



## NEW ALBANY CITY COUNCIL MEETING MINUTES

October 17, 2017

### **CALL TO ORDER:**

Mayor Spalding called to order the New Albany City Council Meeting of October 17, 2017 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, Administrative Services Director Adrienne Joly, Finance Director Bethany Staats, Public Service Director Mark Nemec, Law Director Mitch Banchevsky, Police Chief Greg Jones, City Engineer Ed Ferris, Community Development Director Jennifer Chryslar, Engineer Mike Barker, 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 Sloan Spalding	P
CM Colleen Briscoe	A
CM Marlene Brisk	P
CM Michael Durik	P
CM Chip Fellows	P
CM Glyde Marsh	P
CM Matt Shull	P

Clerk of Council Jennifer Mason told council that Council Member Briscoe was ill and requested to be excused from the meeting. Mayor Spalding moved to excuse Council Member Briscoe from the council meeting. Council Member Fellows seconded and council voted with six yes votes to excuse Council Member Briscoe.

### **ACTION ON MINUTES:**

Mayor Spalding asked if council had reviewed the October 3, 2017 meeting minutes and asked if they had any proposed additions or corrections. Hearing none, Mayor Spalding moved to adopt the October 3, 2017 minutes. Council Member Marsh seconded and council voted with six yes votes to approve the regular meeting minutes.

### **ADDITIONS OR CORRECTIONS TO THE AGENDA:**

NONE.

### **HEARING OF VISITORS:**

Students from Mr. Hilbrands' AP Government class, Isabel Jenny, Zachary Thomas, and Hari Ramesh, handed out cookies to council members and staff as part of their assignment to make a difference in government.



## NEW ALBANY CITY COUNCIL MEETING MINUTES

October 17, 2017

Mayor Spalding also acknowledged visitors present who were interested in the city's boards and commissions.

### **BOARDS AND COMMISSIONS:**

**PLANNING COMMISSION:** Mayor Spalding reported that the PC considered a variance for a home in Ebrington to encroach on the setback. The surrounding property owners showed up and did not object to the encroachment which mirrored some of the other residential lots. The variance passed with conditions. The PC considered a Preliminary and Final Development Plan for the AEP Building II. Mayor Spalding passed around some renderings for that facility. Council Member Fellows asked and Mayor Spalding answered that the new building would bring close to 600 employees to New Albany and would have demonstration fields. Community Development Director Jennifer Chrysler clarified that AEP was still in its "due diligence" phase and AEP was still deciding whether it would invest in the second building. Getting approvals from boards and commissions was part of that process. Another variance request was for construction of a street next to the First & Main site. PC approved a similar private road on Miller Ave. The variance for "Chatham Road" was approved with the requirement that, if the city decided those streets needed to connect to other areas, it would have the right to re-take those as public streets. PC approved a Preliminary and Final Plat for the Beech Road construction. There was a presentation about the Western Licking County Accord (WLCA) and several members of the public were present. PC would take the WLCA under advisement with the recommendation from council.

**PARKS AND TRAILS ADVISORY BOARD:** No meeting.

**ACHITECHTURAL REVIEW BOARD:** Council Member Shull reported that the ARB had four cases. Two were related to signs for Pet People and True Luck Boutique. Both were approved. The ARB looked at an existing structure at the New Albany Methodist Church. That matter was tabled to the next meeting. Council briefly discussed what jurisdiction the city had regarding church property. The fourth matter was concerned First & Main's proposed 14 units by the Granger Senior Living facility. The ARB reviewed and approved the plans. Most of the discussion surrounded the design of the buildings, where the walking path would be located, screening, and fencing.

**BOARD OF ZONING APPEALS:** No meeting.

**BOARD OF CONSTRUCTION APPEALS:** No meeting.

**ECONOMIC DEVELOPMENT COMMISSION:** No meeting.

**PUBLIC RECORDS COMMISSION:** Mayor Spalding reported that the PRC would be meeting in early November.

### **CORRESPONDENCE AND COMMUNICATION:**

Mayor Spalding reported receiving and email from Dr. Kevin Klingele. Dr. Klingele previously made a presentation to council regarding the Miracle League, who would be hosting a charity game on the school



## NEW ALBANY CITY COUNCIL MEETING MINUTES

October 17, 2017

softball fields on November 4, 2017 from 11 am to 1 pm. Around 20 kids from the Miracle League would be playing and 20-30 volunteers would be present, along with local news channels. Dr. Klingele invited interested council members to attend.

