

**RECORD OF PROCEEDINGS**

Delaware City Council

Minutes of

Meeting

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 10148

June 14

21

Held \_\_\_\_\_ 20 \_\_\_\_\_

The regular meeting of Council held on June 14, 2021 was called to order at 7:00 p.m. and held in Council Chambers. The following members of Council were remotely present: Second Ward Lisa Keller, Third Ward Cory Hoffman, Fourth Ward Drew Farrell, At-Large George Hellinger, Vice-Mayor Kent Shafer, and Mayor Carolyn Kay Riggle who presided.

Staff Present Remotely: Dave Efland, Planning and Community Development Director, Bill Ferrigno, Public Works Director and City Engineer, Jessica Feller, Human Resource Manager, John Donahue, Fire Chief, Justin Nahvi, Finance Director, Natalia Harris, City Attorney, Kyle Kridler, Assistant City Manager, and Tom Homan, City Manager

**ITEM 2. INVOCATION**

The invocation was delivered by Reverend Dr. Valerie Bridgeman, Methodist Theological School in Ohio.

**ITEM 3. PLEDGE OF ALLEGIANCE**

**ITEM 4: APPROVAL OF MINUTES**

APPROVAL of the Motion Summary of the special meeting of Council held on May 19, 2021, as recorded and transcribed.

APPROVAL of the Motion Summary of the regular meeting of Council held on May 24, 2021, as recorded and transcribed.

**Motion:** Mrs. Keller motioned to approve the Motion Summary of the special meeting of Council held on May 19, 2021, as recorded and transcribed and the regular meeting of Council held on May 24, 2021, as recorded and transcribed a seconded by Vice-Mayor Shafer. Motion approved by a 6-0 vote.

**ITEM 5: CONSENT AGENDA**

- A. Acceptance of the Motion Summary of the Civil Service Commission meeting held on May 5, 2021, as recorded and transcribed.
- B. Acceptance of the Motion Summary of the Planning Commission meeting held on May 5, 2021, as recorded and transcribed.
- C. Acceptance of the Motion Summary of the Parks and Recreation Advisory Board meeting held on January 20, 2021, as recorded and transcribed.
- D. Establish June 28, 2021 at 7:20 p.m. as a date and time for a public hearing and second reading for Ordinance No. 21-41, an ordinance approving zoning text revisions to the Architectural Standards for the Downtown Historic District to include fiberglass-clad wood windows as an approved material.
- E. Establish June 28, 2021 at 7:25 p.m. as a date and time for a public hearing and second reading of Ordinance No. 21-42, an ordinance approving a Rezoning Amendment for the Margery Burkhart Trust from A-1 (Agricultural District) to R-1 (One-Family Residential District) for Burkhart Bend Subdivision containing 3 single-family lots on approximately 29.455 acres

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located on the west side of Panhandle Road between 2133 and 2239 Panhandle Road and just east of the Olentangy River.

**Motion:** Vice-Mayor Shafer motioned to approve the Consent Agenda, seconded by Mrs. Keller. Motion approved by a 6-0 vote.

**ITEM 6: LETTERS, PETITIONS, AND PUBLIC COMMENTS**

**ITEM 7: PRESENTATIONS**

- A. Introduction of new Interim Executive Director for Unity Community Center, DeAndra Harrison - Karriejoi Coit, Executive Director and DeAndra Harrison, Interim Executive Director
- B. Proclamation recognizing Juneteenth presented to Unity Community Center
- C. Proclamation recognizing Pride Month presented to Delaware Ohio Pride.

**ITEM 8: COMMITTEE REPORTS**

Mr. Hoffman provided an update on the Board of Zoning Appeals meeting that was held.

Mr. Farrell discussed that Shade Tree Commission meeting will be held later in the month.

Vice-Mayor Shafer informed Council that Parking and Safety Committee will meet on June 21.

**ITEM 9: ORDINANCE NO. 21-38** [Second Reading]  
AN ORDINANCE SUPPLEMENTING THE 2021 APPROPRIATIONS AND DECLARING AN EMERGENCY.

