



**CITY COUNCIL  
MEETING MINUTES  
OCTOBER 17, 2023**

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

Mayor Dan Swartwout called the October 17, 2023, City Council meeting to order at 7:30 p.m. Councilmembers present included Jon Bennehoof, Heather Karr, Christina Drummond, Ferzan Ahmed, David Lester, Vice-Mayor Tom Counts and Mayor Dan Swartwout. Staff present included: Jeffrey Tyler, Assistant City Manager/Community Development Director; Rosa Ocheltree, Finance Director; Yazan Ashrawi, City Attorney; Grant Crawford, Public Service Director; Claudia Husak, Planning Manager/Zoning Administrator; Jason Nahvi, Human Resource Manager; Mallory Sribanditmongkol, Strategic Communications Officer; Ron Sallows, Interim Police Chief; and Andy White, City Manager.

**II. PLEDGE OF ALLEGIANCE**

**III. CITIZEN PARTICIPATION**

- a. Civic Day Thank You Cards

Mayor Swartwout opened citizen participation for public comment. Hearing none, Mayor Swartwout closed citizen participation.

**IV. PRESENTATIONS**

- a. State of the Water, presented by Del-Co, Glenn Marzluf, CEO

PRESENTER:  
Glenn Marzluf, CEO/General Manager  
Del-Co Water Company, Inc.  
6658 Olentangy River Road  
Delaware, Ohio 43015

Mr. Marzluf provided a presentation to Council which included general information and service boundaries and infrastructure. Del-Co has 30 water tanks throughout Delaware County and services over 50,000 metered customers. He invited City Council to tour the new facility which opened in May, 2023. He discussed the 2020 Water System Master Plan which was completed in-house by staff. Del-Co was invited to participate in the new City of Columbus Water Plant that will be located in Concord Township, but has declined the invitation. He reviewed their Environmental Sustainability Program, the use of floating solar array and that they are the first to use a leak detection dog in Ohio. A discussion was held with Council relating to the floating solar array, and the impact of development from Intel.

- b. Community Attitude Survey, presented by Martin D. Saperstein, Ph.D., Saperstein Associates, Inc.

PRESENTER:  
Dr. Martin Saperstein  
Marty Saperstein Associates  
4942 Reed Road, Fl.2  
Columbus, Ohio 43220

Dr. Saperstein presented to Council the findings of the City of Powell Community Attitudes Survey. The purpose of the study is to give residents of Powell a voice and express their opinions on different issues to assist city officials in future planning. Similar studies were conducted in 2008, 2010, 2012, 2014, 2016, 2018 and 2021. He reviewed the methodology for data collection including both telephone interviews and online questionnaires. Each methodology provided data from approximately 190 respondents for a sample totaling 381 Powell residents. He reviewed the findings of the survey with Council. Key findings from the survey include:

- Residents of Powell consider the city an appealing place to live
- Fewer residents consider Powell "exceptional", a trend that began in 2018
- The small-town atmosphere is a highly valued community asset. Residents also praise City's police and amenities
- Residents seek more pedestrian friendly features
- Highest priority of resident's issues is related to managing the flow of traffic
- Social media is dominant source of news and information about Powell
- Satisfaction is higher in areas involving streets and roads, finances, and keeping residents informed
- Satisfaction has declined relating to management of residential and commercial growth and traffic

Council held a discussion relating to the methodology and the collection of data with the use of online option and telephone option. They discussed the importance of the survey to provide information on priorities and concerns of residents.

## **V. APPROVAL OF MINUTES**

- a. Approval of the minutes for the City Council meeting held on October 3, 2023.

MOTION: Ferzan Ahmed moved to approve the Minutes for the City Council meeting held on October 3, 2023. Jon Bennehoof seconded. Motion passed with a vote of 7-0.

VOTE:     Y-7     N-0     AB-0

## **VI. CONSENT AGENDA**

- a. Monthly Department Reports - September 2023

MOTION: Jon Bennehoof moved to approve the Consent Agenda. Heather Karr seconded. Motion passed with a vote of 7-0.

VOTE:     Y-7     N-0     AB-0

## 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;

MOTION: Jon Bennehoof moved to Council entered executive session at 8:40 p.m. 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. Christina Drummond seconded. Motion passed with a vote of 7-0.

