

City of Gahanna

*200 South Hamilton Road
Gahanna, Ohio 43230*



Meeting Minutes

Monday, April 16, 2012

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

7:00 PM

City Hall

City Council

*Brian D. Larick, President
Stephen A. Renner, Vice President*

Beryl D. Anderson

Karen J. Angelou

Ryan P. Jolley

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 Session on Monday, April 16, 2012, at Gahanna City Hall, in Council Chambers, 200 South Hamilton Road. President of Council Brian D. Larick called the meeting to order at 7:00 p.m. Invocation was given by Vice President of Council Renner followed by the Pledge of Allegiance led by Girl Scout Troop 970 from Lincoln Elementary. Agenda for this meeting was published on April 13, 2012.

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

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

Girl Scout Troop 970 from Lincoln Elementary, made a presentation to Council on making the sidewalks in Hunters Ridge and Rathburn Woods safer to use in the winter months. A copy of the presentation is on file in the Council office.

Mayor Stinchcomb congratulated the students; need to encourage this message city wide and also important to note that we get a lot of complaints about businesses; need to get the word out to them also; high school kids walk along Hamilton and Granville; need to encourage our businesses also; great job by the girl scouts.

Anderson also offered her congratulations; don't rely on City Council, the administration or the media; you too can be a great advocate; get your classmates and school to talk about this; get out in your own neighborhood; if you knock on the door your neighbors may respond better; we expect to see change from this.

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

Ordinances introduced, by title, by Anderson.

ORD-0088-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH PLAYWORLD MIDSTATES FOR PURCHASE AND INSTALLATION OF PLAYGROUND EQUIPMENT FOR TRAPP PARK; TO SUPPLEMENTALLY APPROPRIATE \$38,820; AND TO DECLARE AN EMERGENCY.

Introduced

ORD-0089-2012

TO AUTHORIZE THE DIRECTOR OF PUBLIC SERVICE TO AWARD AND THE MAYOR TO ENTER INTO CONTRACT WITH METROPOLITAN ENVIRONMENTAL SERVICES, INC., FOR SANITARY SEWER CLEANING AND CCTV PROJECT.

Introduced

ORD-0090-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH CJI RESEARCH CORPORATION TO CONDUCT A RESIDENT SURVEY FOR THE CITY OF GAHANNA; AND TO SUPPLEMENTALLY APPROPRIATE \$3,500.

Introduced

ORD-0091-2012

SUPPLEMENTAL APPROPRIATION - Emergency Management, Emergency Management Director

Introduced**ORD-0092-2012**

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH BIRD HOUK, A DIVISION OF OHM, FOR THE UPDATE AND REVISION OF THE HAMILTON ROAD CORRIDOR PLAN.

Introduced**ORD-0093-2012**

TO ZONE .840+/- ACRES OF PROPERTY AS SO, SUBURBAN OFFICE; SAID PROPERTY LOCATED AT 790 EAST JOHNSTOWN ROAD; LEADER DEVELOPMENT, LLC, KATHY WEIBLE, APPLICANT.

Introduced, to Committee of the Whole**E. CONSENT AGENDA:****Minutes - To Approve:****2012-0019**

To Approve the Following Sets of Minutes:

- 1) April 2, 2012 Regular Meeting Minutes.
- 2) April 9, 2012 Special Meeting Minutes.

This Matter was Approved and Filed on the Consent Agenda.

Ordinance: Introduce, Waive Second Reading , Adopt:**ORD-0087-2012**

SUPPLEMENTAL APPROPRIATION - Various Operating Equipment Accounts/Parks & Recreation

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

Ordinance: Introduce, Waive Second Reading, Adopt as Emergency:**ORD-0086-2012**

TO AUTHORIZE THE MAYOR TO ENTER INTO CHANGE ORDER AGREEMENT WITH CONIE CONSTRUCTION FOR THE BUCKLES COURT PUBLIC INFRASTRUCTURE EXTENSION; TO REMOVE AND REPLACE UNSUITABLE SOIL; TO SUPPLEMENTALLY APPROPRIATE \$52,062; 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-0071-2012**

TO ACCEPT MONIES SEIZED IN THE AMOUNT OF \$1,026 AWARDED TO THE GAHANNA POLICE DEPARTMENT PURSUANT TO COURT ORDER NO. 10CVH-15963; AND TO SUPPLEMENTALLY APPROPRIATE \$363 TO THE LAW ENFORCEMENT TRUST FUND.

