

RECORD OF PROCEEDINGS

Minutes of

Delaware City Council

Meeting

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

April 26

21

Held

20

The regular meeting of Council held on April 26, 2021 and was called to order at 7:03 p.m. and was held remotely through Cisco Webex and streamed Live through Facebook due to the State of Emergency – Executive Order 2020-01D. The following members of Council were remotely present: Second Ward Lisa Keller, Third Ward Cory Hoffman (unavailable from 7:30 p.m. to 7:40 p.m. due to computer issues), Fourth Ward Drew Farrell, At-Large George Hellinger, Vice-Mayor Kent Shafer, and Mayor Carolyn Kay Riggle who presided. Absent from the meeting was First Ward Chris Jones.

Staff Present Remotely: Dave Efland, Planning Director, Lance Schultz, Zoning Administrator, Blake Jordan, Public Utilities 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

Motion to Excuse: Mrs. Keller motioned to excuse Mr. Jones, seconded by Vice-Mayor Shafer. Motion approved by a 6-0 vote.

ITEM 2. INVOCATION

The invocation was delivered by Major Stephanie Larrick, The Salvation Army

ITEM 3: APPROVAL OF MINUTES

APPROVAL of the Motion Summary of the regular meeting of Council held on April 12, 2021, as recorded and transcribed.

APPROVAL of the Motion Summary of the work session meeting of Council held on April 5, 2021, as recorded and transcribed.

Motion: Vice-Mayor Shafer motioned to approve the Motion Summary of the regular meeting of Council held on April 12, 2021, as recorded and transcribed and the work session meeting of Council held on April 5, 2021, as recorded and transcribed, seconded by Mr. Farrell. Motion approved by a 6-0 vote.

ITEM 4: CONSENT AGENDA

- A. Acceptance of the Motion Summary of the Board of Zoning Appeals meeting held on March 10, 2021, as recorded and transcribed.
- B. Establish May 10, 2021 at 7:20 p.m. as a date and time for a public hearing and second reading of Resolution No. 21-16, a resolution authorizing the placement of certain traffic control signate to create approximately twenty (20) temporary parking spaces within the surface lot located on Parcel No. 519433070004000.

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

ITEM 5: LETTERS, PETITIONS, AND PUBLIC COMMENTS

The following participants joined the meeting virtually:

James Harrison
7160 Jacquelin Court
Westerville, Ohio

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ITEM 6: COMMITTEE REPORTS

ITEM 7: PRESENTATIONS

- A. Proclamation recognizing Arbor Day presented to Casey McCarty, Arborist and Vice-Chair Susan Wright and Chairman Shannon Brewster, Shade Tree Commission

ITEM 8: CONSIDERATION OF LIQUOR PERMIT TRANSFER

- A. From Food Truck Depot LLC, DBA, The Food Truck Depot Outdoor Entertainment Area, 59 Potter Street, Delaware Ohio 43015 to Food Truck Depot LLC, DBA the Kitchen Rock, 86 Lake Street, Delaware Ohio 43015. Permit Classes: D5

Motion: Mrs. Keller motioned to approve the liquor permit without objection, seconded by Vice-Mayor Shafer. Motion approved by a 6-0 vote.

- B. From Adam Foundation Inc., DBA, Adams Kooler 133-35 East Winter Street 1st Floor, Delaware, Ohio 43015 to Luckys Drive Thru LLC, DBA, Luckys Kooler 133-35 East Winter Street, 1st Floor, Delaware, Ohio 43015. Permit Classes: C1, C2

Motion: Vice-Mayor Shafer motioned to approve the liquor permit without objection, seconded by Mrs. Keller. Motion approved by a 6-0 vote.

ITEM 9: ORDINANCE NO. 21-21 [Public Hearing and Second Reading]

AN ORDINANCE ADOPTING THE DELAWARE TOGETHER COMPREHENSIVE PLAN AND AMENDMENTS TO CHAPTER 1101 – MASTER PLAN OF THE CITY OF DELAWARE PLANNING AND ZONING CODE AND DECLARING AN EMERGENCY.

The Clerk read the ordinance for the second time. Council will take Ordinance No. 21-21 to a third reading.

PUBLIC PARTICIPATION:

David C. Shade
236 West Central Avenue
Delaware, Ohio

John Rybka
Delaware Together Steering Committee Member
212 Tara Glen Drive
Delaware, Ohio

ITEM 10: ORDINANCE NO. 21-22 [Public Hearing and Second Reading]

AN ORDINANCE ADOPTING THE 2020-2040 THOROUGHFARE PLAN AND AMENDMENTS TO CHAPTER 1103 OF THE CITY OF DELAWARE PLANNING AND ZONING CODE AND DECLARING AN EMERGENCY.

The Clerk read the ordinance for the second time. Council will take Ordinance No. 21-22 to a third reading.

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ITEM 11: ORDINANCE NO. 21-23 [Public Hearing and Second Reading]

AN ORDINANCE FOR WEEE LLC., FOR APPROVAL OF A CONDITIONAL USE PERMIT REQUEST TO ALLOW A PRD (PLANNED RESIDENTIAL DEVELOPMENT DISTRICT) FOR HOUK ROAD CONDOMINIUMS CONTAINING 42 SINGLE-FAMILY ATTACHED DWELLING UNITS ON APPROXIMATELY 18.28 ACRES ON PROPERTY ZONED R-3 (ONE-FAMILY RESIDENTIAL DISTRICT) AND LOCATED ON THE WEST SIDE OF HOUK ROAD AND JUST NORTH OF GREENLAWN DRIVE.

