



City Council Meeting Minutes

Tuesday, September 14, 2021

6:00 PM

1) Call to Order

Council President Lori Ann Feibel called the meeting to order at 6:04 pm.

Ms. Feibel reminded Council members that we are here for the good of Bexley.

2) Roll Call of Members

Council Members Present: Lori Ann Feibel, Troy Markham, Matt Klingler, Monique Lampke, Jessica Saad, Richard Sharp, Jen Robinson

Council Members Absent: None

3) Pledge of Allegiance

4) Presentations/Special Guests

A) Introduction of Rachel Laing, Civil Service Commission Appointee

Mr. Kessler introduced Rachel Laing, who will be joining the Civil Service Commission. Rachel summarized her background both as a Bexley resident and her professional work as an attorney. Several City Council members asked questions pertaining to her background and interest, which Ms. Laing answered.

B) Proclamation for Childhood Cancer Awareness Month - Presented to Tracy Gold

Mayor Kessler presented a proclamation for Childhood Cancer Awareness Month to Tracy Gold, who suffered the loss of a child to cancer. Tracy spoke briefly about her daughter and childhood cancer and its impact on families as well as her work to support this cause.

5) Public Comments

No public comments at this time.

6) President's Report

Ms. Feibel reminded Council members that there is an additional meeting on Tuesday, September 21 at 6:00 pm, which is a special hearing to discuss Resolution #10-21 granting area

variances with conditions.

It was also noted that the Board of Control is meeting Thursday, September 23 at 11:30 am to discuss the Electric Aggregate options and City Council members were invited and encouraged to attend this meeting.

7) City Attorney Report

Mr. Fishel stated that the proposed charter language will be mailed to all registered voters in Bexley. The leaders from the Charter Review Board will be meeting to discuss promoting this proposed language change.

Mr. Sharp asked Mr. Fishel a question at this time, which Mr. Fishel answered.

8) Administrative Update:

A) Service Department- Service Director, Andy Bashore

Mr. Bashore does not have any additions to his report. Ms. Feibel and Mr. Sharp asked Mr. Bashore questions about upcoming leaf work and ongoing tree projects, which Mr. Bashore answered. Ms. Saad thanked Mr. Bashore for meeting with her and the City Engineer. Ms. Feibel also thanked Mr. Bashore for all of his team's work on Labor Day.

B) Police Department Update- Chief Rinehart

Chief Rinehart does not have any additions to his report. Ms. Feibel remarked that BPD has been busy and urged Council Members and residents who may not have had the chance to read his report to do so. Multiple City Council members thanked Chief Rinehart and the BPD for their hard work in keeping Bexley safe through recent incidents and for the Labor Day block party. Ms. Lampke asked Chief Rinehart to consider any equipment or needs the department might have as Council prepares for budget work for the upcoming year. Chief Rinehart commented that he would do so, but also noted that the Mayor and Council have always been supportive to funding needs. Mr. Sharp thanked Chief Rinehart and his department for their conscientious work, and noted some stabilization he noticed in some of the crime statistics.

C) Recreation and Parks Update- Mike Price

Ms. Feibel thanked Mr. Price for his work on the Labor Day Block Party and asked if Mr. Price had anything to add to his report. Mr. Price answered that he did not. Ms. Saad stated that she was happy to see senior opportunities in his report and looks forward to learning more about that. Ms. Lampke asked a question about SwimSafe, which Mr. Price answered.

D) Finance Department Update- Bill Harvey

Mr. Hale did not have a report but stated that there will be numbers for August at the next City Council meeting, as well as some solid thoughts on numbers for September as well.

E) Mayor's Update

Mr. Kessler shared some highlights of his report. Mr. Sharp stated that the Tree Commission is actually September 15th, not September 16th.

Mr. Sharp asked about the last farmer's market, and Mr. Kessler replied it is scheduled for October 28.

Mr. Sharp asked some questions about research on mask wearing in relation to COVID-19, and Mr. Kessler invited Mr. Sharp to attend the COVID-19 task force meeting for more information on the resources and resources being referenced. Mr. Kessler also reminded Council members that the Executive Order for masking can be overturned by Council if they feel this is appropriate. Ms. Feibel recommended moving any further discussion or questions regarding COVID-19 Task Force, where subject matter experts can respond.

9) Consent Agenda:

A) Ordinance 34-21 to appropriate \$2,700 from the Friends of Jeffrey Preschool Fund to pay preschool related expenses in 2021. (Introduced by Mr. Troy Markham on August 10, 2021)

B) August 24, 2021 City Council Meeting Minutes

Mr. Markham moved to accept the items on the Consent Agenda.

