

COUNCIL MINUTES

February 5, 2018
Council Chambers
7:00 P.M.

7:00 P.M. - President Ellington called the Monday February 5, 2018 Newark City Council Meeting to order.

ROLL CALL-Mr. Bubb, Mr. Cost, Mr. Fennell, Mr. Fraizer, Ms. Hall, Mr. Labutis, Mr. Lang, Mr. Marmie, Mr. Rath, Mr. Blake

INVOCATION – Mr. Blake

PLEDGE OF ALLEGIANCE- President Ellington

CAUCUS- Rule 11 for 18-12 A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION- EXPEDITE

MINUTES of January 16, 2018 Motion by Mr. Labutis to approve the January 16, 2018 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, second by Mr. Fraizer. **Motion carried by acclamation.**

REPORTS OF STANDING COMMITTEES

Finance- **Received & Filed**

Safety- **Received & Filed**

Service- **Received & Filed**

Rules- **Received & Filed**

Capital Improvement- **Received & Filed**

PROPOSED NEWARK CITY COUNCIL RULES AMENDMENTS

RULE 1: Regular meetings of the Council shall be held in the Council Chambers on the first and third Mondays of each month, at 7:00 p.m., and at such other times as may be ordered by the Council. When a regular meeting falls on a legal holiday the meeting will be held the following Tuesday THE NEXT BUSINESS DAY at 7:00 p.m.

Motion by Mr. Rath to adopt, second by Mr. Fraizer.

Motion carried by acclamation

RULE 2 A: Committee Chairman, BY AND THROUGH THE CLERK OF COUNCIL, shall provide 24 hours advance notice of all committee meetings to all Council members, representatives of the news media requesting advance notification, AND TO ANY PERSON REQUESTING ADVANCE NOTICE of the time, place and purpose of the meeting.

COMMITTEES SHALL BE HELD ON THE 1ST AND 3RD MONDAYS OF EACH MONTH AS NEEDED AT 5:45 PM AND CONTINUING IN THEIR NORMAL ORDER UNTIL 7:00 PM. NO LATER THAN 7:00 PM COMMITTEES WILL BE RECESSED FOR THE REGULAR COUNCIL MEETING TO BEGIN. IF ADDITIONAL TIME IS REQUIRED TO CONCLUDE THE BUSINESS OF COMMITTEE THEY WILL RECONVENE IMMEDIATELY FOLLOWING THE ADJOURNMENT OF THE COUNCIL MEETING AND CONTINUE UNTIL THEY ARE COMPLETED. WHEN A REGULAR MEETING OF ANY COMMITTEE FALLS ON A LEGAL HOLIDAY THE MEETING WILL BE HELD THE NEXT BUSINESS DAY AT 5:45 PM.

Motion by Mr. Fraizer to adopt, second by Mr. Blake

Motion carried by acclamation

RULE 4A: Each respective political party with representation on Council shall select one member to serve as the leader of said party, which person shall be known as the Minority Leader or Majority Leader based upon the existing balance of power on Council. Selection of each party leader shall be accomplished within the respective party caucus and pursuant to procedural rules established by such caucus as deemed appropriate.

At the annual organizational meeting of Council pursuant to Charter Article 3.03, the President of Council shall ask each respective political party to identify the one person selected internally as its leader and the President shall then designate such person(s) as Majority or Minority Leader for the record. Such persons shall serve in this leadership role until the next organizational meeting of Council or until such person is unable or unwilling to serve, at which time the process set forth herein shall be renewed. There shall be no limit imposed by this or any other Council rule which limits the number of terms or duration any one person can serve in a leadership role pursuant to this Rule.