### **SECOND READING AND PUBLIC HEARING OF ORDINANCES:**

#### **ORDINANCE O-17-2017**

Mayor Spalding read by title AN ORDINANCE TO CHANGE THE NAME OF A STREET IN THE CITY OF NEW ALBANY FROM "HIGHGROVE" TO "HIGHGROVE CIRCLE" AND "HIGHGROVE BOULEVARD" WITHIN THE NEW ALBANY COUNTRY CLUB SECTION 25 AS REQUESTED BY THE CITY OF NEW ALBANY

Engineer Mike Barker reported to council that staff sent an additional letter to affected residents asking for feedback on the proposed address change. The city received feedback from five of the nine homeowners. One letter supported the street name change, the other four opposed it. Based on the feedback, staff requested that council table the ordinance indefinitely.

Council Member Fellows asked and Engineer Mike Barker responded that the city understood that there was a lot of confusion about the similar street addresses early on. As delivery companies became more familiar with the neighborhood, most residents described having fewer problems. The opposed residents did not want to have to re-educate the delivery people. Mayor Spalding thanked staff for reaching out to the homeowners again and recognized Mr. Dulik for speaking at the first reading of the ordinance.

Mayor Spalding moved to table ordinance O-17-2017 indefinitely. Council Member Shull seconded and council voted with six yes votes to table Ordinance O-17-2017 indefinitely.

### **FIRST READING AND PUBLIC HEARING OF ORDINANCES:**

#### **ORDINANCE O-18-2017**

Mayor Spalding read by title A ORDINANCE AUTHORIZING THE EXECUTION OF A LOAN AGREEMENT WITH THE OHIO WATER DEVELOPMENT AUTHORITY, REQUESTING THE NEW ALBANY COMMUNITY AUTHORITY TO ISSUE MULTIPURPOSE INFRASTRUCTURE IMPROVEMENT BONDS, AND AUTHORIZING AND APPROVING THE ASSIGNMENT OF COMMUNITY DEVELOPMENT CHARGE RECEIPTS OF THE NEW ALBANY EAST COMMUNITY AUTHORITY TO THE NEW ALBANY COMMUNITY AUTHORITY IN SUPPORT OF THOSE BONDS, AND MAKING APROPRIATIONS, ALL IN SUPPORT OF PUBLIC INFRASTRUCTURE FOR THE TURNSTILE PROJECT, AND DECLARING AN EMERGENY TO WAIVE BOTH THE SECOND READING AND THE THIRTY-DAY WAITING PERIOD.

Finance Director Bethany Staats told council that this ordinance wrapped up the financing portion of the Beech Road corridor infrastructure, including water, sewer, and road improvements. There were several sources for funding. The city was on Ohio Water Development Authority's (OWDA) agenda for \$19.9 million in funding. The



## NEW ALBANY CITY COUNCIL MEETING MINUTES

October 17, 2017

city was also requesting authorization of bonds by the New Albany Community Authority (NACA) for up to \$10 million which would be assigned to the city for portions of the road improvements. The Ohio Department of Transportation (ODOT) had also awarded the city \$2.5 million in grants. The bid opening for the Beech Road corridor would be open that week. Due to the tight timeline for construction, it was necessary to move quickly to sign the Notice to Proceed. This ordinance also authorized appropriation up to the amount of the funds the city would be receiving. The OWDA loan was a draw-down loan with 1% interest-only payments for the first 15 years. Years 16-30, the interest increased to 4%, and there was no early pay-off penalty. The loan would be secured by minimum payments through Project Turnstile starting in 2021 at \$700,000 annually and, in years 2023-2047, a minimum of \$1.4 million annually. In addition, the city was requesting that the New Albany East Community Authority (NAECA) assign their 9.75 mil charge that they collected to secure the Beech Road water and sewer debt. City Manager Joseph Stefanov clarified that the NAECA met the day prior and approved the assignment of the 9.75 mil charge to the NACA to retire that debt. Finance Director Bethany Staats noted that the ordinance was up for immediate approval and passage by council.

Mayor Spalding asked and Law Director Mitch Banchefsky confirmed that the ordinance would need five votes for passage on an emergency basis. Mayor Spalding opened the Public Hearing. Hearing no comments or questions from the public, he closed the Public Hearing.

Mayor Spalding moved to adopt the ordinance, including the emergency provision waiving both the second reading and 30 day waiting period. Council Member Durik seconded and council voted with six yes votes to approve Ordinance O-18-2017 as moved by Mayor Spalding.

