

# **City of Gahanna**

*200 South Hamilton Road  
Gahanna, Ohio 43230*



## **Meeting Minutes**

**Monday, June 17, 2013**

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

**7:00 PM**

**City Hall**

## **City Council**

*Stephen A. Renner, President  
Ryan P. Jolley, Vice President*

*Beryl D. Anderson*

*Karen J. Angelou*

*Brian D. Larick*

*David L. Samuel*

*Brandon Wright*

*Isobel L. Sherwood, MMC, Clerk of Council*

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

Gahanna City Council met in Regular Meeting on Monday, June 17, 2013 at Gahanna City Hall, in Council Chambers, 200 South Hamilton Road. President of Council Stephen A. Renner called the meeting to order at 7:00 p.m. and led the Invocation. The Pledge of Allegiance was led by Alaina West, daughter of Council Member Beryl Anderson. Agenda for this meeting was published on June 14, 2013.

**Members Absent:** Ryan P. Jolley

**Members Present:** Stephen A. Renner, Brian D. Larick, Karen J. Angelou, David L. Samuel, Beryl D. Anderson and Brandon Wright

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**B. ADDITIONS OR CORRECTIONS TO THE AGENDA.**

A motion was made by Angelou, seconded by Anderson, to add MR-0025-2013 to the Consent Agenda under Item E. The motion carried by the following vote:

|        |   |   |
|--------|---|---|
| Yes    | 6 | President of Council Renner, Larick, Samuel, Angelou, Anderson and Wright |
| Absent | 1 | Vice President of Council Jolley  |

**C. HEARING OF VISITORS:**

Malcolm Glasgow, Commander of Gahanna American Legion Post 797, presented the Officer of the Year Award to Officer Phillip Stacy; Glasgow read Officer Stacy's accomplishments; said he embodies the finest qualities of a police officer. Officer Stacy was given a standing ovation.

Council Member Anderson read resolutions for the Columbus Academy Headmaster, John Mackenzie and Assistant Headmaster, Head of Lower School, Dan Vorenberg, honoring them for their time and great accomplishments while at the Academy and wishing them well in the future.

Claire Yoder, School Board Representative, said hats off to all who put together the Blues & Jazz Festival; it was great; we met last Thursday and celebrated over 1,100 years worth of service to GJPS with 42 people retiring; they have so much wisdom and knowledge and hands on experience with our kids; have hired 14 new teachers and 3 administrators; we have an exciting opportunity the end of July, our High School Theatre group will be travelling to Scotland for the Edinburgh Festival Fringe; we are one of only 20 schools representing the United States; on July 26th they will be presenting Godspell as a fund raiser at 7:00 p.m. in the auditorium; there is also a presentation on July 27th at the Church of the Resurrection in New Albany.

Pam Francis, 1050 Harvest Ridge Ct., said I am here to speak about the Meadowbrooke subdivision; like to speak about the land type; according to FSWCD there was a 2006 study done that described the land as Alexandria silt loam, Cardington silt loam and Pewamo; Pewamo soil is located in lowlands and is known for slow permeability, low strength ponding and wetness; I want to emphasize the word ponding; Cardington soils are comprised of glacial tills that often become compacted; these restrict root growth below a depth of 26" to 35"; I would really like to ask you to take a look at the 2006 study and see if the addressed rain gardens and stormwater management will work in this soil; the study was conducted to assist the actual stream bank stabilization; nothing about adding the rain gardens or stormwater run off; so where do you place a rain garden; it's not in a ponding area; it's not near a structure; there needs to be at least a 10' buffer

between a structure; if you look at my back yard I have an in ground pool; that is known as a structure; it is adjacent to the actual builder's lots and there are supposed to be rain gardens behind my in ground pool; there are also trees in behind the area between my pool and where the rain gardens are at; they say not to locate rain gardens outside of a tree's drip line to avoid cutting the roots; also not to place rain gardens on a slope behind the barn; so where do we place these rain gardens; I am asking you to take a look at the type of rain gardens that have been known to be built and what kind of soil they are placed in; do we know how rain gardens work in various types of seasons; they say that rain gardens work with soil that is 71% sand, and less than 3% clay by weight; does anyone know what is the life of a rain garden; are these rain gardens going to be engineered by stormwater best management practices; so where else in Ohio have rain gardens been placed on this type of soil; 14 houses on less than 4 acres; has that been acknowledged anywhere in Ohio or surrounding states; I think the City needs to have another study done by FSWCD referencing adding 14 houses and the rain gardens; let them tell us that 14 houses are okay to be built; help us make an informed decision.

