

COUNCIL MINUTES

March 17, 2014

Council Chambers

7:00 P.M.

7:00 P.M. - President Ellington called the March 17, 2014 Newark City Council meeting to order

ROLL CALL- Mr. Cost, Mrs. Floyd, Mr. Guthrie, Ms. Hall, Mr. Johnson, Mr. Marmie, Mr. Rath, Mr. Rolletta, Mr. Blake, Mr. Bubb

INVOCATION – Mr. Johnson

PLEDGE OF ALLEGIANCE

CAUCUS

MINUTES- March 3, 2014 Motion by Mr. Rath, second by Mr. Bubb to approve the minutes of the March 3, 2014 Newark City Council meeting as presented and the reading be dispensed with in view of the fact each member of Council has received written summary of same. Motion carried by acclamation.

REPORTS STANDING COMMITTEES

Finance-**Received and Filed**

Safety-**Received and Filed**

Service-**Received and Filed**

REPORTS CITY OFFICIALS

City Auditor, Stephen E Johnson- Operating report for the period ending February 28, 2014-**Received and Filed**

Barb Jobes, Tax Administrator- Income Tax Revenue Report-**Received and Filed**

Chief Sarver- 2013 Newark Police Annual Report-**Received and Filed**

COMMUNICATIONS

Mayor Hall- presented a proclamation to the Licking County Board of Developmental Disabilities for Developmental Disabilities Awareness Month-**Received and Filed**

Chad & Chrissy Hale- there has been several communications from Mr. & Mrs. Hale received by Council regarding fluoride in our water. -**Received and Filed**

COMMENTS FROM CITIZENS

William Butcher- 129 W Main St, asked City Council what was going to become of the old school across from him and provided a weather update

Mr. Ellington- answered Mr. butcher's question by stating that Mr. Layman plans to build apartments in that building.

Pete Gibney- 1335 Krebs Dr, referenced Resolution 14-20 by asking how placing a parcel of farmland could be considered an emergency

Rhonda Loomis- 870 W Church St, Saturday March 8th I was reading the Columbus Dispatch and when I came to Committee meetings last Monday I asked the Committee chair if I could ask this question I was told no that I would have to ask Steve Johnson. This is not a public records request on something that doesn't exist it is just a simple question so I will ask it on front of everybody. Mayor Coleman and the City of Columbus did a study on what is called the Cadillac Tax that has to do with the affordable care act and they are doing projections for their expenditures for the City of Columbus which is something that I think that Finance does do or should do. It looks like it is going to hit them to the tune if 5-8 million dollars so I wanted to ask

if the Finance Committee could look to see if the Cadillac Tax would hit our City too. It is 40 cents per premium dollar per employee. If you have a family policy that is \$12,500.00 a year the City could be on the hook for 40 cents per every one of those premium dollars per person. So that was it, it was simple and quick and that was all I wanted to ask. So I had to ask everybody because I wasn't allowed to ask during Finance. I just wanted to thank the Mayor for the proclamation to the Board of Developmental Disabilities; it is something very near and dear to my heart. It was good to see some of those people that I hadn't seen since my daughter passed.

ORDINANCES ON A FIRST READING

By: Mr. Cost, Mr. Marmie, Mrs. Floyd, Mr. Rath

14-03 AN ORDINANCE ANNEXING CERTAIN TERRITORY, GENERALLY DESCRIBED AS BEING 0.275 ACRES, MORE OR LESS, (Lot 26 IN VANTASSEL MT. VERNON ROAD ALLOTMENT) LOCATED IN NEWARK TOWNSHIP, TO THE CITY OF NEWARK, OHIO.

Held for Second Reading

By: Mr. Cost, Mr. Rath

14-05 AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 1567 WEST MAIN STREET, CITY OF NEWARK, LICKING COUNTY, OHIO, FROM THAT OF (GO) GENERAL OFFICE DISTRICT, TO (LB) LIMITED INTENSITY BUSINESS DISTRICT.

Referred to Planning Commission

RESOLUTIONS ON THE SECOND READING

By: Mr. Blake, Mrs. Floyd, Mr. Cost, Mr. Marmie, Mr. Rath

14-14 A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION (929: Intra/Inter Government Fund- JEDZ Distribution \$5,053.88)

Motion by Mr. Blake to adopt Resolution No. 14-14, second by Mrs. Floyd

Motion passed by a vote of 10-0.