### **READING AND PUBLIC HEARING OF RESOLUTIONS**

#### **RESOLUTION R-51-2017**

Mayor Spalding read by title A RESOLUTION AFFIRMING THE RECOMMENDATIONS OF THE NEW ALBANY TAX INCENTIVE REVIEW COUNCIL FOR FRANKLIN COUNTY.

Community Development Director Jennifer Chrysler explained to council that this was an annual resolution that council passed for Franklin County businesses. The subsequent resolution was for Licking County businesses. The Ohio Revised Code (ORC) required that the Tax Incentive Review Council (TIRC) meet and review all of the tax incentive agreements for Community Reinvestment Area (CRA) programs that the city had entered into and authorized tax abatement agreements with local businesses under the CRA program. The TIRC, by statute, was made up of the county auditor, who served as the TIRC Chairperson, representatives from the impacted school district(s), representatives from the appropriate townships, and representatives from the city. The TIRC went through every CRA agreement and discussed compliance, benchmarks, and community priorities. The TIRC made a recommendation for each company which then came to council. Director Chrysler had previously provided a hard copy of the TIRC Report to council. The format of the report was developed with feedback from prior councils and what they wanted to see each year. Director Chrysler told council that all of the CRA agreement participants in Franklin County were found to be in compliance and had met their benchmarks. The Franklin County TIRC recommended approval of all of the agreements.



## NEW ALBANY CITY COUNCIL MEETING MINUTES

October 17, 2017

Director Chrysler noted that the TIRC specifically discussed the Water's Edge building. That building exceeded the payroll benchmark, however, the TIRC was not able to track the exact number of employees as of December 31, 2016 because The Limited had subsequently gone out of business. There was no longer a company to provide the requested information, however, the TIRC was able to capture the income tax information from the city's Finance Director and extrapolated the number of employees from that amount.

Council Member Shull asked and Director Chrysler answered that the TIRC was comfortable with Nationwide Mutual Insurance having 37 employees instead of the requisite 40 for two reasons. First, the TIRC believed that if it counted indirect employees, including security persons, the employees and income taxes collected from them would exceed the benchmark. The TIRC would work with Nationwide Mutual Insurance to better track the indirect employee number for 2017. Secondly, in New Albany, most of the CRA agreements were revenue generation based, so the city put more weight on the quality of the income than on the number of jobs. As long as the company was meeting the payroll or income tax benchmark, staff supported them being found to be substantially in compliance with their CRA. Mayor Spalding told council that he attended many of the TIRC meetings. Robust conversations were conducted. The TIRC asked hard questions and applied scrutiny in many ways. He agreed more emphasis was put on payroll.

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 Shull seconded and council voted with six yes votes to approve Resolution R-51-2017.

### **RESOLUTION R-52-2017**

Mayor Spalding read by title A RESOLUTION AFFIRMING THE RECOMMENDATIONS OF THE NEW ALBANY TAX INCENTIVE REVIEW COUNCIL FOR LICKING COUNTY.

Director Chrysler told council that the Licking County Tax Incentive Review Council (TIRC) met on the same day as the Franklin County TIRC because there was some overlap of members. The TIRC reviewed 12 CRA agreements and found that all were in compliance. The TIRC had robust discussions about several companies. Director Chrysler reported that some companies in the Beauty Park had already expanded twice. The city was seeing revenue generation targets exceeded there, had been able to pay back the infrastructure debt, and was able to make the minimum debt service payment solely based on income originating in the Beauty Park in five years. With the excess revenue, the city could allot more to city services in the area, like snow removal and policing. These funds also helped grow the city's General Fund. Staff was pleased with the aggressive benchmarks that were put in place for manufacturing. As the companies expanded, they added not only line jobs, but research labs and more corporate offices space than they originally anticipated, in part to meet their CRA job growth benchmarks. Director Chrysler commended Development Department staff members Angela Hobart and Allison Criger. They expended a lot of time and effort to put the agreements together and collect the requisite data to support the TIRC discussions and answer questions.



## NEW ALBANY CITY COUNCIL MEETING MINUTES

October 17, 2017

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 Brisk seconded and council voted with six yes votes to approve Resolution R-52-2017.

### **RESOLUTION R-53-2017**

Mayor Spalding read by title A RESOLUTION TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A 2018 HEALTH SERVICES CONTRACT BETWEEN THE CITY OF NEW ALBANY, OHIO AND THE DISTRICT ADVISORY COUNCIL OF THE FRANKLIN COUNTY GENERAL HEALTH DISTRICT AND FRANKLIN COUNTY PUBLIC HEALTH.