If any political party is unable to identify one person to serve a leader of such party for any reason, the President of Council shall be called upon to institute the following procedure to identify the necessary party leader(s). All members of the subject party interested in serving as Leader shall identify themselves to the President of Council at the organizational meeting and the President will then present such names to Council as a whole for a vote to fill the leadership role. If no member of the subject party identifies themselves as willing to serve then the name of every member of the subject party shall be submitted to Council as a whole for a vote to fill the leadership role. Each member of Council will vote by stating the name of the person they wish to serve in the designated leadership role. The one member of the subject party who has received the most votes of those members present at the organizational meeting shall then be designated as Majority or Minority Leader accordingly. The issue of identifying a party leader pursuant to this rule and the vote thereon shall not be subject to debate or re-consideration.

Motion by Mr. Fraizer to adopt, second by Mr. Blake
Motion carried by acclamation

PUBLIC HEARINGS

President Ellington opened the public hearing
There were no comments either for or against this application.
President Ellington closed the public hearing

By: Rath, Cost, Marmie

18-06 A RESOLUTION APPROVING THE RENEWAL APPLICATION FOR PLACEMENT OF FARMLAND IN AN AGRICULTURAL DISTRICT AND DECLARING AN EMERGENCY- Watson Co LLC

Referred to the Service Committee for February 12, 2018 meeting.

President Ellington opened the public hearing
There were no comments either for or against this application.
President Ellington closed the public hearing

By: Rath, Cost, Marmie

18-10 A RESOLUTION APPROVING THE RENEWAL APPLICATION FOR PLACEMENT OF FARMLAND IN AN AGRICULTURAL DISTRICT AND DECLARING AN EMERGENCY- Amachler

Referred to the Service Committee for February 12, 2018 meeting.

President Ellington opened the public hearing
Rodger Kessler, Kessler Sign Co. 170 Pinehurst Dr, Granville- as most of you know in 2020 the Thornwood Crossing is going to expand and the Cherry Valley Road and Reddington Road interchange is going to change substantially so this is going to affect one of our billboard sites we believe immensely. We have looked to other possibilities to continue our business and grow our business. We would like to put our billboard over on the Thornwood Crossing area. He shared with Council photos taken of the area and simulated what the billboard would look like if installed there. Billboards play an important part of the economical development of any community. We are nothing more than a facilitator of organizations, non-profit and profitable to communicate their message to thousands of people on a daily basis. In the future as I discussed our property is going to become somewhat obsolete because of how the public will be traveling. We donate someplace around \$40,000.00-50,000.00 to non-profits for advertising in the community. Our goal is to help our advertisers and the consumers to be better informed at what is going on in our community. There are a number of

visual boards that have already been approved, a cell tower and a litany of different architectural features so it is definitely a commercial area. It is going to help a number of businesses and organizations throughout the community. We respectfully ask you to expand on the billboard areas that are currently on the map. He spoke of two billboards that have been removed in the city limits so there are two less now.

Steve Layman, 915 Hawthorne Ln, Newark- many of you know that I was active in creating the existing zoning ordinance. It took us a while to get that ordinance approved and much of that time was taken up on the discretion/argument regarding billboards. The sign ordinance held up the passage of most of the ordinance. I like Rodger Kessler, Kessler Sign Company is a good company. I know all about small business and the importance of small business and I get the importance of advertising. I get that traffic patterns change and that signs get positioned so they are not as valuable as they were, I get all that. In the time that we were working on the new ordinance 4 billboards went up in that year and one of those was at the corner of Cherry Valley and Reddington. I think the debate was how many billboards is enough in the City of Newark? Do we have enough billboards in the City of Newark? Should we have an unlimited number of billboards? The ordinance that exists today was the solution to those questions. I would encourage Council not to change the ordinance. It is a solution that seems to have worked. I'm not the billboard company and I am not in the billboard business and I don't advertise on them but I get there are people who really like them. Once you change this ordinance then you really open the door for an unlimited number of billboards and it might be harder to say no to somebody once you say yes to somebody else. I think the existing ordinance has worked and I would ask that you not change it.

