

City of Gahanna

*200 South Hamilton Road
Gahanna, Ohio 43230*



Meeting Minutes

Tuesday, January 18, 2011

Council May Meet in Caucus Beginning at 6:45 p.m.

7:00 PM

City Hall

City Council

David L. Samuel, President of Council

Brian D. Larick, Vice President of Council

Beryl D. Anderson

Shane Ewald

John R. McAlister

Nancy McGregor

Isobel L. Sherwood, MMC, Clerk of Council

A. CALL TO ORDER - Invocation, Pledge of Allegiance, Roll Call:

Gahanna City Council met in Regular Session on Tuesday, January 18, 2011, at Gahanna City Hall, in Council Chambers, 200 South Hamilton Road. President David L. Samuel called the meeting to order at 7:00 p.m. Invocation was given by Vice President Brian Larick followed by the Pledge of Allegiance led by Council Member McGregor. Agenda for this meeting was published on January 14, 2011.

Anderson entered the meeting at 7:03 p.m.

Members Present: David L. Samuel, Brian Larick, Shane W. Ewald, Nancy R. McGregor, John McAlister and Beryl D. Anderson

B. ADDITIONS OR CORRECTIONS TO THE AGENDA: None.**C. HEARING OF VISITORS:**

Tom Liszkay, 457 Tresham Road, addressed Council regarding essential services and bike paths; very happy with the current City policy on snow plowing and salting; will state that I do live on a street that is plowed; when I moved in it was you were never any further than 2 streets away from a plowed street; was a great policy then and is a great policy now; fact is that the State of Ohio only went to the bare pavement standard in about 1964; that leads me to bike trails; know there is criticism about bike trails not being essential services; I disagree; when it's ninety-five degrees this summer no one will remember the snow on the streets, but they will remember for years to come the infrastructure improvements with the construction of the bike trail as proposed; when I was growing up, my grandfather took me around to several metro parks in Cuyahoga County and even in the deepest days of the depression they were purchasing land, building trails, picnic benches; he showed me the trees he had planted; ask you to consider, even though we are in a deep recession, although, not as deep as the great depression of the 1930s, infrastructure improvements that will last forever; the snow will melt off one day and we will see bare streets all summer long; ask you to do this for the kids; as a scoutmaster here, take them out at least once a year on the trails and show them the gaps in our trails; dodge the cars on Olde Ridenour Road; ask you to consider generations to come when you vote for this project.

Lee Tucker, 805 Nob Hill Drive West, stated he was chair of Bicycle Advisory Committee so know this plan well; am also Chair of Gahanna Parks & Recreation Foundation; we know budget shortfalls also with helping Parks & Rec out with some shortfalls they have; being a Nob Hill resident, anybody south of Columbus Academy has no connectivity to any of the parks that we have really close; if you have ever tried to ride a bike or walk along Cherry Bottom, that whole southern section going up to the parks you can't get to safely; people have been hit by cars, bumped by cars, run off the road; this one small section is a very integral part of this whole Big Walnut Trail; connects Woodside Green to Academy Park to the neighborhoods south; have the southern route going now; it sets a major part of the connectivity of our whole north end, and east and west because east and west will be able to cross back and forth; the Nob Hill association voted on the easement last fall; 29 out of 50 voted yes; only 6 voted no; that's a pretty good percentage to tell you that our small neighborhood wants it; was voted down about 8 years ago; that's the swing in the last few years on the idea of connectivity; willingness to do this is important; thank you.

Ed Schnell, 808 Whirlaway Circle, stated he was in support of the grant application; wife and I have lived here 24 years; 3 boys through Gahanna school system; with soccer, scouts and other youth activities behind me, several years ago became a member of the

