

COUNCIL MINUTES

April 16, 2018

Council Chambers

7:00 P.M.

7:00 P.M. - President Ellington called the Monday April 16, 2018 Newark City Council Meeting to order.

ROLL CALL- Mr. Fennell, Mr. Fraizer, Ms. Hall, Mr. Labutis, Mr. Lang, Mr. Marmie, Mr. Rath, Mr. Blake, Mr. Bubb, Mr. Cost

INVOCATION – Mr. Labutis

PLEDGE OF ALLEGIANCE

CAUCUS

MINUTES of April 2, 2018 Motion by Mr. Labutis to approve the April 2, 2018 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. Fraizer. **Motion carried by acclamation.**

APPOINTMENTS

Council President- appointing Mark Labutis to the (TIRC) his term will expire December 31, 2019.- **No Objections, Motion carried by acclamation.**

City Council- appointing Roy VanAtta to the Community Reinvestment Area Housing Council (CRAHC) by recommendation of the Department of Development Director Mark Mauter. His term will expire December 31, 2018. **No Objections, Motion carried by acclamation.**

REPORTS OF STANDING COMMITTEES

Finance- **Received & Filed**

Service- **Received & Filed**

REPORTS FROM CITY OFFICIALS

Stephen E Johnson, City Auditor- operating report for the period ending March 31, 2018- **Received & Filed**

COMMUNICATIONS

Mayor Hall- proclamation for Child Abuse Prevention Month

Ohio Division of Liquor Control- transfer application request from Huber Lodge Inc DBA Courtyard by Marriott at 500 Highland Blvd- **Received & Filed**

Ohio Division of Liquor Control- new application request from McKenna's Market at 2 Park Pl- **Received & Filed**

Ohio Division of Liquor Control- new application for Shawn Smith, the Hub 370 W Church St- **Received & Filed**

COMMENTS FROM CITIZENS

William Butcher, 263 Union St- stated that there weren't any fire hydrants in front of his residence and he wants to know what the city is going to do about that.

Elizabeth Hampton, 242 Trail Ct- I have been a resident of the City of Newark for 30 years and have been a resident in Park Trails for the last 15 of those years. Recently we were designated as a crime watch neighborhood, signs were recently put up in our neighborhood apparently by the Police Department. I was unaware that we were designated such a neighborhood and I don't know why and how that decision was made. Unfortunately when I see signs saying crime watch neighborhood I wonder what the reason is and if it is a high crime neighborhood so I am concerned that the addition of the signs to my neighborhood makes it look as though I am a high crime neighborhood. I called the Police Department and was told that any remedy if we had questions about the signs would have to go through City Council or perhaps our HOA could do something. What was upsetting to me was that prior to the signs being placed there was no communication with the residents of the neighborhood. I think that is something like this is being done the Police Department should talk to the citizens of the neighborhood to let us know that this is being done, why it is being done and what is involved. Are there are going to be people patrolling our neighborhood, are residents of the neighborhood going to be walking around.

President Ellington- I think that they had a conversation with the HOA but I could be wrong.

Elizabeth Hampton- we didn't see anything advertised by our HOA saying that there was going to be a meeting. I do understand that there might have been a meeting that was advertised on a social media website that I am not a party to.

Jen Kenagy, 2584 Uplandview Ct- I am not here in other position other than a resident of Park Trails, I am not a representing an HOA. I talked to Trent our previous community officer while I was running for City Council and we talked about crime in the neighborhood and Ward 3 in general, there were a lot of issues that came up. When he stepped down Derek Beech came on board, he is a great guy, very dynamic and had a ton of great ideas. He told us of we wanted to start a block watch there call a meeting we will get together and I will tell you how to put it together and give you some suggestions. If you get on this neighborhood we saw an uptick of crime, there were complaints about creepers out in the early morning hours and I received messages about drug deals going down at our pond. I was coming home one night from a meeting and witnessed what the resident had described to me. There have been needles and backpacks found along the bike trail. There was an attempted break in at my house, both of our sliding back doors were broken and damaged so we felt that there was a need to form a block watch. We don't have a good communication system with our HOA but our neighborhood primarily uses the next door app. A couple of us got together picked the date and met at the Granville Library. We posted the event and we had some people show up and Derek came as well. He was very professional and courteous and gave us some great ideas. One of the things that he suggested was to post signs because it will keep crime down especially along the bike trail. We decided that we were going to do the signs but we were going to have another meeting to flyer all the houses since not everyone uses the apps. In the meantime the signs were installed along the bike path and then there were complaints on the next door app. She called Derek and he advised her to have residents call him if they had any questions or concerns.

