

## COUNCIL MINUTES

**May 6, 2013**

Council Chambers

7:00 P.M.

**7:00 P.M.** - Mr. Ellington called the May 6, 2013 Newark City Council meeting to order.

**ROLL CALL**-Mr. Houdeshell, Mrs. Loomis, Mr. Marmie, Mr. Rath, Ms. Stare, Mr. Bubb, Mr. Cost, Mrs. Floyd, Mr. Frost

**Absent**- Mr. Guthrie

**INVOCATION** – Scott Hayes

**PLEDGE OF ALLEGIANCE**- Tim Lusk

**CAUCUS**-

Mrs. Floyd made a motion to excuse Mr. Guthrie, second by Mr. Marmie, motion carried by acclamation.

**MINUTES**- of April 15, 2013. Motion by Mr. Rath, second by Mr. Frost that the minutes of April 15, 2013 Council meeting be approved 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.

### APPOINTMENTS

**Mayor Hall**- appointing Bill Wilson, 50 N 3<sup>rd</sup> St, to the Heath-Newark-Licking County Port Authority Board of Directors. His 4 year term will begin June 1, 2013 and will expire May 31, 2017. – **Motion by Mr. Frost, second by Mr. Cost, motion carried by acclamation.**

### REPORTS STANDING COMMITTEES

Finance- **Received and Filed**

Capital Improvements- **Received and Filed**

### REPORTS FROM CITY OFFICIALS

**Safety Director Spurgeon**- one of our Mayor's initiatives and our team is safe neighborhoods and protecting property values. To that end the Mayor has asked that I put together a Committee to review the Property Maintenance Ordinance so we have done that. We have had some folks volunteer to serve and I really appreciate that. We have selected our committee; those meetings start this Wednesday at 9:00 A.M. and will be every other Wednesday in Council Chambers. We hope that we can get some robust discussions going about how to make things better.

### COMMUNICATIONS

**Mayor Hall**- gave thanks to LMH they have an active fit program that met on March 30 to clean up in order to get ready to mulch and plant down around the square. Newark High School Athletic Program helped clean up at Fory Park. Scott Hayes had a group of volunteers show up on a slightly rainy day and mulched the square and Cedar Hill Cemetery. They also painted over graffiti, cut brush along bike trails, did housekeeping in 12 apartment units at Terrace Gardens and Metro High-rise, litter pick up downtown and common parks, and Psalms Café.

**Mayor Hall**- presented a proclamation to the Civil Air Patrol

**Doug Marmie**- Chief Sarver was inducted at the end of April as the President of the Ohio Chiefs of Police. Chief Sarver is the first Newark, Licking County person to serve in this capacity. State Farm wanted to make a donation to the Police Department in recognition of this achievement and Chief Sarver chose the Newark Citizens Police Academy as the recipient of that grant. He presented a check for \$500.00 to Chief Sarver on behalf of State Farm Insurance.

**Chief Sarver**- he stated that the relationship they have had with State Farm has been tremendous, nearly 50% of the citizens that have been through their Citizens Police Academy has been State Farm employees and this is not the first contribution he has received from them either.

**Law Director, Doug Sassen-** wanted to welcome Caroline Clippinger to his staff, she is the new Assistant Law Director in his office and has been there for approximately a month. He stated she is a native of Canal Winchester and graduated recently from Otterbein University and Capitol Law School. He stated that she will be doing half criminal and half civil work.

**Department of Commerce, Division of Liquor Control-** issued an F2 permit to the Licking County Chamber of Commerce which allows the sale of liquor and/or beer at 1058 E Main St. - **Received and Filed**

**Department of Commerce, Division of Liquor Control-** a new liquor license has been requested by Linnets Flowers on the Square at 30 N Park Pl. - **Received and Filed**

## PUBLIC HEARING

**By: Mrs. Floyd, Mr. Cost, Ms. Stare, Mrs. Loomis, Mr. Rath**

**13-05** AN ORDINANCE AMENDING ARTICLE 4: DEFINITIONS AND ARTICLE 16: RS SUBURBAN – RL LOW DENSITY – RM MEDIUM DENSITY – RH HIGH DENSITY SINGLE-FAMILY RESIDENCE DISTRICTS OF THE ZONING CODE OF THE CITY OF NEWARK, OHIO.

