

June 4, 2012  
Council Chambers  
7:00 p.m.

#### COUNCIL MINUTES

#### ROLL CALL

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

INVOCATION - Mrs. Loomis

PLEDGE OF ALLEGIANCE - David Rhodes, Director of Public Service

#### CAUCUS

Motion by Mr. Cost, second by Mr. Marmie to excuse Mrs. Floyd; motion passed  
by a vote of 9 - 0.

#### MINUTES

Motion by Mrs. Loomis, second by Mr. Rath minutes of the May 21, 2012 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 Jeff Hall** - requested council confirmation of the appointment of Andrew  
Morrison, 25 North Third Street, to the Licking County Convention and  
Visitors Bureau. This three year term expires November 30, 2015.

Motion by Mr. Guthrie, second by Ms. Stare to confirm the appointment.  
Motion passed unanimously.

**Mayor Hall** - asked council to confirm the appointment of Stuart Moynihan (now  
through December 31, 2012), David R. Rhodes, Service Director, Mark Mauter,  
Development Director, and Andrew Morrison (now through December 31, 2013) to  
the Community Improvement Corporation. Directors Rhodes' and Mauter's terms  
will begin immediately and expire December 31, 2014.

Motion by Mr. Bubb, second by Mr. Rath the appointments be approved as  
presented. Motion carried by acclamation.

#### REPORTS STANDING COMMITTEES

Finance - Received and filed  
Personnel - Received and filed

#### COMMUNICATIONS

**Virgil Bird** - withdrawing his appeal for the denial of a taxi cab driver's  
license. Received and filed

**Ohio EPA** - National Pollutant Discharge Elimination System (NPDES) permit for  
Suburban MHP, 5823 Jacksontown Road, Newark. Received and filed

**Ohio Division of Liquor Control** - application for a new D5A liquor permit for Newark Management Partners LLC, dba Newark Metropolitan, 50 North Second Street. Received and filed

**Savannah Boley** - requesting the city take action to remove the pit bull from the classification of vicious dog in the Newark City Revised City code Sections 618.15, as well as any additional standards provided by the city. Received and filed

#### COMMENTS FROM CITIZENS

**William Butcher** - 129 West Main Street, voiced his concerns about drivers who don't yield to emergency vehicles that are driving with lights and sirens on Wright Street have had for years relative to vehicular and pedestrian traffic on Wright Street. During periods of stricter enforcement the situation was better but not good.

Some of the constant problems have been: parking in no parking zones, speeding, no access for emergency vehicles, the number of accidents, destruction of private property.

Our problem is not a traffic problem, it's a safety problem. We have approached both the schools and the city; each said the problem belongs to the other entity. It's now time for the city to take action.

We have come up with a solution and it was included in the packets delivered to your office a couple of weeks ago. The newspaper said the fire department is against our solution because their vehicles wouldn't have anywhere to turn around; that is the farthest thing from the truth. We are suggesting a fence be extended and run the length of the alley with a gate at the end of Wright Street so emergency vehicles only from the city can get in there and have enough room to turn around. We think this is an extremely reasonable compromise.

**Lesla Best** - 205 West Church Street, the Charter Review Commission has determined whether or not the Human Resources Director should be classified and changing term limits of citizens on city boards and commissions are the only changes needed to the Charter. I can't find any minutes.

I don't think you are very good at appointing members of commissions; you are finding people who think like you do. I suggest you all get together and appoint the chair and allow the chair to appoint people who think of things to benefit Newark. It would be nice if we had a video record of all meetings held in council chambers.

There is a house with unsafe wiring on Norton Avenue and it's a very dangerous situation if someone moves in there.

I made a public records request from Chief Stickradt and he responded right away. Chief Sarver says I can't get the exact same information from the police department.

**Mr. Ellington** - the Charter Review Commission is set by the Charter.

#### ORDINANCE ON 1st READING

12-19 BY: MR. HOUESHELL, MRS. LOOMIS, MS. STARE, MR. MARMIE, MR. RATH, MR. COST

AN ORDINANCE AMENDING THE POSITION CLASSIFICATION/PAY RANGE AND POSITION AUTHORIZATION TABLES OF THE CITY OF NEWARK, DIVISION OF WATER AND WASTEWATER, DEPARTMENT OF PUBLIC SERVICE BY CORRECTING THE POSITION OF UTILITY OPERATOR REQUIREMENTS TO MATCH SIMILAR POSITIONS WITHIN THE DIVISION.

Held to first reading

RESOLUTIONS ON 2nd READING

12-36 BY: MR. MARMIE, MR. HOUDESHHELL, MRS. FLOYD, MS. STARE, MR. RATH, MR. COST

**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 2012 EDWARD BYRNE JUSTICE ASSISTANCE GRANT FUNDING.**

Motion by Mr. Marmie, second by Mr. Bubb to adopt carried by acclamation.

12-40 BY: MR. HOUDESHHELL, MRS. FLOYD, MS. STARE, MR. MARMIE, MR. RATH, MR. COST

**A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO PREPARE AND SUBMIT AN APPLICATION TO THE OHIO ATTORNEY GENERAL'S OFFICE, TO PARTICIPATE IN THE MOVING OHIO FORWARD GRANT PROGRAM.**

Motion by Mr. Marmie, second by Mr. Bubb the resolution be adopted. Motion passed unanimously.

