

City of Gahanna

*200 South Hamilton Road
Gahanna, Ohio 43230*



Meeting Minutes

Monday, December 16, 2002

7:30 PM

City Hall

City Council

Michael O'Brien, President of Council

Robert W. Kelley, Vice President of Council

Karen J. Angelou

L. Nicholas Hogan

John McAlister

Debra A. Payne

David B. Thom

Isobel L. Sherwood, CMC/AEE, Clerk of Council

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

Gahanna City Council met in Regular Session on Monday, December 16, 2002, in Council Chambers of City Hall, 200 S. Hamilton Road, Gahanna, Ohio. President of Council Michael O'Brien called the meeting to order at 7:34 p.m. The invocation was given by Eddie Estep, Senior Pastor, Shepherd Church of the Nazarene followed by the Pledge of Allegiance led by Council Member Payne. Agenda for this meeting was published on December 12, 2002.

Members Present: David B. Thom, Michael O'Brien, Karen J. Angelou, Debra A. Payne, L. Nicholas Hogan, Robert W. Kelley and John McAlister

B. ADDITIONS OR CORRECTIONS TO THE AGENDA:

MOTION by Hogan, seconded by Payne, to move ORD-0250-2002 from the Consent Agenda to the Regular Agenda, First Reading of Ordinances. ROLL CALL: Voting yes: Hogan, Payne, McAlister, O'Brien, Thom, Angelou, Kelley. Motion carried.

MOTION by Payne, seconded by Kelley, to add ORD-0252-2002 to the Consent Agenda, under Introduce, Waive Second Reading, Adopt as Emergency. ROLL CALL: Voting yes: Payne, Kelley, O'Brien, Thom, Angelou, Hogan, McAlister. Motion carried.

Angelou asked Weber if the confirmation of personnel takes away from the probationary period; potentially we should do the confirmation later in the process. Weber replied that it did not; charter says the Mayor may have one interim appointment for 90 days and no other; must confirm to start period of probation; there is still a probationary period.

MOTION by Payne, seconded by Kelley, to add MR-0070-2002 to the Consent Agenda under Motion Resolutions. ROLL CALL: Voting yes: Payne, Kelley, Thom, Angelou, Hogan, McAlister, O'Brien. Motion carried.

MOTION by Kelley, seconded by Hogan, to add MR-0071-2002 to the Consent Agenda under Motion Resolutions. ROLL CALL: Voting yes: Kelley, Hogan, Thom, Angelou, McAlister, O'Brien, Payne. Motion carried.

C. HEARING OF VISITORS: None.**D. INTRODUCTIONS AND ASSIGNMENT TO COMMITTEE:****Ordinances - To Be Introduced and Assigned to Committee:**

Ordinance, introduced, by title, by Kelley.

ORD-0251-2002

TO ACCEPT THE ANNEXATION OF 2.33+/- ACRES FROM JEFFERSON TOWNSHIP TO THE CITY OF GAHANNA, OHIO, LOCATED AT 4530 N. HAMILTON ROAD, GAHANNA, OHIO 43230; REQUESTED BY JOSEPH C. DeCARLO, ET AL

Introduced, to Committee of the Whole

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

2002-0002

To approve minutes of the following meetings:
1) December 2, 2002 Regular Meeting.

This Matter was Approved, on the Consent Agenda.

Ordinance: Introduce, Waive Second Reading , Adopt as Emergency

ORD-0240-2002

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH M/I SCHOTTENSTEIN HOMES, INC., TO ACCEPT FUNDING FOR CONSTRUCTION OF THE REQUIRED TURN LANE ON MORSE ROAD; IMPROVEMENT NO. 816; AND TO DECLARE AN EMERGENCY.

This Matter was Introduced, Second Reading Waived, and Adopted as an Emergency on the Consent Agenda.

ORD-0245-2002

TO GRANT VARIANCE FROM SECTION 1109.02(b), STREETS; FOR PROPERTY LOCATED ON MCCUTCHEON ROAD, EAST OF STYGLER ROAD, WEST OF OLDE RIDENOUR ROAD; TO VARY PAVEMENT WIDTH FROM 26' TO 19' FOR THAT PORTION OF MCCUTCHEON ROAD; AND TO DECLARE AN EMERGENCY.

This Matter was Introduced, Second Reading Waived, and Adopted as an Emergency on the Consent Agenda.