There weren't any citizen's comments pro or con concerning this Ordinance during the Public Hearing.

**Ms. Stare-** suggested that we give a brief explanation regarding this change to those in the audience that may not be aware of what it is.

**Mr. Cost-** stated that he has been involved with this legislation; it is a means of trying to help protect the integrity of a single family zoned residence area to make sure that these properties are being used as single family residences and not duplexes or combined situations. What they are trying to do is make some of the other uses people may want conditional and make it so those uses would have to go in front of the Board of Zoning Appeals. He said that he thinks it is a way to help protect and improve the properties in the City of Newark one little step at a time.

**The Public Hearing was closed.**

**Motion by Mr. Cost to adopt Ordinance 13-05, second by Mr. Rath**

**Mr. Frost-** stated that he supports this legislation and thanked Councilman Cost for his hard work on it.

**Mr. Rath-** stated that he would be supporting this as well and anything we can do to protect the integrity of our neighborhoods is a good thing and this is a great move.

**Motion passed by a vote of 9-0.**

**By: Mr. Marmie, Mr. Rath, Ms. Stare**

**13-06** AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 303 NORTH 21<sup>ST</sup> STREET, CITY OF NEWARK, LICKING COUNTY, OHIO, FROM THAT OF SINGLE FAMILY RESIDENCE RL- LOW DENSITY DISTRICT, TO LO- LIMITED OFFICE DISTRICT.

**Hugh Price-** 238 E Broadway, Granville. He stated that this is a piece of property that they have been working to sell and the request to change the use of that property to a commercial use would be an insurance office. He stated that it was the highest and best use of that property for where it sits and the other commercial uses around there.

**Matt McDermitt-** 1801 Ashford Ln, Newark. He stated he would be one of the occupants of this location. He also stated that from an insurance perspective it is a good location. There would be three agents, low traffic and it seems to be a good fit for what they need regarding space.

**Public Hearing Closed.**

**Motion by Mr. Marmie to adopt Ordinance 13-06, second by Mr. Bubb**

**Mrs. Loomis-** stated that she lives in the 4<sup>th</sup> Ward and passed out a pamphlet commonly used by realtors, which showed pictures of the structure and property. She stated that not too long ago there was a gentleman that went to BZA regarding a property on the corner of 21<sup>st</sup> and Walker which the residents were not happy about and the person that was applying for light business pulled the application. She stated that on behalf of the 4<sup>th</sup> Ward folks she had spoken to they would like to keep all the residential property residential. She said that she disagrees with spot zoning. She said if you look down the corner on the south east side there is a piece of

commercial property, and in her opinion she thinks that we have plenty of commercial spots begging for people. She said that she is not going to support changing 303 N 21<sup>st</sup> St to LO, Light Office, from residential. She stated she realizes the price difference between this property and a commercial piece and maybe that was part of the consideration but as a resident and a representative of the 4<sup>th</sup> Ward she said she is not in support of spot zoning.

**Mr. Frost-** stated that he normally refers with the Ward the property is in however he refers to the Zoning Commission as well. He stated that he would like to take a little time and ask questions, figure out how long the property has been on the market, why they think it's the best location and get some thoughts from the Zoning Commission. He asked if it was possible to table this rather than vote tonight or would that be a huge burden on the individuals that are trying to get the zoning changed.

**Hugh Price-** stated that the property has been on the market for at least 150 days but maybe 180 days. He said that the only problem with tabling it an additional week is that they have been going through the zoning process for three months already but he said he understood everyone's need to do their due diligence. He advised Council that the people who have viewed the property on a residential stand point the property didn't appeal to them because of the high traffic location.

**Mr. Ellington-** clarified that it would be two weeks if it were tabled not one.

**Mrs. Loomis-** said Mr. Price brought up a good point regarding the egress and ingress being right on 21<sup>st</sup> St; it is already a congested area as was the concern just north of this property on the same side of the street.