Bicycle Advisory Committee; wanted to gain a better understanding of cycling efforts in our community; since joining the BAC, also became a volunteer with Consider Biking, an advocacy group which is committed to making Central Ohio reasonably safe, accessible and friendly to bicycle transportation; also serve as a community champion for my employer in our efforts to support the annual Pelotonia cycling event; all of these activities have given me a greater appreciation of the cycling efforts underway in Central Ohio to promote safe riding, health and wellness; Tricia Kovacs, another member of the BAC, shared an e-mail she sent to each of you yesterday that detailed the steps achieved to date on the Big Walnut Trail; she is a passionate advocate for promoting safe cycling in our community as well as safe routes to schools; as mentioned in that e-mail, Section 3 will not complete the trail but will provide access between the trail and the Nob Hill and Academy Ridge neighborhoods avoiding the curvy, hilly section of Cherry Bottom Road; to our north Columbus and Franklin County metro parks are working on sections of Big Walnut Trail connecting Blendon Woods north through Little Turtle; they also plan the connector from Blendon Woods west through Cherry Bottom Park to the Alum Creek trail near Tanager Woods Park; the Alum Creek trail is a leg of the Ohio to Erie trail which connects the Ohio River near Cincinnati to Lake Erie near Cleveland; Section 3 is a key step to meeting the connectivity and safety goals in the Gahanna Bikeway Master Plan which is one piece to a much larger puzzle; your support of Section 3 is much needed and will serve to encourage the efforts of the BAC to continue their service; read section from Kovacs e-mail "I know that many cyclists use the roundabout bikeway by Hoggy's to ride to New Albany via their trails; wouldn't we rather have cyclists riding Gahanna trails to the Old Bag of Nails rather than riding to the Rusty Bucket in New Albany"; there is truth to that statement; hopefully one day that can change; your support of Section 3 will be a step in that direction; thank you.

Brandon Wright, 105 Rocky Creek Drive, just wanted to speak about the presentation by the Development Department about fiber optics; after I saw the presentation did a little research on Mayor's statement that fiber optics when it comes to companies looking at cities, they look at it as another utility; found indeed the Mayor was correct; that is one thing that businesses are starting to look at; know people are concerned about the budget; know this is something as a city and us advertising to people, we need to look at; believe as a citizen would support this ordinance; hope there is good support for this on Council.

Samuel thanked everyone for expressing their concerns and sharing with us the information this evening.

D. INTRODUCTIONS AND ASSIGNMENT TO COMMITTEE:

Ordinances - To Be Introduced and Assigned to Committee:

Ordinances introduced, by title, by Larick.

ORD-0011-2011

TO AMEND THE ADOPTED DEVELOPMENT FEE SCHEDULE AS REFERENCED IN CHAPTER 148, DEPARTMENT OF PLANNING AND DEVELOPMENT; TO INCLUDE REVISIONS TO THE BUILDING FEES AND BUSINESS & INCENTIVE FEES.

Introduced

ORD-0012-2011

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH THE GAHANNA COMMUNITY IMPROVEMENT CORPORATION (CIC) FOR THE YEAR 2011.

Introduced, to Finance Committee

ORD-0014-2011

TO AMEND CODE SECTION 148.13, FEES; EXEMPTIONS, OF CHAPTER 148, DEPARTMENT OF PLANNING AND DEVELOPMENT, OF THE CODIFIED ORDINANCES OF GAHANNA.

Introduced

ORD-0015-2011

TO AMEND CODE SECTION 1501.15, KNOX BOX RAPID ENTRY SYSTEM, OF CHAPTER 1501, OHIO FIRE CODE, OF THE CODIFIED ORDINANCES OF GAHANNA.

Introduced

ORD-0016-2011

TO AMEND CHAPTER 1311, REGISTRATION, OF THE CODIFIED ORDINANCES OF GAHANNA.

Introduced

ORD-0017-2011

TO AUTHORIZE THE CITY ATTORNEY OR HIS DESIGNEE TO FILE FOR APPROPRIATION OF EASEMENT AT 5061 SHAGBARK ROAD IN CONJUNCTION WITH THE TRIANGLE WEST SANITARY SEWER, IMPROVEMENT NO. 740; TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH CHESTER WILCOX & SAXBE, LLP FOR NECESSARY LEGAL SERVICES; TO SUPPLEMENTALLY APPROPRIATE \$15,000; AND TO DECLARE AN EMERGENCY.

Introduced

ORD-0018-2011

TO AUTHORIZE THE MAYOR TO ENTER INTO LEASE-PURCHASE AGREEMENT WITH GAHANNA COMMUNITY IMPROVEMENT CORPORATION FOR PURCHASE OF PROPERTY AT 181 GRANVILLE STREET; AND TO DECLARE AN EMERGENCY.

Introduced, to Finance Committee

E. CONSENT AGENDA:**Minutes - To Approve:****2011-0005**

To approve the following sets of minutes:

- 1) January 3, 2011 Organizational & Regular Meeting of Council
- 2) January 10, 2011 Special Meeting of Council

This Matter was Approved and Filed on the Consent Agenda.

Ordinance: Introduce, Waive Second Reading, Adopt as Emergency:**ORD-0010-2011**

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH COLUMBUS FIBERNET, FOR THE DESIGN PORTION OF GAHANNA'S OFFICE, COMMERCE, AND TECHNOLOGY DISTRICT FIBER EXPANSION PLAN; AND TO DECLARE AN EMERGENCY.

