

City of Gahanna

*200 South Hamilton Road
Gahanna, Ohio 43230*



Meeting Minutes

Monday, August 21, 2000

7:30 PM

City Hall

City Council

*Debra A. Payne, President of Council
Rebecca W. Stinchcomb, Vice President of Council
Michael O'Brien, Council Member
L. Nicholas Hogan, Council Member
Thomas R. Kneeland, Council Member
Karen J. Angelou, Council Member
Sherie James-Arnold, Council Member*

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

Gahanna City Council met in Regular Session on Monday, August 21, 2000, 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. Outgoing Council Member Sherie James-Arnold delivered an Invocation followed by the Pledge of Allegiance.

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

B. ADDITIONS OR CORRECTIONS TO THE AGENDA.

MOTION by James-Arnold, seconded by Kneeland, to remove ORD-0189-2000 from Consent Agenda and place it on Regular Agenda under Second Reading of Ordinances.
ROLL CALL: Voting yes: James-Arnold, Kneeland, Payne, Stinchcomb, Angelou, Hogan, O'Brien. Motion carried.

C. HEARING OF VISITORS**Presentation of Resolution Honoring Amanda Adkins**

Payne read resolution honoring Amanda Adkins and presented it to her father, Mike Adkins; also stated that schools will be selling red, white and blue ribbons to show support for Amanda while Olympics are going on. Adkins thanked Council for their support; Amanda is in Los Angeles before flying to Sydney next week.

Gahanna Traveling Indians Baseball Team - 4th in Dizzy Dean World Series - Cathy Hymes

Gene Hymes, Coach, Gahanna Traveling Indians, stated they had placed 4th in the Dizzy Dean World Series; presented a plaque to Council thanking them for their support of the team; have lived here since 1984; brought the program down here from northeast Ohio; are an independent team; won 42 games this year and lost 8; team members introduced themselves and spoke about their favorite memory of the World Series - Keith Riley, Steven Hughes, Bruce Hymes, Nate Blankmeier, Jeremy Mizelish, Jonathan Carroll, Justin Herbert, Nick Cooper, also Assistant Coaches Hughes and Blankmeier. Payne stated Council appreciated parents who work with kids; saves City from hiring staff and allowing us to place our resources in fields and physical equipment; know you put in a lot of hours and that you do it because you enjoy; will make sure plaque hangs in City Hall. In response to question from James-Arnold, Hymes stated they pay for their own trips and other expenses; supported by local businesses; have a travel banner we put names on; most games are in Franklin County; then have regional tournaments; do many fund raisers like car washes and candy sales; solicit local businesses; had a lot of support this year. Angelou stated she had met some of you at roundtable on recreation; congratulate you on your achievement; dreams do come true; Amanda Adkins had hers of making the Olympics; dreams can come true; need to focus to do it; can have success as you have proved; continue to do that and set better and higher goals and you will reach them; 4th in World Series you should be proud of; congratulations.

Police Chief Dennis Murphy - Police Initiatives

Chief Murphy introduced Officer John Clark, a Reserve Officer who has been working on crime prevention. Chief reviewed Police Initiatives being put into place; first is crime prevention; community can be eyes and ears; see something and hear something then report it; instructions on what to look for; crime trends in neighborhoods and reach

out through Civic Associations; 2nd initiative is our vacation checks; have given lousy service in the past; onus is on us now; call it in and we will send someone out; is a date, time, and unit requirement on back of the form; 1st shift and 2nd shift are physically checking; 3rd shift are doing a drive by; narrows down that window of opportunity; after you return will send you a copy of when we were there showing when it was checked; will not be lip service anymore; am holding supervisors responsible; 3rd initiative is business owners checks; pry officers out of cars and get them into businesses; we have over 700 in the city right now; is a rapid turnover of employees and code changes; won't do this once a year any longer; will be a part of their routine and is now part of their performance evaluation; will pass out initial information and keep updated in our computers; want to hear back from businesses; 4th initiative is a community feedback questionnaire; 3 came back today; will be sent for everything other than crimes of violence; will drop off and asks type of contact they had, type of incident, and describe how it was handled; can't fix a problem if we're not aware of it; they won't all be nice; will give us an opportunity to retrain a problem officer and if can't retrain will take the next step; those are the 4 initiatives right now; tremendous shift going on; are doing monthly performance evaluations; looking at good quality customer service.

Payne stated she felt these were great initiatives; wanted Council to know about them; stickers in business windows; working with Police Department; great way to work with the community.

James-Arnold stated she had been called once for a door check at Morse and 62 when it was found to be unlocked; got the call at 3:00 a.m. and called my manager; can't emphasize the need to keep those call out lists up to date.

Skateboards

Jan Burkey, 1998 Surrey Road, Blacklick, stated she was here with group of parents to ask City Council to let us form a parent group to look into working with youngsters in putting a skate park in Gahanna; realize that there is some stereotyping that goes with these kids that like skateboarding and in line skating; is a park in Bexley in City Hall parking lot and one in Dodge Park in Columbus; spent a lot of time talking with young people and parents; these kids were courteous; Director of Parks and Recreation in Bexley assured me that there has been nothing but positive comments; has been a positive experience; go to Bexley and observe and see how involved parents are with kids. IN response to question from O'Brien, 8 parents stood showing support for this concept. O'Brien stated that the City appreciates parents who work with their kids and appreciate your coming out; appreciate willingness to be involved and do appreciate all of your organizing done thus far and hope it continues; ask that we extend the use of our facilities for meeting room that could be prearranged; would be glad to allow you to have organizational meetings; also suggest you work with Parks & Recreation Director Mitchell who stated he has talked with Bexley and Columbus; hope to take trip to Middletown or Hamilton to visit that park; Westerville is spending time on this also. Was noted that this is not on any specific agenda but will be discussing in the future.

