

COUNCIL MINUTES

May 5, 2014

Council Chambers

7:00 P.M.

7:00 P.M. - President Ellington called the May 5, 2014 Newark City Council Meeting to order

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

INVOCATION – Mrs. Floyd- I just thought that I would mention before we have the prayer that today the Supreme Court approved the right to have prayer before a town meetings or City Council meetings.

PLEDGE OF ALLEGIANCE- Mr. Evans

CAUCUS

MINUTES- April 21, 2014 Motion by Mr. Rath, second by Mr. Johnson to approve the minutes of the April 21, 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**

Recreation- **Received and Filed**

Service- **Received and Filed**

Safety- **Received and Filed**

Capital Improvements- **Received and Filed**

REPORTS CITY OFFICIALS

Barb Jobs, Income tax Administrator- Income Tax Revenue Report as of April 15, 2014. - **Received and Filed**

COMMUNICATIONS

Jim Amore, Licking County Computer Society- 50 Places Linux is running. Information given to Council at the last meeting on April 21, 2014. - **Received and Filed**

Dave McElfresh- Newark Income Tax Survey and Summary for the Safety Levy- **Received and Filed**

Paul Moran- issues of concern that he spoke about at the April 7th and April 21st Council meetings.- **Received and Filed**

Ohio Division of Liquor Control- a request for a new liquor permit for Tequilaville Mexican Restaurant & Bar at 1225 W Church St- **Received and Filed**

James Gibboney- statement emailed to Councilman Rath in which he supported a street maintenance levy only if there were provisions that the 2014 street maintenance budget in addition to the funds collected by the levy were used only for street maintenance. - **Received and Filed**

Michael Sobul, Treasurer of Granville Exempted Village School District- public notice of special and fiscal meeting of the Board of Trustees of the Newark/Granville Community Authority on May 22, 2014 at 5:30 P.M. at 130 N Granger St, Granville.- **Received and Filed**

COMMENTS FROM CITIZENS

ORDINANCES ON FIRST READING

By: Mr. Rolletta, Mr. Johnson, Mr. Cost, Mrs. Floyd, Mr. Rath, Mr. Blake

14-04 A AN ORDINANCE AMENDING CHAPTER 618 OF THE CODIFIED ORDINANCES OF THE CITY OF NEWARK, OHIO TO REQUIRE THAT ALL DOGS BE LEASHED WHEN OFF THE PREMISES OF THE DOG OWNER.

Held for a Second Reading

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

14-10 CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 188 DEO DRIVE, CITY OF NEWARK, LICKING COUNTY, OHIO, FROM THAT OF NEWARK TOWNSHIP, TO LB, LIMITED INTENSITY BUSINESS DISTRICT.

Referred to the Planning Commission

RESOLUTIONS ON THE SECOND READING

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

14-29 A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO PREPARE AND SUBMIT AN APPLICATION TO THE OHIO DEVELOPMENT SERVICES AGENCY FOR A COMMUNITY HOUSING IMPACT AND PRESERVATION PROGRAM GRANT AWARD FOR FEDERAL FISCAL YEAR 2014.

Motion by Mr. Blake to adopt Resolution No. 14-30, second by Mrs. Floyd

Motion passed by a vote of 10-0.

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

14-30 A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO SUBMIT AN APPLICATION TO THE OHIO DEPARTMENT OF PUBLIC SAFETY OFFICE FOR FISCAL YEAR 2015 OHIO TRAFFIC SAFETY GRANT PROGRAM.

Motion by Mr. Blake to adopt Resolution No. 14-30, second by Mrs. Floyd

Motion passed by a vote of 10-0.

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

14-32 A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION (621 Water Dept:\$71,700.00-Professional Service; 621 Water Dept:\$10,000.00-Software; 100 General Fund: \$5,513.80-Services General; 100 General Fund: \$17,463.47- OPT AG Demo Grant; DISAPPROPRIATION 100 General Fund:\$17,463.47-OPT CI; 293 AG Demo Grant Fund:\$17,463.47-Services General)

Motion by Mr. Blake to adopt Resolution No. 14-32, second by Mr. Cost

Motion passed by a vote of 10-0.

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

14-33 A RESOLUTION AUTHORIZING THE CLERK OF COUNCIL TO SUBMIT A REQUEST TO THE LICKING COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE CITY OF NEWARK, OHIO AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED FROM AN ADDITIONAL TAX OF 2 MILLS.

Motion by Mr. Bubb to adopt Resolution No. 14-33, second by Mr. Johnson

Motion passed by a vote of 10-0.

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

14-34 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.

Motion by Mr. Cost to adopt Resolution No. 14-34, second by Mr. Blake

Mr. Guthrie- I am going to vote against this and it is a very difficult vote for me. For a couple of reasons, 4 out of the 5 items in this I am supportive of but the bottom line is that when our police and fire staff is at or below what it was when we passed the safety levy in 2001 I have come to the conclusion that it is my feeling that it is not wise to precede with building a new fire station at this time. I don't take exception to anybody else's position on this issue. To be honest I go back and look at a couple of mistakes, one in particular that I made supporting the formula change for the EMS distribution. We are really in a position as much as anything as a result of that of not being able to do some things in my opinion I think we should be doing as far as staffing. I do hope that we fill these two vacancies. One has occurred and one will occur in the Fire Department. I know that we are below where we were 10 years ago in both of those divisions and I just feel like from my perspective by voting to build a new fire station 1 that I am placing bricks and mortar above public safety and I just can't bring myself to do that.

