were absent. Mr. Flaherty called for a motion to excuse Mr. Kramer and Mayor Scott. Motion made by Mrs. Kirk; seconded by Mr. Wiley. Voting as follows: Mrs. Wiley—yes; Mr. Wiley—yes; Mrs. Kirk—yes; Mr. Flaherty—yes; Mr. Richardson—yes.

**APPROVAL OF MINUTES**

Mr. Flaherty called for a motion to approve the minutes of the October 9<sup>th</sup> meeting. Motion made by Mrs. Kirk; seconded by Mr. Wiley. Voting as follows: Mrs. Wiley—yes; Mr. Wiley—yes; Mrs. Kirk—yes; Mr. Flaherty—yes; Mr. Richardson—yes.

**ORDINANCES**

**FIRST READINGS**

**SECOND READINGS**

Ms. Boumis read Ordinance 50 – 18: An Ordinance Submitting Recommendations Of The Tax Incentive Review Council Regarding Several Village Tax Incentives And Declaring An Emergency. Ms. Boumis discussed Ordinance 50 – 18. She stated that each year Mayor Scott, Mr. Davisson and the officials from the school districts meet with the Tax Incentive Review Council to discuss the compliance of the various businesses in Obetz that receive tax incentives. All businesses are in compliance. Mr. Flaherty called for a motion to suspend the rules regarding the adoption of Ordinance 50 – 18. Motion made by Mr. Richardson; seconded by Mr. Wiley. Voting as follows: Mrs. Wiley—yes; Mr. Wiley—yes; Mrs. Kirk—yes; Mr. Flaherty—yes; Mr. Richardson—yes. Mr. Flaherty called for a motion to adopt Ordinance 50 – 18. Motion made by Mr. Richardson; seconded by Mr. Wiley. Voting as follows: Mrs. Wiley—yes; Mr. Wiley—yes; Mrs. Kirk—yes; Mr. Flaherty—yes; Mr. Richardson—yes.

**THIRD READINGS**

Ms. Boumis read Ordinance 49 – 18: An Ordinance To Approve The Preliminary Development Plan And Development Text For Parcel Number 186-000010. Mr. Flaherty called for a motion to adopt Ordinance 49 – 18. Motion made by Mrs. Wiley; seconded by Mr. Wiley. Voting as follows: Mrs. Wiley—yes; Mr. Wiley—yes; Mrs. Kirk—yes; Mr. Flaherty—yes; Mr. Richardson—yes.

## **EMERGENCIES**

Ms. Boumis read Ordinance 54 – 18: An Ordinance Authorizing The Village Administrator To Enter Into An Amended And Restated Central Ohio Health Care Consortium Joint Self-Insurance Agreement For The Purpose Of Retaining Membership In Such Joint Self-Insurance Program To Provide Health Care Benefits, And Declaring An Emergency. Mr. Smith discussed the Ordinance. He stated that the Village is in a group with other local governments to get a group rate on insurance. Mr. Flaherty called for a motion to suspend the rules regarding the adoption of Ordinance 54 – 18. Motion made by Mrs. Kirk; seconded by Mr. Richardson. Voting as follows: Mrs. Wiley—yes; Mr. Wiley—yes; Mrs. Kirk – yes; Mr. Flaherty – yes; Mr. Richardson – yes. Mr. Flaherty called for a motion to adopt Ordinance 54 – 18. Motion made by Mr. Richardson; seconded by Mrs. Wiley. Voting as follows: Mrs. Wiley—yes; Mr. Wiley—yes; Mrs. Kirk – yes; Mr. Flaherty – yes; Mr. Richardson – yes.

Ms. Boumis read Ordinance 55 – 18: An Ordinance Authorizing The Director Of Finance To Make Payment On A Contract With Prairie Township And Declaring An Emergency. Mr. Flaherty discussed the Ordinance. He stated that more money was collected in the JEDZ than originally anticipated. This is a good thing. The Village receives a portion of the money from the JEDZ. Mr. Flaherty called for a motion to suspend the rules regarding the adoption of Ordinance 55 – 18. Motion made by Mr. Wiley; seconded by Mrs. Wiley. Voting as follows: Mrs. Wiley—yes; Mr. Wiley—yes; Mrs. Kirk – yes; Mr. Flaherty – yes; Mr. Richardson – yes. Mr. Flaherty called for a motion to adopt Ordinance 55 – 18. Motion made by Mr. Wiley; seconded by Mrs. Wiley. Voting as follows: Mrs. Wiley—yes; Mr. Wiley—yes; Mrs. Kirk – yes; Mr. Flaherty – yes; Mr. Richardson – yes.

