

Service Committee Minutes

Honorable Council
City of Newark, Ohio
April 2, 2019

The Service Committee met in Council Chambers on Monday April 1, 2019 following the Finance Committee with these members in attendance:

Jeff Rath, Chair
Bill Cost Jr
Jonathan Lang
Jeremy Blake
Ryan Bubb

We wish to report:

1. Discuss changes to the south corporation line with the City of Heath

Brian Morehead- we approached you several months ago about cooperating with the City of Heath to try to correct some of the abnormalities of the corporate line. The corporate line has cut across private properties for years and years so you may own a property that is part in Newark and part in Heath. This is a project that Tim has undertaken and Lindsey as well to try to clean up the corporate line and make it run along property lines as opposed to cutting midway through several properties.

Tim Kelley- I have worked in Engineering for over 25 years and I am on Heath City Council and I have been on there for over 19 years. Part of one thing I always wanted to do was get this corporate line changed. It is a line starting at the circle mounds then it goes over 2 miles long and hits on the east side of South 2nd Street that doesn't follow property lines, street lines or anything that you would think a normal boundary. In some cases it goes through people's house or sheds. I have always wanted to change that because we have problems sometimes with a building permit even in some cases you should go to Heath to get a permit but nobody does because their address is in Newark. I want to get that changed so in the future if your house is in Newark then all your property is in Newark and same with Heath. Changing this line doesn't change where people vote or where they go to school or anything like that. Tonight I just want you to see it and know how you feel about it. What we would like to do next if everyone is onboard with it is finalize the legal description of this new corporate line and put it in an ordinance to come to Council and then go to Heath Council to be run through property committees and have public hearings to see if any property owner has any problems.

There are over 100 properties that are along there that is affected some way or another. I did a spreadsheet of where everyone distributes their tax dollars to so I could see how that would change from Newark to Heath and vice versa. There is one property in question but it is either Heath will have \$101.00 more or it will have \$153.00 less. School taxes stay the same and county taxes stay the same.

Mr. Rath- each property owner that will be affected will have a chance for input?

Tim Kelley- yes, what I think that we should do is have public hearings maybe one in Heath and one in Newark and we will print this map up in sections of 11X17 so people can look at it.

Mr. Rath- what if the property owner didn't want to switch to Newark or vice versa?

Tim Kelley- whatever city that they are currently in if they didn't want to switch it would stay with that property but we're not changing where anyone votes or anything like that. If your property is predominately in Newark and you vote Newark now you will continue to do that. All we are doing is taking maybe your back property that is maybe in Heath and moving it all into Newark but if they want that back property to still stay in Heath I would have no problem with not changing anything.

Mr. Lang- is there a plan to notify all the property owners along that property line that will be affected and what is the timeline for that?

Tim Kelley- once we finalize the line, we have a few areas that to write the legal description it is complicated. As soon as we get the legal description written, the map draw exactly the way that the legal description reads then we would put it in an ordinance form for both Councils and have it come for the first reading then after that you'd probably set a public hearing and at that time we would notify everyone when the public hearing is. We would send it out just like we do with a zoning change. There is an Ohio Revised Code formula for doing this where two adjoining municipal corporations by ordinance can change that line if less than 5 people are affected and we are affecting none by where they vote.

Mr. Blake- Mr. Kelley I appreciate you doing this because I know Matt Gayheart lives on Franklin Ave and we have had some discussions with his situation where his neighbor's house is in Heath but the corporate line goes down the guys' driveway so he has a little sliver that butts up to his property that is in Newark. His issue was that he didn't know whose property maintenance code could make the neighbor maintain his property. At least cleaning up the corporate line will distinguish true responsibility whether it is Heath's Property Maintenance or Newark's Property Maintenance.

Mr. Rath- with the properties that have a line down the middle of them is there any agreement between Newark and Heath as to who would take care of that property?

Tim Kelley- no

Mr. Lang- is there any other parts of our border where it is like this where it splits across property lines?

Mr. Rath- I know that we did this a year or so ago on the west side along the western border.

Tim Kelley- I think the others follow a railroad track or property lines not split down the middle or a portion of their property line.

Mr. Cost- this isn't changing anyone's mailing address?

Tim Kelley- no it stays the same, where you vote stays the same, where you go to school stays the same.

Mr. Cost- what would be a possible objection?