Kitty Bauman, 1004 Ashmead Drive, Gahanna, stated she wished to encourage you to go to Bexley; glad that Recreation Department is visiting various sites; we have visited some in Florida as well; don't know if they mean to but they are doing some damage; always seem to be 30 to 40 kids trying to skate when we visit Bexley; some parents drop off and pick up and some stay; Recreation Department in Bexley did a lot of research and are a lot of parks that are non supervised and are skate at your own risk; Bexley is nonsupervised; disclaimer is posted - no foul language permitted, public property type rules, and skate at your own risk; through research found that when non supervised there is less possibility of liability; Bexley is landlocked and they had nowhere else to put it so

that is reason for the location; have visited Newak also; it is locked; closed at dusk and reopened in the morning; Dodge Park does charge; that's the only one in this area. In response to question from Angelou, Bauman stated that Dodge is \$10 for season pass; no extra charge for living outside the area; Bexley doesn't charge at all; people come from all over. O'Brien stated he was concerned about safety; with all age groups want to make sure that 8 and 9 year olds are able to skate on same facility with 16 and 17 year olds; equal time and share. Bauman stated that so far she has not seen a problem; have seen 21 year olds in Bexley skating with 11 year olds; has been very courteous; watch out for each other; encourage you to take a drive down; kids help each other; language and smoking were concerns of mine; so far doesn't seem to be a problem. O'Brien stated he was sure this could work; appreciate having everyone working on this.

Street Light Assessment

Liz Passero, 233 Ballard Drive, stated she was present tonight to give you a petition requesting street lights; met on August 3 with Chief Murphy in a brainstorming session for residents of Ballard Drive and Cherry Drive; have had quite a few problems with breakins; one thing suggested was street lights; have a light now at intersection of Johnstown and Ballard and at Ballard and Cherry but they do nothing to illuminate the area where I live; 14 people on our street have signed. In response to question from Angelou, Passero read the wording on the petition. Angelou stated she wanted to make sure we were talking about an assessment. Passero stated they are just interested at this time; know another community had requested it in years past; very interested in feasibility of what the city suggests for our street; even if we can't afford people wanted to look at what they could do. In response to question from O'Brien, Passero stated she had been chosen as Block Watch Captain; got forms from City and went around and had it signed. Hogan asked if Wetherholt could have informal costs for discussion in either Service or Safety Committee. Wetherholt stated he could have something rough put together.

Angelou stated that street lights will illuminate but keeping an eye out is the best thing you can do; that's why we have police there; if you have concerns it is a legitimate call. Passero stated that properties are quite large; have elderly homeowners; meeting we had helped to bring community together; made us aware; wanted to look at something we can do to keep area safe.

O'Brien asked if there were any statistics on community illumination and how it helps prevent and discourage crime. Murphy stated that he had shared with them statistics for neighborhood; was an anomaly; citizens looking out for one another is a big deterrent; insist they call us; dispatchers and policemen know it is a priority.

D. INTRODUCTIONS AND ASSIGNMENT TO COMMITTEE

Ordinances introduced, by title, by Angelou.

Ordinances - To Be Introduced and Assigned to Committee

ORD-0197-2000

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH EVANS, MECHWART, HAMBLETON & TILTON, INC., FOR A PORTION OF THE DESIGN OF THE TECH CENTER DRIVE EXTENSION FOR ROADWAY ACROSS THE BUCKLES PROPERTY, IMPROVEMENT NO. 762; TO SUPPLEMENTALLY APPROPRIATE \$55,000; AND TO DECLARE AN EMERGENCY

Introduced

ORD-0198-2000

TO AUTHORIZE THE MAYOR TO ENTER INTO PURCHASE AGREEMENT WITH THE COLUMBUS ACADEMY SCHOOLS FOR WATERLINE EASEMENT

ACQUISITION, CHERRY BOTTOM ROAD IMPROVEMENT; TO SUPPLEMENTALLY APPROPRIATE \$20,000; AND TO DECLARE AN EMERGENCY

Introduced

ORD-0199-2000

TO CREATE THE FULL-TIME UNCLASSIFIED POSITION OF DIRECTOR OF COMMUNICATIONS; TO PROVIDE COMPENSATION THEREFORE; AND TO DECLARE AN EMERGENCY

Introduced, to Committee of the Whole

ORD-0200-2000

TO AUTHORIZE THE MAYOR TO ENTER INTO PURCHASE AGREEMENT WITH THE HEIRS OF THE ANNA MAE SMITH ESTATE, 1.27 ACRES AT 4390 CHERRY BOTTOM ROAD; TO SUPPLEMENTALLY APPROPRIATE \$102,000; AND TO DECLARE AN EMERGENCY

Introduced

ORD-0201-2000

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH THE DEPARTMENT OF LIFE AND EARTH SCIENCES, OTTERBEIN COLLEGE FOR AN ECOLOGICAL ASSESSMENT OF BIG WALNUT CREEK AND ITS TRIBUTARIES IN THE CITY OF GAHANNA

Introduced, to Development Committee

ORD-0202-2000

TO ACCEPT THE STREET PORTION OF IMPROVEMENT NO. 743; AND APPURTENANCES THERETO, KNOWN AS CROSSROADS COMMERCE CENTER; AND TO DECLARE AN EMERGENCY

Introduced, to Service Committee

ORD-0203-2000

TO CREATE SECTION 1123.40A, NO BUILD ZONE, OF CHAPTER 1123, DEFINITIONS, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA

Introduced

ORD-0205-2000

TO ZONE 30.377+/- ACRES, MORE OR LESS, AS L-AR, LIMITED OVERLAY APARTMENT RESIDENTIAL; FOR PROPERTY LOCATED AT 5099-5145 MORSE ROAD; TRIANGLE REAL ESTATE SERVICES, APPLICANT

Introduced, to Development Committee

ORD-0206-2000

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH ADELPHIA BUSINESS SOLUTIONS, FOR PUBLIC RIGHT OF WAY USE; AND TO DECLARE AN EMERGENCY.

