6:30 EXECUTIVE SESSION: Mrs. Keller motioned to enter into executive session at 6:31 p.m. This motion was seconded by Mr. Jones and approved by a 6-0 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, 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, Fourth Ward Kyle Rohrer, At-Large George Hellinger, Vice-Mayor Kent Shafer, and Mayor Carolyn Kay Riggle. Following the discussion at 6:56 p.m., it was moved by Vice-Mayor Shafer that Council move into Open session, seconded by Mr. Hellinger and approved by a 6-0 vote.

The regular meeting of Council held April 10, 2017 was called to order at 7:05 p.m., in the City Council Chambers. The following members of Council were present: First Ward Chris Jones, Second Ward Lisa Keller, Fourth Ward Kyle Rohrer, At-Large George Hellinger, Vice-Mayor Kent Shafer, and Mayor Carolyn Kay Riggle who presided. The invocation was given by Fr. Michael Watson, followed by the Pledge of Allegiance.

Staff Present: Darren Shulman, City Attorney, Dean Stelzer, Finance Director, Dave Efland, Planning and Community Development Director, Brad Stanton, Director of Public Utilities, Bruce Pijanowski, Police Chief, Bill Ferrigno, Public Works Director/City Engineer, and Tom Homan, City Manager

ITEM 4: APPROVAL OF MINUTES

APPROVAL of the Motion Summary of the regular meeting of Council held March 27, 2017, as recorded and transcribed.

Motion: Vice-Mayor Shafer motioned to approve the Motion Summary of the regular meeting of Council held March 27, 2017, as recorded and transcribed, seconded by Mr. Hellinger. Motion approved by a 6-0 vote.

ITEM 5: CONSENT AGENDA

A. Acceptance of the Motion Summary for the Shade Tree Commission Meeting held on February 28, 2017.
B. Acceptance of the Motion Summary for the Public Works/Public Utilities Meeting held on October 4, 2016.
C. Acceptance of the Motion Summary for the Planning Commission Meeting held March 1, 2017.
D. Resolution No. 17-24, a resolution amending Resolution No. 13-19 establishing the City of Delaware Sister City Advisory Board.
E. Resolution No. 17-25, a resolution appointing members to various boards, commissions, and/or committees, and specifying the terms of the appointment.
F. Establish April 24, 2017 at 7:15 p.m. as a date and time for a public hearing and second reading of Ordinance No. 17-22, an ordinance for Redhawk Property Investments Inc. for approval of a Conditional Use Permit allowing an Outdoor Seating Area for Yumii Kettle Corn at 339 South Sandusky Street on 0.52 acres zones B-3 (Community Business District).
G. Establish April 24, 2017 at 7:20 p.m. as a date and time for a public hearing and second reading of Ordinance No. 17-23, an ordinance

for Shorty's Casual Cuisine for approval of a Conditional Use Permit to construct a permanent Outdoor Patio at 554 West Central Avenue on approximately 1.1 acres zoned B-3 (Community Business District).

H. Establish April 24, 2017 at 7:25 p.m. as a date and time for a public hearing and second reading of Ordinance No. 17-24, an ordinance for Tim Colatruglio for approval of a Rezoning Amendment from B-3 (Community Business District) and R-4 (Medium Density Residential District) to B-3 and R-4 PMU (Planned Mixed Use Overlay District) for River Street Business Park on thirteen properties encompassing approximately 2.594 acres located at 45 River Street and Ordinance No. 17-25 , an ordinance for Tim Colatruglio for approval of a Conditional Use Permit allowing the placement of a PMU (Planned Mixed Use Overlay District) for River Street Business Park on thirteen properties encompassing approximately 2.594 acres located at 45 River Street.

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

ITEM 6: LETTERS, PETITIONS, AND PUBLIC COMMENTS

ITEM 7: COMMITTEE REPORTS

Mr. Jones informed Council that the Finance Committee meeting will be held Tuesday, April 11, 2017.

Mr. Hellinger provided an update on the Shade Tree Commission meeting held in March.

Vice-Mayor Shafer provided an update on the recommendations at the Public Works/Public Utility Committee for bulk pick up.

Mayor Riggle informed Council that the Sister City Advisory Board meeting will be held Tuesday, April 11, 2017.

ITEM 8: PRESENTATIONS

A. Proclamation presentation to MADD on Recognition of PowerTalk21 Day.

ITEM 9: CONSIDERATION OF NEW LIQUOR PERMITS

A. ALDI Inc. Ohio, DBA ALDI, 973 Sunbury Road, Delaware, OH 43015. Permit Classes: C1 and C2.

Motion: Vice-Mayor Shafer moved to not request a hearing for consideration of new liquor permit, seconded by Mr. Rohrer. Motion approved by a 6-0 vote.

ITEM 10: RESOLUTION NO. 17-20 [Public Comment and Third Reading]

A RESOLUTION ACCEPTING THE CITY OF DELAWARE'S BIKE MASTER PLAN 2025.

The Clerk read the resolution for the third time.

