

RECORD OF PROCEEDINGS

Minutes of

Delaware City Council

Meeting

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

Held June 8 20 20

The regular meeting of Council held on June 8, 2020 and was called to order at 7:00 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: First Ward Chris Jones, Second Ward Lisa Keller, Third Ward Cory Hoffman, Fourth Ward Drew Farrell, At-Large George Hellinger, Vice-Mayor Kent and Mayor Riggle who presided. The invocation was delivered by Reverend Tracey Sumner, Reverend Dr. Ruth Locke, and Chaplain Jon Powers.

Staff Present Remotely: Sean Hughes, Economic Development Director, Justin Nahvi, Finance Director, Darren Shulman, City Attorney, Bruce Pijanowski, Police Chief, John Donahue, Fire Chief, Kyle Kridler, Assistant City Manager, and Tom Homan, City Manager

ITEM 3: APPROVAL OF MINUTES

APPROVAL of the Motion Summary of the special meeting of Council held on May 26, 2020, as recorded and transcribed.

APPROVAL of the Motion Summary of the work session meeting of Council held on June 1, 2020, as recorded and transcribed.

Motion: Mr. Jones motioned to approve the Motion Summary of the special meeting of Council held on May 26, 2020, and the work session meeting of Council held on June 1, 2020, as recorded and transcribed, seconded by Mrs. Keller. Motion approved by a 7-0 vote.

ITEM 4: CONSENT AGENDA

- A. Acceptance of the Motion Summary of the Planning Commission meeting held on March 4, 2020, as recorded and transcribed.
- B. Establish June 22, 2020 at 7:30 p.m. for a public hearing and second readings of **Ordinance No. 20-33**, an ordinance approving a Rezoning Amendment for the Delaware County Commissioners for the Delaware County Fairgrounds from R-3 (One Family Residential District) and B-3 (Community Business District) to R-3 and B-3 PMU (Planned Mixed-Use Overlay District) on approximately 101 acres and located at 236 Pennsylvania Avenue, **Ordinance No. 20-34**, an ordinance approving a Conditional Use Permit for the Delaware County Commissioners allowing the placement of a Planned Mixed-Use Overlay District (PMU) on the Delaware County Fairgrounds on approximately 101 acres zoned R-3 and B-3 PMU and located at 236 Pennsylvania Avenue, and **Ordinance No. 20-36**, an ordinance approving two alley vacations for the Delaware County Commissioners for the Delaware County Fairgrounds on property zoned R-3 and B-3 PMU on approximately 101 acres and located at 236 Pennsylvania Avenue.
- C. Establish June 22, 2020 at 7:40 p.m. for a public hearing and second reading of **Ordinance No. 20-38**, an ordinance approving a Conditional Use Permit for Skilken Gold Real Estate Development for Sheetz located on lot 12722 of Coughlin's Crossing (within Sub-Area 6) on approximately 1.88 acres located east of US 23 just south of Penny Way and Zoned A-1 PMU.

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

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ITEM 5: LETTERS, PETITIONS, AND PUBLIC COMMENTS

There was no public participation submitted.

ITEM 6: ORDINANCE NO. 20-30 [Third Reading]
AN ORDINANCE DIRECTING THE CITY MANAGER TO ESTABLISH A BUSINESS ASSISTANCE GRANT PROGRAM, AUTHORIZE APPROPRIATIONS, AND DECLARING AN EMERGENCY.

The Clerk read the ordinance for the third time.

Motion: Vice-Mayor Shafer motioned to enact the emergency clause for Ordinance No. 20-30, seconded by Mrs. Keller. Motion approved by a 7-0 vote.

Motion: Vice-Mayor Shafer motioned to adopt Ordinance No. 20-30, seconded by Mrs. Keller. Motion approved by a 7-0 vote.

ITEM 7: ORDINANCE NO. 20-31 [First Reading]
AN ORDINANCE ACCEPTING THE ANNEXATION OF 1.062± ACRES OF LAND MORE OR LESS, DESCRIPTION AND MAP ARE ATTACHED HERETO AS EXHIBITS "A" AND "B" FOR THE ANNEXATION KNOWN AS THE ALSHAHAL ENTERPRISES LLC ANNEXATION BY MICHAEL R. SHADE, AGENT FOR THE PETITIONER.

