

COUNCIL MINUTES

December 2, 2013

Council Chambers

7:00 P.M.

7:00 P.M. - President Pro-Tem Ryan Bubb called the December 2, 2013 Newark City Council meeting to order.

ROLL CALL- Mrs. Floyd, Mr. Johnson, Mr. Guthrie, Mrs. Loomis, Mr. Rath, Ms. Stare, Mr. Cost

Absent: Mr. Houdeshell, Mr. Marmie

INVOCATION – Mrs. Loomis

PLEDGE OF ALLEGIANCE- James Childers

CAUCUS- Motion by Mrs. Floyd to excuse Mr. Houdeshell and Mr. Marmie, second by Mr. Rath. Motion carried with acclamation

MINUTES- November 18, 2013 Motion by Mr. Rath, second by Mrs. Loomis that the minutes of November 18, 2013 council meeting be approved as presented and the reading be dispensed with in view of the fact each member of council has received written summary of same. Motion carried by acclamation.

REPORTS STANDING COMMITTEES

Finance-**Received and Filed**

Safety-**Received and Filed**

Service-**Received and Filed**

Personnel-**Received and Filed**

COMMUNICATIONS

Department of Commerce Division of Liquor Control- notification that all of the permits to sell alcohol beverages in our political subdivision will expire on February 1, 2014. In order for every permit holder to maintain permit privileges, every permit holder must file a renewal application. Per the ORC Section 4303.271(B) the legislative authority has the right to object to a renewal and request a hearing. The process in which to do this is described in the notice. **-Received and Filed**

PUBLIC HEARING

The Clerk read the Public Notice, Mr. Bubb opened the public hearing

No comments were received for or against the issue

Motion by Mr. Rath to close the public hearing, second by Ms. Stare

Mr. Bubb- asked the Clerk to call roll to vote

Clerk read the Ordinance preamble

By: Mr. Rath, Mr. Marmie, Mr. Cost, Ms. Stare

13-30 AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 15 NORTH 21ST STREET, CITY OF NEWARK, LICKING COUNTY, OHIO, FROM THAT OF LB (LIMITED INTENSITY BUSINESS) DISTRICT, TO GO (GENERAL OFFICE) DISTRICT.

Point of order was called by Mr. Rath

Mr. Bubb asked the Law Director whether a vote to close the public hearing was necessary

Law Director- it's not necessary, it can be done by a roll vote

Motion to close the public hearing was carried by acclamation

Motion by Mr. Rath to adopt Ordinance 13-30, second by Mr. Cost

Motion passed by a 7-0 vote.

COMMENTS FROM CITIZENS

William Butcher- 129 W Main St asked what was going to happen to the old Newark school across from him, weather update was also given.

Dorothy Marks-340 Eastern Ave apartment 411, Washington Square Apartments. She read a letter written by her to Council regarding the lack of service she stated she is receiving from Heritage. She stated that there has been an ongoing infestation of bedbugs for a year. She relayed her physical sufferings from being bitten by bedbugs as well as furniture and clothing she has had to dispose of and her lack of resources to replace these items. She asked why the State of Ohio doesn't place a tent over the building as treatment like the state of Florida does. The letter was given to the Clerk as a communication.

Ronald Walpole- 340 Eastern Ave, apartment 321. Stated he has been treated for bedbugs for over a year and he stated he was told his apartment wouldn't be sprayed due to his breathing problems. He stated he had a paper signed by Lisa Bennett that he would be notified of spraying around the building so that he could avoid it due to his breathing problems. He stated they didn't want to pay for hotels or to heat treat for people like him with breathing troubles. He stated that he has had to dispose of furniture also.

Beverly Hager- 340 Eastern Ave apartment 120, she stated that the lies needed to stop and that there needed to be something done about it. She stated that she invited her friend Dorothy that used to live there to her apartment but she isn't allowed there anymore and was escorted out by the police. She was upset that she couldn't have her over to visit. She stated she didn't know what she did and asked for help figuring out why they were doing this to them.

