City of Gahanna

200 South Hamilton Road
Gahanna, Ohio 43230

Meeting Minutes

Monday, August 3, 1998

7:30 PM

City Hall

City Council

GAHANNA'S VISION is . . .

. . . to be an innovative model community that values its rich heritage, pursues high standards, and where citizens respect one another

Members Present: Karen J. Angelou, Robert W. Kelley, L. Nicholas Hogan, Sherie James-Arnold, Thomas R. Kneeland, Rebecca W. Stinchcomb and Debra A. Payne

GAHANNA'S MISSION is . . .

. . . to ensure an exceptional quality of life by providing comprehensive services, financial stability, and well-planned development which preserves the natural environment, so that city government will continue to be responsive, accessible, and accountable to our diverse and growing community of citizens.

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

Gahanna City Council met in Council Chambers of City Hall, 200 South Hamilton Road, Gahanna, Ohio, on Monday, August 3, 1998. President of Council Karen J. Angelou called the meeting to order at 7:30 p.m. with an Invocation, delivered by Council Chaplain Robert W. Kelley, followed by the Pledge of Allegiance, led by Council member Debra A. Payne.

B. ADDITIONS OR CORRECTIONS TO THE AGENDA.

C. HEARING OF VISITORS

Windy McKenna, G.J. School Board

Windy McKenna, representing the school board, advised the levy committee has been busy for a month; board was delighted and proud of awards won by students; with regard to eligibility of athletes, noted the Dispatch article regarding intervention programs; said the average grade point of Gahanna athletes is 2.89--almost a B average; due to financial planning. district not able to replace teacher positions; have moved teachers around; have an agreement with the UMCA to do the Kidscape Program. advised school is moving ahead with a levy and asked for support; said she felt 90-95% of the families that move here do so because of the schools; shortly after they are here they find out how nice Gahanna is.

President Angelou noted Gahanna News article of July 15, where Miller, Dillon, and Anderson all commented that the City should give funding to the schools; Angelou reminded that the City does not receive the same tax dollars ad the schools, but have always supported the school district, and wish all success in the world; Angelou questioned if it needs to be explained that we are a separate entity; City also does not get state funds that come into the district. Angelou felt under careful financial management we have been able to achieve funding of necessary projects. McKenna said the board appreciates cooperation between the City and school board; added that we always feel frustrated at times. Angelou felt for the City to be fiscally sound should be a credit to the community and a positive force--not something for which the City is criticized.

Tony Purpura, 140 Savern Place, thanked Stinchcomb, Chief Murphy, and Larry Rinehart for attending the neighborhood meeting on vandalism in the area. Thanked

Jennifer D'Ambrosio of Zoning department; felt because of her help, they are getting fence by the school repaired; thanked Mr. Volpe for his cooperation.

Andrew G. Zukowski, 453 Woodmark Run Drive, Gahanna, reminded that he had asked for investigation of Service Director; questioned why he had not been contacted. Mayor responded that under our Charter, the Mayor is assigned as chief executive officer and conservator; said he decided there will be no investigation; is satisfied with how the department is operating. Zukowski requested a special investigator. In closing, noted two members of his family had submitted employment applications, and questioned how applications for jobs are handled.

D. INTRODUCTIONS AND ASSIGNMENT TO COMMITTEE

Ordinances - To Be Introduced and Assigned to Committee

Introduced, by title, by Kelley.

980279 TO DECLARE THE NECESSITY AND INTENT TO APPROPRIATE REAL ESTATE OWNED BY RONALD D. AND VIRGINIA S. BRUBAKER IN CONNECTION WITH THE RECONSTRUCTION OF TAYLOR ROAD, IMPROVEMENT NO. 645, AS DESCRIBED IN PLANS ON FILE IN THE CITY ENGINEER'S OFFICE AND AS LISTED IN EXHIBIT A, HERETO; AND TO DECLARE AN EMERGENCY

This matter was Assigned to the Service Committee

980288 TO AUTHORIZE THE DIRECTOR OF PUBLIC SERVICE TO AWARD AND THE MAYOR TO ENTER INTO CONTRACT WITH CODY ZIEGLER, INC. FOR THE BIG WALNUT PEDESTRIAN ACCESS; TO SUPPLEMENTALLY APPROPRIATE ADDITIONAL $538,399 THEREFOR; AND TO DECLARE AN EMERGENCY

