

**City Council meeting
Agenda of business
January 12, 2015**

The Lord's Prayer

Pledge of Allegiance to the flag

Item
no.

- A. Roll call
- B. Approval of minutes
- C. Communications, reports, and resolutions

Communication from Jay Bennett, Public Service Director-City Cemeteries 4th Quarter Report (2014) - In accordance with Ohio Revised Code, please find attached the 4th Quarter Report of 2014 for the City of Zanesville Cemetery Division from Jeff Johnson, Cemeteries/Parks Superintendent.

D. Proposed ordinances

- 1. Ordinance No. 15-01 – Introduced by Council –An Ordinance authorizing advertising for bids and entering into contract(s) for the purchase of highway rock salt and calcium chloride with the lowest and best bidder, or the State of Ohio Purchase Program. (First Reading)
- 2. Ordinance No. 15-02 – Introduced by Council – An Ordinance amending Ordinance No. 00-16, which adopted a classification plan for City employees; amending Ordinance No. 13-15 (Amended), which authorized a maximum schedule of positions; and amending Ordinance No. 13-16 (Amended), which established pay, benefits, and employment policies for unaffiliated employees and declaring an emergency. (Emergency)

E. Ordinances for action

- 3. Ordinance No. 14-56 – Introduced by Council – An Ordinance to vacate a portion of Balls Lane in the City of Zanesville, Ohio as herein provided. (Second Reading)
- 4. Ordinance No. 14-85 - Introduced by Council – An Ordinance authorizing the proper city official to advertise for bids and enter into contract for purchase of various insurances. (Second Reading)

F. Traffic orders

Order Number 15-01

- Section One: There is hereby established a Loading Zone in front of 28 S. Sixth Street.
- Section Two: The appropriate signs shall be installed in accordance with O.R.C. 4511.09.

Order Number 15-02

- Section One: Traffic Order 15-02 is hereby to establish Two (2) hour parking on South Slope Bay on the north side across from 1101 to 1132.
- Section Two: The appropriate signs shall be installed in accordance with O.R.C. 4511.09.

- G. Private petitions and communications
- H. Miscellaneous and unfinished business

CITY COUNCIL MEETING – MONDAY, December 22, 2014

The Council of the City of Zanesville met in regular session at 7:00 p.m. on Monday, December 22, 2014 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. Tarbert, Mr. Baker, Mrs. Norman, Mr. Hutcheson, Mr. Roberts, Ms. Gildow, Mr. Foreman, and Mr. Vincent. Mrs. Gentry and Mr. Sharrer were absent.

Mr. Hutcheson moved, seconded by Mr. Roberts, to excuse Mr. Sharrer and Mrs. Gentry.

Mr. Vincent: Is there any discussion on excusing Mrs. Gentry and Mr. Sharrer? A voice vote was held with all present in favor of excusing the absences of Mrs. Gentry and Mr. Sharrer. All present were in favor. None opposed.

Motion carried. They stand excused.

APPROVAL OF MINUTES

Mr. Roberts moved to accept the minutes as printed for December 08, 2014, seconded by Mr. Tarbert. No discussion was requested. A voice vote was held with all present in favor. None opposed.

Motion carried. Minutes stand approved as written.

COMMUNICATIONS, REPORTS, AND RESOLUTIONS

Communication from Mayor Tilton-Board Appointments-Board of Zoning Appeals- I am hereby recommending the re-appointment of Pat O'Brien, John Raytis, Carol Kaido, and David Hillis to serve as members of the Board of Zoning Appeals for a term ending December 31, 2017.

Mr. Tarbert moved to receive and concur, seconded by Mr. Hutcheson.

Mr. Vincent: Is there any discussion? Hearing none, all in favor of receiving and concurring signify by saying aye. All present were in favor. None opposed.

Motion carries. Mrs. Gentry and Mr. Sharrer were absent.

Communication from Mayor Tilton-Board Appointments-Downtown Design Review Board-I am hereby recommending the re-appointments of Bob Grayson, Mike Nelson, Chip Saunders, and Ginger Hamilton to serve as members of the Downtown Design Review Board for a term ending December 31, 2017.

