

RECORD OF PROCEEDINGS

Delaware City Council

Minutes of

Meeting

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

December 14

20

Held _____

20 _____

The regular meeting of Council held on December 14, 2020 and was called to order at 7:01 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 Shafer and Mayor Riggle who presided. The invocation was delivered by Reverend Tracey Sumner.

Staff Present Remotely: Dave Efland, Planning and Community Development Director, Justin Nahvi, Finance Director, Jessica Feller, Human Resource Manager, Bruce Pijanowski, Police Chief, John Donahue, Fire Chief, Blake Jordan, Public Utilities Director, Natalia Harris, City Attorney, Kyle Kridler, Assistant City Manager, and Tom Homan, City Manager

ITEM 3: APPROVAL OF MINUTES

APPROVAL of the Motion Summary of the regular meeting of Council held on November 23, 2020, as recorded and transcribed.

Motion: Vice-Mayor Shafer motioned to approve the Motion Summary of the regular meeting of Council held on November 23, 2020, as amended by the City Council Clerk, and submitted on December 14, 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 Shade Tree Commission meeting held on June 23, 2020, as recorded and transcribed.
- B. Acceptance of the Motion Summary of the Planning Commission meeting held on October 7, 2020, as recorded and transcribed.
- C. Acceptance of the Motion Summary of the Board of Zoning Appeals meeting held on November 11, 2020, as recorded and transcribed.
- D. Establish January 11, 2021 at 7:20 p.m. as a public hearing and second readings for Ordinance No. 20-88, an ordinance approving an Alley Vacation for the Delaware City Schools for Conger Elementary School on approximately 4.05 acres zoned R-4 (Medium Density Residential District) and located at 10 Channing Street.
- E. Establish January 11, 2021 at 7:30 p.m. as a public hearing and second readings for Ordinance No. 20-89, an ordinance approving a Rezoning Amendment for Homeport from B-4 (Community Business District) and R-4 (Medium Density Residential District) to R-4 (Medium Density Residential District) to R-4 PMU (Medium Density Residential District with a Planned Mixed-Use Overlay District) at 50 Channing Street on approximately 5.38 acres and Ordinance No. 20-90, an ordinance approving a Conditional Use Permit for Homeport allowing the placement of a PMU (Planned Mixed-Use Overlay District) to be established at 50 Channing Street on approximately 5.38 acres.

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

ITEM 5: LETTERS, PETITIONS, AND PUBLIC COMMENTS

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The Clerk submitted into the records the following emails that were received:

1. Tina Evans
1230 State Route 314
Mansfield, Ohio
2. Debbie Mader
211 Poinciana Drive
Centerville, Ohio
3. Kimberly Shaley
Address requested
4. Mandi Wolfe
2858 Frazell Road
Hilliard, Ohio
5. Joseph Davis
Address requested
6. Angela Knable
Address requested
7. Heather Primavera
1196 Caribou Run
Delaware, Ohio
8. Myra Lipps
3912 Sandstone Circle
Powell, Ohio
9. Meredith Zimmerman
1293 Beech Cove
New Richmond, Ohio
10. Emily Lauderback
1750 Raymond Road
Marysville, Ohio
11. Debra Berndt
836 Sycamore Ridge Court
Powell, Ohio
12. Melanie Johnson
9737 112 Street
Edmonton AB, Canada
13. Jennifer Burr
3614 Capitol Avenue
Mason, Ohio
14. Michelle Crouch
6558 Bluewaters Dr.
Flowery Branch, Georgia

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15. Jennifer Narramore
1315 Fox Run Drive
Marysville, Ohio
16. Trina Mendoza
28718 Mount Rose Rd.
RPV, CA
17. Todd Zimmerly
13204 Township Rd 474
Big Prairie, Ohio
18. Colleen Schitter
1882 Mill Rd.
Lebanon, Ohio
19. Valerie Dougherty
700 Lincolnshire Lane
Findlay, Ohio
20. Penny Nordin
4062 Watkins Glen Dr
Woodstock, GA
21. Elizabeth Davis
5569 East Blvd NW
Canton, Ohio
22. Michelle Laubis
757 Maydoll Drive
Kenton, Ohio
23. Bill Lelgdon
222 W. Greyhound Pass
Carmel, IN
24. Rachel Dresback
1241 Rivercrest Drive, Unit B
Delaware, Ohio
25. Jeanie Mullens
7517 SR 139
Lucasville, Ohio
26. Michelle Den Hartigh
Address requested
27. Susannah Leithart
9276 White Pine Drive
Loveland, Ohio
28. Sarah Mueller
50 Riverview Dr.
Easton, Pa
29. Ginnie Ely

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1809 N. McRae Drive
Goddard, KS