Theresa Mitchell- 252 W Main St, she was there to thank the Newark Fire Department, their emergency service. She was in an accident on her bicycle on the bike trail about 3 months ago. She stated that when they got there they knew she had suffered traumatic injuries. She stated they were very professional and considerate of her modesty all the while of caring for her and that they talked to her the entire time they cared for her too which calmed her anxiety. She was concerned about the City taking them down to part-time. She wrote a letter which her son Steven Smith of 314 N 10th St read. She stated in the letter that services like these are essential to our community. The following firefighters were on her emergency run: Bruce Gossett, Jarrad Tracy, Josh Black, Tim Cline, Mike McNamara, Andy Keefe, JC Schaumleffel, Captain Jim Van Winkle, and Assistant Chief Clouse. The units that responded were Medic 3, Engine 3, Rescue 1 and battalion 1. She stated that she owed these dedicated public servants a debt of gratitude and stated she might not be here without their important work in our community. She stated we would be less of a city without them.

Dorothy Flowers-53 S 23rd St, she stated because of the bedbug situation at Harvest Management and Harvest Management properties they are no longer allowed to ride the transportation vehicle. She stated that they were also no longer allowed at Heritage Hall. She advised Council that she is no longer allowed on Harvest Management property and therefore can't take her son who lives at a Harvest Management property to his appointments. She stated that she was escorted out of a Harvest Management property that night. She wanted to know why the senior service was not servicing the seniors and not allowing them to use their facilities because of bedbugs.

David Farmer- 340 Eastern Ave, apartment 325. He wanted to know why he was denied to express himself through drawings. He stated they were in good taste and the truth. He allowed Council to look at the drawing he brought that evening.

James Childers- 1550 Lamae Ave, he commented on the situation with Harvest Management. He stated he thought it was a shame and that they had not taken any responsible for the individuals ever. He stated he felt the senior citizens there that night were being taken advantage of and walked on and that Harvest Management should be penalized.

This is a county thing but it is on City property with the Green Team. We are going to have another site at the Community Wesleyan Church. The bins are supposed to be here this week I don't know how many there are going to be. Lindsey Graham did a lot of hard work on that but I wish my name would have been mentioned too because she wouldn't have gotten that site if I hadn't talked to the Pastor and gave her the phone number and hooked it all up for her but she did a good job but I would like to have a little credit on that too. He next block watch meeting is December 17 at the Community Wesleyan Church at 6:00 P.M.

Paulette Carlton- 340 Eastern Ave she has lived there for 2 years in March. She stated they did have a bedbug problem when she moved in but she stated that they have spent \$50,000.00 on treatments for this. She stated that it is down to a few apartments, not 90% or 80%. She stated if people don't like where they are living let them move. She stated she was thankful for her home this holiday.

ORDINANCES ON FIRST READING

By: Mr. Rath, Ms. Stare

13-40 AN ORDINANCE OBJECTING TO THE ANNEXATION OF CERTAIN TERRITORY, GENERALLY DESCRIBED AS BEING 0.275 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP, TO THE CITY OF NEWARK, OHIO, AND DECLARING AN EMERGENCY.

Mr. Bubb- before I entertain a motion I need to yield to the Law Director

Director Sassen- we haven't done one of these annexations in quite some time and we do have some new members so I would like to explain for everyone tonight why this is an Ordinance objecting to the annexation. It is a process that I changed 5-6 years ago so that Council could meaningful opportunity to object to an annexation if you wish to object. I have described to most of you how the way the statue is written in such a way that if in fact you want to object to the annexation this is the only way you can do it. If I suspect is probably the case given the comments at Committee there is no objection to the annexation of this property and you want to allow this parcel of property to annex to the City of Newark then you should vote no. As we have historically referred to it

this is the time that you get to vote no when you mean yes. So if you agree that this property should be annexed into the City your vote on this Ordinance should be a no.

