

City of Gahanna

*200 South Hamilton Road
Gahanna, Ohio 43230*



Meeting Minutes

Monday, September 19, 2011

Council May Meet in Caucus Beginning at 6:45 p.m.

7:00 PM

City Hall

City Council

David L. Samuel, President

Brian D. Larick, Vice President

Beryl D. Anderson

Shane Ewald

John R. McAlister

Nancy McGregor

Timothy W. Pack

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, September 19, 2011, at Gahanna City Hall, in Council Chambers, 200 South Hamilton Road. President of Council David L. Samuel called the meeting to order at 7:00 p.m. Invocation was given by Vice President of Council Larick followed by the Pledge of Allegiance led by Council Member Anderson. Agenda for this meeting was published on September 15, 2011.

Members Present: David L. Samuel, Brian Larick, Shane W. Ewald, Nancy R. McGregor, John McAlister, Beryl D. Anderson and Timothy W. Pack

B. ADDITIONS OR CORRECTIONS TO THE AGENDA:

Samuel stated the administration is asking for a change regarding ORD-0180-2011 and asked Franey to explain. Franey stated hope was we would have obtained the Army Corps of Engineer's permit and we have not received it yet; last we were told is that it should be processed about the 23rd; asking tonight if we can amend the legislation to remove the request for the waiver of second reading; introduce only tonight and second reading on October 3 is the plan.

MOTION by Anderson, seconded by McAlister, to move ORD-0180-2011 from the consent agenda to item D, Introductions and Assignment to Committee. ROLL CALL: Voting yes: Anderson, McAlister, Ewald, Larick, McGregor, Pack, Samuel. Motion carried.

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

Ordinances introduced, by title, by Larick.

ORD-0180-2011

TO AUTHORIZE THE DIRECTOR OF PUBLIC SERVICE TO AWARD AND THE MAYOR TO ENTER INTO CONTRACT WITH THOMPSON EXCAVATION, LLC, FOR CONSTRUCTION OF THE MCKENNA CREEK DETENTION BASIN; AND TO DECLARE AN EMERGENCY.

Introduced

ORD-0181-2011

TO ADOPT THE RECOMMENDATION OF THE ADVISORY BOARD FOR THE OFFICE & INDUSTRIAL INCENTIVE PROGRAM GRANTING APPROVAL FOR CENTRAL OHIO UROLOGY GROUP, INC. FOR A PERIOD OF FOUR YEARS.

Introduced, to Finance Committee

ORD-0182-2011

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH ROCKWOOD CLEANERS FOR DRY CLEANING SERVICE FOR POLICE UNIFORMS FOR 2012.

Introduced

ORD-0183-2011

TO ACCEPT WATER LINE IMPROVEMENT NO. ST 953; AND APPURTENANCES THERETO, AT CLARK HALL.

Introduced

ORD-0184-2011

TO AUTHORIZE THE MAYOR TO INCREASE THE SCOPE OF SERVICES WITH WATCON CONSULTING ENGINEERS & SURVEYORS, FOR THE SOUDER DITCH WATERSHED PROJECT; IMPROVEMENT NO. ST 980; AND TO

SUPPLEMENTALLY APPROPRIATE \$6,000.

Introduced

ORD-0185-2011

TO AUTHORIZE THE DIRECTOR OF PUBLIC SERVICE TO AWARD AND THE MAYOR TO ENTER INTO CONTRACT WITH G & G ENTERPRISES FOR CONSTRUCTION OF THE TRIANGLE WEST SANITARY SEWER, IMPROVEMENT NO. 740; TO SUPPLEMENTALLY APPROPRIATE \$56,575; AND TO DECLARE AN EMERGENCY.

Introduced

ORD-0186-2011

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH THE FRANKLIN COUNTY BOARD OF HEALTH FOR HEALTH SERVICES FOR FISCAL YEAR 2012.

Introduced

ORD-0187-2011

TO AUTHORIZE THE DIRECTOR OF PUBLIC SERVICE TO AWARD AND THE MAYOR TO ENTER INTO CONTRACT WITH FERGUSON WATERWORKS, FOR THE PURCHASE OF FIRE HYDRANT MATERIALS.

