



NEW ALBANY CITY COUNCIL MEETING MINUTES

August 2, 2016

CALL TO ORDER:

Mayor Spalding called to order the New Albany City Council Meeting of August 2, 2016 at 6:30 p.m. at the New Albany Village Hall, 99 West Main Street, New Albany, Ohio. Staff attending were City Manager Joseph Stefanov, Police Chief Greg Jones, Finance Director Chad Fuller, Law Director Mitch Banchefsky, Community Development Director Jennifer Chrysler, Deputy Community Development Director Adrienne Joly, City Engineer Ed Ferris, Public Service Director Mark Nemec, and Clerk of Council Jennifer Mason.

Mayor Spalding led the assemblage in the Pledge of Allegiance.

ROLL CALL:

The following Mayor/Council Members answered Roll Call:

Mayor Spalding	P
CM Colleen Briscoe	P
CM Chip Fellows	P
CM Glyde Marsh	P
CM Steve Pleasnick	A
CM Matt Shull	P

Clerk of Council Jennifer Mason reported that Council Member Mike Mott had resigned via an email message to council. In that message, he informed council that he was moving outside of the city limits. His resignation was effective July 31, 2016. She also reported that Council Member Pleasnick requested to be excused as he was travelling.

Mayor Spalding moved to excuse Council Member Pleasnick from the council meeting. Council Member Briscoe seconded and council voted with 5 yes votes to excuse Council Member Pleasnick.

ACTION ON MINUTES:

Mayor Spalding asked if council had reviewed the July 5, 2016 minutes and if they had any proposed additions or corrections to the proposed meeting minutes. None were offered. Council Member Shull moved to approve the July 5, 2016 minutes. Council Member Marsh seconded and council voted with five yes votes to approve the July 5, 2016 minutes.

ADDITIONS OR CORRECTIONS TO THE AGENDA:

Mayor Spalding asked if council or staff had any additions or corrections to the agenda. Mayor Spalding motioned to amend the agenda to set the executive session to discuss economic development pursuant to New Albany Charter Section 4.03 (E) for economic development purposes before the Hearing of Visitors. Council Member Briscoe seconded and council voted with 5 yes votes to amend the agenda.



NEW ALBANY CITY COUNCIL MEETING MINUTES

August 2, 2016

EXECUTIVE SESSION:

Mayor Spalding moved that council go into executive session pursuant to New Albany Charter Section 4.03 (E) for economic development purposes. Council Member Fellows seconded and council voted with five yes votes to go into executive session at 6:36 p.m.

Mayor Spalding moved that council come out of executive session and resume the regular meeting. Council Member Fellows seconded and council voted with five yes votes come out of executive session and resume the regular meeting. Council resumed the regular meeting at 7pm.

HEARING OF VISITORS:

NONE.

BOARDS AND COMMISSIONS:

PLANNING COMMISSION: Mayor Spalding reported that the Planning Commission met on June 20th with five issues on the agenda. Three matters involved swimming pool variances which were tabled for additional information. A Conditional Use application was considered and approved for the use of a model home located at 7467 New Albany Links Drive for an additional two years. A second Conditional Use application was considered and approved for a model home located at 7933 Straits Farms North for another six months.

PARKS AND TRAILS ADVISORY BOARD: No report as Council Member Pleasnick was not present.

ACHITECHTURAL REVIEW BOARD: Council Member Shull reported that the ARB would be meeting the following Monday.

BOARD OF ZONING APPEALS: No report as Council Member Mott was no longer on council. Staff also did not have a report.

BOARD OF CONSTRUCTION APPEALS: No meeting.

CEMETARY RESTORATION ADVISORY BOARD: Clerk of Council Jennifer Mason reported that CRAB expected to meet the prior month and that week, however, the Ohio Valley Archeology report had not yet been completed. CRAB had scheduled their next meeting on August 12th to review the report and anticipated scheduling additional meetings as necessary in order to prepare and present a report to council.



NEW ALBANY CITY COUNCIL MEETING MINUTES

August 2, 2016

Additionally, Roger Chandler, a non-voting CRAB member, submitted his resignation. Clerk Mason asked that council consider a new appointee for that position.

ECONOMIC DEVELOPMENT COMMISSION: No meeting.

PUBLIC RECORDS COMMISSION: No meeting.

CORRESPONDENCE AND COMMUNICATIONS:

NONE.

SECOND READING AND PUBLIC HEARING OF ORDINANCES:

NONE.

INTRODUCTION AND FIRST READING OF ORDINANCES:

ORDINANCE O-16-2016

Mayor Spalding read by title AN ORDINANCE TO ACCEPT THE GENERAL WARRANTY DEED FOR THE PARCELS KNOWN AS NEW ALBANY COUNTRY CLUB SECTION 20 PART 3 (LANDSDOWNE) RESERVES P, Q, AND R (PARCELS 222-004531; 222-004530; AND 222-004529) FROM M/I HOMES OF CENTRAL OHIO, LLC FOR PUBLIC PARKLAND AND OPEN SPACE.