Mr. Tarbert moved to receive and concur, seconded by Mr. Roberts.

Mr. Vincent: Is there any discussion? Hearing none, all in favor of receiving and concurring signify by saying aye. All present were in favor. None opposed. Motion carries. Mrs. Gentry and Mr. Sharrer were absent.

Communication from Mayor Tilton-Board Appointments-Design Review Board-I am hereby recommending the re-appointment of Jim Geyer to serve as a member of the Design Review Board for a term ending December 31, 2019.

Mr. Roberts moved to receive and concur, seconded by Mr. Hutcheson.

Mr. Vincent: Is there any discussion? Hearing none, all in favor of receiving and concurring signify by saying aye. All present were in favor. None opposed. Motion carries. Mrs. Gentry and Mr. Sharrer were absent.

Communication from Mayor Tilton-Board Appointment-Planning Commission-I am hereby recommending the appointment of Vincent Russo to serve as a member of the Planning Commission for a term ending December 31, 2020.

Mr. Roberts moved to receive and concur, seconded by Mr. Tarbert.

Mr. Vincent: Is there any discussion? Hearing none, all in favor of receiving and concurring signify by saying aye. All present were in favor. None opposed. Motion carries. Mrs. Gentry and Mr. Sharrer were absent.

PROPOSED ORDINANCES

Ordinance No. 14-56 - Introduced by Council – An Ordinance to vacate a portion of Balls Lane in the City of Zanesville, Ohio as herein provided. (First Reading)

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

Mr. Vincent: Is there any discussion? We do have several speakers tonight. First one is Heather Vlasuk.

Heather Vlasuk: I will defer to the second speaker, Patrick Finegan.

Mr. Vincent: Ok, Patrick Finegan, 600 Liberty Avenue, Pittsburgh, PA. He is representing PNC Bank in favor of this Ordinance.

Patrick Finegan: Mayor and Council, thank you again for the opportunity to present. I would like to start by thanking members of Council for meeting last week as part of the committee meeting to discuss the proposed Ordinance. I think it was a very productive meeting. I appreciate it. I would briefly like to go over the exhibits presented at the last Council meeting (visual site plans were again presented by Mr. Finegan). Again previous conditions, this was the aerial of the plan before Balls Lane was relocated. As

you can see the existing Balls Lane out to Maple Avenue, the two curb cuts which existed, and then in black the new location of Balls Lane. The red represents the PNC property before the taking occurred, for proposed Balls Lane. For the Ordinance what we are looking for is the vacation of the previous location of Balls Lane as well as a perpetual access easement over a portion to protect the only ingress and egress to the PNC parcel. The blue portion would be the portion reverting back to PNC. The yellow would revert back to Walmart. Again, what I have done here is simply overlay the existing access points so everyone can see the reason for the perpetual access easement. Lastly what I wanted to review with Council was something that we had talked about at the committee meeting and that was the reason for the vacation and the half ownership reverting back to PNC and our plans for that. There was some confusion as it relates to exactly what would occur on the portion reverting back to PNC. Back in 2010 and 2012 there was communication with the City. In fact, at the committee meeting there was some correspondence that was shared with us. With the previous plan which showed parking and access reconfigured on the entire portion of existing Balls Lane. At that time there was communication with PNC and Mr. Saunders. Mr. Saunders at the time mentioned that the City would support the concept. What we have done is go back to the drawing board and look at just the portion that would revert back to PNC. We were able to accommodate the same access modifications to create increased vehicular circulation for our pedestrians, as well as, vehicular circulation on site. We wanted to share this although it is very preliminary and has not been submitted to the City for permitting and review. We previously had support from Patrick Denbow, the Planning and Zoning Administrator, back in 2013 on this particular lay out. Again, I just wanted to share this with Council as it related to exactly how we would be addressing that portion. The blue is the portion which is just the half ownership that would revert back to PNC as shown on previous exhibits.

Mr. Vincent: Excuse me, Mr. Finnegan. Your three minutes are up. I will turn to Council to see if they want to waive the rule to extend the time for an additional three minutes.