This matter was Assigned to the Service Committee

980289 TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH TRICAR LTD. FOR INSPECTION SERVICES FOR THE BIG WALNUT PEDESTRIAN ACCESS; TO SUPPLEMENTALLY APPROPRIATE $64,800 THEREFOR; AND TO DECLARE AN EMERGENCY

This matter was Assigned to the Service Committee

980293 TO ACCEPT WATER LINE, STREET AND STORM SEWER, IMPROVEMENT NO. 629; AND SANITARY SEWER, IMPROVEMENT NO. 628; AND APPURTENANCES THERETO, IN VILLAGES AT ROCKY FORK, HARRISON POND, SECTION 6, PHASE 2; AND TO DECLARE AN EMERGENCY

This matter was Assigned to the Service Committee

980294 TO ACCEPT WATER LINE, STREET AND STORM SEWER, IMPROVEMENT NO. 683; AND APPURTENANCES THERETO; IN THE BEECHER ROAD EXTENSION

This matter was Assigned to the Service Committee

980297 TO AUTHORIZE THE DIRECTOR OF PUBLIC SERVICE TO AWARD AND THE MAYOR TO ENTER INTO CONTRACT WITH STRAWSER PAVING COMPANY, FOR THE 1998 MORRISON/WATERBURY INTERSECTION IMPROVEMENT; TO SUPPLEMENTALLY APPROPRIATE $131,546 THEREFOR; AND TO DECLARE AN EMERGENCY

This matter was Assigned to the Service Committee

980298 TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH CLYDE E. WILLIAMS & ASSOCIATES; TO SUPPLEMENTALLY APPROPRIATE $16,900

THEREFOR

This matter was Assigned to the Service Committee

980299 SUPPLEMENTAL APPROPRIATION, P.E.R.S. Payment for Retirement of Former City Attorney John C. Young

Referred to Consent Agenda (Duplicate)

980300 SUPPLEMENTAL APPROPRIATION AND TRANSFER OF FUNDS Position of Director of Network Operations

Referred to Consent Agenda (Duplicate)

980302 TO ACCEPT THE FINAL PLAT FOR PROPERTY KNOWN AS "THE PARK AT HARRISON POND", THE VILLAGES AT ROCKY FORK, SECTION 8, PART 1; EVANS MECHWART HAMBLETON & TILTON, APPLICANT.

This matter was Assigned to the Development Committee

980303 TO ACCEPT THE FINAL PLAT FOR PROPERTY KNOWN AS "THE PARK AT HARRISON POND", THE VILLAGES AT ROCKY FORK, SECTION 8, PART 2; EVANS MECHWART HAMBLETON & TILTON, APPLICANT.

This matter was Assigned to the Development Committee

980304 TO ACCEPT THE FINAL PLAT FOR PROPERTY KNOWN AS HARRISON POND, THE VILLAGES AT ROCKY FORK, SECTION 9; EVANS MECHWART HAMBLETON & TILTON, APPLICANT.

This matter was Assigned to the Development Committee

980305 TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH EDSALL & ASSOCIATES FOR BIKEWAY PLANNING AND GRANT ASSISTANCE

This matter was Assigned to the Development Committee

Statutory Resolutions Requiring Two Readings

980295 A RESOLUTION TO DECLARE THE NECESSITY AND INTENT TO APPROPRIATE REAL ESTATE OWNED BY CAPITAL CITY LODGE #9, FRATERNAL ORDER OF POLICE, FOR REAL ESTATE IN THE FORM OF A SLOPE EASEMENT IN CONNECTION WITH RECONSTRUCTION OF U.S. ROUTE NO. 62 AT THE INTERSECTION OF CHERRYBOTTOM ROAD, IMPROVEMENT NO. 653; AND TO DECLARE AN EMERGENCY

This matter was Referred to the Consent Agenda (Duplicate)

980296 A RESOLUTION TO DECLARE THE NECESSITY AND INTENT TO APPROPRIATE CERTAIN REAL ESTATE, CONSISTING OF 0.288 ACRE OF LAND, MORE OR LESS, OWNED THE ESTATE OF JESSE BAUGHMAN, DECEASED, FOR THE PEDESTRIAN ACCESS AT BIG WALNUT CREEK; AND TO DECLARE AN EMERGENCY

This matter was Referred to the Consent Agenda (Duplicate)

E. CONSENT AGENDA

A motion was made by Council Member Payne, seconded by Council Member Kneeland, to Pass the Consent Agenda, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

Yes **7** President of Council Angelou, Vice President Kelley, Council Member Hogan, Council Member James-Arnold, Council Member Kneeland, Council Member Stinchcomb and Council Member Payne

Minutes - To Approve - July 20, 1998 Regular;July 26, 1998, Special

A motion was made to Approve

Ordinances on Second Reading

980280 TO ZONE .979 ACRES, MORE OR LESS, AS SO, SUBURBAN OFFICE; FOR PROPERTY LOCATED AT 4307 JOHNSTOWN ROAD; CITY OF GAHANNA DEPARTMENT OF DEVELOPMENT APPLICANT

This Matter was Adopted on the Consent Agenda.

