

# **City of Gahanna**

*200 South Hamilton Road  
Gahanna, Ohio 43230*



## **Meeting Minutes**

**Monday, May 16, 2011**

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

**7:00 PM**

**City Hall**

## **City Council**

*David L. Samuel, President*

*Brian D. Larick, Vice President*

*Beryl D. Anderson*

*Shane Ewald*

*John R. McAlister*

*Nancy McGregor*

*Timothy W. Pack*

*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 Monday, May 16, 2011, at Gahanna City Hall, in Council Chambers, 200 South Hamilton Road. President of Council David L. Samuel called the meeting to order at 7:02 p.m. Invocation was given by Samuel followed by the Pledge of Allegiance led by Council Member Beryl Anderson. Agenda for this meeting was published on May 13, 2011.

**Members Absent:** Brian Larick and John McAlister

**Members Present:** David L. Samuel, Shane W. Ewald, Nancy R. McGregor, Beryl D. Anderson and Timothy W. Pack

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**B. ADDITIONS OR CORRECTIONS TO THE AGENDA.****C. HEARING OF VISITORS.**

Mayor Stinchcomb presented Director of Public Service, Terry Emery with a proclamation, as his last day with the City is Friday, May 20, 2011. Mayor said that Emery will be the City Administrator for the City of Marysville; has been here for 8 years; like to read part of proclamation; thank him for the high standards he has set for our Service Department; brought us to a high level of service for our citizens; instrumental in the reputation of the department; brought effective initiatives; with can do attitude has proven himself to be an innovative leader; best wishes from all of us; thank you for your service; May 16th is Terry Emery day in Gahanna. Emery said it was a hard decision but he knows that he could not leave the City in better hands with the appointment of Dottie Franey as the new Director of Public Service; will take a little bit of each of the directors with me. Thank you.

Scott Mounts, School Board Representative, said commencement is June 4th; have 95% graduation rate; about 600 students; last total almost \$10 million in scholarships awarded to graduates; musical was great; thankful levy passed; also teacher concessions will save school district an estimated \$6 million; presented Council with copy of Actual and Forecasted Operating Funds and Changing Revenue Sources.

Anderson said she would like to know the breakdown of scholarships; also percentage of 2 and 4 year colleges and those going into military. Mounts said he will follow up on this.

Weber said the musical was excellent; very professional; was funny; dancing and singing was impressive and the audience was very responsive.

**D. INTRODUCTIONS AND ASSIGNMENT TO COMMITTEE:****Ordinances - To Be Introduced and Assigned to Committee:****ORD-0098-2011**

TO AUTHORIZE THE MAYOR TO ENTER INTO 60 MONTH LEASE AGREEMENT WITH MITEL LEASING, INC., FOR UPGRADING THE CITY TELEPHONE SYSTEM; AND TO DECLARE AN EMERGENCY.

**Introduced****ORD-0099-2011**

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH JESS HOWARD ELECTRIC COMPANY FOR THE RELOCATION OF ELECTRICAL SERVICE TO TWO BUSINESSES IN CONJUNCTION WITH THE HAMILTON/GRANVILLE WIDENING PROJECT; IMPROVEMENT NO. ST 883; TO SUPPLEMENTALLY APPROPRIATE \$9,400; AND TO DECLARE AN

EMERGENCY.

**Introduced**

**ORD-0100-2011**

TO AMEND SECTION 1152.02, LIMITED OVERLAY DISTRICT, OF CHAPTER 1152, OVERLAY DISTRICTS, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA.

**Introduced**

**E. CONSENT AGENDA:**

**Minutes - To Approve:**

**2011-0021**

To approve the following set of minutes:

1) May 2, 2011 Regular Meeting

**This Matter was Approved and Filed on the Consent Agenda.**

**Ordinance: Introduce, Waive Second Reading, Adopt as Emergency:**

**ORD-0097-2011**

TO AUTHORIZE THE MAYOR TO ENTER INTO AMENDMENT TO BARGAINING AGREEMENT BETWEEN THE CITY OF GAHANNA AND THE FRATERNAL ORDER OF POLICE, CAPITAL CITY LODGE, #9; ARTICLE 24, SECTIONS 24.6 THROUGH 24.8, SICK AND INJURY LEAVE; 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-0090-2011**

SUPPLEMENTAL APPROPRIATION - Parks In Lieu/Capital Projects/Rathburn Woods

**This Matter was Adopted on the Consent Agenda.**

**ORD-0091-2011**

SUPPLEMENTAL APPROPRIATION - Big Walnut Trail/Nob Hill Easement

**This Matter was Adopted on the Consent Agenda.**

**ORD-0092-2011**

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH BATTLE CREEK HEALTH SYSTEMS, DBA HELPNET EMPLOYEE ASSISTANCE PROGRAM

**This Matter was Adopted on the Consent Agenda.**

**ORD-0093-2011**

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH ADVANCED CIVIL DESIGN FOR DESIGN WORK FOR THE SCIENCE BOULEVARD STORM OUTLET; IMPROVEMENT NO. ST 964; TO SUPPLEMENTALLY APPROPRIATE \$14,000; AND TO DECLARE AN EMERGENCY.