ORD-0247-2002

TO ABANDON A PORTION OF MCCUTCHEON ROAD AS A PUBLIC ROADWAY WITH UTILITY EASEMENTS TO BE MAINTAINED; TO DECLARE AS EXCESS LAND; FOR 0.407 ACRES LOCATED ON MCCUTCHEON ROAD EAST OF STYGLER ROAD AND WEST OF OLDE RIDENOUR ROAD; TO REPEAL ORD-0022-2001 WHICH ABANDONED THIS ROADWAY BUT WAS NEVER RECORDED; TO DEDICATE 0.226 ACRES OF PUBLIC LAND AS ROAD WAY RIGHT OF WAY; AND TO DECLARE AN EMERGENCY.

This Matter was Introduced, Second Reading Waived, and Adopted as an Emergency on the Consent Agenda.

ORD-0248-2002

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH THE FRANKLIN COUNTY BOARD OF HEALTH FOR HEALTH SERVICES IN THE CITY OF GAHANNA FOR THE 2003 FISCAL YEAR; AND TO DECLARE AN EMERGENCY.

This Matter was Introduced, Second Reading Waived, and Adopted as an Emergency on the Consent Agenda.

ORD-0249-2002

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH NEW EDGE NETWORKS, FOR THE CITY'S INTERNET SERVICE; TO WAIVE SECOND READING; AND TO DECLARE AN EMERGENCY.

This Matter was Introduced, Second Reading Waived, and Adopted as an Emergency on the Consent Agenda.

ORD-0252-2002

TO AMEND ORD-0150-2002, WHICH PROVIDED RATES OF PAY AND BENEFITS FOR UNCLASSIFIED PERSONNEL OF THE CITY OF GAHANNA FOR THE PERIOD JANUARY 1, 2002, THROUGH DECEMBER 31, 2002, TO PROVIDE FOR THE HIRING OF THE DIRECTOR OF INFORMATION TECHNOLOGY AT MORE THAN THE BOTTOM OF THE RANGE; AND TO DECLARE AN EMERGENCY.

This Matter was Adopted on the Consent Agenda.

Ordinances on Second Reading:

ORD-0239-2002

TO AUTHORIZE THE MAYOR TO ENTER INTO COOPERATIVE FUNDING AGREEMENT WITH THE CITY OF COLUMBUS, FRANKLIN COUNTY AND THE VILLAGE OF NEW ALBANY FOR THE MORSE ROAD AT USR 62 INTERSECTION IMPROVEMENT NO. 753; AND TO DECLARE AN EMERGENCY.

This Matter was Adopted on the Consent Agenda.

ORD-0241-2002

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH NOVINITY, INC. MARKETING COMMUNICATIONS, FOR PROFESSIONAL SERVICES IN THE DEVELOPMENT OF A BROCHURE; AND TO DECLARE AN EMERGENCY.

This Matter was Adopted on the Consent Agenda.

ORD-0242-2002

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT FOR THE 2003 FISCAL YEAR WITH THE FRANKLIN COUNTY PUBLIC DEFENDER COMMISSION TO REPRESENT INDIGENT PERSONS BEFORE THE FRANKLIN COUNTY MUNICIPAL COURT CHARGED WITH VIOLATIONS UNDER GAHANNA ORDINANCES; AND TO DECLARE AN EMERGENCY.

This Matter was Adopted on the Consent Agenda.

ORD-0243-2002

SUPPLEMENTAL APPROPRIATION - Hunters Ridge Pool

This Matter was Adopted on the Consent Agenda.

ORD-0244-2002

TO AMEND SECTION 133.05 - RETURN CHECK CHARGE OF CHAPTER 133 - DEPARTMENT OF FINANCE, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA; AND TO DECLARE AN EMERGENCY.

This Matter was Adopted on the Consent Agenda.

ORD-0246-2002

TO AMEND SECTION 713.13, SPECIFICATIONS AND REQUIREMENTS, OF CHAPTER 713, BILLIARD ROOMS, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA; AND TO DECLARE AN EMERGENCY.

This Matter was Adopted on the Consent Agenda.

Ordinance - To Postpone Indefinitely:**ORD-0229-2002**

TO ADOPT THE LAND USE PLAN, 2002 UPDATE BY BURNS, BERTSCH & RAINEY

This Matter was Postponed Indefinitely on the Consent Agenda.

Resolutions to Adopt on First Reading:**RES-0087-2002**

TO HONOR AND COMMEND JACK SCHMIDT AND IVAN HARPER

This Matter was Adopted on the Consent Agenda.

