

City of Gahanna

*200 South Hamilton Road
Gahanna, Ohio 43230*



Meeting Minutes

Monday, August 4, 2008

Council May Meet in Caucus beginning at 7:00 p.m.

7:30 PM

City Hall

City Council

Nancy R. McGregor, President

Thomas C. Evers, Vice President

Beryl D. Anderson

Shane Ewald

Thomas R. Kneeland

John R. McAlister

David L. Samuel

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 Monday, August 4, 2008, in Council Chambers of City Hall, 200 South Hamilton Road, Gahanna, Ohio. President of Council Nancy R. McGregor called the meeting to order at 7:30 p.m. and delivered the Invocation followed by the Pledge of Allegiance. Agenda for this meeting was published on August 1, 2008.

Members Absent: Thomas C. Evers and John McAlister

Members Present: Nancy R. McGregor, Thomas R. Kneeland, Shane W. Ewald, Beryl D. Anderson and David L. Samuel

B. ADDITIONS OR CORRECTIONS TO THE AGENDA.**C. HEARING OF VISITORS.**

Marlene Eader, School Board Representative, said school starts August 27th; Board continues to study various options to approach the Kroger project; decision has not been made; we are ready for a new year.

Bill Van Huffel, 2605 Jefferson Estates Court, said he is definitely a proponent of the OSU Physicians tax incentive; are an adjacent neighbor with the building; being vacant for 4 years has been like a black hole there; very excited to have them come in; please approve the incentive to help bring them to Gahanna.

Karen Angelou, 1081 Cannonade Court, said she is in support of the OSU Physicians coming to the Big Bear Center; also supports the incentive; perfect opportunity for the City; top notch employer; will be a quality development; think it was 1988, 20 years ago we were dreaming about developing out that way; there was nothing; wonderful opportunity for Gahanna.

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

Ordinances introduced, by title, by Kneeland.

ORD-0157-2008

AN ORDINANCE ADOPTING A STATEMENT INDICATING THE SERVICES THE CITY OF GAHANNA, OHIO, WILL PROVIDE TO THE 6.3+/- ACRE TERRITORY IN JEFFERSON TOWNSHIP, FRANKLIN COUNTY, PROPOSED TO BE ANNEXED TO THE CITY OF GAHANNA UPON ANNEXATION; SAID PROPERTY LOCATED AT 3891 CLOTTS ROAD; REQUESTED BY BILLY G. AND VANIETA B. DECKER, OWNERS, BY THE CITY OF GAHANNA, AGENT; AND CITY BUFFER REQUIREMENTS AS PROVIDED IN OHIO REVISED CODE SECTION 709.023 AND DECLARING AN EMERGENCY.

Introduced

ORD-0158-2008

TO ACCEPT THE ANNEXATION OF 10.3/- ACRES FROM JEFFERSON TOWNSHIP TO THE CITY OF GAHANNA, OHIO, LOCATED AT 6010 AND 6025 TAYLOR ROAD; REQUESTED BY THE CITY OF GAHANNA

Introduced

ORD-0159-2008

SUPPLEMENTAL APPROPRIATION - Capacity Charges

Introduced

ORD-0160-2008

TO AUTHORIZE THE MAYOR TO ENTER INTO PURCHASE AGREEMENT WITH GOLLINGS ARENA DODGE, FOR THE PURCHASE OF THREE ADDITIONAL POLICE CRUISERS FOR THE POLICE DEPARTMENT OFF THE STATE CONTRACT; AND TO SUPPLEMENTALLY APPROPRIATE \$73,000.

Introduced

ORD-0161-2008

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH STATEWIDE EMERGENCY PRODUCTS FOR EQUIPPING AND UPFITTING THREE DODGE CHARGER POLICE VEHICLES; TO WAIVE THE BID PROCESS; AND TO SUPPLEMENTALLY APPROPRIATE \$57,500.

Introduced, to Committee of the Whole

ORD-0164-2008

TO ENACT CODE CHAPTER 1181, PERSONAL WIRELESS SERVICE FACILITIES, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA; AND TO DECLARE AN EMERGENCY

Introduced, to Committee of the Whole

ORD-0165-2008

TO EXTEND THE ONGOING ANNUAL CONTRACT WITH THE OFFICE OF THE AUDITOR OF STATE, LOCAL GOVERNMENT SERVICES DIVISION, FOR THE GAAP CONVERSION; AND TO DECLARE AN EMERGENCY.

