

COUNCIL MINUTES

December 16, 2013

Council Chambers

7:00 P.M.

7:00 P.M. - Mr. Ellington called the December 16, 2013 Newark City Council meeting to order.

ROLL CALL- Mrs. Floyd, Mr. Johnson, Mr. Guthrie, Mrs. Loomis, Mr. Marmie, Mr. Rath, Ms. Stare, Mr. Bubb, Mr. Cost
Absent: Mr. Houdeshell

INVOCATION – Mrs. Floyd

PLEDGE OF ALLEGIANCE-Mrs. Loomis

CAUCUS

MINUTES- December 2, 2013 Motion by Mr. Rath that the December 2, 2013 Newark City Council Meeting Minutes 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, second by Mr. Bubb. Motion carried by acclamation.

APPOINTMENTS

Mayor Hall- reappointing Andrew Morrison to the Newark Development Partners. (CIC). The second term for Andrew will start January 1, 2014 and expire December 31, 2016. - **Received and Filed**

Mayor Hall- reappointing Sue Spiker, Stuart Moynihan and Mark Schaff to the Etna Corporate Park Joint Economic Development Zone 1 (ECP JEDZ1) Board. Their terms will begin January 1, 2014 and expire December 31, 2015. - **Received and Filed**

Mayor Hall- reappointing Shirley Stare to the Licking County Transit Board. The three year term begins January 1, 2014 and will expire December 31, 2016. - **Received and Filed**

REPORTS STANDING COMMITTEES

Mr. Ellington- announced that Autumn had the minutes completed and should be in their mailboxes but that we would suspend voting on them that evening until each member of Council has had an opportunity to review them.

Finance

Safety

REPORTS FROM CITY OFFICIALS

City Auditor Stephen E Johnson- operating report for the period ending November 30, 2013. - **Received and Filed**

COMMUNICATIONS

Ohio Division of Liquor Control- Request for the transfer of a liquor license permit from Sheppys LLC to Pounders Pizza LLC at 2066 Cherry Valley Rd. - **Received and Filed**

Dorothy Marks- 340 Eastern Ave, the letter she read to Council at the last meeting on December 2, 2013 regarding her situation regarding bedbugs at Washington Square. - **Received and Filed**

Division of Water & Wastewater, Roger Loomis, Utilities Superintendent- a list of properties a lien will be assessed upon due to past due water, sewer, and storm water bills and Ordinance 13-35 passed by Council on 11/4/13 adopting Section 1048.14 of the Codified Ordinances authorizing the certification of liens upon real estate within the City of Newark. - **Received and Filed**

Ohio Division of Liquor Control- Request for a transfer of a liquor license permit from Grill on Twenty First LLC to Grill & Ale House LLC at 1671 N 21st St. - **Received and Filed**

Don Ellington- retirement letter- **Received and Filed**

Mayor Hall- reappointment of Jim Holman to the Civil Service Commission effective January 1, 2014 through December 31, 2019. -**Received and Filed**

COMMENTS FROM CITIZENS

William Butcher- 129 W Main St, asked what was going to happen with the old Newark school across the street from him. Weather update also given.

Robert Pfeiffer- lives in the 1st Ward and is the neighbor of incoming Councilwoman Dee Hall. He encouraged Council to consider merging Heath and Newark into one community called Mound City, Ohio. He gave all Council members a copy of a statement of facts as to why he feels Heath and Newark should work together as one community. Joint purchasing and services was suggested as a way to save money for both cities.

Matt Frieschen- 949 W Church St, thanked everyone who went through the process of trying to get the Good Citizen test into play for Pitt Bulls and he informed Council that he brought his trainer from PetPlex Animal Hospital with him that night if anyone had any questions they may want to ask her before.

James Childers- 1550 Lamae Ave, I want to thank the Street Department for doing a tremendous job of getting our block watch signs up, they missed one but I called and they got right on it. We have 6 block watch signs in our neighborhood that I am very grateful for. He also thanked Mr. Johnson and stated he thought he had a hand in the signs getting done. He also thanked Sgt. McKee and stated he did a tremendous job and is a work alcoholic. He stated that he attended the Potters Grove block watch meeting. He also said that he knew people didn't think block watches worked but that they do. He gave Council members Christmas cards and he said he gave cards to the ladies in the office at the Police Department.

