

City of Gahanna

*200 South Hamilton Road
Gahanna, Ohio 43230*



Meeting Minutes

Monday, March 5, 2012

Council May Meet in Caucus Beginning at 6:45 pm

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 March 5, 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 Council Member Jolley. Agenda for this meeting was published on March 1, 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.**

Heather Bishoff, Gahanna Jefferson Board of Education, thanked Council members who have attended their meetings; as you are aware AEP and the PUCO did not agree on rates; received official notice today that we are going back to December level; in process of beginning our superintendent search; contracted with Educational Services; working hard to tweak process to make sure we are including the entire community; as of this week search went live and will be until April 6; as a result of the tragedy at Chardon schools received many questions on how do we deal with similar situations; state law requires drills 3 times a year; in addition we have a wonderful police dept.; police officers are monitoring facebook and twitter; students also monitor and give us heads up of anything that might happen in order to be proactive; glad to answer any questions.

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

Ordinances introduced, by title, by Renner.

ORD-0045-2012

TO REAUTHORIZE AND CONFIRM THE PLANNED TRANSFERS AS APPROPRIATED IN ORD-0001-2012.

Introduced

ORD-0046-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH THE GAHANNA COMMUNITY IMPROVEMENT CORPORATION (CIC) FOR THE YEAR 2012

Introduced

ORD-0047-2012

TO REAPPROVE AND ADOPT THE RECOMMENDATION OF THE ADVISORY BOARD FOR THE OFFICE AND INDUSTRIAL INCENTIVE PROGRAM GRANTING APPROVAL FOR JPMORGAN CHASE BANK, NATIONAL ASSOCIATION AND ITS AFFILIATES, AT TECHCENTER DRIVE; AND TO DECLARE AN EMERGENCY

Introduced, to Committee of the Whole

ORD-0048-2012

TO ACCEPT MONIES SEIZED IN THE AMOUNT OF \$808 AWARDED TO THE GAHANNA POLICE PURSUANT TO COURT ORDER NO. 10CVH-17213; AND TO SUPPLEMENTALLY APPROPRIATE \$284 TO THE LAW ENFORCEMENT TRUST FUND.

Introduced

ORD-0049-2012

TO ACCEPT MONIES SEIZED IN THE AMOUNT OF \$1,887 AWARDED TO THE GAHANNA POLICE PURSUANT TO COURT ORDER NO. 10CVH-18357; AND TO

SUPPLEMENTALLY APPROPRIATE \$575 TO THE LAW ENFORCEMENT TRUST FUND.

Introduced

ORD-0050-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO SERVICE AGREEMENT WITH COVERALL NORTH AMERICA, INC., FOR CLEANING SERVICES FOR THE OKLAHOMA AVENUE SERVICE COMPLEX.

Introduced

ORD-0052-2012

SUPPLEMENTAL APPROPRIATION - Sanitary Sewer Fund, Sewer Backups

Introduced

ORD-0053-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO JOINT PROJECT WITH MIFFLIN TOWNSHIP FOR REPLACEMENT OF RETAINING WALL AND SIDEWALK ON THE EAST SIDE OF OLDE RIDENOUR ROAD BETWEEN US ROUTE 62 AND THE GAHANNA MUNICIPAL GOLF COURSE.

Introduced, to Committee of the Whole

ORD-0054-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH FRANKLIN SOIL AND WATER CONSERVATION DISTRICT FOR GAHANNA WORKING AGREEMENT WITH REGARD TO EPA STORMWATER REQUIREMENTS OF OUR NPDES PERMIT.

Introduced

ORD-0055-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH FRANKLIN SOIL AND WATER CONSERVATION DISTRICT FOR ASSISTANCE WITH ILLICIT DISCHARGE DETECTION AND ELIMINATION, A MINIMUM CONTROL MEASURE FOR OUR MS4 NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMIT.

Introduced

ORD-0056-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH TRANE FOR REDUNDANT COOLING FOR THE IT SERVER ROOMS AT CITY HALL AND THE POLICE STATION; TO BE PURCHASED FROM STATE CONTRACT STS#800195; TO SUPPLEMENTALLY APPROPRIATE \$48,060; AND TO DECLARE AN EMERGENCY.

Introduced

ORD-0057-2012

TO ALLOW THE SURFACE APPLICATION OF BRINE; FOR DUST CONTROL AT SUBURBAN STEEL SUPPLY.

