



**CITY COUNCIL
MEETING MINUTES
June 15, 2021**

1) CALL TO ORDER/ROLL CALL

A regular meeting of Powell City Council was called to order by Mayor Frank Bertone on June 15, 2021 at 7:30 p.m. City Council members present include Frank Bertone, Tom Counts, Heather Karr, Brian Lorenz, Melissa Riggins, Dan Swartwout. Jon C. Bennehoof was absent.

Also present were Andrew D White, City Manager; Yazan Ashrawi, Law Director; Jeffrey Tyler, Community Development Director; Claudia Husak, Planning Director; Karen Sybert, Finance Director; and Karen J. Mitchell, City Clerk.

2) PLEDGE OF ALLEGIANCE

3) PROCLAMATIONS

3.a Brain & Alzheimer's Awareness Month, by Patricia Nauseda, Central Ohio Chapter of the Alzheimer's Association. Brain & Alzheimer's Awareness Month.docx

Pam Nauseda was called to speak. She thanked Council for the proclamation and said she was a volunteer and advocate for the Ohio Chapter of the Alzheimer's Association. She spoke about her personal experience with Alzheimer's disease and awareness.

4) CITIZEN PARTICIPATION

5) APPROVAL OF MINUTES

5.a Minutes of June 1, 2021 - 06012021 City Council Minutes.docx

MOTION: Tom Counts moved to approve 5.a) Minutes of June 1, 2021. Dan Swartwout seconded the motion.

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

6) CONSENT AGENDA

6.a Liquor License - Powell Bar & Grill - Powell Bar & Grill LLC liquor license.pdf

6.b May 2021 Departmental Monthly Reports:

6.c RESOLUTION 2021-12: A RESOLUTION APPROVING THE SUBDIVISION PLAT FOR CARRIAGE FARMS 2021, AS REPRESENTED BY 3 PILLAR CARRIAGE FARMS, LLC,

FOR THE PROPERTY LOCATED AT THE NORTHEAST CORNER OF LIBERTY AND CARRIAGE ROADS.

Cover Page
2021-12_res.docx
2021-12_res Exh A.pdf
06.09.2021_PZ Motions.docx

MOTION: Brian Lorenz moved to adopt 6) CONSENT AGENDA. Tom Counts seconded the motion.

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

7) ORDINANCES: SECOND READING(S)

7.a ORDINANCE 2021-16: AN ORDINANCE APPROVING A FINAL DEVELOPMENT PLAN FOR GOOD NIGHT INVESTMENTS, LLC TO RENOVATE AND EXPAND THE EXISTING STRUCTURE FOR A PRIVATE SOCIAL CLUB ON A 0.464 ACRE SITE, MORE OR LESS, LOCATED AT 80 E. OLENTANGY STREET.

Cover Page
2021-16_ord.docx
2021-16_ord Exh A.pdf

Ms. Husak introduced the matter.

The Mayor opened this item up for public comment. Hearing none, he closed the public comment session and opened it up for discussion of Council.

MOTION: Tom Counts moved to adopt 7.a) ORDINANCE 2021-16. Brian Lorenz seconded the motion.

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

7.b ORDINANCE 2021-17: AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2021.

Cover Page
2021-17_ord.docx

Ms. Sybert explained the purpose of this appropriation was to allow the City to contract with an events coordinator to help the City promote some of its events.

The Mayor opened this item up for public comment. Hearing none, he closed the public comment session and opened it up for discussion of Council.

Councilmember Swartwout recused himself from this matter.

MOTION: Tom Counts moved to adopt 7.b) ORDINANCE 2021-17. Brian Lorenz seconded the motion.

VOTE: Y 5 N 0 (None) AB 1 (Dan Swartwout)

7.c ORDINANCE 2021-18: AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A PARKING AGREEMENT WITH GB 8 NORTH LIBERTY STREET, LLC.

Cover Page
2021-18_ord.docx
2021-18_ord Exh A.pdf

Mr. White stated that the Applicant has worked out a parking agreement with a third party so this Ordinance is no longer needed. Mr. White recommended tabling this matter indefinitely.

The Mayor opened this item up for public comment.

Vince Margello, 1900 W. Powell Road, was called to speak. He feels that the parking agreement is for a parking lot that is too far away from the proposed business, the proposed business will draw a large amount of cars, and that patrons will continue to choose to park in his parking lot across the street because it is more convenient.

Chris Freiheit, 18 N. Liberty St., was called to speak. He has businesses that surround this project. He supported Jeni's when it was brought in. He also has concerns about how the crowds this business would draw would affect the parking for his surrounding businesses.

Hearing nothing further, the Mayor closed the public comment session and opened it up for discussion of Council.

MOTION: Tom Counts moved to table 7.c) ORDINANCE 2021-18. Heather Karr seconded the motion.