30. Jeni Nelson
11705 East Parkview Ln
Scottsdale, AZ
31. Tom and Tammy Mitchell
16357 Hartford Rd
Sunbury, Ohio
32. Noelle Tolbert
PO Box 45
Lithopolis, Ohio
33. Laura Schreiner
2672 S. Township Rd. 101
New Riegel, Ohio
34. Jennifer Davis
366 Harold Stewart Pkwy
Pataskala, Ohio
35. Andrea Petri
1353 Whispering Woods Ln
Springboro, Ohio
36. Beth Levering
500 Knollcrest Ct.
Lebanon, Ohio
37. Elisa Rush
Address requested
38. Rob LaRue
PO Box 69
Hayesville, Ohio
39. Erin Maag
11598 RS 10K
Ottawa, Ohio
40. Barbara Gifford
2888 Meadowbrook Blvd
Cleveland Heights, Ohio
41. Nicole Myers
254 Vista Ridge Dr.
Delaware, Ohio
42. Cindy Meyer
1000 N. Cedar Street
Coldwater, Ohio

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43. Anne Guthrie
937 Hidden Ridge Dr.
Milford, Ohio
44. Beth Martoccia
Avon Lake
45. Kim
Address and name requested
46. Erica Laughman
7131 Stonecreek Avenue NE
Canton, Ohio
47. Megan Kuo
Address requested
48. Jeanne Redmond
341 Park Avenue
Harleysville, PA
49. Lad Dilgard
3923 Shagbark Trail
Galena, Ohio
50. Jeanine Mardis
Address requested
51. Sheri Scanlon
129 Coopers Run
Amherst, Ohio
52. Beth Murdoch
3056 Hemlock Edge Dr.
Hilliard, Ohio
53. Melissa Marchio
4334 Marilyn Drive
Lewis Center, Ohio
54. Dr. Elizabeth Laffay
417 Anchorage Circle
Huron, Ohio
55. Michele DeShazio
520 Somerset Avenue
Westerville, Ohio
56. Margo Seybolt
6922 Saint Ninians's Street
Lewis Center, Ohio
57. Laurie Schulze
7574 Danbridge Way
Westerville, Ohio

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- 58. Amy Rose
1013 Inlet Circle
Westerville, Ohio
- 59. Charles and Alisha Buchanan
5720 Medallion Drive
Westerville, Ohio
- 60. Adam Giessler
20 Olentangy Meadows Drive
Lewis Center, Ohio
- 61. Carter Johnson
86 West Lincoln Avenue
Delaware, Ohio
- 62. Susan Wilson
7839 Summerfield Drive
Lewis Center, Ohio
- 63. Reverend Heather Rodenborg
265 West Lincoln Avenue
Delaware, Ohio

ITEM 6: COMMITTEE REPORTS

ITEM 7: ORDINANCE NO. 20-76 [Third Reading]
AN ORDINANCE ESTABLISHING THE SALARY AND BENEFITS OF THE COUNCIL CLERK AND DECLARING AN EMERGENCY.

The Clerk read the ordinance for the third time.

Motion: Vice-Mayor Shafer motioned to emergency clause for Ordinance No. 20-76, seconded by Mrs. Keller. Motion approved by a 7-0 vote.

Motion: Vice-Mayor Shafer motioned to adopt Ordinance No. 20-76, seconded by Mrs. Keller. Motion approved by a 6-1 (Hellinger) vote.

ITEM 8: ORDINANCE NO. 20-77 [Third Reading]
AN ORDINANCE AMENDING THE EMPLOYMENT AGREEMENT WITH THE CITY MANAGER AND DECLARING AN EMERGENCY.

The Clerk read the ordinance for the third time.

Motion: Vice-Mayor Shafer motioned to emergency clause for Ordinance No. 20-77, seconded by Mrs. Keller. Motion approved by a 7-0 vote.

Motion: Vice-Mayor Shafer motioned to adopt Ordinance No. 20-77, seconded by Mrs. Keller. Motion approved by a 6-1 (Hellinger) vote.

ITEM 9: ORDINANCE NO. 20-78 [Third Reading]
AN ORDINANCE ESTABLISHING NEW SALARY RATES FOR THE MAYOR AND MEMBERS OF CITY COUNCIL EFFECTIVE JANUARY 1, 2022 AND REPEALING ORDINANCE NO. 18-113.

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The Clerk read the ordinance for the third time.

Motion: Mrs. Keller motioned to adopt Ordinance No. 20-78, seconded by Vice-Mayor Shafer. Motion approved by a 4-3 (Hellinger, Farrell, Hoffman) vote.

ITEM 10: ORDINANCE NO. 20-83 [First Reading]

AN ORDINANCE AMENDING THE DELAWARE MUNICIPAL COURT AND CLERK OF COURT EMPLOYEE BENEFITS AND LEAVE POLICIES AND SUPPLEMENTING THE 2021 BUDGET AND DECLARING AN EMERGENCY.