RESOLUTIONS ON THE FIRST READING

By: Mr. Blake, Mr. Cost, Mr. Marmie, Mrs. Floyd, Mr. Rath

14-17 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 Second Reading

By: Mr. Blake, Mr. Cost, Mr. Marmie, Mrs. Floyd, Mr. Rath

14-18 A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION (100 General Fund: \$11,000.00-Professional Services; DISAPPROPRIATION 100 General Fund: \$11,000.00- Salaries 153 Compensated Absences: \$29,500.00-Retirement of Officer Timothy Cline; 153 Compensated Absences: \$1,265.00-Retirement of Officer Anthony Spears; 100 General Fund: \$120,000.00- Computer Hardware/Software; DISAPPROPRIATION 100 General Fund \$60,000.00- Salaries; 100 General Fund-\$60,000.00-OPT)

Motion by Mr. Blake to waive the two day reading rule on Resolution No. 14-18, second by Mrs. Floyd

Motion passed by a vote of 10-0.

Motion by Mr. Blake to adopt Resolution No. 14-18, second by Mrs. Floyd

Motion passed by a vote of 9-1 (Mr. Guthrie)

By: Mr. Cost, Mrs. Floyd, Mr. Marmie, Mr. Rath

14-19 A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE OF THE CITY OF NEWARK, OHIO TO NEGOTIATE AND ENTER INTO CONTRACT TO PROVIDE SANITARY SEWER SERVICE TO THE VILLAGE OF ST. LOUISVILLE WITHIN THE NORTH FORK SEGMENTAL SEWER DISTRICT

Held for Second Reading

By: Mr. Cost, Mr. Marmie, Mrs. Floyd, Mr. Rath

14-20 RESOLUTION APPROVING THE RENEWAL APPLICATION FOR PLACEMENT OF FARMLAND IN AN AGRICULTURAL DISTRICT AND DECLARING AN EMERGENCY

Motion by Mr. Cost to adopt Resolution No. 14-20, second by Mr. Bubb

Mr. Cost- to answer your question Pete, from my understanding and I want to make sure that I got this right, we found ourselves in a deadline to approve this within a certain date a certain time frame and I want to make sure that I am correct on this regarding the emergency.

Law Director- I wouldn't say that we find ourselves in that position we are statutorily mandated and subject to the time frame that requires us to do this as an emergency so that it takes effect within the timeframe prescribed by the Ohio Revised Code.

Motion passed by a vote of 10-0

By: Mr. Cost, Mr. Marmie, Mrs. Floyd, Mr. Rath

14-21 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 ANY MUNICIPAL PURPOSE

Held for Second Reading

By: Mr. Blake, Mr. Cost, Mr. Marmie, Mrs. Floyd, Mr. Rath

14-22 A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION
(221 Streets/Traffic Fund: \$16,851.00- Traffic lights, bulbs; 100 General Fund: \$4,510.60-Insurance check reimbursement for repairs done at Babe Ruth)

Held for Second Reading

CITIZENS COMMENTS

William Butcher- 129 W Main St, discussed motorists not obeying the traffic laws with regards to emergency vehicles. He also asked what the City was going to do about these speeders going up and down West Main Street.

ADMINISTRATION

Director Sassen- it is nice to see the high school Government class here today. I will have to admit however that I am a little disappointed that Mrs. Grindrod didn't take advantage of the citizen comment portion of the agenda to renew our debate on the relative merits of the Electoral College.

Mayor Hall- I also want to welcome the students. As you know last week was committees and that is where this legislation originated and there was a lot of discussion on it then and throughout the week as people may have questions about it. Operation Feed is in full swing. The Food Pantry does some wonderful things to get food in peoples' stomachs that otherwise wouldn't have food. I want to encourage everyone to donate to that if they can.

Big Brothers & Big Sisters had their bowling for kids on Saturday, I was there for about 4-5 hours, and they raised about

\$100,000.00. It never ceases to amaze me what this community does. I want to congratulate Melanie Engle & Travis Delancy, two of Newark's Police Detectives. They received the Red Cross Hero award for their work on the Ohio Boyz case for getting the participants in prison where they needed to be. Also Gregg Coffman, a Newark Fire Prevention Officer who is considering retirement after 35 years with the City of Newark, he has done some great things. I was quite proud as a Mayor as they accepted those awards. The two children that were involved in the rescue at the Hollander Pool last summer were also honored.

MISCELLANEOUS

Mr. Cost- I would also like to welcome Mrs. Grindrod's and her students, it is nice to see you here and hope that you enjoy your experience here. It was nice to read in the Advocate about the new businesses and apartments coming into downtown on Third St that is certainly encouraging.

Mrs. Floyd- I too would like to welcome Mrs. Grindrod and her Government class. As a retired Civics teacher which was sort of a government economics class I like to see people participate in their government. I also encouraged my students to do so and to take it seriously. Government at the local level especially affects you directly. I would like to thank Bill Spurgeon and Dave Rhodes for helping me with a number of issues in the 7th Ward. She also gave an update on former Councilman Ed Houdeshell.

