

COUNCIL MINUTES

January 21, 2020
Council Chambers
7:00 P.M.

7:00 P.M. - President Ellington called the Tuesday January 21, 2020 Newark City Council Meeting to order

ROLL CALL- Mr. Blake, Mr. Barker, Mr. Bubb, Mr. Fennell, Ms. Hall, Mr. Harris, Mr. Labutis, Mr. Marmie, Mr. Rath

INVOCATION – Mr. Labutis

PLEDGE OF ALLEGIANCE

CAUCUS- Appoint Mr. Barker to Committee Assignments-**Motion passed by acclamation**
Motion by Mr. Marmie to excuse Mr. Lang, second by Mr. Bubb
Motion carried by acclamation.

Rule 11 to consider Ordinance No. 19-52 an ordinance setting compensation and stating policy with respect to Police and Fire Chiefs and Deputy Chiefs of the City of Newark, Ohio; repealing all ordinances and resolutions in conflict with this ordinance; and declaring an emergency

MINUTES of January 6, 2020 Motion by Mr. Barker to approve the January 6, 2020 Newark City Council Minutes as presented and the reading be dispensed with in view of the fact each member of Council has received written summary of same, second by Mr. Labutis. **Motion carried by acclamation**

APPOINTMENTS

Mayor Hall- appointing Linda Parks and Mark Mauter to the Licking County Tax Incentive Review Council (TIRC). Their two year terms will begin immediately and will expire December 31, 2021. **Motion passed by acclamation - Received & Filed**

Mayor Hall- appointing Linda Parks and reappointing Mark Mauter to City of Newark Tax Incentive Review Council (TIRC). Their new terms will begin immediately and will expire December 31, 2023. **Motion passed by acclamation - Received & Filed**

Mayor Hall- appointing Jeff Harris to the City of Newark Temporary Board of Zoning District Revision. His term begins immediately to fill the term of a past member. **Motion passed by acclamation - Received & Filed**

President Ellington- reappointing Mark Labutis to the Newark City Tax Incentive Review Council (TIRC). His term begins immediately and will expire December 31, 2023. . - **Motion passed by acclamation. Received & Filed**

REPORTS OF STANDING COMMITTEES

Service - **Received & Filed**

Personnel - **Received & Filed**

REPORTS FROM CITY OFFICIALS

Stephen Johnson, City Auditor- Auditor's Office was awarded the Certificate of Excellence in Financial Reporting by the Government Finance Officers of the United States and Canada. - **Received & Filed**

Stephen Johnson, City Auditor- operating report for the period ending December 31, 2019. . - **Received & Filed**

COMMUNICATIONS

Ohio Department of Agriculture- informing us that there is a proposed project for the treatment of Gypsy moths. - **Received & Filed**

COMMENTS FROM CITIZENS

Rochelle Bolen Smith, 237 Violet Ct- on the topic of decreasing the Canada Geese population I was surprised to hear Council and the Mayor's office entertain the notion of opening public areas like Crystal Lake and Evans Park during hunting season. Crystal Lake is surrounded by two heavily populated housing areas while Evans Park is a popular park where people go to find peace. Having consulted with a number of sources including Dawe's Arboretum three readily available low cost solutions seems apparent. Dawe's has had great success using egg shaking and consistent use of green lasers which is pointed at the Canada Geese feet to discourage. In city hunting has too many risks for public safety to be considered at all. On the December 16th meeting our Safety Director mentioned that the only thing that I have ever hunted is people. This remark equates hunting people with hunting animals. I feel that remarks like this express in my opinion a cavalier attitude incompatible with public confidence in law enforcement. Treating this harsh subject as a laughing matter is not helpful.

