



**AGENDA
POWELL REGULAR COUNCIL MEETING
47 HALL STREET, POWELL, OH 43065
COUNCIL CHAMBERS
TUESDAY, APRIL 7, 2026
7:30 PM**

I. CALL TO ORDER/ROLL CALL

II. PLEDGE OF ALLEGIANCE

III. CITIZEN PARTICIPATION

IV. APPROVAL OF MINUTES

- a. Approval of the minutes from the City Council meeting held on March 17, 2026.

[city-council_minutes_summary 03.17.2026.pdf](#)

V. CONSENT AGENDA

- a. DIVISION OF LIQUOR CONTROL ECONOMIC DEVELOPMENT TREX APPLICATION
Hawk's Board Room LLC, 50 W. Olentangy Street, Powell, Ohio. Permit Classes: D-1, D-2,
and D-3

[1. Memo 2026 Hawks Board Room TREX .pdf](#)
[2. TREX Application - Hawk's Board Room LLC.pdf](#)

VI. RESOLUTIONS

- a. RESOLUTION 2026-22

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A 2025 LAZER Z X-SERIES 38 HP MOWER FROM VOSS BROTHERS POWER EQUIPMENT FOR USE BY THE DEPARTMENT OF PUBLIC SERVICE.

[1. Memo Res 2026-22, 2025 Lazer Z X Series 38 HP Mower Purchase.pdf](#)
[2. Res 2026-22, 2025 Lazer Z X Series Mower Purchase \).pdf](#)

- b. RESOLUTION 2026-23

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A 2026 FORD F-250 SUPER CAB 4x4 PICKUP TRUCK FROM BYERS AUTOMOTIVE FLEET SERVICES FOR USE BY THE DEPARTMENT OF PUBLIC SERVICE.

[1. Memo Res 2026-23, 2026 Ford F250 Super Cab Purchase.pdf](#)

[2. Res 2026-23, 2026 Ford Truck Purchase.pdf](#)

VII. ORDINANCES: FIRST READING(S)

a. ORDINANCE 2026-06

AN ORDINANCE ABOLISHING CHAPTER 153 OF THE CODIFIED ORDINANCES OF THE CITY OF POWELL, OHIO, TITLED "PARKS AND RECREATION ADVISORY BOARD," INCLUDING SECTION 153.04 ESTABLISHING THE ARBOR ADVISORY SUBCOMMITTEE.

- [1. Memo Ord. 2026-06, Abolishing Chapter 153 .pdf](#)
- [2. Ord 2026-06, Abolishing Chapter 153 .pdf](#)
- [3. 92-03_ord.pdf](#)
- [4. 96-05 Ord.pdf](#)

b. ORDINANCE 2026-07

AN ORDINANCE ENACTING CHAPTER 153 OF THE CODIFIED ORDINANCES OF THE CITY OF POWELL, OHIO, TO ESTABLISH A TREE BOARD AND PROVIDE FOR THE ADMINISTRATION, DUTIES, AND RESPONSIBILITIES RELATED TO PUBLIC TREE CARE.

- [1. Memo Ord. 2026-07, Creating a Tree Board.pdf](#)
- [2. Ord 2026-07, Creating Tree Board .pdf](#)

c. ORDINANCE 2026-08

AN ORDINANCE ENACTING CHAPTER 154 OF THE CODIFIED ORDINANCES OF THE CITY OF POWELL, OHIO, TO ESTABLISH REGULATIONS FOR THE CARE, MAINTENANCE, PLANTING, AND PROTECTION OF PUBLIC TREES AND DECLARING THE AUTHORITY FOR PUBLIC TREE MANAGEMENT.

- [1. Memo Ord. 2026-08, Creating Tree Care Ordinance.pdf](#)
- [2. Ord 2026-08, Creating Tree Care Ordinance.pdf](#)

VIII. COMMITTEE REPORTS

Development Committee: Next Meeting: May 6 , 2026 @ 6:30 p.m. (Note: Date change due to Primary Election on May 5, 2026)

Finance Committee: Next Meeting: May 12, 2026 @ 7:00 p.m.

Operations Committee: Next Meeting: April 21, 2026 @ 6:30 p.m.

Planning & Zoning Commission: Next Meeting: April 8, 2026 @ 6:30 p.m.

Powell Development Corporation: Next Meeting: April 28, 2026 @ 12:00 p.m. (Note: Location change to COhatch)

IX. CITY MANAGER'S REPORT/CITY CALENDAR

[April-May 2026.pdf](#)

X. OTHER COUNCIL MATTERS

XI. EXECUTIVE SESSION

- * Ohio Revised Code Section 121.22 (G)(2) To consider the purchase of property for public purposes.
- * Ohio Revised Code Section 121.22 (G)(3) conference with an attorney concerning disputes involving the public body that are the subject of imminent court action.
- * Ohio Revised Code Section 121.22 (G) (8) To consider confidential information related to the marketing plans, specific business strategy, production techniques of an applicant for economic development assistance, and to discuss negotiations with other political subdivisions respecting requests for economic development assistance, such that executive session is necessary to protect the interests of the applicant or the possible investment or expenditure of public funds to be made in connection with the economic development project, and the information is directly related to a request for economic development assistance.

XII. ADJOURNMENT



**CITY COUNCIL
MEETING MINUTES
MARCH 17, 2026**

I. CALL TO ORDER/ROLL CALL

Mayor Heather Karr called the March 17, 2026, City Council meeting to order at 7:31 p.m. Councilmembers present included Councilmember Carlos Crawford, Councilmember Kurt Ramsey, Councilmember Leif Carlson, Councilmember Tyler Herrmann, Councilmember David Lester, Vice-Mayor Tom Counts, and Mayor Heather Karr. Staff present included Elaine McCloskey, City Clerk; Ron Sallows, Police Chief; Aaron Stanford, City Engineer; Sean Hughes, Economic Development Administrator; Jeffrey Tyler, Assistant City Manager; Samantha Borchers, Finance Director; Yazan Ashrawi, Law Director; and Andrew D. White, City Manager.

II. PLEDGE OF ALLEGIANCE

III. CITIZEN PARTICIPATION

Mayor Heather Karr opened citizen participation for public comments. Hearing none, she closed citizen participation.

IV. PRESENTATION

- a. Village Green Master Plan Update - Presented by Sophia Lanza, Pizzuti Solutions

Sophia Lanza reviewed the PowerPoint presentation on Phase 2, and she reminded Council that Phase 2 was focused on project visioning. With this phase they took resident and focus group feedback and started to compile the information into something that was complementary to the size and scale of the site, the market analysis from Phase 1, and also any of the infrastructure assessments that were completed. They worked with the team to create some concept plans to help visualize these options and better understand some proximity and configuration of the actual site itself with these concepts. These plans are going to include findings from the traffic, utility, and market assessment.

This was a 12-month engagement period, and they expect to be wrapped up in September or October. It's focused on land planning and infrastructure assessment, along with the infrastructure modelling, along with the focus on community engagement. She reviewed the past community engagement efforts. In October they had a public workshop where they requested participant feedback. At this workshop, they broke participants up into small groups and requested that they go to whatever table or topic that concerned them the most. Topics included parking, traffic development, and green space. They provided some potential solutions that their team had been considering throughout the process and allowed them to give feedback on what their thoughts were about this. She discussed that they are still planning on including some green space but also trying to get the public to warm up to some of the potential solutions that they might consider.

They also hosted a staff focus group for that session, where they started going through some of these visualization efforts with the team and requested their subject matter expertise in all of these. They

worked with Public Service, Police and Parks and Recreation and they requested their feedback. There have a series of open house sessions that are planned for April into May coming up and she discussed concerns received from City staff about participation with in-person events. To address this, they are planning on doing three different workshops sessions through various times of the day and they will be in various locations throughout the City to try to maximize participation among the public. Once these are completed, they will reevaluate if there is a need for online engagement as well. The goal is to show two options that their team has been working on with staff in the hopes of creating a final plan. She said they will be providing the upcoming open house session dates soon and currently working internally with the team and also the various locations when these will be held. She discussed that they would have flyers and advertisements online for people to check out and schedule in their calendar. For the remainder of the engagement, they are focused on refining the various plans, making sure that the utility information is included and traffic modelling is updated. They will be focused on finalizing the ingress and egress points onto the site and collaboration with the surrounding property owners.