Community Development Director Jennifer Chrysler explained that plat for the Landsdown subdivision accepted in 2012 included three reserves totaling approximately 5.34 acres which would be deeded to the city. Reserves Q and R were to be maintained by the Home Owner's Association (HOA) in perpetuity. Reserve P was to be maintained by the HOA for 20 years from the acceptance of the plat, at which point the city would take over maintenance of that preserve.

Mayor Spalding asked if the HOA had been turned over to the residents by the developer. Director Chrysler did not know but would follow up. Mayor Spalding suggested making the turning over of the HOA to the residents a future requirement.

Mayor Spalding asked for any questions or comments on the ordinance. Hearing none, he set the ordinance for second reading at the next council meeting on August 16, 2016.

ORDINANCE O-17-2016

Mayor Spalding read by title AN ORDINANCE TO AMEND CHAPTER 1147 "C-2 GENERAL BUSINESS (COMMERCIAL) DISTRICT" OF THE CITY OF NEW ALBANY, OHIO'S CODIFIED ORDINANCES.



NEW ALBANY CITY COUNCIL MEETING MINUTES

August 2, 2016

Community Development Director Jennifer Chrysler explained that this ordinance was amend the uses within the C-2 district to permit the uses that were contained the C-1 district. She stated that it was customary to include the uses in the lower numbered districts in the high numbered ones, and that it was an oversight to leave out the C-1 uses. She noted that the proposed change allowed antique and second-hand stores, sporting goods stores, commercial photography, nursery schools and daycare facilities in the C-2 districts which were not allowed the way the code was previously written. Planning Commission approved the recommended code change at their July 18th meeting.

Mayor Spalding asked for any questions or comments on the ordinance. Hearing none, he set the ordinance for second reading and public hearing at the next city council meeting on August 16, 2016.

RESOLUTIONS

RESOLUTION R-37-2016

Mayor Spalding read by title A RESOLUTION TO APPROVE A 0.002 ACRE EASEMENT FOR WATER TAP AND IRRIGATION LINE AT MILLBROOK FARM AT SUGAR RUN AS REQUESTED BY PULTE HOMES OF OHIO LLC.

Community Development Director Jennifer Chrysler told council that the City of Columbus needed an easement for a water tap for an irrigation line which ran through the city's preserve. The proposed easement did not modify the maintenance obligations of the Millbrook Farm Home Owners Association. The easement was only so the City of Columbus would have access. Mayor Spalding confirmed that the impacted greenspace was parkland.

Mayor Spalding opened the Public Hearing. Hearing no comments or questions from the public, he closed the Public Hearing.

Council Member Briscoe moved to adopt the resolution. Council Member Shull seconded and Council voted with five yes votes to approve Resolution R-37-2016.

RESOLUTION R-38-2016

Mayor Spalding read by title A RESOLUTION TO AUTHORIZE THE CITY MANAGER TO EXECUTE AN ADDENDUM EXTENDING AN EXISTING ECONOMIC DEVELOPMENT AGREEMENT WITH LIMITED STORES, LLC FOR AN ADDITIONAL FIVE YEAR TERM.

Community Development Director Jennifer Chrysler reported that, starting in 2006, based on a recommendation of the Economic Development Commission, the city designated approximately \$250,000 from the Economic Development Fund (EDF) to provide economic incentives directly to



NEW ALBANY CITY COUNCIL MEETING MINUTES

August 2, 2016

companies that would locate within Water's Edge I during a time when the overall economy was in recession. The purpose of the incentive was to attract a corporate headquarters for a long-term. In 2009, the city used those funds to enter into an agreement with the Limited Stores, LLC for leasing a minimum of 25,000 sq. ft.. The city authorized an additional \$30,000 yearly incentive for meeting an annual income benchmark of \$200,000. The original term of the incentive was five years, however, the company postponed starting the incentive term for two years after their move at the request of the City Manager, allowing the city to realize more income during the recession. Limited Stores, LLC approached the city about extending the incentive for an additional five years. The owner of Water's Edge I supported the request, asking that the city designate the remaining \$100,000 from the EDF to the Limited Stores, LLC incentive, and offered to give an additional \$50,000 towards that end. Staff also supported the Limited Stores request. The extended lease would generate about \$857,000 a year for the New Albany-Plain Local School district, \$857,000 for the city's General Fund, and \$584,000 for the Community Authority Infrastructure Fund. Director Jennifer Chrysler further named significant Limited Stores personnel who had been active in the community by facilitating a leadership program at the New Albany Chamber of Commerce and by personally assisting with community events and functions.

Mayor Spalding opened the Public Hearing. Hearing no comments or questions from the public, he closed the Public Hearing.

Council Member Fellows moved to adopt the resolution. Council Member Briscoe seconded and Council voted with five yes votes to approve Resolution R-38-2016.

Mayor Spalding thanked the Limited Stores for renewing their commitment to New Albany. Greg Baker, Vice President and General Counsel for Limited Stores LLC, added that Limited Stores was moving their New York operations to New Albany and had hired 23 new creative professionals.