PRESENTOR:
Eric Lowry

Transportation Planner, Stantec
1500 Lake Shore Drive, Suite 100
Columbus, Ohio 43204

PUBLIC COMMENT:
Larry Harris
C.E.O. for Willowbrook Christian
100 Delaware Crossing West
Delaware, Ohio 43015

Mr. Harris voiced his opposition to the path at the Delaware Run and discussed safety and environmental concerns.

Marian Jacques
10 Birch Row Drive
Delaware, Ohio 43015

Ms. Jacques voiced her opposition to the path at the Delaware Run and discussed concerns related to the thorns on the Thorny Black Locust Tree.

Linda Schrock
143 Delaware Crossing W.
Delaware, Ohio 43015

Ms. Schrock voiced her opposition to the path at the Delaware Run and presented to Council a petition with signatures requesting to permanently remove the path from the plan.

Emma Mirles-Jones
175 S. Sandusky Street
Delaware, Ohio 43015

Ms. Mirles-Jones voiced her support to the bike plan and recommended a committee be created for the maintenance of the paths.

Joe Coleman
67 West Lincoln Avenue
Delaware, Ohio 43015

Mr. Coleman voiced his support for the bike plan, including the path at Delaware Run. Mr. Coleman discussed the need to connect different areas of the city and provide a safe option to ride bikes.

Donna Taylor
117 Aspen Court
Delaware, Ohio 43015

Ms. Taylor voiced his opposition to the path at the Delaware Run.

Tom Louden
1520 West William Street
Delaware, Ohio 43015

Mr. Louden voiced his opposition to the path at the Delaware Run.

Patti Belch

45 Hillside Drive
Delaware, Ohio 43015

Ms. Belch provided additional names to the petition requesting the removal of the Delaware Run path from the plan.

Anna Willow
56 Lobdell Drive
Delaware, Ohio 43015

Ms. Willow voiced her opposition to the path at the Delaware Run and voiced environmental and safety concerns.

Frank Seebode
233 Lake Street
Delaware, Ohio 43015

Mr. Seebode voiced his support for the bike plan including the Delaware Run path.

Ed Schlote
378 Cool Spring Lane
Delaware, Ohio 43015

Traci Cromwell
71 Griswold Street
Delaware, Ohio 43015

Ms. Cromwell voiced her support for the bike plan and discussed the need to have access to the downtown area. Ms. Cromwell discussed the implementation of a Bluebird Trail throughout the path at the Delaware Run.

Dan Nagley
170 Saratogo Street
Delaware, Ohio 43015

Mr. Nagley voiced his support for the bike plan and discussed the need for continued conversation.

Jeremy Schrader
261 Rockcreek Drive
Delaware, Ohio 43015

Mr. Schrader voiced environmental concerns relating to the bike path.

Adam Stiffler
260 North Franklin Street
Delaware, Ohio 43015

Mr. Stiffler discussed research that he completed in regards to crime statistics on multi-use trails and studies completed by MORPC.

Beverly Hall
1706 West William Street
Delaware, Ohio 43015

Ms. Hall voiced concern regarding the Delaware Run bike path and that it is placed in her back yard.

Kathleen Watzek
343 West William Street
Delaware, Ohio 43015

Ms. Watzek voiced support of the bike path and discussed the need for connectivity. Ms. Watzek voiced safety concerns on having a bike path along William Street.

Aaron Straw
70 Hillside Drive
Delaware, Ohio 43015

Mr. Straw voiced his opposition to the path at the Delaware Run.

Council voiced their agreement to have further discussion relating to the Bike Plan 2025.

Mayor Riggle requested a break at 8:38 p.m. Mayor Riggle reconvened the meeting at 8:50 p.m.

ITEM 11: ORDINANCE NO. 17-16 [Third Reading]
AN ORDINANCE APPROVING AN AMENDMENT TO CHAPTER 1168.07 REPLACEMENT OF REMOVED TREES OF CHAPTER 1168 TREE PRESERVATION REGULATIONS OF THE PLANNING AND ZONING CODE.

The Clerk read the ordinance for the third time.

PUBLIC COMMENT:
Jim Hill
495 Executive Campus Drive
Westerville, Ohio 43015

Mr. Hill requested clarification of the variance process.

Vice-Mayor Shafer requested that staff research how other cities define their variance process.

PUBLIC COMMENT:
Paul Olen
219 North Sandusky Street, #5
Delaware, Ohio 43015

Mr. Olen discussed the environmental services provided to the city by large trees.

Mrs. Keller requested that a representative from the Shade Tree Commission be invited to future meetings with city staff and the B.I.A.

ITEM 12: RESOLUTION NO. 17-26 [First Reading]
A RESOLUTION ESTABLISHING A SOLID WASTE BULK ITEM COLLECTION PILOT PROGRAM

The Clerk read the resolution for the first time.

Motion: Mr. Jones moved to adopt Resolution No. 17-26, seconded by Vice-Mayor Shafer. Motion approved by a 6-0 vote.

ITEM 13: RESOLUTION NO. 17-27 [First Reading]
A RESOLUTION ADOPTING A CODE OF CONDUCT FOR APPOINTED OFFICIALS.

The Clerk read the resolution for the first time.