RESOLUTION ON 1st READING

12-41 BY: MR. MARMIE, MR. HOUDESHHELL, MS. STARE, MR. RATH, MR. COST

**A RESOLUTION APPROPRIATING MONIES FOR CURRENT EXPENSES OF THE MUNICIPAL CORPORATION. (\$1,671.50 from the General Fund; \$1,352.00 from Inter/Intra Government Fund)**

Held to first reading

COMMENTS FROM CITIZENS

**Mr. Butcher** - had a really good time dancing at Strawberries on the Square  
**Virginia Patterson** - 561 Donavon Drive, thanked the city on behalf of the Downtown Newark Association for approving Andrew Morrison to the CIC

**Garren Walton** - 165 Derby Downs, congratulated the city on improvements made at the Hollander Street swimming pool. Someday when the city gets a bus system he will be able to ride the bus there and take swimming lessons.

**Nancy Welu** - 7441 Stewart Road, agreed with Ms. Best about the house on Norton Avenue; it is a real safety issue. You need to get out and about in the community to see what conditions are like for everyone.

**David Greene** - 1791 Olympic Court, the house on the east side requires serious attention. There should be some serious questions about housing stock in this area and what could be done about it.

Community gardens are doing well and being used by a lot of people in the community. It is a community project that emphasizes the strength of people working together. Council members are invited to visit the gardens and interact with people working there.

MISCELLANEOUS

**Douglas E. Sassen** - Director of Law, takes issue with the assurance that enforcement doesn't work on Wright Street. Limited enforcement doesn't work but consistent enforcement does work. It worked quite well at St. Francis de Sales School when the school administration spoke to parents.

My three children got a fine education in the Newark City School System.

Last Thursday members of the South Newark Civic Association had a meeting with an impressive group of speakers and the association members had a wonderful attitude of what can we do to help. They are a great asset to the community.

**Mr. Guthrie** - commended the Kiwanis and the city for the good work done for Strawberries on the Square

Congratulations to Andrew Morrison, he will do a great job

Thanks to the administration for the good work at Hollander Pool. It's remarkable what has happened there; I'm just really proud of what has been done. The administration and city employees deserve a lot of credit.

Agreed with Mr. Sassen about the quality of education in the Newark School System and is proud of it

**Mr. Houdeshell** - moved to invoke Council Rule 11 on Resolution No. 12-42

**Mr. Ellington** - because Mrs. Floyd isn't here and it takes the approval of both her and Mr. Marmie I don't believe we can do that. We'll just have to put it on the next agenda.

**Mrs. Loomis** - thanked Mr. Morrison for introducing himself and congratulated him on his appointment to the CIC

Resources were well used at the Hollander Pool. It turned out much better than anyone could even imagine and all the public invites and all that kind of stuff, thank you. And for your help on Fairfield Avenue, I appreciate that, too.

Mr. Ute did not keep up his end of the bargain on Wright Street; Becky Johnson did not leave her home, she waited there for his arrival. The plan he talked about is a plan that's been in place since last year at the beginning of that school year. I'd like everyone to look at Dr. Mead's proposal and at least give her a yea or nay as to whether that is something the city could seriously look at. She came with a solution and that deserves a look at.

**Mr. Marmie** - called for a finance committee meeting June 11 at 5:30 p.m.

If the house on Norton Street was built in the 1800s there should have been some type of electrical inspection and the building brought up to code. I think it's a code issue versus a property maintenance issue and we need to work out something.

Congratulations to everybody who had a part in the Hollander Pool; the facility looks great. It's just incredible what they did.

Wright Street is going to have to be an enforcement issue but it's not just a city enforcement issue. It is between the administration and the school. If I can help in any way I would be glad to.

The students coming out of our schools in this city are getting good educations if they want them. I commend those people who established our Newark Branch of The Ohio State University and brought it here for our children.

**Mr. Rath** - congratulations to the administration for the pool, it's awesome and I was very impressed with it.

Strawberries on the Square was a great event. Chuck Jackson always impresses me with all the effort he puts forth on any event. Kudos to his team.

Congratulations to the administration for getting behind a worthy cause in the Relay for Life.

Service committee is meeting next Monday.

**Ms. Stare** - welcome to Andrew Morrison

The South Newark Civic Association event was wonderful; they are doing great things.

The Hollander Pool is beautiful and the murals are absolutely gorgeous and the shade of the pool is absolutely marvelous. I was greatly impressed. Director Rhodes, I also appreciate you taking us over to see the fire station because it is deplorable and a new fire station is definitely needed somewhere in that area.

Strawberries on the Square was absolutely marvelous; it draws people from out of town also.

Friday will be the first mayor's concert and it starts at 7:00 p.m.

June 15 will be the Party on the Roof. Volunteers need to contact Chuck Jackson for assignments.

**Mr. Bubb** - personnel committee will meet June 11.

Congratulations to Mr. Morrison; I hope you drive some of the bed tax money back into the community for economic development.

Thank you to everyone who participated in the Relay for Life

Hollander Pool facility is first class all the way. Maybe we could put some type of message about it on the monthly water bills to promote it.

I hope everyone attends the Party on the Roof June 15.

**Mr. Cost** - Dr. Mead, thank you for coming in. I truly believe between the city and the school system we'll find a resolution, it's something that needs to be taken care of.

The Hollander Pool is a knockout and the city should be so pleased and proud. David Rhodes, you should be pleased and proud of the job your crew did.

Garren, I hope some day you can take the bus there also.

Andrew, congratulations and welcome. We appreciate your stepping up.

Mr. Greene, thank you for reminding us about the Sixth Street garden; we appreciate your work there.

We need to call a safety committee meeting for Monday night.

**Mr. Frost** - endorsed everything already said

#### ADJOURNMENT

There being no further business for discussion, motion by Mr. Rath, second by Mr. Cost to adjourn. Motion carried by acclamation and the meeting adjourned at 8:03 p.m.