



**CITY COUNCIL
MEETING MINUTES
May 18, 2021**

1) CALL TO ORDER/ROLL CALL

City Council members present include Frank Bertone, Jon C Bennehoof, Tom Counts, Heather Karr, Melissa Riggins, and Dan Swartwout. Councilmember Brian Lorenz was absent.

Also present were Andy White, City Manager; Megan Canavan, Assistant City Manager; Yazan Ashrawi, Law Director; Karen Sybert, Finance Director; Claudia Husak, Planning Director; Chief Steve Hrytzik; Chris Huber, City Engineer; Aaron Scott, Assistant City Engineer; and Karen J. Mitchell, City Clerk.

2) PLEDGE OF ALLEGIANCE

3) CITIZEN PARTICIPATION

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

Elton Sargent, owner of Prohibition, 21 W. Olentangy, was called to speak. He spoke about the Governor lifting some of the Covid-19 pandemic restrictions and how it impacts his business, such as no longer being able to expand outdoor seating into his parking lot. His business is not back to where it was pre-Covid but is moving in the right direction. He wants the City to come up with a plan to phase out of the Covid restrictions.

Doug Talbot, 372 Day Light Lane, was called to speak about the analysis of House Bill 669 which mainly allowed businesses to have cocktails-to-go and the ability for restaurants to sell liquor on their property. This Bill expires 12/31/2022.

Dustin Sun, owner of Huli Huli, 26 W. Olentangy, was called to speak. He expressed concerns about how the businesses would be allowed to transition back to pre-Covid and would like to see the City put forth a game plan for moving forward.

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

4) APPROVAL OF MINUTES

4.a 04.20.2021 Minutes of City Council

Cover Page
Council Video.JPG
webpage view.JPG

[04202021 City Council Minutes.pdf](#)

MOTION: Jon C Bennehoof moved to approve 4.a) 04.20.2021 Minutes of City Council. Dan Swartwout seconded the motion.

VOTE: Y 6 N 0 (None) AB 0 (None)

4.b 05.05.2021 Minutes of City Council

[05052021 City Council Minutes.pdf](#)

MOTION: Jon C Bennehoof moved to approve 4.b) 05.05.2021 Minutes of City Council. Dan Swartwout seconded the motion.

VOTE: Y 6 N 0 (None) AB 0 (None)

5) CONSENT AGENDA

5.a April 2021 Departmental Monthly Reports

[04.2021 Building Department.pdf](#)
[04.2021 Communications Department.pdf](#)
[04.2021 Development_Report.pdf](#)
[04.2021 Finance Department.pdf](#)
[04.2021 Police Department.pdf](#)

MOTION: Jon C Bennehoof moved to approve 5.a) April 2021 Departmental Monthly Reports. Dan Swartwout seconded the motion.

VOTE: Y 6 N 0 (None) AB 0 (None)

6) RESOLUTIONS

6.a RESOLUTION 2021-10: A RESOLUTION AUTHORIZING THE CITY MANAGER AND POLICE CHIEF TO EXECUTE AN INTERGOVERNMENTAL MUTUAL AID AGREEMENT.

[Cover Page](#)
[2021-10_res.pdf](#)
[2021-10_res Exh A.pdf](#)

Mr. White spoke about how this agreement is for mutual aid among several agencies in the area. Chief Hrytzik spoke about the number of times in the last year his department was asked for or assisted with mutual aide.

The Mayor opened this matter up for public comment. Hearing none, he closed public comments.

Discussion by Council.

MOTION: Jon C Bennehoof moved to approve 6.a) RESOLUTION 2021-10: A RESOLUTION AUTHORIZING THE CITY MANAGER AND POLICE CHIEF TO EXECUTE AN INTERGOVERNMENTAL MUTUAL AID AGREEMENT. Tom Counts seconded the motion.

VOTE: Y 6 N 0 (None) AB 0 (None)

7) ORDINANCES: FIRST READING(S)

7.a ORDINANCE 2021-12: AN ORDINANCE AUTHORIZING THE CITY MANAGER TO AWARD A BID TO COLUMBUS ASPHALT PAVING, INC. IN THE AMOUNT OF \$856,016.40 FOR THE 2021 STREET MAINTENANCE AND REPAIR PROGRAM, AND DECLARING AN EMERGENCY.