Tim Kelley- I don't know I don't see any. We don't want people to be able to pick which code they are in compliance with. We want it to match the city that they are in.

Mr. Fraizer- when it comes to Earth Works what is the benefit of us changing that border to give all of the Earth Works to Heath when there is no tax benefit and this is an open field. Would we be open to keeping that border where it is?

Tim Kelley- there really is no benefit one way or the other we were just being consistent keeping all of the properties as one.

Mr. Fraizer- I think that it is the best for both communities since we have an interest in it. The other piece is on the eastern border with all of the zig zags lines to somewhat straight zig zag lines is that mainly foundations like Licking County Parks, Licking County Foundation or just going along with the border?

Tim Kelley- yes. That is the river right there and currently the corporate line is the center of the river but Licking County Parks owns both sides.

Ms. Hall- the Earth Works is going to change to Heath now?

Tim Kelley- the way that I have it drawn now yes but like I just mentioned if you didn't want that to change we wouldn't have to change. Originally we were trying to balance out land that we took one way or the other. Most of the stuff is going to Newark and that was a big chunk of ground that we could take the other way. But that doesn't really matter because there are no taxes on that and the taxes worked out pretty equal.

Rochelle Bolen Smith, 237 Violet Ct- I was wondering in terms of the circle mound area I think was supposed to be getting some funding for historical preservation how does that affect both areas?

Tim Kelley- I don't know the answer to that question.

Mr. Rath- I don't think that anybody knows the answer to that question right now but that is a good question, something to be taken into consideration.

Brian Morehead- Tim has already discussed this with the City of Heath so we will get the legal descriptions written up and the ordinance and then be back here.

2. Joe Ebel discussed the Licking County Health Departments 2018 Annual Report
3. **Resolution No. 19-26** authorizing and directing the Director of Public Service to participate in the ODOT winter contract (018-20) for road salt and declaring an emergency was considered.

Brian Morehead- this will allow the city to participate in the ODOT bid for road salt for the upcoming year and they moved it up a month as opposed to last year so we need to have the legislation into ODOT by April 19th and that is the reason for the emergency. With this legislation we would be purchasing up to 25 tons of road salt.

Motion by Mr. Bubb to send to full Council, second by Mr. Cost

Motion passed by a vote of 5-0.

4. **Resolution No. 19-27** authorizing and directing the Director of Public Service of the City of Newark, Ohio to negotiate and enter into contract, subject to the appropriation of funds, for professional engineering services in connection with the design and construction of a ultraviolet disinfection system upgrade project. Pursuant to article 10.02 (d) of the charter of the City of Newark, this contract for professional services does not require competitive bidding was considered.

Roger Loomis- this is for the design for an upgrade to our UV disinfection system. We were one of the first people in the State and Country actually to put a UV disinfection system in at our Wastewater Plant. It has been over 20 years ago and there are new systems out. We think that if we could design a system with LED lights it would save enough electricity to pay for most of the upgrades for a new system and then we will use less electricity.

Motion by Mr. Bubb to send to full Council, second by Mr. Lang

Motion passed by a vote of 5-0.

5. **Resolution 19-28** authorizing and directing the Director of Public Service of the City of Newark, Ohio, to advertise for bids and enter into contract, subject to the appropriation of funds, for equipment installation for scada system upgrade at water treatment plant was considered.

Roger Loomis- the Scada system is a data acquisition system. That is how we remotely automate our plant. The plant was built in the mid 90's and this is the first upgrade to that. Obviously technology and electronics have changed and this is for an upgrade to that system so we can better control it on line. The money for this project has already been approved through a revenue bond that we have for this project. This is going to be about a 1.5 million dollar project.

Motion by Mr. Bubb to send to full Council, second by Mr. Cost
Motion passed by a vote of 5-0.

6. **Resolution No. 19-30** authorizing and directing the Director of Public Service to accept bids and sell certain surplus personal property now owned by the City of Newark Ohio, and declaring that such property is no longer needed for any municipal purpose, and declaring an emergency was considered.

Director Rhodes- on June 8th we are going to have the first of two auctions that we are going to have out at the Service Complex where we sell automobiles and left over items that are no longer needed by the city. The reason that it is an emergency is because of the timing and the advertisements that we have to put in the paper.

Motion by Mr. Cost to send to full Council, second by Mr. Bubb
Motion passed by a vote of 5-0.

Jeff Rath, Chair