Introduced

ORD-0058-2012

SUPPLEMENTAL APPROPRIATION - Parks Minor Capital

Introduced

E. CONSENT AGENDA:

Minutes - To Approve:

2012-0009

To Approve the Following Set of Minutes:

1) February 21, 2012.

This Matter was Approved and Filed on the Consent Agenda.

Ordinance: Introduce, Waive Second Reading, Adopt as Emergency:

ORD-0051-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO CHANGE ORDER AMENDMENT WITH GUDENKAUF CORPORATION TO EXTEND THE FIBER OPTIC NETWORK IN THE INDUSTRIAL ZONE; TO SUPPLEMENTALLY APPROPRIATE FUNDS 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-0030-2012**

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH THOMAS L. WEBER FOR COVERAGE OF PLANNING COMMISSION AND OTHER SERVICES THAT MAY BE NEEDED BY THE CITY ATTORNEY FOR THE PERIOD OF MARCH 14, 2012 THROUGH DECEMBER 31, 2013; AND TO DECLARE AN EMERGENCY

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

ORD-0031-2012

SUPPLEMENTAL APPROPRIATION - Self Insured Workers Compensation Fund

This Matter was Adopted on the Consent Agenda.

ORD-0032-2012

SUPPLEMENTAL APPROPRIATION -Central Ohio Health Care Consortium

This Matter was Adopted on the Consent Agenda.

ORD-0033-2012

TO APPROVE CURRENT REPLACEMENT PAGES TO THE GAHANNA CODIFIED ORDINANCES, AND TO DECLARE AN EMERGENCY.

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

ORD-0034-2012

TO ACCEPT DEED OF EASEMENT FOR PROPERTY LOCATED AT 53 GRANVILLE STREET FOR A FACADE EASEMENT FROM ROBIN RUHL

This Matter was Adopted on the Consent Agenda.

ORD-0035-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO PURCHASE AGREEMENT WITH MICRODATA FOR THE PURCHASE OF AN INTEGRATED NG-911 CALL MAPPING PACKAGE FOR THE POLICE DEPARTMENT; TO WAIVE BIDDING PROCEDURES THEREFOR; TO SUPPLEMENTALLY APPROPRIATE FUNDS THEREFOR; AND TO DECLARE AN EMERGENCY.

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

ORD-0036-2012

TO WAIVE BIDDING REQUIREMENTS AND TO SUPPLEMENTALLY APPROPRIATE AND TRANSFER FUNDS FROM THE FEDERAL LAW ENFORCEMENT TRUST FUND FOR THE PURCHASE OF A COPLOGIC TECHNOLOGY PRODUCT; AND TO DECLARE AN EMERGENCY

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

ORD-0037-2012

TO ACCEPT DEED OF EASEMENT FROM BILLY G. DECKER FOR A UTILITY EASEMENT AT 3891 CLOTT'S ROAD, GAHANNA, OHIO.

This Matter was Adopted on the Consent Agenda.

ORD-0038-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH ORCHARD, HILTZ & MCCLIMENT, INC. (OHM) FOR ENGINEERING STUDY FOR THE SOUDER DITCH STREAM RESTORATION PROJECT; IMPROVEMENT NO. ST 980; AND TO SUPPLEMENTALLY APPROPRIATE \$2,560 THEREFOR.

This Matter was Adopted on the Consent Agenda.

ORD-0039-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH URS, TO DESIGN THE FARMWOOD PLACE BIOSWALE PILOT PROJECT; IMPROVEMENT NO. ST 982.

This Matter was Adopted on the Consent Agenda.

ORD-0040-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO PURCHASE AGREEMENT WITH MIKE BASS FORD, FOR PURCHASE OF A FORD F-350 DUMP TRUCK, FROM THE STATE CONTRACT, INDEX GDC093E, ITEM 33B.

This Matter was Adopted on the Consent Agenda.

ORD-0041-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO MEMBERSHIP AGREEMENT WITH NATIONAL JOINT POWERS ALLIANCE REGIONAL PARTNERSHIP (NJPA) A PUBLIC AGENCY THAT SERVES AS A MUNICIPAL CONTRACTING AGENCY.

This Matter was Adopted on the Consent Agenda.

ORD-0042-2012

TO ADOPT THE COMPREHENSIVE LANDSCAPE PLAN, DATED FEBRUARY 1, 2012, FOR THE CITY OF GAHANNA, OHIO.

