The regular meeting of October 26, 2015 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 Joe DiGenova, Fourth Ward Andrew Brush, Vice Mayor George Hellinger and Mayor Carolyn Kay Riggle who presided. Absent from the meeting was At Large Kent Shafer. The invocation was given by Pastor John Powers followed by the Pledge of Allegiance.

Staff Present: Darren Shulman, City Attorney, Sean Hughes, Economical Development Director, Dave Efland, Planning and Community Development Director, Matt Weber, Deputy City Engineer, Scott Stowers, IT Director, Dean Stelzer, Finance Director, Bruce Pijanowski, Police Chief, Jackie Walker, Assistant City Manager, and Tom Homan, City Manager

Motion to Excuse: Mr. Brush moved to excuse Mr. Shafer, seconded by Mr. Jones. Motion approved by a 6-0 vote.

ITEM 4: APPROVAL OF MINUTES

APPROVAL of the Motion Summary of the Council Work Session held October 5, 2015.
APPROVAL of the Motion Summary of the regular meeting of Council held October 12, 2015, as recorded and transcribed.

Motion: Mrs. Keller moved to approve the Motion Summary of the Council Work Session held October 5, 2015, seconded by Mr. Jones. Motion approved by a 5-0-1 (Brush) vote.

Motion: Mr. Brush moved to approve the Motion Summary for the regular meeting of Council held October 12, 2015, seconded by Mr. DiGenova. Motion approved by a 6-0 vote.

ITEM 5: CONSENT AGENDA

A. Acceptance of the Motion Summaries of the Sister City Advisory Board meetings held April 14 and July 14, 2015.
B. Acceptance of the Motion Summary of the Airport Commission meeting held July 16, 2015.

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

ITEM 6: LETTERS, PETITIONS, AND PUBLIC COMMENTS

Mark McHenry
21 Glengary Dr.
Delaware, Ohio 43015

Mr. McHenry requested that the code to not permit real estate and development signs be enforced by the city.

ITEM 7: COMMITTEE REPORTS

Mr. Jones informed Council that there will be a Historic Preservation Commission meeting held October 28, 2015.

Mrs. Keller provided an update on the Spray and Play at Veteran's Park.

Mr. DiGenova provided an update on the meeting held by the Revolving Loan Committee. Mr. DiGenova informed Council that the Shade Tree Commission will meet October 27, 2015.

Vice-Mayor Hellinger provided an update regarding the meeting held by the Airport Commission.

ITEM 8: RESOLUTION NO. 15-50 [First Reading]
A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN REVOLVING LOAN FUND (RLF) LOAN AGREEMENT WITH PRECISION TOWER PRODUCTS, LLC, FOR THE PURPOSE OF PURCHASING LAND AND EQUIPMENT AT THEIR NEW DEVELOPMENT SITE ON PITTSBURGH DRIVE.

The Clerk read the resolution for the first time.

APPLICANT:
Bob Archer
7115 Hawksbeard Dr.
Westerville, Ohio

Mr. DiGenova discussed the request by the Revolving Loan Fund Committee to make some changes to guideline 09-49 and to discuss these changes at a later time.

Motion: Mr. DiGenova moved to adopt Resolution No. 15-50, seconded by Mr. Brush. Motion approved by a 6-0 vote.

ITEM 9: RESOLUTION NO. 15-51 [First Reading]
A RESOLUTION DECLARING THE INTENT OF THE CITY OF DELAWARE TO APPROPRIATE PROPERTY OF THE SHIPLEY FAMILY REVOCABLE TRUST, WICKHAM FAMILY TRUST, ROBIN LESLIE WICKHAM, JAMES D. WICKHAM, THOMAS C, HARGREAVES, AND JAMES D. HARGREAVES AT THE ADDRESSES LISTED BELOW, FOR PUBLIC USE FOR ROADWAY IMPROVEMENTS.

The Clerk read the resolution for the first time.

Mr. Shulman discussed the intent for use of the land for a bike path. Mrs. Keller voiced a concern regarding the use of eminent domain, and requested information on any concerns voiced by property owners. Mr. Homan discussed concern by resident if they are able to cross the bike path with a road access point in future development.

Motion: Mr. Brush moved to adopt Resolution No. 15-51, seconded by Vice-Mayor Hellinger. Motion approved by a 6-0 vote.