Kate Kautz, 199 Regents Rd, read from a prepared statement; said I am against cancelling fireworks this year and also against the income tax levy defeated in May and promising to raise its ugly head again in November. Cancelling the fireworks hurts civic pride, small children's expectations, family, neighbors and friends backyard gatherings, veterans' worthiness and America's founding fathers aspirations for our nation. City Council is holding the citizens hostage with their delay in deciding whether to ban or allow the fireworks this year. Cancelling this year was a stop gap move like putting your finger in the dyke. In a city trying to lure young families to its community, cancelling fireworks is a bad call. That cancellation was unnecessary to balance the proposed looming deficit. It has only produced lingering misgivings with many citizens of Gahanna regarding the City's vision of its future course of action and funding. Threatening citizens with cuts to primary services is far flung; police and fire will answer their calls, streets will be maintained and grass will be cut. Action needs to be taken by City Council to cut expenses for all frills, which may include anything from ornamentation of the Great Bridge of Gahanna to increased signage for Creekside funded by the City. In my home, vacations are paid for in advance. Only entertainment costs are incidental while vacationing. My last vacation was two days at Cedar Point four years ago. I have one income and try to live within my means. My kind of Gahanna operates within its means. Gahanna has so many selling points, most of all its location; near the airport; Creekside which may be solvent some day; near freeway access to all parts of Columbus unrivaled by any community, excellent schools and affordable housing. More facilities, whether pools or trails, call for more personnel, upkeep and insurance premiums. Gahanna pools historically for the last twenty years or so, maybe longer, have not been profitable, so upgrading those facilities is undesirable. One Council member is against the tax increase, three support it and three are on the fence. The same member who is against the tax increase is also against cancelling the fireworks; Karen has the right idea. I do not look forward to a future onslaught of mailed literature in support of the income tax increase. The mailed survey alone involved direct mailings and follow up phone calls by Leisure Vision/ETC Institute to make sure people filled them out. The questionnaire dealt totally with parks, open spaces, trails, pools and recreation classes. A no vote on an income tax levy is a no vote on a lazy river at the Gahanna Pool, which is only one of the reasons I voted no. Lazy pools are unnecessary, especially when families don't even have fireworks. I will encourage everyone I know to be informed and to vote in November. I will personally stress voting no on Gahanna's Income Tax Increase. Fiscal success will come to Gahanna through cutting wasteful spending and remaining a business friendly city with one of the lowest remaining tax rates in Central Ohio. Gahanna's tax increase was overwhelmingly defeated in May and I promise to put all of my efforts into defeating it in the future. Just say no to Gahanna's Tax Increase.

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

|                      |   |
|----------------------|---|
| <u>ORD-0097-2013</u> | SUPPLEMENTAL APPROPRIATION - Stormwater & Water Funds   |
|                      | <b>Introduced</b>   |
| <u>ORD-0098-2013</u> | TO ADOPT THE CITY OF GAHANNA REVISED INVESTMENT POLICY DATED JUNE 6, 2013.  |
|                      | <b>Introduced</b>   |
| <u>ORD-0099-2013</u> | TO AUTHORIZE THE MAYOR TO ENTER INTO MASTER MEMORANDUM OF UNDERSTANDING REGARDING RECLAMATION, REHABILITATION, AND REUTILIZATION OF VACANT, ABANDONED, TAX-FORECLOSED OR OTHER REAL PROPERTY IN THE CITY OF GAHANNA, OHIO, WITH THE CENTRAL OHIO COMMUNITY IMPROVEMENT CORPORATION (COCIC). |
|                      | <b>Introduced</b>   |
| <u>ORD-0100-2013</u> | TO AMEND CHAPTER 105, WARDS AND BOUNDARIES, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA.  |
|                      | <b>Introduced</b>   |

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

|                  |  |
|------------------|--|
| <u>2013-0019</u> | To Approve the Following Set of Minutes:<br>1) June 3, 2013 Regular Meeting Minutes. |
|------------------|--|