This Matter was Adopted on the Consent Agenda.

ORD-0043-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH OP AQUATICS FOR THE PURCHASE OF ADA POOL LIFTS FOR THE GAHANNA SWIMMING POOL AND THE HUNTERS RIDGE POOL; TO SUPPLEMENTALLY APPROPRIATE \$15,600, AND TO DECLARE AN EMERGENCY.

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

ORD-0044-2012

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH W.M. SMITH & ASSOCIATES, INC., FOR THE PURCHASE OF LIFEGUARD CHAIRS AND STANDS FOR THE GAHANNA SWIMMING POOL; TO SUPPLEMENTALLY APPROPRIATE \$14,800; AND TO DECLARE AN EMERGENCY.

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

Motion Resolution:

MR-0012-2012

Motion Resolution to authorize the transfer of \$25,200 from Account No. 101.141.5106, Lands & Buildings, Full Time Administrative Hourly to Account No. 101.141.5111, Lands & Buildings Part Time

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 which would govern the hearing this evening.

2012-0008

To consider the use of brine solution for the purpose of dust control for property at 1900 Deffenbaugh Ct., by Suburban Steel, Jerry Henderson, applicant. (Advertised in Rocky Fork Enterprise on 3/01/12).

President opened Public Hearing at 7:05 p.m.

Jerry Henderson, Suburban Steel, 1900 Deffenbaugh Ct., stated he sees new faces; has been coming for several years; use brine as a dust control agent; water off the top of wells; apply under the requirements of ORC; are not a lot of safety issues; causes a salt layer which holds dust down; good for neighbors and employees.

President asked for opponents. There were none. President closed Public Hearing at 7:06 p.m.

Heard in Public Hearing

G. STANDING COMMITTEES:**Committee of the Whole - Renner:**

Renner thanked everyone for their patience this year on Committee of the Whole meetings in Chambers; whole goal was to experiment with different ways to interact; also an invitation to the public to come and begin to understand difference in committees and regular meetings; was that type of experimentation; next Monday we will be back to committee rooms; will be talking to Council Clerk to set up tables in a specific format; hope it will be a happy medium and make this work better.

Finance & Development - Samuel: No Report.**Parks, Service & Safety - Anderson: No Report.****H. CORRESPONDENCE AND ACTIONS:****Clerk: No Report.****Council:**

Renner acknowledged receipt of letter from Michael Todoran urging Council to pass the legislation on the Souder Ditch Stream Restoration and Farmwood Place Bioswale Pilot Project; copies were distributed to all of Council.

Anderson noted receipt of information on Columbus Region 2020 Investors meeting which is coming up on March 8.

I. SECOND READING OF ORDINANCES:**Ordinances Reported Out of Committee:****ORD-0028-2012**

TO AMEND ORD-0017-2012, UNCLASSIFIED PERSONNEL; TO RECLASSIFY THE EXECUTIVE ASSISTANT TO MAYOR TO ADMINISTRATIVE ASSISTANT TO MAYOR RANGE; TO TRANSFER FUNDS AND SUPPLEMENTALLY APPROPRIATE FUNDS THEREFOR

A motion was made by Jolley, seconded by Renner, that this matter be Adopted. The motion carried by the following vote:

Yes **6** President Larick, Renner, Samuel, Jolley, Anderson and Wright

No **1** Angelou

ORD-0029-2012

SUPPLEMENTAL APPROPRIATION - Public Information Intern

Anderson stated she was in receipt of memo at 4:56 pm today; spoke with Braun a little bit before this was sent; this is the second week in which this information in addition to others was sent on my behalf by the Council Office to Braun and listing those places that I had mentioned which is AARP, Office on Aging, Small Business Administration and professional associations; with my discussion with Braun she said she was doing this memo; don't know if you have had a chance to read it since it just came in; bottom line is that I am still of the opinion that further research needs to be done; think it would be in good stead and important for us to do a thorough due diligence; if the research has not been completed then not vote in favor tonight but to allow the research to be done; by Braun's admission she has said she has been more focused on the previous legislation; given that and that on page 2 of the memo it says program manager for Department of Aging was unavailable and voice mail was left, and in addition we talked about professional associations that need to be taken into consideration; opportunities through those associations; know things change but they were available 4 years ago and could be researched; if effort has not been put into getting the most recent information for us to make an informed decision, don't think this is something we need to vote tonight; would be in favor of taking it back to committee and discussing in committee when more time can be spent in getting the information; not that I am opposed to having an intern but think that in any decision that we need to have a breadth of in-depth information and a thorough analysis done; don't think it has been done; don't think we can vote on when we don't have the full information; ask that this be brought back to committee to give it another week; as I shared in my conversation this is not the first time I had suggested these options; when Samuel and I were on Communications Committee we talked about those types of opportunities; since that time have brought up those same options; this is not the first time we have heard about them; in addition within past 2 weeks was requested again; if we don't have complete information don't think we should vote.

