

City of Gahanna

*200 South Hamilton Road
Gahanna, Ohio 43230*



Meeting Minutes

Monday, December 6, 1999

Amended Agenda

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 Absent: Rebecca W. Stinchcomb and Robert W. Kelley

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

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**B. ADDITIONS OR CORRECTIONS TO THE AGENDA.****990588**

TO AUTHORIZE THE DIRECTOR OF PUBLIC SERVICE TO AWARD AND THE MAYOR TO ENTER INTO CONTRACT WITH SHAMROCK GRAPHICS, INC., FOR INCOME TAX FORMS; TO WAIVE SECOND READING THEREFOR; AND TO DECLARE AN EMERGENCY.

to Introduce, to Waive Second Reading, To Adopt As Emergency

A motion was made by Council Member Angelou, seconded by Council Member James-Arnold, that this matter be Referred to the Consent Agenda (Duplicate). The motion carried by the following vote:

Yes	5	Vice President of Council Payne, Council Member Angelou, Council Member Hogan, Council Member James-Arnold and Council Member Kneeland
Absent	2	Council Member Stinchcomb and President of Council Kelley

C. HEARING OF VISITORS

Windy McKenna stated the School Board had not met since her last report.

Tony Sciambi, 505 Haversham Court, South, addressed Council regarding the swimming pool issue; said he had been a resident and a member of the Foxboro Board for several years; said the pool was built in 1975 for residents of Gahanna; said to date they have maintained equipment at the pool yearly; said they have a cover which will stand 300# of pressure; said people can actually walk on it; said there are three life guards at all times; said their gate is 10 feet wide and 6 feet high; said it is the pool policy not to allow any child under 10 years of age without an adult; said they have a lot of families with small children; questioned if anyone has looked into the danger of self-closing fences; reminded that theirs is a huge fence; said you are talking about a 10 feet wide mechanism; questioned that one of his major concerns is what if that would close on a small child; said last year the state had them put in an anti-siphon device in the baby pool which would automatically short off; said that because of the pressure in the small pool, they had to go out and buy a bigger pump so the switch would work; said he is not sure people realize what is involved in what they mandate; they hope folks will take a look at this--to take a look on how it applies to different pools in the area; said Foxboro

has three locked gates, except one, which is guarded. Angelou said she knows that non-guarded pools was an issue; questioned that possibly some of the larger pools with higher fences need to be in a separate category. Hogan said we appreciate the calls; said, as explained, you have locked gates except one, which is guarded; said Council will postpone; want to make sure it is correct before passing this legislation.

C. C. Ugurean, Local Waste, 4025 Alum Creek Drive, Obetz, said his reason for being present is to plead for a partial or full bid award; said their bid contained all the service commitments in writing and those commitments were submitted with their bid; said one commitment is on their driver staff; said they don't have 200 drivers; said they have commitments of several drivers who know the city very well; said he knows price is an issue; said they feel if given full or partial award of this contract, will do a wonderful job; will be very committed; advised they have an incentive program for drivers; said he wanted to assure the City that there will not be service problems.

Tim Merkle, 974 Ridenour Road, said he had also talked with Mr. Liskay; said he is with Gahanna Swim Club (Jefferson Local District Recreation Council; said Liskay had brought this legislation to their attention; said he was present to ask on behalf of their board for the City to reevaluate this and take a look at the language regarding guarded facilities.

Mike O'Brien, 270 Flint Ridge Drive, expressed his condolences to the Kneeland family; noted Council has not received the appropriations for next year; said according to our Charter it is mandated that Council receive on or before November 1; felt that Angelou said we would be getting those appropriations; said it is pretty much done in June as the budget; then there will be some flags from the budget process; said it may not take as much time; said they hope to meet between Christmas and New Years; said they will come up with some dates. O'Brien said also there will need to be the Charter mandated Charter Review.

Channel 4 Video Clip - Chief Murphy

D. INTRODUCTIONS AND ASSIGNMENT TO COMMITTEE

Ordinances - To Be Introduced and Assigned to Committee

by Angelou

Introduced,

990550

TO ACCEPT AN INTEREST-FREE LOAN IN THE AMOUNT OF \$237,347 FROM FRANKLIN COUNTY AS A PART OF THE LOCAL GOVERNMENT Y2K LOAN PROGRAM; AND TO DECLARE AN EMERGENCY.