Motion by Mr. Rath to adopt Ordinance 13-40, second by Mrs. Loomis

Motion by Mr. Rath to amend exhibit A to exhibit A-1, this is a change in the legal description of the property, just a correction second by Mr. Cost

Director Sassen- if I could just briefly explain the need for the amendment. It came to my attention about 2:30 this afternoon some minor errors in the description that was attached to your ordinance and marked exhibit A. Specifically if you look at the 3rd paragraph, first sentence to your far right you will see it says along the easterly line, it used to say westerly, we changed another easterly to a westerly. There were minor changes to the wording of exhibit A. You now have exhibit A-1 in front of you and Mr. Rath is asking to substitute exhibit A for exhibit A-1. You should also have the surveyors plat, the plat map is accurate. Exhibit A-1 is an accurate narrative description of what you see on that plat map.

Motion to amend exhibit A to exhibit A-1 passed by a vote of 7-0.

Mr. Rath- this went through the Service Committee without any objections by either Council or citizens I will be voting no on this and I would encourage everyone else to do the same.

Motion to adopt Ordinance 13-40 was defeated by a 7-0 vote therefore the property was accepted to be annexed into the City of Newark.

By: Mr. Rath, Mrs. Floyd, Mr. Cost, Ms. Stare

13-42 AN ORDINANCE AUTHORIZING THE NEWARK CITY SAFETY DIRECTOR TO CERTIFY TO THE LICKING COUNTY AUDITOR, THE SUM OF \$23,659.69 INCURRED BY THE NEWARK CITY PROPERTY MAINTENANCE DEPARTMENT WITH RESPECT TO PROPERTY MAINTENANCE VIOLATIONS TO BE PLACED AS A LIEN UPON CERTAIN PARCELS OF REAL PROPERTY SITUATED IN THE CITY OF NEWARK, OHIO .

Held to First Reading

By: Mr. Rath, Mr. Bubb, Mrs. Floyd, Mr. Cost, Ms. Stare

13-43 AN ORDINANCE AMENDING THE POSITION CLASSIFICATION, PAY RANGE, AND POSITION AUTHORIZATION TABLES OF THE DEPARTMENT OF PUBLIC SERVICE, DIVISION OF TRAFFIC CONTROL AND DIVISION OF STREET MAINTENANCE BY CREATING ONE ADDITIONAL CLASSIFICATION OF SUPERINTENDENT, STREETS/TRAFFIC CONTROL AND ABOLISHING THE POSITION OF STREET SUPERINTENDENT

Held to First Reading

By: Mr. Rath, Mrs. Floyd, Ms. Stare

13-44 AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 343 EASTERN AVENUE, CITY OF NEWARK, LICKING COUNTY, OHIO, FROM THAT OF SINGLE-FAMILY RESIDENCE DISTRICT TO MFR (MULTI-FAMILY RESIDENCE) DISTRICT.

Referred to the Planning Commission

RESOLUTIONS ON SECOND READING

By: Mr. Rath, Mr. Marmie, Mrs. Floyd, Ms. Stare, Mr. Cost

13-97 A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACT FOR CERTAIN ESSENTIAL SUPPLIES FOR VARIOUS DEPARTMENTS OF THE CITY OF NEWARK, OHIO, FOR 2014.

Motion by Mr. Rath to adopt Resolution 13-97, second by Mrs. Floyd

Mr. Rath- this resolution simply authorizes our Service Director to put out bids for supplies and materials for the upcoming year

Motion passed by a 7-0 vote

By: Mr. Marmie, Mrs. Floyd, Mr. Cost, Ms. Stare, Mrs. Loomis, Mr. Rath

13-98 A RESOLUTION APPROPRIATING MONIES FOR CURRENT EXPENSES OF THE MUNICIPAL CORPORATION- NON EMERGENCY (100 General Fund: \$1,744.56-Miscellaneous; 100 General Fund: \$9,000.00- Computer Hardware/Software; 282 Fema Fund: \$1,703.00-Returning funds where expenses occurred; 100 General Fund: \$40,000.00- Vehicles; DISAPPROPRIATION 100 General Fund: \$40,000.00- Salaries; 297 Fire Safety Grant: \$8,001.00- Overtime, 297 Fire Safety Grant: \$8,001.00- Training)