This Matter was Adopted on the Consent Agenda.

ORD-0072-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR FRA-BRIDGE REPAIR FY13; FOR I-270 BRIDGE OVER BIG WALNUT CREEK LOCATED JUST NORTH OF THE HAMILTON ROAD INTERCHANGE.

This Matter was Adopted on the Consent Agenda.

ORD-0073-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH EMH&T TO DESIGN THE SYCAMORE RUN STREAM RESTORATION PROJECT; IMPROVEMENT NO. ST 981.

This Matter was Adopted on the Consent Agenda.

ORD-0074-2012

TO PAY \$4,132 TO THE WOODS AT SHAGBARK CONDOMINIUM ASSOCIATION AS A MORAL OBLIGATION TO REIMBURSE THEM FOR LIFT STATION ELECTRIC BILLS

This Matter was Adopted on the Consent Agenda.

ORD-0075-2012

SUPPLEMENTAL APPROPRIATION - Police Equipment and General Fund Equipment

This Matter was Adopted on the Consent Agenda.

ORD-0076-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO PURCHASE AGREEMENT WITH KEY CHRYSLER, FOR THE PURCHASE OF TEN REPLACEMENT POLICE CRUISERS FOR THE POLICE DEPARTMENT OFF THE HAMILTON COUNTY COOPERATIVE PURCHASING AGREEMENT; AND TO DECLARE AN EMERGENCY

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

ORD-0078-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO PURCHASE AGREEMENT WITH BUCKEYE POWER SALES, FOR THE PURCHASE OF FOUR SCAG ZERO TURN MOWERS FOR THE PARKS AND RECREATION DEPARTMENT OFF THE STATE CONTRACT; AND TO DECLARE AN EMERGENCY

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

ORD-0080-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO REIMBURSEMENT AGREEMENT WITH SYCAMORE WOODS CONDOMINIUM ASSOCIATION AS A JOINT PROJECT FOR SYCAMORE RUN STREAM RESTORATION DESIGN SERVICES.

This Matter was Adopted on the Consent Agenda.

ORD-0081-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO SPRINT SOLUTIONS, INC., PARTICIPATING ADDENDUM TO SPRINT CELL PHONE CONTRACT FOR SERVICE DEPARTMENT PHONES, TO REDUCE THE MONTHLY COST; AND TO DECLARE AN EMERGENCY.

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

ORD-0082-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH DELTA DENTAL PLAN OF OHIO, INC., TO PROVIDE DENTAL BENEFITS FOR EMPLOYEES FOR 2012.

This Matter was Adopted on the Consent Agenda.

ORD-0083-2012

TO ADOPT THE RECOMMENDATION OF THE ADVISORY BOARD FOR THE OFFICE & INDUSTRIAL INCENTIVE PROGRAM GRANTING APPROVAL FOR PEDIATRIC & ADOLESCENT PRACTITIONERS, INC., (PAP) FOR A PERIOD OF THREE YEARS.

This Matter was Adopted on the Consent Agenda.

ORD-0085-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT TO USE ECONOMIC GROWTH INCENTIVES FOR NEW JOBS AND INVESTMENT WITH PARTNERING JURISDICTIONS.

This Matter was Adopted on the Consent Agenda.

Ordinance - To Amend by Substitution and Adopt:

ORD-0079-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH THE COMMUNITY IMPROVEMENT CORPORATION FOR IMPLEMENTATION OF THEIR STRATEGIC GOALS; TO SUPPLEMENTALLY APPROPRIATE \$350,000 FROM THE URBAN REDEVELOPMENT TAX INCREMENT EQUIVALENT FUND TO THE GAHANNA COMMUNITY IMPROVEMENT CORPORATION (CIC).

This Matter was Amended by Substitution and Adopted on the Consent Agenda.

Ordinance - To Amend by Substitution and Adopt, As Emergency**ORD-0077-2012**

TO AUTHORIZE THE MAYOR TO ENTER INTO PURCHASE AGREEMENT WITH CENTURY EQUIPMENT, FOR THE PURCHASE OF THREE TORO 4000-D LARGE AREA MOWERS AND ONE GREENSMASTER MOWER FOR THE PARKS AND RECREATION DEPARTMENT OFF THE STATE CONTRACT; AND TO DECLARE AN EMERGENCY

This Matter was Amended by Substitution, Adopted, As Emergency on the Consent Agenda.