Gayle Mulvey- trainer at PetPlex Animal Hospital, she was there to speak on behalf of the Frieschen's and their efforts to add to or enhance the current vicious dog law. She stated that she understood at the last meeting there were some questions about the Canine Good Citizen test and that is one of things she does is trains dogs to take that test. She offered to take any questions regarding the test.

Mr. Ellington- advised her that it wasn't a question and answer time at that time in the meeting.

Tim Barnes- 927 Wieant Ave he was there to propose a referendum to ban the practice of putting fluoride the water. He stated that his class was the 25th anniversary of the City putting fluoride in the water. He stated that it was affecting the mental/educational health as well as physical wellbeing of individuals.

ORDINANCES ON SECOND READING

By: Rath, Floyd, Cost, Stare, Marmie

13-42 AN ORDINANCE AUTHORIZING THE NEWARK CITY SAFETY DIRECTOR TO CERTIFY TO THE LICKING COUNTY AUDITOR, THE SUM OF \$23,659.69 INCURRED BY THE NEWARK CITY PROPERTY MAINTENANCE DEPARTMENT WITH RESPECT TO PROPERTY MAINTENANCE VIOLATIONS TO BE PLACED AS A LIEN UPON CERTAIN PARCELS OF REAL PROPERTY SITUATED IN THE CITY OF NEWARK, OHIO .

Motion by Mr. Rath to adopt Ordinance 13-42, second by Mr. Bubb

Mr. Rath- this is the Safety Directors quarterly attempt to collect fines by placing liens on properties and us authorizing him to do so.

Motion passed by a 9-0 vote.

By: Rath, Bubb, Floyd, Cost, Stare, Mr. Marmie

13-43 AN ORDINANCE AMENDING THE POSITION CLASSIFICATION, PAY RANGE, AND POSITION AUTHORIZATION TABLES OF THE DEPARTMENT OF PUBLIC SERVICE, DIVISION OF TRAFFIC CONTROL AND DIVISION OF STREET MAINTENANCE BY CREATING ONE ADDITIONAL CLASSIFICATION OF SUPERINTENDENT, STREETS/TRAFFIC CONTROL AND ABOLISHING THE POSITION OF STREET SUPERINTENDENT

Motion to adopt Ordinance 13-43 by Mr. Bubb, second by Mr. Rath

Motion passed by a vote of 8-1. Nay- Mr. Guthrie

ORDINANCES ON FIRST READING

BY: Mr. Marmie, Mr. Rath

13-41 AN ORDINANCE AMENDING CHAPTER 618 OF THE CODIFIED ORDINANCES OF THE CITY OF NEWARK, OHIO TO EXEMPT CERTAIN DOGS FROM THE INITIAL ENHANCED REQUIREMENTS RELATIVE TO DANGEROUS AND VICIOUS DOGS

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

Mr. Rath- this Ordinance has been discussed extensively in Committee, two different Committee meetings and with all Committee members present. It was proposed by Mrs. Loomis and would like to give her the opportunity to vote on this before she leaves Council.

Motion to waive the two day reading rule passed by a vote of 7-2. Nays- Mr. Guthrie and Mr. Cost

Motion to adopt Ordinance 13-41 by Mr. Rath, second by Mr. Marmie

Mr. Guthrie made a motion to amend Ordinance 13-41.

Mr. Guthrie- I would really like to take credit for this amendment but I can't. During a discussion between the Law Director and Mr. Cost a question regarding leash law came up. Apparently we have, would it be fair to say Mr. Sassen a reasonable control law?

Director Sassen- yes it would.

Mr. Guthrie- therefore the legislation as it is worded in front of us without the amendment, and by the way, the amendment is highlighted. Basically what it says is that a Pitt Bull even when they meet the standards shall be required to be on a leash when it is off the owner's property. I think to be honest it was an oversight on my part, I can't speak for anyone else but I think it is a reasonable amendment and with the amendment I can certainly support the legislation. Mr. Guthrie read the amendment:

nonetheless, any dog that belongs to a breed that is commonly known as a pit bull dog that has successfully completed a formalized training program and has passed the American Kennel Club "Canine Good Citizen" test, while off the premises of the owner, keeper, or harbinger, shall be kept on a leash or tether not more than six feet in length and sufficient in construction to restrain said dog at all times.

Mr. Cost seconded the motion to amend Ordinance 13-41.

Mrs. Loomis- I appreciate the amendment and think it is a good one, I guess now the entire public will know that we don't have a leash law. Reasonable control I am assuming will mean voice control? I appreciate the amendment and I agree with it completely.