This Matter was Introduced, Second Reading Waived, and Adopted as an Emergency on the Consent Agenda.

Ordinances on Second Reading:**ORD-0006-2011**

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH TERMINIX COMMERCIAL FOR A ONE YEAR PERIOD; FOR PEST CONTROL SERVICES AT THE GAHANNA MUNICIPAL GOLF COURSE.

This Matter was Adopted on the Consent Agenda.

ORD-0007-2011

TO AUTHORIZE THE MAYOR TO ENTER INTO CHANGE ORDER AMENDMENT WITH UNDERGROUND UTILITIES, INC., TO ALLOW A REVISION TO THE LOCATION OF A PORTION OF THE SEWER LINE TO BE REALIGNED ALONG CHERRY ROAD; FOR THE WEST SIDE SEWER PROJECT; AND TO DECLARE AN EMERGENCY.

This Matter was Adopted as an Emergency on the Consent Agenda.

ORD-0008-2011

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH AMERICAN STRUCTUREPOINT INC., FOR STUDY AND ALTERNATIVES FOR THE BIG WALNUT TRAIL SECTION 8 UNDER I-270.

This Matter was Adopted on the Consent Agenda.

ORD-0009-2011

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH BILL WALKER FOR CLEANING OF THE GAHANNA GOLF COURSE CLUB HOUSE FOR THE PERIOD OF FEBRUARY 1, 2011 THROUGH JANUARY 31, 2012; AND TO DECLARE AN EMERGENCY.

This Matter was Adopted as an Emergency on the Consent Agenda.

Motion Resolution:**MR-0003-2011**

Motion Resolution to authorize the Director of Public Service to go out for bids for the 2011 Street Program.

This Matter was Approved on the Consent Agenda.

MR-0004-2011

Motion Resolution that the City has no objections to the Transfer of the C1, C2 and D6 liquor permit from SSGS Limited LLC, DBA/Metro Beer & Wine Drive Thru to PT Gahanna Enterprises LLC, DBA/Metro Beer & Wine Drive Thru; 1000-02 North Hamilton Road, Gahanna, Ohio 43230.

This Matter was Approved on the Consent Agenda.

MR-0005-2011

Motion Resolution to adopt the Rules of Procedure of the Council of the City of Gahanna as amended and dated 1/18/2011.

This Matter was Approved on the Consent Agenda.

Passed The Consent Agenda

A motion was made by Anderson, seconded by Ewald, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

Yes	6	President of Council Samuel, Vice President of Council Larick, Ewald, McGregor, Anderson and McAlister
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End of the Consent Agenda

F. PUBLIC HEARINGS: None.

G. STANDING COMMITTEES:

Committee of the Whole - Larick: No Report.

Finance - Anderson: No Report.

H. CORRESPONDENCE AND ACTIONS:**Clerk - Legal:****2011-0004**

Notice to Legislative Authority of a transfer of C1, C2, and D6 liquor permits from SSGS Limited, LLC, dba Metro Beer & Wine Drive Thru, 1000-02 N. Hamilton Road, Gahanna, OH 43230 to PT Gahanna Enterprises, LLC, dba Metro Beer & Wine Drive Thru, 1000-02 N. Hamilton Road, Gahanna, OH 43230. Last day to file objections is February 3, 2011.

Received and Filed**2011-0006**

Recommendation from Planning Commission that an amendment to Chapter 1150, Olde Gahanna Downtown District, be undertaken to include residential components.

Received and Filed**Council:**

Samuel acknowledged e-mails received supporting the bike path from Laurel Naegele, Jan Ross and Patricia Kovacs.

I. SECOND READING OF ORDINANCES: None.**J. FIRST READING OF ORDINANCES:****ORD-0013-2011**

TO AUTHORIZE THE MAYOR TO MAKE APPLICATION FOR A CLEAN OHIO TRAILS FUND GRANT AND TO EXECUTE NECESSARY DOCUMENTS IF GRANT IS AWARDED; AND TO DECLARE AN EMERGENCY.

Introduced by title by Larick.

Introduced

A motion was made by Anderson, seconded by Vice President of Council Larick, that this matter be Introduced, Second Reading Waived. The motion carried by the following vote:

Yes	6	President of Council Samuel, Vice President of Council Larick, Ewald, McGregor, Anderson and McAlister
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McAlister stated he will vote no on this; not because I don't want bicycles; am a bicyclist; for me this is a matter of principle; if we need path we should have passed a tax and paid for it ourselves; this is a special interest and they turn out in droves; no qualm with that or arguments with e-mails received or discussion tonight; you represent the special interest; people who are not in favor do not think it is worth time and money to come out; did not vote for this fund when it was put forth at state level so can't support; the state is \$8 billion in debt because of all these special interests and what you advocate for; that's why we're in debt; won't add to that; in fact, residents of Cardington, Mt. Gilead, Mt. Sterling and all over the state are paying the debt on this bond and they are not getting bicycle trails; is not fair on principle that we should be doing something like that; all for paths in Gahanna; citizens of Gahanna should be voting no.