The Clerk read the ordinance for the second time. Ordinance No. 21-38 will be presented for a third reading.

**ITEM 10: ORDINANCE NO. 21-39** [Second Reading]  
AN ORDINANCE AUTHORIZING AND APPROVING A PRE-ANNEXATION AGREEMENT FOR 43.6± ACRES KNOWN AS THE MARY JO LANE TRUST ANNEXATION (AKA FUTURE GLENROSS NORTH SECTIONS 5 AND 6) AND LOCATED ON THE SOUTH SIDE OF BERLIN STATION RD., EAST OF GLENN PARKWAY, WEST OF THE EXISTING NORFOLK & SOUTHERN RAILROAD TRACKS, AND NORTH OF THE EXISTING GLENROSS NORTH SUBDIVISION SECTIONS 1-4.

The Clerk read the ordinance for the second time.

**Motion:** Mr. Hoffman motioned to suspend the rules for Ordinance No. 21-39, seconded by Vice-Mayor Shafer. Motion approved by a 6-0 vote.

**Motion:** Mr. Hoffman motioned to adopt Ordinance No. 21-39, seconded by Vice-Mayor Shafer. Motion approved by a 6-0 vote.

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**ITEM 11: ORDINANCE NO. 21-41**

[First Reading]

AN ORDINANCE APPROVING ZONING TEXT REVISIONS TO THE ARCHITECTURAL STANDARDS FOR THE DOWNTOWN HISTORIC DISTRICT TO INCLUDE FIBERGLASS-CLAD WOOD WINDOWS AS AN APPROVED MATERIAL.

The Clerk read the ordinance for the first time. Ordinance No. 21-41 will be presented for a public hearing and second reading at the June 28, 2021, meeting.

**ITEM 12: ORDINANCE NO. 21-42**

[First Reading]

An ordinance approving a Rezoning Amendment for the Margery Burkhart Trust from A-1 (Agricultural District) to R-1 (One-Family Residential District) for Burkhart Bend Subdivision containing 3 single-family lots on approximately 29.455 acres located on the west side of Panhandle Road between 2133 and 2239 Panhandle Road and just east of the Olentangy River.

The Clerk read the ordinance for the first time. Ordinance No. 21-42 will have a public hearing and second reading at the June 28, 2021, meeting.

**ITEM 13: ORDINANCE NO. 21-43**

[First Reading]

An ordinance approving a Final Subdivision Plat for the Margery Burkhart Trust for Burkhart Bend Subdivision containing 3 single-family lots on approximately 29.455 acres located on the west side of Panhandle Road between 2133 and 2239 Panhandle Road and just east of the Olentangy River.

The Clerk read the ordinance for the first time. Ordinance No. 21-43 will be presented for a second reading.

**ITEM 14: ORDINANCE NO. 21-44**

[First Reading]

An ordinance approving a Final Development Plan request by Terra Alta LLC., for Terra Alta Section 3 containing 11 single-family lots on approximately 8.641 acres on property zoned R-2 PMU (One-Family Residential District with a Planned Mixed Use Overlay District) and located on Prato Drive.

The Clerk read the ordinance for the first time.

**Motion:** Vice-Mayor Shafer motioned to suspend the rules for Ordinance No. 21-44, seconded by Mr. Hoffman. Motion approved by a 6-0 vote.

**Motion:** Vice-Mayor Shafer motioned to adopt Ordinance No. 21-44, seconded by Mr. Hoffman. Motion approved by a 6-0 vote.

**ITEM 15: ORDINANCE NO. 21-45**

[First Reading]

AN ORDINANCE APPROVING A FINAL SUBDIVISION PLAT REQUEST BY TERRA ALTA LLC., FOR TERRA ALTA SECTION 3 CONTAINING 11 SINGLE-FAMILY LOTS ON APPROXIMATELY 8.641 ACRES ON PROPERTY ZONED R-2 PMU (ONE-FAMILY RESIDENTIAL DISTRICT WITH A PLANNED MIXED USE OVERLAY DISTRICT) AND LOCATED ON PRATO DRIVE.