STANDING COMMITTEE REPORTS:

- A. Finance Committee: No report.
- B. Safety Committee: No report.
- C. Public Utilities: No report.
- D. Service and Public Facilities Committee: No report.
- E. Planning and Economic Development Committee: No report.
- F. Administration Committee: No report.



NEW ALBANY CITY COUNCIL MEETING MINUTES

August 2, 2016

G. Grants and Non-Profit Funding: No report.

REPORTS OF REPRESENTATIVES:

- A. Council Representative to MORPC: City Manager Joseph Stefanov reported that MORPC was sponsoring events and training academies - Insight 2050 Academy for elected officials, board and commission members, and active residents, and the Summit for Sustainability which was geared primarily to planning staff. Mayor Spalding asked and City Manager Stefanov agreed to email the details about those two events to council.
- B. Council Representative to Plain Local Schools: Council Member Fellows reported that the new superintendent's first day was August 1st.
- C. Council Representative to Plain Township: Council Member Marsh reported that nothing occurred at the last Plain Township meeting that impacted the city.

REPORTS OF VILLAGE OFFICIALS:

- A. Mayor: Mayor Spalding reported that the Taste of New Albany was a successful event attracting over 900 paying participants. He applauded the vendors and Chamber of Commerce for a great evening. Additionally, he told council that he met with Joe Robinson and Andrew Klaus to discuss a proposed, premier sports facility. Mr. Robinson and Mr. Klaus had already reached out to the New Albany Company and were gauging the city's interest. Mayor Spalding told council he would apprise council as more information comes up.
- B. Clerk of Council: Clerk of Council Jennifer Mason relayed that the Clerk of Courts Penny Winters stated that the June 2016 Mayor's Court payout to the city was \$5,387.16.
- C. Finance Director: No report.
- D. City Manager: No report.
- E. City Attorney: No report.

OTHER BUSINESS:

Council Member Fellows asked council to discuss the Community Event Board's (CEB) request for city funding of an Oktoberfest in 2016. Council Member Fellows reported that he, Mayor Spalding, and Council Member Shull met with the CEB two weeks prior. The CEB was interested in organizing an Oktoberfest and proposed Friday, September 16th due to concurrent football games



NEW ALBANY CITY COUNCIL MEETING MINUTES

August 2, 2016

and potentially better weather. Council Member Fellows expressed that the CEB needed seed money for the event in 2016, but that the eventual goal was to have Oktoberfest be self-sustaining through sales and/or sponsorship in the future. The CEB was requesting \$35,000. Approximately \$5,000 of that cost would be for generators as there was no a power tap at the event location. Council Member Fellows requested that the city follow up with AEP to see what it would take to install an electrical tap for events.

Council discussed prior challenges of the event, planned construction projects adjacent to the event the area, lack of electric service, and the city's cost of policing and closing roads. Council Member Briscoe asked whether the CEB had a proposed budget. Council Member Shull and Council Member Fellows explained that they were provided with the same budget as the prior year, which included policing.

Council Member Briscoe further asked how the CEB planned to pull off the event in five weeks. Council Member Briscoe acknowledged that the prior year's weather was unfortunate and appreciated the CEB for the events they had created. She expressed concern for creating an event the community could be proud of in short period of time. Council Member Fellows relayed that the CEB stated its ability to organize the event quickly but that it would need to know if the funding was available sooner rather than later.

Council Member Briscoe asked what Finance Director Chad Fuller would need to from council to provide funding. Director Fuller anticipated needing to transfer funds within the budget and did not know if an appropriations amendment would be necessary.

Mayor Spalding expressed that the event would not happen without council's sponsorship and that council had the options of funding it or delaying it a year. Council discussed the amount of funding requested and the potential for sponsorship and revenue. Mayor Spalding noted that council wanted a clearer understanding of the budget and where the money could come from. In the meantime, he, Council Member Shull, and Council Member Fellows could reach out to the CEB to see where they were in the process of creating a quality event.

POLL FOR PUBLIC COMMENT:

NONE.

POLL FOR COUNCIL COMMENT:

NONE.

EXECUTIVE SESSION:



**NEW ALBANY CITY COUNCIL
MEETING MINUTES**

August 2, 2016

Mayor Spalding moved that council go into executive session pursuant to Ohio Revised Code 121.22 (G)(1) to consider appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official with the possibility of taking action afterward. Council Member Briscoe seconded and council voted with five yes votes to go into executive session at 7:40 p.m.

Council Member Briscoe moved that council come out of executive session and resume the regular meeting. Mayor Spalding seconded and Council voted with five yes votes come out of executive session and resume the regular meeting. Council resumed the regular meeting at 8:05 pm.

No action was taken by council.

ADJOURNMENT:

With no further comments and all scheduled matters attended to, Council Member Fellows moved and Council Member Briscoe seconded to adjourn the August 2, 2016 Regular Council meeting at 8:06 p.m.

ATTEST:

Jennifer H. Mason, Clerk of Council

Sloan T. Spalding, Mayor

8/16/16

Date