



**AGENDA**  
**POWELL REGULAR COUNCIL MEETING**  
**47 HALL STREET, POWELL, OH 43065**  
**COUNCIL CHAMBERS**  
**TUESDAY, OCTOBER 17, 2023**  
**7:30 PM**

**I. CALL TO ORDER/ROLL CALL**

**II. PLEDGE OF ALLEGIANCE**

**III. CITIZEN PARTICIPATION**

Civic Day Thank You Cards  
[Civic Day Thank You.pdf](#)

**IV. PRESENTATIONS**

- a. State of the Water, presented by Del-Co, Glenn Marzluf, CEO
- b. Community Attitude Survey, presented by Martin D. Saperstein, Ph.D., Saperstein Associates, Inc.

**V. APPROVAL OF MINUTES**

- a. Approval of the minutes for the City Council meeting held on October 3, 2023.  
[10.03.2023 City Council Minutes.pdf](#)

**VI. CONSENT AGENDA**

- a. Monthly Department Reports - September 2023
  - 1. [Finance Monthly Report - September 2023.pdf](#)
  - 2. [Human Resources Monthly Report September 2023.pdf](#)
  - 3. [Building Monthly Report-September 2023.pdf](#)
  - 4. [Communications Monthly Report - September 2023.pdf](#)
  - 5. [Community Development Monthly Report - September.pdf](#)
  - 6. [Police Department Monthly Report - September.pdf](#)

**VII. EXECUTIVE SESSION**

- Ohio Revised Code Section 121.22 (G) (4) Preparing for, conducting, or reviewing negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment;

**VIII. RESOLUTIONS: FIRST READING(S)**

a. **RESOLUTION NO. 2023-25**

A RESOLUTION AUTHORIZING THE APPROVAL OF THE TENTATIVE AGREEMENTS ACHIEVED IN COLLECTIVE BARGAINING BETWEEN THE FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL, INC. AND THE CITY OF POWELL, OHIO FOR THE PATROL OFFICERS AND AUTHORIZING THE CITY MANAGER TO TAKE ALL NECESSARY AND APPROPRIATE ACTION TO FINALIZE THE COLLECTIVE BARGAINING AGREEMENT NEGOTIATED BETWEEN THE PARTIES.

1. [Memo Res. 2023-25- FOP Patrol Officers.pdf](#)
2. [Res. 2023-25- Patrol Officers.pdf](#)
3. [TA - Article 17.5 Comp Time.pdf](#)
4. [TA - Article 19.1 Pay Rates \(Patrol Officers\).pdf](#)
5. [TA - Article 19.3 Shift Differential.pdf](#)
6. [TA - Article 19.5 Field Training Officer \(Training Officer\).pdf](#)
7. [TA - Article 19.7 Longevity \(Retention Incentive\).pdf](#)
8. [TA - Article 20.1 Holidays.pdf](#)
9. [TA - Article 21.3 Vacation Accrual.pdf](#)
10. [TA - Article 21.4 Max Vacation Accrual.pdf](#)
11. [TA - Article 28.1 Education Incentive.pdf](#)

b. **RESOLUTION NO. 2023-26**

A RESOLUTION AUTHORIZING THE APPROVAL OF THE TENTATIVE AGREEMENTS ACHIEVED IN COLLECTIVE BARGAINING BETWEEN THE FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL, INC. AND THE CITY OF POWELL, OHIO FOR THE SERGEANTS AND AUTHORIZING THE CITY MANAGER TO TAKE ALL NECESSARY AND APPROPRIATE ACTION TO FINALIZE THE COLLECTIVE BARGAINING AGREEMENTS NEGOTIATED BETWEEN THE PARTIES.

1. [Memo Res. 2023-26- FOP Sergeants.pdf](#)
2. [Res. 2023-26 FOP Sergeants.pdf](#)
3. [TA - Article 17.5 Comp Time.pdf](#)
4. [Article 19.1 - Compensation - Sergeants.pdf](#)
5. [TA - Article 19.3 Shift Differential.pdf](#)
6. [TA - Article 19.7 Longevity \(Retention Incentive\).pdf](#)
7. [TA - Article 20.1 Holidays.pdf](#)
8. [TA - Article 21.3 Vacation Accrual.pdf](#)
9. [TA - Article 21.4 Max Vacation Accrual.pdf](#)
10. [TA - Article 28.1 Education Incentive.pdf](#)

**IX. ORDINANCES: FIRST READING(S)**

a. **ORDINANCE NO. 2023-27**

AN ORDINANCE AUTHORIZING AMENDMENT TO THE FEE SCHEDULE FOR THE CITY OF POWELL.

1. [Ord. 2023-27\\_Memo.pdf](#)
2. [Ord. 2023-27\\_Ordinance.pdf](#)
3. [Ord. 2023-27\\_Exhibit A.pdf](#)

b. **ORDINANCE NO. 2023-28**

AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2023 AND

DECLARING AN EMERGENCY.

1. [Ord. 2023-28\\_Ordinance\\_Memo.pdf](#)
2. [Ord. 2023-28\\_Ordinance.pdf](#)
3. [Ord. 2023-28\\_Exhibit A.pdf](#)

## **X. COMMITTEE REPORTS**

*Development Committee: Next Meeting: November 8, 2023 @ 6:30 pm (Note Date Change)*

*Finance Committee: Next Meeting: November 14, 2023 @ 7pm*

*Operations Committee: Next Meeting: November 21, 2023 @ 6:30 pm*

*Community Diversity Advisory Committee: Next Meeting: October 18, 2023 @ 6 pm*

*Planning & Zoning Commission: Next Meeting: November 9, 2023 @ 6:30 pm (Note Date Change)*

*Powell Development Corporation: Next Meeting: October 24, 2023 @ 7pm*

## **XI. CITY MANAGER'S REPORT/CITY CALENDAR**

a. Calendar

[City Calendar October2023 \(2\).pdf](#)

[City Calendar November 2023 \(1\).pdf](#)

## **XII. OTHER COUNCIL MATTERS**

## **XIII. EXECUTIVE SESSION**

- Ohio Revised Code Section 121.22 (G) (1) To consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official
- Ohio Revised Code Section 121.22 (G) (8) To consider confidential information related to the marketing plans, specific business strategy, production techniques, trade secrets, or personal financial statements of an applicant for economic development assistance

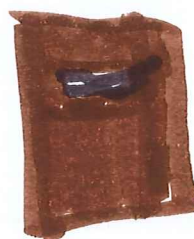
## **XIV. ADJOURNMENT**

September 29, 2023

Dear City Council,

Thank you for taking the time to help us learn more about city council. Also letting us use the real gavel and letting us announce stuff everyone gets gummy bears. Thank you for giving us the gavels. My favorite part was when the mayor taught us more about your job because I think that it is very cool.

Sincerely Carter,





Dear city council,

Thank you for letting me and my class come to your office.

It was amazing to see what you do and let us come there.

I appreciate that you work very very hard.  
And I hope you have a great time there!

also My favorite thing on the tour was seeing the prison

It was so cool!.i loved how it was so big

It surprised me how cool your office was.  
Your office had so many amazing things like the gavel.  
It was really nice meeting you.



September 29, 2023

Dear City Council,

Thank you for letting us come to visit .  
Once I took the gavel home you gave us, my  
baby sister loved it! She even tried to eat it!  
Also, Thank you for donating your time and  
letting us see all the vehicles like the fire  
truck, and the police car. Thank you for also  
letting us see all the jail cells and letting us  
go through them. It was really cool putting  
our fingers in ink and printing them on  
paper and taking them home. Thank you for  
making a beautiful path around our school.

Sincerely,  
Aya.



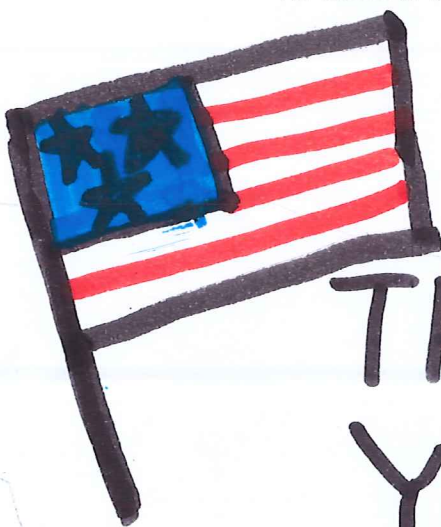


7  
september 29, 2023

Dear city council,

Thank you for letting us have our field trip at powell city council! And thank you for the stress toy gavels unfortunately mine broke but I was able to fix it! So thank you again for everything that you were able to plan this for the whole entire 3rd grade. Thank you again for everything!

Sincerely , Jaka



THANK  
YOU!!!



September 29, 2023

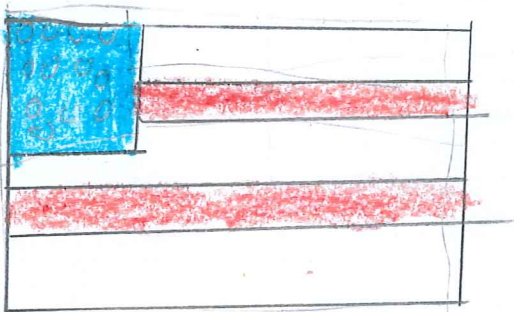
Dear City Council,

Thank you for letting us come to City Hall.

Thank you for the path and the park. Thank you for the tiny gavel and the tour.

Sincerely form,

caroline *caroline*



and miss  
Bailey  
Lynn.



September 29, 2023

Dear City Council,

I appreciate you taking the time to teach us about city council. I had a lot of fun at the field trip.

I also appreciate that you gave us the gavels. It must be cool to be a part of the city council.

I learned so much about what you do and the walk there was also really fun.

Sincerely,

Juliette





Dear City Council,

# Love, Avi





9/29/23

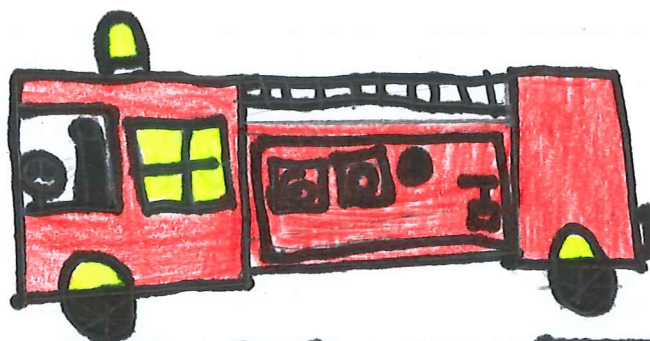
**Dear Fire Department,**

*You guys must have been working so hard to keep the fire truck so clean. I never new that working at the fire department was so hard. You guys knew every thing about that fire truck. Now I want to work at the fire department. You guys where my favorite Station. You guys probably don't get any sleep while you are at work. You work so hard to keep the world and especially Powell safe. I want to say, "Thank you," for it. That is why you were my favorite station.*

From

Emma B.

fire Department  
thank you



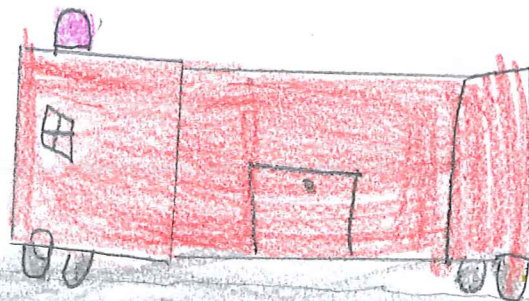
9/29/23

Dear Fire Department,

My dad was a firefighter too like you guys. I want to be a firefighter when I grow up. I am Inspired by all of you. I love your equipment so much. I mean I love how you rescue people and you save people. Many times like one million times helping people. We love you so much and we love our community.

From,  
Eileigh

fiyfighter.



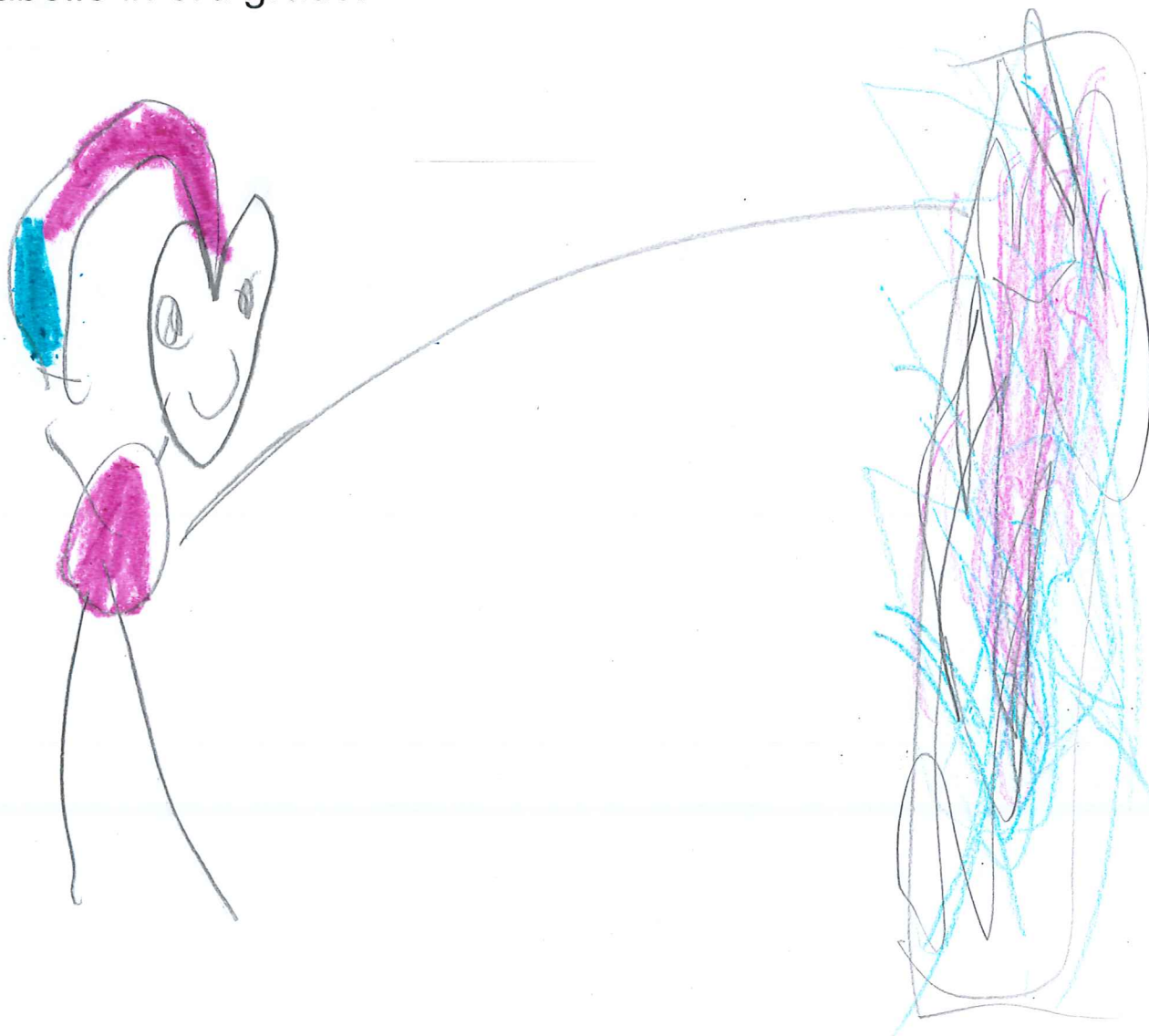
9.28.23

Dear Firestation,

You must have saved 1,000 people. I have a question does lightning causes a fire because sometimes in movies I see. I learned that each of the firefighters takes turns each night and day cooking meals. You are amazing!

Love,

Isabelle in 3rd grade.





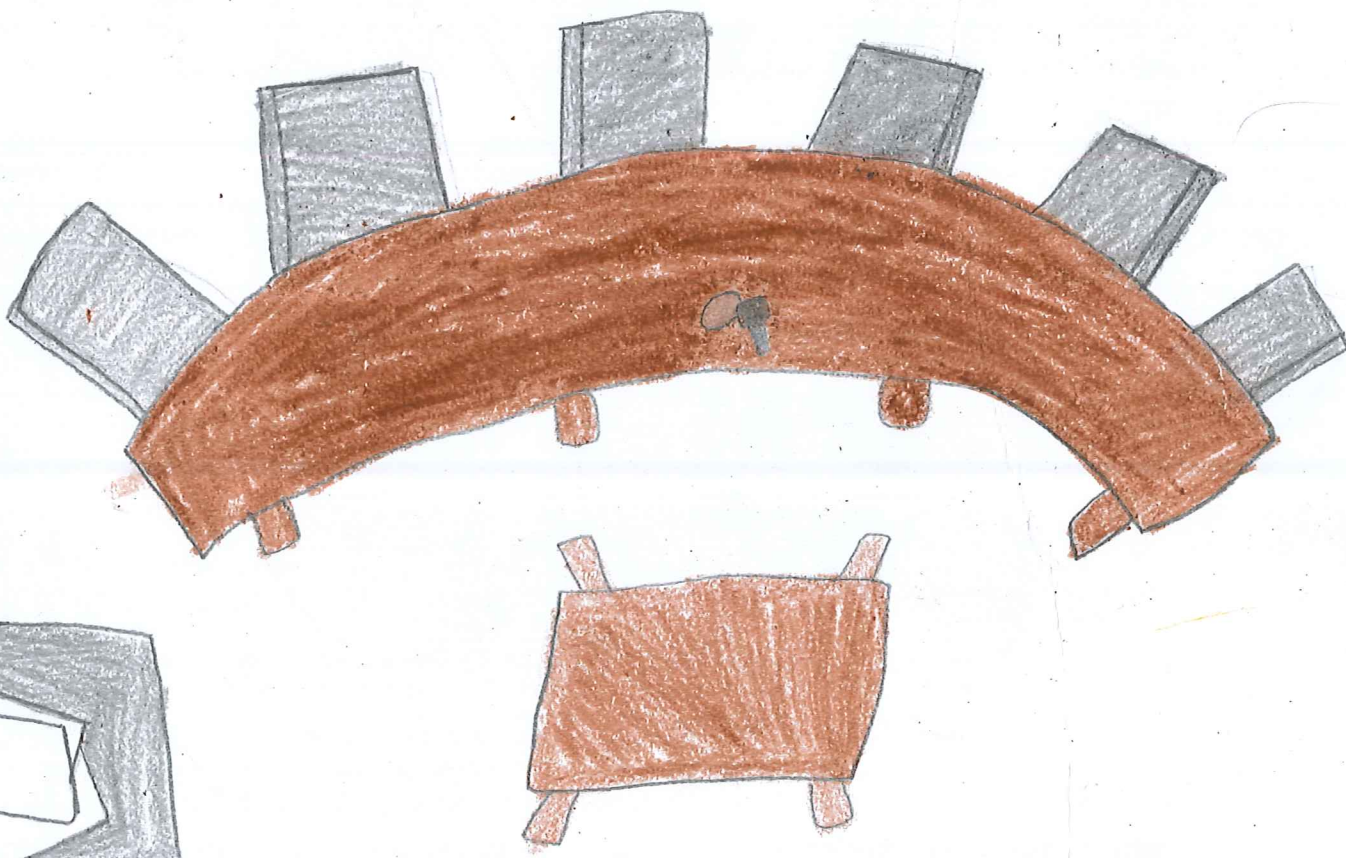
9/28/23

*Dear City Council*

*I hope you enjoyed when we came to the City Hall because know I enjoyed it! I loved the jail, Police car, and Fire truck. It was fascinating to learn about all the departments and everything the City Council does to make our city a better place. I couldn't believe that I met you! You inspired me with your hard work so I am going to start helping in my community! I had such a good time! Thank you for the squishy gavels!*

*Sincerely,*

*Anya*



Dear City Council,

I liked a lot of things you did for us. One thing I loved is that you let some of us go up to the table and we took the golden gavel and banged the wooden piece and we said orders. I think the funniest one was when she said everyone gets gummy bears for dinner. Another fun thing that we got to do is when we got locked in the holding cell and went in the police car the fire truck was cool too, there were so many tools in the firetruck and so many hoses. Some things I remember are that the holding cell can only hold prisoners for six hours and in the firetruck there was a red line every twenty five feet on the hose.

From,

Dylan





9/28/23

*Dear City Council,*

*Thank you for helping our town.*

*You can have free time but you always really work hard.*

*Thank you so much city council.*

*You choose to help us when you could be having fun and relaxing. You are the best city council. Thank you so much.*

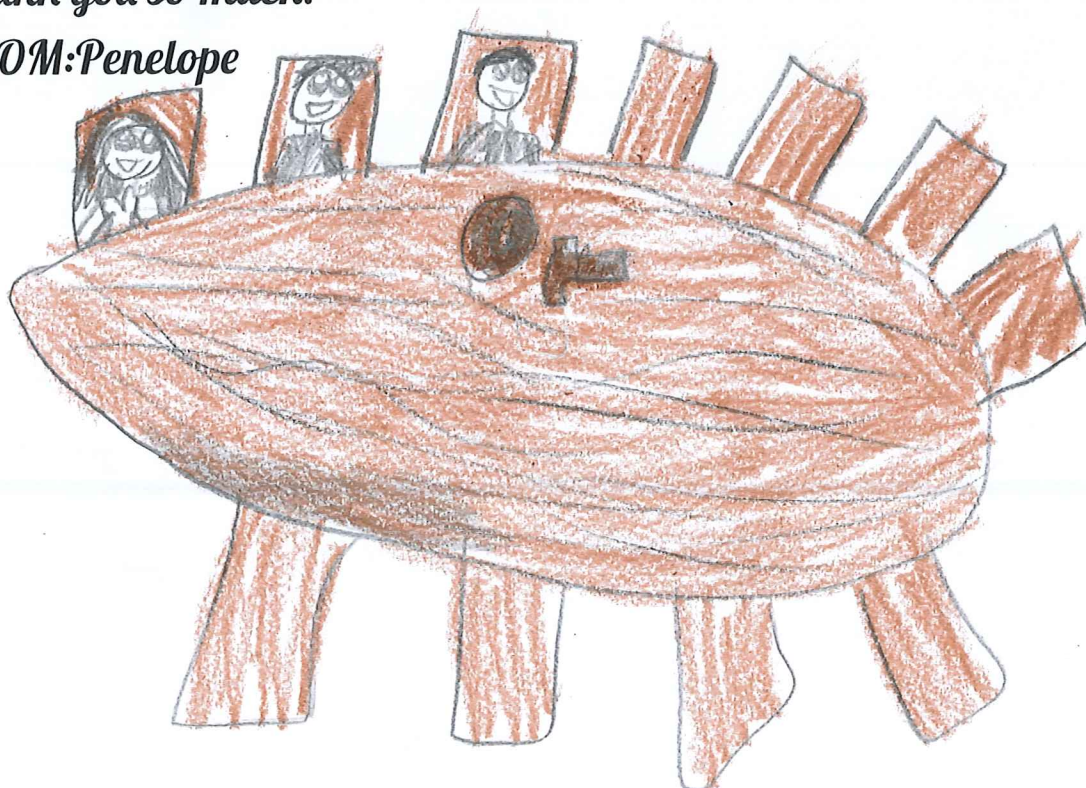
*Thank you so much for helping us and our city and our town.*

*Thank you so much.*

*You help us a lot, thank you. I learned so much like how you need to have an odd number of people on the council. Also I learned that you always vote on ideas for the city. Thank you.*

*Thank you so much.*

*FROM: Penelope*



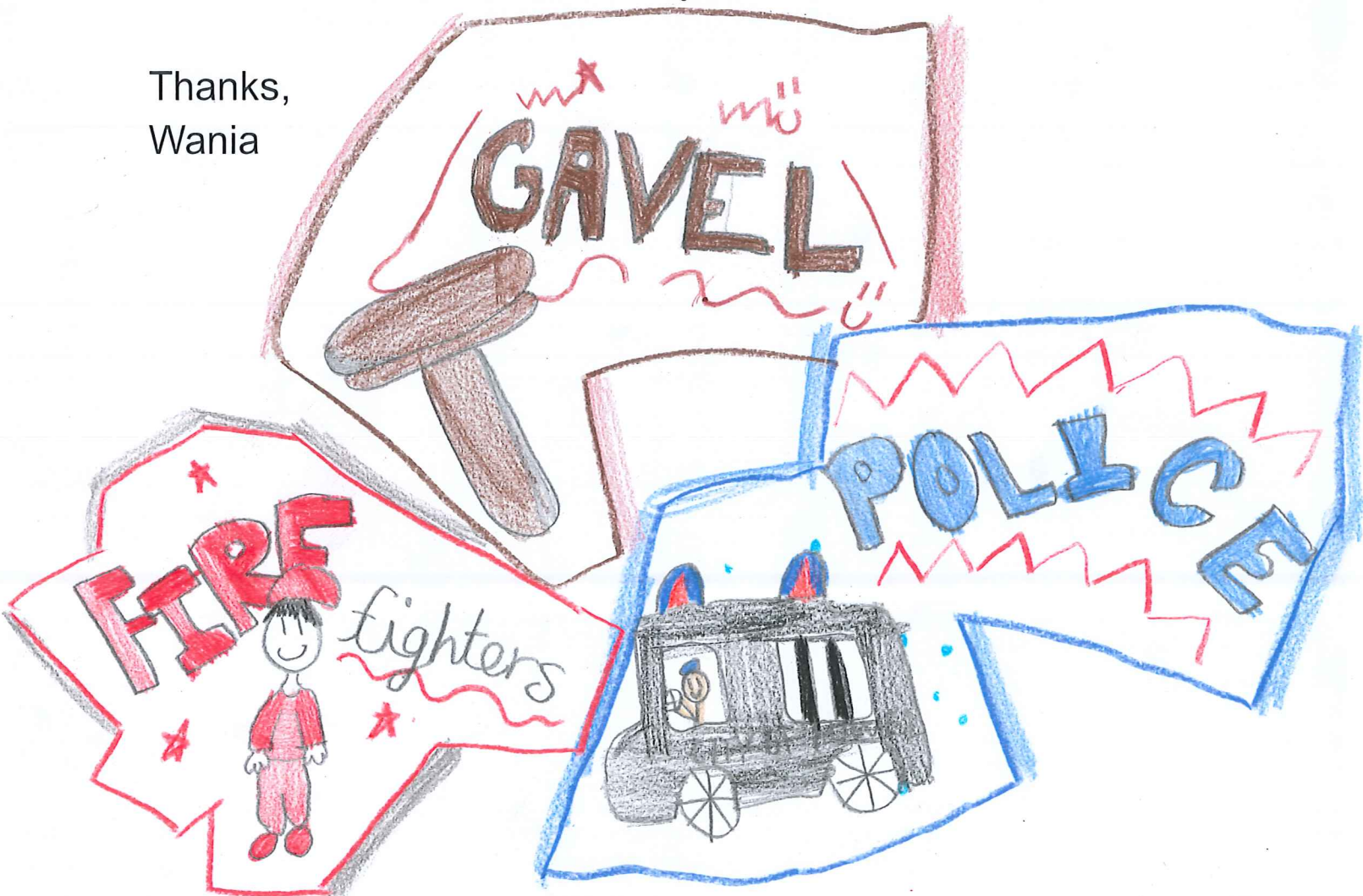


Dear City Council,

Thank you to your people help make Powell a wonderful Place and city. We all appreciate you guys and support You too! Your help brings us lots of happiness and joy.

Without your help and support, we would be A sad, weak city. But since we're not thanks! I learned that when the firefighters eat, they eat food from Kroger most of the time. But if they can't agree on what to eat, they eat pizza, Yum! I love how we have a government to help the city run smoothly. We all know (including me) that you all work SO hard for us and everyone.

