

COUNCIL MINUTES

January 17, 2012
Council Chambers
7:00 p.m.

ROLL CALL

Mr. Rath, Ms. Stare, Mr. Bubb, Mr. Cost, Mrs. Floyd, Mr. Frost, Mr. Guthrie, Mr. Houdeshell, Mrs. Loomis, Mr. Marmie

INVOCATION - Mrs. Loomis

PLEDGE OF ALLEGIANCE - Stephen E. Johnson, Auditor

CAUCUS

Mr. Marmie - will be bringing up Resolution No. 11-5 under Miscellaneous and invoking council rule 11 so council could take action on it because there is a deadline
Mr. Ellington - we're going to do the same with Resolution No. 11-108. It went through committee and was approved to come to council but was inadvertently omitted from tonight's agenda. We need to read it for the first time tonight if the Democratic and Republican Leaders would approve.

MINUTES

Motion by Mrs. Loomis, second by Mr. Houdeshell minutes of the December 28, 2011 and January 3, 2012 council meetings 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.

REPORT SPECIAL COMMITTEE

Planning Commission - recommending approval of a request for the rezoning of 26 North Westmoor Avenue from RL, Low Density Single-Family Residence District, to GO, General Office District. Received and filed, public hearing to be held February 6

REPORTS STANDING COMMITTEES

Finance - Received and filed
Safety - Received and filed
Service - Received and filed
Economic Development - Received and filed

REPORTS CITY OFFICIALS

Stephen E. Johnson - Auditor, Operating Report for the period ending December 31, 2011. Received and filed

COMMUNICATIONS

Ohio Division of Liquor Control - application for the issuance of a new Class C1 and C2 liquor license for C. S. Ross Company, dba Big Lots 1449, 311 Deo Drive. Received and filed

Kristie L. Green - Trust officer, statement of account for the Newark Memorial Building/Cedar Hill Cemetery Trust. Received and filed

ORDINANCE ON 2nd READING

12-1 BY: MRS. FLOYD, MR. HOUDESHHELL, MRS. LOOMIS, MS. STARE, MR. MARMIE, MR. RATH

AN ORDINANCE ANNEXING CERTAIN TERRITORY, GENERALLY DESCRIBED AS BEING LOT NUMBER 7959, LYNDENWALD ACRES SUBDIVISION, LOCATED IN NEWARK TOWNSHIP, TO THE CITY OF NEWARK, OHIO. (344 Myrtle Avenue)

Mr. Bubb - someone on Myrtle Avenue wants water and sewer; it was recommended by the planning commission.

Motion by Mr. Bubb, second by Mrs. Floyd the ordinance be adopted, 10 yeas

ORDINANCES ON 1st READING

12-2 BY: MR. MARMIE, MRS. FLOYD, MR. HOUESHELL, MRS. LOOMIS, MS. STARE, MR. RATH
TO PROVIDE FOR THE ISSUANCE OF \$4,650,000 OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING THE COST OF VARIOUS IMPROVEMENTS, INCLUDING MULTIPLE WATERLINE PROJECTS, SANITARY SEWER SYSTEM IMPROVEMENTS AND MULTIPLE STORM WATER PROJECTS, AND ALL NECESSARY APPURTENANCES THERETO.

Held to first reading

RESOLUTIONS ON 1st READING

12-1 BY: MR. MARMIE, MRS. FLOYD, MR. HOUESHELL, MRS. LOOMIS, MS. STARE, MR. RATH
A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO APPLY FOR FINANCIAL SUPPORT FROM THE STATE OF OHIO 2010 FEDERAL LAND AND WATER CONSERVATION FUND.

Mr. Marmie - we need to expedite this in order to meet a February 1 application deadline.

Motion by Mr. Marmie, second by Mrs. Floyd Resolution No. 12-1 be adopted passed unanimously.

12-2 BY: MR. MARMIE, MRS. FLOYD, MR. HOUESHELL, MRS. LOOMIS, MS. STARE, MR. RATH
A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO APPLY FOR FINANCIAL SUPPORT FROM THE STATE OF OHIO 2010 NATUREWORKS GRANT/FEDERAL LAND AND WATER CONSERVATION FUNDS.

Mr. Marmie - we need to meet a February 1 deadline on this one also.

Motion by Mr. Marmie, second by Mrs. Floyd to adopt Resolution No. 12-2, 10 yeas

Resolution No. 11-108

BY: MR. RATH, MRS. FLOYD, MR. MARMIE, MR. HOUESHELL, MRS. LOOMIS

A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE OF THE CITY OF NEWARK, OHIO TO APPLY FOR, ACCEPT AND ENTER INTO A WATER POLLUTION CONTROL LOAN FUND AGREEMENT ON BEHALF OF THE CITY OF NEWARK FOR PLANNING, DESIGN AND/OR CONSTRUCTION OF WASTEWATER FACILITIES (RACCOON CREEK INTERCEPTOR) AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN.