Introduced

ORD-0188-2011

DETERMINING TO PROCEED WITH THE IMPROVEMENT OF CERTAIN AREAS WITHIN THE CITY OF GAHANNA BY CONSTRUCTING AND INSTALLING A SANITARY SEWER; PROJECT KNOWN AS THE WEST GAHANNA SANITARY SEWER IMPROVEMENT, PHASE I AND II

Introduced

ORD-0189-2011

TO AUTHORIZE THE MAYOR TO ENTER INTO MEMORANDUM OF UNDERSTANDING BETWEEN MIFFLIN TOWNSHIP, DBA METROPOLITAN EMERGENCY COMMUNICATION CENTER, AND THE CITY OF GAHANNA, FOR NEXT GENERATION 911 SERVICE AND SUPPORT.

Introduced

ORD-0190-2011

TO AUTHORIZE THE MAYOR TO ENTER INTO FIBER INDEFEASIBLE RIGHT TO USE AGREEMENT (IRU) BETWEEN MIFFLIN TOWNSHIP AND THE CITY OF GAHANNA.

Introduced

ORD-0191-2011

SUPPLEMENTAL APPROPRIATION - Senior Services Programs

Introduced

ORD-0192-2011

TO AMEND CODE SECTION 157.02, MEMBERSHIP, OF CHAPTER 157, RECORDS MANAGEMENT PROGRAM, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA.

Introduced

ORD-0193-2011

AN ORDINANCE ADOPTING A STATEMENT INDICATING THE SERVICES THE CITY OF GAHANNA, OHIO, WILL PROVIDE TO THE 3.4+/- ACRE TERRITORY IN JEFFERSON TOWNSHIP, FRANKLIN COUNTY, PROPOSED TO BE ANNEXED TO THE CITY OF GAHANNA UPON ANNEXATION; SAID PROPERTY LOCATED AT 5061 SHAGBARK ROAD; AND CITY BUFFER REQUIREMENTS AS PROVIDED IN OHIO REVISED CODE SECTION 709.023; BY THE CITY OF GAHANNA; AND TO DECLARE AN EMERGENCY.

Introduced

ORD-0194-2011

AN ORDINANCE ADOPTING A STATEMENT INDICATING THE SERVICES THE

CITY OF GAHANNA, OHIO, WILL PROVIDE TO THE 0.29+/- ACRE TERRITORY IN JEFFERSON TOWNSHIP, FRANKLIN COUNTY, PROPOSED TO BE ANNEXED TO THE CITY OF GAHANNA UPON ANNEXATION; SAID PROPERTY LOCATED AT 4427 EAST JOHNSTOWN ROAD; AND CITY BUFFER REQUIREMENTS AS PROVIDED IN OHIO REVISED CODE SECTION 709.023; BY THE CITY OF GAHANNA; AND TO DECLARE AN EMERGENCY.

Introduced

E. CONSENT AGENDA:

Minutes - To Approve:

2011-0050

To Approve the Following Set of Minutes:

1) September 6, 2011.

This Matter was Approved and Filed on the Consent Agenda.

Ordinance: Introduce, Waive Second Reading , Adopt:

ORD-0179-2011

SUPPLEMENTAL APPROPRIATION - Parks Capital Equipment

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

Ordinances on Second Reading:

ORD-0168-2011

TRANSFER OF FUNDS - Various GIS Accounts

This Matter was Adopted on the Consent Agenda.

ORD-0169-2011

TO AUTHORIZE THE MAYOR TO INCREASE THE SCOPE OF THE CONTRACT WITH ORCHARD, HILTZ & MCCLIMENT, INC., (OHM) TO INCLUDE ENVIRONMENTAL WORK FOR THE SAFE ROUTES TO SCHOOL PROJECT; IMPROVEMENT NO. ST 961; AND TO SUPPLEMENTALLY APPROPRIATE \$9,896.

This Matter was Adopted on the Consent Agenda.

ORD-0170-2011

TO AUTHORIZE THE CITY ATTORNEY OR HIS DESIGNEE TO FILE AN ANNEXATION PETITION FOR THE ANNEXATION OF 0.29+/- ACRES OF PROPERTY FROM JEFFERSON TOWNSHIP; SAID PROPERTY LOCATED AT 4427 EAST JOHNSTOWN ROAD; CITY OF GAHANNA, OWNER; AND TO DECLARE AN EMERGENCY.

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

ORD-0171-2011

TO AUTHORIZE THE CITY ATTORNEY OR HIS DESIGNEE TO FILE AN ANNEXATION PETITION FOR THE ANNEXATION OF 3.4+/- ACRES OF PROPERTY FROM JEFFERSON TOWNSHIP; SAID PROPERTY LOCATED AT 5061 SHAGBARK ROAD, JACK A. AND SUE WILLIAMS, OWNERS AND 1150 NORTH HAMILTON ROAD, ROBERT L. ROSHON, ET AL OWNERS; AND TO DECLARE AN EMERGENCY.