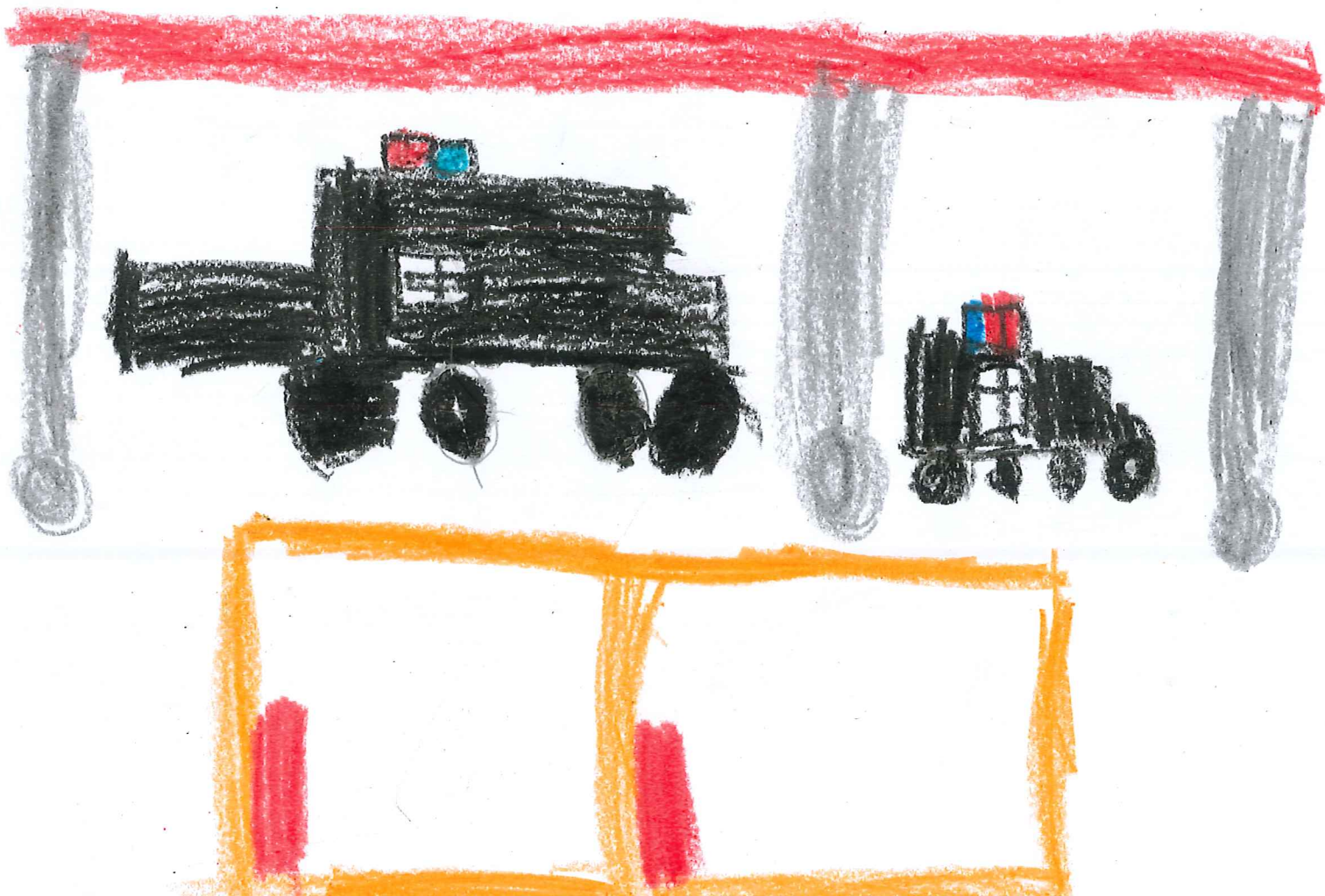
Thanks,  
Wania



Dear City Council,

Thank you for helping are city. and takeing care of are city. Thank you for making are city a beter plase. Thanks for making powell a great plase and state. Thank you for letting 3 grade visit It was very fun. It was very fun seeing the fire truck and the police car. and thank you for letting us stay in the jail for a little it was very very fun Thank you

From,  
Nick





*Dear City Council,*

*Thank you for helping me live in a good city. It makes me feel safe because you are such a good police and fire. Parks and recreation, thank you, are good parks and playgrounds and schools. I think that you are a good city council. I think the government should be the same 6 council people for another 4 years. I like your laws and it's cool that you need an odd number of people. The gavell is super cool .Something I think you should add is more skateparks and pools. I think that because I need more things but other than that I love the city. Because of you I feel safe in powell.*

*From,*

*Jase*



September, 2023

Dear City Council,

Thank you for the gavels. I loved learning about police and fire departments and the Mayor . Thank you for spending your time on us . Thank you for protecting our city police and fire department. Thank you Mayor for helping Powell be a better place and thank you for a wonderful and amazing visit . I loved meeting you . I remember that you have to have an odd number on the city council in order to not have a tied vote and you have to decide how to spend the Taxes. I loved seeing what the City Council does. I had an amazing time.

Sincerely ,

Leela



THANK  
YOU!



Dear City Council,

Thank you for making Powell a Great city! I love living here. It's Amazing thanks For handling issues! You mean a lot to powell it's fantastic! It's way different than Massachusetts. I have been there since I was about 6 -years old! Thanks for Everything Keep doing what You're doing. when i Think Ellis Hit the Gavel! She Said Gummy bears For Dinner i was not Even surprised! Your My fav group that is saw! I loved Seeing the City Council. Thanks for teaching the Fire department and the Police department! You make a great Team. I wish you could keep the City Council For 5 years!

Love Quinn!





September 28

Dear City Council,

Thank you for helping Powell be a better place. I appreciate the things you do for the city. It is so Nice of you. Thank you for serving the city. Thank you for trying to help the city. It is a big job to Do. I am thankful for your help to make powell a better place you could do something so Fun right now but you are but you are trying to do something to help powell be a good Place. And I would like to tell you that we loved our field trip and to meet you. It was fun to try out the gavel I like to do It is cool to do and I learned that you have a gavel I did not no that a gavel was a thing and I think is so nice. That you gave us a gavel toy not most people get To do that. I really like them and they are so cool. Thank you for giving them to us. Have a good day today.

Take care,  
Nora

THANK  
YOU



# # Thanks

September 28, 2023

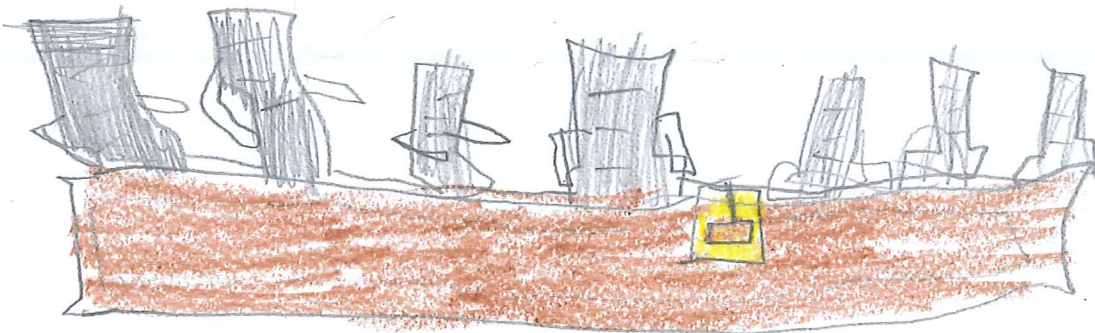
Dear City Council,

That was probably one of the best field trips and so fun that I could remember everything on the trip. That was why the city council was my favorite part of the trip. I have a question about how hard you guys work. Thank you so much for the toy gavels. Now I can silence my sisters and friends But it doesn't work well but still.

from,

Luka

# # Thanks





**CITY COUNCIL  
MEETING MINUTES  
OCTOBER 3, 2023**

**I. CALL TO ORDER/ROLL CALL**

Mayor Swartwout called the October 3, 2023, City Council meeting to order at 7:30 p.m. Councilmembers present included Jon Bennehoof, Vice-Mayor Tom Counts, Heather Karr, Mayor Dan Swartwout, Christina Drummond, and David Lester. Absent from the meeting was Ferzan Ahmed. Staff present included: Jeffrey Tyler, Assistant City Manager/Community Development Director; Rosa Ocheltree, Finance Director; Yazan Ashrawi, City Attorney; Aaron Stanford, City Engineer; Claudia Husak, Planning Manager/Zoning Administrator; Jason Nahvi, Human Resource Manager; Mallory Sribanditmongkol, Strategic Communications Officer; and Ron Sallows, Interim Police Chief.

**II. PLEDGE OF ALLEGIANCE**

- a. Pledge of Allegiance led by Boy Scout Troop #428

**III. PRESENTATION**

- a. Proclamation celebrating Hindu Heritage Month

Mayor Swartwout read and presented the proclamation to Sitaram Koppaka.

- b. Update from the Delaware Public Health District, Brittany Zoecklein, Registered Environmental Health Specialist 2

**PRESENTORS:**

Brittany Zoecklein  
Registered Environmental Health Specialist 2  
Delaware Public Health  
470 South Sandusky Street  
Delaware, Ohio

Kelsey Kuhlman  
Community Health Program Manager  
Delaware Public Health  
470 South Sandusky Street  
Delaware, Ohio

Brittany Zoecklein introduced Kelsey Kuhlman to Council. Ms. Kuhlman provided the presentation to City Council. She discussed the essential role of public health services and community health to assess and monitor population health, communication, strengthen and support communities and partnerships, and to create and implement policies. She

discussed the process to create the Community Health Assessment and Community Health Improvement Plan, which is critical for developing policies and defining actions to target efforts that promote health. The four focus points in the Community Health Improvement Plan is to access care, community conditions, health behaviors, and mental health and addiction. These focus points include looking at accessibility of care and housing. Community data is collected alongside working with SourcePoint, DMMRSB and the Coroner's office. The Community Health Division is required to prepare a Suicide Report for all suicide deaths in Delaware County. They also provide the Community Profiles for each political subdivision of Delaware County.

Ms. Kuhlman provided information regarding community engagement and health education. SAFE Delaware County is a program that receives funding from the Ohio Department of Public Safety and the National Highway Traffic Safety Administration. This coalition works to prevent fatal crashes and save lives. There is also the Child Passenger Safety Program to provide car seat safety inspections. The Healthy Communities Grant that is awarded to communities that have policy and activities promoting active living and healthy eating. She recognized that City Council recently passed the Complete Streets Policy. Ms. Kuhlman also discussed Project DAWN, which provides residents and communities with free naloxone to help reduce opioid overdoses.

#### **IV. CITIZEN PARTICIPATION**

Mayor Swartwout opened Citizen Participation to the public. The following individuals provided public comment:

Lori Kipfer  
413 Ashmore Circle East  
Powell, Ohio

Ms. Kipfer discussed that she is part of the Boy Scouts as a Merit Badge Counselor for their Citizenship Community Badge. She thanked Council for allowing them to present the flags at the meeting and also for Councilmember Karr, who the Scouts interviewed as part of their requirement.

Ms. Kipfer informed Council that she on the Board of Trustees for the Delaware Public Library. She provided her gratitude to Council for donating the flag pole for outside the new library.

She also discussed the importance of the Powell Pool to the community and her positive experience working at the concession stand. She requested that the community and City work together to assist the pool with financial issues.

Bill Henderly  
2310 Home Road  
Powell, Ohio

Mr. Henderly introduced himself to Council and notified them that he is a candidate for the Liberty Township Trustees in the upcoming election and spoke on his goals if elected.

Fire Chief James Reardon  
Liberty Township  
10150 Sawmill Parkway  
Powell, Ohio

Chief Reardon invited City Council and the public to the upcoming open house and dedication of Fire Station 321.

## **V. APPROVAL OF MINUTES**

- a. Approval of the Minutes from the City Council meeting held on September 19, 2023.

Mayor Swartwout requested that the minutes be amended to reflect on Page 3, under the discussion for Ordinance 2023-25 that it be reflected in the first sentence to change the word "September" to "August".

MOTION: Jon Bennehoof moved to approve the September 19, 2023 minutes, as amended. Tom Counts seconded. Motion passed with a vote of 5-0-1 (Abstain: Drummond)

VOTE:        Y-5                N-0                AB-1 (Drummond)

## **VI. CONSENT AGENDA**

- a. Notice to Legislative Authority of a TREX Transfer of a D1/D2/D3A Permit from 19 East 13 LLC, Midway on High, 1728 N. High Street, Columbus, OH 43201 to XGolf Powell LLC, dba XGolf, 285 W. Olentangy St. Suite 101, Powell, OH 43065.

MOTION: Jon Bennehoof moved to approve the Consent Agenda. Heather Karr seconded. Motion passed with consensus.

VOTE:        Y-6                N-0                AB-0

## **VII. ORDINANCES: SECOND READING(S)**

- a. **ORDINANCE NO. 2023-25**

### **AN ORDINANCE ADOPTING THE 2024-2028 FIVE-YEAR CAPITAL IMPROVEMENT PLAN.**

Mayor Swartwout read Ordinance No. 2023-25 into the record for a second time. Finance Director Ocheltree discussed that Ordinance No. 2023-25 represents the Administration's proposed 2024-2028 Capital Improvement Plan for consideration. The CIP is a long-term planning tool that identifies needed capital and coordinates the necessary funding. It is revised annually, supported by the CIP funding policy, and with funding appropriated as part of the operating budget. There is an expected capital allocation increase of 248% by 2028. The 2024-2028 CIP builds off the original plan established by the City Council in 2022. The plan includes a total of 22 requests at an estimated \$49 million investment in capital, and funded across five funds, with an estimated \$1.8 million in grant funding. Staff continues to maximize grant opportunities available for the proposed projects. Once the plan is approved, staff will start the planning efforts to execute on projects identified to be completed or initiated by 2024. The 2024 CIP includes a total allocation of \$8.8 million across 13 items. These projects proposed by staff include: Downtown Street Improvements; Shared Use Path Additions; Crosswalk Improvements on Olentangy Street, South Depot Street Connection; and At Grade Railroad Crossing Upgrades.

Vice-Mayor Counts discussed that this is the second year that the City has had a CIP, resulted from the income tax restructuring. Prior to this, the City did not have a plan and did not have the funds to do the projects. Looking at the Plan, it will continue to improve and more projects will be added.

Councilmember Drummond recognized that this is a plan that can be adjusted and is a roadmap for staff to pursue partnership, grants, and other funding mechanisms. She discussed how the earlier public comment relating to the pool and the current efforts relating to the Parks Master Plan may need to be incorporated into the plan. She recommended applying for higher grant amounts and she would like to see a mapping of each project to existing policy to better understand when there is a shift in the plan. She would like to see incorporated over time into the plan: budget into the plan the replacement of aging playground structure equipment; funds to bring all road to a minimal standard that will be safe and prevent vehicle damage, and not have any failing roads; funds in place to have all paths up to a minimal level of safe standards. She would like for the Liberty Road Multi-Use Path project to be move up in the plan to provide safe crossings to the library and upgrade pedestrian signals to ensure safety as traffic levels increase. She thanked staff for their work on the Plan.

Mayor Swartwout opened up Ordinance No. 2023-25 for public comment. The following individual provided comment:

Les Wibberley  
5005 Bayhill Drive  
Powell, Ohio

Mr. Wibberley supported Councilmember Drummond's comment relating to public safety and voiced concerns over the crossing at Liberty Road to access the library. He voiced this is a public safety issue that justifies moving the project up.

Hearing no further comment from the public, Mayor Swartwout closed public comment for Ordinance No. 2023-25.

Councilmember Jon Bennehoof discussed that the railroad crossing project would need to be coordinated with CSX, which has been a difficulty in the past.

MOTION: Tom Counts moved to approve Ordinance No. 2023-25. Jon Bennehoof seconded. Motion passed by a vote of 6-0.

VOTE:        Y-6                N-0                AB-0

b. **ORDINANCE NO. 2023-26**

**AN ORDINANCE TO AUTHORIZE THE EXECUTION OF AN ECONOMIC DEVELOPMENT AGREEMENT WITH REDWOOD POWELL HOME ROAD OH P1 LLC, RELATIVE TO THE REDWOOD MIXED-USE DEVELOPMENT.**

Mayor Swartwout read Ordinance No. 2023-26 into the record for a second time. Assistant City Manager Tyler discussed that there are two draft contracts presented to Council for review. Attachment A is the draft agreement prepared by city staff and provided to Redwood. Attachment B included proposed changes to the agreement by Redwood. City Attorney Ashrawi reviewed the three proposed changes by the City. The first change reiterates that the reimbursement for public infrastructure is a cap and if the developer is reimbursed by another entity or is over reimbursed by the City for actual cost of public infrastructure improvements, the City has the right to get the over reimbursement back. The second change relates to a reiteration of the inclusively commercial uses on the 10.68-acre commercial piece that is tied back to the Development Plan and Text. The third is that

adequate access is to be provided to the commercial parcel. The agreement overall includes provisions for the reimbursement of certain public infrastructure improvements and provides the city the opportunity to purchase the 10.68-acre commercial parcel at what has been determined to be a fair market value. This agreement will not be effective unless the Final Development Plan is approved. He also reviewed the proposed changes by Redwood. There was a request by Redwood to waive the plan review and inspection cost and additional language to money already expended for public infrastructure that was memorialized in other documents. He did not see the proposed changes as problematic, but did want to defer to Council and staff regarding the plan and inspection cost waiver.

Mayor Swartwout discussed that this project has been in the work for many years, and one the benefits of the proposed development is the defined commercial uses in the 10.68-acre parcel.

Councilmember Drummond questioned the \$845,500 reimbursement amount and where the funds are incorporated or anticipated and will it be reflected in a future CIP. Finance Director Ocheltree answered that this will be shown in a future version of the CIP and out of the Powell Commercial TIF. Councilmember Drummond wanted to ensure that the City was not overextending the TIF Funds.

Councilmember Lester questioned at what phase the commercial development utilities and roads will be put in and recommended that this occur in Phase One. Councilmember Drummond agreed with this recommendation. City Attorney Ashrawi discussed the agreement as drafted and requirements of the developer. A discussion was held regarding what roads and utilities will need to be in place prior to the development of the commercial parcel.

Mayor Swartwout voiced he was not supportive of the request to waive plan review and inspection fees and it is important that everyone gets treated equally related to this issue. Assistant City Manager Tyler reported voicing that concern to the developer and that it could be setting a precedent.

Mayor Swartwout invited the applicants to speak.

**APPLICANTS:**

Will Sharer  
7007 East Pleasant Valley Road  
Independence, Ohio

Mr. Sharer informed Council that improvements, such as, sewer, road widening and water lines will take place in Phase 1. He also discussed the inspection fee request and is prepared to forgo the request. Finance Director clarifies that the funding for land acquisition will come out of the General Fund and that TIF's can not be used to purchase land.

Mayor Swartwout opened up Ordinance No. 2023-25 for public comment. The following individual provided comment:

Les Wibberley  
5005 Bayhill Drive  
Powell, Ohio



Mr. Wibberley voiced concerns over the narrow sidewalks and asked for consideration of a side path to accommodate both vehicles and bicycles. Mayor Swartwout requested that he provide his comments during the Final Development Plan discussion. Mr. Wibberley did not have comments related to the agreement.

Hearing no further public comment for Ordinance No. 2023-26, Mayor Swartwout closed public comment. Christina Drummond discussed the need to consider the proximity of the commercial parcel to the high school and the trail in relation to the Complete Streets Policy. Mayor Swartwout clarified that commercial part of the parcel was always part of the proposal since the beginning, but the intended commercial use changed.

MOTION: Tom Counts moved to approve Ordinance No. 2023-26. Jon Bennehoof seconded. Motion approved by a vote of 6-0.

VOTE:            Y-6                    N-0                    AB-0

## VIII. ORDINANCES: THIRD READING

### a    **ORDINANCE 2022-09 (TABLED AT THE MAY 17, 2022 CITY COUNCIL MEETING)**

**AN ORDINANCE APPROVING DEVELOPMENT TEXT DEVIATIONS AND A FINAL DEVELOPMENT PLAN WITH ALL ASSOCIATED SITE IMPROVEMENTS FOR THE FIRST PHASE OF A +70-ACRE DEVELOPMENT AT 3041 HOME ROAD, CONSISTING OF +25.7 ACRES TO BE DEVELOPED WITH 126 RESIDENTIAL UNITS IN 24 BUILDINGS, ZONED PLANNED COMMERCIAL DISTRICT AS SUBMITTED BY POD DESIGN ON BEHALF OF REDWOOD LLC.**

Prior to reading Ordinance No. 2022-09 into the record, Mayor Swartwout requested that Council approve to remove Ordinance No. 22002-09 from the table.

MOTION: Jon Bennehoof moved to remove Ordinance 2022-09 from the table. Christina Drummond seconded. Motion approved by a vote of 6-0.

VOTE:            Y-6                    N-0                    AB-0

Mayor Swartwout read Ordinance No. 2022-09 into the record for the third time. Assistant City Manager Tyler discussed that the staff presentation will also show that the development includes private streets and not public streets. Claudia Husak provided the staff presentation and the timeline of the development proposal. This is a 70-acre site zoned Planned Commercial District. The proposal is for 327 multi-family units and 11 acres of commercial space and 25 acres of open space. Phase 1 includes 25.7 acres with 24 buildings, and 127 units with 12 acres open space. This phase will also include the access road to Home Road. She reviewed the parking availability on the property, with designated guest parking area throughout the site. All proposed buildings will have high architectural details surrounding all sides of the proposed buildings, which includes brick or stone water tables. The sidewalk graphics were updated to show a traditional sidewalk along the main south drive and ensure that along the interior streets the separate concrete color pour is differentiated. She reviewed the 11 conditions that were requested by the Planning and Zoning Commission. There were two conditions that staff had concerns with. Condition 1, as proposed by the Planning and Zoning Commission, does not accurately reflect the requirements of the Zoning Code. Condition 11 will require City Council and the applicant to

finalize a TIF. Staff recommends Council remove these two conditions as the second conditions should be considered by Council, if Council so intends, outside of the approval process for a Final Development Plan. Staff recommends approval of the Final Development Plan with 9 conditions.

Mayor Swartwout invited the applicants to speak.

APPLICANTS:

Will Sharer  
7007 East Pleasant Valley Road  
Independence, Ohio

Todd Foley  
POD Design  
100 Northwoods Blvd  
Columbus, Ohio

Mr. Sharer discussed the three critical points of feedback that were received throughout the process including sidewalks, building elevations and materials, and the commercial parcel. He discussed the amenities of the project that include natural preserve, pedestrian walkways throughout the development, access to the parks, and that the plan provides housing options that does not exist in the community. The primary demographic of the development is expected to be empty nesters and young professionals.

Councilmember Drummond discussed the Complete Street Policy and questioned if there is room to make sidewalks wider as she anticipates high bicycle traffic. Mr. Sharer discussed that there are challenges to widening the sidewalks, but would have to speak with engineering as it would be a plan change. She also discussed the waiver of tree inventory and replacement policy and the importance of the tree canopy for the community. Ms. Husak spoke on the current code and the difficulty providing a survey on a heavily wooded site. Councilmember Drummond discussed the possibility to use satellite imaging to proximate trees on property and consideration of replacing trees to a different part of the City.

Councilmember Jon Bennehoof voiced his appreciation regarding the upgrade to façade materials.

Vice-Mayor Counts voiced that the majority of individuals to use the path will be residents of the development. He also spoke on the concern regarding trees and looking at policy for tree replacement on trees removed due to damage or health on all properties.

Councilmember Heather Karr thanked the applicants for the upgrade in materials. She discussed that the site is challenging and there are additional challenges with access to Home Road without a traffic light. She questioned if the main access path is at an elevation. Mr. Sharer confirmed that it is a rolled curb. She compared the development plans to the Redwood development in City of Delaware and that the walkway looked more like a path as it was flush with the road, but was a different color. Mr. Sharer discussed that standards have changed since the development was completed in Delaware and there would be more color contrast. She questioned if Council would want to consider this option. Mr. Sharer discussed they could remove the curb from the main drag and could provide more space. Mayor Swartwout clarified that she was asking to not have a rolled sidewalk. Council held a discussion relating to the sidewalk being changed from the presented rolled sidewalk. Councilmember Drummond discussed this change could prevent individuals from falling off

the curb to move out of the way of others using the sidewalk. Mayor Swartwout voiced a concern of the road not having a different elevation for safety. Councilmember Jon Bennehoof agreed with the Mayor's concerns and would not be in favor of this change.

Mayor Swartwout voiced questions regarding access points. He discussed the second access point and the timeline to be part of the development. Ms. Husak discussed that this is only an emergency access for the school and would need to come into Phase 2 per the Fire Departments requirements. He also requested more in-depth discussion regarding what was initially presented for the exterior and what is proposed now. Mr. Sharer discussed that the wainscoting would be now on all side of all the buildings and not just certain buildings where visible, and there was also a change to increase the width of the vinyl siding. Mayor Swartwout confirmed that these changes are reflected in the plan and required. He also questioned if there will be on site employees. Mr. Sharer discussed that they may live on site.

Mayor Swartwout opened Ordinance No. 2022-09 for public participation. The following individuals provided public comment:

Les Wibberley  
5005 Bayhill Drive  
Powell, Ohio

Mr. Wibberley provided the recommendations by OPAL to have rolled curbs and a path wide enough for both bicycles and pedestrians and recommended that the sidewalk be a 10 feet width for safety. He also discussed that the entrance to Liberty Park and questioned the width, which was confirmed by staff to be a width of 5 feet.

Matt Harvey  
306 Weatherburn Court  
Powell, Ohio

Mr. Harvey voiced comment regarding the sidewalk width and concerns with cars parking on the street may try to park over the sidewalk. Ms. Husak clarified that there is no on-street parking on the streets.

Seeing no further comment, Mayor Swartwout closed out public comment.

Councilmember Karr questioned Interim Chief Sallows on his preference for the sidewalk. Interim Chief Sallow prefers the rolled curb as it defines the road from the path.

Vice-Mayor Counts spoke on the difference between public and private roads and that this development is a private development with private roads. He also discussed the development will provide a type of housing this is not currently available in the City and could be used for aging family members and residents.

Councilmember Bennehoof would like the developer to consider a wider pathway and to present back to Council. Councilmember Drummond voiced her agreement with Councilmember Bennehoof and the concern of public safety. She discussed how there have been conversations about active living and she would support another reading if more time was needed. She also voiced there may not be enough room to expand the width of the path without losing the rolled curb.

Todd Foley discussed the current plan presented provides the extent of what the developer can achieve and this rental housing type is required to follow FHA guidelines and regulations. He also voiced concern that a larger width sidewalk would reduce driveways impact utilities, grading, and setbacks. He discussed that bicycles should be on the road and not on sidewalks. Considering safety, there is no on street parking, a 14-mph speed limit and there is not an expected predominant demographic of children that will be residing in the development. Councilmember Drummond noted that the development started prior to the passage of the Complete Street Policy. She also discussed private vs. public roads and noted that while this development may be private, there have been past instances where private roads transfer to public. Mayor Swartwout appreciated the work by the applicant on the changes and voiced his appreciation to Vice-Mayor Counts on his point on the need for housing.

MOTION: Tom Counts moved to approve Ordinance No. 2022-09. Jon Bennehoof seconded. Motion approved by a vote of 6-0.

VOTE:            Y-6                    N-0                    AB-0

## IX. COMMITTEE REPORTS

***Development Committee: Next Meeting: November 8, 2023 @ 6:30 p.m.***

Councilmember Heather Karr stated that the Development Committee for October 3 was canceled due to lack of quorum.

***Finance Committee: Next Meeting: October 10, 2023 @ 7 p.m.***

Vice-Mayor Counts discussed that the Finance Committee will be reviewing the proposed budget at the next meeting. He encouraged members of Council to attend.

***Operations Committee: Next Meeting: October 17, 2023 @ 6:30 p.m.***

***Community Diversity Advisory Committee: Next Meeting: October 18, 2023 @ 6:00 p.m.***

Councilmember Karr reported that the Community Diversity Advisory Committee meeting will begin at 6:00 pm on October 18, 2023.

***Planning & Zoning Commission: Next Meeting: October 11, 2023 @ 6:30 p.m.***

Ms. Husak reported that there will be two cases presented at the October 11 meeting.

***Powell Development Corporation: Next Meeting: October 24, 2023 @ 7 p.m.***

Mayor Swartwout discussed that at the last meeting there was an overview and discussion of the 2024 Budget for the Powell Development Corporation.

## X. CITY MANAGER'S REPORT/CITY CALENDAR

### a. October 2023 Calendar

Several Projects that staff is working on currently:

1. CSX Tunnel – working with GPD to access the site and do the assessment. This work is expected to start on October 4. The tunnel is currently closed down and the assessment will determine the length of time of the closure.
2. Splash Pad – there was noticeable deterioration over the summer of the floor to the splash pad. Staff has partitioned off the area and is working with the installer to make corrections. This work can not be completed until the warmer months. It will remain closed off for safety until this work can be completed.

