

City of Gahanna

*200 South Hamilton Road
Gahanna, Ohio 43230*



Meeting Minutes

Monday, March 4, 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/AE, Clerk of Council

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

Gahanna City Council met in Regular Session on Monday, March 4, 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 7:33 p.m. The invocation was given by Harvey Mast, Outreach and Assimilation Pastor, Shepherd Church of the Nazarene, followed by the Pledge of Allegiance led by Nick Gerken, from Boy Scout Troop 781 of Shepherd Church. Agenda for this meeting was published on March 1, 2002.

Members Absent: L. Nicholas Hogan

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

B. ADDITIONS OR CORRECTIONS TO THE AGENDA:

MOTION by Payne, seconded by Kelley, to move the Executive Session to follow the Consent Agenda. ROLL CALL: Voting yes: Payne, Kelley, McAlister, O'Brien, Thom, Angelou. Motion carried.

C. HEARING OF VISITORS:

Windy McKenna, Gahanna Jefferson Board of Education stated that the State of the Schools meeting was held a month ago; understand that next year we will attempt to hold it on a Tuesday evening so that Council may attend; reported on February Board meeting held at Goshen Lane and activities held at Goshen Lane with regard to Right To Read Week; also noted that April meeting will be the 3rd Thursday instead of the 2nd.

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

Ordinances introduced, by title, by Kelley.

ORD-0052-2002

TO AUTHORIZE THE CITY ATTORNEY TO PETITION THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO, TO ANNEX CERTAIN 0.783+/- ACRE TRACT OF LAND FROM JEFFERSON TOWNSHIP TO THE CITY OF GAHANNA, SAID LAND BEING COMPRISED OF ROAD RIGHT OF WAY; AND TO DECLARE AN EMERGENCY.

Introduced

ORD-0053-2002

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH HAMBURG FIREWORKS DISPLAY INC., FOR FIREWORKS FOR THE CITY OF GAHANNA 2002 FOURTH OF JULY FIREWORKS DISPLAY.

Introduced

ORD-0054-2002

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH FRANKLIN SOIL AND WATER DISTRICT FOR TECHNICAL EXPERTISE RELATING TO SOILS, DRAINAGE, EROSION AND SEDIMENT CONTROL.

Introduced

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-0044-2002

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH JAMES R. MUSTARD, SUBCONTRACTOR FOR L. ROBERT KIMBALL & ASSOCIATES, TO PERFORM GRANT RESEARCH AND WRITING SERVICES FOR THE DISPATCHING OPERATIONS; TO REPEAL ORD-0038-2002; 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.

Ordinances on Second Reading:

ORD-0039-2002

TO AMEND SECTION 161.12, ASSESSMENT, OF CHAPTER 161, INCOME TAX, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA

This Matter was Adopted on the Consent Agenda.

ORD-0040-2002

TO AMEND SECTION 1303.01, ADOPTION OF CABO ONE AND TWO FAMILY DWELLING CODE, OF CHAPTER 1303, RESIDENTIAL BUILDING CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA

This Matter was Adopted on the Consent Agenda.

ORD-0041-2002

TO AUTHORIZE THE MAYOR TO ENTER INTO REIMBURSEMENT AGREEMENT WITH CANINI AND PELLECCIA, INC., FOR ADDITIONAL STORM SEWER WORK ON RIVERS EDGE SUBDIVISION TO COLLECT OFF SITE DRAINAGE, IMPROVEMENT NO. 811; TO SUPPLEMENTALLY APPROPRIATE \$32,380 THEREFOR

This Matter was Adopted on the Consent Agenda.

ORD-0042-2002

TO ACCEPT THE ANNEXATION OF 9.0+/- ACRES FROM JEFFERSON TOWNSHIP TO THE CITY OF GAHANNA, OHIO, PROPERTY LOCATED AT MORSE AND HAMILTON ROADS; REQUESTED BY HARRISON W. SMITH, JR., AGENT FOR PETITIONERS PARK NATIONAL BANK, TRUSTEE.

This Matter was Adopted on the Consent Agenda.

ORD-0045-2002

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH MID OHIO GOLF CAR FOR GOLF CAR RENTAL FOR THE 2002 SEASON; GAHANNA MUNICIPAL GOLF COURSE.

This Matter was Adopted on the Consent Agenda.

