

RECORD OF PROCEEDINGS

Minutes of Delaware City Council

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held February 23 20 15

6:30 EXECUTIVE SESSION: Mr. Jones moved to enter into Executive Session at 6:31 p.m. This motion was seconded by Mr. Shafer and approved by a 5-0 vote. Council met in executive session pursuant to Ohio Revised Code Section 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 (arrived at 6:35 p.m.), Third Ward Joe DiGenova, Fourth Ward Andrew Brush (arrived at 6:35 p.m.), At Large Kent Shafer, Vice Mayor George Hellinger and Mayor Carolyn Kay Riggle. Following the discussion at 7:00 p.m., it was moved by Mr. Brush that Council move into Open session, seconded by Mr. Shafer and approved by 7-0 vote.

The regular meeting of February 23, 2015 was called to order at 7:01 p.m., in the City Council Chambers. The following members of Council were present: First Ward Chris Jones, Second Ward Lisa Keller, Third Ward Joe DiGenova, Fourth Ward Andrew Brush, At Large Kent Shafer, Vice Mayor George Hellinger and Mayor Carolyn Kay Riggle who presided. The invocation was given by Mr. DiGenova, followed by the Pledge of Allegiance.

Staff Present: Dave Efland, Planning and Community Development Director, Scott Stowers, IT Director, Dean Stelzer, Finance Director, Dan Whited, Public Service Group Director, Darren Shulman, City Attorney, Sean Hughes, Economic Development Director, Brad Stanton, Public Utilities Director, Bruce Pijanowski, Chief of Police, Jackie Walker, Assistant City Manager, and Tom Homan, City Manager

ITEM 4: APPROVAL OF MINUTES

APPROVAL of the Motion Summary of the joint meeting between City Council and the Delaware City School Board held February 2, 2015, as recorded and transcribed.

APPROVAL of the Motion Summary of the regular meeting of Council held February 9, 2015, as recorded and transcribed.

Motion: Mr. Brush moved to approve the Motion Summary of the joint meeting between City Council and Delaware City School Board held February 2, 2015, and the regular meeting of Council held February 9, 2015, as recorded and transcribed, seconded by Mr. Jones. Motion approved by a 6-0-1 (Shafer) vote.

ITEM 5: CONSENT AGENDA

- A. Resolution No. 15-11, a resolution appointing members to various Boards, Commissions, and/or Committees, and specifying the term of the appointments.
- B. Resolution No. 15-12, a resolution authorizing the installation of a No Parking Here to Corner zone 250 feet west of US23 on the north and south side of Cottswold Drive.
- C. Resolution No. 15-13, a resolution appointing a representative and an alternate representative to the Ohio Public Works Committee District 17 Integrating Committee for the period of April 2015 through April 2018.

RECORD OF PROCEEDINGS

Minutes of Delaware City Council

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BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held February 23 2015

- D. Acceptance of the Motion Summary for the Board of Zoning Appeals meeting held November 12, 2014.
- E. Acceptance of the Motion Summary for the Parking and Safety Committee meeting held November 17, 2014.
- F. Acceptance of the Motion Summary for the Finance Committee meeting held November 20, 2014.

Motion: Mr. Shafer moved to approve the Consent Agenda, seconded by Mr. Brush. Motion approved by a 7-0 vote.

ITEM 6: LETTERS, PETITIONS, AND PUBLIC COMMENTS

Ms. Kristin Jones, 164 Sylvan Drive, Delaware, Ohio 43015

Ms. Jones voiced a concern regarding the lack of information provided on the projected Speedway Development. Ms. Jones voiced her concern over the construction of the project, and opposed the development due to health and safety concerns. Mr. Efland addressed the concerns voiced by Ms. Jones, and reported that no development plan had been formally submitted.

ITEM 7: COMMITTEE REPORTS

Mr. Jones informed Council of the upcoming Historic Preservation Commission meeting to be held, Wednesday, February 25, 2015.

Mr. DiGenova informed Council that there is a Shade Tree meeting that will be held, Tuesday, February 24, 2015.

Mr. Brush reviewed the recommendations of the Finance Committee meeting held, February 12, 2015. Mr. Brush discussed the endorsement by the Finance Committee on the passage of legislation for the Glenn Road projects. Mr. Brush also discussed with Council the recycling grant that was awarded to the City of Delaware, as well as the efforts the City of Delaware is taking to pursue prosecution of delinquent filing of income taxes.