Introduced

ORD-0166-2008

TO AUTHORIZE PARTICIPATION IN A FEASIBILITY STUDY AND TO PURSUE THE LOCAL GOVERNMENT SERVICES AND REGIONAL COLLABORATION GRANT PROGRAM TO STUDY THE FEASIBILITY OF COMBINED FLEET MAINTENANCE AND ASSET RESOURCE MANAGEMENT.

Introduced

E. CONSENT AGENDA:**Minutes - To Approve:**

2008-0001

- 1) August 4, 2008 Regular Meeting Minutes
- 2) August 11, 2008 Special Meeting Minutes

This Matter was Approved, on the Consent Agenda.

Ordinance: Introduce, Waive Second Reading, Adopt as Emergency:**ORD-0163-2008**

TO AUTHORIZE PARTICIPATION IN A FEASIBILITY STUDY AND TO PURSUE THE LOCAL GOVERNMENT SERVICES AND REGIONAL COLLABORATION GRANT PROGRAM FOR THE PURPOSE OF INTERCONNECTING BROADBAND INFRASTRUCTURE; 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-0139-2008**

TO ACCEPT THE ANNEXATION OF 3.9+/- ACRES FROM JEFFERSON TOWNSHIP TO THE CITY OF GAHANNA, OHIO, LOCATED AT 4705 EAST JOHNSTOWN ROAD; REQUESTED BY DOUGLAS R. MCCLOUD, AGENT FOR PETITIONER EDWARD J. DOERSAM.

This Matter was Adopted on the Consent Agenda.

ORD-0143-2008

TO AMEND SECTION 133.093, MUNICIPAL MAYOR'S COURT COMPUTER FUND, OF CHAPTER 133, DEPARTMENT OF FINANCE, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA.

This Matter was Adopted on the Consent Agenda.

ORD-0144-2008

TO AUTHORIZE THE MAYOR TO ENTER INTO PROPERTY/LIABILITY INSURANCE RENEWAL CONTRACT WITH THE OHIO MUNICIPAL JOINT SELF INSURANCE POOL

This Matter was Adopted on the Consent Agenda.

ORD-0145-2008

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH URS CORPORATION FOR STORM WATER STUDY OF SYCAMORE RUN, PHASE II

This Matter was Adopted on the Consent Agenda.

ORD-0146-2008

TO AUTHORIZE THE MAYOR TO ENTER INTO AMENDED CONTRACT WITH STILLION BROTHERS EXCAVATING, INC. FOR THE RELOCATION OF THE WATERLINE ON THE PROPERTY OF 207 HIGHMEADOW; AND TO DECLARE AN EMERGENCY.

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

ORD-0147-2008

TO VACATE A PORTION OF A WATERLINE EASEMENT FOR PROPERTY LOCATED AT 207 HIGHMEADOW DRIVE; AND TO DECLARE AN EMERGENCY.

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

ORD-0148-2008

TO AMEND CONTRACT WITH COLUMBUS ASPHALT PAVING, INC.; TO ALLOW FOR SIGNAL UPGRADES; TO WAIVE THE BIDDING PROCEDURES; AND TO DECLARE AN EMERGENCY.

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

ORD-0149-2008

TO AUTHORIZE THE CITY ATTORNEY OR HIS DESIGNEE TO FILE AN ANNEXATION PETITION FOR THE ANNEXATION OF 6.3+/- ACRES OF PROPERTY FROM JEFFERSON TOWNSHIP; SAID PROPERTY LOCATED AT 3891 CLOTTS ROAD, BILLY G. AND VANIETA B. DECKER, OWNERS; AND TO DECLARE AN EMERGENCY.

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

ORD-0151-2008

SUPPLEMENTAL APPROPRIATION - Estate Tax

This Matter was Adopted on the Consent Agenda.

ORD-0152-2008

TO ACCEPT DEED FOR 0.122 ACRE OF RIGHT OF WAY ON WEST JOHNSTOWN ROAD FROM EAS PROPERTIES, LLC

This Matter was Adopted on the Consent Agenda.

ORD-0153-2008

SUPPLEMENTAL APPROPRIATION - Freedom Festival

This Matter was Adopted on the Consent Agenda.

