

RECORD OF PROCEEDINGS

Minutes of

Delaware City Council

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held June 12 20 17

Following the Citizen Academy Graduation Ceremony the regular meeting of Council held June 12, 2017 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 Jim Browning, Fourth Ward Kyle Rohrer, At-Large George Hellinger, Vice-Mayor Kent Shafer, and Mayor Carolyn Kay Riggle who presided. The invocation was given by Reverend Akers, followed by the Pledge of Allegiance.

Staff Present: Darren Shulman, City Attorney, Dean Stelzer, Finance Director, Dave Efland, Planning and Community Development Director, Bruce Pijanowski, Police Chief, Bill Ferrigno, Public Works Director/City Engineer, Ted Miller, Parks and Natural Resource Director, and Tom Homan, City Manager

ITEM 4: APPROVAL OF MINUTES

APPROVAL of the Motion Summary of the regular meeting of Council held May 22, 2017, as recorded and transcribed.

Motion: Mr. Jones motioned to approve the Motion Summary of the regular meeting of Council held May 22, 2017, as recorded and transcribed, seconded by Vice-Mayor Shafer. Motion approved by a 7-0 vote.

ITEM 5: CONSENT AGENDA

- A. Acceptance of the Motion Summary for the Shade Tree Commission meeting held April 25, 2017.
- B. Acceptance of the Motion Summary for the Historic Preservation Commission meeting held February 22, 2017.
- C. Acceptance of the Records Commission meeting held July 10, 2013.
- D. Acceptance of the Motion Summary for the Planning Commission meeting held May 3, 2017.
- E. Resolution No. 17-34, a resolution appointing members to various Boards, Commissions, and/or Committees, and specifying the term of the appointments.

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

ITEM 6: LETTERS, PETITIONS, AND PUBLIC COMMENTS

ITEM 7: COMMITTEE REPORTS

ITEM 8: 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 motioned to accept without objection the liquor permit, seconded by Mrs. Keller. Motion approved by a 7-0 vote.

ITEM 9: DISCUSSION OF DESIGNATED OUTDOOR REFRESHMENT AREA (DORA)

Public Participation:

David McCorkle

Economic Development Manager, City of Worthington
6550 N. High Street

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Worthington, Ohio 43085

Mr. McCorkle provided information on the process that Worthington City Council took to create a DORA.

Todd Daughenbaugh
Fresh Start Café and Bakery
422 Oslow Court
Delaware, Ohio 43015

Mr. Daughenbaugh voiced his opposition to having a DORA with in the City of Delaware.

Genti Koci
Opa Grill and Tavern
18 S. Sandusky Street
Delaware, Ohio 43015

Mr. Koci voiced his support to having a DORA with in the City of Delaware.

ITEM 10: PRESENTATION

A. David McCorkle - Economic Development Manager, City of Worthington

ITEM 11: ORDINANCE NO. 17-37 [Second Reading]

AN ORDINANCE AMENDING THE 2017 APPROPRIATIONS ORDINANCE TO PROVIDE FUNDING FOR PROFESSIONAL SERVICES TO COMPLETE AN UPDATE TO THE CITY'S CURRENT COMPREHENSIVE PLAN.

The Clerk read the ordinance for the second time.

Motion: Vice-Mayor Shafer moved to suspend the rules for Ordinance No. 17-37, seconded by Mr. Browning. Motion approved by a 7-0 vote.

Motion: Vice-Mayor Shafer moved to adopt Ordinance No. 17-37, seconded by Mr. Browning. Motion approved by a 7-0 vote.

ITEM 12: RESOLUTON NO. 17-35 [First Reading]

A RESOLUTION OF NO OBJECTION TO THE EXPANSION OF THE CONCORD/SCIOTO COMMUNITY AUTHORITY, A NEW COMMUNITY AUTHORITY UNDER CHAPTER 349 OF THE OHIO REVISED CODE.

The Clerk read the resolution for the first time.

Motion: Vice-Mayor Shafer moved to adopt Resolution No. 17-35, seconded by Mr. Hellinger. Motion approved by a 6-0-1 (Rohrer) vote.

ITEM 13: ORDINANCE NO. 17-38 [First Reading]

AN ORDINANCE APPROVING A COMMUNITY REINVESTMENT AREA AGREEMENT AND SCHOOL COMPENSATION AGREEMENT WITH KIRBY VENTURES, LLC, OAK AND BRAZEN, LLC, DELAWARE CITY SCHOOLS, DELAWARE AREA CAREER CENTER AND THE CITY OF DELAWARE FOR INVESTMENT IN REAL PROPERTY IMPROVEMENTS ON A BUILDING AT 38 EAST WINTER STREET, AND DECLARING AN EMERGENCY.

