

RECORD OF PROCEEDINGS

Minutes of

Delaware City Council

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held January 27 20 20

6:30 P.M. EXECUTIVE SESSION: Mrs. Keller motioned to enter into executive session at 6:33 p.m. This motion was seconded by Mr. Farrell and approved by a 6-0 vote. Council met in executive session pursuant to Ohio Revised Code Section 121.22 (G) (3) pending or imminent court action, Section 121.22 (G) (1) personnel, Section 121.22 (G) (5) matters required to be kept confidential by State statute, Section 121.22 (G) (2) acquisition of property for public purpose and 121.22(G) (8) consideration of confidential information related to a request for economic development assistance. Council conducted a discussion of those items with the following members present: First Ward Chris Jones, Second Ward Lisa Keller, Third Ward Jim Browning, Fourth Ward Kyle Rohrer, At-Large George Hellinger, and Mayor Carolyn Kay Riggle. Absent from the discussion was Vice-Mayor Kent Shafer. Following the discussion at 6:56 p.m., it was moved by Mrs. Keller that Council move into open session, seconded by Mr. Farrell and approved by a 6-0 vote.

The regular meeting of Council held January 27, 2020 was called to order at 7:00 p.m., in the City Council Chambers. The following members of Council were present: First Ward Chris Jones, Second Ward Lisa Keller, Third Ward Cory Hoffman, Fourth Ward Drew Farrell, At-Large George Hellinger, and Mayor Riggle who presided. Absent from the meeting was Vice-Mayor Kent Shafer. The invocation was given by Pastor Donnie Ackers, Eastside Mission Church, followed by the Pledge of Allegiance.

Staff Present: Blake Jordan, Public Utilities Director, Dean Stelzer, Finance Director, Justin Nahvi, Finance Director, Darren Shulman, City Attorney, John Donahue, Fire Chief, Bruce Pijanowski, Police Chief, Sean Hughes, Economic Development Director, Ted Miller, Parks and Natural Resource Director, Dave Efland, Planning and Community Development Director, Kyle Kridler, Assistant City Manager, and Tom Homan, City Manager

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

ITEM 4: APPROVAL OF MINUTES

APPROVAL of the Motion Summary of the Regular Meeting of Council held on January 13, 2020 as recorded and transcribed.

APPROVAL of the Work Session meeting of Council held on January 6, 2020, as recorded and transcribed.

Motion: Mr. Jones motioned to approve the Motion Summary of the regular meeting of Council held on January 13, 2020, and the Work Session meeting of Council held on January 6, 2020, seconded by Mrs. Keller. Motion approved by a 6-0 vote.

ITEM 5: CONSENT AGENDA

- A. Acceptance of the Motion Summary of the Sister City Advisory Board Meeting held on October 8, 2019, as recorded and transcribed
- B. Acceptance of the Motion Summary of the Planning Commission Meeting held on December 4, 2019, as recorded and transcribed.
- C. Acceptance of the Motion Summary of Airport Commission meeting

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- held on May 16, 2019, as recorded and transcribed.
- D. Resolution No. 20-08, a resolution establishing a 6:00 p.m. start time for the February 10, 2020 City Council Meeting.
- E. Resolution No. 20-09, a resolution appointing the initial appointed member of the Board of Directors of the Berkshire Township Joint Economic Development District No. 2 representing owners of businesses located with the district.
- F. Resolution No. 20-10, a resolution appointing members to various boards, commissions, and/or committees, and specifying the term of the appointments.
- G. Resolution 20-11, a resolution authorizing the City Manager to submit grant applications to the Federal Aviation Administration and the Ohio Department of Transportation, and to enter into required agreements for the design and construction of Ramp B Pavement Resurfacing Improvements.
- H. Resolution No. 20-12, a resolution authorization the addition of a mid-block crosswalk to Carson Farms Park between 736-748 Canal Street and 735-745 Canal Street and modification of certain traffic control signage to add a No Parking zone on the north and south sides of Canal Street 20 feet west and east of the mid-block crosswalk.
- I. Establish February 10, 2020 at 6:30 p.m. as a date and time for a public hearing and second reading for Ordinance No. 20-01, an ordinance levying a \$5.00 Motor Vehicle License Charge as authorized by Section 4505.173 of the Ohio Revised Code.

