

# **City of Gahanna**

*200 South Hamilton Road  
Gahanna, Ohio 43230*



## **Meeting Minutes**

**Monday, July 15, 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, July 15, 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 7:30 p.m. The invocation was given by Joe Poland, Police Chaplain, followed by the Pledge of Allegiance led by Council Member Karen Angelou. Agenda for this meeting was published on July 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 Payne, seconded by Kelley, to remove ORD-0140-2002 from the agenda.  
ROLL CALL: Voting yes: Payne, Kelley, Hogan, McAlister, O'Brien, Thom, Angelou.  
Motion carried.

**C. HEARING OF VISITORS:**

Windy McKenna, Gahanna Jefferson Board of Education, stated she would defer to Kelley; sure he has a fine report. Kelley stated the school district is in good financial shape; don't anticipate being back to the ballot until 2004 which is good to hear; approved the Gahanna Hockey team; home games will be played at Easton Chiller; maximum fee of \$800 to participate; also approved classified employees; was the extent of the agenda. In response to question, McKenna stated that as a club team last year, hockey players paid \$1,600 to participate; will be \$800 this year; they are glad to be paying; for pay to play that is the only one we have; ice time is so expensive that's why; costs us \$245 an hour to rent the ice; expensive to play hockey; rent to practice as well as play.

Nick Kip, 245 Academy Woods Drive, stated he wished to address speed limits, specifically the 25 mph speed limit on Cherrybottom Road; think it's too low; have spoken with Chief Murphy about it; coming over tonight there was a car crossing the double line and just missed me; have been hit; speed limit is too low on Cherrybottom Road; speed limit will not change is what I was told.

Jody Cox, 955 Avir Court, stated she has lived here for 10 years; have a 12 year old son; before purchasing a go-ped we checked out safety features and codes; imagine how shocked we were when we heard you planned to ban from streets and sidewalks; didn't purchase until end of June; on July 10 report was in paper and was reported that Upper Arlington, Reynoldsburg, Worthington and Grove City have already banned; gave these communities a call; when called they did not know what I was talking about; in many cases spoke with a Police Sergeant from each community and was stated they had ordinances on the books similar to what Gahanna has and none specifically mention go-peds; but they are not actively looking for riders; have had very few complaints; these departments handle on a case by case basis; my child has been stopped on many occasions; what her articles failed to mention is that Gahanna was only community enforcing; among the toughest on enforcement; need to take a close look at what you want to enforce; doesn't sleds, roller blades and skateboards fall into this also; according to the ordinances these toys can't be ridden on the streets; those riders should be cited; Gahanna has chosen only to go after go-ped riders; is selective enforcement; take a closer look; work with riders and parents to make it work before they enforce bans; thank you.

Beth Haas, 959 Avir Court, stated that over the past week started an email campaign;

have written to Larry Rinehart, Jeff Spence, and Ron O'Brien to get his feelings on what is going on; after speaking to them feel that we should be able to reach some sort of compromise; Franklin County prosecutors and Gahanna police both have to be willing to enforce; on Saturday wrote a compromise a plan to educate and communicate; obviously there are two sides to this issue; have some citizens that complain about the hazard that some riders create; understand they may want to reduce noise levels; why not make this a win win situation; do a new media campaign; work to publicize us as a family friendly community and don't spotlight the few that choose to complain; we are being viewed as a police community; we need to be viewed as proactive instead of reactive; government regulates so many aspects of our lives; let's not regulate a toy; let parents prepare a schedule and a set of rules and regulations and once agreed upon publish for community to read; the community needs to know that the residents and police force are working to make this a viable situation.

MOTION by Hogan, seconded by Kelley, to extend the time for Mrs. Haas by 2 minutes. ROLL CALL: Voting yes: Hogan, Kelley, McAlister, O'Brien, Payne, Thom, Angelou. Motion carried.

