City of Gahanna

200 South Hamilton Road
Gahanna, Ohio 43230

Meeting Minutes

Monday, September 21, 1998

7:30 PM

City Hall

City Council

GAHANNA'S VISION is . . .

. . . to be an innovative model community that values its rich heritage, pursues high standards, and where citizens respect one another.

Members Absent: Thomas R. Kneeland and Rebecca W. Stinchcomb

Members Present: Karen J. Angelou, Robert W. Kelley, L. Nicholas Hogan, Sherie James-Arnold and Debra A. Payne

GAHANNA'S MISSION is . . .

. . . to ensure an exceptional quality of life by providing comprehensive services, financial stability, and well-planned development which preserves the natural environment, so that city government will continue to be responsive, accessible, and accountable to our diverse and growing community of citizens.

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

Council met on Monday, September 21, 1998, in Regular Session in Council Chambers of City Hall, 200 South Hamilton Road, Gahanna, Ohio. President of Council Karen J. Angelou called the meeting to order at 7:30 p.m., with an Invocation, delivered by Council member Sherie James-Arnold, followed by the Pledge of Allegiance, led by Council Chaplain Robert W. Kelley.

B. ADDITIONS OR CORRECTIONS TO THE AGENDA.

President noted clarification of name on Ordinance No. 980389 as "Hickle."

C. HEARING OF VISITORS

Mike Downing, Co-Chair, Citizens Committee for the School Levy.

President advised asking for someone to update Council in order that Council could make a decision as to whether to endorse the forthcoming levy. Mark Downing, advised he is one of the Co -Chairman; said he came to speak about the levy and to ask for Council support; said he is parent of two children, who attend Gahanna Jefferson; said he works for The Limited; has been in Columbus area since 1988; has worked with the school for the last 6 years; said he became involved because he was concerned about the schools; said this was when schools were in turmoil; said he has seen a lot of progress made; here this Fall to talk about the future.

Downing continued that the last time a levy passed was in November of 1995. Then compared to other communities in this area. (See attachment) Said they are asking for 6.3 mills for operating money, and 1.61 mills is for capital expenditures; said, if passed, this levy would take Gahanna-Jefferson to 41.6 mill, which would put us in the middle of the pact with other districts in the area.

Downing said in terms of operating expenditures, 88.33% is spent on basically salaries and related expenses. Status is 11th out of 16, which means we are spending wisely. Noted cuts made; said we have one high school with 2,000 students in it. Said the District is seeing the enrollment level taper off.

Downing then addressed what will happen if the levy does not pass; said they would have to cut $2.5 million in operating expenses; would result in 35 teaching and administrative positions being cut; 29 classified and staff positions cut; busing limit would be extended two miles. Said he believes this is a community issue; we want to make Gahanna a great community. Knows the City is always involved in safety issues--trying to attract new businesses, and it continues to grow. Said when they bring new people to this area, one of the things they ask is the quality of the schools; felt you benefit in terms of your home by supporting a high quality school system; proficiency continues to improve--and it is important to start at that elementary level.

Downing asked for support and endorsement; thinks it is good for the community, and needed; said schools have done a good job, but the time is now to increase the revenue by passage of this levy.

President thanked Downing for his presentation. James-Arnold noted that everyone on the dais is a parent of a student or graduate of the Gahanna-Jefferson system. President said that the City is growing; said she will talk to members of Council; asked him to send information over to the office. Hogan noted concerns expressed by residents of the District with the number of Administrators versus teachers. Downing said they have 500 teachers, with current student class ratios of 24, 26, 27, and 30. They have 200 classified and staff, and 26 administrators; said one of the things that comes under that title is principals and assistant principals. (4 assistants at the high school) Advised that Greg Morris has made changes at Central Office. Payne called attention to the electric deregulation bill; in noting breakdown, schools would lose approximately $17.8 million; Gahanna $558,000.

