City Council Meeting Agenda

Monday, April 3, 2017 ~ 7:30 P.M.

Louis J. R. Goorey Worthington Municipal Building
John P. Coleman Council Chamber
6550 North High Street
Worthington, Ohio  43085

Bonnie D. Michael, President
Scott Myers, President Pro-Tem
Rachael Dorothy
Douglas C. Foust
David M. Norstrom
Douglas Smith
Michael C. Troper

Matthew H. Greeson, City Manager
D. Kay Thress, Clerk of Council

If you have questions regarding this agenda please contact the Clerk of Council at 614-786-7347. This agenda and amendments that may be made to it can be found at www.worthington.org
CALL TO ORDER

Roll Call

Pledge of Allegiance

VISITOR COMMENTS

APPROVAL OF MINUTES

1) March 20, 2017 – Regular Meeting

PUBLIC HEARINGS ON LEGISLATION

2) Ordinance No. 10-2017

An Ordinance to Revise the Codified Ordinances by Adopting Current Replacement Pages.

Introduced March 20, 2017
P.H. April 3, 2017

3) Ordinance No. 11-2017

Enacting Section 737.06 of the Codified Ordinances of the City to Prohibit the Business of Cultivation, Processing and Retail Dispensing of Medical Marijuana in the City.

Introduced March 20, 2017
P.H. April 3, 2017

4) Ordinance No. 12-2017

Enacting Section 1123.491 and Amending Section 1147.01 of the Codified Ordinances of the City to Define Medical Marijuana and Prohibit the Cultivation, Processing and Retail Dispensing of Medical Marijuana in any Zoning District Within the City.

Introduced March 20, 2017
P.H. April 3, 2017
NEW LEGISLATION TO BE INTRODUCED

5) Resolution No. 09-2017

Adopting Job Descriptions for Engineering and GIS Manager and GIS Analyst and Amending the Pay Resolution to Accommodate Said Positions and Amending the Staffing Chart to Accommodate Said Positions and Seasonal Staffing in the Department Of Service and Engineering.

6) Resolution No. 10-2017

Adjusting the Annual Budget by Providing for a Transfer of Previously Appropriated Funds.

7) Resolution No. 11-2017

Authorizing an Amendment to the Final Development Plan for 350 E. Wilson Bridge Road and Authorizing a Variance (IDEXX Laboratories, Inc.).

8) Resolution No. 12-2017

Approving Funding to Worthington Community Groups for the 2017 Community Grant Program.

9) Ordinance No. 13-2017

To Amend the Official Zoning Map of the City of Worthington, Ohio, to Change Zoning of Certain Land from R-10, Low Density Residential to WBC-1, Medium Density Residential (181 E. Wilson Bridge Rd., Parcel #100-002477 (Lot #16) & Parcel #100-002478 (Lot #17)).

REPORTS OF CITY OFFICIALS

Policy Item(s)

10) Downtown Outdoor Refreshment Area

REPORTS OF COUNCIL MEMBERS

OTHER

EXECUTIVE SESSION

ADJOURNMENT
City Manager Report to City Council for the Meeting of Monday, April 3, 2017

APPROVAL OF MINUTES

1) March 20, 2017 – Regular Meeting

PUBLIC HEARINGS ON LEGISLATION

2) Ordinance No. 10-2017 – Codified Ordinances Replacement Pages

This Ordinance approves replacement pages for the Codified Ordinances of the City. This is typically done annually and incorporates all Ordinances amending provisions of Code that were enacted since the last recodification and changes necessitated by changes in state law. These pages contain changes primarily related to the Charter amendments, City Council adopted changes to the Code (e.g. the Wilson Bridge Road district regulations, income tax code amendments, ARB appeal process, plumbing fee changes and council salary), state criminal law changes and the traffic code.

Recommendation: Approval of Ordinance as Presented

3) Ordinance No. 11-2017 – Business Regulation Code Change – Prohibition of Medical Marijuana Cultivation, Processing and Retail Dispensing

Last year, the Ohio legislature approved the cultivation, processing, testing and dispensing of marijuana for medical purposes. A Medical Marijuana Control Program has been established and is promulgating rules and regulations for this new law. The State legislation expressly permits municipalities to either limit or prohibit the cultivation, processing and retail dispensing of medical marijuana within the municipality. Two pieces of legislation have been prepared to prohibit those activities in Worthington. (Note: This does not impact the use by registered patients of medical marijuana as authorized under the State law.) This Ordinance modifies the business regulation portion of the City’s Code, Chapter 737 to incorporate prohibition of these activities. Additional information is included in the attached memorandum from the Law Director.

Recommendation: Approval of Ordinance as Presented
4) **Ordinance No. 12-2017 – Planning & Zoning Code Change – Prohibition of Medical Marijuana Cultivation, Processing and Retail Dispensing**

This is the second piece of legislation referenced in the previous agenda item. It prohibits the cultivation, processing and dispensing of medical marijuana in any zoning district of the City. Additional information is included in the attached memorandum references in the previous agenda item.

**Recommendation:** Approval of Ordinance as Presented

5) **Resolution No. 09-2017 – Staffing Changes – Service & Engineering**

This Resolution approves changes related to a reorganization of the Department of Service & Engineering. The goals of the re-organization are to enhance our geographical information systems (GIS) resources and capabilities, and provide additional engineering support for management of the capital improvement program projects. The Resolution approves the following items:

- a. Approves the job description for the Engineering & GIS Manager
- b. Approves the job description for the GIS Analyst
- c. Establishes the pay range for the Engineering & GIS Manager and the GIS Analyst
- d. Amends the 2017 Staffing chart to replace the GIS Manager position with the Engineering & GIS Manager, adds the GIS Analyst position and authorizes two additional seasonal workers in the Department of Service & Engineering.

Additional information is included in the attached memorandum from the Director of Service & Engineering.

**Recommendation:** Approval of Resolution as Presented

6) **Resolution No. 10-2017 – Transfer – Service & Engineering Staffing Changes**

This Resolution authorizes the transfer of funds within the Service & Engineering budget to accommodate the staffing changes described in the above agenda item. This does not increase the total budget for the department; it moves funds from one line item to another. Additional information is included in the attached memorandum from the Finance Director.

**Recommendation:** Approval of Resolution as Presented
7) Resolution No. 11-2017 – Amendment to Development Plan – 350 E. Wilson Bridge Road (IDEXX Laboratories)

This Resolution approves an amendment to the Final Development Plan at 350 East Wilson Bridge Road and grants a variance related to signage to allow for the display area, above grade height and total sign area to exceed the allowable size in the City’s Code for freestanding monument signs. MedVet purchased the building in 2015 and Idexx Laboratories is relocating from the MedVet facility at 300 E. Wilson Bridge Road to this building. The variance will allow for directional signage that is larger than permitted in the Code. The plan is for two single-sided post and panel signs, one in an island near the driveway and one near the southeast corner of the building. Staff and the Municipal Planning Commission recommend approval. Additional information is included in the attached memorandum from the Director of Planning & Building and the attached application.

**Recommendation:** Approval of Resolution as Presented

8) Resolution No. 12-2017 – 2017 Community Grants

This Resolution awards community grants to eleven community organizations. The 2017 operating budget includes $31,035 for distribution to community groups. Earlier this year, the City solicited applications from non-profit organization, which were then referred to a committee for evaluation. The Committee was comprised of two City Council members, a member of the Community Relations Commission, a representative of Worthington Schools and a representative of the Griswold Senior Center. The Committee has reviewed the applications and its recommendations are described in the attached memorandum from the Assistant City Manager.

**Recommendation:** Approval of Resolution as Presented

9) Ordinance No. 13-2017 – Rezoning – E. Wilson Bridge Road

This Ordinance rezones two acres of land on the south side of East Wilson Bridge Road from R-10 Low Density Residential to WBC-1 Medium Density Residential, consistent with the Wilson Bridge Corridor Study. These properties are currently vacant. Additional information is included in the attached memorandum from the Director of Planning & Building. After introduction, this item must be referred to the Municipal Planning Commission for investigation and report.

**Recommendation:** Introduction and Referral to Municipal Planning Commission
REPORTS OF CITY OFFICIALS

Policy Item(s)

10) Designated Outdoor Refreshment Area

The City has received a request from the Old Worthington Partnership to create a Designated Outdoor Refreshment Area in Old Worthington. This type of area is defined in State law and allows patrons to walk around a designated outdoor area with an alcoholic beverage that has been served by a liquor permit-holding establishment in the area. The requested area is along High Street between South Street and North Street, and New England Avenue between 41 W. New England and 26 E. New England. The request has two parts, (a) the right of way area of the parcel address of the establishments holding liquor permits during the posted hours of the businesses, and (b) within the entire area during events. The Old Worthington Partnership will present the request at the meeting. Additional information is included in the attached letter from the Old Worthington Partnership and the attached City Manager’s memorandum on Designated Outdoor Refreshment Areas.

EXECUTIVE SESSION
Meeting Minutes

Monday, March 20, 2017 ~ 7:30 P.M.

Louis J. R. Goorey Worthington Municipal Building
John P. Coleman Council Chamber
6550 North High Street
Worthington, Ohio 43085

City Council

Bonnie D. Michael, President
Scott Myers, President Pro-Tempore
Rachael Dorothy
Douglas C. Foust
David M. Norstrom
Douglas Smith
Michael C. Troper

D. Kay Thress, Clerk of Council
CALL TO ORDER – Roll Call, Pledge of Allegiance

Worthington City Council met in Regular Session on Monday, March 20, 2017, in the John P. Coleman Council Chambers of the Louis J. R. Goorey Worthington Municipal Building, 6550 North High Street, Worthington, Ohio. President Michael called the meeting to order at or about 7:30 p.m.

Members Present: Rachael R. Dorothy, Douglas Foust, Scott Myers, David Norstrom, Douglas K. Smith, Michael C. Troper and Bonnie D. Michael

Member(s) Absent:

Also present: Clerk of Council D. Kay Thress, City Manager Matthew Greeson, Director of Law Pamela Fox, Assistant City Manager Robyn Stewart, Director of Finance Molly Roberts, Director of Public Service and Engineering Dan Whited, Director of Planning and Building Lee Brown, Director of Parks and Recreation Darren Hurley, Chief of Police Jerry Strait and Chief of Fire Scott Highley.

There were approximately thirty visitors present.

President Michael invited all those in attendance to stand and join in the recitation of the Pledge of Allegiance.

VISITOR COMMENTS

There were no visitor comments.

APPROVAL OF MINUTES

- March 6, 2017 – Regular Meeting
- March 13, 2017 – Committee of the Whole Meeting

MOTION Mr. Foust made a motion to approve the aforementioned minutes as presented. The motion was seconded by Mr. Norstrom.

The motion to approve the minutes as presented carried unanimously.

PUBLIC HEARINGS ON LEGISLATION

President Michael declared public hearings and voting on legislation previously introduced to be in order.

President Michael asked if anyone in the audience wished to speak regarding Ordinance No. 09-2017 which is for the transfer of funds to the Worthington Community Improvement Corporation. There being no one, she moved the public hearing on that ordinance to the end of the meeting.
Ordinance No. 08-2017  Approving the Subdivision Without Plat of Property at 128 Highland Avenue and Authorizing a Variance (John Hitzemann)

The foregoing Ordinance Title was read.

Mr. Greeson reported that the property owners at 128 Highland Ave. seek to subdivide their property into two separate lots to construct a second single family home. He asked Mr. Brown to overview this request.

Mr. Brown agreed that the request is to subdivide a property into two new lots of record. There is an existing house at 128 Highland Ave. on the north side of Highland Ave. and east of High St. The property was originally part of Northigh Acres which was plotted in the 1920s. At this time, Westview Dr. at this location is an unimproved right of way that does not extend down from Northigh Dr. to connect to Highland Ave. The proposal is for two parcels (#57 and #58) at 100’ and 111’ in width, which will match the original plat. The eastern lot will be 20,979 square feet in size and the second lot will be 18,900 square feet in size, which exceeds the minimum lot size of 10,400 sq. ft. for the R-10 district.

Mr. Brown reported that the applicant is requesting a variance to deviate from the requirement for a sidewalk on the Westview Dr. unimproved right of way portion of the property. However, the applicant will be required to install sidewalks along Highland Ave. in the future. He showed a sidewalk map of Highland Ave. that included a few gaps. If the vacant lots further to the east were to be developed, sidewalks will also be required. The hope is to eventually get sidewalks down to the Community Center.

Ms. Michael asked if there would be pedestrian friendly access across the unimproved right of way to the sidewalk west of the lot. Mr. Brown reported there being a paved stub there now. The applicant will have to install an ADA compliant ramp to the stub. Street trees will also be required along the front of the property.

When asked by Mr. Troper who owns the two lots east of the applicant’s, Mr. Brown replied that they are owned by the owners of Melbourne Village. Mr. Troper asked how we would get sidewalks along all of Highland. Mr. Brown explained that when the two vacant lots get developed, the City will require sidewalks to be installed. The neighbors could then request sidewalks under the current sidewalk requirements or install them themselves with a right-of-way permit through the Service-Engineering Department.

Ms. Dorothy asked the definition of a “block” as it relates to this location. Ms. Fox reported that it would be from the Westview right-of-way over to Betsey Place. Four of the seven property owners would need to request sidewalks under our current code.

Mr. Brown stated that part of this process requires the applicant to install sidewalks for these two lots. When an application would be submitted for a new house, we would require the sidewalks to be extended from property line to property line.
Mr. Brown reported the unimproved right of way as being somewhat of a bunny path as you can see people walking through the area down to Highland.

Mr. Brown showed slides of the property in question and the surrounding area.

Ms. Dorothy sees no reason to require a sidewalk along the unimproved part of Westview. Mr. Brown confirmed that being the thoughts of the MPC members although it may be something to consider in the future.

Ms. Dorothy commented that since this is right of way maybe the Bike and Pedestrian Advisory Board should weigh in.

John Hitzemann, 107 Mariemont Dr. N., Westerville, Ohio 43081
Mr. Hitzemann shared that he is the son of the owners. He reported that the main reason they are looking at not having a sidewalk down the side of the property is because they continually find trash in the wooded area. His parents are older and it makes the area difficult to maintain. They feel that sidewalks would encourage additional foot traffic in that area. The people at the retirement center are unaware of what goes on back there especially at night. They try to keep down the weeds but unfortunately his parents receive the phone calls, and find things missing from their cars, etc. They believe the less traffic in that area the better. They see no purpose for anybody to be in that area. His parents have lived in that location since the early 1960s but there has never really be any plans for that area. Anytime ideas have been expressed about that road, the entire neighborhood has come out against putting anything through on that road. They have no problem with doing a sidewalk along Highland.

The clerk called the roll on Ordinance No. 08-2017. The motion carried by the following vote:

Yes  7     Foust, Troper, Norstrom, Dorothy, Smith, Myers, and Michael

No  0

Ordinance No. 08-2017 was thereupon declared duly passed and is recorded in full in the appropriate record book.

Discussion Item(s)

• Public Comments – Use of Solar Panels in the Architectural Review District

Mr. Greeson thanked those in the audience for participating in another discussion of solar in the Architectural Review District. This is one step in a process that was established. The steps include:
1) Conduct research and present information found as it related to how other jurisdictions both in Ohio and around the country regulate solar in historic districts or architectural review districts.

2) Staff was directed to meet with several interested parties on this issue. He, Mr. Brown and Mr. Myers met with representatives of Sustainable Worthington, the Historical Society, the Old Worthington Association, and the Old Worthington Partnership and had a very healthy discussion on this subject.

3) Public Comment, which is tonight’s scheduled opportunity for members of the public to present their thoughts, feelings, desires, and opinions to Council.

4) In a subsequent meeting, which is scheduled for April 10th, Council will discuss all of the information, debate the subject and then provide direction to staff on what, if any, legislation needs to be crafted.

Mr. Greeson added that tonight is design as a hearing, to hear from the public. Staff is going to frame the issue a little. He asked Mr. Brown to provide a little informational background before turning things over to the public.

Mr. Brown showed a slide of an AR District map as well as the Historic District map. The focus of tonight’s discussion is the Historic District.

Worthington Design Guidelines

History:

- Any new construction and/or exterior modification or change to an existing structure in the Architectural Review District requires ARB approval to ensure compliance with the Worthington Design Guidelines.
  - Residential and commercial

Sustainability:

- City Council adopted Resolution #14-2010 (03.01.2010) incorporating sustainable design and building practices into the Design Guidelines with the goal to preserve the character and integrity of the Architectural Review District.

Solar Panel – Current Guidelines:

- Place solar panels in a location that minimizes the visual impact as seen from the right-of-way and surrounding properties.
- Generally, panels should be located on roofs in the following manner: the rear 50% of the roof of the main building; the rear inside quadrant of the roof of a main building on a corner lot; or on accessory structures in the rear yard.
• On sloped roofs, place panels flush along the roof unless visibility is decreased with other placement.
• With flat roofs, keep panels at least 5' from the edge of the roof, or place at the edge if a building parapet exists that will screen the panels.
• Solar panels at another location on a building or site may be acceptable if their placement does not have an adverse effect on the architecture of the building, or the character of the site or Architectural Review District.