Haas continued that here's a starting point - must be 12 years old, must take a 1 to 2 hour road safety class; rather than having officers citing is it not a better idea to educate riders; upon completion they get a certificate of successful completion; can not travel on roadways that have a speed limit greater than 25 mph; definitely open for negotiation; must wear proper safety gear; no riding before 10:00 a.m. and not after dark; as to noise issue they are no noisier than a lawn mower and are not in violation of any city ordinance; reduce the noise; if stopped because they are doing something that is dangerous to the child or others, then police must notify the parents; if stopped again deal with that child; don't punish all children; think this would be a step in the right direction; can make every effort to make it work; want to work with you rather than against you.

Vicki Rocchi, 984 Hines Rd., stated she has a big concern about the scooters; husband and I are out late in the evening and kids are riding up and down Hines Road with no lights and no safety equipment; racing up and down the street; cars go by at 25 mph and sometimes more; kids don't pay attention to the cars; are also 3 or 4 with skateboards; have a box and jumping over it and feels like they are daring me; they have no consideration for cars; main concern is darkness; why aren't parents wondering where their kids are; afraid that someone will get hit; skateboards and scooters are both a concern as the kids don't pay attention; very afraid someone will end up getting hurt.

Joan Angus, 262 Creighton Court, stated she was requesting that you uphold existing laws; operators pose a threat to vehicles and to pedestrians; first of all is issue of safety; 12 to 16 seems to be the usual age; they are unconcerned about rules of road; have to watch especially in neighborhoods; if a 12 year old is conscientious and capable, we would license them to drive cars; speak for many others about accidentally hitting a child; they fault may be 100% the child's but the guilt and remorse for the driver never goes away; for those of you in the decision making process, please reconsider; we are fellow citizens who care about the children in our neighborhood; the noise kills my desire to open my windows; is bothersome to me never mind the hearing of the riders; understand there many not be any noise restrictions; urge you to stand behind the law enforcement agency's desire to ban.

George Ondrick, 240 Camrose Court, stated he was in opposition to scooters also; on our street traffic can park on both sides; scooters go up and down the road; it is a hazard for motorists to deal with; hazard to pedestrians on the sidewalk as well; noise is

repetitive over and over, up and down the street all day long; it is louder than a lawn mower and people put lawn mowers away; these are constant; a 12 year old feels 10' tall and bulletproof; they think they are indestructible; they take more chances. McAlister asked if Ondrick had every contacted the parents of these children. Ondrick stated he did not know the children and had not spoken with their parents.

Amy Carter, 235 Camrose Court, stated she was in favor of the restrictions; is a hill on our street and at bottom is the entrance to Woodside Green Park; am a walker in the neighborhood every night; the go-peds are a group thing; it is nice they have something to do; but 8:00 a.m. on Sunday morning is too much; is simply rude; these kids are not a part of the neighborhood; have no neighborhood respect; no kids on my street have them; so they aren't running them in front of their homes; the other day it started at 1:30 p.m. and was constant until 6:15 p.m. and when we sat down to dinner and it was still going on, called the police; told I was the 3rd call; Police Department has better things to do; need restrictions on these; we have a busy street especially in the summer; there is parking on both sides of the street and a lot of teenagers driving; feel it is a dangerous restrictive situation; is very offensive to me to have to listen to these constantly; we don't mow our lawn that early; did talk to one of the boys and he was very polite; said he was 11; again these kids do not live on our street; the hill is attractive to them; some are even doubling up; feel the go-peds do need to be restricted; this is brand new; there were not go-peds out there last year; understand they think it is a great time but someone will get hurt; appreciate your time.

Harley Haas, 959 Avir Court, stated he would like 2 or 3 extra minutes; in the past have supported our police and civil servants; would like to continue in the future; am not happy with how this has been handled since it started a couple of weeks ago; city ordinance states that toy vehicles are not allowed on streets; without compromise; also means you can't ride roller blades, skateboards; see these as well as street hockey all over; great to see the kids doing healthy things; Ron O'Brien's office has said they are either a motor vehicle or they are a toy but they are not both; should be a distinction between the two; when contacted the Police Department and asked a Sergeant as to why this came to light now when these have been around for 17 years; was told that one reason was the fact they are getting complaints of noise in the neighborhood; second reason was the fact that a few bad kids were giving a bad name to all go-ped riders; need to appreciate diversity; not all these scooters are alike; quote in Dispatch was that they will go over 30 mph.