ORD-0084-2012

TO ENACT CODE CHAPTER 908, SIDEWALK DINING, AND NON-PERMANENT AMENITIES INSTALLED WITHIN PUBLIC RIGHT OF WAY, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA; AND TO DECLARE AN EMERGENCY.

This Matter was Amended by Substitution, Adopted, As Emergency on the Consent Agenda.

Motion Resolution:**MR-0022-2012**

Motion Resolution to authorize the Director of Public Service to go out for bids for the Techcenter Drive Waterline Extension - ST976.

This Matter was Approved on the Consent Agenda.

MR-0023-2012

Motion Resolution to authorize the Director of Public Service to go out for bids for the Gahanna Woods Detention Basin - ST979.

This Matter was Approved on the Consent Agenda.

MR-0024-2012

Motion Resolution to authorize the Director of Public Service to go out for bids for the Science Boulevard Extension Landscaping - ST978.

This Matter was Approved on the Consent Agenda.

MR-0025-2012

Motion Resolution that Council has no objection to the stock transfer of C2 and D8 liquor permits for Rees Flowers & Gifts Inc., 249 Lincoln Circle, Gahanna, Ohio 43230.

This Matter was Approved on the Consent Agenda.

MR-0026-2012

Motion Resolution that Council has no objection to the new D5I liquor permit for Calimira LLC, dba Rusty Bucket Tavern & Restaurant, NW corner of Hamilton Road & Granville St., Gahanna, OH 43230.

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 7 President Larick, Renner, Samuel, Angelou, Jolley, Anderson and Wright

End of the Consent Agenda**F. PUBLIC HEARINGS:**

President stated Public Hearing Rules that would govern the hearing this evening.

Z-0004-2012

To consider a Zoning application to zone .840 +/- acres located at 790 E. Johnstown Road; current zoning L-SO (Limited Overlay Suburban Office), requested zoning SO (Suburban Office); Leader Development, LLC, Kathy Weible, applicant.

Director of Development Anthony Jones stated that the request is from Leader Promos; parcel is .840+/- acres; the request is to increase parking to accommodate growth; location is at the southeast corner of Hamilton and Johnstown Roads; current zoning is Limited Overlay Suburban Office which was approved in 1998; overlay allowed for a 2 story building and 25 parking spaces on this site; also provided for preservation of trees on east, south, and west; this approval in 1998 was given before Leader Promos purchased the site; request is to remove the overlay and make it Suburban Office; change would remove overlay text requirements; Limited Overlay has some stringent requirements; this request would establish a 15' rear yard and 15' side yard as well as a 36' parking setback and accommodate the 50 additional parking spaces; is consistent with Suburban Office zoning classification; no variances are required with this zoning request; displayed slide showing current parking lot connects to the parcel requested; need additional parking because of the employment growth; parcels to the south and east are adjacent to the site and in township; displayed slide which shows current landscaping and impact this development would have; Planning Commission has recommended this zoning change after a significant amount of discussion; a variance was granted to allow temporary gravel parking in the midst of this process; gravel parking only for those areas that meet current zoning limitations; final development plan is at Planning Commission for review at this time; any approval would be contingent upon approval by Council of this zoning request; Department of Development does recommend approval; this is a serious concern of a serious business and future retention in the community; is a more realistic site development plan; recommend your approval.

President opened Public Hearing; at 7:18 p.m. President asked for proponents.

Kathy Weible, Leader Promos, 790 E. Johnstown, stated Jones had provided an excellent recap; request is to remove the zoning overlay that was set back in 1998 prior to our purchase; if you drive by you can see how cars are stacked up; would like to complete this additional parking so we can fully utilize the building we have; can sustain with this additional parking.

Chair asked for opponents.