990582

TO AMEND ORDINANCE 990120, TO AUTHORIZE THE MAYOR TO ENTER INTO NEGOTIATED LABOR AGREEMENT TITLED "AGREEMENT BETWEEN CITY OF GAHANNA AND UNITED STEELWORKERS OF AMERICA, AFL-CIO, JANUARY 2, 1999 - DECEMBER, 2000;" TO INCLUDE ADDENDUM LANGUAGE WITH REGARD TO ROB WENDLING; AND TO DECLARE AN EMERGENCY.

990584

TO AUTHORIZE THE MAYOR TO PURCHASE PROPERTY LOCATED AT 121 MILL STREET FROM ROBERT J. ECKART; TO SUPPLEMENTALLY APPROPRIATE \$475,000; AND TO DECLARE AN EMERGENCY.

990586

TO AUTHORIZE THE DIRECTOR OF PUBLIC SERVICE TO AWARD AND THE MAYOR TO ENTER INTO CONTRACT WITH SOLID WASTE AUTHORITY OF CENTRAL OHIO FOR DISPOSAL OF RESIDENTIAL SOLID WASTE; AND TO DECLARE AN EMERGENCY.

- [990589](#) TO AMEND SECTION 1152.02, LIMITED OVERLAY DISTRICT, OF CHAPTER 1152, OVERLAY DISTRICTS, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA.
- [990590](#) TO AMEND SECTION 1108.01, GENERAL REQUIREMENTS, OF CHAPTER 1108, FINAL DEVELOPMENT PLAN PROCEDURE, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA.
- [990591](#) TO ZONE 2.731 ACRES AS SF-2, SINGLE FAMILY RESIDENTIAL; A PORTION OF THE PROPERTY LOCATED EAST OF 5771 HAVENS CORNERS ROAD; DOUG MADDY, BROOKWOOD CONSTRUCTION, APPLICANT
- [990592](#) TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH RAYMOND J MULARSKI FOR PROSECUTION OF CERTAIN CASES RESULTING FROM GAHANNA MAYOR'S COURT AND MAYOR'S DOWNTOWN CASES; AND TO DECLARE AN EMERGENCY.
- [990596](#) TO ACCEPT WATER LINE, STREET AND STORM SEWER, IMPROVEMENT NO. 723; AND SANITARY SEWER, IMPROVEMENT NO. 724; AND APPURTENANCES THERETO, IN THE GREENS AT CLARENTON, SECTION 1, PART 1; AND TO DECLARE AN EMERGENCY
- [990597](#) TO ACCEPT WATER LINE, STREET, AND STORM SEWER, IMPROVEMENT NO. 721; AND SANITARY SEWER, IMPROVEMENT NO. 722; AND APPURTENANCES THERETO, IN HARRISON POND, "THE VILLAGES AT ROCKY FORK, SECTION 10," PART 1A AND PART 1B; AND TO DECLARE AN EMERGENCY

E. CONSENT AGENDA

A motion was made by Council Member James-Arnold, 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:

Absent	2	Council Member Stinchcomb and President of Council Kelley
Yes	5	Vice President of Council Payne, Council Member Angelou, Council Member Hogan, Council Member James-Arnold and Council Member Kneeland

Minutes - To Approve - November 15, 1999 Regular Meeting

To Introduce, To Waive Second Reading; To Adopt:

[990571](#) SUPPLEMENTAL APPROPRIATION - Network/Capital Projects

This Matter was Adopted on the Consent Agenda.

[990572](#) TRANSFER OF FUNDS - Engineering/Capital Projects - Service/Capital Projects

This Matter was Adopted on the Consent Agenda.

To Introduce, to Waive Second Reading, To Adopt As Emergency:

[990588](#) TO AUTHORIZE THE DIRECTOR OF PUBLIC SERVICE TO AWARD AND THE MAYOR TO ENTER INTO CONTRACT WITH SHAMROCK GRAPHICS, INC., FOR INCOME TAX FORMS; TO WAIVE SECOND READING THEREFOR; AND TO DECLARE AN EMERGENCY.

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

990593

TO ACCEPT GENERAL WARRANTY DEED FROM HMI PROPERTIES, LTD., OF 2.360 ACRE TRACT OF THE PARK AT HARRISON POND, "THE VILLAGES AT ROCKY FORK", SECTION 8, PART 1, KNOWN AS RESERVE "A"; AND TO DECLARE AN EMERGENCY.