**Mr. Cost-** said he agreed with Mrs. Loomis and that it was hard for him to consider changing a residential area to commercial because just minutes ago when he was talking about keeping the integrity of single family residence in residential areas then turn around and say but in this case it would be ok to put a business there. There are a lot of very nice single family homes and there are a lot of nice apartments there, within 2 blocks in either direction there isn't anything commercial there. The commercial is at the corner of 21<sup>st</sup> St and Church. The area where this home is at is strictly residential and he will have to support keeping it that way.

**Mr. Rath-** said that at this point he would either be in favor of tabling this Ordinance for two weeks or voting it down. He said that he has always referred to the Ward Council representative; he thinks that they know their Ward best and he is all about protecting the integrity of our neighborhoods. He stated that unless we tabled this for a couple weeks to hear from the Planning Commission and get a few questions answered he would have to vote alongside of the Ward Council representative.

**Mr. Marmie-** stated he is a strong supporter of property owner's rights. He said it's not spot zoning when we have apartment right there and there are other businesses in close proximity. He said he always looks at property owner's rights first and foremost. To consider this spot zoning would mean that it's all residential right next to it. Destiny 20/20 says that there should be a slow migration from residential to business and then on up into manufacturing. I see a little bit of that in this situation, I am not going to say anything about what the use is going to be because it is a moot point other than the fact that it is within the guidelines of our Zoning classification. Whatever the business is, it is going to be a light business. As far as ingress and egress that will be up to the property owner to work with our Engineering Department regarding what is required. There have been numerous properties that have recently been turned from residential to commercial, in particular on 21<sup>st</sup> St. He stated that there was a residential property in his Ward that is now a bank, it was a video shop and now it is a steak shop. For consistency regarding what this Council has done in the past as far as zoning classifications, 21<sup>st</sup> St has more or less been deemed a commercial type of area. He said he believes that this property and others around it will become such eventually and because he supports property owner's rights he is going to support the legislation. He said he doesn't believe that it is spot zoning.

**Mrs. Floyd-** stated that she can't support this because she has driven by it numerous times and it is an area that is very busy and she can't support a business being there. She stated she too sees it as being more residential than business.

**Mrs. Loomis-** said she appreciated what Mr. Marmie had to say however what he said about it eventually sprawling out and eventually there being some commercial down the road is exactly what the residents' fear and they want it to stop.

**Mr. Marmie-** first of all we have to vote according to property owner's rights we can't try to stop a property owner from doing what they wish with their own property unless it is spot zoning where it is an individual business going in there but if it all could be and it is warranted that it could be zoned a particular classification then the Ohio Revised Code indicates that we must vote in that capacity and support property owner rights. Therefore in good conscience and knowing what my role and responsibility on zoning issues are I have to vote in

support of this because it isn't in violation with any of our City Ordinances. Just because we don't want business to come to that particular area in the City of Newark doesn't mean that is the right thing to do for a property owner. We can't dictate where economic development grows in our community and if a property owner wishes to do that unless it is grossly outside of what the zoning is in that surrounding area. The surrounding area zoning supports this zoning therefore we have to abide by law and support property owner rights and that is where I am coming from. It isn't that I like it right here right now at this time but it is my obligation to vote in support of it.

**Mr. Rath-** referred to the Law Director regarding the law that Mr. Marmie referenced pertaining to their obligation as Council members.

**Law Director-** he stated that he thought they were obligated to vote according to the citizens of their Ward and what they think is in the best interest of the City of Newark. He didn't think the law obligated them to vote no or yes on this issue at all.

**Mr. Cost-** with all due respect, I think that the property owner does have rights but I also think the property owners right beside, in front and behind them have a right to maintain their neighborhood and their property as well. There is nothing commercial within that area, it is apartments and single family homes until you get down to the corner of 21<sup>st</sup> St and Church. It is apartments and single family house in all directions.

**Mr. Frost-** he stated that he understood it may be a hardship to Mr. Price and Mr. McDermitt but he asked that this issue be tabled for two weeks so they could look into it, it is a close vote.