Adopted as an Emergency**K. MOTIONS/RESOLUTIONS: None.****L. REPRESENTATIVES:****Community Improvement Corporation (CIC) - Larick/Samuel:**

Larick said they held organizational meeting; majority of the meeting was executive session; did elect Andre Porter to be President. Samuel stated that Pam Evans is Secretary, Jeff Kessler is Treasurer, and Mike Arens is Vice President.

Mid-Ohio Regional Planning Commission (MORPC) - Anderson:

Anderson turned the report over to Director of Development. White stated she attended meeting on January 13 and the Regional Policy Meeting today; a great deal of the business was around the new agenda and legislation that will be occurring at the statehouse; 2 of particular interest are the Local Government Fund and the estate tax; indicated in today's meeting that legislation will be introduced to do away with the estate tax; also for the LGF, there is a huge initiative in which MORPC is participating as well as several other regional organizations throughout the state; being encouraged to educate our legislature as to what we use the LGF for and also let them know how we would go about replacing it; that's the largest initiative; another indication that was important is the whole concept of lifelong communities; they are calling it a demographic tsunami; we are aging in place and our whole region is becoming much older; what this means in terms of people staying in their communities and most of our communities are not really designed for nor do they accommodate lifelong living; passed the regional MORPC policy position agenda and it includes the following items which are: opportunities for legislative and public policy leadership, issues of promoting multi-modal transportation, preserve and protect natural resources, promote the reduction of per capita energy consumption; some momentum with LGF which is proposing 15% of whatever remains in the fund is held back and not distributed to local governments such that there would be a competition and funds awarded as an incentive for local governments to cooperate, collaborate, or consolidate; is an initiative at this point; proposal that if the funding remains that they move to outcome based budgeting; whole idea of core services and semi-core services is very timely; lot of the funding statewide will be looked at in terms of outcome based.

Bd. of Education, Gahanna-Jefferson Public Schools - Anderson:

Anderson stated she attended the organizational meeting and finance meeting; Charley Wise was elected President and Scott Mounts is Vice President; not chosen their representative to Council yet; informed them of our time change for meetings to 7:00 p.m.; Clark Hall is on budget and scheduled to open in the fall 2011; Columbus State has signed a contract for the balance of the space on the first floor of Clark Hall; also CNN was in Gahanna that evening and scheduled to be here on Friday covering our Chinese classes; Gahanna is one of the top communities in the country to have very innovative progressive classes in Chinese; doing a segment that will coincide with the President of China coming to United States this week; nationally we were recommended for this opportunity; Education Foundation Gala is Feb. 26 and still looking for silent auction donations; school levy will go on ballot in May for 5.2 mils; board voted unanimously to put it on the ballot; Shuler did express concerns but did vote for it; Mark White said monies from the levy will last 3 years and tax will cost \$159 annually per \$100,000 valuation; detailed some of the cuts prepared to make as a result of the November levy defeat which includes \$1 million in personnel reduction; layoff notices to 55 employees on March 1; all nonunion personnel will have salary freezes and step raises will be halted for a savings of \$90,000; school administrators will take voluntary pay cuts in the form of a 2 day furlough for a savings of \$20,000; if the levy in May fails the district might have to cut or reduce busing, institute activity fees, and lay off more employees; McKenna read letter from Education Association in which union members promised to help campaign for the levy; more plans for reductions will be presented at the February school board meeting.

Convention & Visitors Bureau (CVB) -McGregor:

McGregor stated she attended first meeting last week; largest part of meeting was spent on budget; still working on that; decisions are pending on finalization of the budget; more to come.

M. OFFICIAL REPORTS:**Mayor:**

Stinchcomb thanked members of the BAC for coming out; realize they are an advocacy group; our survey and polling over a couple of periods shows that trails remain the number one recreation concern of the residents; thank you especially Lee for work on BAC and also on the foundation and your work on Save the Freedom Festival; sorry you have to do this but appreciate your efforts; Liskay and I have something in common as we are both scout leaders; grew up in Cleveland suburbs; back in the '20s and the depression, they were some of the worst economic times our country has seen; a crazy guy was appointed to start purchasing land in the "Emerald Necklace" and put together Cleveland Metro Parks system; later discovered that the crazy gentleman who did all this was named William Stinchcomb and was my husband's great uncle; there is a monument to him in park; even in those tough times people realized it was important to set aside land; senior staff will be holding their annual planning and goal setting session on Friday; will be working on what the CFAC talked about which is core services, tertiary and secondary services; will be an interesting exercise and not easy.

