

City of Gahanna

*200 South Hamilton Road
Gahanna, Ohio 43230*



Meeting Minutes

Tuesday, January 20, 2009

Council May Meet in Caucus Beginning at 7:00 p.m.

7:30 PM

City Hall

City Council

Thomas C. Evers, President of Council

Thomas R. Kneeland, Vice President of Council

Beryl D. Anderson

Shane Ewald

John R. McAlister

Nancy McGregor

David L. Samuel

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 Tuesday, January 20, 2009, in Council Chambers of City Hall, 200 South Hamilton Road, Gahanna, Ohio. President of Council Thomas C. Evers called the meeting to order at 7:30 p.m. with a presentation of colors by the American Legion. The invocation was delivered by Rusty Lundy, Chaplain of the American Legion. Agenda for this meeting was published on January 16, 2009.

Members Absent: Beryl D. Anderson

Members Present: Thomas C. Evers, Thomas R. Kneeland, Nancy R. McGregor, Shane W. Ewald, John McAlister and David L. Samuel

B. ADDITIONS OR CORRECTIONS TO THE AGENDA: None.**C. HEARING OF VISITORS:**

Rusty Lundy, Chaplain, American Legion Post 797, stated they are proud to honor our City Police Department with these awards; have 2 honorees this year, one as Supervisor of the Year and one as Officer of the Year for outstanding service for 2008; Chief Murphy and Commander Malcolm Glasgow presented the awards to the honorees. President Evers read Mayoral proclamations honoring Ethan Moffitt as Supervisor of the Year and Kim Hare as Police Officer of the Year. Rusty Lundy thanked City officials for all involved in the process; thanked Council for giving time to make these awards tonight. Evers thanked the American Legion for being here tonight; appreciate all your efforts in our City; congratulated Hare and Moffitt.

Tom Gregory stated he teaches Public Speaking and TV Production at Gahanna Lincoln High School, last time I was here was 2-1/2 years ago with the idea of the Veterans Memorial; City was so supportive of that project; can't thank you enough for your support of that program; tonight am here for the Honor Flight program; found out about while involved in the memorial project; was started about 5 years ago by a VA doctor in Dayton who dealt with World War 2 veterans; as he was talking to them found out that many had not been to Washington to see the WW2 memorial; on his own he created the project to fly WW2 veterans to Washington for the day to see the memorials; now have 60 hubs across the nation that have this program and serving 12,000 veterans a year; we hope to sponsor an honor flight in the spring; last fall had 2 high school students go on a flight as a guardian - Blake Swanson and Lianne Castile; average age of a WW2 veteran is 85 years old; guardians go along to support the veterans; they took some video we will show you but would like for Blake to speak to you about his experience,

Blake Swanson stated that to go to Washington was an amazing opportunity for Lianne and myself; all the men on my dad's side of the family are veterans; watching my grandfather see the memorial was priceless; these veterans would come and you ask them a question and they would tell their stories; could talk for 15 minutes on one question; enthralled by what they were seeing; coming in to the WW2 memorial it reminded me of a school bus of kids on a field trip; to see memorial for first time and see looks on their faces will stay with me; was a guardian to one who was wheelchair bound; pushing him around the site from the Pacific side to the European side; said he was on that island and was there and it brought it all back to him; got to field of stars which represents fallen soldiers and he asked me if he could have a second; stepped back and he sat there remembering his comrades and the men and women he knew; also got to see Iwo Jima memorial and changing of guard at Arlington National

Cemetery; that was special for them to see; they were impressed with this new generation of soldiers and the dedication of those who do the changing of the guard; overall experience they get a lot out of it; guardians get as much out of it; is an experience I would recommend to everyone.

Gregory stated that it costs approximately \$11,000 to sponsor an Honor Flight; have raised about \$8,000 so far; have gone to all the elementary schools and Blacklick has raised \$2,400 alone; is a worthwhile program. Video was shown of the flight from Columbus last fall. Evers asked if he knew how many WW2 veterans are in Gahanna. Gregory stated he did not know; do know that 2 Gahanna veterans were on one flight.