Mr. Cost- I was informed that Newark doesn't have a leash law and I was under the assumption that we did. Most citizens and Council members that I talked to assumed we had a leash law. Law Director if I could make a clarification, if I am walking my dog down the street on the sidewalk I don't need a leash at this moment but if I had the dog in the park I need one is that correct?

Law Director- that is correct

Mr. Cost- to me that is inconsistent. If I had the dog in a park and I am supposed to have a leash which makes sense to me but walking down the sidewalk, I can't imagine walking any dog down the sidewalk without a leash. I think it is a matter of safety and I think it is a matter of being a responsible dog owner to have the dog on a leash for the safety of the dog and of the other people and traffic. To me it is just commonsense. With this amendment I can support this as well and I appreciate the extra effort that has gone into this.

Mrs. Floyd- it seems to me it is for the safety of the dog as much as anything else. Any dog could easily run out into traffic and get hit by a car or something. I support the amendment and will support the Ordinance then.

Motion to amend Ordinance 13-41 passed by a 9-0 vote.

Motion to adopt Ordinance 13-41 as amended passed by a vote of 8-1. Nay-Mr. Bubb

By: Marmie, Floyd, Stare, Rath

13-45 AN ORDINANCE TO MAKE AN APPROPRIATION FOR THE EXPENDITURES OF THE CITY OF NEWARK, OHIO DURING THE YEAR ENDING, DECEMBER 31, 2014 All Other Budget

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

Mr. Marmie- if we want the City of Newark to be operational on January 1st we need to pass this before the end of the year.

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

Motion to adopt Ordinance 13-45 by Mr. Marmie, second by Mrs. Floyd

Mr. Marmie- in the All Other Budget there is a line item pertaining to the Budget Stabilization I am going to be offering an amendment from some different funds in order to reduce the amount coming from the Budget Stabilization. The Mayor as well as the Auditor's office worked with me and we found some areas which we could possibly reduce that number knowing that if there is something in the future that comes up that might be the source that we go to. The only item in that budget that needs to be amended is that Budget Stabilization. In your packets there is Ordinance 13-45 A, the only item of change is again the Budget Stabilization. It went from \$300,000.00 to \$200,000.00.

Motion to amend Ordinance 13-45 to 13-45 A by Mr. Marmie, second by Mr. Johnson

Motion to amend passed by a 9-0 vote.

Motion to adopt Ordinance 13-45 A passed by a 9-0.

By: Marmie, Floyd, Stare, Rath

13-46 AN ORDINANCE TO MAKE AN APPROPRIATION FOR THE EXPENDITURES OF THE CITY OF NEWARK, OHIO DURING THE YEAR ENDING, DECEMBER 31, 2014 Grant Budget

Motion to waive the two day reading rule on Ordinance 13-46 by Mr. Marmie, second by Mrs. Floyd

Mr. Marmie- we need our Department of Development to be operational on January 1st.

Motion passed by a 9-0 vote.

Motion to adopt Ordinance 13-46 by Mr. Marmie, second by Mrs. Floyd

Motion passed by a vote of 9-0.

By: Marmie, Rath

13-47 AN ORDINANCE TO MAKE AN APPROPRIATION FOR THE EXPENDITURES OF THE CITY OF NEWARK, OHIO DURING THE YEAR ENDING, DECEMBER 31, 2014 General Fund Budget

Motion by Mr. Marmie to waive the two day reading rule on Ordinance 13-47, second by Mr. Bubb

Mr. Marmie- if we want the City of Newark to be operational on January 1st we need to pass this before the end of the year.

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

Motion to adopt Ordinance 13-47 by Mr. Marmie, second by Mrs. Floyd

Mr. Marmie- there is a 13-47 A in which there are some changes to some various line items. Some of them were things that were discussed in Committee that were just some errors with insurance and things like that. Others are things that the Mayor agreed we could reduce; others were things that I think were on oversight, looking at averages instead of trends from a department.

Nevertheless what it comes down to is \$100,000.00 less coming from the Budget Stabilization, realizing that if push comes to shove that could be an area that Council will have to take some action if there are funds needed.

Motion by Mr. Marmie to amend Ordinance 13-47 to Ordinance 13-47 A, second by Mrs. Loomis

Motion to amend passed by a vote of 9-0.