Motion passed by a vote of 8-2 (Mr. Guthrie & Ms. Hall)

RESOLUTIONS ON THE FIRST READING

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

14-36 A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION
(671 Landfill Reclamation Fund: \$250,000.00- Note Payment; 422 Debt Service: \$3,739.58- Interest Payment on Note; 153 Compensated Absences: \$25,357.00- Retirement Michael White)

Motion by Mr. Blake to waive the two day reading rule on Resolution No. 14-36, second by Mrs. Floyd

Mr. Blake- there are some dates coming up relating to the note in this piece of legislation

Motion passed by a 10-0 vote.

Motion by Mr. Blake to adopt Resolution No. 14-36, second by Mrs. Floyd

Motion passed by a vote of 10-0.

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

14-37 A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION
(100 General Fund: \$3200.00-Bldg Ground Maintenance; DISAPPROPRIATE 100 General Fund: \$3200.00-Taxes & Assessments; 100 General Fund: \$750.00- Bldg Ground Maintenance; 334 Construction Note: \$15,000.00 Bldg Grounds Maintenance)- Held for a Second Reading

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

14-38 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 2014 EDWARD BYRNE JUSTICE ASSISTANCE GRANT FUNDING.

Held for a Second Reading

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

14-39 A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION- CI
(335 Capital Improvements Fund: \$300,000.00- Maintenance of Streets; 335 Capital Improvements- 10,000.00 (Land Improvements)

Held for a Second Reading

CITIZENS COMMENTS

Paul Moran- 63 N 4th St, stated he would like to see the City bring in new retail to the downtown. He suggested a chain such as Subway or a Dairy Queen. He said something like that coming to downtown would be positive because of the jobs and revenue they would bring in addition to giving the youth an opportunity for employment. He also suggested tax credits to bring in these types of business.

MISCELLANEOUS

Mr. Guthrie- I just want to say that the Merle Haggard concert last night was excellent. I would also like to thank Mr. Moran for always coming forward with his positive ideas for our community to grow. I think we all got an exciting invitation today regarding a project on the south side of the square that we're looking forward to. I would like to say a word of compliment regarding how things are going back here on the façade of the 4th Street demo. It is going to look really, really nice. I want to compliment everybody involved. The other thing I want to mention and I don't know what kind of feedback other people are getting. I have been getting pretty much all positive feedback regarding the sewer separation project downtown. I think everybody knows it is needed and is supportive of it. The feedback on much of the rest of that project is not positive. I just hope that when we get closer to reality on the phase of the project that would involve the streetscapes, the roundabouts and the two way traffic that we are going to be in a position of taking more public input on that because I am sort of amazed and I am going to be honest with you I am asking people their opinion and I am yet to get a positive response.

Mr. Johnson- I think that the façade looks wonderful I think that it is a real improvement. I think that we should welcome ex Councilman and ex State Representative Dave Evans here tonight. It is nice to have somebody come back and see what is going on.

Mr. Rolletta- I would like to call a Safety Committee meeting. I would like to thank Jody Hall Arthur and Nancy Brown from the Licking Metropolitan Housing Authority for giving an excellent informational presentation to our Safety committee last Monday. We had a great discussion also. I would like to thank Director Spurgeon and Director Rhodes for being responsive when there is an issue in the 4th Ward. I had a great time participating in the Chocolate Walk downtown hosted by the Downtown Newark Association. I think that it is a very positive thing for our downtown and I think that it is great thing to have people downtown on our square visiting our local businesses. Lastly I would like to announce that our 4th Ward block watch group will have our monthly meeting at the Holy Trinity Lutheran Church at 592 W Main St, Tuesday May 27th at 6:30 P.M.

Mr. Blake- I would like to thank Mr., Moran for making some comments about employment because I got an email from the Ohio Department of Job and Family Services and they are looking and taking applications for summer youth programs. Building maintenance, landscaping, gardening, food services, clerical work and such. So if you know some youth you can encourage them to go to ODJFS and there are some summer jobs at least. Other announcements, you may know that there is a new bakery coming open on South 3rd Street. Their grand opening is Friday May 9th at 12:30. Mound City Little League has their opening celebration at 10:00 this Saturday May 10th. That is always a good time to come out and support the youth in the community and the folks that run that facility and program. May 14th you probably saw on Council Chambers Schedule that there is going to be a meeting here in this room about the Newark Youth Council. There are some educators that are going to come together and talk about beginning the Youth Council this fall. The Mayor is obviously invited but I wanted to openly extend that to the rest of Council so if you have time and want to come and participate. It is May 14th at 4:00 here in Council Chambers. He called a Finance Committee meeting.

Mr. Cost- called a Service Committee meeting.

Mrs. Floyd- called for a Personnel Committee meeting. The Midland has a number of shows coming up and I know I am working several shows this month including the Jazz Hall Band from New Orleans which should be a great show. Almost every time that I am there every performer tells the audience what a great theatre it is and many of the people that come to the theatre tell us during intermission what a great theatre it is and how lucky we are to have it and we truly are. I wanted to remind everybody about the community lunch at First Presbyterian Church May 14th at noon. The Mayor is going to be there to speak. It is kind of an informal thing. Come get a lunch and listen to the Mayor and ask questions and you will be out of there by 1:00.

Mr. Ellington- once again thank you for coming to your Newark City Council meeting, we certainly appreciate it. Committees meet next Monday May 12th at 5:30 P.M. and Council meets Monday May 19th at 7:00 P.M. Let's not forget about Mother's Day on Sunday. Make sure to wish all the moms a Happy Mother's Day.

**ADJOURNMENT- Motion by Mr. Rath, second by Mr. Johnson.
Adjournment- 7:24 P.M.**

Autumn Klein, Clerk of Council

Don Ellington, Council President