

RECORD OF PROCEEDINGS

Held November 11 20 19

6:30 P.M. EXECUTIVE SESSION: Vice-Mayor Shafer motioned to enter into executive session at 6:30 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, 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 Vice-Mayor Shafer that Council move into open session, seconded by Mrs. Keller and approved by a 7-0 vote.

The regular meeting of Council held November 11, 2019 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 Shafer, and Mayor Riggle who presided. The invocation was given by Reverend Dwight Cimino, followed by the Pledge of Allegiance with a color presentation by Vietnam Veterans of America, Chapter 1095

Staff Present: Bruce Pijanowski, Police Chief, Natalia Harris, City Prosecutor, Blake Jordan, Public Utilities Director, Bill Ferrigno, Public Works Director/City Engineer, Dean Stelzer, Finance Director, Ted Miller, Parks and Natural Resource Director, Dave Efland, Planning and Community Development Director, Kyle Kridler, 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 on October 28, 2019, as recorded and transcribed.

Motion: Vice-Mayor Shafer motioned to approve the Motion Summary of the regular meeting of Council held October 28, 2019, seconded by Mr. Browning. Motion approved by a 7-0 vote.

ITEM 5: CONSENT AGENDA

- A. Acceptance of the Motion Summary of the Planning Commission meeting held on October 2, 2019, as recorded and transcribed.
- B. Acceptance of the Motion Summary of the Civil Service Commission meeting held on October 9, 2019, as recorded and transcribed.
- C. Resolution No. 19-48, a resolution authorizing the City Manager to enter into a cooperative agreement with the Ohio Department of Transportation for the resurfacing of portions of State Route 37 between Troy Road and US 36.
- D. Resolution No. 19-49, a resolution authorizing the City Manager to enter into a cooperative agreement with the Ohio Department of Transportation for the US 23/US 36 Exit Bin Wall Improvements Project (ODOT Project ID No. 98141).
- E. Establish a November 25, 2019 at 8:00 p.m. as a date and time for a public hearing and second reading of Ordinance No 19-67, an

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BEAR GRAPHICS 800-325-8094 FORM NO. 10148

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ordinance approving a Development Text Amendment for Delaware Development Plan LTD., for Coughlin’s Crossing to Sub-Areas 2, 5, and 6 on approximately 80 acres located east of US 23, west of Stratford Road, north of Meeker Way and south of Elliot Estates Subdivision and zoned A-1 PMU (Agricultural District with a Planned Mixed-Use Overlay District).

- F. Establish November 25, 2019 at 7:30 p.m. as a date and time for a public hearing and first reading of Ordinance No. 19-69, an ordinance making appropriations for the Year 2020 and declaring an emergency.
G. Establish December 9, 2019 at 7:30 p.m. as a date and time for a public hearing and second reading of Ordinance No. 19-69, an ordinance making appropriations for the Year 2020 and declaring an emergency.

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

ITEM 7: COMMITTEE REPORT

The Clerk provided an update on a retreat that was recently held by the Main Street Delaware Board.

ITEM 8: PRESENTATION

- A. Sister City Annual Update – Rand Guebert, Chairman

PRESENTOR:

Rand Guebert
265 West Fountain Avenue
Delaware, Ohio

ITEM 9: CONSIDERATION OF A NEW LIQUOR PERMIT

- A. Philly Petroleum LLC DBA Delaware Marathon, 473 S. Sandusky St., Delaware, Ohio 43015. Permit Classes: C1, C2

Chief Pijanowski informed Council that the department never received the necessary information to provide a thorough background check and that during the investigation the Department of Liquor Control informed them that the applicant did not provide full information. He recommended that Council request a hearing.

Motion: Mrs. Keller motioned to request a hearing for the liquor permit request by Philly Petroleum LLC, seconded by Vice-Mayor Shafer. Motion approved by a 7-0 vote.

ITEM 10: ORDINANCE NO. 19-62 [Second Reading]

AN ORDINANCE REGULATING AND CONTROLLING THE MOVEMENT OF VEHICULAR TRAFFIC IN THE CITY OF DELAWARE BY DESIGNATING VERNON AVENUE WITHIN THE CITY OF DELAWARE CORPORATION LIMITS FROM CHANNING STREET TO WALLACE DRIVE AS A THROUGH STREET AND ESTABLISHING THE SPEED LIMIT TO BE THIRTY-FIVE MILES PER HOUR.

The Clerk read the ordinance for the second time.

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Mr. Hellinger voiced a concern over the change of the speed limit and if that could cause a negative impact during the construction to the point.

Motion: Mrs. Keller motioned to suspend the rules for Ordinance No. 19-62, seconded by Vice-Mayor Shafer. Motion approved by a 7-0 vote.

Motion: Mrs. Keller motioned to adopt Ordinance No. 19-62, seconded by Vice-Mayor Shafer. Motion approved by a 6-1 (Hellinger) vote.

ITEM 11: ORDINANCE NO. 19-63 [First Reading]

AN ORDINANCE ACCEPTING THE ANNEXATION OF 43.847± ACRES OF LAND MORE OR LESS, DESCRIPTION AND MAP ARE ATTACHED HERETO AS EXHIBITS "A" AND "B" FOR THE ANNEXATION KNOWN AS THE EVANS FARM DELAWARE, LLC ANNEXATION BY ANDREW WECKER, AGENT FOR THE PETITIONERS.

