

# RECORD OF PROCEEDINGS

Minutes of

Delaware City Council

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held July 23 20 18

**6:30 EXECUTIVE SESSION:** Mayor Riggle motioned to enter into executive session at 6:31 p.m. This motion was seconded by Mrs. Keller 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, Third Ward Jim Browning, Fourth Ward Kyle Rohrer, At-Large George Hellinger and Mayor Carolyn Kay Riggle. Absent from the meeting was Vice-Mayor Kent Shafer. Following the discussion at 6:51 p.m., it was moved by Mr. Jones that Council move into Open session, seconded by Mr. Rohrer and approved by a 6-0 vote.

The regular meeting of Council held July 23, 2018 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 and Mayor Carolyn Kay Riggle who presided. Absent from the meeting was Vice-Mayor Kent Shafer. The invocation was given by Associate Chaplain Lisa Ho, of Ohio Wesleyan University, followed by the Pledge of Allegiance.

Staff Present: Christopher Ballard, Assistant City Prosecutor, Ted Miller, Parks and Natural Resource Director, Dean Stelzer, Finance Director, Matt Weber, Deputy City Engineer, Dave Efland, Planning and Community Development Director, J Bruce Pijanowski, Police Chief, and Tom Homan, City Manager

**Motion to Excuse:** Mr. Hellinger motioned to excuse Vice-Mayor Shafer, seconded by Mrs. Keller. Motion approved by a 6-0 vote.

## **ITEM 4: APPROVAL OF MINUTES**

APPROVAL of the Motion Summary of the regular meeting of Council held on July 9, 2018, as recorded and transcribed.

**Motion:** Mrs. Keller motioned to approve the Motion Summary of the regular meeting of Council held July 9, 2018, as recorded and transcribed, seconded by Mr. Mr. Hellinger. Motion approved by a 6-0 vote.

## **ITEM 5: CONSENT AGENDA**

- A. Acceptance of the Motion Summary of the Parks and Recreation Advisory Board meeting held on June 19, 2018, as recorded and transcribed.
- B. Acceptance of the Motion Summary of the Planning Commission meeting held on June 6, 2018, as recorded and transcribed.
- C. Acceptance of the Motion Summary of the Sister City Advisory Board meeting held on April 10, 2018, as recorded and transcribed.
- D. Acceptance of the Motion Summary of the Finance Committee meeting held on April 25, 2018, as recorded and transcribed.
- E. Resolution No. 18-46, a resolution authorizing the City Manager to sign a Memorandum of Understanding between the Helpline of Delaware and Morrow Counties' Sexual Assault Response Network (SARN) Program and the Delaware Police Department.

# RECORD OF PROCEEDINGS

Minutes of

Delaware City Council

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held July 23 20 18

F. Establish August 13, 2018 at 7:30 p.m. as a date and time for a public hearing and second reading for Ordinance No. 18-64, an ordinance approving a Conditional Use Permit request by N & G Takhar Oil for a renovation and expansion of the Marathon Gas Station at 473 South Sandusky Street on approximately 0.80 acres on property zoned B-3 (Community Business District).

**Motion:** Mr. Browning motioned to approve the Consent Agenda, seconded by Mr. Rohrer. Motion approved by a 6-0 vote.

## **ITEM 6: LETTERS, PETITIONS, AND PUBLIC COMMENTS**

There was no public comment.

## **ITEM 7: COMMITTEE REPORT**

Mr. Browning provided an update from the recent Parks and Recreation Advisory Board Meeting in which the discussion was held regarding Frisbee golf.

## **ITEM 8: PRESENTATIONS**

A. Delaware General Health District Update - Shelia Hiddleson, Health Commissioner

### **PRESENTORS:**

Shelia Hiddleson  
Health Commissioner  
Delaware General Health District  
13 West William Street  
Delaware, Ohio

Travis Irvan  
Epidemiologist/Program Manager  
Delaware General Health District  
13 West William Street  
Delaware, Ohio

Ms. Hiddleson provided an update of outreach programs that the Health District offers to County residents, including, prenatal home visits, welcome letters to all new residents, and education programs. She discussed that the Community Health Assessment was recently completed.