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

ITEM 6: LETTERS, PETITIONS, AND PUBLIC COMMENTS

There was no public participation.

ITEM 7: COMMITTEE REPORT

Mrs. Keller informed Council that the Historic Preservation Commission met for an informal review.

Mayor Riggle provided an update on Sister City Advisory Board and Airport Commission meeting discussion items.

ITEM 8: PRESENTATION

- A. Presentation on Black History Month 2020 by Reverend Tracey Sumner Sr., Delaware African American Heritage Council

Mayor Riggle presented a proclamation for Black History Month.

ITEM 9: STAFF INTRODUCTION

- A. Justin Nahvi, Finance Director

ITEM 10: ORDINANCE NO. 19-63 [Fourth Reading]

AN ORDINANCE ACCEPTING THE ANNEXATION OF 43.847± ACRES OF LAND MORE OR LESS, DESCRIPTION AND MAP ARE ATTACHED HERETO AS EXHIBITS "A" AND "B" FOR THE ANNEXATION KNOWN AS THE EVANS FARM DELAWARE LLC ANNEXATION BY ANDREW WECKER, AGENT FOR THE PETITIONERS. (This ordinance was tabled at the November 25, 2019 until January 13, 2020 meeting date)

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The Clerk read the ordinance for the fourth time. Council to take Ordinance No. 19-63 to a fifth reading per the Applicant's request. A discussion was held with the Applicants proposal compared to the City's proposal regarding compensation for the NCA to the City amount and timeline.

APPLICANT:

Tony Eyerman
1550 Lewis Center Road
Lewis Center Road
Lewis Center, Ohio 43035

Dan Griffith
1550 Lewis Center Road
Lewis Center, Ohio 43035

ITEM 11: RESOLUTION NO. 20-13 [First Reading]
A RESOLUTION ACCEPTING NEGOTIATED CHANGES TO THE OHIO COUNCIL #8 AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AND LOCAL 3934 (AFSCME-CLERICAL) EMPLOYEES AGREEMENT WITH THE CITY OF DELAWARE.

The Clerk read the resolution for the first time.

Motion: Mr. Jones motioned to adopt Resolution No. 20-13, seconded by Mr. Farrell. Motion approved by a 6-0 vote.

ITEM 12: ORDINANCE NO. 20-01 [First Reading]
AN ORDINANCE LEVYING A \$5.00 MOTOR VEHICLE LICENSE CHARGE AS AUTHORIZED BY SECTION 4504.173 OF THE OHIO REVISED CODE.

The Clerk read the ordinance for the first time. A public hearing and second reading was scheduled for February 10, 2020 at 6:30 p.m.

ITEM 13: ORDINANCE NO. 20-02 [First Reading]
AN ORDINANCE APPROVING A COMBINED PRELIMINARY AND FINAL DEVELOPMENT PLAN FOR AN EXPANSION TO CHARTER NEX AT 1188 SOUTH HOUK ROAD ON PROPERTY ZONED M-2 (GENERAL MANUFACTURING DISTRICT) WHICH ENCOMPASSES APPROXIMATELY 21.783 ACRES.

The Clerk read the ordinance for the first time.

APPLICANT:

Ed Bush
1188 South Houk Road
Delaware, Ohio

Motion: Mrs. Keller motioned to suspend the rules for Ordinance No. 20-02, seconded by Mr. Jones. Motion approved by a 6-0 vote.

Motion: Mrs. Keller motioned to adopt Ordinance No. 20-02, seconded by Mr. Jones. Motion approved by a 6-0 vote.