Mr. Vincent: It was moved by Mr. Baker, seconded by Ms. Gildow. Is there any discussion? I have a motion and a second to grant an additional three minutes. With that, all in favor of granting an additional three minutes please signify by saying aye. None opposed. Motion carries for an additional three minutes. Mrs. Gentry and Mr. Sharrer were absent.

Patrick Finegan: Again, the blue represents the portion reverting back to PNC. As you can see there are modifications to increase circulation at the particular access point which is really a choke point today, where everybody from a vehicular side needs to park in this portion of the parking lot. The drive-thru circulation which used to be able to exit onto Maple Avenue at two points, which no longer existing, would now circulate back to the main point. Again this is for illustration purposes and this has not been submitted to the City for review at this time.

Mr. Vincent: Thank you sir. Are there any questions from Council?

Mr. Roberts: David it is your committee, so if you want to go with an update.

David Tarbert: I was going to let the speakers speak but the committee did meet. The Public Service Committee met and there was a vote or a recommendation for Council that based on a lot of reasons a recommendation from the administration or at least no opposition from the administration it was recommended by the committee to recommend to this Council that we pass this Ordinance. So that is what came out of the committee meeting.

Mr. Vincent: Thank you. Is there anything else from Council? Thank you, Mr. Finegan, we appreciate it. I also have a petition from Mr. Richard Duncan, 1165 Friendship Drive, New Concord, Ohio representing PNC Bank speaking in favor of the Ordinance.

Richard Duncan: Thank you very much for the opportunity. I guess I just want to speak to one thing. Over the past 42 years I have been with the bank and have had my offices in a bunch of different locations. I have been out at our Maple Avenue office several different times and I will be moving back out there at the end of February. It is a safety issue, really. Basically I can speak to two occurrences. One I was crossing the new entrance to Walmart; it is very nice; it provides a lot of good access, but also has three stops on it. I am not sure they are really adhered very well. People don't really seem influenced and they just seem to go through them. I was crossing the road to go back to my car one day and about got hit. Me! The other day I was observing through a window when one of our customers, who I am not quite sure where she was parking exactly, but the lot was fairly full so she must have chosen to park over at Walmart or she was coming from Walmart. She was trying to cross and the person just laid on the horn and she almost got hit. It is not a very safe occurrence. The thing I am concerned about is by not having sufficient employee parking my employees are going to have to park at Walmart. They are going to have to cross the street at least twice and possibly four times including lunch. That is basically all I had.

Mr. Vincent: Thank you Mr. Duncan. Are there any questions from Council for Mr. Duncan? Thank you sir, we do appreciate it. Mr. Vincent asked Heather Vlasuk if she wanted to speak and she declined. Is there anything else from Council? If not, we are at first reading so all in favor of first reading signify by saying aye. All present were in favor. None opposed. Mrs. Gentry and Mr. Sharrer were absent.
Motion carries.

Mr. Vincent: First and second reading really do not matter and are just a formality as far as understanding Council's position. The final vote is what counts.

Ordinance No. 14-83 - Introduced by Council – An Ordinance amending appropriation Ordinance No. 14-20 and declaring an emergency. (Emergency)

Mr. Hutcheson moved to waive the readings and it was seconded by Mr. Tarbert.

Mr. Vincent: Is there any discussion on waiving of the readings? Hearing none, we will have roll call vote on waiving of the readings.

Roll call vote on waiving of the readings.

7 Ayes

0 Nays

2 Absent Mrs. Gentry and Mr. Sharrer

Motion carries.

Mr. Vincent: I now need a motion for passage.

Mr. Roberts moved for passage, seconded by Ms. Gildow.

Mr. Vincent: Is there any discussion? Hearing none, we will have roll call vote for passage.

Roll call vote for passage.

7 Ayes

0 Nays

2 Absent Mrs. Gentry and Mr. Sharrer

Motion carries. Ordinance is passed.