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

**ORD-0094-2011**

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH BIRD HOUK FOR DESIGN OF THE SCIENCE BOULEVARD LANDSCAPE PLAN; AND TO SUPPLEMENTALLY APPROPRIATE \$13,900.

**This Matter was Adopted on the Consent Agenda.**

**Postponed to Date Certain: June 6, 2011**

**ORD-0096-2011**

TO REZONE 4.7+/- ACRES OF PROPERTY AS ROD/SF3, RESIDENTIAL OVERLAY DISTRICT/SINGLE FAMILY 3; SAID PROPERTY LOCATED AT 5593 HAVENS CORNERS ROAD; BROOKWOOD CONSTRUCTION COMPANY, INC., DOUG MADDY, APPLICANT.

**This Matter was Postponed to Date Certain on the Consent Agenda.**

**Passed The Consent Agenda**

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

<b>Yes</b>	<b>5</b>	President of Council Samuel, Ewald, McGregor, Anderson and Pack
<b>Absent</b>	<b>2</b>	Vice President of Council Larick and McAlister

**End of the Consent Agenda****F. PUBLIC HEARINGS:****CC-0001-2011**

To recommend to Council amendment to Section 1152.02, Limited Overlay District, of Chapter 1152, Overlay Districts; of the Codified Ordinances of the City of Gahanna.

President Samuel stated the Public Hearing rules that would govern the public hearing, and asked the Administration if they had a presentation.

Jones presented an overview of the code change; said change is not significant; changing to add clarification that limited overlay may now be used in combination with all zoning districts except single family residential.

Samuel opened the public hearing at 7:19 p.m. and asked for proponents; there were none. Samuel asked for opponents; there were none. Samuel closed the public hearing at 7:20 p.m.

**Heard in Public Hearing**

**G. STANDING COMMITTEES:**

**Committee of the Whole - Larick: No report.**

**Finance - Anderson: No Report.**

**SPECIAL COMMITTEES:**

**Expenditure Study Committee: No Report.**

**H. CORRESPONDENCE AND ACTIONS:****Clerk - Legal:****2011-0020**

Notice to Legislative Authority of a new C1 and C2 liquor permit for Wine Guy New Albany LLC, DBA The Wine Guy, 1383 Johnstown Road, Gahanna, Ohio 43230.

**Received and Filed**

Clerk said we received a letter and petition with 23 signatures from residents of Highmeadow subdivision asking Council to address the issue of long term recreational vehicle parking within their neighborhood.

**Council: No Report.**

## **I. SECOND READING OF ORDINANCES: None.**

### **Ordinances Reported Out of Committee:**

#### **ORD-0074-2011**

TO AUTHORIZE A SECOND MODIFICATION TO THE TERMS OF AN AGREEMENT FOR TAX ABATEMENT FOR PROPERTY LOCATED AT 690 TAYLOR ROAD AND IS A PART OF COMMUNITY REINVESTMENT AREA #4; SAID DISTRICT LAST AMENDED BY SR-0003-2000.

**A motion was made by Anderson, seconded by Ewald, to postpone ORD-0074-2011 to July 5, 2011 Council Meeting. The motion carried by the following vote:**

<b>Absent</b>	<b>2</b>	Vice President of Council Larick and McAlister
<b>Yes</b>	<b>5</b>	President of Council Samuel, Ewald, McGregor, Anderson and Pack

#### **ORD-0089-2011**

TO ADOPT THE RECOMMENDATION OF THE ADVISORY BOARD FOR THE OFFICE & INDUSTRIAL INCENTIVE PROGRAM GRANTING APPROVAL FOR JP MORGAN CHASE, 800 AND 825 TECHCENTER DRIVE.

**A motion was made by Ewald, seconded by Anderson, that this matter be Adopted. The motion carried by the following vote:**

<b>Yes</b>	<b>5</b>	President of Council Samuel, Ewald, McGregor, Anderson and Pack
<b>Absent</b>	<b>2</b>	Vice President of Council Larick and McAlister

#### **ORD-0095-2011**

SUPPLEMENTAL APPROPRIATION - Miscellaneous, Operational Expenses

Samuel asked for discussion and said that this request was a result of a resident approaching Council and requesting that certain funds be used for a memorial tree and bench to honor his parents.

