

City of Gahanna

*200 South Hamilton Road
Gahanna, Ohio 43230*



Meeting Minutes

Monday, November 6, 2000

7:30 PM

City Hall

City Council

*Debra A. Payne, President of Council
Rebecca W. Stinchcomb, Vice President of Council
Karen J. Angelou, Council Member
L. Nicholas Hogan, Council Member
Thomas R. Kneeland, Council Member
Michael O'Brien, Council Member
Donald R. Shepherd, Council Member
Isobel L. Sherwood, CMC/AE, Clerk of Council*

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

Gahanna City Council met in Regular Session on Monday, November 6, in Council Chambers of City Hall, 200 South Hamilton Road, Gahanna, Ohio. President of Council Debra A. Payne called the meeting to order at 7:32 p.m. Vice President Stinchcomb delivered an Invocation, followed by the Pledge of Allegiance led by Council Member Kneeland.

Members Present: Debra A. Payne, Rebecca W. Stinchcomb, L. Nicholas Hogan, Donald R. Shepherd, Thomas R. Kneeland, Karen J. Angelou and Michael O'Brien

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

Marlene Eader, Gahanna Jefferson Board of Education, thanked Hogan and Shepherd for coming to board meeting; appreciated comments; lively discussion because of the sweatshirt issue; process is in place and meetings are taking place; hope to avoid this situation next year; open house is planned for the new addition on Sunday, November 19 at 3:00 p.m. Also advise you that next week there is a conference at Convention Center for School Boards; Gahanna is being highlighted for our work with the Business Advisory Council; session is planned on Tuesday for the collaboration; School Board meeting this Thursday will include an update of our strategic plan; looking forward to that discussion; also accepting bids for demolition of C building.

Shepherd thanked School Board for offering a job to Billy Withrow; he is a part of Gahanna; something you expect to see when you come back to town. Eader stated they were looking forward to continuing to work with him; excited to have him on board.

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

Introduced, by title, by Angelou.

ORD-0257-2000

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT AGREEMENT FOR THE 2000 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

Introduced, to Safety Committee

ORD-0258-2000

TO AMEND SECTION 1150.02, DOWNTOWN ZONING DISTRICTS CREATED, OF CHAPTER 1150, OLDE GAHANNA DOWNTOWN DISTRICT, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA

Introduced, to Development Committee

ORD-0259-2000

TO ZONE 2.5 ACRES, MORE OR LESS, AS CC-2, COMMUNITY COMMERCIAL MODIFIED; CURRENTLY ZONED L-AR; TO ZONE 1.80 ACRES, MORE OR LESS, AS COMMUNITY COMMERCIAL MODIFIED; CURRENTLY ZONED AS ER-2; FOR PROPERTY LOCATED AT 4598 NORTH HAMILTON ROAD AND

EXTENDING TO THE EAST; CONTINENTAL REAL ESTATE BY SEAN CULLEN, APPLICANT.

Introduced, to Development Committee

ORD-0261-2000

TO AMEND CONTRACT WITH URBAN SPACES; TO ALLOW CONTINUING SERVICES UNDER CONTRACT AUTHORIZED BY ORD-0099-2000; TO SUPPLEMENTALLY APPROPRIATE \$140,000 THEREFOR; AND TO DECLARE AN EMERGENCY.

Introduced, to Committee of the Whole

ORD-0263-2000

SUPPLEMENTAL APPROPRIATION - Police Prisoners

Introduced

ORD-0264-2000

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 2; AND TO DECLARE AN EMERGENCY

Introduced, to Service Committee

ORD-0265-2000

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH MYERS SCHMALENBERGER FOR LANDSCAPE ARCHITECTURAL SERVICES FOR THE WEST GAHANNA GATEWAY LANDSCAPE PROJECT, PHASE II; AND TO DECLARE AN EMERGENCY

Introduced

ORD-0266-2000

TO ADOPT THE CREEKSIDE CONCEPT PLAN, PREPARED BY URBAN SPACES FOR THE CITY OF GAHANNA, OHIO

Introduced, to Committee of the Whole

Statutory Resolutions Requiring Two Readings

SR-0007-2000

A RESOLUTION DECLARING AND DESIGNATING A BLIGHTED AREA KNOWN AS "CREEKSIDE"

Introduced

E. CONSENT AGENDA

2000-0004

To Approve Minutes of Regular Meeting of November 6, 2000

This Matter was Approved, on the Consent Agenda.

