

City of Gahanna

*200 South Hamilton Road
Gahanna, Ohio 43230*



Meeting Minutes

Tuesday, January 22, 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 Tuesday, January 22, 2008, in Council Chambers of City Hall, 200 South Hamilton Road, Gahanna, Ohio. President of Council Nancy McGregor called the meeting to order at 7:30 p.m. Council Member Evers delivered the Invocation. Zack Hutt, member of Boy Scout Troop 781, led Council in the Pledge of Allegiance. Agenda for this meeting was published on January 18, 2008.

Members Absent: Shane W. Ewald

Members Present: Nancy R. McGregor, Thomas C. Evers, Thomas R. Kneeland, John McAlister, Beryl D. Anderson and David L. Samuel

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

Jeff Carson, Gahanna Jefferson Board of Education, offered congratulations to Anderson and Samuel; noted school board welcomed Charley Wise; good to see youth and confidence on the board; noted that a fiscally comprehensive annual financial report has been published; is on our web site; is an easy read; hockey team is up and coming; started 3 or 4 years ago; good program; play at Easton; doing really well; if you have an opportunity check them out; placed third in tournament last weekend; first year of bowling; boys are first in division; girls are in second; play at Gahanna Lanes; they are in playoffs; check them out also; upcoming State of Schools is at 6:30 p.m. on February 4 before your next Council meeting. Evers asked about education foundation event. McGregor stated it is on March 1 and there are no tickets left. Kneeland congratulated Carson on being elected President of School Board. Anderson also offered her congratulations. Carson stated he was looking forward to a good year.

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

Ordinances introduced, by title, by Evers.

ORD-0018-2008

TO ACCEPT MONIES SEIZED OCTOBER 23, 2007 IN THE AMOUNT OF \$690.00 AND AWARDED TO THE GAHANNA POLICE PURSUANT TO COURT ORDER, CASE #06CVH-5033, AND TO SUPPLEMENTALLY APPROPRIATE \$267.00 TO THE LAW ENFORCEMENT TRUST FUND.

Introduced

ORD-0019-2008

TO AUTHORIZE THE MAYOR TO EXECUTE NON-EXCLUSIVE EASEMENT FOR MJM INVESTMENT CO. FOR VEHICULAR INGRESS AND EGRESS AND PARKING ON MILL STREET.

Introduced

ORD-0020-2008

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH EVANS, MECHWART, HAMBLETON & TILTON, INC., FOR ENGINEERING FOR THE DESIGN OF THE HAMILTON ROAD RETENTION BASIN; AND TO DECLARE AN EMERGENCY.

Introduced

ORD-0021-2008

TO ACCEPT GENERAL WARRANTY DEED FOR A 1.281 ACRE PARCEL AND A 1.345 ACRE PARCEL ALONG EAST JOHNSTOWN ROAD AT THE GAHANNA

GROVE DEVELOPMENT, AS PARK LAND DEDICATION; FROM PORTRAIT HOMES-GAHANNA GROVE LLC

Introduced, to Development & Parks

ORD-0022-2008

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH SANTMYER COMMERCIAL FUELING NETWORK (SCFN) FOR OPERATION AND MAINTENANCE OF THE CITY FUEL FACILITY, 781 SCIENCE BOULEVARD.

Introduced

ORD-0023-2008

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH W.E.C. ENGINEERS OF OHIO, INC., FOR HUNTERS RIDGE STORM WATER PROJECT.

Introduced, to Public Service & Safety

ORD-0024-2008

TO AUTHORIZE THE MAYOR TO ENTER INTO ASSIGNMENT, ASSUMPTION AND CONSENT AGREEMENT WITH THE CENTRAL OHIO COMMUNITY IMPROVEMENT CORPORATION AND VALUE RECOVERY GROUP II, LLC

Introduced, to Development & Parks

ORD-0025-2008

TO AUTHORIZE THE MAYOR TO ENTER INTO PERSONAL SERVICES CONTRACT BETWEEN THE CITY OF GAHANNA AND MEACHAM & APEL ARCHITECTS, INC., FOR PLAN REVIEW SERVICES.

