

RECORD OF PROCEEDINGS

Held August 8 20 16

The regular meeting of Council held August 8, 2016 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, Third Ward Joe DiGenova, Fourth Ward Kyle Rohrer (arrived at 7:10 p.m.), At Large George Hellinger, and Mayor Carolyn Kay Riggle who presided. Absent from the meeting was Second Ward Lisa Keller and Vice-Mayor Kent Shafer. The invocation was given Mr. DiGenova, followed by the Pledge of Allegiance.

Staff Present: Darren Shulman, City Attorney, , Dean Stelzer, Finance Director, Lance Schultz, Zoning Administrator, Sean Hughes, Economic Development Director, John Donahue, Fire Chief, Bruce Pijanowski, Brad Stanton, Public Utilities Director, Ted Miller, Parks & Natural Resources Director, Jackie Walker, Assistant City Manager, and Tom Homan, City Manager

ITEM 4: MOTION TO EXCUSE Second Ward Council Member Lisa Keller and Vice-Mayor Kent Shafer

Motion: Mr. Jones moved to excuse Mrs. Keller and Vice-Mayor Kent Shafer, seconded by Mr. Hellinger. Motion approved by a 4-0 vote.

ITEM 5: APPROVAL OF MINUTES

APPROVAL of the Motion Summary of the regular meeting of Council held July 25, 2016, as recorded and transcribed.

Motion: Mr. Hellinger moved to approve the Motion Summary for the regular meeting of Council held July 25, 2016 seconded by Mr. Jones. Motion approved by a 4-0 vote.

ITEM 6: CONSENT AGENDA

- A. Acceptance of the Motion Summary for the Shade Tree Commission meeting held June 28, 2016.
- B. Acceptance of the Motion Summary for the Planning Commission meeting held July 6, 2016.
- C. Establish September 12, 2016 at 7:30 p.m. as the date and time for a public hearing and second reading of Ordinance No. 16-72, an ordinance approving a Rezoning for Delaware Housing Corporation from B-3 (Community Business District) to R-6 (Multi-Family Residential District for Londontown Apartments on approximately 0.88 acres (Parcel #419-122-01-006-000) and located at 300 Chelsea Street and of Ordinance No. 16-73, an ordinance approving an Amendment of the Comprehensive Plan for Delaware Housing Corporation on property designated as commercial on the future land use map to moderate density for Londontown Apartments on approximately 0.88 acres (Parcel #419-122-01-006-000) and located at 300 Chelsea Street.

Motion: Mr. DiGenova moved to approve the Consent Agenda, seconded by Mr. Hellinger. Motion approved by a 4-0 vote.

ITEM 7A. LETTERS, PETITIONS, AND PUBLIC COMMENTS

PUBLIC PARTICIPATION:

Mark Butler
407 Western Dreamer Dr.
Delaware, Ohio 43015

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Mr. Butler requested that City Council sponsor a resolution concerning the Confederate Flag and the display of the flag in the City of Delaware.

Mr. Rohrer arrived at 7:10 p.m.

ITEM 7B: COMMITTEE REPORTS

Mr. DiGenova provided an update on the Hayes Memorial.

ITEM 8: ORDINANCE NO. 16-57 [Third Reading]

AN ORDINANCE APPROVING A REZONING AMENDMENT TO THE DEVELOPMENT TEXT FOR PULTE HOMES FOR THE COMMUNITIES AT GLENROSS SECTIONS 11-22 CONSISTING OF 487 SINGLE FAMILY LOTS ON APPROXIMATELY 210.7 ACRES ZONED R-2 PMU (ONE-FAMILY RESIDENTIAL DISTRICT WITH A PLANNED MIXED USE OVERLAY DISTRICT) LOCATED SOUTH OF CHESHIRE ROAD.

The Clerk read the ordinance for the third time.

Mr. Schultz reviewed the City Thoroughfare Plan-2004 and discussed the plans for the road extension to Peachblow Road. Mr. Schultz discussed the placement of an emergency access easement in the proposed site plan. Chief Donahue voiced support for proposed site plan.

Motion: Mr. DiGenova moved to adopt Ordinance No. 16-57, seconded by Mr. Rohrer. Motion approved by a 5-0 vote.

