

City of Gahanna

*200 South Hamilton Road
Gahanna, Ohio 43230*



Meeting Minutes

Tuesday, October 9, 2001

7:00 PM

Council Committee Rooms

Committee of the Whole

*Michael O'Brien, Chairman
Karen J. Angelou
L. Nicholas Hogan
Thomas R. Kneeland
Debra A. Payne
Donald R. Shepherd
Rebecca W. Stinchcomb, ex officio*

Members Absent: Michael O'Brien

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

ADDITIONAL ATTENDEES:

Press; Dave Thom; Chief Murphy; Donna Jernigan; Tony Collins; Sharon Montgomery; Col. Hall; Tom Weber; Dave Lee; George Jackson; Karl Wetherholt; Mayor; Raleigh Mitchell; Greg Dunn; Frank Arsenault; Jim Strong; Steve Resch

PENDING LEGISLATION

ORD-0143-2001 TO AMEND CHAPTER 1135, DISTRICTS AND ZONING MAP, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA

Recommended for Indefinite Postponement.

ORD-0144-2001 TO AMEND SECTION 1136.04, CONDITIONAL USES, OF CHAPTER 226, ER-1 ESTATE RESIDENTIAL DISTRICTS OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA

Recommended for Indefinite Postponement.

ORD-0145-2001 TO AMEND SECTION 1137.04, CONDITIONAL USES, OF CHAPTER 1137, ER-2 ESTATE RESIDENTIAL DISTRICTS OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA

Recommended for Indefinite Postponement.

ORD-0146-2001 TO AMEND SECTION 1139.04, CONDITIONAL USES OF CHAPTER 1139, SF-1 RESIDENTIAL DISTRICTS OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA

Recommended for Indefinite Postponement.

ORD-0147-2001 TO AMEND SECTION 1141.04, CONDITIONAL USES OF CHAPTER 1141, SF-2 RESIDENTIAL DISTRICTS OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA

Recommended for Indefinite Postponement.

ORD-0148-2001 TO AMEND SECTION 1143.04, CONDITIONAL USES OF CHAPTER 1143, SF-3 RESIDENTIAL DISTRICTS OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA

Recommended for Indefinite Postponement.

ORD-0149-2001 TO AMEND SECTION 1145.02, CONDITIONAL USES OF CHAPTER 1145, R-4 RESIDENCE DISTRICTS OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA

Recommended for Indefinite Postponement.

ORD-0150-2001 TO AMEND SECTION 1147.04, CONDITIONAL USES OF CHAPTER 1147, MR-1 RESIDENCE DISTRICT OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA

Recommended for Indefinite Postponement.

ORD-0151-2001

TO AMEND SECTIONS 1150.03, DOWNTOWN SINGLE FAMILY 1150.04, DOWNTOWN MULTI-FAMILY OR DOWNTOWN SUBURBAN OFFICE; 1150/05, GENERAL DOWNTOWN COMMERCIAL; 1150.06, DOWNTOWN CREEKSIDE OF CHAPTER 1150, OLDE GAHANNA DOWNTOWN DISTRICT OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA

Recommended for Indefinite Postponement.

ORD-0152-2001

TO AMEND SECTION 1151.03, CONDITIONAL USES OF CHAPTER 1151, PLANNED DISTRICTS OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA

Recommended for Indefinite Postponement.

ORD-0153-2001

TO AMEND SECTION 1153.01, SO SUBURBAN OFFICE AND INSTITUTIONAL DISTRICT OF CHAPTER 1153, GENERAL COMMERCIAL DISTRICTS OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA

Recommended for Indefinite Postponement.

ORD-0154-2001

TO ENACT CHAPTER 1154, RESTRICTED INSTITUTIONAL DISTRICT, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA

Stinchcomb apologized to the ministers for keeping them late last time; we were working through issues all evening. White briefly went over what Angelou and the ministers discussed prior to the meeting; the sets backs were not etched in stone; we came up with a compromise of front is 60, side is 30 and rear is 40; we felt that was acceptable; the churches also felt that they should be entitled to use up to 75% lot coverage; they believe that would be fair and acceptable for the most part; as far as concerns with the FDP there is no reason they cannot come back for time extensions after the plan has been approved; realize that it takes time for churches to raise the money for the project. Angelou stated that the attorney for New Life felt that if we were going to enact a code by putting all institutions in a zoning category it should be done simultaneous; no limbo; do think that these tend to be substantial; we are going to send it back to Planning Commission; give opportunity for all the churches to make sure it meets the needs; also need protection of residential areas; this is really to protect both sides. White stated that this would not go for vote at Council at this point; it will all go back to Planning Commission and they will make a recommendation; more opportunity for public comment. Steve Resch stated that was the substance of what we talked about; thanked Council and White; appreciated having a voice; we feel we have been heard; very amenable and positive to what has been discussed; we want to be good neighbors. White stated that we appreciate input; my office is always open; these codes are for us as a community that works and works well. Thom stated that it was never the intent for churches or schools to be eliminated from the standards; we need to operate by some type of standards; many times we have been caught between a rock and hard place; need a higher degree of standards in the long run to help Planning Commission. Weber stated that because of time restraints this will need to be postponed indefinitely; send it back to Planning Commission; start the process over.