John Rosen 326 N Pearl St, Granville- I am President and Founder of Wexford Lodging Advisors out of Granville with a partner we own the Cherry Valley Lodge. I guess my position and my partners' position on this is pretty simple, we are trying to create a resort like setting and we are investing 13 million dollars plus the acquisition price of the hotel. To do that in a setting that is not naturally a resort like setting especially with the off ramp which has provided better access and I think a few benefits. It does create a bit of an issue creating an environment where meeting planners come and feel comfortable and feel something special is happening. When you come off of that off ramp it is our position that we are going to try to mitigate the things that are creating a problem today and we are going to try to enhance the things that make Cherry Valley Lodge special. In our judgement notwithstanding the re-mapping of the roads and how that could be unfortunate to some folks further commercializing that area we think will be damaging in a very important way which is that initial purchase decision. We along with the City of Newark and Explore Licking County have made a sizable commitment to make this work. It is going to be special; we are in the throes of design right now and I think that you all are going to be proud of it. I would just ask that we preserve that in any way that we can and I think this is simple and smart way to do that which is avoiding having any additional commercial signage there.

Joseph Hopkinson, 1345 Pembroke Ct- just a quick point of clarification, if the Council could please detail if they have ever used Kessler Signs for their advertising or if they have ever received donations from the Kessler family that would be helpful in clarifying for the citizens about any interest that may be a conflict of interest.

President Ellington closed the public hearing

By: Floyd, Marmie, Rath

17-52 AN ORDINANCE AMENDING ARTICLE 135: DISPLAY SIGNS AND OUTDOOR ADVERTISING OF THE ZONING CODE OF THE CITY OF NEWARK, OHIO- Thornwood Drive

Motion by Mr. Rath to adopt Ordinance No. 17-52, second by Mr. Fraizer

Mr. Fraizer- I have a point of clarification for the Law Director. Part of the issue I have with this is the future development of the site. We have gotten to this point where it has gone before the Planning Commission, if we decide to table this, what would be the implications? Would they have to start the process over again or could we bring it back up?

Law Director- if you table it, it is only required to come back before Council within a certain period of time, it doesn't say that Council has to act within a certain period of time. I believe tabling would be permitted.

Mr. Rath- I will speak on this since it is in the Third Ward and I will say that I am for the change and there are two reasons. One is this is not an additional billboard it is going to be a 0 sum gain. With the addition of this billboard we will lose the other. In my mind the billboard currently at Reddington and Cherry Valley is out of place. I would like to see that gone and something else on that corner. Having this billboard where we are proposing would allow for that to happen. The property that we are talking about when the discussion was had that Mr. Layman talked about this property was not part of Newark so this property was never discussed in that year long conversation and that is why this has come up. This is a new property, newly annexed into Newark. With that being said there is a lot of development in that area and there is going to be a lot of changes in that area; some of which we know, some of which we aren't going

to be able to predict. So if someone wanted to table this for a period of time until we have some more information about what is actually going to be happening in that area I would be fine with that. I think that would be reasonable.

Mr. Marmie- I have a point of clarification, the gentleman earlier brought up there could be a conflict of interest if anybody has ever done business with Kessler Signs. Would that be a conflict of interest?

Law Director- that's not really a question I could answer that is one that each individual Council person would have to ask themselves.

Mr. Marmie- we are going to do a lease-purchase agreement later on so anybody that does business with Park National that is going to be a conflict of interest.

Law Director- the only way financially that a Council person would have a conflict of interest would be because of that financial relationship if what they had was known as a direct pecuniary interest in the outcome of the legislation. Meaning if somehow your financial situation was going to be impacted favorably or unfavorably depending on how the vote went then you would have a conflict of interest. If you are acquainted with or have done business with someone involved in the debate that is not a direct pecuniary interest.

Motion by Mr. Fraizer to table Ordinance No. 17-52 to an unspecified date, second by Mr. Marmie
Motion to table passed by a vote of 10-0.