Introduced

ORD-0026-2008

TO AUTHORIZE THE MAYOR TO ENTER INTO PERSONAL SERVICES CONTRACT BETWEEN THE CITY OF GAHANNA AND ASEBROOK & CO. ARCHITECTS, FOR PLAN REVIEW SERVICES

Introduced

ORD-0027-2008

TO ADOPT A DEVELOPMENT FEE SCHEDULE AS REFERENCED IN CHAPTER 148, DEPARTMENT OF PLANNING AND DEVELOPMENT

Introduced, to Development & Parks

ORD-0028-2008

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH THE COMMUNITY IMPROVEMENT CORPORATION (CIC) FOR THE YEAR 2008; AND TO DECLARE AN EMERGENCY.

Introduced, to Development & Parks

ORD-0030-2008

TO REZONE 21.947+/- ACRES AS RID, RESTRICTED INSTITUTIONAL DISTRICT; FOR PROPERTY LOCATED AT 155 OLDE RIDENOUR ROAD AND 218 AGLER ROAD; MIFFLIN TOWNSHIP, OWNER, BY CITY OF GAHANNA, APPLICANT

Introduced, to Development & Parks

ORD-0031-2008

TO REZONE 14.97+/- ACRES AS RID, RESTRICTED INSTITUTIONAL DISTRICT; FOR PROPERTY LOCATED AT 817 N. HAMILTON ROAD; COLUMBUS EVANGEL TEMPLE ASSEMBLY OF GOD, OWNER, BY CITY OF GAHANNA, APPLICANT

Introduced, to Development & Parks

ORD-0032-2008

TO REZONE 38.228+/- ACRES AS RID, RESTRICTED INSTITUTIONAL DISTRICT; FOR PROPERTY LOCATED AT 140 AND 160 S. HAMTILON ROAD; GAHANNA JEFFERSON BOARD OF EDUCATION, OWNER, BY CITY OF GAHANNA, APPLICANT

Introduced, to Development & Parks

E. CONSENT AGENDA:**Minutes - To Approve:****2008-0001**

- 1) January 22, 2008 Regular Meeting minutes
- 2) January 28, 2008 Special Meeting minutes

This Matter was Approved, on the Consent Agenda.

Ordinances on Second Reading:**ORD-0002-2008**

TO REZONE 7.18 ACRES AS RID, RESTRICTED INSTITUTIONAL DISTRICT; FOR PROPERTY LOCATED AT 370 GOSHEN LANE; GOSHEN LANE ELEMENTARY, GAHANNA JEFFERSON BOARD OF EDUCATION; BY CITY OF GAHANNA, APPLICANT

This Matter was Adopted on the Consent Agenda.

ORD-0003-2008

TO REZONE 8.17 ACRES AS RID, RESTRICTED INSTITUTIONAL DISTRICT; FOR PROPERTY LOCATED AT 485 CHERRY BOTTOM ROAD; STONYBROOK METHODIST CHURCH, OWNER; BY CITY OF GAHANNA, APPLICANT

This Matter was Adopted on the Consent Agenda.

ORD-0004-2008

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; AND TO DECLARE AN EMERGENCY.

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

ORD-0005-2008

TO REZONE 1.732 ACRES AS RID, RESTRICTED INSTITUTIONAL DISTRICT; FOR PROPERTY LOCATED AT 123 GRANVILLE STREET; MIFFLIN PRESBYTERIAN CHURCH, OWNER; BY CITY OF GAHANNA, APPLICANT

This Matter was Adopted on the Consent Agenda.

ORD-0006-2008

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH FRANKLIN SOIL AND WATER CONSERVATION DISTRICT FOR EROSION AND SEDIMENTATION CONTROL AND INSPECTION FOR DEVELOPMENT PROJECTS FOR 2008; AND TO DECLARE AN EMERGENCY.

