

RECORD OF PROCEEDINGS

Minutes of

Delaware City Council

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held December 20 20 18

6:30 EXECUTIVE SESSION: Vice-Mayor Shafer motioned to enter into executive session at 6:32 p.m. This motion was seconded by Mr. Browning 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 6:58 p.m., it was moved by Vice-Mayor Shafer that Council move into Open session, seconded by Mr. Jones and approved by a 7-0 vote.

The year-end meeting of Council held December 20, 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, Vice-Mayor Kent Shafer, and Mayor Carolyn Kay Riggle who presided. The invocation was given by Pastor Mike Cheek with High Point Nazarene Church, followed by the Pledge of Allegiance.

Staff Present: Darren Shulman, City Attorney, Lee Yoakum, Community Affairs Coordinator, Blake Jordan, Public Utilities Director, Dean Stelzer, Finance Director, Bill Ferrigno, Public Works Director/City Engineer, Dave Efland, Planning and Community Development Director, John Donahue, Fire Chief, Bruce Pijanowski, Police Chief, and Tom Homan, City Manager

ITEM 4: APPROVAL OF MINUTES

APPROVAL of the Motion Summary of the Regular Meeting of Council held on December 10, 2018, as recorded and transcribed.

Motion: Mrs. Keller motioned to approve the Motion Summary of the regular meeting of Council held December 10, 2018, as recorded and transcribed, seconded by Vice-Mayor Shafer. Motion approved by a 7-0 vote.

ITEM 5: CONSENT AGENDA

A. Resolution No. 18-67, a resolution establishing meeting times and dates for citizen committees, commissions and boards.

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

ITEM 6: LETTERS, PETITIONS, AND PUBLIC COMMENTS

Lori Houck
222 Knight Dream Street
Delaware, Ohio

Ms. Houck read into the record a written statement voicing her concerns over the management of the YMCA, policies, and participation fees.

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ITEM 7: COMMITTEE REPORT

Mrs. Keller informed Council that the YMCA Advisory Board will be meeting on January 24, 2019.

Vice-Mayor Shafer informed Council that there will be a special Parking and Safety Meeting on January 7, 2019 to discuss the proposed pilot program for traffic restrictions on Hull Drive.

ITEM 8: ORDINANCE NO. 18-109 AMENDED [Third Reading] AN ORDINANCE MAKING APPROPRIATIONS FOR THE YEAR 2019 AND DECLARING AN EMERGENCY.

The Clerk read the ordinance for the third time.

Councilwoman Keller voiced that she would not support a budget in which the expenditures exceed the revenue. Mr. Homan discussed how the proposed budget is balanced by financial management policies and practices. A discussion was held on how to explain the practices to the public.

Motion: Vice-Mayor Shafer motioned to enact the emergency clause for Ordinance 18-109, seconded by Mr. Hellinger. Motion approved with a 5-2 (Jones and Keller) vote.

Motion: Vice-Mayor Shafer motioned to adopt Ordinance 18-109, as amended, seconded by Mr. Hellinger. Motion approved with a 5-2 (Jones and Keller) vote.

ITEM 9: ORDINANCE NO. 18-110 [Third Reading] AN ORDINANCE AMENDING THE DELAWARE MUNICIPAL COURT AND CLERK OF COURT EMPLOYEE BENEFITS AND LEAVE POLICIES, AND DECLARING AN EMERGENCY.

The Clerk read the ordinance for the third time.

Motion: Mr. Jones motioned to enact the emergency clause for Ordinance 18-110, seconded by Mrs. Keller. Motion approved with a 7-0 vote.

Motion: Mr. Jones motioned to adopt Ordinance 18-110, seconded by Mrs. Keller. Motion approved with a 7-0 vote.

ITEM 10: ORDINANCE NO. 18-111 [Third Reading] AN ORDINANCE AMENDING ORDINANCE NO. 17-78 ESTABLISHING THE PAY AND BENEFITS FOR VARIOUS PART-TIME AND INTERMITTENT/SEASONAL EMPLOYEES OF THE CITY OF DELAWARE, AND DECLARING AN EMERGENCY.

The Clerk read the ordinance for the third time.

Motion: Mr. Jones motioned to enact the emergency clause for Ordinance 18-111, seconded by Mrs. Keller. Motion approved with a 7-0 vote.

Motion: Mr. Jones motioned to adopt Ordinance 18-111, seconded by Mrs. Keller. Motion approved with a 7-0 vote.

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ITEM 11: ORDINANCE NO. 18-112 [Third Reading]

AN ORDINANCE AMENDING THE MANAGEMENT, PROFESSIONAL, TECHNICAL, CONFIDENTIAL, AND SUPERVISORY EMPLOYEES PAY PLAN, AND DECLARING AN EMERGENCY.

The Clerk read the ordinance for the third time.

Motion: Mr. Jones motioned to amend Ordinance 18-112, that effective January 15, 2019 to strike City Council Clerk from Management Pay Plan, seconded by Mrs. Keller. Motion approved by a 7-0 vote.

Motion: Mr. Jones motioned to enact the emergency clause for Ordinance 18-112, as amended, seconded by Mrs. Keller. Motion approved with a 7-0 vote.

Motion: Mr. Jones motioned to adopt Ordinance 18-112, as amended, seconded by Mrs. Keller. Motion approved with a 7-0 vote.

ITEM 12: ORDINANCE NO. 18-113 [Third Reading]

AN ORDINANCE ESTABLISHING NEW SALARY RATES FOR THE MAYOR AND MEMBERS OF CITY COUNCIL EFFECTIVE JANUARY 1, 2020 AND REPEALING ORDINANCE NO. 13-44.

The Clerk read the ordinance for the third time.

