

July 16, 2012
Council Chambers
7:00 p.m.

COUNCIL MINUTES

ROLL CALL

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

INVOCATION - Mrs. Loomis

PLEDGE OF ALLEGIANCE - Mr. Kennedy

CAUCUS - Motion by Mr. Rath, second by Mr. Frost to excuse Mr. Marmie; motion passed unanimously.

MINUTES - Motion by Mr. Rath, second by Mr. Bubb minutes of July 2, 2012 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

Streets- Received and filed

Economic Development- Received and filed

Rules- Received and filed

Capital Improvements- Received and filed

REPORTS CITY OFFICIALS

PETITION

COMMUNICATIONS

COMMENTS FROM CITIZENS

William Butcher- 129 W Main St., discussed how the power outage affected him and asked the City what they were going to do to prepare for the next storm like the one we experienced on June 29, 2012.

Beau Bromberg- 410 Clarendon St., requested that the City of Newark look at the Ordinances regarding Pitt Bulls being on the vicious dog list. He would like the City of Newark to remove them from that list like the State of Ohio.

Marty Allen- 390 Warren Point Ln, Pataskala, representing the Licking County Democratic Club. He wanted to state their support for the development of an additional dependable, inexpensive fixed route bus system with regular stops in Licking County. He thanked the City of Newark for actively working with the City of Heath towards merging bus transportation. Letter that was sent to Mr. Green with the Freedom School in April was submitted as a communication for the next Council agenda supporting the efforts mentioned.

Diane Ganz- 55 Willowood Rd, Ms. Ganz attended the meeting to discuss Resolution 12-54 and why she felt the alley between Beechwood and Willowood Roads should be vacated. Last April a petition was submitted from neighbors on both of the roads requesting that this alley be vacated. There was a Street Committee meeting on May 29, 2012 which the petition was heard. After the Committee meeting Director Rhodes was able to address some of the residents' concerns. At this meeting Chief Stickradt recommended denying the petition. Ms. Ganz relayed the reasons the request was made to vacate the alley and dispute Chief Stickradt's concerns as to why the request should be denied.

Mr. Ellington- requested that Mr. Guthrie put the Pitt Bull issue on the Safety Committee meeting.

Mr. Guthrie- stated that he may not be able to attend the committee meeting on July 30th due to health related issues however Mrs. Loomis has agreed to chair the meeting if necessary.

Mr. Ellington - requested that Mr. Bromberg be ready to present his case regarding the removal of Pitt Bulls from the vicious dog list in the City of Newark on July 30, 2012.

ORDINANCE ON 1st READING

12-23 By: Mr. Houdeshell, Mrs. Floyd, Ms. Stare, Mrs. Loomis, Mr. Cost, Mr. Rath

AN ORDINANCE SUBMITTING THE QUESTION "SHALL THE PROPOSED CHARTER AMENDMENTS, AS RECOMMENDED BY THE CHARTER REVIEW COMMISSION OF THE CITY OF NEWARK, LICKING COUNTY, OHIO BE ADOPTED" TO THE VOTERS OF THE CITY OF NEWARK, OHIO AND DECLARING AN EMERGENCY.

Motion by Mr. Cost, second by Mrs. Floyd to adopt Ordinance 12-23.

Mr. Ellington- clarified a comment that he made regarding the Charter Review at the last Committee meeting. There is no charge to file the Ordinance but there is a charge from the Board of Elections to advertise in the Advocate twice which costs approximately \$800.00. There is an additional cost to the City for $\frac{1}{4}$ of the charge for any absentee or provisional ballots, which was estimated to be \$500.00 to \$600.00. Total cost \$1500.00, which we have to do by Statute.

Mrs. Floyd- thanked the members who were part the Charter Review Commission for all of their work and the time they put in. She addressed the fact that there has been discussion regarding the cost involved with submitting the recommendations made by the Commission to the voters. Mrs. Floyd stated the cost that is involved is part of democracy which the City's Charter states must be done every five years. Mrs. Floyd also stated that she was disappointed that more was not done about non-patrician elections in Newark. She stated that she thought more than 50 percent of our citizens are not registered as a Republican or Democrat. She stated that she knew an attempt was made but it did not pass however she was hopeful that in five years it was considered again more seriously.

Mr. Guthrie- stated that he is disappointed that the Commission didn't take a close look at other Cities who use the City Manager form of government where nonprofit forms of government work extremely well. He also felt that the citizens of Newark should have the opportunity to make a decision regarding the issue of non-patrician elections. The City of Heath, the Village of Pataskala and the Village of Granville are non-patrician and he wished we could have empowered our citizens to make a judgment regarding this issue. He feels that this disenfranchises approximately 60% of our citizens that have to choose a political party if they wish to run for a political office.

Mr. Rath- thanked the Charter Review Commission that volunteered their time. He felt that a great deal of effort was put forward. He stated that the Commission debated the non-patrician election issue three nights. He stated that they brought in other cities and villages who have non patrician elections which stated the pros

and cons regarding this issue. They also heard from citizens from the communities regarding their thoughts on non-patrician elections. He felt they did a great job doing what we as the City charged the Commission to do.

Mr. Frost- thanked the Charter Review Commission for their time and effort. He feels that it is important that they are independent and he does not want to second guess their decisions. He supports their efforts and feels as though they did what they were charged to do.

Mr. Guthrie- Stated that he felt the Commission should represent the community not reflect the political balance of council.

Motion passed by a vote of 8 yeas and 1 nay.