President Ellington opened the public hearing

Richard Kennedy, 9327 Martinsburg Rd- I am the gentleman that wants to put the billboard up on the north side of Newark. I think Mr. Kessler pretty well said everything that I wanted to say. I agree with him I think a billboard is a tool to help businesses grow and of course when businesses thrive in the City of Newark so does the City of Newark. This would be potentially the last billboard to be built on this particular stretch of road not only to the City of Newark's strenuous zoning regulations but also the State of Ohio they have their own regulations. Our billboards are always kept up, maintained and painted. The billboard is built by a company that builds visually appealing high quality modern structures. The artwork that is installed is strong durable material. I live here locally so any issues with the billboard can be addressed immediately. We are going to place the billboard on the north corner of the property which would allow for future development. The entire property is commercial. On the map its location is in the boundaries of the city's allowable building sites if you will however the city says you can put it on one side of the road but you can't put it on the other side of the road. I believe at the time this map was created I don't think that the property we want to build on was taken into consideration on the overlay map. I would greatly appreciate the opportunity to grow my business.

Steve Layman, 915 Hawthorne Ln- he makes an eloquent case. I get the importance of a small business to a town like Newark but I would just repeat my same argument that if you change the ordinance for this case you're going to have a hard time not changing it for the next. I think that the ordinance has worked and I hope that you leave it in place.

Mr. Rath- asked Mr. Kennedy why one side of the road was more appealing than the other.

Mr. Kennedy- the property on the other side of the road we'd have to go through the State Department and ODOT has a department that all they do is controls billboards. It wouldn't be as visually appealing to traffic on that side because we would have to set it back farther.

President Ellington closed the Public Hearing

By: Fraizer, Floyd, Marmie, Rath

17-53 AN ORDINANCE AMENDING ARTICLE 135: DISPLAY SIGNS AND OUTDOOR ADVERTISING OF THE ZONING CODE OF THE CITY OF NEWARK, OHIO- Mt. Vernon Rd

Motion by Mr. Fraizer to adopt Ordinance No. 17-53, second by Mr. Rath

Mr. Marmie- I respect the work the Committee did when they developed the sign ordinance. In this situation the land wasn't even a part of the City of Newark when the sign ordinance and map overlap were developed. I would hope that if we further developed the City of Newark and annexed in an additional 5 miles we would relook at our overlay map. We annexed it in, we voted it commercial, we did not revisit the sign ordinance at that time because there wasn't an ask for it but now there is. Had this property been annexed in when the overlay map was developed we don't know whether or not it would be included or not. I am in full support of this for a couple of reasons. One, property owner rights, second small businesses anybody who wants to do business in the City of Newark and increase tax revenue and stimulate the economy is beneficial to the City of Newark.

Mr. Fraizer- I just want to echo that as well. To encourage new businesses on a map that is literally 20 feet across the road is permissible; I have no problems supporting this as well as the one prior. I am all for the addition of signs as long as they are in the right place and right conditions there were just a lot of unknowns on the other one but this we know

where 13 is we know what is going on and we have a property owner that wants the sign and a sign company that wants it, I have no problems with it.

Mr. Cost- I also understand a small business and wanting to be able advertise and the value of a billboard. I am also of the opinion that there are enough billboards in the City of Newark and I don't think we need any additional ones. I will not support this one and I won't support Mr. Kessler's either one. I don't think that we need a billboard to be the focus of the entrance of Newark coming. I don't feel we need any more billboards. I think that map was drawn for the right reasons and I think as Mr. Layman stated it has worked. I say we leave it the way it is.