Motion by Mrs. Floyd to adopt Resolution 13-98, second by Mr. Rath

Motion passed by a vote of 7-0

RESOLUTIONS ON FIRST READING

By: Mr. Rath, Mrs. Floyd, Mr. Cost, Ms. Stare

13-100 A RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO EXECUTE A CONTRACT FOR REIMBURSEMENT OF LEGAL REPRESENTATION OF INDIGENT PERSONS FOR CALENDAR YEAR 2014 WITH THE LICKING COUNTY BOARD OF COMMISSIONERS FOR THE CITY OF NEWARK, LICKING COUNTY, OHIO.

Held to First Reading

By: Mr. Rath, Mrs. Floyd, Mr. Cost, Ms. Stare

13-101 A RESOLUTION ADOPTING A STATEMENT INDICATING WHAT SERVICES, IF ANY, THE CITY OF NEWARK, OHIO, WILL PROVIDE FOR APPROXIMATELY 0.275 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP, A TERRITORY PROPOSED FOR EXPEDITED II ANNEXATION, AND DECLARING AN EMERGENCY.

Motion by Mr. Rath to adopt Resolution 13-101, second Mrs. Floyd

Mr. Rath- this resolution and the one coming up 13-102 are both about the annexation we just passed

Mr. Cost- asked if the emergency clause was regarding a deadline

Mr. Bubb- yes, if you are asking me there was a time deadline that we have to pass it and if it is with the emergency clause it will hit just in time to meet the deadline.

Motion passed by a vote of 7-0.

Mr. Bubb stated he would entertain a motion to recess in order to allow the Clerk to hydrate her voice.

Motion to take a recess by Mr. Rath, second by Mrs. Loomis. Motion carried by acclamation.

Motion to come out of recess by Mrs. Loomis, second by Mr. Cost

By: Mr. Rath, Mrs. Floyd, Mr. Cost, Ms. Stare

13-102 A RESOLUTION REGARDING A BUFFER ZONE FOR THE ANNEXATION OF APPROXIMATELY 0.275 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP; AND DECLARING AN EMERGENCY.

Motion by Mr. Rath to adopt Resolution 13-102, second by Mrs. Floyd

Motion passed by a 7-0 vote

By: Mrs. Floyd, Ms. Stare, Mr. Cost, Mr. Rath

13-103 A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION- NON EMERGENCY (**100 General Fund: \$2,748.00-Computer Hardware/Software- 9 tablets for NPD**)

Held to First Reading

By: Mrs. Floyd, Mr. Cost, Ms. Stare, Mr. Rath

13-104 A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION- EMERGENCY (**232 Transit Fund:\$249,920.49- Funds not used in 2013; 234 Brownfield Fund: \$158,482.00- Funds not used in 2013; 234 Brownfield Fund: \$553,887.34- Funds not used in 2013; 263 Lead Fund: \$396,945.174- Funds not used in 2013; 263 Lead Fund: \$53,292.83- Funds not used in 2013; 236 CDBG Fund: \$235,501.78- Funds not used in 2013; 299 ARRA/HERA: \$24,755.10-Funds not used in 2013; 958 Fire Damage Fund: \$40,933.33- Funds not to be used in 2013; 255 Highway Fund: \$12,000.00- Funds not used in 2013**)

Motion by Mr. Rath to waive the two day reading rule, second by Mrs. Floyd

Mr. Guthrie- asked Mr. Bubb if Mr. Rath could explain the reason for waiving

Mr. Bubb- Mr. Rath since you were referenced would you like a chance to address that for Mr. Guthrie

Mr. Rath- no, I am simply filling in for Doug

Mrs. Floyd- basically these are all things that we are disappropriating and these need to be done by the end of the year

Motion to waive the two day reading rule passed by a vote of 7-0.

