

COUNCIL MINUTES

June 17, 2013

Council Chambers

7:00 P.M.

7:00 P.M. - Mr. Ellington called the June 17th, 2013 Newark City Council meeting to order.

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

INVOCATION – Mrs. Floyd

PLEDGE OF ALLEGIANCE- Beau Bromberg

CAUCUS- Mr. Guthrie arrived; Mr. Marmie made a motion to excuse Mr. Bubb, second by Mr. Frost. Motion was carried by acclamation

MINUTES- June 03, 2013. Motion by Mr. Rath second by Mr. Houdeshell that the minutes of June 3, 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.**

REPORTS STANDING COMMITTEES

Finance- **Received and Filed**

Safety- **Received and Filed**

Service- **Received and Filed**

Ways & Means- **Received and Filed**

REPORTS FROM CITY OFFICIALS

City Auditor, Stephen Johnson- operating report of period ending May 31, 2013- **Received and Filed**

COMMUNICATIONS

Mayor Hall- presented a Proclamation to Anthony Johnson, State Champion, Newark High School Track & Field 800-meter run

Ohio EPA- public notice that an application or verified complaints were received.-**Received and Filed**

Lauren Preidis, Park National Bank- notification of the results of the annual inspection of the mausoleums at Cedar Hill Cemetery. .-**Received and Filed**

Ohio Division of Liquor Control-a new application for a liquor license was requested by The Dollar General Store at 292 E Main St.-**Received and Filed**

COMMENTS FROM CITIZENS

Richard Westbrook-276 Pierson Blvd, discussed Ordinance 13-05 and 13-06 that were on Council Agenda May 6, 2013. He commented on how 13-05 was approved and 13-06 was voted down then the next Council meeting 13-06 was brought back up then passed. He also inquired as to how and why Mr. Washburn got his rental house remodeled through the Chip program and then the City had to pay back the money back. He asked why these 2 people got help but not the over 8,000 renters in this town. He also discussed the possible revenue that could come into the City if there was rental registration and if there were more than one clerk to take in the applications and process the payments as well as the time it would take to complete these tasks based on a figure Mr. Rath used at the previous Council meeting.

James Childers- 1550 Lamae Ave, provided complaints about conditions at Horns Hill Park and the recycling site at Flory Park. He also suggested using inmates that are a low risk and have them clean the trash off the roadways.

Mike Dane- 1032 Brice St, wanted to share his complaint regarding hiring practices in Licking County. He stated that he felt he was being discriminated against for various reasons stated in his comments.

Mrs. Loomis-explained to Westbrook that the rental that was rehabilitated was done so with the Chip 2009 Grant and rental rehab was written into the agreement, so it had to be done since it was part of the grant. Though it was not a normal practice, it was the previous administration who wrote it into the grant and that this administration would not do that. Then she stated even though Ordinance 13-06 didn't go the way she wanted or the people in her ward wanted it to, she was happy that it didn't go along party lines and this was an example of Democracy at work. She advised him that the recycling program is ran by the County not the City. She said that she too will voice her concern with Ms. Grimm regarding the # of containers getting less and the size of the bins being smaller. She told Mr. Childers that she has received a call from a 4th Ward constituent with a complaint about the size of the containers at Flory Park. To Mr. Dane she suggested Opportunity Links.

Mr. Frost- stated to Mr. Childers that law enforcement has taken a hit just like everybody else and is having problems, and that the Sherriff's department isn't flush in money. Part of the reasons they are using correct officers at the jail instead of deputies is because they are cheaper than pulling a Deputy off the streets.

Ms. Stare- she stated she too went to drop recycling materials off at Flory Park and the bins were full. She told Mr. Childer's that she would contact Chuck Jackson about his complains concerning Horns Hill Park.

ORDINANCES ON SECOND READING

By: Mr. Cost, Ms. Stare, Mr. Rath

13-15 AN ORDINANCE AMENDING CHAPTER 454 OF THE CODIFIED ORDINANCES OF THE CITY OF NEWARK, OHIO, REGARDING THE REGULATION OF PARKING VEHICLES IN THE DOWNTOWN AREA

Motion by Mr. Guthrie to adopt Ordinance 13-15, second by Ms. Stare

Mr. Guthrie- this legislation simply gives the Safety Director some discretion to add 30 minute meters on W Main St for what seems to be a legitimate purpose for a business.

