



6550 N. High Street
Worthington, Ohio 43085

T: 614-436-3100

Worthington City Council Agenda

Louis J.R. Goorey Municipal Building
John P. Coleman Council Chamber

Monday, November 5, 2018 ~ 7:30 PM

CITY COUNCIL MEMBERS

Bonnie D. Michael
President

Scott Myers
President Pro-Tem

Rachael Dorothy
Council Member

Douglas Foust
Council Member

Beth Kowalczyk
Council Member

David Robinson
Council Member

Douglas Smith
Council Member

CITY STAFF MEMBERS

Matthew Greeson
City Manager

D. Kay Thress
Clerk of Council

1. Call To Order

2. Roll Call

3. Pledge of Allegiance

4. Visitor Comments

5. Approval of the Minutes

5.A. Meeting Minutes - October 15, 2018

Recommendation: Introduce and Approve
as Presented

6. New Legislation to Be Introduced

6.A. **Resolution No. 60-2018** Renewal of Right-of-Way Agreement and Permit for Ohio Power Company

Approving an Agreement and Permit
for and between Ohio Power Company,
an Ohio Corporation, to Occupy and
Use the Right-of-Way for an Electric
Distribution and Transmission System
Within the City of Worthington
Pursuant to and Subject to the
Provisions of Chapter 949 of the
Codified Ordinances of the City of
Worthington.

Executive Summary: This Resolution approves a right of way agreement with Ohio Power Company (AEP) for three years.

Recommendation: Introduce and Approve as Presented

6.B. Ordinance No. 47-2018 Appropriation - Curb, Gutter and Median Work at E. Wilson Bridge Road Rail Crossing

Amending Ordinance No. 41-2017 (As Amended) to Adjust the Annual Budget by Providing for an Appropriation from the Capital Improvements Fund Unappropriated Balance to Pay the Cost of Curb Improvements at Wilson Bridge Road & the Railroad Crossing for the NE Gateway Intersection Improvement Project and all Related Expenses with said Project. (Project No. 602-14)

Executive Summary: This Ordinance appropriates \$50,000 for curb, gutter and median work at the E. Wilson Bridge Road rail crossing.

Recommendation: Introduce for Public Hearing on November 19, 2018

6.C. Ordinance No. 48-2018 Additional Appropriation - Sewer System Capacity Charges

Amending Ordinance No. 41-2017 (As Amended) to Adjust the Annual Budget by Providing for an Appropriation from the Accrued Acreage Fund Unappropriated Balance in the Amount of \$35,000.

Executive Summary: This ordinance appropriates \$35,000 for the purpose of paying for the sewer system capacity charges we have collected and now must pass-through to the City of Columbus.

Recommendation: Introduce for Public Hearing on November 19, 2018

6.D. Ordinance No. 49-2018 NE Gateway Waterline Project Funding

Amending Ordinance No. 41-2017 (As Amended) to Adjust the Annual Budget by Providing for an Appropriation from the Capital Improvements Fund Unappropriated Balance to Pay for the Huntley Road Waterline Design as part of the NE Gateway Intersection Improvement Project and all Related Expenses with said Project. (Project No. 602-14)

Executive Summary: This Ordinance appropriates \$48,000 for the design of a waterline relocation required for the Northeast Gateway project.

Recommendation: Introduce for Public Hearing on November 19, 2018

6.E. Ordinance No. 50-2018 Code Change - Section 151.02 (Disposition of Records)

Amending Section 151.02 of the Codified Ordinances of the City of Worthington Concerning the Disposition of Records to be Consistent with Section 149.381 of the Ohio Revised Code.

Executive Summary: The Ordinance amends Section 151.02 of the Codified Ordinances to be consistent with the Ohio Revised Code regarding the disposition of public records

Recommendation: Introduce for Public Hearing on November 19, 2018

6.F. Ordinance No. 51-2018 Amend Section 1123.762 and Section 1147.01 the Planning & Zoning Code – Dog & Cat Care Center

To Amend Section 1123.762 and Section 1147.01 of the Codified Ordinances of the City of Worthington to Amend the Definition of Dog and Cat Day Care Center to Dog and Cat Care Center and Add Dog and Cat Care Center as a Conditional Use in the Neighborhood Commercial (C-1) District, Community Shopping Center (C-2) District and the Restricted Light Industrial (I-1) Zoning District.

Executive Summary: The Ordinance amends the Codified Ordinances to change the definition of Dog and Cat Day Care Center and add Dog and Cat Care Center as a Conditional Use in the C-1, C-2, and I-1 Zoning Districts

Recommendation: Introduce for Public Hearing on November 19, 2018

7. Reports of City Officials

7.A. Policy Item(s)

7.A.I. Proposed 2019 Budget - Departmental Overview

Executive Summary: Staff will overview the proposed 2019 operating budgets for Administration, Economic Development, Law, Finance, Personnel, IT, Mayor's Court, Planning & Building, Police, Fire & EMS and Other Funds

8. Reports of Council Members

9. Other

10. Executive Session

- 10.A.** Consider compensation of employees.
- 10.B.** Consider appointments of public officials.
- 10.C.** Conference with an attorney for the City concerning disputes involving the City that are the subject of pending or imminent court action.

11. Adjournment



CITY OF WORTHINGTON
Worthington City Council Minutes
October 15, 2018

6550 N. High Street
Worthington, Ohio 43085

CALL TO ORDER – Roll Call, Pledge of Allegiance

Worthington City Council met in Regular Session on Monday, October 15, 2018, in the John P. Coleman Council Chambers of the Louis J.R. Goorey Municipal Building, 6550 North High Street, Worthington, Ohio. President Michael called the meeting to order at or about 7:30 p.m.

ROLL CALL

Members Present: Rachael R. Dorothy, Douglas Foust, Beth Kowalczyk, Scott Myers, Douglas K. Smith, David Robinson, and Bonnie D. Michael

Member(s) Absent:

Also present: City Manager Matt Greeson, Assistant City Manager Robyn Stewart, Director of Law Tom Lindsey, Director of Finance Scott Bartter, Director of Service & Engineering Dan Whited, Director of Planning & Building Lee Brown, Director of Parks & Recreation Darren Hurley, Chief of Fire John Bailot, Chief of Police Jerry Strait, Clerk of Council D. Kay Thress, Assistant City Clerk Ethan Barnhardt

There were 7 visitors present.

PLEDGE OF ALLEGIANCE

President Michael invited all to stand and join in reciting the Pledge of Allegiance to the flag.

VISITOR COMMENTS

There were no comments.

CONSENT AGENDA

Approval of Meeting Minutes

- Meeting Minutes – October 1, 2018
- Meeting Minutes – October 8, 2018 (Special Meeting)
- Meeting Minutes – October 8, 2018

Ordinance No. 45-2018

Amending, Adopting and Ratifying the Amended and Restated Central Ohio Health Care Consortium Joint Self Insurance Agreement and Approving Participation by the City of Worthington in the Central Ohio Health Care Consortium for the Three-Year Period Beginning January 1, 2019.

Ordinance No. 46-2018

Amending Ordinance No. 41-2017 (As Amended) to Adjust the Annual Budget by Providing for Appropriations from the General Fund and Downtown Worthington Municipal Public Improvement TIF Fund Unappropriated Balances.

Resolution No. 56-2018

Approving an Agreement and Permit for and between Horizon Telecom, Inc., an Ohio Corporation, to Operate and Maintain a Telecommunications System Within the City of Worthington Pursuant to and Subject to the Provisions of Chapter 949 of the Codified Ordinances of the City of Worthington.

Introduced by Mr. Robinson

Resolution No. 57-2018

Amending the Staffing Chart of the City of Worthington to Provide for Twenty-five (25) Firefighter EMT-P Positions in the Division of Fire for up to a One Year Period.

Introduced by Mr. Myers

Resolution No. 58-2018

Amending the 2018 Capital Improvement Plan New and Replacement Equipment List.

Introduced by Mr. Robinson

Resolution No. 59-2018

Re-appointing Members to Various City Boards and Commissions.

Introduced by Mr. Foust

President Michael asked if there was anyone who wished to have any of the aforementioned pieces of legislation removed from the Consent Agenda.

Ms. Dorothy asked to remove Ordinance No. 46-2018 and Resolution No. 58-2018 from the Consent Agenda.

There being no additional comments, the clerk called the roll on the Consent Agenda (As Amended). The motion carried by the following vote:

Yes 7 Robinson, Kowalczyk, Foust, Dorothy, Smith, Myers, and Michael

No 0

The Consent Agenda (As Amended) was thereupon declared duly passed and is recorded in full in the appropriate record book.

NEW LEGISLATION TO BE INTRODUCED

Resolution No. 58-2018 Amending the 2018 Capital Improvement Plan New and Replacement Equipment List.

Introduced by Mr. Robinson

MOTION Mr. Foust made a motion to adopt Resolution No. 58-2018. The motion was seconded by Mr. Smith.

Ms. Dorothy noted that the included memo was well written and commented about on anticipated life expectancy of the new generator being 25-years. She stated she has been asking for a while about the life cycle of new equipment and buildings and wondered if we do projections into the future relating to the CIP because we have all of this data. Mr. Whited responded that Fleet Manager Rick Creps, Superintendent Steve Tennant, and the engineering group are taking a much heavier focus into strategically looking forward and anticipating replacement of vehicles and intended projects over the five-year period of the CIP. They are projecting beyond that, but it is not officially recorded in the CIP documents.

There being no additional comments, the motion to adopt Resolution No. 58-2018 passed unanimously by a voice vote.

PUBLIC HEARINGS ON LEGISLATION

Ordinance No. 46-2018 Amending Ordinance No. 41-2017 (As Amended) to Adjust the Annual Budget by Providing for Appropriations from the General Fund and Downtown Worthington Municipal Public Improvement TIF Fund Unappropriated Balances.

Mr. Greeson explained that he welcomes the question of any Councilmembers, this ordinance is an additional appropriation related to overtime in the Division of Police and dollars that have to be paid to Franklin County associated with the Downtown Tax Increment Financing (TIF) district. Ms. Dorothy asked if the Downtown TIF funds are to

be used for public improvement in that district. Mr. Greeson said that was correct. This year the district which encompasses Old Worthington, did begin producing revenue and there are a couple items in this year's proposed CIP that we are proposing to finance using those tax increment dollars. Ms. Dorothy explained that she has had some residents ask if we could have electric vehicle charging stations placed in our public parking and she wanted to say that those TIF funds could be used for that purpose. Mr. Greeson replied that it could be possible to get those for free because AEP has some grant money available. Ms. Dorothy said that would be excellent.

There being no additional comments, the clerk called the roll on Ordinance No. 46-2018. The motion carried by the following vote:

Yes 7 Kowalczyk, Foust, Dorothy, Smith, Myers, Robinson, and Michael

No 0

Ordinance No. 46-2018 was thereupon declared duly passed and is recorded in full in the appropriate record book.

Continue with Agenda

PUBLIC HEARINGS ON LEGISLATION

Ordinance No. 42-2018 Authorizing the Final Plan to the Wilson Bridge Corridor for 181 East Wilson Bridge Road and Authorizing Variances (Oxford Circle, LLC. c/o David Hodge).

The foregoing Ordinance Title was read.

MOTION Ms. Kowalczyk moved, Mr. Robinson seconded a motion to remove Ordinance 42-2018 from the table.

There being no additional comments, the motion to remove Ordinance 42-2018 from the table passed unanimously by a voice vote.

Mr. Brown started by explaining the timeline of the Wilson Bridge Corridor beginning in 2011 with Council looking river to rail at what to do with Wilson Bridge Road. They looked at streetscape, office redevelopment, multi-family and went before Council in 2011 for approval. Ten different districts were recommended for Council to look at. Four new zoning categories were ultimately established and approved two years ago. The new districts recommended medium density residential, professional office, mixed use, and office in the corridor. When this went before Council two years ago the deviations from what was recommended in 2011 was relating to the heights, setbacks, and uses found in the corridor. The recommendations in the 2011 plan called for higher buildings. Over the

six-month review process going from the Municipal Planning Commission (MPC) to City Council those height densities were revised downward.

The focus area that has been examined over the past few years looked at the south side of East Wilson Bridge Road that has deep lots, usually with approximately 100 feet in frontage and about an acre in size. Starting from Westview and going east towards the Community Center there are about 18 different parcels involved. This proposal includes two parcels that are on the western portion of the area recommended for medium density residential, everything to the east towards the Community Center is recommended for residential, and everything to the west is recommended for office.

In 2015 we also started the Wilson Bridge Corridor Enhancement Plan that looked at everything river to rail, streetscape improvements, multi-use paths, street lights and street trees. The consistent theme was for buffers from the residential to the south and the height limit of two and half stories.

The 2011 corridor study outlined what we should do and how to use the plan. It made recommendations to look at changing our zoning categories and creating new uses for that corridor that were previously explained. The original plan was adopted in 2011. We went through the corridor zoning which was heard by the MPC in September of 2015, followed by a six-month discussion with Council with adoption in April 2016. The plan went into effect on June 20, 2016 after the referendum period. Re-zoning for 181 East Wilson Bridge Road was recommended for approval to the City Council by the MPC in April 2017 and was approved by City Council in May 2017. The effective date for the rezoning of those parcels was July 3, 2017.

The proposal in front of Council tonight is for 181 East Wilson Bridge Road. The zoning is already in place. MPC approved a final plan that is now to the City Council for adoption. The two parcels in question are existing vacant lots. The proposal is for 32 units on the south side of East Wilson Bridge Road with two separate buildings that are two stories in height and a parking lot in the middle. We have approximately two acres in size which is the minimum size, there needs to be at least 200 feet of road frontage to have a development occur. Part of this proposal will also be combining the two parcels into one lot of record. The first level will have ingress and egress for out grade and the second story units will be accessible by stairs.

There was also discussion at the time with the multi-use path that will be required in the front in the future. The applicant is dedicating fifteen feet of additional right of way on the south side of East Wilson Bridge Road to be used for the future installation of a multiuse path connecting High Street with the Community Center. As part of this project there will be street trees, street lights, and lighting and development on their site.

There was a discussion at the last meeting about the egress and ingress to the site. There is a variance requested for the driveway width out at the curb. Existing trees will be preserved as part of the redevelopment along with new planting of trees along East Wilson Bridge Road and along neighboring properties. Additional vegetation to help screening

will be added. The applicant worked with the neighbors on Northhigh Drive and there will be a six-foot cedar fence along the south side of the development. They are preserving 404 caliper inches of trees and removing approximately 1600 caliper inches of trees and then adding back about 343 caliper inches. The development text for the district does allow for up to 75% of impervious surface, they are only proposing 60%. They are also adding perennials, shrubs, and grasses as part of this redevelopment

The developer is asking for 16 units to the acre where code allows for a maximum of 14 units to the acre. So, they are asking for a variance to deviate from the requirement of 14 units permitted by code. Rents are expected to be in the \$800 - \$1250 range for 1, 2, and 3-bedroom units. Additionally, there will be decorative lights, bike racks, and benches on the site. The zoning category on the site is medium density residential and it has a list of permitted uses that includes multi-family dwellings. There is a maximum building height of two and a half stories.

There are four variances requested tonight: 1) One is from Section 903.10, to allow the driveway to exceed 45 feet in width at the curb line, 2) Section 1181.05a to allow buildings to be closer than 50 feet from residential districts. In the last presentation, it was explained when we rezoned those two parcels, the original intention was to rezone the entire corridor and if we had done that we would not need to grant variances to deviate from the setback requirements, 3) Section 1181.05c requires all healthy trees six-inch caliper or larger to be retained or replaced with a total trunk diameter of that removed, or a fee of \$150.00 per caliper inch. Again, from the previous discussion, that tree fee would exceed \$201,000 if we went with the intent of what is in the code, 4) Section 1181.06 has a maximum density of 14 units to the acre.

There was a healthy discussion at the last meeting about the entrance drive and how it narrows down to meet code requirements. We also discussed the variance request for the setback requirements when this went before MPC. There was additional landscaping added. Regarding the tree fees, he and Ms. Bitar have met with multiple developers who have wanted to put higher density on the property and the tree fee was a discussion with them. We worked with Mr. Kenney and Mr. Hodge to get a better product with better materials in supporting the waiver of the tree fee, which the City Council has the ultimate authority to do. Talking with other developers and the current developer, the strict interpretation of the tree fee pretty much makes that parcel impossible to develop with all the associated costs. These are the only two lots in the entire city that have that tree fee requirement. When accounting for what is being removed and added back, they would be required to pay a tree fee of \$201,750. The final variance is the maximum density of 14 units per acre and the applicant is requesting two additional units to the acre.

When asked by Mr. Smith what our parameters are in general for applying the TIF model to a development, Mr. Brown replied that TIFs are not typically applied to residential developments. This proposal has no TIF associated with it. Mr. Smith clarified his prior questioning and asking what the parameters are legally speaking. Mr. Greenson replied that TIFs are a tool used, specially in a case like this, to finance investment in public

improvements such as streetscaping, intersections, trails, and utilities. Mr. Smith asked if in theory this development could be TIF-ed. Mr. Greeson responded that yes, it could be.