**Motion by Mr. Frost to table Ordinance 13-06, second by Mr. Rath**

Yeas: Mr. Houdeshell, Mr. Rath, Ms. Stare, Mr. Frost

Nays: Mrs. Loomis, Mr. Marmie, Mr. Bubb, Mr. Cost, Mrs. Floyd

**Motion to table failed by a vote of 4-5.**

**Mr. Price-** wanted to make one last comment regarding the maintenance and care of the property. He said this property is going to be essentially Mr. McDermitt's signature; he would maintain it and take great care of it. Regarding the traffic, there is parking in the back yard off of the side street so motorists wouldn't be backing out onto 21<sup>st</sup> St.

**Mr. McDermitt-** stated that he introduced himself to the direct next door neighbor who is to the right of the property, he advised them of what type of business they were and the traffic they would have. He said the neighbor was fine with it and it would be great to have someone they could count on to take care of the property versus what type of resident might move in. He also said that he thought there was only one neighbor at the previous meeting that was not for this.

**Mr. Marmie-** I didn't mean to imply that this particular vote that there was a law that says you must vote a particular way. What our obligation is when it comes to voting on any kind of zoning is that we have to look at property owner rights we have to look at what is surrounding it and so on. Our own Destiny 20/20 would indicate that apartments to this type of business are congruent and that is definitely something that would go next to one another. That is where I am going from. We spent thousands and thousands of dollars on that plan and it says it is ok. Now if someone decides they don't like the way this Council votes and decides to press the issue, I don't know where the lawsuit would go as far as how we voted and whether it is justifiable. That is what I am saying as far as what is allowable, property owner's rights first and foremost, yes I agree the property rights of the surrounding neighbors also applies but I am going along with how we have voted in the past. He then referenced the church on the corner of Shields and 21<sup>st</sup> St which is a dentist office now even though there isn't one business around it; he said they were advised it wasn't too far off of what was currently there and 21<sup>st</sup> St is considered a business corridor. He stated he was just going along with what they have done in the past, being consistent and being consistent that property owner's rights are valuable. Five years from now it could be a lot worse, one year from now it could be a rental dwelling property and it could be going downhill in a heartbeat. Be careful what you ask for and make sure you make the decision on what is best for property owner rights and if it falls within the plans of zoning. He stated he thinks it does because the apartments are multi-family then it goes to light business.

**Mr. Bubb-** I agree with what Doug has said and I am also a proponent of property owner rights. I think he was pretty clear when Mr. Price said that the property has been on the market for 150-180 days, it is hard to say how long it is going to go and what the future holds for that. I encourage this Council to support Mr. McDermitt and he is making an investment in our community so I encourage this body of Council to pass this along.

**Director Rhodes-** was asked to speak by Mr. Ellington on behalf of the Planning Commission since Mr. Rhodes is the Director of that Commission. Director Rhodes stated the Planning Commission was in full support of the change and that it was voted unanimously in favor of the change.

**Ms. Stare-** inquired about the property on the corner of 21<sup>st</sup> St and Walker that Mrs. Loomis referenced earlier, she wanted to know what the proposed zoning was for that and confirmation that also failed.

**Mrs. Loomis-** told Ms. Stare it was light office and confirmed it failed.

**Director Rhodes-** clarified that the applicant pulled his request therefore it didn't go to vote.

**Mrs. Loomis-** my final comments, I contacted Martin Richardson on another zoning issue that someone was given conditional approval and neighbors weren't happy about. I got another phone call about it then took pictures because it changes just like you said church to a dentist office, traffic changes etc. When I called back on the issue on behalf of the constituents of the 4<sup>th</sup> Ward she was told there wasn't much we could do about it. She said she couldn't let that happen again.

**Mr. Rath-** I am incredibly conflicted, I am looking at the map on my phone and there are a lot of businesses at the corner of 21<sup>st</sup> and Church which is basically a block south of 16. North of 16 on 21<sup>st</sup> St you are still a significant distance of the business district but with the Planning Commission being in full support of it, he said he didn't know how he was going to vote.