Ewald said during the committee meeting, discussion centered around whether a bench and tree would be purchased without these funds being available from tax collection and the answer was yes that we would be doing this so I am supporting it based on the fact that we will be installing trees and benches in parks.

Samuel said I will be voting against this because there is an appropriate way to designate funds for this purpose and this is not what I consider appropriate.

**A motion was made by Ewald, seconded by Anderson, to approve ORD-0095-2011. The motion failed by the following vote:**

Yes	3	Ewald, McGregor and Anderson
No	2	President of Council Samuel and Pack
Absent	2	Vice President of Council Larick and McAlister

**J. FIRST READING OF ORDINANCES: None.**

**K. MOTIONS/RESOLUTIONS: None.**

**L. REPRESENTATIVES:**

**Community Improvement Corporation (CIC) - Larick/Samuel: No Report.**

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

Anderson said she would give an overview and then turn it over to Jones; from the policy meeting 3 resolutions that passed; amending the Capital Ways Transportation Plan from 2008 to 2030; Fiscal Year 2012-2015 Transportation Improvement Plan; the Certification of the MORPC Metropolitan Planning Process.

Jones said there was a presentation from Glavan ImageWorks; will be contacting them to connect with businesses in our City; also Regional Comprehensive Plan; they plan to compile land use plan for counties and townships in their area; want to see how plans hook up together for various projects; also MORPC adopted Strategic Plan for 2011.

**Bd. of Education, Gahanna-Jefferson Public Schools - Samuel:**

Samuel said I attended the meeting; all very happy with the passage of the levy; still watching all expenditures; 7 staff retiring; 1 classified; purchased a new school bus for \$85,000.

**Convention & Visitors Bureau (CVB) - McGregor**

McGregor said they met last Thursday and mainly discussed Blues & Jazz Festival; reviewed where stages would be; lining up volunteers; Herb Day is Saturday from 9 to 4.

**M. OFFICIAL REPORTS:**

**Mayor:**

Mayor Stinchcomb said the City received a Proclamation from Jon Husted, Secretary of State, that according to the 2010 Federal Census the population of Gahanna is 33,248 people.

Council Vice President Brian Larick arrived at 7:33 p.m.

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

**Members Absent:** John McAlister

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Mayor continued that she has appointed Dottie Franey as our new Director of Public Service; she has been with the City since August of 1992; welcome her and we expect great things; attended calling hours for student Caitlin Jones who drowned in Costa Rico on a mission trip; very sad; mother said they knew she had gone home; said she loved Gahanna and Creekside.

Weber advised Council that since they did not have a full complement when the vote was taken on ORD-0095-2011, and now that Larick is here, through your Rules of Procedure you do have the option to reconsider ORD-0095-2011; do need 4 affirmative votes.

#### ORD-0095-2011

SUPPLEMENTAL APPROPRIATION - Miscellaneous, Operational Expenses

A motion to reconsider ORD-0095-2011 was made by Ewald. The motion failed for lack of second.

**City Attorney: No report.**

## **N. COUNCIL COMMENT**

McGregor wished Emery the best.

Ewald asked Emery if he had sent Franey to his sweater vest tailor yet; thanked him for his service; never been a time when concerns expressed were not resolved and smoothly; great customer service; prompt and polite.

Anderson congratulated Emery and thanked him for his service.

Larick apologized for being late as he was at his children's concert at Lincoln Elementary; said when I came on Council Emery took me around to Service Facility; Science Blvd.; Emery's knowledge of the City was very beneficial; wish him the best.

Samuel said that Emery was a great teacher to us on areas we did not have expertise in; congratulations to Franey; Gahanna has another paper, the Gahanna Gazette; Council is having Meet Your Council Night Wednesday at 5:30 p.m. at Friendship Park; come and bring up any issue; did receive correspondence from Franklin County Engineers about accidents on Havens Corners Road; from Helmbright to Taylor Station there have been 41 accidents over the last several years.

## **O. EXECUTIVE SESSION**

**A motion was made by Anderson, seconded by Ewald, 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(c) of the Council Rules of Procedure to confer with the City Attorney concerning disputes involving the City, and/or appointed or elected officials or employees, which are subject to pending or imminent court action. The motion carried by the following vote:**

<b>Yes</b>	<b>6</b>	President of Council Samuel, Vice President of Council Larick, Ewald, McGregor, Anderson and Pack
<b>Absent</b>	<b>1</b>	McAlister

Samuel said Council may rise to report after Executive Session. Council rose to Executive Session at 7:47 p.m. Council rose to report from Executive Session at 8:54 p.m. with all members in attendance returning to the dais.

**P. ADJOURNMENT: 8:55 p.m.; Motion by Ewald.**

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**Donna L. Jernigan, MMC**  
**Senior Deputy Clerk of Council**

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

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**David L. Samuel**  
**President of Council**