Vice-Mayor Tom Counts attended the October open house and said the attendance was light and that certain people there came with an agenda. He voiced concern that light attendance will not be very representative. He questioned if they have experienced more engagement with visual pictures and plans. Sophia Lanza responded that she thinks that people will become really engaged once they know that they are going to be seeing something visual that they can picture themselves in. Up until now, it has really been requesting feedback and soon they will have something that they will be able to react to. She said that if they find that these sessions are not well attended there is still time in Phase 2 to pivot to receive more feedback. Vice-Mayor Tom Counts discussed that Powell Festival is an opportunity for a lot of people, whether they are in the community or not, to come and look and see. She said they still plan on having participation in Powell Festival.

Councilmember Kurt Ramsey asked about the collaboration with surrounding property owners. Sophia Lanza responded that they would like to make sure that the surrounding property owners and that have been primarily focused on the property owners that are directly adjacent to the site, have been part of the discussion and get their engagement on what the future could look like.

City Manager Andrew White discussed that they are still in Phase 2 and there is a significant amount of information that has to be collected from the community, staff, and the Finance Committee, who have been talking about financial strategies and long-term source allocation. He discussed that there has been discussion internally, not about specific amounts, but the availability of resources. As the City moves forward with a number of competing projects, resources will become scarce and innovation will become critical and they have started that conversation to continue with Finance Committee.

Councilmember David Lester recommended that for the open house dates that the City have a pretty penetrating social media campaign for at least two weeks leading into it. Police Chief Ron Sallows offered that during their business updates, where they have staff going to every business, they could present the businesses with a flyer.

V. APPROVAL OF MINUTES

- a. Approval of the minutes from the City Council meeting held on March 3, 2026.

MOTION: Councilmember David Lester moved to approve the minutes from the City Council meeting held on March 3, 2026. Councilmember Carlos Crawford seconded. Motion passed.

VOTE: Y-7 N-0 AB-0

VI. CONSENT AGENDA

- a. Monthly Reports
- b. RESOLUTION 2026-20

A RESOLUTION APPOINTING BOARD MEMBERS TO THE POWELL DEVELOPMENT CORPORATION AND SPECIFYING THE TERMS OF THE APPOINTMENT.

MOTION: Councilmember David Lester moved to approve the Consent Agenda as presented. Councilmember Kurt Ramsey seconded. Motion passed.

VOTE: Y-7 N-0 AB-0

VII. RESOLUTIONS

- a. RESOLUTION 2026-21

A RESOLUTION ACCEPTING THE RECOMMENDATIONS OF THE CITY OF POWELL TAX INCENTIVE REVIEW COUNCIL ON THE STATUS OF THE 2025 COMMUNITY REINVESTMENT AREA, ENTERPRISE ZONE, AND TAX INCREMENT FINANCING PROGRAMS.

Mayor Heather Karr read Resolution 2026-21 into the record for the first time. City Manager Andrew White discussed that the Tax Incentive Review Council is required annually to review all of the City’s incentive programming. It is comprised of a membership of City, School, County officials. The City has a number of different incentive programs that they work on, notable the Tax Increment Financing (TIF) Districts) and a couple of abatement programs. Those are reviewed based upon their activity by funds. There are three TIFs in the City, the Downtown TIF, Sawmill Commercial TIF and the Seldom Seen TIF. He noted that there was unanimous consent to accept all of the incentive programs as presented and to continue with them into the future.

Mayor Heather Karr opened Resolution 2026-21 for public participation. Hearing none, she closed public participation for Resolution 2026-21.

MOTION: Councilmember David Lester moved to approve Resolution 2026-21. Councilmember Leif Carlson seconded. Motion passed.

VOTE: Y-7 N-0 AB-0

VIII. ORDINANCES: FIRST READING(S)

- a. ORDINANCE 2026-05

AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2026 AND DECLARING AN EMERGENCY.

Mayor Heather Karr read Ordinance 2026-05 into the record for the first time. City Manager Andrew White said that the request for adjustments has been betted through the Finance Committee and presented to City Council with an approval recommendation. He noted the largest adjustment was \$102,000 General Fund Transfer to the Capital based on municipal income tax collections, which is

required by way of the City's policy of a 25% threshold. He said that as the City increase their receipts of taxation through that, they will have to necessitate an additional transfer to comply with the ordinance that allows the City to put 25% in there. There were also a few minor adjustments to correct some purchase orders from 2025 to restore those funds for needed equipment and couple of smaller projects that they have on coming from this facility for the cameras that were \$56,000.00. There was a minor adjustment for some street maintenance design fees.

Mayor Heather Karr opened Ordinance 2026-05 for public participation. Hearing none, she closed public participation for Ordinance 2026-05.

MOTION: Councilmember David Lester moved to suspend the rules for Ordinance 2026-05. Councilmember Tyler Herrmann seconded. Motion passed.

VOTE: Y-7 N-0 AB-0

MOTION: Councilmember David Lester moved to approve Ordinance 2026-05. Councilmember Leif Carlson seconded. Motion passed.

VOTE: Y-7 N-0 AB-0

IX. COMMITTEE REPORTS

Development Committee: Next Meeting: April 7 , 2026 @ 6:30 p.m.

Finance Committee: Next Meeting: May 12, 2026 @ 7:00 p.m.

Vice-Mayor Tom Counts reported that they met last week and reviewed the appropriation request and also the Delaware County Foundation. There was also a discussion on trying to forecast revenue, especially capital revenue with OSU Medical Center starting up this year and looking at the impact.

Operations Committee: Next Meeting: April 21, 2026 @ 6:30 p.m.

Councilmember Leif Carlson reviewed the Operations Committee meeting topic that was reviewed regarding the Tree City USA status.

Planning & Zoning Commission: Next Meeting: April 8, 2026 @ 6:30 p.m.

Powell Development Corporation: Next Meeting: March 24, 2026 @ 6:30 p.m.

X. CITY MANAGER'S REPORT/CITY CALENDAR

a. Delaware County Foundation

City Manager Andrew White discussed that this organization is at a County level that recruits a lot of significant investment for use in public profit or public non-profit arenas and the City wanted to discuss with them the potential opportunity to either work collectively or potentially start a City Foundation. He said that what came out of the discussion was an opportunity for the City to think about the things that they are investing in right now and how they City might be able to stretch those dollars further by way of a partnership with them. Much of the conversation focused on the Veterans Memorial and the cemetery fund and also a discussion of the City's investment in the Historical Society and how the City

might be able to partner with them. They met with Chris Baker, who went through a number of different examples where they were able to raise a lot of money that the City might be able to work together in partnership to drive those types of projects here in a way that the City has not been able to do previously. He discussed a previous donation of \$10,000 to the Historical Society and that if this was part of a campaign to attract other folks who would be interested in the program in the City, the foundation would go out and raise additional funds off of them, potentially bringing more money to the Historical Society.

He discussed that moving forward, the idea would be to formalize the partnership and look for specific feedback from City Council and the community at large as to what other types of projects to consider. He discussed looking at Bennett Farms and Parks and Recreation in general, specific segregated funds versus generally unrestricted funds for specific use. There is a utility to work with the foundation because they don't follow the same rigid standards that the City does when spending dollars in this capacity. He said that the City could also look to start its own foundation but that he thinks it would probably set the City back a way in terms of what they would be able to do.

Mayor Heather Karr said that one thing that she was impressed with was that this would put a barrier between the City and any donation. She explained that people who may not want to give directly to the City might be willing to give donations to a community fund on behalf of Powell to a foundation. She also said that Chris Baker reported that some of the more interesting donations have come through in the middle of the night because a donor can click on a scroll down menu and see which funds are available.

Vice-Mayor Tom Counts said that he sees this as the next step in a City that is maturing and most cities have these kinds of foundations set up separately. He said that the City does not ask the residents what they can do and this provides that opportunity, especially with the park system, and there is a need for the residents to partner with the City and help out in trying to see those things they want come to fruition.

Councilmember Carlos Crawford questioned if there is an asset management fee or charge from the foundation. City Manager Andrew White responded that there is and that he did not have the specifics, but he recalled that it was a fairly low threshold, built within the program. Law Director Yazan Ashrawi said that there is a schedule at the end of the agreement, and it is either a percentage of the money that is managed or a flat fee if the specific threshold is not reached.

Councilmember David Lester questioned if the City would create their own 501 (c)(3) fund. City Manager Andrew White responded they could do either and would be presented to Council for final approval. In terms of putting, it together at this point of a formal engagement with the foundation as opposed to the establishment of a separate 501 (c)(3) was how City Manager White was thinking of proceeding. He said this would be dependent on Council's input. City Manager White said that they could present both options to City Council but in terms of facilitation, to do an engagement agreement with the existing foundation as opposed to the extra step would be advised. If it takes off and there is a significant interest, then the City could segregate and look at their own. Vice-Mayor Tom Counts said that they already have a tax-exempt status and anything that is donated to the City is charitable.