Ordinance: Introduce, Waive Second Reading, Adopt as Emergency

ORD-0260-2000

TO WAIVE THE REQUIREMENTS OF SECTION 1317.01, COMPLETION OF STREET REQUIRED BEFORE ISSUANCE OF BUILDING PERMIT, RELIEF, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA; FOR THE WOODS AT SHAGBARK BY THE STONEHENGE COMPANY; 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.

Ordinances on Second Reading

ORD-0246-2000

TO ACCEPT THE FINAL PLAT FOR PROPERTY KNOWN AS EASTGATE INDUSTRIAL CENTER; PIZZUTI PROPERTIES, APPLICANT; AND TO

DECLARE AN EMERGENCY

This Matter was Adopted on the Consent Agenda.

ORD-0248-2000

TO AUTHORIZE THE DIRECTOR OF FINANCE TO MAKE PAYMENT FOR UNUSED VACATION ACCRUAL TO THE DIRECTOR OF DEVELOPMENT AND THE CLERK OF COUNCIL; AND TO SUPPLEMENTALLY APPROPRIATE FUNDS THEREFOR

This Matter was Adopted on the Consent Agenda.

ORD-0250-2000

SUPPLEMENTAL APPROPRIATION - Gas & Oil

This Matter was Adopted on the Consent Agenda.

ORD-0251-2000

SUPPLEMENTAL APPROPRIATION - Parts

This Matter was Adopted on the Consent Agenda.

ORD-0254-2000

TO CREATE THE POSITION OF DIRECTOR OF EMERGENCY MANAGEMENT; FOR THE PERIOD OF 14 MONTHS BEGINNING NOVEMBER 1, 2000 AND ENDING DECEMBER 31, 2001; TO ESTABLISH COMPENSATION THEREFOR; TO SUPPLEMENTALLY APPROPRIATE FUNDS THEREFOR; AND TO DECLARE AN EMERGENCY

This Matter was Adopted on the Consent Agenda.

ORD-0255-2000

TO AMEND SECTION 1167.18, SCREENING REQUIREMENTS, OF CHAPTER 1167, GENERAL DEVELOPMENT STANDARDS, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA

This Matter was Adopted on the Consent Agenda.

ORD-0256-2000

TO AMEND SECTION 1163.02, MINIMUM NUMBER OF PARKING SPACES; AND SECTION 1163.08, INTERIOR LANDSCAPING REQUIREMENTS, OF CHAPTER 1163, PARKING REGULATIONS, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA

This Matter was Adopted on the Consent Agenda.

Postponed to Date Certain of November 20, 2000.

ORD-0243-2000

TO ACCEPT THE FINAL PLAT FOR PROPERTY KNOWN AS WOODMERE PLACE; BROOKWOOD CONSTRUCTION CO., INC., APPLICANT

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

ORD-0252-2000

SUPPLEMENTAL APPROPRIATION - Garage Mechanic

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

ORD-0253-2000

SUPPLEMENTAL APPROPRIATION - Mid Ohio Regional Planning Commission

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

Resolutions to Adopt on First Reading

RES-0035-2000

TO HONOR AND COMMEND THE GAHANNA ROARING LIONS RACING TEAM.

This Matter was Adopted on the Consent Agenda.

Motion Resolution

MR-0067-2000

Motion Resolution to allow the expenditure of \$10,000 for legal services for CIC and the development of Creekside; funds appropriated to Account Number 101.343.5511, Development, Capital Projects in the 2000 Appropriations.

This Matter was Approved on the Consent Agenda.

MR-0068-2000

Motion Resolution to transfer funds for Parks & Recreation: To transfer \$8,000 from 101.432.5456, Recreation Field Maintenance to 101.432.5423, Recreation Program Escrow; and to transfer \$39,050 from 101.431.5515, Parks Capital, to 101.431.5113, Parks Salaries, Seasonal.

This Matter was Approved on the Consent Agenda.

MR-0069-2000

Motion Resolution to redirect appropriated funds from Account 101.431.5511, Parks Capital, left over from the Parking Lot Asphalt Overlay Project; \$5,000 for Creekside Lighting Improvements; and \$6,000 for sand blasted park signs for Veteran's Memorial Park, Creekside, Hannah Farms and Gahanna Woods Park.

This Matter was Approved on the Consent Agenda.

MR-0070-2000

Motion Resolution to Authorize the Director of Public Service to go out for bids on the construction of a 12" waterline on Cherry Bottom Road.

This Matter was Approved on the Consent Agenda.