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

ORD-0172-2011

TO AUTHORIZE THE MAYOR TO INCREASE THE SCOPE OF WORK WITH ADVANCED CIVIL DESIGN TO PROVIDE DESIGN OF WATERLINE EXTENSION FOR TECHCENTER DRIVE INFRASTRUCTURE; IMPROVEMENT NOS. ST 976 AND SA 977; AND TO DECLARE AN EMERGENCY.

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

ORD-0173-2011

TO AUTHORIZE THE MAYOR TO ENTER INTO PURCHASE AGREEMENT WITH BUCKEYE POWER SALES COMPANY, INC., FOR PURCHASE OF AN EXMARK LAZER, S SERIES Z MOWER; AND TO SUPPLEMENTALLY APPROPRIATE \$911.

This Matter was Adopted on the Consent Agenda.

ORD-0174-2011

TRANSFER OF FUNDS - Finance/Recreation Bank Charges

This Matter was Adopted on the Consent Agenda.

ORD-0175-2011

SUPPLEMENTAL APPROPRIATION - Retirement Pay

This Matter was Adopted on the Consent Agenda.

ORD-0176-2011

TRANSFER OF FUNDS - Prisoner Funding Transfer

This Matter was Adopted on the Consent Agenda.

ORD-0177-2011

TRANSFER OF FUNDS - OHEC Capital Projects/Improvements

This Matter was Adopted on the Consent Agenda.

ORD-0178-2011

TO GRANT VARIANCE FROM SECTION 1109.08 (b) OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA; TO ALLOW CONSTRUCTION TO ENLARGE THE GIANT EAGLE DETENTION BASIN ON DEDICATED PARKLAND FOR REQUIRED STORMWATER MANAGEMENT FOR THE GIANT EAGLE BASIN; 500 STONERIDGE DRIVE; AND TO DECLARE AN EMERGENCY.

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

Resolutions to Adopt on First Reading:

RES-0020-2011

TO HONOR COLUMBUS ACADEMY ON ITS 100TH BIRTHDAY

This Matter was Adopted on the Consent Agenda.

RES-0021-2011

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR.

This Matter was Adopted on the Consent Agenda.

RES-0022-2011

A RESOLUTION OPPOSING THE STATE OF OHIO FROM SEEKING TO TAKE CONTROL OF MUNICIPAL TAX COLLECTION

This Matter was Adopted on the Consent Agenda.

Motion Resolution:

MR-0050-2011

Motion Resolution to authorize the Director of Public Service to go out for bids for the Techcenter Drive Infrastructure Extension, Improvement Nos. ST 976 and SA 977.

This Matter was Approved on the Consent Agenda.

Passed The Consent Agenda

A motion was made by Anderson, seconded by Vice President of Council Larick, 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 Samuel, Vice President of Council Larick, Ewald, McGregor, Anderson, McAlister and Pack

End of the Consent Agenda

F. PUBLIC HEARINGS: None.

G. STANDING COMMITTEES:

Committee of the Whole - Larick: No Report.

Finance - Anderson: No Report.

SPECIAL COMMITTEES:

Expenditure Study Committee - Larick: No Report.

H. CORRESPONDENCE AND ACTIONS:

Clerk - Legal:

CC-0002-2010 To recommend to Council amendment to Chapter 1150, Olde Gahanna Downtown District; of the Codified Ordinances of the City of Gahanna.

Clerk stated Public Hearing would be held on October 17, 2011.

Scheduled for Public Hearing

CC-0004-2011 To recommend to Council amendment to Chapter 1197, Design Review; of the Codified Ordinances of the City of Gahanna.

Clerk stated Public Hearing would be held on October 17, 2011.

Scheduled for Public Hearing

CC-0006-2011 To recommend to Council amendment to Chapter 1135, Districts and Zoning Map; of the Codified Ordinances of the City of Gahanna.

Clerk stated Public Hearing would be held on October 17, 2011.

Scheduled for Public Hearing

Council: None.

I. SECOND READING OF ORDINANCES: None.

J. FIRST READING OF ORDINANCES: None.

K. MOTIONS/RESOLUTIONS: None.

L. REPRESENTATIVES:

Community Improvement Corporation (CIC) - Larick/Samuel:

Larick stated they have been pursuing refinancing for 181; close to being done; will

improve cash flow; added a new general member, Rob Matney.