MOTION by Hogan, seconded by Kelley, to extend the time for Mr. Haas by 2 minutes.  
ROLL CALL: Voting yes: Hogan, Kelley, McAlister, O'Brien, Payne, Thom, Angelou.  
Motion carried.

Haas continued that they allowed our children to get the base model; maxes out at 17 mph; is no longer than a skate board and sounds like a weed whacker or law mower; put strict guidelines on our children such as not before 10:00 a.m. or after dark; must always wear safety equipment; we can be proactive and make it a win win for everyone; response by Police Officer when we were not notified when our son was stopped was that it was a social luxury to notify parents; that's absurd; we have a social luxury to sit and talk to the child when a second cruiser sits there a block from my house and can't notify me; officer must go to the house; makes them sound like we are on different sides; if kids are riding in an unsafe manner then let us as parents know; am on side of safety but we can legislate so some things are safer; don't think it's a social luxury; makes me irate; would like to work with Police Department and Council in any way I can; the way the smear campaign came out in the media was uncalled for.

Gary Martin, 335 Regents Road, thanked Council for allowing me to comment; express my full support for crackdown on the go-peds; personally witnessed kids running stop signs; because of the bad blind spot it is one of the most dangerous intersections in town; when you are east bound on Coronation you can't see the kids coming; showed photographs taken at intersection; there are mopeds and motorized skateboards; they have no tail lights and no reflectors and are very difficult to see; observed some who do not even look; is dangerous; they also ride at Royal Manor and at parks; observed some going full throttle through an open group of teenage girls who were watching; would City have been liable in that instance; support this ban for following reasons; they move at dangerous speeds; riders are not attentive to animals or children; debris in the street, especially at nighttime is hazardous; slippery gravel; the kids stand up on these so there is a high center of gravity; if they are thrown off this variety of go-ped onto a hard surface they could seriously injure themselves; they are extremely noisy; flatly disagree that they are not any noisier than a lawn mower.

MOTION by Hogan, seconded by Kelley, to extend the time for Mr. Martin for 1 minutes. ROLL CALL: Voting yes: Hogan, Kelley, O'Brien, Payne, Thom, Angelou, McAlister. Motion carried.

Martin continued that when go-peds pass the noise is quite excessive; these are similar to motorized ATV's which are also banned on city streets and sidewalks; understand some people might be upset and feel so strong but they don't know how kids ride when not in parent's view; please support the police on this; don't allow them to create major noise pollution for others; am a former police officer from 20 years ago in Indiana; that put me in contact with hundreds of other police officers; from that experience know there are bad police officers and bad attitudes but there are also a lot that are wonderful and caring; through business and others have been in contact with Gahanna Police Department over the years; if they were nasty I would tell them to their face; but this is a top notch department; they are concerned about the community.

O'Brien stated that was all the speaker slips; asked Chief if he would like to respond.

Murphy stated they are enforcing existing ordinances; both ordinances have been on the books for some time; same as go-carts and mini-bikes; there are 2 issues here, safety and quality of life; since February, 75 complaints have come in strictly on go-peds throughout the city; have been escalating over the last 3 years; did not enforce sooner as we were waiting to see if Franklin County would support the enforcement; when we send cases like this downtown, whatever it may be, oftentimes a court does not want to hear; needed the juvenile prosecutor to work with us on this; it is pertinent to our city; when residents make complaints you must listen; when the kids move out of neighborhoods and hit our main streets time and time again it is a safety issue and my officers must enforce; we should be problem solvers; you know track record of asking for legislation; but we're not doing that; we have the tools at hand; went to press to notify the public that we were going to be enforcing; know this would cause debate; as Chief Kelley knows you can't please everyone; can solve the problems in the neighborhood for quality of life; only had one documented accident since February of this year with a truck hitting a kid on Moorfield; was not hurt seriously but could have been; that's what it boils down to; have to keep in mind that there is officer discretion; we have professional officers who can talk to kids and parents and will solve the problem; but we get calls for service and they want it taken care of in the neighborhoods; they don't want to run a kid over when backing out of their driveway; this is not the most friendly operation but we will enforce the law; am available for questions.