Mr. Marmie- in the discussions we had I think there was great dialogue when we sat down and talked about different things and I really appreciate that. I think that we are in agreement that these are tough times. The Mayor indicated during his presentation at Finance Committee that this is just a snapshot in time and I am in complete agreement with that. We still need to do a lot of adjusting and fixing of things and try to find efficiencies wherever we can because this budget is very tight and the future of Newark is reliant upon us finding those efficiencies because I don't see where our revenue is increasing in the near future and if it does it will be slightly with expenses continually increasing. This is something that I feel comfortable with at this point, do I wish it were better, yes and I think the Mayor agrees he wishes it was better and he didn't have to pull from Budget Stabilization. It is what it is and we need to do our best and move forward in 2014. I do think that we should have quarterly Budget Review Committee meetings and if nothing else just talk about where we are at that point in the year in particular with this General Fund budget, not that the other two budgets aren't important but they are sort of their own revenue source. I appreciate the Mayor and the Auditor's Office, Lori Resta in particular for what they have done.

Mr. Guthrie- I want to thank Mayor Hall you have really put a lot of work into it Mayor, I appreciate your effort on this. I also appreciate the fact that in a couple of our conversations you have expressed a willingness to turn every stone in the next year or two to look at how we can be creative. One of the things that I found pretty mind blowing is that we passed the Safety Levy in 2001 probably as much as a result of anything as 9-11, that has brought in 5 million new dollars to our City but about half of that has been eaten up by State Government in the last three years. Something worth noting is our number of police and fire fighters are absolutely flat even though we had an additional 5 million dollars in 2001. Actually I think we are down 4 police officers and we are right about even either down one or up one in the Fire Department but we are down 4 police officers from where we were in 2001 and it is just mind boggling to think with the revenue from the levy that the people voted for we are in that position. I know everyone here is committed to increasing our safety presence in our neighborhoods and the Mayor is committed to working with us in trying to do creative things to try to improve that presence. With that I am not only grateful to the Mayor I am going to vote for his budget.

Motion to adopt Ordinance 13-47 A passed by a vote of 9-0.

RESOLUTIONS ON SECOND READING

By: Rath, Floyd, Cost, Stare

13-100 A RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO EXECUTE A CONTRACT FOR REIMBURSEMENT OF LEGAL REPRESENTATION OF INDIGENT PERSONS FOR CALENDAR YEAR 2014 WITH THE LICKING COUNTY BOARD OF COMMISSIONERS FOR THE CITY OF NEWARK, LICKING COUNTY, OHIO.

Motion by Mr. Rath to adopt Resolution 13-100, second by Mr. Bubb

Mr. Rath- this simply allows us to represent indigent individuals, people who can't afford attorneys

Motion to adopt Resolution 13-100 passed by a 9-0 vote.

By: Marmie, Floyd, Stare, Cost, Rath

13-103 A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION- NON EMERGENCY (100 General Fund: \$2,748.00-Computer Hardware/Software- 9 tablets for NPD)

Motion by Mr. Marmie to adopt Resolution 13-103, second by Mrs. Floyd

Motion passed by a 9-0 vote.

RESOLUTIONS ON FIRST READING

By: Marmie, Floyd, Stare, Rath

13-105 A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION- EMERGENCY DISAPPROPRIATIONS (255 State Highway Tax Fund: \$1,000.00 OPT; 250 Fire & Police Fund: \$19,068.90; 247 SID Fund: \$729.15; 655 CSO Projects Fund: \$234,850.00; 626 Automated Meter Project Fund: \$110,000.00; 360 LPA Fund: \$66,969.65- OPT; 272 LPPT Fund: \$67,000.00- Maintenance of Streets) APPROPRIATIONS (663 High Rate Treatment Fund: \$15,822.26- OPT; 954 LAW Library Fund: \$11,000.00- Law Library; 100 General Fund: \$7,500.00 Building Grounds Maintenance; 228 Income Tax Fund: \$272,270.70- OPT; 100 General Fund: \$45,000.00- OPT)

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

Mr. Marmie- this is legislation where we are cleaning up at the end of the year. This money that we set aside and either didn't have time or received a bill yet so we have to move it into next year. We are putting them in the proper funds so they will transfer into next year.

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

Motion to adopt Resolution 13-105 by Mr. Marmie, second by Mrs. Floyd

Motion passed by a 9-0 vote.

COMMENTS FROM CITIZENS

William Butcher- 129 W Main St, he said hats off to Shirley Stare and that he would miss her then he asked what was going to happen to the old school across from him.