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

ORD-0007-2008

TO REZONE 28.848 ACRES AS RID, RESTRICTED INSTITUTIONAL DISTRICT; FOR PROPERTY LOCATED AT 349 SHADY SPRING DRIVE; MIDDLE SCHOOL SOUTH, GAHANNA BOARD OF EDUCATION, OWNER; BY CITY OF GAHANNA, APPLICANT

This Matter was Adopted on the Consent Agenda.

ORD-0010-2008

TO AUTHORIZE THE MAYOR TO ENTER INTO EASEMENT AND RIGHT OF WAY AGREEMENT WITH AMERICAN ELECTRIC POWER COMPANY FOR CITY OWNED LAND KNOWN AS OPEN SPACE "A" AND RESERVE "A" OF STONEGATE SUBDIVISION, OLDE RIDENOUR ROAD; AND TO DECLARE AN EMERGENCY

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

ORD-0013-2008

TO APPROPRIATE A FEE SIMPLE INTEREST IN A 0.586 ACRE TRACT OF LAND, OWNED BY 885 TECHCENTER DRIVE, LLC; FOR THE PURPOSE OF

EXTENDING TECHCENTER DRIVE, IMP. #916; TO SUPPLEMENTALLY APPROPRIATE \$476,175 THEREFOR; AND TO DECLARE AN EMERGENCY

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

ORD-0014-2008

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT FOR THE SALE OF LAND PREVIOUSLY DESIGNATED BY THE CITY AS EXCESS LAND AND KNOWN AS 4545 EAST JOHNSTOWN ROAD FOR THE AMOUNT OF \$35,000; AND TO DECLARE AN EMERGENCY

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

ORD-0015-2008

TO ACCEPT THE ANNEXATION OF 2.523+/- ACRES FROM JEFFERSON TOWNSHIP TO THE CITY OF GAHANNA, OHIO LOCATED AT 5201 AND 5221 MORSE ROAD; REQUESTED BY PIERCE PARTNERS, LLC, BY AARON M. GLASGOW, ATTORNEY

This Matter was Adopted on the Consent Agenda.

ORD-0016-2008

TRANSFER OF FUNDS - Various Accounts

This Matter was Adopted on the Consent Agenda.

Resolutions to Adopt on First Reading:

RES-0001-2008

TO HONOR AND COMMEND RALPH WINTERS FOR SERVICE AS CIVIL SERVICE COMMISSION MEMBER.

This Matter was Adopted on the Consent Agenda.

RES-0002-2008

TO HONOR AND COMMEND GWEN WADE FOR SERVICE AS CIVIL SERVICE COMMISSION MEMBER.

This Matter was Adopted on the Consent Agenda.

RES-0003-2008

TO HONOR THE LIFE OF WILLIAM "BILL" WILLIS, SR.

This Matter was Adopted on the Consent Agenda.

RES-0004-2008

TO HONOR AND COMMEND ROBERT SMITH FOR SERVICE AS RECORDS COMMISSION MEMBER.

This Matter was Adopted on the Consent Agenda.

Passed The Consent Agenda

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

Yes	6	President of Council McGregor, Vice President of Council Evers, Kneeland, Anderson, McAlister and Samuel
Absent	1	Ewald

End of the Consent Agenda

Anderson introduced Clem Willis, second son of William "Bill" Willis Sr. and read the resolution to Honor the life of Bill Willis. Anderson presented the resolution to the family who are residents of Gahanna and Ward 4 specifically.

F. PUBLIC HEARINGS:

President read public hearing rules that would govern all public hearings this evening.

Z-0022-2007

To consider a zoning application to zone 21.947 acres located at 155 Olde Ridenour Road and 218 Agler Road, Mifflin Township Cemetery & Facilities, Mifflin Township; current zoning SF-3; requested zoning RID (Restricted Institutional District); City of Gahanna, by Bonnie Gard, applicant. (Advertised 12/6 & 12/13/07) (Public Hearing 12/19/07)

President opened public hearing at 7:44 p.m.