Thom asked if there is a difference between scooters; are they limited to certain

horsepower. Murphy stated they are skateboards with handles and motors; propelled by a motor that is either electric or gas; some make more noise than others.

McAlister stated he liked Haas' idea of working with the people to compromise; would like your opinion. Murphy stated that the posted speed limit on Granville Street is 25 mph; are many people who don't agree; in law enforcement we have black and white; there is no fluff factor; some officers have a higher threshold; challenge we have here is if we compromise for some of these go-peds it is tough from an enforcement and fairness issue. McAlister asked about the issue of establishing rules or something in that vein. Murphy stated they are just like go-karts and ATV's; you can ride them on private property; there are no headlights, taillights, and no rear view mirror; would be an enforcement headache; is very difficult to enforce different levels of the law.

Hogan stated he would hope to see a cooperative effort; have been outstanding arguments on both sides; parents have responsibility to take care of their kids; are we going to outlaw soccer; they always take risks; however, we have had 75 complaints already; these are probably our more egregious violators; if the law has been in the books, why have we seen more egregious person already; every law is selective in nature; officer chooses when to select and when not to; bicycles may not be ridden on sidewalks in business district; but have seen police on sidewalks in business districts; we don't enforce that; if you have a go-ped going up and down your street at an unreasonable hour and you are not being able to sleep, that needs to be addressed; if the parents feel that their 11 year old daughter should have the right to use a go-ped in some form or fashion, then they also should have that right; would like to see both sides get together; bicyclists don't follow the rules of the road; maybe if we had something and the issuance of a certificate it would help with the safety issue; if we have a troublemaker it isn't going to help because they won't take the class to get the certificate; really wish you can work something out; people do have freedom but not if they infringe on rights of someone else; don't want to make a blanket law that says it is illegal.

Kelley stated he thought it was great that parents have put restrictions on their kids but a lot of parents don't; live in Imperial Rise and kids love to ride from the top of the hill on Chapelfield into the dead end of Ridenour Road; shudder to think how close they come to being hit; we also have right and freedom to drive without hitting a child; a child ran out in front of my car many years ago; still remember; when someone hits a kid they have to live with it the rest of their lives; drive Moorfield 3 or 4 times a day; kids go from one side to the other on the scooters and skateboards and never look; come close to hitting kids several times; glad to see you put restrictions but a lot of parents don't; ordinance is on the books; enforcement is up to Police Department.

Angelou asked Mitchell the position of the Parks Department as to their use in the parks. Mitchell stated we have not had a problem with them; technically they are a motorized vehicle and not allowed on the bikeways and paths; fluff factor if not a problem and it might be a place they could go; are probably as safe as a bicycle; noise factor may play into this; may take some study; can take a look at .

O'Brien stated we have two laws to enforce; the one is dated April 1995, and refers to ORC 4511.711; second one specifically talks about no person may ride a motorized vehicle on a sidewalk; our ordinance says no; have been a big proponent of skateboard parks as well as most of my fellow members of Council; so much in favor of these parks; believe pediatric association endorsed skateboard parks because most of the accidents when children are injured were occurring on streets and sidewalks and not in parks.

Payne stated that part of our code is based on Ohio Revised Code; ask for clarification

from our attorney; a charter city can have more restrictive but not less restrictive laws. Weber agreed. Payne stated that if it is a state law any city could enforce even though it is not addressed specifically in our code; one possibility is that the parents might want to take this issue to their state legislators.

O'Brien stated he was in support of comments made by Kelley; this isn't an issue for Council; nothing is pending before Council at this time; Police Department and Administration have responsibility to uphold the ordinances of Gahanna as well as the laws of the State of Ohio; are neglecting our duty if we were to suggest that these laws not be enforced; on Rocky Fork North they run stop signs without looking; a 10 to 12 year old child on a motorized vehicle; at least they had a helmet on but it is little protection; am very concerned about this; issue that will make me unpopular but very much in favor of enforcing.