McGregor stated her son's father-in-law has been a guardian in the past; has nothing but positive things to say about this program; notes how appreciative some of these veterans are especially the ones with medical needs; at the parade we had a whole stack of leaflets about this program and were giving them out to those we thought might be veterans in that age group; we were half way through and all had been given out; veterans as well as those who want to be guardians can apply to go. Gregory noted that once they have served as a guardian many want to go again; you take away as much from the experience as you give; have found that a lot of the veterans have not talked about their experience but when they come back they open up and they now have the opportunity; is an unbelievable program.

Evers recognized Commander Malcolm Glasgow of the American Legion who stated they have their own web site; if Gregory will get information to them we will do a link and get the information out there. Evers asked this item be placed on committee agenda for next week. Evers noted that the American Legion makes a valuable contribution to our community; with 1,200 veterans dying each day it is a loss of that generation that is staggering; will discuss and see if we can participate.

D. INTRODUCTIONS AND ASSIGNMENT TO COMMITTEE:

Ordinances - To Be Introduced and Assigned to Committee:

Ordinances introduced, by title, by Kneeland.

ORD-0013-2009

TO ACCEPT MONIES SEIZED IN THE AMOUNT OF \$19,527 AWARDED TO THE GAHANNA POLICE PURSUANT TO COURT ORDER FOR VARIOUS CASES; AND TO SUPPLEMENTALLY APPROPRIATE \$5,292 TO THE LAW ENFORCEMENT TRUST FUND.

Introduced, to Regular Agenda

ORD-0014-2009

TO AUTHORIZE THE MAYOR TO ENTER INTO MODIFIED SETTLEMENT AGREEMENT WITH LIVE OAK PROPERTIES, LLC - DBA 825 TECHCENTER DRIVE, LLC; AND TO DECLARE AN EMERGENCY.

Introduced

ORD-0015-2009

TO AUTHORIZE A MODIFICATION TO THE TERMS OF AN AGREEMENT FOR TAX ABATEMENT FOR PROPERTY LOCATED AT 1701 EASTGATE PARKWAY AND IS A PART OF COMMUNITY REINVESTMENT AREA #1; SAID DISTRICT LAST AMENDED BY SR-0002-2005.

Introduced

ORD-0016-2009

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH ADVANCED CIVIL DESIGN FOR SIGNAL DESIGN FOR THE OSU PHYSICIANS DEVELOPMENT AT ROCKY POINTE PLAZA; AND TO DECLARE AN EMERGENCY.

Introduced**ORD-0017-2009**

TO AUTHORIZE A MODIFICATION TO THE TERMS OF AN AGREEMENT FOR TAX ABATEMENT FOR PROPERTY LOCATED AT 620 MORRISON ROAD AND IS A PART OF COMMUNITY REINVESTMENT AREA #4; SAID DISTRICT LAST AMENDED BY SR-0003-2000.

Introduced**ORD-0018-2009**

TO AUTHORIZE THE DIRECTOR OF PUBLIC SERVICE TO AWARD AND THE MAYOR TO ENTER INTO CONTRACT WITH OHIO VALLEY STORAGE CONSULTANTS FOR COMPELLENT STORAGE AREA NETWORK (SAN) PROJECT; AND TO DECLARE AN EMERGENCY.

Introduced**ORD-0019-2009**

TO AUTHORIZE A MODIFICATION TO THE TERMS OF AN AGREEMENT FOR TAX ABATEMENT FOR PROPERTY LOCATED AT 630 MORRISON ROAD AND IS A PART OF COMMUNITY REINVESTMENT AREA #4; SAID DISTRICT LAST AMENDED BY SR-0003-2000.

Introduced**ORD-0020-2009**

TO AUTHORIZE A MODIFICATION TO THE TERMS OF AN AGREEMENT FOR TAX ABATEMENT FOR PROPERTY LOCATED AT 64 GRANVILLE STREET AND IS A PART OF COMMUNITY REINVESTMENT AREA #5; SAID DISTRICT LAST AMENDED BY RESOLUTION 52-92.

Introduced**ORD-0021-2009**

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC., (ESRI) FOR SMALL MUNICIPAL AND COUNTY ENTERPRISE LICENSE AGREEMENT (ELA) FOR GIS SOFTWARE.

