

## Service Committee Minutes

Honorable Council  
City of Newark, Ohio  
April 4, 2023

The Service Committee met in Council Chambers on April 3, 2023, following the Finance Committee with these members in attendance:

Jeff Rath - Chair  
Jeff Harris – Vice Chair  
Spencer Barker  
Beth Bline  
Doug Marmie for Cheri Hottinger

### We wish to report:

**Mr. Rath** - These first items on the agenda are all going to be brought up under Rule 11 in Council, but we will talk about them here first. The first four items are all for the same issue, so I'll read those four. Then the second four are all for the same issue, so then I'll read those four. I'm assuming somebody's here to talk about these.

1. Consider **Ordinance No. 23-09** AN ORDINANCE CONSENTING TO THE ANNEXATION OF CERTAIN TERRITORY, GENERALLY DESCRIBED AS BEING APPROXIMATELY 0.871 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP, TO THE CITY OF NEWARK, OHIO, AND DECLARING AN EMERGENCY **Invoking Rule 11**
2. Consider **Ordinance No. 23-10** AN ORDINANCE OBJECTING TO THE ANNEXATION OF CERTAIN TERRITORY, GENERALLY DESCRIBED AS BEING 0.871 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP, TO THE CITY OF NEWARK, OHIO, AND DECLARING AN EMERGENCY.  
**Invoking Rule 11**
3. Consider **Resolution No. 23-35** A RESOLUTION ADOPTING A STATEMENT INDICATING WHAT SERVICES, IF ANY, THE CITY OF NEWARK, OHIO, WILL PROVIDE FOR APPROXIMATELY 0.871 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP, A TERRITORY PROPOSED FOR EXPEDITED II ANNEXATION, AND DECLARING AN EMERGENCY **Invoking Rule 11**
4. Consider **Resolution No. 23-36** A RESOLUTION REGARDING A BUFFER ZONE FOR THE ANNEXATION OF APPROXIMATELY 0.871 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP; AND DECLARING AN EMERGENCY **Invoking Rule 11**

**Brian Morehead, City Engineer** - This is an annexation in the north end on Lemae Ave. Lemae dead ends, it runs off of Goosepond Rd., so these are the northernmost lots on the east and west side of Lemae, two residential lots, one on the east side and one on the west side. My understanding is this annexation is to partly to get City services, specifically water services, otherwise, I don't know what questions you might have.

**Mr. Rath** - Is there somebody else to speak about Services and Buffer Zone?

**Mr. Morehead** - The City services are listed on the legislation.

**Mr. Marmie** - This is in my ward or will be, and just to speak to it, it's not adding any road that we don't already have to maintain, it's actually an area that is locked in land. There's a lot of islands up there in the township, this will reduce that somewhat and they will be completely in the City of Newark is what this actually does. It really doesn't add any distance or anything as far as safety services, what it does is just kind of completes that whole picture in that area.

**Mr. Rath** - Just for the record the services include police protection, fire protection, emergency medical, sanitary sewer, water, street maintenance, highway responsibility ordinance, street lighting and animal control.

**Mr. Morehead** - Roger Loomis mentioned that there was an agreement that the City had with the property owners there to provide water service there, they're already entitled to the water service, part of that agreement was they need to annex into the City.

**Ms. Bline** - I see a lot of new people here, what is Rule 11?

**Mr. Rath** - I'll let Mr. Marmie speak about that.

**Mr. Marmie** - Rule 11 is when something needs to be expedited because it does not have time to go through committee, so there has to be an agreement between the majority leader and the President of Council in order to bring it right onto Council floor in order to vote on it that same day.

**Rochelle Volen-Smith, 237 Violet Ct.** - In that area there's an awful lot of homes that are on septic and private water, is most of that area being changed gradually to City services?

**Mr. Rath** - Like we said at the beginning, that option is up to the land owner.

**Mr. Marmie** - If there are City services in front of the house or behind the house it is required of the citizen to hook up to the system. The ones that currently are not hooked up are township still, some of those roads have islands there and those are the ones that are still on septic, but if City services are available and/or if a septic fails then they are required to because the EPA is requiring all of them to wither bring it up to code and you can't do that with the amount of land these property owners have because of the acreage that is required, so therefore, any of them that have had access to it have to hook up.

**Ms. Volen-Smith** - I know a lot of the houses around there have trees that would interfere with septic systems and that was part of the reason for my question.