Hogan questioned skateboards in street; if illegal we should enforce; am in favor of the park for the kids; want safe place for these kids; think we need to simply say we're not doing; need to have discussion about this and reach some kind of compromise; let them do it or if it is against the law that's fine; see roller blades and skateboards all the time including adults on roller blades; apparently illegal; is it on sidewalk; what about the barbie doll jeeps; have to have some things; want to have a whole lot more discussion; also question downtown involvement. Murphy stated that all juvenile would be downtown; there is no jurisdiction in Mayor's Court for juveniles.

Kelley stated that one point made was that we should talk to the kids; have tried that and do have a background in talking to kids; at least in the Chapelfield area the indication I get from sign language is that I don't want to try to talk to these kids.

Haas asked for extra time since he did not expect the Chief to respond this evening. O'Brien stated he called the Chief forward to respond in order to understand all the issues; he made his comments and you have made yours; we have all responded.

Thom stated he agreed with Kelley and O'Brien; need to keep enforcing; with these scooters in roadways can see tremendous hazard; at same time this Council needs to look for safe places where these children can ride scooters or whatever; whether a skateboard park or something else we do need to find a safe place for them to ride.

Angelou stated she would like to offer an amendment to MR-0038-2002; currently sounds like we are going ahead with it and we're still in the investigation process.

MOTION by Angelou, seconded by Hogan, to amend MR-0038-2002 to read as follows: To request the Parks Boards, or their representatives, to work on particulars for a possible skateboard park having to do with location, best type of park as to size and surface, etc. ROLL CALL: Voting yes: Angelou, Kelley, Payne, Thom, Hogan, McAlister, O'Brien. Motion carried.

Hogan stated he would like to request that when this is open for discussion and before it is ready to come back to us, that both sides have the opportunity to work with the Parks Board. Mitchell noted that a community hearing on skateboard parks has been scheduled; would also relate to this type of activity; want this type of feedback; tentatively scheduled for 8:00 pm on Wednesday, September 4 at the Golf Course Clubhouse.

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

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

Ordinances introduced, by title, by Payne.

**ORD-0134-2002**

TO ACCEPT 2.623+/- ACRES FROM JEFFERSON TOWNSHIP TO THE CITY OF GAHANNA, OHIO, KNOWN AS 4491 EAST JOHNSTOWN ROAD, REQUESTED BY THE CITY OF GAHANNA.

**Introduced, to Committee of the Whole**

**ORD-0136-2002**

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH JOSEPH H. AND MARIE T. BISANG FOR PURCHASE OF PROPERTY FOR SANITARY SEWER EASEMENT FOR IMPROVEMENT NO. 802, PRICE ROAD SANITARY SEWER.

**Introduced**

**ORD-0137-2002**

TO AUTHORIZE THE MAYOR TO ENTER INTO REIMBURSEMENT AGREEMENT WITH THE FRANKLIN COUNTY ENGINEERS OFFICE FOR LOCATION AND DATA MANAGEMENT OF THE EXISTING 16" WATER MAIN, NORTH PORTION HAMILTON ROAD; TO SUPPLEMENTALLY APPROPRIATE \$7,400; AND TO DECLARE AN EMERGENCY.

**Introduced**

**ORD-0138-2002**

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH EVANS, MECHWART, HAMBLETON & TILTON, INC., FOR ENGINEERING SERVICES FOR THE HAVENS CORNERS ROAD/HELMBRIGHT INTERSECTION TO MOVE THE SCHOOL ZONE TO THE WEST; IMPROVEMENT NO. 794; AND TO DECLARE AN EMERGENCY.

**Introduced**

**ORD-0139-2002**

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH MS CONSULTANTS, INC., FOR ENGINEERING SERVICES FOR SANITARY SEWER SYSTEM INVENTORY AND MANAGEMENT SYSTEM DATA ENTRY FOR GASB-34 AND FUTURE GIS; TO SUPPLEMENTALLY APPROPRIATE \$22,000.