Introduced**ORD-0022-2009**

TO ALLOW THE SURFACE APPLICATION OF BRINE; FOR DUST CONTROL AT SUBURBAN STEEL SUPPLY

Introduced**ORD-0023-2009**

TO AUTHORIZE THE MAYOR TO ENTER INTO CHANGE ORDER AMENDMENT WITH DHB NETWORKS, LTD., TO EXTEND THE FIBER OPTIC CONSTRUCTION PROJECT; AND TO DECLARE AN EMERGENCY.

Introduced**ORD-0025-2009**

TO ZONE 0.79+/- ACRES AS SO, SUBURBAN OFFICE; FOR PROPERTY LOCATED AT 211 WEST JOHNSTOWN ROAD; SUNRISE LODGE NO. 783 F&AM, BY JACK L. ALLEN, APPLICANT.

ORD-0025-2009

TO ZONE 0.79+/- ACRES AS SO, SUBURBAN OFFICE; FOR PROPERTY LOCATED AT 211 WEST JOHNSTOWN ROAD; SUNRISE LODGE NO. 783 F&AM, BY JACK L. ALLEN, APPLICANT.

Introduced, to Development & Parks**E. CONSENT AGENDA:****Minutes - To Approve:****2009-0001**

- 1) January 20, 2009 Regular Meeting Minutes
- 2) January 26, 2009 Special Meeting Minutes

This Matter was Approved, on the Consent Agenda.

Ordinance: Introduce, Waive Second Reading, Adopt as Emergency:

ORD-0024-2009

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT FOR THE 2009 FISCAL YEAR WITH THE FRANKLIN COUNTY PUBLIC DEFENDER COMMISSION TO REPRESENT INDIGENT PERSONS BEFORE THE FRANKLIN COUNTY MUNICIPAL COURT CHARGED WITH VIOLATIONS UNDER GAHANNA ORDINANCES; 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-0002-2009

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH FRANKLIN SOIL AND WATER CONSERVATION DISTRICT FOR EROSION AND SEDIMENTATION CONTROL AND INSPECTION FOR DEVELOPMENT PROJECTS FOR 2009; AND TO DECLARE AN EMERGENCY.

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

ORD-0003-2009

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.

This Matter was Adopted on the Consent Agenda.

ORD-0004-2009

TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH STANTEC CONSULTING SERVICES, INC., FOR DESIGN SERVICES FOR THE US 62 AND STYGLER ROAD IMPROVEMENTS; AND TO DECLARE AN EMERGENCY

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

ORD-0011-2009

TO ACCEPT THE ANNEXATION OF 6.3+/- ACRES FROM JEFFERSON TOWNSHIP TO THE CITY OF GAHANNA, OHIO, LOCATED AT 3891 CLOTTS ROAD; REQUESTED BY CITY ATTORNEY THOMAS L. WEBER, AGENT FOR LAND OWNER BILLY G. & VANIETA DECKER

This Matter was Adopted on the Consent Agenda.

Resolutions to Adopt on First Reading:

RES-0001-2009

TO HONOR AND COMMEND JOSEPH KEEHNER, JR., FOR SERVICE AS LANDSCAPE BOARD MEMBER.

This Matter was Adopted on the Consent Agenda.

RES-0002-2009

TO HONOR AND COMMEND JOHN DOBBIE FOR SERVICE ON CABLE ADVISORY BOARD.

This Matter was Adopted on the Consent Agenda.

RES-0003-2009

TO HONOR AND COMMEND RICHARD THOMAS FOR SERVICE ON CABLE ADVISORY BOARD.

This Matter was Adopted on the Consent Agenda.

RES-0004-2009

TO HONOR AND COMMEND JOE GATESMAN FOR SERVICE ON CABLE ADVISORY BOARD.

This Matter was Adopted on the Consent Agenda.

RES-0005-2009

TO HONOR AND COMMEND HEATHER HISSOM FOR SERVICE ON CABLE ADVISORY BOARD.

This Matter was Adopted on the Consent Agenda.

RES-0006-2009

TO HONOR AND COMMEND CYNTHIA G. CANTER FOR TWENTY YEARS OF SERVICE ON GAHANNA PLANNING COMMISSION

This Matter was Adopted on the Consent Agenda.

Motion Resolution:

MR-0003-2009

To authorize the Director of Public Service to go out for bids for collection services for solid waste, recycling and yard waste.