3. CSX Crossing Improvements – staff is working on legal agreements with CSX and the City is awaiting on documents by CSX.
4. North Depot Reconstruction – there were three bids received on the reconstruction. Staff has reviewed the proposals and awarded the bid to American Structure Point. There will be future legal agreement brought before Council. Mr. Stanford clarified that there is a preferred consultant, but does not have a contract and still need to negotiate scope and fee.
5. 2024 Street and Path Maintenance Project – Staff is working on the engineering and hope to provide an update in the next few weeks.
6. City Manager White is at the ICMA conference in Austin.
7. Staff has been in contact with an artist regarding public art within the City and will provide more information at a future Operations Committee Meeting.

## **XI. OTHER COUNCIL MATTERS**

There were no additional comments by Council.

## **XII. EXECUTIVE SESSION**

- Ohio Revised Code Section 121.22 (G) (4) Preparing for, conducting, or reviewing negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment
- Ohio Revised Code Section 121.22 (G) (8) To consider confidential information related to the marketing plans, specific business strategy, production techniques, trade secrets, or personal financial statements of an applicant for economic development assistance, or to negotiations with other political subdivisions respecting requests for economic development assistance

MOTION: Jon Bennehoof motioned to enter into executive session pursuant to Ohio Revised Code Section 121.22 (G) (4) Preparing for, conducting, or reviewing negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment and Ohio Revised Code Section 121.22 (G) (8) To consider confidential information related to the marketing plans, specific business strategy, production techniques, trade secrets, or personal financial statements of an applicant for economic development assistance, or to negotiations with other political subdivisions respecting requests for economic development assistance. This motion was seconded by Vice-Mayor Tom Counts. Motion approved by consensus. Council entered into executive session at 9:43 p.m.

VOTE: Y- 6 N – 0 AB - 0

The following members of Council were present for the discussion: Jon Bennehoof, Vice-Mayor Tom Counts, Heather Karr, Mayor Dan Swartwout, Christina Drummond, and David Lester. In addition, the following staff were present for the discussion: Jeffrey Tyler, Assistant City Manager/Community Development Director; Rosa Ocheltree, Finance Director; Yazan Ashrawi, City Attorney; Jason Nahvi, Human Resource Manager; and Ron Sallows, Interim Police Chief.

MOTION: Following the discussion it was moved by Christina Drummond to exit executive session. This motion was seconded by David Lester. Motion approved by consensus. Council exited executive session at 10:37 p.m.

VOTE:    Y- 6    N – 0    AB - 0

**XIII. ADJOURNMENT**

MOTION: David Lester moved to adjourn the meeting. Jon Bennehoof seconded. Motion passed. The meeting ended at 10:37 p.m.

VOTE:            Y - 6            N - 0            AB-0

\_\_\_\_\_  
Daniel Swartwout,                      Date  
Mayor

\_\_\_\_\_  
Elaine McCloskey,                      Date  
Clerk

# Department of Finance

## September 2023 Financial Report



### Executive Report

Revenue Source	<u>Original</u> Budget 2023	<u>Revised</u> Budget 2023	<u>Actual to Date</u> September 2023	% of Revised Budget
Prior Year Unappropriated Funds	\$ 13,741,934.12	\$ 13,741,934.12	\$ 14,211,555.82	
Prior Year General Fund Reserve	\$ 1,445,000.00	\$ 1,445,000.00	\$ 1,445,000.00	
<b>Total Prior Year Carryforward Balance</b>	\$ 15,186,934.12	\$ 15,186,934.12	\$ 15,656,555.82	
Taxes, assessments, & related revenue	\$ 13,989,600.00	\$ 13,989,600.00	\$ 14,208,426.82	101.6%
Local revenue	\$ 29,600.00	\$ 29,600.00	\$ 35,018.77	118.3%
Development related revenue	\$ 773,500.00	\$ 773,500.00	\$ 331,169.04	42.8%
Other revenue	\$ 1,753,845.00	\$ 1,753,845.00	\$ 2,218,719.30	126.5%
<b>Total Operating Revenue</b>	\$ 16,546,545.00	\$ 16,546,545.00	\$ 16,793,333.93	101.5%
<b>Total Available Funds</b>	\$ 31,733,479.12	\$ 31,733,479.12	\$ 32,449,889.75	102.3%
Expenditure Source	<u>Adopted</u> Budget 2023	<u>Revised</u> Budget 2023	<u>Actual to Date</u> September 2023	% of Revised Budget
Personnel	\$ 7,456,512.00	\$ 7,482,375.00	\$ 5,057,012.23	67.6%
Operating Expenses	\$ 2,825,160.00	\$ 3,044,358.06	\$ 1,851,619.97	60.8%
Prior Year Remaining Encumbrances		\$ 452,755.78		
<b>Operating Expenditures</b>	\$ 10,281,672.00	\$ 10,979,488.84	\$ 6,908,632.20	62.9%
<b>Excess (deficiency) of operating revenues over operating expenditures</b>	\$ 6,264,873.00	\$ 5,567,056.16	\$ 9,884,701.73	
Capital Equipment	\$ 1,077,800.00	\$ 1,530,005.81	\$ 645,493.60	42.2%
Transfers	\$ 3,471,000.00	\$ 4,295,500.00	\$ 3,032,400.00	70.6%
Addition to 27th Payroll Reserve	\$ 18,000.00	\$ 18,000.00	\$ 18,000.00	100.0%
Addition to Comp Abs Reserve	\$ 12,000.00	\$ 12,000.00	\$ 12,000.00	100.0%
Advances				
Additional to reserve fund balance	\$ 535,000.00	\$ 535,000.00	\$ 423,750.00	79.2%
Contingencies	\$ 50,000.00	\$ 50,000.00	\$ 13,125.00	26.3%
<b>Nonoperating Expenditures</b>	\$ 5,163,800.00	\$ 6,440,505.81	\$ 4,144,768.60	64.4%
<b>Total Expenditures</b>	\$ 15,445,472.00	\$ 17,419,994.65	\$ 11,053,400.80	63.5%
<b>Excess (deficiency) of revenue over all expenditures</b>	\$ 1,101,073.00	\$ (873,449.65)	\$ 5,739,933.13	
Ending Year Unappropriated Funds	\$ 12,597,497.85	\$ 9,848,238.98	\$ 19,951,488.95	
Ending Year General Fund Reserve	\$ 1,980,000.00	\$ 1,445,000.00	\$ 1,868,750.00	
<b>Total Current Year Balance</b>	\$ 14,577,497.85	\$ 11,293,238.98	\$ 21,820,238.95	
<b>Total Available Funds</b>	\$ 31,733,479.12	\$ 31,733,479.12	\$ 32,449,889.75	

75% = Target expenditure and revenue collection rate.



Quick Facts

ALL FUNDS

9/30/2023	9/30/2023
Cash Balance	Unencumbered Balance
\$35,488,724.54	\$31,000,066.71
↑ \$6,390,299.57 from 1/1/2023	

GENERAL FUND (GF)

9/30/2023	9/30/2023
Cash Balance	Unencumbered Balance
\$19,951,488.95	\$18,746,062.04
↑ \$5,739,933.13 from 1/1/2023	

General Fund Highlights

The General Fund balance = **\$21,820,239**. This figure includes the general reserve fund. The unencumbered balance of **\$18,746,062** is 181.04% of the 5-Yr GF revenue average;

- \$5.2M in excess of the short-term range (50%)
- \$7.8M in excess of the fiscally prudent range (75%)

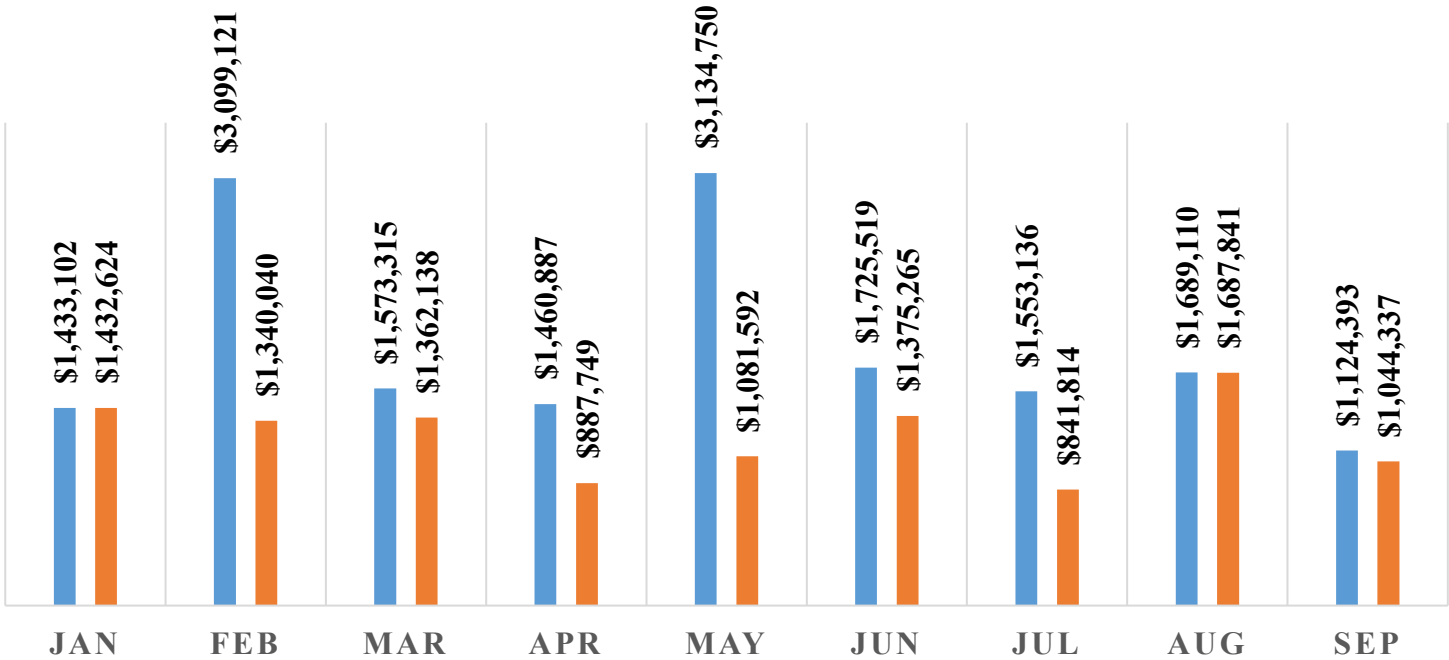
Per the Fund Balance Policy, excess funds over the fiscally prudent range may be allocated to capital improvements.

CASH BALANCE



General Fund Cash Flow Analysis

**Total GF Revenue: \$16,793,334**      **Total GF Expenditures: \$11,053,401**      **Net Cash Flow: \$5,739,933**



YTD Revenue as of September 2023 increased by \$4,800,258, or 40.0%, compared to September 2022. When adjusted by the one-time subsidy from the ARPA fund to the General Fund, YTD revenue increased by 28.3%, or \$3,393,619, compared to September 2022.

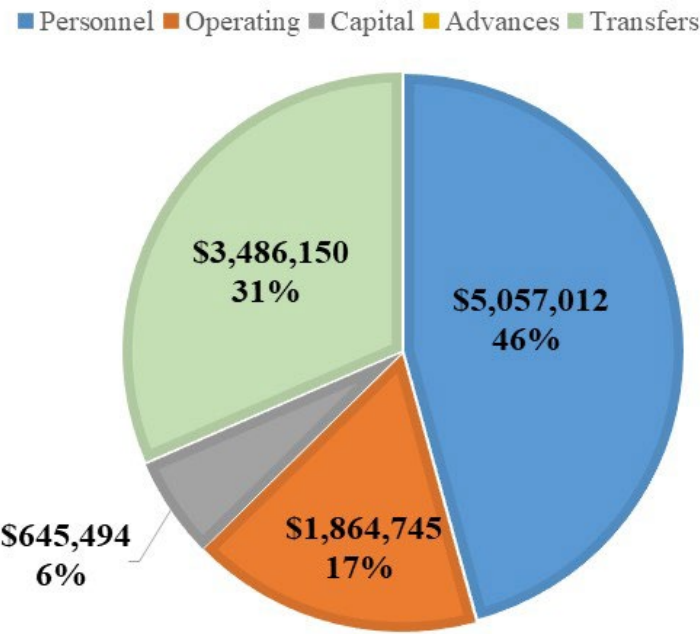
Year-to-Date General Fund Cash Position

Month	Revenues	Expenditures	Transfers	2023 Net	Liquidity	2022 Net	Change
January	\$ 1,433,102	\$ 856,374	\$ 576,250	\$ 478	\$ 576,728	\$ (623,323)	↑ \$ 623,802
February	\$ 3,099,121	\$ 702,540	\$ 637,500	\$ 1,759,081	\$ 2,396,581	\$ 280,217	↑ \$ 1,478,864
March	\$ 1,573,315	\$ 1,062,138	\$ 300,000	\$ 211,177	\$ 511,177	\$ 301,536	↓ \$ (90,360)
April	\$ 1,460,887	\$ 887,749	\$ -	\$ 573,138	\$ 573,138	\$ 746,786	↓ \$ (173,648)
May	\$ 3,134,750	\$ 724,192	\$ 357,400	\$ 2,053,158	\$ 2,410,558	\$ 1,278,838	↑ \$ 774,320
June	\$ 1,725,519	\$ 825,265	\$ 550,000	\$ 350,254	\$ 900,254	\$ (1,056,427)	↑ \$ 1,406,681
July	\$ 1,553,136	\$ 841,814	\$ -	\$ 711,322	\$ 711,322	\$ 728,055	↓ \$ (16,733)
August	\$ 1,689,110	\$ 972,841	\$ 715,000	\$ 1,269	\$ 716,269	\$ 954,219	↓ \$ (952,950)
September	\$ 1,124,393	\$ 694,337	\$ 350,000	\$ 80,056	\$ 430,056	\$ 515,052	↓ \$ (434,996)
<b>Total</b>	<b>\$ 16,793,334</b>	<b>\$ 7,567,251</b>	<b>\$ 3,486,150</b>	<b>\$ 5,739,933</b>	<b>\$ 9,226,083</b>	<b>\$ 705,216</b>	<b>↑ \$ 2,614,981</b>

All Funds - Cash Position

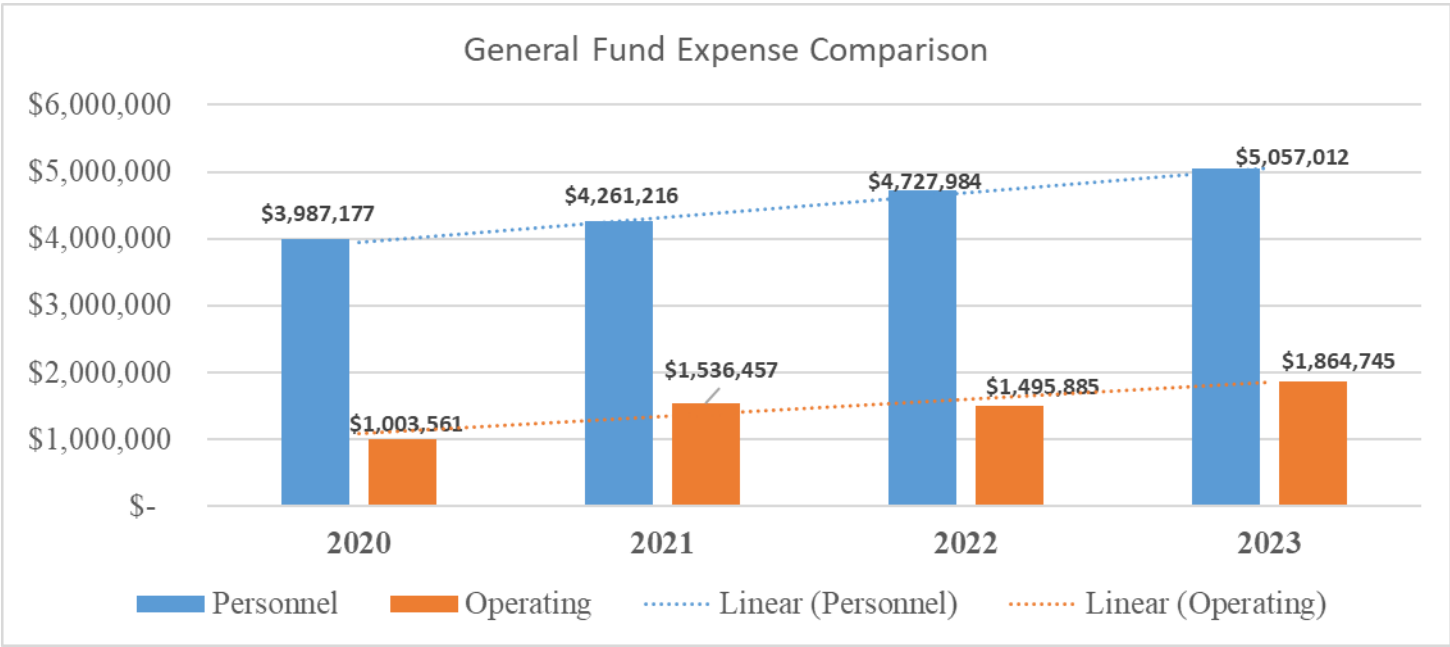
Fund	Description	Beg. Balance	Net Change	End. Balance
100	GENERAL FUND	\$ 14,211,556	\$ 5,739,933	\$ 19,951,489
101	GENERAL FUND RESERVE	\$ 1,445,000	\$ 423,750	\$ 1,868,750
105	CORMA FUND	\$ 135,310	\$ 48,174	\$ 183,484
110	27TH PAYROLL RESERVE FUND	\$ 131,977	\$ 18,000	\$ 149,977
111	COMPENSATED ABSENCES RESERVE FUND	\$ 12,356	\$ 12,000	\$ 24,356
210	MUNICIPAL MOTOR VEHICLE LICENSE FUND	\$ 71,316	\$ 55,764	\$ 127,080
211	STREET CONSTRUCTION MAINTENANCE	\$ 2,974,968	\$ (712,782)	\$ 2,262,186
221	STATE HIGHWAY IMPROVEMENT	\$ 334,454	\$ 61,605	\$ 396,058
241	PARKS & RECREATION	\$ 1,347,307	\$ (628,982)	\$ 718,325
260	CORONAVIRUS RELIEF FUND	\$ -	\$ -	\$ -
265	LAW ENFORCEMENT ASSISTANCE FUND	\$ 20,114	\$ -	\$ 20,114
266	AMERICAN RESCUE PLAN ACT	\$ 1,406,639	\$ (1,406,639)	\$ -
267	ONEOHIO OPIOID SETTLEMENT SPECIAL REVENUE	\$ -	\$ -	\$ -
271	LAW ENFORCEMENT FUND	\$ 13,192	\$ 1,413	\$ 14,606
281	DRUG LAW ENFORCEMENT	\$ 5,214	\$ 235	\$ 5,449
291	BOARD OF PHARMACY-LAW ENFORCEMENT	\$ 7,006	\$ 150	\$ 7,156
295	P&R REC. PROGRAMS	\$ 156,051	\$ 128,183	\$ 284,233
296	VETERAN'S MEMORIAL FUND	\$ 8,423	\$ 400	\$ 8,823
298	POLICE CANINE SUPPORT FUND	\$ 20,137	\$ (396)	\$ 19,741
310	SELDON SEEN TIF DEBT SERVICE FUND	\$ 47	\$ (47)	\$ -
311	CAPITAL IMPROVEMENTS BOND	\$ 5,147	\$ -	\$ 5,147
317	GOLF VILLAGE DEBT SERVICE FUND	\$ -	\$ -	\$ -
319	POLICE FACILITY DEBT SERVICE	\$ 1,449	\$ -	\$ 1,449
321	POWELL CIFA DEBT SERVICE	\$ -	\$ -	\$ -
451	DOWNTOWN TIF PUBLIC IMPROVEMENT	\$ 2,675,656	\$ 553,342	\$ 3,228,998
452	DOWNTOWN TIF HOUSING RENOVATION	\$ 45,135	\$ (14,206)	\$ 30,929
453	SELDON SEEN TIF PUBLIC IMPROVEMENTS	\$ 1,595	\$ 156,904	\$ 158,499
455	SAWMILL CORRIDOR COMM IMPR TIF	\$ 1,064,582	\$ 327,176	\$ 1,391,758
470	SANITARY SEWER AGREEMENTS	\$ -	\$ -	\$ -
491	CAPITAL PROJECTS FUND	\$ 1,597,747	\$ 1,679,084	\$ 3,276,831
492	VILLAGE DEVELOPMENT FUND	\$ 315,938	\$ 27,205	\$ 343,143
494	VOTED CAPITAL IMPROVEMENT FUND	\$ 35,107	\$ -	\$ 35,107
496	OLENTANGY/LIBERTY ST INTERSECTION	\$ -	\$ -	\$ -
497	SELDON SEEN TIF PARK IMPROVEMENTS	\$ 273,820	\$ (11,400)	\$ 262,420
910	UNCLAIMED FUNDS FUND	\$ 860	\$ -	\$ 860
911	FLEXIBLE BENEFITS PLAN FUND	\$ 299	\$ (1,442)	\$ (1,144)
991	BOARD OF BUILDING STANDARDS	\$ 364	\$ 269	\$ 633
992	ENGINEERING INSPECTIONS FUND	\$ 685,894	\$ (8,661)	\$ 677,232
994	ESCROWED DEPOSITS FUND	\$ 92,532	\$ (58,918)	\$ 33,614
996	FINGERPRINT PROCESSING FEES	\$ 1,236	\$ 185	\$ 1,421
<b>Grand Total</b>		<b>\$29,098,425</b>	<b>\$6,390,300</b>	<b>\$ 35,488,725</b>

Total Expenditures by Categories = \$11,053,401



Anticipated percentage of expenditures = 75% of budget

- At month-end, **personnel expenses** were 67.6% of the budget, a favorable variance of \$554,769, or 7.4%. The favorable variance is due to healthcare savings and vacancy credits.
- **Operating expenses** ended at 60.8% of the budget, a favorable variance of \$431,649 or 14.2%.
- **Capital expenses** are 42.2% of the budget, a favorable variance of \$502,011, or 32.8%. Variance is due to the timing of capital equipment purchases, building improvements and accounting software.
- **Transfers** are 70.6% of the budget. The Finance Director will execute transfers based on fund liquidity, fund balances, and timing of debt expenses.



Personnel and operating expenditures are \$6,908,632.

This reflects an increase of 11.2% from the previous year. This change is in alignment with budgetary increases.

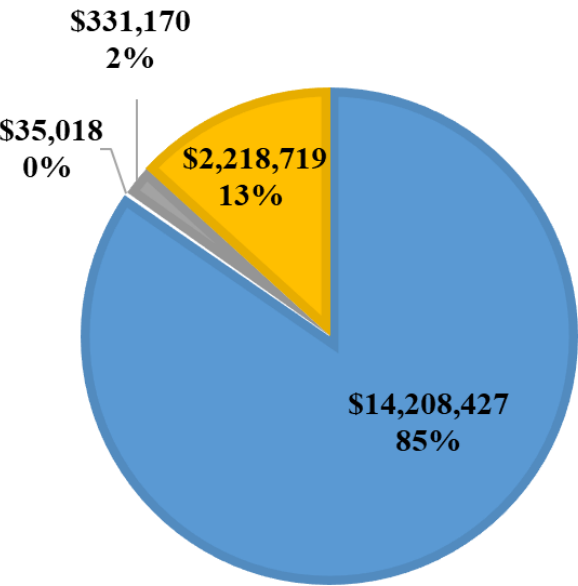
Notable Activity for the month:

- Website Re-Design fees = \$49,132
- Income tax collection fees = \$28,164
- Legal services = \$16,530
- Special Projects = \$13,401
- Building improvements = \$9,661



Total Revenues by Type = \$16,793,334

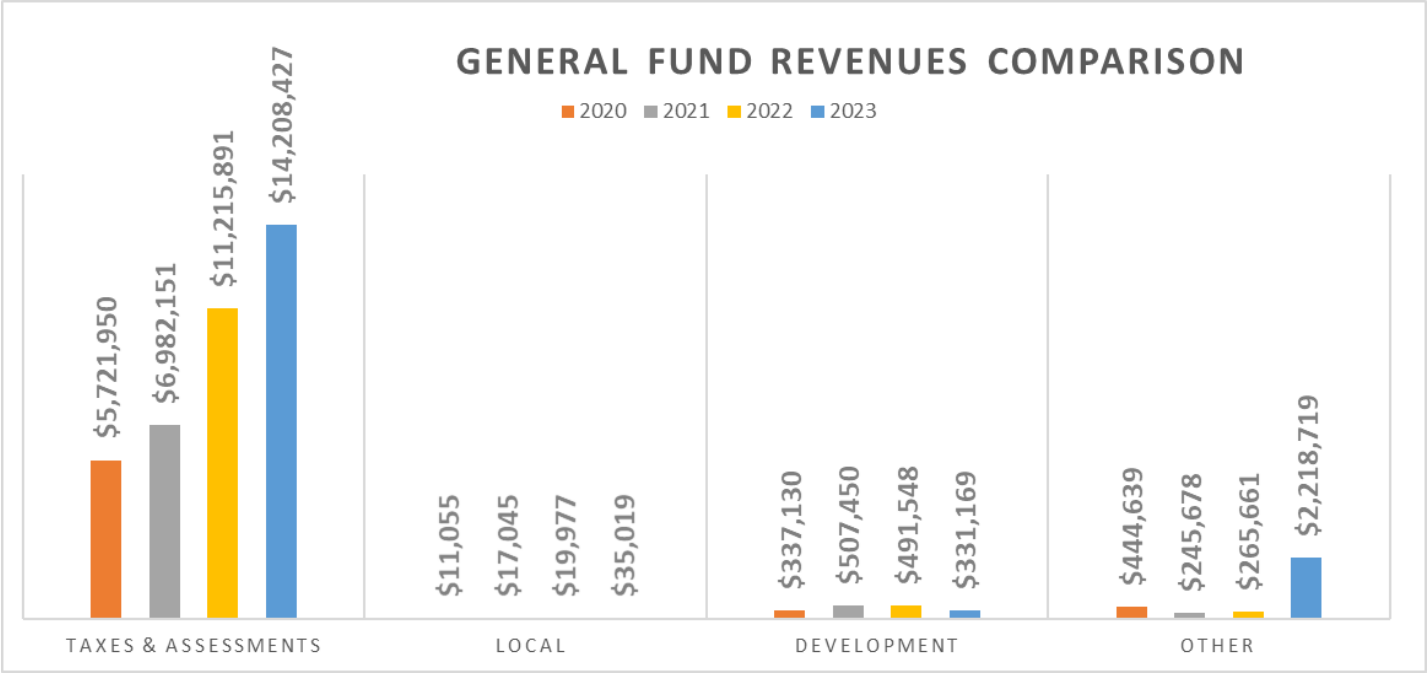
Taxes & Assessments Local Development Other



Anticipated percentage of revenues = 75% of the budget

Total revenues are 101.5% of the budget, a favorable variance of \$4,383,425.

- **Taxes and Assessments** revenues are 101.6% of the budget, a favorable variance of \$3,716,227. See the next page for additional information.
- **Local revenues** are 118.3% of the budget, a favorable variance of \$12,819.
- **Development-related revenues** are 42.8% of the budget, an unfavorable variance of \$248,956. This is consistent with the previous results.
- **Other revenue** shows a favorable variance of \$903,335 due to the ARPA subsidy (timing) and interest.