The Clerk read the ordinance for the first time.

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APPLICANT:

Jeff Kirby
38 E. Winter Street
Delaware, Ohio

Motion: Mrs. Keller moved to suspend the rules for Ordinance No. 17-38, seconded Vice-Mayor Shafer. Motion approved by a 7-0 vote.

Motion: Mrs. Keller moved to enact the emergency clause for Ordinance No. 17-38, seconded by Vice-Mayor Shafer. Motion approved by a 7-0 vote.

Motion: Mrs. Keller moved to adopt Ordinance No. 17-38, seconded by Vice-Mayor Shafer. Motion approved by a 6-0-1 (Riggle) vote.

ITEM 14: ORDINANCE NO. 17-39 [First Reading]

AN ORDINANCE AMENDING THE 2017 APPROPRIATIONS ORDINANCE TO PROVIDE FUNDING FOR AN AMERICAN ELECTRIC POWER GRANT TO COMPLETE A SIGN PLAN AND BID DOCUMENTS FOR A REPLACEMENT INDUSTRIAL PARK SIGN APPROXIMATELY AT PITTSBURGH DRIVE AND LONDON ROAD.

The Clerk read the ordinance for the first time.

Motion: Mr. Hellinger moved to suspend the rules for Ordinance No. 17-39, seconded by Mr. Browning. Motion approved by a 7-0 vote.

Motion: Mr. Hellinger moved to adopt Ordinance No. 17-39, seconded by Mr. Browning. Motion approved by a 7-0 vote.

ITEM 15: ORDINANCE NO. 17-40 [First Reading]

AN ORDINANCE SUPPLEMENTING THE 2017 APPROPRIATIONS ORDINANCE TO PROVIDE ADDITIONAL FUNDING FOR ENGINEERING WAGES, AND DECLARING AN EMERGENCY.

The Clerk read the ordinance for the first time.

Council was in agreement to take to a second reading.

ITEM 16: ORDINANCE NO. 17-41 [First Reading]

AN ORDINANCE AMENDING THE DELAWARE MUNICIPAL COURT AND CLERK OF COURT EMPLOYEE BENEFITS AND LEAVE POLICIES.

The Clerk read the ordinance for the first time.

APPLICANT:

Judge Marianne Hemmeter
Delaware Municipal Court
70 North Union Street
Delaware, Ohio 43015

Doug Staugler
Chief Officer of Community Control
70 North Union Street
Delaware, Ohio 43015

Motion: Vice-Mayor Shafer moved to suspend the rules for Ordinance No.

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17-41, seconded by Mr. Hellinger. Motion approved by a 7-0 vote.

Motion: Vice-Mayor Shafer moved to adopt Ordinance No. 17-41, seconded by Mr. Hellinger. Motion approved by a 7-0 vote.

ITEM 17: ORDINANCE NO. 17-42 [First Reading] AN ORDINANCE AMENDING THE MANAGEMENT, PROFESSIONAL, TECHNICAL, CONFIDENTIAL, AND SUPERVISORY EMPLOYEES PAY PLAN.

The Clerk read the ordinance for the first time.

Motion: Mr. Jones moved to suspend the rules for Ordinance No. 17-42, seconded by Mr. Browning. Motion approved by a 7-0 vote.

Motion: Mr. Jones moved to adopt Ordinance No. 17-42, seconded by Mr. Browning. Motion approved by a 7-0 vote.

ITEM 18: ORDINANCE NO. 17-43 [First Reading] AN ORDINANCE FOR PULTE HOMES APPROVING A FINAL DEVELOPMENT PLAN FOR THE COMMUNITIES AT GLENROSS SECTION 11 FOR 58 SINGLE FAMILY LOTS ON 22.74 ACRES ON PROPERTY ZONED R-2 PMU (ONE-FAMILY RESIDENTIAL DISTRICT WITH A PLANNED MIXED USE OVERLAY DISTRICT) AND LOCATED SOUTH OF CHESHIRE ROAD ON WINTERBOURNE DRIVE, SOLSTICE ROAD, STONE QUARRY DRIVE AND HOLLY BERRY LANE.

The Clerk read the ordinance for the first time.

ITEM 19: ORDINANCE NO. 17-44 [First Reading] AN ORDINANCE FOR PULTE HOMES APPROVING A FINAL SUBDIVISION PLAT FOR THE COMMUNITIES AT GLENROSS SECTION 11 FOR 58 SINGLE FAMILY LOTS ON 22.74 ACRES ON PROPERTY ZONED R-2 PMU (ONE FAMILY RESIDENTIAL DISTRICT WITH A PLANNED MIXED USE OVERLAY DISTRICT) AND LOCATED SOUTH OF CHESHIRE ROAD ON WINTERBOURNE DRIVE, SOLSTICE ROAD, STONE QUARRY DRIVE AND HOLLY BERRY LANE.