This Matter was Approved on the Consent Agenda.

MR-0004-2009

To authorize the Director of Public Service to go out for bids for Rock Salt.

This Matter was Approved on the Consent Agenda.

MR-0005-2009

To confirm the Mayor's appointment of Bob Moorehead to the Community Improvement Corporation (C.I.C.) Board of Trustees for a three year term beginning January 1, 2009 and ending on December 31, 2011.

This Matter was Approved on the Consent Agenda.

Passed The Consent Agenda

A motion was made by McAlister, seconded by Vice President of Council Kneeland, 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 Evers, Vice President of Council Kneeland, McGregor, Ewald, McAlister and Samuel

Absent 1 Anderson

End of the Consent Agenda

F. PUBLIC HEARINGS:

President read the rules that would govern the public hearings this evening.

2009-0004

PUBLIC HEARING; City of Gahanna - To consider the use of brine solution for the purpose of dust control for the property located at 1900 Deffenbaugh Court by Suburban Steel Supply Company, Jerry Henderson, applicant; notice published in the Rocky Fork Enterprise on January 15, 2009.

President opened the Public Hearing at 8:09 p.m.

President asked for Proponents. Jerry Henderson, stated he was here representing Suburban Steel, do this every year for dust control; is required by EPA; good for our neighbors and our employees.

President asked for Opponents. There were none.

President closed Public Hearing at 8:10 p.m.

Heard in Public Hearing**Z-0016-2008**

To consider a zoning application to rezone 0.79 acres located at 211 Johnstown Road; current zoning CC; requested zoning SO (Suburban Office); Sunrise Lodge No. 783 F&AM, by Jack L. Allen, applicant. (Advertised in the RFE 11/20 & 11/27/08)

President opened Public Hearing at 8:11 p.m.

Bonnie Gard, Zoning Administrator, stated this is coming to you as a recommendation from Planning Commission; request is to rezone from Community Commercial to Suburban Office which is a less intensive use of the property; request is very similar to that made by the Moose Lodge several years ago just down the street from this property; is a 5,000 sf existing building; according to information provided to us, have about 35 people at a meeting; would add that fraternal organizations is a permitted use in Suburban Office.

President asked for Proponents. Jack Allen, 4449 Harrods Street, Groveport, stated this is a building previously occupied by Mt. Carmel from time of construction; has been vacant about 1-1/2 years; have had our eye on property for a while; hired an architect and engineers have assured us building is sound and will fit our needs; completely redoing the interior; half will be for meeting space and dining space at other end; will be necessary changes to make it ADA compliant; Masonic lodge was previously in Gahanna at Carpenter and Hamilton; disposed of that building and have been renting elsewhere; 3 lodges have come together and merged their lodges into one - New Albany, Bexley and Gahanna; are together as Sunrise Lodge #783; preference is to relocate back in to Gahanna.

President asked for Opponents. There were none.

President closed Public Hearing at 8:14 p.m. and assigned this item to Development & Parks Committee for next week.

Heard in Public Hearing**G. STANDING COMMITTEES:**

Development & Parks Committee - McAlister: No Report.

Public Service & Safety Committee - Samuel: No Report.

Committee of the Whole - Kneeland: No Report.

Finance - Ewald: No Report.

H. CORRESPONDENCE AND ACTIONS:

Clerk - Legal: No Report.

Council:

Evers stated there were still a couple of appointments that needed to be made; will reappoint Nancy McGregor to the Parks & Recreation Foundation Board as the Council appointment; also will reappoint Nancy McGregor and Dave Samuel to the Olde Gahanna Vision Committee; will reappoint myself to serve on the Tax Incentive Review Council for this year.

I. SECOND READING OF ORDINANCES: None.**J. FIRST READING OF ORDINANCES: None.****K. MOTIONS/RESOLUTIONS: None.****L. REPRESENTATIVES:****Community Improvement Corporation (CIC) - Evers/Kneeland:**

Kneeland stated the next meeting is Tuesday, January 27 at 7:00 am here at City Hall.

Mid-Ohio Regional Planning Commission (MORPC) - McGregor/Anderson.