Ordinance No. 14-84 - Introduced by Council – An Ordinance authorizing advertising for bids and entering into contract for Public Employee Bond Coverage. (Emergency or First Reading)

Mr. Vincent: It does have emergency on it, but it is not an emergency. Mary Bush did request through Rhonda Heskett for waiving the readings on this to give additional time to get everything in place, to get coverage set up in advance. I am not sure if Council had a chance to get this e-mail.

Mr. Roberts moved to waive the readings and it was seconded by Mr. Tarbert.

Mr. Vincent: Is there any discussion on waiving? Hearing none, we will have roll call vote on waiving of the readings.

Roll call vote for waiving of the readings.

7 Ayes

0 Nays

2 Absent Mrs. Gentry and Mr. Sharrer

Motion carries.

Mr. Vincent: I now need a motion for passage.

Mrs. Norman moved for passage, seconded by Mr. Foreman.

Mr. Vincent: Is there any discussion? These are pretty routine items that we need to put in place. We will have roll call vote for passage

Roll call vote for passage.

7 Ayes

0 Nays

2 Absent Mrs. Gentry and Mr. Sharrer

Motion carries. Ordinance is passed.

Ordinance No. 14-85 - Introduced by Council – An Ordinance authorizing the proper city official to advertise for bids and enter into contract for purchase of various insurances. (First Reading)

Mr. Vincent: Ms. Heskett is there any concern on this as far as timing on this?

Mr. Heskett: No. We have until June.

Mr. Vincent: Ok, we have until June 1. We are at first reading.

Mr. Tarbert moved for first reading, seconded by Mr. Foreman.

Mr. Vincent: Is there any discussion? Hearing none all in favor of first reading signify by saying Aye. All present were in favor. None opposed.
Motion carries. Mrs. Gentry and Mr. Sharrer were absent.

Ordinance No. 14-86 - Introduced by Council – An Ordinance amending Ordinance No. 14-31 which authorized the appropriate city official to enter into an agreement with Muskingum County for the supply of water, and declaring an emergency. (Emergency or First Reading)

Mr. Tarbert moved to waive the readings and it was seconded by Mr. Hutcheson.

Mr. Vincent: Is there any discussion on waiving? Hearing none, we will have roll call vote for waiving of the readings.

Roll call vote to waive the readings.

7 Ayes

0 Nays

2 Absent Mrs. Gentry and Mr. Sharrer

Motion carries. Readings are waived.

Mr. Vincent: I now need a motion for passage.

Ms. Gildow moved for passage, seconded by Mrs. Norman.

Mr. Vincent: Is there any discussion from Council? Hearing none we will have roll call vote for passage.

Roll call vote for passage.

7 Ayes

0 Nays

2 Absent Mrs. Gentry and Mr. Sharrer

Motion carries. Ordinance is passed.

Ordinance No. 14-87 - Introduced by Council – An Ordinance authorizing the proper city official to enter into a contract for the purchase of vehicles for the Police Division by State Purchase Agreement; and declaring an emergency. (Emergency)

Mr. Tarbert moved to waive the readings and it was seconded by Mr. Hutcheson.

Mr. Vincent: Is there any discussion on waiving? Hearing none, we will have roll call vote for waiving of the readings.

Roll call vote to waive the readings.

7 Ayes

0 Nays

2 Absent Mrs. Gentry and Mr. Sharrer

Motion carries.

Mr. Vincent: I now need a motion for passage.

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

Mr. Vincent: Is there any discussion? With that Mr. Buck, I assume they are going to stick with the Ford Taurus vehicles?

Fred Buck: Not the Taurus we are going with the SUV Explorers.

Mr. Vincent: Yes, that is right. Since we had such bad luck with the Chrysler products and the Ford was going well.

Fred Buck: Yes, definitely.

Mr. Vincent: Ok. Is there any further discussion? We will have roll call vote for passage.

Roll call vote for passage.

7 Ayes

0 Nays

2 Absent Mrs. Gentry and Mr. Sharrer

Motion carries. Ordinance is passed.

