

Service Committee Minutes

Honorable Council
City of Newark, Ohio
July 6, 2023

The Service Committee met in Council Chambers on July 5, 2023, following the Finance Committee with these members in attendance:

Jeff Rath - Chair
Jeff Harris – Vice Chair
Spencer Barker
Beth Bline
Bradley Chute

We wish to report:

- 1. Ordinance No. 23-23** AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AND A RESOLUTION AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; PROVIDING FOR THE ADOPTION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH; AND DECLARING AN EMERGENCY

Tricia Moore, Law Director - This is just the annual legislation we put forward that allows American Legal to change any of the things that are in our code that we passed in 2022 and it's an emergency because there are publishing deadlines.

Motion to send to full Council by Ms. Bline, second by Mr. Barker, Motion passed 5-0
- 2. Ordinance No. 23-24** AN ORDINANCE ANNEXING CERTAIN TERRITORY, GENERALLY DESCRIBED AS BEING 0.871 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP, TO THE CITY OF NEWARK, OHIO

Davis Rhodes, Service Director - We just ask that you pass this on to Council.

Motion to send to full Council by Mr. Barker, second by Ms. Bline, Motion passed 5-0
- 3. Ordinance No. 23-25** AN ORDINANCE ANNEXING CERTAIN TERRITORY, GENERALLY DESCRIBED AS BEING 2.035 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP, TO THE CITY OF NEWARK, OHIO

David Rhodes, Service Director - Same thing as the last one.

Motion to send to full Council by Mr. Barker to send to full Council , second by Ms. Bline, Motion passed 5-0
- 4. Ordinance No. 23-26** AN ORDINANCE AMENDING PORTIONS OF CHAPTER 1068 OF THE CODIFIED ORDINANCES OF THE CITY OF NEWARK, OHIO, REGARDING PROHIBITED ACTS AND PROHIBITED POSSESSIONS IN PARKS AND RECREATION AREAS WITHIN THE CITY OF NEWARK, OHIO.

Chance Patznick, Cemetery and Parks Supt. - We've had problems in our parks with people

metal detecting and not filling in the holes when they find something. So, it's hard on mowers and we actually had an elderly woman who sprained her ankle in one of the parks and we just want to nip that in the bud before it gets any worse or before anything serious happens.

Mr. Rath - So we are prohibiting metal detecting. Nothing else.

Ms. Patznick - Yes. You can't possess a metal detector or metal detect in a park.

Motion to send to full Council by Mr. Harris, second by Ms. Bline

Michael Houser, 28 N. Hazelwood Ave. - Do you guys notice people with metal detectors out there?

Ms. Patznick - We get calls about them. I haven't actually witnessed it. It wasn't an issue last summer, but for some reason this summer it's coming up a lot more.

Doug Marmie, 317 S. Heather Dr. - So, is the enforcement going to be by a police officer, or who's going to enforce it.

Ms. Patznick - We have a lot of people that call about it and ask questions like if there are specific ordinances or rules against it. So, those people call and they're pretty courteous about it, they'll ask before they actually go out and metal detect, but if there was an instance when it would need enforced, I would get the police there, or if something where I see someone then I can say something to them.

Mr. Marmie - Them what's the offense going to be is it a misdemeanor? What's the result if we catch somebody?

Ms. Patznick - I would think at first it would just be a warning because there aren't signs posted in the parks themselves that you can't metal detect, so a warning first and then I guess I haven't thought about it.

Mr. Rath - Let me ask, what else is prohibited in the park?

Ms. Patznick - A lot of things, there is a really long list.

Mr. Rath - Signage is at the parks?

Ms. Patznick - Yes, there is signage at the parks.

Mr. Rath - Showing a list of prohibited activities.

Ms. Patznick - No, not all of them. We have them that it's closed dusk to dawn.

Mr. Rath - Who enforces that.

Ms. Patznick - If we get called about them then we go out and talk to people, but then there's like some people laying on tables and things like that or camping out in the park, that we call the police on, depending on how severe things are, but our guys and I will go out and talk to people.

Mr. Rath - Is it a criminal offense? Do we press charges on these people or do we just say you're breaking the rules go away?

Ms. Patznick - Most of the time it's something that we can talk to these people and they'll end up leaving. If people are camping, we've had people trespassed if they are reoccurring.

Mr. Marmie - I was just wondering if we have an Ordinance in place, first of all I want to make sure who is going to enforce it and what is the actual, is it a violation, is there going to be a fee, what is actually going to be the offense because anything that we have an Ordinance or a law against there should be some kind of reprimand or something along with it, without that, what prohibits them from actually doing it.

Ms. Patznick - I understand. It mostly has been in the past that people would call in and ask if they were allowed to do something, but there has never been anything in place saying that they actually couldn't, so most people are actually just calling in about this.

Mr. Marmie - So let me ask the Law Director, is this something we need and Ordinance for or is this just something that we need rules within the Parks Department.

Law Director Moore - Any rules violated within the Parks Department can be a criminal charge for a violation. It was added into the forbidden acts. There is a penalty section, right off the top of my head I don't know what that is, whether it's a fine and it elevates after each offense, but under the prohibited acts, for example, if we find someone trespassing in a park after hours, we can charge them with criminal trespass or charge them with violation of the park laws.

Mr. Marmie - That's fine, I just want to make sure that we have that.

Motion passed 5-0

5. **Resolution No. 23-67** A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE FOR THE CITY OF NEWARK, OHIO, TO ENTER INTO A LEASE-PURCHASE AGREEMENT WITH PARK NATIONAL BANK FOR THE LEASE-PURCHASE OF EIGHT (8) POLICE CRUISERS FOR THE DIVISION OF POLICE

David Rhodes, Service Director - We're here tonight asking for permission to enter into that lease agreement to buy 8 police cruisers for the police department. If you remember last year we entered into a lease purchase agreement for 5, out of those 5 we've received 2, so I'm asking for 8, we're thinking over the next couple years we'll get these 8 in, but we need to go ahead and get them ordered.

Mr. Rath - What about the 3 that we never got?

Director Rhodes - We've ordered them and when they come in we'll take them in, but it's taking just that long.

Mr. Rath - So if we pass this we'll have 11 coming.

Director Rhodes - Over the next 2-3 years.

Mr. Harris - Why are they taking so long, are they still the Fords or have we changed companies?

Director Rhodes - No it's still the same company, it's just that way when we came in for new transport units for the Fire Department, we might see one of them.

Motion to send to full Council by Mr. Barker, second by Ms. Bline, Motion passed 5-0

Meeting stands adjourned

Jeff Rath -Chair