*Mr. Brown commented that the last bullet point is the crux of what has been heard in past meetings.*

**Solar Panels – Discussion:**

**Current Regulations:**
- Architectural Review District
  - ARB approval required
    - Recommended placement on the rear of the structure – residential & commercial
  - Outside the Architectural Review District - Citywide
    - Permitted
      - No requirement on the placement – residential & commercial

**Discussion:**
- Placement of solar panels in the Architectural Review District, focusing on the Worthington Historic District.
- General consensus amongst all City Council members supporting the use of solar panels throughout the City and in the Worthington Historic District.

**Location:**
- Overall support for solar panels being located on the rear of structures in the Historic District.

**Issue:**
- Placement of solar panels on the front and side of structures.

*Mr. Brown then showed slides of the two residential property that are located in the historic district and have solar panels. He reiterated that tonight is an opportunity for Council members to hear comments from the public with a full discussion on April 10th.*

*Ms. Michael commented that she has been given several speaker slips and will call audience members forward in no particular order. She requested that speakers not repeat comments.*

**Dave Foust, 675 Oxford St.**
*Mr. Foust shared that he is at this meeting as a member of the Architectural Review Board (ARB) however he is NOT representing them. He knows that most Council*
members have not sat through the meetings that they have had to discuss solar panels and the two applications that have been looked at over the last few years. During the most recent discussion of the application for 661 Evening St, no one has talked to opposes the concept of solar panels. The issues seems to be: “yes we are going to have them” or “are we going to compromise on how they are installed.” The application was approved by a four to three vote. All seven members stated how they felt about that particular application. During the discussion portion of the meeting, four of those members stated that they would not object to the proposal as it was presented. Three of the members talked more in terms of compromise. While he is not here tonight to support either side directly, everybody who knows him knows that he has been a very strong advocate for sustainability. But four of the members said, “yes” they will back the proposal. Then our chairman, doing his job asked the applicant if they would like to consider a compromise of some kind or should the board vote on this application as it was presented. The applicant knew they had four “yes” votes and it was approved. Some of the things that played into that are as follows:

1) Precedence.

Mr. Foust commented that the installation at 613 Evening St. came up in the discussion and members knew there was precedence for allowing panels to be installed on the front of homes. Now we were talking about placing them on the side of the garage but still visible from the front. With the precedence that has been set, he is sure this second installation will bare just as heavily on that. He is asking that City Council reviews this, take all things into consideration and then provide the ARB with some very firm guidelines because they are clearly split on how the current Code should be interpreted. He doesn’t see how they could use the current guidelines to say no to anybody’s application because they have allowed them on the front and on the side.

2) This structure is not a contributing structure to the Historical District, which is within the Architectural Review District.

Mr. Foust shared that this thought kind of blindsided him as he has always looked upon our national historical listing as something that would add importance to some of the structures and make sure that they looked at them carefully. He thinks part of the discussion here came down to the fact that this is not a contributing structure so they probably don’t need to pay as much attention to this structure as they do some of the others. Again, he is looking for Council guidance because he believes that ARB members should be looking at the total look of the district and how that comes together instead of just individual structures.

3) Discrimination.

Mr. Foust shared that somebody asked if they were going to discriminate against those whose homes do not face the right way and that is 50% of the buildings in the Architectural Review District. He asked members to take that into consideration as well because they are going to continually face that question.
4) Architecture of a certain building within the district but unrelated to this particular application.

Mr. Foust shared that a member of the ARB pointed out to him after a meeting one night that there are certain things that trump our architectural review standard. He was told that this building was a good example of its style of architecture and while it may not exactly fit in with what we do, it trumps our architectural review standard. He has not been a supporter that anything trumps the architectural review standard. If there are going to be things that do then this is the time to call them out. If solar panels anywhere, anywhere, and anytime trump that then the Board needs that guidance to know how to do Council’s bidding, which is to represent the City on how to handle these things.

5) Architectural Review Standards

Mr. Foust stated that when people look at the architectural review standards there was an issue that came up a few years ago and the details aren’t important but it involved 849 Oxford St. That was one that was protected and it came before Council. The key thing is that during that meeting the architect that represented the applicant stood up and pointed out that our Architectural Review District is ripe for new urban renewal. That startled him because he doesn’t like to think of this as an urban renewal district. But after some thought, he decided that he was right. Over the years, the ARB has been able to create a pretty oatmeal colored background for anybody that wanted to make something stand out. We have that with signage all of the time. People come in to town and on High St. and think they can make something stick out here. Then they find out our concept about maintaining an overall view of the ARB district. There are many people in this district who work on their homes and their businesses and try to keep it in total compliance with that and that makes us kind of a “clean slate/blank canvas” for somebody to come in and paint whatever they want to paint. We are in fact ripe for the urban renewal. He thinks solar panels are a part of that and there may be other things that come down the road that need to be looked at.

Mr. Foust ended by stating that his key point is that the ARB works for Council. He really hopes that Council provides them with some firm guidance on how to address solar panels because at the moment solar panels are pretty wide open unless City Council comes up with some sort of guidelines. He would be happy to make himself available over the next few weeks to sit down with anyone and talk in greater detail.

Ryan Johnson, 170 Sinsbury Dr. N.

Mr. Johnson thanked Council for the opportunity to speak tonight. He asked members of the audience, by a show of hands, whether they were here to support the placement of solar panels where they will be most productive. Many in the audience raised their hand.

Mr. Johnson shared that there has been a great deal of discussion regarding the “pros” of solar panels and agree with those but tonight he wants to make a slightly different
point. He thinks the issue of preservation has been a little bit ill-defined here. There have been many changes to homes and businesses in old Worthington and the ARB district in the 200+ years of this city’s life (garages, paved streets, power lines, sidewalks, etc.). He asked if all of those changes were consistent with historical preservation. He thinks that answer is clearly no. The truth is that this community has made exceptions in the past to aesthetic purity. He thinks it is really important for Council to think about why those exceptions were made. He would submit that the exceptions were made because there was obvious benefit to the community with certain changes that might not be aesthetically pleasing for whatever current cultural standard. Harvesting solar power decreases reliance on large scale societal systems that we all know are not functioning very well these days. Harvesting solar power empowers people to take control and responsibility for their lives. The question he would put to Council is: What are we preserving? Isn’t it an independent and resilient community? Preservation of the historical look and architecture in Worthington is certainly part of that. He doesn’t think there would be many arguments against that but it can’t be just architecture. We can’t preserve buildings to the detriment of the community concerns because that is counter-productive. He asked Council to consider preserving the spirit and substance of this living historic City and not just some nostalgic façade of what we think the City represents. He asked Council to not put any restrictions on the placement of solar panels.

Miranda Leppla, Clean Energy Attorney for the Ohio Environmental Council, 1145 Chesapeake Ave, Ste. I Columbus, Ohio

Ms. Leppla’s comments are attached as “Attachment A”.

Joanne Dole, 661 Evening St.

Ms. Dole commented that she wants to share why solar panels are an important option. Worthington is regarded as a progressive community and as such should take a leadership role in recognizing the importance of taking steps at a local level to combat the local effects of climate change. We already have progressive design guidelines for solar in the AR district that just need some tweaking. The guidelines recognize that based on the location of the sun, solar panels may need to be viewable from the street.

Ms. Dole shared Google Project Sunroof with members and encouraged them to visit the website. It shows the best part of a house to install solar panels on for optimum benefit.

Ms. Dole described the part of her house that can be seen from the street was the best location for solar panels. It is very clear that if people are going to invest in solar, the panels are more effective if they are positioned in the appropriate location.

Ms. Dole commented that the moratorium was designed to review the guidelines and give clear direction to the ARB. Rather than individual ARB member bias determining decisions on this point, Council should provide clear guidance that clean energy is a high priority.
Worthington prides itself on reflecting its dignified New England heritage so she looked into several New England communities to see what the places that we emulate are doing. She shared that the founders of Worthington met in Granby, Connecticut in 1802 and established the Scioto Company which purchased the land to form the settlement that became Worthington. That was a long time ago but Granby, Connecticut is not frozen in time. Their current population is close to ours. They have a seven member Conservation Commission established by ordinance, which promotes solar energy. In fact, the Commission is offering solar workshops for residents next week.

Ms. Dole thinks Cambridge, Massachusetts provides a fresh perspective on balancing historic preservation and clean energy in historic districts. They have two historical districts and four review districts. They are serious about historical preservation. They have six full-time preservation staff who are paid out of the city budget.

Ms. Dole shared the following information:

- Cambridge Historical commission is committed to seek a balance between the public benefit of preservation and the public benefit of clean energy.
- No Design Guidelines, each property is considered on a case by case basis as staff works with property owners to develop the best solution.
- 25 property owners have applied for solar and 25 have been approved.
- Reversibility as technology changes.

Ms. Dole then showed slides of homes in several of the Conservation Districts and Historic Districts. She added that clean energy needs to be strongly encouraged by government at all levels. As in Cambridge, Mass. we need to equally balance public benefit of preservation and clean energy. As one of the respondents to the petition commented, climate change is going to affect everyone, even in the historic district.

Paula Deming, 6775 Alloway St. West
Ms. Deming shared a map of Worthington that shows over 300 households who signed a petition or submitted letters to support solar panels in all parts of Worthington. After reviewing the comments she concluded that we are really talking about balancing aesthetics with clean energy and environmental concerns. It seems that most people didn’t have a problem with aesthetics of solar panels but they take great pride in being in the City of Worthington with the wonderful downtown historic district that we have. They want to protect that but they also value how we are forward looking as a City. They want very much for their children and grandchildren to be able to breathe clean air and have clean water the way we all would like to.

Ms. Deming then shared a number of the 87 comments that were attached to the petitions. She then combined those comments to create a statement that she feels represents our City. The statement reads as follows:

“I support Worthington being a leader in using renewable energy sources with the use of solar panels. This would be a good thing to do all over central Ohio. I
believe solar panels are appropriate for any City that cares about green energy and I am hopeful that includes Worthington. Solar adds value to our homes, reduces dependence on fossil fuels and does not have any significant impact on the aesthetics of our community.”

Ms. Deming commented that Joanne Leussing, who has panels on her house, wrote a letter that Council received. She asked if she could read that into the record for Ms. Leussing since she was unable to attend tonight’s meeting. Mr. Norstrom confirmed that members received her e-mail. He requested that all letters/e-mailed that were received be included as part of the record. (Copies of those letters/e-mails are attached as Attachments C – I).

Bob Chosy, 250 Highgate Ave.
Dr. Chosy clarified that saying anything bad about solar panels does not make the person not believe in global warming. He thinks that living in the historical area is a bit of a privilege. Sometimes when you have a privilege like that, you have some obligations. The historic district is primarily what we are talking about. If they complain, they should be reminded that they have some obligations and one of the primary ones is to keep the historic district visually historic. It has been said that modern things have come through in our district and over 200 years that is true but when you compare things like electricity and automobiles to solar panels there really is no comparison in their importance. Solar panels are not historic in the sense of 200 years old. It is about the most modern thing you can see in your life. It may be that any discussion here tonight is moot because they are beginning to develop solar panels that actually look like roofs and that may ultimately come about and solve the problem. But we should be in a situation where anybody, particularly in the old historic district should be able to walk, cycle, and drive down the roads and not see modern shiny, and in his option not very good looking, solar panels from the street.

Dr. Chosy shared that there was a very good article in the Columbus Dispatch last week with a photograph of Joanne Leussing’s house. She is a person that he has respected for many years and still does because of the depth of her knowledge and her tenacity. He is sure she is quite proud of standing in front of her house with the solar panel on it but if you look above Ms. Leussing, what you see is gross. It is shiny, modern, and doesn’t completely cover the roof. He thinks it is just bad. In spite of all of the talk about us supporting people doing their own electricity and that sort of thing that is fine but part of the obligation is that it not show or change the character of Old Worthington. While he knows it isn’t fair in situations where the house is situated incorrectly, but when it comes to solar panels in the Old Worthington Historic District he has just melded it all down to a very simple sentence, if you can’t hide them then you can’t have them.

Suzanne Seals, 123 E. New England Ave.
Ms. Seals shared that she is very much in favor of solar panels. She is glad that we are having this discussion about alternative energy as a way to protect the environment. Since this planet is the only home we have, she thinks we need to do what we can to
Ms. Seals would also like to see us protect the aesthetic qualities of the historic district. When she looks at the Leussing house that has just a few panels on the roof, she finds it very discordant. Panels that cover the entire roof almost become part of the house. She would hate to see us not restrict solar panels and not place some guidelines on them as we do so many other things in both the Architectural Review District and the Historic District. The guidelines cover things like fences, windows, siding materials, etc. It seems very inconsistent to her to not have some guidelines that restricts the placement of solar panels in the review district. She has heard people say that they are no worse than the unsightly electric and telephone wires. She thinks everyone here would much rather see all of those wires go underground as they are unsightly but she doesn’t see any reason to justify putting something that is perhaps bigger and more unsightly wherever people want to put them. She understands that some people can’t put them just anywhere because of the disposition of how our house faces. The other aspect is trees. Many people have roofs that are shaded by trees. Somebody mentioned roofing tiles. She thinks eventually solar will be less obtrusive and less costly so that people can invest in the smaller, denser solar panels and also in the roofing tiles. In the mean time she would really hate to see people load up their houses with solar panels that are visible from the street.

Ms. Seals emphasized that she would like to see us protect the aesthetic qualities of the historic district as well as encourage green living. There are many ways to do that in addition to solar panels. One of those ways is by protecting our healthy, mature trees. She thinks in this fervor for solar panels it would be important that people not cut down trees so that the solar panels would be effective because trees have a great deal to contribute to a healthy environment and to the charm and beauty of Worthington.

Finally, she would like to see us have a very balanced policy that gives some consideration to the aesthetics and the historic value of the district as well as protecting our environment. We need a clear comprehensive plan but with some limitations as to placement, definitely in the Historic District and perhaps in the Architectural Review District as well.

Paul Dorothy, 179 Kenbrook Dr.

Mr. Dorothy began by sharing something his grandfather once told him while teaching him about conservation. He said that you are either a good steward of the land or you are not. He was blunt like Mr. Dorothy. But if you stop and think about that statement, there is a lot there. There is no equivocation. It is not a compromise. Within that there are many other things to think about. You have to think ahead and think about the future. You don’t do the easy thing today because it is easy now because that might make the future harder. You have to stop and think about how your actions are going to impact that future. Solar and sustainability are key items of the future of not just Worthington, not just Ohio but the world and we need to think about that future and what we are going to contribute to it. Are we going to be a benefit to that future or a detriment? This is one of those seemingly very small decisions but in reality impacts things on a global scale.
My grandfather also said to do the right thing even if it is hard. Even if people will disagree with you. Even if everyone disagrees with you, do the right thing. Be smart and learn new things. Look at new ways of doing things. Many things have changed in the Historic District since it was first constructed. Many of those changes are perfectly visible from the street. Even the street is paved with asphalt and concrete. The roofs on many of the structures are different from those first installed. The composite shingles and fake tiles on some of the homes were changed to cheaper, easier, and more sustainable in some instances because it was a better way of doing things. Many of the exteriors are no longer made of wood but rather a composite and the river rock is made from a composite resin. Those are new materials and all perfectly visible from the street.

Many other things have changed. We have better insulated windows and doors now. We have garages for cars that are sitting on asphalt driveways. Those are all new and perfectly visible from the street. So much has been said about the character of the Historic District simply being what you see when you look at a building from the street. That is not what his grandfather would have said was character. His grandfather would have said that character in a community is what makes that community whole. It is what makes a group of folks who are forward thinking, thinking not of just themselves but their neighbors and future generations. Solar is sustainable. Solar helps us move forward. It is new but many things in our Historic District weren’t there when the District was built. He thinks it is incumbent on us to consider those things and to make the right choice because as his grandfather said, you are either a good steward of the land or you are not.

David Robinson, 195 E. Dublin-Granville Rd.
Mr. Robinson shared that a good friend of his recently advised him that he was at risk of or already had developed a reputation of being verbose. In the interest of brevity he has written his notes in an effort to be clear without being as exciting as usual. If it becomes repetitive he asked that someone call out “boring” and he will skip to the bottom part which he thinks is original.

Mr. Robinson commented that if this issue tonight is seen as a choice between siding with those who accept the science of climate change and embrace the generational challenge that it is or siding with those who reject all of this and want us to continue our slow motion civilization suicide through the burning of fossil fuels then he thinks that our choice is clear. We would want to choose the former because we all want to do the right thing. He believes that “either/or” is not the choice that we face tonight and the following is why he thinks that way.

In 2007 he traveled to Nashville to train with Al Gore for three days for the purpose of getting trained to then come back home and give presentations. He did that and for the next twelve months he spoke to about twenty-five different groups of all kinds. The types and numbers of questions that those presentations generated were as complex and confounding as the issue of climate change and energy. In hindsight, he can look at all of those questions and lump them into three categories:
1) Scientific/factual – These are things like, why the ice age happened.
2) Operational or process – Those are the kinds of question where the folks would accept the science and the goal of a clean energy future but would debate or disagree on how to get there.
3) Value or moral based – Those are tough ones with really no firm answer that he can see. They are things like: How do you value the worth of all of those birds that get killed by wind turbines versus the good that the wind turbines yield us.