Introduced, to Development Committee

ORD-0208-2000

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH SCHOTTENSTEIN, ZOX & DUNN, FOR LEGAL SERVICES TO DRAFT A MASTER AGREEMENT; AND TO DECLARE AN EMERGENCY.

Introduced, to Development Committee

ORD-0209-2000

TO REPEAL ORD-0140-2000 AND ORD-0141-2000, PASSED JULY 5, 2000, TO ENTER INTO EASEMENT AND RIGHT OF WAY AGREEMENT WITH AMERICAN ELECTRIC POWER COMPANY

Introduced

ORD-0210-2000

TO AUTHORIZE THE MAYOR TO ENTER INTO EASEMENT AND RIGHT OF WAY AGREEMENT WITH AMERICAN ELECTRIC POWER COMPANY FOR PROPERTY LOCATED AT LOT 17, INDUSTRIAL ZONE, NEAR TAYLOR STATION ROAD; 10 FOOT WIDE STRIP OF LAND

Introduced

ORD-0211-2000

TO AUTHORIZE THE MAYOR TO ENTER INTO EASEMENT AND RIGHT OF WAY AGREEMENT WITH AMERICAN ELECTRIC POWER COMPANY FOR PROPERTY LOCATED AT LOT 17, INDUSTRIAL ZONE, NEAR TAYLOR STATION ROAD, BEING 0.157 ACRES; 10 FOOT WIDE STRIP OF LAND

Introduced

ORD-0212-2000

TO AUTHORIZE THE MAYOR TO NEGOTIATE AND EXECUTE EASEMENT FOR AMERITECH EXCLUSIVE EASEMENT FOR TELEPHONE EQUIPMENT ON CITY PROPERTY; 5571 HAVENS CORNERS ROAD

Introduced

E. CONSENT AGENDA

Minutes - To Approve

2000-0004

To Approve Minutes of Regular Meeting of November 6, 2000

This Matter was Approved, on the Consent Agenda.

Ordinances to be Introduced, Waive Second Reading, Adopt as Emergency

ORD-0204-2000

SUPPLEMENTAL APPROPRIATION, Council, Capital Projects/Equipment

This Matter was Adopted on the Consent Agenda.

ORD-0207-2000

AN ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT A GOVERNMENTAL ELECTRICITY AGGREGATION PROGRAM WITH OPT-OUT PROVISIONS PURSUANT TO SECTION 4928.20, OHIO REVISED CODE, DIRECTING THE FRANKLIN COUNTY BOARD OF ELECTIONS TO SUBMIT A BALLOT QUESTION TO THE ELECTORS; TO WAIVE SECOND READING; AND TO DECLARE AN EMERGENCY

This Matter was Adopted on the Consent Agenda.

Ordinances on Second Reading

ORD-0178-2000

SUPPLEMENTAL APPROPRIATION - PT Officers

This Matter was Adopted on the Consent Agenda.

ORD-0179-2000

SUPPLEMENTAL APPROPRIATION - Special Council Contingency

This Matter was Adopted on the Consent Agenda.

ORD-0180-2000

TO ACCEPT SANITARY SEWER IMPROVEMENT NO. 710; AND APPURTENANCE THERETO, KNOWN AS WEST JOHNSTOWN ROAD AT SANDRA COURT; AND TO DECLARE AN EMERGENCY

This Matter was Adopted on the Consent Agenda.

ORD-0181-2000

TO AUTHORIZE THE MAYOR TO NEGOTIATE AND EXECUTE EASEMENT FOR AMERITECH EXCLUSIVE EASEMENT FOR TELEPHONE EQUIPMENT ON CITY PROPERTY

This Matter was Adopted on the Consent Agenda.

ORD-0182-2000

TO ACCEPT THE DEDICATION PLAT ENTITLED DEDICATION OF EASTGATE PARKWAY, DEFFENBAUGH COURT AND EASEMENTS; AND TO DECLARE AN EMERGENCY

This Matter was Adopted on the Consent Agenda.

ORD-0188-2000

TO REPEAL ORDINANCE 200050, PASSED FEBRUARY 22, 2000, TO ACCEPT 2.27+/- ACRES TO THE CITY AS JOHNSTOWN ROAD RIGHT OF WAY.

This Matter was Adopted on the Consent Agenda.

ORD-0191-2000

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT FOR THE CITY'S CONTINUED MEMBERSHIP IN THE CENTRAL OHIO HEALTH CARE CONSORTIUM FOR THE PERIOD FROM JANUARY 1, 2001 THRU DECEMBER 31, 2003; AND TO DECLARE AN EMERGENCY.

This Matter was Adopted on the Consent Agenda.

ORD-0192-2000

TO ALLOW THE HIRING OF A PARKS SUPERINTENDENT AT A RATE HIGHER THAN ALLOWED BY ORDINANCE NO. 980441, WHICH PROVIDED RATES OF PAY AND BENEFITS FOR SUPERVISORY PERSONNEL OF THE CITY OF GAHANNA FOR THE PERIOD JANUARY 1, 1998, THROUGH DECEMBER 31, 2000, TO TRANSFER FUNDS TO PAY SAID SALARY; AND TO DECLARE AN EMERGENCY.

This Matter was Adopted on the Consent Agenda.

ORD-0193-2000

SUPPLEMENTAL APPROPRIATION - Street Maintenance and Repair Fund; Capital Projects/Equipment

This Matter was Adopted on the Consent Agenda.

ORD-0194-2000

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH MECHANICAL SERVICES INC FOR THE HVAC PORTION OF THE REMODELING OF CITY HALL; TO WAIVE THE BIDDING PROCEDURE; TO SUPPLEMENTALLY APPROPRIATE \$18,268 THEREFOR; AND TO DECLARE AN EMERGENCY.

This Matter was Adopted on the Consent Agenda.