City Manager Andrew White also provided an update on the work being done at the corner of Grace Drive and 750 this week and they started production on the neighborhood slot park that was talked about last year. Staff worked on engineering, public services, planning and zoning and finance to uncover some funds that were available to clean up that corner. Last year, staff had a significant maintenance effort as the visibility coming from the east, headed west, was nearly impossible to see traffic flow. That was knocked down repeatedly, but today they are out there placing boulders. He

discussed efforts to improve the area with lighting and that it will become a gateway feature. He expects this to be completed by the end of April.

City Manager Andrew White recognized City Engineer Aaron Staford and staff for their efforts in working with the Delaware County Engineers office. He discussed that they started this past year having engagement with their office as there is so much overlap and redundancy with regard to the work that both organizations do, whether it be shared resources for salt, storage of equipment, and capital projects. He said that City Engineer Aaron Stanford informed him that at their last meeting here was discussion on the Carriage Farms intersection at Liberty which has been an issue. He said there have been safety concerns expressed every now and again and there is another jurisdictional issue in terms of who is responsible for what. They have furnished to staff an existing design for a roundabout. He said this is another good opportunity for communities to work together on a grant partnership. He also discussed that City Engineer Aaron Stanford has been working with the County Engineer on the Home and Steitz Road and to get approvals by way of going through a right of way permit application to a full design.

XI. OTHER COUNCIL MATTERS

Councilmember Tyler Herrmann acknowledged the recent death of three Ohio Airmen in an aircraft wreck in Iraq, Captain Curtis Angst, Master Sergeant Tyler Simmons, and Captain Seth Koval. He said they all worked at Rickenbacker and lived in the Columbus area. He wanted to say their names, thank them for their service and recognize their families sacrifice.

Mayor Heather Karr informed Council that she will attend the District Advisory Commission to appoint a Board of Health members. She said there were four resumes or letters of intent that were reviewed and said that the City of Powell does get one vote. She offered to go through the resumes if Council desired. Council did not request any further information.

XII. EXECUTIVE SESSION

- * Ohio Revised Code Section 121.22 (G)(2) To consider the purchase of property for public purposes.
- * Ohio Revised Code Section 121.22 (G)(3) conference with an attorney concerning disputes involving the public body that are the subject of imminent court action.
- * Ohio Revised Code Section 121.22 (G) (8) To consider confidential information related to the marketing plans, specific business strategy, production techniques of an applicant for economic development assistance, and to discuss negotiations with other political subdivisions respecting requests for economic development assistance, such that executive session is necessary to protect the interests of the applicant or the possible investment or expenditure of public funds to be made in connection with the economic development project, and the information is directly related to a request for economic development assistance.

MOTION: Councilmember David Lester moved to enter executive session pursuant to Ohio Revised Code Section 121.22 (G)(2) To consider the purchase of property for public purposes; Ohio Revised Code Section 121.22 (G)(3) conference with an attorney concerning disputes involving the public body that are the subject of imminent court action; and Ohio Revised Code Section 121.22 (G) (8) To consider confidential information related to the marketing plans, specific business strategy, production techniques of an applicant for economic development assistance, and to discuss negotiations with other political subdivisions respecting requests for economic development



From: Sean Hughes, Economic Development Administrator
To: Andrew White, City Manager
Initiated By: Sean Hughes, Economic Development Administrator
Re: Hawk's Board Room LLC Liquor Permit TREX Application
Date: April 7, 2026

Summary:

The City of Powell has received a Division of Liquor Control Economic Development TREX application from Hawk's Board Room LLC, 50 W. Olentangy St., Powell, Ohio. This TREX would allow the applicant to transfer D-1, D-2 and D-3 liquor permits from 1 WW Bar Owner LLC at 1 S. Sandusky St., Delaware, OH to the applicant's Powell location.

With this proposed TREX being an economic development project, it will create the following in the City of Powell and the State of Ohio:

- 5 to 10 new jobs
- \$200,000 investment
- Approximately \$8,333 in annual City of Powell payroll taxes
- Ohio Unemployment Tax - \$3,000
- Property Tax - \$9,664.58
- Sales Tax - \$31,500
- State Withholding Tax - \$12,500

If Council authorizes the City Manager to sign the TREX application for Hawk's Board Room LLC, pursuant to Ohio Revised Code ("ORC") 4303.26 the City of Powell will receive a Notice to Legislative Authority ("Notice") from the Ohio Division of Liquor Control after the Division processes the TREX application. Staff is requesting City Council allow the City Manager to "waive objections" and sign the Notice to Legislative Authority when it arrives, therefore, not requesting a hearing.

The Ohio Division of Liquor Control, and not the City, holds the authority to determine if the business is the type of business eligible to receive a liquor permit. Powell may request a hearing regarding the advisability of the issuance, transfer of ownership, or transfer of location of the permit.

A TREX transfer allows for the transfer of location, or the transfer of ownership and location, of a liquor permit from within a municipal corporation or unincorporated area to an economic

development project located in another municipal corporation, when certain criteria are met, including:

- 1) The acquisition of another business's liquor permit must be done pursuant to Ohio Administrative Code 4301:1-1-14.
- 2) The location where the permits are being transferred to must not have any available permits or must have a quota of permits available with applicants on the waiting list exceeding the number of openings.

The TREX transfer was developed through legislation to try to help those areas of the State that have an over-issuance of permits by TREX transferring them to another area of the State.

If approved by the State, the permits will be issued to the business at 258 West Olentangy St.

Legal Review:

The Law Director has reviewed and approved to form.

Financial Review:

The Finance Director has reviewed and is supportive of staff recommendations.

Recommendation:

City staff recommend authorization for the City Manager to sign the TREX application.



Department of Commerce

Division of Liquor Control

Division Use Only	
Check #: _____	Permit #
# of Checks: _____	
Check Amt: _____	

ECONOMIC DEVELOPMENT TRANSFER FORM (TREX)

Ohio Revised Code 4303.29(B)(2)(b)

READ BEFORE YOU START THIS APPLICATION

Certain permits in Ohio are subject to a quota based upon a formula that factors in the total population of the city, village, or township where the permit will be issued and a ratio, specific to particular permit classes, as set forth in Ohio law (Learn more in our Quota Resource Guide). When transferring a specific quota permit (i.e., D-1, D-2, etc.) that will move locations to a NEW city, village, or township from where it is currently issued, there must be available spots in that new quota before the Division can process the transfer. If, for a particular quota permit class, there are NO spots available in the new quota, then the applicant has a few choices as discussed in our TREX Resource Guide. This form covers the specific permit classes that can be TREX'd under the Ohio law provision noted at the top of this application. A few things to understand before proceeding with the TREX option are that:

- The Division can ONLY process the TREX transfer application if the city, village, or township where the permit will transfer to APPROVES the transfer as an economic development project. The city, village, or township can document its approval by signing our form below in Section E.
- ONLY after we receive this completed form with the transfer application will the Division Superintendent review it for processing.
- The city, village, or township, despite approving the TREX transfer can still object to the issuance of your permit at the applied for location and the applicant must still be WET (Review our Local Option Election Guide for more information) for the requested sales at that address and meet all other rules and regulations before the permit(s) can be issued at that new location.

For this form to be deemed complete, you must fully and legibly complete this application, including:

- Answering all required questions (** indicates a required field);
- Submitting this application with your Transfer Application; and
- Securing signatures from the appropriate local government officials listed below.

SECTION A – Issued Permit Holder Information (i.e. Seller) <i>* This section MUST be completed.</i>	
* Issued Permit Holder's Business Name as on File with the Division: 1 WW Bar Owner LLC	* Issued Permit Holder #: 06564248

SECTION B – New Business Owner's Information (i.e., Buyer) <input type="checkbox"/> N/A-Seller REMAINS the owner and is ONLY moving locations. <i>* ONLY fill out this section if the ownership and location is changing.</i>
* Business Entity or Sole Proprietor Name ("Applicant") (MUST match name listed on transfer application): Hawk's Board Room LLC

Section C – New Permit Premises Address Information <i>* This section MUST be completed.</i>		
* New Permit Premises Address: 50 W Olentangy St.		
* New Township (if outside city limits): N/A	* New City: Powell	* New County: Delaware

SECTION D – Transferred Permits subject to TREX

* This section identifies the permit classes that are being transferred into a **NEW** city, village, or township, consistent with the Transfer Application, that **REQUIRE** TREX sign-off from the local government official that signed below.