Mr. Marmie- there are those in the community that are anti-billboard and Mr. Layman was one of those when the Adornetto's situation came up and from that point forward billboards and him were not friendly. It's ok if you put this big Anderson Layman sign up or Park Shai's sign up but because it is a billboard were opposed to it because it might be advertising and promoting our community. Why would we deter business within the City of Newark? Why would we be against somebody trying to do something to better the City of Newark? The letter from Mr. Morehead in which there were quotes from Mr. Layman state no facts to the reason why this property owner should not have the right to put this billboard on their property other than we don't want to redo the maps. Well I'm sorry this city and this body need to do work to make sure they do the right thing. We should not be afraid to do additional work and make changes. The whole reason why we had the sign ordinance that we have in existence is because the city decided that we do need to adapt to change. We need to make changes; this city is constantly going to have to make changes into the future. Billboards might not even be a part of the future; it may be something else we don't even know exists yet but it may happen and guess what the city is going to have to change. We can't be afraid of change, we need it encourage it especially when somebody like this gentleman is coming trying to support the City of Newark, pay taxes to the City of Newark and promote businesses in the City of Newark. I encourage everybody to take that into consideration and not just dislike billboards because you have something against them. Those of us who travel how many times as a billboard gotten you to a destination found you a hotel or find you a restaurant? People coming into Newark might appreciate that, it might help them find something in the City of Newark instead of driving through and going to Heath and finding something there. That is what we are trying to encourage.

Mr. Rath- I am the one who brought forward Ordinance 17-52 and Ordinance 17-53 only because both of these businesses have been trying to put billboards in these areas for a very long time and I didn't bring it forward because I wanted them to be able to do that I brought it forward because it was property that was annexed into the city after this map was made and they didn't have an answer. Regardless of what the answer is they deserved an answer, they are trying to do business and they are trying to do it the right way. The right way is to come in and get an answer, nobody was giving them answer that's why I brought this forward. At least one of you is going to get an answer tonight.

Mr. Cost- I want to clarify something. My comments have nothing to do with being for or against Mr. Kessler or the other gentleman, Mr. Kennedy and it has nothing to do with my being for or against the opinions of Anderson Layman and their signs or Mr. Layman. I simply expressed my opinion; it is not reflective of these people what so ever. I agree with Mr. Rath they deserve an answer, they deserve an up or down vote it is that simple.

Motion passed by a vote of 8-2 (Mr. Cost, Ms. Hall)

COMMENTS FROM CITIZENS

Jen Kenagy 2584 Upland view Ct, - first I'd like to say how wonderful Chuck Jackson is with the Parks Department. Chuck was really wonderful to make it happen in 12 days or less. We pulled a petition on the 8th of January and we held a woman's march around the square on the 20th. We had roughly around 250 people who showed up. Out of that we have had three to four different women come forward that want to run for office and I am very proud of that. They are Republican, Democrats and Independents. We had two teams come out of that, one is a drug addiction team that is working on bringing additional resources to the city and we have a group going around doing have a coat, leave a coat, need a coat, take a coat. We have given out 30 coats or more. There was talk about plowing at the Council meeting on the 2nd and there was a plan that Mr. Rath talked about phase I, secondary and tertiary streets. I spent over an hour on the phone with Mr. Prince and he was wonderful. He spent over an hour with me explaining how things work, where the plows go and what we should expect as residents in Park Trails. The majority of Park Trails is in phase I. The Police Officers will come and clear the cars off of the street and then when phase I starts there is a truck dedicated to around the hospital and Park Trails and they will come clear our area. The initial snows that we had the temperatures were very, very cold and his salt and brine didn't work. He explained that and I went back and talked to my neighbors about it and they put away their pitchforks and fire. To have correct information come out to people and to have it communicated in a way that they can understand it like Mr. Prince did takes a lot of that anger away. When people know what they should expect and now he has said that we are included in phase I and when a snow event happens they will come and