ITEM 9: ORDINANCE NO. 16-58 [Third Reading]

AN ORDINANCE APPROVING AN AMENDMENT TO THE PRELIMINARY DEVELOPMENT PLAN FOR PULTE HOMES FOR THE COMMUNITIES AT GLENROSS SECTIONS 11-22 CONSISTING OF 487 SINGLE FAMILY LOTS ON APPROXIMATELY 210.7 ACRES ZONED R-2 PMU (ONE-FAMILY RESIDENTIAL DISTRICT WITH A PLANNED MIXED USE OVERLAY DISTRICT) LOCATED SOUTH OF CHESHIRE ROAD.

The Clerk read the ordinance for the third time.

Motion: Mr. DiGenova moved to adopt Ordinance No. 16-58, seconded by Mr. Rohrer. Motion approved by a 5-0 vote.

ITEM 10: ORDINANCE NO. 16-59 [Third Reading]

AN ORDINANCE APPROVING AN AMENDMENT TO THE PRELIMINARY SUBDIVISION PLAT TEXT FOR PULTE HOMES FOR THE COMMUNITIES AT GLENROSS SECTIONS 11-22 CONSISTING OF 487 SINGLE FAMILY LOTS ON APPROXIMATELY 210.7 ACRES ZONED R-2 PMU (ONE-FAMILY RESIDENTIAL DISTRICT WITH A PLANNED MIXED USE OVERLAY DISTRICT) LOCATED SOUTH OF CHESHIRE ROAD.

The Clerk read the ordinance for the third time.

Motion: Mr. DiGenova moved to adopt Ordinance No. 16-59, seconded by Mr. Rohrer. Motion approved by a 5-0 vote.

ITEM 11: ORDINANCE NO. 16-62 [First Reading]

AN ORDINANCE APPROVING A FINAL DEVELOPMENT PLAN FOR A POOL FACILITY AND RECREATION AREA FOR PULTE HOMES FOR THE

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COMMUNITIES AT GLENROSS ON APPROXIMATELY 22.7 ACRES ZONED R-2 PMU (ONE-FAMILY RESIDENTIAL DISTRICT WITH A PLANNED MIXED USE OVERLAY DISTRICT) AND LOCATED NORTH OF CHESHIRE ROAD.

The Clerk read the ordinance for the first time.

Mr. Schultz reviewed the proposed site plan and provided information regarding the private use of pool. Mr. Schultz stated that the Home Owners Association will maintain the pool area.

APPLICANT:

Steve Peck
4900 Tuttle Crossing Blvd.
Dublin, Ohio

Motion: Mr. Rohrer moved to suspend the rules for Ordinance No. 16-62, seconded by Mr. DiGenova. Motion approved by a 5-0 vote.

Motion: Mr. Rohrer moved to adopt Ordinance No. 16-62, seconded by Mr. DiGenova. Motion approved by a 5-0 vote.

ITEM 12: ORDINANCE NO. 16-63 [First Reading]

AN ORDINANCE APPROVING A FINAL DEVELOPMENT PLAN FOR PULTE HOMES FOR THE COMMUNITIES AT GLENROSS SECTION 8 CONSISTING OF 34 SINGLE-FAMILY LOTS ON APPROXIMATELY 10.967 ACRES ZONED R-2 PMU (ONE-FAMILY RESIDENTIAL DISTRICT WITH A PLANNED MIXED USE OVERLAY DISTRICT) AND LOCATED ON EAGLEWALK ROAD, WHITE FAWN RUN AND GRAY OWL DRIVE.

The Clerk read the ordinance for the first time.

Mr. Schultz reviewed the Approved Preliminary Development Plan and Plat.

APPLICANT:

Steve Peck
4900 Tuttle Crossing Blvd.
Dublin, Ohio

Motion: Mr. Rohrer moved to suspend the rules for Ordinance No. 16-63, seconded by Mr. DiGenova. Motion failed by a 4-1 (Jones) vote.