**Introduced**

**ORD-0141-2002**

TO ADOPT RULES AND REGULATIONS OF THE CIVIL SERVICE COMMISSION OF THE CITY OF GAHANNA, OHIO, AS REVISED JULY 8, 2002.

**Introduced, to Committee of the Whole**

**ORD-0142-2002**

TO ACCEPT THE STREET PORTION OF IMPROVEMENT NO. 793; AND APPURTENANCES THERETO, KNOWN AS GIANT EAGLE #6051, WIDENING AND TRAFFIC SIGNAL IMPROVEMENT OF HAMILTON ROAD

**Introduced**

**ORD-0143-2002**

TO AUTHORIZE THE DIRECTOR OF PUBLIC SERVICE TO AWARD AND THE MAYOR TO ENTER INTO CONTRACT WITH COLUMBUS ASPHALT PAVING, INC. FOR MORRISON ROAD, PHASE I, WIDENING IMPROVEMENT, IMP. NO. 769; TO SUPPLEMENTALLY APPROPRIATE \$211,750 THEREFOR; AND TO DECLARE AN EMERGENCY.

**Introduced, to Committee of the Whole**

**ORD-0144-2002**

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH EVANS, MECHWART, HAMBLETON & TILTON, INC., FOR INSPECTION SERVICES FOR THE MORRISON ROAD, PHASE I, WIDENING, IMPROVEMENT NO. 769; AND TO DECLARE AN EMERGENCY.

**Introduced, to Committee of the Whole**



**E. CONSENT AGENDA:**

Approve the Consent Agenda, as amended:

**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.**

**Ordinances on Second Reading****ORD-0126-2002**

TO APPROVE CURRENT REPLACEMENT PAGES TO THE GAHANNA CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY.

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

**ORD-0127-2002**

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH MS CONSULTANTS, INC., FOR ENGINEERING SERVICES FOR WATER DISTRIBUTION SYSTEM REMODELING, INVENTORY AND MANAGEMENT.

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

**ORD-0128-2002**

SUPPLEMENTAL - Capital Projects Streets

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

**ORD-0129-2002**

TO AUTHORIZE THE DIRECTOR OF PUBLIC SERVICE TO AWARD AND THE MAYOR TO ENTER INTO CONTRACT WITH SERVPRO OF N.E. COLUMBUS FOR CLEANING OF DUCT WORK IN THE CITY OF GAHANNA MUNICIPAL COMPLEX.

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

**ORD-0130-2002**

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH DAVID L. AND ANNA B. ARNOLD, FOR PURCHASE OF PROPERTY FOR SANITARY SEWER EASEMENT FOR IMPROVEMENT NO. 802, PRICE ROAD SANITARY SEWER.

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

**ORD-0131-2002**

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH EVANS, MECHWART, HAMBLETON & TILTON, INC., FOR PHASE I, STORM SYSTEM INFRASTRUCTURE DATA DEVELOPMENT MODEL INFORMATION; AND TO SUPPLEMENTALLY APPROPRIATE \$32,300.

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

**ORD-0132-2002**

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH EVANS, MECHWART, HAMBLETON & TILTON, INC., FOR INSPECTION SERVICES FOR THE TAYLOR ROAD AT EASTGATE PROJECT, IMPROVEMENT NO. 778.

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

**Motion Resolution:****MR-0038-2002**

Motion Resolution to request the Parks Board, or their representatives, to work on particulars for a possible skateboard park having to do with location, best type of park as to size and surface, etc.

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:

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

#### 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: No Report.

Committee of the Whole - Kelley: No Report.

Finance - Payne: No Report.

#### H. CORRESPONDENCE AND ACTIONS:

Clerk - Legal:

2002-0033

Notification from Dept. of Liquor Control of Stock Transfer of D2, D2X, D3, and D3A Liquor Permit for JTT Brothers Corp., dba Gahanna Grill, 82 Granville St., 1st Floor. Refer to Safety Committee.

Received and Filed

Council: None.