RES-0088-2002

TO HONOR AND COMMEND WINDY MCKENNA

This Matter was Adopted on the Consent Agenda.

RES-0089-2002

TO HONOR AND COMMEND JOHN BICKLEY

This Matter was Adopted on the Consent Agenda.

RES-0090-2002

TO HONOR AND COMMEND THE 2002 GAHANNA LINCOLN FOOTBALL TEAM

This Matter was Adopted on the Consent Agenda.

RES-0091-2002

RESOLUTION TO HONOR AND COMMEND MITCHELL TOENISKOETTER DAY ON ACHIEVEMENT OF THE RANK OF EAGLE SCOUT

This Matter was Adopted on the Consent Agenda.

RES-0092-2002

RESOLUTION OPPOSING THE RENEWAL OF LIQUOR PERMITS TO CVS 1137 INC., KNOWN AS "CACTUS CAFE", 1137 N. HAMILTON ROAD, GAHANNA, OHIO 43230

This Matter was Adopted on the Consent Agenda.

Motion Resolution:

MR-0068-2002

Motion Resolution to set organizational meetings for Year 2003 as follows:

- January 2, 2003 - 7:30 P.M. - Council, by Charter.
- January 7, 2003 - 6:30 P.M. - Civil Service Commission.
- January 8, 2003 - 6:50 P.M. - Planning Commission.
- January 8, 2003 - 6:55 P.M. - Parks & Recreation Board.
- January 9, 2003 - 6:30 P.M. - Landscape Board.

This Matter was Approved on the Consent Agenda.

MR-0069-2002

Motion Resolution to release the balance of \$18,814 of purchase order 46282 in Account No. 101.145.5541, Capital Projects Streets, Asphalt Overlay, to be reassigned to the Havens Corners/Helmbright project; purchase order 46460; Account No. 101.145.5541 Capital Projects Streets, Havens Corners/Helmbright.

This Matter was Approved on the Consent Agenda.

MR-0070-2002

To confirm the appointment of Joe Gargiulo as Director of Information Technology.

This Matter was Approved on the Consent Agenda.

MR-0071-2002

To confirm the appointment of Terrance A. Emery as Director of Public Service.

This Matter was Approved on the Consent Agenda.

Passed The Consent Agenda

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

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| Yes | 7 | Council Member Thom, President of Council O'Brien, Council Member Angelou, Council Member Payne, Council Member Hogan, Vice President of Council Kelley and McAlister |
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End of the Consent Agenda

Angelou stated that John Bickley had done more for the City than just the YMCA of which he is President; he helped provide the handicapped accessible playground at High Point; he significantly impacted that particular playground; went to him and without any reservation he single handedly put us in touch with a person that allowed that to happen;

has affected the community in many ways.

O'Brien and Kelley read the resolution for the football team; Coach Lanza couldn't be here this evening; presented it to several football players in attendance. Kelley also congratulated the football team and suggested they pass the word to other football players to stop by the Council Office and pick up a pin; have one for each member of the team, trainers and coaches.

O'Brien stated that Mitchell Day was ill and couldn't be present this evening; will get his resolution to him.

F. PUBLIC HEARINGS: None.

G. STANDING COMMITTEES:

Communications & Technology Committee - McAlister:

McAlister stated he had obtained information from various vendors while at National League Cities; will hand over to new IT Director as well as the GIS Manager.

Development Committee - Thom:

Thom stated he had also picked up information while in Salt Lake City regarding researchers and federal grants; have sent that information on.

Service Committee - Hogan: No Report.

Safety Committee - Angelou: No Report.

Committee of the Whole - Kelley: No Report.

Finance - Payne:

Payne stated we would be continuing appropriations after this meeting.

H. CORRESPONDENCE AND ACTIONS:

Clerk - Legal: None.

Council: None.

I. SECOND READING OF ORDINANCES: None.

J. FIRST READING OF ORDINANCES:

ORD-0250-2002

TO AUTHORIZE THE MAYOR TO ENTER INTO REIMBURSEMENT AGREEMENT WITH THE YMCA OF CENTRAL OHIO, INC., FOR UP FRONT PARTIAL PAYMENT FOR CONSTRUCTION OF A PUBLIC STREET; IMPROVEMENT NO. 825; TO SUPPLEMENTALLY APPROPRIATE \$145,000; AND TO DECLARE AN EMERGENCY.