ITEM 13: ORDINANCE NO. 16-64 [First Reading]

AN ORDINANCE APPROVING A FINAL SUBDIVISION PLAT FOR PULTE HOMES FOR THE COMMUNITIES AT GLENROSS SECTION 8 CONSISTING OF 34 SINGLE-FAMILY LOTS ON APPROXIMATELY 10.967 ACRES ZONED R-2 PMU (ONE-FAMILY RESIDENTIAL DISTRICT WITH A PLANNED MIXED USE OVERLAY DISTRICT) AND LOCATED ON EAGLEWALK ROAD, WHITE FAWN RUN AND GRAY OWL DRIVE.

The Clerk read the ordinance for the first time.

Mr. Schultz reviewed the Approved Preliminary Development Plan and Plat.

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APPLICANT:

Steve Peck
4900 Tuttle Crossing Blvd.
Dublin, Ohio

Motion: Mr. Rohrer moved to suspend the rules for Ordinance No. 16-64, seconded by Mr. DiGenova. Motion failed by a 4-1 (Jones) vote.

ITEM 14: ORDINANCE NO. 16-65 [First Reading]

AN ORDINANCE APPROVING A FINAL DEVELOPMENT PLAN FOR PULTE HOMES FOR THE COMMUNITIES AT GLENROSS SECTION 9 CONSISTING OF 29 SINGLE FAMILY LOTS ON APPROXIMATELY 11.069 ACRES ZONED R-2 PMU (ONE-FAMILY RESIDENTIAL DISTRICT WITH A PLANNED MIXED USE OVERLAY DISTRICT) AND LOCATED ON CRICK STONE DRIVE AND SILVER FOX WAY.

The Clerk read the ordinance for the first time.

Mr. Schultz reviewed the Approved Preliminary Development Plan and Plat.

APPLICANT:

Steve Peck
4900 Tuttle Crossing Blvd.
Dublin, Ohio

Motion: Mr. Rohrer moved to suspend the rules for Ordinance No. 16-65, seconded by Mr. DiGenova. Motion failed by a 4-1 (Jones) vote.

ITEM 15: ORDINANCE NO. 16-66 [First Reading]

AN ORDINANCE APPROVING A FINAL SUBDIVISION PLAT FOR THE COMMUNITIES AT GLENROSS SECTION 9 CONSISTING OF 29 SINGLE FAMILY LOTS ON APPROXIMATELY 11.069 ACRES ZONED R-2 PMU (ONE-FAMILY RESIDENTIAL DISTRICT WITH A PLANNED MIXED USE OVERLAY DISTRICT) AND LOCATED ON CRICK STONE DRIVE AND SILVER FOX WAY.

The Clerk read the ordinance for the first time.

Mr. Schultz reviewed the Approved Preliminary Development Plan and Plat.

APPLICANT:

Steve Peck
4900 Tuttle Crossing Blvd.
Dublin, Ohio

ITEM 16: ORDINANCE NO. 16-67 [First Reading]

AN ORDINANCE APPROVING A FINAL DEVELOPMENT PLAN FOR PULTE HOMES FOR THE COMMUNITIES AT GLENROSS SECTION 10 CONSISTING OF 34 SINGLE-FAMILY LOTS ON APPROXIMATELY 10.234 ACRES ZONED R-2 PMU (ONE-FAMILY RESIDENTIAL DISTRICT WITH A PLANNED MIXED USE OVERLAY DISTRICT) AND LOCATED ON WHITE FAWN RUN AND GRAY OWL DRIVE.

The Clerk read the ordinance for the first time.

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Mr. Schultz reviewed the Approved Preliminary Development Plan and Plat.

APPLICANT:

Steve Peck
4900 Tuttle Crossing Blvd.
Dublin, Ohio

ITEM 17: ORDINANCE NO. 16-68 [First Reading]

AN ORDINANCE APPROVING A FINAL SUBDIVISION PLAT FOR PULTE HOMES FOR THE COMMUNITIES AT GLENROSS SECTION 10 CONSISTING OF 34 SINGLE-FAMILY LOTS ON APPROXIMATELY 10.234 ACRES ZONED R-2 PMU (ONE-FAMILY RESIDENTIAL DISTRICT WITH A PLANNED MIXED USE OVERLAY DISTRICT) AND LOCATED ON WHITE FAWN RUN AND GRAY OWL DRIVE.