The Clerk read the ordinance for the second time. There was no request to speak during the public hearing. Council to take Ordinance No. 21-23 to a third reading.

APPLICANT:

Michael R. Shade
236 West Central Avenue
Delaware, Ohio

ITEM 12: ORDINANCE NO. 21-24 [Second Reading]

AN ORDINANCE FOR WEEE LLC., FOR APPROVAL OF A PRELIMINARY DEVELOPMENT PLAN REQUEST FOR HOUK ROAD CONDOMINIUMS CONTAINING 42 SINGLE-FAMILY ATTACHED DWELLING UNITS ON APPROXIMATELY 18.28 ACRES ON PROPERTY ZONED R-3 PRD (ONE-FAMILY RESIDENTIAL DISTRICT WITH A PLANNED RESIDENTIAL DEVELOPMENT DISTRICT) AND LOCATED ON THE WEST SIDE OF HOUK ROAD AND JUST NORTH OF GREENLAWN DRIVE.

The Clerk read the ordinance for the second time. Council to take Ordinance No. 21-24 to a third reading.

ITEM 13: RESOLUTION NO. 21-15 [First Reading]

A RESOLUTION INDICATING WHAT SERVICES THE CITY OF DELAWARE WILL PROVIDE TO 55.7 ± ACRES OF LAND, MORE OR LESS, DESCRIPTION AND MAP ARE ATTACHED HERETO FOR THE ANNEXATION KNOWN AS THE MARY JO LANE TRUST (AKA FUTURE GLENROSS NORTH PHASE 5 AND 6) AND CITY OF DELAWARE ANNEXATION BY SARA J. RADCLIFFE, AGENT FOR THE PETITIONERS).

The Clerk read the resolution for the first time.

APPLICANT:

Sara Radcliffe, Esq.
Kephart and Fisher, LLC
207 North Fourth Street
Columbus, Ohio

Motion: Mrs. Keller motioned to adopt Resolution No. 21-15, seconded by Vice-Mayor Shafer. Motion approved by a 6-0 vote.

ITEM 14: RESOLUTION NO. 21-16 [First Reading]

A RESOLUTION AUTHORIZING THE PLACEMENT OF CERTAIN TRAFFIC CONTROL SIGNAGE TO CREATE APPROXIMATELY TWENTY (20) TEMPORARY PARKING SPACES WITHIN THE SURFACE LOT LOCATED ON PARCEL NO. 519433070004000.

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The Clerk read the resolution for the first time. A public hearing was scheduled for May 10, 2021.

ITEM 15: ORDINANCE NO. 21-29 [First Reading]

AN ORDINANCE AMENDING THE MANAGEMENT, PROFESSIONAL, TECHNICAL, CONFIDENTIAL, AND SUPERVISORY EMPLOYEES PAY PLAN.

The Clerk read the ordinance for the first time. Council to take Ordinance No. 21-29 to a second reading.

ITEM 16: ORDINANCE NO. 21-30 [First Reading]

AN ORDINANCE APPROVING AND AUTHORIZING THE EXECUTION OF A TAX INCREMENT FINANCING AGREEMENT FOR THE DEVELOPMENT OF WINTERBOURNE DRIVE AND OTHER INFRASTRUCTURE IMPROVEMENTS.

The Clerk read the ordinance for the first time. Council to take Ordinance No. 21-30 to a third reading.

ITEM 17: FINANCE DIRECTOR'S REPORT

Mr. Nahvi reviewed the provided reports and discussed the changes to the federal, state and city income tax filing date.

ITEM 18: CITY MANAGER'S REPORT & COVID-19 UPDATE

Mr. Homan stated that staff is working on a reopening plan for Mingo Pool. There will be no work session meeting for the month of May. He discussed having a conversation with a member of Sustainable Delaware relating to energy aggregation and his plans to defer this topic until the Spring of 2022. Finance Committee will meet on April 2 to review options for street resurfacing financing.

ITEM 19: COUNCIL COMMENTS

Mrs. Keller thanked staff for the revision to the city policy relating to vaccines.

Mr. Hoffman recognized staff for their work on the Comprehensive Plan.

Mr. Farrell recognized staff for their work on the virtual meeting.

Mayor Riggle recognized staff for their work on the Comprehensive Plan.

ITEM 20: EXECUTIVE SESSION: pursuant to Ohio Revised Code 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)(3) pending or imminent court action at 9:21 p.m. This motion was seconded by Mr. Farrell 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. At 9:41 p.m. Mrs. Keller motioned to enter back into open session, second by Vice-Mayor Shafer. This motion was approved by a 6-0 vote.

ITEM 21: ADJOURNMENT

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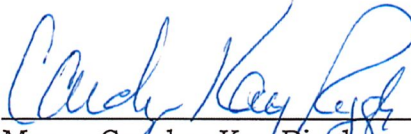
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Motion: Mayor Riggle motioned to adjourn the meeting. The meeting adjourned at 9:42 p.m.



Mayor Carolyn Kay Riggle



Elaine McCloskey, Council Clerk