The Clerk read the ordinance for the first time. Mr. Homan discussed the issue relating to the inclusion of the property into the Delaware South New Community Authority and that Evans Farm is already included within its own NCA. Council to take Ordinance No. 19-63 to a second reading.

ITEM 12: ORDINANCE NO. 19-64 [First Reading]

AN ORDINANCE APPROVING A COMBINED PRELIMINARY AND FINAL DEVELOPMENT PLAN FOR GREEN DENTAL OFFICE EXPANSION AT 133 WEST HULL DRIVE ON APPROXIMATELY 0.991 ACRES ON PROPERTY ZONED B-3 (COMMUNITY BUSINESS DISTRICT).

The Clerk read the ordinance for the first time.

APPLICANT:

Dr. Robert Green
133 West Hull Drive
Delaware, Ohio

Motion: Mrs. Keller motioned to suspend the rules for Ordinance No. 19-64, seconded by Mr. Jones. Motion approved by a 7-0 vote.

Motion: Mrs. Keller motioned to adopt Ordinance No. 19-64, seconded by Mr. Jones. Motion approved by a 7-0 vote.

ITEM 13: ORDINANCE NO. 19-65 [First Reading]

AN ORDINANCE APPROVING A PRELIMINARY DEVELOPMENT PLAN REQUEST BY T & R PROPERTIES FOR THE ENCLAVE AT THE RAVINES AT OLENTANGY CONTAINING 87 SINGLE FAMILY ATTACHED UNITS ON APPROXIMATELY 14.906 ACRES ON PROPERTY ZONED R-6 PMU (MULTI-FAMILY RESIDENTIAL DISTRICT WITH A PLANNED MIXED-USE OVERLAY DISTRICT) LOCATED ON THE NORTH SIDE OF CURVE ROAD AND WEST OF ROCHDALE RUN.

The Clerk read the ordinance for the first time. Mrs. Keller voiced a concern over the proximity of the development to the closed landfill location and requirement of notification to potential homeowners. Mr. Ferrigno discussed that there is a 1,000 square feet requirement of additional monitoring of methane gas and that staff is working with the

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developer and EPA on the issue. Council to take Ordinance No. 19-65 to a second reading.

ITEM 14: ORDINANCE NO. 19-66 [First Reading]

AN ORDINANCE APPROVING A PRELIMINARY SUBDIVISION PLAT REQUEST BY T & R PROPERTIES FOR THE ENCLAVE AT THE RAVINES AT OLENTANGY CONTAINING 87 SINGLE FAMILY ATTACHED UNITS ON APPROXIMATELY 14.906 ACRES ON PROPERTY ZONED R-6 PMU (MULTI-FAMILY RESIDENTIAL DISTRICT WITH A PLANNED MIXED-USE OVERLAY DISTRICT) LOCATED ON THE NORTH SIDE OF CURVE ROAD AND WEST OF ROCHDALE RUN.

The Clerk read the ordinance for the first time. Council to take Ordinance No. 19-66 to a second reading.

ITEM 15: ORDINANCE NO. 19-67 [First Reading]

AN ORDINANCE APPROVING A DEVELOPMENT TEXT AMENDMENT FOR DELAWARE DEVELOPMENT PLAN LTD., FOR COUGHLIN'S CROSSING TO SUB-AREAS 2, 5, AND 6 ON APPROXIMATELY 80 ACRES LOCATED EAST OF US 23, WEST OF STRATFORD ROAD, NORTH OF MEEKER WAY AND SOUTH OF ELLIOT ESTATES SUBDIVISION AND ZONED A-1 PMU (AGRICULTURAL DISTRICT WITH A PLANNED MIXED-USE OVERLAY DISTRICT).

The Clerk read the ordinance for the first time. A public hearing and second reading for Ordinance No. 19-67 were scheduled for November 25, 2019 at 8:00 p.m.

ITEM 16: ORDINANCE NO. 19-68 [First Reading]

AN ORDINANCE APPROVING AN AMENDED PRELIMINARY DEVELOPMENT PLAN FOR DELAWARE DEVELOPMENT PLAT, LTD., FOR COUGHLIN'S CROSSING SUB-AREAS 2, 5, AND 6 ON APPROXIMATELY 8- ACRES LOCATED EAST OF US 23, WEST OF STRATFORD ROAD, NORTH OF MEEKER WAY AND SOUTH OF ELLIOT ESTATES SUBDIVISION AND ZONED A-1 PMU (AGRICULTURAL DISTRICT WITH A PLANNED MIXED-USE OVERLAY DISTRICT).

The Clerk read the ordinance for the first time. Council to take Ordinance No. 19-68 to a second reading.

ITEM 17: CITY MANAGER'S REPORT

Mr. Homan informed Council that the 2020 Budget will be provided to Council on November 15. The City is moving forward with Pros Consulting to evaluate the Recreation Program needs. Funding in the amount of 8 million was received towards the Point Project and that a study was completed by surrounding areas regarding the US 23 corridor and a draft will be provided to Council.

ITEM 18: COUNCIL COMMENTS

Mayor Riggle provided an update on the recently held Veterans Parade. Mayor Riggle and Council provided personal thanks to Councilman Browning and Councilman Rohrer.

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Minutes of

Delaware City Council

Meeting

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ITEM 19: ADJOURNMENT

Motion: Vice- Mayor Shafer motioned to adjourn the meeting, seconded by Mr. Jones. The meeting adjourned at 7:48 p.m.



Mayor Carolyn Kay Riggle



Elaine McCloskey, Council Clerk