The Clerk read the ordinance for the first time.

Mr. Schultz reviewed the Approved Preliminary Development Plan and Plat.

APPLICANT:

Steve Peck
4900 Tuttle Crossing Blvd.
Dublin, Ohio

ITEM 18: ORDINANCE NO. 16-69 [First Reading]

AN ORDINANCE APPROVING A COMMUNITY REINVESTMENT AREA AGREEMENT AND SCHOOL COMPENSATION AGREEMENT WITH SYMMETRY II LLC, DELAWARE CITY SCHOOLS AND DELAWARE AREA CAREER CENTER FOR INVESTMENT IN REAL PROPERTY IMPROVEMENTS ON PARCEL 41922002003006 (SYMMETRY II).

The Clerk read the ordinance for the first time.

Motion: Mr. DiGenova moved to suspend the rules for Ordinance No. 16-69, seconded by Mr. Rohrer. Motion approved by a 5-0 vote.

Motion: Mr. DiGenova moved to enact the emergency clause for Ordinance No. 16-69, seconded by Mr. Rohrer. Motion approved by a 5-0 vote.

Motion: Mr. DiGenova moved to adopt Ordinance No. 16-69, seconded by Mr. Rohrer. Motion approved by a 4-0-1 (Riggle) vote.

ITEM 19: ORDINANCE NO. 16-70 [First Reading]

AN ORDINANCE AMENDING A 2015 COMMUNITY REINVESTMENT AREA AGREEMENT AND SCHOOL COMPENSATION AGREEMENT WITH PRECISION TOWER PRODUCTS, LLC, DELAWARE CITY SCHOOLS AND DELAWARE AREA CAREER CENTER FOR INVESTMENT IN REAL PROPERTY IMPROVEMENTS ON A PARCEL ON PITTSBURGH DRIVE, AND DECLARING AN EMERGENCY (SKY CLIMBER).

The Clerk read the ordinance for the first time.

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APPLICANT:

Todd King
1600 Pittsburgh Drive
Delaware, Ohio 43015

Motion: Mr. DiGenova moved to suspend the rules for Ordinance No. 16-70, seconded by Mr. Rohrer. Motion approved by a 5-0 vote.

Motion: Mr. DiGenova moved to enact the emergency clause for Ordinance No. 16-70, seconded by Mr. Rohrer. Motion approved by a 5-0 vote.

Motion: Mr. DiGenova moved to adopt Ordinance No. 16-70, seconded by Mr. Rohrer. Motion approved by a 5-0 vote.

ITEM 20: ORDINANCE NO. 16-71 [First Reading]

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A RENEWAL OF THE LAW ENFORCEMENT SUPPORT OFFICE (LESO) PROGRAM.

The Clerk read the ordinance for the first time.

Motion: Mr. Jones moved to suspend the rules for Ordinance No. 16-71, seconded by Mr. Hellinger. Motion approved by a 5-0 vote.

Motion: Mr. Jones moved to adopt Ordinance No. 16-71, seconded by Mr. Hellinger. Motion approved by a 5-0 vote.

ITEM 21: ORDINANCE NO. 16-72 [First Reading]

AN ORDINANCE APPROVING A REZONING FOR DELAWARE HOUSING CORPORATION FROM B-3 (COMMUNITY BUSINESS DISTRICT) TO R-6 (MULTI-FAMILY RESIDENTIAL DISTRICT FOR LONDONTOWN APARTMENTS ON APPROXIMATELY 0.88 ACRES (PARCEL #419-122-01-006-000) AND LOCATED AT 300 CHELSEA STREET.

The Clerk read the ordinance for the first time.

A public hearing has been scheduled for September 12, 2016 at 7:30 p.m.

ITEM 22: ORDINANCE NO. 16-73 [First Reading]

AN ORDINANCE APPROVING AN AMENDMENT OF THE COMPREHENSIVE PLAN FOR DELAWARE HOUSING CORPORATION ON PROPERTY DESIGNATED AS COMMERCIAL ON THE FUTURE LAND USE MAP TO MODERATE DENSITY FOR LONDONTOWN APARTMENTS ON APPROXIMATELY 0.88 ACRES (PARCEL #419-122-01-006-000) AND LOCATED AT 300 CHELSEA STREET.