The Clerk read the ordinance for the first time.

Applicant:
Michael R. Shade
236 W. Central Avenue
Delaware, Ohio

Mr. Shade requested that Council table Ordinance No. 20-31 until the first meeting of August.

Motion: Mrs. Keller motioned to table Ordinance No. 20-31 until the August 10, 2020 meeting, seconded by Vice-Mayor Shafer. Motion approved by a 7-0 vote.

ITEM 8: ORDINANCE NO. 20-32 [First Reading]
AN ORDINANCE APPROVING A FINAL SUBDIVISION PLAT REQUEST BY GLENN ROAD CAPITAL LLC, FOR BELMONT PLACE SECTION 8 CONTAINING FIVE COMMERCIAL OUT LOTS ON APPROXIMATELY 12.88 ACRES ZONED B-3 PMU (COMMUNITY BUSINESS DISTRICT WITH A PLANNED MIXED-USE OVERLAY DISTRICT) AND LOCATED ON GLENN PARKWAY AND PEACHBLOW ROAD.

The Clerk read the ordinance for the first time.

Motion: Vice-Mayor Shafer motioned to suspend the rules for Ordinance No. 20-32, seconded by Mr. Hoffman. Motion approved by a 7-0 vote.

Motion: Vice-Mayor Shafer motioned to adopt Ordinance No. 20-32, seconded by Mr. Hoffman. Motion approved by a 7-0 vote.

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ITEM 9: ORDINANCE NO. 20-33

[First Reading]

AN ORDINANCE APPROVING A REZONING AMENDMENT FOR THE DELAWARE COUNTY COMMISSIONERS FOR THE DELAWARE COUNTY FAIRGROUNDS FROM R-3 (ONE FAMILY RESIDENTIAL DISTRICT) AND B-3 (COMMUNITY BUSINESS DISTRICT) TO R-3 AND B-3 PMU (PLANNED MIXED-USE OVERLAY DISTRICT) ON APPROXIMATELY 101 ACRES AND LOCATED AT 236 PENNSYLVANIA AVENUE.

The Clerk read the ordinance for the first time. A public hearing and second reading has been established for June 22, 2020 at 7:30 p.m.

ITEM 10: ORDINANCE NO. 20-34

[First Reading]

AN ORDINANCE APPROVING A CONDITIONAL USE PERMIT FOR THE DELAWARE COUNTY COMMISSIONERS ALLOWING THE PLACEMENT OF A PLANNED MIXED-USE OVERLAY DISTRICT (PMU) ON THE DELAWARE COUNTY FAIRGROUNDS ON APPROXIMATELY 101 ACRES ZONED R-3 AND B-3 PMU AND LOCATED AT 236 PENNSYLVANIA AVENUE.

The Clerk read the ordinance for the first time. A public hearing and second reading has been established for June 22, 2020 at 7:30 p.m.

ITEM 11: ORDINANCE NO. 20-35

[First Reading]

AN ORDINANCE APPROVING A PRELIMINARY DEVELOPMENT PLAN FOR THE DELAWARE COUNTY COMMISSIONERS FOR THE DELAWARE COUNTY FAIRGROUNDS ON PROPERTY ZONED R-3 AND B-3 PMU ON APPROXIMATELY 101 ACRES AND LOCATED AT 236 PENNSYLVANIA AVENUE.

The Clerk read the ordinance for the first time.

ITEM 12: ORDINANCE NO. 20-36

[First Reading]

AN ORDINANCE APPROVING TWO ALLEY VACATIONS FOR THE DELAWARE COUNTY COMMISSIONERS FOR THE DELAWARE COUNTY FAIRGROUNDS ON PROPERTY ZONED R-3 AND B-3 PMU ON APPROXIMATELY 101 ACRES AND LOCATED AT 236 PENNSYLVANIA AVENUE.

The Clerk read the ordinance for the first time. A public hearing and second reading had been established for June 22, 2020 at 7:30 p.m.

ITEM 13: ORDINANCE NO. 20-37

[First Reading]

AN ORDINANCE APPROVING A COMBINED PRELIMINARY AND FINAL DEVELOPMENT PLAN FOR SKILKEN GOLD REAL ESTATE DEVELOPMENT FOR SHEETZ LOCATED ON LOT 12722 OF COUGHLIN'S CROSSING (WITHIN SUB-AREA 6) ON APPROXIMATELY 1.88 ACRES LOCATED EAST OF US 23 JUST SOUTH OF PENNY WAY AND ZONED A-1 PMU.

