

# **City of Gahanna**

*200 South Hamilton Road  
Gahanna, Ohio 43230*



## **Meeting Minutes**

**Monday, February 7, 2011**

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

**7:00 PM**

**City Hall**

## **City Council**

*David L. Samuel, President of Council*

*Brian D. Larick, Vice President of Council*

*Beryl D. Anderson*

*Shane Ewald*

*John R. McAlister*

*Nancy McGregor*

*Andre Porter*

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

**A. CALL TO ORDER - Invocation, Pledge of Allegiance**

Gahanna City Council met in Regular Session on Monday, February 7, 2011, at Gahanna City Hall, in Council Chambers, 200 South Hamilton Road. President David L. Samuel called the meeting to order at 7:00 p.m. Invocation was given by Vice President Brian Larick followed by the Pledge of Allegiance led by Council Member Anderson. Agenda for this meeting was published on February 4, 2011.

**SWEARING IN OF NEW MEMBER - Andre Porter.**

City Attorney Tom Weber gave the oath of office to newly appointed Council Member Andre Porter.

**ROLL CALL.**

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

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**B. ADDITIONS OR CORRECTIONS TO THE AGENDA.****ORD-0034-2011**

TO AUTHORIZE THE MAYOR TO ENTER INTO NEGOTIATED LABOR AGREEMENT TITLED "AGREEMENT BETWEEN CITY OF GAHANNA AND UNITED STEEL, PAPER & FORESTRY, RUBBER, MANUFACTURING, ENERGY, ALLIED INDUSTRIAL AND SERVICE WORKERS INTERNATIONAL, JANUARY 2, 2011 TO JANUARY 1, 2014"; TO REPEAL ORD-0011-2008; AND TO DECLARE AN EMERGENCY.

**A motion was made by Anderson, seconded by Vice President of Council Larick, to add ORD-0034-2011 to the Consent Agenda under Item E with waiver of second and emergency. The motion carried by the following vote:**

<b>Yes</b>	<b>7</b>	President of Council Samuel, Vice President of Council Larick, Ewald, McGregor, Anderson, McAlister and Porter
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**ORD-0035-2011**

TO AUTHORIZE THE MAYOR TO ENTER INTO STEELWORKERS HEALTH AND WELFARE FUND PARTICIPATION AGREEMENT; AS PROVIDED FOR IN ARTICLE XX, INSURANCE OF ORD-0034-2011, WHICH AUTHORIZES THE NEGOTIATED LABOR AGREEMENT WITH THE UNITED STEEL, PAPER & FORESTRY, RUBBER, MANUFACTURING, ENERGY, ALLIED INDUSTRIAL AND SERVICE WORKERS INTERNATIONAL; TO BE EFFECTIVE JANUARY 1, 2011 THROUGH DECEMBER 31, 2011; TO REPEAL ORD-0201-2010; AND TO DECLARE AN EMERGENCY.

**A motion was made by Anderson, seconded by Vice President of Council Larick, to add ORD-0035-2011 to the Consent Agenda under Item E with waiver of second and emergency. The motion carried by the following vote:**

<b>Yes</b>	<b>7</b>	President of Council Samuel, Vice President of Council Larick, Ewald, McGregor, Anderson, McAlister and Porter
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**C. HEARING OF VISITORS.**

Matt Leppert, 829 Venetian Way, said all Council members except Porter should have received at least two emails from me; said will not recite all of the reasons given there pertaining to additional factors which should be considered before the City expends another \$730,000 to purchase 181 Granville Street or to consider bulldozing that after purchase; would like to see it go back to committee for further discussion; have some of the Clark Street residents here; also in email of Sunday night, one of the things I would

love for someone with Council to introduce, after conferring with Weber about legal logistics, in order to assure the Clark Street residents that there can never be any connectivity between their street and some future extension of Shull nor any of the other parallel streets to Clark or the alley, that some legislation be introduced to give some portion of property that dead ends to those streets to either some type of conservation land trust or something like that that would make it impossible for even future Councils to change their minds and extend those streets; and as part of that legislation, do whatever zonings are needed to effect that as well as to reach back into the old Master Plan and have that modified to delete that. Thank you.

Roger McQuirt, 156 Clark Street, said he just moved from Lincolnshire Road to Clark Street; Lincolnshire is a freeway because no one wants to go down Stygler so they cut through; do not want street or alley behind my house on Clark to be a freeway like Lincolnshire; still own house on Lincolnshire because no one wants to buy a house on such a busy street; can't even leave kids out in yard.