Mr. Robinson shared that he knows of no one with an absolute answer to that question. Even more challenging is how we adjudicate between the worth of our investments in clean energy with a long term payoff versus spending money now to alleviate immediate human suffering and poverty in front of us. Those are compelling and difficult questions and he would argue that this issue of solar panel installations in the Historic District here in Worthington is not of the first category. Scott Myers the other week stated that he believes that all members accept the science of climate change which is a relief to hear that from a governmental body. He thinks the question really has to do with the second and third categories that he outlined.

He believes there are competing values in Worthington. Fifty years ago we established the ARD, in which as a community we stated that the structural and aesthetic integrity of the Historic District is important to us and core to our identity. That is coming in conflict with the question of whether there is another value that supersedes it. He and his wife live in the ARD and when they bought their home they did so with a clear understanding that there are some things that they can and cannot do with their personal property in the interest of the community value of maintaining the aesthetics of the neighborhood. There are those who will say that the imperative of clean energy, saving the planet, does in fact supersede all of values.

This brings him to his second and final point. The argument for the ultimate supremacy of solar panel placement would be stronger and more compelling to him if the only thing that homeowners could do to support clean energy would be to place panels on their homes. But there are many other things we can do that he thinks would have a bigger impact, both as individuals and as a City. For instance, immediately every resident/homeowner in this City that buys their energy through AEP could make a phone call to ISG Energy in Dublin tomorrow and secure their electricity from wind generated sources instead of fossil fuel for the cost of 2/10th of 1¢ surcharge per kilowatt hour. He and his wife have done that for years. Imagine if thousands of homeowners in Worthington did that. The impact would be huge.

When identified as “boring” by Mr. Troper, Mr. Robinson moved on to his second course of action which would be to work with or lobby city council and staff to implement a clean energy power purchase agreement for the City itself or better yet an aggregation program whereby the entire City’s electricity usage and any and all businesses and homes in Worthington that do not opt out would be using clean electrical energy purchased at or below current costs for fossil fuels. This has been done elsewhere and he can’t see any reason why we should not explore it and perhaps implement it here in
Worthington. Let’s embrace clean energy in a big way without needlessly sacrificing our other values. Those are his thoughts.

Mr. Foust commented that he didn’t find Mr. Robinson’s information boring. He got lost at one point when you said that you and your wife purchase wind base energy and the difference is 2/10th of 1¢ per kilowatt hour. Mr. Robinson replied $6.64 versus $6.44 or something like that. Yes, it is a phone call, a twelve month obligation and $75.00 opt out fee if you quit early.

Mrs. Scherer submitted her & her husband’s comments after reading them (Attached as “Attachment B”.)

Ms. Scherer added that she didn’t find Mr. Robinson’s information boring. She may be interested in making a change but feels that she needs a little more information before doing so. She understands that solar shingles are available and possibly more affordable than traditional shingles. She doesn’t think there are any exclusive disagreement with maintaining the Historic District and the aesthetics and also have solar panels within some constraints. She thinks they are both possible.

Mr. Troper commented that Council is trying to provide the ARB with very clear guidelines. We are trying to make it black and white with no gray. He asked her if she supports solar panels being visible from the right-of-way in the district. Ms. Scherer eventually stated that she is against them being visible. She thinks that removing the one paragraph that she mentioned in her comments will help provide clear guidance.

Tricia Herban, 120 E. Dublin-Granville Rd.
Ms. Herban shared that when they redid their house four years ago she drove around the community and looked at grills between the glass and she could not do it even though it was allowed because she thought it really changed the character of her craftsman house. Having said that, she would like to speak to two points about the solar panels.

1) When you consider the placement of the panels, there is an unintended consequence that could come up in disadvantaging one neighbor against another because this neighbor’s house faces this way and therefore can install the panels and increase the value of the house whereas that neighbor cannot. She thinks that is a point to consider when looking at it.

2) We have become accustom to many things like the asphalt roads, shingles, the grills between the glass, etc. She thinks as time passes we will be accustom to solar panels and won’t really even see them.

Melissa Gayhart, 677 Farrington Dr.
Ms. Gayhart stated that she supports solar panels without restriction on placement. She shared several excerpts from four Historic District property owners’ letters as follows:
1) **Akiko and Steve Pullen, 653 Evening St.** – A Federal style structure is still a Federal style structure despite not having options such as insulated windows, power, cable, satellite dishes, etc. Surely the addition of solar panels on such a building would not change its primary character and suddenly make it non-historical.

2) **Blair Davis** – As a forty one year resident of the Worthington Historic District he would like it to be known that he supports the installation of solar panels in Worthington.

3) **Walt and Connie Kobalka** – Old Worthington and the City of Worthington need to move with the times. Solar panels are part of the move to the future. Their use should be encouraged and not limited by personal opinions on whether they look good. Solar panels should be placed where they can receive the sun most efficiently even if the panels can be seen from the street.

4) **Hugh Geary** – When I see solar panels on a house, it shows those who live there are good stewards of the environment. Just as putting planning and zoning code notices on the web are not any more in the newspaper will save thousands of dollars, thanks to technology of the internet, using the technology of the solar panel will save thousands upon thousands in the long run. They are the wave of the future. There are going to be more and more use of the solar panel. Let Worthington ride the wave.

Ms. Gayhart closed by stating that she received an e-mail today from Julie from Colonial Hills. She was hoping she could read her comments into the records.

*Julie states that she is a resident of Colonial Hills. She moved to Worthington about a decade ago not only for the beautiful historical buildings but for the sustainability. It is important for her to live close to shops, restaurants, libraries, parks and green spaces. In fact, the beautiful woods and ravines are what drove her to settle in Colonial Hills. We need to protect this environment in Worthington as well as for that of our planet. Historic beauty is wonderful and she supports its preservation but we live in the 21st century with new issues that must be addressed.*

Mr. Foust reported that City Council members did in fact receive either electronically or in writing all of the comments from the survey.

**Susie Kneedler, 263 Weydon Rd.**

*Ms. Kneedler thinks we are balancing two great things here in that we need renewable energy and we need our historic landmarks. At the same time she thinks that the most damaging things to Worthington are the riding mowers and the leaf blowers. She believes they are allowed in the historic district. She would favor all of us going back to push mowers and raking, which she loves. She would like to encourage trees, as mentioned earlier by Suzanne, trees because we all have our hearts broken when we lose trees. She has lost five trees in the twenty five years that she has lived in Worthingway. It breaks our heart every time and we can’t plant an ancestral tree. They lost one this spring by corkscrew winds. She wishes Council could double, triple, multiply by ten the numbers in the Street Tree Program and up the subsidy from 50% to more. Then all we*
would notice is a two hundred year old building and a wonderful two hundred year old tree. If you could possibly consider helping homeowners and businesses also to buy more mature trees. If the City could do something, however minimal to encourage people to care for their trees properly but also to replant. Anything Council can do to honor our being a Tree City because it looks to us that we have lost a lot of trees.

Ms. Michael commented that a number of the trees that have been lost in our community have to do with the ash borer. Ms. Kneedler was aware of that event. She added that the more we can put into replanting native trees and also burying power lines as that would be a great thing. Ms. Michael agreed that we would if we could afford to do that.

Daniel Petrick, 6519 Evening St.
Mr. Petrick shared that he is twenty four and has lived here his whole life. He thought it would be good to have a generational perspective. He was also here in February because he feels strongly about this topic. While it may be completely unfair he would like to speak for his generation and how much they would appreciate more solar panels. He fully supports all of the solar panels on the front. We have people here who live in Worthington and are going out of their way to put solar panels on the roof. They have to go through all of the process and then buy them and that is an expense. He feels like we should be thanking them as oppose to putting up roadblocks.

Ms. Michael thanked everyone for coming out this evening and the thoughtful comments. Council will continue to receive comments and letters. On April 10th Council will deliberate and provide staff with direction. Everybody is welcome to come although that meeting will primarily be Council’s deliberation.

Mr. Norstrom asked staff to pursue the issue of trees. It is his understanding as he has looked at solar for his house that the net benefit occurs by chopping down trees to provide southern exposure for solar panels. He wants to confirm that.

NEW LEGISLATION TO BE INTRODUCED

Resolution No. 07-2017
Authorizing the Award of Re-emergent Corridor Assistance Program Funds to Help Improve Facility Exterior Facade and Streetscape Along Certain of the City’s Commercial Corridors (6384 Proprietors Road).

Introduced by Mr. Smith.

MOTION
Mr. Myers made a motion to adopt Resolution No. 07-2017. The motion was seconded by Ms. Dorothy.

Mr. McCorkle shared that at the most recent discussion about the ReCAP Program Mr. Myers asked about several statistics of the program, specifically with respect to lease
rates and vacancy rates. He shared the following Historical Summary (four years of the program):

Total Investment in Corridor - $437,000+ (one to one match between the City and private investment)
Total ReCAP Awarded - $218,404 (grant and loan)
City Investment (Grants) - $109,202 (dollar amount that will not be repaid)

Vacancy Rates - 1st Quarter of 2014 – 10.2%.
1st Quarter of 2017 the rate was 4.6%.

There are about 2,800,000 square feet of space in the corridor. There is some 130,000 square feet of vacancy. Currently, 41% of vacancy is one building (6500 Huntley Road).

Lease Rates – 1st Quarter of 2014 - $5.54 sq. ft.
1st Quarter of 2017 - $6.97 sq. ft.

Historical Summary

- 138 commercial properties in ReCAP area
- 2014 Valuation: $89,500,000
- 2016 Valuation: $80,700,000 (9.8% decrease)
- 10 completed projects in ReCAP area
- 2014 Valuation: $5,775,500
- 2016 Valuation: $5,800,500 (0.4% increase)

<table>
<thead>
<tr>
<th>RECAP PROPERTIES</th>
</tr>
</thead>
<tbody>
<tr>
<td>Property Address</td>
</tr>
<tr>
<td>-------------------</td>
</tr>
<tr>
<td>966 Proprietors Road</td>
</tr>
<tr>
<td>6520 Huntley Road</td>
</tr>
<tr>
<td>500 Schrock Road</td>
</tr>
<tr>
<td>6955 Worthington-Galena Road</td>
</tr>
<tr>
<td>7099 Huntley Road</td>
</tr>
<tr>
<td>6300 Huntley Road</td>
</tr>
<tr>
<td>1028 Proprietors Road</td>
</tr>
<tr>
<td>6601 Huntley Road</td>
</tr>
<tr>
<td>7046 Worthington-Galena Road</td>
</tr>
<tr>
<td>6320 Huntley Road</td>
</tr>
</tbody>
</table>
Mr. McCorkle commented that while the corridor has decreased in value over the last couple of years, the ReCAP projects have at least stayed the same if not increased slightly. There are three properties highlighted in green. The first one at 6520 Huntley Road had a Market value increase of 7% since the renovations. The other two; 6955 Worthington-Galena Road and 7046 Worthington-Galena Road have been sold since being renovated at 22% and 11% respectively above market value. The appraisals occur every three years and the reappraisals have not yet come in for 2017.

Mr. Norstrom commented that the lease rates have gone up but the value of the properties have gone down. Mr. McCorkle agreed.

Council members thanked him for the summary of the ReCAP Program.

Mr. McCorkle shared the following ReCAP application information with Council:

**Applicant Information**

- **Applicant:** Ohio Beer Co., Ltd.
- **Site Address:** 6384 Proprietors Rd.
- **Total Project Cost:** $12,474
- **Award Amount:** $6,237
- **Applicant leases building and has owner’s approval to do the project. Applicant was born and raised in Worthington and is a current resident.**

Mr. McCorkle shared that this is a picture of the building that is owned by Sullivan Builders. This particular property got docked on scoring because of its lack of visibility.
from Proprietors Rd. The scope of work is a strong project but the visibility caused it to not be scored as high as some of the previous applicants.

Scope of Work
- New industrial windows
- Masonry work to replace door
- New updated wood ribbon
- New gooseneck lighting
- New signage

Current Condition
Mr. McCorkle reported the CIC recommended funding for this project. The minimum score is 65%, which is the score this project received strictly because of the visibility issue. The applicant and their ability to repay the loan proceeds and the strength of the scope of work provided enough points to meet the minimum threshold.

Mr. Myers brought up the topic of lease versus owned. He asked if that was considered by the CIC. Mr. McCorkle confirmed that it is part of the scoring mechanism as the question was added to the application this year. There is a slight preference given to buildings that are owned. The applicant had some issues finding enough bids to submit because of who owned their building. They are required to submit three bids and we take the lowest bid. The applicant was able to get a second bid. Sullivan wanted to do the work themselves and their bid was actually the lowest. Per Council member Norstrom’s request at the CIC meeting, we had Dan Whited verify that Sullivan’s bids was in line with market rates.

Mr. Myers asked if Ohio Beer does retail business. Mr. McCorkle confirmed that they will sell a keg for residential use.
Ms. Dorothy thanked Mr. McCorkle for continuing to bring the ReCAP projects forward.

There being no additional comments, the motion to adopt Resolution No. 07-2017 carried unanimously by a voice vote.

Resolution No. 08-2017

Amending the Job Description for the Position of Operations Support Manager and Amending the Pay Resolution to Accommodate Said Position.

Introduced by Mr. Troper.

MOTION

Mr. Foust made a motion to adopt Resolution No. 08-2017. The motion was seconded by Mr. Norstrom.

Chief Strait reported this position being vacant for almost two years. Currently Lt. Wuertz has been covering this position. It will oversee nine full-time Comm. Techs, four part-time Comm. Techs, as well as the Records Division. It will be a rather encompassing job that will also include updates that he foresees. It will be a challenging position, which is why they made the change in the pricing structure. Going from 19 to 20 is in line with what the market place looks like and this would put us in line with many similar size cities.

Mr. Norstrom commented that the change will allow us to hire in at a higher rate. Chief Strait confirmed that to be the case. This is a manager position and most of the supervisors, at least for the bigger centers have pay structures much more. Most span of control is between four to five people. This individual’s span of control will be much greater. He added that the hope is that we can persuade one of the supervisors from another agency to come join us and take on a new challenge.

Ms. Michael asked if her assumption is correct in that we are planning on keeping the communications center in-house. Chief Strait acknowledged that being accurate at least for the next three to five years. He would like to bring the standards up to where they need to be to make sure we are doing our due diligence to our public.

There being no additional comments, the motion to adopt Resolution No. 08-2017 carried unanimously by a voice vote.

Ordinance No. 10-2017

An Ordinance to Revise the Codified Ordinances by Adopting Current Replacement Pages.

Introduced by Mr. Smith.
Ordinance No. 11-2017

Enacting Section 737.06 of the Codified Ordinances of the City to Prohibit the Business of Cultivation, Processing and Retail Dispensing of Medical Marijuana in the City.

Introduced by Mr. Myers.

Ordinance No. 12-2017

Enacting Section 1123.491 and Amending Section 1147.01 of the Codified Ordinances of the City to Define Medical Marijuana and Prohibit the Cultivation, Processing and Retail Dispensing of Medical Marijuana in any Zoning District Within the City.

Introduced by Mr. Myers.

When asked by Mr. Myers if marijuana is really spelled two different ways in the legislation, Ms. Fox assured him that is was.

The Clerk was instructed to give notice of a public hearing on said ordinance(s) in accordance with the provisions of the City Charter unless otherwise directed.

REPORTS OF CITY OFFICIALS

Policy Item(s)

- Liquor Permit – Transfer from Freight Sales Inc to Englefield Inc (dba Worthington Duchess)

Mr. Greeson shared that he knows of no issue with this request.

MOTION

Mr. Myers made a motion to not request a hearing for the transfer from Freight Sales Inc. to Englefield Inc. (dba Worthington Duchess). The motion was seconded by Mr. Norstrom.

The motion carried unanimously by a voice vote.

REPORTS OF COUNCIL MEMBERS

Ms. Dorothy shared that she attended the Worthington school board meeting where they showed several different options with some really big price tags. There is still time to go on-line and fill out the survey as this greatly affects Worthington.

Ms. Dorothy added that the Cemetery Board met with a representative of the city of Columbus. They have agreed to try some remediation for the erosion issue that is close to the cemetery. We will look at it periodically over the next couple of years.
Mr. Smith shared that the Bureau of Workers’ Compensation will do a job analysis at no cost for transition work. He added that he was working on a statement regarding community solar. He thinks we left it a little unclear last time so he will shoot that out via e-mail.

Ms. Michael reported doing some things with the Central Ohio Mayor and Managers Association (COMMA) in which she met with State Representative Lanese who didn’t realize how dangerous central collection could be to cities. She added that we are up against business and we need to get small business people or anybody who claims to have a small business willing to write a letter stating that they are okay with the City continuing to collect our own income tax. They are planning to move this section from Chapter 7 to Chapter 57, so basically the state will then own our income tax. Then they will charge us 1% to collect one of the three types of taxes which would cost us an additional $23,000. Representatives thought it would be a great cost savings for cities. They are also talking about collecting the taxes the first quarter of the year and not distributing them to us until the end of the second quarter of the year. She wrote a letter and sent it to the entire state legislature.