The Clerk read the ordinance for the first time.

Motion: Mrs. Keller motioned to suspend the rules for Ordinance No. 20-83, seconded by Vice-Mayor Shafer. Motion approved by a 7-0 vote.

Motion: Mrs. Keller motioned to emergency clause for Ordinance No. 20-83, seconded by Vice-Mayor Shafer. Motion approved by a 7-0 vote.

Motion: Mrs. Keller motioned to adopt Ordinance No. 20-83, seconded by Vice-Mayor Shafer. Motion approved by a 7-0 vote.

ITEM 11: ORDINANCE NO. 20-84 [First Reading]

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN THE MAXIMUM PRINCIPAL AMOUNT OF \$2,000,000 IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING THE COSTS OF CONSTRUCTING GLENN ROAD BETWEEN CERTAIN TERMINI BY CONSTRUCTING, EXCAVATING, GRADING AND PAVING, INSTALLING DRAINAGE, SANITARY SEWER LATERALS, STREET LIGHTING, CONDUIT, CURBS AND GUTTERS, SIGNAGE, TRAFFIC PAVEMENT MARKINGS, STREET SIGNS, LANDSCAPING, AND ACQUIRING INTERESTS IN REAL ESTATE, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

The Clerk read the ordinance for the first time. Council to have Ordinance No. 20-84 go to a second reading.

ITEM 12: ORDINANCE NO. 20-85 [First Reading]

AN ORDINANCE APPROPRIATING THE CITY'S CORONAVIRUS RELIEF FUND PAYMENT TO THE CITY'S COVID-19 RESPONSE, DIRECTING THE CITY MANAGER TO CONTINUE TO EMPLOY THE CITY'S INTERNAL RESPONSE TO THE PANDEMIC, AND DECLARING AN EMERGENCY.

The Clerk read the ordinance for the first time.

Motion: Vice-Mayor Shafer motioned to suspend the rules for Ordinance No. 20-85, seconded by Mr. Farrell. Motion approved by a 7-0 vote.

Motion: Vice-Mayor Shafer motioned to enact the emergency clause for Ordinance No. 20-85, seconded by Mr. Farrell. Motion approved by a 7-0 vote.

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Motion: Vice-Mayor Shafer motioned to adopt Ordinance No. 20-85, seconded by Vice- Mr. Farrell. Motion approved by a 7-0 vote.

ITEM 13: ORDINANCE NO. 20-86 [First Reading]

AN ORDINANCE APPROVING A FINAL DEVELOPMENT PLAN FOR DELAWARE STRATFORD APARTMENTS LLC FOR COUGHLIN'S CROSSING APARTMENTS CONTAINING 178 APARTMENT UNITS ON APPROXIMATELY 9.734 ACRES LOCATED ON THE WEST SIDE OF STRATFORD ROAD JUST NORTH OF MEEKER WAY WITHIN THE COUGHLIN'S CROSSING DEVELOPMENT ON PROPERTY ZONED A-1 PMU.

The Clerk read the ordinance for the first time.

APPLICANT:

Jim Ohlin
Romanelli and Hughes
148 West Schrock Road
Westerville, Ohio

Motion: Mr. Hoffman motioned to suspend the rules for Ordinance No. 20-86, seconded by Vice-Mayor Shafer. Motion approved by a 7-0 vote.

Motion: Mr. Hoffman motioned to suspend the rules for Ordinance No. 20-86, seconded by Vice-Mayor Shafer. Motion approved by a 7-0 vote.

ITEM 14: ORDINANCE NO. 20-87 [First Reading]

AN ORDINANCE APPROVING A COMBINED PRELIMINARY AND FINAL DEVELOPMENT PLAN FOR THE DELAWARE CITY SCHOOLS FOR A BUILDING EXPANSION AND SITE IMPROVEMENTS FOR CONGER ELEMENTARY SCHOOL ON APPROXIMATELY 4.05 ACRES ZONED R-4 (MEDIUM DENSITY RESIDENTIAL DISTRICT) AND LOCATED AT 10 CHANNING STREET.

The Clerk read the ordinance for the first time.

APPLICANT

Zach Price
Triad Architects
172 East State Street
Columbus, Ohio

Councilman Jones was unavailable for the meeting due to lost internet connection to the virtual meeting from 8:14 pm to 8:16 p.m. and was not present for the vote on Ordinance No. 20-87.

Motion: Vice-Mayor Shafer motioned to suspend the rules for Ordinance No. 20-87, seconded by Mr. Farrell. Motion approved by a 6-0 vote.

Motion: Vice-Mayor Shafer motioned to suspend the rules for Ordinance No. 20-87, seconded by Mr. Farrell. Motion approved by a 6-0 vote.