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

**Ordinances on Second Reading:**

|                      |  |
|----------------------|--|
| <u>ORD-0092-2013</u> | SUPPLEMENTAL APPROPRIATION - Franklin County Plumbing Fees   |
|                      | <b>This Matter was Adopted on the Consent Agenda.</b>  |
| <u>ORD-0093-2013</u> | SUPPLEMENTAL APPROPRIATION - Contract Plan Review Services   |
|                      | <b>This Matter was Adopted on the Consent Agenda.</b>  |
| <u>ORD-0094-2013</u> | SUPPLEMENTAL APPROPRIATION - Contract Electrical Inspections   |
|                      | <b>This Matter was Adopted on the Consent Agenda.</b>  |
| <u>ORD-0095-2013</u> | SUPPLEMENTAL APPROPRIATION - State Fee   |
|                      | <b>This Matter was Adopted on the Consent Agenda.</b>  |
| <u>ORD-0096-2013</u> | TO AUTHORIZE THE MAYOR TO ENTER INTO AMENDMENT TO THE COOPERATIVE AGREEMENT WITH FRANKLIN COUNTY FOR CONSTRUCTION OF A PORTION OF HAMILTON ROAD BETWEEN CLARK STATE ROAD AND JOHNSTOWN ROAD/U.S. ROUTE 62; SAID PROJECT IN THE JURISDICTION OF THE CITY OF GAHANNA |
|                      | <b>This Matter was Adopted on the Consent Agenda.</b>  |

**Resolutions to Adopt on First Reading:****RES-0009-2013**

TO HONOR AND COMMEND JOHN MACKENZIE AS HEADMASTER OF THE COLUMBUS ACADEMY.

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

**RES-0010-2013**

TO HONOR AND COMMEND DAN VORENBERG AS ASSISTANT HEADMASTER AND HEAD OF LOWER SCHOOL AT THE COLUMBUS ACADEMY.

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

**Motion Resolution:****MR-0025-2013**

Motion Resolution that this Council has no objection to the trex transfer of D1, D3, and D3A Liquor Permits for Local Cantina II, LLC, dba Local Cantina, 101 Mill St., Suite 101, Gahanna, OH 43230 from Gale Nerone, dba The Bow Wow, 1st floor & Patio, 1602 S. Fourth St., Columbus, OH 43207

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

**Passed The Consent Agenda**

A motion was made by Anderson, seconded by Samuel, 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 Renner, Larick, Samuel, Angelou, Anderson and Wright**

**Absent        1      Vice President of Council Jolley**

**End of the Consent Agenda****F. PUBLIC HEARINGS: None.****G. STANDING COMMITTEES:**

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

**Finance, Service & Safety - Larick**

Larick said the expectation is next week we will have a 5 year financial presentation from the administration; also had a second conversation about shared services with the townships and schools and several items have been identified to pursue for feasibility and savings; will continue discussion.

**Development & Parks - Wright: No report.**

**H. CORRESPONDENCE AND ACTIONS:****Clerk****2013-0020**

Notice to Legislative Authority of trex D1, D3, and D3A liquor permits transfer for Local Cantina II, LLC, dba Local Cantina, 101 Mill St., Suite 101, Gahanna, OH 43230 from Gale Nerone, DBA The Bow Wow, 1st floor & Patio, 1602 S. Fourth St.,

Columbus, OH 43207. Last day to file objections is July 18, 2013.

**Received and Filed**

## Council

### I. SECOND READING OF ORDINANCES:

#### ORD-0032-2013

TO AMEND SECTION 161.03, IMPOSITION OF TAX, OF CHAPTER 161, INCOME TAX, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA, RELATED TO INCREASING THE CITY INCOME TAX RATE TO THE RESIDENTS OF THE CITY OF GAHANNA

Renner read ORD-0032-2013 and said I believe this was based on the vote on May 7th, and asked for a motion. Renner asked if there is no motion does this automatically fail. Ewald said no; I would prefer that Council vote it down to remove it; that would extinguish it permanently.

Discussion on motion.

Angelou said I guess the discussion needs to be that without this going down it remains as an adopted ordinance; I will vote no so that it can be taken off the books; is that correct Mr. Ewald; this is the only way to get it off the books. Ewald said it is not the only way but it sends a clear message that it is rejected at this time since it was postponed to this date; you technically don't have the authority to pass it without the voters; would be much clearer and cleaner if it was voted down tonight.

Anderson said she would like to call the question.

**A motion was made by Angelou, seconded by Larick, that this matter be Adopted. The motion failed by the following vote:**

**Yes            0**

**No            6      President of Council Renner, Larick, Samuel, Angelou, Anderson and Wright**

**Absent        1      Vice President of Council Jolley**

#### ORD-0091-2013

TO REZONE 3.9+- ACRES OF PROPERTY AS ROD/SF3, RESIDENTIAL OVERLAY DISTRICT/SINGLE FAMILY 3; SAID PROPERTY LOCATED AT 5593 HAVENS CORNERS ROAD; KNOWN AS THE MEADOWBROOKE SUBDIVISION; BROOKWOOD CONSTRUCTION COMPANY, INC., DOUG MADDY, APPLICANT.