ORDINANCES ON SECOND READING

By: Rath, Marmie, Lang

19-43 AN ORDINANCE AMENDING CHAPTERS 618 AND 672 OF THE CODIFIED ORDINANCES OF THE CITY OF NEWARK, OHIO TO PERMIT A CONTROLLED CANADA GEESE HUNTING PROGRAM WITHIN THE CITY LIMITS PURSUANT TO THE TERMS AND CONDITIONS OF THE CITY OF NEWARK DIRECTOR OF PUBLIC SAFETY

Motion by Mr. Rath to adopt Ordinance No. 19-43, second by Mr. Bubb

Mr. Rath- I will address Mrs. Smith's comments. I can tell you that we have done a lot of research and employed multiple techniques to reduce the geese population. I don't believe that anybody is going to hunting geese at Crystal Lakes. I don't know if that was ever proposed but the places the hunting will be allowed has not been determined yet but I don't anticipate that being Crystal Lake since that is a densely populated area. As far as the comments made about it being a cavalier attitude I can tell you that Deputy Chief McKee who is in the back of the room and will be administering that program will administer that with the upmost professionalism, thought and care as much attention to detail with safety in mind as he does with the deer hunting program. We have had the urban deer hunting program in place for 10 years now and to this date we have not had a single incident or problem with that program and I would anticipate that he would bring about the same amount of attention to detail, care with safety in mind to this program. With that I would recommend for everyone to pass this.

Mr. Bubb- I would echo Mr. Rath's sentiments on that Mrs. Smith. I have full faith in Deputy Chief McKee as well. I think that there are only four or five places around Newark where this could even be applicable. I know Crystal Lake got brought up but I very highly doubt that would happen at Crystal Lake. I don't even think that is possible there. Obviously Mr. McKee is not going to put anyone in harm's way. I would encourage everyone to support this thank you.

Motion passed by a vote of 9-0.

ORDINANCES ON FIRST READING

By:

19-44 AN ORDINANCE AMENDING THE POSITION CLASSIFICATION AND POSITION AUTHORIZATION TABLES OF THE CITY OF NEWARK BY ABOLISHING THE POSITION OF ACCOUNT CLERK 2 FOR DEPARTMENT OF PUBLIC SERVICE.

Held for a second reading

RESOLUTIONS ON SECOND READING

By: Rath, Marmie, Lang

19-90 A RESOLUTION AUTHORIZING PARTICIPATION AND RATIFYING PRIOR PARTICIPATION OF THE CITY OF NEWARK, OHIO WITH THE DEPARTMENT OF THE ARMY, CORPS OF ENGINEERS AND THE OHIO DEPARTMENT OF TRANSPORTATION, FOR THE DESIGN AND CONSTRUCTION OF THE CITY OF NEWARK, RACCOON CREEK,

LICKING COUNTY, OHIO, SECTION 14 EMERGENCY STREAMBANK PROTECTION PROJECT, AND AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE OF THE CITY OF NEWARK, OHIO AND OTHER CITY OF NEWARK OFFICIALS, TO ACT FOR AND ON BEHALF OF THE CITY OF NEWARK, OHIO, IN EXECUTING, ACCEPTING, OR OTHERWISE APPROVING ALL DOCUMENTS, AGREEMENTS, INSTRUMENTS, OR OTHER NECESSARY PAPERS REQUIRED BY THE DEPARTMENT OF THE ARMY TO IMPLEMENT SAID PARTICIPATION IN THE PROJECT.

Motion by Mr. Rath to adopt Resolution No. 19-90, second by Mr. Bubb

Motion passed by a vote of 9-0.

By: Marmie, Rath, Lang

19-91 A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION (**100 GENERAL FUND- \$2,500.00: training; 221 STREET/TRAFFIC-\$3,799.40: maintenance of vehicles**

Motion by Mr. Marmie to adopt Resolution No. 19-91, second by Mr. Bubb

Motion passed by a vote of 9-0.

COMMENTS FROM CITIZENS

MISCELLANEOUS

By: Marmie, Blake

Ordinance No. 19-52 an ordinance setting compensation and stating policy with respect to Police and Fire Chiefs and Deputy Chiefs of the City of Newark, Ohio; repealing all ordinances and resolutions in conflict with this ordinance; and declaring an emergency.

President Ellington- currently Ordinance 19-52 has been amended in Personnel Committee that Police Chief, Deputy Police Chief and Deputy Fire Chief would get 4% raises for the next three years and the Fire Chief would get 2.9% in 2020, 4% in 2021 and 4% in 2022.