ITEM 8: CONSIDERATION OF NEW LIQUOR PERMITS

- A. Kevin Kiet Luc, DBA Spa & Nails, 1149 Columbus Pike, Delaware, OH 43015. Permit Class: D1
- B. Asahi Restaurant Group LLC, DBA Asahi Japanese Restaurant, 1139 Columbus Pike, Delaware, OH 43015. Permit Classes: D2 and D3

Chief Pijanowski reviewed the request for new liquor permits, with no concerns voiced.

Motion: Mr. Brush moved to approve the new liquor permit for Kevin Kiet Luc, DBA Spa & Nails, 1149 Columbus Pike, Delaware, OH 43015, Permit Class: D1, seconded by Mr. Shafer. Motion approved by a 7-0 vote.

Motion: Mr. DiGenova moved to approve the new liquor permit for Asahi Restaurant Group LLC, DBA Asahi Japanese Restaurant, 1139 Columbus Pike, Delaware, OH 43015, Permit Classes: D2 and D3, seconded by Mrs. Keller. Motion approved by a 7-0 vote.

RECORD OF PROCEEDINGS

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held February 23 20 15

ITEM 9: PRESENTATIONS

- A. Second Ward Community Initiative (SWCI) Update, Executive Board Members Cindy Montgomery and Todd Miller

Ms. Cindi Montgomery, 1224 Westwood Drive, Lewis Center, Ohio
Mr. Todd Miller, 160 West Fountain Avenue, Delaware, Ohio
Mr. Harry Hart, 29 David Street, Delaware, Ohio

Ms. Montgomery and Mr. Miller discussed the projects and classes that are being offered at the Second Ward Community Initiative. They also provided information on outreach programs and fundraising efforts. Mr. Hart updated Council on the recent building improvements and provided an update of the building layout.

- B. Heapy Engineering – City Hall HVAC Update – Brad Graupmann and Bill Ferrigno

Mr. Brad Graupmann, 1800 Watermark Drive, Columbus, Ohio, Representative of Heapy Engineering

- C. Parking Survey Results – Kent Shafer

ITEM 10: ORDINANCE NO. 15-14 [Second Reading]

AN ORDINANCE ACCEPTING THE ANNEXATION OF 102.4 ACRES OF LAND MORE OR LESS, DESCRIPTION AND MAP ARE ATTACHED HERETO AS EXHIBITS “A” AND “B” FOR THE ANNEXATION KNOWN AS THE LANE ANNEXATION BY DAVID W. FISHER, AGENT FOR THE PETITIONERS.

The Clerk read the ordinance for the second time.

Motion: Mr. DiGenova moved to suspend the rules for Ordinance No. 15-14, seconded by Mr. Brush. Motion approved by a 7-0 vote.

Motion: Mr. DiGenova moved to adopt Ordinance No. 15-14, seconded by Mr. Brush. Motion approved by a 7-0 vote.

ITEM 11: ORDINANCE NO. 15-16 [Second Reading]

AN ORDINANCE APPROVING A COMBINED PRELIMINARY AND FINAL DEVELOPMENT PLAN FOR DELAWARE CITY SCHOOLS FOR A BUILDING EXPANSION AND PARKING LOT CONFIGURATION FOR DELAWARE HAYES HIGH SCHOOL ON APPROXIMATELY 29.42 ACRES ZONED R-3 (ONE-FAMILY RESIDENTIAL DISTRICT) AND LOCATED AT 289 EUCLID AVENUE.

The Clerk read the ordinance for the second time.

Mr. Efland reviewed the proposed site plan and expansion project.

APPLICANT:

Mr. Larry Davis, 149 Westwood Avenue, Delaware Ohio, Representative for Delaware City Schools

Motion: Mr. DiGenova moved to suspend the rules for Ordinance No. 15-16, seconded by Mr. Shafer. Motion approved by a 7-0 vote.

RECORD OF PROCEEDINGS

Held February 23 2015

Motion: Mr. DiGenova moved to adopt Ordinance No. 15-16, seconded by Mr. Shafer. Motion approved by a 7-0 vote.

ITEM 12: ORDINANCE NO. 15-19 [Second Reading]
AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$12,145,000 IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING THE COSTS OF VARIOUS PUBLIC INFRASTRUCTURE IMPROVEMENTS, TOGETHER WITH ALL RELATED APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

The Clerk read the ordinance for the second time.

Motion: Mr. Brush moved to suspend the rules for Ordinance No. 15-19, seconded by Mr. Shafer. Motion approved by a 7-0 vote.

Motion: Mr. Brush moved to enact the emergency clause for Ordinance No. 15-19, seconded by Mr. Shafer. Motion approved by a 7-0 vote.