ORD-0195-2000

TO AMEND ORDINANCE NO. 980440, THE ORDINANCE FOR SALARIES AND BENEFITS FOR UNCLASSIFIED PERSONNEL TO ADJUST THE SALARY OF THE ADMINISTRATIVE ASSISTANT TO THE DIRECTOR OF FINANCE EFFECTIVE SEPTEMBER 4, 2000; TO SUPPLEMENTALLY APPROPRIATE \$4,104 THEREFOR; AND TO DECLARE AN EMERGENCY.

This Matter was Adopted on the Consent Agenda.

ORD-0196-2000

TO ZONE 3.546+/- ACRES LOCATED AT 94 PRICE ROAD AS ER-2, ESTATE RESIDENTIAL; CITY OF GAHANNA DEVELOPMENT DEPARTMENT, APPLICANT

This Matter was Adopted on the Consent Agenda.

Ordinances on Second Reading: Amend by Substitution/Adopt as Emergency**ORD-0176-2000**

TO ACCEPT STORM AND WATER LINE IMPROVEMENT, A PORTION OF IMPROVEMENT NO. 743 AND SANITARY SEWER IMPROVEMENT NO. 742; AND APPURTENANCES THERETO, KNOWN AS CROSSROADS COMMERCE CENTER; AND TO DECLARE AN EMERGENCY

This Matter was Adopted on the Consent Agenda.

Resolutions to Adopt on First Reading

RES-0024-2000

TO HONOR AND COMMEND AMANDA ADKINS

This Matter was Adopted on the Consent Agenda.

Statutory Resolutions on Second Reading

SR-0006-2000

A RESOLUTION MAKING FINDINGS AND DETERMINATIONS AS PERMITTED IN SECTIONS 3735.65 TO 3735.70 OF THE OHIO REVISED CODE IN EFFECT PRIOR TO JULY 1, 1994, ESTABLISHING MODIFYING, AMENDING AND DESCRIBING THE BOUNDARIES OF A "COMMUNITY REINVESTMENT AREA #1," AMENDING FOR THE GREENBERG TRACT; DESIGNATING A HOUSING OFFICER TO ADMINISTER THE PROGRAM, CREATING A COMMUNITY REINVESTMENT AREA HOUSING COUNCIL; AMENDING SUBSTITUTE RESOLUTION NO. 24-96; AND DECLARING AN EMERGENCY

This Matter was Adopted on the Consent Agenda.

Motion Resolution

MR-0041-2000

Motion Resolution to allow unused funds in Account No. 230.350.5598, Storm Sewer Repair, allocated for the West Johnstown Road Storm Sewer in the 2000 Appropriations, to be used for repair of the Trapp Park Storm Sewer; \$12,000.

This Matter was Approved on the Consent Agenda.

MR-0042-2000

Motion Resolution to allow unused funds in Account No. 101.145.5533, Capital Projects, Engineering, allocated for ITS, to be used for funding the Hamilton Road Traffic Study and reallocated to Account No. 101.145.5541, Capital Projects, Streets, 101.145.5541; \$29,843.

This Matter was Approved on the Consent Agenda.

MR-0043-2000

MOTION TO AUTHORIZE THE TRANSFER OF FUNDS FOR ACADEMY PARK LIGHTING; TO TRANSFER \$8,300 FROM 101.432.5456, RECREATION, FIELD MAINTENANCE, TO 101.431.5515, PARKS AND RECREATION, CAPITAL EQUIPMENT.

This Matter was Approved on the Consent Agenda.

MR-0044-2000

MOTION TO AUTHORIZE THE TRANSFER OF FUNDS FOR SALARIES; TO TRANSFER \$8,000 FROM 101.4331.5108, DEPUTY DIRECTOR, AS FOLLOWS: \$3,300 TO 101.431.5119, PARKS, CONTRACT SERVICES, AND \$4,700 TO 101.431.5113, PARKS, PARKS SALARIES SEASONAL.

This Matter was Approved on the Consent Agenda.

MR-0045-2000

Motion Resolution that this Council has no objection to the new D4 Liquor License for 335 Johnstown Road, Gahanna Lodge No. 2463, Loyal Order of Moose.

This Matter was Approved on the Consent Agenda.

MR-0046-2000

Motion Resolution that this Council has no objection to the new D1, D2, and D3 Liquor License for RJS Ventures Inc., Vista Plaza Unit 1, NE Corner of Hamilton Road and Vista Drive.

This Matter was Approved on the Consent Agenda.

MR-0047-2000

That this Council has no objection to the new D5 Liquor License for RJS Ventures Inc., Vista Plaza Unit 2, NE Corner Hamilton Road & Vista Drive.

This Matter was Approved on the Consent Agenda.

MR-0048-2000

Motion Resolution that this Council has no objection to the transfer of D1, D2, D3, and D6 Liquor License to Mercado Enterprises, Inc., dba Mimexico, 375 Stoneridge Lane.

This Matter was Approved on the Consent Agenda.

MR-0049-2000

That this Council has no objection to the transfer of D5 and D6 Liquor License to Cleveland Express Restaurant Inc., dba China Gourmet, 393 Stoneridge Lane.

This Matter was Approved on the Consent Agenda.

MR-0050-2000

Motion Resolution that this Council objects to the issuance of the new C1 and C2 Liquor License for 4550 N. Hamilton Road, Discount Drug Mart, Inc., dba Discount Drug Mart, for the following reasons; the property is zoned Residential, the ownership is not known and there is no building or structure there. City Council feels this filing is premature.

This Matter was Approved on the Consent Agenda.

MR-0051-2000

That this Council requests the Charter Review Commission, to be appointed later this year for 2001, review Section 13.03, Classified and Unclassified Service, to design Charter language that does not name the Unclassified positions allowed per department by specific job titles, but list how many Unclassified positions each department may have.

This Matter was Approved on the Consent Agenda.

Passed The Consent Agenda

A motion was made by Council Member James-Arnold, seconded by Vice President Stinchcomb, 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 James-Arnold, Council Member Kneeland, Council Member Angelou and Council Member O'Brien
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End of the Consent Agenda**F. PUBLIC HEARINGS**

President read the rules that would govern the Public Hearing this evening with proponents being given 7 minutes, opponents 10 minutes and 3 minutes for rebuttal.