**Motion to adopt Ordinance 13-06 failed by a 4-5 vote.**

**Yeas: Mr. Houdeshell, Mr. Marmie, Ms. Stare, Mr. Bubb**

**Nays: Mrs. Loomis, Mr. Rath, Mr. Cost, Mrs. Floyd, Mr. Frost**

## COMMENTS FROM CITIZENS

**Rod Nelson-** 474 Hudson Ave, attended to discuss the property at 10 Sisal St which is the former home of GI asphalt and also a former storage facility. It has been abandoned for several years and it has deteriorated, it's most recent residents are raccoons. Last summer a portion of it burned and left a portion of the office and storage facility. The remainder was burned and he wanted to commend the efforts of Mr. Rhodes, the Service Director who has tried to broker a solution to the problem. He said Director Rhodes has made several attempts to locate buyers for the property. One potential buyer last fall began demolition but stopped because they discovered the lien on the property. That left a large amount of debris and portion of the building which used to be the storage buildings, those doors are open and attractive to kids and homeless. It is becoming a hazard to public health there are tires, sofa, love seat and high grass.

**William Butcher-** commented on the building beside of him.

**Mark Christenberry-** 143 Maholm St Newark, he wanted to discuss Ordinance 13-10. He said that he realized 30 days is probably way too long a time to wait around for something to happen but his concern was that two days was not long enough for an honest citizen to make a real attempt to try to get it done. Grass grows quickly and it has to be taken care of quickly that is understandable but two days is not long enough to get a dumpster. He said that one of the most important things about rodent harborage in Newark at this time is people are stacking firewood incorrectly. So in two days you have to restack your wood or somebody get paid for taking it away then you get to pay for them taking it away, 48 hours is not enough time. He said he doesn't think that two days is long enough to fix what they got a letter about. He said the County goes by 10 days and he was hoping for at least 5 days.

**Mrs. Floyd-** advised everyone that Director Spurgeon has been involved with making a lot of calls trying to find a solution to that problem on 10 Sisal St as well as Director Rhodes.

**Mr. Frost-** said he wanted to point out that it may be 48 hours' notice but that was after you got 10" of growth. He thought you have some idea that your lawn is growing and if you aren't cutting it for more than 48 hours, you should be cutting it before it reaches that point.

**Mrs. Loomis-** also commented on Ordinance 13-10. She said she thought Director Surgeon's office was very reasonable, some people think they are too reasonable. She said if they got a call at the 47<sup>th</sup> hour and they checked it and it was ok it would be ok. She told Director Spurgeon she appreciated what he had done with Ordinance 13-10.

## ORDINANCES ON SECOND READING

**By: Mrs. Floyd, Mr. Rath, Ms. Stare, Mr. Cost, Mr. Marmie**

**13-09** AN ORDINANCE AMENDING CHAPTER 618 OF THE CODIFIED ORDINANCES OF THE CITY OF NEWARK, OHIO REGARDING THE IMPOUNDING OF COMPANION ANIMALS

**Motion by Mrs. Floyd to pass Ordinance 13-09, second by Mr. Frost**

**Mrs. Floyd-** explained this is basically a procedural mandate; we basically have to do this.

**Motion to adopt passed by a 9-0 vote.**

**By: Mr. Rath, Mrs. Loomis, Mrs. Floyd, Mr. Marmie, Ms. Stare, Mr. Cost**

**13-10** AN ORDINANCE AMENDING THE PROPERTY MAINTENANCE CODE OF THE CITY OF NEWARK, OHIO REGARDING THE ENFORCEMENT OF CERTAIN NOTICES OF VIOLATION

**Motion by Mr. Rath to adopt Ordinance 13-10, second by Mr. Cost**

**Mr. Marmie-** this is the formal notification, we have usually already been in contact with these folks on this and I think that it is definitely sufficient enough time therefore I am in full support of this.

**Mr. Rath-** stated he felt this was a great step forward in Property Maintenance, he said he thought anyone who received this notice was already aware that the issue exists. Like Mr. Frost said regarding the grass growing 10" it didn't happen overnight. If trash was thrown out to the curb and it get scattered all over, they knew it was there. If it wasn't time for pick up yet then it shouldn't have been out there. Trash can be contained in a garage, house or where ever until it is time to be picked up. He said there is no excuse for that and it is a great step forward in keeping our City clean. He said he too was in full support.

**Mr. Cost-** stated he fully support this as well and thinks that Mr. Spurgeon's office would be very reasonable to work with and he can't see how this could be anything but a positive move.