Motion: Mr. Brush moved to adopt Ordinance No. 15-19, seconded by Mr. Shafer. Motion approved by a 7-0 vote.

ITEM 13: ORDINANCE NO. 15-20 [Second Reading]
AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$5,640,000, FOR THE PURPOSE OF PAYING THE COSTS OF VARIOUS PUBLIC INFRASTRUCTURE IMPROVEMENTS, TOGETHER WITH ALL RELATED APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

The Clerk read the ordinance for the second time.

Motion: Mr. Brush moved to suspend the rules for Ordinance No. 15-20, seconded by Mr. Shafer. Motion approved by a 7-0 vote.

Motion: Mr. Brush moved to enact the emergency clause for Ordinance No. 15-20, seconded by Mr. Shafer. Motion approved by a 7-0 vote.

Motion: Mr. Brush moved to adopt Ordinance No. 15-20, seconded by Mr. Shafer. Motion approved by a 7-0 vote.

ITEM 14: ORDINANCE NO. 15-21 [Second Reading]
AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$800,000, FOR THE PURPOSE OF PAYING THE COSTS OF PURCHASING AND EQUIPPING THREE EMERGENCY MEDICAL SERVICE VEHICLES INCLUDING ALL NECESSARY EQUIPMENT, TOGETHER WITH ALL RELATED APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

The Clerk read the ordinance for the second time.

Motion: Mr. Brush moved to suspend the rules for Ordinance No. 15-21, seconded by Mr. Shafer. Motion approved by a 7-0 vote.

Motion: Mr. Brush moved to enact the emergency clause for Ordinance No. 15-21, seconded by Mr. Shafer. Motion approved by a 7-0 vote.

RECORD OF PROCEEDINGS

Held February 23 20 15

Motion: Mr. Brush moved to adopt Ordinance No. 15-21, seconded by Mr. Shafer. Motion approved by a 7-0 vote.

ITEM 15: ORDINANCE NO. 15-22 [Second Reading]

AN ORDINANCE DECLARING THE IMPROVEMENT TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE AND EXEMPT FROM TAXATION; ESTABLISHING A MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND AND PROVIDING FOR THE COLLECTION AND DEPOSIT OF SERVICE PAYMENTS INTO THAT FUND; SPECIFYING THE PUBLIC INFRASTRUCTURE IMPROVEMENTS DIRECTLY BENEFITING THE PARCELS; AUTHORIZING COMPENSATION PAYMENTS TO THE DELAWARE CITY SCHOOL DISTRICT, THE OLENTANGY LOCAL SCHOOL DISTRICT AND THE DELAWARE AREA CAREER CENTER; AND AUTHORIZING THE EXECUTION OF RELATED SCHOOL COMPENSATION AGREEMENTS AND TAX INCREMENT FINANCING AGREEMENTS FROM TIME TO TIME, AND DECLARING AN EMERGENCY.

The Clerk read the ordinance for the second time.

Motion: Mr. Brush moved to suspend the rules for Ordinance No. 15-22, seconded by Mr. DiGenova. Motion approved by a 7-0 vote.

Motion: Mr. Brush moved to enact the emergency clause for Ordinance No. 15-22, seconded by Mr. DiGenova. Motion approved by a 7-0 vote.

Motion: Mr. Brush moved to adopt Ordinance No. 15-22, seconded by Mr. DiGenova. Motion approved by a 7-0 vote.

ITEM 16: CITY MANAGER'S REPORT

Mr. Homan provided a compliment received by the Public Works Department on the recent removal of snow throughout the City.

Mr. Homan informed Council that Chief Donahue will be having a phone conference with the Salvation Army to further discuss the efforts needed to assist the homeless population.

Mr. Homan discussed with Council that Mayor Riggle and himself met with the Parks and Recreation Advisory Board at the February 17, 2015 meeting to discuss the changing role of the board.

ITEM 17: COUNCIL COMMENTS

Mrs. Keller discussed the earlier concerns that were voiced by Ms. Jones on the projected Speedway development, and discussed that as soon as a plan is available, that the public will be notified and provided the opportunity to review the plans at the Planning Commission meeting.

Mr. Brush informed Council of an informal public meeting to be held March 3, 2015 to discuss the plans for a domestic violence shelter in the City of Delaware.

Mayor Riggle provided compliments to the City of Delaware Police and Fire Department on the services and follow through that they provided to a resident in need.

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ITEM 18: ADJOURNMENT

Motion: Mr. Shafer moved to adjourn the meeting. The meeting adjourned at 8:58 p.m.



Mayor Carolyn Kay Riggle



Elaine McCloskey, Council Clerk