William Murdock, Deputy Director of Development, stated this was one of our ongoing Restricted Institutional District zonings; this one is for the Mifflin Township property on Ridenour and Agler Roads and includes the cemetery property; area is shown on the map displayed on the screen.

President asked for opponents. There were none.

President closed public hearing at 7:45 p.m.

Heard in Public Hearing**Z-0023-2007**

To consider a zoning application to zone 14.97 acres located at 817 N. Hamilton Road; Columbus Evangel Temple Assembly of God; current zoning SF-3; requested zoning RID (Restricted Institutional District); City of Gahanna, by Bonnie Gard, applicant. (Advertised 12/6 & 12/13/07) (Public Hearing 12/19/07)

President opened public hearing at 7:46 p.m.

William Murdock, Deputy Director of Development, stated this was one of our ongoing Restricted Institutional District zonings; this one is for Evangel Temple property on North Hamilton Road; area is shown on the map displayed on the screen.

President asked for opponents. There were none.

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

Heard in Public Hearing**Z-0024-2007**

To consider a zoning application to zone 38.228 acres located at 140 and 160 S. Hamilton Road and 515 Havens Corners Road; Gahanna Lincoln High School, Lincoln Elementary and Gahanna Jefferson Board of Education Administration Office; Gahanna Jefferson Board of Education; current zoning SF-3; requested zoning RID (Restricted Institutional District); City of Gahanna, by Bonnie Gard, applicant. (Advertised 12/6 & 12/13/07) (Public Hearing 12/19/07)

President opened public hearing at 7:48 p.m.

William Murdock, Deputy Director of Development, stated this was one of our ongoing Restricted Institutional District zonings; this one is for the schools complex at Hamilton and Havens Corners and includes Lincoln Elementary, the athletic fields, the high school and the administration building; area is shown on the map displayed on the screen.

President asked for opponents. There were none.

President closed public hearing at 7:49 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, Temporary Chair: No Report.

H. CORRESPONDENCE AND ACTIONS:

Clerk - Legal:

Z-0001-2008

To Consider a zoning application to zone 36.15 acres located at 425 S. Hamilton Road; Shepherd Church of the Nazarene; current zonings SF-3, AR, ER-1; requested zoning RID (Restricted Institutional District); City of Gahanna, by Bonnie Gard, applicant. (Advertised in RFE 12/27/07 & 1/3/08) (Public Hearing 1/9/08)

Clerk stated this public hearing would be held on February 19, 2008.

Scheduled for Public Hearing

Z-0002-2008

To Consider a zoning application to zone 3.891 acres located at 470 Havens Corners Road, Gahanna Community Congregational Church; current zoning SF-3; requested zoning RID (Restricted Institutional District); City of Gahanna, by Bonnie Gard, applicant. (Advertised in RFE 12/27/07 & 1/3/08) (Public Hearing 1/9/08)

Clerk stated this Public Hearing would be held February 19, 2008.

After the completion of these two there is one, possibly two more, to complete the RID rezoning process.

Scheduled for Public Hearing

Council: No Report.

I. SECOND READING OF ORDINANCES: None.

J. FIRST READING OF ORDINANCES:

ORD-0029-2008

TO AUTHORIZE THE MAYOR TO ENTER INTO AMENDMENT TO LEASE AGREEMENT WITH THE GAHANNA-JEFFERSON CHAMBER OF COMMERCE, NOW KNOWN AS THE GAHANNA AREA CHAMBER OF COMMERCE.

Ordinance introduced, by title, by Evers.

Introduced, to Finance Committee

K. MOTIONS/RESOLUTIONS: None.

L. REPRESENTATIVES:

Community Improvement Corporation (CIC) - Ewald/Kneeland:

Kneeland stated he has been assigned to the Gahanna Events Board as the CIC representative; will be reporting on both of those in the near future.

