



City Council Minutes
Tuesday, September 24, 2024

1. Call to Order

Ms. Lampke called the meeting to order at 6:04 pm.

2. Roll Call of Members

Council Members in Attendance: Troy Markham, Alex Silverman, Monique Lampke, Jessica Saad, Sam Marcellino, Lori Ann Feibel, Danny Hurley

3. Pledge of Allegiance

4. Special Guests

a. Kanda Benner - Pediatric Cancer Awareness Month

Ms. Benner spoke about Luke's childhood experience with leukemia and the years of difficulty he experienced along the way. Mr. Benner spoke about some of the statistics of Childhood Cancer awareness and about the successes he's achieved in his life since surviving.

Mayor Kessler presented Kanda and Luke Benner with the Pediatric Cancer Awareness Month Proclamation. Mr. Silverman also spoke about his wife's experience with pediatric cancer and thanked the Benners for their work and advocacy.

5. Ordinances with Special Guests

1. Jason Tiemeier of Bricker Graydon will speak to the following two items:

1. **Resolution 6-24** approving the petition for special assessments for special energy improvement projects and affidavit under Ohio revised code chapter 1710 and declaring the necessity of acquiring, constructing, installing, equipping, and improving certain public improvements in the city of Bexley, Ohio in cooperation with the columbus regional energy special improvement district, and declaring it an emergency (Bexley Gateway project), introduced by Jess Saad on September 10, 2024. This is the Second Reading.

2. **Ordinance 28-24** approving the Necessity of Certain Public Improvements in the City of Bexley, Ohio; Determining to Proceed With Those Improvements; Levying Special Assessments for the Purpose of Paying the Costs of Those Improvements; Approving a Cooperative Agreement and a Special Assessment MOU with Respect to the Special Assessments; and Dispensing With Three Readings, introduced by Jess Saad on September 10, 2024. This is the Second Reading.

Mr. Fishel read the ordinances and Ms. Saad spoke briefly. Along with Mayor Kessler, she invited Mr. Tiemeier to discuss the PACE program and why it's specific to commercial facilities. After Mr. Tiemeier provided an overview, Ms. Lampke asked what financial impact passage of this Ordinance and Resolution would create for the City and Mr. Tiemeier clarified that there is no cost to the City. It is instead collected through traditional tax collection methods by the county. Ms. Feibel asked who is the administrator of the program, and Mayor Kessler shared that he feels this is a third party clarifying that this is administered through traditional tax income and Franklin County Finance Authority. While there will be some minor administrative oversight, it's a fairly direct money in and money out situation. Mr. Silverman asked about the marketing of this program and Mr. Tiemeier clarified that it could be promoted as an economic incentive for sustainable practices. Council continued to ask questions and discuss this for several minutes with Mr. Tiemeier and Mayor Kessler.

6. President's Report

Ms. Lampke spoke about some proposed language changes to our public records slip including the addition of requiring the legal name to be included and some clarifying language on when a speaker slip is required. Ms. Lampke also added the City Council email address for those who cannot attend in person. Mr. Hurley asked about the process for approving this, whether we need to vote. Mr. Hurley also asked a question about the disparaging remarks section. Mr. Hurley also asked about the potential need for virtual comments. Mr. Silverman asked a clarifying question and Mr. Markham suggested potentially like to see an option for turning in a speaker slip during the meeting.

Ms. Lampke also wished Mr. Fishel a belated happy birthday and complimented the Land Use Strategy Committee for their work on that and asked about next steps on Land Use Strategy.

Ms. Lampke also spoke about the upcoming one-year anniversary which will have passed by our next Council Meeting for the most deadly attack on Jews in recent history.

7. Public Comments regarding items not on the Agenda (Speaker Slip Required)

Ms. Constance Lewis of 663 Euclaire shared her excitement for the budget ideas mentioned in the last meeting and asked Council to consider funding for historic preservation.

8. City Attorney Report

Mr. Fishel also added one thought on the public speaker policy to ensure speaker slips aren't needed on first or second readings that will be suspended and adopted and urged Council to take a less is more approach to ensure first amendment rights aren't suppressed.