Robert Pfeiffer- 243 Water St, he asked if any Council members had any questions

Mr. Ellington advised him it was not a question answer time.

Robert Pfeiffer- I hope that you reach out to your counter parts in Heath because we are moving into tough times. It would be a slow process but you have to start somewhere, compromise comes through communication. We need to save money and Heath needs to save money so why not work together and save money together and call that Mound City.

ADMINISTRATION

Law Director- I would like to thank Mr. Houdeshell even though he isn't here, Ms. Stare and Mrs. Loomis for their service. I look forward to working with Ms. Hall, Mr. Blake and Mr. Rolletta next year. Because this is our last meeting before January 3rd I would like to say Go Tigers!

Mayor Hall- I would like to thank all the residents and employees, I think we have had a good 2013 year. We have accomplished quite a bit in the community and I look forward to a wonderful year in 2014 and members coming on Council. I do want to congratulate Newark High School Basketball team in their 1500th win this past week. It was an away game in Gahanna, it was a tough game they won by 2 points. Happy Holidays to everyone, Merry Christmas, please have them safe and since it is the last meeting before January 3rd I would just like to say Go Bucks!

Mrs. Floyd- I too would like to say Congrats to the Wildcats, I have seen a lot of those 1500 wins over the years. I would like to thank the Mayor and everybody who worked on the budget. I know it has been a long atrocious task with money as tight as it is; I appreciate all the hard work that has been done. I also appreciate Mr. Rhodes and the Street Department for all the work that you had to do on the streets. I also appreciate all of the hard work that Shirley and Ed have done; it was nice to hear Ed's voice on the phone today when I called. He sounded good. We will certainly miss Rhonda but I am sure she will be here. I have been on Council for 6 ½ years and the last two years this Council has worked together very well; it has worked together and with the administration. I would like to see that continue and I too am looking forward to working with the new members. I am hoping we can continue the kind of service that we have had, it makes life much easier for us, and you can agree to disagree without being disagreeable. Merry Christmas and Go Bucks!

Mr. Johnson- I am in agreement, I think that it is great we have had those 1500 wins I have seen a few of those myself. I am glad that the block watch signs are up, thanks to Mr. Rhodes for that. I want to come back to the dog ordinance some time so we can make it more inclusive because we should have a leash law all the way around. Merry Christmas and good luck to those members leaving.

Mr. Guthrie- I too want to thank Mr. Rhodes for being responsive on the snow calls I'm very grateful. The people that I call for are grateful too and I always make sure to credit the Mayor but I mention your name every now and again. I wanted to comment on Mr. Pfeiffer's proposal. We have a lot of pride here in our City. I have spent a lot of years in Heath and I had pride there. The concept made me think of the Twin City up in Minneapolis St. Paul. The concept of becoming known as the Mound City because of how much the historic mounds mean to our community. I think there are some things and I think that he noted them, I think that we could being do more of like joint purchases, we have mutual aid contracts which are effective and used regularly both police and fire. One thing that sort of went by the way side was our joint meetings with Granville and Heath I would like to see them come back and have quarterly meeting to talk about mutual concerns and how we can work together like joint purchasing to save our communities money and maybe some perspective on the historic fact that we have so much to offer as far as our historic mounds here. I want to recognize the outgoing members on Council. Shirley, three terms on City Council that is a long time and congratulations you matched your brother there. Ed, I certainly want to wish him well. Rhonda, I wish you well and I know we will be seeing a great deal of you. I want to say to you Rhonda that I have been in 17 contested races and I have lost two. Losing an election is a very difficult experience. I remember when I lost in 1994 it was difficult for me and for my family because basically I was a full time legislator and as all of you know as elected officials there is no such thing as unemployment. I was unemployed for 7 months; the lost was hard enough to bare much less the economic impact of it. As difficult as it is and it takes a long time to deal with that loss and the personal issues surrounding losses. I look forward to seeing you here Rhonda and I know I will be hearing from you. I want to recognize the commitment that you have your community and that you have had here as a member of City Council.