* Select the Permit Type(s) being transferred that need to be TREX'd:

- C-1 C-2 D-1 D-2 D-3 D-5

* Note – there may be other permit types, like a C-2X, D-3A, or D-6, that are also part of your transfer that are not listed above. Your complete transfer listing needs to be identified on your transfer application (DLC 4120) that you must send with this signed TREX form.

Remember this form is **ONLY** for those permit classes that are subject to the quota and would require TREX sign-off because there are no permits available for the given class in the **NEW** locality when the transfer is filed. For example, you can be transferring a D-1, D-2, D-3 permit from City A to City B. In City B, there are D-1 and D-3 permits available, but no D-2 permits. In this situation, the only permit class that would **REQUIRE** TREX sign-off is the D-2.

Section E – Information that MAY be Used to Determine if the Transfer is an Economic Development Project

R.C. 4303.29(B)(2)(b)(ii) lists several factors the local legislative authority (City, Village or Township) can use when determining if it should approve this transfer as an Economic Development Project. While the law provides broad discretion to the legislative authority when making this decision, **SOME** factors that may be useful to the legislative authority in making its decision, include the:

- Total amount invested in this project: \$ 200,000.00
- Total number of jobs that will be created by this project: 5-10
- Existing or estimated Tax Revenue generated by this project:
 - Ohio Unemployment Tax \$ 3,000.00
 - Property Tax \$ 9,664.58
 - Sales Tax \$ 31,500.00
 - State Withholding Tax \$ 12,500.00
 - Other: _____ \$ _____

You may also be asked to provide a projected earnings statement (brand new business), or a profit and loss statement (existing business), or a copy of building plans/drawings outlining any construction plans.

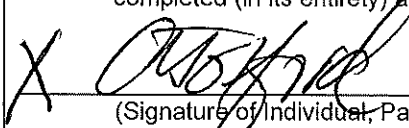
Section F – Applicant Signature

* This section **MUST** be signed by either the applicant in:

- Section A if the seller **REMAINS** the owner of the permit and is **ONLY** moving the permit address to a **NEW** city, village, or township from where it is currently issued; **OR**
- Section B if the ownership of the permit is changing **AND** the new permit address will be in a **NEW** city, village, or township from where the permit is currently issued.

By signing below, I certify and understand that:

- I have authority to execute this document;
- The information provided is true, correct, and complete to the best of my knowledge and belief;
- Failing to complete this form, consistent with the above listed instructions, will result in this form and/or transfer application being returned to me, unprocessed, until a corrected, complete application is received by the Division;
- During the review of this form and/or my transfer application, further documentation may be needed, and I agree to comply timely and understand that failure to comply could delay the processing of my application;
- Even if the city, township, or village approves my TREX transfer application, the Division **MUST** still notify the applicable legislative authority about your transfer application and that legislative authority has the right to object to the issuance of the permit even for those permit classes that it approved as part of this TREX process; **AND**
- If this TREX form is required, the Division **CANNOT** process the transfer application until it is submitted with this completed (in its entirety) and signed form.

X 

(Signature of Individual, Partner, Officer, Managing Member, or 5% or more Shareholder or Member)

Amanda Tolford

(Please Print Name)

Managing Member

(Title)

3/20/24

(Date)

3030 Rotneford Rd Powell OH 43065

(Street Address, City, State, Zip Code)

614.440.3781

(Telephone with Area Code)

SECTION G – NEW City, Village, or Township Signature

* This section **MUST** be completed by the City, Village or Township in which this Economic Development Project (TRES) will be located. Legislative officials who can sign this section are, as applicable, the/a:

- Mayor,
- City Council Member,
- Law Director,
- Clerk of Council,
- Township Fiscal Officer,
- County or Township Trustee Board Member; or
- Other legislative office holder not specified with the authority to act on behalf of the applicable jurisdiction where the permit will be located.

THE APPLICANT MUST PROVIDE AN EXECUTED COPY OF THIS FORM WITH ITS TRANSFER APPLICATION.

The City, Village or Township of _____ has considered the above-named applicant's TRES application consistent with the factors outlined in R.C. 4303.29(B)(2)(b) and hereby agrees and accepts that this transfer will be an economic development project within its jurisdiction.

By signing this form, I, the city, village, or township official listed below, acknowledges and understands that:

- I have the authority on behalf of my local government to sign this form;
- My signature, on behalf of my jurisdiction, means the Division can continue to process the applicant's transfer application for the applicable TRES'd permit classes;
- The city, village, or township will still be notified about the potential issuance of this permit and that it retains the right to object to this transfer for any and all permit classes applied for by the applicant;
- Once the applied for permit classes are transferred to the applicant within the city's, village's, or township's jurisdiction, the permit can then be transferred to other owners at the same location or to other locations within the city, village, or township by either the current or future owners subject to notice and hearing provisions under R.C. 4303.26;
- The TRES process **ONLY** contemplates the Division's ability to start processing the applicant's transfer application for the affected permit classes, the applicant **MUST** still meet any rules and regulations before the permit can be issued and the new location must also be wet for the type of permit classes that the applicant seeks to operate at the new location; and
- It is within the city, village, or township's sole discretion, consistent with Ohio law, to decide whether to approve the applicant's TRES application as an economic development project.

(Signature of Local Official specified above)

(Please Print Name)

(Title)

(Date)

(Government Email Address)

(Telephone with Area Code)

Applicant **MUST** submit the transfer application, this TRES form, and any other required forms to:

Ohio Department of Commerce – Division of Liquor Control
c/o Licensing New & Transfer Section
6606 Tussing Road
Reynoldsburg, OH 43068-9005

For Questions call (614) 644-3155
Or email fileinquiry@com.ohio.gov

Office Hours: 8:00 a.m. - 5:00 p.m. EST

From: Andrew D. White, City Manager
To: Members of City Council
Initiated By: Charles E. Dukes, Director of Public Service
Re: Resolution 2026-22, Authorizing the Purchase of a 2025 Lazer Z X-Series 38 HP 96" UltraCut Mower
Date: April 7, 2026

Summary:

The City has budgeted for the replacement of an existing 2019 Exmark mower (60" deck, approximately 1,150 hours of use) as part of the approved 2026 Capital Improvement Plan (CIP). Staff recommends replacing this unit with a 2025 Lazer Z X-Series 38 HP mower equipped with a 96" UltraCut rear discharge deck.

The purchase of this mower will directly support the City's ability to maintain parks and green spaces with the addition of new staff. The increased mowing capacity provided by the 96" deck allows crews to cover more ground in less time, improving overall efficiency and ensuring that park facilities, trails, and open spaces are maintained at a high standard as service demands continue to grow.

The proposed mower is a demonstration unit with approximately 60 hours of use and includes a full 5-year limited manufacturer warranty. The retail price of this mower is \$42,499.00; however, the City is able to purchase the unit at a reduced cost.

This equipment will support the addition of two new staff members and significantly improve operational efficiency by allowing crews to cover larger areas when maintaining parks, green space, and bike paths throughout the community.

Public Service staff have reviewed the specifications and determined that the proposed equipment meets operational needs.

Key features include:

- 38 HP engine (Lazer Z X-Series)
- 96" UltraCut mowing deck
- Increased mowing capacity and efficiency
- 5-year limited manufacturer warranty
- Suspension seat for operator comfort
- Wide semi-pneumatic tires for improved stability

Financial Impact

- Base cost: \$33,199.00
- Demo discount: (\$3,000.00)
- Total cost: \$30,199.00

The 2026 CIP budget allocated \$30,000.00 for this purchase, resulting in a minimal overage of \$199.00. This difference can be absorbed within the department's existing budget through minor adjustments.

The mower is currently available for purchase and can be placed into service immediately upon acquisition.

Legal Review:

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

Finance Review:

The Finance Director has confirmed that the planned replacement purchase of a pickup truck and trailer later in the year will be deferred to ensure the Public Service Department remains within its total approved 2026 CIP budget.

Recommendation:

Staff recommends approval of Resolution 2026-22.



RESOLUTION 2026-22

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A 2025 LAZER Z X-SERIES 38 HP MOWER FROM VOSS BROTHERS POWER EQUIPMENT FOR USE BY THE DEPARTMENT OF PUBLIC SERVICE.

