



**CITY COUNCIL
MEETING MINUTES
NOVEMBER 15, 2022**

CALL TO ORDER/ROLL CALL

Mayor Daniel Swartwout called the November 15, 2022 City Council Regular Session meeting to order at 7:30 p.m. City Council members present included: Ferzan Ahmed, Jon Bennehoof, Tom Counts, Christina Drummond, Heather Karr, Brian Lorenz and Daniel Swartwout. City Staff present included: Andrew White, City Manager; Jeffrey Tyler, Assistant City Manager; Jason Nahvi, HR Business Partner; Rosa Ocheltree, Finance Director; Grant Crawford, Public Services Director; Claudia Husak, Planning Director; Yazan Ashrawi, Law Director; Steve Hrytzik, Police Chief; and Amy Deere, City Clerk.

PLEDGE OF ALLEGIANCE

CITIZEN PARTICIPATION

Mayor Swartwout opened the floor for Citizen Participation. Seeing none, he closed this portion of the meeting.

APPROVAL OF MINUTES

Approval of City Council Meeting Minutes of November 1, 2022.

[City Council Minutes 11012022.pdf](#)

MOTION: Jon Bennehoof moved to approve the City Council Meeting Minutes of November 1, 2022. Heather Karr seconded the motion.

VOTE: Y 6 N 0 (None) AB 1 (Christina Drummond)

City Council Meeting Minutes of November 1, 2022, approved with a vote of 6-0-1.

CONSENT AGENDA

DEPARTMENTAL REPORTS - OCTOBER 2022

1. [Building_Department_Monthly_Report_October_2022.pdf](#)
2. [Communications_Monthly_Report_October_2022.pdf](#)
3. [Community_Development_Dept_Monthly_Report_October_2022.pdf](#)
4. [Finance_Department_Monthly_Report_October_2022.pdf](#)

5. [HR_Monthly_Report_October_2022.pdf](#)
6. [Police_Department_Monthly_Report_October_2022.pdf](#)

MOTION: Jon Bennehoof moved to approve the Consent Agenda of November 15, 2022. Christina Drummond seconded the motion.

VOTE: Y 7 N 0 (None) AB 0 (None)

The Consent Agenda of November 15, 2022, was approved with a vote of 7-0-0.

RESOLUTIONS

RESOLUTION 2022-42

A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPROVE AND ENTER INTO AN AMENDED AGREEMENT FOR A COUNTYWIDE EMERGENCY MANAGEMENT AGENCY.

1. [Res. 2022-42_Resolution_Memo.pdf](#)
2. [Res. 2022-42_Resolution.pdf](#)
3. [Countywide Agreement Update Letter FINAL 8.29.22.pdf](#)
4. [2022 Draft Countywide EMA Agreement - Track Changes.pdf](#)
5. [2022 Draft Countywide EMA Agreement - Clean Version.pdf](#)

Mayor Swartwout opened the floor for public comment on Resolution 2022-42. Seeing none, he closed this portion of the meeting.

MOTION: Jon Bennehoof moved to approve Resolution 2022-42. Brian Lorenz seconded the motion.

VOTE: Y 7 N 0 (None) AB 0 (None)

ORDINANCES: SECOND READING(S)

ORDINANCE 2022-36

AN ORDINANCE TO ACCEPT THE PROPOSED BUDGET, AND TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF POWELL, COUNTY OF DELAWARE, OHIO, FOR THE FISCAL YEAR ENDING DECEMBER 31, 2023.

1. [Ord. 2022-36_Memo.pdf](#)
2. [Ord. 2022-36_CM_Transmittal.pdf](#)
3. [Ord. 2022-36_Ordinance.pdf](#)
4. [Ord. 2022-36_Exhibit_A.pdf](#)
5. [Ord. 2022-36_Exhibit_B.pdf](#)

Mayor Swartwout opened the floor for public comment on Ordinance 2022-36. Seeing none, he closed this portion of the meeting.

MOTION: Tom Counts moved to approve Ordinance 2022-36. Jon Bennehoof seconded the motion.

Mayor Swartwout requested a roll call for passage: Heather Karr, yes; Brian Lorenz, yes; Daniel Swartwout, yes; Ferzan Ahmed, yes; Jon Bennehoof, yes; Tom Counts, yes; and Christina Drummond, yes.

VOTE: Y 7 N 0 (None) AB 0 (None)

ORDINANCES: FIRST READING(S)

a. ORDINANCE 2022-35

AN ORDINANCE AMENDING PART ELEVEN AND CHAPTER 1305 OF THE CODIFIED ORDINANCES REGARDING THE BOARD OF ZONING APPEALS.