Mr. Robinson asked Mr. Brown when he had prior discussions with other developers about the parcels where the tree issue came up. Mr. Brown replied that those discussions have been since 2014. Mr. Robinson questioned when the parcels were rezoned including the tree ordinance. Mr. Brown replied it was approved by City Council on May 1, 2017 and went into effect July 3, 2017. Mr. Robinson asked why if Mr. Brown was aware there was a problem with the tree ordinance as written, why was it rezoned with that provision in the zoning. Mr. Brown replied that it was viewed as a tool to get the product and development that we wanted. Mr. Robinson asked if Council intended for the tree fee to be used as a tool. President Michael said that the Council had concerns about someone coming in and clear cutting the parcels. When looking at other parcels in the corridor, these are the only two with this level of tree coverage. She said that we weren't thinking about what it would cost for the trees. She emphasized that we should have some sort of policy across the City about how we handle trees rather than just two parcels, but that is a discussion for a later time. Mr. Brown emphasized that they did not know how much the fee would be until they began working with the previous developer in 2016. During the Council discussion, the fee was worked down from \$450 per caliper inch to \$150 per caliper inch. We didn't know how many trees would actually meet the 6-caliper inch or larger requirement.

Ms. Dorothy reported being on Council at that time and she thought the ordinance was passed to help preserve or replace some trees, but it was not intended to be a money maker for the City. She has in the past and in the last budget cycle asked for an increase in our tree budget in the CIP and ongoing. But she did not intend for this zoning code to be a way to increase our budget, rather it would have the intention of saving or replacing some trees.

Mr. Smith explained he remembers those tree fee conversations and a specific instance came up where this was planned to be used all along as a negotiating mechanism, but it was not meant to be waived entirely. He wondered if it was possible for us as the city to mandate the developer as part of the conditions of the development to donate to our parks foundation over a period of time as a way to help replenish the street tree program. Ms. Dorothy explained this is not a complete waiver by any stretch of the imagination and they are keeping and replacing some trees and are replacing almost \$50,000 of them according to our code.

Mr. Brown noted that when they come in for the building permit, there is an open space requirement fee that is \$250 per unit and applied to each of the 32 proposed units. President Michael clarified that the tree fee would be in addition to the open space fee. Mr. Brown agreed with her understanding.

Mr. Robinson asked about the rationale provided for the increase in density. Mr. Brown said that the developer can speak to that point, but their justification to us was that those were the numbers they needed to make it work for the product and that layout of the buildings.

David Hodge, Underhill and Hodge – 8000 Walden Parkway Ste 260, New Albany

Mr. Hodge stated that he has made efforts to help change minds through discussions with various members of Council. In terms of the requested variances, the standard that any decision maker is to consider from the Duncan v. Middlefield, an Ohio Supreme Court Decision, that lays out seven criteria. It is incumbent upon an applicant to demonstrate to the decision-making body that they meet the criteria. An applicant does not have to meet all seven of the Duncan factors, but they are required to demonstrate they meet several and hopefully the decision-makers will decide the scale is tipped in favor of approval of a variance. He explained how this proposal meets the Duncan factors for each of the variances.

Whether the variance is substantial

- *Mr. Hodge explained none of these variances are substantial at all. Somebody may say that the density variance is substantial, but it is not. We can park this site, we can meet all the height criteria, and we will not burden the public infrastructure by the addition of these four units to the project. Mr. Robinson asked what substantial is defined as. Mr. Hodge replied that it is in the eye of the beholder and he certainly does not believe four units across this development is substantial. If they were unable to adequately park this under code, if they were asking to exceed the height to get more units, that would be substantial. Four units across two acres, that does not burden adjacent properties nor the public infrastructure, is not substantial.*

The essential character of the neighborhood is substantially altered or whether adjoining properties would sustain substantial detriment as a result of the variance

- *Mr. Hodge stated that is not the case here. No adjoining property owners are suffering any detriment. Since they were here last time, an adjoining property owner wrote a letter to Council in support of this request. They have met with neighbors who are in support of this project and they have been active participants in the Wilson Bridge Corridor Plan and the Wilson Bridge Corridor Zoning adoption.*

Whether the variance would adversely affect the delivery of governmental services

- *Mr. Hodge said that none of these variances would make a foot of difference to the delivery of any governmental service to the property.*

Whether the spirit and intent behind the zoning requirement would be observed and substantial justice done by granting a variance

- *Mr. Hodge explained that this is an important factor. It is important to look at this through the lens of the Wilson Bridge Corridor Plan which this Council adopted. That plan talks about how the property should develop, which is with multi-family*

residential. It talks about the fact that as times and circumstances change it is important for the decision makers here to be flexible in their approach. In terms of the spirit and intent of the zoning requirement, it is embodied in the Wilson Bridge Corridor plan and they meet that plan, in his opinion, to the letter.

Mr. Hodge emphasized that is meeting four of the seven Duncan factors, and he believes that tips the scale in favor of approval of the plan in total and in the individual variances in the way they relate to the plan.

Mr. Robinson identified his basic issue with Mr. Hodge's reading of this is that it sounds like he is saying that the city is required to grant a variance if some of these criteria are met. He emphasized that it reads that the Council or BZA "may" grant a variance. He questioned if the city is compelled to grant a variance if these criteria, or any of them are met. Mr. Hodge responded that it is a great question that can be debated all day long, but zoning by the very essence of what it is, it is a one size fits all solution in a world that is not a one size fits all. The law by its very nature put this variance process in place because it recognizes that it would be unconstitutional to impose a one size fits all requirement to individual, unforeseeable circumstances. He does not know if the Council is compelled to approve these variances, but he believes he has ably demonstrated the Duncan factors for each of the four requested variances as a part of this plan. If this does not get approved, they are going away and are not going to fight with the City at all.

Mr. Smith asked if Mr. Hodge considers this to be single floor living. Mr. Hodge replied there are a number of units that are first floor living. Mr. Smith questioned if Mr. Hodge considers the development a single floor living development. Mr. Hodge responded that there are second story units in the development, so he would say no, but the code allows 2.5 stories. Mr. Smith queried if there were elevators proposed which Mr. Hodge responded there were not.

Mr. Greeson clarified his earlier statement this property could be used with Tax Increment Financing. After doing some research there is some complexity that would need to be additionally researched and considered, so the answer is a convoluted yes. Mr. Hodge said that multi-family residential is a wonderful thing to TIF. The question is if it is worth the exercise on 32 units because it is not likely to generate many TIF PILOTS (Payments In Lieu of Taxes).

Mr. Foust said that he is looking at the WBC-1 medium density residential definition and under density it reads that the maximum number of dwelling units allowed per acre shall be 14 with a desired between 10-14 units. The words "max" and "shall" are pretty clear to him. This reminds him of the conversations we had previously in regard to solar panels. He believes that Council has yet to define how flexible we want to be. The primary question is what this adds to the community to justify the exception. He detailed his recent experience going out for a drive and noticing the abundance of signs out for Issue 9 and Issue 10. He thinks that our primary responsibility is to the voters here and if this weren't the first time it is tested he would not have a problem with it. He does not have a problem with the other three variances. But, he continued that he drove and looked at all of the

apartments that have gone in here and one had a sign out from that said, “Top Notch Worthington Schools.” Here we are facing Issue 9 and Issue 10 and the school district has added 1000 new students in the past five years. It is due to add another 800-1000 in the next five years. He thinks we need to have a dialogue with the schools before we exacerbate this issue. Are four units going to make or break the world, no they are not.

To the argument that The Heights added a limited number of students to the Worthington School District, that is an outlier. He has two recent studies that the average new apartment complex is going to bring about 21% either young married couples with children or single parents. It troubles him that we are going to make our first review of an issue under the new underlay saying that we didn’t really mean it. We may have said we desire 10-14 units with a max of 14, but we really think 16 is fine. He has a problem with that. He would like to see Council be a little more judicious when identifying what the guardrails are before we go down that path with any project.

Mr. Myers observed that depending on which dates are used this is either three- or seven-years’ worth of work. We have gone through the Wilson Bridge Corridor study twice now. The latest incarnation which gave rise to this zoning classification was largely citizen driven. The steering committee that put this together was almost exclusively comprised of affected persons. Council then adopted it and against the better wishes of staff proactively rezoned these properties. There was a good reason for rezoning these properties, we were worried about single family creep. The entire plan for the past seven years as recommended by the citizens and adopted by this Council was to put multi-family dwellings on these two parcels and parcels further to the east. There was one person throughout this entire process who objected and in response the developer agreed to additional screening and made changes to further buffer his property. We had citizens who have expressed support for this. This is a citizen driven, citizen approved, Council adopted project.

Mr. Myers explained that the idea of zoning for density and aesthetics is a fairly new development. Zoning was originally meant to make residential and industrial zones. You did not want to have the smelting plant next to the house. There has always been the notion that when you get further away from the core concept of zoning, it becomes much more fluid and it becomes more of a negotiation. When he looks at what we are getting out of this property; we are getting an additional 15 feet of right-of-way for a future trail, bike racks, benches, and we are getting the one thing the citizens to the south wanted the most which is a 50-foot setback, and a fence with more screening. We are getting a 75-foot curb cut which was at the recommendation of the Division of Fire and EMS to get the ladder truck in. In the time he has been on MPC/ARB, density and variances are typically the last thing that comes up because if we get a quality product that will drive the other numbers. The first developer that came in and wanted to develop these parcels asked for much higher density and it was a low-quality product that included clear cutting and a 100% tax abatement. Here we are getting high quality materials and a quality product that costs money. When a developer comes in the beginning, he pretty much tells them that their product is going to cost twice as much and take twice as long if you are building it in Worthington because we get a better product here. We must be willing to give up something to get that product. This developer asked for two things: two additional units

and a waiver of the tree fee. He believes that is an insignificant give when looking at what we are being given in return on a project that has been fully supported by the citizens who are most directly affected. When it comes to the Duncan factors, one of the intriguing lines is, "...the standard for granting a zoning variance that relates solely to area requirements, should be a lesser standard than that applied to variances which relate to use." The courts have recognized that this is a more relaxed standard and he believes that this fits the standard for Duncan. All of this considered, he does not see where we are to object.

Mr. Foust commented in response to Mr. Myers point when density is the last thing we consider, gets to the heart of the matter. The question is who we serve, is it the builders, our own personal individual agendas, or is it the will of the people who elected us. Three years ago, the message was clear, Issue 38 which was about density and driven by a 400-unit apartment building got more votes than anybody in the past election. Mr. Myers responded that is comparing apples and oranges. Mr. Foust responded that it was a density driven issue. Density is what pulled people out of the woodwork and go them riled up. He does not want to see our first act on this be a variation on density.

President Michael remarked that four units is not a significant amount of density. Mr. Foust said that he does not disagree. President Michael further explained that four units will not significantly impact the Worthington schools. Mr. Foust agreed. President Michael detailed how this project is different than the Issue 38 project and it was driven by a completely different parcel of property and the neighbors around this particular Wilson Bridge Corridor have come out and have agreed and supported this project. Mr. Foust agreed that those were all good points and he would love to see the project move forward, but he would like to see it be within the density guidelines that have been laid out.

Mr. Robinson stated that his research tells him that density is at the very heart of the emergence of zoning laws in the United States. The first zoning conflict in legislation came out of Brooklyn where someone wanted to build a 40-story skyscraper in a brownstone neighborhood. That is where zoning first emerged in the United States, specifically about density. His issue with the passage of this and the variances, particularly the density variance, is the precedence this sets. He does not see how when a future developer comes before the MPC/ARB or Council asking for a variance, we can say no. It seems to establish a precedent that the code comes with a built-in variability. Secondly, the variance introduces issues between Councilmembers and staff. If staff comes in the future requesting a rezoning, are we to assume there will be a built-in need for variances. Should he assume that 10 really means 12 and so on. That is not a healthy dynamic. Lastly, it is problematic with our relationship with residents of the City. If they appear before MPC/ARB, asking for a variance and we deny it and then they claim financial hardship, which is how he interprets the request for 16 units instead of 14, it is essentially a financial argument because the deal cannot be done and does not make financial sense for the developer. So, it is a financial hardship argument. If we listen to that and grant a variance for a developer because of financial hardship, how do we deny that to a resident. He gave an example of a gentleman who bought a home and wanted to tear it down to put in a Schumaker home. He came before MPC/ARB and it was denied. He was told to come back with a custom-built home that would cost him 20% more. What if he said that he could not

afford that, and it was a financial hardship, asking for a variance. Why can we give such a variance to a developer but not a resident, to him that sounds backwards.

President Michael responded and said that her understanding is that the variances are project specific. There are variances that are approved and there are variances that are not approved.

Mr. Myers shared that MPC does not approve variances, Council and BZA approve variances. He addressed the comment about rezoning, there is no request for rezoning here. This was a Council initiated rezoning to multi-family units, so we knew what we were going to put in there. The property owner from Mr. Robinson's previous example was not denied, he left and now he is back with a new product that works much better. Nothing was ever denied there. Most of the variances that are "denied" we never see. It's the developer that wanted to put in 24 units that gets cut off at the staff level or by a member of the MPC. Most denials never get this far. He gave an example of someone on his block, that person cannot do anything on the front without a variance. He described when he put a porch on his home, he needed a variance. Every house on his blocks violates the setback as it sits, but they were grandfathered in when they were annexed. If you want to do anything to the front of your house, you will need a variance. The single biggest variance granted by BZA is for rear setbacks for sheds. They are fairly universally approved and it is pretty rare that a resident doesn't get it approved because the idea that you do not want to increase the cost to a resident if the neighbors think it is ok. If MPC is going to approve of something they want to hear if the neighbors are going to agree with it. On this project, the neighbors were okay with this. Neighbor approval carries a great deal of weight.

Mr. Smith said that something that is sticking with him is the Duncan factor about the intent and spirit of this zoning. We have identified a very prominent need in our community over the years and we are seeing that need more than ever. The need is single floor living space. Throughout this corridor, the intent of the rezoning was to have single floor living space. Whether that be a couple different enclaves of development, patio homes, or apartments with elevators. It was never the intent or spirit of the zoning to have apartments. He cannot get past that. Mr. Myers responded that is what we rezoned it for, 10-14 units, that is apartments. Mr. Smith reiterated that was with the intent for single floor living space. Mr. Myers replied that we get 16 units of single floor living space here.

Ms. Dorothy stated in regard to zoning, for the longest of time we didn't have zoning. We had many applications especially throughout older areas in history that we have multi-use mixed use zoning. Paris is the densest city in the world and people love it because it has mixed used areas all over with lots of different house and retail. Our zoning is a bit out of whack in the United States, we have so much single use zoning. It is great we are getting back to our downtown core and have mixed-use and looking for more mixed-use opportunities. Giving more people opportunities to come into or stay in Worthington and these different house scenarios are very important for the city. She believes that people of all ages should be able to live in Worthington and stay in Worthington. This is a wonderful application for what we want to have here. She wants to see more mixed use in a variety of manners and this is a great place to start.

President Michael explained that it sounds like we are beginning to go around in circles and she is going to try to bring us to a straight line here. She is hearing that no one has a problem with the driveway. The 50-foot setback does not have any issues. She asked if there were any issues with the tree fee. Mr. Smith suggested that we mandate as part of any development if it goes through some sort of fee or donation to the parks foundation over a period of years. President Michael clarified that we do not have a Worthington parks foundation. Individuals can however donate to the city and it is put in a separate fund. Mr. Smith stated that the mechanism talked about in the past was there was some way to get a tax deduction. President Michael explained they are already going to be paying an open space fee. She asked if other Councilmembers wants to put something like that as a requirement.

Mr. Myers stated he wanted to vote for the application. President Michael asked if Mr. Myers was calling for the question. Mr. Myers stated he is calling the question.

There being no additional comments, the clerk called the roll on Ordinance No. 42-2018. The motion carried by the following vote:

Yes 4 Kowalczyk, Dorothy, Myers, and Michael

No 3 Robinson, Foust, Smith

Ordinance No. 42-2018 was thereupon declared duly passed and is recorded in full in the appropriate record book.

REPORTS OF CITY OFFICIALS

Policy Item(s)

- Financial Report – September 2018

Mr. Bartter provided the following highlights for the City's financial report for September:

- *The Fund balances for all funds increased from \$26,697,378 on January 1, 2018 to \$32,525,931 as of September 30, 2018.*
- *The General Fund balance increased from \$13,491,664 as of January 1, 2018 to \$15,786,187 as of September 30, 2018.*

MOTION Mr. Myers moved, Ms. Dorothy seconded a motion to accept the Financial Report.

The motion carried unanimously by a voice vote.