Jim Boyd, 740 N. Hamilton Road, stated he lives adjacent to the property; the first question is why did we originally do a limited overlay; it was to protect our properties; the City thought it was the best way to bring Suburban Office to the area; now years later you're going to change; know they bought property after it was zoned; am not against growth but under current limited overlay by staying 29' from my property; don't know if they have looked at it; when they bought the property the limited overlay was there; should have bought with contingency to see if zoning could be changed at that time; also has anyone looked at leasing spaces from old Big Bear or Giant Eagle; they are never at 100% capacity; Giant Eagle in Upper Arlington moved in last year at holiday time and they bus employees from OSU; they made arrangements for their employees; not against the parking lot but against the change in the overlay; keep all trees; they will replace with trees that will take years to grow; no talk about the 5' or 6' underneath it by taking out the brush; you don't see my house from Hamilton Road; you will with this plan; not

against growth or parking; just do it within the limited overlay; Planning Commission made comment they thought parking lot was better than looking at a 9500 sf building; where were they going to park if they build the building; they can't build it because they couldn't provide parking; ask that you just put parking lot within current overlay.

President asked for rebuttal.

Weible stated they were not part of the 1998 zoning; do not know what underlying intention was; Kraner wanted a 2 story building and parking spaces; 25 parking spaces allotted now are not enough; don't know what future use of the site may be; can sustain our current use as long as there is parking; years down the road the business could change on any parcels owned by the Leaders; for the foreseeable future we are trying to sustain our business in Gahanna; Giant Eagle is far away; decided if the only option is to shuttle we need to look at something else; have 70 employees now and hope to have 100; that intersection is difficult to cross even from the old Big Bear lot.

Matt Schmayer, Leader Promos, stated that before Ohio Health went in there may have been a possibility of parking; however, that lot is full all day; not conducive to good business to shuttle people back and forth; we don't have that luxury; is not a realistic solution in our eyes.

President opened discussion up to Council questions at 7:26 p.m.

Jolley asked Jones with regard to the current parking what is the distance between Johnstown Road and western edge of the parking lot. Jones stated it looks like it is the 36' standard for parking setback; don't have an exact answer. Jolley stated it does not look like 36'; trying to get a sense of what that space is; for owners, if the new parking lot is approved, will any of the islands and current parking spaces be redesigned to maximize that parking. Weible stated it is maximized; nothing else we can do; need way more than the 1 or 2 spots that can be added in. Schmayer stated that the 36' from Hamilton Road is a preservation zone so if we were to remove the setback we would be inside the preservation zone; is all heavily wooded.

Larick asked if in context of the additional parking, were the spaces in the new area, including everything as a whole, were existing and new rebuilt and rebuilt to maximize space as one entity. Weible stated we had engineers working on that; where we had to enter the lot, we only have a few spots; nothing that can be done to change existing; we are allowed no access off Hamilton Road.

Wright asked Jones if a parking lot is put on this site can the existing land and soil take any type of rain water; did development look at that. Jones stated that for every zoning application, stormwater management must be met as part of the Final Development Plan; yes it was taken into account. Wright said so there will be no runoff on to Hamilton.

Angelou asked applicant if they took current limited overlay on the property to see if with the current zoning they could meet their needs. Weible stated that with the overlay text, it had to be as approved on that overlay which is 25 spaces; we couldn't do anything different. Jones stated the overlay is very specific and would require a zoning change to do anything different. Angelou asked why can't there be a zoning that would include the same setbacks and develop the parking from that; proposal is so invasive on the properties adjacent; the setbacks were established in the overlay to protect the houses that were there; this is a wonderful business and glad you are successful but looking for a way to compromise so we are not so close to the houses; be able to use the same setbacks; think I heard Boyd say they are not against the parking lot just want it to be

less invasive; would think we could come up with something that would accommodate both.

Ewald stated that if you try to modify you must remove the overlay; follow it or remove it. Angelou asked if we remove the overlay and consensus is not to build the building, looking for a way for it to be done to be able to be friendly to existing neighbors; if there was some way to do that we could have a win win. Schmayer stated at last meeting explained that along the area closest to Boyd we proved that we are going to keep a buffer in place so Boyd can't see the parking lot and we can't see him; will keep as many trees as possible; understand it will take long for trees to grow but we will walk with contractor and keep as many trees as possible; suggestion was made to do pine trees which we can do; we are completely aware of the situation; Zoning Administrator Gard commented on it and we are taking steps to preserve everything we can for the neighbors; don't want to disturb Wilke or Boyd; shown on the plans for design review are the trees that are currently there; intend not to level this like Ohio Health did across the street.

Samuel read from Planning Commission minutes. In response, Weible stated they are proud owners; have improved that corner since we purchased; want things to be nice for everyone.