**Motion to adopt passed by a vote of 9-0.**

**By: Mr. Rath, Mrs. Floyd, Mr. Marmie, Ms. Stare, Mr. Cost**

**13-11** AN ORDINANCE AUTHORIZING AND DIRECTING THE NEWARK CITY DIVISION OF WATER AND WASTEWATER, THROUGH THE DIRECTOR OF PUBLIC SERVICE, TO CERTIFY TO THE LICKING COUNTY AUDITOR, THE SUM OF \$22,335.54 FOR COSTS INCURRED BY THE NEWARK CITY DIVISION OF WATER AND WASTERWATER FOR STORMWATER, WATER AND SEWER FEES TO BE PLACED AS A LIEN UPON CERTAIN PARCELS OF REAL PROPERTY

Motion by Mr. Rath to adopt Ordinance 13-11, second by Mr. Houdeshell

**Mr. Rath-** this is a list of people that owe us anywhere from a small amount of money to a larger sum and don't show signs of paying the fees therefore we need to secure those funds.

**Motion to adopt passed by a vote of 9-0.**

## **ORDINANCES ON FIRST READING**

**By: Mr. Marmie, Mrs. Floyd, Ms. Stare, Mr. Cost, Mrs. Loomis, Mr. Rath**

**13-12** TO PROVIDE FOR THE ISSUANCE OF \$250,000 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 Mr. Marmie to adopt, second by Mrs. Floyd**

**Motion to adopt Ordinance 13-12 passed by a 9-0 vote.**

## **RESOLUTIONS ON SECOND READING**

**By: Mr. Marmie, Mrs. Floyd, Ms. Stare, Mr. Cost, Mr. Rath**

**13-37** 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 Mr. Marmie to adopt, second by Mr. Cost  
Motion to adopt Resolution 13-37 passed by a 9-0 vote**

**By: Mr. Marmie, Mrs. Floyd, Ms. Stare, Mr. Cost, Mr. Rath**

**13-39** A RESOLUTION APPROPRIATING MONIES FOR CURRENT EXPENSES OF THE MUNICIPAL CORPORATION  
**(100 General Fund: \$1,750.00 Law Enforcement Supplies SCRAM Unit Replacement; 282 FEMA Fund: \$125,696.12 Windstorm 6/29/12; 282 FEMA Fund-\$14,528.88: Windstorm 6/29/12; 100 General Fund: \$4,850.00 Computer Request; 266 Neighborhood Stabilization Fund: \$19,982.25 NSP Fund to stay with the City)**

**Motion by Mr. Marmie to adopt, second by Mr. Bubb  
Motion to adopt Resolution 13-39 passed by a 9-0 vote**

## **RESOLUTIONS ON FIRST READING**

**By: Mr. Marmie, Mrs. Floyd, Ms. Stare, Mr. Cost, Mr. Rath**

**13-40** 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 2013 EDWARD BYRNE JUSTICE ASSISTANCE GRANT FUNDING.

**Held to First Reading**

**By: Mr. Marmie, Mrs. Floyd, Ms. Stare, Mr. Cost, Mr. Rath**

**13-41** A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION  
**(Transit Fund: \$12,500.00, Payroll Costs; DISAPPROPRIATION Contingency Fund: \$12,500.00, Payroll Costs; 100 General Fund: \$3,600.00 Cemetery roof repairs; 621 Water Department Fund: \$12,500.00 Software-Annual License Agreement)**

**Held to First Reading**

**By: Mr. Marmie, Mrs. Floyd, Ms. Stare, Mr. Cost, Mrs. Loomis, Mr. Rath**

**13-42** A RESOLUTION APPROPRIATING AND DISAPPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION  
**(231 Probation Grants Fund: \$29,570.03 Grant Budget Revision from Ohio Dept. of Rehabilitation and Corrections; DISAPPROPRIATION 231 Probation Grants Fund: \$67,529.00 Grant Budget Revision from Ohio Dept. of Rehabilitation and Corrections; 153 Compensated Absences Fund: \$11,800.00 Retirement of Jim Amore NFD; 930 Inter/Intra Govt Fund: \$1,934.94 Distribution of JEDD Income Tax collections; 100 General Fund: \$234.19- Worker's Comp, Civil Service; 230 Police Fund: \$28,000.00, Wireless Equipment/Installation)**