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

990594

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT AGREEMENT FOR THE 1999 FISCAL YEAR WITH THE FRANKLIN COUNTY PUBLIC DEFENDER COMMISSION TO REPRESENT INDIGENT PERSONS BEFORE THE FRANKLIN COUNTY MUNICIPAL COURT CHARGED WITH VIOLATIONS UNDER GAHANNA ORDINANCES; 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

990541

TO RATIFY THE MAYOR'S SIGNATURE ON THE CONTRACT FOR METRO TELECOM SERVICES; TO RETROACTIVELY WAIVE THE COMPETITIVE BIDDING PROCEDURES; AND TO DECLARE AN EMERGENCY.

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

990542

SUPPLEMENTAL APPROPRIATION - East Industrial Sewer, Improvement No. 737.

This Matter was Adopted on the Consent Agenda.

990543

SUPPLEMENTAL APPROPRIATION - West Gahanna Entry, Improvement No. 726

This Matter was Adopted on the Consent Agenda.

990561

TRANSFER OF FUNDS - Police Reserve Fund for Retirement

This Matter was Adopted on the Consent Agenda.

To Postpone to Date Certain - 12/20/99

990553

TO ENACT CHAPTER 931, GAHANNA COMPREHENSIVE RIGHT OF WAY, OF THE CODIFIED ORDINANCES OF GAHANNA, TO PROVIDE FOR COMPREHENSIVE RIGHT OF WAY POLICY IN THE CITY OF GAHANNA.

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

Motion Resolution

990570

MOTION RESOLUTION THAT COUNCIL HAS NO OBJECTION TO THE LIQUOR LICENSE TRANSFER - GAHANNA RIBS, INC. (DAMONS)

This Matter was Approved on the Consent Agenda.

990583

MOTION TO AUTHORIZE THE EXPENDITURE OF UP TO \$800 TO EDSALL & ASSOCIATES LLC FOR OVERRUNS ON THE GAHANNA BIKEWAY MASTER PLAN; FUNDS AVAILABLE IN ACCOUNT 101.145.5443, ENGINEERING, PARK DESIGN.

This Matter was Approved on the Consent Agenda.

990595

MOTION TO SET ORGANIZATIONAL MEETINGS FOR YEAR 2000 AS FOLLOWS:

January 3, 2000 - 7:30 p.m. - Council, by Charter.

January 4, 2000 - 6:30 p.m. - Civil Service Commission.

January 5, 2000 - 7:00 p.m. - Parks and Recreation Board.

January 12, 2000 - 6:45 p.m. - Planning Commission.

January 13, 2000 - 6:30 p.m. - Landscape Board.

This Matter was Approved on the Consent Agenda.

End of the Consent Agenda

F. PUBLIC HEARINGS - TO CONSIDER THE FOLLOWING:

President stated the public hearing rules that would prevail on all hearings this evening: 7 minutes for proponents, 10 minutes for opponents, 3 minutes for rebuttal.

990589

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

President opened the public hearing at 7:59 p.m., calling for proponents. There were none. President called for opponents. There were none. There being no further comments, President closed the public hearing at 8:00 p.m.

990590

TO AMEND SECTION 1108.01, GENERAL REQUIREMENTS, OF CHAPTER 1108, FINAL DEVELOPMENT PLAN PROCEDURE, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA.

President opened the public hearing at 8:00 p.m., calling for proponents. There were none. President called for opponents. There were none. There being no further comment, President closed the public hearing at 8:00 p.m.

990591

TO ZONE 2.731 ACRES AS SF-2, SINGLE FAMILY RESIDENTIAL; A PORTION OF THE PROPERTY LOCATED EAST OF 5771 HAVENS CORNERS ROAD; DOUG MADDY, BROOKEWOOD CONSTRUCTION, APPLICANT

President opened the public hearing at 8:01 p.m., calling for proponents.

Doug Maddy, 120 North High Street, said he was the proposed developer of this particular parcel out on Havens Corners Road; said several months ago the adjacent the adjacent parcel owned by Timothy Farkas was before Council and was granted approval for a zoning change; at that time the current property owner Mr. Bortz did not have an interest in joining in that application and planning process; said he has since that it was probably in everyone's best interest to join the application and get on board; said they have entered into agreement with him to do that.

Said at Planning Commission's request, they were asked to leave the front portion of this property in the ER District, and just zone the 2.7 acres, and this is the Planning Commission's recommendation to Council. Offered to answer any questions.

President called for opponents. There were none.

There being no further discussion, President closed the public hearing at 8:05 p.m.