Mayor Stinchcomb said to the Clark & Oklahoma residents, I expect this to be postponed for further discussion; assure you that the plan to purchase the land was to create a driveway for future expansion of Friendship Park; purpose has always been to relieve you of traffic and not add to it; there has been a misunderstanding of the purpose of the legislation; hopefully we will be able to correct this miscommunication.

## **D. INTRODUCTIONS AND ASSIGNMENT TO COMMITTEE:**

### **Ordinances - To Be Introduced and Assigned to Committee:**

Ordinances introduced, by title, by Anderson.

#### **ORD-0021-2011**

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH SEDGWICK CMS, AS THE PROVIDER FOR THIRD PARTY ADMINISTRATION SERVICES FOR THE SELF INSURED WORKERS COMPENSATION PROGRAM AND STATE FUND CLAIMS; TO TRANSFER FUNDS; AND TO DECLARE AN EMERGENCY.

**Introduced**

#### **ORD-0022-2011**

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.

**Introduced**

#### **ORD-0023-2011**

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH FRANKLIN SOIL AND WATER CONSERVATION DISTRICT FOR ASSISTANCE WITH ILLICIT DISCHARGE DETECTION AND ELIMINATION, A MINIMUM CONTROL MEASURE FOR OUR MS4 NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMIT.

**Introduced**

#### **ORD-0024-2011**

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH WOOLPERT, INC., FOR THE IMPLEMENTATION OF THE CITY'S NPDES STORM WATER SMALL MS4 PHASE II PROGRAM FOR 2011.

**Introduced**

#### **ORD-0025-2011**

SUPPLEMENTAL APPROPRIATION - Development PERS

**Introduced**

**ORD-0026-2011**

SUPPLEMENTAL APPROPRIATION - Sewer, Administrative Charges

**Introduced****ORD-0027-2011**

TO REAUTHORIZE AND CONFIRM THE PLANNED TRANSFERS AS APPROPRIATED IN ORD-0001-2011.

**Introduced****ORD-0028-2011**

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH CENTURY EQUIPMENT FOR THE YEARLY MAINTENANCE OF GOLF CARTS UTILIZED BY THE GAHANNA MUNICIPAL GOLF COURSE.

**Introduced****ORD-0029-2011**

TO APPROVE THE 2011 BUDGET AND ACTION PLAN OF THE COMMUNITY IMPROVEMENT CORPORATION.

**Introduced****ORD-0030-2011**

TO AMEND CHAPTER 151, DEPARTMENT OF PARKS &amp; RECREATION, AND CHAPTER 153, PARKS &amp; RECREATION BOARD OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA.

**Introduced, to Committee of the Whole****ORD-0031-2011**

TO AMEND CHAPTER 136, CITY ENGINEER, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA.

**Introduced, to Committee of the Whole****ORD-0032-2011**

TO AMEND CHAPTER 137, DEPARTMENT OF PUBLIC SAFETY, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA.

**Introduced, to Committee of the Whole****ORD-0033-2011**

TO AMEND CHAPTER 138, DEPARTMENT OF HUMAN RESOURCES, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA.

**Introduced, to Committee of the Whole****E. CONSENT AGENDA:****Minutes - To Approve:****2011-0009**

To approve the following sets of Minutes:

- 1) January 18, 2011 Regular Meeting Minutes.
- 2) January 25, 2011 Special Meeting Minutes

**This Matter was Approved, on the Consent Agenda.****Ordinance: Introduce, Waive Second Reading, Adopt as Emergency:****ORD-0019-2011**

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH ARMADA, LTD., TO CONDUCT A FULL SCALE EMERGENCY EXERCISE IN OCTOBER OF 2011; AND TO DECLARE AN EMERGENCY.

**This Matter was Introduced, Second Reading Waived, and Adopted as an Emergency on the Consent Agenda.****ORD-0020-2011**

TO AUTHORIZE THE MAYOR TO ENTER INTO INTERGOVERNMENTAL AGREEMENT WITH THE FRANKLIN COUNTY BOARD OF COMMISSIONERS FOR REIMBURSEMENT FROM THE STATE HOMELAND SECURITY GRANT FOR THE FULL SCALE EMERGENCY MANAGEMENT EXERCISE TO BE

CONDUCTED IN GAHANNA IN OCTOBER 2011; AND TO DECLARE AN EMERGENCY.