The Clerk read the ordinance for the first time.

ITEM 14: ORDINANCE NO. 20-38

[First Reading]

AN ORDINANCE APPROVING A CONDITIONAL USE PERMIT FOR SKILKEN GOLD REAL ESTATE DEVELOPMENT FOR SHEETZ LOCATED ON LOT 12722 OF COUGHLIN'S CROSSING (WITHIN SUB-

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AREA 6) ON APPROXIMATELY 1.88 ACRES LOCATED EAST OF US 23 JUST SOUTH OF PENNY WAY AND ZONED A-1 PMU.

The Clerk read the ordinance for the first time. A public hearing and second reading of Ordinance No. 20-38 was established for June 22, 2020 at 7:40 p.m.

ITEM 15: ORDINANCE NO. 20-39 [First Reading] AN ORDINANCE DIRECTING THE CITY MANAGER TO ESTABLISH A REVOLVING LOAN FUND PROGRAM AND AUTHORIZING APPROPRIATIONS AND DECLARING AN EMERGENCY.

The Clerk read the ordinance for the first time.

Motion: Mr. Farrell motioned to suspend the rules for Ordinance No. 20-39, seconded by Vice-Mayor Shafer. Motion approved by a 7-0 vote.

Motion: Mr. Farrell motioned to enact the emergency clause for Ordinance No. 20-39, seconded by Vice-Mayor Shafer. Motion approved by a 7-0 vote.

Motion: Mr. Farrell motioned adopt Ordinance No. 20-39, seconded by Vice-Mayor Shafer. Motion approved by a 7-0 vote.

ITEM 16: FINANCE DIRECTOR'S REPORT

ITEM 17: CITY MANAGER'S REPORT & COVID-19 UPDATE

Mr. Homan discussed the reopening of playgrounds and that staff is working on communication that playgrounds will not be sanitized but will have signage to encourage social distancing and washing hands. The splash pad continues to be evaluated and staff works on a plan to try to open that up. Mr. Homan discussed legislation at the June 22 meeting authorizing Cares Act funding. He discussed looking to have council meetings resume back into chambers in July, but this may be interrupted later due to City Hall renovations. The DORA was recommended by staff to increase to start on Wednesday and Thursday. Council voiced no concerns over the DORA extension.

- A. John Donahue, Fire Chief Chief Donahue provided an update on US 42 street repairs due to erosion.
B. Bruce Pijanowski, Police Chief Chief Pijanowski provided an update regarding the reaction that has occurred nationwide to the death of George Floyd and that the actions resulting in his death was denounced by law enforcements. He discussed the protest that occurred in the City of Delaware and that they were peaceful and well organized. He discussed the efforts led by different community leaders, including the Delaware Police Department, to connect with at risk populations. Chief Pijanowski will participate in a forum with other community leaders to talk about the concerns and issues and the commitment of the Delaware Police Department.

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ITEM 18: COUNCIL COMMENTS

Mr. Jones questioned when the Fair Board would decide if the Delaware County Fair would be canceled. Mayor Riggle clarified that this would be announced at their July meeting. He discussed his plans to work with Councilman Farrell to rename part of Pennsylvania Avenue.

Mrs. Keller recognized the police department for their work in the community and also recognized the community for their efforts to come together. Mrs. Keller requested clarification on the guidelines for reopening parks.

Mr. Hoffman praised Chief Pijanowski for his leadership during these difficult times.

Mr. Farrell discussed his desire to have Council formalize a venue to have continued discussion relating to racial issues and concerns. Council voiced their support to move forward on this discussion.

Vice-Mayor Shafer discussed his interaction with DORA participants in the downtown area and that he is happy with the extension and thinks it helps the downtown businesses. Mayor Riggle discussed having the DORA after COVID-19.

Mayor Riggle expressed her pride in the community and how they were working together and protesting peacefully.

ITEM 19: ADJOURNMENT

Motion: Vice-Mayor Shafer motioned to adjourn the meeting. The meeting adjourned at 8:05 p.m.



Mayor Carolyn Kay Riggle



Elaine McCloskey, Council Clerk