ITEM 15: ORDINANCE NO. 20-88 [First Reading]

AN ORDINANCE APPROVING AN ALLEY VACATION FOR THE DELAWARE CITY SCHOOLS FOR CONGER ELEMENTARY SCHOOL ON

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APPROXIMATELY 4.05 ACRES ZONED R-4 (MEDIUM DENSITY RESIDENTIAL DISTRICT) AND LOCATED AT 10 CHANNING STREET.

The Clerk read the ordinance for the first time. Ordinance No. 20-88 is scheduled for a second reading and public hearing on January 11, 2021.

ITEM 16: ORDINANCE NO. 20-89 [First Reading]

AN ORDINANCE APPROVING A REZONING AMENDMENT FOR HOMEPORT FROM B-4 (COMMUNITY BUSINESS DISTRICT) AND R-4 (MEDIUM DENSITY RESIDENTIAL DISTRICT) TO R-4 (MEDIUM DENSITY RESIDENTIAL DISTRICT) TO R-4 PMU (MEDIUM DENSITY RESIDENTIAL DISTRICT WITH A PLANNED MIXED-USE OVERLAY DISTRICT) AT 50 CHANNING STREET ON APPROXIMATELY 5.38 ACRES.

The Clerk read the ordinance for the first time. Ordinance No. 20-89 is scheduled for a second reading and public hearing on January 11, 2021.

ITEM 17: ORDINANCE NO. 20-90 [First Reading]

AN ORDINANCE APPROVING A CONDITIONAL USE PERMIT FOR HOMEPORT ALLOWING THE PLACEMENT OF A PMU (PLANNED MIXED-USE OVERLAY DISTRICT) TO BE ESTABLISHED AT 50 CHANNING STREET ON APPROXIMATELY 5.38 ACRES.

The Clerk read the ordinance for the first time. Ordinance No. 20-90 is scheduled for a second reading and public hearing on January 11, 2021.

ITEM 18: ORDINANCE NO. 20-91 [First Reading]

AN ORDINANCE APPROVING A PRELIMINARY DEVELOPMENT PLAN FOR HOMEPORT FOR A 52-UNIT MIXED-USE RESIDENTIAL DEVELOPMENT AT 50 CHANNING STREET ON APPROXIMATELY 5.38 ACRES AND ZONED R-4 PMU.

The Clerk read the ordinance for the first time. Ordinance No. 20-91 will be presented for a second reading.

ITEM 19: RESOLUTION NO. 20-70 [First Reading]

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE DELAWARE COUNTY BOARD OF COMMISSIONERS AND THE DELAWARE COUNTY FINANCE AUTHORITY RELATED TO CONSTRUCTION, IMPROVEMENT, AND CONNECTION TO THE CITY'S SEWER SYSTEM.

The Clerk read the resolution for the first time.

Motion: Vice-Mayor Shafer motioned to adopt Resolution No. 20-70, seconded by Mr. Hoffman. Motion approved by a 7-0 vote.

ITEM 20: CITY MANAGER'S REPORT & COVID-19 UPDATE

Mr. Homan provided information relating to the City opting out of the EPA program for wastewater collection relating to COVID-19 and will be following up with more information on the program.

He informed Council that there will be Work Session on January 4, 2021.

He informed Council that he received notice from Senator Brenner that the city was awarded funds from the Community Enhancement Grant. He

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also reached out to property owners on Spring Street to let them know of the City's recent purchase of the properties along Spring Street. Information was also provided regarding the enhancement made to the marketing of the DORA.

ITEM 21: COUNCIL COMMENTS

Mrs. Keller proposed that those opposed to the salary policy relating to Council provide alternative policy suggestions and to be a topic at the work session.

Mr. Hoffman informed staff of his approval of the DORA marketing materials. He thanked staff for all the assistance throughout the year.

Vice-Mayor Shafer commended staff and council for the past year and wished Council a happy holiday.

Mayor Riggle discussed that this was a challenging year. She discussed topics for the upcoming work session would include ethics, social media, public comment, and goals for 2021. She set the time for the January 4, 2021 meeting at 6:30 p.m.

ITEM 22: 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. (if necessary)

Vice-Mayor Shafer motioned to enter into executive session at 8:36 p.m. 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. This motion was seconded by Mrs. Keller and approved by a 7-0 vote. Present in the discussion was 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. At 9:12 p.m. Vice-Mayor Shafer motioned to enter back into open session, seconded by Mr. Farrell. This motion was approved by a 7-0 vote.

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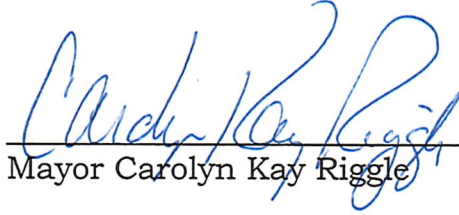
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ITEM 23: ADJOURNMENT

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