Anderson stated this is all laudable but am concerned with a couple of things; want a win win for everyone; asked Boyd if he was aware of this. Boyd stated his question comes down to why are we changing; because of the change to Suburban Office there are no protections; can say what they will do but can sell off; the protection of the limited overlay is gone; limited overlay was there to protect us; don't know about what you can't change but why can't you do a new limited overlay and still have the 29' buffer.

Anderson asked if an agreement or contract with parties would meet that concern. Boyd stated he had seen the drawings; know the brush and undergrowth would be gone; that's what protects the house; it's all the shrubs; the visual shown doesn't show it. Anderson asked what it is Boyd wants. Boyd stated he wants them to build a parking lot in limits of the limited overlay; didn't know they couldn't put parking lot in place of building; want 15' on the south and 29' on the east; want that the same as existing; City has their 36' made a preservation zone to protect themselves but I'm not protected; they may have to move if they keep growing.

Jones stated an application for design review is before Planning Commission; these concerns are being reviewed by Planning Commission during the process; that is a separate issue and process; a zoning change is what is before you.

Renner asked Boyd if he was a resident of Jefferson Township and not City of Gahanna; do you pay utilities to city. Boyd replied no he does not. Renner asked for clarification; you are open to the idea of an L-shaped buffer between your land and where the parking spaces are; can still be developed for 25 spaces. Boyd stated they are not fighting the parking lot but the setbacks.

Stinchcomb stated that she spent quite a bit of time on this prior to the applications being submitted; looked at scenario of bussing their employees, asked all the questions you are asking; would have to move if they can't grow in place; trying to get it there as best we can on site with the plan as part of the challenge; parking in original overlay was not built exactly; existing as is, is not exactly done to way the limited overlay was approved; that was changed later in the process..

Jones noted it is an important distinction that these setbacks are not the same; this

requested parking lot 15' away is different than 29' for a building; was a discussion point at Planning Commission; building with lights on it compared to a parking lot was a discussion point; important to distinguish; is 15' from the eastern portion.

Jolley asked the purpose of the 36' preservation zone between Hamilton Road. Jones stated current code requires 36' from public right of way; from my reading of 1998 minutes there was the understanding that suburban office overlay would keep that 36' buffer. Jolley asked what is the purpose of 36'; would there be a way to go up. Jones stated it is a standard we try to adhere to; don't want parking lots adjacent to the road when development projects come forward.

Anderson stated she was wondering how this can be a win win; with that, Mayor mentioned retention; is there another opportunity in Gahanna for this business; we have incentives we can offer. Stinchcomb stated she sat in their office; is a beautiful building and a ravine and is conducive to the creative energy they have; that is important to them; they have no desire to move; we could have a much more invasive business in this building; is a special site; when we discussed asked is there another place you might want to go; are other sites but not in Gahanna; would like to retain; did ask the same questions.

Anderson stated given that how can we make this a win win. Boyd asked if there was a way you can do away with current plan and do a new overlay and keep the setbacks; that would be the win win. Weible stated we set out to maximize the most number of spots on the site; many iterations to make this fit; obviously we have to abide by the codes in place; that is 100% what we have done; know that Gard had done some measurements; from corner of lot to home is 160'; home is not right against the parking lot; understand he is concerned with his views; don't believe that will change drastically.

Anderson stated financial feasibility of going up would be a hindrance; don't want to speak for them but know that parking garages are expensive. Weible stated when we first started talking had grand plans for this lot and had a tough discussion on value of land; decided that Leader Promos wants to stay; have been there many years; this has been many years in the thought process; were ready in 2006 ; are really behind the eight ball now as we thought we would be able to start as soon as the weather broke; are doing this on a shoe string budget; need this parking as well in order to be adding people.

Wright stated that looking at this from development standpoint there will be no environmental impact compared to building the 2 story building. Jones stated that standards we have in code and stormwater management will have to be followed. Wright stated it looks like applicants have bent over backwards with allotment and making modifications and changes; the property we are talking about, the adjacent properties, live on the outskirts of a municipality.

Renner asked Jones if the 36' preservation area is open to any type of modification; if so could any reduction in that area give extra space for parking; could current configuration be moved to increase the buffers. Jones stated that any shifting of that would require a variance and inhibit another side of the property; would encroach on the other side; this is the best way to preserve the green space on the north and west sides as well as continue on with the buffers on the south and east sides; important to note that area is quite wooded and will remain so in that buffer zone; applicant has consistently said he would work with surrounding property owners; has been a long process for them; anything we do will encroach on another side; Renner stated that these public hearings are an opportunity for us to come up to speed; see a lot of energy by the applicant; is a Gahanna business and want to work with them; happy you are here; know you can see us

struggling; getting a little difficult; hope you can work out this other agreement.