- Proposed 2019-2023 Capital Improvements Program

Ms. Stewart explained that the CIP began development in July with the City Council discussing priorities and objectives that they wanted staff to keep in mind. In August, staff worked with that information to develop requests for funding in the capital plan. This also included looking at the current CIP for updates and other adopted plans to see if there are projects that could be included for consideration. Additionally, we listened to various advisory boards and commissions that staff interacts with, so those thoughts and ideas were brought forth for consideration. There was also an evaluation of existing infrastructure and equipment to see what might need new investment and/or replacement. That information is then boiled down into submittals that each department developed for the areas in which they provide services. Those requests were then evaluated and prioritized in September, balancing them with projected revenue. In October the proposed plan is presented to and then workshopped with Council. In November any follow-up discussion can occur before adoption in December.

There are several trends in the CIP. First, the vast majority of the proposed plan invests in the existing infrastructure and equipment as we try to maintain and keep up with what we already have and utilize. Included are the final three years of the debt associated with the Community Center expansion and the renovation of the Police Station. The last payment on that will be made in 2021. However, there is new debt from a number of new projects that the City has identified. While some debt payments drop off, additional debt is taken on. There are a number of building projects associated with the age of the City's buildings.

We like to look at how much we can leverage our dollars to get access to other funding. In 2019 the City share of expenditures in the CIP is low due to the Northeast Gateway Project. We are going to pursue a grant for the Self-Contained Breathing Apparatus (SCBA). In 2020 we anticipate looking for funding from grant sources, perhaps state sources, for McCord Park. In 2021, License Tax revenue is making some difference for the arterial project on Schrock and a portion of Huntley. Years 2022 and 2023 do not show many external sources, although staff will continue to monitor for any opportunities.

Looking at revenue compared to expenditures, it can be seen that when taking out bond information, revenue and expenditures are well aligned.

Trendlines show that projects and equipment are the primary categories, however there are payments on debt service and then administrative expenses pertaining to the cost to collect income tax revenues and any other insurance or legal services relating to the Capital Fund.

Ms. Dorothy explained that she knows the City has a 5-year CIP but asked if we know how long debt service on the bonds goes on and when they sunset. Mr. Bartter replied we know when all of the debt sunsets. Ms. Dorothy stated that maybe we can look at other things for the CIP longer than 5 years out.

Ms. Stewart explained when pulling out the bond proceeds and leases, in terms of the cash flowing in and out of the CIP fund, you can see the investment in the various categories. Projects continue to be the largest expenditure. Debt payments are the second largest across the five years. Those are followed by equipment and administrative expenses.

Mr. Smith referenced an earlier comment from Ms. Dorothy that mentioned forecasting further out for the CIP. He asked if we ever set aside funds year to year for bigger expenditures. Ms. Stewart explained that we have not done that in recent years. However, when we have a higher fund balance, essentially it is funds that have not been spent and could be utilized for that. On the flipside, we have used bonding or leases to try and level out some of those expenditures, so we pay for them for several years but its after the purchase where you have financing costs as opposed to diverting the funds in advance. Sometimes if we have projects that can be spread across several years and pay cash for them, we will. We have done that with the Community Center parking lot, doing part of the parking lot one year and another part the next year, which helps avoid a bigger spike in one year.

Mr. Robinson asked if Ms. Stewart could explain the relationship between numbers representing total cost that differ from each other. Ms. Stewart said the difference is one includes all expenditures and the other number excludes bonded expenditures. Mr. Robinson stated he was confused about how the un-bonded amount is larger than the bonded expenditures. Ms. Stewart said one number only includes projects and equipment expenditures and the other also includes debt service and administration costs.

Ms. Stewart detailed a list of priorities identified by Council in the previous year's CIP. However, we did try to point out where there are investments in the proposed CIP related to those priorities that were mentioned last year.

President Michael asked if these were things that come from the Parks Master Plan. Ms. Stewart said there were several recommendations in the plan. These were the items that the Parks and Recreation staff proposed. Mr. Hurley added that there was a highest priority list of items that were included.

Ms. Stewart detailed how there are a number of uncertainties pertaining to the five-year program. There are items that we do not have full information and so they are not fully taken into account for this proposed plan. This includes short term financing costs associated with the Northeast Gateway project. Construction is slated to begin sooner than the availability of the federal funds. There may be the need for short term loans, potentially from the State Infrastructure Bank. There is not full clarity on the timeline for this and the interest costs are not shown in this CIP.

Additionally, there has been talk about the possibility of providing funding for SwimInc, however there is not a specific funding request yet. We have also begun looking into the possibility of consolidating the City's public safety dispatching and 911 answering center with the Northwest Regional Emergency Communication Center operated by the City of Dublin. We are still in the process of that evaluation but depending on the result there

could be impacts on the CIP. There is also the anticipation of a grant for the Fire Division's self-contained breathing apparatuses. If we do not receive that grant, we will have to proceed with another way to fund the acquisition of the SCBA apparatus. McCord Park Funding is also shown for significant external funding and we will need to see if we are successful in that process. We have in the proposed 2019 Operating Budget some funding for evaluations and assessments of our water lines and traffic signals. Depending on the results of that assessment we may need to incorporate investments into that infrastructure. In the CIP we do have some proposed funding for waterlines, however the assessment will inform us on whether that is sufficient or not.

Ms. Stewart explained that requests significantly exceeded available revenues and there were a number of things needed to be done to balance. Some items were moved from cash to bonding and leasing. The scope of some projects was reduced. Some items were delayed from the year that they were originally requested, particularly items requesting funding in 2019 that could be delayed to later years. Individual requests submitted as standalone projects were incorporated into ongoing programs where the City provides funding every year. Some items moved to the proposed operating budget and then other items were deleted entirely.

She detailed several 2019 projects that are more official within the CIP, because each of the other four years will be updated. Funding for projects and equipment in 2019 will not receive much more discussion after it is adopted. There are several recurring projects and equipment throughout the CIP that show up every year or every other year. In 2019 there are several projects being funded including construction of the Kenyonbrook Trunk Sewer which has been in the works for a number of years. There are also arterial improvements for East Wilson Bridge Road, tackling the waterline replacement and followed by overlaying that stretch of road. We are starting an arterial micro surfacing program in 2019 that will address the surface of some of our better conditioned streets. If we invest in them now we can extend their life before needing an overlay. It is a less expensive approach to stretch out the timing for the overlay. Mr. Whited specified how we are working to provide proactive versus reactive maintenance to save money long term. Ms. Stewart noted the Rush Run stream restoration Phase I was tied together with the Northeast Gateway project. We also have expensive equipment, such as radios, the emergency medic vehicle and SCBA devices.

Mr. Myers asked about Wilson Bridge Road and the \$800,000 per year allocated for streetscape enhancements. Ms. Stewart explained that the \$800,000 included in the current CIP was dropped from the CIP because it was not sufficient and helped to balance the numbers. It is still out there and needing another strategy brainstormed on how to approach it. Mr. Myers said that we have a \$1,225,000-line item for McCord Park that is unfunded, and we are hoping that maybe someone will come forward with money. He asked if we contacted Mr. Duffey to champion that in the last State Capital Budget. Mr. Greeson replied that we previously submitted a capital bill and we still think it's a good candidate for that in the future. Mr. Myers asked if there is a placeholder for SwimInc because we don't have a number. Ms. Stewart replied that is correct because we do not have an ask from SwimInc. Mr. Myers asked if we had allocated anything for the dispatch

transition and do we expect that to be a capital outlay or an operating outlay. Ms. Stewart responded it could possibly be a combination of both. If we do or do not work to consolidate dispatching operations, there would be different investments depending on what is selected. Mr. Greeson added that we are still evaluating, and we have not put in a placeholder for those costs. Mr. Myers noted in the budget text there is mention of future assessments for sidewalks. Ms. Stewart explained we have listed \$25,000 a year assessment as part of the Street Improvement Program for the sidewalks, when we go into overlay the streets and inspect the sidewalks to indicate to residents they need to pay to replace those sidewalks. If they utilize our contractor that is assessed back to them. Any references to sidewalk assessments refer to our existing programs for sidewalk maintenance.

Mr. Myers recalled Mr. Norstrom's sentiments that this is an expression of our priorities and our governance more than any other document we have. This is where our priorities are expressed. Priorities are set at the Council Retreat every year. He does not see this budget put together based off of those priorities. He wants to hear up front that the top priority for the past five years has been to fund the Wilson Bridge Corridor and we cannot do it this year. He had to find that. He wants to see that kind of budget presentation. He appreciates the numbers but that means less than whether his priorities are being expressed in the budget and they are not because we do not have the money. It is Council's job to set priorities and staff is supposed to execute on those priorities and report back whether they can or cannot. He would like to see upfront what of Council's priorities cannot be accomplished and why.

Michael Bates – 6560 Evening Street

Mr. Bates explained that Mr. Myers took his thunder regarding priorities and how they synchronize with the retreat at the beginning of the year. However, when he looked at the schedule of the budget presentation over the next couple months he does not see anything about outreach to the community to get additional community input. He sees that activity was with the commissions and the advisory boards, but he cannot see where there was outreach on the budget prior to acceptance at the end of the year. He would like to know when we are going to do that. Previously he has asked where we were at on the advisory board and President Michael said that would be delayed to next year, but he thinks there is still an opportunity to do some workshop sessions with the community about what the budget is and how it synchronizes priorities that were set at the beginning of the year.

Mr. Myers responded that since this idea came up a couple months ago, he has had a lot of thought on the topic and it dovetails with what he had previously said. This budget actually began 15 years ago when Council made a decision to explore the Northeast Gateway improvements. It finally came to fruition in the past couple years. The operating budget has little discretionary spending and there is not much control over that. The CIP budget is really an expression of priorities and the priorities don't get set during the budget cycle. They are set during the Council Retreat and during discussions throughout the year. For the next cycle of budgets, it is going to be set by the long range planning we are about

to embark on and he is hopeful that will be where the citizens can come in and express what their priorities are which can be expressed down the road in a budget.

Mr. Bates replied that elected officials would want that reassurance that the community was involved in the process. Mr. Myers said it is more about priority setting. He hates to get bogged down in a budget when that really is not the significant discussion. The significant discussion is priorities and that is what we want to do with the long-range planning. That will have significant impact on CIP budgets in the future.

President Michael shared we did not get as far on the long-range visioning plan as we wanted to this year. That needs to be moved up as a much higher priority next year. This community has changed over time and we really need to get out and listen to what the people are thinking and where their priorities are. We need to do a well thought out strategic planning that answers the question of where we want Worthington to be tomorrow. The visioning process will get everyone together and it is crucially important.

Mr. Bates shared that at the citizen level there does not appear to be a cohesiveness of the priorities of the City. Understanding the operating budget is mostly payroll and administrative overhead, so the only thing that the citizens can have an impact on is the CIP based on priorities, and that is where the confusion sets in. Why are we prioritizing one thing over another?

Mr. Myers commented that hopefully the long-range visioning will incorporate some budget discussions and we will be asking questions about choices that have to be made.

REPORT OF COUNCIL MEMBERS

Mr. Greeson said that he had previously distributed a couple memos that he wanted to touch on. He gave kudos to the Division of Police and the Division of Fire & EMS who did an open house a couple weeks ago with over 400 people attending. We had our first dog event at McCord Park that was successful despite the weather. This week we are doing outreach on the Electric Aggregation proposal in the community. Our consultant and staff are speaking to a Chamber Coffee & Conversation event, there is a presentation scheduled with the AM Rotary, and also with some seniors at the Griswold Center.

As far as the memos that were distributed, one related to the Community Relations Commission non-discrimination ordinance. He had a conversation with Jack Miner who is ready to work with staff and other CRC members to start the process outlined in the memo.

The second memo was regarding the process laid out by Dr. Herb Marlowe about issues surrounding UMCH. He crafted some ideas about community visioning and how to manage a new conversation on that issue with the hope of developing consensus. There was a strong dose of community visioning. He proposed scheduling Mr. Marlowe to return and meet again with stakeholders, going over his process ideas, getting more input and revising them. After the second round of meetings, we would cost the process and bring it

before Council to determine whether or not to move forward. Without objection he hopes to have him back to begin that process.

Mr. Robinson asked when Dr. Marlowe would return and when it would be brought to Council to move forward. Mr. Greeson would like to have the go, no go decision made by the end of the year. He is going to contact Mr. Marlowe and workout schedule issues this week. Preferably we would like to have him back at the end of October or early November. Mr. Robinson asked if there would be a proposal before Council by the year end where there would be a vote on whether to proceed with Herb Marlowe or not. Mr. Greeson said that would be his goal. Mr. Myers asked if there would be a formal presentation for public hearing by Mr. Marlowe. Mr. Greeson replied ultimately if we are going to undertake any type of process, it is one that the key stakeholders and the Council need to agree on, so yes. Mr. Myers said it would be beneficial when it is introduced or discussed if Mr. Marlowe were here to present it and it were a well-publicized meeting.

Mr. Foust commented on the LimeBike report and he questioned the first statistic regarding CO2. He wondered if it is under the assumption that every ride is replacing miles in a car. Mr. Hurley said yes. Mr. Foust questioned that logic and that many of those people may have been walking and decided to ride a bike. He appreciates the intent to justify the LimeBike experiment but still, lets be reasonable. Mr. Hurley stated that it is information provided by LimeBike.

Mr. Smith said that he noticed the street signs in the historic district and they look great. He gave kudos to the team on that. His second thought relates to economic development. Over the last several years we have toyed with the idea of adding funds to the budget to send staff to site selection events in places like Chicago or New York. It might make some sense to do that with a couple choice properties that may cater to some specific types of needs. Third, he is speaking at several events by invite regarding Issue 39 Electric Aggregation. If anyone wants Yes on Issue 39 signs, to please let him know.

Ms. Kowalczyk shared that everyone should have received an electronic copy of the Mural Task Force's final report. It raises many interesting ideas worth discussing on how to proceed. She hopes they can be discussed at an upcoming Council meeting. SwimInc has an online survey out to gather information. They were also at the Farmers Market getting information from people as they passed by. They are working on a master plan for improvements. If members have any suggestions she recommends they visit their website and offer feedback. Finally, she went to Paws in the Park and her dog had a blast. She hopes we can do it again because it was a success.

President Michael mentioned the Kemper House opening. Mr. Myers did an excellent job speaking on behalf of the City. She and Ms. Kowalczyk were there. It is a wonderful project. The gentleman in charge, Mr. Cini, has so much passion for Alzheimer's patients and the need for having a high-quality care facility. He based much of it on the experiences of his grandmother who had Alzheimer's and there was not an appropriate facility for her. It was a really good event with a warmly emotional presentation that really sets the stage

for us having a high-quality facility coming into our community. One statistic brought up was the largest number of deaths in the country now are due to Alzheimer's.

ADJOURNMENT

MOTION Ms. Kowalczyk moved, and Ms. Dorothy seconded a motion to adjourn.

The motion carried unanimously by a voice vote.

President Michael declared the meeting adjourned at 9:31 P.M.

Assistant City Clerk

*APPROVED by the City Council, this
5th day of November, 2018.*

Council President



STAFF MEMORANDUM
City Council Meeting – September 17, 2018

Date: August 24, 2018

To: Matthew H. Greeson

From: D. Kay Thress, City Clerk

Subject: **Resolution No. 47-2018 Renewal of Right-of-Way Agreement and Permit for Ohio Power Company**

EXECUTIVE SUMMARY

This is a renewal of a Right of Way Agreement and Permit for Ohio Power Company. Section 949 of the City's Codified Ordinances requires that persons desiring to utilize the City's Rights of Way to provide public utility and/or telecommunications services, other than cable television service, obtain a Telecommunication and Utility Permit. The City has received an application from Ohio Power Company for renewal of its permit that expired in November 2017. This Resolution authorizes the City Manager to sign the above mentioned permit for the use of the Rights of Way in Worthington. The permit is for three years.

RECOMMENDATION

Introduce and Approve as Presented

ATTACHMENTS

Resolution No. 47-2018

Telecommunications and Utility Permit Agreement

RESOLUTION NO. 60-2018

Approving an Agreement and Permit for and between Ohio Power Company, an Ohio Corporation, to Occupy and Use the Right-of-Way for an Electric Distribution and Transmission System Within the City of Worthington Pursuant to and Subject to the Provisions of Chapter 949 of the Codified Ordinances of the City of Worthington.

WHEREAS, Ohio Power Company, an Ohio Corporation, is a provider and distributor of electrical energy in the City of Worthington; and,

WHEREAS, the City of Worthington has enacted a comprehensive Right-of-Way Ordinance, Chapter 949 of the Codified Ordinances of the City of Worthington; and,

WHEREAS, City Council found the technical ability, and plan for services of Ohio Power Company acceptable; and,

WHEREAS, Ohio Power Company, previously Columbus Southern Power Company, has facilities within the right-of-way under a permit issued pursuant to Chapter 949 of the Codified Ordinances of the City of Worthington initially approved in 1998; and,

WHEREAS, the authority is nonexclusive; and,

WHEREAS, Ohio Power Company has certified that the company meets the criteria of Section 949.05 of the Codified Ordinances of the City of Worthington for the issuance of a permit;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Municipality of Worthington, County of Franklin, State of Ohio:

SECTION 1. That pursuant to Chapter 949 of the Codified Ordinances of the City of Worthington, an agreement between the City of Worthington and Ohio Power Company, an Ohio Corporation, as attached hereto and made a part hereof is hereby authorized and approved and the City Manager is hereby authorized and directed to execute said agreement on behalf of the City, upon approval thereof by the Director of Law.