Andrew Zukowski, 453 Woodmark Run, noted he has brought his situation to this body six times; three times appeared to request Water and Sewer Board regarding legality and ability of paying for family water; felt Safety Director took action of coercion against him and family when they tried to get water from fire department; had already disconnected water in house; his wife and he are very devastated; said this is a barbaric practice. Read Sections 919.03 & .04, and said when Director Jordan turned off the water, it was a barbaric act. Zukowski asked President to take action to correct and to teach this Director how to deal with family life in Gahanna. Said this is discrimination--he is black and I am white; said it is repeating three times; asked City not to violate family rights; noted wife has asked for job with City of Gahanna; read his bill regarding adjustment; President noted the Board can forgive not more than one time; noted City Attorney Weber out of town; reminded telling him on telephone she would get help.

D. INTRODUCTIONS AND ASSIGNMENT TO COMMITTEE

Ordinances - To Be Introduced and Assigned to Committee

Introduced by title, by Payne

980390 TO ACCEPT 9.5+/- ACRES FROM JEFFERSON TOWNSHIP TO THE CITY OF GAHANNA, OHIO, REQUESTED BY MARK D. HERMAN, ET AL.

Introduced,

980391 SUPPLEMENTAL APPROPRIATION - City Attorney, Annexations Counsel

Introduced,

980392 TO ACCEPT 0.468 ACRE, MORE OR LESS, PARCEL SOUTH OF MORSE ROAD AND EAST OF JOHNSTOWN ROAD (U.S. ROUTE NO. 62) FROM SCHOEDINGER & CO.; AND TO DECLARE AN EMERGENCY

Introduced,

980393 TO AMEND CHAPTER 1133, AMENDMENTS, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA, OHIO.

Introduced,

980394 TO ACCEPT A DEED OF EASEMENT FOR UTILITY PURPOSES FOR PROPERTY LOCATED ON WEST JOHNSTOWN ROAD; FROM M H MURPHY DEVELOPMENT COMPANY.

Introduced,

980395 SUPPLEMENTAL - Civil Service Advertising

Introduced,

980396 SUPPLEMENTAL - Plumbing Fees

Introduced,

980397 SUPPLEMENTAL - Electrical Inspector

Introduced,

980398 TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH TRICAR LTD., FOR A PORTION OF THE HUNTERS RIDGE INVESTIGATION, PHASE II; AND TO DECLARE AN EMERGENCY.

Introduced,

980399 TO ACCEPT SANITARY SEWER, IMPROVEMENT NO. 509; AND APPURTENANCES THERETO, IN WOODSIDE GREEN SOUTH, SECTION 4; AND TO DECLARE AN EMERGENCY

Introduced,

E. CONSENT AGENDA

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

Yes	**6**	President of Council Angelou, Vice President Kelley, Council Member Hogan, Council Member James-Arnold, Council Member Stinchcomb and Council Member Payne
Absent	**1**	Council Member Kneeland

Minutes - To Approve: 9/8/98 Regular; 9/14/98 Special.

A motion was made by Vice President Kelley, seconded by Council Member James-Arnold, to Approve

Ordinance - Introduce, Waive Second Reading, Adopt

980389 TO ACCEPT 5.1+/- ACRES FROM JEFFERSON TOWNSHIP TO THE CITY OF GAHANNA, OHIO, REQUESTED BY JO ANN J. HICKLE, HARRISON SMITH, ET AL., AGENT.

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

Ordinances on Second Reading - Adopt

980292

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH CLYDE E. WILLIAMS & ASSOCIATES FOR DESIGN OF SIGNAL AT HAMILTON AND BEECHER ROADS; TO APPROPRIATE $7,785 THEREFOR; AND TO DECLARE AN EMERGENCY

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

980360

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH EVANS, MECHWART, HAMBLETON & TILTON INC. FOR ENGINEERING SERVICES FOR CULVERT INSPECTION, MORSE ROAD OVER AN UNNAMED STREAM, AND JAMES ROAD OVER TURKEY RUN; AND TO SUPPLEMENTALLY APPROPRIATE $800

This Matter was Adopted on the Consent Agenda.

