

City of Gahanna

*200 South Hamilton Road
Gahanna, Ohio 43230*



Meeting Minutes

Monday, February 2, 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 Monday, February 2, 2009, in Council Chambers of City Hall, 200 South Hamilton Road, Gahanna, Ohio. Vice President of Council Thomas R. Kneeland called the meeting to order at 7:30 p.m. with the invocation followed by the Pledge of Allegiance. Agenda for this meeting was published on January 30, 2009.

Members Absent: Thomas C. Evers

Members Present: Thomas R. Kneeland, Nancy R. McGregor, Shane W. Ewald, John McAlister, Beryl D. Anderson and David L. Samuel

B. ADDITIONS OR CORRECTIONS TO THE AGENDA: None.**C. HEARING OF VISITORS: None.****D. INTRODUCTIONS AND ASSIGNMENT TO COMMITTEE:****Ordinances - To Be Introduced and Assigned to Committee:**

Ordinances introduced, by title, by McAlister

ORD-0026-2009

TO AMEND CODE SECTION 153.04, SETTING OF FEES, OF CHAPTER 153, PARKS AND RECREATION BOARD, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA

Introduced

ORD-0027-2009

SUPPLEMENTAL APPROPRIATION - Hunters Ridge Pool Maintenance Supplies

Introduced

ORD-0028-2009

TO REPEAL CHAPTER 751, CABLE SYSTEM, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA, OHIO; AND TO DECLARE AN EMERGENCY.

Introduced

ORD-0029-2009

TO REPEAL CHAPTER 150, CABLE ADVISORY BOARD, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA, OHIO; AND TO DECLARE AN EMERGENCY.

Introduced

ORD-0030-2009

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH WATCON CONSULTING ENGINEERS & SURVEYORS FOR DESIGN ENGINEERING FOR THE PARKEDGE SWALE IMPROVEMENT PROJECT.

Introduced

ORD-0031-2009

TO AUTHORIZE THE MAYOR TO ENTER INTO AGREEMENT WITH COLUMBUS FIBERNET, FOR MAINTENANCE/RESTORATION AND MANAGEMENT SERVICES TO THE GAHANNA FIBER OPTIC NETWORK.

Introduced

ORD-0033-2009

TO AUTHORIZE THE MAYOR TO ENTER INTO PURCHASE AGREEMENT WITH GOLLINGS ARENA DODGE, FOR THE PURCHASE OF TWO POLICE CRUISERS FOR THE POLICE DEPARTMENT OFF THE STATE CONTRACT.

Introduced

ORD-0034-2009

TO AUTHORIZE THE MAYOR TO ENTER INTO AMENDED CONTRACT WITH TRANSYSTEMS CORPORATION FOR SCOPE CHANGES TO COMPLETE THE DESIGN OF TECHCENTER DRIVE; IMP. NO. ST 762; AND TO DECLARE AN EMERGENCY.

Introduced

E. CONSENT AGENDA:

Minutes - To Approve:

2009-0001

1) February 2, 2009 Regular Meeting Minutes

This Matter was Approved, on the Consent Agenda.

Ordinance: Introduce, Waive Second Reading , Adopt:

ORD-0032-2009

SUPPLEMENTAL APPROPRIATION - Fiber Network

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

Ordinance: Amend by Substitution and Adopt, as Emergency:

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; AND TO DECLARE AN EMERGENCY.

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

Ordinances on Second Reading:

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.

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

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.

This Matter was Adopted on the Consent Agenda.

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.

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

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.

This Matter was Adopted on the Consent Agenda.

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.

This Matter was Adopted as Amended on the Consent Agenda.

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.

This Matter was Adopted on the Consent Agenda.

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.

This Matter was Adopted on the Consent Agenda.

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.

This Matter was Adopted on the Consent Agenda.

ORD-0022-2009

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

This Matter was Adopted on the Consent Agenda.

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.

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

Resolutions to Adopt on First Reading:

RES-0008-2009

TO AUTHORIZE THE DIRECTOR OF PARKS AND RECREATION TO SUBMIT A GRANT APPLICATION TO THE OHIO DEPARTMENT OF NATURAL RESOURCES, FOR THE PURPOSE OF ACQUIRING FUNDS FOR HANNAH FARMS PARK PLAYGROUND, PHASE II

This Matter was Adopted on the Consent Agenda.

Motion Resolution:

MR-0006-2009

Motion Resolution to authorize the Director of Public Service to go out for bids for the purchase of fire hydrants.

This Matter was Approved on the Consent Agenda.

MR-0007-2009

Motion Resolution that this Council has no objection to the issuance of a new C1 and C2 liquor permit to A2Z Xess Wholesale, Inc., DBA Cigara, 471 Morrison Road, Gahanna, OH 43230.

This Matter was Approved on the Consent Agenda.

Passed The Consent Agenda

A motion was made by Ewald, 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	6	Vice President of Council Kneeland, McGregor, Ewald, Anderson, McAlister and Samuel
Absent	1	President of Council Evers

End of the Consent Agenda

F. PUBLIC HEARINGS: None.

G. STANDING COMMITTEES:

Development & Parks Committee - McAlister: No Report.

Public Service & Safety Committee - McGregor: No Report.

Committee of the Whole - Kneeland: No Report.

Finance - Ewald: No Report.

H. CORRESPONDENCE AND ACTIONS:

Clerk - Legal:

2009-0006 Notice to Legislative Authority of new C1 & C2 liquor permits for A2Z Xess Wholesale, Inc., dba Cigara, 471 Morrison Road, Suite 1, Gahanna, OH 43230. Last day to file objections is February 23, 2009.

Received and Filed

Council: No Report.

I. SECOND READING OF ORDINANCES:

Ordinances Reported Out of Committee:

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.

McAlister asked question about appropriating and supplemental. Isler stated money is deposited to a revenue account when received and in order to make court ordered payments the money must be appropriated to an expense account; amount appropriated is what is going back to County. McAlister stated he will reiterate what he has said many times before; this is unconstitutional to have the federal government involved; go to whitehousedrugpolicy.gov and read what it says; hope a lot of the public will attend committees next week; will have a speaker here from Law Enforcement Against Prohibition; will be voting no on this ordinance.

Samuel will be voting for this; don't know of any court that has declared this unconstitutional.

A motion was made by Samuel, seconded by Ewald, that this matter be Adopted. The motion carried by the following vote:

Yes	5	Vice President of Council Kneeland, McGregor, Ewald, Anderson and Samuel
No	1	McAlister
Absent	1	President of Council Evers

J. FIRST READING OF ORDINANCES: None.

K. MOTIONS/RESOLUTIONS: None.

L. REPRESENTATIVES:

Community Improvement Corporation (CIC) - Evers/Kneeland:

Kneeland stated meeting is tomorrow morning at 7:30 a.m. here at City Hall.

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

Anderson stated meeting is next Thursday.

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

Kneeland stated McGregor is the representative to the next meeting.

M. OFFICIAL REPORTS:

Mayor: Absent.

City Attorney: No Report.

N. COUNCIL COMMENT:

Samuel stated he wished new commission and board members best of luck this year; had a reception for them last week.

Anderson also expressed kudos to board members for their work; expressed congratulations to Pat Tiberi and his whole family on his triplets; attended a portion of the State of the Schools meeting; will give to Clerk the agenda and some other material; Windy McKenna was hoping to get here; was an interesting update and will make sure clerk gets material.

O. ADJOURNMENT: 7:41 p.m. - Motion by Ewald.

**Donna L. Jernigan, CMC
Senior Deputy Clerk of Council**

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

Nancy R. McGregor