

It is something, that we will have to deal with trying to find a qualified person to upgrade into that position. The issue with Civil Service is to get any position description changes done before we post the position. It would be temporarily filled but we couldn't do any posting for the vacancy.

Mr. Mc Peek - The temporary filling of that position, that person would get an adjusted pay scale or would they have to meet those qualifications first?

Mr. Sims – First, we would have to find someone that had the background and the experience. The way the upgrade works, they don't exactly get the full pay scale, they get a proportionate upgraded portion.

R.C. for passage
8 Ayes – 0 Nays

Motion carried

Ordinance No. 08-34 – Introduced by Council – Amending Ordinance No. 06-52, which authorized a labor agreement and established terms and conditions of employment for employees represented by the American Federation of State, County, and Municipal Employees (A.F.S.C.M.E.), and declaring an emergency.

Mr. Tarbert moved to waive the three readings, seconded by Mr. Zakany.

R.C. to waive
7 Ayes – 1 Nay, Mr. Mc Peek

Motion carried

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

Mr. Zakany – Do we have someone on board to fill this position?

Mr. Sims – I think we have several interested candidates, whether all or one meet the qualifications is yet to be determined. I think we will be able to fill it in-house, without having to go to the outside.

R.C. for passage
8 Ayes – 0 Nays

Motion carried

Ordinance No. 08-35 – Introduced by Council – Authorizing the issuance of bonds in an amount not to exceed \$245,000 for the purpose of purchasing police cars and all other expenses relating thereto, and declaring an emergency.

Mr. Zakany moved to waive the three readings, seconded by Mr. Vincent.

R.C. to waive
6 Ayes – 2 Nays, Mr. Mc Peek,

Mr. Phillips Motion defeated

Mr. Vincent moved for first reading, seconded by Mr. Mc Peek.

Mr. Mc Peek – My understanding by not waiving these readings, we can go one more meeting?

Mr. Raines – That will not be a problem.

Motion carried.

Ordinance No. 08-36 – Introduced by Council – Introduced by Council – An ordinance authorizing the proper City official to apply for grant funding through ODNR for a boarding dock at Riverside Park, and transient docks at Zane Landing Park, and declaring an emergency.

Mr. Vincent moved to waive the three readings, seconded by Mr. Tarbert.

R.C. to waive
8 Ayes – 0 Nays

Motion carried

Mr. Zakany moved for passage, seconded by Mrs. Gentry.

R.C. for passage
8 Ayes – 0 Nays

Motion carried

Ordinance No. 08-37 – Introduced by Council – An ordinance authorizing the application for funds from the State of Ohio for the Fifth Street Enhancement Project.

Mr. Zakany moved for first reading, seconded by Mr. Mc Peek.

Mr. Sims – I didn't want to put on too many emergencies this evening. Just to let you know the application deadline is May 1st, this could go all three readings but I would ask your consideration if it did go, to pass it as an emergency on the third reading, so we could get this in on time.

Mr. Vincent – On this inspection, is that something our engineer can do?

Mr. Sims – That is to be determined, they refer to it as a local project applicant or associate. We don't have that standing since the issue with the connector road but since that has been resolved; we are going to be requesting that status back. It is very likely, we could avoid that \$215,000. Yes, our engineer could very easily inspect that – he was the inspector on the second phase of Main Street when he was working with Jobs Henderson.

Motion carried.

ORDINANCES FOR ACTION

Ordinance No. 08-29 – Introduced by Council – An ordinance to amend and revise the zoning map and make permanent zoning in the City of Zanesville, Ohio as herein provided.

Mr. Zakany moved for second reading, seconded by Mr. Phillips. Motion carried.

Ordinance No. 08-30 – Introduced by Council – An ordinance authorizing the Mayor to apply for and execute contracts in connection with the Round 23 State Issue 1 Program.

Mr. Zakany moved for second reading, seconded by Mr. Tarbert. Motion carried.

Ordinance No. 08-31 – Introduced by Council – An ordinance authorizing the proper City official to execute a pre-annexation agreement.

Mr. Vincent moved for second reading, seconded by Mr. Tarbert. Motion carried.

Ordinance No. 08-25 – Introduced by Council – Amending Ordinance No. 00-16, as amended, which adopted a Classification Plan for City Employees.

Mr. Zakany moved for third reading and passage, seconded by Mr. Vincent.

Mr. Tarbert – We had a meeting last Thursday at 3:00 p.m., with the Ways and Means Committee. There were several members of the Administration there, as well as representatives from the Fire Department. There were several other members of Council there, as well. Budgetary concerns were addressed – need was addressed, I think it was presented to the Committee in more than sufficient detail that the Fire Department and the Administration do have a plan for the levy money and a way to do that in the best interest of the City. It was a unanimous decision of the Committee, that 08-25 and 08-26 be recommended to this Council for passage.

R.C. for passage
8 Ayes – 0 Nays

Motion carried

Ordinance No. 08-26 – Introduced by Council – Amending Ordinance No. 97-127, as amended, which authorized a maximum schedule of positions.

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

R.C. for passage
8 Ayes – 0 Nays

Motion carried

PRIVATE PETITIONS AND COMMUNICATIONS

Petition from: Michael Wyatt, 1158 Selsam Street, Zanesville.

