

## COUNCIL MINUTES

April 3, 2017

Council Chambers

7:00 P.M.

**7:00 P.M.** - President Ellington called the Monday April 3, 2017 Newark City Council meeting to order.

**ROLL CALL-** Ms. Hall, Mr. Johnson, Mr. Rath, Mr. Mangus, Mr. Blake, Mr. Bubb, Mr. Cost, Mrs. Floyd  
President Ellington- I would like to welcome our newest Council member for the 4<sup>th</sup> Ward, Mr. Mangus.

**INVOCATION** – Mr. Johnson

### **PLEDGE OF ALLEGIANCE**

**CAUCUS-** Motion by Mrs. Floyd to excuse Mr. Marmie and Mr. Fraizer, second by Mr. Rath. Motion carried by acclamation

**MINUTES of March 20, 2017** Motion by Mr. Johnson to approve the March 20, 2017 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. Rath. **Motion carried by acclamation.**

### **APPOINTMENTS**

**President Ellington- Charter Commission Review Committee:**

Chase Ghiloni

Daniel Crawford

Rhonda Loomis

Jill Goddard

Jim Holman

**Motion to approve appointments by Mr. Rath, second by Mr. Johnson**

**Motion carried by acclamation, Mr. Mangus abstaining**

### **REPORTS OF STANDING COMMITTEES**

Finance- **Received & Filed**

Service- **Received & Filed**

Safety- **Received & Filed**

Economic Development- **Received & Filed**

### **REPORTS FROM CITY OFFICIALS**

Chief Connor- Fire Department Annual Report- **Received & Filed**

### **COMMUNICATIONS**

**Ohio Division of Liquor Control-** transfer application from Newark Metropolitan Management to Indus Newark Hotel at 50 N 2<sup>nd</sup> Street- **Received & Filed**

**Ohio Division of Liquor Control-** new application for MJ Sarap Company at 16 West Main Street- **Received & Filed**

**Ohio Division of Liquor Control-** new application for Debra's Pizza 318 Hudson Ave- **Received & Filed**

### **PUBLIC HEARING**

**Ordinance No. 17-04** AN ORDINANCE AMENDING ARTICLE 6: GENERAL REGULATIONS; ARTICLE 7: NON-CONFORMING USES, BUILDINGS / STRUCTURES, LOTS; ARTICLE 86: ACCESSORY STRUCTURES; ARTICLE 88: FENCES, WALLS AND SIMILAR STRUCTURES; ARTICLE 115: PUBLIC & PRIVATE SWIMMING POOLS OF THE ZONING CODE OF THE CITY OF NEWARK, OHIO.

**Postponed until April 17, 2017**

### **COMMENTS FROM CITIZENS**

## **ORDINANCES ON FIRST READING**

**By: Cost, Floyd, Rath**

**17-10** AN ORDINANCE TO PROVIDE FOR THE ISSUANCE OF \$370,000 OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING THE COST OF IMPROVEMENTS TO THE CITY'S LANDFILL AND ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

**Motion by Mrs. Floyd to adopt Ordinance 16-10, second by Mr. Bubb**

**Mrs. Floyd-** it is an emergency because there is a deadline that needs to be met and nothing can get started until this legislation is adopted and that goes for the next three ordinances as well.

**Motion passed by a vote of 8-0.**

**By: Cost, Floyd, Rath**

**17-11** AN ORDINANCE TO PROVIDE FOR THE ISSUANCE OF NOT TO EXCEED \$2,000,000 OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING THE COST OF BUCKEYE CORRIDOR STORMWATER PLAN SEWER IMPROVEMENTS AND ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

**Motion by Mrs. Floyd to adopt Ordinance 16-10, second by Mr. Johnson**

**Motion passed by a vote of 8-0.**

**By: Cost, Floyd, Rath**

**17-12** AN ORDINANCE TO PROVIDE FOR THE ISSUANCE OF NOT TO EXCEED \$1,000,000 OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING THE COST OF WATER SYSTEM IMPROVEMENTS AND ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

**Motion by Mrs. Floyd to adopt Ordinance 16-10, second by Mr. Johnson**

**Motion passed by a vote of 8-0.**

**By: Cost, Floyd, Rath**

**17-13** AN ORDINANCE CONSOLIDATING TWO BOND ANTICIPATION NOTE ISSUES OF THE CITY OF NEWARK, OHIO AND DECLARING AN EMERGENCY.

**Motion by Mrs. Floyd to adopt Ordinance 16-10, second by Mr. Johnson**

**Motion passed by a vote of 8-0.**

## **RESOLUTIONS ON SECOND READING**

**By: Marmie, Floyd, Cost, Rath, Johnson**

**17-15** A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO APPLY FOR FINANCIAL SUPPORT FROM THE STATE OF OHIO 2017 NATUREWORKS GRANT.

**Motion by Mrs. Floyd to adopt Resolution 17-15, second by Mr. Cost**

**Motion passed by a vote of 8-0.**

**By: Marmie, Floyd, Cost, Rath, Johnson**

**17-16** 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.

**Motion by Mrs. Floyd to adopt Resolution 17-15, second by Mr. Cost**

**Motion passed by a vote of 8-0.**

**By: Cost, Floyd, Rath, Johnson, Marmie, Fraizer**

**17-19 A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION- CI (335, Capital Improvement Fund-\$13,762.00 Machinery & Equipment)**

**Motion by Mr. Johnson to adopt Resolution 17-19, second by Ms. Hall**

**Mr. Johnson-** this is for equipment needed for the Cemetery and Parks Department

**Motion passed by a vote of 8-0.**

## **RESOLUTIONS ON FIRST READING**

**By: Rath, Floyd, Cost**

**17-20 A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACTS, SUBJECT TO THE APPROPRIATION OF FUNDS, FOR VARIOUS CONSTRUCTION PROJECTS.**

