

COUNCIL MINUTES

May 16, 2022
Council Chambers
7:00 P.M.

President Ellington called the meeting to order

ROLL CALL –Mr. Houser, Mr. Lang, Mr. Marmie, Mr. Rine, Mr. Barker, Ms. Bline, Mr. Harris,

INVOCATION – Jeff Harris

PLEDGE OF ALLEGIANCE

CAUCUS - Mr. Marmie – Motion to excuse Mr. Rath, Mr. Labutis and Ms. Hottinger, seconded by Mr. Lang, motion passed by acclamation

MINUTES of May 2 , 2022 - Motion by to approve the May 2, 2022 Newark City Council Minutes as presented and the reading be dispensed with in view of the fact each member of Council has received written summary of same **Motion by Mr. Barker, second by Mr. Harris , passed by acclamation**

APPOINTMENTS

Mayor Jeff Hall – Appointing Eddie Hunt to the City of Newark Board of Zoning Adjustment, term begins immediately to fill the term of the past member and will expire December 31, 2022. Subsequent appointments will be four year terms.

Mayor Hall – Just a very good person. We had someone step off the Board because of commitments. Eddie was the zoning inspector for the City of Heath 7 years, which gives him a bunch of credibility there. He’s a licensed Real Estate Agent and did work for an architect before that for many years, so we think he would be a nice addition and everybody on the committee certainly welcomes him and we’re happy he said yes.

Appointment p[assed by acclamation

REPORTS OF STANDING COMMITTEES

Finance **Received & Filed without objection**

Service **Received & Filed without objection**

REPORTS FROM CITY OFFICIALS

City Auditor, Ryan T. Bubb – Operating report for period ending April 30, 2022

Brenda Cooper, Tax Administrator’s Office – Income Tax Revenue Reports for period ending April 30, 2022

COMMUNICATIONS

There were none this evening

COMMENTS FROM CITIZENS

Christopher Wills, 577 Ridgefield Rd. – I am here tonight to ask the Council to consider filing and if there are any funds available for COVID relief. I am a long COVID patient. I've been sick for about 17 months. I've seen several doctors and I've gotten a little somewhere, I've come along way, but I'm still not there. I've had to go get a loan just to consolidate some of my medical bills and they're still coming in. Long COVID is real, there's a lot of people out there that are going to contract this virus and deal with this. I'm asking to be recognized and possibly there be some funds available to our local hospital. I've talked to Doctors from Cleveland Clinic, from Mt. Carmel, from everywhere and I just feel like I need to be able to go to my local home hospital and get the answers I'm looking for that I haven't gotten. I realize that costs money, I work at Denison University, I have a good job, I have health insurance, but even with that, I'm a single father, and with that I would just like to thank you for listening.

Rochelle Volen – Smith , 237 Violet Ct. – One of the major reasons I came tonight was because of the Service Committee rule changes and we spent a good deal of time on those looking and trying to figure that out. I kind of feel we sped over that quite a bit and I'm hoping there will be opportunities for the public to get more information because I feel some if it is a little obscure. I'm hoping there is an opportunity for more public comment on some of the rules that are being considered, is that going to be voted in tonight completely.

President Ellington – I caught most of what you said, but which one are you talking about?

Ms. Volen – Smith – On the Service bill, the first item. 22-17 was voted on before we had a chance to comment and I had been questioning a number of things because I felt they weren't totally clear on terms of the implications on the public and I'm hoping that there is an opportunity to do that. I'm also not sure because it's being expedited, whether that's going to be voted on tonight.

President Ellington – That will not be voted on tonight, it will be the next meeting.

ORDINANCES ON SECOND READING

There were none this meeting

ORDINANCES ON FIRST READING

By: Mr. Barker, Mr. Marmie, Mr. Harris, Ms. Bline

22-15 AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 137 NORTH VERNON AVENUE, CITY OF NEWARK, LICKING COUNTY, OHIO, FROM THAT OF NEWLY ANNEXED PROPERTY TO SINGLE-FAMILY RESIDENCE – RL – LOW DENSITY DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

This will go to Planning Commission for Public Hearing June 14th and should be back to vote around August 1st.

By: Mr. Barker, Mr. Marmie, Mr. Harris. Ms. Bline

22-16 AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 91-93 CLINTON STREET, CITY OF NEWARK, LICKING COUNTY, OHIO, FROM THAT OF TFR – TWO-FAMILY RESIDENCE DISTRICT TO MFR – MULTI-OFAMILY RESIDENCE DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

This will go to Planning Commission for Public Hearing June 14th and should be back to vote around August 1st.