Mr. Klingler seconded.

All in Favor: Troy Markham, Lori Ann Feibel, Jen Robinson, Jessica Saad, Monique Lampke, Richard Sharp, and Matt Klingler

Motion passed 7-0.

10) Ordinances/Resolutions with visiting presenters

None.

11) Third Readings:

A) Resolution 10-21 granting area variances with conditions from the minimum lot requirements for the property located at 407 Northview Drive zoned R-3 residential, to allow two non-conforming contiguous lots in single ownership being used in combination and considered an undivided parcel under the Bexley City Code to be split to permit two independent lots and parcels that would not meet existing R-3 minimum lot requirements. (Introduced by Jessica Saad on August 10, 2021)

Ms. Saad moved to table Resolution 10-21.

Mr. Markham seconded.

All in Favor: Troy Markham, Lori Ann Feibel, Jen Robinson, Jessica Saad, Monique Lampke, Richard Sharp, and Matt Klingler

Motion passed 7-0. Resolution 10-21 is tabled.

12) Second Readings:

A) Ordinance #35-21 to enter agreement with ODOT for Urban Paving project along US 40 including resurfacing and partial pavement repair along with other associated work in accordance with Preliminary Participatory Legislation RC 5521.01 (Introduced by Mr. Markham on August 24, 2021)

Mr. Fishel read the summary of this ordinance. Mr. Markham summarized the purpose of the ordinance and then asked Mr. Kessler to cover the new attachment. Mr. Kessler presented the

paving costs which have been provided by the City Engineer.

- B) Ordinance #36-21 to establish the American Rescue Plan Act (ARPA) Fund and to appropriate \$1,442,422.10 from the ARPA Fund. (Introduced by Mr. Markham on August 24, 2021)

Mr. Fishel read the summary of this ordinance. Mr. Markham presented a brief summary of the purpose of this ordinance and reported that in the near future Council will be having discussions about how to use these funds.

- C) Resolution #11-21 confirming the Mayor's appointment of Rachel Laing to the Civil Service Commission (Introduced by Ms. Lampke on August 24, 2021)

Mr. Fishel read the summary of this Resolution. Ms. Lampke reported nothing more on this and asked to move this Resolution to the consent agenda.

13) First Readings:

- A) Ordinance #37-21 accepting the donation of a Recreation Easement consisting of two sites (0.981 acres and 1.471 acres respectively), adjacent to and west of Sheridan Avenue to the City of Bexley. (Introduced by Matt Klingler on September 14, 2021)

Mr. Fishel read the summary of this ordinance. Mr. Klingler read the first portion of this ordinance and asked Mr. Kessler to show Council the approximate easement area being discussed, and briefly discussed its impact on the trail in this area and the planned dog park. Mr. Markham asked Mr. Fishel if there are any risks to accepting this easement, which Mr. Fishel answered. Mr. Kessler also reported that this is an exclusive easement and a generous gift from Capital. Mr. Sharp asked a question about the easement language which Mr. Fishel and Mr. Kessler answered. Ms. Lampke asked Mr. Fishel a question about the liability in the event of an accident, which Mr. Fishel answered. Mr. Markham asked about a timetable for construction given the passage of this ordinance which Mr. Kessler answered.

- B) Resolution #12-21 Accept tax amounts and and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor. (Introduced by Troy Markham on September 14, 2021)

Mr. Fishel read the summary of this Resolution. Mr. Markham briefly summarized the purpose of this Resolution.

- C) Resolution #13-21 to adopt the 2021 recommendations of the Bexley Tax Incentive Review Council regarding tax-abated properties in the City of Bexley. (Introduced by Troy Markham on September 14, 2021)

Mr. Fishel read the summary of this ordinance. Mr. Markham asked Mr. Kessler to provide a summary of the purpose of this ordinance, and Mr. Kessler did as requested. ****** We will add the TIRC Report to future agendas ******

- D) Ordinance #38-21 to amend Chapter 1230.42, Impervious Cover definition, and Chapter 1230.49, Lot Coverage, Overall definition, in order to specify the treatment of artificial turf as impervious cover for the purposes of lot coverage calculations. (Introduced by Jessica Saad on September 14, 2021)

Mr. Fishel read the summary of this ordinance. Ms. Saad summarized the purpose of this

ordinance, to give a definition to artificial turf as an impervious material, and Mr. Kessler provided additional detail that this ordinance will also provide guidelines and clarification for the lot coverage ratio and where and how much is allowable. Mr. Markham and Mr. Sharp asked questions which Mr. Kessler answered.

