

RECORD OF PROCEEDINGS

Held September 25 20 17

6:30 EXECUTIVE SESSION: Mrs. Keller motioned to enter into executive session at 6:30 p.m. This motion was seconded by Vice-Mayor Shafer 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, 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 6:55 p.m., it was moved by Mr. Jones that Council move into Open session, seconded by Vice-Mayor Shafer and approved by a 7-0 vote.

The regular meeting of Council held September 25, 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, At-Large George Hellinger, Vice-Mayor Kent Shafer, Fourth Ward Kyle Rohrer, and Mayor Carolyn Kay Riggle who presided. The invocation was given by Nicol Ghazi of the Islamic Center of Delaware County, followed by the Pledge of Allegiance.

Staff Present: Darren Shulman, City Attorney; Dean Stelzer, Finance Director, Bruce Pijanowski, Police Chief, John Donahue, Fire Chief, Bill Ferrigno, Director, Public Works, Jackie Walker, Assistant City Manager and Tom Homan, City Manager

ITEM 4: APPROVAL OF MINUTES

APPROVAL of the Motion Summary of the regular meeting of Council held September 11, 2017, as recorded and transcribed.

Motion: Vice-Mayor Shafer motioned to approve the Motion Summary of the regular meeting of Council held September 11, 2017, as recorded and transcribed, seconded by Mr. Hellinger. Motion approved by a 7-0 vote.

ITEM 5: CONSENT AGENDA

- A. Acceptance of the Motion Summary for the Civil Service Commission meeting held July 12, 2017.
- B. Establish October 9, 2017 at 7:30 p.m. as the date and time for a public hearing and second reading of Resolution No. 17-57, a resolution creating a Designated Outdoor Refreshment Area (DORA) for Downtown Delaware and enacting regulations.

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: PRESENTATION

- A. Proclamation recognizing Dylan Jebode from Troop No. 318 for achieving the rank of Eagle Scout through the Boy Scouts of America

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BEAR GRAPHICS 800-325-8094 FORM NO. 10148

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ITEM 9: CONSIDERATION OF NEW LIQUOR PERMIT

A. Tuan Nguyen LLC, DBA Jennis Nail Spa & Bar, 1234 Columbus Pike, Delaware, OH 43015. Permit Class: D3

Chief Pijanowski recommended to Council an extension as notification was provided by the applicant to the Ohio Division of Liquor Control regarding the correct address location.

Motion: Mr. Browning moved to request a 30 day extension for the liquor permit, seconded by Mrs. Keller. Motion approved by a 7-0 vote.

ITEM 10: RESOLUTION 17-54 [Third Reading]

A RESOLUTION ADOPTING THE 2018-2022 FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM (CIP).

The Clerk read the resolution for the third time.

ITEM 11: ORDINANCE NO. 17-61 [Second Reading]

AN ORDINANCE AMENDING THE NEGLECT OF COMPANION ANIMALS SECTION OF THE ANIMAL AND FOWL CHAPTER OF THE GENERAL OFFENSES CODE.

The Clerk read the ordinance for the second time.

A discussion was held regarding adding a time restriction for tethering. Mr. Jones requested that Council consider a 10:00 p.m. to 6:00 a.m. restriction on tethering. Mr. Hellinger recommended considering that no tethering be allowed unattended. Mr. Shulman discussed the ability to make amendments or changes at a later date if more or less restrictions are deemed necessary. Mr. Shulman to provide Council potential amendments that can be included into the ordinance.

Motion: Mr. Jones moved to set October 23, 2017 as a date for a public hearing for Ordinance No. 17-61, seconded by Mrs. Keller. Motion approved by a 7-0 vote.

ITEM 12: RESOLUTION NO. 17-57 [First Reading]

A RESOLUTION CREATING A DESIGNATED OUTDOOR REFRESHMENT AREA (DORA) FOR DOWNTOWN DELAWARE AND ENACTING REGULATIONS.

The Clerk read the resolution for the first time.

A public hearing has been set for October 9, 2017 at 7:30 p.m.

ITEM 13: ORDINANCE NO. 17-62 [First Reading]

AN ORDINANCE AMENDING THE EMPLOYMENT AGREEMENT WITH THE CITY MANAGER.

The Clerk read the ordinance for the first time.

ITEM 14: ORDINANCE NO. 17-63 [First Reading]

AN ORDINANCE DETERMINING THAT THE AMENDMENT TO PETITION FOR EXPANSION OF THE NORTHERN NEW COMMUNITY AUTHORITY COMPLIES WITH THE REQUIREMENTS OF SECTION 349.03 OF THE

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OHIO REVISED CODE AND TO FIX A DATE AND PLACE FOR A PUBLIC HEARING ON THE AMENDMENT TO PETITION FOR EXPANSION.

The Clerk read the ordinance for the first time.

Motion: Mr. Jones motioned to suspend the rules for Ordinance No. 17-63, seconded by Vice-Mayor Shafer. Motion approved by a 7-0 vote.

Motion: Mr. Jones motioned to adopt Ordinance No. 17-63, seconded by Vice-Mayor Shafer. Motion approved by a 7-0 vote.

ITEM 15: FINANCE DIRECTOR’S REPORT

ITEM 16: CITY MANAGER’S REPORT

Mr. Homan provided information on the exhibit at the Ross Art Museum.

Mr. Homan informed Council of the sidewalk project that is almost completed on Central Avenue near Lexington Blvd.

Mr. Homan informed Council that he will be meeting with the superintendent for Olentangy City Schools regarding the connection of Glen Parkway to Berlin Station Road.

ITEM 17: COUNCIL COMMENTS

Mr. Jones informed Mr. Ferrigno that the stop sign at Merrick Blvd is blocked from view due to a tree.

Mr. Jones requested information on determining the size of trash receptacles for multi-family housing. Mr. Ferrigno informed Mr. Jones that staff makes the assessment along with the property owner.

Mrs. Keller discussed a concern she received over the mosquito spraying for West Nile Virus and her concerns over the chemicals that are used. Mayor Riggle requested that the discussion with the Health Department occur at a future Council meeting.

Mr. Hellinger discussed complaints received over The Bag weekly newspaper and advertisements.

Mr. Hellinger provided information on current restrictions of hearing protection while operating a motorcycle.

Mayor Riggle voiced a concern regarding the sensor for the turn light at Houk Rd and Central Avenue.

Mayor Riggle discussed the concern over the continued use of a designated street handicap spot that was granted in front of a house being used by the public. Chief Pijanowski discussed the concern that the spot is on public property. Staff to research if the spot can be designated for the individual.

Mayor Riggle requested an update regarding the placement of the rectangular rapid flashing beacons for Troy Road and Pennsylvania Avenue.

ITEM 18: ADJOURNMENT

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Minutes of

Delaware City Council

Meeting

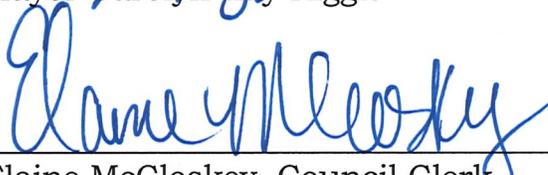
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Motion: Mr. Jones moved to adjourn the meeting, seconded by Mr. Hellinger. The meeting adjourned at 8:13 p.m.



Mayor Carolyn Kay Riggle



Elaine McCloskey, Council Clerk