980281 TO APPROVE THE TRANSFER OF THE CABLE TELEVISION FRANCHISE HELD BY COAXIAL COMMUNICATIONS OF CENTRAL OHIO, INC., TO INSIGHT COMMUNICATIONS OF CENTRAL OHIO, LLC

This Matter was Adopted on the Consent Agenda.

Postpone Ordinance to Date Certain - 8/17/98

980155 TO AMEND CHAPTER 505, ANIMALS AND FOWL, OF THE CODIFIED ORDINANCES REGARDING FEES FOR IMPOUNDING AND DISPOSITION OF ANIMALS; PROCEDURES REGARDING ANIMAL BITES, QUARANTINE AND REPORT

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

980275 TO AMEND SECTION 1167.18(c), SCREENING OF TRASH CONTAINERS OR RECEPTACLES, OF CHAPTER 1167, GENERAL DEVELOPMENT STANDARDS, ADDITIONAL USE, HEIGHT AND AREA REGULATIONS, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA.

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

980276 TO AMEND SECTION 1171.04(A)(1), FENCE STANDARDS, OF CHAPTER 1171, FENCES, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA.

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

End of the Consent Agenda

F. PUBLIC HEARINGS (None)

G. STANDING COMMITTEES

Communications & Technology Committee - Kneeland

Kneeland advised the Code on CD is in process of being reviewed; comments heard are a valuable tool.

Development Committee - James-Arnold

Service Committee - Stinchcomb

Safety Committee - Payne

Committee of the Whole - Kelley

Finance - James-Arnold

James-Arnold advised receiving recap of supplementals from The General Fund for the period January - June, 1998 from Jerry Isler. Will distribute copy to members of Council.

H. CORRESPONDENCE AND ACTIONS

Clerk - (Legal)

Planning Commission Recommendations:

Final Plat Harrison Pond, Villages@R.F.,Section 8, Part 1

Final Plat Harrison Pond, Villages @R.F.,Section 8, Part 2

Final Plat Harrison Pond, Villages@R.F.Section 9

Zoning Change - 4133-4149 N. Hamilton Rd., Select Properties*

***President SET PUBLIC HEARING - Tues., September 8, 1998**

Golf Course Report/Period Ending May 31, 1998

980329 MAY 1998 AND YEAR-TO-DATE FINANCIAL STATEMENTS. Received July 7, 1998

980328 JUNE 1998 AND YEAR-TO-DATE FINANCIAL STATEMENTS. Received 8/3/98

Council

Kneeland reminded that Tuesday, August 4, from 6-10:00 p.m. is National Night Out, hosted by Royal Manor Plaza merchants association; urged everyone to try to stop by; Veterans will have a table there for purchasing the memorial bricks.

I. SECOND READING OF ORDINANCES

Ordinances Reported Out of Committee

980277 TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH MR. YATES FOR PURCHASE OF PROPERTY LOCATED AT 109 MILL STREET, CONSISTING OF 1.575 ACRES; AND TO DECLARE AN EMERGENCY.

Hogan requested opinion from City Attorney Weber regarding the City directly purchasing this property. Did check with two other attorneys; if the City purchases, it must be for a public purpose. C.I.C. can; said he would still like legal opinion; noted it stated different side of the law. President questioned White. White responded with other locations such as the Chamber House, the Lustron House; said the industrial land purchased and we are still holding it; said all has been developed by private enterprise. they pay us the lease; said both Price Finley and another attorney sat in on C.I.C.

discussion of this; have an attorney who is a member of C.I.C. Said Weber is preparing the agreement and has been discussed with Attorney Faist, Mr. Yates attorney; said the public purpose had been discussed; said there is a downtown revitalization plan; comes up as a community development; said the department of development can determine that it is an urban renewal property. White said if the City or Council would feel more comfortable, Council can make original agreement; can have the C.I.C. develop it; have C.I.C. in fact pay for it. White feels there a number of vehicles that are in place; there are a number of factions that we had clearly looked at for several months; said the instrument is nearly complete; said it was also Weber's opinion that Council purchase outright and not go with plan offered by Yates, which was just to purchase an option; would be better for Council's protection to have the authority. Said the Mayor could sign this ordinance with confidence; having worked through The Industrial Zone; will not be signing without Weber's sign off. Angelou felt if this were to be passed and another manner was necessary it could be implemented; concern that it be done in a timely fashion. Kelley assured that TIZ was run through C.I.C.