Mr. Irvan discussed efforts to increase education on Lyme disease and prevention throughout the County.

## **ITEM 9: CONSIDERATION OF NEW LIQUOR PERMIT**

A. Mystic Golf & Games LLC, 1159 Columbus Pike, Delaware, Ohio 43015. Permit Class: D2

### **APPLICANT:**

David Sturman  
328 Linwood Street  
Delaware, Ohio

Scott Ritter  
333 North Liberty Street  
Delaware, Ohio

RECORD OF PROCEEDINGS

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held July 23 2018

Mr. Rohrer informed Council that he will abstain from the vote due to personal relationship with applicants.

Motion: Mrs. Keller motioned to accept the liquor permit without objection, seconded by Mr. Browning. Motion approved by a 5-0-1 (Rohrer) vote.

ITEM 10: ORDINANCE NO. 18-50 [Fourth Reading]

AN ORDINANCE FOR MANOS PROPERTIES FOR APPROVAL OF A REZONING AMENDMENT FOR THE WESLEYAN INN ON APPROXIMATELY 1.09 ACRES (PARCELS 519-433-04-005-000 AND 519-433-04-002) FROM PO/I (PLANNED OFFICE/INSTITUTIONAL DISTRICT) AND R-3 (ONE-FAMILY RESIDENTIAL DISTRICT) TO PO/I AND R-3 PMU (PLANNED MIXED USE OVERLAY DISTRICT) AT 235 AND 239 WEST WILLIAM STREET.

The Clerk read the ordinance for the fourth time.

APPLICANT:

Jim Manos
5973 Macewen Ct.
Dublin, Ohio

Joe Clase
Plan4Land.LLC
10 W. North St.
Ostrander, Ohio

Mr. Clase requested that Council take Ordinance No. 18-51 to a fifth reading to allow their plan reflect their changes to parking.

ITEM 11: ORDINANCE NO. 18-51 [Fourth Reading]

AN ORDINANCE FOR MANOS PROPERTIES FOR APPROVAL OF A CONDITIONAL USE PERMIT ALLOWING THE PLACEMENT OF A PMU (PLANNED MIXED USE OVERLAY DISTRICT) TO BE ESTABLISHED FOR THE WESLEYAN INN ON APPROXIMATELY 1.09 ACRES (PARCELS 519-433-04-005-000 AND 519-433-04-002) AT 235 AND 239 WEST WILLIAM STREET.

The Clerk read the ordinance for the fourth time. Council to take Ordinance No. 18-51 to a fifth reading.

ITEM 12: ORDINANCE NO. 18-52 [Fourth Reading]

AN ORDINANCE FOR MANOS PROPERTIES FOR APPROVAL OF A PRELIMINARY DEVELOPMENT PLAN FOR THE WESLEYAN INN ON APPROXIMATELY 1.09 ACRES (PARCELS 519-433-04-005-000 AND 519-433-04-002) ON PROPERTY ZONED PO/I AND R-3 PMU (PLANNED MIXED USE OVERLAY DISTRICT) AT 235 AND 239 WEST WILLIAM STREET.

The Clerk read the ordinance for the fourth time. Council to take Ordinance No. 18-52 to a fifth reading.

ITEM 13: ORDINANCE NO. 18-61 [Second Reading]

RECORD OF PROCEEDINGS

Minutes of

Delaware City Council

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held July 23 2018

AN ORDINANCE AMENDING ORDINANCE NO. 11-86 TO EXTEND THE PERMISSIBLE CLOSING DATE OF PROPERTY PREVIOUSLY OFFERED FOR SALE AT PUBLIC AUCTION.

The Clerk read the ordinance for the second time.

Motion: Mr. Jones motioned to suspend the rules for Ordinance No. 18-61, seconded by Mr. Browning. Motion approved by a 6-0 vote.

Motion: Mr. Jones motioned to adopt Ordinance No. 18-61, seconded by Mr. Browning. Motion approved by a 6-0 vote.