Mr. Marmie- Go Bucks! I need to call a Finance Committee meeting. I just want to announce although we are announcing a Finance Committee meeting for the 30th, more than likely it will not occur, there usually isn't anything but it is easier to cancel a meeting than to have to call one later so I am going to go ahead and call it in anticipation that the meeting will probably not occur. The Potters Grove block watch meeting went very well, it was very well attended; it seems to be very well organized. Mr. Childers as he indicated attended. I think they are definitely headed in the right direction; they are definitely wanting to make a presence that there is a block watch there and hopefully it will detour any kind of criminal activity even coming into their neighborhood. They don't have a huge problem in their neighborhood but there are always problems in every neighborhood. They want to detour any activity and they feel as though if they have a program set up it will do just that. I commend them on their efforts there and they are working very hard at that. It is very well organized. Safety is the primary reason why government exists, is the safety of its citizens

and our safety forces. I make sure every year when I analyze the budget that the additional Safety Levy money that was committed; I make sure that that percentage of the General Fund has not been reduced any from the percentage that the safety forces received the year prior to the safety levy coming in. I am proud to say again this year that it has not been reduced below that amount. I really want to commend our Police and Fire, Safety forces in the job that they do. Although we are flat or even down as far as personnel the good news is our response times are not down. The safety of our citizens and the number of instances are not increasing as far as not being able to respond and that is all because of their efforts and their ingenuity and creativity at making sure that they created those efficiencies in their organization to become even better at what they do. Again we all have a lot more work to do and we want to protect those numbers first and foremost and we want to make sure that those numbers of the personnel don't reduce anymore. We definitely don't want anything that could impact that. We are just going to do our best to make sure the safety of the citizens is always going to be the first thing and I will go on to say that the second thing is the infrastructure which our City exist, that is definitely very important. I want to thank those that serve for us and for me as far as the police and fire. They are the ones that are out there 24/7 making sure that I can sleep easy at night and I really appreciate what those men and women do for me and the City. I want thank Ed for his service even though he isn't here, I am sure I will be communicating with him and sharing that information but I want to share with everyone else that I do appreciate what he has done. Shirley, you came in just shortly after me and it has been enjoyable it really has. You always have the light side of everything and I always like your final comments when you say "on the lighter side". I appreciate everything you have done. As far as your retirement, I don't believe in luck so I always tell people Good Fortune, so I wish you the best of good fortune in your retirement. Miss Rhonda, I have thoroughly enjoyed serving with you. I think that it has been a growing experience for both of us; I know I have grown from it. It has been a pleasure to see what you have brought to the table and how you have contributed and how hard you have worked. It has not gone unnoticed by me I can tell you that. You worked very hard out in those seats and you worked equally as hard up in this seat and I think the citizens of Newark should be very proud and they don't know what I know. I definitely appreciate the effort that you put forward, the research and the loyalty to the City. It is greatly appreciated by me and I want to thank you very much for what you have done. Merry Christmas to everyone. I am one of those ones that go in to Wal-Mart and try to get their employees to say Merry Christmas instead of Happy Holidays. Did I mention Go Bucks!?

Mr. Rath- I am taking up a collection to buy Mr. Sassen a Buckeye's tie for him to wear when the Buckeyes immerge victorious. In regards to the Canine Good Citizen Test and moving just a baby step forward with the Pitt Bulls, I know everybody on this Council is very cautious and that is a move that we should be cautious about because there is a potential to put Newark citizens at further harm. I don't think that we did that today or otherwise I wouldn't have voted for it. It is a baby step forward to recognize Pitt Bulls as good citizens and just as good dogs. I know a lot of people labored over that decision tonight and I appreciate those of you who supported it. As far as the people that are leaving I am going to have a whole new neighborhood down here. Mr. Houdeshell is not here obviously but it was a pleasure working with him, I always enjoyed talking with him, we had some mutual interests. I hope that he recovers because I would love to enjoy some of those mutual interests together but he has to get in a little bit better health to do that. Ms. Stare it has been wonderful sitting next to you, what a wealth of knowledge and experience. You are the number 1 champion of all that is good in Newark. Rhonda it has been wonderful sitting next to you, we have shared a lot of little notes and side bar conversations together. Rhonda you are if not the most, definitely one of the hardest working Council reps up here. I will call a Service Committee meeting for next Monday December 30th and echo what Mr. Marmie said. I wish everybody a Merry Christmas and a Happy New Year.

Mr. Bubb- I too wish Ed, Shirley and Rhonda the best, we'll miss seeing you guys. I am glad that you are continuing to serve on the Transit Board and Rhonda I know you will always be here. I would also like to congratulate Coach Quackenbush of the Newark High program on his 1500th win. He runs a state of the art program and I am very proud of him. Last item I would like to speak to tonight, I would really like to encourage the Safety Director and the Mayor to look at the Property Maintenance Department and the dollars we have available in there and see if can restructure that maybe a hair where we also have a second inspector out hitting the road. I think that we made tremendous progress and I would hate to see us take any steps back. I hope you guys can look at that and hope we can get something done. I would like to welcome you back Mr. President.