Kneeland, in looking over the recommendation from Planning Commission, asked where the access to this property will be. Maddy responded they did not do any additional curb cuts to do this; said on the original application, this street that comes back in--this cul de sac--and they must make an L shape out of this street. Kneeland, again referring to what was sent from Planning Commission, said it did not delineate any access on the map. Angelou asked how many lots in Autumn Rush. Maddy said 10. Maddy further clarified that the property line Council is looking at is along lots 2,3,4,5, and 10; is Chuck Bortz's property; is an L-shaped property. (Next comments off mike.) Maddy repeated that Planning asked him to leave the front portion in ER. and, responding to questions by Kneeland, said that is the reason for the dividing line set back in the way that it is; Maddy continued that Lot 3 will have its driveway off Havens Corners Road; said that is where the driveway is not, so they did that without creating any additional curb cuts; answering Angelou, said Lot 6 will come off the cul de sac Angelou - and Autumn Rush before this time was Lots 1, 16, 14, 13, 11, 5, 4, 7 2? Maddy said there were 10 lots in the original application; said with the addition of the Bortz tract, net gain is 6 lots. Kneeland concerned that we don't end up with an access with a sticky easement; concerned with access based on the two different maps; felt the maps do not look the same. Maddy felt the first map they are looking at is the description for the zoning change; said Planning wanted Lot No. 3 to stay ER; did not want it zoned. Kneeland asked if there is going to be an easement issue for access to the property. Maddy did not think so; said you are accessing the property off the road. Kneeland asked for additional discussion at committee on this.

G. STANDING COMMITTEES

Communications & Technology Committee - Kneeland

Kneeland noted the final Y2K meeting will be in the morning at 8:00 a.m. to revise the final brochure; will be distributed by school children, the plastic bags, and by a press release.

Development Committee - James-Arnold

Service Committee - Stinchcomb

Safety Committee - Hogan

Committee of the Whole - Payne

Finance - Angelou

H. CORRESPONDENCE AND ACTIONS

Clerk - (Legal)

990599

MOTION THAT COUNCIL HAS NO OBJECTION AND DOES NOT REQUEST A HEARING ON THE LIQUOR PERMIT APPLICATION FOR A NEW C1 AND C2 FOR THE NEW LIQUOR PERMIT APPLICATION FOR JADREW, INC., DBA BIG DADDYS, 1115 NORTH HAMILTON ROAD, GAHANNA, OHIO

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

Yes **5** Vice President of Council Payne, Council Member Angelou,
Council Member Hogan, Council Member James-Arnold and
Council Member Kneeland

Absent **2** Council Member Stinchcomb and President of Council Kelley

990623

MOTION THAT COUNCIL HAS NO OBJECTION TO TRANSFER OF LIQUOR PERMIT D1 FROM MASSEYS PIZZA #2, INC., TO PREMIER BROADCASTING CO., INC., DBA MASSEYS PIZZA, 245 GRANVILLE STREET, AND DOES NOT REQUEST A HEARING.

A motion was made by Council Member James-Arnold, seconded by Council Member Hogan, that this matter be Approved. The motion carried by the following vote:

Yes **5** Vice President of Council Payne, Council Member Angelou,
Council Member Hogan, Council Member James-Arnold and
Council Member Kneeland

Absent **2** Council Member Stinchcomb and President of Council Kelley

990600

MOTION TO APPROVE AND AUTHORIZE PAYMENT OF THE FOLLOWING INVOICES FOR EXPENSES OF THE PARKS AND RECREATION DEPARTMENT NOT PRESENTLY COVERED BY A PURCHASE ORDER:

Wyandot Lake:

07/23/99 - \$247.25

08/08/99 - \$806.48

08/05/99 - \$182.75

Roush Sporting Goods: 10/22/99 - \$1,110.

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

Yes **5** Vice President of Council Payne, Council Member Angelou,
Council Member Hogan, Council Member James-Arnold and
Council Member Kneeland

Absent **2** Council Member Stinchcomb and President of Council Kelley

Council

I. SECOND READING OF ORDINANCES

Ordinances Reported Out of Committee

990555

TO AUTHORIZE THE MAYOR TO ENTER INTO PERSONAL SERVICES CONTRACT WITH CHARLES W. HENDERSON FOR ANIMAL SERVICES FOR THE PERIOD BEGINNING JANUARY 1, 2000 TO JANUARY 1, 2001.

Hogan had talked with Mr. Henderson, and thanked the Mayor for finding him. Hogan said his Office manager found a white husky walking up Reynoldsburg-New Albany Road; said she checked with the police department, and Henderson was able to give her a number of telephone numbers to call.