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ITEM 14: ORDINANCE NO. 20-03

[First Reading]

AN ORDINANCE APPROVING A FINAL DEVELOPMENT PLAN REQUEST BY GRDEN LLC, FOR WINTERBROOK PLACE PHASE 1 ON 30.452 ACRES CONTAINING 66 SINGLE FAMILY LOTS ON PROPERTY ZONED R-3 PMU (ONE FAMILY RESIDENTIAL DISTRICT WITH A PLANNED MIXED-USE OVERLAY DISTRICT) AND LOCATED ON WINTERBOURNE DRIVE, SIENNA GLENN DRIVE, MAHOGANY DRIVE, GARDENIA LANE AND SILVER PINE LANE.

The Clerk read the ordinance for the first time.

Motion: Mr. Farrell motioned to suspend the rules for Ordinance No. 20-03, seconded by Mr. Jones. Motion approved by a 5-1 vote.

Motion: Mrs. Keller motioned to adopt Ordinance No. 20-03, seconded by Mr. Jones. Motion approved by a 6-0 vote.

ITEM 15: ORDINANCE NO. 20-04

[First Reading]

AN ORDINANCE APPROVING A FINAL SUBDIVISION PLAT REQUEST BY GRDEN LLC, FOR WINTERBROOK PLACE PHASE 1 ON 30.452 ACRES CONTAINING 66 SINGLE FAMILY LOTS ON PROPERTY ZONED R-3 PMU (ONE FAMILY RESIDENTIAL DISTRICT WITH A PLANNED MIXED-USE OVERLAY DISTRICT) AND LOCATED ON WINTERBOURNE DRIVE, SIENNA GLENN DRIVE, MAHOGANY DRIVE, GARDENIA LANE AND SILVER PINE LANE.

The Clerk read the ordinance for the first time.

Motion: Mr. Hoffman motioned to suspend the rules for Ordinance No. 20-04, seconded by Mr. Jones. Motion approved by a 5-1 vote.

Motion: Mr. Hoffman motioned to adopt Ordinance No. 20-04, seconded by Mr. Jones. Motion approved by a 6-0 vote.

ITEM 16: FINANCE DIRECTOR'S REPORT

Mayor Riggle provided a proclamation to Mr. Stelzer recognizing his upcoming retirement from the City of Delaware.

ITEM 17: CITY MANAGER'S REPORT

Mr. Homan reminded Council of the upcoming Chamber Dinner. He discussed plans for the tentative April 18 bus tour. He reminded Council that on February 10, Council will meet at 6:00 p.m. in Council Chambers for the regular meeting of Council and then proceed to Willis Education Center for the joint meeting with the Delaware City School Board. Mr. Homan will be working with the Clerk to schedule a Finance Meeting. Council was also reminded on the scheduled work session on February 3 at 6:30 p.m.

ITEM 18: COUNCIL COMMENTS

Council individually thanked Mr. Stelzer for his public service and wished him well in his upcoming retirement.

Mrs. Keller reminded staff that she will be out of town and will be unable to attend the February 10 meeting.

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Mr. Hoffman discussed the importance of teaching and remembering Black History Month.

Mr. Farrell thanked staff for their time on providing him tours and orientation on the different departments.

Mr. Hellinger requested that Council refocus the use of Executive Session. He also discussed his thoughts regarding annexation into the City for residential compared to commercial.

Mayor Riggle informed Council that she recently attended the Martin Luther King Jr. Breakfast, Ohio Wesleyan Community Day, Main Street Annual Dinner, and the State of the City presentation. She will be out of town Friday, January 31 until Sunday, February 2.

ITEM 19: ADJOURNMENT

Motion: Mr. Jones motioned to adjourn the meeting, seconded by Mr. Hoffman. The meeting adjourned at 8:31 p.m.



Mayor Carolyn Kay Riggle



Elaine McCloskey, Council Clerk