WHEREAS, the City of Powell has budgeted and planned for the replacement of a 2019 Exmark mower as part of the 2026 Capital Improvement Plan; and

WHEREAS, the mower will be utilized by the Department of Public Service to support operations including the maintenance of parks, green spaces, and bike paths; and

WHEREAS, the mower specifications have been reviewed and approved through internal staff evaluation in coordination with Voss Brothers Power Equipment; and

WHEREAS, the City has obtained favorable pricing for this equipment, resulting in cost savings from standard retail pricing; and

WHEREAS, the proposed mower includes a 96-inch cutting deck, which will increase productivity and operational efficiency; and

WHEREAS, the total cost of the mower is \$30,199.00, which exceeds the budgeted amount by \$199.00, and sufficient funds are available within the 2026 Capital Improvement Plan budget to accommodate this minimal overage.

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

Section 1: The City Manager is hereby authorized and directed to purchase a 2025 Lazer Z X-Series 38 HP mower with a 96" UltraCut rear discharge deck, including associated equipment, from Voss Brothers Power Equipment in an amount not to exceed \$30,199.00, and to approve a budget overage of \$199.00 associated with this purchase.

Section 2: 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 3: This Resolution shall be in full force and effect immediately upon adoption.

Heather Karr
Mayor

Date

Elaine McCloskey
City Clerk

Date

EFFECTIVE DATE: April 7, 2026

This legislation has been posted in accordance with the City Charter on this date _____

City Clerk



From: Andy White, City Manager
To: Members of City Council
Initiated By: Charles E. Dukes, Director of Public Service
Re: Resolution 2026 - 23 Authorizing the City Manager to Purchase a new 2026 Ford F250 Super Cab 4x4 pickup
Date: April 7, 2026

Summary:

The City has budgeted for the purchase of a 2026 Ford F-250 Super Cab 4x4 pickup truck as part of the approved 2026 Capital Improvement Plan (CIP). This vehicle will support the addition of two new staff members and enhance the Public Service Department's ability to perform multiple operational tasks efficiently throughout the community.

In addition, the purchase of this vehicle will directly support the City's ability to provide services within our park system. With expanded staffing and appropriate equipment, this vehicle will improve response times, increase operational efficiency, and enhance the overall level of service provided to residents utilizing our parks and recreational facilities.

Public Service staff have reviewed the vehicle specifications and determined that the proposed configuration meets operational needs.

The vehicle includes the following key features:

- 164-inch wheelbase
- Oxford White exterior
- Vinyl 40/20/40 seating (Medium Dark Slate)
- XL trim package
- 6.8L V8 engine with 10-speed automatic transmission (TorqShift-G)
- LT245/75R17E all-season tires
- 3.73 electronic locking axle
- Snowplow preparation package
- Trailer brake controller and upfitter switches
- Dual battery with 410-amp dual alternator
- Platform running boards and spray-in bedliner
- Standard safety and operational equipment

Financial Impact

- Base vehicle cost: \$48,771
- Lighting package: \$7,200
- Radio installation: \$1,600
- Total cost: \$57,571

The 2026 CIP budget allocated \$57,500 for this purchase, resulting in a minimal overage of \$71. This difference can be absorbed within the department's existing budget through minor adjustments.

The vehicle is currently available for purchase. Upon acquisition, final installation of lighting and radio equipment will be completed prior to placing the vehicle into service.

Legal Review:

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

Finance Review:

The Finance Director has confirmed that the planned purchase of a pickup truck and trailer later in the year will be deferred to ensure the Public Service Department remains within its total approved 2026 CIP budget.

Recommendation:

Staff recommends approval of Resolution 2026-23.



From: Andrew D. White, City Manager
To: Members of the City Council
Initiated By: Melissa Hindman, Parks and Recreation Manager
Re: Ordinance 2026-06– AN ORDINANCE ABOLISHING CHAPTER 153 OF THE CODIFIED ORDINANCES OF THE CITY OF POWELL, OHIO, TITLED “PARKS AND RECREATION ADVISORY BOARD,” INCLUDING SECTION 153.04 ESTABLISHING THE ARBOR ADVISORY SUBCOMMITTEE.
Date: April 7, 2026

Summary:

This ordinance abolishes Chapter 153 of the Codified Ordinances, which establishes and governs the Parks and Recreation Advisory Board, including the Arbor Advisory Subcommittee set forth in Section 153.04.

The Parks and Recreation Advisory Board was originally created by Ordinance No. 92-03 and later amended by Ordinance No. 96-05 to provide advisory input to Council and Administration on matters related to parks and recreation planning, operations, and policy.

Following a review of the City’s current organizational structure and advisory needs, staff have determined that the existing board and subcommittee structure is no longer necessary. This ordinance formally eliminates those bodies to streamline advisory functions, improve administrative efficiency, and better align with current operational practices.

In conjunction with this action, the City intends to establish a new Tree Board through separate legislation. The Tree Board will provide focused guidance on urban forestry, tree management, and related initiatives, including supporting the City’s participation in the Tree City USA program.

Legal Review:

The Law Director’s office has reviewed and approved as to form.

Financial Review:

The Finance Director has reviewed the ordinance and determined there is no direct financial impact associated with the ordinance.

Recommendation:

Staff recommends approval of Ordinance 2026-06 following the second reading.



ORDINANCE 2026-06

AN ORDINANCE ABOLISHING CHAPTER 153 OF THE CODIFIED ORDINANCES OF THE CITY OF POWELL, OHIO, TITLED “PARKS AND RECREATION ADVISORY BOARD,” INCLUDING SECTION 153.04 ESTABLISHING THE ARBOR ADVISORY SUBCOMMITTEE

WHEREAS, City Council adopted Ordinance No. 92-03 establishing a Parks and Recreation Advisory Board for the purpose of providing advisory input to Council and the Administration regarding the development, maintenance, and operation of parks and recreational facilities within the Municipality; and

WHEREAS, City Council subsequently adopted Ordinance No. 96-05, which amended and further defined the organization, duties, and operations of the Parks and Recreation Advisory Board; and

WHEREAS, the provisions of Ordinance Nos. 92-03 and 96-05 have since been codified within Chapter 153 of the Codified Ordinances of the City of Powell, Ohio; and

WHEREAS, Section 153.04 of the Codified Ordinances established an Arbor Advisory Subcommittee to provide additional input related to tree management and urban forestry matters; and

WHEREAS, City Council has evaluated the current structure, function, and necessity of the Parks and Recreation Advisory Board and Arbor Advisory Subcommittee and has determined that it is in the best interest of the City to eliminate these bodies in order to streamline advisory functions, improve administrative efficiency, and better align with the City’s current organizational structure and strategic priorities, and to establish a new Tree Board to provide focused guidance and oversight on matters related to urban forestry, tree management, and compliance with Tree City USA standards; and

WHEREAS, City Council desires to formally repeal Chapter 153 in its entirety, including all sections contained therein, and to specifically repeal Section 153.04 relating to the Arbor Advisory Subcommittee.

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

Section 1: That Chapter 153 of the Codified Ordinances of the City of Powell, Ohio, titled “Parks and Recreation Advisory Board,” is hereby repealed in its entirety.

Section 2: That Section 153.04 of the Codified Ordinances, establishing the Arbor Advisory Subcommittee, is hereby specifically repealed.

Section 3: That Ordinance No. 92-03 and Ordinance No. 96-05, and any other ordinances or parts of ordinances inconsistent herewith, are hereby repealed to the extent of such inconsistency.

Section 4: The abolition of the Parks and Recreation Advisory Board and Arbor Advisory Subcommittee shall be effective immediately upon the effective date of this Ordinance, and any current appointments to such bodies shall terminate as of that date.

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. 92-03

Passed FEBRUARY 11 19 92

AN ORDINANCE CREATING A PARKS AND RECREATION ADVISORY BOARD

WHEREAS, Council and the Mayor have determined that it would be desirable to create an Advisory Board for the purpose of providing direct, public comment and involvement in the development and operation of the parks and recreation facilities in the Municipality of Powell.

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

Section 1: There is hereby created a Parks and Recreation Board to be composed of up to nine members who shall be electors resident in the Municipality of Powell; with up to five members to be appointed by the Council of the Municipality by majority vote and up to four members to be appointed by the Mayor, or in the event of a lesser number than nine, a similar split between Council and Mayoral appointments.

A. TERM: All members of the Board shall serve in such capacity for a period of two years or until resignation or removal as otherwise provided herein.