Kelley noted that Isler has questions on this as does James-Arnold. White questioned use of special counsel for a legal opinion; said we do have a time frame we have been working on. Kneeland questioned if attorney assistants could to the opinion. Hogan said it is important to have a written legal opinion, and they the attorney is liable--not Council.

Angelou called Special Meeting for Monday, August 10, 8:00 p.m.

A motion was made by Vice President Kelley, seconded by Council Member Hogan, that this matter be Postponed to Date Certain. The motion carried by the following vote:

Yes	**7**	President of Council Angelou, Vice President Kelley, Council Member Hogan, Council Member James-Arnold, Council Member Kneeland, Council Member Stinchcomb and Council Member Payne

980278

TO AUTHORIZE THE DIRECTOR OF PUBLIC SERVICE TO AWARD AND THE MAYOR TO ENTER INTO CONTRACT WITH WESTERMAN COMPANIES

James-Arnold once again referenced the report from Isler for the six month supplementals from The General Fund, reminding that it was not in the budget nor was it appropriated. Said, however, she receives calls from constituents regarding sewer back-ups.

Stinchcomb noted discussing in committees at length; was discussed several years ago; talked of phasing in; is not a savings, but is a savings in getting this system in; agrees it is too bad it is not in the budget; reminded we did only have one bidder, noting this is the company that did Phase 1; said we are talking the health, safety, and welfare of the citizens. Angelou recapped that Council had asked that it go out for bids; is not something seen, is underground. Stinchcomb advised committee talked about user fees, front footage fees, and capacity charges being below what Columbus charges us. Is intent to bring forth increase in these fees and that may bring some revenue in. Director Jordan assured Committees will have that Monday evening. Kneeland pointed out that the sewer and water issue it tied to sanitary, and even though there sis positive maintenance, this new phase will not eliminate the need of employees to monitor. James-Arnold added that raw sewage backup or break in front of a house is not pleasant--not we are using our manpower; felt every time we have a supplemental for a department--or a lot of decisions are made--are for the good of the community; pointed out again that this is phased and should have been in the budget. On questioning, Engineer Jackson said we have 4 lift stations; 400-500 residences to be served by this phase; said Brookhouse alone has cost us a lot of damages; this is an early warning system. There was then a general discussion on the station at Polo Villas which was private, then became the City's, and as of this date, no additional development has taken place to produce any payback.

A motion was made by Council Member Kneeland, seconded by Council Member Stinchcomb, that this matter be Adopted. The motion carried by the following vote:

Yes **7** President of Council Angelou, Vice President Kelley, Council Member Hogan, Council Member James-Arnold, Council Member Kneeland, Council Member Stinchcomb and Council Member Payne

J. FIRST READING OF ORDINANCES

980301

TO EXTEND THE SHORT-TERM POSITION OF PART-TIME PLANNER TO THE DEPARTMENT OF DEVELOPMENT FOR A PERIOD OF ONE YEAR; TO ESTABLISH COMPENSATION THEREFOR; AND TO DECLARE AN EMERGENCY.

A motion was made by Council Member James-Arnold, seconded by Council Member Kneeland, that this matter be Introduced, Second Reading Waived. The motion carried by the following vote:

Yes **7** President of Council Angelou, Vice President Kelley, Council Member Hogan, Council Member James-Arnold, Council Member Kneeland, Council Member Stinchcomb and Council Member Payne

A motion was made by Council Member Payne, seconded by Council Member Kneeland, that this matter be Adopted as an Emergency. The motion carried by the following vote:

Yes **7** President of Council Angelou, Vice President Kelley, Council Member Hogan, Council Member James-Arnold, Council Member Kneeland, Council Member Stinchcomb and Council Member Payne