Mr. Cost- I would just like to express what a privilege and honor it is and has been to serve up here with all of you. I have come to appreciate each one of you. I have gotten to know you the last couple of years, I didn't really know Ed, I knew Shirley somewhat and I didn't know Rhonda at all. I have come to really appreciate how they each care about their constituents and how hard they have worked. I also look forward to working with the new members that are coming on; we will warn you about Mr. Rath and the neighborhood down at that end. I would also like to echo Mr. Marmie, I could not be prouder of our safety forces, I absolutely think that our safety forces are the best; it is an honor to have them here. Merry Christmas and Go Bucks!

Mr. Ellington- I certainly want to thank Ed, Shirley and Rhonda for their service, it has been great having you here. You guys have really worked hard and you have done a lot for this community, you should be proud. Our next Council meeting will be January 6th, at 6:30 we will do a swearing in of the new members, the Mayor will also be doing the State of the City Address that evening. Merry Christmas to everyone, Go Bucks!

Mrs. Loomis- Matt, Amy, Savannah you are exactly the reason that I am here. I didn't know how it was going to go, I am certainly not an arm twister how everybody votes or how they feel they should vote but you are exactly why I am here and why Mr. Rolletta is coming up we are your voice. I am very pleased that it passed and I thank Mr. Guthrie for taking the extra time and maybe not publicly announcing we have no leash law however adding that to the legislation that we passed tonight. She thanked Mr. Childers

for his card. Mr. Marmie, you amaze me with your financial brain and the way that you dig and look into stuff. Your heels were dug in, it was quite a dynamic to watch at the last Committee meeting and the City comes out of that pretty successfully. Thank you very much for the balanced budget. Shirley, I have known you for about 12-13 years because when I worked for the Newark Water Department Shirley and I would talk at least once a week. She managed close to 200 apartments and she had to pay the water bill. At one point part of my job at the Water Department had been outsourced and Shirley is the one who called me and asked me how I felt about that. I said we actually hated that part of the job so it is just fine but I came to Council whining about it. That is how I got started. When I left in 2004 you also mentioned my name and it made me feel I was part of the Newark City community while I worked for the City of Newark. Then when my daughter passed away in 2008 you came to the funeral. I have known you for a long time, we haven't always agreed but we have agreed to disagree like Mrs. Floyd said.

As far as Ed, he has been coming as long as I can remember, he has always been here. A little fact those of you in the audience may not know, my mother worked for his father, small world.

I am not going to say that this doesn't suck because it does. I hate it. It doesn't suck for everybody just me. I worked really hard and I didn't see where my end was coming from but it came. I want to thank Director Rhodes for the many projects for citizens he helped me with. This is not all inclusive but it is signs, alley, parking space restored and snow. He is a business man and he is a darn good one. He brings that business sense to the City cabinet and it is priceless. My words of appreciation are not enough for the hours that he works for the City. Director Spurgeon, I want to thank you so much for helping me with Property Maintenance and kind of keeping me level which isn't easy, there may be a purple heart in that for you. Pass that on to Joe Paul as well he has been very patient with me. I have talked to Mr. Rolletta and he understands some of the issues that are still one going. He is ready to tackle them, especially Broad St. This AKC legislation is just another example of legislative debate, you were very honest, you gave your opinion not of or against and I just appreciate the way that you handle your department. Chief Sarver, who is not here, I can't say enough about the Newark Police Academy. Everybody up here ought to should have to do it, it is amazing. What you hear more than anything is your equipment, I want better equipment. I heard why they don't have a whole lot of people on the street but man they need a lot of equipment and Barb Gilkes does a lot of grant writing, kind of surprised she is not actually in their budget but that is ok. Also for allowing the resources for the block watch because without allowing Sgt. McKee to attend we might be a little looser cannons than what we are Mr. Childers. He has met with me one on one and I have really gotten to know him, I appreciate his sense of humor and I think he finally gets mine. Autumn I want to thank you for keeping me on track with deadlines. Whenever I sat out there back in the day whenever I wanted an old piece of legislation I always had to look for them myself but you were able to help me with some of those. You have a positive energy, you work hard for us and I appreciate that very much, you are a great addition. Mayor Hall, what a pleasure it has been. I have been very, very lucky that my 2 years has been under your leadership. I was very hard on Stuart Moynihan in Economic Development for a very long period of time but he has come a long and I enjoy what he is doing, Fred Ernest and the CIC I did the same thing. I was a little nervous but I supported it but I see now it is coming along. After two years we are starting to see what the vision of Newark is and a real possibility if it happening. Mayor you have restored the public and private relationships, you are non-partisan all the way, you are fiscally responsible. You never make a promise that Newark can't keep. You are progressive and hopeful in an economy with ever increasing cuts and revenue loss. You allowed me to be a part of the legislation that encouraged the changes that are making people want to live and work downtown and I thank you for that. You have a lot of challenges ahead but they are all in fully capable hands. You have a cabinet of professionals and you have open communication with everyone which was probably what the problem for me was the four years prior. You meet with the media prior to and tell them everything that they need to know and I think that is amazing. The NIU, Neighborhood Impact Unit, this is a cooperation between the Safety Director and Chief Sarver. I know that it is challenging but I talked to Chief Sarver about that this summer, so I know we are going to implement program and I wish you all the best in that endeavor. It is not coming out of politics that much I know for sure. I will acknowledge that the NIU had some positive impact and you have been very tolerant of my questions and my blunt personality.