#### I. SECOND READING OF ORDINANCES: None.

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

#### K. REPRESENTATIVES:

Community Improvement Corporation (CIC) - Kelley

Kelley stated next meeting is July 18th at 8:00 am at Heartland Bank.

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

**Bd./Ed., Gahanna-Jefferson Public Schools - Kelley: No Report.**

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

**L. OFFICIAL REPORTS:**

**Mayor: No Report.**

**City Attorney:**

Weber noted article in last week's paper about businessman going to open a new business in Jefferson Township; comment was made on how to avoid city taxes; need to be very aware of what is going on east of us; need to get ourselves positioned; are many issues in New Albany and Jefferson Township; need to be careful on what is going on; we want business to come here; need to be careful and keeps our eyes and ears open.

**M. COUNCIL COMMENT:**

McAlister stated he would like to see us pursue some alternatives as expressed by Mrs. Haas; would like to see something like that happen.

Angelou stated that with regard to US 62 and Morse Road, spoke with Murphy this evening and Rinehart last week; have received numerous letters about the safety of that intersection; go through that intersection almost daily; hope I don't get hit; problem is people passing on right hand side; obviously this city has taken a proactive approach in taking over the engineering for construction of that intersection in 2005; this is 2002 and until that time that multi-jurisdictional area, even with engineering efforts, has a safety issue; the fact that it is multi-jurisdictional seems to be an excuse rather than a way to solve the problem; have talked to Kelley and Hogan as members of Safety Committee; would like to bring jurisdictions together and attempt to try and solve this issue on a temporary basis; not convinced that if we sit down to brainstorm, and Weber would be involved, that we can't come up with a solution; the attempt to make people feel safer needs to be taken; Murphy will poll the jurisdictions and see if we can come up with a temporary solution; we'll try and if it can't be done will keep fingers crossed; hope to be doing that in the next month or so; other jurisdictions may not feel there is a safety issue.

Hogan stated he was totally misquoted last week in the paper; not opposed to paying for lights out of savings; that's the only way we can; point I was making is that we have been asking for street lights for 9 years now; plenty of money for other things; put our street lights off 3 to 5 years again; would like to see street lights take precedence over other things as well as giving our kids somewhere they can ride safely; in reading the law feel it is confusing; toy vehicles and driving on sidewalks; asking our City Attorney for interpretation; asking you for interpretation; is more of a job for the City Attorney than the Police Chief; in the code as 311.03; does it specifically relate to these kinds of scooters; can you ride skateboards on sidewalks but not on streets; would like City Attorney to tell me what is what.

Angelou stated that it would appear that 311.03 might have come from state code; never had discussion on this. Hogan stated specifically are these toy vehicles; or any similar device; that's a coverall; what are we looking at. Weber stated these is new technology; will take a look at.

O'Brien stated he forgot to mention that he had received a letter from Rita Smith of Civic SAM looking for the horse patrol and motorcycle patrol back in Gahanna;

welcome us to their meetings on the 3rd Thursday of each month.

O'Brien continued that he had met with Mitchell and Alan Little and concerned golfers; was a follow up to meeting of last month; very complimentary of our golf course crew; do have a problem that is being taken care of.

O'Brien called a special meeting for next Monday night to discuss personnel issues and also ORD-0140-2002 removed from tonight's agenda; Weber is looking to redo this for some legal reasons; may be looking at a second ordinance.

O'Brien stated he understands jurisdictional concerns on US62 and Morse; feel this is an administrative issue; wonder if they are doing anything to address those issues and what right we as Council to unilaterally go to other jurisdictions; feel it is an administrative issue; just like a point of clarification.

Stinchcomb stated the administration is working on this; appreciate Angelou's comments; have heard from residents of Windward Trace amount others; passing on right is against the law; posting signs that say no passing on right will not solve the problem; can't post a police officer there 24-7, 365 days; administratively can put together a meeting; there is a continuing administrative effort; will work with Safety Committee.

**N. EXECUTIVE SESSION: None.**

**O. ADJOURNMENT 8:51 p.m. - Motion by Payne.**

**End of Agenda**

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

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

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**Chair Signature**