ORDINANCE ON FIRST READING

By: Rath, Marmie, Cost, Fraizer

18-09 AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AND RESOLUTIONS AS PART OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; PROVIDING FOR THE ADOPTION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH; AND DECLARING AN EMERGENCY

Motion by Mr. Rath to adopt Ordinance No. 18-09, second by Mr. Fraizer

Mr. Rath- this is a routine piece of legislation that we do annual to bring our records up to date so that they are consistent with the State as well and the reason for the emergency is to meet deadlines.

Motion passed by a vote of 10-0.

RESOLUTIONS ON SECOND READING

By: Cost, Fraizer, Rath

18-23 A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO APPLY FOR FINANCIAL SUPPORT FROM THE STATE OF OHIO 2018 NATUREWORKS GRANT.

Motion by Mr. Marmie to adopt Resolution No. 18-23, second by Mr. Fraizer

Motion passed by a vote of 10-0.

By: Marmie, Cost, Rath, Fraizer

18-24 A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION (661 Sewer Fund-\$1,150,000.00: Sewer Lines; 669 Storm Water Utility Fund-\$300,000.00: Storm Lines; 623 Water Project Fund-\$45,000.00: Water Lines; 333 Infrastructure Fund-\$1,250,000.00: Street Maint.; 100 general Fund-\$2,387.00: LE Supplies; 100 General Fund-\$6,451.61: CPT; DISAPPROPRIATION 100 General Fund-\$5,500.00: Salary/Wages; 100 General Fund-\$5,500.00: Professional Services)

Motion by Mr. Marmie to adopt Resolution No. 18-24, second by Mr. Cost

Mr. Marmie-in Section 4 the dollar amount is \$1,250,000.00 I need to make a motion to amend that amount to \$1,125,000.00

Motion by Mr. Marmie to amend Resolution No. 18-24 Section 4 to \$1,125,000.00 instead of \$1,250,000.00

Motion to amend Resolution No. 18-24 passed by a vote of 10-0.

Motion to adopt Resolution No. 18-24 as amended passed by a vote of 10-0.

RESOLUTIONS ON FIRST READING

By: Rath, Marmie, Cost, Fraizer

18-25 A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ACCEPT BIDS AND SELL CERTAIN SURPLUS PERSONAL PROPERTY NOW OWNED BY THE CITY OF NEWARK, OHIO, AND DECLARING THAT SUCH PROPERTY IS NO LONGER NEEDED FOR MUNICIPAL PURPOSE, AND DECLARING AN EMERGENCY

Motion by Mr. Rath to adopt Resolution No. 18-25, second by Mr. Cost

Mr. Rath- this is our somewhat quarterly auction of automobiles and a variety of other items, the reason for the emergency is to make deadlines regarding advertising.

Motion passed by a vote of 10-0.

By: Marmie, Cost, Rath, Fraizer

18-26 A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO APPLY FOR FUNDING FROM THE UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE UNDER THE BULLETPROOF VEST PARTNERSHIP GRANT PROGRAM.

Held for a second reading

By: Marmie, Cost, Rath, Fraizer

18-27 A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION- Expedite (**621 Water Fund-\$34,723.74: Payout Teresa Robb and Mark Wachter**)

Motion by Mr. Marmie to waive the two day reading rule on Resolution No. 18-27, second by Mr. Fraizer

Mr. Marmie- the reason this needs to be expedited is that there are terminations for payouts therefore we want to get those monies to the individuals as soon as possible.

Motion passed by a vote of 10-0.

Motion by Mr. Marmie to adopt Resolution No. 18-27, second by Mr. Fraizer

Motion passed by a vote of 10-0.

By: Marmie, Cost, Fraizer

18-28 A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO PREPARE AND SUBMIT APPLICATIONS TO THE OHIO GOVERNOR'S OFFICE OF CRIMINAL JUSTICE SERVICES FOR FISCAL YEAR 2018 EDWARD BYRNE JUSTICE ASSISTANCE GRANT FUNDING.