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

Anderson stated they held both a general and policy meeting; began with a moment of silence to honor service men and women; proposed resolution which passed for a revision to fiscal budget; were given updates for the legislative branch of government; storm water program discussion, and sustainability. Director of Development Jones stated he distributed a flyer to Planning Commission members on a free workshop on trends in current zoning, design and architecture codes; will have as many staff members there as possible; dealing with regional transportation plan on prioritizing 19 plans; one of those plans was in Gahanna; list of information in my office if anyone wants to see. Anderson continued that through MORPC information is available to home buyers; have handouts on stormwater phase 2; 9th annual Stormwater Expo information which will be available in the Clerk's office. Samuel asked if COTA was involved at all in rail discussion for updates of the transportation plan. Jones stated they were involved in modification of current plan; requested 4 new projects; North High Street replacement of turnaround was added by COTA to the annual list; nothing with regard to rail.

Bd. of Education, Gahanna-Jefferson Public Schools - Ewald:

Ewald stated the schools moved forward with Wagenbrenner for Clark Hall Phase 2; some drawings were in the paper last week listing different restaurants that might be there; project is moving forward; welcome an additional 70 jobs.

Convention & Visitors Bureau (CVB) - McGregor:

McGregor stated meeting was postponed to this Thursday, the 22nd.

M. OFFICIAL REPORTS:

Mayor:

Stinchcomb introduced Sue Wadley, the new Director of Human Resources; came to us from Licking County; is well experienced in public sector work. Wadley expressed that she was happy to be here; met a lot of good people today.

City Attorney: No Report.

N. COUNCIL COMMENT:

McAlister stated that earlier this year we passed a resolution urging legislature to work on controlling our labor costs; got that relief through Senate Bill 5; now it is back in the spotlight; are a lot of myths created around this issue; saved a pdf document from Buckeye Institute with the 10 top myths; reality is spelled out; therefore, using some of these facts as whereas clauses, will put together a resolution; urge City Council to pass a resolution in favor of keeping SB5 saving taxpayer money on controlling our labor costs; be on the lookout for that.

Ewald thanked everyone who attended the Flea Market yesterday; good, solidly attended event by the Gahanna Historical Society; was an excellent event; shows support in our community; would be nice to have it back downtown again.

Anderson stated she would like to comment on the Flea Market also; fascinating to me the number of people who were there from outside of Gahanna; not only other cities but also other counties; this event is drawing people; kudos to Historical Society; lot of people attended in the morning so they could be the first to see all the wares; also wish

to take this time to thank Mumma for all her work and effort and commitment over the years; what an honor and growth experience it has been; best for your family; thank you for all you have done; don't forget us.

Samuel stated he attended a birthday celebration; celebrated the constitution to commemorate its signing on September 17, a few years ago Congress set aside September 17 of each year as Constitution Day and a week as Constitution Week; in fact in 2004 public law was passed requiring that each education institution be required to have an educational program on the constitution on Sept. 17 of each year; not sure that goes on; was surprised that our local library doesn't have a copy of it; suggest reading the Bill of Rights which was attached later on to appease the non-Federalists; again happy birthday to the constitution - 224 years.

Anderson stated she did attend the 100 Black Women inaugural event; wonderful event at our convention center; 30 people inducted in the Central Ohio Chapter; regional people were also present; was something that was participated in by many; men there as well as women; building bridges and synergies.

O. EXECUTIVE SESSION:

A motion was made by Ewald, seconded by Anderson, to go into Executive Session under authority of Section 5.40(c) of the Council Rules of Procedure to confer with the City Attorney concerning disputes involving the City, and/or appointed or elected officials or employees, which are subject to pending or imminent court action. The motion carried by the following vote:

Yes	7	President of Council Samuel, Vice President of Council Larick, Ewald, McGregor, Anderson, McAlister and Pack
------------	----------	--

Council rose to Executive Session at 7:19 p.m. With Mayor Stinchcomb and City Engineer Wetherholt invited. Council rose to report from Executive Session at 7:39 p.m. with all members returning to the dais.

P. ADJOURNMENT: 7:40 p.m. - Motion by McAlister

Donna L. Jernigan, MMC
Senior Deputy Clerk of Council

*APPROVED by the City Council, this
day of 2011.*

David L. Samuel
President of Council