Motion by Mr. Rath to adopt Resolution 13-104, second by Mrs. Floyd

Motion passed by a vote of 7-0.

COMMENTS FROM CITIZENS

Dewey Nickel- I also live at Harvest Property and I was informed a moment ago that I had a bedbug on my back, they are everywhere.

Mr. Bubb- sir, if you have bedbugs present on your body you are going to need to leave this building that is inappropriate in here. If you have bedbugs active then you will need to get out.

Dewey Nickel- he said he killed it

Mr. Bubb- you just said you had one on your back, if you have any on your body you will need to go

Dewey Nickel- if I have a bedbug that is live

Mr. Bubb- if you know it is live; again there are a lot of people here, we have to be respectful of all the people here this evening.

Dewey Nickel- I think you should be respectful of me also but I will be more than happy to leave

Mr. Bubb- again if you have live bedbugs on you, you will need to leave, if not you are welcome to stay.

Dewey Nickel- I will leave, I hope you will enjoy having them yourself

William Butcher- 129 W Main St, asked what the City was going to do about reckless drivers regarding emergency vehicles.

Celia Kindle- 5210 3rd St NE, Washington D.C., 20011. Most of you know because I have had occasion to come before you and talk on behalf of Harvest Management Group, I am the Chief Executive Officer of Harvest Management Group. We own a portfolio of affordable housing communities all throughout Ohio. Regarding Washington Square Plaza with respect to bedbugs we struggle. I have come before you before and I do believe today because we have again some miss communication about what is going on at Washington Square Plaza. Before I get to that any good bedbug preventative plan is a collaborative effort. It is a part of working with the tenant, working with the management company and also working with the instruction of your extermination company. Mr. Walpole was nice enough to get up before you all and let you know that he had bedbugs but one of the things that I would like to bring to your attention is some of the times it is difficult for us to treat units because of times in affordable housing you have an increased prevalence of people doing things like getting donated furniture or getting things out of the dumpster when the management company has deemed that we need to get rid of things. I also want to point out that we don't force anybody to get rid of anything on our own knowledge of bedbug prevention; we rely on the knowledge of our extermination company. We have fired one extermination company and we have hired Terminx. The reason we made that decision is because we want to go with an extermination company with a recognizable name so they can put their name on the line and say hey we are coming into this building and we are treating it with all the expertise we have in this field. I am going to give to the Council pictures of Mr. Walpole unit and these were taken about a month ago.

Mr. Walpole- stated from the audience that she was lying.

Ms. Kindle- stated Council could have those pictures and that they could be made available for Mr. Walpole's to examine. We have a protocol for what tenants should do when they think they might have bedbugs or when they know they have bedbugs. Part of that protocol is notifying that management company. It is not part of protocol before notifying the management company the problem exists to come to City Council. While that is open as an option and they are free to do that but it doesn't help us solve the problem. It doesn't help us work with them on Thanksgiving holiday when you have seniors who are getting bitten and the management company has no clue. I would also like to prevent Council with our work orders from today's date going back one month.

Mr. Guthrie- I have a point of order. I don't think that it is appropriate for this Council to be looking at pictures of this gentleman's personal residence because you present them to us. I have a problem that and I don't want to see them and I don't think they belong up here. You have every right to present to this Council but to present pictures from someone's personal residence I think is highly inappropriate.

Mr. Bubb- before we move these pictures on any further, the pictures here are they of a residence?

Ms. Kindle- yes they are but seeing how the resident felt fit to you know, we don't normally do this, normally we don't go as far as to disclose a particular resident

Mr. Bubb- ma'am at this point what we are going to do is just put a stop to the pictures. Finish with your comments by all means. I think that is fair to everybody involved here.