Motion passed by a vote of 9-0.

ORDINANCES ON FIRST READING

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

13-13 AN ORDINANCE AMENDING SECTION 222.07 OF THE CODIFIED ORDINANCES OF THE CITY OF NEWARK, OHIO REGARDING THE TRANSFER OF FUNDS.

Held to First Reading

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

13-16 AN ORDINANCE AMENDING CHAPTER 1610 OF THE NEWARK CODIFIED ORDINANCES REGARDING THE REGULATIONS GOVERNING CONDITIONS HAZARDOUS TO LIFE AND PROPERTY FROM FIRE OR EXPLOSION.

Held to First Reading

By: Mr. Rath

13-17 AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 1420 DICKERSON STREET, CITY OF NEWARK, LICKING COUNTY, OHIO, FROM THAT OF RL (Low Density Single Family Residence District), TO GO (General Office District)

Referred to Planning Commission

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

13-18 TO PROVIDE FOR THE ISSUANCE OF \$3,200,000.00 OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING THE COST OF CAPITAL IMPROVEMENTS, INCLUDING FIRE STATION #1 IMPROVEMENTS (INCLUDING DEMOLITION, PROFESSIONAL DESIGN AND PROPERTY ACQUISITION), CITY HALL PARKING IMPROVEMENTS, SERVICE COMPLEX IMPROVEMENTS AND SOUTH SECOND

STREET BRIDGE REPAIR, TOGETHER WITH ADDITIONAL FIRE STATION #1 IMPROVEMENTS (PHASE ONE), AND ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

Motion by Mr. Marmie to adopt Ordinance 13-18, second by Mr. Rath
Motion passed by a 9-0 vote.

RESOLUTIONS ON SECOND READING

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

13-50 A RESOLUTION APPROPRIATING MONIES FOR CURRENT EXPENSES OF THE MUNICIPAL CORPORATION (100 General Fund: \$3,726.00-Service General & Bldg Grounds Maintenance; 295 JAG Fund: Overtime for Bike Patrol)

Motion by Mr. Marmie to adopt Resolution 13-50, second by Mr. Cost
Motion passed by a 9-0 vote.

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

13-53 A RESOLUTION APPROPRIATING AND DISAPPROPRIATING MONIES FOR CURRENT EXPENSES OF THE MUNICIPAL CORPORATION (**335 Capital Improvements Fund: \$22,000.00- Security Equipment**)

Motion by Mr. Frost to adopt Resolution 13-53, second by Mr. Rath

Motion by Mr. Frost to amend Resolution 13-53, second by Mr. Rath

Mr. Frost- explained that the department number needed to be amended. The funds will come out of the Service Department by using 121 in place of 203.

Mr. Marmie- asked if we are changing where it is coming out of or where it is going.

Director Rhodes- clarified that the security equipment is for City Hall that they are partnering with the Courts on.

Motion to amend Resolution 13-53 passed by a 9-0 vote.

Motion to adopt Resolution 13-53 passed by a 9-0 vote.

RESOLUTIONS ON FIRST READING

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

13-55 A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF NEWARK TO ENTER INTO A COMMUNITY DEVELOPMENT BLOCK GRANT FUNDED SUBRECIPIENT AGREEMENT WITH THE HEREINAFTER NAMED ORGANIZATIONS TO CARRY OUT ACTIVITIES INCLUDED WITHIN NEWARK'S FY 2013 COMMUNITY DEVELOPMENT BLOCK GRANT ONE YEAR ACTION PLAN.

Held to First Reading

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

13-56 A RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO SELL CERTAIN CITY PROPERTY AS DESCRIBED HEREIN BY INTERNET AUCTION

Held to First Reading

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

13-57 A RESOLUTION APPROPRIATING MONIES FOR CURRENT EXPENSES OF THE MUNICIPAL CORPORATION (100 General Fund: \$2,800.00- Fire Safety Supplies; 621 Water Dept Fund: \$31,500.00- Water line; 669 Storm Water Utility: \$300,000.00- Storm lines)

Held to a First Reading

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

13-58 A RESOLUTION ALLOWING THE CITY OF NEWARK TAX ADMINISTRATOR TO ENTER INTO A CONTRACT FOR THE COLLECTION OF INCOME TAX FROM THE VILLAGE OF HARTFORD AND DECLARING AN EMERGENCY.