Held for a second reading

By: Rath, Cost, Marmie, Fraizer

18-29 A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO PREPARE AND SUBMIT APPLICATIONS TO THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE 2018 TRANSPORTATION ALTERNATIVES PROGRAM TO PARTIALLY FUND TWO FUTURE PROJECTS.

Held for a second reading

By: Rath, Cost, Marmie, Fraizer

18-30 PRELIMINARY LEGISLATION COOPERATING WITH ODOT FOR THE REPLACEMENT OF CHERRY VALLEY ROAD BRIDGE WITHIN THE CITY OF NEWARK.

Held for a second reading

COMMENTS FROM CITIZENS

William Butcher, 263 Union St- asked when his street was going to get paved and what the city was going to do about potholes on his street as well as people speeding.

MISCELLANEOUS

Economic Development Department Director, Mark Mauter- I just wanted to bring two projects in the city to your attention, one has recently been completed and one is going to take place this Saturday. I am giving you some pictures

of the recently completed cemetery retainer wall system that was installed off of Cedar Street at the cemetery. There was a real severe grade coming down from the cemetery to the sidewalks along Cedar Street that made it almost impossible for Mr. Hotchkiss and his crew to mow it. It had to be mowed by hand with weed whackers and has been done so for many years. I wanted to give credit to Service Director Dave Rhodes, he saw this issue and came to me looking for some funding and a way to solve this issue making it safer and beautifying it at the same time. We used some Community Development Block Grant Funds from the Department of Development, \$250,000.00 to be exact. We tore down the old rod iron fence that paralleled the sidewalk; we installed a very nice retainer wall system with new fencing that is attached to it as well. In addition we took on replacing the sidewalks along Cedar Street and the curbing. I think that we have a first rate project there that we can all be proud of, it is one of our gateway entries to the City of Newark and I think this makes a nice impression as well as certainly an enhancement of that area. I would like to recognize Mr. Rhodes, Brian Morehead who oversaw the engineering of the project, Jeff Hotchkiss, our Parks Director for overseeing it as well and I would also like to recognize my two staff members in the Department of Development, Barbara Gilkes who makes sure that we get our Community Development Block Grant Funds every year so we can put these funds to good use and Melissa Seville who handled the account of the paperwork for it. The other item that I want to bring to your attention is we are using the Community Development Block Grant Funds from the Department of Development to do a neighborhood cleanup project and that project is going to take place this Saturday April 21st from 8:00 A.M. until 2:00 P.M. it is going to be held in a portion of the east side of the city. To be more specific the western boundary will be the Licking River the eastern boundary will be Oakwood Ave, northern boundary will be Route 16 and the southern boundary are the streets of Baker, Henderson, Allen and Webb. We sent out flyers to those residents, this is free of charge way to dispose of items that could potentially be property maintenance items that the city has to deal with. We haven't done one of these in quite a while. We are going to have three 30 yard dumpsters out where the basketball courts are located off of East Main Street. We will have city staff there. My staff will be there and Jeff Hotchkiss's staff to help them load the items into the dumpster. Joe Paul and George Carter from Property Maintenance have been involved with this as well. This is another collaborative effort with the Department of Development, Property Maintenance and Parks.

Mr. Fraizer- I am excited about the cleanup on the 21st. The HHCA is also doing a cleanup on the same day. On May 12th the HHCA is having a yard sale as well as plant sale that goes along with this big community event. He called an Economic Development Committee meeting. Thank you Mr. Mayor for presenting the proclamation for Child Abuse Prevention month, the statistics are troubling. I participated in a walk for this a couple of years ago and they put up statistics about the number of children effected by this. Thank you Elizabeth for coming this is exactly what this forum is in order to have your concerns heard. You did a wonderful job and hopefully we can find some sort of resolution in order to keep the esthetics of your community as well as raise awareness of the issue to protect people for whatever is in the community's best interest. We don't want singular voices being heard but we also want to improve the community as best as we can with neighbors interest at the forefront.

Ms. Hall- I wanted to thank Mr. Mauter for arranging the 21st clean up and I hope that it is successful.