Ms. Kindle- with respect to what Mr. Guthrie is saying, I said that and I brought the pictures not to embarrass Mr. Walpole but just to simply say that sometimes there is more to it than a nice orderly unit that is consistently passing inspections sometimes that is not necessarily the case. That seems to be the problem that we have here. The other point of issue with the bedbug scenario is it is very difficult to keep residents from going to visit other residents and mingle with other residents when they have been identified to have bedbugs. Ms. Marks and Mr. Walpole are related, Mr. Walpole is her son so of course they have an increased likely hood of going back and forth to see one another. When they are in various stages of being treated for bedbugs it makes it difficult for them not to pass the problem back and forth. That is one of the things that Mr. Walpole and Ms. Marks have been advised to stop doing, that is one of things we are working on with them. This building is not infested. There are 118 units in Washington Square Plaza and currently we are treating 5 for active infestation. That doesn't mean we are not on a preventative maintenance schedule and a preventative treatment schedule for the rest of the units. That means that there are currently 5 units that have bedbugs in a building of 103. Reasonable accommodation, Mr. Walpole brought up that he requested reasonable accommodation that was ignored. The request wasn't ignored. A reasonable accommodation must be granted with a doctor's note so a physician must say in order for us to deviate from standard procedures, standard integrated pest management procedure we must have a doctor's note saying that that heat treatment is necessary. Mr. Walpole has not provided a doctor's note which is why we have not deviated from the plan. I also suspect that we might need to look at another extermination company, we scheduled for Orkin to come out tomorrow. In order for us to be as effective as we can be as a management company and in order for our tenants to live in safe and sanitary housing up to our company's standards. That does mean filling out the work orders, letting the management and the management company know you are having an issue. If the exterminator is in your unit and they are not doing a quality job you have to let the management know. If the management is not doing something then you have to go higher up. These are HUD houses so if the tenant is not happy with the quality of the housing and not happy with what we are doing they are more than welcome to go to HUD so that we can work together to find some resolve. Unfortunately we don't have the resources to tent the whole building. I would

love to do that, it would solve this on one full scoop but that is not one of the options that is currently on the table for us. I am not aware of Heritage Hall refusing to provide service for our seniors; this is the first I have actually heard of that. We will definitely have a representative reach out to Heritage Hall to see if we can work together to make sure that our seniors are being serviced. Ms. Flowers said and one of our other tenants said that Ms. Flowers was removed from the property and that is correct. Ms. Flowers was removed from the property this evening. Due to ongoing litigation we are not allowed to discuss it. Ms. Flowers was given due notice that she was not to trespass on Harvest Management property. Ms. Flowers has a son that lives at Harvest Management Group property. We lifted the ban so Ms. Flowers could be able to see her son. We have tried to work with her so she could have that interaction with family that she wanted. We are going to continue to do the best that we can to make sure our tenants are serviced appropriately. Mr. Farmer indicated that his drawings were being removed. I have no knowledge of drawings being removed and I will ask the manager of the Plaza, as far as I know this is a carryover concern from several months ago when we talked about this issue. It is very sad anytime we see a senior who is not allowed in a public place because they have bedbugs or because somebody thinks they saw a bedbug. It can be very scary not only for that senior but for the other people. This is the kind of climate that we are working in. We are working in a community where maybe one senior has bedbugs and it incites a whole community room of people who also thinks that they are going to get bedbugs. I would ask you to continue to work with us as we continue to work with our residents. If you do have concerns about the residents I invite you to please go see Washington Square Plaza. Please don't wait until we have a resident event go walk the hallways, I am sure our manager would make herself available to you. I think she knows who all City Council members are and you know her too. If you want to walk around unaccompanied we open our building to all of you to do that. Thank you for all of your time.

Dorothy Flowers- 53 S 32rd St, Ms. Kindle was very gracious after we came to City Council. They did get rid of the bedbugs because they fired one exterminator and got a new one. They treated it correctly, now they are not treating it correctly. They aren't doing the apartments beside, below, and above. Seniors don't have the finances to find some other place to live; they have to live there because it is low income property.

Beverly Hager- 340 Eastern Ave, stated that there are lies going on all the time and that it wasn't fair to those of them who have to live there.