VOTE:            Y-7                    N-0                    AB-0

The following councilmembers were present for executive session: Jon Bennehoof, Heather Karr, Christina Drummond, Ferzan Ahmed, David Lester, Vice-Mayor Tom Counts and Mayor Dan Swartwout. Staff present included: Jason Nahvi, Human Resource Manager; Ron Sallows, Interim Police Chief; and Andy White, City Manager.

MOTION: Jon Bennehoof moved to exit executive session at 9:02 p.m. Christina Drummond seconded. Motion passed with a vote of 7-0.

VOTE:            Y-7                    N-0                    AB-0

Mayor Swartwout called the meeting back to open session at 9:06 p.m.

## 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.

Mayor Swartwout read Resolution No. 2023-25 into the record for the first time. City Manager White reviewed the expectations set for contract negotiations relating to recruitment, retention, professional development and market competitiveness. Interim Chief Sallows reviewed the negotiated changes relating to the agreements relating to paid holidays, vacation accrual, yearly comp accrual, shift differential pay, field training officer compensation, educational incentive, pay rate and longevity incentive. Council acknowledged the positive response from the community regarding the Police Department as reflected in the Community Attitudes Survey and provided their recognition for their hard work. Mayor Swartwout opened Resolution No. 2023-25 for public participation. Hearing none, he closed public participation.

MOTION: Jon Bennehoof moved to approve Resolution No. 2023-25. Ferzan Ahmed seconded. Motion passed with a vote of 7-0.

VOTE:            Y-7                    N-0                    AB-0



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.

Mayor Swartwout read Resolution No. 2023-26 into the record for the first time. Mayor Swartwout opened Resolution No. 2023-26 for public participation. Hearing none, he closed public participation.

MOTION: Jon Bennehoof moved to approve Resolution No. 2023-26. Heather Karr seconded. Motion passed with a vote of 7-0.

VOTE:        Y-7                N-0                AB-0

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

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

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

Mayor Swartwout read Ordinance No. 2023-27 into the record for the first time. Finance Director Ocheltree reviewed the changes to the fee schedule that will be effective January 1, 2024. Revisions to the fee schedule include:

- 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.

A discussion was held on residential based fees. Assistant City Manager Tyler explained that these fees are related to building code related fees and permit fees. Vice-Mayor Tom Counts discussed that these changes were presented at the recent Finance Committee meeting. Mayor Swartwout opened Ordinance No. 2023-27 for public participation. Hearing

none, he closed public participation. Ordinance No. 2023-27 will be presented for a second reading at the next meeting.

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

AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2023 AND DECLARING AN EMERGENCY.

Mayor Swartwout read Ordinance No. 2023-28 into the record for the first time. City Manager White noticed that the engineering fees that were deposited with the County Engineer and inadvertently reimbursed to the developer have been restored which will have an impact. Finance Director Ocheltree discussed that there are two components the changes are related to including the receipt of the \$36,000 check received from Romanelli and Hughes and also the actual revenue collected for the assessment that was slightly higher than the appropriation that was in place. The appropriations are needed to book the accounting entries necessary for all sewer assessment collections and corresponding advance repayment entries. She discussed future legislation that will be needed. Mayor Swartwout opened Ordinance No. 2023-28 for public participation. Hearing none, he closed public participation.

MOTION: Jon Bennehoof moved to suspend the rules for Ordinance No. 2023-28. Tom Counts seconded. Motion passed with a vote of 7-0.

VOTE:            Y-7                    N-0                    AB-0

MOTION: Jon Bennehoof moved to approve Ordinance No. 2023-28. Tom Counts seconded. Motion passed with a vote of 7-0.

VOTE:            Y-7                    N-0                    AB-0

**X. COMMITTEE REPORTS**

- *Development Committee: Next Meeting: November 8, 2023 @ 6:30 pm (Note Date Change)*  
Mayor Swartwout noticed that the Development Committee and City Council meeting will be held on November 8, 2023 due to the regular meeting date being the election.
- *Finance Committee: Next Meeting: November 14, 2023 @ 7pm*  
Vice-Mayor Counts discussed that the budget was reviewed at the previous Finance Committee meeting, which will be presented at the next Council meeting.
- *Operations Committee: Next Meeting: November 21, 2023 @ 6:30 pm*  
Jon Bennehoof provided a review of the Operations Committee meeting held earlier in the day. Items of discussion included presentation by local artist Michael Tizzano, refuse and recycling contract, leaf pick up, Fall Festival and electric aggregation.
- *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



## XII. OTHER COUNCIL MATTERS

### XIII. EXECUTIVE SESSION

- 6