Cover Page
Exhibit A - 2021 Street Maintenance Map.pdf
Exhibit B - Bid Summary Memo.pdf
2021-12_ord.pdf

Mr. White introduced the legislation which was established in the 2021 budget for street paving. This bid is inclusive of several alternates and came in under expectation. Staff is recommending approval.

The Mayor opened this matter up for public comment. Hearing none, he closed public comments.

Council discussion.

MOTION: Jon C Bennehoof moved to amend 7.a) ORDINANCE 2021-12 to change the dollar amount in the title of the Ordinance as well as in Section 1 from \$856,014.40 to \$856,016.40. Dan Swartwout seconded the motion.

VOTE: Y 6 N 0 (None) AB 0 (None)

MOTION: Jon C Bennehoof moved to suspend the rules for 7.a) ORDINANCE 2021-12: AN ORDINANCE AUTHORIZING THE CITY MANAGER TO AWARD A BID TO COLUMBUS ASPHALT PAVING, INC. IN THE AMOUNT OF \$856,016.40 FOR THE 2021 STREET MAINTENANCE AND REPAIR PROGRAM, AND DECLARING AN EMERGENCY. Tom Counts seconded the motion.

VOTE: Y 6 N 0 (None) AB 0 (None)

MOTION: Jon C Bennehoof moved to approve 7.a) ORDINANCE 2021-12: AN ORDINANCE AUTHORIZING THE CITY MANAGER TO AWARD A BID TO COLUMBUS ASPHALT PAVING, INC. IN THE AMOUNT OF \$856,016.40 FOR THE 2021 STREET MAINTENANCE AND REPAIR PROGRAM, AND DECLARING AN EMERGENCY. Tom Counts seconded the motion.

VOTE: Y 6 N 0 (None) AB 0 (None)

7.b ORDINANCE 2021-13: AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2021.

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2021-13_ord.docx

MOTION: Jon C Bennehoof moved to suspend the rules as to 7.b) ORDINANCE 2021-13: AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2021. Tom Counts seconded the motion.

VOTE: Y 6 N 0 (None) AB 0 (None)

MOTION: Jon C Bennehoof moved to approve 7.b) ORDINANCE 2021-13: AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2021. Dan Swartwout seconded the motion.

VOTE: Y 6 N 0 (None) AB 0 (None)

7.c ORDINANCE 2021-14: AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2021.

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2021-14_ord.docx

MOTION: Jon C Bennehoof moved to suspend the rules as to 7.c) ORDINANCE 2021-14: AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2021. Dan Swartwout seconded the motion.

VOTE: Y 6 N 0 (None) AB 0 (None)

MOTION: Jon C Bennehoof moved to approve 7.c) ORDINANCE 2021-14: AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2021. Tom Counts seconded the motion.

VOTE: Y 6 N 0 (None) AB 0 (None)

7.d ORDINANCE 2021-15: AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2021.

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2021-15_ord.docx

MOTION: Jon C Bennehoof moved to suspend the rules as to 7.d) ORDINANCE 2021-15: AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2021. Tom Counts seconded the motion.

VOTE: Y 6 N 0 (None) AB 0 (None)

MOTION: Jon C Bennehoof moved to approve 7.d) ORDINANCE 2021-15: AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2021. Tom Counts seconded the motion.

VOTE: Y 6 N 0 (None) AB 0 (None)

8) COMMITTEE REPORTS

8.a 05.18.2021 OC packet

05.18.2021 oc packet.pdf

8.b 05.19.2021 CDAC packet

05.19.2021_cdac packet.pdf

9) CITY MANAGER'S REPORT/CITY CALENDAR

9.a City Calendar

City Calendar.jpg

10) OTHER COUNCIL MATTERS

11) EXECUTIVE SESSION Pursuant to O.R.C. Sec. 121.22(G)(3) Pending or Imminent Litigation.

MOTION: Jon C Bennehoof moved to go into 11) EXECUTIVE SESSION pursuant to Ohio Rev. Code §121.22(G)(3) pending or imminent litigation at 8:07 p.m. Dan Swartwout seconded the motion.

VOTE: Y 6 N 0 (None) AB 0 (None)

12) ADJOURNMENT

MOTION: Tom Counts moved to adjourn the meeting at 8:15 p.m. Dan Swartwout seconded the motion. By unanimous consent of the remaining members, the meeting was adjourned.

MINUTES APPROVED: June 1, 2021

Frank Bertone 6/15/2021 *Daren Mitchell* 6/16/2021

Frank Bertone Date
Mayor City Clerk