Renner read ORD-0091-2013, and said this is to be remanded to the Planning Commission, and asked for a motion.

Discussion on Motion.

Larick said as I have identified on each occasion this has been brought forward, I am not in favor of this development as it has been designed, so to remand it back serves no purpose to me so I will not vote in favor of remanding it back. Anderson said I echo Larick's comments.

**A motion was made by Wright, seconded by Anderson, to Remand to the Planning Commission June 26, 2013. The motion carried by the following vote:**

|               |          |   |
|---------------|----------|---|
| <b>Yes</b>    | <b>4</b> | President of Council Renner, Samuel, Angelou and Wright |
| <b>No</b>     | <b>2</b> | Larick and Anderson                                     |
| <b>Absent</b> | <b>1</b> | Vice President of Council Jolley                        |

Renner said this will be remanded back to Planning Commission and they will hear it on June 26th; it should be back to Council with a recommendation to be heard in Committee of the Whole on July 8th.

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

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

**L. REPRESENTATIVES:**

**Community Improvement Corporation (CIC) - Larick/Renner**

Larick said the next meeting is June 25th at 6:00 p.m. in the Committee Rooms.

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

Angelou said MORPC met on Thursday June 13th; there were 4 resolutions on the Policy Committee; T-10-13 "Providing Additional MORPC-Attributable Funding for the I-270/US 33 Northwest Interchange" did pass; said this is new venture and hopefully not a slippery slope to start; will be a \$25 million loan repaid through a SIB loan; MORPC had already put \$7 million toward this project; the reason this project passed and there was a whole lot of due diligence done on this; this particular intersection is a very dangerous intersection and was one of the highest levels needing to be completed as soon as possible; this is only the first stage of this; huge amount of money of which Dublin is paying a large portion; if TIGER grants are available it would be 2/3 MORPC and 1/3 Dublin for what is being paid; it sets a precedent on an individual basis these very large projects which would be in need for safety reasons as well as jobs and businesses and trucks will have the option of using attributable funding for that; the second resolution T-11-13, "Establishing Priorities for Central Ohio Candidate Projects Submitted in 2013 for Major/New Funding"; also adopting T-8-13, "Adopting the 2013 Transportation Public Involvement Plan"; I will have that plan in the office along with all the other paper work that goes with the MORPC meeting; also T-9-13 "Amending the State Fiscal Year (SFY) 2014-2017 Transportation Improvement Program"; the Gahanna Safe Routes to Schools is on that program, and has been moved up to this 2014-2017; at the actual Commission meeting we authorized Resolution 11-13 "To Authorize the Executive Director to enter into an Agreement with the Columbus Foundation and other Funders for up to \$550,000 for a Home Repair Program for Weinland Park"; there is a whole lot of effort going into Weinland Park and this is another wonderful opportunity for MORPC through help from the Columbus Foundation and some other funders to help; we also accepted two non voting members; this is a new group of people coming to MORPC; the first is Metropolitan Educational Council which is part of a new pilot association; also the Columbus Metropolitan Housing Authority as a pilot associate; in July will be doing the new dues discussion; is going to be a 1 1/2 cent increase per resident; we passed the amendments of the Articles of Agreement and By-laws; MORPC will be coming to every community because every community has to accept the Articles of Agreement and By-laws which will take 6 to 7 months. Angelou said all related documents will be available in the Council office.

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

Samuel said Mrs. Yoder touched on a large number of retirees honored that evening at the School Board meeting; like to recognize Ralph Walton who was a Vice Principal who is retiring; he was one of my students at Central High School and I encouraged him to go into education; there was also a resolution passed to join the Alliance for Adequate School Funding which is a state wide group that will be working with legislators to find new ways to get funding for schools; everything else was normal business.

**Convention & Visitors Bureau (CVB) - Jolley: No report.****M. OFFICIAL REPORTS:****Mayor**

Mayor said we have just wrapped up another successful Creekside Blues & Jazz Festival; this was the 15th year; was begun to help economic development in Olde Gahanna, and certainly has done that; saw many businesses with their doors open taking advantage of the crowds that were down there; one thing I wanted to say tonight was that over time it has evolved into so much more than just wonderful music; it also provides opportunities for volunteer groups here in Gahanna and beyond; they volunteer and then receive a donation from the CVB who sponsor it; this is not a City event, it is a CVB event; the American Legion and VFW were able to raise money by leasing the carnival space; wonderful people in this community; the Kiwanis, the Jaycees and all those community groups that were manning booths; I worked with a family from Upper Arlington who were members of the Eastern Kiwanis; they were there to raise money for a project they were involved in which is homeless high school students; they introduced me to their children; four young adults who didn't look like them at all; all four of the young people were adopted by this family and were homeless at one point; one of them won the Jefferson Award this year; want to thank Laurie Jadwin and all the people associated with the festival; there was a lack of volunteers this year and I know a couple of Council members stepped in and worked; like to thank the people who did volunteer; the people who are part of the solution and always answer the call; was a wonderful event; there were people there from many states; anxious to see the numbers.