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The Clerk read the ordinance for the first time.

**Motion:** Vice-Mayor Shafer motioned to suspend the rules for Ordinance No. 21-44, seconded by Mr. Hoffman. Motion approved by a 6-0 vote.

**Motion:** Vice-Mayor Shafer motioned to adopt Ordinance No. 21-44, seconded by Mr. Hoffman. Motion approved by a 6-0 vote.

**ITEM 16: ORDINANCE NO. 21-46**

[First Reading]

AN ORDINANCE CREATING THE WINTERBOURNE DRIVE TAX INCREMENT FINANCING INCENTIVE DISTRICTS; DECLARING IMPROVEMENTS TO THE PARCELS WITHIN EACH INCENTIVE DISTRICT TO BE A PUBLIC PURPOSE AND EXEMPT FROM REAL PROPERTY TAXATION; REQUIRING THE OWNERS OF THOSE PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES; ESTABLISHING A MUNICIPAL PUBIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF THOSE SERVICE PAYMENTS; AND SPECIFYING THE PUBLIC INFRASTRUCTURE IMPROVEMENTS THAT BENEFIT OR SERVE PARCELS IN THE INCENTIVE DISTRICT.

The Clerk read the ordinance for the first time. Ordinance No. 21-46 will be presented for a second reading.

PUBLIC PARTICIPATION:

Greg Daniels  
Squires Patton Boggs (US) LLP  
2000 Huntington Center  
41 South High Street  
Columbus, Ohio

Bob Grden  
10590 Wellington Blvd.  
Powell, Ohio

Michael R. Shade  
Shade and Shade LLC  
236 West Central Avenue  
Delaware, Ohio

**ITEM 17: CITY MANAGER'S REPORT**

Mr. Homan discussed meeting with Councilman Farrell with Sustainable Delaware regarding Energy Aggregation.

A notice was sent out earlier in the month to water customers regarding the grace period being eliminating for the outstanding balances. Since then, staff has heard back from multiple landowners regarding their concerns and would like to have Finance Committee review again the policy and place a hold on this administratively.

Mr. Homan discussed future meeting protocol and the need to review the option and establish procedures to allow the public to stream into the meeting.

Mr. Homan provided an update on the American Rescue Act.

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**ITEM 18: COUNCIL COMMENTS**

Mr. Hoffman discussed observations of the DORA being well utilized.

Vice-Mayor Shafer thanked staff on changes to City Hall.

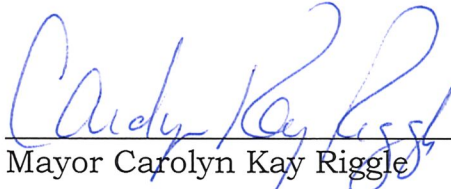
Mayor Riggle provided an update on the recent First Friday and the Fourth of July activities.

**ITEM 19: EXECUTIVE SESSION:** pursuant to Ohio Revised Code Section 121.22 (G) (2) acquisition of property for public purpose, Section 121.22 (G)(3) pending or imminent court action.

Vice-Mayor Shafer motioned to enter into executive session pursuant to Ohio Revised Code Section 121.22 (G) (2) acquisition of property for public purpose, Section 121.22 (G)(3) pending or imminent court action at 8:17 p.m. This motion was seconded by Mrs. Keller and approved by a 6-0 vote. The following members of Council were present for the discussion Second Ward Lisa Keller, Third Ward Cory Hoffman, Fourth Ward Drew Farrell, At-Large George Hellinger, Vice-Mayor Kent Shafer and Mayor Carolyn Kay Riggle. Also in attendance was Bill Ferrigno, Public Works Director/City Engineer, Natalia Harris, City Attorney, and Tom Homan, City Manager. Following the discussion, Council reconvened back in open session at 8:45 p.m.

**ITEM 20: ADJOURNMENT**

**Motion:** Vice-Mayor Shafer motioned to adjourn the meeting. The meeting adjourned at 8:57 p.m.

  
\_\_\_\_\_  
Mayor Carolyn Kay Riggle

  
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Elaine McCloskey, Council Clerk