City Manager Joseph Stefanov told council that he and Mayor Spalding met with the director of the Franklin County Public Health Department and discussed what the Health Department was doing for the city. They talked about the direction the agency was headed in the future and the anticipated increase in the per capita rate for the public health services. The current rate was \$7.89 per person in 2017. In 2018, that would increase to \$8.28. Using the Mid-Ohio Regional Planning Commissions latest population county, the city had 10,700 residents, making the cost of the 2018 contract \$88,596.

Council Member Fellows asked and City Manager Stefanov answered that it had been a few years since the last fee increase. The fee increase was consistent across the participating communities. Council Member Marsh wanted more city representation on the Public Health Board. He used to be a representative and asked City Manager Stefanov to bring up this issue the next time a fee increase was presented. Mayor Spalding asked and City Manager Stefanov confirmed that the city could contract elsewhere or take on the health services in-house. Mayor Spalding observed that, in the meeting with Public Health Director Mazzola, it was clear that he was customer-focused and interested in providing the benefits and services the suburbs were requesting. Council Member Brisk asked and City Manager Stefanov answered that some of the services included swimming pool inspections, restaurant inspections, plumbing inspections for sanitary sewer connections, and contracting out for mosquito control spraying. The Public Health Department issued quarterly reports and City Manager Stefanov or a staff member participated in regular conference calls about public health issues. Council Member Brisk requested a copy of the latest quarterly report.

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

Mayor Spalding moved to adopt the resolution. Council Member Shull seconded and council voted with six yes votes to approve Resolution R-53-2017.

### **RESOLUTION R-54-2017**

Mayor Spalding read by title A RESOLUTION TO ADOPT THE SOLID WASTE MANAGEMENT PLAN FOR THE SOLID WASTE AUTHORITY OF CENTRAL OHIO.



## NEW ALBANY CITY COUNCIL MEETING MINUTES

October 17, 2017

Clerk of Council Jennifer Mason reported that Council Member Briscoe was going to present this matter council, however, she was out ill. Clerk Mason reminded council that she emailed out a summary of the full report from SWACO. Council Member Briscoe also provided a summary of the SWACO plan. Clerk Mason read into the record that, "SWACO is required every five years to prepare and present a plan that sets forth the efforts the Authority is making to manage and reduce the flow of solid waste. It includes a number of education and recycling programs. This plan seems similar to the prior plans with increased emphasis on increasing Commercial Recycling (they produce the most waste and the most recycling). The plan also indicates that SWACO will implement a plan to deal with recycling food waste in the district. In addition to other ongoing programs SWACO will be improving its ability to evaluate both existing and new programs. There is no plan to increase the generation fee (\$5.00 per ton) which is the portion of the fee used to implement these programs." Council Member Briscoe gave her written approval and recommended supporting the Plan. Mayor Spalding told council that, last year, the city met with Director Ty Marsh to talk about the change in tipping fees. He also noted that Council Member Briscoe had served on the SWACO board for a number of years and was familiar with their operations. Mayor Spalding asked and Clerk of Council Mason confirmed that there was an October 31<sup>st</sup> deadline to approve or reject the Plan. Council agreed to move forward.

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

Council Member Brisk moved to adopt the resolution. Council Member Durik seconded and council voted with six yes votes to approve Resolution R-54-2017.

### **RESOLUTION R-55-2017**

Mayor Spalding read by title A RESOLUTION TO PARTICIPATE IN A COALITION WITH OTHER CENTRAL OHIO MUNICIPALITIES IN LITIGATION CHALLENGING THE CONSTITUTIONALITY OF OHIO HOUSE BILL 49 (AMENDING REVISED CODE CHAPTER 718) AS IT RELATES TO MUNICIPAL INCOME TAX AND TO AUTHORIZE THE CITY MANAGER TO RETAIN THE SERVICES OF THE LAW FIRM OF FROST BROWN TODD LLC TO SERVE AS SPECIAL COUNSEL IN SUCH LITIGATION.