Motion: Mr. Jones motioned to adopt Ordinance 18-113, seconded by Vice-Mayor Shafer. Motion approved with a 6-1 (Hellinger) vote.

ITEM 13: ORDINANCE NO. 18-114 [Third Reading]

AN ORDINANCE AMENDING THE SCHEDULE OF FEES AND SERVICE CHARGES.

The Clerk read the ordinance for the third time.

Motion: Vice-Mayor Shafer motioned to adopt Ordinance 18-114, seconded by Mr. Browning. Motion approved with a 7-0 vote.

ITEM 14: ORDINANCE NO. 18-117 [Second Reading]

AN ORDINANCE FOR THE DELAWARE COUNTY FAIR BOARD APPROVING A COMBINED PRELIMINARY AND FINAL DEVELOPMENT PLAN FOR THE DELAWARE COUNTY 4H BUILDING LOCATED WITHIN THE DELAWARE COUNTY FAIRGROUNDS ALONG THE NORTH SIDE OF PENNSYLVANIA AVENUE ON PROPERTY ZONED R-3 (ONE-FAMILY RESIDENTIAL DISTRICT).

The Clerk read the ordinance for the second time.

Motion: Vice-Mayor Shafer motioned to suspend the rules for Ordinance 18-117, seconded by Mr. Browning. Motion approved with a 7-0 vote.

Motion: Vice-Mayor Shafer motioned to adopt Ordinance 18-117, seconded by Mr. Browning. Motion approved with a 7-0 vote.

ITEM 15: ORDINANCE NO. 18-118 [Second Reading]

AN ORDINANCE FOR FAHEY BANK COMPANY APPROVING A COMBINED PRELIMINARY AND FINAL DEVELOPMENT PLAN FOR

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FAHEY BANK ON APPROXIMATELY 0.81 ACRES ON PROPERTY ZONED B-3 (COMMUNITY BUSINESS DISTRICT) AND LOCATED AT 75 WEST WILLIAM STREET.

The Clerk read the ordinance for the second time. Council to take Ordinance No. 18-118 to a third reading.

ITEM 16: ORDINANCE NO. 18-119 [Second Reading]

AN ORDINANCE FOR FAHEY BANK COMPANY APPROVING A CONDITIONAL USE PERMIT FOR FAHEY BANK ON APPROXIMATELY 0.81 ACRES ON PROPERTY ZONED B-3 (COMMUNITY BUSINESS DISTRICT) AND LOCATED AT 75 WEST WILLIAM STREET.

The Clerk read the ordinance for the second time. A public hearing is scheduled for January 14, 2018 at 7:20 p.m.

ITEM 17: ORDINANCE NO. 18-120 [Second Reading]

AN ORDINANCE FOR NUTTER COMPANY LLC., APPROVING A CONDITIONAL USE PERMIT FOR BLUE SKY CAR WASH ON APPROXIMATELY 1.28 ACRES ON PROPERTY ZONED A-1 PMU (AGRICULTURAL DISTRICT WITH A PLANNED MIXED USE OVERLAY DISTRICT) AND LOCATED ON LOT 2 OF THE COUGHLIN'S CROSSING DEVELOPMENT.

The Clerk read the ordinance for the second time. A public hearing is scheduled for January 14, 2018 at 7:30 p.m.

ITEM 18: ORDINANCE NO. 18-121 [Second Reading]

AN ORDINANCE FOR NUTTER COMPANY LLC., APPROVING A COMBINED PRELIMINARY AND FINAL DEVELOPMENT PLAN FOR BLUE SKY CAR WASH ON APPROXIMATELY 1.28 ACRES ON PROPERTY ZONED A-1 PMU (AGRICULTURAL DISTRICT WITH A PLANNED MIXED USE OVERLAY DISTRICT) AND LOCATED ON LOT 2 OF THE COUGHLIN'S CROSSING DEVELOPMENT.

The Clerk read the ordinance for the second time.

ITEM 19: ORDINANCE NO. 18-122 [Second Reading]

AN ORDINANCE ESTABLISHING THE SALARY AND BENEFITS OF THE COUNCIL CLERK, AND DECLARING AN EMERGENCY.

The Clerk read the ordinance for the second time.

ITEM 20: ORDINANCE NO. 18-123 [First Reading]

AN ORDINANCE SUPPLEMENTING THE 2018 APPROPRIATIONS ORDINANCE, AND DECLARING AN EMERGENCY.

The Clerk read the ordinance for the first time.

Motion: Vice-Mayor Shafer motioned to suspend the rules for Ordinance No. 18-123, seconded by Mr. Browning. Motion approved by a 7-0 vote.

Motion: Vice-Mayor Shafer motioned to enact the emergency clause for Ordinance No. 18-123, seconded by Mr. Browning. Motion approved by a 7-0 vote.

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Motion: Vice-Mayor Shafer motioned to adopt Ordinance No. 18-123, seconded by Mr. Browning. Motion approved by a 7-0 vote.

ITEM 21: CITY MANAGER'S REPORT

Mr. Homan provided an update on the DKMM meeting that was held. He informed Council that he reached out to Kim Jordan, Interim President of the YMCA regarding the concerns voiced by YMCA members and will provide them with a copy of Ms. Houck's statement. He discussed requests to receive financial reports from the YMCA.

ITEM 22: COUNCIL COMMENTS

Mr. Browning discussed adding an explanation on the website regarding the definition of a balanced budget and financial policies.

ITEM 23: ADJOURNMENT

Motion: Mayor Riggle motioned to adjourn the meeting. The meeting adjourned at 8:07 p.m.



Mayor Carolyn Kay Riggle



Elaine McCloskey, Council Clerk