**City Attorney: No report.****N. COUNCIL COMMENT**

Angelou said the Creekside Blues & Jazz Festival is always a treat and this year was no exception; good to see our friends at Strathmore doing as much as they did to make everyone feel welcome; good to see Local Cantina and Ciao Vino open; walked in to see my friend at the candle shop and was so happy to see that she found a place there as well; hope we continue to see Creekside becoming the attraction that we thought it could be.

Anderson said I would underscore the comments about the Blues & Jazz Festival; in addition to the business it is great to see more tenants on the residential side of Creekside; it was great to mix and mingle with the businesses at the kick off event; I'd like to acknowledge and thank those people who were the brain children behind this and who worked to help the economic development of Olde Gahanna; thank Karl Wetherholt; who I understand was very instrumental in the engineering of part of it in dealing with the creek; thank Sadicka White, the former Director of Development; the Mayor was around then so thank you; also want to underscore the summer lunch program that has been picked up again this year by the Ministerial Association and

others who see the need and contribute; summer school is in its second week; exciting to see not just math and science, but also Chinese and art and some other programs; wonderful to have that option and my daughter is participating in several programs; wonderful Blues & Jazz Festival; had people from several other states there.

Wright said I was very happy with the Blues & Jazz Festival and just seeing Creekside come back to life; thank Strathmore; happy to see Local Cantina in that space was a big hole we were glad to fill; I am very happy to be part of Gahanna; we may differ on subjects, but something Doug Maddy said at committees, Gahanna is a gem; when I first started attending Council meetings I was struck by how dedicated people are to this City; in retrospect to all the conversations we have had it's very refreshing to know that we live in a good City.

Samuel said I had concerns about the traffic congestion near the proposed Meadowbrooke development and contacted Mike Meeks who is a Franklin County Traffic Engineer and asked him a couple of questions; I asked about putting a traffic light at Farm Creek and also lowering the speed limit from 45 mph to 35 between Helmbright and Farm Creek; he gave me a detailed reply which I will summarize; they did a traffic study in 2012 during the morning and afternoon peak hours, and the traffic count was 1,500 cars; they stated with this development it would be a change of less than 1% if the development came in, and that there would be no warrant for a traffic light or reducing the speed; will make this information available in the Council office.

Larick said it was very satisfying to see the renaissance that is occurring in Olde Gahanna with the purchase of Creekside and the time, effort and money that Strathmore has put into the development; saw the upgrade at Signatures with the patio; spoke with Lew Griffith about his building; is a wonderful addition to Mill Street and Olde Gahanna, and what is going on there; Local Cantina is family oriented; glad to see it; cannot say enough about the team of volunteers; Collins and Franey, Laurie Jadwin; folks at CVB working endlessly over the weekend; everyone who put in time to make the event successful.

Renner said I would like to extend my appreciation to Officer Stacy; great when we can honor one of our own; was down in the area of the Blues and Jazz Festival all weekend and really enjoyed myself; my wife and I have been strong Blues fans for many years and now our boys; liked the term Larick used, the renaissance that is happening at Creekside; saw new businesses there; one that I saw that was interesting was "You Break I Fix", and I spoke with the young man in the store and he actually specializes in fixing i pads, i phones, and he guarantees he will fix these things in an hour; the festival was a great event for Gahanna.

## O. EXECUTIVE SESSION:

**A motion was made by Samuel, seconded by Larick, to go into Executive Session 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:**

|        |   |   |
|--------|---|---|
| Yes    | 6 | President of Council Renner, Larick, Samuel, Angelou, Anderson and Wright |
| Absent | 1 | Vice President of Council Jolley  |

Council rose to Executive Session at 7:57 p.m. Council rose from Executive Session at 8:10 p.m. with all members returning to the dais; there was no report.

**P. ADJOURNMENT: 8:10 p.m.; Motion by Wright.**

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

*APPROVED by the City Council, this  
day of 2013.*

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**Stephen A. Renner**  
**President of Council**