B. INITIAL TERMS: Initial appointments shall be staggered for both one and two year terms by the Council and the Mayor so that less than a majority of the Board comes up for appointment every two years, after the initial appointment terms. The staggered term schedule shall be worked out at the time of the initial Board appointments.

C. VACANCY: In the event of a vacancy on the Advisory Board, the authority making the original appointment shall make an appointment to fill the vacancy to the unexpired term.

D. COMPENSATION: All members shall serve without pay.

Section 2: ORGANIZATION: The Parks and Recreation Advisory Board shall organize initially after the enactment of this Ordinance and thereafter annually in January electing a Chairman, Vice-Chairman, Secretary and rules for procedure and removal of members. The Parks and Recreation Advisory Board shall meet on an adopted schedule and all meetings shall be open to the public. Minutes of the meetings shall be maintained by the Secretary who shall forward them to the Municipal Administration. The rules of procedure to be adopted by the Advisory Board are subject to review by the Municipal Administration.

Section 3: DUTIES: The Parks and Recreation Advisory Board shall have the following duties:

A. Advisory Capacity Only: The Parks and Recreation Advisory Board shall act solely in an advisory capacity to the Administration and Council, and all reports and proposals shall be made to the Administration and Council.

B. Staff Assistance: The Parks and Recreation Advisory Board may call upon the Municipal Administrator, the Director of Public Grounds who shall serve as advisor to the Board, and any other department of the Municipality as the Board may deem appropriate for assistance.

C. Specific Duties: The Parks and Recreation Advisory Board shall perform the following duties and such other duties as may from time to time be requested by the Administration or Council.

1. Develop a master plan for the development of Parks and Recreation facilities throughout the Municipality including but not limited to capital budgetary requirements and recommended priorities.

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____ Passed _____ 19____

The Master Plan shall be reviewed at least every two years and when deemed appropriate revised.

2. Study and report to the Administration and Council the needs of the Municipality regarding parks and recreational facilities including personnel needs, maintenance, and operating budgetary needs.

3. Advise the Administration and Council regarding rules, regulations, and policies for operation and use of parks and recreational facilities in the Municipality.

4. Solicit from residents of the Municipality the desires of the residents as to the type and quality of parks and recreational facilities which should be provided to residents.

5. Coordinate with other governmental entities and recreational agencies.

D. BUDGETARY CONTROLS: The Director of Public Grounds and Finance Director shall approve all expenditures by the Parks and Recreation Advisory Board subject to expenditure procedures and budgets adopted by the Council.

Section 4: It is hereby found and determined that all formal action of this Council concerning and relating to this Ordinance were adopted in an open meeting of the Council and that all deliberations of this Council were in meetings so open to the public, in compliance with all legal requirements of the Municipality of Powell, Delaware County, Ohio. Any member of the Board who ceases being an elector and resident of Powell during his term shall be removed.

Section 5: That this Ordinance shall take effect on the earliest possible date permitted by law.

VOTE ON RULE SUSPENSION: Y 6 N 1 (Barton)

VOTE ON ORDINANCE NO. 92-03 AS AMENDED: Y 7 N 0

Paula Ziebarth 2-25-92

PAULA ZIEBARTH DATE
PRESIDENT OF COUNCIL

Tracey A. Pyles 2-28-92

TRACEY A. PYLES DATE
CLERK OF COUNCIL

APPROVED:

E. Jane Van Fossen 2-21-92

E. JANE VAN FOSSEN DATE
MAYOR

VETO:

E. JANE VAN FOSSEN DATE
MAYOR

This ordinance or resolution has been posted in
the five (5) public places as defined in ordinance Res.
No. 90-16 dated 6-19-90
on this date 2-28-92

Tracey A. Pyles
Clerk-Treasurer

RECORD OF ORDINANCES

Ordinance No. 96-05

Passed JANUARY 16 1969

AN ORDINANCE AMENDING ORDINANCE NO. 92-03 CREATING A PARKS AND RECREATION ADVISORY BOARD; MODIFYING THE COMPOSITION, DUTIES AND MANNER OF APPOINTMENTS; AND REPEALING INCONSISTENT PROVISIONS OF ORDINANCE NO. 92-03

WHEREAS, Council has previously established a Parks and Recreation Advisory Board pursuant to the provisions of Ordinance No. 92-03, a copy of which is attached hereto and

WHEREAS, the form of the government of the Municipality having subsequently changed and Council having therefore determined that it is necessary to amend certain provisions relative to the Parks and Recreation Advisory Board.

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

Section 1: That the Parks and Recreation Advisory Board shall be composed of twelve (12) members who shall be electors residence in the municipality. All members shall be appointed by a majority vote of Council.

A. TERM: All members of the Board shall serve in such capacity for a period of three years or until resignation or removal. Removal may occur at any time, with or without cause, by majority vote of Council. Existing members shall serve to the end of their term. Board members shall be staggered so that one-third of the Board shall terminate annually.

B. VACANCY: In the event of a vacancy on the Advisory Board, Council shall by majority vote make an appointment to fill the unexpired term.

C. COMPENSATION: All members shall serve without pay.

Section 2: ORGANIZATION: Annually at its first meeting in January, the Board shall elect a Chairman, Vice Chairman, Secretary, and implement rules of procedure. The Parks and Recreation Advisory Board shall meet on a regularly adopted schedule and all meetings shall be open to the public. The minutes of the meeting shall be maintained by the Secretary who shall forward them to the Municipal Manager. The rules of procedure to be adopted by the Advisory Board are subject to review by the Municipal Manager.

Section 3: DUTIES: The Parks and Recreation Advisory Board shall have the following duties:

A. ADVISORY CAPACITY ONLY: The Parks and Recreation Advisory Board shall act solely in an advisory capacity to the Municipal Manager and Council, and all reports and proposals shall be made to the Municipal Manager and Council.

B. STAFF ASSISTANCE: The Parks and Recreation Advisory Board may call upon the Municipal Manager, the Director of Public Grounds who shall serve as advisor to the Board, and any other department of the Municipality as the Board may deem appropriate for assistance.

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. 96-05 Passed JANUARY 16 19 96

C. **SPECIFIC DUTIES:** The Parks and Recreation Advisory Board shall perform the following duties and such other duties as may from time to time be requested by the Municipal Manager or Council:

1. Develop a Master Plan for the development of Parks and Recreation facilities throughout the Municipality including but not limited to capital budgetary requirements and recommended priorities. The Master Plan shall be reviewed at least every two years, and when deemed appropriate, a recommendation for revision shall be submitted to Council.

2. Study and report to the Municipal Manager and Council the needs of the Municipality regarding parks and recreational facilities including personnel needs, maintenance, and operating budgetary needs.

3. Advise the Municipal Manager and Council regarding rules, regulations, and policies for operation and use of parks and recreational facilities in the Municipality.

4. Solicit from residents of the Municipality the desires of the residents as to the type and quality of parks and recreational facilities which should be provided to residents.

5. Coordinate with other governmental entities and recreational agencies.

D. **BUDGETARY CONTROLS:** The Director of Public Grounds and Finance Director shall approve all expenditures by the Parks and Recreation Advisory Board subject to expenditure procedures and budgets adopted by the Council.

Section 4: That any inconsistent provisions of Ordinance No. 92-03, a copy of which is attached hereto, are hereby repealed.

Section 5: That it is hereby found and determined that all formal actions of this Council concerning and relating to passage of this Ordinance were adopted in an open meeting of the Council and that all deliberations of this Council and any of its committees which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the Municipality of Powell, Delaware County, Ohio.

Section 6: That this Ordinance shall take effect on the earliest possible date permitted by law.

VOTE ON RULE SUSPENSION: Y 7 N 0

VOTE ON ORDINANCE NO. 96-05: Y 7 N 0

William A. Nolan 1/25/96
WILLIAM A. NOLAN DATE
MAYOR

Doris M. Moore 1/25/96
DORIS M. MOORE DATE
CLERK OF COUNCIL



From: Andrew D. White, City Manager
To: Members of the City Council
Initiated By: Melissa Hindman, Parks and Recreation Manager
Re: Ordinance 2026-07– AN ORDINANCE ENACTING CHAPTER 153 OF THE CODIFIED ORDINANCES OF THE CITY OF POWELL, OHIO, TO ESTABLISH A TREE BOARD AND PROVIDE FOR THE ADMINISTRATION, DUTIES, AND RESPONSIBILITIES RELATED TO PUBLIC TREE CARE.
Date: April 7, 2026

Summary:

This ordinance establishes a Tree Board for the City of Powell by enacting a new Chapter within the Codified Ordinances. The Tree Board will serve as an advisory body to City Council and Administration on matters related to public tree care, urban forestry planning, and community tree initiatives.