SECTION 2. That the Clerk of Council be and hereby is instructed to record this Resolution in the appropriate record book.

Adopted _____

President of Council

Attest:

Clerk of Council

**TELECOMMUNICATIONS AND UTILITY PERMIT FOR THE USE OF PUBLIC
RIGHTS-OF-WAY WITHIN THE CITY OF WORTHINGTON, OHIO**

This Agreement is executed on this _____ day of _____, 2018, by and between Ohio Power Company, as Ohio corporation, ("Company") and the City of Worthington, Ohio, an Ohio municipal corporation (the "City") pursuant to Resolution No. _____ passed by the Worthington City Council on _____, 20__.

Now, therefore, in consideration of the foregoing and of the covenants, promises and conditions hereinafter set forth it is hereby agreed as follows:

- I. That the Company, a corporation organized under the laws of the State of Ohio, its successors and assigns, is hereby granted the non-exclusive right, privilege and authority in accordance with the provisions of Chapter 949 of the Codified Ordinances of the City to acquire, construct, maintain and operate a telecommunications system and/or utility in the City in and under, above, across and along the streets, alleys, thoroughfares, public rights-of-way, public property and easements as the same now exist or may hereafter be laid out in the City, with minimum interference with the proper use of same, for the provision of all competitive telecommunications services as authorized by the Public Utilities Commission of Ohio.
- II. The Company shall construct and operate the telecommunications and/or utility system in accordance with all laws, ordinances, construction standards, governmental requirements, FCC technical standards and any other standards incorporated by reference. Nothing in this Agreement permits the Company to provide any other utility services or cable television services.
- III. The Company shall comply with the applicable requirements of Chapter 949 of the City Codified Ordinances.
- IV. The Company shall pay the annual permit fee as determined by City Codified Ordinances Section 949.07.
- V. The Company agrees that all contractors and subcontractors proposed for work on construction, installation, operation, maintenance and repair of the system shall be properly licensed under the laws of the state of Ohio and all City ordinances.
- VI. Subject to the final requirements of this Section VI, in those areas where telephone and electric services are provided by underground facilities, the Company shall place all new facilities underground. In all other areas, the Company agrees to use its Best Efforts (as defined in Chapter 949 of the City Codified Ordinances) to place all facilities in the City right-of-way underground except for equipment which is customarily placed on or above the ground in conjunction with underground transmission facilities. In addition, where the City Manager or his designee determine that such transmission facilities should not be located underground, the City Manager shall have the authority to relieve the Company of the requirement to do so. In making such a determination, the City Manager may take into account unusual circumstances or physical characteristics including but not limited to the existence of underground facilities which might interfere with the operations of the Company, topographical features or use

requirements which may interfere with existing facility locations. The City Manager may also relieve the Company of the requirement to locate transmission facilities underground when to do so in a particular circumstance would not be in the best interest of the City.

- VII. The rights, privileges and authority hereby granted shall not be effective prior to acceptance of this Agreement by the Company and the City and shall terminate three years from the date of acceptance.
- VIII. The Company shall, at its sole cost and expense, fully indemnify, defend and hold harmless the City, its officers, public officials, boards and commissions, agents and employees from and against any and all lawsuits, claims, causes of action, actions, liability, and judgments for injury or damages in connection with this permit, the Company system, and construction, installation, maintenance, and repair thereof.
- IX. Whenever in this Agreement the City or Company is referred to, such reference shall be deemed to include the respective successor or assign of either, and all rights, privileges, and obligations herein contained shall bind and inure to the benefit of such respective successor or assign, in which the predecessor of such successor or assign is divested of all such rights, privileges, or obligations, whether so expressed or not.
- X. The terms and provisions of this Agreement are joint and several, and the invalidity of any part shall not affect the validity of the Agreement.

Kristina Dias
Witness
Paul T. Gayton
Witness

OHIO POWER COMPANY

By: [Signature]

Name: SELWYN DIAS

Title: V.P. DIST. OPERATIONS

CITY OF WORTHINGTON

By: _____

Name: _____

Title: _____

Witness

Witness

Approved as to Form:

Law Director, City of Worthington



STAFF MEMORANDUM
City Council Meeting – November 5, 2018

Date: November 1, 2018

To: Matthew H. Greeson

From: Daniel Whited, P.E. Director of Service and Engineering

Subject: **Ordinance No. 47-2018 – Appropriation - Curb, gutter and median work at E. Wilson Bridge Road Rail Crossing**

EXECUTIVE SUMMARY

This Ordinance appropriates \$50,000 for curb, gutter and median work at the E. Wilson Bridge Road rail crossing.

RECOMMENDATION

Introduce for Public Hearing on November 19, 2018

BACKGROUND/DESCRIPTION

The Ohio Rail Development Commission (ORDC) has approved the preliminary engineering plans for City-related construction to take place at the rail crossing on East Wilson Bridge Road. These improvements will construct new curb and gutter, in addition to concrete traffic islands, which will eliminate the ability for vehicles to circumvent the gates and risk a train-car collision. The improvements will work in conjunction with new signals, gates and detection systems being installed by ORDC, and CSX and Norfolk Southern Railroads.

Earlier this year, staff asked for permission to bid the project. However, the engineering estimates came back under our threshold for requiring public bidding; just under \$50,000. As such, staff has reached out for quotes to local firms of good reputation we know can complete the work this coming spring. Once those quotes have been received, the Ohio Rail Development Commission will review them and recommend a firm to contract for the work. Staff anticipates receiving proposals for this work in the coming two-week period. In anticipation of successful response, we are asking to introduce the appropriation, and bring the final contract price when this Ordinance is presented for public hearing.

FINANCIAL IMPLICATIONS/FUNDING SOURCES (if applicable)

\$50,000

ORDINANCE NO. 47-2018

Amending Ordinance No. 41-2017 (As Amended) to Adjust the Annual Budget by Providing for an Appropriation from the Capital Improvements Fund Unappropriated Balance to Pay the Cost of Curb Improvements at Wilson Bridge Road & the Railroad Crossing for the NE Gateway Intersection Improvement Project and all Related Expenses with said Project. (Project No. 602-14)

WHEREAS, the Charter of the City of Worthington, Ohio, provides that City Council may at any time amend or revise the Budget by Ordinance, providing that such amendment does not authorize the expenditure of more revenue than will be available;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Municipality of Worthington, County of Franklin, State of Ohio:

SECTION 1. That there be and hereby is appropriated from the Capital Improvements Fund Unappropriated Balance to Account No. 308.8150.533330 an amount not to exceed Fifty Thousand Dollars (\$50,000.00) to pay the cost of curb improvements at Wilson Bridge Road and the Railroad Crossing for the NE Gateway Intersection Improvement Project and all related expenses (Project No. 602-14).

SECTION 2. That notice of passage of this Ordinance shall be posted in the Municipal Administration Building, the Worthington Library, the Griswold Center and the Worthington Community Center and shall set forth the title and effective date of the Ordinance and a statement that the Ordinance is on file in the office of the Clerk of Council. This Ordinance shall take effect and be in force from and after the earliest period allowed by law and by the Charter of the City of Worthington, Ohio.

Passed _____

President of Council

Attest:

Clerk of Council



STAFF MEMORANDUM
City Council Meeting – November 5, 2018

Date: 10/26/2018

To: Matthew H. Greeson

From: Scott F. Bartter, Finance Director

Subject: Ordinance No. 48-2018 – Additional Appropriation

EXECUTIVE SUMMARY

This ordinance appropriates additional funds for the purpose of paying for the sewer system capacity charges we have collected and now must pass-through to the City of Columbus.

RECOMMENDATION

Introduce for Public Hearing

BACKGROUND/DESCRIPTION

The City of Worthington collects a sewer system capacity charge based on the size of the water taps that are installed in residential and commercial properties. Pursuant to our contract with the City of Columbus, we collect these fees and then disburse them to Columbus on a quarterly basis. We maintain a separate fund, Accrued Acreage Fund #825, to account for this activity.

We appropriate an annual amount in the operating budget and this year's budget ordinance included \$20,000 for these payments to Columbus. We have collected year to date \$45,663 and are therefore requesting the additional appropriation of \$35,000. This will allow us to pay the City of Columbus the amount collected to date and give us \$9,337 excess for any capacity charges collected in the 4th quarter of this year.

FINANCIAL IMPLICATIONS/FUNDING SOURCES

\$35,000

ATTACHMENTS

Ordinance No. 48-2018

ORDINANCE NO. 48-2018

Amending Ordinance No. 41-2017 (As Amended) to
Adjust the Annual Budget by Providing for an
Appropriation from the Accrued Acreage Fund
Unappropriated Balance in the Amount of
\$35,000.00.

WHEREAS, the Charter of the City of Worthington, Ohio, provides that City Council may at any time amend or revise the Budget by Ordinance, providing that such amendment does not authorize the expenditure of more revenue than will be available;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Municipality of Worthington, County of Franklin, State of Ohio:

SECTION 1. That there be and hereby is appropriated from the Accrued Acreage Fund unappropriated balance to:

<u>Account No.</u>	<u>Description</u>	<u>Amount</u>
<u>Accrued Acreage Benefit Fund #825</u>		
825.2525.550952	Accrued Acreage Fees	\$ 35,000.00
Total Accrued Acreage Benefit Fund		\$ 35,000.00

SECTION 2. That notice of passage of this Ordinance shall be posted in the Municipal Administration Building, the Worthington Library, the Griswold Center and the Worthington Community Center and shall set forth the title and effective date of the Ordinance and a statement that the Ordinance is on file in the office of the Clerk of Council. This Ordinance shall take effect and be in force from and after the earliest period allowed by law and by the Charter of the City of Worthington, Ohio.

Passed _____

President of Council

Attest:

Clerk of Council



STAFF MEMORANDUM
City Council Meeting – November 5, 2018

Date: October 30, 2018

To: Matthew H. Greeson

From: Daniel Whited, P.E. Director of Service & Engineering

Subject: **Ordinance No. 49-2018 - Funding NE Gateway Waterline Project**

EXECUTIVE SUMMARY

This Ordinance appropriates \$48,000 for the design of a waterline relocation required for the Northeast Gateway project.

RECOMMENDATION

Introduce for Public Hearing on November 19, 2018

BACKGROUND/DESCRIPTION

The Northeast Gateway project involves the relocation of numerous utilities. One of these relocations involves a 12" waterline. The City has received funding from the Ohio Public Works Commission for this project, with the expectation that construction will begin prior to June 1, 2019. In order to meet the deadline for beginning construction in the spring, staff recommends the City proceed with the replacement of the 12" waterline as the first phase of the project. This requires the waterline design to be accelerated and separated from the current plan drawings for the project as a whole, which are nearing completion. EMH&T, the City's engineering design firm for the Northeast Gateway, has proposed amending our current design services agreement and incorporating \$43,500 to complete this necessary work. A contingency of \$4,500 is recommended by staff, which brings the requested appropriation to \$48,000.

The OPWC funds are provided as a reimbursement. The City pays the upfront costs and submits to OPWC the cost of design and construction services for reimbursement.

FINANCIAL IMPLICATIONS/FUNDING SOURCES (if applicable)

\$48,000

ATTACHMENTS

Ordinance No. 49-2018

ORDINANCE NO. 49-2018

Amending Ordinance No. 41-2017 (As Amended) to Adjust the Annual Budget by Providing for an Appropriation from the Capital Improvements Fund Unappropriated Balance to Pay for the Huntley Road Waterline Design as part of the NE Gateway Intersection Improvement Project and all Related Expenses with said Project. (Project No. 602-14)

WHEREAS, the Charter of the City of Worthington, Ohio, provides that City Council may at any time amend or revise the Budget by Ordinance, providing that such amendment does not authorize the expenditure of more revenue than will be available;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Municipality of Worthington, County of Franklin, State of Ohio:

SECTION 1. That there be and hereby is appropriated from the Capital Improvements Fund Unappropriated Balance to Account No. 308.8150.533330 an amount not to exceed Forty Eight Thousand Dollars (\$48,000.00) to pay for the Huntley Road Waterline Design as part of the NE Gateway Intersection Improvement Project and all related expenses (Project No. 602-14).

SECTION 2. That the City Manager be and hereby is authorized and directed to enter into an agreement with the firm of EMH&T for the provision of the aforementioned services.

SECTION 3. That notice of passage of this Ordinance shall be posted in the Municipal Administration Building, the Worthington Library, the Griswold Center and the Worthington Community Center and shall set forth the title and effective date of the Ordinance and a statement that the Ordinance is on file in the office of the Clerk of Council. This Ordinance shall take effect and be in force from and after the earliest period allowed by law and by the Charter of the City of Worthington, Ohio.

Passed _____

President of Council

Attest:

Clerk of Council



STAFF MEMORANDUM
City Council Meeting – November 5, 2018

Date: November 2, 2018

To: Matthew H. Greeson

From: Tom Lindsey, Director of Law

Subject: **Ordinance No. 50-2018 Code Change - Section 151.02 (Disposition of Records)**

EXECUTIVE SUMMARY

The Ordinance amends Section 151.02 of the Codified Ordinances to be consistent with the Ohio Revised Code regarding the disposition of public records.

RECOMMENDATION

Introduce for Public Hearing on November 19, 2018

BACKGROUND/DESCRIPTION

Section 149.381 of the Ohio Revised Code sets forth the statutory process for the disposition of public records. The Worthington Records Commission is responsible for approving record retention schedules (RC-2) for all the City's public records. The RC-2 lists the various categories of public records and sets forth the time period that the records must be kept prior to disposition. The RC-2s are reviewed by the Ohio History Connection (formerly the Ohio Historical Society) and then approved by the Auditor of State. The statute was amended in 2011 to require the Ohio History Connection to designate on the RC-2s the particular records that will require a certificate of records disposal (RC-3) prior to the disposition of those records. The statute provides that the Records Commission shall submit an RC-3 for only the records required by the RC-2.

The proposed amendments to Section 151.02 of the Codified Ordinances will make it consistent with the statutory process set forth in ORC Section 149.381. The ordinance also provides for the name change from the Ohio Historical Society to the Ohio History Connection.

This ordinance was shared with the Worthington Records Commission on October 23, 2018. They had no concerns.

ORDINANCE NO. 50-2018

Amending Section 151.02 of the Codified Ordinances of the City of Worthington Concerning the Disposition of Records to be Consistent with Section 149.381 of the Ohio Revised Code.

WHEREAS, Section 149.381 of the Ohio Revised Code sets forth the process for the disposition of records pursuant to an approved schedule of record retention and disposition; and,

WHEREAS, the Ohio Historical Society has been renamed the Ohio History Connection; and,

WHEREAS, Section 151.02 of the Codified Ordinances needs to be amended to be consistent with the process set forth in Section 149.381 of the Ohio Revised Code and to correctly refer to the Ohio History Connection;

NOW, THEREFORE BE IT ORDAINED by the Council of the Municipality of Worthington, County of Franklin, State of Ohio:

SECTION 1. That Section 151.02 of the Codified Ordinances be and hereby is amended to read as follows:

151.02 RECORD COMMISSION

(a) There is hereby created a City Records Commission composed of the Chief Executive, or the Chief Executive's appointed representative, as Chairperson, and the Chief Fiscal Officer, the Chief Legal Officer, and a Citizen appointed by the Chief Executive. The commission shall also appoint a Secretary, who may or may not be a member of the commission, and who shall serve at the pleasure of the commission.

(b) The functions of the commission shall be to provide rules for retention and disposal of records of the municipal corporation and to review applications for one-time disposal of obsolete records and schedules of record retention and disposition submitted by municipal offices. The commission may dispose of records pursuant to the procedure outlined in this section. The commission at any time may review any schedule it has previously approved and for good cause shown may revise that schedule.

(c) When the City Records Commission has approved any application for one-time disposal of obsolete records or any schedule of records and disposition, the commission shall send that application or schedule to the Ohio History Connection for its review. The Ohio History Connection shall review the application or schedule within a period of not more than sixty days after its receipt of it. Upon completion of its review, the Ohio History Connection shall forward the application for one-time disposal of obsolete records or the schedule of records retention and disposition to the auditor of the state for the auditor's approval or disapproval. The auditor shall approve or disapprove the application or schedule within a period of not more than sixty days after receipt of it.

ORDINANCE NO. 50-2018

(d) Before public records are to be disposed of pursuant to an approved schedule of records retention and disposition, the records commission shall inform the Ohio History Connection of the disposal through the submission of a certificate of records disposal for only the records required by the schedule to be disposed of, and shall give the Ohio History Connection the opportunity for a period of fifteen business days to select for its custody those public records, from the certificate submitted, that it considers to be of continuing historical value.

