



**CITY COUNCIL
MEETING MINUTES
FEBRUARY 1, 2022**

I. CALL TO ORDER/ROLL CALL

Mayor Daniel Swartwout brought the meeting to order at 7:30 p.m. City Council members present include Daniel Swartwout, Frank Bertone, Tom Counts, Heather Karr, Brian Lorenz, Christina Drummond and Jon Bennehoff. Also present were Andrew D. White, City manager; Yazan S. Ashrawi Esq., Law Director; Jeffrey Tyler, Assistant City Manager / Community Development Director; Rosa Ocheltree, Finance Director; Buddy Caplinger, Public Services Director; Chris Huber, City Engineer; Claudia Husak, Planning Director; Elise Schellin, Development Planner, Jason Nahvi, HR Business Partner, and Steve Hrytzik, Police Chief.

II. PLEDGE OF ALLEGIANCE

III. CITIZEN PARTICIPATION

Mayor Swartwout opened the citizen participation portion of the meeting, and hearing no comment, citizen participation was closed.

IV. APPROVAL OF MINUTES

MOTION: Frank Bertone moved to approve the January 18, 2022, Council minutes. Jon Bennehoff seconded. Voice vote on approval: all ayes; nays, none; abstain, none.

MOTION PASSED 7-0

V. CONSENT AGENDA

a. RESOLUTION 2022-09

A RESOLUTION AUTHORIZING AND DIRECTING DELAWARE COUNTY TO CONTINUE COLLECTING AND DISTRIBUTING THE REVENUES FROM THE CITY OF POWELL TIF DISTRICTS.

Mayor Swartwout opened Resolution 2022-09 for public comment, and hearing none, public comments portion was closed.

MOTION: Frank Bertone move to adopt Resolution 2022-09. Jon Bennehoof seconded. Voice vote on approval: all ayes; nays, none, abstain, none.

RESOLUTION PASSED: 7-0

VI. RESOLUTIONS

- a. **RESOLUTION 2022-06**
 A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH MANAGEMENT PARTNERS TO PROVIDE STRATEGY AND SERVICES FOR THE CITY COUNCIL GOAL SETTING EVENT.

Mayor Swartwout opened Resolution 2022-06 for public comment, and hearing none, public comments portion was closed.

MOTION: Tom Counts moved to adopt Resolution 2022-06. Jon Bennehoof seconded. Voice vote on approval: all ayes; nays, none; abstain, none.

RESOLUTION PASSED 7-0

- b. **RESOLUTION 2022-07**
 A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH MARQUEE ARTS & ENTERTAINMENT LLC TO PROVIDE EVENT STRATEGY AND MANAGEMENT SERVICES.

Vice Mayor Counts opened Resolution 2022-07 for public comment, and hearing none, public comments portion was closed.

MOTION: Christina Drummond moved to adopt Resolution 2022-07. Jon Bennehoof seconded. Voice vote on approval: all ayes; nays, none; abstain, one, from Mayor Swartwout.

RESOLUTION PASSED 6-0-1

- c. **RESOLUTION 2022-08**
 A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH DMC GROUP LLC FOR IT SERVICES.

Mayor Swartwout opened Resolution 2022-08 for public comment, and hearing none, public comments portion was closed.

MOTION: Jon Bennehoof moved to adopt Resolution 2022-08. Heather Karr seconded. Voice vote on approval: all ayes; nays, none; abstain, one, from Christina Drummond.

RESOLUTION PASSED 6-0-1

d. RESOLUTION 2022-10

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH GPD GROUP FOR ENGINEERING SERVICES PERTAINING TO THE CITY'S 2022 STREET MAINTENANCE AND REPAIR PROGRAM.

Mayor Swartwout opened Resolution 2022-10 for public comment, and hearing none, public comments portion was closed.

MOTION: Brian Lorenz moved to adopt Resolution 2022-10. Jon Bennehoof seconded. Voice vote on approval: all ayes; nays, none; abstain, none.

RESOLUTION PASSED 7-0

e. RESOLUTION 2022-11

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH CTL ENGINEERING, INC. FOR CONSTRUCTION ADMINISTRATION AND CONSTRUCTION INSPECTION OF THE CITY'S 2022 STREET MAINTENANCE AND REPAIR PROGRAM.

Mayor Swartwout opened Resolution 2022-11 for public comment, and hearing none, public comments portion was closed.

MOTION: Jon Bennehoof moved to adopt Resolution 2022-11. Brian Lorenz seconded. Voice vote on approval: all ayes; nays, none; abstain, none.

RESOLUTION PASSED 7-0

VII. ORDINANCES: SECOND READING(S)

a. ORDINANCE 2022-01

AN ORDINANCE APPROVING AN AMENDMENT TO AN APPROVED DEVELOPMENT PLAN FOR THE PROPERTY LOCATED AT 176 W. OLENTANGY STREET AS SUBMITTED BY TRANSFORM CONSTRUCTION FOR A JOINT IDENTIFICATION SIGN.

Mayor Swartwout opened Ordinance 2022-01 for public comment, and hearing none, public comments portion was closed.

MOTION: Brian Lorenz moved to adopt Ordinance 2022-01. Jon Bennehoof seconded. Mayor Swartwout called for a roll call for passage: Frank Bertone, yes; Tom Counts, yes; Christina Drummond, yes; Heather Karr, yes; Brian Lorenz, yes; Daniel Swartwout, yes; and Jon Bennehoof, yes.