9. Auditor Report

10. Administrative Update

a) Finance Department - Karrie Martin

Ms. Martin is at a conference for fiscal officers.

b) Development and Administration Department - Megan Meyer

Ms. Meyer spoke about the success of Mural Fest, and some of the other highlights of her report including a comprehensive sewer analysis. Mr. Hurley complimented Mural Fest, from the location to the excitement, but did ask about a list of dates and locations of public meetings as they become available. He also asked about 420 North Cassady, and there is currently no agreement between TCB and

Mr. Silverman mentioned a recent LinkUs workshop at the library where some residents brought concerns about congestion and interference with another bus line and Ms. Meyer agreed these are good questions and shared that they may still be researching this.

Ms. Saad praised her compliments for Mural Fest.

c) Service Department - Andy Bashore

Mr. Bashore is out but did provide his report. Ms. Feibel asked about ODOT and whether St. Charles and CSG are aware of the paving schedule. She also asked about the trees at Commonwealth, which were impacted by the drought. We now have irrigation and this area will look different next spring. Ms. Saad also asked if the ODOT paving will happen before late October. Mr. Marcellino also asked a question.

d) Mayor's Update

Mayor Kessler provided an overview of the highlights of his report, covering recent events and upcoming projects and events in the City. Mayor Kessler answered questions from Council members.

11. Consent Agenda (No Speaker Slip Required)

1. Meeting Minutes from September 10, 2024

Ms. Lampke moved to adopt the Consent Agenda.

Mr. Marcellino seconded.

All in Favor: Troy Markham, Alex Silverman, Monique Lampke, Jessica Saad, Sam Marcellino,
Lori Ann Feibel, Danny Hurley

Motion passed 7-0

12. Third Readings (No Speaker Slip Required)

1. **Ordinance 25-24** to add chapter 1478 to the codified ordinances of the city of Bexley, Ohio, entitled "securing and fencing of construction sites," to require the securing and fencing of building sites during construction activities, introduced by Sam Marcellino on August 27, 2024.

Mr. Fishel read the ordinance and invited any questions. Ms. Lampke shared that she felt it was helpful to have Mr. Klingler in attendance at the last meeting to discuss this.

Ms. Marcellino moved to pass Ordinance 25-24.

Ms. Feibel seconded.

All in Favor: Troy Markham, Alex Silverman, Monique Lampke, Jessica Saad, Sam Marcellino,
Lori Ann Feibel, Danny Hurley

Motion passed 7-0

2. **Ordinance 26-24** to establish the position of Assistant Finance Director and to establish the pay range at \$28.35 per hour to \$43.28 per hour; to reduce appropriations in the "Contract Professional" line item of the Auditor's Office Account by \$10,000; to appropriate \$10,000 into the "Salaries and Wages" line item of the Auditor's Office Account; and to declare an emergency, introduced by Jess Saad on August 27, 2024.

Ms. Saad moved to amend Ordinance 26-24 to change the reduction in appropriations in Sections 3 and 4 to \$10,000.

Mr. Marcellino seconded.

All in Favor: Troy Markham, Alex Silverman, Monique Lampke, Jessica Saad, Sam Marcellino,
Lori Ann Feibel, Danny Hurley

Motion passed 7-0

Ms. Saad moved to approve Amended Ordinance 26-24.

Ms. Marcellino seconded.

All in Favor: Troy Markham, Alex Silverman, Monique Lampke, Jessica Saad, Sam Marcellino,
Lori Ann Feibel, Danny Hurley
Motion passed 7-0

3. **Ordinance 27-24** confirming the Mayor's appointments of members to the Board of Zoning Appeals and Planning and the Tree and Public Gardens Commission; and to amend Section 1220.03, Membership, Term and Organization of the Board of Zoning and Planning, introduced by Danny Hurley on August 27, 2024.

Mr. Fishel read the ordinance and Mr. Hurley briefly discussed the background and then asked if we still need an additional Alternate for Tree and Public Garden Commission and the Chair feels they have a sufficient number of Alternates.