MR-0071-2000

Motion Resolution To Authorize The Director of Public Service to go out for bids on I/I remediation of 35 homes in Brentwood subdivision.

This Matter was Approved on the Consent Agenda.

MR-0072-2000

Motion Resolution to redirect funds originally appropriated for 15 wall lockers for lateral filing cabinets, 101.211.5512, Capital Projects/Equipment, Police.

This Matter was Approved on the Consent Agenda.

Passed The Consent Agenda

A motion was made by Council Member Angelou, seconded by Council Member O'Brien, 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 Payne, Vice President Stinchcomb, Council Member Hogan, Council Member Shepherd, Council Member Kneeland, Council Member Angelou and Council Member O'Brien
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End of the Consent Agenda

Stinchcomb read the resolution for the Malibu Racing Team and presented it to the team. Don McLeod stated it was special winning this year; program was started in 1985; this year's trophy is the Judy Baxton memorial trophy; feel real honored in winning it; feather in our cap; we did really great this year; Mayor was second in his race and Mitchell finished third; appreciate Council's support.

F. PUBLIC HEARINGS:

Payne stated Public Hearings rules that would govern all public hearings this evening. City Attorney Tom Weber administered an oath to those persons wishing to address

Council.

CC-0015-2000

To amend Section 1150.02(c), Downtown General Commercial Zoning, of Chapter 1150, Olde Gahanna Downtown District, of the Codified Ordinances of the City of Gahanna.

President opened Public Hearing at 7:42 p.m.

Sadicka White, Director of Development, stated that when we looked at and revisited the Olde Gahanna Downtown Zoning District, we created some divisions in it and tried to come up with some definite boundaries; was noted that the reference to Rocky Fork Creek should actually be to Sycamore Run; that is the sum and substance of this ordinance change.

President asked for opponents. There were none.

President closed Public Hearing at 7:43 p.m.

Heard in Public Hearing**Z-0011-2000**

To consider a zoning change application to rezone 2.5 acres currently zoned L-AR as CC-2; to rezone 1.8 acres currently zoned ER-2 as CC-2; for property located at 4598 Hamilton Road and extending to the east; to allow a retail/grocery use; Continental Real Estate by Sean Cullen, applicant.

President opened Public Hearing at 7:44 p.m.

Sean Cullen, Continental Real Estate, 150 East Broad Street, stated he appreciated your time; 2 properties are under consideration; use is to be changed to CC-2; this plan is congruent with development plans for the North Triangle area; welcome any questions you have.

President asked for opponents. There were none.

President closed Public Hearing at 7:45 p.m.

Heard in Public Hearing**2000-0051**

Public Hearing on Law Enforcement Grants for 1999 and 2000 by Chief of Police Dennis Murphy.

President opened Public Hearing at 7:46 p.m.

Wayne Howard Deputy Chief, stated that the 1998 Fiscal Appropriations Act allow the Bureau of Justice Assistance to make funds available to units of local government under the Law Enforcement Block Grants Program; purpose of the program is reducing crime and improving public safety; eligibility for the Block Grant program requires the law enforcement agency to report, based on the number of crimes in the local jurisdiction; each local jurisdiction average number of violent crimes are compared to all local jurisdictions in the State; jurisdictions reporting crime statistics above the formula bases threshold of \$10,000 are eligible for direct awards from the Bureau of Justice Assistance; the Block Grant program requires that units of local government receiving funds hold at least one public hearing, with the purpose of making the public aware of the program and its proposed spending plan; hearing should be held during a regularly scheduled Council meeting; the Advisory Board of the Law Enforcement Block Grants program is made up of the local Police Department, local Prosecutor's Office, local Court system, School system and a local nonprofit educational, religious, or community group active in crime or drug use prevention or treatment; the Advisory Board for Gahanna is made up of the following: City Attorney Tom Weber representing the

Prosecutor's Office; Mayor Jim McGregor representing the Court system; School Administrator Dale Foor representing the School system; and Shane Riedel, Director of the Community Dispute Resolution Center, representing a nonprofit, community group active in crime prevention.

Howard continued that the intended use of the grant is for overtime for several ongoing projects; proactive projects like stakeouts and increased traffic enforcement at events and areas of complaints have had a positive effect on our reported crime stats last year; Council support and grants like this resulted in Gahanna having the largest decrease in Class 1 crimes of any city in Franklin County last year; we are requesting a \$11,731 award with a \$1,303 match for 1999 and a \$12,291 award with a \$1,366 match for the year 2000.