spread salt and brine as long as the temperatures are above 16 degrees. There are 22 houses in my cul de sac, not 4 or 6 and of those 22 houses many of them have working parents so that is 44 working folks. We had a really hard time getting out of our cul de sac up onto Greenwood Loop and there are two to three more houses there. I was not there when the phase I was planned before they built Park Trails but because of the hills and the way that it was constructed I imagine that was part of the agreement so working folks could get out of there without needing a dog sledding team. The neighbors have made comments about being thrilled after this last snow and how the roads in the neighborhood got plowed. I appreciate Mr. Prince and Mr. Rhodes helping to get the snow plows in there so folks can get to work. I watched the committee meetings from last week about the hand held scanners. I am concerned that they are going to cost \$7,000.00. I am a nurse and we use iPods, we scan the patients and we scan the meds. iPods are \$150.00 I think I am on my fourth one for my daughter. The cases and the scanners can't cost that much and for \$7,000.00 and not include the software. I would just ask who bid that out and who is winning the contract and isn't there something more affordable that can be done? I think that employees should be managed by their managers and conditioning employees at \$7,000.00 a crack on the taxpayer dime didn't seem like a good idea. There were some comments made that really bothered me when I watched the meeting. Since the march and even since last year I have met with parents in the City of Newark and a lot of people are affected by the addiction crisis and for a Council member to say I'm not real concerned about how comfortable our prisoners are, strap them to the hood for all I care. I had to listen to that a couple of times because that was really shocking. These are parents out here and their kids are sick. Addiction is an illness and I know a lot of people don't believe that. My sister is an addict; Trish Perry's son is an addict. They don't just want to get arrested and be strapped to the hood of the car to get to the jail. Further I think people are innocent until proven guilty. I find it deeply concerning that somebody would say that at a public meeting.

ORDINANCES ON FIRST READING

By: Labutis, Cost, Fraizer, Marmie, Rath

18-01 AN ORDINANCE AMENDING CHAPTER 454 AND CHAPTER 407 OF THE CODIFIED ORDINANCES OF THE CITY OF NEWARK, OHIO, REGARDING THE REGULATION OF PARKING VEHICLES IN THE DOWNTOWN AREA

Held for a second reading

RESOLUTIONS ON SECOND READING

By: Marmie, Cost, Rath, Fraizer

18-01 A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO PREPARE AND SUBMIT APPLICATIONS TO THE DEPARTMENT OF HOMELAND SECURITY, FOR FISCAL YEAR 2017 FIRE ACT GRANT PROGRAMS, IN SUPPORT OF TRAINING PROGRAMS, EQUIPMENT PURCHASES, FUNDING FOR PERSONNEL, FIRE PREVENTION, AND FIRE SAFETY PROGRAMS THROUGHOUT THE CITY.

Motion by Mr. Marmie to adopt Resolution No. 18-01, second by Mr. Cost

Motion passed by a vote of 10-0.

By: Marmie, Cost, Rath, Fraizer

18-03 A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION (621, Water Dept-\$75,000.00- Vehicles; 661 Sewer Dept-\$125,000.00- Vehicles; 669 Storm Water Dept-\$95,000.00- Vehicles)

Motion by Mr. Marmie to adopt Resolution No. 18-03, second by Mr. Fraizer

Motion passed by a vote of 10-0.

RESOLUTIONS ON FIRST READING

By: Marmie, Cost, Rath

18-04 A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

Held for a second reading

By: Cost, Marmie, Rath

18-05 A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION- CI

Held for a second reading

By: Marmie, Cost, Rath

18-07 A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION- EXPEDITE

Motion by Mr. Marmie to waive the two day reading rule on Resolution No. 18-07, second by Mr. Fraizer Mr. Marmie- these need to be expedited because there are bills due immediately.

Motion passed by a vote of 10-0.

Motion by Mr. Marmie to adopt Resolution No. 18-07, second by Mr. Fraizer

Motion passed by a vote of 10-0.

By: Rath, Marmie

18-08 A RESOLUTION AUTHORIZING PARTICIPATION AND RATIFYING PRIOR PARTICIPATION OF THE CITY OF NEWARK, LICKING COUNTY, OHIO, WITH THE DEPARTMENT OF THE ARMY, CORPS OF ENGINEERS, FOR THE NEWARK, OHIO - SECTION 14 FEASIBILITY STUDY, AND AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE OF THE CITY OF NEWARK, AND OTHER APPROPRIATE CITY OFFICIALS, TO ACT FOR AND ON BEHALF OF THE CITY OF NEWARK, IN EXECUTING, ACCEPTING OR OTHERWISE APPROVING ALL DOCUMENTS, AGREEMENTS, INSTRUMENTS, OR OTHER NECESSARY PAPERS REQUIRED BY THE DEPARTMENT OF THE ARMY TO IMPLEMENT SAID PARTICIPATION IN THE NEWARK, OHIO - SECTION 14 FEASIBILITY STUDY