Law Director Mitch Banchevsky told council that the proposed litigation over Ohio House Bill (HB) 49 was similar to the litigation over HB 331. A coalition of municipalities were participating in the litigation because they viewed HB 49 as an attack on "home rule" authority this time on the issue of tax collection. This provision of HB 49 also violated the "single subject" rule because it was included in the state's budget bill along with a variety of other matters. HB 49 amended Ohio Revised Code (ORC) section 718 regarding municipal net profit tax. In brief, HB 49 mandated that municipalities authorize the State of Ohio to collect net profit taxes from businesses. If the municipalities didn't authorize the state to do that, they themselves would likely be barred from collecting taxes on their own. HB 49 instructed that each municipality had to authorize the state to collect its business net profit tax by January of 2018. If New Albany didn't pass that legislation, it ran the risk of losing the ability to collect those taxes at all. This resolution authorized the city



## NEW ALBANY CITY COUNCIL MEETING MINUTES

October 17, 2017

manager to join the coalition of municipalities entering into a lawsuit with the state. The cost for New Albany was \$4,000 and was based on population.

Council Member Fellows asked and Law Director Mitch Banchevsky speculated that the state wanted to collect the tax so that it could collect a percentage of those monies in fees. Law Director Banchevsky expected the state's process to slow down the transfer of collected taxes to the city. Currently, the Regional Income Tax Authority (RITA) transferred collected tax to the city twice a month and provided a report as to how the money should be distributed. The state was expected to take a month to transfer funds and a report on the distribution was expected to take two months after collection, holding up use of the funds for two months. The city would still need RITA because the state's centralized collection system was voluntary for business users. Some businesses would still likely file with RITA and others would go through the state. Auditing the state's system was still problematic and Law Director Banchevsky anticipated the state's process would significantly slow down access to the city's funds.

Council Member Durik asked and City Manager Joseph Stefanov reported that roughly 98 communities were expected to participate in the lawsuit. Council Member Brisk asked and Law Director Banchevsky answered that Frost Brown Todd LLC projected that the retainers from the municipalities would see the case all the way through the legal process if they were able to go straight to the Supreme Court with their action. The city's \$4,000 constituted a retainer, not a flat fee, and, if not fully used, the city could receive a refund of the unused funds. Council Member Marsh asked and Law Director Banchevsky replied that RITA might file its own action against the state, however, he wasn't sure if they had legal standing. RITA supported the coalition of communities. Council Member Brisk asked and Law Director Banchevsky answered that individual tax payers would continue to file through RITA. City Manager Stefanov pointed out and Law Director Banchevsky confirmed that the city could possibly find itself in a taxpayer lawsuit because of disparate treatment by the state and RITA.

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

Council Member Shull moved to adopt the resolution. Council Member Marsh seconded and council voted with five yes votes and one abstention (Spalding) on Resolution R-55-2017. Motion passed.

### **RESOLUTION R-56-2017**

Mayor Spalding read by title A RESOLUTION TO APPROVE THE FINAL PLAT FOR BEECH ROAD GANTON PARKWAY DEDICATION AND EASEMENTS, AS REQUESTED BY THE CITY OF NEW ALBANY

Community Development Director Jennifer Chrysler told council that this this legislation concerned the loop road which was part of the Beech Road South infrastructure improvements. The city's obligation was to build 1,900 feet from Beech Road to the entrance of Project Turnstile site. The New Albany Company was creating a construction access road for Project Turnstile which could be temporary until construction was





## NEW ALBANY CITY COUNCIL MEETING MINUTES

October 17, 2017

completed, which could be several years. As other development occurred in the area, the city could go back in and complete the loop as a public road. The base from a service road would already be in place, so the improvements necessary to make it full service would be minimal. This legislation was the formal action to begin the platting process in parallel with the other public infrastructure improvements in the area. Ganton Parkway was approved by the Planning Commission on October 16<sup>th</sup>.

Council Member Fellows asked and Director Chrysler answered that "Ganton Parkway" was named after the tract of land behind the fire station called the Ganton Subdivision. The idea was, as part of the master plan of the community, Ganton Parkway would be like Walton Parkway and would provide a corridor to the southern portion of the business park, connecting to the Village Center. Mayor Spalding asked and Director Chrysler answered that the advantage of constructing a short road now was to postpone the cost of full construction until more revenue was coming in from the project, and also to allow for other projects to locate to the area which could change the layout. Additionally, because Ganton Parkway was dedicated as construction access and the city was hopeful that Project Turnstile would build more phases, having a road in place which separated construction and regular traffic was good planning. Council Member Shull asked and City Manager Stefanov estimated there were 130 available acres inside the Ganton Parkway loop. Council and staff discussed the planned infrastructure going in, the various construction completion dates, and the many acres the infrastructure would service.