Z-0010-2000

To consider a zoning change application to rezone 32.952 acres from ER-1 to L-AR, Limited Overlay Apartment Residential; for property located at 5099-5145 Morse Road; Triangle Real Estate Services, Inc., by Glen Dugger, applicant.

President opened the Public Hearing at 8:17 p.m.

Glen Dugger, 37 West Broad Street, stated he was present representing the applicant; property is located on Morse Road and consists of 32.9 acres; is the Underwood, Deems, and Evans property; The Preserve is on the north side of Morse; to the east is large single family lots and Lynn Mann property with a large pond; to the south are several large lot ownerships backing onto Johnstown Road including the site for the YMCA;

entire south property line will be the Riva Ridge connector; to the west is Polo Club Villas; met with those residents and they are not here which should say something; are some property constraints from a land issue use; Beem Creek bisects the property which leads into the ravine into the Shagbark area; very nice trees is that area; also have a major entrance and exit in the Preserve area; the inclusion of the Underwood property was to allow us to obtain access directly across from the main entrance to The Preserve; Riva Ridge connection as planned as a part of the North Triangle Plan also presented a constraint; Vic Stanson and The New Albany Company each own a 1 acre lot shown on site plan adjacent to our property; North Triangle Plan is for a mixed use; one of those mixed uses is residential; we have 3 different types of residential on this; other thing that plan talks to is to try and combine access points; we have 1,000' of frontage on Morse; in order to minimize access points we have provided access easements to Stanson and NACO so that in the event they develop they will obtain access through our major curb cut to the easement to their properties;

2 existing curb cuts are there for the current residential use and then over time we would eliminate those and just have the 2 major access points; this is consistent with the North Triangle Plan; 2.9 acres of this area would be dedicated as open space; one area along Beem Ditch at the southwest corner of the site; in addition, the other request of the North Triangle Plan is to maintain appropriate Morse Road setback; these buildings comply; all of the south side would be set back 150' from Morse Road; this plan touches a lot of the bases imposed on it by the North Triangle Plan; proposal more specifically is for 3 different residential components; in this section of approximately 13 acres we have 76 ranch condominiums very similar to Polo Club both in demographics and price; will be 2 and 3 bedroom; some are 1-1/2 story and contain 2 car attached garages ranging from 1,500 to 1,800 s.f. and will have a community pool; will have few if any kids; designed for the active empty nester you see in Epcon format; the 4.5 acre second use is the big square building closest to Morse Road on the eastern side of the property; is a 71 unit age restricted condominium building of 3 stories; each unit will be approximately 1,232 s.f. and it is not a nursing home; provides more security and types of programming for seniors but is not a medical facility; parking for that is planned at 1.5 spaces per unit; have applied for variance for that building's parking; last component represents about 40% of the land area; 60% of the land use is empty nester demographic, a portion of which is deed restricted to 55 and up; it is legal; the last component is on the south and is 206 units on 12.5 acres and will be 1 and 2 bedroom apartments; working presently with Planning Commission on the architecture; roughly 20% would be 1 bedrooms with the balance being 2 bedroom; this is in flux because of some minor changes that may happen with Planning Commission; met with Polo Club to the extent possible and feel that building height should be appropriate; indicated to them we wouldn't have 3 story buildings in their area; the apartments buildings vary with some being 2 story and some 3; are working with a landscape architect on blending those; density is about 4.5 units per acre; open space is the Beem Creek preservation area; will connect to the bird sanctuary on the south portion; is 2.9 acres with all trees contained in that area; also the Evans property to connect to Riva Ridge connector.

MOTION by James-Arnold, seconded by Stinchcomb, to extend the proponent's time of the Public Hearing. ROLL CALL: Voting yes: James-Arnold, Stinchcomb, Hogan, Kneeland, O'Brien, Payne, Angelou. Motion carried.

Dugger continued that another portion of this piece of property extends down to Johnstown Road and consists of 2.6 acres; my client committed at the beginning to convey this as part of open space dedication; made that commitment and willing to stick to it; feel City was wise to take it; that would be the part acquired to make the Riva Ridge connection; 3rd would be the 2 acre Morse Road easement given to the City; are giving about 7.5 acres with 5.6 acres being conveyed by deed and 2 acres by easement;

there is an additional easement on south edge for bike path; have agreed to do that; from a recreation standpoint the development has 2 pools, 3 weight recreational facilities as well as all the open spaces provided; to a certain extent providing their own recreational opportunity for their residents; typically we get zoning done and then work through the Final Development Plan; working this a little differently because of some of the things that have happened; filed the final development plan and design review with Planning Commission and am working on those issues; wanted to be able to respond is asked questions about the architectural standpoint also; met at workshop last week; feel we were responsive to a number of issues raised by Planning Commission; hope to have wrapped up in final form shortly.

Chair asked for opponents. There were none.

Chair closed Public Hearing at 8:30 p.m.

James Arnold stated she had several questions regarding green space, open space, and easements; have a problem co mingling the terminology with park land dedication; between Beem Ditch and looking at plan where it says wetlands, that is land that is not buildable; commend setting that aside but don't see where the City is gaining anything for park land; an area was designated as a bird sanctuary after the condos were built; was done by owners to have land set aside; when Dioun came forward with Shagbark park land this will tie in with that as well. James-Arnold stated she would like to see a breakdown on the easements being given; realize City has to negotiate to buy easements but need to look at setbacks; ask all builders to do this. Dugger stated he has represented a few developers of Morse Road property; have all gotten credit for their easements towards the park land; Evans property will make a nice connector to this other prospective road. James-Arnold stated her only concern, and realize I won't be here to vote on this, is the co mingling of terminology; either say it is parkland or its fees in lieu of; not asking for your determination; asking the City that when we have this in final form and we accept open space, green space, and easements that will count as park land we are co mingling the term. Dugger stated we have been co mingling for a long period of time; have mixed and matched on park land as active park land; called that which is ravines and streams park land and don't think anyone will be playing soccer anytime soon; this is preservation of natural water course which is what North Triangle Plan asks us to do; preservation of Beem Creek portion is indication of that component of the North Triangle Plan; dedicated park land does not mean active park land. James-Arnold stated she was pleased to see they are giving more than required; don't see myself as a resident using any of this park land; glad you will have facilities for your residents; requirement is two components; this mixes and matches; also have the option to give us fees; although this plan is way over requirements on parks and recreation, those recreational facilities are for the people who live there. Dugger stated he felt the concept was to provide parks area for people who will live in the immediate neighborhood which does benefit the greater good of the community.