SECTION 2. That notice of passage of the Ordinance shall be posted in the Municipal Administration Building, the Worthington Library, the Griswold Center and the Worthington Community Center and shall set forth the title and effective date of the Ordinance and a statement that the Ordinance is on file in the office of the Clerk of Council. This Ordinance shall take effect and be in force from and after the earliest period allowed by law and by the Charter of the City of Worthington, Ohio

Passed _____

President of Council

Attest:

Clerk of Council



STAFF MEMORANDUM
City Council Meeting – November 19, 2018

Date: October 31, 2018

To: Matthew H. Greeson

From: R. Lee Brown

Subject: **Ordinance to amend Section 1123.762 and Section 1147.01 the Planning & Zoning Code – Dog & Cat Care Center and add the use as a Conditional Use in the C-1, C-2 and I-1 Zoning Districts**

EXECUTIVE SUMMARY

The Ordinance amends Section 1123.762 and Section 1147.01 of the Codified Ordinances of the City of Worthington to amend the definition of Dog and Cat Day Care Center to Dog and Cat Care Center and add Dog and Cat Care Center as a Conditional Use in the Neighborhood Commercial (C-1) District, Community Shopping Center (C-2) District and the Restricted Light Industrial (I-1) Zoning District. (AZP 01-18)

RECOMMENDATION

Introduce for Public Hearing

BACKGROUND/DESCRIPTION

The City received a request to locate a franchise of Preppy Pet Columbus LLC, which is a business that has overnight boarding, day care and grooming for dogs, at 5787 Linworth Rd. in the C-1 Zoning District. The property is at the northwest corner of Linworth and Godown Roads., and was formerly home to Cannell Graphics. The parcel is bordered by a Time Warner Cable Midwest facility on the north side, which is also in the Neighborhood Commercial (C-1) Zoning District, and railroad tracks to the west. Across the street to the east and south are single family residential houses in the City of Columbus.

The proposed combination of uses is not currently defined in the Planning & Zoning Code, and the C-1 Neighborhood Commercial district does not currently contain uses that allow for the care and boarding of animals. The business owner is asking for the Planning & Zoning Code to be modified to add a definition that would accommodate the business as an allowable use in the Neighborhood Commercial (C-1) Zoning District.

Planning and Zoning Code:

The current Planning & Zoning Code has two similar definitions:

“Dog and Cat Day Care Center” is currently allowed as a Conditional Use in the (Community Shopping Center (C-2) and the Restricted Industrial (I-1) Zoning Districts.

1123.762 DOG AND CAT DAY CARE CENTER

“Dog and cat day care center” means an acoustically controlled facility for the care, schooling, or grooming of healthy, group-socialized cats and/or dogs. “Acoustically controlled” shall mean that the decibel level of sound emitted from animals in this facility shall not exceed forty-five decibels at any time when measured at the property line. A dog and cat day care center shall be limited to 4,000 square feet and forty boarding animals maximum. Outdoor exercise yards and the storage of vehicles for animal transport are prohibited. Ancillary sale of pet care products including food shall not occupy more than ten percent (10%) of the gross floor area of the structure.

Veterinary Care Centers, as defined below, are currently allowed as a Conditional Use in the Community Shopping Center (C-2) and Institutions & Offices (C- 3) Zoning Districts, and as a Permitted Use in the Restricted Industrial (I-1) Zoning District.

1123.761 VETERINARY CARE CENTER

“Veterinary care center” means an acoustically controlled facility directly managed by a veterinarian for the care, schooling, grooming or treatment of healthy, group-socialized cats and/or dogs. “Acoustically controlled” shall mean that the decibel level of sound emitted from animals in this facility shall not exceed forty-five decibels at any time when measured at the property line. A veterinary care center shall be limited to 4,000 square feet and forty boarding animals maximum and may include indoor runs for overnight boarding of group-socialized animals, so long as the space devoted to such overnight boarding occupies less than fifty percent (50%) of the net usable area of the facility. Outdoor exercise yards and the storage of vehicles for animal transport are prohibited. Ancillary sale of pet care products including food shall not occupy more than ten percent (10%) of the gross floor area of the structure.

The difference in the definitions is overnight boarding, which is only permitted when the facility is directly managed by a veterinarian. Both definitions do not allow outdoor exercise areas, and limit the building size and number of pets in the facility in the same way. A veterinarian would not be involved with Preppy Pet Columbus LLC request.

Proposal:

Modifying the definition of Dog and Cat Day Care Center as follows:

1123.762 DOG AND CAT DAY CARE CENTER

*“Dog and cat ~~day~~ care center” means an acoustically controlled facility for the care, schooling, or grooming of healthy, group-socialized cats and/or dogs. “Acoustically controlled” shall mean that the decibel level of sound emitted from animals in this facility shall not exceed forty-five decibels at any time when measured at the property line. A dog and cat ~~day~~ care center shall be limited to 4,000 square feet and forty boarding animals maximum, **and may include indoor runs for overnight boarding of group-socialized animals, so long as the space devoted to such overnight boarding occupies less than fifty percent (50%) of the net***

usable area of the facility. *Outdoor exercise yards and the storage of vehicles for animal transport are prohibited. Ancillary sale of pet care products including food shall not occupy more than ten percent (10%) of the gross floor area of the structure.*

Because Veterinary Care Centers with overnight boarding are already allowed in the C-2 and I-1 Zoning Districts, this change should not impact those districts. By leaving Veterinary Care Centers as the only use allowable in the C-3 Offices and Institutions District, any such facility would be directly associated with a veterinarian's office, and therefore may be more appropriate for that district.

The revised definition of Dog and Cat Care Centers would be added to the C-1 Zoning District. The use would be a Conditional Use, with approval by the MPC required. The Neighborhood Commercial (C-1) District properties in the City are typically small, and in addition to the parcels on Linworth Rd., are located in various spots along N. High St., and at the Worthington-Galena and Huntley Rds. intersection. A map highlighting the C-1 District properties in red is included at the end of this memo.

Land Use Plans:

Worthington Conditional Use Permit Regulations

The following basic standards apply to conditional uses in any "C" or "I" District: the location, size, nature and intensity of the use, operations involved in or conducted in connection with it, its site layout and its relation to streets giving access to it, shall be such that both pedestrian and vehicular traffic to and from it will not be hazardous, both at the time and as the same may be expected to increase with increasing development of the Municipality. The provisions for parking, screening, setback, lighting, loading and service areas and sign location and area shall also be specified by the applicant and considered by the Commission.

Worthington Code Basic Standards and Review Elements The following general elements are to be considered when hearing applications for Conditional Use Permits:

1. Effect on traffic pattern
2. Effect on public facilities
3. Effect on sewerage and drainage facilities
4. Utilities required
5. Safety and health considerations
6. Noise, odors and other noxious elements, including hazardous substances and other environmental hazards
7. Hours of use
8. Shielding or screening considerations for neighbors
9. Appearance and compatibility with the general neighborhood

Recommendations:

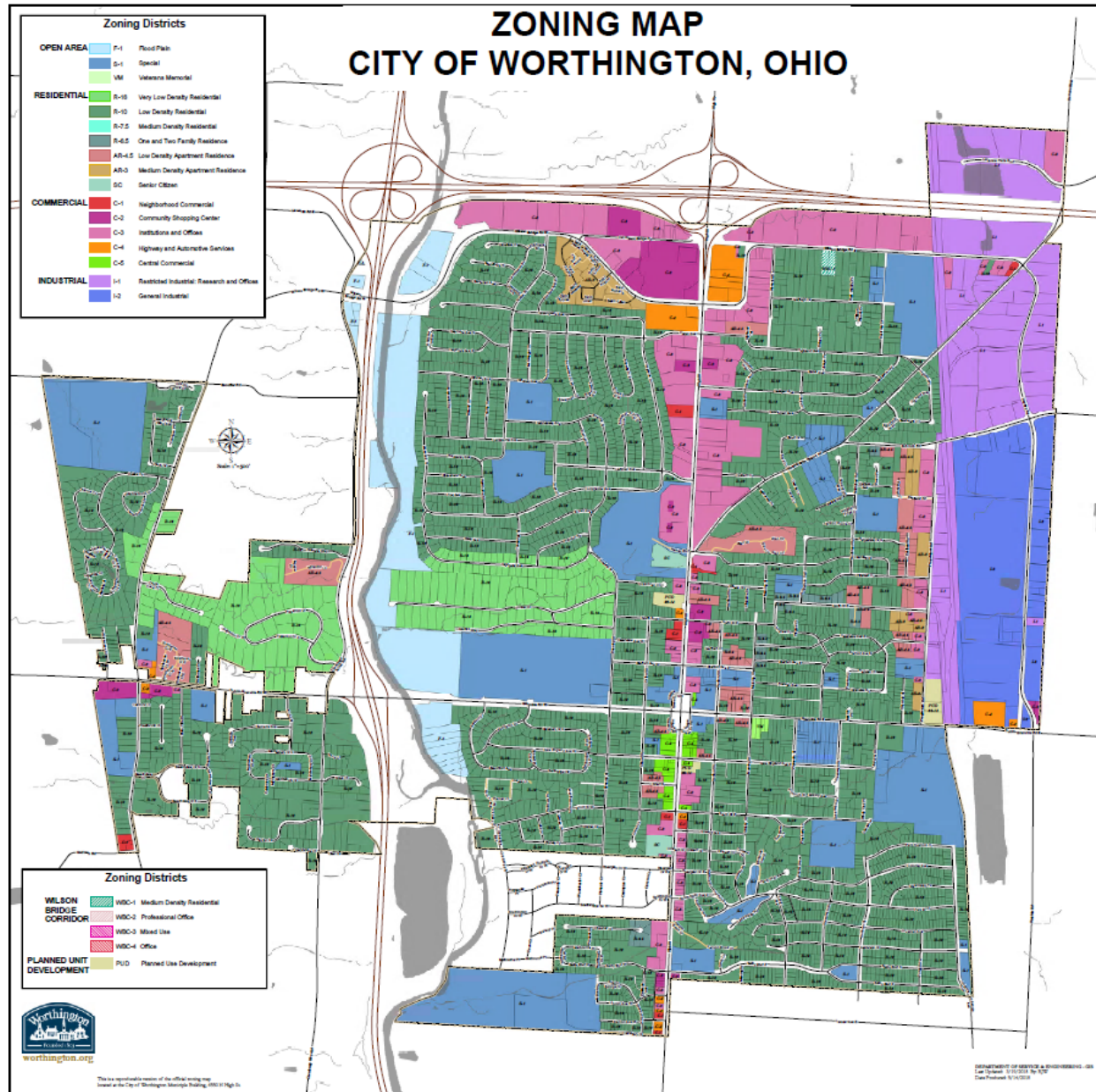
The Code Review Committee reviewed the proposed change and addition, and felt comfortable with the use being considered as a Conditional Use and having to go before MPC for approval.

Staff is recommending approval of an amendment to change the Planning & Zoning Code as it pertains to the modifications to the definition of a Dog and Cat Care Center, and that they

be permitted in the C-1, C-2 and I-1 Districts as a Conditional Use, thus subject to MPC for approval.

On October 11, 2018 the Municipal Planning Commission recommended approval to City Council.

Zoning Districts:



FINANCIAL IMPLICATIONS/FUNDING SOURCES

N/A

ATTACHMENTS

- Ordinance
- October 11, 2018 ARB-MPC Meeting Minutes

ORDINANCE NO. 51-2018

To Amend Section 1123.762 and Section 1147.01 of the Codified Ordinances of the City of Worthington to Amend the Definition of Dog and Cat Day Care Center to Dog and Cat Care Center and Add Dog and Cat Care Center as a Conditional Use in the Neighborhood Commercial (C-1) District, Community Shopping Center (C-2) District and the Restricted Light Industrial (I-1) Zoning District.

WHEREAS, it is the wish of City Council to monitor and revise the Planning and Zoning Code of the City to ensure economic viability and preserve the character of the City; and,

WHEREAS, the Municipal Planning Commission, on recommendation of City staff and the Code Review Committee unanimously passed a motion to recommend approval to amend the definition of Dog and Cat Day Care Center to Dog and Cat Care Center and to add Dog and Cat Care Center as a Conditional Use in the Neighborhood Commercial (C-1) District, Community Shopping Center (C-2) District and the Restricted Light Industrial (I-1) District; and,

WHEREAS, it is the desire of City Council to approve this amendment to accommodate this use where appropriate.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Municipality of Worthington, County of Franklin, State of Ohio:

SECTION 1. That Section 1123.762 of the Codified Ordinances is amended to read as follows:

1123.762 DOG AND CAT CARE CENTER.

“Dog and cat care center” means an acoustically controlled facility for the care, schooling, or grooming of healthy, group-socialized cats and/or dogs. “Acoustically controlled” shall mean that the decibel level of sound emitted from animals in this facility shall not exceed forty-five decibels at any time when measured at the property line. A dog and cat care center shall be limited to 4,000 square feet and forty boarding animals maximum, and may include indoor runs for overnight boarding of group-socialized animals, so long as the space devoted to such overnight boarding occupies less than fifty percent (50%) of the net usable area of the facility. Outdoor exercise yards and the storage of vehicles for animal transport are prohibited. Ancillary sale of pet care products including food shall not occupy more than ten percent (10%) of the gross floor area of the structure.

ORDINANCE NO. 51-2018

SECTION 2. That Section 1147.01 of the Codified Ordinances be and hereby is amended by adding Dog and Cat Care Center as a Conditional Use in Neighborhood Commercial (C-1) District, Community Shopping Center (C-2) District and the Restricted Light Industrial (I-1) Zoning District, and removing Dog and Cat Day Care Center as a Conditional Use in the Community Shopping Center (C-2) District and the Restricted Light Industrial (I-1) Zoning District.

SECTION 3. That notice of passage of this Ordinance shall be posted in the Municipal Administration Building, the Worthington Library, the Griswold Center and Worthington Community Center and shall set forth the title and effective date of the Ordinance and a statement that the Ordinance is on file in the office of the Clerk of Council. This Ordinance shall take effect and be in force from and after the earliest period allowed by law and by the Charter of the City of Worthington, Ohio.

Passed _____

President of Council

Attest:

Clerk of Council



PORTION OF THE MINUTES OF THE REGULAR MEETING
WORTHINGTON ARCHITECTURAL REVIEW BOARD
WORTHINGTON MUNICIPAL PLANNING COMMISSION
October 11, 2018

The regular meeting of the Worthington Architectural Review Board and the Worthington Municipal Planning Commission was called to order at 7:00 p.m. with the following members present: Mikel Coulter, Chair; Edwin Hofmann; David Foust; Amy Lloyd; and Richard Schuster. Also present were: Scott Myers, Worthington City Council Representative to the Municipal Planning Commission; Lee Brown, Director of Planning & Building; Lynda Bitar, Planning Coordinator and Clerk of the Municipal Planning Commission. Commission members Thomas Reis, Vice-Chair; Kathy Holcombe, Secretary, were absent.

A. Call to Order – 7:00 p.m.

1. Roll Call
2. Pledge of Allegiance
3. Minutes of the September 27, 2018 meeting were not distributed, and will be voted on at the next meeting on October 25, 2018.
4. Affirmation/swearing in of witnesses

B. Architectural Review Board

C. Municipal Planning Commission

D. Other

1. Amendment to Planning & Zoning Code – Dog & Cat Daycare & Overnight Boarding in C-1 Zoning District **APZ 01-18**

Mrs. Bitar reviewed the following from the staff memo:

Findings of Fact & Conclusions

Background & Request:

The City received a request (attached at the end of this memo) to locate a franchise of Preppy Pet Columbus LLC, which is a business that has overnight boarding, day care and grooming for dogs, at 5787 Linworth Rd. in the C-1 Zoning District. The property is at the northwest corner of

Linworth and Godown Rds., and was formerly home to Cannell Graphics. The parcel is bordered by a Time Warner Cable Midwest facility on the north side, which is also in the C-1 Zoning District, and railroad tracks to the west. Across the street to the east and south are single family residential houses in the City of Columbus.

The proposed combination of uses is not currently defined in the Code, and the C-1 Neighborhood Commercial district does not currently contain uses that allow care and boarding of animals. The business owner is asking for the Code to be modified to add a definition that would accommodate the business as an allowable use in the C-1 Zoning District.

Planning and Zoning Code:

The current Code has two similar definitions:

“Dog and Cat Day Care Center” is currently allowed as a Conditional Use in the C-2 and I-1 Zoning Districts.

1123.762 DOG AND CAT DAY CARE CENTER.

“Dog and cat day care center” means an acoustically controlled facility for the care, schooling, or grooming of healthy, group-socialized cats and/or dogs. “Acoustically controlled” shall mean that the decibel level of sound emitted from animals in this facility shall not exceed forty-five decibels at any time when measured at the property line. A dog and cat day care center shall be limited to 4,000 square feet and forty boarding animals maximum. Outdoor exercise yards and the storage of vehicles for animal transport are prohibited. Ancillary sale of pet care products including food shall not occupy more than ten percent (10%) of the gross floor area of the structure.