980361

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH EVANS, MECHWART, HAMBLETON & TILTON INC. FOR ENGINEERING SERVICES FOR THE US ROUTE 62 OVER BIG WALNUT SIDEWALK WIDENING; AND TO SUPPLEMENTALLY APPROPRIATE $9,000

This Matter was Adopted on the Consent Agenda.

980366

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH MUNICIPAL ADVISORS INCORPORATED FOR EMPLOYEE AUDIT; TO APPROPRIATE FUNDING THEREFOR; TO REPEAL ORDINANCE NO. 980022; AND TO DECLARE AN EMERGENCY

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

980368

TO ACCEPT 1.516 ACRES, MORE OR LESS, OF LAND FROM CANINI & PELLECCHIA, INC., FOR PROPERTY LOCATED ON HAMILTON ROAD, WEST OF JOHNSTOWN ROAD AND SOUTH OF MORSE ROAD, AND MORE PARTICULARLY LOCATED AT THE INTERSECTION OF BEECHER ROAD AND HAMILTON ROAD; AND TO DECLARE AN EMERGENCY

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

980370

AN ORDINANCE TO SET FORTH A STATEMENT OF MUNICIPAL SERVICES TO BE PROVIDED TO THE AREA CONTAINED IN THE PROPOSED ANNEXATION OF 1.310+/- ACRES FROM JEFFERSON TOWNSHIP TO THE CITY OF GAHANNA; REQUESTED BY JOSEPH E. PATTERSON, ET AL.; AND TO DECLARE AN EMERGENCY

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

980371

TO ACCEPT 1.1+/- ACRES FROM JEFFERSON AND MIFFLIN TOWNSHIPS TO THE CITY OF GAHANNA, OHIO, REQUESTED BY THE NEW ALBANY COMPANY, ET AL.

This Matter was Adopted on the Consent Agenda.

980385

TO DECLARE THE NECESSITY AND INTENT TO APPROPRIATE FEE SIMPLE TITLE AND LESSER INTERESTS IN AND TO REAL ESTATE OWNED BY THE ESTATE OF JESSE BAUGHMAN, DECEASED, FOR A PEDESTRIAN ACCESS AT BIG WALNUT CREEK; AND TO DECLARE AN EMERGENCY

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

980386

TO ACCEPT A DONATION BY GAHANNA KIWANIS ON BEHALF OF THE GAHANNA SENIOR CENTER; TO SUPPLEMENTALLY APPROPRIATE SAID DONATION TO SENIOR CENTER CAPITAL PROJECT ACCOUNT FOR A

COMPUTER PURCHASE; AND TO DECLARE AN EMERGENCY

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

Statutory Resolution Requiring Two Readings - To Adopt:

980362 A RESOLUTION TO DECLARE THE NECESSITY AND INTENT TO APPROPRIATE CERTAIN REAL ESTATE, CONSISTING OF 0.0735 ACRE OF LAND, MORE OR LESS, OWNED THE EDINBOROUGH ENTERPRISES, FOR THE RIGHT OF WAY ALONG MORRISON ROAD AT THE INTERSECTION OF WATERBURY, IMPROVEMENT NO. 703; AND TO DECLARE AN EMERGENCY

This Matter was Adopted on the Consent Agenda.

Resolutions to Adopt on First Reading

980400 RESOLUTION TO AUTHORIZE THE MAYOR TO MAKE APPLICATION FOR LTIP/ISSUE 2 FUNDS FOR THE US 62 AND MORSE ROAD

This Matter was Adopted on the Consent Agenda.

980401 RESOLUTION TO AUTHORIZE THE MAYOR TO MAKE APPLICATION FOR LTIP/ISSUE 2 FUNDS FOR THE TECH CENTER DRIVE EXTENSION AND MORRISON ROAD INTERSECTION IMPROVEMENTS

This Matter was Adopted on the Consent Agenda.