Ms. Michael added that she met today with COMMA as they filed a law suit on the solar power bill. Law suits were also filed in the northeastern area.

EXECUTIVE SESSION

MOTION

Mr. Norstrom made a motion to meet in Executive Session to discuss land acquisition and pending litigation. The motion was seconded by Mr. Foust.

The motion carried by the following vote:

Yes 7  Dorothy, Smith, Myers, Troper, Norstrom, Foust, and Michael

No 0

Council recessed at 9:26 p.m. from the Regular meeting session.

MOTION

Mr. Norstrom made a motion to return to open session at 9:59 p.m. The motion was seconded by Mr. Smith.

The motion carried unanimously by a voice vote.

Ordinance No. 09-2017

Amending Ordinance No. 45-2016 (As Amended) to Adjust the Annual Budget by Providing for an Appropriation from the General Fund Unappropriated Balance for Transfer to the Worthington Community Improvement Corporation for the Purpose of Real Estate Acquisition.
The foregoing Ordinance Title was read.

MOTION

Mr. Norstrom made a motion to amend Ordinance No. 09-2017 with the language presented in the amended Ordinance included in Council material.

The amended language included:

1) WHEREAS, Council proposes to transfer funds to the Worthington Community Improvement Corporation for immediate use in negotiating potential real estate acquisitions that may become available on short notice.

2) Section 1. – Insert an amount not to exceed Six Hundred Thousand Dollars ($600,000)

The motion was seconded by Mr. Myers.

The motion carried by a voice vote.

MOTION

Mr. Norstrom made a motion to pass Ordinance No. 09-2017 as an Emergency. The motion was seconded by Mr. Myers.

The clerk called the roll on passing Ordinance No. 09-2017 (As Amended) as an emergency. The motion carried by the following vote:

Yes 6 Norstrom, Dorothy, Smith, Myers, Foust, and Michael

No 1 Troper

Mr. Greeson shared that if Ordinance No. 09-2017 (As Amended) passes it will transfer $600,000 to the Community Improvement Corporation (CIC). As we look at economic development practices throughout central Ohio and some of the communities that we compete with, it is not uncommon for people to use their CICs as an economic development tool. They can pursue things like land acquisition for the purposes of helping position strategic corridors and properties for future economic growth and development with the idea that those developed properties can generate income taxes in some cases for communities but in all cases help cities realize their plans. So this is not an uncommon practice and is something that we believe we need to do strategically in order to advance economic development. CICs have an agency relationship with city governments and are created under the Ohio Revised Code for such purposes.

Mr. Smith added that CICs also use their abilities to prevent bad developments as well.

Ms. Michael clarified that the priority is commercial but residential should also be given consideration as needed. Mr. Myers replied there can’t be two priorities. The priority is commercial. If they see an opportunity in the residential debate and their discretion
thinks it advances our goals then that is fine. He just wants to make certain that the CIC has some direction.

The clerk called the roll on Ordinance No. 09-2017 (As Amended) and Declaring an Emergency. The motion carried by the following vote:

Yes  6  Norstrom, Dorothy, Smith, Myers, Foust, and Michael
No   1  Troper

Ordinance No. 09-2017 (As Amended) and Declaring an Emergency was thereupon declared duly passed and is recorded in full in the appropriate record book.

ADJOURNMENT

MOTION  Mr. Troper made a motion to adjourn the meeting at 10:06 p.m. The motion was seconded by Ms. Dorothy.

The motion carried unanimously by a voice vote.

President Michael declared the meeting adjourned.

___________________________________
Clerk of Council

APPROVED by the City Council, this 3rd day of April, 2017.

______________________________
Council President
Good evening, President Michael and city council members. Thank you for the opportunity to provide comments and input on the solar policy in Worthington.

My name is Miranda Leppla and I am the Clean Energy Attorney for the Ohio Environmental Council. As you may know, the OEC is a statewide nonprofit that advocates for a healthier, more sustainable Ohio. We have members living in the historic district of the City of Worthington, including our Executive Director Heather Taylor-Miesle, who care deeply about living in a community that values sustainable practices to ensure clean air and clean water for its residents, and who also care deeply about Worthington’s history and unique character. The OEC also recognizes the City’s own policy reflects the desire to encourage “sustainable design and building practices, while preserving the character and integrity of the Architectural Review District.”¹ I am here today to encourage the City to find a balance between preserving the historic character of Worthington and enabling residents to make clean energy choices that will continue to make Worthington a model of sustainability in central Ohio.

The benefits of rooftop solar are many. Individuals and businesses that install systems begin seeing a reduction in their electricity bills immediately, and the payback period has continued to decrease thanks to incentives and increased demand, making installation of solar an even smarter investment. Additionally, studies² have found that property values increase when solar is installed on homes. Solar installation also reduces reliance on foreign sources of energy, making us more energy independent. As a result, rooftop solar customers are insulated from the price fluctuations normally faced by utility customers as well.

The benefits of rooftop solar, however, extend to the entire community, not just the individual household or business that installs the solar panels. Clean, renewable energy reduces demand for fossil fuels, limits greenhouse gas emissions, and reduces our carbon footprint, which also results in reduced rates of respiratory and cardiac illnesses. Investing in solar also combats climate change and the extreme weather events caused by it.

¹ Worthington Architectural Review Ordinance, Sustainability, Appx. at 16.
Support from local communities, like Worthington, for clean, renewable energy sources is vitally important to reach these benefits. Worthington’s sustainability policy is written to reflect the desire to encourage sustainable design and building practices, and clean, renewable energy does not have to come at the expense of the historic character of the City. Conversely, concerns over preservation of the historic district are legitimate and valid, but Worthington’s policy must reflect the values of its residents and the City’s own policy to support sustainability. OEC recommends the City take the following into consideration when revising the solar policy:

1. Ensure the policy emphasizes the City’s and its residents’ sustainability goals and aspiration that the community be a green leader in central Ohio.
2. Protect its residents’ ability to choose energy independence. The City can draft a policy that permits all homes to install solar that contains recommendations for preferential placement, permitting exceptions for homes in which excessive cost or reduced efficiency of the panels would restrict that ability by eliminating overly restrictive placement requirements.
3. Maintain flexibility for advances in technology. It is incredible how far solar technology has advanced in the last few years, and technology will continue to make solar even more efficient and attainable. The policy should include consideration of technologies like photovoltaic roofing shingles or tiles, photovoltaic glazing, and ensure periodic review of the policy to consider new technologies.
4. Require that new buildings be constructed in a manner to ensure solar technology is able to be installed on the rooftop.

Installation of solar panels provides excellent benefits to residents and the community as a whole. The policy that is ultimately implemented should continue to recognize the importance of sustainability and preserve residents’ rights to choose clean energy, empowering residents to assist in reaching the City’s sustainability goals personally by installing rooftop solar.

Contact information:
Miranda Leppla
Clean Energy Attorney
Ohio Environmental Council
614-487-7506
mleppla@theoec.org
Attachment "B"

Worthington City Council
6550 N. High St.
Worthington, OH 43085
March 20, 2017

Ref.: Solar Panels

Dear City Council Members,

This letter is in support of renewable energy, specifically, solar panels and the
document, Sustainability, with its recommendations for the Architectural Review
District.

Under "Recommendations, C.,” the 2nd paragraph negates the first paragraph. This
2nd paragraph should be removed. Its removal will eliminate confusion in the
ARB/MPC application process. City Council’s support of this action makes clearer
and supports the other sections of the “Recommendations” on which ARB/MPC look
to for guidance.

Other than that suggestion, encouragement that ARB/MPCs take special care and
protection of the character and aesthetics of the Historic District as described in
paragraph(s) C., absent the removed 2nd paragraph.

Energy conservation’s materials are advancing rapidly. Addressing this in the short-
run may be a help for future types of sustainable energy.

The Council and ARB/MPCs interest in examining this question is appreciated, as is
the research city staff has contributed and resident’s input. We’re pleased to have this
opportunity.

Thank you.

Sincerely,

Ellen & J. Douglas Scherer
Sustainability:

Sustainability can be achieved by ensuring the economic, environmental and social concerns of Worthington are addressed in a balanced manner. The City of Worthington and its Architectural Review Board are interested in encouraging sustainable design and building practices, while preserving the character and integrity of the Architectural Review District. The Design Guidelines as a whole work toward that end; and this section addresses additional measures for sustainability.

Recommendations:

A. Energy conservation methods are encouraged. Making use of the existing buildings inherent efficiency features should occur first. Maintaining building components in good condition helps preserve energy, as well as retaining the integrity of the property. Landscape concepts often complement energy conservation and should be maintained and replenished. Utilize indigenous plant materials, trees, and landscape features, especially those which perform passive solar energy functions such as sun shading and wind breaks. Preserve and enhance green/open spaces wherever practicable.

B. Manage storm water run-off through the use of rain gardens, permeable forms of pavement, rain barrels and other such means that conserve water and filter pollutants.

C. Place solar panels in a location that minimizes the visual impact as seen from the right-of-way and surrounding properties. Generally, panels should be located on roofs in the following manner: the rear 50% of the roof of the main building; the rear inside quadrant of the roof of a main building on a corner lot; or on accessory structures in the rear yard. On sloped roofs, place panels flush along the roof unless visibility is decreased with other placement. With flat roofs, keep panels at least 5' from the edge of the roof, or place at the edge if a building parapet exists that will screen the panels.

Solar panels at another location on a building or site may be acceptable if their placement does not have an adverse effect on the architecture of the building, or the character of the site or Architectural Review District.

The equipment to support solar panels should be screened from view.

D. Bike racks and other methods of facilitating alternative transportation should be utilized.

E. Streetscape elements should be of a human scale.

F. Make use of recycled materials; rapidly renewable materials; and energy efficient materials.

G. Use of natural and controlled light for interior spaces and natural ventilation is recommended.

H. Minimize light pollution.
January 25, 2017

To Members of Worthington City Council:

I am fully in favor of solar panels, both for individual residents and, ultimately, for city use. I would like to see the city develop a comprehensive plan for using various forms of alternative energy, including a complete policy for solar panels. The topic is timely, both from an alternative energy AND a historic preservation point of view and requires a well-studied, comprehensive policy for Worthington. I don’t see these two goals as being mutually exclusive but rather I believe we can and should have both.

Ellen Scherer has recommended a document entitled, Implementing Solar PV Projects on Historic Buildings and in Historic Districts (http://www.nrel.gov/docs/fy11osti/51297.pdf). The work of developing guidelines has been done by others and this is a great resource for guiding Worthington in looking at the topic comprehensively. On pages 20 – 22 (of the actual document) are a series of specific US city guidelines for solar on historic buildings and in historic areas; there’s also a set of guidelines suggested by the National Trust for Historic Preservation.

Many in Worthington have worked very hard to preserve the beauty and significance of the Worthington Historic District. In keeping with this effort, I would like to see restrictions on the placement of solar panels. The argument that solar panels are no worse than unsightly power lines doesn’t hold up: two wrongs don’t make a right. Why would we knowingly allow another “unsightly” power source to mar the landscape when with a few restrictions, we could avoid it?

I hope the City of Worthington will encourage and foster a move toward the use of more alternative energy sources, including solar energy, where possible and practical. But, let’s also continue to keep our standards high!

Respectfully,

Suzanne Seals
123 East New England Avenue
Please remove any restriction on residential solar panels in any part of Worthington and lift the moratorium quickly. The positives from reduced CO2 emissions and potential household savings that solar offers far outweigh any appearance issue. The benefits to the current and future citizens of this community (and the planet) must take precedence over looks. I would be happy to see solar on front or back roofs or anywhere. If we band together we can solve big problems, one small step at a time. If we care more about how fancy or old our cities look then we are not doing our part as a team player to face problems like climate change.

Thank you for listening,

--
Mark Johnson
350 W South St
614-271-6348
March 9, 2017

Dear Members of City Council,

The Board of the Worthington Historical Society (WHS) acknowledges the importance of fostering an environment that encourages sustainable energy. The Board supports the efforts by the city to carefully and purposefully review the guidelines already in place, and develop a uniform policy for future projects. It is the Board’s opinion that traditional solar panels on buildings in the historic district should not be visible from the public right of way, in locations such as nearby streets, sidewalks or other public spaces.

In the U.S. Secretary of Interior’s Standards for Rehabilitation, standards numbers two and nine offer guidelines for solar installations on historic buildings. Standard two states, “The historic character of a property shall be retained and preserved. The removal of historic materials or alteration of features and spaces that characterize a property shall be avoided.” The ninth standard advises, “New additions, exterior alterations, or related new construction shall not destroy historic materials that characterize the property. The new work shall be differentiated from the old and shall be compatible with the massing, size, scale, and architectural features to protect the historic integrity of the property and its environment.” Detailed guidelines are included on the second page of this document that outline additional considerations that the WHS Board feels are important.

Solar panel installations that are comprised of large commercial style panels on residential properties, or installations that provide partial coverage and contrast with other roofing material, should be confined to spaces that are not in public view. However, it is conceivable that as technology continues to develop, options such as solar shingles as replacements for asphalt shingles and/or composition tiles could be feasible alternatives appropriate for use in situations requiring solar collectors in the public view (see photo on page three).

Historic Worthington has long maintained its unique aesthetic because of careful, thoughtful preservation efforts by the community and its officials. It is the Board’s wish that the City of Worthington continue to follow the precedent of strategic preservation, and work to maintain the historic character and integrity of the area, as new technology allows for energy efficiency.

Sincerely,

The Worthington Historical Society Board of Trustees
Guidelines to consider from the Department of the Interior:

- Considering on-site, solar technology only after implementing all appropriate treatments to improve energy efficiency of the building, which often have greater life-cycle cost benefit than on-site renewable energy.

- Analyzing whether solar technology can be used successfully and will benefit a historic building without compromising its character or the character of the site or the surrounding historic district.

- Installing a solar device in a compatible location on the site or on a non-historic building or addition where it will have minimal impact on the historic building and its site.

- Installing a solar device on the historic building only after other locations have been investigated and determined infeasible.

- Installing a low-profile solar device on the historic building so that it is not visible or only minimally visible from the public right of way: for example, on a flat roof and set back to take advantage of a parapet or other roof feature to screen solar panels from view; or on a secondary slope of a roof, out of view from the public right of way.

- Installing a solar device on the historic building in a manner that does not damage historic roofing material or negatively impact the building’s historic character and is reversible.
Use of Solar Shingles on an historic building
Council Members:

On Sunday, March 12, the Dispatch ran a really interesting article, "A Clash of Centuries", by Jim Weiker. It was good journalism, even-handedly illuminating one of the less obvious regulatory difficulties involved in deploying solar photo-voltaic (pv) panels on residential property.

I was really pleased to see what Joanne Leussing did in Worthington. My wife and I have just returned from a month in Germany, and I can assure you that Leussing is correct about solar panels on historically significant structures in Europe. They are everywhere, on cottages that have stood for many hundreds of years, on apartment buildings, on businesses and on factories. The fact is, as Councilwoman Rachel Dorothy quite insightfully relates, that the older buildings in Worthington would have had solar panels installed when they were built if they had been available. The future is in front of Worthington, not behind it.

We are not waiting on government action in our family. We are starting a Zero Energy Ready home project at Evans Farm in Delaware County this year. Design is well underway. We're calling it a Legacy Home. We don't really need the house at this point in our lives, but know how vitally important carbon reduction is. If we want to look at our pretty old buildings in the future, we'll need (1) to be alive and (2) to have an economy that will permit us to maintain them. Both of those factors are at risk if we continue to use fossil fuels where completely economic alternatives exist. There will be solar pv and wind-offset grid power in the Legacy Home. No fossil fuels.

Respectfully, your neighbor,

George Yeager

Information from ESET Endpoint Antivirus, version of virus signature database 15081 (20170313)

The message was checked by ESET Endpoint Antivirus.

http://www.eset.com
March 14, 2017

To Worthington City Council:

We have lived in Old Worthington for almost 21 years. Although we understand the need to revise some of the architecture standards over time, we are not in favor of the installation of solar panels in homes within the Architectural Review District. If they are allowed at all, they should not be visible from the public right of ways. Ideally, however, they would be completely forbidden, because even if they are installed at the back or sides of homes, they are still visible by adjoining neighbors.

A major draw of Old Worthington is the architecture and the unique character that it provides, which has for the most part been preserved over time. However, much like skylights, the installation of solar panels would completely change the look and feel of homes in the area. They would jump out like a sore thumb and we believe would be a major negative in preserving the unique look, feel and charm of the community and neighborhoods.

We understand the environmental perspective, but we don't believe that those views outweigh the need to maintain the architectural foundation of the community.

Sincerely,

Neil and Nancy Gant

70 W. North Street
From: Hugh Geary [mailto:hgeary@columbus.rr.com]
Sent: Thursday, March 16, 2017 8:53 AM
To: Bitar, Lynda <LBitar@ci.worthington.oh.us>; Brown, Lee <LBrown@ci.worthington.oh.us>
Subject: Solar Panels - an Opportunity Awakening

Dear Mr. Lee Brown and Worthington City Council,

MORE POWER TO SOLAR PANELS
(and More Power from Solar)

I find solar panels neatly arranged on roof tops to be esthetically pleasing.