Daniel Crawford- 163 S 2nd St, he stated that he admired the courage of everyone for coming up and speaking about the bedbug issue. He stated that he emailed a number of his Council members about him coming to speak that night about a group he is involved in. He stated that group is circulating a petition an initiative petition because they are trying to get something on the ballot to give the people a voice, to create what is called a Democracy Day. He said it is about the money and politics issue and thought the bedbug issue spoke to that. He was asking Council to put this on the ballot because they had the power to do so or to create the Democracy Day on their own.

Bonnie Flannigan-340 Eastern Ave apartment 309, she stated that she has lived there for 9 years and never had a bedbug. She stated that she thought that the bedbugs were getting spread around by people going to the trash and carrying stuff in. She stated that they get along there and have fun but that there are a few who were stirring stuff up. She stated that there were only about 4 or 5 apartments that had bedbugs.

Lesa Best- 205 W Church St, she asked about a test using dogs that can detect bedbugs. She suggested using dogs to do these tests instead of the supposition that was going on.

Kim Fredrick- 612 N Main St Baltimore OH, she works for Harvest Management. She stated that she understood where the residents were coming from as far as the bedbug issue but that they needed to work together to get it solved instead of blaming one another.

Lisa Bennett- 103 Cedar St Mt. Vernon OH, she stated that she was the Director of Building Compliance. She stated that she works at all of the properties in the Newark area and that she had an office at each one. She stated she works a lot of hours because she cares and that they have went in and helped residents to prepare their apartments. She stated they pay for extermination and take responsibility for it. She stated that they do what they can and work with HUD for additional money. She welcomed everyone to come anytime that they were there Monday-Friday.

ADMINISTRATION

Mayor Hall- commented on the lighting of the Courthouse on Friday night, he said there may have been more than ever attendees. The fireworks addition was great.

MISCELLANEOUS

Mrs. Floyd- we have heard about this bedbug issue off and on now for a very long time. I tend to be a compromiser and it seems to me that both sides need to work together, seems to me that the people that have the issue need to fill out the form and let the management know. It seems to me that Ms. Flowers had a good idea about treating the apartments around the one with the issue not just that apartment but everyone needs to work together to solve the problem. I think that it is a difficult problem to solve. I think that once they get in it is hard to get rid of them and make sure that they are gone forever. I know it is a very important place for many to live.

She stated that she volunteers at the Midland and she saw the Nutcracker and that it was a beautiful show. She mentioned that the Midland would be showing Polar Express in another week on the big screen. She stated kids come in their pajamas and that the

conductor stamps their tickets and that they get a bell like the kids in the movie she said it was a fun experience and that it was around \$6.00. She also stated that the Courthouse and grounds looked wonderful. She announced that two weeks from that night they were going to be having a little we will miss you party in Council Chambers in honor of the three Councilmembers that will be leaving, Ed Houdeshell, Shirley Stare and Rhonda Loomis about 6:00 P.M.

Mr. Guthrie- I think that the bridge on West Church St looks great Mayor, certainly a very nice improvement and it looked to me like it was pretty close to its' time schedule. Congratulations on that. He asked the President of Council if it was alright if he mentioned the three incoming Councilmembers.

Mr. Bubb- yes sir

Mr. Guthrie- I would like to recognize the three new members of Council here tonight and if they could maybe just stand and wave your hand. Dee Hall from the 1st Ward, Jeremy Blake from the 2nd Ward and Alex Roletta from the 4th Ward.

