

City of Gahanna

*200 South Hamilton Road
Gahanna, Ohio 43230*



Meeting Minutes

Monday, August 10, 1998

Special Meeting of Council

8:00 PM

City Hall

City Council

CALL TO ORDER AT 8:00 P.M.- ROLL CALL

President Angelou called the meeting to order at 8:00 p.m. stating the purpose to consider Ordinance No. 980277.

After Roll Call, President also noted the need for a Recess to finalize a visitor's presentation to Service Committee.

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

RECESS

A motion was made by Council Member Kneeland, seconded by Council Member Stinchcomb, To recess for 20 minutes.. The motion carried by the following vote:

Yes	7	President of Council Angelou, Vice President Kelley, Council Member Hogan, Council Member James-Arnold, Council Member Kneeland, Council Member Stinchcomb and Council Member Payne
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Council rose to Recess at 8:03 p.m.

Council rose to report from Recess at 8:40 p.m., with Clerk noting that all seven members of Council returned to the dais.

980277

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH MR. YATES FOR PURCHASE OF PROPERTY LOCATED AT 109 MILL STREET, CONSISTING OF 1.575 ACRES; AND TO DECLARE AN EMERGENCY.

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

Abstain, COI	1	Council Member Hogan
Yes	6	President of Council Angelou, Vice President Kelley, Council Member James-Arnold, Council Member Kneeland, Council Member Stinchcomb and Council Member Payne

President

James-Arnold advised having conversations with people in the community; everyone appreciates the opportunity to discuss; majority, which included all four wards of the City, feel good with restoration of downtown and what it would be doing for the river; liked the creek recreation that we are getting ready to start on. Said when you explained to the taxpayer the necessity to move forward, they came out for they wanted--restaurants, shopping, etc.; said when you explain to them that this land is owned with a 5-year lease with the current owner the post office; reminded the post office is very happy there; emphasized we like our post office and our postmen, but do not want this property used for a warehouse; assured if you go in it, it is a warehouse--it is all bins and equipment--nothing in keeping with our current zoning. Said there is also the issue of how the post office has treated other municipalities. James-Arnold said she urges moving on with this.

Hogan said he not opposed; said he has asked for legal opinion and still has not received

one. Said we have been told that whereas clauses have no bearing in law. Said he has looked into it also--wants to be sure it is done properly. Questioned whether maybe it should be done through appropriation. Said he agrees the public wants things to happen. Hogan said he had been told by a former owner that 3 years ago, the property was offered to the City for \$538,000; said the offer never got to Council. Had talked to former Planning Commission members and had some concerns with the 1983 situation where the City purchased and then turned around and rented to Restaurant Food Supply; remembered some of that as a part of the recall election; said the City was losing money; it was found by the Supreme Court that the City could not use taxpayers dollars to compete with private sector. Hogan said he is still looking for information; just wants to make sure that down the line what the City is wanting to do will not come back to a liability.

City Attorney Weber said all we are doing now is we are saying that we have the legal ability to buy the property; we have broad powers under the code to buy property, the City has the authority to define its public purpose; as to what the City does with the property later on--there may be issues as to what we should do; the City may decide to use the property; said the purposes are valid, and he has no problem with this; said what happens in 5-10 years once we own the property, there will be decisions made and a future Council may be asked to address certain uses at that time; we don't know that. Concluded that we are legally entitled to do this.

Angelou said the issue was in 1982; it was the funding scheme for The Industrial Zone; is unrelated totally to what we are doing now; is particularly why we established the CURC board in 1982-83; no problem with this at all. Angelou asked the Mayor if this property was presented to the City at an earlier date. Mayor McGregor responded that this is a new piece of fiction for him--where it came from or context. Yates has owned since 1993.

Council member Kneeland called the question.

A motion was made by Council Member Kneeland, seconded by Vice President Kelley, that this matter be Amended by Substitution, Adopted, As Emergency. The motion carried by the following vote:

Abstain, COI	1	Council Member Hogan
Yes	6	President of Council Angelou, Vice President Kelley, Council Member James-Arnold, Council Member Kneeland, Council Member Stinchcomb and Council Member Payne

ADJOURNMENT - 8:50 p.m.

A motion was made by Council Member Payne, seconded by Council Member Hogan, to Adjourn. The motion carried unanimously.

Isobel L. Sherwood, MMC
Clerk of Council

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

Chair Signature