RESOLUTIONS ON 2nd READING

12-51 By: Mr. Rath, Mrs. Floyd, Mr. Houdeshell, Ms. Stare, Mr. Cost, Mrs. Loomis

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A COOPERATIVE AGREEMENT WITH UNION TOWNSHIP, LICKING COUNTY AND CITY OF HEATH TO PAVE THORNWOOD DR.

Motion by Mr. Rath, second Mr. Bubb to adopt Resolution No. 12-51; motion passed by a vote of 9 yeas.

12-52 By: Mrs. Floyd Mr. Houdeshell, Ms. Stare, Mr. Cost, Mr. Rath

A RESOLUTION APPROVING AND SUPPORTING THE DESIGNATION OF U.S. BICYCLE ROUTE 50 THROUGH THE CITY OF NEWARK, OHIO.

Motion by Mr. Bubb, second by Mr. Houdeshell to adopt Resolution No. 12-52.

Mr. Houdeshell- informed council members and audience that this route will not cost the City of Newark any funds, it is provided by the Federal Government. The route goes from Washington D.C. to the West Coast and we are being provided this because of our current bike path. Mr. Houdeshell feels that this will help bring tourism through town.

Motion passed with a vote of 8 yeas and 1 nay.

RESOLUTIONS ON 1st READING

12-53 By: Mr. Houdeshell, Mrs. Loomis, Ms. Stare, Mr. Cost, Mr. Rath

A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE FOR THE CITY OF NEWARK, OHIO, TO ENTER INTO A LEASE AGREEMENT WITH PARK NATION AL BANK FOR THE LEASE -PURCHASE OF TWO (2) MEDIC UNITS FOR THE DIVISION OF FIRE.

Held to the 1st Reading

12-54 By: Mrs. Loomis, Mr. Houdeshell, Mr. Rath

A RESOLUTION OF INTENT TO VACATE A TWENTY FOOT (20') WIDE ALLEY, AS SHOWN ON THE PLAT OF THE GRANVILLE ROAD ADDITION; SAID PORTION OF ALLEY LYING BETWEEN WILLOWOOD ROAD AND BEECHWOOD ROAD.

Held to the 1st Reading

12-55 By: Mrs. Floyd, Mrs. Loomis, Mr. Houdeshell, Ms. Stare, Mr. Cost, Mr. Rath

A RESOLUTION APPROPRIATING MONIES FOR CURRENT EXPENSES OF THE MUNICIPAL CORPORATION.

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

Mr. Bubb- there is a payout that needs expedited and demolition that needs to get started.

Motion to waive the two day reading rule passed with a vote of 9 yeas.

Motion to adopt Resolution No. 12-55 by Mr. Bubb, second by Mrs. Floyd; motion passed with a vote of 9 yeas.

12-56 By: Mr. Houdeshell, Mrs. Floyd, Mrs. Loomis, Ms. Stare, Mr. Cost, Mr. Rath

A RESOLUTION APPROPRIATING MONIES FOR CURRENT EXPENSES OF THE MUNICIPAL CORPORATION WITH REGARD TO THE RETENTION OF OUTSIDE COUNSEL.

Held to 1st reading

COMMENTS FROM CITIZENS

William Butcher- Discussed the need for more fire stations downtown. He also stated that he was in favor of Ordinance 12-23. He stated he was a registered voter and would vote in favor of that legislation.

Lesa Best- 205 W Church St, requested that the dollar amounts being appropriated are put back on the council agenda. She also thanked Safety Director, Bill Spurgeon, for responding quickly to her email regarding the deplorable conditions at 261 W Church St and 259 W Church St.

MISCELLANEOUS

Mr. Rhodes- invited council members to join him at 1500 Mt. Vernon Rd, for the North Point Dive Quarry's open house. It will be held on July 20, 2012 at 11:00, refreshment will be available. This facility will allow scuba diving enthusiasts to test and dive there.

ADMINISTRATION

Mrs. Loomis- advised council members and audience the reason why she voted no to Ordinance 12-52. She felt that it wasn't a good use of funds at this time. She encouraged members of council to look at the maps that Kathy Stewart provided in reference to the alleys in the Granville St addition regarding the petition to vacate the alley between Willowood and Beechwood Road. She also encouraged fellow woman in attendance to join here at Brew's Tuesday night on the third floor for 100 plus women who care charity event.

Mr. Rath- called a Service Committee meeting. He also thanked Mayor Hall and other City employees for all their hard work during the power outage.

Ms. Stare- reminded everyone that there is a Mayor's Concert this Friday evening

Mr. Bubb- called for a Finance Committee meeting

Mr. Cost- thanked the service and safety forces along with AEP for all the services during the power outage. He thanked the citizens of Newark for their patience during the power outage.

Mrs. Floyd- thanked all City employees for their hard work during the power outage. She was impressed with how most of our citizens handled the situations during the power outage.

Mr. Frost- stated that he visited the 6th St Community Gardens prior to the power outage. He thanked Mr. & Mrs. Greene for the program, he felt that it was a good example of citizens working together to improve the quality of life here. He encouraged other council members to visit the gardens.

Mr. Guthrie- commented on the fixed route transit system and the merger with the County. He stated he is hopeful that through the merger transportation will be improved, especially for individuals who have transportation issues with regards to employment. He also thanked the Mayor, his administration and City employees for all their hard work during the power outage. He also thanked the citizens of Newark for their patience.

ADJOURNMENT- There being no further business to discuss, motion to adjourn by Mr. Rath, second by Mr. Houdeshell. Motion carried by acclamation and the meeting adjourned at 7:54 P.M.