Motion Resolution

980402 MOTION TO AUTHORIZE THE DIRECTOR OF NETWORK OPERATIONS TO PURCHASE A SERVER TO SUPPORT DEVELOPMENT OF THE INTRANET AND INTERNET IN ACCORDANCE WITH PROPOSAL SUBMITTED BY DELL COMPUTER CORPORATION IN THE AMOUNT OF $5,857 FROM ACCOUNT NO. 101.348.5511, NETWORK, CAPITAL EQUIPMENT.

This Matter was Approved on the Consent Agenda.

End of the Consent Agenda

F. PUBLIC HEARINGS

President stated the public hearing rules: 7 minutes for proponents, 10 minutes for opponents, and 3 minutes for rebuttal time.

Rezoning of 4133-4149 N. Hamilton Rd., from L-CC to SO:

President reopened the public hearing from September 8 at 8:05 p.m., calling for proponents.

Glen Dugger, Attorney, Smith & Hale, 37 West Broad Street, representing the applicant, said this is a parcel consisting of 4.6 scres on west side of Hamilton Road; noted extensive discussion at committee; said they did the previous zoning with very specific architecture and very specific ideas to work into retail and office; said retailers have decided not to proceed, and the building architecture did not work as well as it should. Dugger continued that the present proposal is down-zoned from a more retail zoning to pure office use; felt this eliminates the more problematic issues. Reminded they will have to go through the development plan process with planning and design; said the architecture will more match what is there; said they think it is a use identified in the master plan for that area. Apologized for not appearing two weeks ago; has misread the agenda for that evening. President noted concerns of the Castle Pine residents of security, fencing, lighting, drainage; they also felt this was more intrusive. Dugger repeated they are eliminating the other uses to pure office, using the previous limited overlay text as the base guideline; said they spent a lot of time working with the condo association; there are a couple of dissidents, and he expects that they are not going away; will have to have that same kind of relationship. President said she hopes that the compatibility will be there. Dugger said they have very specifics on the type of fence, setback, and other issues. Payne noted talking to the President and felt association members were not here because they felt Council would make sure their desires were taken into consideration. Dugger said they are planning to send to the Planning Commission; said they do not feel they can step back from the specifics. Payne said she would like to be notified of any meetings set up by the developer. President noted this is in development stage, and hoped the association would have a first look at that. Dugger noted that in talking with City staff, they felt this would not go forward with a limited overlay. President asked that if this passed tonight for Clerk to send note to Planning Commission, requesting that the issues of security, fencing, lighting, and drainage be addressed in their future deliberations.

President called for opponents. There were none. There being no further comments, President closed the public hearing at 8:12 p.m.

Amendment to 1133:

President noted that the purpose of this legislation is that there are certain holding zoning categories necessary as holding zoning when annexations come into the City. Noted also there is a posting of property provided, but also provides for removal of the sign within a certain time period. Read aloud the proposed changes.

President opened the public hearing at 8:13 p.m., calling for proponents.

White said with regard to the first part on posting, the City had no ending date; said they found this to be necessary; noted the sign at Stygler and 62; they got calls on the hearing, when in fact there had been final action. The other is clarification for procedure to make very specific that before acceptance, property owner can ask for specific zoning; said there was a loophole in the parcel sizes; this also makes clear that if one acre or more, it goes to ER2; otherwise to ER1; is a holding category; said this also clarifies a statement in Section A that challenged the validity of Sections 1, 2, and 3. The City, developer, owner can file petition for a specific zoning and then it does not go into automatic zoning.

There being no further comment, President closed the public hearing at 8:18 p.m.

Hogan noted annexation coming in with specific zoning request; questioned whether a developer can request a specific zoning at time of annexation. White responded that they have had the ability by law to so do, but it was not clear in all cases.

G. STANDING COMMITTEES Reports had been distributed on meetings of 9/14.

H. CORRESPONDENCE AND ACTIONS

Clerk - (Legal)

980403 RECEIPT ON SEPTEMBER 15 OF JULY 1998 YEAR-TO-DATE FINANCIAL REPORTS.

Court report for August 1998

Planning Commission Recommendation:

1st available date: November 2, 1998

PUBLIC HEARING SET FOR NOVEMBER 2, 1998.