McGregor stated meeting was last Thursday; several things to mention; listed on their web page is a list of grant opportunities available; held another discussion on Trick or Treat; John Brennan, Mayor of Bexley, brought it up; problems last year with a couple of cities where they ended up having Trick or Treat on 2 different nights; proposal is for it to fall Monday through Thursday; if the 31st falls on Friday, Saturday or Sunday it would be on the Thursday; if anyone has opinions on this one way or the other, Bexley Mayor John Brennan is collecting comments; also passed resolution supporting two container high which is a double stack clearance project; when trains carry big containers would allow them to be double stacked; will have to do redo bridges and underpasses when containers are stacked; made application under Ohio stimulus package to alleviate congestion at I-270 and Alum Creek; only area that is still only 2 lanes. Evers stated that Trick or Treat should be the 31st. McGregor stated MORPC is comprising a list of projects for the area; is not set in stone; we need to keep updating them on our new projects; will aid with applications to the State as well as applying for federal funding; will be a base when they look at various stimulus packages; let MORPC know about our road projects etc.

Bd./Ed., Gahanna-Jefferson Public Schools - Samuel:

Samuel stated the Board met on January 8; Gregg Morris was approved for a 1 year contract extension during which time a new Superintendent will be selected; Jeff Carson will be leaving for military duty and Windy McKenna will take his place on the Eastland Board of Education through December 31, 2009; Joseph Schiska, IT Director, discussed a reorganization of the IT Department bringing two positions in house to provide better service and provide cost savings; hope to have the old Kroger site cleared by the spring.

M. OFFICIAL REPORTS:

Mayor: Absent.

City Attorney:

Weber stated it was the second time he had heard the Honor Flight presentation; was as moving and meaningful this time as the first time.

N. COUNCIL COMMENT:

McAlister stated much time today has been focused on Washington with inauguration; presentations tonight tied in well; may have a libertarian president after all; take his comments out of context - talked about peace, freedom, and responsibility; talked about an end to petty grievances and false promises; talked about not whether government is

too big or too small but whether it works; stated the government will be held to account and do our business in the light of day; finally he said it is ultimately the faith and determination of the American people upon which this nation relies; hope he will take these as his core principles.

McGregor stated she appreciated veterans and presentation on Honor Flight; was glad to see Bob Dole in the video; he greets almost every Honor Flight; was there both times Dave Schott was a guardian; veterans appreciate that.

Ewald stated he would echo earlier comments about support the American Legion has provided to our city; also thank Police Department for the two fine officers recognized tonight who serve and protect us.

Samuel congratulated the Service Department and our snow warriors for excellent job recently; so far above other suburbs I had to drive through; also offer congratulations to Anthony Jones for his presentation to Chamber of Commerce.

Kneeland stated the WW2 memorial is something he had an opportunity to see last year when attending NLC; my father served in WW2 and it was an awe-inspiring memorial and didn't come too soon; was a challenge to raise the money; only comment tonight is that is was very awe-inspiring and appropriate tonight.

Evers thanked American Legion and congratulated Moffitt and Hare; also thank Gregory and students for Honor Flight; also visited that memorial; is an impressive and moving memorial; look forward to discussion next week; welcome our new IT director, Grant Reveal; lastly would comment that today we had opportunity to witness inauguration of our 44th President; was the 44th peaceful transfer of power; is a beacon for the entire world

O. EXECUTIVE SESSION:

A motion was made by Samuel, seconded by Vice President of Council Kneeland, to go into Executive Session under authority of Section 5.40(a) of the Council Rules of Procedure to consider the appointment, employment, dismissal, discipline, promotion, demotion or compensation of a public employee, official, licensee or regulated individual unless such public employee, official, licensee or regulated individual requests a public hearing.. The motion carried by the following vote:

Yes	6	President of Council Evers, Vice President of Council Kneeland, McGregor, Ewald, McAlister and Samuel
Absent	1	Anderson

Council rose to Executive Session at 8:28 p.m. with all members in attendance returning to the dais when the Council rose to report from Executive Session at 8:38 p.m.

P. ADJOURNMENT: 8:39 p.m. - Motion by Samuel.

Donna L. Jernigan, CMC
Senior Deputy Clerk of Council

*APPROVED by the City Council, this
day of 2009.*

Nancy R. McGregor