ORD-0046-2002

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH DIRECT INSTRUCTIONAL SUPPORT SYSTEMS, INC., FOR SERVICES PROVIDED FOR THE JULY 4TH FREEDOM FESTIVAL; AND TO DECLARE AN EMERGENCY.

This Matter was Adopted on the Consent Agenda.

ORD-0047-2002

TO AUTHORIZE THE MAYOR TO ENTER INTO PURCHASE AGREEMENT WITH J.D. EQUIPMENT, INC., FOR PURCHASE OF VARIOUS EQUIPMENT FOR THE PARKS, GOLF COURSE, STREETS AND WATER & SEWER DEPARTMENTS.

This Matter was Adopted on the Consent Agenda.

ORD-0048-2002

TO AUTHORIZE THE MAYOR TO ENTER INTO PURCHASE AGREEMENT WITH CENTURY EQUIPMENT FOR PURCHASE OF A TORO GREENSMASER FOR THE GOLF COURSE.

This Matter was Adopted on the Consent Agenda.

ORD-0049-2002

TO AUTHORIZE THE MAYOR TO ENTER INTO PURCHASE AGREEMENT WITH W.W. GRAINGER FOR PURCHASE OF A STEEL LOCKER AND BASE.

This Matter was Adopted on the Consent Agenda.

ORD-0050-2002

TO AUTHORIZE THE MAYOR TO ENTER INTO PURCHASE AGREEMENT WITH CENTER CITY INTERNATIONAL TRUCKS, INC., FOR PURCHASE OF A 2 1/2 TON DUMP TRUCK FOR THE STREET DEPARTMENT.

This Matter was Adopted on the Consent Agenda.

ORD-0051-2002

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH EVANS, MECHWART, HAMBLETON & TILTON, INC., FOR QUARTERLY ENVIRONMENTAL PROTECTION AGENCY WATER SAMPLINGS; AND TO DECLARE AN EMERGENCY.

This Matter was Adopted on the Consent Agenda.

Postponed to Date Certain of March 18, 2002:**ORD-0043-2002**

TO ACCEPT THE ANNEXATION OF 2.7+/- ACRES FROM JEFFERSON TOWNSHIP TO THE CITY OF GAHANNA, OHIO, PROPERTY LOCATED AT 4479 JOHNSTOWN ROAD; REQUESTED BY FRANKLIN E. ECK, JR., AGENT FOR PETITIONERS GARY E. AND JEANNE M. GREEN.

This Matter was Postponed to Date Certain on the Consent Agenda.

Motion Resolution:**MR-0010-2002**

Motion Resolution to concur with the Parks and Recreation Board for the 2002 Golf Course fees which raise the fee for golf cars from \$4.25 to \$5.00 for 9 holes and \$6.25 to \$10.00 for 18 holes; Gahanna Municipal Golf Course.

This Matter was Approved on the Consent Agenda.

MR-0011-2002

To reconfirm the appointments to the Tax Appeals Board to conform with code change to Section 161.12 of the Codified Ordinances; terms to be as follows - Alvin J. McKenna, Jr., 1 year term expiring 12/31/02; John S. Rosan, 2 year term expiring 12/31/03; Robert J. Zelli, 3 year term expiring 12/31/04.

This Matter was Approved on the Consent Agenda.

MR-0012-2002

Motion Resolution to authorize the Director of Public Service to go out for bids for the Price Road Sanitary Sewer, Improvement No.802.

This Matter was Approved on the Consent Agenda.

Passed The Consent Agenda

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

| | | |
|--------|---|---|
| Yes | 6 | Council Member Thom, President of Council O'Brien, Council Member Angelou, Council Member Payne, Vice President of Council Kelley and McAlister |
| Absent | 1 | Council Member Hogan |

End of the Consent Agenda

EXECUTIVE SESSION:

A motion was made by Vice President of Council Kelley, seconded by Council Member Thom, to adjourn into Executive Session under authority of Section 5.40(c) to confer with the City Attorney concerning disputes involving the City, and or appointed or elected officials or employees, which are subjects to pending or imminent court action; and Section 5.40(d) to prepare for, conduct, or review negotiations or bargaining sessions with public employees concerning compensation or other terms and conditions of employment. The motion carried by the following vote:

| | | |
|--------|---|---|
| Yes | 6 | Council Member Thom, President of Council O'Brien, Council Member Angelou, Council Member Payne, Vice President of Council Kelley and McAlister |
| Absent | 1 | Council Member Hogan |

Council rose to Executive Session at 7:47 p.m. Council rose to report from Executive Session at 8:06 p.m. with all members in attendance returning to the dais.