Veterinary Care Centers, as defined below, are currently allowed as a Conditional Use in the C-2 and C- 3 Zoning Districts, and as a Permitted Use in the I-1 Zoning District.

1123.761 VETERINARY CARE CENTER.

“Veterinary care center” means an acoustically controlled facility directly managed by a veterinarian for the care, schooling, grooming or treatment of healthy, group-socialized cats and/or dogs. “Acoustically controlled” shall mean that the decibel level of sound emitted from animals in this facility shall not exceed forty-five decibels at any time when measured at the property line. A veterinary care center shall be limited to 4,000 square feet and forty boarding animals maximum and may include indoor runs for overnight boarding of group-socialized animals, so long as the space devoted to such overnight boarding occupies less than fifty percent (50%) of the net usable area of the facility. Outdoor exercise yards and the storage of vehicles for animal transport are prohibited. Ancillary sale of pet care products including food shall not occupy more than ten percent (10%) of the gross floor area of the structure.

The difference in the definitions is overnight boarding, which is only allowed when the facility is directly managed by a veterinarian. Both definitions do not allow outdoor exercise areas, and limit the building size and number of pets in the facility in the same way. A veterinarian would not be involved with Preppy Pet Columbus LLC.

Staff Analysis:

1. One way to accommodate the proposed use would be modifying the definition of Dog and Cat Day Care Center as follows:

1123.762 DOG AND CAT ~~DAY~~ CARE CENTER.

“Dog and cat ~~day~~ care center” means an acoustically controlled facility for the care, schooling, or grooming of healthy, group-socialized cats and/or dogs. “Acoustically controlled” shall mean that the decibel level of sound emitted from animals in this facility shall not exceed forty-five decibels at any time when measured at the property line. A dog and cat ~~day~~ care center shall be limited to 4,000 square feet and forty boarding animals maximum, and may include indoor runs for overnight boarding of group-socialized animals, so long as the space devoted to such overnight boarding occupies less than fifty percent (50%) of the net usable area of the facility. Outdoor exercise yards and the storage of vehicles for animal transport are prohibited. Ancillary sale of pet care products including food shall not occupy more than ten percent (10%) of the gross floor area of the structure.

Because Veterinary Care Centers with overnight boarding are already allowed in the C-2 and I-1 Zoning Districts, this change should not impact those districts. By leaving Veterinary Care Centers as the only use allowable in the C-3 Offices and Institutions District, any such facility would be directly associated with a veterinarian’s office, and therefore may be more appropriate for that district.

The revised definition of Dog and Cat Care Centers would then need to be added to the C-1 Zoning District. The use should be a Conditional Use, with approval by the MPC necessary. The C-1 properties in the City are typically small, and in addition to the parcels on Linworth Rd., are located in various spots along N. High St., and at the Worthington-Galena and Huntley Rds. intersection. A map highlighting the C-1 properties in red is included at the end of this memo.

2. A second way to accommodate the use would be rezoning the property as a Planned Unit Development (PUD). Although the PUD process is typically intended for larger or multi-use developments, it is also a way to allow a particular use on a specific parcel.
3. There are potential nuisance problems with this use such as noise and bad smells, but limiting the size, number of animals, and not allowing outdoor exercise may help eliminate those issues. Existing facilities in the City with overnight boarding in close proximity to residential have not had reported or noticeable issues. The Code Review Committee reviewed the change and was only concerned with the possible impacts.

Land Use Plans:

Worthington Conditional Use Permit Regulations

The following basic standards apply to conditional uses in any "C" or "I" District: the location, size, nature and intensity of the use, operations involved in or conducted in connection with it, its site layout and its relation to streets giving access to it, shall be such that both pedestrian and

vehicular traffic to and from it will not be hazardous, both at the time and as the same may be expected to increase with increasing development of the Municipality. The provisions for parking, screening, setback, lighting, loading and service areas and sign location and area shall also be specified by the applicant and considered by the Commission.

Worthington Code Basic Standards and Review Elements The following general elements are to be considered when hearing applications for Conditional Use Permits:

1. Effect on traffic pattern
2. Effect on public facilities
3. Effect on sewerage and drainage facilities
4. Utilities required
5. Safety and health considerations
6. Noise, odors and other noxious elements, including hazardous substances and other environmental hazards
7. Hours of use
8. Shielding or screening considerations for neighbors
9. Appearance and compatibility with the general neighborhood

Recommendation:

If the MPC feels the proposed use should be accommodated, either of the two presented options would likely allow the use without having a negative impact on the community. Both would allow a business and property to be scrutinized based on location.

Discussion:

Mr. Coulter asked if this business was required to be licensed by a state agency and Mrs. Bitar said she did not know. Mr. Tim Webber, 381 W. Dublin-Granville Rd., Worthington, Ohio, said he is the Realtor for the location, and the applicant had to leave for an emergency situation. He said his client would like to use the building for overnight pet boarding, doggy day care and any other allowable use for pet industry. Mr. Schuster asked if that would include breeding and Mr. Schuster said no, but the business does offer adoptions at some of its other locations. There are currently seventeen other locations with five more locations in the works. Mr. Webber said they also offer grooming.

Mr. Myers asked Mrs. Bitar to clarify the change in the language would be the same for both the non-vet clinic and the vet clinic. Mrs. Bitar said the only difference would be that the City allows animal care centers in C-3 which is the office district. She said this use is more of a retail type use and not something the City would want to have on C-3 so they talked about just merging the definitions but the City already has a couple of animal care centers in C-3 so they do not want to open that up to the more retail use in the office district. Mr. Foust asked if this would be a Conditional use then residents who live nearby could still voice their opinion and Mrs. Bitar said, "Correct." Mr. Coulter asked if there was anyone present who wanted to speak for or against this application and no one came forward.

Motions:

Mr. Foust moved:

THAT THE REQUEST TO MODIFY THE ZONING CODE DEFINITION OF DOG AND CAT DAY CARE CENTERS, AND INCLUDE THE USE AS A CONDITIONAL USE IN THE C-1, C-2 AND I-1 ZONING DISTRICTS, AS PER CASE NO. APZ 01-18, BE RECOMMENDED TO THE CITY COUNCIL FOR APPROVAL BASED ON THE PLANNING GOALS OF THE CITY, AS REFERENCED IN THE LAND USE PLANS AND ON THE FINDINGS OF FACT AND CONCLUSIONS IN THE STAFF MEMO AND PRESENTED AT THE MEETING.

Mr. Hofmann seconded the motion. Mrs. Bitar called the roll. Mr. Coulter, aye; Mr. Hofmann, aye; and Mr. Foust, aye. The motion was recommended to City Council.

C-1 Zoning District in Red:





STAFF MEMORANDUM
City Council Meeting – November 5, 2018

Date: November 2, 2018

To: Matthew H. Greeson, City Manager

From: Robyn Stewart, Assistant City Manager

Subject: **Proposed 2019 Budget - Departmental Overview**

EXECUTIVE SUMMARY

Staff will overview the proposed 2019 operating budgets for Administration, Economic Development, Law, Finance, Personnel, IT, Mayor's Court, Planning & Building, Police, Fire & EMS and Other Funds.

BACKGROUND/DESCRIPTION

City staff distributed the proposed 2019 Operating Budget to City Council on October 8th. For the departmental overview, staff will provide a presentation, which is attached, highlighting the proposed departmental budgets in the areas of Administration, Economic Development, Law, Finance, Personnel, IT, Mayor's Court, Planning & Building, Police, Fire & EMS and other funds that are not associated with a department. The overview of Parks & Recreation and Service & Engineering is scheduled for the City Council meeting on November 13th. At that same meeting, the McConnell Arts Center, Old Worthington Partnership and Worthington Historical Society will be present to discuss their budget request and activities. The 2019 Budget Ordinance is scheduled to be introduced on November 19th with the public hearing and vote scheduled for December 3rd.

The proposed 2019 Operating Budget is available on the City's website at www.worthington.org/budget.

FINANCIAL IMPLICATIONS/FUNDING SOURCES (if applicable)

The proposed 2019 Operating Budget document includes information about the cost of the City's services and programs and projected revenue sources.

ATTACHMENTS

Presentation



2019 Operating Budget Proposed

Process and Approach

- City Charter, Section 4.02
- July -Input by Council on Schedule and Issues
- August – September – Internal budget submittals and review
 - What do we look at?
 - How do we maintain service continuity and effectiveness?
 - Council priorities
 - Known issues, trends and cost implications,
 - Opportunities for process and programmatic improvement
 - Adopted City plans
 - Known citizen concerns, Advisory Board desires
- October – Release of Budget & CIP
- October, November, early December – Public Presentations and Adoption





City Council Retreat

- Community Visioning & Strategic Planning
- United Methodist Children's Home Site
- Communication
- Sustainability

- Age-Friendly/Livable Communities

Items that connect to the retreat priorities will be bolded throughout the presentation.



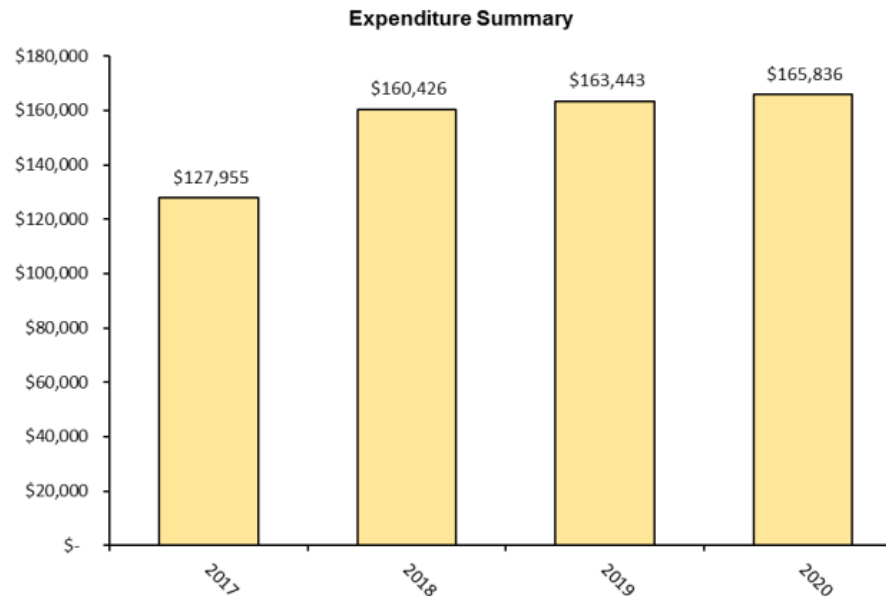


City Council Retreat

- Energy Efficiency
- Staff Turnover
- Bike/Ped Master Plan
- Holiday Inn
- Northeast Gateway
- Job Loss
- Budget & Fund Balance
- McCord Park Plan
- Murals
- SR-161 Recommendations
- Small Cell Technology
- SwimInc
- OSU Airport Master Plan
- School Facilities
- Anthem Redevelopment
- Wilson Bridge Road
- Electric Aggregation
- Railroad Quiet Zones
- National Church Residences
- COTA Turnaround
- Nondiscrimination

Mayor & Mayor's Court: Expenditure Summary

Mayor & Mayors Court				
Category	Actual 2017	Approved 2018	Budget 2019	Forecast 2020
Personal Services	\$ 89,820	\$ 104,696	\$ 106,058	\$ 107,294
Additional Personal Services	\$ 27,105	\$ 34,030	\$ 34,935	\$ 36,091
Supplies & Materials	\$ -	\$ -	\$ -	\$ -
Capital Equipment	\$ -	\$ -	\$ -	\$ -
Contractual Services	\$ 11,030	\$ 21,700	\$ 22,450	\$ 22,450
Total	\$ 127,955	\$ 160,426	\$ 163,443	\$ 165,836



Mayor & Mayor's Court: Management Discussion

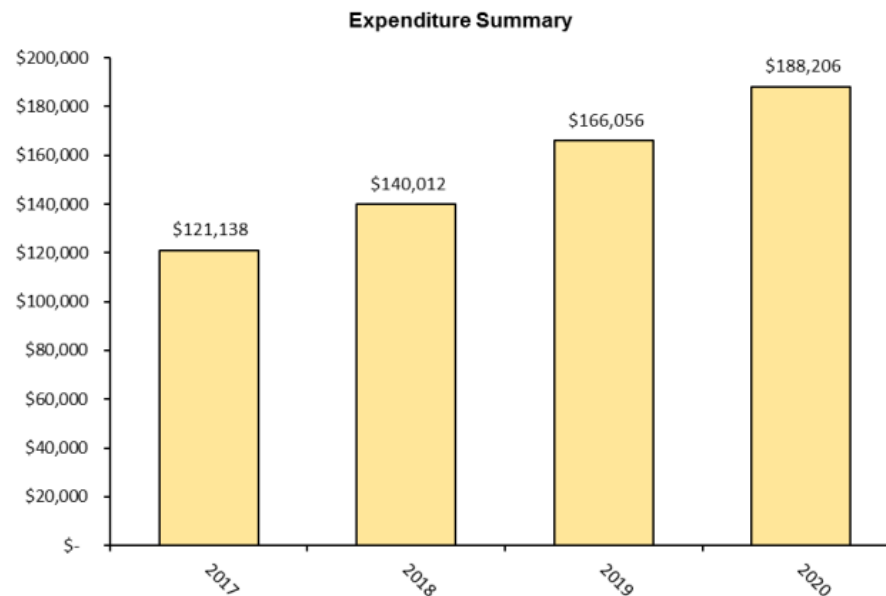
No notable changes

Mayor & Mayor's Court: 2019 Objectives

- Implement new ways of accepting payments.
- Implement new case management software.

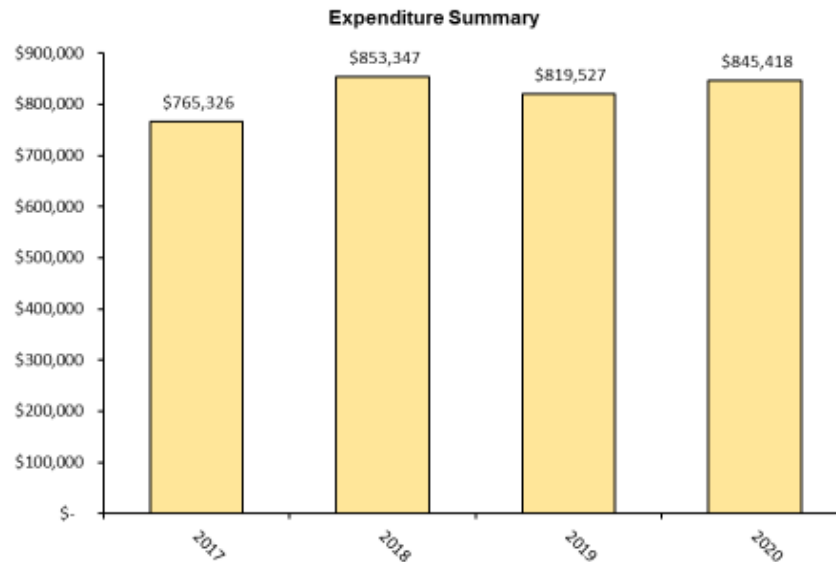
Legislative & Clerk: Expenditure Summary

Legislative & Clerk Department				
Category	Actual 2017	Approved 2018	Budget 2019	Forecast 2020
Personal Services	\$ 59,116	\$ 58,640	\$ 58,640	\$ 58,640
Additional Personal Services	\$ 18,122	\$ 25,372	\$ 25,486	\$ 25,486
Supplies & Materials	\$ 15,501	\$ 16,700	\$ 37,850	\$ 60,000
Capital Equipment	\$ -	\$ -	\$ -	\$ -
Contractual Services	\$ 28,398	\$ 39,300	\$ 44,080	\$ 44,080
Total	\$ 121,138	\$ 140,012	\$ 166,056	\$ 188,206



