

## **CITY COUNCIL MEETING – MONDAY, JUNE 27, 2011**

The Council of the City of Zanesville met in regular session at 7:00 p.m., Monday, 2011 in the City Council Chambers, 401 Market Street, Zanesville, Ohio.

Mr. Vincent led those present in the Lord's Prayer and the Pledge of Allegiance to the Flag.

The following members of Council answered Roll Call: Mr. Hutcheson, Mr. Roberts, Mr. Tilton, Mr. Zakany, Mr. Baker, Mr. Tarbert, Mrs. Gentry, Mrs. Norman, Mr. Kilpatrick, and Mr. Vincent.

### **APPROVAL OF MINUTES**

Mr. Zakany moved to accept the minutes as printed, seconded by Mr. Tilton.  
Motion carried.

### **COMMUNICATIONS, REPORTS, AND RESOLUTIONS**

None.

### **PROPOSED ORDINANCES**

Ordinance No. 11-40 – Introduced by Council – Amending appropriation Ordinance No. 11-10 and declaring an emergency.

Mr. Tilton moved to waive the three readings, seconded by Mr. Roberts.  
R. C. to waive  
9 Ayes – 0 Nays  
Motion carried.

Mrs. Norman moved for passage, seconded by Mr. Hutcheson.  
R. C. for passage  
9 Ayes – 0 Nays  
Motion carried.

Ordinance No. 11-41 - Introduced by Council – Authorizing an agreement with Muskingum County and the Zanesville-Muskingum County Port Authority related to infrastructure improvements within the Zanesville-Washington Joint Economic Development District and declaring an emergency.

Mr. Tilton moved to waive the three readings, seconded by Mr. Hutcheson.  
R. C. to waive  
7 Ayes – 0 Nays      Mr. Roberts and Mr. Tarbert Abstained.  
Motion carried.

Mr. Zakany moved for passage, seconded by Mr. Hutcheson.

Mr. Kilpatrick: Under the contract that lets the Port Authority borrow money for the improvements, do you have any idea how much that would be?

Mr. Jacoby: The East Point Business Park was developed about five miles east of the City of Zanesville in Washington Township. A joint economic development district was created there to have some income tax sharing between the City and the County. This was later amended to include Washington Township. We have roads that need resurfacing. We are doing some wetlands restoration as well and we would like to put in a sign. We initially thought we would like to borrow about \$200,000 - \$250,000 because East Point Drive needs resurfaced this year. We need to resurface other roads in the future, but we can put that off for a while.

Mr. Kilpatrick: Which entities will be obligated on this debt? Would it be both the J.E.D.D. and the Port Authority?

Mr. Jacoby: The Port Authority would be the one signing; the Port Authority would be obligated but the only way to do this is to borrow the money is if we show the signed agreement where the City and County are each willing to contribute \$50,000 per year towards the East Point improvements.

Mr. Vincent: The City has to put in money to repair the roads to keep the investment going. To continue to develop the area, it needs to have adequate roads for further development.

Mr. Tilton: Is the County on board with this?

Mr. Jacoby: The County is on board. I do not believe they have executed their version yet, but the County is on board. So everyone understands, that is about a 1200 acre business park. There are four tenants right now. It is about 2 million square feet under roof with almost 1,500 jobs. The park has been successful and we have been able to generate enough income tax to pay off the debts. The County continues to make their payments. We think this has been a very successful cooperation and we certainly appreciate the City's willingness to keep this park going, and the County's as well.

R. C. for passage

7 Ayes – 0 Nays

Motion carried.

Mr. Roberts and Mr. Tarbert abstained.

Ordinance No. 11-42 - Introduced by Council – Amending Ordinance No. 97-127, as amended, which authorized a maximum schedule of positions, and declaring an emergency.

Mr. Hutcheson moved to waive the three readings, seconded by Mr. Tilton.

R. C. to waive

9 Ayes – 0 Nays

Motion carried.

Mrs. Norman moved for passage, seconded by Mrs. Gentry.

Mr. Zakany: This person that has been off and the work is being done, are we obligated to bring this person back? What happens? Do we have two people in the same position?

Mr. Sims: This would just be another Billing Clerk I which we have a retirement coming at the end of December. When that person retires, this extra position will go away. This is just a temporary order, but we are required by Ohio Revised Code to bring this person back since they are no longer disabled. We need to be put this person in a position with duties that are the same or similar job duties with the same or similar pay.

Mr. Roberts: So you are saying, Mr. Sims, that at the end of the year you will have another ordinance to remove this position?

Mr. Sims: If you read Section Two it explains that the additional position shall expire upon the first termination, transfer, or promotion of any employee holding said position. So upon the retirement the extra position will automatically disappear.

Mr. Vincent: How does this work with the work load and keeping employees busy?

Mr. Sims: Office space was this biggest issue. We can always use the extra help as they are always very busy. I can justify that from the workload. Office space was an issue; however, we were able to use the previous Recreation Director's office space to move the Utility Billing III person into that spot because that position has little contact with the public.

Mr. Vincent: Any extra projects? I know this is an administrative issue, but the concern is having this extra help and we have gotten by with...

Mr. Sims: We have already made some changes in billing structures, so we can give additional work to that person. There are things that we would want to bring up for the future, but I am not prepared to discuss it. I will be addressing Council about it in approximately six months regarding billing.

R. C. for passage

9 Ayes – 0 Nays

Motion carried.

Ordinance No. 11-43 - Introduced by Council – An ordinance enacted by the City of Zanesville of Muskingum County, Ohio for emergency slip repairs on SR 666 within the City of Zanesville and declaring an emergency.