F. PUBLIC HEARINGS: None.

G. STANDING COMMITTEES:

Communications & Technology Committee - McAlister: No Report.

Development Committee - Thom: No Report.

Service Committee - Hogan: No Report.

Safety Committee - Angelou:

Angelou stated there will be a presentation on Character Counts at next meeting by Tony Collins.

Committee of the Whole - Kelley: No Report.

Finance - Payne: No Report.

H. CORRESPONDENCE AND ACTIONS:

Clerk - Legal: None.

Council:

O'Brien stated he had received a news release from the International Institute of Municipal Clerks; Sherwood has received the second level of the Master Municipal

Clerk Academy Program; read news release.

Angelou acknowledged receipt of a letter from Father Noble at St. Matthew's regarding issues that will not be coming to Council but will be decided by Planning Commission.

McAlister stated that although he supported ORD-0044-2002 for the consent agenda it is because the Police Department needs a console; for what it cost for that console just like to remind citizens that we wouldn't have to do this if money didn't have to leave here initially; that money was already in Gahanna to start with; had to send it to Washington DC; now to get the money back to buy a console for the Police Department we need to hire someone to get it back for us; as a new member it is giving me some new insight as to how cities have to work to get money to do necessary things; because we have to send money to Washington in form of income tax and then apply to have it sent back; is a convoluted tax system we have. Angelou noted that it doesn't mean we will get that money back; can only hope; there may be other options as opposed to \$93,000 to get equipment that will be able to handle dispatching effort well; does seem kind of ironic that we have to hire someone to get tax monies back; received an E-mail from Stinchcomb that included the information that a large part of the available monies for Ohio will go to 25 counties; largest cities would be getting only a small portion; doesn't look that there will be a lot of money available for Franklin County.

I. SECOND READING OF ORDINANCES: None.

J. FIRST READING OF ORDINANCES: None.

K. REPRESENTATIVES:

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

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

Bd./Ed., Gahanna-Jefferson Public Schools - Varies

Clerk noted that Hogan is the representative for March and McAlister for April.

Gahanna/Jefferson Joint Committee - Hogan/Thom: No Report.

L. OFFICIAL REPORTS:

Mayor:

Stinchcomb stated that the administration is working diligently to gather information for the dispatching remodeling; have a plan of action and identifying funding paths for that renovation; meeting with consultants; numbers we gave were broad to start with; were all inclusive at \$93,000; believe that is on the high side; expect to come back to you in normal course of business yet this month; are proceeding as quickly as we can.

Also noted that while teaching Student Government classes today, Senior Erin Moore presented a copy of a petition that has gone to School Board ; 78% of the class has signed asking that Billy Withrow be given his honorary high school diploma ; this is the 30th anniversary of his original graduation date and they ask that he participate along with them; Erin asked me to pass this along to Council.

City Attorney:

Weber stated he went to the Haag closing; now the owners of the property; also have a copy of opinion that Judge Connor issued on the case that involved the petition effort that we have with the referendum on the Senate bill regarding annexation; Judge Connor ruled in favor of the city sponsored funds; basically they have restrained the Secretary of State from presently determining that the petitions that were circulated are in effect insufficient; asking for some further information from Board of Elections; then they will tell the state to issue a new letter; what it means is that the old law is still in effect and there is no date I can give you as to when the new law may go into effect; old annexation law is still binding; haven't reached that issue yet; there is a stay order on enforcement; good news from Common Pleas Court.

M. COUNCIL COMMENT:

Angelou congratulated Sara Miller for winning district spelling bee; Stinchcomb's daughter and she is quite excited. Stinchcomb stated next competition is at Ohio State on March 30th.

Kelley congratulated Sherwood; went to seminar on Saturday with Sherwood; helped me to realize what a wonderful City we have and that we are doing things right.

O'Brien stated that on a somber note learned on news today of 9 fatalities over long weekend of fighting in Afghanistan; our hearts and prayers go out to those families who have lost brave sons and daughters; keep our President and military in our thoughts; taught 4 of 6 government classes regarding Council; what a nice bunch of seniors we have; publicly thank Donna Jernigan for taking last 2 periods; at lunch time was called to Cincinnati for a work emergency; do appreciate Jernigan filling in.

N. ADJOURNMENT: 8:30 p.m. - Motion by Kelley.

End of Agenda

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

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

Chair Signature