ORD-0154-2008

SUPPLEMENTAL APPROPRIATION - Program Escrow

This Matter was Adopted on the Consent Agenda.

Postponed to Date Certain - August 18, 2008:

ORD-0155-2008

TO ENACT CODE CHAPTER 1173, RESIDENTIAL PORTABLE TEMPORARY STORAGE UNITS AND CONSTRUCTION WASTE RECEPTACLES, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA

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

ORD-0156-2008

TO AMEND THE ADOPTED DEVELOPMENT FEE SCHEDULE AS REFERENCED IN CHAPTER 148, DEPARTMENT OF PLANNING AND DEVELOPMENT; TO INCLUDE A NEW FEE ON THE ZONING FEE SCHEDULE

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

Motion Resolution:**MR-0037-2008**

Motion Resolution to authorize the use of funds in the amount of \$19,800 for the purchase of various items needed to conform with increased security requirements regarding law enforcement sensitive data transmission to mobile terminals; for information obtained through LEADS; funds appropriated in Account No. 101.211.5512, Police Major Capital.

This Matter was Approved on the Consent Agenda.

MR-0038-2008

Motion Resolution to authorize the Director of Public Service to go out for bids for Hannah Park, Phase II; funded by bond proceeds: Account No. 101.431.5596, Parks Capital Projects/Improvements.

This Matter was Approved on the Consent Agenda.

MR-0039-2008

Motion Resolution to authorize the Director of Public Service to go out for bids for the Rice Avenue Improvement Project; funded by bond proceeds; Account No. 631.350.5596, Stormwater Capital Projects/Improvements.

This Matter was Approved on the Consent Agenda.

MR-0040-2008

Motion Resolution to authorize the Director of Public Service to go out for bids for the Southwest Floodplain section of the Big Walnut Trail; funded by bond proceeds; Account No. 101.431.5596, Parks Capital Projects/Improvements.

This Matter was Approved on the Consent Agenda.

MR-0041-2008

Motion Resolution to authorize expenditure of funds originally appropriated to Parks Capital Equipment, Account No. 101.431.5512 for Creekside shelving, in the amount of \$3,600; to be used for Creekside lagoon vacuum for \$1,600, Account No. 101.431.5512; and a new dolphin vacuum for \$2,000 for Hunters Ridge Pool, Account No. 101.438.5512, Hunters Ridge Pool, Capital Equipment.

This Matter was Approved on the Consent Agenda.

Passed The Consent Agenda

A motion was made by Kneeland, seconded by Ewald, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

Yes	5	President of Council McGregor, Kneeland, Ewald, Anderson and Samuel
Absent	2	Vice President of Council Evers and McAlister

End of the Consent Agenda

F. PUBLIC HEARINGS:

CC-0003-2008

To recommend to Council changes to Title Three - Zoning, of Part Eleven - Planning and Zoning Code, of the Codified Ordinances of the City of Gahanna by enacting Chapter 1181, Personal Wireless Service Facilities.

White said that Matt Huffman, Community Development Manager, would make a brief introduction. Huffman said after much work, working very diligently; trying to make sure all legal aspects were in order; working with Chris Miller and various providers; have an ordinance that staff feels is easily defensible and addresses the concerns of the providers for use for any wireless facility that may wish to come into Gahanna.

McGregor opened the public hearing at 7:40 p.m. and asked for proponents. Chris Miller, attorney Schottenstein, Zox and Dunn, said he has worked with staff to come up with a comprehensive wireless facility ordinance for the city; staff did a significant amount of work; went line by line; several drafts that were commented on by industry; reviewed a number of questions, comments and suggestions; balanced to protect the City interests with what would be complementary to the residents; modified drafts to make sense for Gahanna and what our capabilities are; keep the application fair to buyers and protect City interest; market changes so quickly need to catch up legally.

President asked for opponents. There were none.

President closed the public hearing at 7:47 p.m.

Heard in Public Hearing

G. STANDING COMMITTEES:

Development & Parks Committee - Ewald

No report.

Public Service & Safety Committee - McAlister

No report.

Committee of the Whole - Evers

No report.

Finance - Kneeland

Kneeland said he had asked for someone from Planning Commission to come and speak to Council at Committee meetings concerning the Wireless ordinance. Jernigan said that Thom is planning on attending.

H. CORRESPONDENCE AND ACTIONS:

Clerk - Legal:

No report.