Payne stated she will be abstaining due to a conflict of interest; that was reason for moving it to the regular agenda..

Hogan stated he can support this; Y has been given enough money but they are going to pay their portion of what they would pay for a driveway; City is paying the difference in

order to make it a public street; anyone in that corridor will be required to use that public street to cut down on future streets.

Payne stated we also expect to recoup some of the funds back when a portion of the triangle is developed. Angelou stated that legislation designating the territory to compensate will be forthcoming after the first of the year.

A motion was made by Council Member Hogan, seconded by Council Member Angelou, that this matter be Introduced, Second Reading Waived. The motion carried by the following vote:

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| Yes | 6 | Council Member Thom, President of Council O'Brien, Council Member Angelou, Council Member Hogan, Vice President of Council Kelley and McAlister |
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| Abstain, COI | 1 | Council Member Payne |
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A motion was made by Council Member Hogan, seconded by Vice President of Council Kelley, that this matter be Adopted as an Emergency. The motion carried by the following vote:

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|------------|----------|---|
| Yes | 6 | Council Member Thom, President of Council O'Brien, Council Member Angelou, Council Member Hogan, Vice President of Council Kelley and McAlister |
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| Abstain, COI | 1 | Council Member Payne |
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K. REPRESENTATIVES:

Community Improvement Corporation (CIC) - Kelley: No Report.

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

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

Angelou stated she was able to attend last Thursday; always a joy; middle schools had a project presentation dealing with letters to veterans about Veterans' Day; read some of the letters and then read some of the letters they got back which were quite poignant; also had a holiday card recognition; thanked McKenna for her faithful attendance this year on behalf of all of us; most of the things were fairly generalized business; however, they did approve the program of studies for high school; one motion did not have a unanimous vote and that had to do with insurance; Eader felt they should be getting a larger umbrella; also in Superintendent's report they mentioned a Memorandum of Understanding between the school district and Police Department; would like to put this on Safety Committee agenda so we would all be aware of it; have a brief description; Chief was there to acknowledge; have for the first Safety Committee meeting in January.

Gahanna/Jefferson Joint Committee - Hogan/Thom:

Hogan stated they had received an outstanding memo from Col. Hall regarding salt and has a nice suggestion to bring forward next year; City is carrying full burden; need to share that cost.

L. OFFICIAL REPORTS:

Mayor:

Stinchcomb stated she wished everyone on Council, administrative staff and citizens a

happy holiday season; when Representative McGregor was Mayor he started a tradition of giving the President of Council a City flag embroidered with their name, President of Council and the year; would like to make the presentation to O'Brien now; became President in October last year and also served all of this year; thank you for your service; appreciate your friendship and loyalty this past 15 months.

O'Brien thanked Council members for letting me represent them as president this last 15 months; thank you all collectively for helping me move the business of the City forward this year; presented a token of his appreciation to all of Council; also thanked Stinchcomb for her support and presented her with a gift.

City Attorney:

Weber thanked Council for providing in the appropriations the annual dues for COMA ; this group is vitally important because it stands as a bollard for the cities in this area to fight off so many issues coming forward that are an erosion of home rule; will need to watch carefully that legislature maintains funding under the fund for local government; if we don't support groups like this we will see a further erosion of our authority for charter cities; thank you for your support in 2003 and will keep you apprised of happenings.

M. COUNCIL COMMENT:

Hogan stated that NLC was terrific; haven't been there in several years so saw a huge shift in how elected officials are thinking and talking; used to be "what can government do for you" and now there is a large shift about getting private sector involved and getting citizens involved; several things I will be talking with the Mayor, Jerry Isler, and new Service Director about; one is a company called ecuity.com which arranges for reverse auctions; if we need a snow plow or cruiser and know what state bid list is we can put it out on the web and suppliers get opportunity to bid it down; if we don't then we buy from state bid list; zero cost to the city; supplier that supplies the product pays a 3% fee; showed a red glad he picked up in Salt Lake where they have a 6" pipe at crosswalks with these flags in them; you grab a flag and wave it as you cross the street; is a \$160 fine if you don't stop; thought about places here where it is dangerous to cross like in front of Signatures and on Granville Street; is a very cheap solution; was told we might lose 50 or 60 of them the first week but after awhile we won't lose them; feel this is a safety issue; were 2 other neat things found that we might be able to do at Creekside; in Salt Lake City in the wintertime all over the city they have fires; they are an imitation of the olympic flame out there but it is fake logs and gas; people stand around to keep warm and talk; felt it was an interesting idea; in their main shopping mall area, Crossroads, they had a pop up fountain; had music tied into it; might want to consider that at Creekside; NLC has a partnership with an organization dealing with downtown revitalization; may want to take a look at; feel it was well worth the trip and the taxpayer funds.