1. [Ord. 2022-35_Ordinance_Memo.pdf](#)
2. [Ord. 2022_35 Ordinance.pdf](#)
3. [Ord. 2022-35 Exhibit A_BZA Code Updates.pdf](#)
4. [Ord. 2022-35 Exhibit B_BZA Code Updates_Redline.pdf](#)

Mayor Swartwout opened the floor for public comment on Ordinance 2022-35. Seeing none, he closed this portion of the meeting.

Mayor Swartwout declared Ordinance 2022-35 to have its first reading and its second reading would be on December 6, 2022.

b. ORDINANCE 2022-40

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT REGARDING THE ACQUISITION OF PRIVATE ROADS AND ACCEPTING SAID PRIVATE ROADS AND RELATED SEWER INFRASTRUCTURE AS PUBLIC IMPROVMENTS.

1. [Ord. 2022-40_Ordinance_Memo.pdf](#)
2. [Ord. 2022-40_Ordinance.pdf](#)

Mayor Swartwout opened the floor for public comment on Ordinance 2022-40. Jeff Leichman – 3832 Coldwater Loop, Brad Beabout – 7940 Coldwater Drive, and Carlos Crawford – 8520 Coldwater Drive all addressed City Council in support of Ordinance 2022-40.

Mayor Swartwout asked if there were any further public comment. Seeing none, he closed this portion of the meeting.

Mayor Swartwout declared Ordinance 2022-40 to have its first reading and its second reading would be on December 6, 2022.

c. ORDINANCE 2022-42

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION'S BRIDGE

INSPECTION PROGRAM AND DECLARING AN EMERGENCY. (Suspension of Rules Requested)

1. [Ord. 2022-42_Ordinance_Memo.pdf](#)
2. [Ord. 2022-42_Ordinance.pdf](#)

MOTION: Tom Counts moved to suspend the rules for Ordinance 2022-42. Jon Bennehoof seconded the motion.

Mayor Swartwout requested a roll call for passage: Ferzan Ahmed, yes; Jon Bennehoof, yes; Tom Counts, yes; Christina Drummond, yes; Heather Karr, yes; Brian Lorenz, yes; and Daniel Swartwout, yes.

VOTE: Y 7 N 0 (None) AB 0 (None)

Motion to suspend the rules for Ordinance 2022-42 approved with a vote of 7-0-0.

MOTION: Jon Bennehoof moved to approve Ordinance 2022-42. Heather Karr seconded the motion.

Mayor Swartwout requested a roll call for passage: Jon Bennehoof, yes; Tom Counts, yes; Christina Drummond, yes; Heather Karr, yes; Brian Lorenz, yes; Daniel Swartwout, yes; and Ferzan Ahmed, yes.

VOTE: Y 7 N 0 (None) AB 0 (None)

Ordinance 2022-42 approved with a vote of 7-0-0, as an emergency.

COMMITTEE REPORTS

CITY MANAGER'S REPORT/CITY CALENDAR

City Calendar

[City Calendar.pdf](#)

OTHER COUNCIL MATTERS

EXECUTIVE SESSION

MOTION: Jon Bennehoof moved to enter Executive Session. Brian Lorenz seconded the motion.

Mayor Swartwout requested a roll call for passage: Tom Counts, yes; Christina Drummond, yes; Heather Karr, yes; Brian Lorenz, yes; Daniel Swartwout, yes; Ferzan Ahmed, yes; and Jon Bennehoof, yes.

VOTE: Y 7 N 0 (None) AB 0 (None)

Motion to enter Executive Session approved with a vote of 7-0-0.

Entered Executive Session at 8:33 p.m.

MOTION: Jon Bennehoof moved to return to Regular Session. Brian Lorenz seconded the motion.

VOTE: Y 7 N 0 (None) AB 0 (None)

Motion to return to Regular Session approved with a vote of 7-0-0.

Entered Regular Session at 9:53 p.m.

MOTION: Brian Lorenz moved to appoint Don DePalma to the Board of Zoning Appeals. Jon Bennehoof seconded the motion.

VOTE: Y 7 N 0 (None) AB 0 (None)

Motion to appoint Don DePalma to the Board of Zoning Appeals approved with a vote of 7-0-0.

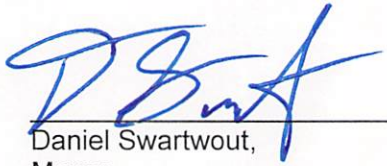
ADJOURNMENT

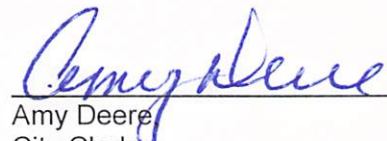
MOTION: Brian Lorenz moved to adjourn. Jon Bennehoof seconded the motion.

VOTE: Y 7 N 0 (None) AB 0 (None)

MEETING ADJOURNED AT 9:54 P.M.

MINUTES APPROVED: DECEMBER 6, 2022

 12-6-22
Daniel Swartwout, Date
Mayor

 12-13-22
Amy Deere Date
City Clerk