Motion by Mr. Bubb to adopt Ordinance No. 19-52, second by Mr. Marmie

Motion by Mr. Bubb to amend Ordinance 19-52, I feel that after further discuss I think that we should keep this across the board 4% for Police Chief, Fire Chief, Deputy Police Chief, Deputy Fire Chief. I will offer an amendment of 4% for 2020, 2021 and 2022 for all four, second by Mr. Barker.

Mr. Bubb- this just keeps this in line with the raises that the City of Newark employees, Directors and administration received

Motion to amend Ordinance No. 19-52 passed by a vote of 8-1 (Ms. Hall)

Motion to adopt Ordinance No. 19-52 as amended passed by a vote of 8-1 (Ms. Hall)

Mayor Hall- yesterday it was an honor to present a proclamation at the Martin Luther King breakfast at the Reese Center and there were a few Council members there and I think them for that. I also want to thank Par Excellence Academy they did a wonderful job of putting on the breakfast and the entertainment was outstanding the children did. I appreciate the community honoring Martin Luther King Day in Newark, Ohio.

Mr. Blake- it was an honor to be at the event yesterday morning celebrating the children's success and all of the people at Par Excellence Academy. Thank you Mr. Harris for inviting all of us to attend that. I am glad that it was an 8:00 A.M. start unlike the Ground Hog breakfast that starts at 6:00 A.M. Later that day to celebrate Martin Luther King Day at Kiwanis we had Patty Kutz give a presentation regarding her efforts in the civil rights so it was a good day to celebrate Doctor King. I do want to say that I did have a brief discussion with the Safety Committee Chair but it seems to me that there might be an interest in LEADS, the law enforcement automated data system; what is the scope of information network, what is the purpose of LEADS, what is Newark's policy and procedures as it relates to LEADS and I think that we should not assume all members of Council are familiar with it and this could be a learning opportunity. I would encourage us to learn and have a discussion and I would hope that the Safety Committee might have a meeting to learn more about LEADS. As an

announcement there is a meeting happening this Thursday hosted by the United Way and it is related to the census. Each of us up here knows that the census is important for all of our citizens to get counted. If you are able to attend it is hosted by the United Way and it is going to be at Heritage Hall from 10-noon on Thursday. It is going to be a presentation on the importance of the census.

President Ellington- Mayor Hall I forgot to ask and I have been asked a few times, are you going to be doing a State of the City?

Mayor Hall- I will let you know.

Mr. Bubb- I had the opportunity to check out the 1922 restaurant that is coming to downtown and will be open in a few weeks. It is going to be great for downtown and great for Newark and I look forward to it opening.

Mr. Fennell- I want to encourage everyone to come out and support the HHCA fundraiser this weekend they are having their chicken noodle dinner Saturday at 4:00 P.M.

Mr. Harris- I want to thank everyone that came to the breakfast yesterday morning it was probably the best breakfast that we have had there for a while. Like Mayor Hall and Jeremy said the kids did an excellent job. The music teacher that teaches at Par Excellence had me back in 19?? I was probably her first or second year of teaching and me and a couple of others that had her too went up to her and told her that we felt like we got cheated because she taught us Mary had a Little Lamb and Row Row your Boat and these kids were playing drums and dancing and doing all kinds of stuff; her response was I guess I got better with age. It was a good breakfast and I again thank all of you that came and support Par Excellence.

Mr. Labutis- I enjoyed the breakfast yesterday as well because of the fantastic job it was a great program. I was glad that I could be there.

Mr. Marmie- called a Finance Committee meeting

Mr. Rath- called a Service Committee meeting

Mr. Barker- I want to echo the comments from the Mayor and Jeremy, Jeff and Mark, Par Excellence did a fantastic job. I do want to remind you, Jeremy mentioned it the Groundhog breakfast is next Friday January 31st. You can come at 6:00 A.M. I have to be there at 4:00 A.M.

President Ellington- committees will meet on Monday February 3rd at 5:45 P.M. and full Council at 7:00 P.M. that evening.

ADJOURNMENT- Motion by Mr. Labutis, second by Mr. Harris. Motion carried by acclamation.