Recommended for Indefinite Postponement.

ORD-0204-2001

APPROVING AN APPLICATION FOR FRANCHISE AUTHORITY CONSENT TO THE ASSIGNMENT OF THE CABLE TELEVISION FRANCHISE FROM AMERITECH NEW MEDIA, INC. DBA AMERICAST TO WIDOPENWEST OHIO, LLC, AND TO DECLARE AN EMERGENCY

Angelou stated that she talked to Davies last week because of some issues with Americast New Media; had numerous phone calls with Davies; had some concerns specifically in the area of service; questions were not answered to my satisfaction; was told by Americast's service department that WOW is already running the department;

explained that they don't have the franchise in Gahanna yet; want to know what kind of service WOW is going to give once they have the franchise. Greg Dunn the telecommunication attorney stated that we haven't approved this transfer. Frank Arsenault Vice President of Marketing for WOW stated that we do not own the company; we are planning to take it over November 1; can't understand why they would say we have already; we have our own inside problems with getting information out of Americast; they remind us that we don't own the company; sorry that you had service issues; right now we have no control over their company; there will be a management team that will be moving here to Columbus; Cleveland and Columbus management will be on hand. Angelou asked if there would be a service department right here in Columbus. Arsenault stated that the call center is in Colorado Springs; we are expanding that facility; Americast also uses a third party service. Angelou stated that she wanted someone she could talk to face to face; know they will be accountable to me; that is where the issues resided; received inaccurate information. Arsenault stated that we are purchasing the Americast business; we have to control the operation; tell the call center that you would like the boss of the area to call you back; anyone can ask for that; our website will have e-mail addresses and phone numbers; we can also come to meetings if you want; this is true competition; Americast has been fighting this; we are in the cable business and also want to provide long distance and internet service; can't make it work with one service alone; we are here to compete for your business; we will check into Americast using our name already. Hogan stated that it doesn't make any difference where the service department is located; we just want you to know that we will demand the highest possible service. Arsenault stated that if we can't give you the best service you will go somewhere else; give us a chance; need to know if there are problems.

Recommended for Adoption, Consent

ISSUES - Carried Over from Previous Meeting

E-Mail Guidelines

Montgomery stated that we need to do this; e-mail can be a public record depending on content; this was based on court decisions in the federal and state level. Payne asked if all of our info goes to the server can the server back it up. Kneeland stated that he wanted clarification; still some identification issues; is it only covered if it's stored on the City mail device does it cover a phone call or your own personal mail. Montgomery stated that the definition of a public record doesn't speak to how it has been sent; speaks to anything on a fixed medium; e-mail would be that; phone calls would not be. Lee stated that he just wanted to clarify that the City's server does not store e-mail; we can change the system; however the server would make no decision about the content; couldn't use that for any retention; we would have to sort through every single message to decide which retention period to give it; not really workable. Payne stated that it is not workable for me to sort through all my e-mail. Stinchcomb stated that anything going to Council is going to clerk's office; they can print it off and file it. Lee stated that we need to look at a policy that will allow that person to make the decision themselves; you're going to need to look at your inbox; keep things that are not being stored in Council. Hogan asked can you set up an e-mail account for something that should be a public record so we can forward it on to the Council office. Lee stated that wouldn't be a problem; somebody would still have to make the decision of how long it needs to be retained. Stinchcomb stated that perhaps the Council office could make the decision. Hogan stated that we could put in the subject line that it is a public record. Lee stated that he will follow up and let Council know what the forward address is going to be.

TTG Telephone Consultant

RECOMMENDATION: Bring back to Finance Committee in two weeks.

GIS

Wetherholt stated that they are making a recommendation based on the presentation heard two weeks ago; we recommend Malcolm Pirnie. Jackson stated that he would like to go ahead and do the assessment to negotiate a price; see what it would cost to get us there; the cost of the assessment will be included. Council members agreed that this company was superior; agreed to go ahead with assessment and come back with legislation.

Stacey Bashore, Recording