When I see solar panels on a house it shows those who live there are good stewards of the environment.

Just as putting Planning and Zoning Code notices on the web and not anymore in the newspapers will save thousands of $ (thanks to the technology of the internet), using the technology of the Solar Panel will save thousands upon thousands in the long run.

They are the wave of the future. There is going to be more and more use of the Solar Panel - let Worthington ride the wave.

I find the sight of Solar Panels to be Inspiring and Exciting.

sincerely,
Hugh Geary
630 Morning St.
Worthington
Global warming, with climate change, is the most urgent problem facing every nation. Present and future generations will be affected for decades. I regard the need to address this crisis as a moral and ethical obligation. The atmospheric carbon level is now 406 ppm, compared with 316 ppm in 1959, still less a century ago.

I propose that Worthington adopt a goal of 100% of electrical power be produced from renewable resources.

The only negative comments I have heard about my solar panels, which are visible on Evening Street, have come from two Council members. Quite a few pedestrians walking by (I am not acquainted with most) have asked about the panels with enthusiastic curiosity.

The panels became operative in February of 2016. During the past 12 months I was billed $268 for 543 kwh electricity. In 2015 I was billed $612 for 3,962 kwh. Bills for the 5 sunniest months were about $13. Some power is generated even on cloudy days.

Some historic homes are quite tall. Others have little slope in the roof. Consider that solar panels may not be visible on these structures.

Joanne Leussing
613 Evening St.
ORDINANCE NO. 10-2017

An Ordinance to Revise the Codified Ordinances by Adopting Current Replacement Pages.

WHEREAS, certain provisions within the Codified Ordinances should be amended to conform with current State law as required by the Ohio Constitution; and,

WHEREAS, various ordinances of a general and permanent nature have been passed by Council which should be included in the Codified Ordinances; and,

WHEREAS, the Walter H. Drane Company has prepared a supplement to the Codified Ordinances containing such adopted and new and material.

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

SECTION 1. That the ordinances of the City of Worthington, Ohio, of a general and permanent nature, as recodified, rearranged and consolidated into component codes, titles, chapters and sections within the 2016 Replacement Pages to the Codified Ordinances are hereby affirmed.

SECTION 2. That the following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with current State law:

**Traffic Code**

<table>
<thead>
<tr>
<th>Section</th>
<th>Title</th>
</tr>
</thead>
<tbody>
<tr>
<td>301.04</td>
<td>Bicycle; Motorized Bicycle; Moped. (Amended)</td>
</tr>
<tr>
<td>301.19</td>
<td>Motorcycle. (Amended)</td>
</tr>
<tr>
<td>331.21</td>
<td>Right of Way of Public Safety or Coroner’s Vehicle. (Amended)</td>
</tr>
<tr>
<td>331.211</td>
<td>Report of Vehicle Failing to Yield Right of Way to Public Safety Vehicle. (Amended)</td>
</tr>
<tr>
<td>335.021</td>
<td>Ohio Driver’s License Required for In State Residents. (Added)</td>
</tr>
<tr>
<td>335.09</td>
<td>Display of License Plates. (Amended)</td>
</tr>
<tr>
<td>335.111</td>
<td>Registration Within Thirty Days of Residency. (Added)</td>
</tr>
<tr>
<td>335.12</td>
<td>Stopping After Accident Upon Streets. (Amended)</td>
</tr>
<tr>
<td>335.13</td>
<td>Stopping After Accident Upon Property Other Than Street. (Amended)</td>
</tr>
</tbody>
</table>

**General Offenses Code**

<table>
<thead>
<tr>
<th>Section</th>
<th>Title</th>
</tr>
</thead>
<tbody>
<tr>
<td>501.06</td>
<td>Limitation of Criminal Prosecution. (Amended)</td>
</tr>
<tr>
<td>505.071</td>
<td>Cruelty to Companion Animals. (Amended)</td>
</tr>
<tr>
<td>513.02</td>
<td>Gift of Marihuana. (Amended)</td>
</tr>
<tr>
<td>513.03</td>
<td>Drug Abuse; Controlled Substance Possession or Use. (Amended)</td>
</tr>
<tr>
<td>513.04</td>
<td>Possessing Drug Abuse Instruments. (Amended)</td>
</tr>
<tr>
<td>513.05</td>
<td>Permitting Drug Abuse. (Amended)</td>
</tr>
<tr>
<td>513.07</td>
<td>Possessing or Using Harmful Ingredients. (Amended)</td>
</tr>
<tr>
<td>513.08</td>
<td>Illegally Dispensing Drug Samples. (Amended)</td>
</tr>
<tr>
<td>513.11</td>
<td>Possessing Nitrous Oxide in Motor Vehicle. (Amended)</td>
</tr>
<tr>
<td>513.12</td>
<td>Drug Paraphernalia. (Added)</td>
</tr>
<tr>
<td>513.121</td>
<td>Marihuana Drug Paraphernalia. (Added)</td>
</tr>
<tr>
<td>513.13</td>
<td>Counterfeit Controlled Substances. (Amended)</td>
</tr>
<tr>
<td>525.17</td>
<td>Assaulting Police Dog or Horse or an Assistance Dog. (Amended)</td>
</tr>
<tr>
<td>529.01</td>
<td>Liquor Control Definitions. (Amended)</td>
</tr>
</tbody>
</table>
ORDINANCE NO. 10-2017

529.07 Open Container Prohibited. (Amended)
537.051 Menacing by Stalking. (Amended)
537.10 Telecommunications Harassment. (Amended)
537.17 Criminal Child Enticement. (Amended)
541.04 Criminal Mischief. (Amended)
541.09 Vehicular Vandalism. (Amended)

SECTION 3. That the complete text of the sections listed above are set forth in full in the current replacement pages to the Codified Ordinances. A summary of the amendments to such sections is hereby attached to this ordinance as Appendix A.

SECTION 4. 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:

______________________________
Introduced March 20, 2017
P.H. April 3, 2017

______________________________
Clerk of Council
2016

APPENDIX A

Traffic Code

301.04 Bicycle; Motorized Bicycle; Moped. (Adds “moped” to definition of “motorized bicycle”.)

301.19 Motorcycle. (Adds “autocycle” to definition.)

331.21 Right-of-Way of Public Safety or Coroner’s Vehicle. (Creates penalty exception for violation of Section 331.211.)

331.211 Report of Vehicle Failing to Yield Right-of-Way to Public Safety Vehicle. (Adds new section creating a procedure for issuing an investigatory report for a violation of Section 331.21.)

335.021 Ohio Driver’s License Required for In State Residents. (Adds new section requiring new residents of the State to obtain an Ohio driver’s license within thirty days.)

335.09 Display of License Plates. (Adds “mopeds”, “motor-driven cycles”, “motor scooters” and “autocycles” to vehicles requiring license display.)

335.111 Registration Within Thirty Days of Residency. (Adds section requiring a new resident to register a motor vehicle within thirty days.)

335.12 Stopping After Accident on Street. (Increases penalty for failure to stop that results in death of or serious physical harm to a person and makes stylistic changes.)

335.13 Stopping After Accident Upon Property Other Than Street. (Increases penalty for failure to stop that results in death of or serious physical harm to a person and makes stylistic changes.)

General Offenses Code

501.06 Limitation of Criminal Prosecution. (Changes terminology in subsection (i) to “child with a developmental disability or physical impairment”.)

505.071 Cruelty to Companion Animal. (Revises the definition of companion animal and the offenses contained in the section.)

513.02 Gift of Marihuana. (Deletes minimum time of six months for license or permit suspension; makes suspension permissive generally but mandatory for DUI connected violations.)

513.03 Drug Abuse; Controlled Substance Possession or Use. (Deletes minimum time of six months for license or permit suspension; makes suspension permissive generally but mandatory for DUI connected violations.)

513.04 Possessing Drug Abuse Instruments. (Deletes minimum time of six months for license or permit suspension; makes suspension permissive generally but mandatory for DUI connected violations.)
General Offenses Code (Cont.)

513.05 Permitting Drug Abuse. (Deletes minimum time of six months for license or permit suspension; makes suspension permissive generally but mandatory for DUI connected violations.)

513.07 Possessing or Using Harmful Intoxicants. (Deletes minimum time of six months for license or permit suspension; makes suspension permissive generally but mandatory for DUI connected violations.)

513.08 Illegally Dispensing Drug Samples. (Deletes minimum time of six months for license or permit suspension; makes suspension permissive generally but mandatory for DUI connected violations.)

513.11 Possessing Nitrous Oxide in Motor Vehicle. (Adds subsection (d) on license suspension to section.)

513.12 Drug Paraphernalia. (Deletes minimum time of six months for license or permit suspension; makes suspension permissive generally but mandatory for DUI connected violations.)

513.121 Marihuana Drug Paraphernalia. (Deletes minimum time of six months for license or permit suspension; makes suspension permissive generally but mandatory for DUI connected violations.)

513.13 Counterfeit Controlled Substances. (Adds subsection (c) on license suspension to section.)

525.17 Assaulting Police Dog or Horse or an Assistance Dog. (Revises the language of subsection (e)(5)D. hereof.)

529.01 Liquor Control Definitions. (Adds subsection (c)(2) clarifying that beer is not an intoxicating liquor.)

529.07 Open Container Prohibited. (Adds “A-2(f)” permit to subsection (c)(1)A; adds new subsection (c)(1)B.)

537.051 Menacing by Stalking. (Adds prohibition of knowingly causing another person to believe that the offender will cause physical harm or mental distress to a family or household member of the other person.)

537.10 Telecommunications Harassment. (Adds subsections (a)(6) - (11), (b)(2), (e), (f) and (g)(5) to (7) to expand telecommunication harassment offenses.)

537.17 Criminal Child Enticement. (Changes reference in subsection (f)(3) to Ohio R.C. 1546.01.)

541.04 Criminal Mischief. (Amends subsection (a)(1) to cover mortgaged property.)

541.09 Vehicular Vandalism. (Changes reference in subsection (a)(3) to Ohio R.C. 1546.01.)
ORDINANCE NO. 11-2017

Enacting Section 737.06 of the Codified Ordinances of the City to Prohibit the Business of Cultivation, Processing and Retail Dispensing of Medical Marijuana in the City.

WHEREAS, Substitute HB No. 523, passed by the 131st Ohio General Assembly and thereupon signed by Governor Kasich on June 9, 2016, authorized the use of marijuana for medical purposes and established the medical marijuana control program; and,

WHEREAS, the legislation included the adoption of Ohio Revised Code §3796.29, which authorizes municipal corporations to adopt an ordinance prohibiting cultivators, processors or retail dispensaries within their respective municipal corporations; and,

WHEREAS, this Council has determined it to be in the best interest of the community health, safety and welfare to prohibit any cultivation, processing or retail dispensing of marijuana for medical purposes in any form within the City.

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

SECTION 1. That Section 737.06 of the Codified Ordinances of the City be enacted to read as follows:

737.06 CULTIVATION, PROCESSING AND DISPENSING MEDICAL MARIJUANA PROHIBITED.

(a) For purposes of this section, “medical marijuana” means marihuana, as defined in Ohio Revised Code §3719.01, that is cultivated, processed, dispensed, tested, possessed, or used for a medical purpose.

(b) The cultivation, processing or retail dispensing of medical marijuana is prohibited within the municipal limits of the City.

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:

_______________________________
P.H. April 3, 2017

Clerk of Council
To: Matt Greeson  
From: Pam Fox  
Date: March 15, 2017  
Subject: Prohibition on Medical Marijuana

Last year the Ohio legislature approved of the cultivation, processing, testing and dispensing of marijuana used for medical purposes. Since the effective date in September of 2016, a Medical Marijuana Control Program has been established to coordinate the promulgation of rules and regulations for this new law.

Express authorization was granted in the legislation permitting municipalities to either limit or prohibit the cultivation, processing and retail dispensing of medical marijuana. The Department of Commerce, the State Board of Pharmacy and the State Medical Board have issued draft rules in each of their respective areas. Those rules continue to be commented upon and revised, and are expected to be completed this year (in May for cultivators and in September for dispensaries, patients and processors). Thereafter, and until September 2018, the Department of Commerce will issue up to 24 licenses to cultivators and the State Board of Pharmacy will issue up to 60 licenses to dispensaries1.

As part of the application process, a dispensary applicant is required to show that the location of the proposed dispensary is in compliance with local law. A cultivator applicant must certify that the local jurisdiction has not taken action that would prohibit the operation of a cultivation site and that the site is in compliance with local laws. Because this type of activity is most recently legalized, it is the wish of the City to take the initial step of prohibiting the cultivation, processing and dispensing of medical marijuana throughout the City.

---

1 The initial draft dispensary rules provided for up to 40 dispensary licenses. The revised rule allows 60 dispensary licenses.
The Law Department proposes this be accomplished by the introduction of two companion ordinances. The first, amending our Business Regulation code provisions found in Part 7, prohibits the business of cultivation, processing or retail dispensing of medical marijuana anywhere in the City. This ordinance is intended to be the overall comprehensive measure to prohibit the business activity. The second ordinance is more specific as it relates to the zoning code, and prohibits the use in any zoning district within the City.

A month or so ago I prepared and provided to you a summary of the legislation and the draft rules that had been released to date. Since then, the public comments have led to a revision of the rules; however, no substantive changes have been made that would affect a decision by the City to prohibit these uses. I understand that many municipalities in the state are either limiting or prohibiting medical marijuana activities, while others are either taking no action or are actively encouraging these businesses to locate in their jurisdictions.

I will be prepared to present the summary of information I had compiled at the public hearing on these ordinances. If you have any questions, would like additional information or would like to receive the referenced summary (revised slightly to incorporate the revised rules), please do not hesitate to contact me.
ORDINANCE NO. 12-2017

Enacting Section 1123.491 and Amending Section 1147.01 of the Codified Ordinances of the City to Define Medical Marijuana and Prohibit the Cultivation, Processing and Retail Dispensing of Medical Marijuana in any Zoning District Within the City.

WHEREAS, Substitute HB No. 523, passed by the 131st Ohio General Assembly and thereupon signed by Governor Kasich on June 9, 2016, authorized the use of marijuana for medical purposes and established the medical marijuana control program; and,

WHEREAS, the legislation included the adoption of Ohio Revised Code §3796.29, which authorizes municipal corporations to adopt an ordinance prohibiting cultivators, processors or retail dispensaries within their respective municipal corporations; and,

WHEREAS, this Council has determined it to be in the best interest of the community health, safety and welfare to prohibit any cultivation, processing or retail dispensing of marijuana for medical purposes in any form within the City.

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

SECTION 1. That Section 1123.491 of the Codified Ordinances of the City be enacted to read as follows:

1123.491  MEDICAL MARIJUANA.

“Medical marijuana” means marihuana, as defined in Ohio Revised Code §3719.01, that is cultivated, processed, dispensed, tested, possessed, or used for a medical purpose. In accordance with Section 1147.01, the cultivation, processing and dispensing of medical marijuana shall not be permitted in any zoning district within the City.

SECTION 2. That Section 1147.01 of the Codified Ordinances of the City be amended to add at the end of that Section the following sentence:

The cultivation, processing and dispensing of medical marijuana, as defined in Section 1123.491, shall not be permitted in any zoning district within the City.

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:

Introduced March 20, 2017
P.H. April 3, 2017

Clerk of Council
RESOLUTION NO. 09-2017

Adopting Job Descriptions for Engineering and GIS Manager and GIS Analyst and Amending the Pay Resolution to Accommodate Said Positions and Amending the Staffing Chart to Accommodate Said Positions and Seasonal Staffing in the Department Of Service and Engineering.

WHEREAS, City Council wishes to adopt job descriptions for the position of Engineering and GIS Manager and for the position of GIS Analyst; and,

WHEREAS, it is necessary to amend Resolution No. 58-2016 establishing compensation for classified positions in the City to authorize the position of Engineering and GIS Manager at Range 22 and to authorize the position of GIS Analyst at Range 16; and,

WHEREAS, it is desirable and necessary to amend Resolution No. 59-2016 establishing the 2017 Staffing Chart of the City of Worthington to replace the position title GIS Manager with the position title Engineering and GIS Manager, and to add one GIS Analyst Position and to authorize six Seasonal Workers in the Department of Service and Engineering;

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

SECTION 1. That the job description for the position of Engineering and GIS Manager (Class Specification No. 222) as per the description attached hereto be and the same is hereby adopted.

SECTION 2. That the job description for the position of GIS Analyst (Class Specification No. 242) as per the description attached hereto be and the same is hereby adopted.

SECTION 3. That City Council does hereby amend Resolution No. 58-2016 to authorize the position of Engineering and GIS Manager at Range 22 and the position of GIS Analyst at Range 16.