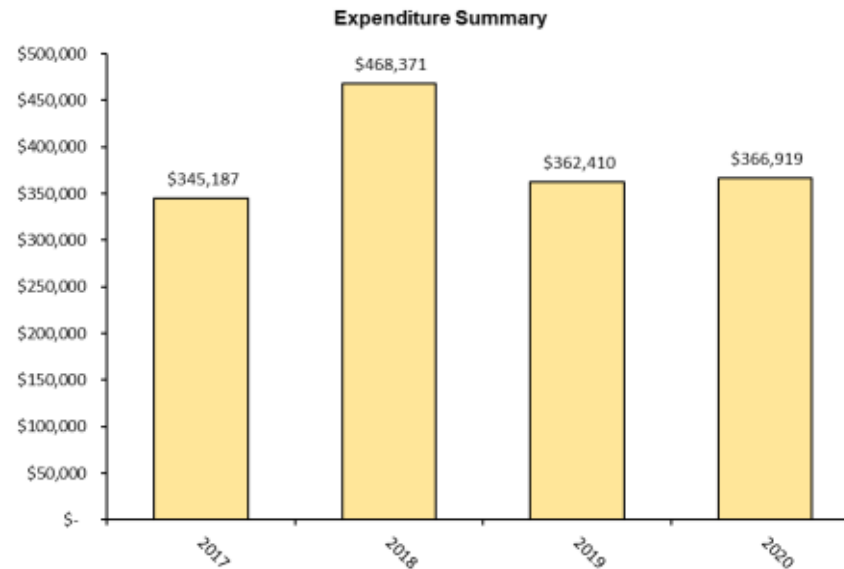
Administration: Expenditure Summary

Administration Department				
Category	Actual 2017	Approved 2018	Budget 2019	Forecast 2020
Personal Services	\$ 455,890	\$ 487,549	\$ 483,040	\$ 496,736
Additional Personal Services	\$ 207,933	\$ 250,278	\$ 231,467	\$ 242,086
Supplies & Materials	\$ 14,483	\$ 18,000	\$ 18,000	\$ 18,000
Capital Equipment	\$ -	\$ -	\$ -	\$ -
Contractual Services	\$ 87,020	\$ 97,520	\$ 87,020	\$ 88,596
Total	\$ 765,326	\$ 853,347	\$ 819,527	\$ 845,418



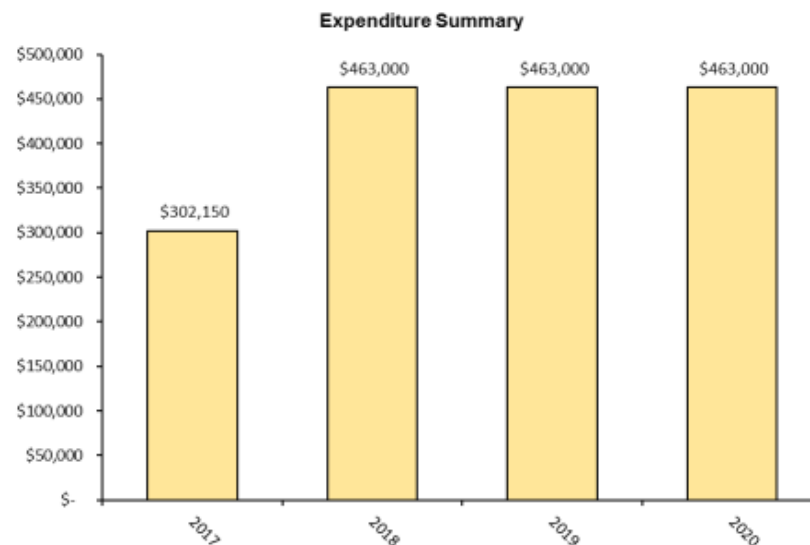
Economic Development: Expenditure Summary (General Fund)

Economic Development				
Category	Actual 2017	Approved 2018	Budget 2019	Forecast 2020
Personal Services	\$ 90,420	\$ 92,681	\$ 94,535	\$ 96,425
Additional Personal Services	\$ 45,580	\$ 50,190	\$ 52,376	\$ 54,994
Supplies & Materials	\$ -	\$ -	\$ -	\$ -
Capital Equipment	\$ -	\$ -	\$ -	\$ -
Contractual Services	\$ 9,187	\$ 15,500	\$ 15,500	\$ 15,500
Transfers	\$ 200,000	\$ 310,000	\$ 200,000	\$ 200,000
Total	\$ 345,187	\$ 468,371	\$ 362,410	\$ 366,919



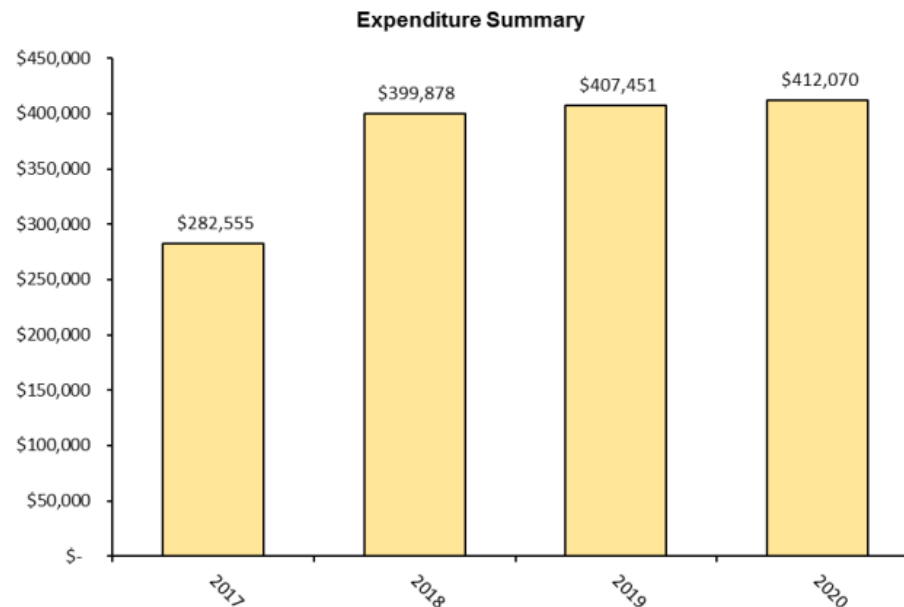
Economic Development: Expenditure Summary (ED Fund)

Economic Development - Fund (219)				
Category	Actual 2017	Approved 2018	Budget 2019	Forecast 2020
Personal Services	\$ -	\$ -	\$ -	\$ -
Additional Personal Services	\$ -	\$ -	\$ -	\$ -
Supplies & Materials	\$ -	\$ -	\$ -	\$ -
Capital Equipment	\$ -	\$ -	\$ -	\$ -
Contractual Services	\$ 302,150	\$ 463,000	\$ 463,000	\$ 463,000
Transfers	\$ -	\$ -	\$ -	\$ -
Total	\$ 302,150	\$ 463,000	\$ 463,000	\$ 463,000



Personnel: Expenditure Summary

Personnel Department				
Category	Actual 2017	Approved 2018	Budget 2019	Forecast 2020
Personal Services	\$ 191,355	\$ 279,139	\$ 281,084	\$ 283,067
Additional Personal Services	\$ 57,623	\$ 81,839	\$ 87,232	\$ 89,867
Supplies & Materials	\$ -			
Capital Equipment	\$ -			
Contractual Services	\$ 33,577	\$ 38,900	\$ 39,135	\$ 39,135
Total	\$ 282,555	\$ 399,878	\$ 407,451	\$ 412,070





Legislative & Clerk, Administration, Personnel & Economic Development: Management Discussion

Legislative & Clerk:

- Funding was increased in the Computer Equipment line item to provide for the cost of live streaming and video archiving of City Council meetings.
- **External assistance by facilitators and experts for work on Council's priorities and objectives may result in the need to add funding to the budget.**
 - Community Visioning/Strategic Planning
 - UMCH Site
 - Communication

Economic Development:

- The Economic Development Fund is projected to be able to sustain 2019 activities with a lower transfer amount.






Legislative & Clerk, Administration, Personnel & Economic Development: Management Discussion

Administration:

- No notable changes. Staff dedicates a high percentage of time to managing implementation of priorities and objectives.

Personnel:

- \$3,000 is requested for employee tuition reimbursement, as provided in the Personnel Rules and collective bargaining agreements.
- **Personnel works to effectively manage the hiring and on-boarding a new employees due to staff turnover.**



Legislative & Clerk: 2019 Objectives

- **Launch a Community Visioning and Strategic Planning process.**
- **Implement an Electric Aggregation program that saves consumers money and invests in green energy.**
- **Effectively manage discourse on major development projects.**
- **Support efforts to advance economic development and sustainability initiatives.**



Administration & Econ. Develop.: 2019 Objectives


- Develop the electric aggregation program if approved by voters in November 2018.
- Evaluate the new School Resource Officer program.
- **Work with the owners of the former Anthem property to attract new office tenants.**
- Expand the City's ReCAP program which provides grants and loans for commercial building façade improvements to other targeted areas of Worthington.
- **Navigate considerations regarding the redevelopment of the United Methodist Children's Home site.**



Administration & Econ. Develop.: 2019 Objectives

In addition to the previously stated objectives:

- Support and/or manage the wide variety of efforts underway:
 - Non Discrimination Ordinance
 - Bike/Ped Master Plan
 - **Redevelopment projects**
 - **Engagement through the Technical Advisory Committee for the OSU Airport Master Plan**
 - Etc.

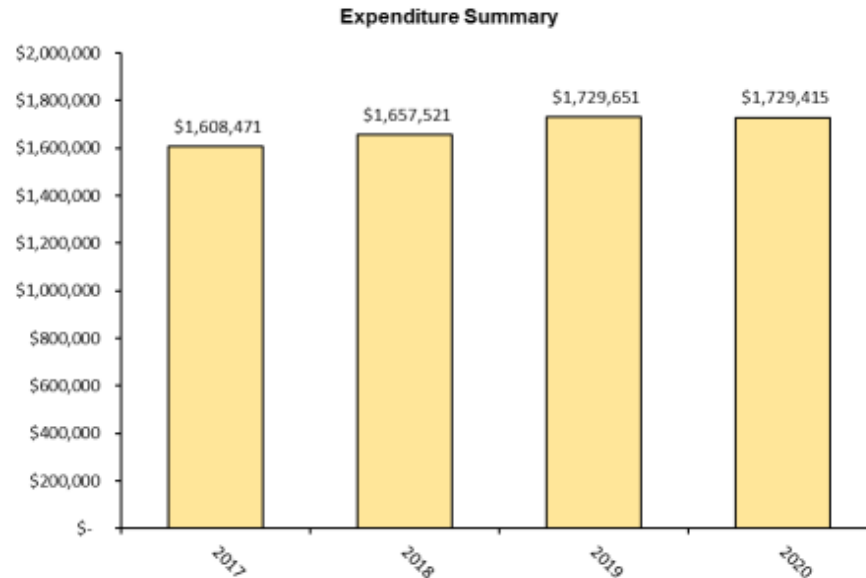


Personnel: 2019 Objectives

- Citywide training on City's revised Substance-Free Workplace Policy.
- Implement Online Employment Application system.
- Review and revise Performance Evaluation System.

Finance: Expenditure Summary

Finance Department				
Category	Actual 2017	Approved 2018	Budget 2019	Forecast 2020
Personal Services	\$ 292,632	\$ 302,358	\$ 312,643	\$ 325,878
Additional Personal Services	\$ 154,279	\$ 173,743	\$ 184,288	\$ 195,317
Supplies & Materials	\$ 3,912	\$ 4,100	\$ 2,800	\$ 3,300
Capital Equipment	\$ 983	\$ 500	\$ 220	\$ 220
Contractual Services	\$ 1,156,665	\$ 1,176,820	\$ 1,229,700	\$ 1,204,700
Total	\$ 1,608,471	\$ 1,657,521	\$ 1,729,651	\$ 1,729,415






Finance: Management Discussion

2019 Budget shows an increase of 4.49% in Finance Department contractual services

- An increase in the amount budgeted for tax collection fees.
- An increase in the consultant line to support an in depth review of the full cost of providing parks and recreation services to the community, the current levels of subsidy, and the fees necessary to meet the City's goals.
 - Data driven approach for setting fees and subsidy levels.

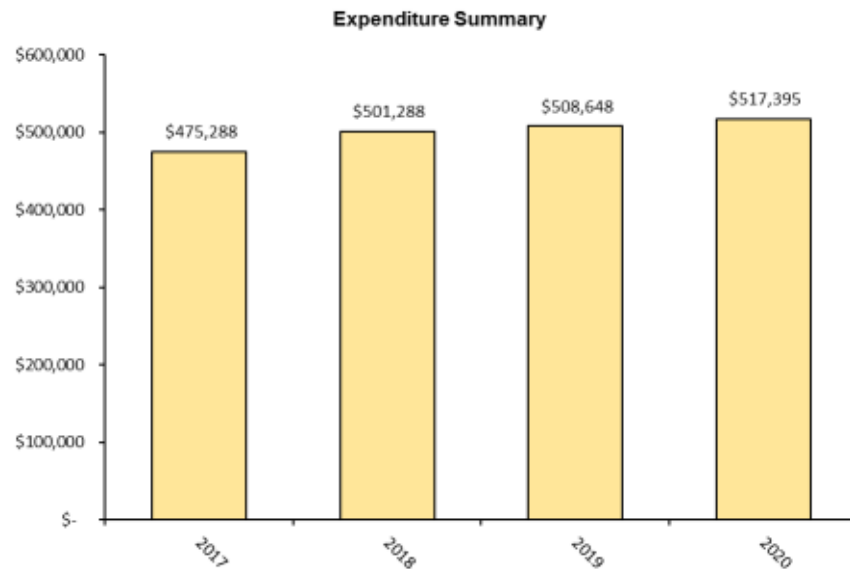


Finance: 2019 Objectives

- Convert the City's financial reporting to a Comprehensive Annual Financial Report with submission to the Government Finance Officers Association for the certificate of achievement in financial reporting.
- **Continue review and update of applicable policies and administrative regulations, including the Fund Balance Policy**
- Assist Police and Fire in the implementation of Telestaff as the new scheduling software.
- Provide support for resolution of new labor contracts with Police and Fire.

Law: Expenditure Summary


Law Department				
Category	Actual 2017	Approved 2018	Budget 2019	Forecast 2020
Personal Services	\$ 172,738	\$ 183,799	\$ 187,449	\$ 191,171
Additional Personal Services	\$ 91,449	\$ 100,589	\$ 105,449	\$ 111,074
Supplies & Materials	\$ 214	\$ 1,000	\$ 600	\$ 600
Capital Equipment	\$ -	\$ -	\$ 800	\$ 200
Contractual Services	\$ 210,887	\$ 215,900	\$ 214,350	\$ 214,350
Total	\$ 475,288	\$ 501,288	\$ 508,648	\$ 517,395






Law: Management Discussion

- A portion of the prosecution budget is shifted to general legal services to better reflect actual expenditures in recent years.
- A few of the line item accounts were re-named.



Law: 2019 Objectives

- Northeast Gateway project – Provide legal support for the project, including in the areas of right of way acquisition and boundary changes.
- **Economic Development Opportunities – Provide legal assistance for redevelopment projects.**
- Codified Ordinances - Review and update the Code as appropriate.
- Law Department – Organize the documents of the Law Department



Law: 2019 Objectives

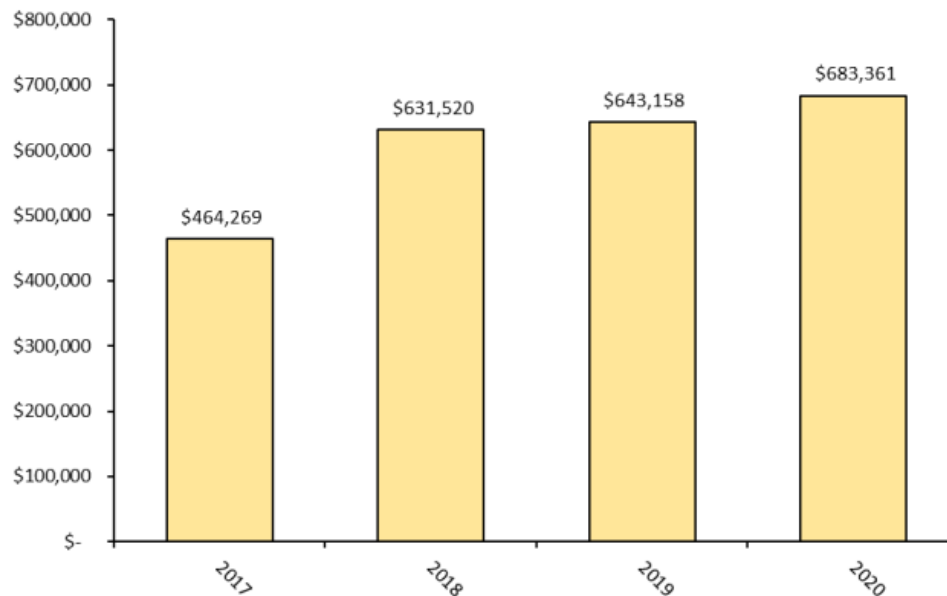
In addition to the previous items, the Law Director will be involved in:

- **Nondiscrimination ordinance work by the Community Relations Commission**
- **Mural Policy discussion**
- Labor contracts
- Support of all departments, divisions and priorities

Information Technology: Expenditure Summary

Information Technology Department				
Category	Actual 2017	Approved 2018	Budget 2019	Forecast 2020
Personal Services	\$ 189,865	\$ 323,430	\$ 336,915	\$ 348,465
Additional Personal Services	\$ 98,779	\$ 153,940	\$ 165,010	\$ 174,302
Supplies & Materials	\$ 4,053	\$ 2,500	\$ 2,750	\$ 2,750
Capital Equipment	\$ 11,422	\$ 9,000	\$ 9,000	\$ 9,000
Contractual Services	\$ 160,150	\$ 142,650	\$ 129,484	\$ 148,844
Total	\$ 464,269	\$ 631,520	\$ 643,158	\$ 683,361

Expenditure Summary





Information Technology: Management Discussion

- There is a reallocation of telephony expenses, which overall experienced a significant reduction due to a shift in technology.
- The internet services expense line item increased by \$5,644 to reflect the technology change.
 - This also provided the added benefit of improving our ability to recover in the event of a failure with our primary internet service provider and improved internet service for the Community Center.