Mr. Wyatt – I would like to get some information on two money matters that happened here in Council. One was the bridge on State Street, I would like to know if the contract has been awarded. How much money it is going to cost us to pay that out of our General Fund. I would like to see if we got the loan, instead of going to Columbus.

The second one – I read in the paper about the 146/60 contract – Connector Road. I didn't understand it. The latest information that they had from Congressman Zak Space – got together with O.D.O.T., the Mayor and the Department of Transportation to negotiate a settlement – words like compromise were in there. I would like to know what compromise did we make or what negotiation did we make on the money?

Mr. Sims – The State Street Bridge was awarded last June – as they call it an ODOT traditional project. The meaning of that is, the City puts up a portion of the funds – we do not put out the bids – ODOT District Five office takes care of that. We were awarded as a part of that project a small bridge grant to the tune of around \$960,000. The original project cost came in little under \$1.2 million, because of the overruns and the cracks that were discovered half way through the project, it has escalated to approximately about another \$600,000. The City is responsible for 100% over and above the original contract amount. As I stated to Council there was a structural crack that could not be identified until the sidewalks and everything was removed to the bare bones of the arch. That's when the cracks were found by the contractor. Work was immediately stopped.

Mr. Wyatt – Who got the contract to give us the money?

Mr. Raines – Fifth/Third Security contacted the local bank – Community Bank is participating with them. One other local bank was much higher.

Mayor Zwelling – On the 1.5 million – between the attorneys and their lobbyists and Congressman Zak Space; Mr. Beasley, the head of ODOT – after several meetings – Mr. Beasley went to Washington to Federal Highways, he got the 1.5 million wiped out – delivered the letter for Federal Highways to Congressman Space. We will not be forfeiting any ODOT money's in the future. None of this will be counted against us; we just don't have to pay it now.

Mr. Sims – By us not losing that money, the first plan was for us to use what they call our annual STIF allocation which is State Transportation Improvement Grant, they give us yearly. That will be reinstated to roughly \$330,000 a year, so that is coming back to us, to use for paving.

Petition from: Carl Robinson, 817 Maple Avenue, Zanesville.

Mr. Robinson – Someone just brought to my attention that Chasta Mohler has a gaming parlor on Wayne Avenue that has been in business the entire year – even through the moratorium. It has been brought to the attention of Mr. Brandford and the Chief of Police and no body seems to do anything about it.

Mr. Hennessey – He has taken action on it.

Mr. Brandford – I have already sent them a letter and I explained to her – I was officially informing her that she was operating her business with blatant defiance and clear violation of the law under Chapter 729.

Mr. Robinson – Can you tell me why the City has not gone in and closed it down? We went in on Maple Avenue and took games right out of his shop. She doesn't even have a license to operate and she is still open.

Mr. Brandford - They have been given ample opportunity to apply with the law and they won't be able to say they didn't know the law had been passed. I want to make sure, that when I shut somebody down, that I've got all the law and everyone else behind me.

The second question – I would like to know why the Executive Session was not in the minutes.

Clerk – It was in the minutes where we went into Executive Session and out of. That is all that can be in there.

Petition from: Robert Dicks, 1138 ½ Ridge Avenue, Zanesville.

Mr. Dicks – We have talked to Mr. Brandford about a block watch which we really need in my area. We just had another “cat-house” open up on Luck Avenue – two houses from West Muskingum. I have contacted the police department about it and I would like to know what they are going to do about it. This block watch – we have gotten with the National Sheriffs Association, we have all the paper work that we need. We are meeting at 6:00 p.m. until 7:00 p.m. on March 26th at my house, 1138 ½ Ridge Avenue.

Mr. Hennessey – Mr. Brandford, is this a priority of yours, right now?

Mr. Brandford – Yes, we have met several times since the last Council meeting. They have been working pretty diligently over there to get a good watch. This is an introductory meeting; I plan on being at that meeting. A neighborhood watch is a good thing.

Mr. Hennessey – So, you feel like you have some cooperation now, Mr. Dicks?

Mr. Dicks – Yes, we have people from a twelve block area that's willing to help. We have it set up for two Saturdays a month over at the Senior Center. We have put out 150 fliers and we have good response. Mr. Mayor, if someone tells you that I'm trying to stab you in the back, if I have something to tell you, I'll tell it to your face.

Mayor Zwelling - Mr. Brandford and I discussed this very subject, this morning, and he will be at the meeting and I will be there if I possibly can.

MISCELLANEOUS AND UNFINISHED BUSINESS

Mayor Zwelling – The first thing I had, Mr. Wyatt had me answer already, that was about the 1.5 million. I guess the bad news is, we've gone over our budget for the attorney's, so I have asked them to present a last bill and to be merciful with it and we will bring it to Council and we will get it paid.

Meg tells me the Youth Build Program is going to make its \$19,000 goal. Mr. Zakany told me, he has a \$200.00 check for you from the Church.

The last thing, Mr. Dittmar has had some complaints from pedestrians that cars have not been careful about pedestrians as they should be and I would like to urge drivers who approach intersections to watch for pedestrians. It also requires a little education for pedestrians, too.

Mr. Zakany – I have been boycotting the State Street Bridge and I am willing to give that up, as soon as I can.

Mr. Phillips moved to adjourn, seconded by Mr. Mc Peek. Motion carried.

Meeting adjourned at 8:40 p.m.