**Mr. Rath** - Because that will be using Rule 11 there will be no vote.

5. Consider **Ordinance No. 23-11** AN ORDINANCE CONSENTING TO THE ANNEXATION OF CERTAIN TERRITORY, GENERALL DESCRIBED AS BEING APPROXIMATELY 2.035 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP, TO THE CITY OF NEWARK, OHIO, AND DECLARING AN EMERGENCY **Invoking Rule 11**
6. Consider **Ordinance No. 23-12** AN ORDINANCE OBJECTING TO THE ANNEXATION OF CERTAIN TERRITORY, GENERALLY DESCRIBED AS BEING 2.035 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP, TO THE CITY OF NEWARK, OHIO, AND DECLARING AN EMERGENCY **Invoking Rule 11**
7. Consider **Resolution No. 23-37** A RESOLUTION ADOPTING A STATEMENT INDICATING WHAT SERVICES, IF ANY, THE CITY OF NEWARK, OHIO, WILL PROVIDE FOR APPROXIMATELY 2.035 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP, A TERRITORY PROPOSED FOR EXPEDITED II ANNEXATION, AND DECLARING AN EMERGENCY **Invoking Rule 11**
8. Consider **Resolution No. 23-38** A RESOLUTION REGARDING A BUFFER ZONE FOR THE ANNEXATION OF APPROXIMATELY 2.035 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP; AND DECLARING AN EMERGENCY **Invoking Rule 11**

**Mr. Morehead** - The location of this annexation is on Mt. Vernon Rd. known as Cardinal Electric, that is the petitioner and owner. So, it's north of North 21<sup>st</sup> Street and south of Gregory Drive on the west side of Mt. Vernon Rd. They own two parcels, one fronts on Mt. Vernon Rd., the other parcel is adjacent to it in the rear, so those are the two parcels proposed for annexation into the City. What their specific reason is, I don't know that there are any utility issues, I've not had a conversation with that property owner.

**Mr. Marmie** - This also will become part of my ward. Any time we can annex commercial property that's already commercial and is a clean site and bring tax revenue into our City I think it's definitely something we want to welcome and I would welcome these folks into our community and support this annexation.

9. Consider **Resolution No. 23-40** A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO PARTICIPATE IN THE ODOT WINTER CONTRACT (018-24) FOR ROAD SALT AND DECLARING AN EMERGENCY.

**Mr. Morehead** - ODOT just put their annual bid request out, they need the legislation and the amount of salt we wish to purchase back there by May 3<sup>rd</sup>, so in order to do that we need to do it as an emergency. This is every year the same situation. This year I've spoken to Buster in the Street Department, we're going to request 1,000 tons for the

coming year, we had a little bit of carryover from the current year so, 1,000 tons should put us into the fall of next year, hopefully. It's hard to predict what the weather will be.

**Motion to forward to full Council by Mr. Barker, Second by Ms. Bline, Motion passed 5-0**

10. Consider **Resolution No. 23-41** A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACTS, SUBJECT TO THE APPROPRIATION OF FUNDS, FOR VARIOUS CONSTRUCTION PROJECTS.

**Mr. Morehead** - So, we've got six projects listed on there. Our street maintenance projects which we are putting together right now going through the streets and matching funding we've got. The second project, concrete maintenance, which is curb ramps and sidewalks, again we are putting that together as we speak. The third project is a combination of two projects on Waterworks Rd. and Horns Hill Rd. which is for designing a roundabout at that location and through the Water Department a consultant is designing a spillway to the dam up there, because of the proximity of those they both need to be done together, so our plan is to build both at the same time. Plans are well underway for that and we expect to bid it in the fall and construct it next spring and complete it by the end of next summer. The fourth project is Waterworks Rd. bridge repairs, so what we're trying to do is while the road is closed for the roundabout be in a position to make repairs to the bridge at the same time. The fifth project is a small drainage project to our storm water utility, we're just building the project that we put together last year. We anticipate we may have to put another project out to bid by the end of this year so, we want to have the ability to do that with legislation and then the sixth project is a water main line replacement. This is a project through the Water Department to replace a water main basically from Londondale north.

**Mr. Barker** - As far as your work on the street list, when will we see a list?

**Mr. Morehead** - Two to three weeks.

**Mr. Rath** - You talked about the sidewalk, I know you already have a project funded for West Main Street and 40<sup>th</sup> Street?

**Mr. Morehead** - We have it funded, but don't have it scheduled yet. We're probably a few months away from getting that out to bid. We've got a little bridge project on the west end that's kind of taken a higher priority.

**Motion to forward to full Council by Mr. Marmie, second by Mr. Harris**

**Rochelle Volen-Smith, 237 Violet Ct.** - Thank you for the good news on West Main Street. On our way back from the last meeting we encountered some people on West Main Street in my neighborhood on crutches having to walk in the street with groceries and it just seems so important to have an area that covers a lot of groceries for a lot of people. A lot of people go on wheel chairs and crutches and by foot to get their groceries at Dollar General and yet, there aren't a lot of sidewalks.

**Mr. Rath** - Did you have a question in there somewhere?

**Ms. Volen- Smith** - I did want to say that I'm thrilled that funding is going to be made for that and also was absolutely thrilled to see that the City is working on 40<sup>th</sup> Street again and it looks really good. The sidewalks are wide enough for a wheelchair, there's one really difficult area that they are working on now, but it was nice to see.

**Motion passed 5-0**

11. Meeting stands adjourned

Jeff Rath -Chair