SECTION 4. That City Council does hereby amend the 2017 Staffing Chart of the City of Worthington by replacing the position title GIS Manager with the position title Engineering and GIS Manager, by adding one GIS Analyst Position and by authorizing six Seasonal Worker Positions in the Department of Service and Engineering.
RESOLUTION NO. 09-2017

SECTION 5. 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
General Statement of Duties

The Engineering and GIS Manager provides direct project management support to the Director of Service and Engineering/City Engineer, assists with the management and coordination of capital improvement projects, other engineering work and the overall operations of the Division of Engineering. This position also coordinates and supervises all City GIS functions, including implementation and maintenance of GIS resources, applications, procedures and protocol; recommending and overseeing upgrades in GIS services, and overseeing GIS functions and support for all City Departments/Divisions. The Engineering and GIS Manager supervises the GIS Analyst and Field Inspector-Capital Improvements positions.

Essential Functions of the Position:

Assists with the coordination of design and construction management of infrastructure improvement projects.

Assists with review of plans and specifications for improvement projects in the City submitted by property owners or developers.

Works in conjunction with the Field Inspector-Capital Improvements and the Assistant to the Director on the administration of construction projects including construction and preconstruction meetings, making field visits, coordination of prevailing wage requirements, preparation of pay estimates, change orders and other reports, and completion of final inspections.

Maintains as built drawings and other project records.

Maintains GIS procedures and protocols; recommending and overseeing upgrades in GIS service as needed.
Coordinates GIS needs across the City, assisting and training other City personnel using the GIS system. Updating and maintaining reports reflecting the status of projects.

Guides database coordination and query reporting with GIS applications and other City applications.

Creates and maintains the City's online mapping.

Guides the implementation of GIS system modifications through implementation planning, technical assistance, and management of vendor activities.

Develops contacts with other regional entities for the purposes of knowledge sharing and resource pooling.

Works with the City's Information Technology staff to coordinate system needs/functions.

Supervises the GIS Analyst and Field Inspector positions, monitors work and provides performance evaluations.

Assists with management of professional services consultants, and works closely with the Assistant to the Director.

Presents information to a wide variety of audiences through oral, visual, and written methods.

Demonstrates regular and predictable attendance.

Performs other duties as required.

**Knowledge, Skills and Abilities:**

Knowledge and experience with GIS data types, municipal applications, and data conversion techniques.

Knowledge and experience with GIS application software and hardware configurations.
Knowledge of ESRI products and software (desktop and server), ability to demonstrate products.

Requires a strong working knowledge of computers and technology, IT related technical skills, and knowledge of web applications.

Working knowledge of Autodesk products.

Dedicated to meeting the expectations and requirements of internal and external customers.

Strong written and verbal communication skills.

Ability to establish and maintain effective working relationships with employees, department heads, consultants, other governmental officials and the public.

Familiarity with CADD applications and operations

Uses rigorous logic and methods to solve difficult problems with effective solutions.

Understands the concepts behind data management and relational databases.

Strong mathematical and statistical skills.

**Minimum Requirements of the Position:**

Bachelor's Degree in Civil Engineering, Geography, Geology, Computer Science or other related field, or any equivalent combination of education, training, and experience which provides the necessary knowledge, skills, and abilities. A minimum of five years progressively responsible experience in GIS operations.

Current, valid Ohio Commercial Driver's License.

The characteristics described here are representative of those an employee encounters while performing the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.
This job description does not list all of the duties or functions of the job. The individual in this position may be asked by supervisors to perform other duties. The City has the right to revise this job description at any time.

Adopted by Resolution No. 09-2017; Effective
General Statement of Duties

Under the direction of the Engineering and GIS Manager, the GIS Analyst maintains a current and accurate GIS database by creating, editing, and updating GIS data and metadata to ensure current and accurate data for City plans and projects. Supports or assists in projects involving GIS applications and provides assistance and troubleshooting for basic desktop GIS and related applications to ensure that users are trained and efficient in their use of the database.

Essential Functions of the Position:

Develops data for the GIS database using basic tools and techniques such as digitizing, map interfaces, geocoding, database manipulation, and the like.

Extracts data from the GIS database to answer basic questions.

Performs basic data analysis and digital cartography to provide digital and hardcopy map products.

Researches, interprets, and integrates into the GIS data from multiple sources such as field observations, deeds, plan drawings, and legislative records.

Assists in assigned projects by performing data collection, analysis, and mapping for basic applications.

Evaluates new GIS technologies, products, and services as assigned.

Conducts one-on-one or small-group training sessions on basic GIS applications and tools.
Demonstrates regular and predictable attendance.

Performs other duties as required.

**Knowledge, Skills and Abilities:**

Knowledge of GIS data types, municipal applications, and data conversion techniques.

Knowledge of GIS/CADD software packages and hardware configurations.

Knowledge of ESRI products and software (desktop and server), ability to demonstrate products.

Working knowledge of Autodesk products.

Knowledge of utility infrastructure and construction practices/materials.

Ability to provide technical assistance and support by analyzing complex problems and implementing solutions.

Ability to independently perform detailed work of a difficult nature with accuracy.

Strong written and verbal communication skills and ability to train users on hardware and software applications.

Ability to establish and maintain effective working relationships with other employees, department/divisions heads, vendors and the public.

**Minimum Requirements of the Position:**

Associate’s degree in geography, cartography, engineering, computer science, or related field; two or more years of work experience with GIS systems, civil engineering, surveying, or comparable functions.

Current, valid Ohio Commercial Driver’s License.
The characteristics described here are representative of those an employee encounters while performing the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

This job description does not list all of the duties or functions of the job. The individual in this position may be asked by supervisors to perform other duties. The City has the right to revise this job description at any time.

Adopted by Resolution No. 09-2017; Effective__
During the last year, I have evaluated the operations of the Service and Engineering Department and our approach to managing Capital Improvement Program (CIP) projects and City infrastructure.

We have discussed the necessity to adjust the organization in order to maintain our high level of service operations, while also strategically implementing the large number of CIP projects in the City’s future.

In addition, I have identified a need to enhance Geographical Information Systems (GIS) resources and capabilities in order to develop a higher level of sophistication of inventory and condition assessment. This information will allow S/E to better understand, organize, and plan City asset maintenance and replacement needs for the long-term benefit of our city.

We have experienced several recent retirements and promoted Steve Tennant to the position of Maintenance Superintendent. Currently, the Department has a vacant Service Supervisor position and one vacant Maintenance Technician position. We plan to promote a Maintenance Technician to the Supervisor position, which will result in the creation of two vacant Maintenance Technician positions. These changes create ideal timing to make organizational adjustments and better align our organization with the City’s overall strategic needs. As a result, I am recommending the following:

**Reclassification of GIS Manager to Engineering and GIS Manager (Range 18 to 22)**

The incumbent GIS Manager has continued to take on added responsibilities. He has an aptitude and the necessary skills for more extensively managing a broad array of capital projects and
technical challenges. In addition, the GIS Manager continues to maintain and implement departmental technology and citywide GIS software integration and utilization.

The Department’s extensive on-going project and infrastructure management workload necessitates an allocation of more engineering resources. Fortunately, those resources exist “in-house” in the current GIS Manager.

I recommend that the GIS Manager position be given the added responsibilities of supervising field inspections, and providing direct project management and engineering technical support to the Department Director, as the Engineering and GIS Manager. Along with the Fleet Manager and Maintenance Superintendent, this position will serve as one of the Department’s key section leaders.

The City previously had a similar position (Assistant City Engineer) that was eliminated due to budget constraints and attrition during the recession. The magnitude of on-going projects and infrastructure management creates a definitive need for re-establishing this technical and supervisory position. This request does not add a position, but reclassifies a current position to reflect assigned duties and the need for more focus on engineering and technology.

Creation of GIS Analyst Position (Range 16) and Elimination of Vacant Maintenance Technician position:

In order to ensure that the new Engineering and GIS Manager (outlined above) can devote the necessary time to capital projects and strategic oversight of the departmental GIS strategies, it is necessary to have additional resources allocated. These efforts would be devoted to the critical day-to-day work associated with creating, editing and updating the City’s GIS data and metadata; providing mapping to City Departments and performing data analysis and GIS coding.

It is recommended that we create a new GIS Analyst position to accomplish these goals. The objective is to continue to improve our infrastructure, systems, and operational analysis capabilities so that we can drive efficient resource allocation throughout the entire Service & Engineering Department. Investment in this position is necessary to accomplish this objective. Doing so will reap dividends in performance, effective decision making and efficient allocation of resources. Funding this position will be accomplished by deleting (later this year) a vacant Maintenance Technician position. The corresponding reduction in the staffing chart will occur later as we will be managing processes for promotion of a Supervisor, recruitment of the GIS analyst, and the hiring of a Maintenance Technician simultaneously.

Use of salary savings to increase number of 2017 Seasonal Workers from 4 to 6:

The Service & Engineering Department relies extensively on seasonal workers to assist with increased maintenance obligations during the summer (good weather) time periods. The tasks associated with these obligations include street sweeping, leaf removal, maintenance of downtown hanging baskets, and supplementation of other necessary maintenance and operational
tasks. The hiring processes outlined above will take some time. During that time, we will be operating with fewer Maintenance Technicians.

It is recommended that we utilize $25,000 in salary savings due to vacancies to hire two additional seasonal workers (from 4 to 6). This will help to ensure that we maintain the service expectations of the community during the period of the departmental transition.

**2017 Budget Implications/Required Transfers:**

Overall, there is no request for changes in the total annual appropriations for 2017 as a result of this reorganization. A transfer of funds, which is separately outlined in a memorandum by the Finance Director, will be required.

The reduction of a Maintenance Technician position reduces salary expenditures in the Street Maintenance and Repair Fund. This fund is subsidized by the General Fund. The subsidy can be reduced and those funds transferred to General Fund lines associated with the Engineering and GIS Manager reclassification and new GIS Analyst positions.

**Recommended Legislation for City Council approval:**

Implementation of these recommendations requires City Council adoption of a two resolutions. One resolution would accomplish the following:

- Adopt the job descriptions for the Engineering and GIS Manager and the GIS Analyst;
- Amend the pay resolution to reflect pay ranges for each position;
- Amend the staffing chart to add the GIS Analyst position and replace the GIS Manager with the Engineering and GIS Manager position; and
- Amend the staffing chart to reflect six seasonal workers in the Service and Engineering Department.

A second resolution submitted by the Finance Director will transfer funds between line items within the Service and Engineering Department budget to fund the various organizational changes as outlined above.
RESOLUTION NO. 10-2017

Adjusting the Annual Budget by Providing for a Transfer of Previously Appropriated Funds.

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

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

SECTION 1. That there be and hereby is made the following transfer of previously appropriated funds:

<table>
<thead>
<tr>
<th>From Account No.</th>
<th>To Account No.</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>101.1110.560985</td>
<td>101.3010.511073</td>
<td>$2,310.00</td>
</tr>
<tr>
<td>101.1110.560985</td>
<td>101.3010.511080</td>
<td>33,500.00</td>
</tr>
<tr>
<td>101.1110.560985</td>
<td>101.3010.512200</td>
<td>5,100.00</td>
</tr>
<tr>
<td>101.1110.560985</td>
<td>101.3010.512204</td>
<td>550.00</td>
</tr>
<tr>
<td>101.1110.560985</td>
<td>101.3010.512206</td>
<td>3,400.00</td>
</tr>
<tr>
<td>101.1110.560985</td>
<td>101.3010.512207</td>
<td>11,700.00</td>
</tr>
<tr>
<td>101.1110.560985</td>
<td>101.3010.512208</td>
<td>175.00</td>
</tr>
<tr>
<td>101.1110.560985</td>
<td>101.3010.512209</td>
<td>620.00</td>
</tr>
<tr>
<td>101.1110.560985</td>
<td>101.3010.512210</td>
<td>175.00</td>
</tr>
</tbody>
</table>

Total General Fund Transfers     $57,530.00

<table>
<thead>
<tr>
<th>From Account No.</th>
<th>To Account No.</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>202.2050.511058</td>
<td>202.2050.511038</td>
<td>$25,000.00</td>
</tr>
<tr>
<td>202.2050.511058</td>
<td>202.2050.512206</td>
<td>4,000.00</td>
</tr>
</tbody>
</table>

Total Street Maintenance & Repair Fund Transfer     $29,000.00

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

Adopted __________________________

President of Council

Attest: __________________________

Clerk of Council
MEMORANDUM

TO: Matt Greeson, City Manager

FROM: Molly Roberts, Finance Director

DATE: March 30, 2017

SUBJECT: Transfer Resolution – Service/Engineering Staffing Changes

Please include the attached Transfer Resolution on the Council agenda for April 3, 2017. The following accounts need to be modified in order to provide funding for the requested staffing changes in the Service/Engineering Department. The reallocation of these funds does not increase the total annual appropriations for the 2017 Operating Budget.

**General Fund (#101) Transfer**
The following transfers will reduce the amount of the operating transfer from the General Fund to the Street Maintenance & Repair Fund (Fund #202) to offset the necessary funds needed for the position changes as requested within the Service/Engineering Department for GIS functions.

<table>
<thead>
<tr>
<th>From: 101.1110.560985</th>
<th>Operating Transfer – Transfers</th>
<th>$57,530.00</th>
</tr>
</thead>
<tbody>
<tr>
<td>To: 101.3010.511073</td>
<td>Engineering &amp; GIS Manager – Service/Eng</td>
<td>$ 2,310.00</td>
</tr>
<tr>
<td>101.3010.511080</td>
<td>GIS Analyst – Service/Eng.</td>
<td>33,500.00</td>
</tr>
<tr>
<td>101.3010.512200</td>
<td>PERS – Service/Eng.</td>
<td>5,100.00</td>
</tr>
<tr>
<td>101.3010.512204</td>
<td>Medicare – Service/Eng.</td>
<td>550.00</td>
</tr>
<tr>
<td>101.3010.512206</td>
<td>Workers’ Compensation – Service/Eng.</td>
<td>3,400.00</td>
</tr>
<tr>
<td>101.3010.512207</td>
<td>Health Insurance – Service/Eng.</td>
<td>11,700.00</td>
</tr>
<tr>
<td>101.3010.512208</td>
<td>Life Insurance – Service/Eng.</td>
<td>175.00</td>
</tr>
<tr>
<td>101.3010.512209</td>
<td>Dental Insurance – Service/Eng.</td>
<td>620.00</td>
</tr>
<tr>
<td>101.3010.512210</td>
<td>Vision Insurance – Service/Eng.</td>
<td>175.00</td>
</tr>
</tbody>
</table>

Total General Fund Transfer | $57,530.00

**Street Maintenance and Repair Fund (#202) Transfer**
The transfer listed below will shift funding from the Maintenance Supervisor and Technician wage line to the seasonal employee staffing account line to provide for additional seasonal, part-staffing. Transfer funds are available due to current staffing vacancies.

<table>
<thead>
<tr>
<th>From: 202.2050.511058</th>
<th>Maintenance Sprv/Tech Wages</th>
<th>$29,000.00</th>
</tr>
</thead>
<tbody>
<tr>
<td>To: 202.2050.511038</td>
<td>Seasonal Labor Wages</td>
<td>$25,000.00</td>
</tr>
<tr>
<td></td>
<td>Workers’ Compensation</td>
<td>$4,000.00</td>
</tr>
</tbody>
</table>

Total Street Maintenance & Repair Fund | $29,000.00
RESOLUTION NO. 11-2017

Authorizing an Amendment to the Final Development Plan for 350 E. Wilson Bridge Road and Authorizing a Variance (IDEXX Laboratories, Inc.).

WHEREAS, IDEXX Laboratories, Inc. has submitted a request for an amendment to the Final Development Plan for 350 E. Wilson Bridge Road; and,

WHEREAS, Sections 1175.02 (f) and 1107.01 of the Codified Ordinances of the City of Worthington provide that when an applicant wishes to change, adjust or rearrange buildings, parking areas, entrances, heights or yards, following approval of a Final Development Plan, and variances are included, the modification must be approved by the City Council; and,

WHEREAS, the proposal has received a complete and thorough review by the Municipal Planning Commission on March 23, 2017 and approval has been recommended by the Commission.

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

SECTION 1. That the amendment to the approved Final Development Plan at 350 E. Wilson Bridge Road as per Case No. ADP 02-17, Drawings No. ADP 02-17 dated March 8, 2017 attached hereto as Exhibit “A” be approved.

SECTION 2. That there be and hereby is granted a variance from Code Section 1170.02(f), to allow for the display area, above grade height, and total sign area to exceed the allowable in the Code on a freestanding monument sign.

SECTION 3. 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
MEMORANDUM

TO: Matthew H. Greeson, City Manager
FROM: R. Lee Brown, Director
DATE: March 28, 2017
SUBJECT: Resolution for Amendment to Development Plan and Variance – 350 E. Wilson Bridge Road (IDEXX Laboratories, Inc.) (ADP 02-17)

Findings of Fact & Conclusions

Background & Request:
This building was constructed in 1985 as part of the Cascade Corporate Center on a parcel which is approximately 3.8-acres in size. It was purchased in 2015 by MedVet, which is located at 300 E. Wilson Bridge Rd. Idexx Laboratories, which has been on the second floor of the MedVet building for many years, is relocating to the building next door at 350 E. Wilson Bridge Rd.

Approval is requested to allow directional signage that is larger than the permitted size as stated in the Code.

Project Details:
1. Two single-sided post and panel signs are proposed for installation near the building, which is approximately 400’ from the road. One sign would be in an island near the driveway leading to the building, and one sign would be near the southeast corner of the building.