Mr. Hurley moved to adopt Ordinance 27-24.

Mr. Marcellino seconded.

All in Favor: Troy Markham, Alex Silverman, Monique Lampke, Jessica Saad, Sam Marcellino,
Lori Ann Feibel, Danny Hurley
Motion passed 7-0

13. Second Readings (Speaker Slip Required)

1. **Ordinance 29-24** to transfer \$55,000 in appropriations from the Personal Services portion of the Building and Zoning Department account to the Other Expenditures portion of the account, and to appropriate \$65,000 from the General Fund in order to provide supplemental appropriations to Operating Expenses within the Building Department Account, introduced by Jess Saad on September 10, 2024.

Mr. Fishel read the ordinance and Ms. Saad asked about the discrepancy between the number in the sections and the number in the summary of the ordinance. Mayor Kessler will confirm this before the next meeting.

14. First Readings (Speaker Slip Required)

1. **Ordinance 30-24** to appropriate \$3,800 from the General Fund to the Mosquito Contract Fund to pay the remainder of mosquito control treatments for 2024, introduced by Jess Saad on September 24, 2024.

Mr. Fishel read the ordinance and Ms. Saad shared some of the background and purpose of this ordinance. Mayor Kessler also provided some additional information to answer a question from Mr. Hurley.

2. **Ordinance 31-24** to appropriate \$65,000 from the General Fund to the Grants and Donations Account in order to provide supplemental appropriations for grants that have been awarded, introduced by Jess Saad on September 24, 2024.

Mr. Fishel read the ordinance and Mayor Kessler shared some details on the grant funds and answered a question from Mr. Hurley and Mr. Silverman about this. Mr. Marcellino asked about adding a device installation at Havenwood Park which Mayor Kessler will review.

3. **Ordinance 32-24** to appropriate \$10,000 from the General Fund in order to provide funding for public AED device installations, introduced by Jess Saad on September 24, 2024.

Mr. Fishel read the ordinance and Ms. Saad spoke about the background of this ordinance. Mr. Hurley asked about the passage date of the initial AED ordinance and Ms. Vawter will double check and correct date if needed.

4. **Ordinance 33-24** approving a Tax Increment Financing and Cooperative Agreement with the Columbus-Franklin County Finance Authority, the City of Bexley, Ohio and CAG Bexley Apts, LLC for the issuance of Bonds by the Columbus-Franklin County Finance Authority in support of the CAG Bexley Apts, LLC; pledging Net Service Payments received by the City from the Trinity Apartments TIF for the payment of bonds to be issued by the Columbus-Franklin County Finance Authority pursuant to that Cooperative Agreement; and declaring an emergency, introduced by Jess Saad on September 24, 2024

Mr. Fishel read the ordinance and Ms. Saad invited Mayor Kessler to provide more detail and explanation. Mayor Kessler did so and invited Ms. Meyer to share more information as well. After sharing details, they also answered questions from Council members.

5. **Resolution 07-24** to schedule the Bexley City Council meeting dates and times for the year 2025, introduced by Monique Lampke on September 24, 2024

Mr. Fishel read the ordinance and Ms. Lampke shared some detail on this ordinance and asked Council to look at the draft and their calendars.

15. Tabled Ordinances

1. **Ordinance 16-24** to amend Chapter 474.02(j) to add protective helmet requirements in instances of persons under 16 years of age to wear a protective helmet while operating an electric bicycle, skateboard, scooter, roller skates, hoverboard or similar vehicle on any city street, alley, park, recreational path, or sidewalk, introduced by Danny Hurley on May 28, 2024.

Mr. Hurley moved to remove Ordinance 16-24 from the table.

Ms. Saad seconded.

All in Favor: Troy Markham, Alex Silverman, Monique Lampke, Jessica Saad, Sam Marcellino,
Lori Ann Feibel, Danny Hurley

Motion passed 7-0

Mr. Hurley shared the proposed amendments.

Mr. Hurley moved to amend Ordinance 16-24 as shown

Ms. Saad seconded.