E) Ordinance #39-21 to amend the Bed and Breakfast at 519 South Drexel Avenue in the City of Bexley, Ohio. (Introduced by Jessica Saad on September 14, 2021)

Mr. Fishel read the summary of Ordinance. Ms. Saad discussed the intent of this ordinance which is to evaluate the potential purchase of the Bed and Breakfast by Capital University. Mr. Kessler provided some additional information on this requested variance and the history of this ordinance language. Capital will be attending the next meeting to discuss this as well. Mr. Sharp asked a question which Mr. Kessler answered. Mr. Markham asked Mr. Fishel a question regarding the owner residency portion of the ordinance which he answered. Mr. Sharp asked a question about tax, which Mr. Kessler answered.

Council President Lori Ann Feibel, with the agreement of all present Council Members, invited Lesli Mautz of 519 South Drexel, who was present, to share her thoughts at this time. Ms. Mautz spoke briefly about her thoughts on the ordinance and on the Bexley Bed and Breakfast.

14) Tabled Ordinances:

A) Ordinance 24-21 (Tabled), to award the Bexley Electricity Aggregation Program contract to AEP Energy, based upon the terms and conditions provided for in their RFP, as modified by the Board of Control, introduced by Mr. Sharp. (Introduced on May 25, 2021)

No action at this time.

B) Ordinance 12-21 (Tabled), to adopt and approve the City of Bexley Electric Aggregation Plan of Operation and Governance, and to declare an emergency, introduced by Mr. Sharp (introduced on March 9, 2021).

No action at this time.

15) Service and Environmental Committee - Richard Sharp, Chair

Mr. Sharp reported that Tree and Public Garden Commission is coming up tomorrow and ESAC is next week.

16) Finance Committee - Troy Markham, Chair

Mr. Markham stated that the CIC meeting is Wednesday, September 22nd.

17) Safety and Health Committee - Jen Robinson, Chair

Ms. Robinson provided information regarding a book read being offered on October 5th by the New Albany Community Foundation.

18) Zoning and Development Committee - Jessica Saad, Chair

Ms. Saad stated that there is a BZAP Meeting on September 23 at 6pm and an ARB Meeting on October 14.

Ms. Saad also reminded everyone there is a Special Council Meeting on September 21 at 6pm to discuss Resolution #10-21.

19) **Recreation and Parks Committee - Matt Klingler, Chair**

Mr. Klingler thanked everyone for coming out to the Labor Day Block Party and shared the great success of this event and the remarkable participation and fundraising that day.

Mr. Kessler added that the Taste of Bexley is occurring on Thursday, September 23rd and Ms. Feibel encouraged anyone interested in volunteering to reach out to Elaine Pelz.

20) **Judiciary and Strategic Committee - Monique Lampke, Chair**

Ms. Lampke reported the success of the Trash to Treasure sale, which was their largest ever, earning \$10,500. Ms. Lampke also spoke about some of the events coming up with Hispanic Heritage Month.

21) **Public Comments (No Speaker Slip Required)**

Ms. Connie Lewis of 663 Euclaire thanked Council for the bench at Havenwood Park, which arrived before the Jazz in the Park concert, and also asked about the timing of the refresh of Havenwood Park, which Mr. Kessler answered.

22) **Executive Session for the purpose of discussing compensation of public employees**

Ms. Lampke moved to move into Executive session for the purpose of discussing compensation of public employees.

Mr. Klingler seconded.

All in Favor: Troy Markham, Lori Ann Feibel, Jen Robinson, Jessica Saad, Monique Lampke, Richard Sharp, and Matt Klingler

Motion passed 7-0.

Council entered Executive Session at 7:40 pm.

Mr. Klingler moved to exit Executive Session.

Mr. Sharp seconded.

All in Favor: Troy Markham, Lori Ann Feibel, Jen Robinson, Jessica Saad, Monique Lampke, Richard Sharp, and Matt Klingler

Motion passed 7-0.

Council exited Executive Session at 8:06 pm.

23) **Adjourn**

Mr. Klingler moved to adjourn.

Ms. Saad seconded.

All in Favor: Troy Markham, Lori Ann Feibel, Jen Robinson, Jessica Saad, Monique Lampke, Richard Sharp, and Matt Klingler

Motion passed 7-0.

Council President Feibel adjourned the meeting at 8:06 pm.

MINUTES APPROVAL DATE: _____

ATTEST: _____

William Harvey, Clerk of Courts

Lori Ann Feibel, President of Council