The creation of a Tree Board is a required component of the Tree City USA program, which is administered by the Arbor Day Foundation. To qualify for and maintain Tree City USA designation, a community must maintain a tree board or department responsible for public tree care, adopt a tree care ordinance, invest in tree management, and observe Arbor Day annually.

The City of Powell has been recognized as a Tree City USA community for over twenty-seven (27) years. In order to remain in compliance with program requirements and modernize the City’s approach to urban forestry, this ordinance establishes a standalone Tree Board with clearly defined responsibilities and structure.

The Tree Board will be responsible for providing recommendations related to tree planting, maintenance, preservation, and long-term canopy management. The Board will also support the City’s participation in Tree City USA, including assisting with Arbor Day activities and community engagement efforts.

This ordinance is intended to work in coordination with the repeal of Chapter 153 (Parks and Recreation Advisory Board) and the elimination of the Arbor Advisory Subcommittee, replacing the prior structure with a more focused and effective advisory body dedicated to public tree care.

Legal Review:

The Law Director’s office has reviewed and approved as to form.

Financial Review:

There is no direct financial impact associated with the establishment of the Tree Board. Existing expenditures related to tree maintenance and urban forestry activities are already incorporated within current departmental operations and budgets.

Recommendation:

Staff recommends approval of Ordinance 2026-07 following the second reading.



ORDINANCE 2026-07

AN ORDINANCE ENACTING CHAPTER 153 OF THE CODIFIED ORDINANCES OF THE CITY OF POWELL, OHIO, TO ESTABLISH A TREE BOARD AND PROVIDE FOR THE ADMINISTRATION, DUTIES, AND RESPONSIBILITIES RELATED TO PUBLIC TREE CARE

WHEREAS, the City of Powell has been recognized as a Tree City USA community for over twenty-seven (27) years and desires to maintain such designation through continued compliance with program standards; and

WHEREAS, the Tree City USA program requires participating communities to maintain a tree board or department responsible for public tree care, adopt a public tree care ordinance, provide annual investment in tree management, and observe Arbor Day; and

WHEREAS, City Council has determined that establishing a dedicated Tree Board will clearly define responsibility for public tree care policy, urban forestry planning, and community engagement related to the City’s tree canopy; and

WHEREAS, City Council finds that the establishment of a Tree Board will promote the preservation, planting, maintenance, and management of public trees, enhance environmental quality, and support the health, safety, and welfare of the community

WHEREAS, City Council desires to enact a new Chapter of the Codified Ordinances to formally establish the Tree Board and define its structure, duties, and administrative support.

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

Section 1: That a new Chapter 153 of the Codified Ordinances of the City of Powell, Ohio, is hereby enacted to read as follows:

CHAPTER 153 – TREE BOARD

Sections:

- 153.01 Established
- 153.02 Organization
- 153.03 Duties
- 153.04 Staff Support and Administration
- 153.05 Tree Programs and Community Engagement

153.01 – ESTABLISHED

There is hereby established a Tree Board for the City of Powell which shall serve as the advisory body responsible for matters relating to the care, preservation, planting, removal, and maintenance of public trees within the City.

(a) Membership

The Tree Board shall consist of up to six members, including:

- One Chairperson; and
- Up to five additional members.

Members shall be comprised of City of Powell staff and residents unless otherwise authorized by Council due to special expertise in arboriculture, horticulture, environmental science, landscape architecture, planning, or related fields.

All members shall be appointed by a majority vote of the entire membership of City Council.

(b) Term

Members of the Tree Board shall serve a term of three years or until resignation or removal.

Terms shall be staggered so that approximately one-third of the membership expires each year. Members may be reappointed to successive terms.

(c) Vacancies

Any vacancy occurring on the Tree Board shall be filled by Council for the remainder of the unexpired term.

(d) Removal

Members may be removed at any time, with or without cause, by a majority vote of Council.

(e) Compensation

Citizen members shall serve without compensation. City staff appointed to the Tree Board shall be compensated at their regular rate of pay for time worked in connection with Board meetings and related duties. Non-exempt employees shall be compensated in accordance with applicable wage and hour laws, including overtime requirements.

153.02 – ORGANIZATION

(a) Officers

At its first meeting each calendar year, the Tree Board shall elect from its membership:

- Chairperson

(b) Meetings

Members will meet at least six (6) times per year.

- Monthly/bi-monthly/other are only acceptable options.
- These meetings are required.
- Working meetings are fine as long as there is a quorum.

(c) Open Meetings

All meetings of the Tree Board shall be conducted in accordance with the Ohio Open Meetings Act and shall be open to the public.

(d) Minutes

Minutes shall be maintained for all meetings for official record.

(e) Rules of Procedure

The Tree Board may adopt rules of procedure consistent with City policies and applicable law, subject to review by the City Council and City Manager.

153.03 – DUTIES

City Council
Heather Karr, Mayor

Kurt Ramsey Leif Carlson David Lester Tom Counts Tyler Herrmann Carlos Crawford

The Tree Board shall serve in an advisory capacity to the City Council and City Manager on matters relating to the community forest and public tree management.

The Tree Board shall perform the following duties:

(a) Urban Forestry Planning

Assist in the development, review, and recommendation of policies, programs, and plans related to the planting, preservation, maintenance, and removal of public trees within the City.

(b) Community Forestry Management

Advise on best practices for the care and maintenance of trees located within:

- Public parks
- Street rights-of-way
- Municipal facilities
- Other public lands

(c) Tree City USA Participation

Support the City's participation in the Tree City USA program and assist the City in meeting its standards, including:

- Maintaining a tree board or department
- Establishing a community forestry program
- Supporting Arbor Day activities
- Encouraging investment in public tree care

(d) Tree Planting and Preservation

Encourage and promote tree planting initiatives throughout the community and provide recommendations regarding:

- Appropriate tree species
- Tree preservation practices
- Replacement or removal of public trees

(e) Public Engagement

Encourage community awareness and involvement in urban forestry through educational outreach and participation in events such as Arbor Day celebrations.

(f) Recommendations to Council

Submit recommendations to City Council and the City Manager regarding:

- Public tree policies
- Tree-related ordinances
- Long-term tree planning strategies

153.04 – STAFF SUPPORT AND ADMINISTRATION

(a) City Administration

The City Manager, Public Service Director, or their designee shall serve as the primary staff liaison to the Tree Board.

(b) Technical Assistance

The Tree Board may request assistance from City departments including:

- Public Service
- Planning and Zoning
- Parks and Recreation
- Engineering

City Council
Heather Karr, Mayor

Kurt Ramsey Leif Carlson David Lester Tom Counts Tyler Herrmann Carlos Crawford



From: Andrew D. White, City Manager

To: Members of the City Council

Initiated By: Melissa Hindman, Parks and Recreation Manager

Re: Ordinance 2026-08– AN ORDINANCE ENACTING CHAPTER 154 OF THE CODIFIED ORDINANCES OF THE CITY OF POWELL, OHIO, TO ESTABLISH REGULATIONS FOR THE CARE, MAINTENANCE, PLANTING, AND PROTECTION OF PUBLIC TREES AND DECLARING THE AUTHORITY FOR PUBLIC TREE MANAGEMENT.

Date: April 7, 2026

Summary:

This ordinance establishes a new Chapter within the Codified Ordinances to define the City's policies, authority, and responsibilities related to the care, maintenance, planting, and protection of public trees.

The adoption of a public tree care ordinance is a required component of the Tree City USA program administered by the Arbor Day Foundation. In order to qualify for and maintain Tree City USA designation, the City must formally establish who is responsible for public tree care and adopt clear regulations governing the management of trees located on public property.

This ordinance assigns authority for public tree care to the Public Service Director, establishes administrative oversight by the Public Service Department, and defines the advisory role of the Tree Board in supporting urban forestry initiatives.

Additionally, the ordinance establishes standards related to tree planting, maintenance, removal, and protection, while providing clear guidelines for trees located within public rights-of-way. These provisions are intended to promote public safety, protect City infrastructure, and support the long-term health and sustainability of the City's tree canopy.

This ordinance is part of a broader legislative effort to modernize the City's urban forestry program, which also includes the repeal of Chapter 153 (Parks and Recreation Advisory Board and Arbor Advisory Subcommittee) and the establishment of a new Tree Board. Together, these actions ensure the City remains compliant with Tree City USA standards and positions the City for continued success in managing its urban forest.

