

RECORD OF PROCEEDINGS

Minutes of

Delaware City Council

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held February 24 20 20

The regular meeting of Council was held February 24, 2020 and was called to order at 7:00 p.m., in 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, Vice-Mayor Kent Shafer and Mayor Riggle who presided. The invocation was delivered by Reverend Sylvester Onyeachonam, with St. Mary Church, followed by the Pledge of Allegiance.

Staff Present: Bill Ferrigno, Public Works Director/City Engineer, Blake Jordan, Public Utilities Director, Justin Nahvi, Finance Director, Darren Shulman, City Attorney, Bruce Pijanowski, Police Chief, Ted Miller, Parks and Natural Resource Director, Dave Efland, Planning and Community Development Director, Kyle Kridler, Assistant City Manager, and Tom Homan, City Manager

ITEM 4: APPROVAL OF MINUTES

APPROVAL of the Motion Summaries of the regular meeting and joint meeting of Council held on February 10, 2020, as recorded and transcribed.

APPROVAL of the Motion Summary of the work session meeting of Council held on February 3, 2020, as recorded and transcribed.

Motion: Vice-Mayor Shafer motioned to approve the Motion Summaries of the regular and joint meeting of Council held on February 10, 2020, as recorded and transcribed, seconded by Mr. Farrell. Motion approved by a 6-0-1 (Keller) vote.

Motion: Vice-Mayor Shafer motioned to approve the Motion Summary of the work session meeting of Council held on February 3, 2020, as recorded and transcribed, seconded by Mr. Farrell. Motion approved by a 7-0 vote.

ITEM 5: CONSENT AGENDA

- A. Acceptance of the Motion Summary of the Finance Committee meeting held on August 19, 2019, as recorded and transcribed.
- B. Resolution No. 20-17, a resolution authorizing the City Manager to sign a Memorandum of Understanding with the Delaware-Morrow Mental Health and Recovery Services Board.

Motion: Mr. Farrell motioned to approve the Consent Agenda, seconded by Vice-Mayor Shafer. Motion approved by a 7-0 vote.

ITEM 6: LETTERS, PETITIONS, AND PUBLIC COMMENTS

There was no public participation.

ITEM 7: COMMITTEE REPORTS

Mrs. Keller provided information on agenda items for the upcoming Historic Preservation Commission Meeting.

Mr. Farrell to attend the Shade Tree Commission meeting on February 25.

RECORD OF PROCEEDINGS

Minutes of

Delaware City Council

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held February 24 2020

Mr. Hellinger provided information from the Finance Committee meeting and that the Committee discussed transportation funding options that will be discussed at the March work session.

ITEM 8: DIRECTOR'S UPDATE

A. Susie Daily, Chief Information Officer

ITEM 9: ORDINANCE NO. 19-63 [Sixth 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.

The Clerk read the ordinance for the sixth time. Council to take Ordinance No. 19-63 to a seventh reading.

Mr. Shulman discussed the new language added into the ordinance regarding the NCA, which sets the amount, when will be paid by, and the surety method to protect the city. Mrs. Keller requested language be added to the legislation that specifies that the arrangement is for this particular development and developer and that is if the annexed property is removed from the pre-existing NCA, the property will be required to join the Delaware South NCA.

APPLICANT:

Tony Eyerman
Evans Farm Land Development
1550 Lewis Center Road
Lewis Center, Ohio 43035

Mr. Eyerman agreed that if land was taken out of Evans Farm NCA he would agree to the request by Councilwoman Keller.

Mr. Hellinger read a statement into the record regarding his opposition and concerns relating to the annexation.

ITEM 10: ORDINANCE NO. 20-01 [Continued Public Hearing and Third 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 third time.

There was no public participation.

Motion: Vice-Mayor Shafer motioned to approve Ordinance No. 20-01, seconded by Mrs. Keller. Motion approved by a 6-1 (Hellinger) vote.

ITEM 11: ORDINANCE NO. 20-05 [Second Reading]

AN ORDINANCE AMENDING SECTION 901 OF THE CITY OF DELAWARE CODIFIED ORDINANCES TO BRING THE RULES AND REGULATIONS INTO CONFORMANCE WITH THE CURRENT RIGHT OF WAY BEST MANAGEMENT PRACTICES.

RECORD OF PROCEEDINGS

Minutes of

Delaware City Council

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held February 24 20 20

The Clerk read the ordinance for the second time. Council to take a Ordinance No. 20-05 to a third reading.