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

Yes **5** Vice President of Council Payne, Council Member Angelou,
Council Member Hogan, Council Member James-Arnold and
Council Member Kneeland

Absent **2** Council Member Stinchcomb and President of Council Kelley

990556

TO AMEND CHAPTER 1171, FENCES, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA, TO AMEND SECTIONS ON SWIMMING POOL FENCES AND INVISIBLE FENCES; AND TO UPDATE REFERENCES TO ZONING OFFICER TO ZONING ADMINISTRATOR.

A motion was made by Council Member Kneeland, seconded by Council Member James-Arnold, that this matter be Postponed to Date Certain. The motion carried by the following vote:

Yes **5** Vice President of Council Payne, Council Member Angelou,
Council Member Hogan, Council Member James-Arnold and
Council Member Kneeland

Absent **2** Council Member Stinchcomb and President of Council Kelley

J. FIRST READING OF ORDINANCES

K. REPRESENTATIVES

Community Improvement Corporation (CIC) - Kneeland

Mid-Ohio Regional Planning Commission (MORPC) - Payne

Bd./Ed., Gahanna-Jefferson Public Schools - KELLEY - 12/09/99

Gahanna/Jefferson Joint Committee - James-Arnold

L. OFFICIAL REPORTS

Mayor

Set Organizational Meeting for BZA for January 6, 2000, 6:50 p.m.

City Attorney

M. COUNCIL COMMENT

Hogan said at the last committee meeting, there was discussion on purchase of 121 mill Street, which he felt was something CIC could do; is concerned as to what is appropriate; asked City Attorney for something in writing by Friday on this; has concern for this as an exchange, which he viewed as a transfer of property for a transfer of property; noted the tax exempt portion of the legislation attachment.

Hogan said the Christmas parade was wonderful; said there was no competition; was a phenomenal time; was a terrific time; thanked everyone for making this such a success; felt all the hours were well worth it.

James-Arnold said they were out of town; said since home has heard how wonderful the parade was; extended congratulations to everyone who worked on it; suggested more volunteers joining the banner group.

Kneeland noted attending the National League of Cities in Los Angeles; said we fail to learn something new in networking with small and large cities; said some of the things he followed were the technology issues--paper less environment; reported it was another good experience; well worth our efforts; said there is a lot of expertise and lot of data that they brought back; lot of opportunities to network.

Angelou said the Holiday Lights was extraordinary; thanked outside forces and our employees; said she has heard figures of from 30-70,000 people attending; said it is clearly there were many people; was a success; felt we were doing something right. Angelou thanked Carla Jones for her leadership. Angelou offered condolences to Tom Kneeland and his family. Said also--what can you do when we lose our children; such tragic events. Said National League of Cities was a tremendous environment; the entertainment; and the programs were good; said she heard a 13 year boy get up and talk about teaching seniors as students; said he got so much more out of it than what he gave; said everyone had shivers. Noted attending a seminar on personalities; also got to see California. Angelou advised this is her final meeting this year; will not be at final meeting. Thanked Bob Kelley; felt we accomplished a great deal: The Gahanna Entryway, Creekside, Morse Road; signalization on 62; the land from Mifflin Township, the Y; inceptions were last couple of years; felt we have mush ahead of us; is an important part of being in a community--to have Gahanna people out celebrating; was a wonderful thing. Angelou wished everyone Happy New Year. Said she is taking a small vacation; thanked everyone for their hard work.

Payne reported that the Wally pins were a hit. Al groves had an opportunity to present what we are doing in Gahanna; said big issue is taxing the internet, which will affect the poor people first; they don't on the internet and don't have credit cards.; felt it is an issue we need to be looking at closely. Noted they gave a demonstration of E-government , a virtual view of the City, if first alarm so could see, would show on map where all extinguishers were, also the best way to get their; felt we will eventually be there; our fire and police will have that; said we have technology with us, noting the photographs e-mailed to the City. Payne gave her condolences to the Kneeland family.

EXECUTIVE SESSION:

A motion was made by Council Member Angelou, seconded by Council Member Kneeland, to go into executive session to discuss personnel.

Council rose to executive session at 8:35 p.m.

Council rose to report from executive session at 9:45 p.m.. The motion carried by the following vote:

Yes	5	Vice President of Council Payne, Council Member Angelou, Council Member Hogan, Council Member James-Arnold and Council Member Kneeland
Absent	2	Council Member Stinchcomb and President of Council Kelley

N. ADJOURNMENT - 9:46 p.m.

A motion was made by Council Member Angelou, seconded by Council Member Kneeland, 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