Motion to postpone was made at this point in the meeting. Discussion followed on motion to postpone.

Samuel stated he was against motion to postpone.

Wright stated he thinks delaying this is not going to end up with more development than we have seen.

Anderson stated she wished to underscore that she thinks it would; how can we vote when we don't have fullness of information.

Jolley stated he had some concerns as an unpaid position for a number of reasons including the accountability for someone being here and don't want to postpone because I don't think any further discussion is necessary and don't want to postpone because I understand there is some concerns also on getting the position filled in a timely manner.

Samuel stated he also had concerns about postponing; when FEMA and Armada evaluated the exercise last year, they set deadline of July 1 to have a staff assembled that could fulfill the requirements they listed in their recommendations; if we keep postponing this may miss the deadline; need to move along.

Angelou asked for clarification on reference to FEMA. Samuel stated when they had an

exercise last year they were looking at FEMA requirements for public information during a crisis; as part of the FEMA emergency plans you must have a public information team in place and people trained on how to carry out the exercise; one of our shortfalls was that we were inadequate in that portion of the exercise and it was recommended we hire additional staff and have additional training in the public information portion of the exercise; want that information to them by July 1; by doing this in a timely manner we can meet that deadline.

Anderson stated she is not convinced that waiting for 2 weeks will make that amount of difference; sets a precedent where we make decisions on something without the fullness of the information and it is not like it is just being asked for today; was asked two weeks ago with the anticipation in my mind to have the update then; am underscoring my previous comments; as well as we need to look at fact there are people who are willing to move forth to do this who might be interested and trained and to Jolley's point, not asking for volunteers but people willing to be paid; said that last week and say that again and that is new information.

A motion was made by Anderson, seconded by Angelou, that this matter be Postponed to Date Certain to the Committee of the Whole. The motion failed by the following vote:

No 5 President Larick, Renner, Samuel, Jolley and Wright

Yes 2 Angelou and Anderson

Motion to postpone failed and discussion continued on motion to adopt.

Larick stated at some point there is work that needs to be done; we are having extremely lengthy discussions which I do understand we need to be very cognizant of the funds and how this City spends money and pursues employment and activities; but the dollars we are spinning on are so small in the grand scheme of things when we have real significant discussion to occur will it ever end; that is my position; will support this motion.

Jolley stated he agreed; believe we have requisite information to make this decision; personally would like to see this as a paid internship in terms of accountability and responsibility for being a representative voice of the City in public forum; think we do have the requisite information and will be voting yes.

Renner stated he agreed with colleagues; worried that we are spending so much time on something like this; with all debate and information that has been given to us, also read in today's email a commitment to follow through on something like this by the administration; am still puzzled as to why there is consternation on this.

Angelou stated she did not believe there was any amount of taxpayer dollars ever too small not to be discussed fully; find those remarks to be quite amazing; that because this is only \$13,000 or \$11,000 that this is too small an amount of money; didn't quite understand the memo says even if we can find somebody we want you to pass this anyway; that's not how business is done in the City, at least I hope it is not; will get a no from me on this one.

Wright stated this will get my support; am behind this for the issues I stated before; in the grand scheme of things, understand where everyone is coming from and you would like more information about if there are other options; just don't see a demand coming from the options that you have presented on looking at AARP and seeing if there is an abundance of seniors looking for work; this seems pretty small considering it is just for an internship opportunity that we are talking about for college students to gain the knowledge and to use the skills they have acquired; not a work task where we are

looking to train people; we are looking for people who are already trained and apply that in the applicable setting; don't think Hoyt has time to reach out and train; this is something where we need the intern hitting the ground running using the applications they have already learned; when I graduated it was a struggle to get this type of an opportunity; this is something I fully support and think we need to make haste on this.