ITEM 14: ORDINANCE NO. 18-62 [First Reading]

AN ORDINANCE ACCEPTING THE ANNEXATION OF 2.091 ± ACRES OF LAND MORE OR LESS, DESCRIPTION AND MAP ARE ATTACHED HERETO AS EXHIBITS "A" AND "B" FOR THE ANNEXATION KNOWN AS THE JOSHUA MORGAN ANNEXATION BY ANDREW P. WECKER, AGENT FOR THE PETITIONERS.

The Clerk read the ordinance for the first time.

Motion: Mr. Jones motioned to suspend the rules for Ordinance No. 18-62, seconded by Mr. Browning. Motion approved by a 6-0 vote.

Motion: Mr. Jones motioned to adopt Ordinance No. 18-62, seconded by Mr. Browning. Motion approved by a 6-0 vote.

ITEM 15: ORDINANCE NO. 18-63 [First Reading]

AN ORDINANCE APPROVING A FINAL SUBDIVISION PLAT REQUEST BY STAVROFF LAND DEVELOPMENT INC., FOR BELMONT PLACE SECTION 5 CONSISTING OF 38 SINGLE FAMILY LOTS ON APPROXIMATELY 11.083 ACRES ZONED R-3 PMU (ONE-FAMILY RESIDENTIAL WITH A PLANNED MIXED USE OVERLAY DISTRICT) AND LOCATED ON MCNAMARA LOOP AND NEVILLE LANE.

The Clerk read the ordinance for the first time.

Motion: Mrs. Keller motioned to suspend the rules for Ordinance No. 18-63, seconded by Mr. Jones. Motion approved by a 6-0 vote.

Motion: Mrs. Keller motioned to adopt Ordinance No. 18-63, seconded by Mr. Jones. Motion approved by a 6-0 vote.

ITEM 16: ORDINANCE NO. 18-64 [First Reading]

AN ORDINANCE APPROVING A CONDITIONAL USE PERMIT REQUEST BY N & G TAKHAR OIL FOR A RENOVATION AND EXPANSION OF THE MARATHON GAS STATION AT 473 SOUTH SANDUSKY STREET ON APPROXIMATELY 0.80 ACRES ON PROPERTY ZONED B-3 (COMMUNITY BUSINESS DISTRICT).

The Clerk read the ordinance for the first time. A public hearing and second reading has been scheduled for August 13, 2018 at 7:30 p.m.

ITEM 16: ETHICS TRAINING - CHRIS BALLARD

Mr. Ballard provided the ethics training session for Council.

# RECORD OF PROCEEDINGS

Minutes of

Delaware City Council

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held July 23 20 18

## **ITEM 18: FINANCE DIRECTOR'S REPORT**

### **ITEM 19: CITY MANAGER'S REPORT**

Mr. Homan discussed the need for volunteers at the upcoming Ironman. He informed Council that he will be having a meeting with DKMM regarding the recycling program and also will meet with the County Administrators regarding EMS Contracts.

### **ITEM 20: COUNCIL COMMENTS**

Mr. Browning provided additional information regarding the Parks and Recreation Advisory Board meeting. He discussed the need for volunteers at the upcoming Dave Staley Triathlon and provided information on the basketball courts at Blue Limestone Park. He also discussed complaints he received regarding the low quality road conditions on Hawthorn Boulevard. Mr. Browning informed Council that he recently attended a meeting for Sustainable Delaware.

Mr. Hellinger discussed previous discussions that were held with a previous Council regarding concealed carry of weapons at City Hall. He discussed a Senate Bill that may allow conceal carries in municipal building and the need to address this with the overall security plan.

Mayor Riggle discussed the outcome of the recently held car show and how the weather affected the overall turnout. She recommended that in the future having a rain date.

### **ITEM 21: ADJOURNMENT**

**Motion:** Mr. Jones motioned to adjourn the meeting, seconded by Mr. Browning. The meeting adjourned at 7:58 p.m.

  
\_\_\_\_\_  
Mayor Carolyn Kay Riggle

  
\_\_\_\_\_  
Elaine McCloskey, Council Clerk