City Attorney: No Report.

N. COUNCIL COMMENT:

McAlister stated he was encouraged by some of what White said regarding MORPC initiatives; given the fact that people pay income tax on money they earn; then they invest and pay taxes again on the capital gains; then they pay income tax on the dividends; then they pay taxes on the death of the person; 3 times this money has been taxed; because of the estate tax; if Ohio gets rid of it, more and more people would want to live in Ohio; that means more prosperity; means that people who want to donate money or bequest money may do so to the Parks Foundation rather than going through state and have the bureaucrats take their rake off the top and then give it to cities who are getting it on an uneven basis; think that's a good move; glad to hear comments about school board; from a rhetorical standpoint is a \$90,000 teacher 3 times better than a \$30,000 a year teacher; they are working under the same rules that govern public employee unions just like we are; can't just cut salaries across the board; you can't lay off the \$90,000 person; you have to lay off the \$30,000 person; that doesn't work well for the taxpayers of Gahanna either; also if you have never had the chance to hear Anderson speak in person at an event, you are missing something; heard her yesterday at the Dublin event for Martin Luther King day and she got a standing ovation.

Anderson stated she voted yes for the grant application; know when we were in committee meeting last week that one thing asked for was survey results; should be available at end of month so we understand how Gahanna residents prioritize their needs and how they view Gahanna; even though voted for it; may not vote to accept after I see what Gahanna residents are saying; economic times are trying and see what Gahanna residents have to say with regard how they view Gahanna and what kind of Gahanna we want to live in; secondly, for YMCA, last year was my turn to go before Board of Education and was sharing with them the need for more monies for latchkey program for middle school students; that came about and was provided; know that also you or

someone you know has a small child 3 to 5 years old, the YMCA also has agreed to start classes in early afternoon for that age group; many parents are looking for something for their child and there are few programs in that area; not many are early afternoon; contact the YMCA if you are interested; they are always eager to work with us to provide services and programming; lastly, am so happy to be a Gahanna resident and tout Gahanna among all those Dublin residents yesterday; was keynote speaker for MLK event; was a wonderful opportunity to come together and to share; spoke about Rosa Parks; gave me a chance for personal reflection as well as how she reinforced for me how each and every one can make a difference; ordinary people can do extraordinary things; gave me a chance to share; at the end of the day wasn't about Dublin and Gahanna; she was an international icon and was able to share her message; am a torch bearer for that message; maybe we need to start a Martin Luther King day in Gahanna; can work towards that goal also; although yesterday was a national day of service, each and every day is an opportunity for each and every one of us to use our natural gifts and talents; don't let fear and apprehensions hold us back

Samuel thanked Wright for comments regarding fiber network; think it is necessary to bring in new businesses; will promote that and support that; also as far as walk paths and bike paths, when young families look around to decide where to move, they consider parks and walk paths and bike paths; also Fortune 500 companies look at all the amenities in the city; that includes walking paths; understand the funding won't come about till 2012 to this point in time ODOT has put in about \$1.64 million dollars in the projects that are completed; City has put in \$550,000 at this time.

O. EXECUTIVE SESSION:

A motion was made by Anderson, seconded by Vice President of Council Larick, to go into Executive Session under authority of Section 5.40(a) of the Council Rules of Procedure to consider the appointment, employment, dismissal, discipline, promotion, demotion or compensation of a public employee, official, licensee or regulated individual unless such public employee, official, licensee or regulated individual requests a public hearing and to go into Executive Session under authority of Section 5.40(d) of the council Rules of Procedure to prepare for, conduct or review negotiations or bargaining sessions with public employees concerning compensation or other terms and conditions of employment. The motion carried by the following vote:

Yes	6	President of Council Samuel, Vice President of Council Larick, Ewald, McGregor, Anderson and McAlister
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Council rose to Executive Session at 7:44 p.m. Council rose to report from Executive Session at 8:40 p.m. with all members of Council returning to the dais.

P. ADJOURNMENT: 8:41 p.m. - Motion by McAlister.

Donna L. Jernigan, MMC
Senior Deputy Clerk of Council

*APPROVED by the City Council, this
day of 2011.*

Chair Signature