A discussion was held in regards to the language presented in the Code of Conduct with Council recommending the removal of item seven in the General Conduct Guidelines. Mrs. Keller recommended language be included that there is a suspension from the board while awaiting a decision by the Member Conduct Committee and Council. Vice-Mayor Shafer recommended that the Code of Conduct be provided to all Chairpersons for their input.

ITEM 14: ORDINANCE NO. 17-22 [First Reading]
AN ORDINANCE FOR REDHAWK PROPERTY INVESTMENTS INC. FOR APPROVAL OF A CONDITIONAL USE PERMIT ALLOWING AN OUTDOOR SEATING AREA FOR YUMII KETTLE CORN AT 339 SOUTH SANDUSKY STREET ON 0.52 ACRES ZONED B-3 (COMMUNITY BUSINESS DISTRICT).

The Clerk read the ordinance for the first time.

A public hearing has been scheduled for April 24, 2017 at 7:15 p.m.

ITEM 15: ORDINANCE NO. 17-23 [First Reading]
AN ORDINANCE FOR SHORTY'S CASUAL CUISINE FOR APPROVAL OF A CONDITIONAL USE PERMIT TO CONSTRUCT A PERMANENT OUTDOOR PATIO AT 554 WEST CENTRAL AVENUE ON APPROXIMATELY 1.1 ACRES ZONED B-3 (COMMUNITY BUSINESS DISTRICT).

The Clerk read the ordinance for the first time.

A public hearing has been scheduled for April 24, 2017 at 7:20 p.m.

ITEM 16: ORDINANCE NO. 17-24 [First Reading]
AN ORDINANCE FOR TIM COLATRUGLIO FOR APPROVAL OF A REZONING AMENDMENT FROM B-3 (COMMUNITY BUSINESS DISTRICT) AND R-4 (MEDIUM DENSITY RESIDENTIAL DISTRICT) TO B-3 AND R-4 PMU (PLANNED MIXED USE OVERLAY DISTRICT) FOR RIVER STREET BUSINESS PARK ON THIRTEEN PROPERTIES ENCOMPASSING APPROXIMATELY 2.594 ACRES LOCATED AT 45 RIVER STREET.

The Clerk read the ordinance for the first time.

A public hearing has been scheduled for April 24, 2017 at 7:25 p.m.

ITEM 17: ORDINANCE NO. 17-25 [First Reading]
AN ORDINANCE FOR TIM COLATRUGLIO FOR APPROVAL OF A CONDITIONAL USE PERMIT ALLOWING THE PLACEMENT OF A PMU (PLANNED MIXED USE OVERLAY DISTRICT) FOR RIVER STREET

BUSINESS PARK ON THIRTEEN PROPERTIES ENCOMPASSING APPROXIMATELY 2.594 ACRES LOCATED AT 45 RIVER STREET.

The Clerk read the ordinance for the first time.

A public hearing has been scheduled for April 24, 2017 at 7:25 p.m.

ITEM 18: ORDINANCE NO. 17-26 [First Reading]
AN ORDINANCE FOR TIM COLATRUGLIO FOR APPROVAL OF A PRELIMINARY DEVELOPMENT PLAN FOR RIVER STREET BUSINESS PARK ON THIRTEEN PROPERTIES ENCOMPASSING 2.594 ACRES LOCATED AT 45 RIVER STREET.

The Clerk read the ordinance for the first time.

ITEM 19: ORDINANCE NO. 17-27 [First Reading]
AN ORDINANCE FOR MARONDA HOMES APPROVING A FINAL SUBDIVISION PLAT FOR CURTIS FARMS, PHASE 4 CONSISTING OF 32 SINGLE FAMILY LOTS ON APPROXIMATELY 7.411 ACRES ZONED R-4 (MEDIUM DENSITY RESIDENTIAL DISTRICT) AND LOCATED ON DELAWARE DRIVE.

The Clerk read the ordinance for the first time.

APPLICANT:
Chad Buckley
250 Old Wilson Bridge Road, suite 250
Worthington, Ohio

Motion: Mrs. Keller moved to suspend the rules for Ordinance No. 17-27, seconded by Mr. Jones. Motion approved by a 6-0 vote.

Motion: Mrs. Keller moved to adopt Ordinance No. 17-27, seconded by Mr. Jones. Motion approved by a 6-0 vote.

ITEM 20: CITY MANAGER'S REPORT
Mr. Homan provided information on his upcoming trip to Sakata, Japan.

Mr. Homan provided an update on the recent presentation to Moody.

ITEM 21: COUNCIL COMMENTS
Mrs. Keller informed Council that she will not be present at the April 24, 2017 City Council meeting due to a work conflict.

Mayor Riggle informed Council that Mr. Homan and herself recently attended the 20th anniversary celebration for JASCO.

ITEM 22: ADJOURNMENT

Motion: Vice-Mayor Shafer moved to adjourn the meeting. The meeting adjourned at 9:31 p.m.

Carolyn Kay Riggle

Mayor Carolyn Kay Riggle

Elaine McCloskey

Elaine McCloskey, Council Clerk