Anderson stated that this is something that is a precedent and when you have several issues, no matter how small, if you have several and you aggregate them, it becomes a big something; don't think is too small and will say again, am not limiting this to volunteers or college students; said last week, and the week before that, the breadth of options to be considered is important here; nothing to my mind is too small to consider, discuss or debate; am disappointed that we are not all on that same line; am fiscally conservative and think nothing is too small to analyze and figure out what is the best approach to take; \$10,000, \$500, even \$15 is not too small from my perspective; to start a precedent where we need to move on to bigger issues is not considering the breadth of what we have to do in being totally fiscally responsible; that's my opinion.

Larick stated he was not suggesting in any way a dollar amount should be considered irrelevant and not considered to its fullest reasonable detail; what I am suggesting is that we have had multiple discussions on a particular topic that has an immediate need that has been vetted considerably; different peoples' belief on the fullness of that review, at the end of the day there is a technical skill required and a role that needs fulfilled; to continue to have this type of dialogue at this length, how will we accomplish discussion and resolution on activities that are significantly more profound in their scope and scale.

Jolley stated he was going to say pretty much the same thing; in looking at this no one is suggesting we spend money for the fun of it; some of us don't need to go beyond several lengthy discussions as we have already had on what is a relatively simple topic.

Angelou stated she previously served on Council for 22 years; never heard discussion being thwarted; Anderson had every right to have that microphone; she had every right to take as long as she wanted to because she had asked for specific information and it did not come until 4:56 pm this evening; never seen discussion thwarted like it was this evening. Anderson stated she still did not have all the information requested.

A motion was made by Jolley, seconded by Samuel, that this matter be Adopted. The motion carried by the following vote:

Yes 5 President Larick, Renner, Samuel, Jolley and Wright

No 2 Angelou and Anderson

J. FIRST READING OF ORDINANCES: None.

K. MOTIONS/RESOLUTIONS:

Motion

MR-0013-2012

To confirm the Mayor's appointment of Andre Porter to the Community Improvement Corporation (C.I.C.) Board of Trustees for an unexpired term ending December 31, 2014.

Angelou asked why the postponement was being requested. Wright stated that in our discussion Porter needed more time to advise his board of the intention to join CIC.

A motion was made by Samuel, seconded by Jolley, that this matter be Postponed to Date Certain to the Regular Agenda. The motion carried by the following vote:

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

L. REPRESENTATIVES:

Community Improvement Corporation (CIC) - Larick/Renner: No Report.

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

Angelou stated the meeting is this Thursday.

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

Angelou stated meeting is this Thursday.

Convention & Visitors Bureau (CVB) - Jolley:

Jolley stated the meeting is this Thursday.

Central Ohio Transit Authority - Samuel:

Samuel gave an update on new shelters at the Statehouse area downtown; were designed by students at CCAD.

M. OFFICIAL REPORTS:

Mayor:

Stinchcomb stated the State of the City is tomorrow evening in this Chamber. open house in hallway from 6:00 pm to 7:00 pm where departments will have representatives on hand to answer questions any citizens might ask; speech will be at 7:00 and should last about 30 minutes; will reconvene the open house until 8:00 pm.

City Attorney:

Ewald stated last fall voters passed a Charter change which revamped the Civil Service Commission and retooled it to be an appellate board; have been working with Wadley and Sherwood to finalize those rules; will go back in front of Civil Service at tomorrow night's meeting; when code changes are recommended they will come to Council; will then work on the language of the Rules & Regulations to make sure they are consistent with code and then come to Council; should be to Council in next several weeks; remind you of election tomorrow; new congressional district that has split Gahanna in two; our districts changed as well; couple of different websites you can look at for review of the new districts; hope everyone will go out and vote.

N. COUNCIL COMMENT:

Wright noted that his neighbor previously mentioned at another meeting has passed away; remind everyone to get your health care check up.

Samuel stated he will be happy to have robo calls end; 30 in last 3 days; make sure you vote; very important.

Angelou stated she hopes everyone votes tomorrow; your right as a citizen; everyone should do it.

Anderson stated if you don't know what your new district is or congressional or state you

can go to Board of Elections website or you can call; will show you copy of map; for next election cycle there is always a need for poll workers on election day; consider that for next cycle; go vote.

Larick stated another reminder to go vote; thank students from Gahanna Lincoln for attending this evening; please feel free to come to all meetings including committee meetings where typically most of the discussion occurs.

O. ADJOURNMENT: 7:34 p.m. - Motion by Jolley.

Clerk's Signature

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

Chair Signature