**Motion by Mr. Marmie to waive to two day reading rule, second by Mrs. Floyd  
Motion to waive the two day reading rule passed by a 9-0 vote.  
Motion by Mr. Marmie to adopt, second by Mr. Bubb  
Motion to adopt Resolution 13-42 passed by a 9-0 vote**

**By: Mrs. Loomis, Mr. Marmie, Mrs. Floyd, Ms. Stare, Mr. Cost, Mr. Rath**

**13-43** A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION  
**(335 Capital Improvements Fund: \$10,000.00 Machinery/Equipment)**

**Held to First Reading**

## **COMMENTS FROM CITIZENS**

**William Butcher**- 129 W Main St, stated he just came back from the People's First meeting, and advised everyone that they are going to have a tent around the square during the Strawberries on the Square and they will be raffling off a bicycle from the shop around the square.

## **ADMINISTRATION**

**Law Director-** clarified the discussion on Resolution 13-42 about whether it was an emergency resolution or not. He stated the heading of the legislation has the word emergency, we put that up there as a reminder to Council and as a notice to people who are reviewing the agenda that this is the piece of financial legislation that we are going to waive the two day reading rule on. It is not per say an emergency piece of legislation.

He shared that you could purchase a cookbook called From the Ground Up, Plant it, Grow It, Eat It, at the Granville Thrift Shop which also benefits the 6<sup>th</sup> St Community Garden.

**Mayor Hall-** welcomed Caroline Clippinger

**Mrs. Loomis-** called and Economic Development Committee meeting for May 13<sup>th</sup> at which time Donald Eager will be attending to discuss the Fair Housing Department. She also said that Resolution 13-41 has the payroll costs coming out of the General Fund but they aren't, they are out of Transit and the Contingency. She saw that Mr. Johnson appeared to be concerned about that when it was being read. She also welcomed Ms. Clippinger.

**Mr. Marmie-** called a Finance Committee meeting and welcomed Caroline. He said he was sure that she would do an excellent job and that he has the upmost confidence in Mr. Sassen and his hiring ability. He believes she was a well-qualified candidate and will be an asset to the City.

**Mr. Rath-** welcomed Caroline Clippinger and mentioned that week was Nurse's week. He encouraged anyone who had a nurse take care of them or a family member to give them thanks.

He stated that he is serving on the Property Maintenance AdHoc Committee which he is looking forward to. He thanked Chief Sarver and told him thank you.

He commented the vote on Ordinance 13-06, the Zoning issue, was probably the hardest one he has had to make. He said he has always been pro-business and the fact the Planning Commission supported it made it incredibly difficult. He said one of the reasons he ran for Council was to protect the integrity of his neighborhoods.

He also called for a Service Committee meeting.

**Ms. Stare-** said she was delighted with the uplifting news at the beginning of the meeting, the thank you to Scott Hayes and the groups he brought in for the clean-up, the Property Maintenance AdHoc Committee is going to be great, she then welcomed Caroline. She said the Mayor's acknowledgement of the Civil Air Patrol was wonderful and that there were probably people in the City who didn't even know that existed. Finally, Doug recognizing Chief Sarver is great. It is really good to see positive things happening in the City.

**Mr. Bubb-** welcomed Caroline

**Mr. Cost-** welcomed Caroline

**Mrs. Floyd-** welcomed Caroline, congratulated Chief Sarver. She stated she took the Citizen Police Academy, learned a lot and felt it was very worthwhile. She thought the day of Prayer at City Hall was very nice, well attended and she was happy to see that here. She is also on the Property Maintenance AdHoc Committee, looking forward to that and that she lives in an area where that is a major issue.

**Mr. Frost** – as a past Civil Air Patrol member he said it is a good organization and that it was great the Mayor took the time to recognize their efforts.

## **ADJOURNMENT**

**Being no further business to discuss Mr. Rath mad a motion to adjourn, second by Mrs. Loomis.**

**Adjournment-8:16 P.M.**