Thom agreed that it was a good conference; good workshops; scenery was fantastic; one of the big highlights was being able to see the Mormon Tabernacle Choir Thursday evening; also want to say thanks to Eddie Estep and colleagues from Shepherd Church for the many Monday nights this past year. also big thanks to O'Brien for serving as President and making my full first year a lot easier; has been an enjoyable year. Merry Christmas and Happy New Year.

Payne stated she also enjoyed NLC; collected a number of items that I will share with department heads; my abstention on the YMCA is because I serve on their board; with giving funds to YMCA felt it was appropriate for me to abstain; note that Col. Hall is retiring at the end of the year; this will be his last meeting; has done a wonderful job for us; McGregor was very good at getting retired service men to come out of

retirement and do a job for us; work a lot of hours for a little money; will miss you; enjoyed serving with you; appreciate your service; also thank O'Brien for serving as president; when he was Vice President he started bringing ministers in and it has been wonderful; since I go to church outside of Gahanna don't always have an opportunity to meet them; is a nice touch; hope we continue; Happy Holidays.

Angelou stated she would also like to thank O'Brien for being President and Kelly as Vice President; note that the lights going down Rt. 62 have connected all of Gahanna together; is awesome to see; feel it draws all of Gahanna into our core; well worth having that done; to Col. Hall it is a pleasure to have a department run so well that nothing is being said about it; key is the leadership of the department; couldn't have had a better Service Director the last several years; is clearly because of your leadership; will ask you to come back in January for a resolution for last couple years of service; hopefully you won't be travelling; honor you truly the way you should be; wish everyone a blessed holiday season; see you in 2003.

McAlister stated this was his first attendance at NLC; found that many cities are wringing their hands from a financial perspective; gentleman from New Haven, CT will be President; some places are spending money like drunken sailors; from my perspective after a full first year, Gahanna has not been spending money like drunken sailors; heard the Mayor of Rochester NY and Tempe AZ; a speaker from the Utah State Legislature made comments about economic problems; everyone is facing them; you know markets do work; do solve people's problems; was stated that as politicians and as government we need to do nothing and Hogan and I applauded; enjoyed it; gave me a perspective about how far ahead the City of Gahanna is in their administration and the department heads.

Kelley stated there is not a lot left to say when you are next to last; thank Col. Hall for his time; knew when I asked a question I got an answer; may not have liked it but I got an answer; secondly thank O'Brien for leadership this year; looking forward to next year; also thank Pastor Estep and all the other pastors who have given their time to come in and give our invocation.

O'Brien stated he would also like to make a few comments about NLC; turned in some information to Deputy Chief Rinehart about a grant; don't know where we are; you are investigating; picked up some information on COPS innovations; am supportive of COPS programs; also picked up some things for court and about general task force etc; have been talking to our citizens about President's Bush's Freedom Corps and Citizen Corps; have some information on forming a Citizens Corps; would help in the event of unforeseen tragedies and mishaps; hope we don't have to face; also have information on fireworks; also saw a vendor who has trash cans that are dug into the ground; they provide a 15' bag and it does several things; cuts down on man hours to go and collect garbage in parks; for Development have information on sign codes and banners along with CD's; there are people we can call to get free help with all kinds of grants; was a good bang for our buck; went to a day long seminar on "Coca Cola: Branding and Marketing your City"; one of the most powerful presentations I heard; brought back extra booklets; hope to be able to purchase the tapes on that; was a great program; also went to a 4 hour session on "Guarding the Public Checkbook" which was a very good program; other leadership 4 hour program brought up some ideas on how to talk to our citizens; enjoyed Steven Covey's presentation on 2nd day; the best presentation was a catalyst from NIKE; talked a lot about we, as civil servants, need to spend more time listening and less time talking; lot of information; won't forget that easily; is time to spend more time listening and less talking and on that note will wish everyone Happy Holidays.

N. ADJOURNMENT: 8:25 p.m. - Motion by Payne.

**Isobel L. Sherwood, MMC
Clerk of Council**

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

Chair Signature