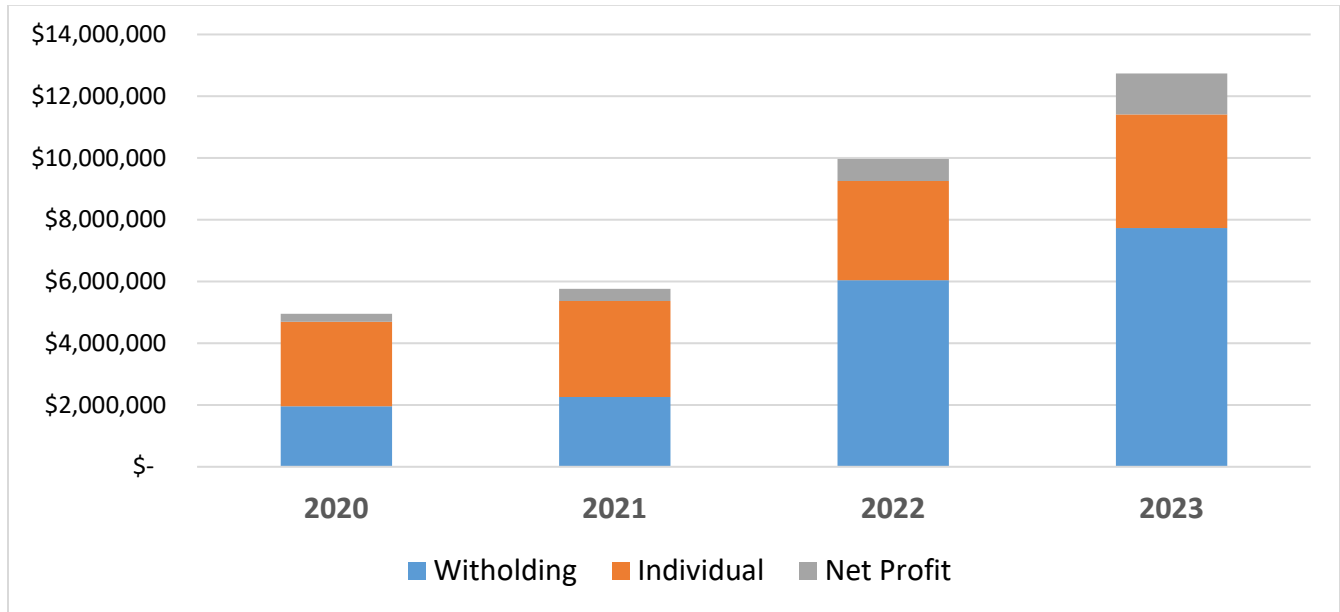


Notable Activity for the month:

- Income Tax = \$908,519
- Advance from Capital Projects Fund = \$85,857
- Interest = \$24,724; YTD interest = \$533,881 (590% increase from prior year)
- Franchise fees = \$22,670
- See the next page for detailed tax information

As of September 2023, YTD income tax receipts totaled \$12,732,303, a favorable variance of 27.7%, or \$2,761,839, compared to 2022 tax receipts. 2023 tax receipts are 101.7% of the \$12,750,000 budgeted income tax revenue (including the fee reconciliation payment), a favorable variance of 26.6% or \$3,716,227.

## Income Tax Comparison



	2020	2021	2022	2023	%Change
<b>Withholding</b>	\$ 1,960,267	\$ 2,262,645	\$ 6,038,612	\$ 7,726,998	
<b>Individual</b>	\$ 2,731,548	\$ 3,101,491	\$ 3,218,150	\$ 3,686,664	
<b>Net Profit</b>	\$ 264,774	\$ 401,003	\$ 713,703	\$ 1,318,641	
<b>Total</b>	\$ 4,956,589	\$ 5,765,140	\$ 9,970,465	\$ 12,732,303	28%

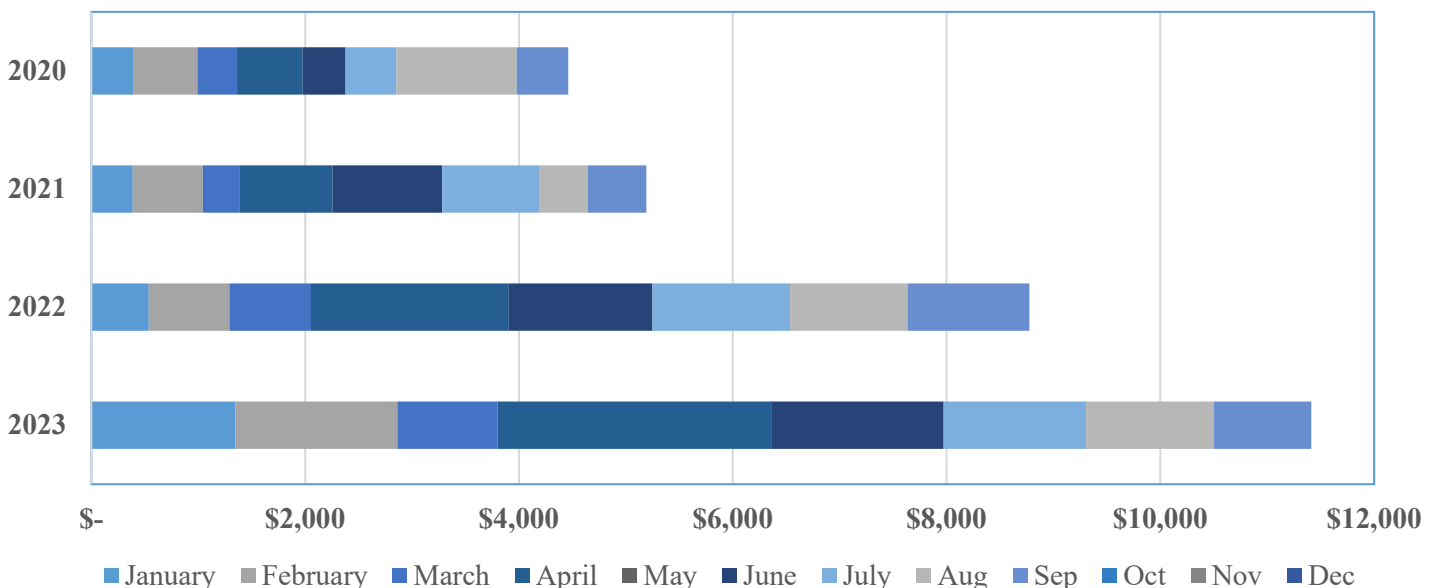
### Comparing YTD Sep 2023 to Sep 2022

- Withholding collections ↑ by 28.0% or \$1,688,386
- Individual collections ↑ by 14.6% or \$468,514
- Net Profit collections ↑ by 84.8% or \$604,939

### Comparing Sep 2023 to Aug 2023

- Withholding collections ↓ by 13.3% or \$117,816
- Individual collections ↓ by 92.5% or \$173,758
- Net Profit collections ↑ by 2.4% or \$2,863

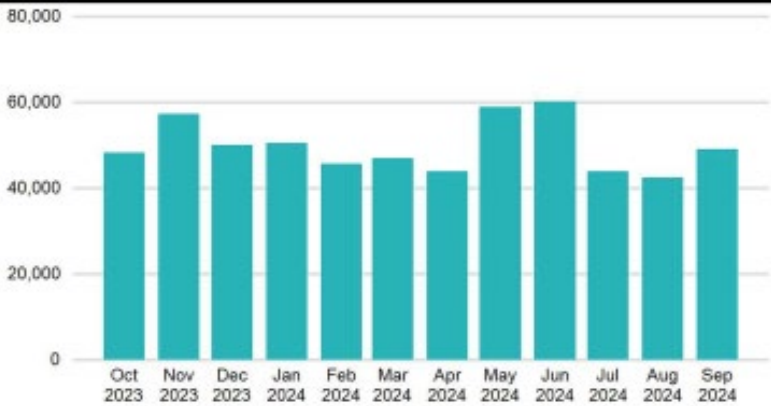
## Income Tax Receipts by Month (in Thousands)



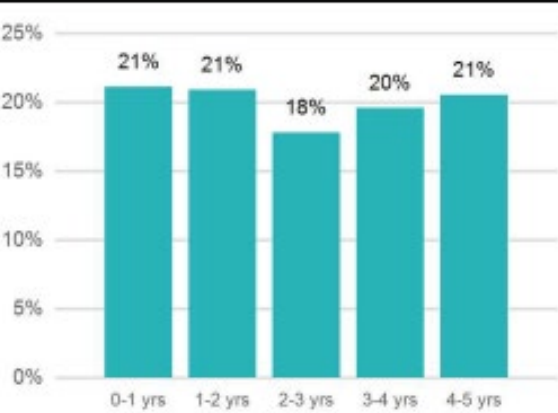
City of Powell Operating Account  
**PORTFOLIO SUMMARY**  
As of September 30, 2023

MONTHLY RECONCILIATION		PORTFOLIO CHARACTERISTICS	
Beginning Book Value	25,460,860.93	Portfolio Yield to Maturity	3.19%
Contributions		Portfolio Effective Duration	2.26 yrs
Withdrawals		Weighted Average Maturity	2.44 yrs
Prior Month Management Fees	(1,864.79)		
Prior Month Custodian Fees	(205.64)		
Realized Gains/Losses	1,183.60		
Gross Interest Earnings	23,202.26		
Ending Book Value	25,483,176.36		

**PROJECTED MONTHLY INCOME SCHEDULE**



**MATURITY DISTRIBUTION**



Market Rates as of 9/28/2023 (Provided by Meeder Investment Management)

	Yesterday	Last Week	Last Year
GDP (\$0-\$25MM)	3.40%	3.40%	1.50%
STAR Ohio	5.55%	5.53%	2.89%
2 Yr T Note	5.04%	5.12%	4.27%
5 Yr T Note	4.62%	4.61%	4.15%



# Human Resources Department

## September 2023 Monthly Report



### Council Goal – Quality Customer Service: Improve access to services, functions and operations

#### Recruitment Update

**Police Officer:** We have a new Police Officer starting on Monday, October 9<sup>th</sup>. His name is John Fleming and he comes from the Columbus Police Department where he has been employed for the past 5 years. Officer Fleming was a Field Training Officer at CPD and is looking forward to working in Powell and connecting with the citizens. We are to use his connection at Columbus as a recruitment tool to have more Officers apply to our open positions.

We are planning on starting a final Police Officer recruitment process soon. This will be the third one of the year. We are hoping to finish the FOP contract negotiations and use the new wages and benefits as a recruitment tool

**Finance Clerk:** Sherry Jablonski will be starting with the Finance Department on October 23<sup>rd</sup>. Ms. Jablonski has worked for the past 11 years as a Finance & Business Manager with a location Church in Dublin.

**Economic Development Administrator:** We have final applicants coming in for interviews On October 11<sup>th</sup> and October 16<sup>th</sup>. We anticipate being able to have a candidate selected at the end of this process.

**Chief of Police** – The position is posted and will close on October 27<sup>th</sup>. We are hoping to start interviews in November

**Public Service Worker** – Brandon Schroepfer is resigning after 2 years with the City of Powell. He has accepted a position with Knox County and November 10<sup>th</sup> is his last day. Brandon has been an excellent employee and we wish him all the best in his career. We will post for his position immediately.

#### Police Negotiations

FOP negotiations with the Police and Sergeant group for the next 3 year contract tentatively closed on Friday, October 6<sup>th</sup>. The focus of this contract is on retention, recruitment, and moving the Department forward. We are looking to wrap up the negotiations and fix any last minute issues present the package to Council at the October 17<sup>th</sup> meeting.

# Building Department

## September 2023 Monthly Report



### EXECUTIVE SUMMARY

#### Issued Permits by Permit Type

09/01/2023 - 09/30/2023

Commercial Alteration	Permits Issued	Valuation	Fees Paid
Commercial Alteration	2		\$2,000.81
Subtotals:	2		\$2,000.81
Commercial One Stop	Permits Issued	Valuation	Fees Paid
A/C Furnace Permit - Commercial	1	\$18,848.00	\$412.00
Change of Use/Occupancy	1		\$203.00
Roof Alteration/Repair Permit - Commercial	1	\$135,890.00	\$103.00

Subtotals:	3	\$154,738.00	\$718.00
Engineering	Permits Issued	Valuation	Fees Paid
Driveway/Walkway Permit	2		\$90.00
Subtotals:	2		\$90.00
Residential Alteration	Permits Issued	Valuation	Fees Paid
Deck Permit	6	\$92,000.00	\$1,502.60
Patio Permit	1		\$40.00

Residential Addition	1		\$820.63
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Residential Alteration	1		\$528.03
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Subtotals:	9	\$92,000.00	\$2,891.26
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Residential New	Permits Issued	Valuation	Fees Paid
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1, 2, & 3 Family Dwelling	3		\$8,917.25
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Subtotals:	3		\$8,917.25
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Residential One Stop	Permits Issued	Valuation	Fees Paid
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A/C Furnace Permit - Residential	9	\$80,660.00	\$1,212.00
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Electrical Permit - Residential	2	\$3,238.75	\$202.00
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Roof Alteration/Repair Permit - Residential	13	\$252,682.57	\$984.75
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Subtotals:	24	\$336,581.32	\$2,398.75
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Zoning	Permits Issued	Valuation	Fees Paid
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Fence Permit	4		\$160.00
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Miscellaneous Zoning Permit	1		\$100.00
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Sign	6		\$1,223.90
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Utility - Work in ROW Permit	3		\$600.00
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Subtotals:	14		\$2,083.90
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Totals:	57	\$583,319.32	\$19,099.97
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# Jurisdiction Building Performance Report

POW - Powell

Date Range: 09/01/2023 - 09/30/2023

Inspection Activity	Residential				Commercial				One Stop	Other	Zoning	Total
	Residential	Residential	Residential	Residential	Commercial	Commercial	Commercial	Commercial				
	New	Alteration	Miscellaneous	One Stop	New	Alteration	Miscellaneous	One Stop				
Number of Inspections	131	68	0	47	15	15	0	2	0	0	2	281

	Conditional Occupancy Log			
Contractor Name	Address	Permit #	Date Sent	Expiration
PULTE	4325 HAROLD DR	21POW-RB00119	7/29/2022	1/12/2023
PULTE	4220 HAROLD DR	21POW-RB00157	8/1/2022	1/22/2023
PULTE	4311 HAROLD DRIVE	22POW-RB00005	8/30/2022	3/2/2023
R&H	9352 WATERFORD DRIVE	21POW-RB00116	8/31/2022	3/3/2023
PULTE	4285 SCOTTS WAY	22POW-RB00017	9/27/2022	3/27/2023
PULTE	4230 HAROLD DRIVE	22POW-RB00030	10/18/2022	4/18/2023
PULTE	4468 COYOTE CROSSING	22POW-RB00033	10/27/2022	4/27/2023
PULTE	8145 JERRY DRIVE	22POW-RB00036	10/27/2022	4/27/2023
PULTE	8143 JERRY DRIVE	22POW-RB00028	10/28/2022	4/28/2023
PULTE	4250 HAROLD DRIVE	22POW-RB00041	10/15/2022	5/15/2023
PULTE	4606 FOX TAIL CIRCLE	22POW-RB00039	12/1/2022	6/1/2023
PULTE	8142 JERRY DRIVE	22POW-RB00048	12/1/2022	6/1/2023
PULTE	8167 JERRY DRIVE	22POW-RB00057	12/12/2022	6/12/2023
PULTE	8163 JERRY DRIVE	22POW-RB00062	12/16/2022	6/15/2022
PULTE	8165 JERRY DRIVE	22POW-RB00060	12/16/2022	6/15/2022
PULTE	4560 COYOTE CROSSING	22POW-RB00066	12/27/2022	6/27/2023
PULTE	4654 FOX TAIL CIRCLE	22POW-RB00072	2/1/2023	8/1/2023
PULTE	4656 COYOTE CROSSING	22POW-RB00099	3/30/2023	9/30/2023
PULTE	8125 WOLF PATH DRIVE	22POW-RB00107	4/17/2023	10/17/2023
R&H	9268 ADVOCET DRIVE	22POW-RB00068	4/20/2023	10/20/2023
PULTE	8193 SMITHS CIRCLE	22POW-RB00119	5/11/2023	11/11/2023
PULTE	4538 RUPPERT TRAIL	22POW-RB00083	5/22/2023	11/22/2023
PULTE	8112 JOSHUA WAY	22POW-RB00118	6/15/2023	12/15/2023
PULTE	4518 COYOTE CROSSING	22POW-RB00126	6/26/2023	12/26/2023
PULTE	8138 JOSHUA WAY	22POW-RB00129	6/26/2023	12/26/2023
PULTE	8195 SMITHS CIRCLE	22POW-RB00130	7/13/2023	1/13/2024
PULTE	8184 SMITHS CIRCLE	22POW-RB00131	7/13/2023	1/13/2024
PULTE	8146 JOSHUA WAY	23POW-RB00025	9/1/2023	3/1/2024
PULTE	4620 COYOTE CROSSING	23POW-RB00021	9/19/2023	3/16/2023

# COMMUNICATIONS DEPARTMENT

## September 2023 Monthly Report



### Executive Summary

#### Council goals for 2023

1. Assist Council and city departments with communicating different initiatives and programs to the community.
2. Maintain frequent interaction with senior leadership.
3. Continue outreach programs.
4. Position city public information as a trusted resource and community asset with predictable and expedient communications.

#### Fourth quarter areas of focus

1. Develop supporting communications for upcoming projects
2. Draft 2023 strategic communications plan
3. Review scope of 2024 website redesign
4. Finalize budget and larger departmental project planning

#### Department updates

- Beginning project kick-off for 2024 website redesign and move to Granicus
- Continuing promotion for Powell Fall Festival and Food Drive
- Planning coverage for 24-28 CIP and 2024 Budget, as well as, county property reappraisals
- Working with Clerk of Council to determine 2024 community presentation schedule

#### Analytic updates

##### Social Media Followers, October 2023

Facebook:

- City of Powell – 11,290 (+280)
- Parks and Recreation – 3,340 (+133)

Instagram: 5,123 (+152)

LinkedIn: 1,325 (+86)

Nextdoor: 4,448 (+72)

X/Twitter: 4,193 (+22)

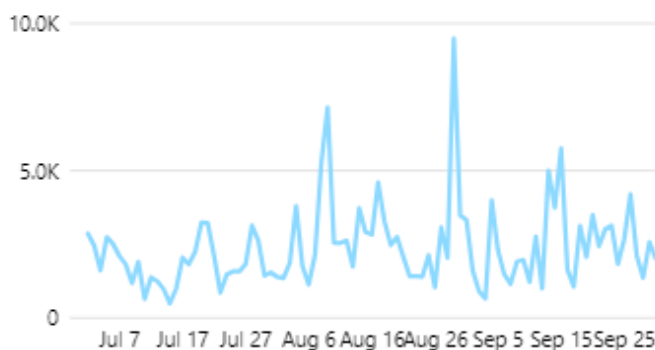
Threads: 522 (+162)

## Reach

Export

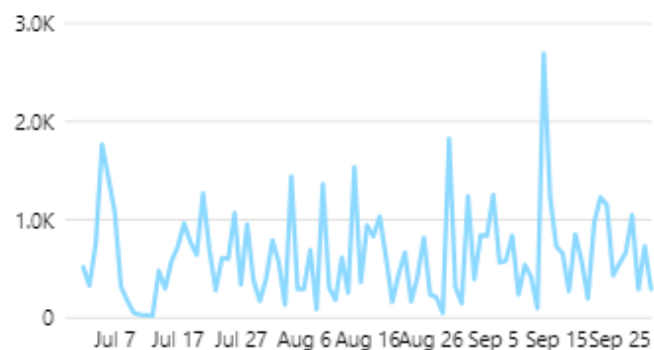
### Facebook reach ①

49,473 ↓ 20.8%



### Instagram reach ①

5,499 ↓ 27.5%



## Page and profile visits

Export

### Facebook visits ①

16,062 ↓ 10.7%



### Instagram profile visits ①

1,735 ↓ 36.7%

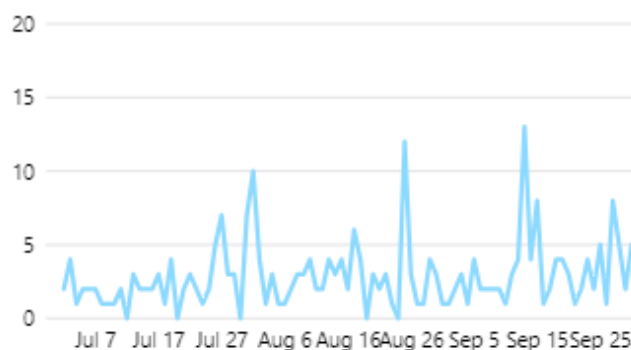


## New likes and follows

Export

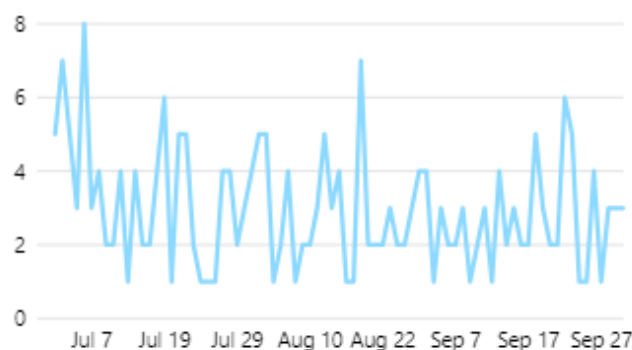
### Facebook Page new likes ①

264 ↑ 16.3%



### New Instagram followers ①

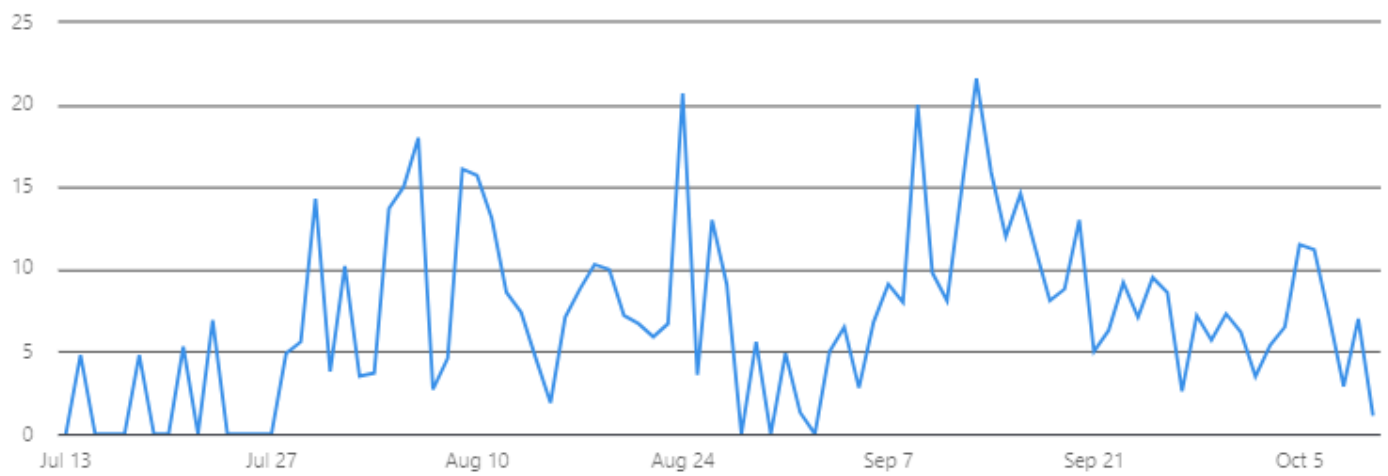
235 ↓ 17.3%





## Metrics

Engagement rate ▾



✓ — Organic

7.082

# COMMUNITY DEVELOPMENT DEPARTMENT

## September 2023 Monthly Report



### EXECUTIVE SUMMARY

#### BOARD OF ZONING APPEALS

9/7/2023

##### VARIANCE REQUEST (2023-22V)

**Applicant:** Zackary Tharp  
**Location:** 4822 Hunters Bend Court  
**Zoning:** PR - Planned Residence District  
**Request:** Review and approval of a variance to Code Section 1129.06(c)(4) to reduce the required rear yard setback in The Reserve at Scioto Glenn for an accessory structure from thirty feet to ten feet to allow a patio with a gazebo and seating wall.  
**Action:** Motion for approval, the variance was **not** granted.

10/5/2023

##### VARIANCE REQUEST (2023-26V)

**Applicant:** Market at Liberty Crossing, represented by Heather King, EMH&T  
**Location:** 3952 West Powell Road  
**Zoning:** PC, Planned Commercial District  
**Request:** Review and approval of a variance to Code Section 1145.15 to reduce the required frontage from 160 feet to approximately 77 feet along Farmington Avenue.  
**Action:** Motion for approval, the variance was granted.

#### PLANNING AND ZONING COMMISSION

9/13/2023

##### SKETCH PLAN REVIEW (2023-24SP)

**Applicant:** Horsepower Farms LLC  
**Location:** 7860 Steitz Road Existing  
**Zoning:** FR1 - Liberty Township Farm Residence District  
**Requested Zoning:** PR- Planned Residence District, City of Powell  
**Request:** Review and feedback of a Sketch Plan to construct seven garage condominiums on a ±6.357 acre lot.  
**Action:** Public input received, feedback provided in regard to buffering, access and being a good neighbor.

## WORK SESSION

Discussion in regard to Design Guidelines for the potential downtown re-development of the Village Green and the general downtown area.

## PLANNING AND ZONING COMMISSION

10/11/2023

### SUBDIVISION WITHOUT PLAT (2023-27SR)

**Applicant:** The Market at Liberty Crossing, c/o Heather King, EMH&T  
**Location:** 3952 West Powell Road  
**Zoning:** Planned Commercial District  
**Request:** Review and approval of a subdivision without plat to split a 22.85-acre lot to create a 2.88-acre lot for future commercial development, east of Farmington Drive and north of SR 750.  
**Action:** Motion for approval, the subdivision without plat was approved.

### AMENDMENT TO AN APPROVED DEVELOPMENT PLAN (2023-28AM)

**Applicant:** The Cody Coughlin Company c/o Ted Tinkler  
**Location:** Northwest corner of Steitz Road and Home Road, parcel 31923001003004  
**Zoning:** Planned Commercial District  
**Request:** Review and recommendation of approval to City Council for an amendment to the Middlebury Crossing Final Development Plan, Subarea C to replace the townhomes with more of the garden apartment units already approved for the site, and other amended site amenities.  
**Action:** Motion to recommend approval, the application was recommended for approval to City Council.

## HISTORIC DISTRICT ADVISORY COMMISSION

9/21/2023

### CERTIFICATE OF APPROPRIATENESS (2023-23CA)

**Applicant:** Gary Baker, Baker Properties  
**Location:** 119 North Liberty Street  
**Zoning:** DR - Downtown Residence District  
**Request:** Review and approval of a proposal to change and update the exterior materials of an existing residential structure, including the roof, siding, trim, gutters and windows.  
**Action:** Motion for approval, COA was granted.





# The City of Powell Police Department September 2023 Activity Report

Ron Sallows  
Interim Chief of Police



## STATISTICS: Council Goal 1-2, M1 & M4 Crime & Traffic Statistics

	Current Month	Last Month	Last Year	5 Years Ago
Calls for Service	<b>1,685</b>	1,700	1,899	1,850
Dispatched Calls	<b>325</b>	439	440	568
Police Reports	<b>43</b>	56	59	126*
Adult Arrests	<b>4</b>	4	6	12
Juvenile Arrests	<b>1</b>	0	0	5
Traffic Stops	<b>109</b>	104	132	163
Traffic Citations	<b>8</b>	9	11	37
Traffic Crashes	<b>11</b>	13	16	7
False Alarms	<b>33</b>	38	36	31
House Watches	<b>32</b>	41	31	26
Preventative Patrols	<b>118</b>	147	125	124
Stacked Calls	<b>9</b>	15	13	26

*\*We no longer count false alarms as Police Reports.*

## NOTABLE CASES

### Speed and Noise Complaints |

Residents in the area of Sawmill Parkway and Rutherford Road have noticed an increase in street racing and loud engines. The problem crosses jurisdictional boundaries, so Powell Police will work with the Delaware County Sheriff's Office, the Delaware City Police Department and the Ohio State Highway Patrol for increased enforcement.