Hogan stated he had several questions; are the streets public streets. Dugger replied they were private. Hogan asked if the open spaces were private or public. Dugger replied one would be private and 2 would be public. Hogan stated that park land has to be open. Dugger stated the requirement is met with public ownership. Hogan stated the development is in 3 segments; what percentage of those are retired people. Dugger stated the age restricted would be fairly higher; there is no nursing component; would be very high in retired; the other condominium section is comparable to Polo Club; did meet with them and a fair portion of those people work; tend to be retired from primary job and working for fun; would say 40% or so; feel that the third segment with the apartments would all be working. Hogan stated his concern is with income tax revenues

dropping off. Dugger stated that one of the things we wrestle with is concern on community apartments generating kids at high end and at lowest level that's true; fairly hard to devise a scenario where you have condos that have a real high component of income tax. James-Arnold stated condos may have 1 child in school but still pay income tax; apartments bring in fewer school age children than private homes. Dugger stated that the experience in Gahanna is that homes are still affordable; if you can live in Gahanna you still buy a single family home and not go to an apartment; people living in this complex have made a life style choice. Hogan asked if, on the Morse Road section, it is found that Morse Road needs to be widened or a connector road would need put in, will the City be expected to buy right of way. Dugger stated that the Riva Ridge connector is being donated without cost and impact on open space; believe the Morse Road dedication of the property is already done; met with County Engineer as this stretch of roadway is under the auspices of the County; submitted a traffic study and continue to work with County Engineer on logistics of any widening or new roads; continue to work with that.

O'Brien stated that before next week would like to state his concerns so they may be addressed; see potential population of around 650 people and 71 age restricted which increases City population by 5%; concerned about soils and geology of the site; keep alluding to the poor soils in the area and buildings having to be built will have to be specially designed for use on these properties; like to know what is going to be done there; also the impact of sheer numbers of roof tops and asphalt is going to be greatly contributing to run off; at Stygler and Olde Ridenour George Parker had a very nice property that and trash and debris came along with that; development of retention and detention facilities; very concerned about downstream effect that this will have; these aren't deal breakers. Dugger stated he would provide answers at committee; feel very comfortable with the overlay.

Angelou asked for further clarification about the 150' easement on south side of Morse Road. Dugger compared it to Harrison Pond; was done as a preservation easement and given to the City; developer and Condo Association maintain that area; the preservation easement keeps that part of the property from being developed; that's the extra 2 acres; that easement was based on the Morse Road widening being done; has already been accommodated when the property was annexed; requirement at time of annexation to dedicate in compliance with the Thoroughfare Plan; is likely it will not be widened that much; Morse Road will probably be 3 lanes in that area. Wetherholt confirmed those are the widths the County Engineer is working with. President assigned this item to Development Committee.

G. STANDING COMMITTEES

Communications & Technology Committee - Kneeland: No Report.

Development Committee - James-Arnold: No Report

Service Committee - Stinchcomb: No Report.

Safety Committee - Hogan: No Report.

Committee of the Whole - Stinchcomb: No Report.

Finance - Angelou: No Report.

H. CORRESPONDENCE AND ACTIONS

Clerk - Legal**Council**

Payne stated that we are accepting applications to fill the Ward 2 Council Seat until August 31; have two as of today - Don Shepherd and Bob Kelley.

O'Brien stated he had received a phone call this evening from a member of Pataskala City Council; elderly mother, Mrs. Murphy, lives on Clark Street; mother is unable to get to her home and is living with her in Pataskala; has been in an extended care facility but has to use walker and can't get around; wouldn't think about riding in golf cart; can we get automobile access for her. Wetherholt stated he would check with inspector, Ron Walker. James-Arnold stated she had received calls about multiple older citizens in that area; Walker indicated they have made arrangements for certain residents to get cats to the vet; is well aware of the age of some of the residents; speak with Wetherholt and Walker; had a similar thing when they did Royal Manor and had quite a few senior citizens; came out of that meeting feeling residents in Olde Gahanna would be well protected; as we get into October and November they don't want to walking around; City and other people involved are working hard; could be a day or two because of where project is that access won't be possible; have really made arrangements to have everybody taken care of during this reconstruction. In response to question from O'Brien, Wetherholt requested the people call him for initial contact and will have Walker contact them and go over details on day by day basis; is constantly changing and accommodations may need shifted on a particular day.

In response to question from O'Brien, Wetherholt stated that on an interim type basis it may be possible to get vehicles in and out; curbs will be done next week and as soon as they are in concrete base will be put down and will need 7 days to cure; at that point would be paved and looking at sidewalk construction after that; making good progress right now; would have to lay out schedule; can't give you a date off the top of my head.

Payne acknowledged receipt of letter from Amy Salerno and requested it be forwarded to BZA.

Payne acknowledged receipt of 2 letters addressed to Mayor and copied to her - one from Jim Sylvania and one from Vicki Kyle; letter from COTA on Community Workshop to be held on 24th from 6:00 p.m. to 7:30 p.m. here to give input on ways to provide better transit service; refreshments at 5:30 p.m.