Motion by Mrs. Floyd to adopt Resolution 13-58, second by Mr. Marmie

Mrs. Floyd- explained the use of the emergency clause is because they are going to start collecting the tax July 1st.

Motion passed by an 8-1 vote (Mr. Guthrie-nay)

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

13-59 A RESOLUTION APPROPRIATING MONIES FOR CURRENT EXPENSES OF THE MUNICIPAL CORPORATION
(100 General Fund: \$27,000.00-EMS Medical Supplies)

Motion by Mr. Marmie to waive the two day reading rule, second by Mrs. Floyd

Mr. Marmie- stated that the EMS medical supplies are dangerously low and need to be replenished quickly

Motion to waive the two day reading rule passed by a vote of 9-0

Motion to adopt Resolution 13-59 by Mr. Marmie, second by Mrs. Floyd

Motion passed by a vote of 9-0

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

13-60 A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ACCEPT BIDS AND SELL CERTAIN REAL ESTATE NOW OWNED BY THE CITY OF NEWARK, OHIO AND DECLARING THAT SUCH PROPERTY IS NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE

Held to First Reading

COMMENTS FROM CITIZENS

James Childers-1550 Lamae Ave, restated his previous concerns regarding trash in Newark and the recycling sites in addition to the speeding on Deo Dr and the need for a 4 way stop.

MISCELLANEOUS

Mrs. Loomis- suggested that Mr. Childers attend one of the County Commissioners meetings that are held on Tuesdays at 9:00 A.M. because that is Lindsey's boss.

Mr. Marmie- called for a Finance Committee meeting, he congratulated the Newark High track athlete.

Mr. Rath- called for a Service Committee meeting and congratulated Anthony Johnson.

Ms. Stare- stated that the Mayor's concert last Friday was wonderful the Trombones Plus were there, the next Mayor's concert is June 28th and the Licking County 4-H Band will be there.

Mrs. Floyd- congratulated Anthony Johnson

Mr. Frost- called for a Capital Improvements committee meeting, he addressed Mr. Childer's comment made during the second opportunity for citizen's comments regarding the banner on the highway for Party on the Roof. He also told him to talk to Kelly Miller or Scott Fulton in the Probation department or Judge Stansberry if he would like to see the judges order community service to allow inmates to pick up trash along the roadways. He also stated that Chuck Jackson and the Parks Department are working hard to keep the parks clean and nice. He stated he understood Horns Hill is not a perfect park but the Parks Department is doing the best they can with budget cuts and that Chuck Jackson does a good job and should be commended.

Mr. Guthrie- explained his vote on Resolution 13-58, he stated he thought that Barb Jobes did a good job working with the Village of Hartford on this however he would have liked to have seen us do a little better than 3%. He stated RITA, the private sector collector was at 8% he thought it would have been nice if we could have been at about 5% to generate a little revenue. He said Barb had informed them that the Village was on the verge of shutting their street lights off but this is all new money to their village, so he doesn't think it would have broke their backs if we had increased our

collection fee to 5%, especially considering all the cuts we are taking from the State. He also suggested that the City sell Horns Hill Park because of the high overhead and security cost and that we could use every bit of that money to improve our community parks people have more ready access to, including the Hollander Pool. He stated that he would like to see the City consider this and to take a serious look at it. He also acknowledged that the City has assets up there which we would have to secure and protect and be a part of the discussion of selling that property. It has been a bit of a monster to maintain and secure since before he was on Council. He stated if the property was sold it would be a good thing for our tax duplicate and the schools.

Mr. Houdeshell- stated the E Main Parkway is nice and well maintained park. He also commented on how he used to enjoy Horns Hill Park when he biked.

Mr. Ellington- announced the next Committee meeting is June 24th and the next Council meeting is July 1st at 7:00 P.M.

ADJOURNMENT- being no further business to discuss Mr. Rath made a motion to adjourn, Mrs. Loomis decoded the motion.

Motion was carried with acclamation. Newark City Council meeting adjourned at 8:01