In response to question from Angelou, Howard stated that there was not a scheduled public hearing last year for this; by doing this tonight we can apply for both years. Angelou questioned what was a Class 1 crime. Howard stated that Class would include murder, rape, robbery, aggravated burglary, grand thefts over \$10,000, among others. Angelou stated that statistic was glossed over; is a good thing and wanted to emphasize that; congratulations.

President closed Public Hearing at 7:53 p.m.

Heard in Public Hearing

G. STANDING COMMITTEES:

Communications & Technology Committee - Kneeland: No Report.

Development Committee - Angelou: No Report.

Service Committee - Stinchcomb: No Report.

Safety Committee - Hogan: No Report.

Committee of the Whole - Stinchcomb: No Report.

Finance - Angelou:

Angelou stated that appropriations are forthcoming; bring calendars next week so we can plan a time for these extra meetings.

H. CORRESPONDENCE AND ACTIONS:

Clerk - Legal

2000-0049

Notice to Legislative Authority of Liquor Permit Transfer from 161 Mill Street Inc., DBA 161 Mill St. 1st Floor, to 161 Mill Street Inc., DBA Coaches, 230 Granville Street, Transfer of D1, D2, D3, and D3A. Last day for objection is 11/22/2000.

Assigned to Safety Committee

2000-0050

Notice to Legislative Authority of Request for New Liquor Permit for Discount Drug Mart, Inc., DBA Drug Mart; corner of Hamilton and Beecher Roads; New C1 and C2 permits. Last day for objection is 11/22/2000.

Angelou noted memo from Clerk; this is probably the CVS location which is in litigation at this point; potentially need to state an objection for this; do have until November 22.

McGregor noted that our position has been for non existent development, that we object; unless we know more we object; agree we may want to oppose; perhaps Weber can give direction. Payne stated this would be discussed in Safety Committee next week. Weber noted we could object and withdraw later if desired.

Assigned to Safety Committee

Council

Payne noted receipt of survey from University of Dayton; Mayor did blanket response from City of Gahanna; received invitation to NLC Ohio reception; also an invitation to the Giant Eagle VIP reception on Rt. 161; encourage you to attend as you might want to check it out.

I. SECOND READING OF ORDINANCES: None.

J. FIRST READING OF ORDINANCES:

ORD-0262-2000

TO AMEND ORDINANCE NO. 980440, WHICH PROVIDED RATES OF PAY AND BENEFITS FOR UNCLASSIFIED PERSONNEL OF THE CITY OF GAHANNA FOR THE PERIOD JANUARY 1, 1998, THROUGH DECEMBER 31, 2000, TO PROVIDE FOR THE HIRING OF THE DIRECTOR OF NETWORK OPERATIONS AT MORE THAN THE BOTTOM OF THE RANGE; AND TO DECLARE AN EMERGENCY.

In response to question, McGregor noted that Lee can start one week from today if pay range is in place; position has been vacant for several months; this is our second group of candidates. O'Brien stated this was an unusual reason for us to waive second reading; have been without a Director for several months; Department is running way behind; felt we needed to make that clarification. Payne noted we may be running off the Administrative Assistant with all the work; get Director in quickly and that will help balance out the workload.

This matter was Introduced

MOTION by Kneeland, seconded by Stinchcomb, to waive second reading of ORD-0262-2000. ROLL CALL: Voting yes: Kneeland, Stinchcomb, Hogan, Shepherd, O'Brien, Payne, Angelou. Motion carried.

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

Yes	7	President of Council Payne, Vice President Stinchcomb, Council Member Hogan, Council Member Shepherd, Council Member Kneeland, Council Member Angelou and Council Member O'Brien
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K. REPRESENTATIVES:

Community Improvement Corporation (CIC) - Kneeland:

Next meeting is November 13 at 8:30 a.m. at Heartland Bank.

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

Payne stated there are ongoing discussions with County Commissioners; Columbus is working on a sewer and water plan for the region; asking for MORPC support on this; presenting next week and voting next month; web site has information on this; hopefully we will be supportive of this 201 plan; some negotiations are going to take place; looks to be favorable to us; will be coming up shortly; may be the second battle in a continuing saga.

Bd./Ed., Gahanna-Jefferson Public Schools:

Shepherd stated he enjoyed the meeting; would like to see them get past this current issue; seems like a total waste of time. Hogan stated he felt the School Board handled the situation professionally and is working towards a solution.

Gahanna/Jefferson Joint Committee - O'Brien:

Noted that first meeting is scheduled to meet on November 16 at 7:00 p.m. in the Conference Room at the Police Station.