I. SECOND READING OF ORDINANCES**Ordinances Reported Out of Committee****ORD-0189-2000**

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH LOADOMETER CORPORATION FOR THE PURCHASE OF WHEEL LOAD WEIGHING DEVICES; AND TO WAIVE THE BIDDING PROCESS

James Arnold stated she would like to postpone to date certain of September 5; some additional information come forward where tickets written go to court and how that money comes back to the City; send this to committee for further discussion.

Angelou stated she had received information that these cases would not go to Mayor's Court but would go downtown; does that mean we wouldn't get the fines. Chief Murphy stated that Columbus went above and beyond the fine schedule; Judge Pfeiffer said you can't do that; they had a cease and desist; Ray Mularski has said that as long as we stay

within Ohio Revised Code we can still fine and we get money; although it goes downtown we still prosecute and those fine monies would come back.

James-Arnold stated she feels we need to see a written legal opinion from Mularski or Weber; being told different things that they have said.

Stinchcomb stated she would vote against postponement; discussed this for a long time when we purchased vehicle; also discussed in depth when we changed code; fines are one part of the issue; have great concerns about truck traffic and safety of the residents especially those on Taylor Road; we have the ability to enforce the laws; need to get the word out among the truckers who would carry illegal loads; we will use and enforce; word of mouth can be a deterrent; there are issues over and above the revenue; simple wear and tear on the roads is an issue for me; strongly in favor of this and would encourage you not to consider postponement; am ready to vote.

O'Brien stated there has been a lot of good information from members of Council and Chief; issues have been debated, probably as much as dogs and cats of 98; because of that am ready to vote; we have good solid information; truck is on order and need to get this show on the road; respect members of Council but am ready to go.

Hogan stated he hated not having the information; were told one thing and now being told it goes downtown; we will pay Mularski to take it downtown; we passed the truck; we have the police officer who is trained in truck safety; can pull over a truck for everything; only issue is who gets the fine money; need to take a look at the net cost which could be substantially more than initially thought; need to keep roads safe.

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

Yes	2	Council Member Hogan and Council Member James-Arnold
No	5	President of Council Payne, Vice President Stinchcomb, Council Member Kneeland, Council Member Angelou and Council Member O'Brien

See discussion on previous application.

A motion was made by Council Member James-Arnold, seconded by Vice President Stinchcomb, that this matter be Adopted. The motion carried by the following vote:

No	2	Council Member Hogan and Council Member James-Arnold
Yes	5	President of Council Payne, Vice President Stinchcomb, Council Member Kneeland, Council Member Angelou and Council Member O'Brien

ORD-0190-2000

TO AUTHORIZE THE MAYOR TO ENTER INTO AN AGREEMENT FOR RIGHT OF FIRST REFUSAL TO PURCHASE FOR RIVER VALLEY DEVELOPMENT TO PERFORM DUE DILIGENCE CONCERNING PROPERTY LOCATED AT 133 AND 121 MILL STREET.

MOTION to adopt was made by O'Brien, seconded by Kneeland.

White stated Weber had reviewed; wanted you to have legal work; no impact that will preclude us from exercising option; he would like to be sure and look at that; ask you to postpone the vote on this.

O'Brien stated he hoped we have everything by then; believe this entity to be very

viable; would be a strong partner for Gahanna; unfair of us to postpone any further; beyond that we need to act on it.

Angelou stated Weber had promised we would have something from him; very disappointed we don't have this for this evening; situation where we wanted to get it voted on and Weber was to let us know if we could or couldn't; asked him to do it and have in packet on Friday; may lose a viable contract and option in this area; stating for the record that I'm disappointed we don't have.

Hogan don't know if we can or can't do this; don't have the legal opinion; if we do it do we know that a taxpayers lawsuit can't be brought against us; is another concern; agreement itself consists of this single sheet of paper for \$875,000 worth of property; we have no details; Al Groves specifically said part of this agreement was the fact that we would get their marketing study; don't see that stated anywhere; feel that for this kind of agreement this is totally inappropriate; need a lot more details as to what it will be; do we have a specified price or are we talking whatever appraisal price at the time; where's the beef.

White stated that Weber spoke with both attorneys Hogan had cited; the case that one attorney cites is a remote case and he had to get it to read it; believed it did not pertain to this kind of purchase or option; however, did not want to move forward or to render an opinion until he had read the specific case; wasn't that he didn't do the appropriate ground work; met three times this past week; reason Weber wrote the option as brief as could be; caveat they would give us the marketing study; at that point Weber felt it convoluted the option; if someone came in tomorrow and said they would give us "X" amount, we would call River Valley and tell them we have an offer; their choice to counter offer; is that simple so we could move; we'll do this and we'll do that; that simple; didn't want to put a money amount in; if we had another offer in that interim we would have to come to you first and say what is your offer; realize it does look a little bare; that's how he wanted so it was a simple option.

O'Brien stated he realizes it is a simple option being complicated by those who desire to stall the process; this is a simple item that could be done on the back of a paper napkin; hope it's ready in two weeks.

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

Yes	7	President of Council Payne, Vice President Stinchcomb, Council Member Hogan, Council Member James-Arnold, Council Member Kneeland, Council Member Angelou and Council Member O'Brien
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J. FIRST READING OF ORDINANCES: None.

K. REPRESENTATIVES

Community Improvement Corporation (CIC) - Kneeland

Kneeland stated the next meeting is scheduled for September 11 at 8:00 a.m.

Mid-Ohio Regional Planning Commission (MORPC) - Payne: No Report.

Bd./Ed., Gahanna-Jefferson Public Schools

Angelou stated she had been unable to attend.

Gahanna/Jefferson Joint Committee - James-Arnold: No Report.**L. OFFICIAL REPORTS**

Mayor: Not in attendance.

City Attorney: Not in attendance.

M. COUNCIL COMMENT

Payne stated she had the fortunate opportunity to work with James-Arnold; is interested in this community; works hard as a Council Member; present a small token of our appreciation for the work you have done; will miss you.