Evers stated the co-location of the organizations is still on track; the lease agreement addendum was introduced tonight; will be back in committee and then if ready will have a special meeting to approve; could move in same day.

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

McGregor stated she was unable to attend last week. Anderson and I are checking to see if we can share that duty.

Bd./Ed., Gahanna-Jefferson Public Schools - McGregor:

McGregor stated that the State of the Schools message is scheduled for February 4 prior to our meeting; even if we get up and leave during the presentation they would like us to attend; heard the Empty Bowls Project from Royal Manor; will be having a benefit Art Show which will serve soup; they will sell the soup bowls for \$10 made by the Art Department; will benefit GRIN; Principal of Middle School West did a presentation on their service projects; impressed by the number they have done this year; made elevated pet beds for Citizens for Humane Action; had bake sales to raise money for Humane Society, made peanut butter and jelly sandwiches for Homeless Shelter; did knot blankets for Ronald McDonald House and many more; one of the more important things is that they are replacing some school busses, some of which are 20 years old.

M. OFFICIAL REPORTS:

Mayor:

Stinchcomb stated that Bryanna Katherine Treadway was born on Friday; mother and daughter are both doing well. Stinchcomb also noted that Dominic Hixon, son of Marvin and Birgit Hixon, wears #87 for the New York Giants; we are all Giants fans for the next few weeks; sure that everyone will be watching the Super Bowl with new interest; proud of Domenic and the Hixon family.

City Attorney:

Weber stated that HB154 is the bill that makes drastic changes in Mayor's Court structure; was going to have hearings this week but postponed them; this bill is about 700 pages and some of the items we are watching include that the magistrates would be appointed by County Administrative judge and not by city; also clerk to be appointed by Council not by the Mayor as we do as well as many other cities; would expand jurisdiction by having such things as landlord- tenant issues and eviction hearings; lot of the bill involves items vesting all kinds of powers in urban townships; need to watch expansion of township powers; they can have their own courts; under this bill will probably be called community courts; don't think that is a bad idea; this bill has gone through several metamorphoses; still have some concerns about our own autonomy; is being pushed by Chief Justice; have members of the General Assembly, including Jim McGregor, who are watching it; we are tracking because it could affect how monies are divided; bill is so large and massive; Karen Woodward has been watching carefully; ask her on a day to day basis if you have questions.

N. COUNCIL COMMENT:

Kneeland stated he forgot to mention that he had received notice from OML that he was reappointed to EENR Steering Committee of NLC; am excited about that; great working committee; will meet in spring and fall prior to the annual conference.

Samuel stated he did a ride-along last Saturday with the Gahanna Police Department; was a great learning tool.

Anderson stated she would like to share that last week she attended the Elections Officials conference; still hold that certification and have to keep current; there are potential massive changes that will be in place for the primary and general election; each of us as individuals should be mindful of encouraging people to vote; also need to do whatever we can to promote our system - by being poll workers, or just by being available; will share as I get more information; can ask for paper ballot; yesterday formally observed Martin Luther King Jr. Day; got to speak about my experiences with Rosa Parks; think about the dream; what we all have is something to give and share; think about it not just this weekend but throughout the year.

McAlister stated it was Stalin who said it's not who votes that counts but who counts the votes; asked Weber if OML is on top of the Mayor's court bill. Weber stated he believed they are; have received three or four notes from them regarding this issue; they are trying to oppose and keep us apprised.

Evers stated a thank you to Zack Hutt for helping us out tonight; congratulate Carson and Wise; new busses are nice; my kids' route was fortunate to get one.

McGregor stated that with more and more people voting absentee it is changing things; some votes will be a cast a month before; will be interesting to see how much effect campaigning has close to election; is changing dynamics of election process.

O. ADJOURNMENT: 8:00 p.m. - Motion by Evers

Donna L. Jernigan, CMC
Acting Council Clerk

APPROVED by the City Council, this
day of 2008.

Shane W. Ewald