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

Council Member Shull moved to adopt the resolution. Council Member Durik seconded and council voted with six yes votes to approve Resolution R-56-2017.

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

### **REPORTS OF REPRESENTATIVES:**



## NEW ALBANY CITY COUNCIL MEETING MINUTES

October 17, 2017

- A. Council Representative to MORPC: City Manager Joseph Stefanov reported that MORPC approved the population estimates and billing rate for MORPC membership. New Albany's population was estimated just under 10,700 and the per capita rate was 55 cents. He watched a presentation by "Age Friendly Columbus" showing ways that the City of Columbus was helping people age in place. Additionally, three highway projects were recommended to the TRAC program.
- B. Council Representative to Joint Parks and Recreation: No meeting.
- C. Council Representative to New Albany Plain Local Schools: Council Member Brisk spoke to Paul Naumoff, the school board liaison to city council. Mr. Naumoff asked that council encourage people to get out and vote.
- D. Council Representative to Plain Township: Council Member Marsh reported that the township trustees hosted a successful Open House at the Fire Department. They appeared to have the best attendance they've ever had. Council discussed food and activities at the Open House, including hot dogs and the suds machine.

### REPORTS OF CITY OFFICIALS:

- A. Mayor: No report
- B. Clerk of Council: Clerk of Council Jennifer Mason reported that they Mayor's Court payout for September \$10,986.50. She reminded council that the next meeting was Wednesday, November 8<sup>th</sup> due to Election Day. Finally, she polled council about attending the New Albany Chamber of Commerce Delta Awards on November 30<sup>th</sup>. All present were planning to go.
- C. Finance Director: Finance Director Bethany Staats reported that staff was diligently working on the 2018 budget.
- D. City Manager: City Manager Stefanov reported that he attended the Central Ohio Mayors and Manager's Association (COMMA) meeting two weeks prior. There, Franklin County presented their Opiate Action Plan. The county's focus was on prevention, health care, treatment and recovery, and community engagement. Franklin County was looking for partners in their plan. COMMA discussed Ohio House Bill 49 which included a provision for the state to collect taxes for municipalities. COMMA members were participating in litigation and 90+ communities could be joining.

In November, staff would be presenting the 2018 budget and Beech Road infrastructure updates to council. Additionally, the city was very close on the Miracle League agreements. City Manager Stefanov stated he should have something for council to consider next month. Development of the city's parking policy continued and he hoped to have a draft to council in several weeks. Finally, he anticipated



**NEW ALBANY CITY COUNCIL  
MEETING MINUTES**

**October 17, 2017**

legislation on the medical marijuana moratorium which Law Director Mitch Banchefsky would talk more about in his report.

Clerk of Council Jennifer Mason asked and City Manager Stefanov confirmed that Resolution R-50-2017 regarding contracting with CityFi was tabled and, since no date was specified to take it back up, he considered it tabled indefinitely. Council had no objections.

- E. City Attorney: Law Director Mitch Banchefsky reminded council that they passed Ordinance O-30-2016 which allowed for a six month moratorium on medical marijuana-related business. The city manager extended that an additional six months which would expire on November 4<sup>th</sup>. Staff asked to extend, by motion, the moratorium until the end of 2017. The state came out with regulations in September and staff wanted to review those and come back to council with a recommendation.

Council Member Fellows moved to extend the city's current moratorium on the issuance and processing of permits for retail medical marijuana dispensaries, cultivators, and/or processing within the city through December 31, 2017 in order to provide the administration with adequate time to review a variety of state-mandated processor and dispensary rules adopted last month and to allow time to enact related legislation. Council Member Brisk seconded and council voted with six yes votes to approve Council Member Fellows' motion. Motion passed.

**POLL FOR PUBLIC COMMENT:**

NONE.

**POLL FOR COUNCIL COMMENT:**

Council Member Marsh told council that he had distributed copies of an article from the prior Friday's Columbus Dispatch regarding Hilliard's problems with their roundabouts.

**OTHER BUSINESS:**

Clerk of Council Jennifer Mason reminded council that IT Manager Loren McCauley was arriving with council's iPads and Surface Pros.

**ADJOURNMENT:**

With no further comments and all scheduled matters attended to, Mayor Spalding moved and Council Member Shull seconded to adjourn the October 17, 2017 Regular Council meeting at 7:43 p.m.

**ATTEST:**

  
Jennifer H. Mason, Clerk of Council

  
Sloan Spalding, Mayor

  
Date