James Arnold thanked everybody she has sat with on this dais; hard to believe it's been 5-1/2 years; note that O'Brien is back and Angelou is back; I could be back; thank those that have helped me through the years; those that aren't here on Council any longer like Micacchion, Bittner and Kelley who helped me get my feet wet; am leaving the City in good hands; still want to see our parks be user friendly; really think our parks need to be done; would like to see the bridge over I-270 from Hamilton Road which was one of our priorities a couple of years ago; would like to see that followed through with; would remove a lot of traffic from the busiest truck route; always say most of our traffic is residential; that area needs to be taken care of; is a wonderful opportunity for the triangle area which is ready to bust out and go forward; when we first did different plans could be hard to visualize but bits and pieces are coming together and feel it is better than what we thought; would like to see continuation and growth of industrial zone; Creekside will be amazing; sending pins Little League or with Adkins to Australia will put Gahanna on the map; may be living on the Gulf of Mexico, wearing my Creekside T-Shirt and be able to say I was there; we can do this; we can do this; Gahanna is a great place to live; glad that the people in Gahanna gave me the opportunity to serve on Council; thank the administration for their efforts; for listening all the times I came in madder than a wet hornet; can agree to disagree but appreciate your patience in helping me understand different things; when elected we put in the time it takes to do the job but know there are few people in City Hall that work a 40 hour week; they help us in whatever we have to do; will be back on the other side in 2 weeks and don't have to be politically correct any more.

O'Brien state he would miss James-Arnold; remember all her years with Chamber of Commerce; brought vitality and were a significant contributor to the life of the Chamber; without you don't know that it would still exist; was down and out a few times; fewer people were involved every year; but know that was not the beginning of your involvements; was the first lady president of Lion's Club; not counting your time on City Council you still have spent a significant portion of your time to our community; each issue you voted on was carefully thought about and researched; appreciate your strength and commitment to Gahanna.

O'Brien continued by asking Chief Murphy to research to see if there are any grants available through law enforcement for lighting our older residential neighborhoods to improve security and safety; know it is a tall request and maybe won't go very far; know it's a long shot but that might be something to pursue; ask that you find something out on that and request a discussion in Safety Committee.

O'Brien also asked that Colonel Hall do some preliminary research on low cost leaf pickup for this fall; would like to see that come back to committee; we have residents

who can't afford to pay \$50 to have leafs picked up; can we get back in this business at a reasonable cost or have a private group that we could pay or privately contract with to have leafs picked up. President assigned to Service Committee.

Kneeland stated he would miss James-Arnold; first interaction was at City Hall in November when it was about 15 degrees; spent a "Night in the Cold" for the homeless; was surprised at the turnout of the community and well remember the \$100 bill thrown.

Angelou mentioned James-Arnold's involvement with Toys for Tots and Lions Club; clearly love the job of being on City Council; please understand you have been appreciated for past 5 years with your dedication to the position and heart was always in the right place; know that energy will be difficult to replace; wish you all the best; good luck.

Hogan stated James-Arnold will be missed by a lot of people; remember fireworks and Lions Club; did a lot privately with the Lions Club for years; worked with Chamber also; has been fun and interesting working with you; have been a lot of frustrations; have enjoyed agreeing with you and disagreeing with you; may your golf game improve.

Hogan continued by thanking Colonel Hall for sending the letter to American Refrigeration demanding insurance company contact us; as part of my duty to have to be accused of stalling tactics because I'm protecting the City, then so be it; specific case was when Wexner was looking to build and approached Northeast Career Center; told them he would pay whatever price they wanted; would build them a new school; they informed him that since it was public property they could not sell to him; has to go to highest bidder; a taxpayer's lawsuit was filed on that one; want Creekside to go in and if we have to wait two weeks for case law to make sure it is right then we should wait; not everybody in the community is for Creekside; letter from Kyle is an example; Mill Street is an essential roadway for residents; learned last week we have to raise it 3' to make it work; just found out garage may be reduced from 600 to 400 spaces; where do you park 2,000 employees; want Creekside to move forward but in a way that current residents enjoy; by proper planning and taking a little time we can do it; is not stalling tactics; taking our time and doing right is better than breezing through.

Angelou stated that since letter from Kyle was brought up, she is not happy about anything; although it mentions an oversized ditch called Creekside, talks about lack of architectural style; terrible green roof on this building; multitude of colors; is not much positive; lady seems to like New Albany.

Stinchcomb stated that we can't please everyone; was a disgruntled letter; from everything I've seen people are enthusiastic about Creekside; keep asking me when will we see more; was a 7-0 vote to postpone; questions will be answered. Noted that when you are the last to speak it hard to come up with something fresh; thought about when Angelou did step down for that short time were those of us here then wondering how her shoes would be filled; remember recommending you to fill that position; knew we needed someone with the energy; knew if there was a Gahanna event James-Arnold would be there; always arranged for golf carts for the 4th of July parade; always new it would go smoothly and it always did; haven't always agreed on things but have always appreciated your concern and caring; is always good to hear perspective of people raised in this area; wish you all the best; knew you would go out like a lion.

Stinchcomb stated that when leaf service was discontinued, there was a community service project at the high school that helped for a couple of years; don't know if that has fallen apart but could be an option to check on; high school students volunteered to rake

leaves for seniors; check to see if that is still a possibility; was only done for a short time; but possibly could bring back to the table. Colonel Hall stated he would check on it.

Payne stated James-Arnold does have energy; has worked in every aspect of the City of Gahanna; not a lot of people who have done that; with all organizations have moved up and led; sorry you didn't get to be President; will miss you; understand that it is time for your husband to have some of your time; what you have given to the community can't be replaced; can always find negative people in the community; have wondered why they live here; think we live in a wonderful community; glad to say I work with a group of Council members who look out for the best interest of the City.

O. ADJOURNMENT: 9:30 p.m.

MOTION by Angelou, seconded by O'Brien.

Isobel L. Sherwood, MMC
Clerk of Council

APPROVED by the City Council, this
day of 2012.

Chair Signature