RESOLUTIONS ON SECOND READING

By: Mr. Marmie, Mr. Barker, Mr. Harris. Ms. Bline

22-37 APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

(\$1,544.35 - Req to appropriate funds into medical supplies for reimbursement of naloxone purchase and req to appropriate funds into Overtime for reimbursement of special duty provided)

Motion to adopt by Mr. Marmie, second by Mr. Lang, motion passed 7-0

By: Mr. Rath, Mr. Barker, Mr. Marmie, Mr. Harris, Ms. Bline, Mr. Rine, Mr. Houser, Mr. Labutis

22-39 A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE OF THE CITY OF NEWARK, OHIO TO PROCEED WITH THE STEPS NECESSARY TO DESIGNATE A PORTION OF LOCUST STREET IN THE DOWNTOWN AREA AS GERALD K. MCCLAIN WAY

Motion to adopt by Mr. Harris, second by Mr. Barker

Mr. Harris – Motion to amend to 22-39-A to include designating 3rd Street from Locust Street to Railroad Street as Daniel DeLawder Way.

Motion to amend passed 7-0

President Ellington – I do have something I would like to read from Mr. Rath. As Service Committee Chairman, I fully endorse this legislation and am so grateful for the many public and private partnerships that take place here in our City. Without these partnerships many projects would not be possible and Jerry McClain and the McClain Company have played a major role in many of these projects. I urge everyone to support this legislation. Mr. Rath could not be here tonight, but he asked me to read that.

Motion to adopt 22-39-A passed 7-0

By: Mr. Marmie, Mr. Barker, Mr. Harris, Ms. Bline, Mr. Houser

22-40 A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO SUBMIT AN APPLICATION TO THE OHIO DEPARTMENT OF PUBLIC SAFETY OFFICE FOR FEDERAL FISCAL YEAR 2023 OHIO TRAFFIC SAFETY GRANTS PROGRAMS: SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (STEP) AND THE IMPAIRED DRIVING ENFORCMENT PROGRAM (IDEP).

Motion to adopt by Mr. Marmie, Second by Mr. Lang, motion assed 7-0

By: Mr. Marmie, Mr. Barker, Mr. Harris, Ms. Bline

22-41 A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO SUBMIT AN APPLICATION TO THE OHIO DEPARTMENT OF PUBLIC SAFETY OFFICE FOR FEDERAL FISCAL YEAR 2022 AMERICAN RESCUE PLAN ACT (ARPA) LAW ENFORCEMENT VIOLENCE REDUCTION & STAFFING GRANT.

Motion to adopt by Mr. Marmie, second by Mr. Lang. motion passed 7-0

By: Mr. Marmie, Mr. Barker, Ms. Bline

22-43 Project scope includes pavement reconstruction, vertical profile improvement, installation of turn lanes, and reconstruction of intersection at Thornwood Drive and West Main Street.

Motion to adopt by Mr. Harris, second by Ms. Bline, motion passed 7-0

RESOLUTIONS ON FIRST READING

By: Mr. Marmie, Mr. Barker

22-45 Exp APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

(\$2,700.00 -payout for resigning Community Development rehab/code enforcement employee Robert Bame)
(\$100,000.00 -Fire Overtime)

Motion to waive 2 day reading rule by Mr. Marmie, second by Lang

Mr. Marmie – We have a payout and we always want to get the funds to the employee as soon as possible, plus we have overtime funds that need to be put in the accounts so we can pay overtime for the Fire Department

Motion passed 7-0

Motion to adopt by Mr. Marmie, second by Mr. Lang, motion passed 7-0

By: Mr. Marmie, Mr. Barker

22-46 APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

(\$17,773.00 -Reimbursement from PNB for 2022 Stand on Blower and ABI Water Trailer)

Held until June 6th for second reading

COMMENTS FROM CITIZENS

Tim Waldren, 167 S. 2nd Street – Tomorrow afternoon at 4pm will be probably the last Charter Review Committee meeting and I want to make sure that goes on the record.

Clifford Carl Hill Jr. , 115 Wilson St., The Haven – This stack of papers is for the IRS for this year, I've been dealing with identity theft, fraud, forgery, falsification of records, insurance fraud and I've filed complaints, I've filed grievances, I've filed everything I can possibly file. Civil protection orders, no one seems to be able to help me. So I was wondering if you guys could maybe point me in the right direction because there's a lot of bad things going on behind this and the whole city basically knows about it, the police officers know, everyone knows who I am, the City knows and I am just wondering why this is going on.