PUBLIC PARTICIPATION:

Renee Shumate
AEP, External Affairs Manager
700 Morrison Road
Gahanna, Oh 43230

Ms. Shumate requested the request to broaden the language for Emergency in Section 901.04 and requested that language be added to state "emergency repairs shall include those activities which require immediate action to address imminent danger to the public and/or surrounding properties, and/or require immediate action to restore electricity or other utility services" and that Section 901.07 to add "The Section is subject to section 901.05". She discussed AEP's obligation and responsibility to their customers and PUCO to restore power to customers as safely and quickly as possible. This work may require closing a sidewalk, lane and/or shoulder of traffic to keep the public safe.

ITEM 12: ORDINANCE NO. 20-06 [Second Reading]

AN ORDINANCE REVISING SECTION 909 OF THE CITY OF DELAWARE CODE OF ORDINANCES ESTABLISHING GENERAL RULES AND REGULATIONS FOR THE MAINTENANCE AND REPAIR OF SIDEWALK WITHIN PUBLIC RIGHT OF WAY.

The Clerk read the ordinance for the second time. Council to take Ordinance No. 20-06 to a third reading. There was no public participation.

ITEM 13: ORDINANCE NO. 20-07 [Second Reading]

AN ORDINANCE APPROVING A PRELIMINARY DEVELOPMENT PLAN REQUEST FOR THE DELAWARE GENERAL HEALTH DISTRICT FOR A NEW OFFICE BUILDING AT 470 SOUTH SANDUSKY STREET ON APPROXIMATELY 9.4 ACRES ON PROPERTY ZONED PO/I (PLANNED OFFICE/INSTITUTIONAL DISTRICT).

The Clerk read the ordinance for the second time.

APPLICANT:

Pat Blayney, Vice-President
Board of Health
1 West Winter Street
Delaware, Ohio

Shelia Hiddleson
Health Commissioner
1 West William Street
Delaware, Ohio

Ms. Hiddleson discussed the request to be able to do the required landscaping in phases due to the large amount potentially required and the high cost. She discussed that they have been working with surrounding neighbors regarding the buffering.

RECORD OF PROCEEDINGS

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held February 24 20 20

Motion: Vice-Mayor Shafer motioned to suspend the rules for Ordinance No. 20-07, seconded by Mr. Farrell. Motion approved by a 7-0 vote.

Motion: Vice-Mayor Shafer motioned to adopt Ordinance No. 20-07, seconded by Mr. Farrell. Motion approved by a 7-0 vote.

ITEM 14: ORDINANCE NO. 20-08 [Second Reading] AN ORDINANCE APPROVING A COMBINED PRELIMINARY AND FINAL DEVELOPMENT PLAN FOR K2 DEVELOPMENT FOR GLENWOOD COMMONS SHOPPING CENTER FOR AN APPROXIMATE 96,100 SQUARE FOOT RETAIL BUILDING LOCATED AT 1180 SUNBURY ROAD AND ZONED B-3 PMU (COMMUNITY BUSINESS DISTRICT WITH A PLANNED MIXED-USE OVERLAY DISTRICT) ON APPROXIMATELY 14.198 ACRES.

The Clerk read the ordinance for the second time.

APPLICANT: Kris Krstovski K2 Development 1136 Winter Berry Drive Plain City, Ohio

Motion: Mr. Hoffman motioned to suspend the rules for Ordinance No. 20-08, seconded by Vice-Mayor Shafer. Motion approved by a 6-0-1 (Jones) vote.

Motion: Mr. Hoffman motioned to adopt Ordinance No. 20-08, seconded by Vice-Mayor Shafer. Motion approved by a 6-0-1 (Jones) vote.

ITEM 15: ORDINANCE NO. 20-09 [Second Reading] AN ORDINANCE SUPPLEMENTING THE 2020 APPROPRIATIONS ORDINANCE TO PROVIDE ADDITIONAL FUNDING FOR PAVEMENT MAINTENANCE PROJECTS AND DECLARING AN EMERGENCY.

The Clerk read the ordinance for the second time.

Motion: Vice-Mayor Shafer motioned to suspend the rules for Ordinance No. 20-09, seconded by Mr. Jones. Motion approved by a 7-0 vote.

Motion: Vice-Mayor Shafer motioned to enact the emergency clause for Ordinance No. 20-09, seconded by Mr. Jones. Motion approved by a 7-0 vote.

Motion: Vice-Mayor Shafer motioned to adopt Ordinance No. 20-09, seconded by Mr. Jones. Motion approved by a 7-0 vote.