The Clerk read the ordinance for the first time.

A public hearing has been scheduled for September 12, 2016 at 7:30 p.m.

ITEM 23: ORDINANCE NO. 16-74 [First Reading]

AN ORDINANCE APPROVING A COMBINED PRELIMINARY AND FINAL DEVELOPMENT PLAN FOR DELAWARE HOUSING CORPORATION FOR

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LONDONTOWN APARTMENTS ON APPROXIMATELY 0.88 ACRES (PARCEL #419-122-01-006-000) AND LOCATED AT 300 CHELSEA STREET.

The Clerk read the ordinance for the first time.

ITEM 24: ORDINANCE NO. 16-75 [First Reading]

AN ORDINANCE APPROVING A FINAL DEVELOPMENT PLAN FOR PULTE HOMES FOR HEATHERTON PHASE 6 CONSISTING OF 32 SINGLE-FAMILY LOTS ON APPROXIMATELY 9.020 ACRES ZONED R-3 PRD (ONE-FAMILY RESIDENTIAL DISTRICT WITH A PLANNED RESIDENTIAL DEVELOPMENT DISTRICT) AND LOCATED ON CLYMER STREET, ELBRIDGE STREET AND BURGOYNE STREET.

The Clerk read the ordinance for the first time.

ITEM 25: ORDINANCE NO. 16-76 [First Reading]

AN ORDINANCE APPROVING A FINAL SUBDIVISION PLAT FOR PULTE HOMES FOR HEATHERTON PHASE 6 CONSISTING OF 32 SINGLE-FAMILY LOTS ON APPROXIMATELY 9.020 ACRES ZONED R-3 PRD (ONE-FAMILY RESIDENTIAL DISTRICT WITH A PLANNED RESIDENTIAL DEVELOPMENT DISTRICT) AND LOCATED ON CLYMER STREET, ELBRIDGE STREET AND BURGOYNE STREET.

The Clerk read the ordinance for the first time.

ITEM 26: 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.

Mr. Rohrer motioned to enter into Executive Session at 8:12 p.m. This motion was seconded by Mr. Jones and approved by a 5-0 vote. Council met in 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, and 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, Third Ward Joe DiGenova, Fourth Ward Kyle Rohrer, At Large George Hellinger and Mayor Carolyn Kay Riggle. Absent from the session was Second Ward Lisa Keller and Vice-Mayor Kent Shafer. Following the discussion at 9:27 p.m., it was moved by Mr. Jones that Council move back into Open session, seconded by Mr. Hellinger and approved by 5-0 vote.

ITEM 27: CITY MANAGER'S REPORT

Mr. Homan discussed the need to increase funds from the Community Promotions Funds for additional enhancements for the upcoming Ironman event.

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Mr. Homan provided an update on meetings for the Moving Delaware Forward Campaign.

ITEM 28: COUNCIL COMMENTS

Mr. Jones discussed previous meeting with Mark Butler regarding his concerns on the Confederate Flag.

Mr. Jones requested an update on the status of the Comprehensive Plan.

Mr. DiGenova stated that there are plans to have a Finance Meeting in August.

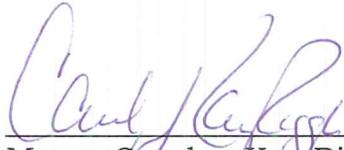
Mr. DiGenova requested an update regarding the Air Force plaque and lighting at Veterans Memorial. Mr. Miller discussed the plans to reposition the lighting.

Mayor Riggle discussed the expected financial impact to the City of Delaware for hosting the Ironman.

Mayor Riggle indicated that a Proclamation will be read on August 12, 2016 at 10:00 a.m. for Ralph Martin.

ITEM 29: ADJOURNMENT

Motion: Mr. Jones moved to adjourn the meeting, seconded by Mr. Hellinger. The meeting adjourned at 9:28 p.m.



Mayor Carolyn Kay Riggle



Elaine McCloskey, Council Clerk