Information Technology: 2019 Objectives

- **STRATEGY: Data**
 - Develop a city-wide and integrated data model.
 - Use this model to develop descriptive (what has happened), predictive (what might happen next), and prescriptive (what should we do to prevent an occurrence) analytics reports.
 - Improve existing data reporting workflows and process.
- **STRATEGY: Employer Attraction and Retention**
 - Develop business models, partnership models, and implementation strategies for the use of fiber and complementary services as a tool for attracting and retaining new employers.



Information Technology: 2019 Objectives

- OPERATIONS & SUPPORT: Operations—improve service quality, reliability & security
 - Update the disaster recovery/business continuity plan, develop priorities for remediation, and begin implementation of improvements. This is expected to be a multi-year effort.
 - Continue to implement process improvements for managing risk and improving security.
 - Implement service desk system.
 - Implement password reset self-service.

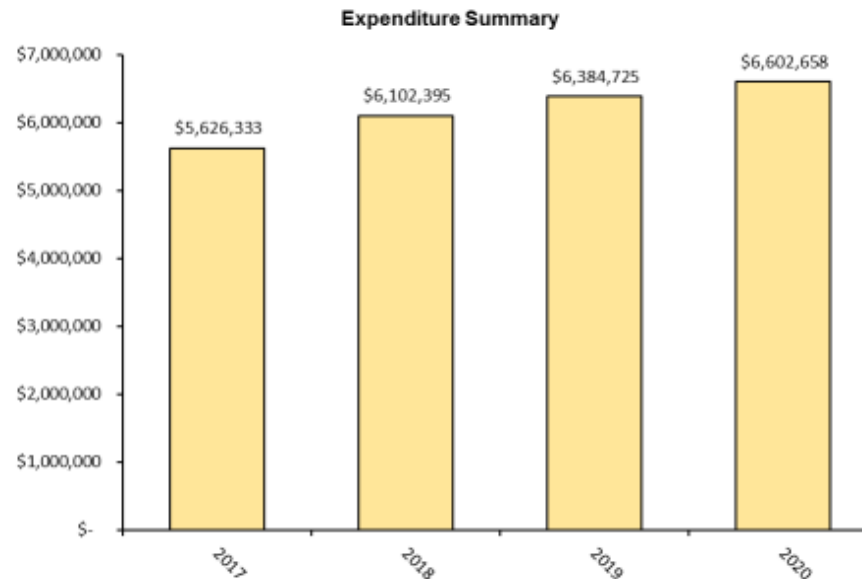


Information Technology: 2019 Objectives

- OPERATIONS & SUPPORT: Systems—improve systems used by other departments to deliver city services
 - Coordinate implementation of Telestaff, a scheduling tool used by Police and Fire.
 - Analyze, plan and coordinate implementation of Computer Aided Dispatch (CAD) and Records Management System (RMS) replacement as well as other ancillary services requested by Police and Fire Departments.
 - Coordinate implementation of Permitting system.
 - Improve adoption of document management system.

Police: Expenditure Summary (General Fund)

Police Department				
Category	Actual 2017	Approved 2018	Budget 2019	Forecast 2020
Personal Services	\$ 3,976,082	\$ 4,243,370	\$ 4,397,174	\$ 4,537,448
Additional Personal Services	\$ 1,294,158	\$ 1,520,702	\$ 1,639,671	\$ 1,726,828
Supplies & Materials	\$ 26,133	\$ 35,500	\$ 34,200	\$ 34,200
Capital Equipment	\$ 3,652	\$ 3,500	\$ 3,500	\$ 3,500
Contractual Services	\$ 326,309	\$ 299,323	\$ 310,180	\$ 300,682
Total	\$ 5,626,333	\$ 6,102,395	\$ 6,384,725	\$ 6,602,658



Police:

Expenditure Summary (Pension Fund)

Account Number	Description	Actual 2017	Approved 2018	Budget 2019	Forecast 2020
FUND 212					
DEPT. 1212 - Police Pension					
512201	Employer Pension	\$ 603,340	\$ 625,000	\$ 680,000	\$ 705,000
	Total Personal Services	\$ 603,340	\$ 625,000	\$ 680,000	\$ 705,000
Total Dept. 1212 - Police Pension		\$ 603,340	\$ 625,000	\$ 680,000	\$ 705,000

Police:

Expenditure Summary (Law Enf. Trust)

Account Number	Description	Actual 2017	Approved 2018	Budget 2019	Forecast 2020
FUND 214					
DEPT. 1414 - Law Enforcement Trust					
512216	Training	\$ 2,500	\$ 2,500	\$ 2,500	\$ 2,500
	Total Add'l Personal Services	\$ 2,500	\$ 2,500	\$ 2,500	\$ 2,500
533002	Capital Equipment	\$ 5,527	\$ 5,000	\$ 5,000	\$ 5,000
	Total Capital Equipment	\$ 5,527	\$ 5,000	\$ 5,000	\$ 5,000
540591	Law Enforcement Fund	\$ 611	\$ 5,000	\$ 5,000	\$ 5,000
	Total Contractual Services	\$ 611	\$ 5,000	\$ 5,000	\$ 5,000
Total Dept. 1414 - Law Enforcement Trust		\$ 8,638	\$ 12,500	\$ 12,500	\$ 12,500

Police:

Expenditure Summary (Enf./Ed. Fund)

Account Number	Description	Actual 2017	Approved 2018	Budget 2019	Forecast 2020
FUND 216					
DEPT. 1616 - Enforcement/Education					
521003	Education Supplies	\$ -	\$ 3,500	\$ 3,500	\$ 3,500
	Total Supplies and Materials	\$ -	\$ 3,500	\$ 3,500	\$ 3,500
Total Dept. 1616 - Enforcement/Education		\$ -	\$ 3,500	\$ 3,500	\$ 3,500




Police: Management Discussion

- **Administrative Support**
 - **Added \$6,000 in anticipation of polygraph examinations for five (5) new officers, Communication Technicians and an Administrative Assistant.**
- **Uniforms Allowance**
 - **Added \$10,010 to purchase eleven (11) new vests and one (1) new detective going into the detective bureau. Fifty-percent (50%) of our grant funding reimbursement will terminate in September of 2019.**



Police: Management Discussion

- Computer System Maintenance
 - Decreased funds in this account. Need to evaluate options, including partnering with other jurisdictions, to upgrade the City's Records Management and Computer Aided Dispatch systems. Existing system being phased out.
- Training
 - **An influx of new officers has necessitated an increase in funding to meet police training requirements.** This increase is partially funded through an appropriation in the Law Enforcement Continuing Education Fund (221).



Police: 2019 Objectives

- **Have a fully trained staff of patrol officers released for self-patrol to cover existing needs.**
- *Revisit Communications consolidation options.*
- *Maintain staffing for Communications through full-time and part-time positions during consolidation examination and implementation.*
- Complete integrations of Lexipol for policy and new procedures for the Division.



Police: 2019 Objectives

In addition to the previously stated objectives:

- Focused on maintaining exceptional services in time of transition.

- Training

Meeting state & local standards for Ohio Peace Officers Training Academy (OPOTA) Certified Officers and Communications

- Technology

Review & address technology needs for both police and communications infrastructure

Police: 2019 Objectives

In addition to the previously stated objectives:

- Focused on maintaining exceptional services in time of transition.
 - Partnerships

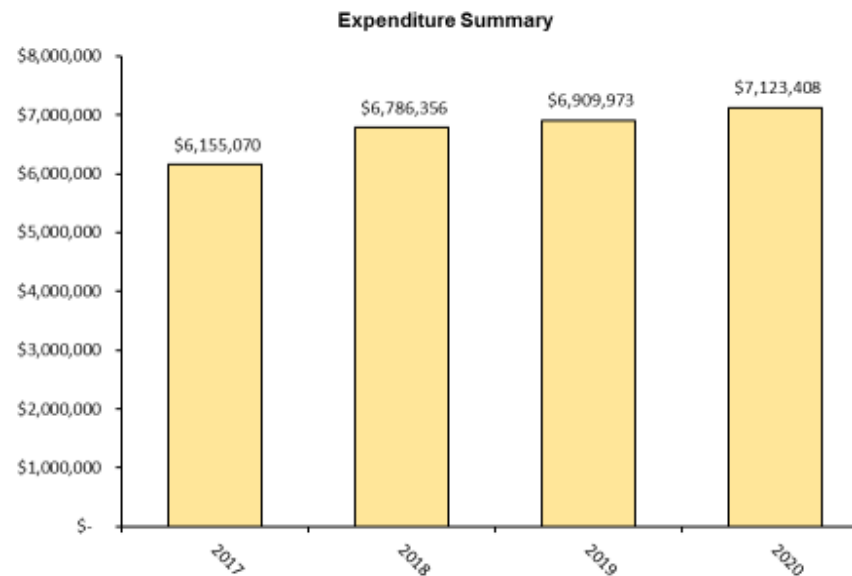
Continue to work with other local governmental entities to facilitate shared safety, training and technology goals e.g. Worthington Board of Education, Northeast Regional Emergency Communications Center, Central Ohio Interoperable Radio System, Columbus Board of Health
 - Communications and Outreach:

Continue our outreach with our local community initiatives to promote safety, transparency and education e.g. City and Police Citizens Academy, Lunch with an Officer, Mentorships, Family Picnic, National Night Out, Police Open House, Faith-based Community Outreach, Speakers Outreach



Fire & EMS: Expenditure Summary


Fire Department				
Category	Actual 2017	Approved 2018	Budget 2019	Forecast 2020
Personal Services	\$ 3,778,234	\$ 4,046,726	\$ 4,098,282	\$ 4,229,877
Additional Personal Services	\$ 1,870,767	\$ 2,140,530	\$ 2,192,362	\$ 2,299,183
Supplies & Materials	\$ 124,757	\$ 136,000	\$ 144,000	\$ 137,450
Capital Equipment	\$ 40,246	\$ 47,700	\$ 55,700	\$ 47,700
Contractual Services	\$ 341,066	\$ 415,400	\$ 419,629	\$ 409,198
Total	\$ 6,155,070	\$ 6,786,356	\$ 6,909,973	\$ 7,123,408






Fire & EMS: Management Discussion

- **Continue forward progression with the administrative team in place and filling important vacancies due to retirement.**
- **New Prevention Lieutenant will continue the re-tooling process to ensure the bureau is meeting the needs of our community in prevention activities and community events.**
- Updates to the building functional areas will slowly continue, with an end-goal of having the administrative and living area of the interior of the fire station completely re-done.




Fire & EMS: 2019 Objectives

- **Promotion of unit commander-Captain on the heels of the retirement of another current Captain**
- Establish a new policy and rules manual
- Continue necessary updates to the fire station (built in 1994)



Fire & EMS: 2019 Objectives

- Improve community involvement.
 - Enrich communications about emergency services, safety messages and services offered
 - Fire and EMS prevention outreach
 - Active involvement in community events, activities
 - Partnerships:
 - Contract partnerships with Sharon and Perry Township, Riverlea
 - Businesses, schools, community organizations



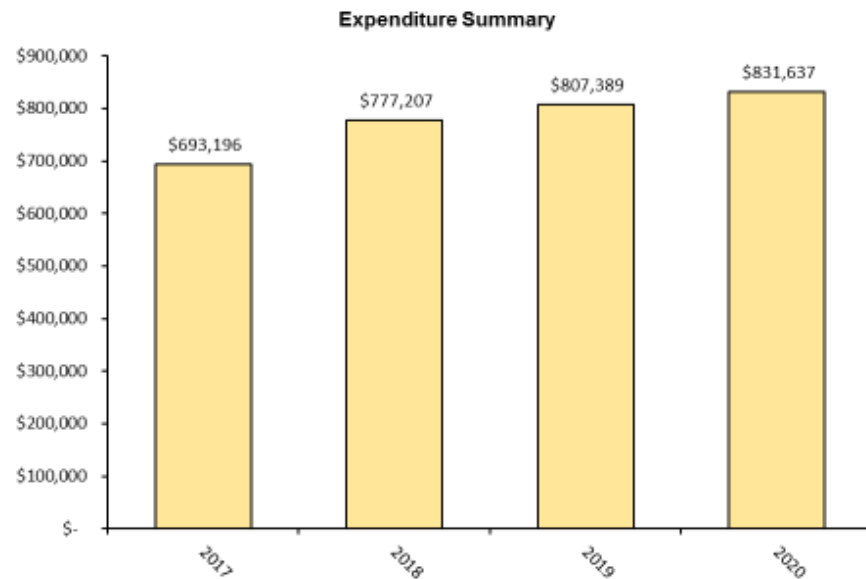
Fire & EMS 2019 Objectives


In addition to the previously stated objectives:

- Capitalize on improved technology in various areas to enhance operational efficiencies
 - Scheduling software
 - Online training abilities
 - Report writing and various equipment tracking
- Continue monitoring staffing needs, especially in Administrative function areas
 - Continue with training efforts to ensure operational readiness at all levels

Planning & Building: Expenditure Summary

Planning & Building Department				
Category	Actual 2017	Approved 2018	Budget 2019	Forecast 2020
Personal Services	\$ 412,287	\$ 444,991	\$ 442,968	\$ 455,575
Additional Personal Services	\$ 177,245	\$ 222,166	\$ 208,608	\$ 219,368
Supplies & Materials	\$ 1,666	\$ 2,450	\$ 2,500	\$ 2,600
Capital Equipment	\$ 11,763	\$ 2,300	\$ 3,000	\$ 3,000
Contractual Services	\$ 90,236	\$ 105,300	\$ 150,313	\$ 151,094
Total	\$ 693,196	\$ 777,207	\$ 807,389	\$ 831,637





Planning & Building: Management Discussion

Proposed increase is due to the new Planning & Building and Service & Engineering Work Management Software

- This \$36,000 increase will cover the yearly fees associated with the software.
 - Online application submittal and fee collection, tracking of application materials and contacts with applicants, improved organization of documents.



Planning & Building: 2019 Objectives

- **Anthem Site – Continue to work with the new owners of the property to help in the redevelopment of the existing building and site.**
- **Wilson Bridge Road Corridor – Further implement the Wilson Bridge Corridor Zoning to assist in the redevelopment of the corridor.**
- **Implement streetscape and wayfinding recommendations outlined in the Wilson Bridge Corridor Enhancement Plan.**
- **Village at Worthington Square (Holiday Inn) – Continue to work with the property owner on the development of the site.**





Planning & Building: 2019 Objectives

- Implementation of the new Planning & Building and Service & Engineering Departments' Work Management Software.
- **UMCH**
 - Continue to review future development plans for the site and guide the applicant through the development process once the applicant has submitted their formal application.
 - Maintain vision for entire property as frontage develops.
- Wayfinding Project
 - The system will accentuate the Wilson Bridge Road Corridor and downtown's identity, as well as improve movement for pedestrians, cyclists and motorists throughout the City.
 - Focusing on the park signs as part of Phase III.



Other Accounts:

Dept. 1080 – Legal Advertising

Dept. 1090 – County Auditor Deductions

- Fund move to Comprehensive Annual Financial Report (CAFR)

Dept. 1100 – Board of Health

- Will need to be increased in final budget to \$66,200

Dept. 1110 – Transfers

- Funding 27th pay

Dept. 1120 – Refuse Services

Dept. 1140 – Special Groups



Other Accounts:

Dept. 1150 – Contingency

Dept. 1170 – Lodging Tax

- Reduced to \$20,000 with reduction in Hotel/Motel tax collections

Dept. 1180 – Cultural Arts Center

Dept. 1190 – Kilbourne Memorial Library Building

Dept. 1212 – Police Pension

Other Accounts:

Dept. 1414 – Law Enforcement Trust

Dept. 8150 – MMVLT

Dept. 1616 – Enforcement/Education

Dept. 1818 – Court Clerk Computer

Dept. 2020 – FEMA Grant

Dept. 4010 – Special Parks

Dept. 2525 – Accrued Acreage

Other Accounts:

Dept. 5353 – Bicentennial

Dept. 9010 – General Bond Retirement

Dept. 1111- Special Assessment Bond Retirement

Dept. 3333 – O.B.B.S.

Dept. 9020 – TIF/CRA/PACE Funds