Council

Anderson said she distributed copies of the MORPC Legislative Update dated July 2008, and an agenda for the Summit on Sustainability & the Environment scheduled for Thursday, September 11th to Saturday, September 13th; was reported in the last minutes that it was November 11th; just want to make sure everyone knows the right date; also Thursday August 28th ReBuild Ohio will be presenting Ohio Vacant Properties Forum II; will be discussing rebuilding Ohio; is at the convention center; also revitalization of vacant and abandoned buildings with the increased number of foreclosures; please pass this on to anyone who might benefit from it.

I. SECOND READING OF ORDINANCES:

ORD-0150-2008

TO AUTHORIZE A COOPERATION AGREEMENT BETWEEN THE CITY OF GAHANNA, OHIO, AND THE BOARD OF COUNTY COMMISSIONERS, FRANKLIN COUNTY, OHIO ON BEHALF OF THE CITY OF GAHANNA FOR A COMMUNITY DEVELOPMENT BLOCK GRANT AND HOME PROGRAM

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

Yes 5 President of Council McGregor, Kneeland, Ewald, Anderson and Samuel

Absent 2 Vice President of Council Evers and McAlister

J. FIRST READING OF ORDINANCES:

ORD-0162-2008

TO ADOPT THE RECOMMENDATION OF THE ADVISORY BOARD FOR THE OFFICE & INDUSTRIAL INCENTIVE PROGRAM GRANTING APPROVAL FOR OHIO STATE UNIVERSITY PHYSICIANS, INC.

Kneeland introduced ORD-0162-2008 by title.

It was stated that it was originally thought this would be a motion resolution but Sherwood determined that it had to be an ordinance.

Kneeland said this is an opportunity of a life time; appreciate it; medical triangle; site has been vacant for 4 years; great opportunity to have this type of business come into Gahanna; will be supporting this.

Anderson said she has received great feedback; great to have the option and opportunity; convenience will be great, especially with the gas prices; will be supporting this.

Samuel said thank you for bringing this opportunity to Gahanna.

McGregor said that everyone she has talked to is excited about this addition to Gahanna; welcome.

A motion was made by Kneeland, seconded by Anderson, that this matter be Introduced, Second Reading Waived, and Adopted. The motion carried by the following vote:

Yes 5 President of Council McGregor, Kneeland, Ewald, Anderson and Samuel

Absent 2 Vice President of Council Evers and McAlister

K. MOTIONS/RESOLUTIONS:

L. REPRESENTATIVES:**Community Improvement Corporation (CIC) - Ewald/Kneeland**

Kneeland said the meeting is tomorrow night; will continue working on goals and visioning session; have had a professional moderating; conclusion to a lot of work; here tomorrow evening at 5:30.

Mid-Ohio Regional Planning Commission (MORPC) - McGregor/Anderson.

Anderson said there is no meeting in August; next meeting is September 11th as part of the conference.

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

No report.

M. OFFICIAL REPORTS:**Mayor**

Mayor read press advisory from National League of Cities that Creekside, Gahanna is a Finalist for Award of Municipal Excellence; Gahanna is one of eight finalists chosen from 62 entries submitted for the city population category of 50,000 and under; this is a great honor; always wanted to have a project to submit; have attended NLC for 17 years; Braun and Development Department put this together; want to thank them; also welcome to OSU Physicians.

City Attorney

No report.

N. COUNCIL COMMENT

Ewald thanked the OSU Physicians for coming to Gahanna; will make a big difference to our residents; also great Gahanna is a finalist for NLC award of municipal excellence. Ewald continued that he and Kneeland met with the owner of the location where the post office is currently located and have come up with an agreement that we will be bringing to Council; like to thank the Administration and staff for working hard on this; it is a very different process because of the federal regulations and dealing with the post office itself; sure that it will be an improvement of what we have today; know Wetherholt is working on a draft of the plans and hope to have them next week.

Kneeland thanked Ewald for his leadership to get the meeting together on the post office center; sure it will be an improvement as to what we have today.

Samuel said the Communications Committee is working on a report to Council that should be ready by the end of the month; we will be making several recommendations.

O. ADJOURNMENT: 7:57 p.m.; Motion by Kneeland.

Donna L. Jernigan, CMC
Senior Deputy Clerk of Council

APPROVED by the City Council, this
day of 2008.

Nancy R. McGregor
President of Council