Larick asked Jones what the zoning was before the overlay. Sherwood stated she believed we zoned it residential upon annexation to the City.

Jolley stated he appreciated comments made and work that has gone in to this; allude to belief that there is some more wiggle room on west side of property; would be shielding a home versus a heavily travelled roadway; probably more important for homeowner; point two, am not an engineer but in looking at proposed drawing does not appear to maximize spaces; more room for an alternate proposal that could make everyone happy; hopefully another application will continue work on this.

Angelou stated this is zoning, not the development plan; what we are suggesting is taking off the limited overlay and coming back with a different limited overlay as another option; this is a wonderful opportunity; potential; think we are talking 10' that would make Boyd say thank you and you would have enough additional parking; this is zoning, not development plans.

Stinchcomb stated she did want to add that time is of the essence; they wanted to go several months ago; trying to remove preservation zone to move 10' would have to go back through Planning Commission; that process would be far out of their window.

Jones stated he appreciates all the comments; 10' would require a 4th or 5th re-engineering of this site; what you can't see is that there are a lot of grade changes; behind the building it falls off rapidly; in my talks with applicants think that will be problematic; overlay can be added but taking it back to Planning Commission would start process all over. Jones continued that lot with building is suburban office; only this lot tonight has the overlay on it; important to note that current overlay text states building setback; looking at the site the 29' setback accommodated the fact there was to be a building; parking lot alone will not have the same impact even though more parking spaces are provided; one of the points I made earlier, plan as it exists now would have more of an impact on Boyd; getting it approved as suburban office, in my opinion, would minimize the impact potentially against Boyd; existing zoning, in my opinion, is more detrimental.

Samuel asked when original application for this change was submitted. Jones stated Planning Commission heard it on March 14; application was submitted February 22 and has been in process since that time.

Anderson asked Boyd if he was of the same mind as previously; are you in agreement. Boyd stated he was never part of the overlay discussion; 29' buffer was there in 1998; how it was written the way it was I don't know; don't know why it can't be shifted to the west 10' or 15'; you seem to be more worried about what is on Hamilton Road and not worried about how I live; easy thing would be to just move it over to the preservation area. Jones stated it was not an option for approval this evening; would be a variance requirement for Planning Commission under a zoning classification; not a possibility to consider.

Anderson asked applicant that since an asphalt deadline was mentioned being missed, would you be willing to have further discussion on this and take back to Planning Commission. Weible stated we are unable to hire until this is completed and we need to hire; that was our first impetus; lost the best pricing for asphalt; taking back to Planning Commission will delay even further; other point in parking off site is that there is no sidewalk across the street so it would not be safe to ask our employees to do that.

Larick clarified certain boundary lines on the application before the commission; map provided is the approved plan from 1998 and also submitted was the layout proposed.

President closed all discussion on this topic at 8:09 p.m. and stated this item would be discussed in Committee of the Whole on Monday, April 23 at 7:00 p.m.

Heard in Public Hearing

G. STANDING COMMITTEES:

Committee of the Whole - Renner: No Report.

Finance & Development - Samuel: No Report.

Parks, Service & Safety - Anderson: No Report.

H. CORRESPONDENCE AND ACTIONS:

Clerk:

2012-0018 Notice to Legislative Authority of a new D5I Liquor Permit for Calimira LLC, dba Rusty Bucket Tavern & Restaurant, NW corner of Hamilton Road & Granville St., Gahanna, OH 43230. Last day to file objections is May 7, 2012.

Received and Filed

2011-0064 Civil Service Rules & Regulations - Update.

Received and Filed

Council:

Anderson stated she received correspondence from Central Ohio Coalition of 100 Black Women; service organization; this is one of two Columbus branches of this national organization; there is to be a Voting and Redistricting Meeting on Tuesday, April 17 at 7:00 pm at King Center; all are welcome to attend.

Wright stated he had followed up with resident who contacted him regarding Trapp Park; wanted to thank Collins for moving so quickly on this; also extended thanks to Anderson.