MISCELLANEOUS

Mark Mauter, Director of Community Development – Director Mauter gave a presentation related to the Brownfield Site, which was a chemical site at 209 – 217 S. 21st Street that he coordinated with Joe Paul in Property Maintenance, Bruce Gossett at NFD, Safety Director Tim Hickman, the Ohio EPA and the US EPA on to get cleaned up with the removal and disposal of hazardous material that was located at the site. The cleanup was completed without a serious situation. All of the work was done at no expense to the City of Newark. This site has underground contamination as well, we have applied for funds to attack this as well.

Tricia Moore, Law Director – Just in reference to the comment about the 22-17 legislation. I think there is a misunderstanding. That is all legislation that has already passed through this Council. So what AM Legal does is publish our codified ordinance. We change that, periodically they do legislation so that they can take everything that has been passed and update the code online. So I'm sure everyone who regularly attends Council has had a chance to already see everything that they are updating.

Mayor Jeff Hall – I would just like to thank Director Mauter, he has been shy about it, but has spent a lot of time working with the US EPA so they would have a local person to work with, thank you very much Director Mauter.

President Ellington – I'll add my thanks to that too, Director Mauter, great job.

Mr. Houser – I also want to thank Director Mauter, pretty impressive there in terms of dealing with all the pieces of the cleanup, so very impressive. I also want to thank Joe Paul in Property Maintenance for cleaning up a problem for me. I also want to thank everyone involved with the east side cleanup this past Saturday, I was involved in that and it was a great turnout and I think a success.

Mr. Lang – First I would like to thank Mr. Morehead and George Carter for looking at some zoning issues I had received from a constituent and also some paving issues. I want to thank Joe Paul as well for jumping on a property maintenance request that I had and then I also want to thank Director

Rhodes for looking at some questions that came up regarding a couple of our parks, getting bathrooms open and water fountains turned on and a basket that went missing over at Flory.

Mr. Marmie – I need to call a Finance Committee meeting. I also want to thank Director Mauter for everything that he's done there, do you do basements? But thank you very much, that is something that is very scary and I'm glad you were able to support it, so thank you very much for that.

Mr. Rine – Thank you Director Mauter. I'm glad there were pictures, I couldn't really picture it until you showed them, so thank you very much.

Mr. Barker – Thank you Director Mauter, that did not look like fun job and we appreciate everybody in your department and yourself handling that with the EPA at the Federal and State level. Just would like to thank Joe Paul also with a little repeated issue that's happening over in the 3rd Ward with some vacant land, he's hopefully getting that taken care of tomorrow.

Ms. Bline – Director Mauter, thank you so much, I don't think we know exactly the depth of what's been removed and I'm grateful for that, because had we it would've been too late. Thank you for your research and your service. I'd also like to thank Joe Paul and the Street Department for getting some paving issues taken care of even now. They're working on some things on Church Street. I'd also like to thank our Law Director, she's working very hard on a lot of things and bringing clarity to some things that I know as one who used to attend these regularly, I didn't understand a lot, so I'm learning and I thank you for your service. I'd like to shift for a second to thank the Newark police Department. Our citizens are so grateful for you and I wish, I don't think we understand the depth of their service and so I'd like to thank the south end residents for reaching out to them and for showing support and we're for you, we're for the NPD. I'd also like to thank the dispatchers, I've heard some really great comments from citizens about the kindness of the dispatchers and how they are taking time to be sure they've got the information correct and making sure in the midst of a nervous call they are able to give some comfort to the citizens as well.

Mr. Harris – I need to call a Service Committee meeting for June 6th. I also took part in the east end cleanup and I want to thank everybody who got that organized. Mr. Mauter, thank you for that. It was really busy, we got a lot of stuff done and I think the truck was about $\frac{3}{4}$ full, so that's a good thing people getting stuff out. I also want to remind everyone that on Memorial Day I think at 11am there is going to be a Veterans Ceremony, it's always a nice ceremony, if you guys can make it that's always a good thing.

President Ellington – Our next committee meetings will be June 6th at 5:45pm, the next full Council meeting will be that same evening at 7pm. Thank you Mr. Mauter that was a good presentation, I appreciated that and you were almost at 5 minutes.

ADJOURNMENT Motion to adjourn by Mr. Houser, second by Ms. Bline, passed by acclamation

Don Ellington , President of Council