## NATURE OF CALLS FOR SERVICE

INCIDENT TYPE	TIME ON CALLS	PERCENT OF TIME	CALLS	PERCENT OF CALLS
BUSINESS / HOUSE CHECK	5,487.60	19.4%	1058	62.8%
SPECIAL DETAIL	3,856.73	13.7%	52	3.1%
CRASH	3,372.12	12.0%	19	1.1%
TRAFFIC CONTROL / DETAIL	3,102.63	11.0%	124	7.4%
TRAFFIC STOP	2,248.92	8.0%	109	6.5%
FOLLOW-UP / INVESTIGATION	1,808.88	6.4%	52	3.1%
ASSIST OTHER AGENCY / UNIT	1,576.07	5.6%	33	2.0%
INVESTIGATE COMPLAINT	1,239.92	4.4%	30	1.8%
ALARM/911 HANG-UP	805.53	2.9%	59	3.5%
SUSPICIOUS ACTIVITY	654.00	2.3%	41	2.4%
DOMESTIC	571.77	2.0%	4	0.2%
COMMUNITY ENGAGEMENT	422.83	1.5%	10	0.6%
LOCKOUT - VEHICLE/OTHER	395.67	1.4%	32	1.9%
MENTAL HEALTH CRISIS	363.50	1.3%	4	0.2%
THEFT	360.72	1.3%	10	0.6%
PARKING COMPLAINT	351.43	1.2%	12	0.7%
HARASSMENT/THREATS	345.42	1.2%	6	0.4%
ANIMAL CALL	286.27	1.0%	8	0.5%
WELL BEING CHECK	272.45	1.0%	6	0.4%
ASSAULT/FIGHT	183.88	0.7%	2	0.1%
JUVENILE - COMPLAINT	167.25	0.6%	5	0.3%
VANDALISM	133.95	0.5%	4	0.2%
WARRANT	88.10	0.3%	1	0.1%
SEX OFFENSE	60.18	0.2%	1	0.1%
LOST & FOUND	28.65	0.1%	1	0.1%
MISSING PERSON	19.33	0.1%	1	0.1%
STOLEN VEHICLE	13.40	0.0%	1	0.1%

*This is the nature of the call as originally reported by the dispatcher.*

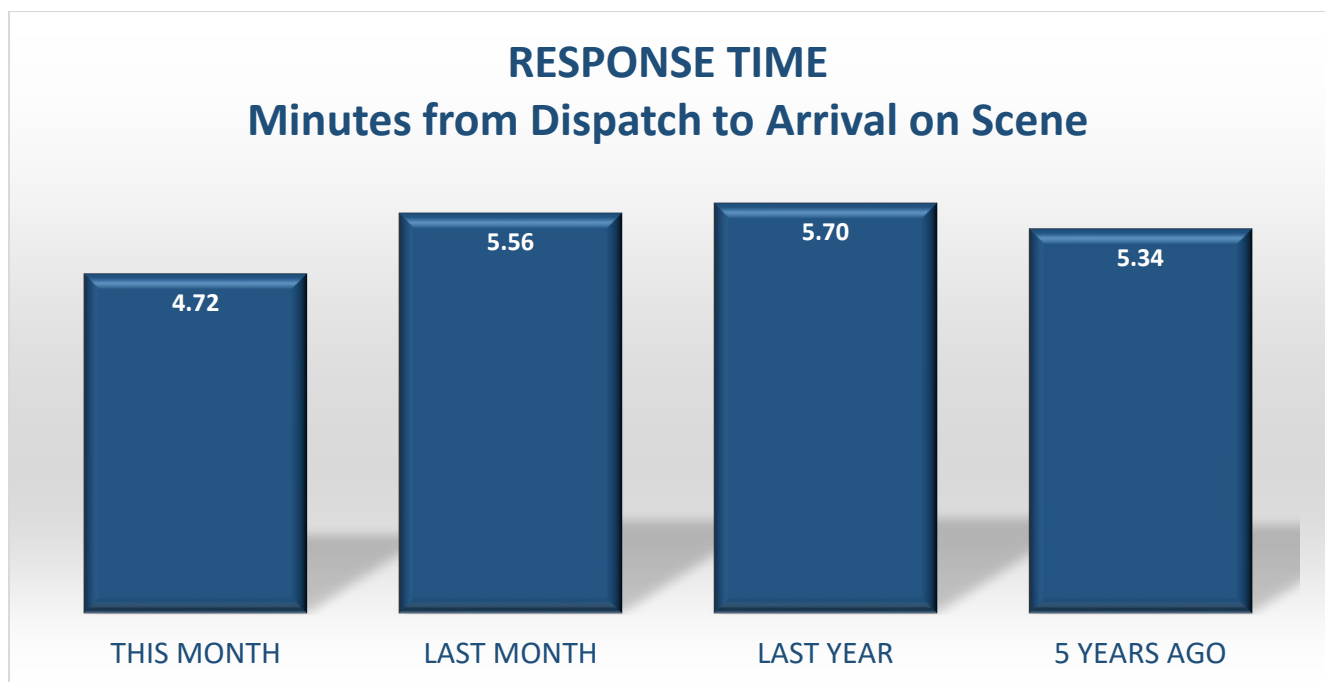
*\*Special Detail includes meetings, administrative tasks, maintenance, court runs, and special duty.*



## STACKED CALLS



## RESPONSE TIME



## TRAINING

In September the department completed 200 hours of training. This consisted of Agency Fall Firearms and Defensive Tactics Training, with agency instructors. The department also completed Midwest Crisis Negotiators Conference, Death Investigation, Public Records 101: What is a Public Record?, and Public Records 102: Exceptions Training. ♦

## USE OF FORCE

The Powell Police Department carefully tracks all uses of force by the agency. There were no uses of force in September. ♦

## CRISIS INTERVENTION TEAM

Police respond to many calls that are not criminal in nature. Using a CIT (Crisis Intervention Team) disposition notifies HelpLine of Delaware and Morrow Counties that there is a need for further assistance. HelpLine reviews the call information and assigns follow up by agencies such as Maryhaven, SourcePoint, Syntero, or the Delaware County Board of Mental Health.

❖ In September, there were four CIT calls. ♦

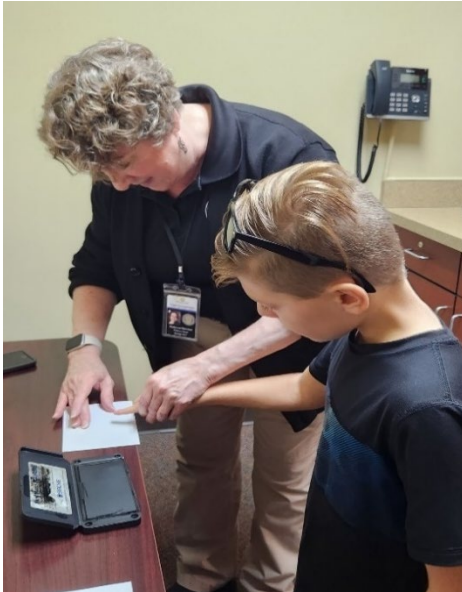
## COMMUNITY ORIENTED POLICING

Officer Audrey Wilt, Community Oriented Policing Officer:

- ❖ Citizens Police Academy included a CSI (crime scene investigation) class.
- ❖ Gave two presentations for OLHS classes on criminal law and law enforcement.
- ❖ Conducted Police and Fire night
- ❖ Hosted Scioto Ridge's Civic day when 130 children visited the municipal building.
- ❖ Led the Tyler Run Elementary fun walk and fall fest.
- ❖ Inspected two golf carts. Officers Wilt and Elliott installed six car seats.
- ❖ With Officer Hart, helped with Liberty High School band's tag day parade.







## TRAFFIC SURVEY (STEALTH STAT & SMART STAT)

Council Goal 1-2 M4 Maintain and Publish Traffic Statistics

**The Police Department uses this data to assign officers for selective enforcement efforts.**

**Average Speed:** The average speed of all vehicles registered by the StealthStat device.

**85th Percentile:** 85 percent of all vehicles were at this speed or slower.

**Ten-Mile Pace:** The range of speeds in which the majority of vehicles were traveling.

**Vehicles per Hour:** On busy streets, the device cannot accurately count vehicles in the far lane.

### Sawmill Parkway at Dolman Drive September 21, 2023, Speed Limit 45

Direction	Average Speed	85 <sup>th</sup> Percentile	Ten-Mile Pace	Average Vehicles per Hour
Northbound	47.69	53	44-53	106.53
Southbound	46.80	52	43-52	219.50

**Sawmill Parkway at Trail Lake Drive  
September 19, 2023, Speed Limit 45**

Direction	Average Speed	85 <sup>th</sup> Percentile	Ten-Mile Pace	Average Vehicles per Hour
Northbound	41.24	48	41-50	193.61
Southbound	44.68	52	46-55	340.32

**TRAFFIC CRASHES:**

Council Goal 1-2 M4 Maintain and Publish Traffic Statistics



CASE	DATE	CAUSE	NARRATIVE
23-15614	9/5/23	<b>Backing</b>	Unit 2 was parked in a parking lot, but not completely in a space. Unit 1 attempted to turn into a parking space. Unit 1 struck unit 2.
23-15750	9/7/23	<b>ACDA Injury</b>	Unit 1 and Unit 2 were northbound on Sawmill Pkwy. in the area of Village Club Dr. when Unit 1 failed to maintain an assured clear distance ahead. As a result, Unit 1 struck Unit 2 from behind. <b>CITED</b>
23-15978	9/11/23	<b>Hit-Skip</b>	Unit 1 struck Unit 2 in an unknown manner in the parking lot of 4000 W. Powell Rd. Unit 1 left the scene of the crash prior to law enforcement arrival and did not leave a note with Unit 2.
23-16091	9/13/23	<b>Failure to Yield</b>	Unit 1 and unit 2 were westbound on Home Rd. Unit 1 decided to make a U-Turn to head eastbound on Home Rd. Unit 1 pulled off of the roadway and then proceeded to enter the roadway to turn the opposite direction. Unit 2 was unable to stop in time and veered left in attempts to avoid the collision. Unit 2 struck unit 1. Both vehicles were moved off of the roadway prior to arrival.
23-16098	9/13/23	<b>Failure to Yield</b>	Unit 2 was northbound on N. Liberty St. when Unit 1 made a left hand turn to go north onto N. Liberty St. without yielding to traffic and struck Unit 2. <b>CITED</b>
23-16139	9/14/23	<b>Failure to Control</b>	A white pickup truck made a right hand turn from Shalebrook onto Briarbend Blvd, striking a mailbox on the side of the road at 133 Briarbend Blvd. The vehicle left the scene without contacting the resident at 133 Briarbend Blvd. <b>CITED</b>
23-16225	9/16/23	<b>ACDA</b>	Units 1 and 2 were northbound on S.R. 315. Unit 2 stopped for traffic. Unit 1 failed to stop and struck Unit 2. <b>CITED</b>

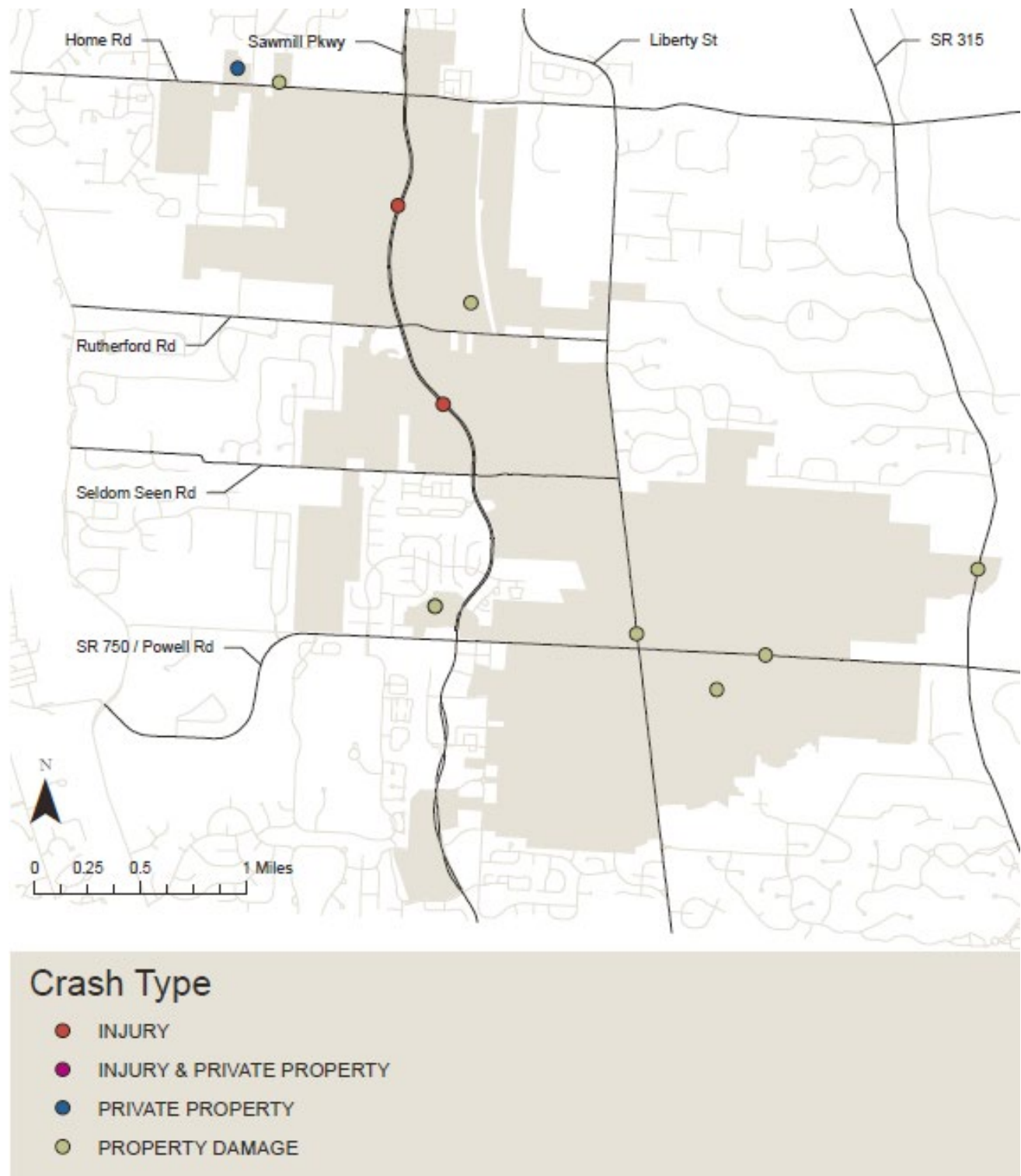
23-16239	9/16/23	<b>Failure to Yield</b>	Unit 1 was traveling south on Olentangy Ridge Pl approaching a stop sign for the cross street of Powell Rd. Unit 1 attempted a left turn onto Powell Rd. Unit 2 was traveling west on Powell Rd. Unit 1 failed to yield on a left turn striking Unit 2. <b>CITED</b>
23-16334	9/15/23	<b>Backing</b>	Unit 2 was parked in the lot of 4000 W. Powell. Unit 1 struck Unit 2 in an unknown manner. Unit 1 left the scene without reporting the crash.
23-16517	9/21/23	<b>Failure to Yield Injury</b>	Unit 1 was facing northbound on Sawmill Pkwy waiting to turn west onto Trail Lake Dr. Unit 2 was southbound on Sawmill Pkwy. Unit 1 failed to yield on a left turn to Unit 2 striking them. <b>CITED</b>
23-16778	9/26/23	<b>Backing</b>	Unit 2 was parked on the west side of Trail Lake Dr. across the street from the driveway of 8070 Trail Lake Dr. Unit 1 backed out of 8070 Trail Lake Dr. striking the driver door of Unit 1. Unit 1 stated she did not realize she struck Unit 2 and therefore did not report this crash. <b>CITED</b>

*The number of traffic crashes on page 1 represents all the calls officers were dispatched to, even if no report was taken. These are the crashes that required police reports.*



## MAP OF TRAFFIC CRASHES

Map by the City of Powell Development Department



## RETIREMENT



Detective Darren Smith retired from the Powell Police Department in September after 26 years with the agency.

Detective Smith has been awarded Officer of the Year four times. He was also recognized with the Delaware County Prosecutor's Office "Top Cop" award in 2012, 2014 and 2020.

In addition to his patrol duties, Detective Smith has worked with the Federal Bureau of Investigation's Child Exploitation / Human Trafficking Unit since 2014.

Last year, he assisted the Delaware County Sheriff's Office in obtaining the Delco C.A.R.T. (Child Abduction Response Team) to be the first certified C.A.R.T. team in the State of Ohio.

He also achieved the status of Master Evidence Technician through the Ohio Police Officer's Training Commission.

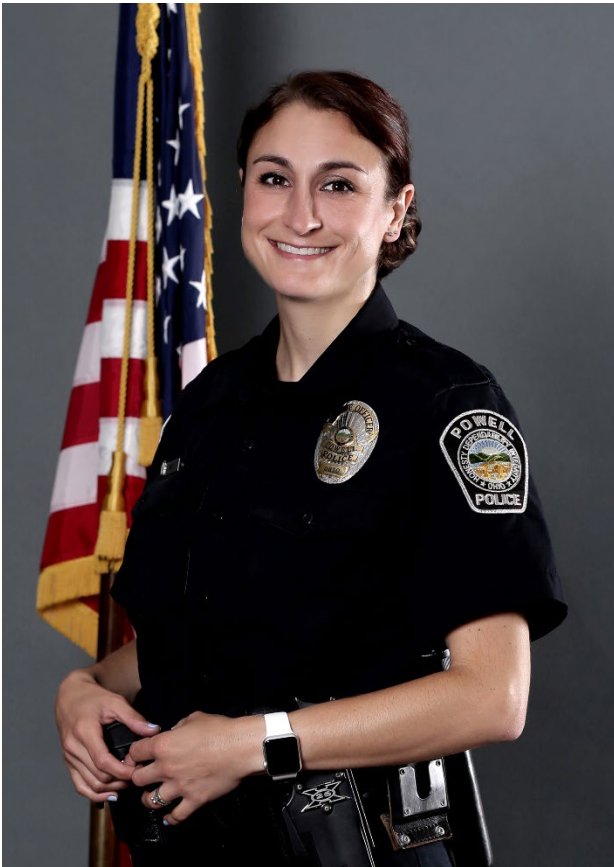
"I've had the pleasure of working alongside Darren during his time in Powell," said Interim Chief of Police Ron Sallows. "He has been an integral part of our department, successfully collaborating with a variety of teams for his investigative efforts."

"Darren has been an amazing asset to the City of Powell," said Detective Ryan Pentz. "He will be missed at the Powell Police Department and throughout the community."

Following his retirement from the Powell Police Department, he will join the Delaware Municipal Court as Chief Bailiff.



## NEW DETECTIVE



Officer Audrey Wilt has been selected to fill a vacancy in the Detective Bureau of the Powell Police Department.

Wilt was one of four internal candidates who expressed interest in the position. She was selected after a panel interview.

Detective Wilt began her career in law enforcement as a 911 Operator and Dispatcher in 2005 with the Mansfield Police Department. In 2007, she completed the Ohio State Highway Patrol Basic Police Academy and began working as a patrol officer with the Mansfield. She was hired by the City of Powell In 2009.

In 2020, Wilt was assigned to the newly created position of Community Oriented Policing Officer. She coordinated the Citizens Police Academy and Mystery Night Out, Late Skate, Helpers and Heroes, and Badges and Buckets among other community education and outreach programs.

She worked tirelessly to increase public confidence and trust in Law Enforcement.

Detective Wilt earned a Master's in Criminal Justice and a Bachelor's in Addictions Studies from the University of Cincinnati. She has served as a crisis negotiator for the Delaware County Crisis Negotiator Unit since 2019, and is an Evidence Technician and an Ohio Crime Prevention Specialist.

Detective Wilt was awarded Powell's Officer of the Year in 2015 and 2021. She was selected as the Crisis Intervention Team Officer of the Year in 2022. Wilt is excited to continue her growth within the Powell Police Department as an investigator.

*"Detective Wilt has been a dedicated member of the police department for many years. Her excellent communication skills and extensive network of law enforcement and community resources will help her hit the ground running in this new position." – Chief Sallows*



## NOTES OF SUPPORT

### Citizen Commendation for Audrey Wilt

I wanted to express my appreciation for Officer Wilt. I completed the citizen's police academy last fall. She was professional, kind and organized. I found so much value in the class that my husband is currently in the academy. Through her relationship building, I utilized Officer Wilt to speak with my 15yo son who was caught drinking this summer. Police community building is extremely important especially in current state of our society. Thank you for valuing the importance of positive community building in Powell. Our community is so fortunate to have such a caring and engaged police department. ♦

### Scioto Ridge Elementary Civics Day

Dear Police Department,

Thank you for keeping us safe making Powell a great place.  
I am sure you work really hard all the time.  
You could be doing anything but you help us through problems and issues.  
I know you will keep us safe.  
You are the best police department in the world.  
Thank you for helping our city and town.  
I really appreciate it.  
I learned that people only stay in the holding cell for 6 hours.

From,  
SAMUEL.



Dear Police Department,

Thank you for just being the police. Thank you for protecting the community that I live in. I am also glad you're willing to be a police. Thank you for getting bad guys to protect our community. My uncle is a police officer too. That means I can tell even more how much you work to keep the community safe. I'm also glad that instead of doing anything fun you choose to help us. Thank you for reading this letter.

From,  
Cole





Dear Police Department and City Council,

This was my favorite field trip I have ever gone on before. Getting to meet you guys was amazing. Jail was fun so i won't go there i promise. I love the hammers they have made my family better when we have conversations. It was cool that the police car had some bars inside of it. My favorite part of the trip was getting locked in the jail. Thank you Daniel Swartwout for being amazing. You guys made my day because of your speech. The hand printit looks so cool with all the things in my hand. I learned that every job matters. Thank you for keeping the city and us safe. Thank you for the amazing trip.

Sincerely,  
Stone



9-25-23

Dear Police Department,

Thank you for catching bad guys and helping the community.

It must be hard having to help the whole community.

like that you help us out and all the things you do for the community.

You could be doing anything in your free time but you choose to help our community

Thank you so much for doing nice things for the community I hope someday

Maybe there will be no bad guys here in powell thank you so much for everything thanks for letting us see the jail cells!

From,  
Nash



Dear Police Department,

Thank you for keeping Powell safe. You guys save lots of people. The police department saves over one hundred people every month. Thank you for letting us go in the jail and letting us go in the police car also. I had lots of fun. I have always thought that being a police officer would be a cool job. I learned that at the Powell jail you only stay in the jail for six hours. For six hours. In the Powell jail you get no food or water. How many people do you put in jail a day? That the police department does more work then I thought.

Love,  
Claire



Dear Police Officers,

9/29/2023

Thank you for showing us all the equipment and letting us sit in the police car. I loved the car because I love cars and I know a lot about cars and my second favorite tool is the handcuffs because it is safe and I love to be safe. My third favorite tool is the walkie talkie because you can interact with your teammates. I wonder if being a cop is easy, medium or hard after checking out the police car I wanted to be a police officer.



Sincerely,  
Vikram



September 28, 2023

Dear Police Department

I hope you enjoyed us coming to city hall because I did. It was so much fun seeing the police car and the jail, it felt like we were really in jail. The fingerprints were fun too. I never knew the bad guys only stayed in the jail for about 6 hours. What was the first female police officer that worked at that station anyway? Thank you for letting us come!

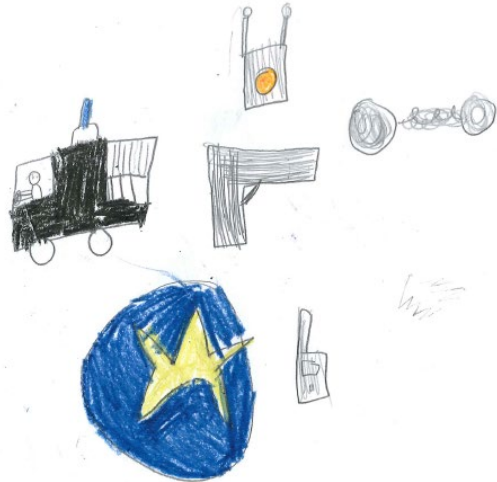
Sincerely,  
Elyn



Dear Police Department,

Thank you for protecting our town from bad people, also for putting people in the slammer. And I know you work really hard. I thank you for risking your life for us, the city of Powell. Also thank you

From,  
William



Dear Police ,

Thank you for being able to let us look at the equipment. Thank you for letting us go in your car

And let us see the jail. Thank you for letting us have a fingerprint and print it out so we can keep it.

Thank you for giving us a gavel. And thank you for letting us go to jail for a minute.

Sincerely

Ria



## Police Officers September 29, 2023

Dear Police Officers,

Thank you for your service.

I like that you locked us in a jail for 1 minute. It was so fun!

I also liked that we got to sit in the driver seat and the backseat.

My favorite thing that we did was fingerprints.

It was exciting to see the handcuffs, taser, flashlight, pepperspray, and the gun.

Sincerely,

Annie



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**From:** Andrew D. White, City Manager

**To:** Members of the City Council

**Re:** Resolution 2023-25 – A RESOLUTION IN SUPPORT OF THE APPROVAL OF THE COLLECTING BARGAINING AGREEMENT FOR THE FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL, INC. FOR THE PATROL OFFICERS

**Date:** October 12, 2023

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**Summary:**

Resolution 2023-25 is a request for review and approval regarding the full contract settlement with the Fraternal Order of Police (FOP), Ohio Labor Council, Inc. for the Patrol Officers for the period covering January 1, 2024 through December 31, 2026.

The City Manager requested the negotiation team focus on recruitment, retention, professional development, and market completeness when reviewing the articles up for discussion with the next contract.

The bargaining unit members voted on passage of the new contract on October 11, 2023.

The adoption of this resolution would approve Tentative Agreements for the following Articles:

- Article 17 Hours of Work and Overtime, Section 17.5 – Compensatory Time. The accrual of compensatory time was increased from 80 hours to 84 hours of refillable time for the year.
- Article 19 Compensation, Section 19.1 – Pay Rates. The percentage increases for wages over the life of the contract was set at the following:
  - 1/1/24 – 5%
  - 1/1/25 – 5%
  - 1/1/26 through 6/30/26 – 3.5%
  - 7/1/26 through 12/31/26 – 3.41%
- Article 19 Compensation, Section 19.3 Shift Differential. The shift differential rate was increased from \$1.00 per hour to \$1.15 per hour.
- Article 19 Compensation, Section 19.5 Field Training Officer. The title of the Section was changed to “Training Officer”. The Section added anyone any Officer who was performing work as an Instructor to the language along with the Field Training Officer. Language was added that the Field Training Officer and Instructor must be working in

their capacity of one (1) hour or more to receive the supplemental pay. The Instructor supplement rate was increase from \$2.50 per hour to \$3.00 per hour.

- Article 19 Compensation, Section 19.7 Longevity. The title of the Section was changed to “Retention Incentive”. The years of service were adjusted to allow Officers to receive the retention incentive earlier in their career at Powell. The dollar amounts of the retention incentive payments were increased based on the years of service with Powell. Language was added designating the payments would be received the first pay of November each year.
- Article 20 Holidays, Section 20.1 Paid Holidays. The City added two (2) additional paid holidays to the schedule – Juneteenth and Veteran’s Day.
- Article 21 Vacation Leave, Section 21.3 Schedule of Accrual. The completed years of service were adjusted to allow Officers to earn higher rates of vacation accrual. The accrued vacation hours were adjusted to allow Officer to earn additional vacation hours based on their years of service. Language was added to allow prior years of service with other state and local agencies to count toward vacation accrual. Any Officer impacted by the addition of the prior years of service language would have their vacation accrual rates adjusted at the start of January 1, 2024.
- Article 21 Vacation Leave, Section 21.4 Maximum Accumulation. The maximum amount of vacation hours that an Officer can accumulate was adjusted to meet the new accrual rates of the Vacation Leave section.
- Article 28 Educational Incentive, Section 28.1 Educational Incentive. The incentive payment for Officers with an Associate’s Degree, Bachelor’s Degree, and Master’s Degree was increase.

Approving this resolution is intended to show the City’s support for the dedication and commitment that the Patrol Officers have every day as they continue to keep the City of Powell safe for the residents. It is the hope of the City that the total compensation package offered in the new contract will retain our current Officers and recruit new Officers for the future of the Police Department.

**Legal Review:**

The Law Director’s office has reviewed the resolution.

**Financial Review:**

The Finance Director has reviewed the Resolution and is in support of the recommended action. Sufficient resources, required to accommodate the City’s financial obligations incurred with an approval of this legislation, have been included within the FY 2024 Recommended Budget.



**Recommendation:**

Staff recommends approval of Resolution 2023-25



## **RESOLUTION 2023-25**

### **A RESOLUTION AUTHORIZING THE APPROVAL OF THE TENTATIVE AGREEMENTS ACHIEVED IN COLLECTIVE BARGAINING BETWEEN THE FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL, INC. AND THE CITY OF POWELL, OHIO FOR THE PATROL OFFICERS AND AUTHORIZING THE CITY MANAGER TO TAKE ALL NECESSARY AND APPROPRIATE ACTION TO FINALIZE THE COLLECTIVE BARGAINING AGREEMENT NEGOTIATED BETWEEN THE PARTIES**

**WHEREAS,** The City of Powell, Ohio and the Fraternal Order of Police, Ohio Labor Council, Inc. engaged in negotiations for a renewed contract and achieved a tentative agreement regarding full contract settlement with the Patrol Officers for the period of January 1, 2024 through December 31, 2026; and

**WHEREAS,** Tentative Agreements were achieved by the parties and are being presented to City Council for approval consistent with Chapter 4117 of the Ohio Revised Code.