All in Favor: Troy Markham, Alex Silverman, Monique Lampke, Jessica Saad, Sam Marcellino,
Lori Ann Feibel, Danny Hurley

Motion passed 7-0

Mr. Hurley moved to pass Ordinance 16-24 as amended.

Ms. Feibel seconded.

Approved Ordinance 16-24

All in Favor: Troy Markham, Alex Silverman, Monique Lampke, Jessica Saad, Sam Marcellino,
Lori Ann Feibel, Danny Hurley

Motion passed 7-0

2. **Ordinance 17-24** to authorize the Mayor to execute an Access Easement between the City of Bexley and CAG Bexley Apts, LLC, in order to provide for cross-access to and from the Bexley City Hall site (parcel #020- 001825) and the adjacent property to the west at 2200 East Main Street (parcel #020-00350), introduced by Sam Marcellino on June 11, 2024.
3. **Ordinance 24-24** to create Section 452.24, Electric Vehicle Charger Metered Parking, in order to provide for the placement and enforcement of metered parking for on-street electric vehicle charging infrastructure, introduced by Alex Silverman on August 13, 2024.

No further action.

16. Finance Committee – Jessica Saad, Chair

No additional report.

17. Recreation and Parks Committee – Lori Ann Feibel, Chair

Ms. Feibel spoke about recent successes and complimented recent work in the Rec Department as well as upcoming events.

18. Service and Environmental Committee – Alex Silverman, Chair

Mr. Silverman spoke about the climate stripes mural behind City Hall being compelled by Alex Haldi. Mayor Kessler also mentioned there will likely be an additional climate stripes snow plow painting projects in the near future.

19. Zoning and Development Committee – Sam Marcellino, Chair

Mr. Marcellino shared that he recently met with Mayor Kessler and Ms. Bokor regarding historic preservation in the City.

20. Strategic and Health Committee – Danny Hurley, Chair

Mr. Hurley complimented Smoke and Fire Festival. Board of Health meets on October 15. Mr. Hurley mentioned Jewish Columbus remembrance ceremony for this event.

21. Safety Committee – Troy Markham, Chair

Mr. Markham spoke about the final Library Centennial Author Series program Thursday program with Maggie Smith.

22. Public Comments (No Speaker Slip Required)

23. Adjourn

Ms. Lampke moved to adjourn.

Mr. Marcellino seconded.

Meeting adjourned at 8:01 pm.

City Council Policy for Public Comments:

Public Comments:

For the purpose of receiving the orderly comments from all speakers desiring to address City business before Council, adopts the following policy:

- Any speaker addressing Council shall complete a Speaker Slip to be turned in prior to the start of the meeting.
- Any speakers who have public comments at the end of the meeting do not have to have a Speaker Slip but they do still need to provide their name and address.
- Please note that all public comments should pertain to City of Bexley business only.
- All reasonable comments must be made within a maximum of five (5) minutes when addressing City Council.
- Undue interruption or other interference with the orderly conduct of remarks is not permitted.
- Defamatory or abusive remarks are always out of order.
- If the subject of the comment is not on the Council Agenda, the public may discuss the City issue during the Public Comments portion of the meeting. If the subject of the comment is on the Council Agenda, the public may discuss the issue at the time the issue is addressed during the Council meeting.
- Violation of this policy may result in termination of the speaker's comments and/or removal from the meeting.
- President of Council reserves the right to limit the length and scope of all Public Comments.

Presentations and Guests:

While we are grateful to have you attend a City Council meeting, please be sure to keep your presentation to a maximum of five (5) minutes in order to keep the meeting moving in an efficient and productive manner. Thank you for your understanding.

City Council Policy for Correspondence:

All correspondence addressed to City Council or requested to be distributed to City Council by the named sender is a matter of public record and will be placed on the City of Bexley Website (www.bexley.org) at Public Documents/City Council/Council Correspondence. If the subject of the correspondence is not on the Council Agenda, but pertains City business, the sender may discuss the issue during Public Comments. If the subject of the correspondence is on the Council Agenda, the sender may discuss the issue at the time the issue is addressed during the Council meeting.