VOTE: Y 5 N 1 (Brian Lorenz) AB 0 (None)

8) ORDINANCES: FIRST READING(S)

8.a ORDINANCE 2021-19: AN ORDINANCE ACCEPTING THE ANNEXATION OF 35.336 ACRES, MORE OR LESS, LOCATED ON THE SOUTH SIDE OF HOME ROAD BETWEEN THE CSX RAILROAD TRACKS TO THE WEST AND OLD LIBERTY ROAD TO THE EAST, FROM LIBERTY TOWNSHIP TO THE CITY OF POWELL.

Cover Page
2021-19_ord.docx
2021-19_ord Exh A.pdf
Pre_Annexation CC Minutes_01052021.pdf

Ms. Husak reviewed both Ordinance 2021-19 and Ordinance 2021-20 together as companion Ordinances. This legislation seeks to annex 35 acres into the City from Liberty Township and add that to an adjacent 35 acres already within the City. All 70 acres would then have the current zoning changed to Planned Commercial.

The Mayor opened this item up for public comment. Hearing none, he closed the public comment session and opened it up for discussion of Council.

Steve Martin, Esq., 50 N. Sandusky, Delaware, was called to speak. Mr. Martin gave a brief history of the development and the build out plan.

Ordinance 2021-19 was taken to a second reading.

8.b ORDINANCE 2021-20: AN ORDINANCE APPROVING A ZONING MAP AMENDMENT WITH PRELIMINARY DEVELOPMENT PLAN FOR 70 +/- ACRES AT 3041 HOME ROAD, AMENDING THE ZONING MAP FROM PI, PLANNED INDUSTRIAL DISTRICT – CITY OF POWELL AND I, LIBERTY TOWNSHIP INDUSTRIAL DISTRICT TO PC, PLANNED COMMERCIAL DISTRICT CONTINGENT UPON APPROVAL OF THE PENDING ANNEXATION TO THE CITY OF POWELL. Exhibit B

2021-20_ord.docx
2021-20_ord Exh A.pdf
Redwood History.pdf

Ordinance 2021-20 was taken to a second reading.

8.c ORDINANCE 2021-21: AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2021.

Cover Page
2021-21_ord.docx

Mr. White explained that this appropriation was regarding the Seldom Seen TIF for public infrastructure to the Powell Grand development. The City has established a base level cost estimate of reimbursable expenditures for the developer for public improvements.

The Mayor opened this item up for public comment. Hearing none, he closed the public comment session and opened it up for discussion of Council.

MOTION: Tom Counts moved to suspend the rules as to 8.c) ORDINANCE 2021-21. Brian Lorenz seconded the motion.

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

MOTION: Tom Counts moved to adopt 8.c) ORDINANCE 2021-21. Brian Lorenz seconded the motion.

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

8.d ORDINANCE 2021-22: AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH MARQUEE ARTS & ENTERTAINMENT LLC TO PROVIDE EVENT STRATEGY AND MANAGEMENT SERVICES, AND DECLARING AN EMERGENCY.

Cover Page
2021-22_ord.docx
2021-22_ord Exh A.pdf

Mr. White introduced the legislation and stated that this would allow him the ability to enter into a contract with an events coordinator to help the City promote its events for the remainder of 2021.

Attorney Ashrawi noted some changes to the contract did not make it into the agreement and he went over those changes with Council.

The Mayor opened this item up for public comment. Hearing none, he closed the public comment session and opened it up for discussion of Council.

Councilmember Swartwout recused himself from this item.

MOTION: Tom Counts moved to suspend the rules as to 8.d) ORDINANCE 2021-22. Heather Karr seconded the motion.

VOTE: Y 5 N 0 (None) AB 1 (Dan Swartwout)

MOTION: Tom Counts moved to adopt 8.d) ORDINANCE 2021-22. Heather Karr seconded the motion.

VOTE: Y 5 N 0 (None) AB 1 (Dan Swartwout)

9) COMMITTEE REPORTS - 06.15.2021_oc_ag.pdf

10) CITY MANAGER'S REPORT/CITY CALENDAR - City Calendar.jpg

Mr. White updated Council on the parking summit that happened earlier that day; was himself briefed on broadband legislation by the Law Director; and reported on his conversation with Administrator Schuiling regarding Liberty Fire/EMS reimbursement.

Mr. White will be out of the office during the week of July 5. Mr. Tyler will serve as Acting City Manager at that time. Mr. White recommended not holding the July 6th Development and Council meetings. Council agreed to not hold a Council meeting on July 6; however, Councilmember Lorenz may still wish to move forward with Development Committee.

11) OTHER COUNCIL MATTERS


Councilmember Lorenz spoke about his conversation with Senator Brenner regarding the broadband issue and urged Senator Brenner to work to rectify those sorts of issues.

12) ADJOURNMENT

MOTION: Tom Counts moved to ADJOURN at 8:44 p.m. Brian Lorenz seconded the motion.

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

MINUTES APPROVED: July 20, 2021


Date: 7/21/2021
Frank Bertone,
Mayor


Date: 7/21/2021
Karen J. Mitchell
City Clerk