Ms. Boumis presented Ordinance 56 – 18: An Ordinance Approving A Modification To The Agreement Between The Village Of Obetz And The Big Walnut Area Community Improvement Corporation And Declaring An Emergency. Mr. Smith discussed the Ordinance. He stated that the change removes the cap on the amount of money that can be given to an entity. Mr. Flaherty called for a motion to suspend the rules regarding the adoption of Ordinance 56 – 18. Motion made by Mrs. Wiley; seconded by Mr. Wiley. Voting as follows: Mrs. Wiley—yes; Mr. Wiley—yes; Mrs. Kirk – yes; Mr. Flaherty – yes; Mr. Richardson – yes. Mr. Flaherty called for a motion to adopt Ordinance 56 – 18. Motion made by Mr. Wiley; seconded by Mr. Richardson. Voting as follows: Mrs. Wiley—yes; Mr. Wiley—yes; Mrs. Kirk – yes; Mr. Flaherty – yes; Mr. Richardson – yes.

## **TABLED**

Ordinance 50-16: An Ordinance Adopting Chapter 925 Of The Codified Ordinances Related To Right Of Way Use remained tabled.

## **STANDING COMMITTEE REPORTS**

*Mrs. Kirk* – Mrs. Kirk stated that the Halloween Party is October 26<sup>th</sup> at Dixon Quarry. This Saturday there will be a playoff game in the Fortress for the mini-OCC. The championship game is Sunday. There is a lot of construction in the parks. There is fire hydrant flushing this week.

## **VILLAGE OFFICIALS' REPORTS**

*Michael Confer, Police Chief* — Chief Confer stated that there have been 918 calls for service since the last Council meeting.



*Ralph Shillingburg, Chief, Hamilton Township Fire Department* – Chief Shillingburg stated that there is an informational meeting tonight at 7:30 PM to answer questions about the fire levy.

*Stacey Boumis, Community Services Director* – Ms. Boumis stated that the next Council meeting is Tuesday, November 13<sup>th</sup>. Village offices will be closed on November 12<sup>th</sup> in observance of Veterans Day.

*Stephen Smith, Jr., Esq., Law Director* – Mr. Smith introduced a new associate at Frost Brown Todd.

#### **OLD BUSINESS**

No old business.

#### **NEW BUSINESS**

##### *Council Appeal from a Decision of the Planning and Zoning Commission*

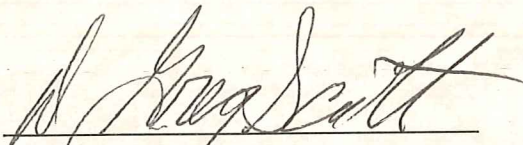
Mr. Flaherty opened the public hearing. Ms. Boumis discussed the case. She stated that Maronda Homes and Fritsche had requested a variance from Oletz Codified Ordinances Section 1141.05(i) to construct a home without a basement. The Planning and Zoning Commission voted three to one to approve the variance; however, four votes are needed to grant a variance and therefore the variance was not approved. Mark Scheel with Maronda Homes addressed the Commission. He stated that there are six lots in the older part of the subdivision that can support basements; however, the starting point of a Maronda home without a basement is \$168,000 to \$190,000. This is commensurate with the value of the existing homes in the neighborhood. Mr. Wiley stated that the neighborhood won't sustain homes with a purchase price higher than the comps. Mrs. Kirk stated that it does not make financial sense to construct homes with basements. Mr. Flaherty called for a motion to overturn the variance. Motion made by Mrs. Kirk; seconded by Mr. Richardson. Voting as follows: Mrs. Wiley—yes; Mr. Wiley—yes; Mrs. Kirk – yes; Mr. Flaherty – yes; Mr. Richardson – yes.

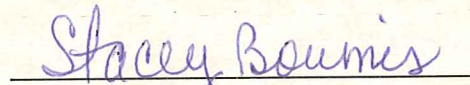
#### **REMARKS FROM THE AUDIENCE**

A resident inquired about curbside leaf pick-up. Mr. Flaherty stated that he will speak to the Administrator.

#### **ADJOURNMENT**

Mr. Flaherty called for a motion to adjourn. Motion made by Mrs. Kirk; seconded by Mr. Wiley. All ayes. Motion carried. Council adjourned at 6:35 PM.

  
Mayor D. Greg Scott

  
Stacey Boumis, Clerk of Council