



**City of Powell, Ohio**  
City Council

**MEETING MINUTES**  
**October 20, 2015**

**CALL TO ORDER/ROLL CALL**

A regular meeting of the Powell City Council was called to order by Mayor Jim Hrivnak on Tuesday, October 20, 2015 at 7:30 p.m. City Council members present included Frank Bertone, Richard Cline, Tom Counts, Jim Hrivnak, Brian Lorenz, and Mike Crites. Jon Bennehoof was absent for part of the meeting. Also present were Rocky Kambo, GIS/Planner; Megan Canavan, Communications Director; Debra Miller, Finance Director, Eugene Hollins, Law Director; Steve Lutz, City Manager, Karen J. Mitchell, City Clerk, and interested parties.

**PLEDGE OF ALLEGIANCE**

**CITIZEN PARTICIPATION**

Mayor Hrivnak opened the citizen participation session for items not on the agenda.

Jerry Wolfinger, 3735 Niblick Place. Wants to address the Powell Grand project (Seldom Seen Parkway & Sawmill Parkway). He is a gov't liaison for Stonebridge Condo Association in Golf Village, and is representing this community.

We are against the project as stated due to:

- High density
- Dropped the requirement of age of 55 or older to live there
- Tall height of the buildings
- Vinyl siding
- Additional traffic congestion
- High amount of requested variances

Wanted to thank council for their service to the community.

Hearing nothing further, Mayor Hrivnak closed the public comment session.

**CONSENT AGENDA**

<u>Item</u>	<u>Action Requested</u>
• <i>Departmental Reports – September 2015</i>	<i>Receipt of Electronic Report</i>

MOTION: Councilman Crites moved to adopt the Consent Agenda. Councilman Counts seconded the motion. By unanimous consent of the remaining members of Council, the minutes were approved.

**PROCLAMATION:** Recognition of the Steering Committee Members for dedication to the future of the Powell Community.

**PRESENTATION:** Update from the Delaware General Health District – *Sheila Hiddleston, Commissioner*

- Appointment of Ms. Rosemarie Voegele to the Board of Health.
- Encouraging residents get flu vaccines
- Two positive pools for West Nile virus for which they sprayed in response to
- Community Health Improvement Plan is in its second year. Community Health Assessment data is adult-related. We partnered with Family Children First Council to do a Youth Assessment. Youth Photo Voice project is on YouTube. Five priorities were established:
  - Substance abuse

- o Mental health
- o Overweight/obesity
- o Air pollution
- Telephone calls related to public health nuisances. We will go out and do an investigation and will cc Council and Mr. Lutz on any abatement.

**PRESENTATION:** Changes in Election Polling Locations – Delaware County Board of Elections – *Ali Solove, Republican Representative and Cody Clay, Democrat Representative*

- Consolidated multiple polling locations into 4 or 5 locations
  - o Growth – added 5 precincts due to Census data and lost a few voting locations
  - o Feedback – larger locations are more efficient, cost-effective and more permanent
- All residents notified via mail, and social media of the change of new polling locations

Mr. Lutz: Are the residents that used to vote in our building all going to one location that we can direct them to or to multiple locations?

Ms. Solove: They are in different locations.

**APPROVAL OF MINUTES – October 6, 2015**

MOTION: Councilman Lorenz moved to adopt the minutes of October 6, 2015 as amended. Councilman Counts seconded the motion. By unanimous consent of the remaining members of Council, the minutes were approved.

**SECOND READING: ORDINANCE 2015-48: AN ORDINANCE REPEALING SECTION 181.02(b)(6) OF THE POWELL CITY ORDINANCES REGARDING AN EXEMPTION FOR INCOME TAX ON INDIVIDUALS UNDER EIGHTEEN.**

Mr. Lutz: We spent extensive time at the last council meeting talking about this as well as 2015-49. As a result of House Bill 5, which addresses tax code uniformity. 2015-48 has to do with exemption for income tax for those under 18 years of age.

Ms. Miller: This is an attempt at uniformity of the tax code throughout the municipalities within the state of Ohio and also to mirror many of the federal and state statutes. We will be making this effective for tax year 2015.

Mayor Hrivnak opened this item to public comment. Hearing none, he closed the public comment session.

MOTION: Councilman Counts moved to adopt Ordinance 2015-48. Councilman Lorenz seconded the motion.

VOTE:     Y   6       N   0  

**SECOND READING: ORDINANCE 2015-49: AN ORDINANCE TO ADD CHAPTER 182 OF THE CODIFIED ORDINANCES OF THE CITY OF POWELL REGARDING MUNICIPAL INCOME TAX.**

Mr. Lutz: In order to draft the amendments, the City worked with other municipalities located throughout the state of Ohio so there is uniformity and consistency in addressing the requirements of H.B. 5.

Ms. Miller: There is only one change on the revised Ordinance Exhibit: Page 44, under "Amended Returns", paragraph C, line 1.