I wanted to say a few things about the bedbug situation. It is really hard to sit up here without folks interpreting that we are taking one position or another on this issue. I did take exception to Ms. Kindle presenting those pictures because I just personally feel that is a violation of that gentleman's' privacy. Several of us attended the Chili Cook Off out at this facility and got to visualize some improvement that have been made there and I think that is a good thing and a positive thing. I do think that even though this Council is no Court of Appeal nor is the administration that maybe something should be done to try to facilitate some mediation here to try to bring the residents together maybe the Health Department needs to be involved, Harvest Management, maybe if this is true that there are transportation issues, the Licking County Aging Program, there is Heritage Hall issues. There should be a discussion not in Council Chambers but in an environment where differences can be worked out and folks concerns can be addressed because as one woman noted when we were there for the Chili Cook Off there was a pretty nice appearance of camaraderie there and that is what we want at that facility. We don't want animosity between the residents there and if there is anything that we can do and Mayor if there is some way you could help take the lead on this to try to bring folks together because I think there is a good likely hood that our Chamber is going to be full again and again on this issue. Attempting to mediate and resolve problems, it may be at a point where the City does need to get involved, maybe Mr. Ebel, the Health Commissioner, maybe someone from HUD should be there but I do think that in some role we should help search for a resolution without creating an environment that is conducive to animosity.

Mrs. Loomis- I got nothing in my email about what you are talking about so I have no earthly idea. Democracy is great but you do have to make sure everybody on Council gets that information or we can't help you. Theresa Mitchell brought up part time in Safety forces and unfortunately what happens when you say part time it is immediately misconstrued to mean part time services, that is not at all what that means. Part time means that you can have part time employees and full-time employees. Part time employees could work 20 hours a week and fill in for somebody on vacation and it not cost the City a bunch of overtime. It will never cut your services in half it will never cut your services down to less than what you have right now. What it does is it gives the City an opportunity to cut overtime. The whole bedbug thing is so divisive and I get so frustrated. Harvest Management started attending these meetings a couple of months or so ago and it was like what are you doing here then you bring in everybody else and then the next thing that you know you have two groups pounding their heads together over a bedbug then we find one and that started a slight riot which is also divisive and I disagree with those tactics, I think they are horrible. If I have roaches in my house Mayor Hall can't solve that for me. You have a Health Department; you don't like the fact that bedbugs aren't considered a health issue. He is not going to solve that and not a person up here is going to change the Health Department's view of that. If you want to take your organizational skills, take it and do it with that, change the law. I can't believe how divisive this has gotten and I think it is shameful. These people have to live together and they need to come together and be on one page, be of one mind, and all that kind of stuff. I am just appalled at what I see started out a pretty good organization trying to pull and help different segments of our population.

Mr. Rath- First I want to apologize to Mr. Guthrie for not having an explanation for 13-104, I was simply trying to help move it along having faith in Mr. Marmie and his procedures, and I meant no disrespect on that. He called a Service Committee meeting.

Mr. Bubb- stated we needed a Safety Committee meeting next week also

Ms. Stare- the West Church St Bridge is wonderful and the Courthouse lighting was absolutely fabulous, there were 3,000 people on the Courthouse Square and it wasn't just people from Newark it was people from out of town also. She stated that she was looking forward to the little get together before the next Council meeting and because it is her last Council meeting it will be a little heart wrenching. I have certainly enjoyed the 12 years and it certainly has been great to serve the people of Newark and carry on the legacy of the Stare family. My father was on Council for 8 years and then my brother and he was the first three time Mayor and now here I am 12 years and it has been a wonderful experience. I look forward to our new Council people with the new ideas and the youth to move Newark forward.

Mr. Cost- Councilwoman Loomis is right it is extremely frustrating. It is extremely frustrating to see something like this divide people. We are so much better at dividing than we are at coming together. I guess that is human nature but it is very frustrating. I would like to thank the people from Harvest Management for coming. I would like to thank the residents who are courageous enough to stand up and say that they have a problem. No one is happy with your problem, you're not, management's not, we're not. We want to see it solved. It sounds to me like you do need better extermination, it sounds like you need better communication, better cooperation, and you might even try throwing out a little consideration and see if we can get together and take care of this problem. It's not us against them we just have to figure out a way to get together and work it out. I think that Mr. Guthrie had the right idea, let's try to get people together and get some dialogue.

Mr. Bubb- as a reminder next Monday night at 5:30 Committees will start

ADJOURNMENT- Motion by Mr. Rath to adjourn, second by Mr. Cost. Adjournment 8:30 P.M.