Council

Public Meeting set for October 5 to present police department block grant.

Letter from Gary Cheses regarding the Cherrybottom septic tank; that it will be taken care of by the 23rd of September.

Director Jordan was requested to take another look at Section 919 of the Code as addressed by Zukowski.

I. SECOND READING OF ORDINANCES

Ordinances Reported Out of Committee

980294 TO ACCEPT WATER LINE, STREET AND STORM SEWER, IMPROVEMENT NO. 683; AND APPURTENANCES THERETO; IN THE BEECHER ROAD EXTENSION

A motion was made by Council Member Payne, seconded by Council Member Hogan, that this matter be Adopted. The motion carried by the following vote:

Yes	**5**	President of Council Angelou, Vice President Kelley, Council Member Hogan, Council Member James-Arnold and Council Member Payne
Absent	**2**	Council Member Kneeland and Council Member Stinchcomb

980367 TO ZONE 4.64 ACRES, MORE OR LESS, AS SO, SUBURBAN OFFICE; FOR PROPERTY LOCATED AT 4133-4149 NORTH HAMILTON ROAD; SELECT PROPERTIES, APPLICANT

Payne advised talking to President of condo association; felt there is an understanding that Select will work with residents to make sure plan comes through for everyone. Director of Development White said the suburban office category is very limited in the uses that are allowed in terms of denisity and impact; what they are proposing now is more characteristic and consistent; said she will make sure they are contacted; said suburban office can do what the developer wants; will have plans for Council to see what is going on. Hogan emphasized this is a very good rezoning; is going to be something other than residential; they elected to go back to office space; will generate more tax revenue. Kelley felt it was much less intrusive; requested they work with the association. Payne asked to be invited to any meetings. Dugger said this proposal is much less obtrusive. Angelou said this is much better to the land that it abuts and will be sent to Planning Commission on issues.

A motion was made by Vice President Kelley, seconded by Council Member Payne, that this matter be Adopted. The motion carried by the following vote:

Yes	**5**	President of Council Angelou, Vice President Kelley, Council Member Hogan, Council Member James-Arnold and Council Member Payne

Absent 2 Council Member Kneeland and Council Member Stinchcomb

J. REPRESENTATIVES

Community Improvement Corporation met last Wednesday; Bunnie Geroux advised the signing of a lease for the Old Ridenour House and had asked for an amendment; there was concern by C.I.C. that this money has never been in the hands of C.I.C., and asked for an audit before an amendment. Angelou noted this $100,000 grant needs to be used--and by the right board.

Mid-Ohio Regional Planning Commission - Payne asked Council to look at the Morse/Bethel connector; vote will be on 22nd of October; requested comments from members of Council prior to the vote; advised MORPC is on the web page.

OFFICIAL REPORTS

Mayor reported seeing Jan Jewell when he recently visited the opening of the New Albany Care Center. Felt although she has a long way to go, her recovery is miraculous.

M. COUNCIL COMMENT

Hogan - enjoyed the flea market--was outstanding--left Mohican State Park; it had rained all night long--got here for the flea market and there was no rain. Said he was there with Kiwanis Club; these organizations give back to the community. Noted $2,197 for senior citizens center--then money for deck for Friendship Park.

James-Arnold thanked everyone for prayers and kind thoughts; said her father was Native American; a good person, he never spanked them when they were kids, he told them stories.

Payne will keep we will keep Sherie in our prayers; agreed with flea market was great; wonderful turnout from early in the morning all the way through to the end; said lots of people were carrying big things around.

Kelley offered condolences to Sherie.

Angelou said the Lettermen were great; said she is proud to be part of the organization.

O. ADJOURNMENT - 8:42 p.m.

A motion was made by Vice President Kelley, seconded by Council Member Payne, to Adjourn. The motion carried unanimously.

End of Agenda

Isobel L. Sherwood, MMC
Clerk of Council

APPROVED by the City Council, this
day of 2012.

Chair Signature