ITEM 10: ORDINANCE NO. 15-107 [First Reading]
AN ORDINANCE SUPPLEMENTING THE 2015 APPROPRIATIONS ORDINANCE TO PROVIDE FUNDING FOR THE DESIGN, CONSTRUCTION AND INSTALLATION OF EXHIBITS FOR THE EDUCATIONAL CENTER AT THE WATER TREATMENT PLANT.

The Clerk read the ordinance for the first time.

Mrs. Walker provided an update on the funding for the design construction.

Motion: Mr. DiGenova moved to suspend the rules for Ordinance No. 15-107, seconded by Mr. Brush. Motion approved by a 6-0 vote.

Motion: Mr. DiGenova moved to adopt Ordinance No. 15-107, seconded by Mr. Brush. Motion approved by a 6-0 vote

ITEM 11: ORDINANCE NO. 15-106 [Second Reading]
AN ORDINANCE APPROVING A PRELIMINARY DEVELOPMENT PLAN FOR SPEEDWAY FOR AN APPROXIMATE 4,608 SQUARE FOOT GAS STATION AND CONVENIENCE STORE ON APPROXIMATELY 12.912 ACRES LOCATED ON THE NORTHWEST CORNER OF US23 NORTH AND HILLS MILLER ROAD ON PROPERTY ZONED B-4 (GENERAL BUSINESS DISTRICT).

The Clerk read the ordinance for the second time.

Mr. Efland provided a presentation that discussed major issues regarding the land use and zoning, environmental concerns, site design, building design, and traffic and engineering concerns. Mr. Efland reviewed the proposed site plan, proposed landscape plans, and reviewed the setback of the building.

Mr. Weber discussed the traffic study and addressed concerns voiced by the public

APPLICANT:
Chris Warshaw
395 Springside Dr.
Akron, Ohio

Bryan Witt
500 Speedway Dr.
Enon, Ohio

Mr. Warshaw provided a presentation to address site plan, environmental concerns, alcohol and tobacco sale policy, and safety and security plans.

Public Participation:
Jim Molina
185 Kensington Dr.
Delaware, Ohio 43015

Mr. Molina requested the consideration of an additional stop light north of Hills Miller Rd.

Kristen Jones
164 Sylvan Dr.
Delaware, Ohio 43015

Ms. Jones voiced her concern regarding the health and safety of the surrounding residents and voiced concern regarding the impact of the fumes to their health.

Richard Lantham
231 Sylvan Dr.
Delaware, Ohio 43015

Ms. Susan McGrail requested permission to read a text message on behalf of Mr. Lantham who was unable to attend the meeting. Mr. Lantham voiced a concern regarding the growth rate reported by MORPC.

Matt Kuchers
215 Kensington Dr.
Delaware, Ohio 43015

Mr. Kuchers provided a petition to Council that was signed by residents from Oakhurst.

Motion: Mr. Brush moved to suspend the rules for Ordinance No. 15-106, seconded by Mrs. Keller. Motion approved by a 5-0-1 (Jones) vote.

Motion: Mr. Brush moved to adopt Ordinance No. 15-106, seconded by Mrs. Keller. Motion approved by a 5-0-1 (Jones) vote.

ITEM 12: FINANCE DIRECTOR'S REPORT

ITEM 13: CITY MANAGER'S REPORT

Mr. Homan discussed the plans for the Delegates visiting from Sakata, Japan.

Mr. Homan requested dates that Council will be unavailable during the month of December to schedule budget meetings.

ITEM 14: COUNCIL COMMENTS

Vice-Mayor Hellinger requested an update on the Wayfinding Program. Mr. Efland provided an update.

Mayor Riggle provided information on the November 8, 2015 Veteran's Parade.

Mr. Jones requested a review of the scheduled dates of Council meetings for the month of November. Mr. Homan reviewed the scheduled dates and times.

Mr. DiGenova reminded Council of Election Day, November 3, 2015.

ITEM 15: ADJOURNMENT

Motion: Mr. Brush moved to adjourn the meeting. The meeting adjourned at 8:42 p.m.

Carolyn Kay Riggle
Mayor Carolyn Kay Riggle

Elaine McCloskey
Elaine McCloskey, Council Clerk