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

**ORD-0034-2011**

TO AUTHORIZE THE MAYOR TO ENTER INTO NEGOTIATED LABOR AGREEMENT TITLED "AGREEMENT BETWEEN CITY OF GAHANNA AND UNITED STEEL, PAPER & FORESTRY, RUBBER, MANUFACTURING, ENERGY, ALLIED INDUSTRIAL AND SERVICE WORKERS INTERNATIONAL, JANUARY 2, 2011 TO JANUARY 1, 2014"; TO REPEAL ORD-0011-2008; AND TO DECLARE AN EMERGENCY.

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

**ORD-0035-2011**

TO AUTHORIZE THE MAYOR TO ENTER INTO STEELWORKERS HEALTH AND WELFARE FUND PARTICIPATION AGREEMENT; AS PROVIDED FOR IN ARTICLE XX, INSURANCE OF ORD-0034-2011, WHICH AUTHORIZES THE NEGOTIATED LABOR AGREEMENT WITH THE UNITED STEEL, PAPER & FORESTRY, RUBBER, MANUFACTURING, ENERGY, ALLIED INDUSTRIAL AND SERVICE WORKERS INTERNATIONAL; TO BE EFFECTIVE JANUARY 1, 2011 THROUGH DECEMBER 31, 2011; TO REPEAL ORD-0201-2010; 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-0011-2011**

TO AMEND THE ADOPTED DEVELOPMENT FEE SCHEDULE AS REFERENCED IN CHAPTER 148, DEPARTMENT OF PLANNING AND DEVELOPMENT; TO INCLUDE REVISIONS TO THE BUILDING FEES AND BUSINESS & INCENTIVE FEES.

**This Matter was Adopted on the Consent Agenda.**

**ORD-0014-2011**

TO AMEND CODE SECTION 148.13, FEES; EXEMPTIONS, OF CHAPTER 148, DEPARTMENT OF PLANNING AND DEVELOPMENT, OF THE CODIFIED ORDINANCES OF GAHANNA.

**This Matter was Adopted on the Consent Agenda.**

**ORD-0015-2011**

TO AMEND CODE SECTION 1501.15, KNOX BOX RAPID ENTRY SYSTEM, OF CHAPTER 1501, OHIO FIRE CODE, OF THE CODIFIED ORDINANCES OF GAHANNA.

**This Matter was Adopted on the Consent Agenda.**

**ORD-0016-2011**

TO AMEND CHAPTER 1311, REGISTRATION, OF THE CODIFIED ORDINANCES OF GAHANNA.

**This Matter was Adopted on the Consent Agenda.**

**ORD-0017-2011**

TO AUTHORIZE THE CITY ATTORNEY OR HIS DESIGNEE TO FILE FOR APPROPRIATION OF EASEMENT AT 5061 SHAGBARK ROAD IN CONJUNCTION WITH THE TRIANGLE WEST SANITARY SEWER, IMPROVEMENT NO. 740; TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH CHESTER WILCOX & SAXBE, LLP FOR NECESSARY LEGAL SERVICES; TO SUPPLEMENTALLY APPROPRIATE \$15,000; AND TO DECLARE AN EMERGENCY.

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

**Motion Resolution:**

**MR-0006-2011**

Motion Resolution to confirm the appointment of the Municipal Fire Inspectors as the Fire Chief of Mifflin Township, and for those areas of Gahanna served by Jefferson Township Fire Department, Fire Chief of Jefferson Township, for the period of April 1, 2011 through March 31, 2012.

**This Matter was Approved on the Consent Agenda.**

**Passed The Consent Agenda as Amended**

A motion was made by McAlister, seconded by Anderson, 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 Porter
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**End of the Consent Agenda**

**F. PUBLIC HEARINGS: None.**

**G. STANDING COMMITTEES:**

**Committee of the Whole - Larick: No Report.**

**Finance - Anderson**

Anderson said I would like to reiterate that as we move forward Finance Committee is looking very diligently at the various requests that come before us; putting requests into perspective and addressing the hard questions; deliberating on each issue; will continue to do this.

**Expenditure Study Committee:**

Samuel said he is appointing a new committee; Expenditure Study Committee; with Porter as chair and Larick; Anderson will also be involved with this committee; more details to come.

**H. CORRESPONDENCE AND ACTIONS:**

**Clerk - Legal: No Report.**

**Council**

Ewald thanked Leppert for bringing information to our attention; hard to get a lot of information in a newspaper article; at least have another discussion on this.