Held for a second reading

By: Rath, Cost, Marmie

18-09 A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE FOR THE CITY OF NEWARK, OHIO, TO ENTER INTO A PURCHASE AGREEMENT WITH PARK NATIONAL BANK FOR THE LEASE-PURCHASE OF SIX (6) CRUISERS FOR THE DIVISION OF POLICE

Held for a second reading

By: Rath, Cost, Marmie

18-11 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.

Held for a second reading

COMMENTS FROM CITIZENS

Laura 1120 Wintermute- I am still asking about the gazebo. You guys were talking about them deserving an answer on the billboards; we have been waiting months for an answer on the gazebo. We would like to have one soon please.

MISCELLANEOUS

Safety Director Baum- I think most of us are grateful for our public safety forces everyday but we had four major incidents of crime in the month of January and the Newark Police Department deserves some special attention. They were able to close all four of those cases, I think of how we would be acting if none of those cases were closed. I think the atmosphere would be quite different. They have done a fine job with an incredible amount of pressure. They handled it with poise and professionalism. I am proud of them as I am everyday but I wanted to come up and say something tonight specifically for the performance that they have turned in for the month of January. They have done a fine job.

Mr. Cost- I would like to thank Director Baum for coming up and speaking and I am sure he realizes how grateful we are for our safety forces.

Mr. Fennell- several of us were at a transportation kind of rehashing meeting this weekend. There were a lot of interesting topics discussed and I encourage everyone to show up and share their ideas, share your innovation and make

your voices heard. The next meeting is going to be really great it is going to be an idea building meeting. It will be on February 24th from 10:00-12:00 at Trinity Episcopal Church.

Mr. Fraizer- thank you Director Baum for coming up and speaking. There is a fundraiser going on right now for police dogs. We have two police dogs that are retiring so I would like to encourage everybody to donate to that. The HHCA dinner was a good success. There were three suicides in the Licking Valley area, with young people and with mental health it is important that if you see something say something or if you're able to reach out and prevent as much as possible. The most tragic part is the loss potential with young people who lose their lives too early.

Ms. Hall- I want to thank Director Baum and our safety forces. I think they have their hands full.

Mr. Labutis- I would like to thank Director Baum for his update on the Police Division's activities in January. It is interesting to hear the adversities and dynamics that they walk into every day and they experience. They go from low to high within minutes is not something we take into consideration and being able to accommodate each situation individually and effectively is a special skill that not all of us have so we should be thankful for that every day.

Mr. Lang- I would also like to thank the Newark Police Department. I had the pleasure of sitting with Chief Connell at the groundhog breakfast and he definitely seemed like he had a tough month, one of the toughest he could recall. I really want to commend the fine work that the Police Department has done this month. Mr. Hopkinson I will answer your question directly it is a matter of public record, my campaign received a donation from Mr. Kessler, not Kessler Sign Company I can't take corporate donations and I advertise with Kessler Sign Company. I think as we discussed with the Law Director I don't think either one of those are a conflict, that is my opinion. It is a slippery slope when you start talking about anybody whom you did business with you can't vote on it then pretty soon you couldn't vote on anything. In regards to Ordinance 18-01 we are just talking about a change in our parking code Ms. Kenagy, I know there is a discussion about the devices and those are good questions but not a reason to vote for the change. I think it is a positive change for our parking ordinance. I would like to thank Trinity they hosted our transportation meeting last Saturday that Mr. Fennell referenced. We had a great cross section we had riders, people from the Licking County Transit Board, we had Council members from Newark and Heath, it was a good cross section of folks. We had a really good discussion and I encourage you all to participate.

Mr. Marmie- called a Finance Committee meeting. With agreement from Councilman Cost I would like to bring to the table Resolution No. 18-12.