980306

TO AMEND SUBSTITUTE ORDINANCE NO. 120-95, AS AMENDED BY ORDINANCE NO. 187-95, AS AMENDED BY SUBSTITUTE ORDINANCE NO. 158-96, AS AMENDED BY ORDINANCE NO. 2-97, AS AMENDED BY ORDINANCE NO. 107-97, AS AMENDED BY ORDINANCE NO. 242-97, AS AMENDED BY ORDINANCE NO. 980221, AS AMENDED BY ORDINANCE NO. 980287, TO RESTATE THE RATES OF PAY FOR UNCLASSIFIED EMPLOYEES OF THE CITY OF GAHANNA FOR THE YEAR 1997, TO CORRECT SALARY OF THE DIRECTOR OF DEVELOPMENT AS STATED IN ORDINANCE NO. 980287; AND TO DECLARE AN EMERGENCY

A motion was made by Council Member Kneeland, seconded by Council Member Payne, that this matter be Introduced, Second Reading Waived. The motion carried by the following vote:

Yes **7** President of Council Angelou, Vice President Kelley, Council Member Hogan, Council Member James-Arnold, Council Member Kneeland, Council Member Stinchcomb and Council Member Payne

At request of the Clerk of Council, AMENDMENT to remove from the Title the wording: "IN ORDER TO ADD THE NEW UNCLASSIFIED POSITION OF DIRECTOR OF NETWORK OPERATIONS; TO GRANT AUTHORIZATION FOR THE NEW DIRECTOR OF NETWORK OPERATIONS TO BEGIN AT AN AMOUNT ABOVE THE STARTING RANGE FOR THIS POSITION, EFFECTIVE AUGUST 3, 1998"

A motion was made by Council Member Payne, seconded by Vice President Kelley, that this matter be Amended. The motion carried by the following vote:

Yes **7** President of Council Angelou, Vice President Kelley, Council Member Hogan, Council Member James-Arnold, Council Member Kneeland, Council Member Stinchcomb and Council Member Payne

A motion was made by Council Member Kneeland, seconded by Vice President Kelley, that this matter be Adopted as Amended. The motion carried by the following vote:

Yes **7** President of Council Angelou, Vice President Kelley, Council Member Hogan, Council Member James-Arnold, Council Member Kneeland, Council Member Stinchcomb and Council Member Payne

K. REPRESENTATIVES

Community Improvement Corporation (CIC) - Kneeland

Will meet 7:30 a.m., September 16, Heartland Bank

Mid-Ohio Regional Planning Commission (MORPC) - Payne

Bd./Ed., Gahanna-Jefferson Public Schools - HOGAN 8/13/98

Gahanna/Jefferson Joint Committee - Kelley

L. OFFICIAL REPORTS

Mayor

With regard to the employee audit, Mayor noted a series of meeting for a period of time with a consultant; we need an employee audit and he would like to do something different than that; felt we would be better off in looking at a firm that is used to working with cities. Noted Director Jordan had secured information on a firm doing an audit at Reynoldsburg; would like for Council to look at this. Angelou noted need for employee cross training, etc.; felt that was a direction that Council wished to follow. COMMITTEE OF THE WHOLE.

City Attorney - Absent

M. COUNCIL COMMENT

Payne felt it was a good thing we did not wait for the employee audit to look for a Director of Network Operations. Hogan thanked White for her comments; said his question is "can the City legally purchase property and sell to a developer for personal purposes." Stinchcomb advising receiving calls from constituents regarding power outages. Requested of Service Director report from AEP on what they are doing in our area; said she has recently learned people have experienced power outages of 3-4 hours -- when called, told that AEP is under equipped in those areas. White noted meeting quarterly with AEP; will invite Jordan. President asked Stinchcomb to relate parameters. Stinchcomb said primarily the earlier stages of Rathburn Woods; also Woodsen Ave. James-Arnold noted AEP did a 5-year plan; tried to keep an update; had calls that were not construction related. Kelley said there is an Olde McCutcheon Road transformer; has been replaced several times; said it popped again this morning.

Angelou noted Ameritech had met with the special committee last month. Expect to act on a franchise soon; language being corrected; hope to have this week for discussion in committee Monday evening.

N. ADJOURNMENT - 8:37 p.m.

A motion was made by Vice President Kelley, seconded by Council Member Hogan, to Adjourn. The motion carried unanimously.

End of Agenda

Isobel L. Sherwood, MMC
Clerk of Council

APPROVED by the City Council, this
day of 2012.

Chair Signature