10 Years ago this all started and I blame it on Marmie because it was the outsourcing of part of my position that I absolutely hated but I came to a meeting, up to the podium, stated my name and address then said what are you doing with my job and you said to me "why are you just now coming?" I thought I don't know because I didn't understand that there were Committee meetings, a first reading and a second reading, I just came to state my peace. I decided from that point on how this worked and I have been here ever since.

Some of the decade I have been around has been a little rocky. I sided with the Democrats on the insurance except at some point I think I understand my role in that a little better now. My appointment to this seat, I was not the first choice folks at all but they gave me a shot to work for the 4th Ward citizens of Newark.

The last two years have been very non-partisan; I could not agree more with the statement that we worked so well together, we gelled. Every legislator up here has allowed excellent debate and discussion but that too is because of our leadership. Lesa, who is not here taught me how to not approach Council. Nancy, she is kind of a meet in the middle problem solver and was always willing to listen and research. Pete Gibney and I go back about as far as Shirley and he was an unending source of chocolate. Marilyn she has been my rock in the audience, she is my sounding board, she is my reassurance. She is going to be my pew buddy in the years to come. Bill and Terry Moated they taught me what a block watch can do, they make it work. There is not a legislator up here that can make it work; they have to make it work themselves. William Butcher, you are a man that cares about his City and you can be counted on for the most up to date weather. The Service Director twitches though every time you say snow. Finally my peers

on Council I thank each of you for a great two years, it hardly seems long enough. My hope is that you continue to work with the administration in a non-partisan way. I found out there are some things that can't be taught, told to or learned you have to experience some things for yourself to believe it. I have experienced and I have learned and I now believe. Good Luck to you Mr. Rolletta on your entire term on Council. As Mr. Uibile was leaving and I was getting ready to come up here he said be kind to one another, listen to your constituents and always respond to them immediately. Do what is right for all citizens.

Ms. Stare- all I have to say is that I love show business but Rhonda that is a hard act to follow. You have done a wonderful job since you have been up here. She thanked the Mayor for his proclamation that was wonderful; he gave it to me just before the Council meeting. Dave Rhodes I want to thank him for the streets and it was wonderful that he even emailed the Council people to let us know what was going on. Carol and Autumn and whoever else helped with the reception that was great too. All I have to say is that I have been here 12 years; it has been the fastest 12 years that I can really believe. I have loved every minute of it and I have loved all the Council people, I just have been really blessed. I am going to be followed by Jeremy Blake and I think Jeremy will do an absolutely marvelous job. There's really not much else for me to say other than I want to wish everyone a Very Merry Christmas and Happy New Year. Mr. Butcher I don't want to leave you out you have been very supportive but most of all if I get to feeling blue tonight I want to thank Autumn for giving me this little snowman and I can just look at it and feel so happy. I will miss Ed because I love sitting next to him but you haven't seen the last of me I will probably stop in for a Council meeting every now and then. My heart will always go out to the people of Newark.

ADJOURNMENT

Motion to adjourn by Mr. Rath, second by Mr. Cost. Adjournment 8:28 P.M.