Mr. Guthrie - doesn't agree that Rule 11 is what needs to be invoked.

Mr. Ellington - thought that would be a means of getting it read tonight since service committee approved it and the resolution was accidentally left off the agenda.

A voice vote was taken to allow the resolution to be read.

COMMENTS FROM CITIZENS

David Greene - 1791 Olympic Court, invited everyone to view "At the River I Stand", the story of the last few months of Martin Luther King's life. It's from 1:00 p.m. to 3:00 p.m. at the library. An effort to register voters will be made Sunday also.

MISCELLANEOUS

Douglas E. Sassen - Director of Law, my youngest daughter has been admitted to the University of Mississippi.

Mayor Hall - we're trying to get the website updated and appreciate your patience. Under the prior administration we contracted with a company to create a new website but they just took all the information from the old website and put it on the new website. We're trying to get each department responsible for keeping its information up to date.

Mr. Rath - called a service committee meeting for January 30

Wished Mr. Houdeshell a happy birthday, which was yesterday

Appreciates the opportunity to have a fresh pair of eyes and outlook on street plowing

Ms. Stare - welcomed Mr. Frost to city council

Congratulated Ed on his birthday

Mr. Bubb - welcomed Duke Frost to council

Happy birthday, Mr. Houdeshell

Thanked Safety Director Spurgeon for quick response to a couple of recent concerns and Chief Sarver along with the police department

Communication is so very important. Although it was an administrative function when the contract was made between Chuck Jackson and the prior service director, it is so nice if you know that stuff in advance because we are ambassadors of the city. If the true intent was to stop trespassing, vandalism, and rehab a derelict property there should be no secret to council. In future endeavors about the city, communication is great because council members shouldn't find out about these things nine months after.

Mr. Cost - Ed, happy birthday

Duke, welcome

Mrs. Floyd - happy birthday to Ed

Welcome, Duke

Good job with the roads this past week

This week I went to Hollander Pool and saw the swimming pool and bathhouse. It's really important we open that pool this year and we'll have to really watch our money. I also visited the fire station across the street; that facility leaves a lot to be desired. We have a lot to think about in the future as far as the fire stations in this community.

Thanked Bill Spurgeon for his help on a couple of issues in my ward

Mr. Frost - thanked everyone for all the assistance and help I've received since getting this appointment; we're going to work well together and get a lot of good things done for Newark

Mr. Guthrie - welcomed Mr. Frost and apologized for missing his swearing in

Happy birthday, Ed

Congratulations, Mr. Sassen, on your daughter being admitted to Ole Miss

The tattoo parlor on South 30th Street needs to be looked at; they have literally created a barrier around the side of it with vehicles and one night there was a bonfire in the middle of all those vehicles.

I'm not big on rule 11.

Mr. Houdeshell - Councilman Frost, glad to have you aboard

Last Friday during that terrible storm every street I traveled in Newark was perfectly cleaned. Once I got out of town on the state highway nothing had been plowed or salted, through Granville was really the worst. Mr. Rhodes, please tell the crew thank you for the wonderful condition of our streets.

Mrs. Loomis - welcome, Mr. Frost

Happy birthday, Mr. Houdeshell

I really appreciate what you did on the streets.

Three different times I turned in to the administration the tattoo parlor on Thirtieth Street and three different times I got three different answers. I appreciate you bringing that up, Mr. Guthrie.

Motion by Mr. Marmie, second by Mrs. Floyd to invoke council rule 11 and bring Resolution No. 12-5 to the floor of council. A voice vote to do so was unanimous.

Resolution No. 12-5

BY: MR. RATH, MRS. FLOYD, MR. MARMIE, MR. HOUESHELL, MRS. LOOMIS

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO PREPARE AND SUBMIT TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AN APPLICATION FOR AN FY 2012 LEAD BASED PAINT HAZARD CONTROL GRANT.

Mr. Marmie - we need to meet the deadline of the application. This is a three year grant for the Lead Hazard Program and is \$1,500,000 down from the \$3,070,000 we applied for previously in 2009. This seems like a more workable amount to use to remediate some of the lead in our community.

Motion by Mr. Marmie, second by Mrs. Floyd to adopt Resolution No. 12-5 carried by acclamation.

Mr. Marmie - welcomed Mrs. Spurgeon
Mr. Houdeshell, happy birthday
Mr. Frost, welcome
Called a finance committee meeting for January 30

ADJOURNMENT

There being no further business for discussion, motion by Mr. Rath, second by Mr. Cost to adjourn. Motion passed unanimously and the meeting adjourned at 7:34 p.m.