2. Both signs are proposed to be 48” high by 46” wide (~15.3 square feet in area each), with Idexx identified in the top 20” of the sign in gray and red lettering with a white background. The bottom 28” would have a gray background with white letters and arrows pointing to the “Main Lobby” and “Shipping & Receiving.” The square posts would be dark gray to match the sign background.

3. Because the display area, above grade height, and total sign area would exceed the allowable in the Code, variances would be needed. The proposed signs are 72” in height.
vs. the required 36” in height. The proposed signs also exceed the permitted 20 sq. ft. of signage vs. the proposed 30 \(\pm\) sq. ft.

**Section 1170.02(f) Directional Sign** – “Directional sign” means a sign used to direct on-site traffic and identify services such as restrooms, hours of operation, etc., and of which no more than fifty-percent of the graphic area is non-directional information. The display area for such signs shall not exceed twenty-four inches in height or width, and the above grade height for freestanding directional signs shall not exceed thirty-six inches. The total area for all such signage shall be no more than 20 square feet per parcel. Directional signs are excluded in the computation of sign area.

**Land Use Plans:**

**Development Plan Amendment Ordinance**
When an applicant wishes to make modifications following approval of a Final Development Plan, and variances are included, the modification must be approved by the City Council.

**2005 Worthington Comprehensive Plan**
This area is designated as the commercial office center of Worthington. The advantage of this area is the freeway visibility and access. Reinvestment in the existing buildings is encouraged to make the buildings more competitive in the market place.

**Chapter 1181 – Wilson Bridge Corridor**
The purpose is to promote the redevelopment of the Wilson Bridge Road Corridor into an area that will generate new economic growth within the City. The requirements are intended to foster development that strengthens land use and economic value; to encourage a mix of uses; to enhance the livability of the area; to augment pedestrian and bicycle connections; and to promote construction of high-quality buildings and public spaces that help create and sustain long-term economic vitality.

**Worthington Sign Code**
“Directional sign” means a sign used to direct on-site traffic and identify services such as restrooms, hours of operation, etc., and of which no more than fifty-percent of the graphic area is non-directional information. The display area for such signs shall not exceed twenty-four inches in height or width, and the above grade height for freestanding directional signs shall not exceed thirty-six inches. The total area for all such signage shall be no more than 20 square feet per parcel. Directional signs are excluded in the computation of sign area.

**Recommendations:**
Staff is recommending *approval* of this application. The requested variance is not out of character with the character of the development due to their design, the size of the parcel and the proximity to the public right-of-way.

On March 23, 2017 the Municipal Planning Commission recommended *approval* to City Council on an Amendment to Development Plan with a Variance.

*The Architectural Review Board/Municipal Planning Commission meeting minutes for March 23, 2017 were not available at the time of this report.*
Amendment to Development Plan Application

1. Property Location 350 East Wilson Bridge Road, Worthington

2. Present Use & Proposed Use Exterior directional signage

3. Present & Proposed Zoning

4. Applicant IDEXX Laboratories, Inc
Address One IDEXX Drive, Westbrook Maine 04092
Phone 207-555-0300

5. Property Owner MedVet Medical
Address 300 East Wilson Bridge Road, Worthington
Phone 614-310-1723

6. Project Description Exterior directional post signage

7. Variances Requested Size of Directional Sign

PLEASE READ THE FOLLOWING STATEMENT AND SIGN YOUR NAME:

The information contained in this application and in all attachments is true and correct to the best of my knowledge. I further acknowledge that I have familiarized myself with all applicable sections of the Worthington Codified Ordinances and will comply with all applicable regulations.

[Signature]
Applicant (Signature)

[Signature]
Property Owner (Signature)

MPC Approval Date: 3/1/17
City Council Approval Date:
Amendment to Development Plan Application

1. Property Location  350 East Wilson Bridge Road, Worthington

2. Present Use & Proposed Use  Exterior directional signage

3. Present & Proposed Zoning

4. Applicant  IDEXX Laboratories, Inc
   Address  One IDEXX Drive, Westbrook Maine 04092
   Phone  207-555-0300

5. Property Owner  MedVet Medical
   Address  300 East Wilson Bridge Road, Worthington
   Phone  614-310-1723

6. Project Description  Exterior directional post signage

7. Variances Requested

PLEASE READ THE FOLLOWING STATEMENT AND SIGN YOUR NAME:

The information contained in this application and in all attachments is true and correct to the best of my knowledge. I further acknowledge that I have familiarized myself with all applicable sections of the Worthington Codified Ordinances and will comply with all applicable regulations.

Applicant (Signature)  Date

Property Owner (Signature)  3/6/17  Date

MPC Approval Date:

City Council Approval Date:
ABUTTING PROPERTY OWNERS
FOR
350 E. Wilson Bridge Rd.

Material Properties LLC
330 EWB LLC
Broadstone MV Portfolio LLC
370 E. Wilson Bridge Rd.
330 E. Wilson Bridge Rd.
530 Clinton Square
Worthington, OH 43085
Worthington, OH 43085
Rochester, NY 14604
350 E. Wilson Bridge Rd.

100-005943 12/12/2013
WE ARE WANTING TO INSTALL 2 POST & PANEL DIRECTIONAL SIGNS LOCATED AT:
350 E. WILSON BRIDGE RD.

THESE WILL BE DUG TO THE REQUISITE DEPTH PER CODE AND BE CEMENTED IN.

THANKS!

[Signature]

MIA TORRES
SIGNS & DESIGNS by MIA
Charleston 325 Series Flush Face
0.16" reveal
Masked and Painted
Top 20" White, Bottom 28" to match 3M Dark Gray
Back of panel painted to match 3M Dark Gray
(2) Series 325 Square Posts, 3.25" x 3.25" x 106"
Posts painted PMS 421c

Front Applied RTA Vinyl
3M Dark Gray & Cardinal Red

Front Applied RTA Vinyl
3M Reflective White

Approved
WORTHINGTON MUNICIPAL
PLANNING COMMISSION
DATE 3/27/17

city of WORTHINGTON

ADP 02-11
DRAWING NO.
DATE 3.8.17

Approved by:
CLERK OF COMMISSION
Date:

©2017 WelchSign, All Rights Reserved. All information contained in this drawing is confidential, do not distribute, do not reproduce without permission.
7 Lincoln Avenue • Scarborough, Maine • 04074 • (800) 635-3506 • (207) 883-6200 • welchuso.com
RESOLUTION NO. 12-2017

Approving Funding to Worthington Community Groups for the 2017 Community Grant Program.

WHEREAS, the City of Worthington recognizes the important contributions of community organizations in providing vital services and programming to the Worthington community; and,

WHEREAS, the programs and services provided by these organizations constitute a public purpose and serve a broad base of the residents of the City of Worthington; and,

WHEREAS, upon evaluating the purpose and goals of each organization, it has been determined how $31,035 in funds already appropriated for Community Grants in the 2017 Operating Budget will be distributed,

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

SECTION 1. That City Council hereby awards community grants as follows:

- Drug Safe Worthington: $1,900
- Family Mentor Foundation: $3,435
- Leadership Worthington: $1,500
- LifeCare Alliance: $4,500
- National Church Residences Foundation: $2,000
- North Community Counseling Center, Inc.: $6,000
- Partners for Community and Character: $1,500
- Syntero, Inc. (formerly Northwest Counseling Services): $6,000
- Worthington Historical Society: $800
- Worthington-Linworth Kiwanis: $800
- Worthington Special Olympics: $900
- Worthington Resource Pantry: $2,500

Total: $31,035

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
MEMORANDUM

TO: Matt Greeson, City Manager

FROM: Robyn Stewart, Assistant City Manager

DATE: March 29, 2017

SUBJECT: GRANT ALLOCATIONS FOR COMMUNITY GROUPS

Earlier this year, the City accepted grant applications from community groups. The City Council’s established priorities for the grants were (1a) basic human necessities such as provision of food and/or clothing for people in need, (1b) mental health services and/or community counseling to assist people with mental or social health issues, and (2) improvement of the Worthington community. Within those priorities, the City Council approved a matrix that gave preference to initiatives with a demonstrated need, service/location within the City of Worthington and secondarily the Worthington School District, clearly stated impact indicators, leveraging of the City’s funds with matching funds and financial need.

Eleven applications were received for a total of $51,574 requested. The budget for the grants is $31,035. The City Council designated a review committee comprised of two City Council members and representative each from the Community Relations Commission, Worthington Schools and the Griswold Center. The committee reviewed the applications and determined all of the applications were within the three priority areas designated by the City Council. The committee recommends each of the applicants receive funds in the following amounts:

<table>
<thead>
<tr>
<th>Grant</th>
<th>Requested Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Drug Safe Worthington</td>
<td>$1,900</td>
</tr>
<tr>
<td>Family Mentor Foundation</td>
<td>$3,435</td>
</tr>
<tr>
<td>Leadership Worthington</td>
<td>$1,500</td>
</tr>
<tr>
<td>LifeCare Alliance</td>
<td>$4,500</td>
</tr>
<tr>
<td>National Church Res. Foundation</td>
<td>$2,000</td>
</tr>
<tr>
<td>North Community Counseling</td>
<td>$6,000</td>
</tr>
<tr>
<td>Partners for Community &amp; Character</td>
<td>$1,500</td>
</tr>
<tr>
<td>Syntero (formerly NW Counseling)</td>
<td>$6,000</td>
</tr>
<tr>
<td>Worthington-Linworth Kiwanis</td>
<td>$800</td>
</tr>
<tr>
<td>Worthington Special Olympics</td>
<td>$900</td>
</tr>
<tr>
<td>Worthington Resource Pantry</td>
<td>$2,500</td>
</tr>
</tbody>
</table>

Attached to this memorandum are a summary of the requested and recommended amounts for the applicants as well as historical information on the past two years of funding. Also attached is a summary of each of the grant applications received.
<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Drug Safe Worthington</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
<td>$2,500</td>
<td>$1,900</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Family Mentor Foundation</td>
<td>$0</td>
<td>$3,500</td>
<td>$1,841</td>
<td>$4,500</td>
<td>$3,435</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Leadership Worthington</td>
<td>$5,265</td>
<td>$4,800</td>
<td>$2,220</td>
<td>$4,800</td>
<td>$1,500</td>
<td></td>
<td></td>
</tr>
<tr>
<td>LifeCare Alliance</td>
<td>$1,673</td>
<td>$6,000</td>
<td>$3,409</td>
<td>$6,000</td>
<td>$4,500</td>
<td></td>
<td></td>
</tr>
<tr>
<td>National Church Residences Foundation</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
<td>$3,960</td>
<td>$2,000</td>
<td></td>
<td></td>
</tr>
<tr>
<td>North Community Counseling Center</td>
<td>$8,019</td>
<td>$8,019</td>
<td>$7,508</td>
<td>$10,000</td>
<td>$6,000</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Partners for Community &amp; Character</td>
<td>$3,240</td>
<td>$5,000</td>
<td>$2,748</td>
<td>$5,000</td>
<td>$1,500</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Syntero</td>
<td>$8,841</td>
<td>$10,000</td>
<td>$8,814</td>
<td>$8,814</td>
<td>$6,000</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Worthington-Linworth Kiwanis</td>
<td>$0</td>
<td>$1,500</td>
<td>$700</td>
<td>$2,000</td>
<td>$800</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Worthington Special Olympics</td>
<td>$0</td>
<td>$1,000</td>
<td>$800</td>
<td>$1,000</td>
<td>$900</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Worthington Resource Pantry</td>
<td>$1,350</td>
<td>$3,000</td>
<td>$2,370</td>
<td>$3,000</td>
<td>$2,500</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>$28,388</td>
<td>$42,819</td>
<td>$30,410</td>
<td>$51,574</td>
<td>$31,035</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Name</td>
<td>2017 Amount Requested</td>
<td>2016 Amount Requested</td>
<td>2016 City Funding</td>
<td>Grant Purpose</td>
<td>Percent of Total Budget</td>
<td>Intended Audience</td>
<td>Impact</td>
</tr>
<tr>
<td>----------------------</td>
<td>-----------------------</td>
<td>-----------------------</td>
<td>--------------------</td>
<td>----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------</td>
<td>-------------------------</td>
<td>----------------------------------------------------------------------------------</td>
<td>------------------------------------------------------------------------------------------------------------------------</td>
</tr>
<tr>
<td>Drug Safe Worthington</td>
<td>$2,500</td>
<td>$0</td>
<td>$0</td>
<td>Communication support, printed materials and educational activities related to the mission of (a) educating the Worthington community about drug use and how to prevent drug abuse and (b) providing support to individuals and families affected by drug abuse.</td>
<td></td>
<td>Residents of the City of Worthington and Worthington Schools</td>
<td>Reduce substance abuse and the consequences for individuals, families and our community</td>
</tr>
<tr>
<td>Family Mentor Foundation</td>
<td>$4,500</td>
<td>$3,500</td>
<td>$1,841</td>
<td>Direct program costs for Buddy Bags to provide food for 109 children in four Worthington schools for every weekend during the school year. Bags include 2 breakfasts, 2 lunches, snacks, milk, fruits and vegetables for the weekend.</td>
<td>25%</td>
<td>Children in Worthington Schools (Brookside ES, Worthington Estates ES, Worthington Park ES &amp; Kilbourne MS)</td>
<td>109 children per week during the school year (3,597 bags of meals and snacks)</td>
</tr>
<tr>
<td>Leadership Worthington</td>
<td>$4,800</td>
<td>$4,800</td>
<td>$2,220</td>
<td>Leadership programming and development for anyone who lives and/or works within the Worthington School District. Requesting funds to subsidize the cost of the 2017 adult programming (2 tracks)</td>
<td>40%</td>
<td>Adults who live or work in the Worthington School District</td>
<td>Create and run effective leadership classes that help to develop and inspire future leaders for the Worthington Community</td>
</tr>
<tr>
<td>LifeCare Alliance</td>
<td>$6,000</td>
<td>$6,000</td>
<td>$3,409</td>
<td>Provision of nourishing food and socialization to homebound older adults and individuals living with a medical challenge and/or disability 365 days a year through the Meals on Wheels and Congregate Dining Center programs for residents in the City of Worthington. Allows for the continuation of service to all qualified clients during a time of program expansion and increasing need.</td>
<td>0.1%</td>
<td>Residents of the City of Worthington who are typically low-income, under or uninsured older adults who face financial, physical, mobility, cognitive and/or support system barriers to accessing appropriate health and nutrition services independently</td>
<td>Keep clients safe and independent in the comfort of their own home via Meals-on-Wheels and Congregate Dining Center programs.</td>
</tr>
</tbody>
</table>
## 2017 Grant Requests: Community Groups

<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>National Church Residences Foundation</td>
<td>$3,960</td>
<td>$0</td>
<td>$0</td>
<td>0.17% of NCR Foundation; 100% of the ACT program at Stafford Village</td>
<td>Seniors at Stafford Village</td>
<td>Provision of Aide Care Teams (ACT) to assist residents in staying in their home. Help residents manage their home, health and environment, decreasing their utilization of emergency calls, emergency room visits, falls in the home and disconnection or loss of utilities or services.</td>
<td>City of Worthington (Stafford Village)</td>
<td>N/A</td>
<td>Use of Care Guide to record emergency calls, falls, trips to the emergency room and hospitalizations</td>
</tr>
<tr>
<td>North Community Counseling Center</td>
<td>$10,000</td>
<td>$8,019</td>
<td>$7,508</td>
<td>0.3%</td>
<td>Students and residents in the City of Worthington and Worthington Schools</td>
<td>Assist consumers in achieving their maximum potential, decrease psychological stress, increase level of functioning and accomplish individuals goals. Reduce and eliminate the occurrence of preventable behaviors.</td>
<td>Worthington School District/ City of Worthington</td>
<td>N/A</td>
<td>Designated program outcome measures</td>
</tr>
<tr>
<td>Partners for Community &amp; Character</td>
<td>$5,000</td>
<td>$5,000</td>
<td>$2,748</td>
<td>40.0%</td>
<td>Worthington community; students in Worthington Schools</td>
<td>Foster a community of character that impacts every part of Worthington. Impact young people to carry character traits throughout their lives.</td>
<td>Worthington School District/ City of Worthington</td>
<td>60% City of Worthington; 40% Worthington School District</td>
<td>Utilization of a framework involving awareness, learning and application</td>
</tr>
</tbody>
</table>
## 2017 Grant Requests: Community Groups