### **NOW THEREFORE BE IT RESOLVED BY THE CITY OF POWELL, COUNTY OF DELAWARE, STATE OF OHIO AS FOLLOWS:**

- Section 1: That City Council hereby approves and authorizes the tentative agreements reached by the parties in collective bargaining between the City of Powell and Fraternal Order of Police, Ohio Labor Council, Inc. for the bargaining unit consisting of Patrol Officers.
- Section 2: That the City Manager shall be authorized to take any and all necessary steps and appropriate actions to finalize the collective bargaining agreements consistent with the terms of the negotiated tentative agreements.
- Section 3: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of Council and that all deliberations of Council and any of the decision making bodies of the City of Powell which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the City of Powell, Delaware County, Ohio

Section 4: That this Resolution shall be in full force and effect immediately upon adoption.

Daniel Swartwout  
Mayor

**EFFECTIVE DATE:** October 17, 2023

Elaine McCloskey	Date
City Clerk	

This legislation has been posted in accordance with  
the City Charter on this date \_\_\_\_\_.  
\_\_\_\_\_  
City Clerk

City Council  
Jon C. Bennehoof, Mayor

Frank Bertone   Tom Counts   Brian Lorenz   Brendan Newcomb   Melissa Riggins   Daniel Swartwout

OK

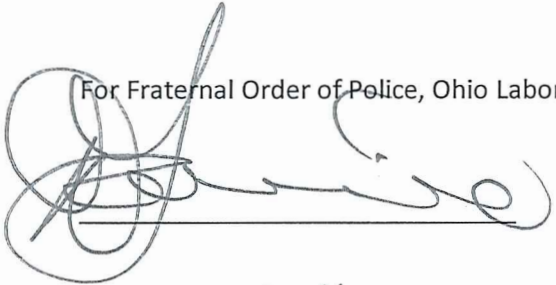
**Article 17**  
**Hours of Work and Overtime**

**Section 17.5 Compensatory Time**

At the election of the employee, overtime may be compensated with compensatory time off. Such compensatory time off shall be earned in a manner consistent with the overtime provisions outlined above. Employees shall be permitted to accrue no more than eighty (~~80~~84) hours of compensatory time. An employee's compensatory time balance is refillable provided that at no time may an employee's compensatory time balance exceed eighty (~~80~~84) hours.

Employees shall be permitted to convert any accrued, but unused compensatory time to cash at the employee's appropriate rate of pay by submitting a request(s) in writing between January 1 and November 30.

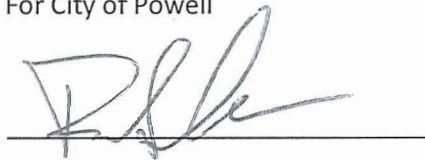
For Fraternal Order of Police, Ohio Labor Council, Inc.



William Elliott

2nd Bureau #719

For City of Powell



i

Date 10-2-2023

Date 10-02-2023



City of Powell  
 Union Proposal  
 Article 19 Compensation, Section 19.1 – Pay Rates  
 October 26, 2023

### Article 19 Compensation

#### Section 19.1 Pay Rates

Effective the first full pay period including January 1, 2021, 2024, the following pay rates will be paid to bargaining unit employees representing a two and one-quarter five percent (2.255.0%) increase.

	<u>Step 1</u>	<u>Step 2</u>	<u>Step 3</u>	<u>Step 4</u>	<u>Step 5</u>
Police	<u>\$72,455.68</u> <del>\$65,</del>	<u>\$81,393.24</u> <del>\$73,</del>	<u>\$92,842.73</u> <del>\$83,</del>	<u>\$99,350.13</u> <del>\$89,</del>	<u>\$104,747.27</u> <del>\$94,</del>
Officer	<u>044.21</u>	<u>067.55</u>	<u>345.88</u>	<u>187.64</u>	<u>032.71</u>
(Annua lly)					

Effective the first full pay period including January 1, 2022, 2025, bargaining unit employees will receive a two and one-quarter 1 percent (35.0%) wage increase.

	<u>Step 1</u>	<u>Step 2</u>	<u>Step 3</u>	<u>Step 4</u>	<u>Step 5</u>
Police	<u>\$76,078.46</u> <del>\$66,</del>	<u>\$85,462.90</u> <del>\$75,</del>	<u>\$97,484.87</u> <del>\$85,</del>	<u>\$104,317.63</u> <del>\$91,</del>	<u>\$109,984.63</u> <del>\$96,</del>
Officer	<u>995.54</u>	<u>259.58</u>	<u>846.26</u>	<u>863.27</u>	<u>853.69</u>
(Annua lly)					

The parties agree that upon the request of either party, Article 19, Wages, Section 19.1, Pay Rates, may be re-opened for the purpose of bargaining wages. The request to re-open Section 19.1, Pay Rates, must be made no more than thirty (30) days on or before October 15, 2021. If no request to re-open is made by either party, then wages shall not be re-opened.

Effective the first full pay period including January 1, 2023, 2026, for dates January 1, 2026 through June 30, 2026, bargaining unit employees will receive a two three and one-half percent (3.05%) wage increase.

	<u>Step 1</u>	<u>Step 2</u>	<u>Step 3</u>	<u>Step 4</u>	<u>Step 5</u>
Police	<u>\$78,741.21</u> <del>\$69,</del>	<u>\$88,454.10</u> <del>\$77,</del>	<u>\$100,896.84</u> <del>\$88,</del>	<u>\$107,968.75</u> <del>\$94,</del>	<u>\$113,834.09</u> <del>\$99,</del>
Officer	<u>005.41</u>	<u>517.37</u>	<u>421.65</u>	<u>619.17</u>	<u>759.30</u>
(Annua lly)					

The parties agree that upon the request of either party, Article 19, Wages, Section 19.1, Pay Rates, may be re-opened for the purpose of bargaining wages. The request to re-open Section 19.1, Pay Rates, must

City of Powell  
 Union Proposal  
 Article 19 Compensation, Section 19.1 – Pay Rates  
 October 26, 2023

be made on or before October 15, 2022. If no request to re-open is made by either party, then wages shall not be re-opened.

Effective the first full pay period including July 1, 2026, for dates July 1, 2026 through December 31, 2026, bargaining unit employees will receive a three point four one percent (3.41%) wage increase.

	<u>Step 1</u>	<u>Step 2</u>	<u>Step 3</u>	<u>Step 4</u>	<u>Step 5</u>
Police Officer	\$81,426.29	\$91,470.39	\$104,337.42	\$111,650.49	\$117,715.83
(Annually)					

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For Fraternal Order of Police, Ohio Labor Council, Inc.

For City of Powell

Date 10-6-2023

Date

10-06-2023

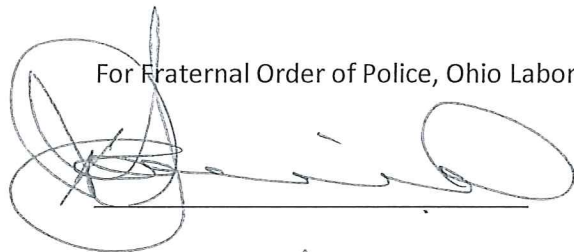
City of Powell  
 Union Proposal  
 Article 19 Compensation, Section 19.3 – Shift Differential  
 October 6, 2023

**Article 19  
 Compensation**

**Section 19.3 Shift Differential**


Officers assigned to a shift in which at least one-half( $\frac{1}{2}$ ) or more of their scheduled working hours occur between the hours of 2:00 p.m. and 6:00 a.m. shall receive a shift differential. Employees shall receive a shift differential of \$1.0015/hr.

For Fraternal Order of Police, Ohio Labor Council, Inc.



William Elliott  
 Sgt. Amos # 719

For City of Powell



Date 10-06-2023

Date 10-06-2023

City of Powell  
 Union Proposal  
 Article 19 Compensation, Section 19.5 – Field Training Officer  
 October 2, 2023

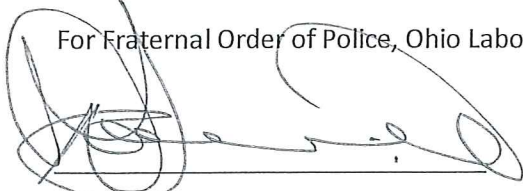
**Article 19**  
**Compensation**

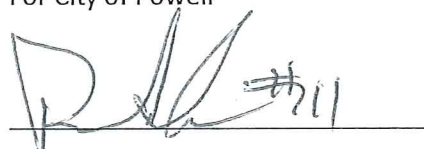
**Section 19.5 Field Training Officer**

Any employee who is assigned as a field training officer or instructor shall receive a ~~field-training officer~~ supplement of ~~two dollars and fifty cents~~ three dollars (\$2.503.00) per hour. The employee shall receive the supplement for all hours worked in that capacity in excess of one (1) hour or more.

For Fraternal Order of Police, Ohio Labor Council, Inc.

For City of Powell

  
 \_\_\_\_\_  
 Jillian Elliott  
 Sgt. Puro #719  
 \_\_\_\_\_

  
 \_\_\_\_\_  
 \_\_\_\_\_

Date 10-06-2023

Date 10-06-2023



City of Powell  
 Union Proposal  
 Article 19 Compensation, Section 19.7 – Longevity  
 October 2, 2023

## Article 19 Compensation

### Section 19.7 Longevity Retention Incentive

All employees serving as Patrol Officers in the bargaining unit shall be entitled to a retention incentive in accordance with the following schedule, provided that all complete years of service are consecutive and have been accumulated with the City of Powell Police Department:

<u>Completed, Consecutive Years of Service as Patrol Officers the City of Powell Police Department</u>	<u>Amount</u>
<u>Four (4) through Six (6) Years</u>	<u>\$950</u>
<u>Seven (7) through Ten (10) Years</u>	<u>\$1,150</u>
<u>Eleven (11) through Fourteen (14) Years</u>	<u>\$1,450</u>
<u>Fifteen (15) through Nineteen (19) Years</u>	<u>\$1,700</u>
<u>Twenty (20) or More Years</u>	<u>\$1,900</u>

Employees shall become eligible for their retention incentive payment on the anniversary date of their employment with the City and must be in an active status on that date. The employee shall actually receive such longevity payment during the first pay of November each year in the employee's regular payroll deposit. This includes employees on workers' compensation leave. The payroll deposit in which the retention incentive payment is included shall be taxed at the employee's existing W-4 rate.

In the event an employee is on Leave without Pay for more than six (6) months within the particular year for which the employee would normally be entitled to retention incentive pay, they shall forfeit their entitlement to such pay.

Employees must be employed by the City of Powell on their retention incentive payment date to receive their retention incentive pay. Retention Incentive pay will not be prorated.

After seven (7) full years of completed service with the City of Powell as a Patrol Officer, bargaining unit employees shall be eligible for a lump sum longevity payment as follows:

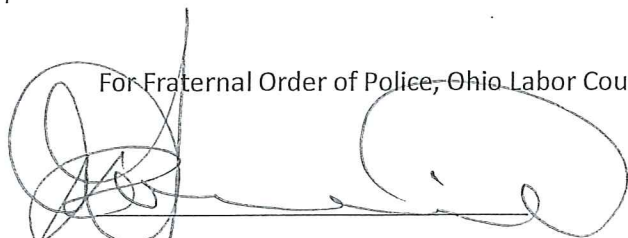
After 7 full years of completed service (beginning the employee's 8th year) through 14 years of completed service: \$750;

After 14 years of completed service (beginning the employee's 15th year) through 19 years of completed service: \$1,250;

City of Powell  
Union Proposal  
Article 19 Compensation, Section 19.7 – Longevity  
October 2, 2023

~~After 19 years of completed service (beginning the employee's 20th year): \$1,750.~~

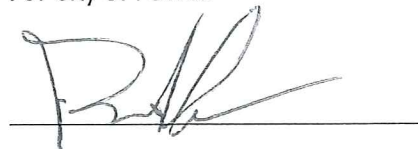
For Fraternal Order of Police, Ohio Labor Council, Inc.



Jellie Elliott

Sp. Bureau # 719

For City of Powell



Date 10-06-2023

Date 10-06-2023

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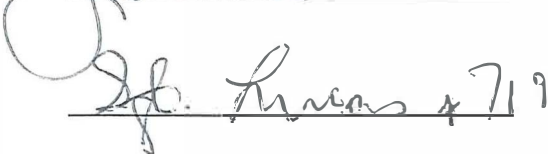
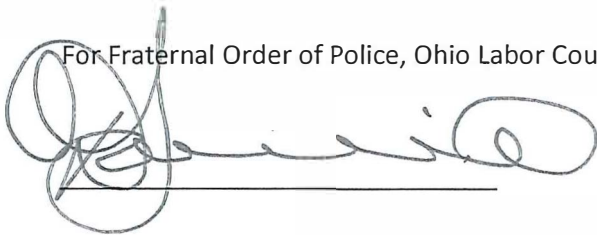
Article 20  
Holidays

**Section 20.1 Paid Holidays**

Effective upon signing of this Agreement, the following are designated as paid holidays for all Employees:

New Year's Day  
Martin Luther King Jr. Day  
President's Day  
Memorial Day  
Independence Day  
Juneteenth  
Labor Day  
Veteran's Day  
Thanksgiving Day  
Day after Thanksgiving  
Christmas Eve (4 Hours)  
Christmas Day  
New Year's Eve (4 Hours)

For Fraternal Order of Police, Ohio Labor Council, Inc.



For City of Powell



Date 10-2-2023

Date 10-02-2023

OK

**Article 21**  
**Vacation Leave**

**Section 21.3 Schedule of Accrual**

Each employee shall be entitled to vacation leave based upon the following vacation accrual schedule:

<u>Completed</u> <u>Years of Service</u>	<u>Accrued Vacation</u> <u>(Hours Per Year)</u>	<u>Accrual Level (Max.)</u> <u>Per Pay Period</u>
0-4 <u>2</u> Years of Service	80 Hours (10 Days)	3.1 Hours
5- <del>9</del> <u>3-4</u> Years of Service	120 Hours (15 Days)	4.6 Hours
<del>10-15</del> <u>5-9</u> Years of Service	<del>140-160</del> Hours ( <del>17.5</del> <u>20</u> Days)	<del>5.4</del> <u>6.2</u> Hours
<del>16-20</del> <u>10-15</u> Years of Service	<del>160-180</del> Hours ( <del>20-22.5</del> Days)	<del>6.2</del> <u>9</u> Hours
<del>21-25</del> <u>16-20</u> Years of Service	<del>180-200</del> Hours ( <del>22.5</del> <u>25</u> Days)	<del>6.9</del> <u>7.7</u> Hours
<del>26-21</del> <u>21</u> + Years of Service	<del>200-220</del> Hours ( <del>25-27.5</del> Days)	<del>7.7</del> <u>8.5</u> Hours

Employees with prior service with the Ohio Police & Fire Pension Fund, State of Ohio, or any political subdivision in the state, will receive credit for that service in computing their continuous length of service for vacation accrual.

If the prior public service was with an Agency that qualifies for credit under this section, Human Resources will contact the Agency to verify the employee's time worked. Two thousand and eighty (2080) hours of prior public service will equal one year of credit under this procedure.

Any Patrol Officer under the bargaining contract eligible for an increase in their vacation accrual will be adjusted to the correct Completed Years of Service accrual effective January 1, 2024. Eligible employees' vacation accrual will not be backdated to receive a one-time adjustment to their vacation accrual balance.

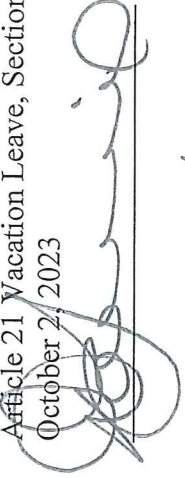
For Fraternal Order of Police, Ohio Labor Council, Inc.

For City of Powell



City of Powell  
Union Proposal

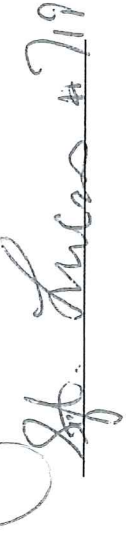
Article 21 Vacation Leave, Section 21.3 – Schedule of Accrual  
October 2, 2023



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Date 10-2-2023

Date 10-02-2023



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OK

**Article 21**  
**Vacation Leave**

**Section 21.4 Maximum Accumulation**

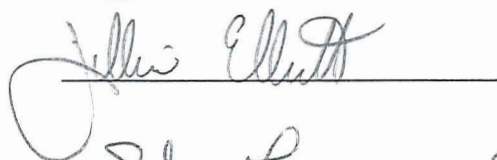
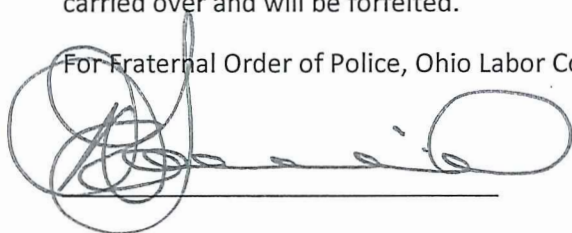
Eligible full-time employees may accumulate unused vacation leave days as calculated below:

CONINUOUS LENTH OF SERVICE	MAXIMUM ACCUMULATION
0-4 <u>2</u> years of service	120 Hours (15 days)
5-9 <u>3-4</u> years of service	180 Hours (22.5 days)
10-15 <u>5-9</u> years of service	<del>210</del> <u>240</u> Hours ( <del>26.25</del> <u>30</u> days)
16-20 <u>10-15</u> years of service	<del>240</del> <u>270</u> Hours ( <del>30</del> <u>33.75</u> days)
21-25 <u>16-20</u> years of service	<del>270</del> <u>300</u> Hours ( <del>33.75</del> <u>37.5</u> days)
26+ <u>21+</u> years of service	<del>300</del> <u>330</u> Hours ( <del>37.5</del> <u>41.25</u> days)

Hours in excess of the maximum amount at the end of the year (Dec. 31) will not be permitted to be carried over and will be forfeited.

For Fraternal Order of Police, Ohio Labor Council, Inc.

For City of Powell



\_\_\_\_\_

Sgt. Linder #719

10-02-2023

\_\_\_\_\_

10-2-2023

City of Powell  
Union Proposal  
Article 21 Vacation Leave, Section 21.4 – Maximum Accumulation  
October 2, 2023

Date \_\_\_\_\_

Date \_\_\_\_\_

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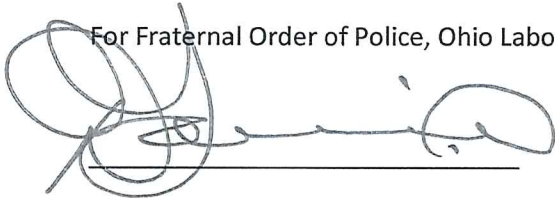
**Article 28**  
**Educational Incentive**

**Section 28.1 Educational Incentive**

After three (3) years of employment with the City of Powell Police Department, an employee who has an Associate's, Bachelor's or Master's degree from an accredited college/university, shall be entitled to a yearly educational incentive as follows:

Associate's Degree	<u>\$125250</u>
Bachelor's Degree	<u>\$350500</u>
Master's Degree	<u>\$500750</u>

For Fraternal Order of Police, Ohio Labor Council, Inc.

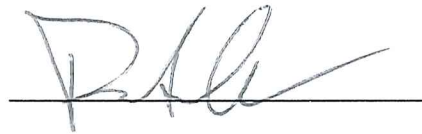


John Elliott

Sgt. Lucas #719

\_\_\_\_\_

For City of Powell



\_\_\_\_\_

Date 10-2-2023

Date 10-02-2023



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**From:** Andrew D. White, City Manager

**To:** Members of the City Council

**Re:** Resolution 2023-26 – A RESOLUTION IN SUPPORT OF THE APPROVAL OF THE COLLECTING BARGAINING AGREEMENT FOR THE FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL, INC. FOR THE SERGEANTS

**Date:** October 12, 2023

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**Summary:**

Resolution 2023-26 is a request for review and approval regarding the full contract settlement with the Fraternal Order of Police (FOP), Ohio Labor Council, Inc. for the Sergeants for the period covering January 1, 2024 through December 31, 2026.

The City Manager requested the negotiation team focus on recruitment, retention, professional development, and market completeness when reviewing the articles up for discussion with the next contract.

The bargaining unit members voted on passage of the new contract on October 11, 2023.

The adoption of this resolution would approve Tentative Agreements for the following Articles:

- Article 17 Hours of Work and Overtime, Section 17.5 – Compensatory Time. The accrual of compensatory time was increased from 80 hours to 84 hours of refillable time for the year.
- Article 19 Compensation, Section 19.1 – Pay Rates. The percentage increases for wages over the life of the contract was set at the following:
  - 1/1/24 – 5%
  - 1/1/25 – 5%
  - 1/1/26 through 6/30/26 – 3.5%
  - 7/1/26 through 12/31/26 – 3.41%
- Article 19 Compensation, Section 19.2 Shift Differential. The shift differential rate was increased from \$1.00 per hour to \$1.15 per hour.
- Article 19 Compensation, Section 19.4 Longevity. The title of the Section was changed to “Retention Incentive”. The years of service were adjusted to allow Sergeants to receive the retention incentive earlier in their career at Powell. The dollar amounts of the retention incentive payments were increased based on the years of service with Powell.

Language was added designating the payments would be received the first pay of November each year.

- Article 20 Holidays, Section 20.1 Paid Holidays. The City added two (2) additional paid holidays to the schedule – Juneteenth and Veteran’s Day.
- Article 21 Vacation Leave, Section 21.3 Schedule of Accrual. The completed years of service were adjusted to allow Sergeants to earn higher rates of vacation accrual. The accrued vacation hours were adjusted to allow Sergeants to earn additional vacation hours based on their years of service. Language was added to allow prior years of service with other state and local agencies to count toward vacation accrual. Any Sergeants impacted by the addition of the prior years of service language would have their vacation accrual rates adjusted at the start of January 1, 2024.
- Article 21 Vacation Leave, Section 21.4 Maximum Accumulation. The maximum amount of vacation hours that a Sergeants can accumulate was adjusted to meet the new accrual rates of the Vacation Leave section.
- Article 28 Educational Incentive, Section 28.1 Educational Incentive. The incentive payment for Sergeants with an Associate’s Degree, Bachelor’s Degree, and Master’s Degree was increase.

Approving this resolution is intended to show the City’s support for the dedication and commitment that the Sergeants have every day as they not only leaders of the Police Department, but continue to keep the City of Powell safe for the residents. It is the hope of the City that the total compensation package offered in the new contract will retain our current Sergeants and recruit new Officers for the future of the Police Department.

**Legal Review:**

The Law Director’s office has reviewed the resolution.

**Financial Review:**

The Finance Director has reviewed the Resolution and is in support of the recommended action. Sufficient resources, required to accommodate the City’s financial obligations incurred with an approval of this legislation, have been included within the FY 2024 Recommended Budget.

**Recommendation:**

Staff recommends approval of Resolution 2023-26



## RESOLUTION 2023-26

### **A RESOLUTION AUTHORIZING THE APPROVAL OF THE TENTATIVE AGREEMENTS ACHIEVED IN COLLECTIVE BARGAINING BETWEEN THE FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL, INC. AND THE CITY OF POWELL, OHIO FOR THE SERGEANTS AND AUTHORIZING THE CITY MANAGER TO TAKE ALL NECESSARY AND APPROPRIATE ACTION TO FINALIZE THE COLLECTIVE BARGAINING AGREEMENTS NEGOTIATED BETWEEN THE PARTIES**

**WHEREAS,** The City of Powell, Ohio and the Fraternal Order of Police, Ohio Labor Council, Inc. engaged in negotiations for a renewed contract and achieved a tentative agreement regarding full contract settlement for the Sergeants for the period of January 1, 2024 through December 31, 2026; and

**WHEREAS,** Tentative Agreements were achieved by the parties and are being presented to City Council for approval consistent with Chapter 4117 of the Ohio Revised Code.

### **NOW THEREFORE BE IT RESOLVED BY THE CITY OF POWELL, COUNTY OF DELAWARE, STATE OF OHIO AS FOLLOWS:**

- Section 1: That City Council hereby approves and authorizes the tentative agreements reached by the parties in collective bargaining between the City of Powell and Fraternal Order of Police, Ohio Labor Council, Inc. for the bargaining unit consisting of Sergeants.
- Section 2: That the City Manager shall be authorized to take any and all necessary steps and appropriate actions to finalize the collective bargaining agreements consistent with the terms of the negotiated tentative agreements.
- Section 3: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of Council and that all deliberations of Council and any of the decision-making bodies of the City of Powell which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the City of Powell, Delaware County, Ohio

Section 4: That this Resolution shall be in full force and effect immediately upon adoption.

Daniel Swartwout Mayor	Date
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Elaine McCloskey City Clerk	Date
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**EFFECTIVE DATE:** October 17, 2023

This legislation has been posted in accordance with  
the City Charter on this date \_\_\_\_\_.  
\_\_\_\_\_ City Clerk

City Council  
Jon C. Bennehoof, Mayor

Frank Bertone   Tom Counts   Brian Lorenz   Brendan Newcomb   Melissa Riggins   Daniel Swartwout



OK

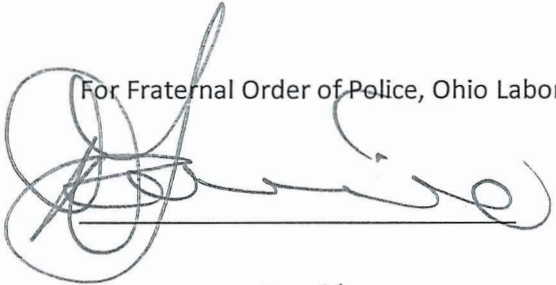
**Article 17**  
**Hours of Work and Overtime**

**Section 17.5 Compensatory Time**

At the election of the employee, overtime may be compensated with compensatory time off. Such compensatory time off shall be earned in a manner consistent with the overtime provisions outlined above. Employees shall be permitted to accrue no more than eighty (~~80~~84) hours of compensatory time. An employee's compensatory time balance is refillable provided that at no time may an employee's compensatory time balance exceed eighty (~~80~~84) hours.

Employees shall be permitted to convert any accrued, but unused compensatory time to cash at the employee's appropriate rate of pay by submitting a request(s) in writing between January 1 and November 30.

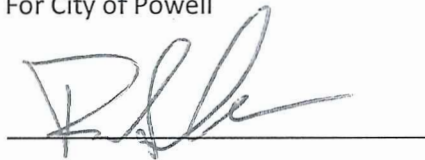
For Fraternal Order of Police, Ohio Labor Council, Inc.



William Elliott

24 hours + 719

For City of Powell



i

Date 10-2-2023

Date 10-02-2023

## Article 19 Compensation

**Section 19.1 Pay Rates** Effective the first full pay period including January 1, ~~2021~~2024, all bargaining unit employees shall be paid as follows representing a ~~two and one quarter~~five percent (~~2.25~~5%) increase:

~~0-1 Year~~ After 1 Year  
~~\$103,468.82 Annually\*~~ \$108,147.78 Annually\*  
~~\$49.74 Hourly~~ \$51.99 Hourly

<u>Sergeant (0-1 Year)</u>	<u>\$115,222.00</u>
<u>Sergeant (After 1 Year)</u>	<u>\$120,461.80*</u>

Sergeants shall be compensated pursuant to the wage schedule above. Newly promoted, or hired, Sergeants shall also be compensated pursuant to the wage schedule above.

\*It is understood that the annual rate is listed for illustrative purposes only as bargaining unit employees are hourly employees.

Effective the first full pay period including January 1, ~~2022~~2025, bargaining unit employees will receive a ~~two and one quarter~~five percent (~~2.25~~5%) wage increase.

~~0-1 Year~~ After 1 Year  
~~\$106,558.40 Annually\*~~ \$111,384.00 Annually\*  
~~\$51.23 Hourly~~ \$53.55 Hourly

~~The parties agree that upon the request of either party, Article 19, Wages, Section 19.1, Pay Rates, may be re-opened for the purpose of bargaining wages. The request to re-open Section 19.1, Pay Rates, must be made no more than thirty (30) days on or before October 15, 2021. If no request to re-open is made by either party, then wages shall not be re-opened.~~

<u>Sergeant (0-1 Year)</u>	<u>\$120,983.09</u>
<u>Sergeant (After 1 Year)</u>	<u>\$126,484.89</u>

City of Powell  
 Union Proposal  
 Article 19 Compensation, Section 19.1 – Pay Rates  
 October 10, 2023

Effective the first full pay period including January 1, ~~2023~~2026, for dates January 1, 2026 through June 30, bargaining unit employees will receive a ~~two~~three and one-half percent (~~2~~3.50%) wage increase.