Legal Review:

The Law Director's office has reviewed and approved as to form.

Financial Review:

There is no significant direct financial impact associated with this ordinance. Tree-related expenditures, including planting, maintenance, and removal, are already incorporated into existing departmental budgets and operations.

Recommendation:

Staff recommends approval of Ordinance 2026-08 following the second reading.



ORDINANCE 2026-08

AN ORDINANCE ENACTING CHAPTER 154 OF THE CODIFIED ORDINANCES OF THE CITY OF POWELL, OHIO, TO ESTABLISH REGULATIONS FOR THE CARE, MAINTENANCE, PLANTING, AND PROTECTION OF PUBLIC TREES AND DECLARING THE AUTHORITY FOR PUBLIC TREE MANAGEMENT.

WHEREAS, the City of Powell has been recognized as a Tree City USA community and desires to maintain compliance with the standards established by the Arbor Day Foundation; and

WHEREAS, Tree City USA requires the adoption of a public tree care ordinance that establishes responsibility, authority, and standards for the management of public trees; and

WHEREAS, City Council finds that trees located on public property provide significant environmental, aesthetic, economic, and public safety benefits to the community; and

WHEREAS, City Council desires to establish clear policies governing the planting, maintenance, preservation, and removal of public trees and to assign responsibility for such activities to ensure consistency and accountability

WHEREAS, the enactment of this Chapter will support the City’s urban forestry program and promote the long-term health and sustainability of the community’s tree canopy.

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

Section 1: That a new Chapter 154 of the Codified Ordinances of the City of Powell, Ohio, is hereby enacted to read as follows:

CHAPTER 154– PUBLIC TREE CARE

Sections:

- 154.01 Purpose and Intent**
- 154.02 Definitions**
- 154.03 Authority and Administration**
- 154.04 Tree Board Responsibilities**
- 154.05 Public Tree Planting and Selection**
- 154.06 Maintenance and Care of Public Trees**
- 154.07 Removal of Trees**
- 154.08 Protection of Public Trees**
- 154.09 Planting and Trees in the Public Right-of-Way**
- 154.10 Interference with Public Trees**
- 154.11 Enforcement**

154.01 – PURPOSE AND INTENT

The purpose of this chapter is to promote and protect the public health, safety, and welfare by providing for the regulation, planting, maintenance, preservation, and removal of trees located on public property within the City.

This chapter establishes policies and procedures for the care and management of public trees in order to:

- (a) Promote a healthy urban forest;
- (b) Preserve and enhance the aesthetic character of the community;
- (c) Improve environmental quality and public safety;
- (d) Establish responsibility and authority for public tree care; and
- (e) Support the City's participation in the Tree City USA.

154.02 – DEFINITIONS

For the purposes of this chapter, the following definitions shall apply:

Public Tree

Any tree located within public rights-of-way, parks, municipal properties, or other public lands owned or maintained by the City.

Street Tree

A tree planted or growing within a public street right-of-way between property lines or within designated tree lawns.

Tree Board

The advisory body established by the City responsible for advising City officials regarding urban forestry policies and public tree management.

Public Right-of-Way

Land dedicated for public use including streets, sidewalks, and utility corridors.

154.03 – AUTHORITY AND ADMINISTRATION

(a) Oversight of Public Trees

Authority over the care, maintenance, planting, and removal of public trees is hereby assigned to the Public Service Director, or their designee, in coordination with the City Manager and the Tree Board.

(b) Administrative Responsibility

The Public Service Department shall be responsible for administering and enforcing this chapter, including oversight of urban forestry activities and public tree care programs.

(c) Advisory Role of the Tree Board

The Tree Board shall provide recommendations to City Council and the City Manager regarding:

- Public tree policies
- Tree planting programs
- Urban forestry initiatives
- Preservation and replacement strategies

154.04 – TREE BOARD RESPONSIBILITIES

The Tree Board shall serve in an advisory capacity regarding the City's urban forest and shall assist the City in:

- (a) Promoting the planting and preservation of trees throughout the community.
- (b) Advising City officials regarding appropriate tree species and planting practices.

City Council
Heather Karr, Mayor

Kurt Ramsey Leif Carlson David Lester Tom Counts Tyler Herrmann Carlos Crawford

- (c) Encouraging public awareness and community participation in tree planting initiatives.
- (d) Assisting with Arbor Day observances and community forestry programs.
- (e) Supporting compliance with standards established by Tree City USA.

154.05 – PUBLIC TREE PLANTING AND SELECTION

(a) Tree Selection

Trees planted within public rights-of-way or on City property shall be selected based on suitability for:

- Site conditions
- Growth characteristics
- Disease resistance
- Compatibility with infrastructure

(b) Approved Species

The Public Service Director may establish and maintain a list of recommended tree species appropriate for planting within the City.

(c) Spacing and Location

Trees planted within public rights-of-way shall be placed to avoid conflicts with:

- Utilities
- Street intersections
- Fire hydrants
- Sidewalks and driveways

Planting guidelines may be established by the Public Service Department to ensure safe and sustainable tree placement.

154.06 – MAINTENANCE AND CARE OF PUBLIC TREES

(a) The City shall maintain responsibility for the care and maintenance of public trees located within public rights-of-way and other City-owned property.

(b) Maintenance activities may include:

- Pruning
- Disease treatment
- Removal of hazardous trees
- Replacement planting

(c) The City may perform tree care directly or contract with qualified arborists or contractors for tree maintenance services.

154.07 – REMOVAL OF TREES

(a) City Authority

The Public Service Director may authorize the removal of public trees when necessary due to:

- Disease or infestation
- Structural instability or hazard
- Interference with public infrastructure
- Damage from storms or natural causes

(b) Replacement Trees

When practical, trees removed from public property may be replaced with new plantings in appropriate locations.

City Council
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154.08 – PROTECTION OF PUBLIC TREES

No person shall:

- (a) Damage, destroy, carve, or otherwise injure any public tree.
- (b) Attach ropes, wires, signs, nails, or other materials to a public tree without authorization.
- (c) Deposit substances harmful to tree health within the root zone of a public tree.
- (d) Interfere with City personnel performing tree maintenance.

154.09 – PLANTING AND TREES IN THE PUBLIC RIGHT-OF-WAY

(a) No person shall plant a tree within a public right-of-way without approval from the Public Service Director or their designee.

(b) Residents may request approval to plant trees within the right-of-way, provided that:

- The species is approved by the City.
- The location meets spacing and safety requirements.
- The planting does not interfere with utilities or public infrastructure.

(c) The City may establish programs encouraging tree planting by residents and neighborhood organizations.

154.10 – INTERFERENCE WITH PUBLIC TREES

It shall be unlawful for any person to interfere with the planting, pruning, removal, or maintenance of public trees by authorized City personnel.

154.11 – ENFORCEMENT

(a) The Public Service Director or their designee is authorized to enforce the provisions of this chapter.

(b) Any person who violates the provisions of this chapter may be subject to penalties as provided in the City’s general penalty provisions.

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 the Council and that all deliberations of this Council and any of its committees which resulted in such formal actions were in meetings so 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 the earliest period allowed by law.

Heather Karr Date
Mayor

Elaine McCloskey Date
City Clerk

EFFECTIVE DATE: May 21, 2026

This legislation has been posted in accordance with
the City Charter on this date _____ .

City Clerk

City Council
Heather Karr, Mayor

Kurt Ramsey Leif Carlson David Lester Tom Counts Tyler Herrmann Carlos Crawford

April

2026

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
			1	2 BZA – 6:30 pm CANCELLED	3	4
5	6	7 Development – 6:30 pm City Council – 7:30 pm	8 P&Z -6:30 pm	9	10	11
12	13	14 STATE OF THE CITY- The Columbus Zoo	15	16	17	18
19	20	21 Operations – 6:30 pm City Council - 7:30 pm	22	23	24	25
26	27	28 Powell Development Corporation – 12:00 pm	29	30		

May

2026

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					1	2
3	4	5 Primary Election Day	6 Development – 6:30 pm City Council – 7:30 pm	7 BZA – 6:30 pm	8	9
10	11	12 Finance – 7:00 pm	13 P&Z -6:30 pm	14	15	16
17	18	19 Operations – 6:30 pm City Council - 7:30 pm	20	21	22	23
24	25 MEMORIAL DAY City Offices Closed	26 Powell Development Corporation – 12:00 pm	27	28	29	30
31						