**Held for a Second Reading**

**By: Rath, Floyd, Cost**

**17-21 A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO PREPARE AND SUBMIT AN APPLICATION TO THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE 2017 TRANSPORTATION ALTERNATIVES PROGRAM TO PARTIALLY FUND THE DOWNTOWN ENHANCEMENTS PROJECT ON STATE ROUTE 13 (4<sup>th</sup> STREET) FROM LOCUST STREET TO WALNUT STREET.**

**Held for a Second Reading**

## **COMMENTS FROM CITIZENS**

### **MISCELLANEOUS**

**Director Baum-** I want to give congratulations to both Newark Division of Fire and Police. We all know there was a significant fire last week at Owens; not only do I want to commend the Newark Fire Department for an outstanding job but also all Licking County units that helped and responded to a large fire. Next I want to congratulate the Newark City Police Department, an off duty Police Officer spotted Justin Stanley today in the City of Newark who is the second of the prison escapees and contacted two on duty Police Officers and three apprehended that subject today. We are down to one gentleman by the name of Troy Bird who is from Champaign County. It was a fine job.

**Ms. Hall-** I want to take the opportunity to thank Director Rhodes and the Street Department they have taken care of an alley and made several people happy in a swift time. I also want to thank Director Baum, Chief Connell and Captain Riley for their ongoing support in the project that we are doing at COTC with the pay it forward grant. I know they are spending extra time and I really appreciate it and so do the students.

**Mr. Johnson-** I want to welcome Mr. Mangus to our council, and I'm really pleased to see all of the Boy Scouts here. You might find it hard to believe but I was one of you a lot of years ago and went to a National Jamboree in Pennsylvania. It was quite exciting the President of the United States spoke and President Eisenhower who wasn't President yet spoke also. I am very proud of my time in Scouting and I hope you are too.

**Mr. Rath-** I wanted to say welcome to Mr. Mangus as well. Welcome to the scouts also. He also called a Service Committee meeting.

**Mr. Mangus-** I would like to thank everybody who was so congratulatory and supportive to myself. I would also like to thank the administration and Mr. Ellington for making sure that I was on Council this evening. I was voted in Friday evening and within 72 hours I got all of the paperwork done. I greatly appreciate that to make sure the 4<sup>th</sup> Ward was represented tonight. My only other comment this evening is regarding Charter Commission, I didn't actually vote when the vote came up, I abstained, partly because I wasn't involved in the discussions and the formation of that and that is perfectly understandable since I have only been on Council for 31 minutes now. I would really like the Charter Commission as it meets to consider eliminating partisanship in local government. I know Mr. Ellington's' and the administrations hands are tied by the current Charter but I think it would have been wonderful if we might have had two Democrats, two Republicans and one Independent on the Charter Commission. Again, I understand that we are tied by the current Charter. Perhaps even consider nonpartisan elections in the future. These are just some suggestions to deal with partisanship that exists not only here locally but in Ohio in general and across the nation.

**President Ellington-** just an FYI, I know you probably don't know this but if you do want to abstain usually in Caucus is the time that you would want to say that.

**Mr. Blake-** there are two events happening in the south end that I would like to announce. The first one is on April 13<sup>th</sup> at 6:00 P.M. it is a series we are beginning called a word of mouth. It is going to be a series of oral history projects of neighbors and families that have lived in the neighborhood for a few generations. We are going to have some living room conversations where they will share their experiences living in our neighborhood as well as our city as a whole. It is going to be a real nice series to build relationships amongst people in the community. The second event that we are having is on April 22<sup>nd</sup> it is our annual spring cleanup. It is our 6<sup>th</sup> spring cleanup. It starts at 8:30 A.M. at St. Johns Church. I need to get with Director Rhodes and figure out when our tire amnesty day is for the city because last year we pulled out about 80 tires. I want to welcome Mike to Council. I am looking forward to working with you, there are a lot of exciting things happening in the city right now.

**Mr. Bubb-** called a Personnel Committee meeting for next Monday. It was just brought to my attention and I wanted to let everyone know that Jimmy McEachern "Crazy Jimmy" passed away this afternoon. He was a proud veteran that took pictures all over town and at swearing in ceremonies. My condolences to his family, he will be missed. He has been in bad health for a while. Boy Scouts I wish you the best, thanks for hanging in here tonight and I think that you should hit Doug Vermaaten up for some ice cream.

**Mr. Cost-** I would like to congratulate our Police and Fire Department for their fine work this week and every week for that matter. I would like to welcome Mike to Council and welcome the Boy Scouts I hope you are finding this an interesting evening.

**Mrs. Floyd-** I am calling a Finance Committee meeting for Mr. Marmie. I want to say congratulations to Mike Mangus. This is an interesting journey, 10 years ago this month is when I was appointed and sworn in right before my first Council meeting. I want to thank Joe Paul, several people have been concerned about the burned put house on Fairfield Ave and I called him and he told me exactly where things stand and I was able to convey that to the people that contacted me. I am sorry to hear about Jimmy. Jimmy had been coming to my church periodically and was there a few weeks ago in his wheelchair. He did a great deal and I really appreciate him. Welcome to the Boys Scouts glad you are here.

**President Ellington-** I would like to add my welcome to Mr. Mangus and welcome to the scouts, I was also a scout just not as long ago as Mr. Johnson. Our next Committee meeting will be Monday April 10<sup>th</sup> at 5:30 P.M. and the next Council meeting is Monday April 17<sup>th</sup> at 7:00 P.M.

**ADJOURNMENT-** Motion by Mr. Johnson, second by Mr. Cost. Motion carried by acclamation.