Mr. Guthrie- I too want to recognize the government students here. This is my 40th year since the first year I was elected. High school government classes were crucial in developing my interest in government. My Government teacher was Dan Dupps who went on to be the Mayor of Heath for several years and the Superintendent for Heath Schools. You have a new Key Club at Newark High School which I think is a great public service that I encourage you to get involved with. The Mayor rightfully recognized with a proclamation the Developmental Disabilities. We have a Developmental Disabilities levy coming up in May. Folks need to start focusing on that because it is important to a lot of folks in our community that aren't blessed with perfect health. They need opportunities similar to the opportunities that we have. I want to thank the Mayor he had a nice event for Operation Feed last week. He had a good turn out and made some big money on that. I wanted to thank Lesa Best she gave me this historic book to look at of memories in Newark and Licking County. It reminded me of something that I try to mention every year. Newark produced a President and that was the 5th President of Liberia, James Edward Royce. He resided on Mt. Vernon Rd and was a barber. For everything that I have read about him I am real proud that Newark, Ohio produced a President of Liberia Africa. One thing if you study Liberia a little bit that you will see is that they have mimicked our democracy. A lot of ships fly Liberia flags that look a lot like ours but only with one star. I want to mention a guy that I think makes a great contribution to our community, Jerry Satterfield. Jerry writes a column almost weekly in the Advocate about the history of our community and they are really worth reading. I am very grateful that he does that as a volunteer to highlight the history of our community.

Ms. Hall- I would like to thank Joe Paul and George in the Property Maintenance Department, those guys have their hands full. I had a couple of issues in the 1st Ward and they were right there to take care of some things quickly.

Mr. Johnson- I too want to welcome to welcome the government class. Of course there is nothing more important than citizen participation in government.

Mr. Marmie- I also want to welcome the government class. We have already had someone become a President from Newark and maybe one of you someday will be President or be involved in some capacity and we will be able to look back on this as maybe your start. Get involved, educate yourself on the government process and the best way to educate yourself is by attending meetings like this or other events that involve government. I want to wish everybody a Happy St. Patrick's Day. I would have worn green but Mrs. Floyd took all mine.

Mr. Rath- Happy St. Patrick's Day and I will let you know that St. Patrick was Italian. Welcome to the government class. It is important to get involved and educate yourself in the local government like Mrs. Floyd said because what we do up here affects you guys directly. Probably the lowest amount of involved that you can do that is your right but I believe is your duty, when you turn 18 register to vote and actually vote. Educate yourselves on who you are going to vote for and vote. This past week we had a quarterly Mobility meeting and there was an article in the newspaper about the trails and the things that they are doing with that. Sandy Maple reported that they have a rough draft of what they are going to be doing with the trails, they called it a technical draft but I guess that is the same thing as a rough draft. They will have a formal draft available on March 31st. There will be a copy of that if anybody is interested at the Library. They are also going to hold an open house public meeting for question and answer. She didn't let us know when that was going to be or I would let you know. I participated in the Big Brothers Big Sisters Bowl- a-thon on Saturday and I bowled the best game I had bowled in a long, long time. That wasn't that great but it was great for me. It was fun and we raised a lot of money and the amount of participation is overwhelming.

Mr. Rolletta- I as well would like to welcome Mrs. Grindrod's government class. My 10th grade project helped me be interested in government. It pleases me to see you all here. Called for a Safety Committee meeting.

Mr. Blake- I would like to welcome the students and Mrs. Grindrod to Council tonight. I got elected last November and one of the first meetings that I had with our Mayor was to discuss a youth council. Perhaps when we get things up and rolling we will be contacting you to see if any of your students want to participate. When I was in high school Mayor Frank Stare was presiding over the City and he had a youth council that got several of our teenagers involved in our community. We touched base on that last week so helping we can get that up and running soon. The South Newark Civic Association dinner is tomorrow at 6:00 at Ben Franklin. Adam Wineberg, President of Denison will be speaking; the Newark High School Swing Choir will be performing and all are welcome to come. I also want to recognize Everett with the Licking County Computer Society and Autumn our Clerk. I don't know if you have noticed but all of our proceedings have been placed on a You Tube Channel. People have been giving me a little bit of grief for making people speak at this podium but when you go back and watch those video sessions it is very nice to be able hear everybody clearly so I want to thank Autumn and Everett for making that You Tube Channel happen. He asked Joe Williams for his assistance in getting it up on the Advocates website. Called a Finance Committee meeting for the 31st.

Mr. Bubb- I too would like to welcome the students and Mrs. Grindrod, thank you for coming this evening. Called a Ways & Means Committee meeting.

Mr. Ellington- there won't be any meetings next Monday because it is a 5 Monday month so our next Committee meeting will be on March 31st at 5:30 P.M. Our next City Council meeting will be April 7th at 7:00 P.M.

ADJOURNMENT- Motion by Mr. Bubb to adjourn, second by Mr. Cost. Motion carried by acclamation. 7:31 P.M.

Autumn Klein, Clerk of Council

Don Ellington, Council President