Mr. Tilton moved to waive the three readings, seconded by Mr. Roberts.

R. C. to waive

9 Ayes – 0 Nays

Motion carried.

Mr. Zakany moved for passage, seconded by Mr. Baker.

R. C. for passage  
9 Ayes – 0 Nays  
Motion carried.

Ordinance No. 11-44 - Introduced by Council – An ordinance authorizing the proper City official to advertise for bids and enter into a professional contract for Hydrogen Peroxide or Bioxide for odor control at the Wastewater Treatment Plant.

Mr. Tilton moved for first reading, seconded by Mr. Hutcheson.

Mr. Tilton: The “bench test” they talk about, will that be done by an outside person?

Mr. Sims: Actually, we are locked in the vendor right now because they do have their metering equipment and dosing equipment on site. They are the ones that brought it to our attention that this Bioxide is less expensive so we are just going to buy a small amount this summer, which will be under bid requirement, to see if it functions for us before we decide whether to switch to the Bioxide or stay with the Hydrogen Peroxide. Normally in October is when we quit dosing, but we should know about midsummer how the Bioxide works.

Mr. Vincent: How does that work if their equipment is in there and they do not get the lowest bid?

Mr. Sims: They would pull their equipment and the new supplier will provide equipment.

Motion carried.

Ordinance No. 11-45 - Introduced by Council – An ordinance authorizing the Mayor to apply for and execute contract in connection with the Round 26 State Issue 1 Program.

Mr. Roberts moved for first reading, seconded by Mr. Hutcheson.

Mr. Vincent: I know we ran into trouble a few years ago, as far as not getting it in time, would it be helpful if Council moved this along?

Mr. Sims: They did extend the submittal deadline this year until early November. As long as we have the ordinance cleared before I have to turn the application in we will be fine.

Motion carried.

### **ORDINANCES FOR ACTION**

Ordinance No. 11-35 – Introduced by Council – Authorizing the proper City official to enter into an agreement with the Licking County Ohio Building Department for building official, master plan review and backup inspection services and to assist with the administration and enforcement of the Ohio Building Code within the City of Zanesville.

Mr. Tilton moved to table this ordinance until August 8, 2011 until we can meet with the County to negotiate, seconded by Mr. Tarbert.

Motion carried Mr. Roberts and Mr. Hutcheson abstained.

Ordinance No. 11-37 – Introduced by Council – An ordinance allowing a moral claim.

Mr. Tarbert moved for third reading and passage, seconded by Mr. Tilton.

R. C. for third reading and passage  
0 Ayes – 9 Nays - Mr. Hutcheson, Mr. Roberts, Mr. Tilton, Mr. Zakany, Mr. Baker  
Mr. Tarbert, Mrs. Gentry, Mrs. Norman, Mr. Kilpatrick

Motion defeated.

### **PRIVATE PETITIONS AND COMMUNICATIONS:**

None.

**MISCELLANEOUS AND UNFINISHED BUSINESS:**

Mr. Vincent: The Ohio Attorney General's office called me concerning our Clerk of Council. It caused me some concern, but it was nothing to be concerned about. She was calling to say thank you for the wonderful job. It was nice to receive the phone call to complement you (Clerk of Council- Mrs. Figgins) on the great service you have done and I think many people have experienced that.

Mayor Zwelling: There was a lot of people downtown this weekend. Saturday evening there was a concert at Secrest Auditorium 690 people attended; there was a well attended event at the Welcome Center; Jam at the Landing Cancer Benefit was well attended with several bands providing entertainment. There was a lot to do in Zanesville.

We received \$1.4 million Federal Grant for our airport taxiway which is 95% federal money and 5% local money. Our match is covered by the revenue of the oil and gas wells. This project has been bid and Shelly and Sands received the contract, on the condition we received the money. The project will be completed this summer. We are very happy about that. This project will comply with safety regulations set up by the Federal Government.

Stars and Stripes on the River will be this weekend. It will be a magnificent fireworks display on July 4<sup>th</sup> and bands will be playing at Zane's Landing.

On Sunday, July 3<sup>rd</sup> 1X dB Drag & Bass Race Event with registration from 11:00 a.m.- 2:30 p.m., open practice from 11:30 a.m. until 12.00 noon, qualifying from 12 noon until 2:30 p.m., and the eliminations at 3:00 p.m. The entry fee is \$25 for dB Drag or Bass race, \$35 for both, and \$25 for local competitors. Trophies for first place as well as novice local car or SUV. Officiated by Greg Zoller.

Mr. Vincent: Is this in the river?

Mayor Zwelling: It will be in the river.

Mr. Vincent: It may sound funny, but the river is high and I am just concerned. Boat races are usually held out at Dillon Lake.

Mr. Ahn: This is a Car Audio Competition.

Mr. Vincent: Car audio?

Mr. Ahn: Yes, it is car audio and they call it the db drag and bass race. It will be held on Second Street near Benco. There will be people coming in from Pittsburg, Kentucky, Maryland, and other states. They have already hired people

Mr. Vincent: So this is your event?

Mr. Ahn: Yes, we are working with the Jaycees and hopefully it is something that the Jaycees will be able to take over in the future to make some money.

Mr. Tarbert: I'm sorry, is it the loudest car audio contest?

Mr. Ahn: Yes. This building will be shaking Sunday.

Mr. Vincent: Thanks for clarifying this, it was confusing.

Mr. Tilton moved to adjourn, seconded by Mr. Hutcheson.  
Motion carried.

Meeting adjourned at 7:25 p.m.