<table>
<thead>
<tr>
<th>Name</th>
<th>2017 Amount Requested</th>
<th>2016 Amount Requested</th>
<th>2016 City Funding</th>
<th>Grant Purpose</th>
<th>Percent of Total Budget</th>
<th>Intended Audience</th>
<th>Impact</th>
<th>Area of Population Served</th>
<th>Membership of Organization</th>
<th>Impact Measures</th>
</tr>
</thead>
<tbody>
<tr>
<td>Syntero (NW Counseling Services)</td>
<td>$8,814</td>
<td>$10,000</td>
<td>$8,814</td>
<td>Social service personnel costs, program supplies and postage for outreach purposes and support group flyers. The personnel costs will be used for one-on-one home visits and related service coordination with Worthington seniors. A smaller part of the service is for support groups at the Griswold Center and occasional community educational/prevention seminars.</td>
<td>2.2%</td>
<td>Worthington seniors</td>
<td>One-on-one home visits with older adults in the City of Worthington; support groups and educational seminars at the Griswold Center; service to 30-40 Worthington residents; 850-1,000 contacts by program professional staff, student interns and community volunteers</td>
<td>City of Worthington (Organization serves broader area, but grant funds would be targeted for City of Worthington residents)</td>
<td>N/A</td>
<td>At the conclusion of services, an “objectives attainment score” is determined based on whether goals were fully or partially achieved or not achieved.</td>
</tr>
<tr>
<td>Worthington-Linworth Kiwanis</td>
<td>$2,000</td>
<td>$1,500</td>
<td>$700</td>
<td>Purchase physical storage closets and clothing to stock two additional Kiwanis Closets at Worthington elementary schools and re-supply the existing ones. Kiwanis Closets provide new or very gently used clothing for kids.</td>
<td></td>
<td>Worthington elementary students at schools with the closets</td>
<td>Maintain well-stocked closets in each of the schools served.</td>
<td>Students at Slate Hill, Colonial Hills, and Evening Street Elementary Schools plus two additional schools</td>
<td>20% City of Worthington; 50% Worthington School District</td>
<td></td>
</tr>
<tr>
<td>Worthington Special Olympics</td>
<td>$1,000</td>
<td>$1,000</td>
<td>$800</td>
<td>Provide athletic training and competition as well as social opportunities for individuals with intellectual disabilities. Grant will help defray the costs of the two largest and most expensive sports - bowling and basketball.</td>
<td>8.4%</td>
<td>Individuals with intellectual disabilities residing in the Worthington School District</td>
<td>Improved health and happiness in athletes and families. Decreased isolation for those with intellectual disabilities from community life.</td>
<td>Worthington community</td>
<td>37% City of Worthington; 48% Worthington School District</td>
<td>Volunteers; Donations</td>
</tr>
<tr>
<td>Worthington Resource Pantry</td>
<td>$3,000</td>
<td>$3,000</td>
<td>$2,370</td>
<td>Provide 12,000 meals for City of Worthington residents who are living at less than 200% of the Federal Poverty Guidelines</td>
<td>1.1%</td>
<td>Residents of the City of Worthington eligible to be served by the pantry</td>
<td>Provide 12,000 nutritious meals, rich in fresh produce and other wholesome foods</td>
<td>City of Worthington (Organization serves broader area, but grant funds would be used for City of Worthington residents)</td>
<td>N/A</td>
<td>Number of meals provided</td>
</tr>
</tbody>
</table>

**TOTAL** $51,574 $42,819 $30,410

**FUNDING AVAILABLE** $31,035
To Amend the Official Zoning Map of the City of Worthington, Ohio, to Change Zoning of Certain Land from R-10, Low Density Residential to WBC-1, Medium Density Residential (181 E. Wilson Bridge Rd., Parcel #100-002477 (Lot #16) & Parcel #100-002478 (Lot #17)).

WHEREAS, a request has been made by the City of Worthington to amend the official zoning map of the City of Worthington, Ohio to change the zoning of certain land from R-10, Low Density Residential to WBC-1, Medium Density Residential for the property located at 181 E. Wilson Bridge Rd., Parcel #100-002477 (Lot #16) & Parcel #100-002478 (Lot #17); and,

WHEREAS, the property is located in the Wilson Bridge Road Corridor on the south side of E. Wilson Bridge Rd. in an area that has been recommended in the Wilson Bridge Road Corridor Study and the Wilson Bridge Corridor Zoning for medium density residential; and,

WHEREAS, the Codified Ordinances requires City Council to refer any district boundaries or classification changes to properties to the Municipal Planning Commission for a recommendation; and,

WHEREAS, the Municipal Planning Commission will review this item on April 13, 2017 and forward its recommendation based on the Planning Goals of the City, as referenced in the Land Use Plans.

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

SECTION 1. The 2.05 +/- acres of land located on the south side of E. Wilson Bridge Rd. at 181 E. Wilson Bridge Rd., Parcel #100-002477 & Parcel #100-002478, also known as Lot #16 & Lot#17, in Northigh Acres Subdivision as the same is delineated upon the recorded plat thereof, of record in Plat Book 15, page 34, Recorder’s Office, Franklin County, Ohio, the graphical depiction of which is attached hereto as Exhibit “A”, and incorporated by reference herein, is hereby rezoned to “WBC-1”, Medium Density Residential.

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
EXHIBIT “A”
EXHIBIT “A”
MEMORANDUM

TO: Matthew H. Greeson, City Manager

FROM: R. Lee Brown, Director

DATE: March 28, 2017

SUBJECT: Ordinance to Rezone 181 E. Wilson Bridge Road (Lot #16 & Lot #17) from the R-10 District, Low Density Residential to WBC-1 District, Medium Density Residential

Background & Request:
The Wilson Bridge Road Corridor Study, adopted in 2011, makes recommendations for the Wilson Bridge Road corridor from the Olentangy River to the west to the Railroad Crossing to the east. The Study recommends the need to promote the redevelopment of the Wilson Bridge Road Corridor into a mixed use area that will generate new economic growth within the City. These requirements are intended to foster development that strengthens land use and economic value; encourage a mix of uses; enhance livability of the area; to augment pedestrian and bicycle connections; and to promote construction of high-quality buildings and public spaces that create and sustain long-term economic vitality.

City Council adopted the Wilson Bridge Corridor Zoning on April, 18 2016, creating new zoning districts and development standards for the Wilson Bridge Corridor. The next step in the process is to initiate the rezoning of parcels in the corridor to be in compliance with the adopted Wilson Bridge Road Corridor Plan and the Wilson Bridge Corridor Zoning.

The request before you is to rezone approximately 2.05 +/- acres on the south side of E. Wilson Bridge Rd. The request is to rezone two parcels (Parcel #100-002477 (Lot #16) & Parcel #100-002478 (Lot #17)), also known as 181 E. Wilson Bridge Rd from the R-10 District, Low Density Residential to the WBC-1 District, Medium Density Residential. These two parcels are currently vacant.
WBC-1 – Medium Density Residential:
An area along the WBC that allows for medium density residential housing, offering a variety of housing styles and pricing options that complement the residential and architectural patterns and styles in the City.

(1) Permitted Uses: Multi-family dwellings, Home Occupations, Public uses, Essential services and Accessory uses.

(2) Maximum Building Height: Three stories except buildings on the south side of Wilson Bridge Road between Westview Drive and McCord Park should be limited to 2 ½ stories and 30’.

(3) Density: The maximum number of dwelling units allowed per acre for development within the WBD-1 shall be 14, with a desired number between 10 and 14 dwelling units.

Surrounding Zoning & Recommended Land Use:

<table>
<thead>
<tr>
<th>Direction</th>
<th>Current Zoning</th>
<th>Recommended Land Use</th>
</tr>
</thead>
<tbody>
<tr>
<td>North</td>
<td>C-3 – Institutions &amp; Offices</td>
<td>WBC-4 - Office</td>
</tr>
<tr>
<td>East</td>
<td>R-10 – Low Density Residential</td>
<td>WBC-1 – Medium Density Residential</td>
</tr>
<tr>
<td>South</td>
<td>R-10 – Low Density Residential</td>
<td>R-10 – Low Density Residential</td>
</tr>
<tr>
<td>West</td>
<td>R-10 – Low Density Residential</td>
<td>WBC-3 – Professional Office</td>
</tr>
</tbody>
</table>

After its introduction, City Council must refer the Ordinance to the Municipal Planning Commission for investigation and report. The Municipal Planning Commission will tentatively review this item on April 13, 2017 and forward its recommendation based on the Planning Goals of the City, as referenced in the Land Use Plans to City Council.

Please see attached maps for reference.
City of Worthington
REZONING APPLICATION

1. Property Location 181 East Wilson Bridge Rd. LOT #16 & LOT #17
2. Present Zoning R-10 Present Use Vacant
3. Proposed Zoning WBC-2 Proposed Use N/A
4. Applicant City of Worthington
   Address
   Home Phone Work Phone
5. Property Owner AV Wilson Bridge LLC
   Address 1433 Ashview Ave, Columbus, OH 43212
   Home Phone 614-554-2297 Work Phone 614-488-1800
6. Project Description Rezone to be in compliance
   with the Wilden Bridge Corridor Plan and
   adopted Zoning

PLEASE READ THE FOLLOWING STATEMENT AND SIGN YOUR NAME:

The information contained in this application and in all attachments is true and correct to the best
of my knowledge. I further acknowledge that I have familiarized myself with all applicable
sections of the Worthington Codified Ordinances and will comply with all applicable
regulations.

[Signature]
Applicant (Signature) 3/30/17

[Signature]
Property Owner (Signature) Date
MEMORANDUM

TO: Worthington City Council

FROM: Matt Greeson, City Manager

DATE: April 3, 2017

SUBJECT: Designated Outdoor Refreshment Area (DORA)

This memo is intended to brief City Council on Section 4301.82 of the Ohio Revised Code, “Designated Outdoor Refreshment Areas” (DORA). We have been asked by the Old Worthington Partnership to consider enacting a DORA in Old Worthington.

Effective April 30th, 2017, the City Manager will be eligible to file an application to City Council to have property designated as an outdoor refreshment area. If approved, bar/restaurant patrons would legally be permitted to walk around a designated outdoor area with an alcoholic beverage that has been served by a liquor-permit-holding establishment. Patrons would be required to stay within a predetermined boundary, and only during locally-established days/times/events. Additionally, local legislation would determine if the bar/restaurant patrons would be permitted to enter non-liquor establishments/retail stores with their drink.

Summary of Legislation

- Effective 4/30/17 for communities of 35,000 or less in population;
- Only (1) area permitted for communities of 35,000 or less in population;
- No minimum acreage for area;
- Maximum area shall not exceed 150 contiguous acres;
- Serving container material must be plastic; and
- Minimum of (4) qualified permit holders (A1, A1A, A1c, A2, or D).
Variables Required to be Addressed by Ohio Revised Code

In consideration of a DORA, several variables are required by the ORC and would need to be addressed by City Council and/or City staff:

- The specific boundaries of the area, including street addresses;
- The hours of operation for the area;
- The number, spacing, and type of signage designating the area;
- The number of personnel needed to ensure public safety in the area;
- A sanitation plan that will help maintain the appearance and public health of the area;
- The number of personnel needed to execute the sanitation plan; and
- Type and labeling of plastic serving containers.

Other Variables to Consider

The ORC does not require these variables to be addressed in the creation of a DORA, but they will still need to be discussed:

- Revision of Outdoor Dining Policy that was previously adopted by Council. This may include removing the fencing requirement, as well as the need to address furniture in the Right-of-Way (since it would no longer be within a fenced area);
- Application process and fees; and
- Temporary permit holders hosting an event within the DORA are not permitted to sell alcoholic beverages within the DORA. A secondary area within the DORA would need to be created and fenced-off in order for a temporary permit holder to sell alcohol.

Potential Benefits of DORA

- Cost savings for businesses that would no longer need to construct a fence around their patio;
- Increased revenue for restaurants/bars/merchants; and
- The City’s Fire Chief has indicated that approval of a designated outdoor refreshment area allows for better mobility, so barriers and fencing could be less of an issue.

Potential Challenges of DORA

- Increased cost of signage and sanitation;
- Increased police and/or EMT presence due to unruly patrons; and
- Ongoing education and monitoring.

Example of Downtown Middletown Inc.’s boundary signage
Existing DORA Feedback

The City of Middletown, in conjunction with Downtown Middletown Inc., was the first community in Ohio to adopt the open-container law. Below is a summary of feedback that Downtown Middletown, Inc. and the City of Middletown provided our City staff regarding their first year operating a DORA:

- Overall, the DORA had a positive effect on the downtown, but there were numerous things Middletown would have done differently;
- Open Thursday, Friday, and Saturday nights only, from 6PM-12PM;
- 103.4 acres;
- 7 establishments in DORA;
- Experience regular bar hops and concerts;
- Primarily attract millennials and baby boomers.
- Events are targeted at adults only. Family activities occur in a separate location outside of the DORA.
- Middletown experienced some trash problems, but are taking steps to address the issues;
- The biggest financial benefactors to the DORA are the liquor-serving establishments. There has been minimal impact to the non-liquor serving businesses within the DORA. Middletown chose not to permit drinks to be transported into non-liquor serving businesses;
- Significant property investment and renovation of vacant buildings has occurred;
- One of the biggest challenges has been monitoring the activities of the DORA. Having a formal application process with a consistent beverage container is essential for monitoring/enforcement purposes;
- While they did not necessarily see an increase in police involvement due to unruly DORA visitors, Middletown found that much of the public does not understand the rules of the DORA and therefore violate the set hours and/or boundary laws. Education is critical; and
- It is important that everyone involved in the creation of the DORA is on the same page as to why it may be beneficial to the community. Prior to the DORA, Middletown had a 90% vacancy rate, so they viewed it as a way to encourage people to walk around, spend some time within the district, and hopefully patronize all of their businesses. The function of the district is that when the customer leaves the alcohol-serving establishment and hits the streets with their beverage, they are now the responsibility of the community.

The City of Canton was also an early adopter of the open-container law. Below is a summary of feedback that Canton’s Police Chief provided our Police Chief regarding their DORA:

- Overall, the DORA had a positive effect on the downtown;
- Open every day from 12PM-12AM
- Reduced speed limit to 25mph in DORA;
- 68.7 acres;
- 25 establishments in DORA;
- 59 signs installed;
- Required quarterly meetings between Director of Public Safety and Chief of Police;
- Assigned (1) on-duty walking beat Officer to patrol DORA at the commencement of the program;
What to Expect Next
The process requires the City Manager to submit an application to the City Council for consideration. I do not plan to submit any such application without a) discussion and direction by the City Council, b) coordination with the variety of stakeholders (OWP, OWA, Schools, Libraries, etc.) that partner with the City, and c) public input.

This memorandum is informational and, at this point, staff has no recommendation regarding this matter.
Mr. Matt Greeson  
City Manager, City of Worthington  
6550 N. High Street  
Worthington, OH 43085  

March 13, 2017  

Dear Matt,  

Old Worthington is the undisputed heart of our community. With the well documented threat to bricks and mortar retail from online merchants, and fierce dining competition in the saturated Central Ohio market, we must do everything within our power to maintain the experiential nature of our historic downtown. To that end, the Old Worthington Partnership is asking that the City of Worthington City Council pass a new ordinance pursuant to new legislation (ORC 4301.82) to create a “Designated Outdoor Refreshment Area” (DORA) in Old Worthington. The legislation requires specific considerations, to which we propose the following:  

1. **Boundaries of the DORA and nature of the establishments located inside the DORA:** High Street between South Street to North Street, New England Avenue from 41 W. New England to 26 E. New England, and **only pertains to the right-of-way areas of the parcel address of the permitted establishments**. All eligible liquor permitted establishments within the boundaries, which includes at least 4 eligible liquor permits and any future permitted businesses within the boundaries.  
2. **The hours of operation for the DORA:** Hours of the DORA should align with the liquor permitted establishments posted hours of business (i.e. whenever the merchant is open to the public the DORA is in place).  
3. **Signage** noting the boundaries (“No alcohol beyond this point”) should be placed on movable stanchions at each of the establishments during operating hours. The Partnership will coordinate with each business to produce appropriate signage and a cohesive design.  
4. The Partnership will purchase plastic drinkware with branded identifiers and supply them to each participating merchant.  
5. The area of operation for the DORA (within the boundaries laid out in #1) will be expanded to any public area ONLY during any event that is planned in conjunction with or by The Partnership and coordinated with the City. This will include special events such as the weekly outdoor Farmers Market, The Picnic with The Partnership, Market Day, The Chocolate Walk, Illuminating Shopping, and any future planned events approved by the City.  

By adopting this ordinance in accordance with the parameters listed above, the City of Worthington will advance its position as a forward-thinking and appealing community for residents and visitors. It will also show our restaurant and bar owners in this area that the City is responsive, progressive, and understands the opportunities that this new legislation presents for their businesses, particularly
because our streetscape is designed in such a way that requires expensive fencing in order to accomplish full service outdoor dining. The Partnership is committed to assisting with the implementation and education that goes along with this change in procedure.

We submit this proposal to you with the enthusiastic backing of each of the restaurant and liquor permitted businesses, as well as our most popular retail establishments. Please do not hesitate to contact us if we can be of assistance as you pursue this new ordinance.

Sincerely on behalf of the Board of Directors,

Andrew Saneholtz
President, Board of Directors

Annina M. Parini
Executive Director
<table>
<thead>
<tr>
<th>Name</th>
<th>Business</th>
<th>Signature</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Amy Newgarden</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Jennifer Innis</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Christa Breithofer</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Amita Basheelo</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Kelly Frisby</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Amanda Barnes</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Patty Hayes</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Highline Coffee Co</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Gayle Farnsworth</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Grid Enterprises</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Kelly Farnsworth</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>3/13/17</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>3/10/2017</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>3/13/17</td>
</tr>
</tbody>
</table>