**I. SECOND READING OF ORDINANCES:**

**Ordinances Reported Out of Committee:**

**ORD-0012-2011**

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH THE GAHANNA COMMUNITY IMPROVEMENT CORPORATION (CIC) FOR THE YEAR 2011.

Motion to adopt ORD-0012-2011 by Ewald, seconded by Larick.

Larick said he supports postponement; get all the information we can to make the best decision possible.

Mayor said this is a companion ordinance; realize that CIC can get none of their bed tax money until this is passed; CIC needs to continue to be able to function.

McAlister said I would like to take this opportunity with residents who live in Olde Gahanna; take a poll; raise your hands; I'd like to find out if any of you participated in the citizen input for the visioning plan; and would like any comments; how many of you actually participated in the vision planning. Two people raised their hands.

**A motion was made by McGregor, seconded by Anderson, that this matter be Postponed to Date Certain to the Committee of the Whole. The motion carried by the following vote:**

**No**        **2**        Vice President of Council Larick and Ewald

**Yes**        **5**        President of Council Samuel, McGregor, Anderson,  
McAlister and Porter

**ORD-0018-2011**

TO AUTHORIZE THE MAYOR TO ENTER INTO LEASE-PURCHASE AGREEMENT WITH GAHANNA COMMUNITY IMPROVEMENT CORPORATION FOR PURCHASE OF PROPERTY AT 181 GRANVILLE STREET; AND TO DECLARE AN EMERGENCY.

Motion to adopt ORD-0018-2011 by Ewald, seconded by Anderson.

**A motion was made by Ewald, seconded by Anderson, that this matter be Postponed to Date Certain to the Committee of the Whole. The motion carried by the following vote:**

**Yes**        **7**        President of Council Samuel, Vice President of Council  
Larick, Ewald, McGregor, Anderson, McAlister and Porter

**J. FIRST READING OF ORDINANCES: None.**

**K. MOTIONS/RESOLUTIONS: None.**

**L. REPRESENTATIVES:**

**Community Improvement Corporation (CIC) - Larick/Samuel.**

CIC will meet tomorrow night.

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

Anderson said the next meeting is Thursday; received postcard and MORPC is updating the Transportation Improvement Program, TIP, for state fiscal years 2012 to 2015; TIP is a schedule of projects within the area of Delaware and Franklin Counties and several townships; approximately \$1.5 billion in funds will flow to highway, mass transit and bikeways; more information to come.

White said both Wetherholt and Andrako participated in the TIP planning process and that is how we ended up getting funds; we do have a project that is in there.

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

Ewald said they will meet this week.

**Convention & Visitors Bureau (CVB) - McGregor: No Report.****M. OFFICIAL REPORTS:****Mayor:**

Mayor said she would like to congratulate Development and Mrs. White on the 14th Annual Groundhog Day celebration; rather interesting twist this year, keynote speaker was snowed in in Chicago but gave his presentation using Skype technology; also White was recognized on her upcoming retirement and thanked for all her work over the years.

**City Attorney: No Report.****N. COUNCIL COMMENT:**

McGregor said she would like to welcome Porter to Council.

McAlister said he would also like to welcome Porter.

Porter thanked everyone for their warm welcome and support in reaching out to him; said not here for any selfish or personal reasons; want to assure that government works; look forward to working with everyone; want to be visionary and forward thinking; want to assure that Gahanna is a community that younger families and individuals want to live in.

Larick also welcomed Porter to one of the most challenging years the City has ever seen.

Anderson said in tough times the tough get going; welcome to Porter; congratulations to those retiring this year; congratulations to Mrs. White and her staff for another wonderful Groundhog Day celebration; thank White for the creativity and vision she brought to that event; hope she will still be around after her retirement.

Samuel also welcomed Porter and his lovely wife; also thanked spouses for their support as Council works a lot of evenings; also received email asking for contributions to "Save the Freedom Festival"; was sponsored by the Lions Club until 1997 when the City took it over; facing some difficulties this year; Parks & Recreation Foundation would like folks to donate to this cause; can come to the Parks & Recreation Department and make donations, or mail them in.

**O. EXECUTIVE SESSION:**

Samuel said there will not be an executive session tonight.

**P. ADJOURNMENT: 7:31 p.m.; Motion by Larick.**

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



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

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**David L. Samuel**  
**President of Council**