ITEM 16: RESOLUTION NO. 20-16 [Second Reading] A RESOLUTION ACCEPTING NEGOTIATED CHANGES TO THE FRATERNAL ORDER OF POLICE, OFFICE AND CLERICAL EMPLOYEES (FOP CLERICAL) AGREEMENT WITH THE CITY OF DELAWARE.

The Clerk read the resolution for the second time.

RECORD OF PROCEEDINGS

Minutes of

Delaware City Council

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held February 24 20 20

Motion: Mr. Jones motioned to approve Resolution No. 20-16, seconded by Mr. Farrell. Motion approved by a 7-0 vote.

ITEM 17: RESOLUTION NO. 20-18 [First Reading]
A RESOLUTION APPROVING DYNAMIC SPEED FEEDBACK SIGNS FOR HULL DRIVE.

The Clerk read the resolution for the first time. Council had a discussion over the speed concerns since the striping on Hull Drive was completed. Mrs. Keller voiced a concern on continuing to stripe other streets as previously approved by the Parking and Safety Committee and Council. Mr. Ferrigno discussed the difference in Hull Drive vs. other streets due to the large amount of traffic being cut through compared to other streets are usually residents of the neighborhood. Council discussed the need for regular enforcement in residential areas to help change behavior and reduce speeding.

Motion: Vice-Mayor Shafer motioned to approve Resolution No. 20-18, seconded by Mr. Hoffman. Motion approved by a 7-0 vote.

ITEM 18: RESOLUTION NO. 20-19 [First Reading]
A RESOLUTION APPROVING A TRAFFIC CALMING PILOT PROGRAM FOR EXECUTIVE BOULEVARD.

The Clerk read the resolution for the first time.

Motion: Vice-Mayor Shafer motioned to approve Resolution No. 20-19, seconded by Mr. Hellinger. Motion approved by a 7-0 vote.

ITEM 19: RESOLUTION NO. 20-20 [First Reading]
A RESOLUTION OF NECESSITY FOR CONSTRUCTION OR REPAIR OF SIDEWALKS FOR THE 2020 DOWNTOWN SIDEWALK MAINTENANCE PROGRAM.

The Clerk read the resolution for the first time. Council to take Resolution No. 20-20 to a second reading.

ITEM 20: RESOLUTION NO. 20-21 [First Reading]
A RESOLUTION OF NECESSITY FOR CONSTRUCTION OR REPAIR OF SIDEWALKS FOR THE 2020 SIDEWALK MAINTENANCE PROGRAM.

The Clerk read the resolution for the first time. Council to take Resolution No. 20-21 to a second reading.

ITEM 21: FINANCE DIRECTOR'S REPORT
Mr. Nahvi provided an update on the efilng website for tax returns. There will be a remote location to pay taxes on April 15 at Mingo Park.

ITEM 22: CITY MANAGER'S REPORT
A. Discussion on recommendation regarding pool rates for Jack Florance Pool (see enclosed report).
Council reviewed the rates for Jack Florance Pool. Mr. Miller discussed that the rate changes would not affect residents of the city. Council voiced their support over the rate changes. Mr. Hellinger discussed the

RECORD OF PROCEEDINGS

Minutes of

Delaware City Council

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held February 24 20 20

cost recovery tiered model used by Gahanna for their pool and feels could be a beneficial model for the city.

Mr. Homan informed Council of the upcoming State of the County event and the Climate Summit that will be at the Stratford Ecological Center.

ITEM 23: COUNCIL COMMENTS

Mr. Jones discussed that he was contact by the Delaware County Fair Board into having an honorary street sign on a portion of Pennsylvania Avenue to be Little Brown Jug Way. He voiced his support on this initiative and the need to look at the current legislation as it is an event and not a person.

Mrs. Keller discussed her concerns on moving forward with striping as traffic calming measures for Cobblestone and Carson Farms.

Mr. Hoffman discussed that it is difficult to quantify peace of mind of residents relating to speeding.

Mr. Farrell informed Council that he recently attend the Northwest Neighborhood Associate meeting.

Vice-Mayor Shafer continued to recommend increased speed enforcement in residential neighborhoods.

Mayor Riggle reminded Council that there is a scheduled Work Session for March 2. She informed Council of upcoming travel plans.

ITEM 24: ADJOURNMENT

Motion: Vice-Mayor Shafer motioned to adjourn the meeting. The meeting adjourned at 9:12 p.m.



Mayor Carolyn Kay Riggle



Elaine McCloskey, Council Clerk