~~0-1 Year~~ After 1 Year  
~~\$109,755.15 Annually\*~~ \$114,725.52 Annually\*  
~~\$52.77 Hourly~~ \$55.16 Hourly

The parties agree that upon the request of either party, Article 19, Wages, Section 19.1, Pay Rates, may be re-opened for the purpose of bargaining wages. The request to re-open Section 19.1, Pay Rates, must be made on or before October 15, 2022. If no request to re-open is made by either party, then wages shall not be re-opened.

<u>Sergeant (0-1 Year)</u>	<u>\$125,217.51</u>
<u>Sergeant (After 1 Year)</u>	<u>\$130,911.86</u>

Effective the first full pay period including July 1, 2026, for dates July 1, 2026 through December 31, 2026, bargaining unit employees will receive a three-point four one percent (3.41%) wage increase.

<u>Sergeant (0-1 Year)</u>	<u>\$129,487.43</u>
<u>Sergeant (After 1 Year)</u>	<u>\$135,375.95</u>

For Fraternal Order of Police, Ohio Labor Council, Inc.

For City of Powell

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City of Powell  
Union Proposal  
Article 19 Compensation, Section 19.1 – Pay Rates  
October 10, 2023

Date \_\_\_\_\_

Date \_\_\_\_\_



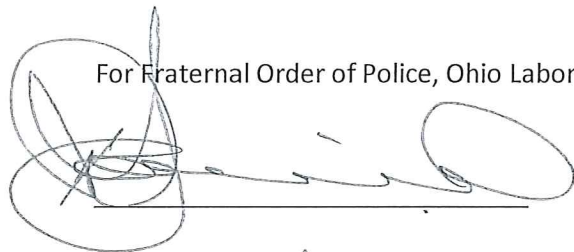
City of Powell  
 Union Proposal  
 Article 19 Compensation, Section 19.3 – Shift Differential  
 October 6, 2023

**Article 19  
 Compensation**

**Section 19.3 Shift Differential**

Officers assigned to a shift in which at least one-half( $\frac{1}{2}$ ) or more of their scheduled working hours occur between the hours of 2:00 p.m. and 6:00 a.m. shall receive a shift differential. Employees shall receive a shift differential of \$1.0015/hr.

For Fraternal Order of Police, Ohio Labor Council, Inc.



William Elliott  
 Sgt. Amos # 719

For City of Powell



Date 10-06-2023

Date 10-06-2023

City of Powell  
 Union Proposal  
 Article 19 Compensation, Section 19.7 – Longevity  
 October 2, 2023

## Article 19 Compensation

### Section 19.7 Longevity Retention Incentive

All employees serving as Patrol Officers in the bargaining unit shall be entitled to a retention incentive in accordance with the following schedule, provided that all complete years of service are consecutive and have been accumulated with the City of Powell Police Department:

<u>Completed, Consecutive Years of Service as Patrol Officers the City of Powell Police Department</u>	<u>Amount</u>
<u>Four (4) through Six (6) Years</u>	<u>\$950</u>
<u>Seven (7) through Ten (10) Years</u>	<u>\$1,150</u>
<u>Eleven (11) through Fourteen (14) Years</u>	<u>\$1,450</u>
<u>Fifteen (15) through Nineteen (19) Years</u>	<u>\$1,700</u>
<u>Twenty (20) or More Years</u>	<u>\$1,900</u>

Employees shall become eligible for their retention incentive payment on the anniversary date of their employment with the City and must be in an active status on that date. The employee shall actually receive such longevity payment during the first pay of November each year in the employee's regular payroll deposit. This includes employees on workers' compensation leave. The payroll deposit in which the retention incentive payment is included shall be taxed at the employee's existing W-4 rate.

In the event an employee is on Leave without Pay for more than six (6) months within the particular year for which the employee would normally be entitled to retention incentive pay, they shall forfeit their entitlement to such pay.

Employees must be employed by the City of Powell on their retention incentive payment date to receive their retention incentive pay. Retention Incentive pay will not be prorated.

After seven (7) full years of completed service with the City of Powell as a Patrol Officer, bargaining unit employees shall be eligible for a lump sum longevity payment as follows:

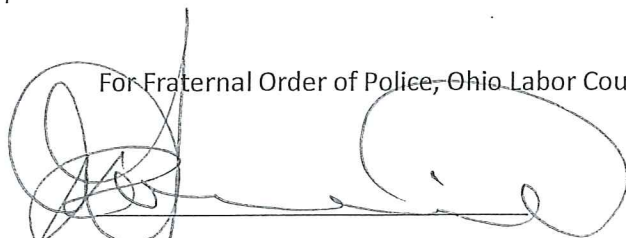
After 7 full years of completed service (beginning the employee's 8th year) through 14 years of completed service: \$750;

After 14 years of completed service (beginning the employee's 15th year) through 19 years of completed service: \$1,250;

City of Powell  
Union Proposal  
Article 19 Compensation, Section 19.7 – Longevity  
October 2, 2023

~~After 19 years of completed service (beginning the employee's 20th year): \$1,750.~~

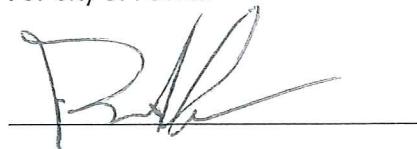
For Fraternal Order of Police, Ohio Labor Council, Inc.



Jellie Elliott

Sp. Rep. # 719

For City of Powell



Date 10-06-2023

Date 10-06-2023

OK

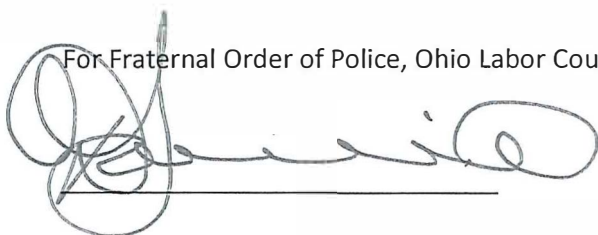
**Article 20  
Holidays**

**Section 20.1 Paid Holidays**

Effective upon signing of this Agreement, the following are designated as paid holidays for all Employees:

New Year's Day  
Martin Luther King Jr. Day  
President's Day  
Memorial Day  
Independence Day  
Juneteenth  
Labor Day  
Veteran's Day  
Thanksgiving Day  
Day after Thanksgiving  
Christmas Eve (4 Hours)  
Christmas Day  
New Year's Eve (4 Hours)

For Fraternal Order of Police, Ohio Labor Council, Inc.



William Elliott

Sgt. Lucas #719

For City of Powell



Date 10-2-2023

Date 10-02-2023



OK

**Article 21**  
**Vacation Leave**

**Section 21.3 Schedule of Accrual**

Each employee shall be entitled to vacation leave based upon the following vacation accrual schedule:

<u>Completed</u> <u>Years of Service</u>	<u>Accrued Vacation</u> <u>(Hours Per Year)</u>	<u>Accrual Level (Max.)</u> <u>Per Pay Period</u>
0-4 <u>2</u> Years of Service	80 Hours (10 Days)	3.1 Hours
5- <del>9</del> <u>3-4</u> Years of Service	120 Hours (15 Days)	4.6 Hours
<del>10-15</del> <u>5-9</u> Years of Service	<del>140-160</del> Hours ( <del>17.5</del> <u>20</u> Days)	<del>5.4</del> <u>6.2</u> Hours
<del>16-20</del> <u>10-15</u> Years of Service	<del>160-180</del> Hours ( <del>20-22.5</del> Days)	<del>6.2</del> <u>9</u> Hours
<del>21-25</del> <u>16-20</u> Years of Service	<del>180-200</del> Hours ( <del>22.5</del> <u>25</u> Days)	<del>6.9</del> <u>7.7</u> Hours
<del>26-30</del> <u>21+</u> Years of Service	<del>200-220</del> Hours ( <del>25-27.5</del> Days)	<del>7.7</del> <u>8.5</u> Hours

Employees with prior service with the Ohio Police & Fire Pension Fund, State of Ohio, or any political subdivision in the state, will receive credit for that service in computing their continuous length of service for vacation accrual.

If the prior public service was with an Agency that qualifies for credit under this section, Human Resources will contact the Agency to verify the employee's time worked. Two thousand and eighty (2080) hours of prior public service will equal one year of credit under this procedure.

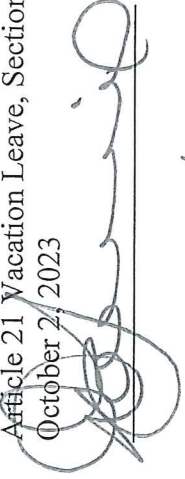
Any Patrol Officer under the bargaining contract eligible for an increase in their vacation accrual will be adjusted to the correct Completed Years of Service accrual effective January 1, 2024. Eligible employees' vacation accrual will not be backdated to receive a one-time adjustment to their vacation accrual balance.

For Fraternal Order of Police, Ohio Labor Council, Inc.

For City of Powell

City of Powell  
Union Proposal

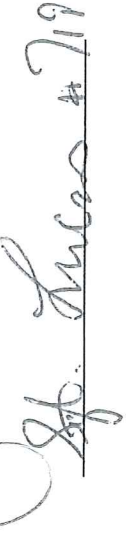
Article 21 Vacation Leave, Section 21.3 – Schedule of Accrual  
October 2, 2023



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Date 10-2-2023

Date 10-02-2023



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**Article 21**  
**Vacation Leave**

**Section 21.4 Maximum Accumulation**

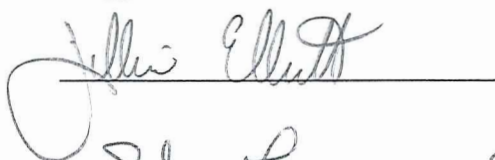
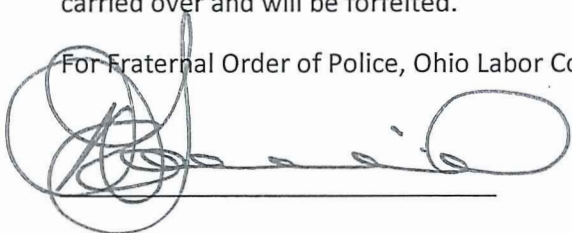
Eligible full-time employees may accumulate unused vacation leave days as calculated below:

CONINUOUS LENTH OF SERVICE	MAXIMUM ACCUMULATION
0-4 <u>2</u> years of service	120 Hours (15 days)
5-9 <u>3-4</u> years of service	180 Hours (22.5 days)
10-15 <u>5-9</u> years of service	210-240 Hours (26.25 <u>30</u> days)
16-20 <u>10-15</u> years of service	240-270 Hours (30-33.75 days)
21-25 <u>16-20</u> years of service	270-300 Hours (33.75 <u>37.5</u> days)
26+ <u>21+</u> years of service	300-330 Hours (37.5 <u>41.25</u> days)

Hours in excess of the maximum amount at the end of the year (Dec. 31) will not be permitted to be carried over and will be forfeited.

For Fraternal Order of Police, Ohio Labor Council, Inc.

For City of Powell



\_\_\_\_\_

Sgt. Linder #719

10-02-2023

10-2-2023

City of Powell  
Union Proposal  
Article 21 Vacation Leave, Section 21.4 – Maximum Accumulation  
October 2, 2023

Date \_\_\_\_\_

Date \_\_\_\_\_



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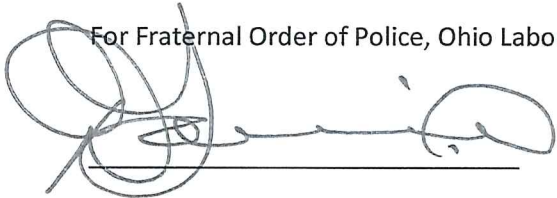
**Article 28**  
**Educational Incentive**

**Section 28.1 Educational Incentive**

After three (3) years of employment with the City of Powell Police Department, an employee who has an Associate's, Bachelor's or Master's degree from an accredited college/university, shall be entitled to a yearly educational incentive as follows:

Associate's Degree	<u>\$125250</u>
Bachelor's Degree	<u>\$350500</u>
Master's Degree	<u>\$500750</u>

For Fraternal Order of Police, Ohio Labor Council, Inc.

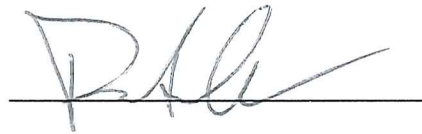


William Elliott

Sgt. [Name] #719

\_\_\_\_\_

For City of Powell



\_\_\_\_\_

Date 10-2-2023

Date 10-02-2023



**OFFICE OF THE CITY MANAGER**

47 Hall Street | Powell, OH 43065 | 614.885.5380 | [cityofpowell.us](http://cityofpowell.us)

**MEMO**

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**From:** Andrew D. White, City Manager  
**To:** City Council  
**Initiated By:** Rosa Ocheltree, Finance Director  
**Re:** Ordinance 2023-27  
**Date:** October 17, 2023

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**Summary:**

Staff reviews its current fee schedule each year and recommends changes, additions, and deletions. In general, these updates are set in an attempt to recover the cost of City expenses in providing these services per the City's cost recovery policies and to keep its fees in line with those in the surrounding communities. This Ordinance seeks to revise and update the City's fee schedule beginning January 1, 2024. In addition to several edits to language to clarify certain processes, the 2024 fee schedule contains the following revisions:

- Updated athletic field reservations to 90 minutes from 120 to accommodate two reservations per weekday evening and seven reservations per weekend day
- Removed City light pole banner rental fees, as the City no longer rents banner space
- Increased non-resident golf cart inspection fees to \$25.00 from \$10.00 to offset the labor required for associated paperwork
- Removed ink fingerprint charges as the PD no longer processes ink fingerprints
- Increased black and color copy charges to offset the increase in paper and toner expenses
- Added residential EV charging station construction fees at \$100.00 per unit
- Added commercial EV charging station construction fees at \$200.00 per unit
- Added residential demolition fees of \$150.00
- Increased commercial demolition fees to \$250.00 from \$150.00 due to the time involved for commercial projects
- Added application fee to administer the CRA tax abatement process at \$250.00
- Increased the administrative fee for the first offense of noxious weeds and grasses to \$275.00 from \$200.00. This increase accommodates a 'service charge' of City labor and equipment usage. It will be more efficient to consolidate the admin/service fees for processing.

**Legal Review:**

The Law Director's Office has reviewed the legislation and approved as to form.

**Financial Review:**

Reviewed and approved by the Finance Department.

**Recommendation:**

The Finance Committee reviewed the proposal at their most recent meeting. Staff recommends approval of Ordinance 2023-27 at the second reading on November 8, 2023.



**ORDINANCE 2023-27**

**AN ORDINANCE AUTHORIZING AMENDMENT TO THE FEE SCHEDULE FOR THE CITY OF POWELL.**

**WHEREAS,** Council has previously established a fee schedule within the City of Powell as authorized by adoption of Ordinance 1985-24; and

**WHEREAS,** Council has subsequently determined that certain fees need to periodically be revised; and

**WHEREAS,** Council accordingly desires to update the fee schedule of the City of Powell as proposed in the revised fee schedule attached as Exhibit "A".

**NOW THEREFORE BE IT ORDAINED BY THE CITY OF POWELL, COUNTY OF DELAWARE, STATE OF OHIO AS FOLLOWS:**

Section 1: That Council hereby approves and adopts the revised City of Powell fee schedule attached hereto as Exhibit "A" and incorporated herein by reference.

Section 2: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of Council and that all deliberations of Council and any of the decision-making bodies of the City of Powell which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the City of Powell, Delaware County, Ohio.

Section 3: That this Ordinance shall take effect on January 1, 2024

\_\_\_\_\_  
Daniel Swartwout                      Date  
Mayor

\_\_\_\_\_  
Elaine McCloskey                      Date  
City Clerk

**EFFECTIVE DATE:** \_\_\_\_\_

This legislation has been posted in accordance with  
the City Charter on this date \_\_\_\_\_  
\_\_\_\_\_  
City Clerk



## **2024 FEE SCHEDULE**

Ordinance 2023-27  
Effective January 1, 2024



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# CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
<b>Athletic Field/Shelter Reservation Fees</b>				
A.	Baseball field (unlined) - Resident*	90 minutes	\$ 10.00	\$ 10.00
	Baseball field (unlined) - Non-Resident*	90 minutes	\$ 25.00	\$ 25.00
B.	Basketball court (full) - Resident	60 minutes	\$ 10.00	\$ 10.00
	Basketball court (full) - Non-Resident	60 minutes	\$ 40.00	\$ 40.00
C.	Basketball court (half) - Resident	60 minutes	\$ 5.00	\$ 5.00
	Basketball court (half) - Non-Resident	60 minutes	\$ 20.00	\$ 20.00
D.	Shelter (Monday - Thursday) - Resident	60 minutes	\$ 15.00	\$ 15.00
	Shelter (Monday - Thursday) - Non-Resident	60 minutes	\$ 30.00	\$ 30.00
E.	Shelter (Friday - Sunday) - Resident	60 minutes	\$ 20.00	\$ 20.00
	Shelter (Friday - Sunday) - Non-Resident	60 minutes	\$ 40.00	\$ 40.00
F.	Tennis court - Resident	60 minutes	\$ 10.00	\$ 10.00
	Tennis court - Non-Resident	60 minutes	\$ 25.00	\$ 25.00
G.	Soccer field (full) - Resident*	90 minutes	\$ 40.00	\$ 40.00
	Soccer field (full) - Non-Resident*	90 minutes	\$ 80.00	\$ 80.00
H.	Soccer field (half) - Resident*	90 minutes	\$ 30.00	\$ 30.00
	Soccer field (half) - Non-Resident*	90 minutes	\$ 60.00	\$ 60.00
I.	Ampitheatre - Resident	60 minutes - <i>Reservation requires \$150.00 refundable deposit</i>	\$ 50.00	\$ 50.00
	Ampitheatre - Non-Resident	60 minutes - <i>Reservation requires \$150.00 refundable deposit</i>	\$ 100.00	\$ 100.00
J.	Solar shelter (all tables) - Resident**	120 minutes	\$ 300.00	\$ 300.00
	Solar shelter (all tables) - Non-Resident**	120 minutes	\$ 600.00	\$ 600.00
K.	Solar shelter (4 tables) - Resident**	120 minutes	\$ 150.00	\$ 150.00
	Solar shelter (4 tables) - Non-Resident**	120 minutes	\$ 300.00	\$ 300.00
L.	Solar shelter (all tables) - Resident***	All day	\$ 1,000.00	\$ 1,000.00
	Solar shelter (all tables) - Non-Resident***	All day	\$ 2,000.00	\$ 2,000.00

\*Fields are available to rent in 90 minute blocks of time: 9:30 - 11:00, 11:00 - 12:30, 12:30 - 2:00, 2:00 - 3:30, 3:30 - 5:00, 5:00 - 6:30, 6:30 - 8:00

\*\*The solar shelter is available to rent in two-hour blocks of time: 10:00 - 12:00, 12:30 - 2:30, 3:00 - 5:00, 5:30 - 7:30

\*\*\*Those individuals/businesses who submit a special event permit can rent the shelter for a full day flat rate.

-LONG TERM usage or other special uses will be considered. The City Manager or his/her designee has The authority to negotiate those usage charges.

# CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
<b>Public Records &amp; Printing Fees</b>				
A.	Public record copies	Up to 20 B&W pages	No Charge	No Charge
	Black toner copies	Per page (up to 11" x 17"); cost doubled for double-sided prints	\$ 0.05	\$ 0.25
	Color laser copies	Per page (up to 11" x 17"); cost doubled for double-sided prints	\$ 0.25	\$ 0.50
	Large outsourced copy requests		Actual cost	Actual cost
B.	Comprehensive plan (without Appendix)		\$ 12.00	\$ 12.00
	Comprehensive plan (with Appendix)		\$ 21.00	\$ 21.00
C.	Planning & Zoning code and zoning map		\$ 30.00	\$ 30.00
D.	Zoning map only	11" x 17"	\$ 0.50	\$ 0.50
	Zoning map only	24" x 36"	\$ 1.00	\$ 1.00
	Historic district guidelines		\$ 4.40	\$ 4.40
	Full color large format maps	Per page	\$ 1.00	\$ 1.00
E.	City of Powell building code		\$ 2.05	Remove
F.	Bid books (non-refundable)	Fee will be actual cost if higher than the \$35.00 minimum	\$ 35.00	\$ 35.00
G.	Certificate of Authenticity	First page	\$ 4.00	\$ 4.00
	Additional pages of same document	Each additional certification	\$ 1.00	\$ 1.00
H.	Large format copies per sheet	24" x 36"	\$ 1.00	\$ 4.00
I.	Flash drive		\$ 1.00	\$ 1.00
J.	City of Powell maps (large format)	City Resident or Corporate Resident (1 free map per address)	No Charge	No Charge
	Each additional map		\$ 1.00	\$ 1.00
	Non-resident/Non-resident business		\$ 1.00	\$ 1.00
K.	Large general format (special GIS request)	Color plot	Actual cost	Actual cost
L.	Postage to mail documents or public records	Per USPS rates	Actual cost	Actual cost
M.	Recovery & production of deleted electronic material		Actual cost	Actual cost

CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
<b>Building Construction Fees (Residential) - **Fees will be doubled for failure to obtain proper permits**</b>				
A.	<b>Residential building construction fees</b>	1, 2, & 3 Family Dwellings		
	<b>1. Plan review &amp; structural</b>			
	a. New building/addition	6 inspections	\$ 200.00 + \$0.15/sq.ft.	\$ 200.00 + \$0.15/sq.ft.
	b. Alterations/accessory		\$ 100.00 + \$0.15/sq.ft.	\$ 100.00 + \$0.15/sq.ft.
	c. Plan re-review or misc. plan review		\$ 100.00/hour	\$ 100.00/hour
	<b>2. Deck</b>	3 inspections	\$ 75.00 + \$0.15/sq.ft.	\$ 75.00 + \$0.15/sq.ft.
	<b>3. Electrical</b>			
	a. New construction/addition	2 inspections	\$ 200.00	\$ 200.00
	b. Alterations/accessory	2 inspections	\$ 100.00	\$ 100.00
	c. Temporary service	1 inspection	\$ 75.00/each	\$ 75.00/each
	d. Service/panel upgrade	1 inspection	\$ 100.00	\$ 100.00
	e. Generator		\$ 100.00/unit	\$ 100.00/unit
	f. EV charging station			\$ 100.00/unit
	<b>4. Heating, ventilation/air conditioning (HVAC)</b>			
	a. New construction/addition	2 inspections	\$ 200.00	\$ 200.00
	b. Alterations/accessory	2 inspections	\$ 100.00	\$ 100.00
	c. Fireplace/woodstove	2 inspections	\$ 50.00/unit	\$ 50.00/unit
	d. HVAC replacement	A/C, furnace, heat pump	\$ 100.00/unit	\$ 100.00/unit
	<b>5. Fuel gas line</b>	2 inspections	\$ 100.00 + \$15.00/appliance	\$ 100.00 + \$15.00/appliance
	<b>6. Insulation/energy conservation</b>			
	a. New construction/addition	1 inspection	\$ 80.00	\$ 80.00
	b. Alterations/accessory	1 inspection	\$ 40.00	\$ 40.00
	<b>7. Swimming pool/spa/hot tub</b>	2 inspections	\$ 175.00	\$ 175.00

CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
<b>Building Construction Fees (Residential) - **Fees will be doubled for failure to obtain proper permits**</b>				
A.	<b>8. Miscellaneous permit (as determined by Building Dept)</b>		\$ 75.00	\$ 75.00
	<b>9. Reinspection/additional inspection(s)</b>		\$ 100.00/each	\$ 100.00
	<b>10. Demolition</b>			\$ 150.00
	<b>11. Reissuance of lost building permit/plans</b>	See Fee Schedule for additional cost to copy plans	\$ 50.00/each	\$ 50.00/each
	<b>12. Conditional occupancy permit</b>	6 months		
	a. Single unit building		\$ 250.00	\$ 250.00
	b. Multi-unit building	2 & 3 family	\$ 125.00/unit	\$ 125.00/unit
	<b>13. Certificate of Occupancy or Completion</b>		\$ 75.00	\$ 75.00
	<b>14. Renewal/withdrawal of permit/transfer of permit</b>	Plus all associated costs	\$ 100.00	\$ 100.00
	<b>15. State of Ohio surcharge</b>		1% (Set by the state of Ohio)	1% (Set by the state of Ohio)
	<b>Residential construction special admin fee</b>		\$ 250.00	\$ 250.00
*Fees assessed for plumbing inspection are set by the Delaware County Health Department Fee Schedule.				
B.	<p>*1329.13 - Fees Required; Double Fees</p> <p>a. Any person desiring to do or cause to be done any work for which a permit is issued shall pay fees as provided on the Fee Schedule established by the Council and in force on the date permit is issued or the approval is given.</p> <p>b. Where work for which a permit is required by the Building Code is started or proceeded with, prior to obtaining such a permit, the fees shall be doubled but the payment of double fees shall not relieve any persons from fully complying with requirements of the Building Code in the execution of the work nor from any other penalties described.</p> <p>(Ordinance 87-26, 10/20/1987)</p>			



## CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
<b>Building Construction Fees (Commercial) - **Fees will be doubled for failure to obtain proper permits**</b>				
C.	<b>Commercial/industrial bldg construction fees</b>			
	<b>1. Plan review</b>			
	a. New building/addition		\$ 300.00 + \$0.15/sq.ft.	\$ 300.00 + \$0.15/sq.ft.
	b. Alteration/tenant space		\$ 200.00 + \$0.15/sq.ft.	\$ 200.00 + \$0.15/sq.ft.
	c. Deck/accessory structures		\$ 100.00 + \$0.15/sq.ft.	\$ 100.00 + \$0.15/sq.ft.
	d. Plan re-review or misc. plan review		\$ 100.00/hour	\$ 100.00/hour
	<b>2. Structural permit</b>			
	a. New building/addition	11 inspections	\$ 200.00 + \$0.15/sq.ft.	\$ 200.00 + \$0.15/sq.ft.
	b. Alteration/tenant space	6 inspections	\$ 150.00 + \$0.15/sq.ft.	\$ 150.00 + \$0.15/sq.ft.
	c. Deck/accessory structures	3 inspections	\$ 100.00 + \$0.15/sq.ft.	\$ 100.00 + \$0.15/sq.ft.
	<b>3. Electrical permit</b>			
	a. New/addition/alteration	4 inspections	\$ 150.00 + \$0.05/sq.ft.	\$ 150.00 + \$0.05/sq.ft.
	b. Temporary service	1 inspection	\$ 75.00/each	\$ 75.00/each
	c. Service/panel upgrade	1 inspection	\$ 150.00	\$ 150.00
	d. Generator		\$ 200.00/unit	\$ 200.00/unit
	e. Low voltage	2 inspections	\$ 50.00 + \$0.02/sq.ft.	\$ 50.00 + \$0.05/sq.ft.
	f. EV charging station			\$ 200.00/unit
	<b>4. Heating/ventilation/air cond. (HVAC)</b>			
	a. New/addition/tenant/accessory	3 inspections	\$ 150.00 + \$0.05/sq.ft.	\$ 150.00 + \$0.05/sq.ft.
	b. Fireplace/woodstove	2 inspections	\$ 50.00/unit	\$ 50.00/unit
	c. Pressure piping/refrigeration		\$ 80.00 + \$25.00/add'l unit	\$ 80.00 + \$25.00/unit
	d. Type 1 kitchen hood exhaust	2 inspections	\$ 150.00/hood	\$ 150.00/hood
	e. HVAC replacement	A/C, furnace, heat pump, RTU	\$ 100.00/unit	\$ 100.00/unit
	<b>5. Fuel gas line</b>	2 inspections	\$ 100.00 + \$15.00/appliance	\$ 100.00 + \$15.00/appliance
	<b>6. Insulation/energy conservation</b>	1 inspection	\$ 100.00	\$ 100.00 + \$0.05/sq.ft.
			\$ 0.01/sq.ft.	

## CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
<b>Building Construction Fees (Commercial) - **Fees will be doubled for failure to obtain proper permits**</b>				
C.	<b>7. Fire protection</b>			
	a. Fire/hood suppression system	4 inspections	\$ 100.00	\$ 100.00
	b. Fire protection signaling system	3 inspections	\$ 100.00	\$ 100.00
	*Per sprinkler head, station, horn, strobe, or device		\$ 5.00/each	\$ 5.00/each
	c. Plan review fees may apply		\$ 100.00/hour	\$ 100.00/hour
	<b>8. Sign</b>			
	a. Without electric	1 inspection	\$ 100.00	\$ 100.00
	b. With electric	New circuit requires separate electric permit	\$ 125.00	\$ 125.00
	c. Additional signs of same type/project		\$ 30.00	\$ 30.00
	d. Plan review fees may apply		\$ 100.00/hour	\$ 100.00/hour
	<b>9. Miscellaneous permits</b>		\$ 100.00/each	\$ 100.00/each
	- As determined by Building Department			
	<b>10. Demolition</b>	1 inspection	\$ 150.00	\$ 250.00
	<b>11. Additional inspection</b>		\$ 100.00	Remove
	<b>11. Reinspection/additional inspection(s)</b>		\$ 100.00	\$ 100.00
	<b>12. Conditional occupancy permit</b>	6 month		
	a. Single building		\$ 250.00	\$ 250.00
	b. Multi-unit residential building	(4 or more) per unit	\$ 75.00	\$ 75.00
	<b>13. Certificate of Occupancy or Completion</b>		\$ 100.00	\$ 100.00
	<b>14. Multi-unit residential occupancy/unit</b>		\$ 75.00	\$ 75.00
	<b>15. Construction/sales trailer</b>		\$ 150.00	\$ 150.00/unit
	<b>16. Swimming pool/hot tub/spa</b>	2 inspections	\$ 300.00	\$ 300.00
	<b>17. Awnings/canopy</b>	1 inspection	\$ 100.00	\$ 100.00 + \$0.50/sq.ft.
	b. Plan review fees may apply		\$ 100.00/hour	\$ 100.00/hour

# CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
<b>Building Construction Fees (Commercial) - **Fees will be doubled for failure to obtain proper permits**</b>				
C.	<b>18. Renewal/withdrawal/transfer of permit</b>		\$ 100.00	\$ 100.00
	a. Re-issuance of approved plans		\$ 100.00	\$ 100.00
	b. Re-issuance of lost permit card		\$ 50.00	\$ 50.00
	(Plus all associated costs)			
	<b>19. State of Ohio Surcharge</b>		3% (Set by the State of Ohio)	3% (Set by the State of Ohio)

**\*Fees assessed for plumbing inspection are set by the Delaware County Health Dept Fee Schedule.**

**\*\*Additional fees may be assessed by the Liberty Township Fire Department for plan review and inspections.**

\*1329.13 - Fees Required; Double Fees

a. Any person desiring to do or cause to be done any work for which a permit is issued shall pay fees as provided on the Fee Schedule established by the Council and in force on the date permit is issued or the approval is given.

b. Where work for which a permit is required by the Building Code is started or proceeded with, prior to obtaining such a permit, the fees shall be doubled but the payment of double fees shall not relieve any persons from fully complying with requirements of the Building Code in the execution of the work nor from any other penalties described.

(Ordinance 87-26, 10/20/1987)

CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
<b>Contractor Registration Fees - **Fees will be doubled for contractors found to be working without registration**</b>				
A.	Annual registration	Per company, per year	\$ 75.00	\$ 75.00

## CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
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### Recreation Fee [Code Section 1105.06]

A Recreation Fee shall be collected in accordance with the Fee Schedule established by the Council and in force on the date the Recreation Fee is due and payable. All monies so collected shall be deposited for use to construct, erect, repair, purchase or otherwise obtain or upgrade parks and recreational facilities. The following fees shall be paid at the time a zoning certificate is requested.

A.	<b>Residential subdivision or development</b>		\$ 4,650 per d.u. or subdivided lot	\$ 4,650 per d.u. or subdivided lot
B.	<b>Non-Residential development</b>		\$ 4,650/acre	\$ 4,650/acre or fraction thereof



# CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
<b>Development Fees [Code Section 1105.07]</b>				
A Development Fee shall be collected in accordance with the Fee Schedule established by the Council and in force on the date the Development Fee is due and payable. All monies so collected shall be deposited in accounts used to construct, repair, replace or upgrade public streets, storm drainage systems and sanitary sewer systems, or other development needs such as Council deems appropriate; including the legal, administrative and engineering services in support of the work described herein. The following fees shall be paid at the time a zoning certificate is requested.				
A.	<b>For each residential subdivision or development</b>		\$400.00/dwelling unit or lot	\$400.00/dwelling unit or lot
B.	<b>For each commercial or industrial subdivision or development, a fee based on the total building area per floor under the following schedule:</b> 0 - 2,000 sq.ft. 2,001 - 10,000 sq.ft. 10,001 - 50,000 sq.ft. 50,001 - 100,000 sq.ft. Over 100,000 sq.ft.		\$ 500.00 \$ 0.35/sq.ft. \$ 0.40/sq.ft. \$ 0.45/sq.ft. \$ 0.50/sq.ft.	\$ 500.00 \$ 0.35/sq.ft. \$ 0.40/sq.ft. \$ 0.45/sq.ft. \$ 0.50/sq.ft.
C.	<b>For the purpose of determining this fee:</b> 1. Each building shall be taken separate from other buildings on the same tract or lot, and 2. Covered storage which has at least two sides open without partial or total walls shall be excluded from the total building area used to calculate the fee.			
D.	<b>Any building in existence or for which a building permit has been issued on the effective date of this resolution shall be exempted from the fee except:</b> 1. The added area of additions to commercial or industrial buildings, with the fee rate being based on the area of the addition, and 2. That the change of use of an existing residential building to a commercial or industrial use shall require a payment of a fee equal to the difference between the fee for residential use and the fee for commercial or industrial use.			
E.	<b>Application fee to administer the CRA Tax Abatement process</b>			\$ 250.00

## CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
<b>Planning and Zoning Application Fees</b>				
A.	<b>Sketch plan</b>		\$ 500.00	\$ 500.00
B.	<b>Preliminary development plan</b>		\$ 500.00 + \$100.00/acre*	\$ 500.00 + \$100.00/acre*
C.	<b>Final development plan/final plat</b>		\$ 700.00 + \$100.00/acre*	\$ 700.00 + \$100.00/acre*
D.	<b>Combined B and C above</b>		\$ 900.00 + \$100.00/acre*	\$ 900.00 + \$100.00/acre*
E.	<b>Minor amendment to approved development plan</b>		\$ 550.00	\$ 550.00
F.	<b>Extension of approved final development plan</b>		\$ 150.00	\$ 150.00
G.	<b>Certificate of Appropriateness</b>			
	1. Architectural Review Board		\$ 240.00	\$ 240.00
	2. Historic District Commission			
	a. <u>Residential</u> - new construction		\$ 150.00/unit	\$ 150.00/unit
	<u>Residential</u> - additions/remodeling		\$ 50.00	\$ 50.00
	b. <u>Commercial</u> - new construction		\$ 250.00	\$ 250.00
	<u>Commercial</u> - additions/remodeling		\$ 100.00	\$ 100.00
	<u>Commercial</u> - signs		\$ 50.00	\$ 50.00
	c. Demolition review		\$ 100.00	\$ 100.00
H.	<b>Applications</b>			
	1. Rezoning/amending map		\$ 750.00	\$ 750.00
	2. Appeal		\$ 400.00**	\$ 400.00**
	3. Variance		\$ 400.00**	\$ 400.00**
	4. Conditional use permit		\$ 400.00**	\$ 400.00**
I.	<b>Lot split (subdivision without plat)</b>		\$ 100.00	\$ 100.00

\*Above per acre shall be calculated using the total gross acres contained within the development.

\*\*Does not include transcript costs. Transcript fee shall be actual costs incurred.

## CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
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### Park Fee in Lieu of Dedication [1143.09(4)B]

City Council may authorize a fee in lieu of dedication payment as determined by the Fee Schedule, as amended from time to time, and/or require parkland dedication. The fee shall be calculated as follows:

1. Total number of dwelling units
2. Required land dedication = (a) x 0.05
3. The estimated average value of land per acre shall = \$93,000\*
4. Value of land dedication: (a) x (b) x ( c)

- A. All other residential developments \$4,650 per lot or unit\*\*
- B. Non-residential development \$4,650 per gross acre\*\*\*

Above shall be collected when building permits or zoning certificates are requested.

\*The estimated average value of land per acre shall be established every time the Delaware County Auditor performs the Triennial Revaluation and Sexennial Reappraisal of property values within Delaware County by utilizing a GIS analysis of said land valuation. The specific GIS analysis utilized is on file with the City Finance Director and is titled "City of Powell Recreation Fee Evaluation" which is adopted by Council as part of this Fee Schedule. This value is currently \$93,000 per acre based upon the 2017 Triennial Revaluation performed by the Delaware County Auditor.

The figures shown for these fees are adjustable based upon the outcome of the GIS analysis report of land valuation as determined by the County Auditor on file with the Finance Director titled "City of Powell Recreation Fee Evaluation".

\*\*It is intended that the Park Fee In-Lieu-of Dedication will automatically change depending upon the outcome of the Delaware County Auditor's Triennial Revaluation or Sexennial Reappraisal.

\*\*\*The change in use of an existing residential building to a non-residential use shall require payment of a fee, which is 10% of the fee described in the note above.

# CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
<b>Small Cell Facilities and Wireless Support Fees</b>				
A.	<b>Small cell permit application fee</b> Fee applies to each site location		\$ 250.00	\$ 250.00
B.	<b>Annual collection fee</b> Fee applies to each site location		\$ 200.00	\$ 200.00

# CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
<b>Engineering Inspection Fees</b>				
A.	<b>Privately owned and maintained sites:</b>			
	1. 10% of the construction cost estimate (as approved by the City Engineer) for estimates up to \$500,000 for any work performed within the public right-of-way, or for public use.			
	For construction estimates exceeding \$500,000, the fee shall be 10% of the initial \$500,000 estimate plus 8% of the construction cost estimate (as approved by the City Engineer) in excess of \$500,000.			
	2. a. Land disturbance 0-5 acres:		Greater of \$800.00 minimum or \$400.00/acre	Greater of \$800.00 minimum or \$400.00/acre
	b. Land disturbance greater than 5 acres:		Greater of \$2,000.00 minimum or \$300.00/acre	Greater of \$2,000.00 minimum or \$300.00/acre
B.	<b>AND</b>			
	3. \$5.75 per lineal foot of storm sewer pipe, and 4. \$285.00 per each storm sewer structures, or 5. BMP inspection fee for stormwater quality (subsurface drainage) 6. \$1,000.00 minimum, or 7. Actual services, if greater		\$ 750.00	\$ 750.00
B.	<b>Third-party testing/inspections</b>		Actual Cost	Actual Cost
C.	<b>Residential lot final engineering inspection or re-inspection</b>		\$ 125.00	\$ 125.00
D.	<b>New construction sidewalk &amp; approach inspection or re-inspection fee (City sidewalk program is exempted)</b>		\$ 50.00	\$ 50.00



# CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
<b>Engineering Inspection Fees</b>				
E.	<b>All other engineering field inspections:</b> 10% of the construction cost estimate (as approved by the City Engineer) for estimates up to \$500,000 for any work performed within the public right-of-way, or for public use.  For construction estimates exceeding \$500,000, the fee shall be 10% of the initial \$500,000 estimate plus 8% of the construction cost estimate (as approved by the City Engineer) in excess of \$500,000.			
F.	<b>Non-compliance with conditional</b>  Acceptance Fee, pursuant to Chapter		\$ 500.00/day of non-compliance	\$ 500.00/day of non-compliance

Note: Engineering Field Inspection Fees may be assessed at the actual costs to perform inspections including labor, travel expenses, clerical support, materials and administrative overhead (telephone, postage, etc)

## CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
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**Engineering Plan Review Fees**

The following fees shall be paid at the time of submission of plans/studies to the City Engineer:

A.	<b>Plat or subdivision without plat</b>		\$ 750.00 + \$125.00/sheet	\$ 750.00 + \$125.00/sheet
B.	<b>Combined engineering plans</b>	Including: street, storm sewer, water, sediment & erosion, grading, composite utility, site, striping, signage, signalization, sanitary/water service connections	\$ 850.00 + \$150.00/sheet	\$ 850.00 + \$150.00/sheet
C.	<b>Sanitary sewer plan</b>		\$ 750.00 + \$100.00/sheet	\$ 750.00 + \$100.00/sheet
D.	<b>Stormwater management plan/study</b>	*Per acre shall be calculated using the total gross acres contained within the development.	\$ 800.00 + \$25.00/acre*	\$ 800.00 + \$25.00/acre*
E.	<b>Stormwater pollution prevention plan</b>		\$ 500.00	\$ 500.00
F.	<b>Post construction stormwater BMP</b>	Operation & maintenance plan	\$ 150.00	\$ 150.00
G.	<b>Traffic/miscellaneous</b>		\$ 500.00	\$ 500.00
H.	<b>Lot plot plan review</b>		\$ 125.00	\$ 125.00
I.	<b>Any "stand-alone", separate engineering plan not part of a combined engineering plan</b>		\$ 750.00 + \$150.00/sheet	\$ 750.00 + \$150.00/sheet
J.	<b>Plan/plat revision (except for lot plot plan) of previously approved plan/plat (the extent of such revision shall be as solely defined, and pre-approved, by City engineering) - otherwise a new plan/plat review fee shall be required as identified within the appropriate item as listed above.</b>		\$ 250.00 per revision	\$ 250.00 per revision

\*\*For any resubmission, an additional fee shall be paid at the time of each resubmission equal to 30% of the above listed fees.

# CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
<b>Right-of-Way Fee Structure (Utilities and Facilities)</b>				
A.	<b>Certificate of Registration (911.06)</b>	Non-refundable fee	\$ 1,000.00	\$ 1,000.00
	<b>City registration maintenance fees (911.08)</b>			
	Providers utilizing less than ten miles of the Rights-of-Way within the City		\$ 5,000.00/year	\$ 5,000.00/year
B.	Providers utilizing equal to or greater than ten miles of the Rights-of-Way within the City		\$10,000.00/year	\$10,000.00/year

Cable companies operating under non-exclusive franchises that are compensating the City under other mechanisms and any Person that possesses a service agreement shall not be required to contribute to the recovery of Rights-of-Way costs as defined by this chapter with the exception of permit fees. Such non-contribution to the recovery of Rights-of-Way costs shall be limited to the specific purpose and term provided for in the Person's non-exclusive franchise or service agreement.

C.	<b>Base construction permit fee (911.17)</b>	Plan review fees will be the actual costs of plan review services in addition to base construction permit fee.	\$ 100.00	\$ 100.00
D.	<b>Minor maintenance permit fee (911.19)</b>		\$ 50.00	\$ 50.00
E.	<b>Supplemental application fee</b>		\$ 50.00	\$ 50.00
	<b>Base inspection fee</b>			
	Excavation in roadway/sidewalk/pathway		\$ 250.00	\$ 250.00
	Excavation outside roadway/sidewalk/pathway		\$ 100.00	\$ 100.00
F.	*Inspection fees will be the actual costs of inspection services in addition to the base inspection fee			

# CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
<b>Meeting Room Fees</b>				
A.	<b>City of Powell government meetings, parks and recreation programming, Powell civic associations</b> Examples: Council meetings, board and commission meetings, parks & recreation classes		No Charge	No Charge
B.	<b>City of Powell Non-Profit groups (must show proof of status)</b> Examples: Home owners associations, scout troops		\$ 10.00/hour	\$ 10.00/hour
C.	<b>Non-city governmental entities or Powell-based broad interest business, community, or service organizations whose benefits goes to charity or community projects.</b> Examples: County, state, local public schools, Powell Rotary, Sertoma, Chamber of Commerce, business association, historical society, OYAA NOTE: Proof of residency required for rental		\$ 50.00/hour	\$ 50.00/hour
D.	<b>Private functions for City residents, City-based groups and organizations or City corporate residents</b> Examples: Showers, birthday parties, receptions NOTE: Proof of residency required for rental		\$ 50.00/hour	\$ 50.00/hour
E.	<b>Non-resident/corporate/non-Powell non-profit organized groups whose benefits go to the organization or individual. All non-resident uses.</b> Examples: All business/industry uses, private or parochial schools, private events for non-residents. Charitable organizations not based in Powell.		\$ 125.00/hour	\$ 125.00/hour
F.	<b>Refundable deposit (alcohol served at event)*</b>		\$ 325.00	\$ 325.00
G.	<b>Administrative fee (alcohol served at event)</b> NOTE: This fee is in addition to the standard rental fees listed above.		\$ 50.00	\$ 50.00

\*If the meeting room is left in an unsatisfactory condition, a \$175 clean-up fee will be charged to the responsible party. This charge must be paid for by the responsible party to rent City space in the future.

NOTE: meeting room rental fees are for one room for a one (1) hour period. See next page for additional information regarding residency and forfeiture of deposit.

## CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
<b>Meeting Room Fees</b>				

### **Additional Notes:**

- 1 Resident rates are available for the express use of residents only. They may not be assigned to others.  
**CITY RESIDENTS MAY NOT RENT THE COMMUNITY MEETING ROOMS FOR NON-RESIDENT USE.**
- 2 Proof of residency of permit holder is required upon payment of fees. Permit holder must be present to be given access to the meeting room and must be present during the ENTIRE meeting room use. Permit holder identification will be required.
- 3 Corporate Residents: Those persons employed within the corporate limits of the City of Powell. Pay stubs may serve as proof of corporate residency.
- 4 Fees shall be paid within three days of reservation of the meeting room(s). Failure to submit necessary paperwork and payment by this deadline shall result in forfeiture of meeting room use with no notice.
- 5 Meeting rooms will be held for 72 hours without paperwork and deposit.
- 6 All meeting room deposits are forfeited if meeting rooms are not used as reserved and not canceled 72 hours in advance of the scheduled reservation.

### **Refund Policy:**

- 1 Upon cancellation of a reservation at least two weeks before the scheduled event, the City will refund the rental fees collected, less a \$15 administrative fee. Upon cancellation of a reservation less than two weeks before the event date, the City keeps rental fees (up to \$100 max) and refunds remaining fees (if any), or renter may reschedule without penalty.
- 2 Weather related cancellations will receive a full refund or new reservation date.
- 3 A full refund is made if the City cancels an activity or rental. In general, please allow 2-4 weeks for processing refunds. Refunds are provided back to the customer's original form of payment; cash or check payments are refunded in the form of checks and are mailed from the City's Department of Finance. The City of Powell reserves the right to change or modify any portion of this policy at its discretion including, but not limited to, the increase of its administrative fee.



# CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
<b>Miscellaneous Fees</b>				
	<b>Special events/parade permit service fee</b> *Fee charged for the use of Public Service Department equipment as part of an assemblage/parade permit. Fee shall be authorized by the Director of Public Service.		\$ 55.00	\$ 55.00
	Fee for use of all traffic control devices		\$ 150.00	\$ 150.00
A.	Public service laborer, if applicable for special events		\$ 40.00/hour	\$ 40.00/hour
	<b>City light pole banner rental fee</b> Group 1: City of Powell government functions Group 2: Non-City governmental entities and/or Powell-based broad interest business, community, or service organizations whose benefits go to charity or community projects Group 3: Organized groups whose benefits go to organization or individual		No Charge \$ 5.00/banner \$ 50.00/banner	Remove Remove Remove Remove Remove
	<b>Finance charges</b> *The City reserves the right to assess interest charges at the prime rate on all fees not paid after thirty (30) days of invoice.			
	a. Returned item/non-sufficient funds check		\$ 15.00 or actual cost	\$ 15.00 or actual cost
C.	b. Stop payment request/lost check		\$ 20.00	\$ 20.00
D.	<b>Unscheduled fees</b>	Fees determined by the City Manager for items not specified in this Fee Schedule.	\$10.00 - \$500.00	\$10.00 - \$500.00
E.	<b>Veteran's Memorial</b>	Commemorative bricks	\$ 100.00/brick	\$ 100.00/brick
F.	<b>After hours inspections (min. 3 hours)</b>	Required: Minimum five (5) days advance notice & availability	\$ 140.00/hour	\$ 140.00/hour

CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
<b>Public Safety Fees</b>				
	<b>Alarm registration fee</b>	Onetime fee per owner/occupant	\$ 25.00	\$ 25.00
A.	Late registration fee	After activation of alarm	\$ 25.00 add'l	\$ 25.00 add'l
	<b>Golf cart/under speed vehicle inspection</b>		No Charge	No Charge
B.	Resident			
	Non-resident		\$ 10.00	\$ 25.00
	<b>False alarm penalty</b>		No Charge	No Charge
	First three false alarms	Per calendar year	No Charge	No Charge
	Fourth false alarm	Per calendar year	\$ 25.00	\$ 25.00
	Fifth false alarm	Per calendar year	\$ 50.00	\$ 50.00
	Sixth false alarm	Per calendar year	\$ 100.00	\$ 100.00
C.	Seventh or more false alarm	Per calendar year	\$ 150.00	\$ 150.00
	<b>Police report (accident, offense, complaint)</b>			No Charge
	By email		No Charge	No Charge
	First 20 pages printed		\$ 0.05/page	\$ 0.05/page
D.	Over 20 pages printed		\$ 1.00/each	\$ 1.00/each
	CD/DVD			
	<b>Fingerprints - electronic background check</b>			
	BCI/State - resident		\$ 30.00	\$ 30.00
	BCI/State - non-resident		\$ 40.00	\$ 40.00
	FBI - resident		\$ 35.00	\$ 35.00
E.	FBI - non-resident		\$ 40.00	\$ 40.00
	<b>Parking violations</b>		\$ 10.00 if paid within 7 days \$ 20.00 if paid after 7 days	\$ 10.00 if paid within 7 days \$ 20.00 if paid after 7 days
	<b>Handicap parking violations</b>		\$ 20.00 if paid within 7 days \$ 40.00 if paid after 7 days	\$ 20.00 if paid within 7 days \$ 40.00 if paid after 7 days
F.				

# CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
<b>Public Safety Fees</b>				
G.	<b>Special duty officer</b>	*Hourly rate doubled on holidays listed on Special Duty Request	\$ 50.00/hour (3 hr min)*	\$ 50.00/hour (3 hr min)*
	<b>Supervising officer</b>	Occurs when 4 or more officers needed	\$ 55.00/hour	\$ 55.00/hour
H.	<b>Special duty cruiser</b>		\$ 15.00/hour	\$ 15.00/hour
I.	<b>Mobile ice cream vendor permit</b>		\$ 75.00	\$ 75.00
J.	<b>Peddler registration fee</b>		\$ 75.00	\$ 75.00
K.	<b>Permit for commercial and heavy vehicles on local streets</b>		\$ 100.00	\$ 100.00

# CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
<b>Zoning Fees</b>				
The following fees shall be paid at the time a Zoning Certificate is requested or required:				
A.	<b>Residential zoning certificate</b> 1. Single family dwelling 2. Multi-family dwelling 3. Garage, detached 4. Addition/remodeling		\$ 100.00 \$ 100.00/unit \$ 40.00 \$ 40.00	\$ 100.00 \$ 100.00/unit \$ 40.00 \$ 40.00
B.	<b>Non-residential zoning certificate</b> 1. 0 - 3,000 sq.ft. building 2. 3,001 - 10,000 sq.ft. building 3. Over 10,000 sq.ft. building		\$ 300.00 \$ 700.00 \$ 900.00	\$ 300.00 \$ 700.00 \$ 900.00
C.	<b>Cellular tower</b>		\$ 2,000.00	\$ 2,000.00
D.	<b>Change of use</b>		\$ 100.00	\$ 100.00
E.	<b>Certificate of Compliance</b>		\$ 50.00	\$ 50.00
F.	<b>Sign permit</b> 1. 25 sq.ft. or less 2. Over 25 sq.ft.		\$ 75.00 \$ 100.00	\$ 75.00 \$ 100.00
G.	<b>Miscellaneous zoning permits</b> 1. Storage building 2. Decks 3. Swimming pools/spa/pond 4. Fences 5. Satellite antenna permit 6. Temporary use 7. Miscellaneous (e.g. home business) 8. Temporary sign permit 9. Development/construction sign		\$ 40.00 \$ 40.00 \$ 40.00 \$ 40.00 No Charge \$ 100.00 \$ 40.00 No Charge \$ 40.00	\$ 40.00 \$ 40.00 \$ 40.00 \$ 40.00 No Charge \$ 100.00 \$ 40.00 No Charge \$ 40.00

CITY OF POWELL MASTER FEE SCHEDULE, JAN 2024 - DEC 2024



	Item/Service	Description/Unit	2023 Fee	Proposed 2024 Fee
Zoning Fees				
H.	Late submittals	Made after use or construction begins	\$ 400.00	\$ 400.00
I.	Reinspection fee		\$ 50.00	\$ 50.00
J.	Resubmission fee		\$ 25.00	\$ 25.00
K.	Floodplain development permit		\$ 250.00	\$ 250.00
L.	Sign removal fees		No Charge	No Charge
	1. First occurrence (warning)		\$ 25.00	\$ 25.00
	2. Second occurrence		\$ 50.00	\$ 50.00
	3. Third occurrence and every occurrence thereafter			
M.	Administrative fee for City to cut and remove noxious weeds and grasses			
	1. First offense		\$ 200.00	\$ 275.00
	2. Second offense		\$ 350.00	\$ 350.00
	3. Third offense or beyond		\$ 500.00	\$ 500.00
N.	Service fee to cut and remove noxious weeds and grasses shall be determined by the Finance Department based on the actual cost of City labor and equipment usage.			Remove
- 1329.13 - Fees Required; Double Fees a. Any person desiring to do or cause to be done any work for which a permit is issued shall pay fees as provided on the Fee Schedule established by the Council and in force on the date permit is issued or the approval is given. b. Where work for which a permit is required by the Building Code is started or proceeded with, prior to obtaining such a permit, the fees shall be doubled but the payment of double fees shall not relieve any persons from fully complying with requirements of the Building Code in the execution of the work nor from any other penalties prescribed.				





**OFFICE OF THE CITY MANAGER**

47 Hall Street | Powell, OH 43065 | 614.885.5380 | [cityofpowell.us](http://cityofpowell.us)

**MEMO**

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**From:** Andrew D. White, City Manager  
**To:** City Council  
**Initiated By:** Rosa Ocheltree, Finance Director  
**Re:** Ordinance 2023-28  
**Date:** October 17, 2023

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**Summary:**

Ordinance 2023-28 amends the annual appropriations for the fiscal year ending December 31, 2023. Two items are included in the Ordinance for \$76,811.80 under the Sanitary Sewer Agreements Fund. The appropriations are needed to book the accounting entries necessary for all sewer assessment collections and corresponding advance repayment entries.

**Legal Review:**

The Law Director's Office has reviewed the legislation and approved as to form.

**Financial Review:**

Exhibit A was presented to the Finance Committee on October 10, 2023. The Finance Committee is in support of Ordinance 2023-28.

**Recommendation:**

Staff recommends approval of Ordinance 2023-28.



Ord 2023-28 An Ordinance to Amend the annual appropriations for the fiscal year ending December 31, 2023

Item	Fund	Available Fund Balance	Dept.	Account	Account Description	Request Description	Amount	Revised Fund Balance
	Sanitary Sewer Agreements (470)	\$ 76,811.80	Advance	470-920-5810-00	Repay Advance	Align budget with collections from the Verona Sewer Assessment	\$ 70,398.61	
1				470-910-5910-00	Transfer to General Fund - Interest		\$ 6,413.19	\$ -
						Sanitary Sewer Agreements Fund (470) Total	\$ 76,811.80	\$ -
					ALL FUNDS TOTAL		\$ 76,811.80	



# Upcoming City Meetings & Events

## OCTOBER 2023



Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
1	2	3 Development Committee 6:30 pm  City Council 7:30 pm	4	5 Board of Zoning Appeals 6:30 pm	6	7
8	9	10 Finance Committee 7 pm	11 Planning & Zoning 6:30 pm	12	13	14
15	16	17 Operations Committee 6:30 pm  City Council 7:30 pm	18 CDAC 6:00 pm	19 HDAC 6:00 pm	20	21
22  Candy By The Carload 4 - 6 p.m.	23	24 Powell Development Corporation 7:00 pm	25	26	27	28 Powell Fall Festival/ Food Drive
29	30	31 HALLOWEEN 				



# Upcoming City Meetings & Events NOVEMBER 2023



Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
			1	2 6:30 pm—Board of Zoning Appeals	3	4
5	6	7 ELECTION DAY 	8 8:30 am—Downtown Powell Business Roundtable 6:30 pm—Development 7:30 pm—City Council (Note Date Change)	9 6:30 pm—Planning & Zoning Commission (Note Date Change)	10 Veteran's Day Ceremony 11:00 am	11
12	13	14 7 pm—Finance Committee	15 6 pm—Community Diversity Advisory Committee	16 6 pm—Historical Downtown Advisory Committee	17	18
19	20	21 6:30 pm—Operations Committee 7:30 pm—City Council	22	23 City Offices Closed 	24 City Offices Closed	25
26	27	28 7pm—Powell Development Corp	29	30		