The Clerk read the ordinance for the first time.

ITEM 20: ORDINANCE NO. 17-45 [First Reading] AN ORDINANCE FOR GLENN ROAD CAPITAL LLC., APPROVING A PRELIMINARY DEVELOPMENT PLAN FOR BELMONT PLACE SECTIONS 4 AND 5 FOR 72 SINGLE FAMILY LOTS ON APPROXIMATELY 21.5 ACRES ON PROPERTY ZONED R-3 PMU (ONE-FAMILY RESIDENTIAL DISTRICT WITH A PLANNED MIXED USE OVERLAY DISTRICT) AND LOCATED ON MCNAMARA LOOP, NEVILLE LANE AND SQUAREGAITER LANE.

The Clerk read the ordinance for the first time.

ITEM 21: ORDINANCE NO. 17-46 [First Reading] AN ORDINANCE FOR GLENN ROAD CAPITAL LLC., APPROVING A FINAL DEVELOPMENT PLAN FOR BELMONT PLACE SECTIONS 4 AND 5 FOR 72 SINGLE FAMILY LOTS ON APPROXIMATELY 21.5 ACRES ON PROPERTY ZONED R-3 PMU (ONE FAMILY RESIDENTIAL DISTRICT WITH A PLANNED MIXED USE OVERLAY DISTRICT) AND LOCATED ON

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The Clerk read the ordinance for the first time.

ITEM 22: ORDINANCE NO. 17-47 [First Reading]

AN ORDINANCE FOR GLENN ROAD CAPITAL LLC., APPROVING A PRELIMINARY SUBDIVISION PLAT FOR BELMONT PLACE SECTIONS 4 AND 5 FOR 72 SINGLE FAMILY LOTS ON APPROXIMATELY 21.5 ACRES ON PROPERTY ZONED R-3 PMU (ONE-FAMILY RESIDENTIAL DISTRICT WITH A PLANNED MIXED USE OVERLAY DISTRICT) AND LOCATED ON MCNAMARA LOOP, NEVILLE LANE AND SQUAREGAITER LANE.

The Clerk read the ordinance for the first time.

ITEM 23: ORDINANCE NO. 17-48 [First Reading]

AN ORDINANCE FOR GLENN ROAD CAPITAL LLC., APPROVING A FINAL SUBDIVISION PLAT FOR BELMONT PLACE SECTION 4 FOR 34 SINGLE FAMILY LOTS ON 10.426 ACRES ON PROPERTY ZONED R-3 PMU (ONE-FAMILY RESIDENTIAL DISTRICT WITH A PLANNED MIXED USE OVERLAY DISTRICT) AND LOCATED ON MCNAMARA LOOP AND SQUAREGAITER LANE.

The Clerk read the ordinance for the first time.

ITEM 24: 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.

Vice-Mayor Shafer moved to enter into Executive Session at 9:24 p.m. This motion was seconded by Mrs. Keller and approved by a 7-0 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, Second Ward Lisa Keller, Third Ward Jim Browning, Fourth Ward Kyle Rohrer, At Large George Hellinger, Vice Mayor Kent Shafer and Mayor Carolyn Kay Riggle. Following the discussion at 9:52 p.m., it was moved by Mrs. Keller that Council move into Open session, seconded by Mr. Jones and approved by 7-0 vote.

ITEM 25: CITY MANAGER'S REPORT

Mr. Homan discussed concerns voiced over blastings at the National Lime and Stone Company and how to notify the public prior to the occurrences.

Mr. Homan discussed the recently held NOW Watershed Festival and the resignation of Collin Smith, Watershed Coordinator.

Mr. Homan provided information regarding a letter received to Council by Representative Duffy.

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ITEM 26: COUNCIL COMMENTS

Mrs. Keller provided an update on resources for tick identification and Lyme disease.

Mr. Hellinger discussed the need to get more effective communication out to the public.

Mayor Riggle provided information to Chief Pijanowski over concerns of speeding on Stilson Street.

Mayor Riggle provided information on the parade for the Fourth of July, DiGenova Way dedication, and the Water Plant Education Center Dedication ceremony.

Mayor Riggle requested a break at 8:53 p.m. Mayor Riggle reconvened the meeting at 9:00 p.m.

Mr. Shulman provided information on Executive Session.

Council continued their discussed on CoHatch.

ITEM 27: ADJOURNMENT

Motion: Mrs. Keller moved to adjourn the meeting, seconded by Mr. Jones. The meeting adjourned at 9:52 p.m.



Mayor Carolyn Kay Riggle



Elaine McCloskey, Council Clerk