Requirements of the new Code:

- Interest rate will have to be posted on the website by October of each year for the following year. It will be 5% in 2016
- Taxpayer's right and responsibilities list. We already have this on our website
- Roles of the taxpayer and the role of the tax administrator during an audit
- Uniformity should make it easier for taxpayers

Councilman Counts: I just want clarify that there is no change in the tax rate. There is no change in credit. This

is merely complying with H.B. 5 for uniformity.

Ms. Miller: That is correct.

Mayor Hrivnak opened this item to public comment. Hearing none, he closed the public comment session.

MOTION: Councilman Cline moved to adopt Ordinance 2015-49. Councilman Counts seconded the motion.

VOTE: Y 6 N 0

**FIRST READING: ORDINANCE 2015-50: AN ORDINANCE AUTHORIZING THE ISSUANCE NOT TO EXCEED \$6,250,000 OF BONDS FOR THE PURPOSE OF ADVANCE REFUNDING PORTIONS OF THE FOLLOWING OUTSTANDING BOND ISSUES: (1) \$2,750,000 POLICE FACILITY IMPROVEMENT AND CONSTRUCTION BONDS, DATED MAY 18, 2006, AND (2) \$6,900,000 VARIOUS PURPOSE BONDS, DATED APRIL 24, 2008; AND AUTHORIZING AND APPROVING RELATED MATTERS.**

Mr. Lutz: This is an item that was reviewed by the Finance Committee. What we are doing is because of the low interest rates. We have an opportunity to refinance a few of our bonds in order to save the taxpayers money. We have our police facility bond, which we utilized to fund the development of our police station and the other bonds are the Liberty Community Financing Authority. This is much like refinancing a house. The saving is estimated to amount to \$470,000. Under the City Charter, this Ordinance does require two readings.

Councilman Counts: We thought it made sense to refinance now for the benefit of the residents.

Ms. Miller: We want to get it refinanced this year because the IRS has bank qualifications. To make sure that we can take advantage of those criteria this year and be able to take those same type of qualifications next year, when we want to issue debt by doing the voted debt, the 3 million, we want to have the ability in both years. Also we are taking advantage of the savings and actually reducing the number of years one of the bonds will be outstanding.

*Councilman Bennehoof arrives.*

Councilman Cline: I noticed that the Ordinance says the amount of the issuance shall not exceed \$6,250,000, but the aggregate principle outstanding in the two 'Whereas' clauses total \$7,140,000. Is that a typo?

Ms. Miller: I will double check that for you. It should be what is outstanding.

Mayor Hrivnak opened this item to public comment. Hearing none, he closed the public comment session.

Ordinance 2015-50 taken to a second reading.

## **COMMITTEE REPORTS**

**Development Committee:** *Next Meeting: November 4, 2015, 6:00 p.m. We will continue our partnership and discussion with Operations regarding the traffic improvement Plan.*

**Finance Committee:** *Next Meeting: Tuesday, November 10, 2015, 7:00 p.m. We focused on the proposed budget. While the budget is conservative, it presents some new initiatives by the City, one of which is midyear hiring of an additional police officer.*

**Operations Committee:** *Next Meeting: Tuesday, October 20, 2015, 6:00 p.m. We had joint committee meeting primarily on short term items to alleviate traffic concerns. We had a lengthy discussion regarding communications. Megan has developed a communications plan specifically on the traffic study and we are very excited to see that rolled out.*

**ONE Community:** *Next Meeting: Monday, November 9, 2015, 7:00 p.m. No meeting this month due to holiday.*

**Planning & Zoning Commission:** *Next Meeting: Wednesday, October 28, 2015, 7:00 p.m. We have no applications for the 10/28 meeting. We thought we were going to get one [application].*

**Comprehensive Plan Steering Committee:** *Next Meeting: Tuesday, October 27, 2015, 7:00 p.m.*

**Powell Community Improvement Corporation:** *Next Meeting: TBA*

**CITY MANAGER'S REPORT**

- 1. Heart of Powell did fold last week and is no longer in existence. Downtown merchants want to schedule a meeting in our building in the next few weeks to talk about what the next steps are. They have asked for councilmembers to be present, if you are available.

Councilman Bennehoof: If it's timely enough, perhaps they could attend the ONE Community meeting and we could have some synergy there.

- 2. I have distributed the current issue of Ohio Magazine – Powell was selected one of the five best towns in the state of Ohio.

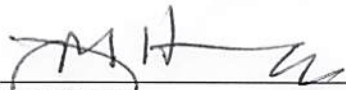

**OTHER COUNCIL MATTERS**

Mayor Hrivnak: With respect to the election, our next council meeting will be held on Wednesday, November 4, 2015 at 7:30 p.m.

**ADJOURNMENT**

MOTION: Councilman Cline moved at 8:13 p.m. to adjourn the meeting. Councilman Crites seconded the motion. By unanimous consent of the remaining members, meeting was adjourned.

**MINUTES APPROVED: November 4, 2015**

	11-11-2015		11-11-15
Jim Hrivnak Mayor	Date	Karen J. Mitchell City Clerk	Date



**City Council**  
Jim Hrivnak, Mayor

Jon Bennehoof	Frank Bertone	Tom Counts	Mike Crites	Richard Cline	Brian Lorenz
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