L. OFFICIAL REPORTS:**Mayor:**

McGregor noted he had attended the retirement dinner for Roger Schirtzinger; normally detectives rotate out every 18 or 36 months so everybody has an opportunity; Schirtzinger had such a high closure rate that we couldn't take him out; was there a long time in spite of our policy to rotate; Deputy Chief Howard worked hard on that dinner; O'Brien presented Council's resolution.

City Attorney:

Weber stated there is another scheduled hearing on November 8 on the annexation bill; HB 98 is a clone of SB 289; some additional hearings coming up; major bones of contention were changes made by Senate on 100% owners procedure; should probably be contacting Speaker Davidson; she would be pivotal on the decision to move it along or delay or squelch it; those of us who know her should inquire; bill dies again if it doesn't pass this year; may have a more hostile General Assembly next time; will continue to monitor and report back.

M. COUNCIL COMMENT:

O'Brien stated he attended Schirtzinger's retirement dinner; was heartwarming; nice to participate in expressing gratitude on behalf of the community; will miss him; the lives of many people have been touched by him; he is a law enforcement officer who was born and raised here; his dad was Chief; his heart is here in Gahanna; related an experience with my son Sean at 12 years of age; where we was corrected by Officer Schirtzinger; was a turning point in his life and he now has been an officer in Sunbury for 7 years; hundreds of stories out there; was a good night; remember to practice your God given right to vote and sustain the Constitution and prayerfully consider vote tomorrow.

Shepherd urged everyone to get out for Holiday lights; want to have traffic problems; tell everyone you know; last year was beyond my expectations; hope it comes off better than last year.

Angelou expressed congratulations to our Senior Malibu racers; glad to see you win in this special year; encourage everyone to vote yes on Issue 27; also request your vote for Mifflin Township fire levy; means that for the new station in the northeast quadrant, they will be able to staff; thank Col. Hall for moving a few signs; a no outlet sign when you're at the end of the street is a little late; note in Service report that Bonded gas station is history; personally thank you for that; last year when I ran said it would be gone; is a plus for the west side of Gahanna; hope we can now get quality development in there; congratulations on getting that done; also express condolences to John Dean and his family on the loss of his son; don't know how you handle things like that; losing a 22

year old son has to be traumatic for anyone; wish Hogan the best tomorrow; takes a lot to put your name on the ballot; hope you've had a good time campaigning.

Hogan stated he was running for Congress; share a couple of observations; have gotten my message out; people have been receptive; did 37 candidate forums; we usually just have 1 candidate night here; completed 153 surveys from various groups; participated in 5 media endorsement interviews, etc; this has done several things - is a lot of name recognition, a lot of media contacts; was on Channel 28 this morning, Channel 6 at noon and Channel 34 airs tonight; note that third parties need to get into the debates; if you get them in the debates the negative slamming will stop because 3rd party candidates discuss issues; negativity is overwhelming right now; \$7 million being spent for one race; you can't spend that and keep it positive; if you like negative campaigning, like not discussing issues then vote Democratic or Republican; if you want positive campaigns in the future, vote 3rd party; vote for candidate you believe in no matter what party; that's the only way for things to change; extend invitation to all of you to attend the Libertarian Victory celebration at 7:00 p.m. tomorrow at the Red Roof at 3rd and Nationwide; anybody who wants to can come down and watch election results; will run again in 2002; thank everyone on Council for their generous and kind consideration in the run for Congress.

Stinchcomb stated it was entertaining to tease Hogan; thoroughly enjoyed teasing you but do commend you; it does take a lot to put your name on the ballot; wish you well; also note that the television spot for Issue 1 when you see the word clean and you see water, it is Creekside; is a Statewide spot; they were looking for moving, clean, beautiful water and they chose Creekside; as well as the Bonded station being gone, the Holiday Inn Express is under construction again; glad to see that under way; get out and vote.

Payne stated she also had Issue 1 down to mention; hope if this issue does pass we are able to get some funds from this. McGregor noted we have gotten a \$300,000 grant previously. Payne urged everyone to get out and vote; take advantage of the opportunity this year.

O'Brien announced that there will be another dedication at Veterans Memorial on Saturday, which is the 11th month, 11th day at 11:00 am; ceremony will be short but need to honor those who gave so dearly for our freedoms.

N. EXECUTIVE SESSION: None.

O. ADJOURNMENT: 8:12 p.m. - Motion by Kneeland.

Isobel L. Sherwood, MMC
Clerk of Council

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

Chair Signature