Wright stated he had also received correspondence from a resident in the Hermitage area regarding the Verizon cell tower recently approved by Planning Commission.

I. SECOND READING OF ORDINANCES: None.

J. FIRST READING OF ORDINANCES: None.

K. MOTIONS/RESOLUTIONS: None

L. REPRESENTATIVES:

Community Improvement Corporation (CIC) - Larick/Renner:

Renner stated meeting is tomorrow at 6:00 p.m. at 181 Granville.

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

Angelou recapped the meeting of April 12; noted she had forwarded from Policy Committee presentations regarding the MORPC Attributable Funding Principles and Procedures and COTA's Long Range Transit Plan; requested Clerk send them on to the press; meeting was with Interim Director Bob Lawler; transportation plan will be on agenda for May 10; the complete streets toolkit will be sent to all cities by the end of April; Marilyn Brown was nominated as chair and Eric Phillips as Vice Chair; Hollywood Casino made a presentation; expecting about 10,000 visitors per day; 16 employees currently but plan to have 2,000; also heard about the Franklin County Neighborhood Stabilization programs; homes rehabbed and for sale; there is one in Mifflin Township; is a very viable program; eco summit will be held in 2012 and State of the Region is next Thursday.

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

Jolley stated School Board met last Thursday; answered a couple of questions about our retreat; they are interested in our new budget process; make sure we share that with them; they will have an opportunity to provide input also; schools are another avenue to let residents know they can provide input; did narrow down their applicants for superintendent to a group of 6 folks; getting ready to interview; they are happy with the way Commons at Clark Hall is taking shape; spring testing is in progress in elementary schools; past weekend was prom.

Convention & Visitors Bureau (CVB) - Jolley:

Jolley stated they met in early April and officers were sworn in; Amir Eylon, Director of Tourism for State gave interesting presentation; CVB gave an award to Bunnie Geroux for establishing Gahanna as Herb Capital; 40th anniversary this year of that designation; next meeting will not be until May 10.

Central Ohio Transit Authority - Samuel

Curtis Still has been invited to make a presentation to Council in May; looking forward to that.

M. OFFICIAL REPORTS:**Mayor:**

Stinchcomb stated that 5 members of the Livonia, Michigan City Council were in town; hosted by Bird Houk; met with them and toured Creekside and other areas; interested in hearing about our visioning process and the planning documents we have done over the years; they are thinking of undertaking such a process; was an enjoyable time; have our Gahanna Cleans Green event this Saturday from 9:00 am to noon; shredding and also doing e-recycling; collect electronic devices etc; Intechra and Ohio Mobile Shredding both donating their services; in the past have filled the truck and had to shut down early; also request that you bring non perishable food for GRIN; also note that Franklin Soil & Water are selling rain barrels at a reduced price; conserves energy and water; can get a 45 gallon rain barrel for only \$50; if you have any interest in this, take a look at www.gahanna.gov; Parks & Recreation outdoor season will begin on April 28 at Woodside Green park.

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

Samuel stated he was sorry to have missed kickoff of Gahanna Golf Course season and Chili Bowl last Saturday; asked questions of high school students in attendance regarding their education on federal, state, county, township and local government. A student replied that they learn bits and pieces throughout their school years beginning in 3rd grade through seniors in high school; noted that State and Local Government at the high school can be replaced by an economics class. Samuel continued that he is disappointed with MORPC and their transportation plan; they leave out school transportation and school buses are all over the region.

Angelou commented that the girl scouts were amazing; quite a presentation for 5th graders.

Larick stated that in caucus reviewed outline for budget process; will continue to discuss; will be requesting public input and hope people will be engaged; also provide a further reminder on shredding and recycling; good opportunity for me to empty my office.

O. EXECUTIVE SESSION:

A motion was made by Anderson, seconded by Samuel, 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 7 President Larick, Renner, Samuel, Angelou, Jolley, Anderson and Wright

Council rose to Executive Session at 8:30 p.m. with Mayor Stinchcomb, City Attorney Ewald, and Director of Development Jones invited to attend. Council rose to report from Executive Session at 8:56 p.m. with all members returning to the dais.

P. ADJOURNMENT: 8:57 p.m. - Motion by Samuel.

Donna L. Jernigan, MMC
Senior Deputy Clerk of Council

*APPROVED by the City Council, this
day of* *2012.*

Chair Signature