By: Marmie, Cost, Rath

18-12 A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION-EXPEDITE

Motion by Mr. Marmie to waive the two day reading rule on Resolution No. 18-12, second by Mr. Cost

Mr. Marmie- those of you who attended the committee meeting we did discuss this but it didn't meet the time criteria to get on the agenda for us to vote. There was one thing omitted from the budget that the department was not aware of then all of the sudden bills showed up and there wasn't a manner in which to pay them. The other item, the paperwork was submitted and we don't know what happened to the paperwork. It was noticed that it wasn't on the agenda once the agenda came out. That is the reason why we need to waive the two day reading rule

Motion passed by a vote of 10-0.

Motion by Mr. Marmie to adopt Resolution No. 18-12, second by Mr. Cost

Motion passed by a vote of 10-0.

Mr. Marmie- I am also going to respond and if it wasn't apparent in my question to the Law Director I did do advertising with Kessler signs and it is also a matter of public record that one of my campaign contributions was from Mr. Kessler. If you look at other campaigns he constantly contributes to his party of choice. If I never voted on anything that I have done business with I would never vote on any of the lease purchase agreements that we have done over the years because I do a lot of business with a local bank, Park National Bank. There are other businesses that I do business with that comes in front of this body constantly I don't get any benefit out of it. If you noticed we appreciate the offer to give something free to the City of Newark that probably would not be appropriate, give it to a non-profit instead of the city that would be greatly appreciated. It has to be determined that you are going to have some financial benefit. That is what the Law Director indicated and I'm glad he did for everybody here. Director Baum, first responders yes they deserve kudos for this last month but they deserve kudos 100% of the time. They are phenomenal. They do what they have to do when they have to do it without question and that is what is fantastic about our first responders. I know the citizens do appreciate them. They have a tough battle sometimes with the easiest of situations that become an argument or confrontation and they

are always doing it with the most respect for other individuals and professionalism. In addition to all of that all the city employees are just fantastic. The folks that have been out there in these snow storms clearing roads and doing whatever is necessary for the safety of the citizens. I appreciate all of them. It takes a team to win, one player can make a difference but it takes a team to be victorious. I really appreciate the entire City of Newark team and what they do day on and day out to make sure this city is a great place to raise a family, to live in, to worship in and to do business in.

Mr. Rath- called a Service Committee meeting. Director Baum I think that you said it right when you said the atmosphere would be different if we had different results over the last month. I think it is kind of sad but I think that the atmosphere today is we had four major crimes, the cops went out and made arrests and it is what is kind of what was expected. The only reason why we have atmosphere like that today is because that is what they do, they are just that good. We don't have a lot of unsolved crimes or problems that don't get addressed and that is because of the level of professionalism they have and as good as they are.

Mr. Blake- I also want to add my comments to our safety forces to the work they do and appreciate them every day. I want to offer my gratitude for their services to our city and community. I also want to comment on the transportation meeting, I was very pleased to see the crowd that came out and the diversity of the different demographics that were in that room and I'm glad that the conversation is continuing. Transportation is still a major issue in our community. There were four of us up here at that meeting and I thought it was very good. What made that meeting different than others was there were three board members from Transit there so they were included in the discussion. Sometimes those discussions become us versus them but they were there to participate so I think that was very positive. Something nobody else has spoken about that I will talk about, this Wednesday The United Way Community Department Council is hosting a state of public education meeting at CTEC from 10-12. I know a few others have been attending these quarterly meetings and I think that it is going to be really interesting to see the state of our public education .It is an open forum so I would encourage others to attend. Kiwanis is having their pancake breakfast to support Camp O'Bannon for Saturday February 24th. I have tickets for \$5.00 if want one see me after the meeting.

President Ellington- Committees will meet on Monday February 12th at 5:30 P.M., Council will meet on Tuesday February 20th at 7:00 P.M. because City Hall is closed Monday February 19th for President's Day. Mr. Fraizer we need an Economic Development Committee Meeting for Monday.

ADJOURNMENT