Mr. Lang- a couple of events that I wanted to bring to everyone's attention. Our two K-9's are nearing retirement, Ike and Bear and I talked to Officer Blin at the Paws for Cause and the fundraising is going well but we still have another fundraiser coming up here. The Licking County Humane Society is hosting a benefit for the K-9 unit and that is going to take place on May 17th at 8:00 P.M. the tickets are \$20.00 and you can get them at 31west.com. Thank you Mayor for the proclamation regarding child abuse prevention month, our issues recently are compounded by the addiction crisis that are going on in our community. Your Voice Ohio is hosting an event in Newark for addiction crisis. Your Voice Ohio is a group of media outlets and the Advocate is one of those groups. The event is going to be 6:30-8:30 P.M. Tuesday April 24th at 31 West. Admission is free but I know there is limited space so go on line and get your tickets for that. Law Day is May 1st and that is a national day of celebration which was started by Eisenhower back in the 50's but the point of it is to take time to reflect on the role of law in the foundation of our country and the importance it plays in our democracy. To commemorate that day there is going to be a celebration at the Licking County Courthouse on the square downtown and that starts at 5:00 P.M. We are going to have the Boy Scouts and Girls Scouts there to kick off things, they K-9 unit will be there to do some demonstrations, the CODE Task Force is going to present on the opiate epidemic, you can get a tour of the Courthouse from our Assistant Prosecutors and they will talk about how they prosecute cases. Judge Brandstool is going to present on the criminal case process. There are going to be refreshments and you can get a tour of the jail as well. This is being organized by the Domestic Relations Court, Judge Frost and my wife Magistrate Debra Lang is also in charge. As representatives of the legislative branch in Newark I think it is important we as City Council members take time to participate in that day and it will be a good opportunity for the rest of the community to learn about the different branches of the government locally and how they serve our community.

Mr. Marmie- called a Finance Committee Meeting

Mr. Rath- called for a Service Committee Meeting. In relation to the fundraisers for the K-9 units there is a spaghetti dinner April 27th at the Moose Lodge at 5:30 P.M. If I could plan your entire night I would ask you to come down and patronize the businesses downtown. There are a lot of businesses between 3rd and 4th which is now under construction. After I go to the spaghetti dinner I will be going to 31 West they have a big name up and coming country artist Mo Pitney who is going to be performing there for the second time and we have our local country celebrity Cliff Cody who is opening up for him. John Popper will be playing there on Saturday night; he is the founding member of the Blues Travelers. I would encourage you to go to Moe's BBQ and Daisy's if you are up early for breakfast, there is a yoga studio there and Denison Art place. Even with Church Street being closed there still is plenty of parking and the sidewalks are open. Elizabeth Hampton thank you for coming down and speaking I am your Councilman and would love to introduce myself afterwards if you have the time. Jen Kenagy thank you for putting a block watch together. I personally think that having a block watch is a good idea and block watch signs don't necessarily advertise a crime ridden neighborhood. I think that what they advertise more is a unified community that sends a signal out to criminals that there are people who are watching and there are people who are going to do something and say something if they see something. Honestly I think that the signs are a deterrent. There is crime in Park Trails there is crime in my neighborhood and there is crime in your neighborhood whoever you are whoever you live. Whatever we can do to curtail that is a good thing.

Mr. Blake- going off of Mr. Rath's great things that are happening at 31 West I was at an event Saturday night the Rockefeller Concert and it was a great time. I do want to encourage people to support the businesses on West Church Street during the construction. I want to put out an extra shout out to Director Mauter, I have had the joy of working with him on this Neighborhood Revitalization Committee. We have been looking at different possibilities and ways to improve different neighborhoods and last week Director Mauter, a representative from United Way and Housing Coalition and some other groups went over to Columbus and met with some neighborhood improvement people there and then the team went to Cincinnati and met a team there. We do have urban problems here in our city so having discussions with those other community officials was beneficial. April 28th the community cleanup for the South Newark Civic Association they meet at 8:30 A.M. at St. John's Church on National Drive. We didn't know about Director Mauter's dumpster being set up but Waste Management is helping us with a dumpster for that event and they do provide lunch if you volunteer.

Mr. Cost- Director Mauter thank you for bringing this information to us Cedar Hill looks fabulous, thank you to everyone involved. I am very encouraged to hear that Park Trails is getting very proactive about the idea of a neighborhood block watch. In my 7 years here I have seen many positive results from neighborhood block watches. I think that it is the best idea; of course you want good communication and you want everybody involved but to have those extra pair of eyes keeping a watch on things is incredibly important. I have seen a lot of success in neighborhoods all over this city.

President Ellington- I would like to thank everyone for coming tonight. The next meeting will be Monday May 7th. Committees will start at 5:45 P.M. and Council will start at 7:00 P.M.

ADJOURNMENT