ORDINANCE PASSED 7-0

VIII. ORDINANCES: FIRST READING(S)

a. ORDINANCE 2022-02

AN ORDINANCE APPROVING A FINAL DEVELOPEMNT PLAN AND ALL ASSOCIATED SITE IMPROVEMENTS AND DEVELOPMENT TEXT DEVIATIONS FOR 8.6 +/- ACRES AT 4026 HOME ROAD KNOWN AS LIBERTY RESERVE, ZONED PR – PLANNED RESIDENCE DISTRICT.

Mayor Swartwout opened Ordinance 2022-02 for public comment.

David Anderson, Trustee for the Beautiful Savior Lutheran Church, at 3924 Home Rd., spoke about their drainage concerns. He stated that the property wasn't maintained and the drainage has caused major issues for the Church. He asked that this be taken care of by the Developer.

Les Wibberley, 5005 Bayhill Dr., thanked Council and Staff for considering the bike paths and their necessity to be addressed in this development.

Mayor Swartwout asked if there were any further public comment, and hearing none, public comments portion was closed.

Mayor Swartwout declared Ordinance 2022-02 has had its first reading, to return on February 15, 2022 for its second reading.

b. ORDINANCE 2022-03

AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2022, AND DECLARING AN EMERGENCY. (Suspension of the Rules Requested)

Mayor Swartwout opened Ordinance 2022-03 for public comment, and hearing none, public comments portion was closed.

MOTION: Jon Bennehoof moved to Suspend the Rules for Ordinance 2022-03. Frank Bertone seconded. Mayor Swartwout called for a roll call for passage: Christina Drummond, yes; Heather Karr, yes; Brian Lorenz, yes; Daniel Swartwout, yes; Jon Bennehoof, yes; Frank Bertone, yes; and Tom Counts, yes.

MOTION PASSED: 7-0, Rules Suspended

MOTION: Jon Bennehoof moved to adopt Ordinance 2022-03. Frank Bertone seconded. Mayor Swartwout called for a roll call for passage: Heather Karr, yes; Brian Lorenz, yes; Daniel Swartwout, yes; Jon Bennehoof, yes; Frank Bertone, yes; Tom Counts, yes; and Christina Drummond, yes.

ORDINANCE PASSED 7-0

IX. COMMITTEE REPORTS

Development Committee – Brian Lorenz stated that the Committee met earlier this evening and they had discussion on the Development Committee’s goals. He added that they were looking into three (3) core areas, the same being a Comprehensive Plan Update, a Zoning Code Re-Write, and Miscellaneous Zoning Code Amendments. Over the next 2 years, it is their goal to get these three areas accomplished. Three (3) items that were discussed for Staff to bring forward, Small Cell Ordinance, Development Process, and Parking.

Finance Committee – Tom Counts noted the change of time and date of the meeting. The same being scheduled for February 15, 2022, at 6:30 p.m.

Operations Committee – Frank Bertone also noted the change of time and date of the meeting. The same being scheduled for February 8, 2022, at 7:00 p.m.

Community Diversity Advisory Committee – Heather Karr advised that the next meeting is scheduled for Wednesday, February 16, 2022, at 6:00 p.m.

Planning & Zoning Committee – Claudia Husak stated that the next meeting is scheduled for February 9, 2022, at 6:30 p.m., and advised there were three (3) cases under review.

Powell CIC – Brian Lorenz stated that they discussed priorities for the next year. A lot of discussion on Economic Development, and working on an Economic Development Plan within the next few months, and advised that the next meeting will be February 22, 2022, at 7:00 p.m.

X. City Manager’s Report/City Calendar

Andrew White spoke about meeting with Staff and the Executive Director of MORPC and stated they had discussion regarding the CSX Tunnel. It was learned that this would be an appropriate submission to go through the Capital Funds through MORPC. He spoke of the Consent Agenda and the TIF Districts. He spoke of the downtown TIF’s and stated that a budget could be drafted to use some of this TIF Funds for development. Seldom Seen TIF and Sawmill Commercial Parkway TIF was also mentioned. He stated that with Council’s thought in moving forward, we could program some of the dollars to begin to show that return to the community. He stated that he felt there was a lot of work that could be done. He also stated that partnering with other local governments for the benefit of local economic development, and feels that it is a very important opportunity.

XI. OTHER COUNCIL MATTERS

Mayor Swartwout asked Council if they had any further matters to discuss.

Mayor Swartwout closed Other Council Matters.

XII. EXECUTIVE SESSION

MOTION: Jon Bennehoof moved to adjourn to Executive Session. Frank Bertone seconded. Mayor Swartwout called for a roll call for passage: Brian Lorenz, yes; Daniel Swartwout, yes; Jon Bennehoof, yes; Frank Bertone, yes; Tom Counts, yes; Christina Drummond, yes; and Heather Karr, yes.

ADJOURNED TO EXECUTIVE SESSION AT 8:32 P.M.

MOTION: Jon Bennehoof moved to enter back into Regular Session. Brian Lorenz seconded. Voice vote on approval: all ayes; nays, none; abstain, none.


MOTION PASSED 7-0

XIII. ADJOURNMENT

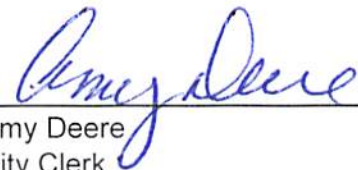
MOTION: Jon Bennehoof moved to adjourn. Brian Lorenz seconded. Voice vote on approval: all ayes; nays, none; abstain, none.

MOTION PASSED 7-0

ADJOURNED – 9:22 p.m.

 2-24-22

Daniel Swartwout
Mayor

 2-16-2022

Amy Deere
City Clerk