ORDINANCES FOR ACTION

Ordinance No. 14-81 - Introduced by Council –An Ordinance authorizing an amendment to the Partnership Agreement with Muskingum County for implementation of the PY 2014 Community Housing Impact and Preservation Program (CHIP). (Third Reading)

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

Mr. Vincent: Is there any discussion? Hearing none we will have roll call vote for passage.

Roll call vote for passage.

7 Ayes

0 Nays

2 Absent Mrs. Gentry and Mr. Sharrer

Motion carries. Ordinance is passed.

Ordinance No. 14-82 - Introduced by Council – An Ordinance providing appropriations for use during the fiscal year 2015 and declaring an emergency. (Third Reading)

Mr. Roberts moved for third reading and passage, seconded by Mr. Foreman.

Mr. Vincent: Is there discussion? Thank you again Ms. Heskett for the presentation and getting us all set up and Mrs. Culbertson for helping. Ok, with that we will have roll call vote for passage.

Roll call vote for passage.

7 Ayes

0 Nays

2 Absent Mrs. Gentry and Mr. Sharrer

Motion carries. Ordinance is passed.

TRAFFIC ORDERS

None

PRIVATE PETITIONS AND COMMUNICATIONS

Mr. Larry Emerson, 13290 Pear Orchard Road, Dresden, OH 43821 representing the Muskingum Area Real Estate Investors Association with general comments.

Mr. Larry Emerson: With this being the end of the year I wanted to take the opportunity to thank everybody for all of the hard work you have done through this year. I know a lot of times you are used to seeing me stand up here as an adversary. But actually, 98% to 99% of the time our organization is in agreement with you. We want the same things. And even when we don't, I want you to know we do give everyone here credit. If what you are doing, we know that in your hearts you are doing it for what you think is best.

Now we may not agree on what is best, but we think that what you are doing, you are doing it because you think it is always for the best for the community and that you want Zanesville to be prosperous and to be a pleasant place to live. We want the same thing. According to the last information I have seen which is several months old, is investors owned 49.5% of the housing stock in Zanesville. Since it is commercial most of the commercial property in Zanesville is owned by investors. So if nothing else, just for our own preservation we want the same thing. We want Zanesville to be prosperous and we want it to be a nice place for everyone to live. I wanted to tell you that our group is always ready to speak with you on anything coming up. We all want to take part and help in any way that we can with the City going forward into the future. Mainly and lastly I want to wish everyone here a Merry Christmas and a Happy New Year.

Mr. Vincent: Thank you Mr. Emerson. One quick question, sir; I wondered about your position with this association?

Mr. Emerson: I am a board member. I am not an officer, but I am a member of the board.

Mr. Vincent: You do represent them officially?

Mr. Emerson: Yes.

Mr. Vincent: Ok, thank you sir.

Mr. Vincent: I have a petition from Mr. Eric Jones, 221 Luck Avenue here in Zanesville regarding his civics test continued.

Mr. Eric Jones: Hello everybody. We have been and are being deprived of our republican democracy. The last time Mr. Sharrer mentioned that I was an advocate for direct democracy and that is not being the case. I am a fan of the Constitution, Article Four, Section Four; that guarantees a republican form of government. Here is something under tyranny of the majority. So this is just a couple of reminders, nothing major. First off, silence shall be construed as consent. If you want to refute me, by all means do. I want you to. I pretty much have everybody's argument in my head, I don't think you can really argue for tyranny and as we get there probably treason. Now for our citizens there is no law against it. The citizens can do it. For elected officials there is no law for it, elected officials and appointed officials cannot do it. I ended my last meeting just mentioning treason. Let me go a quick round on that real quick. If there is tyranny of the majority, then is tyranny an enemy to the constitution. The constitution is more or less an idea folks, an ideal; idea, ideal or a higher ideal. If tyranny is an enemy to that then this would be treason. Now I don't know if anybody is going to take tit for tat for that. I am not a prosecuting attorney, but if I can make a probable cause case with my little bit of knowledge I am pretty sure somebody else with more skills will be able to do it too. Now, everything I am saying is based on my opinion. My theories, conjunctures, presumptions, hypothesis, standard of approval I am using, it was using more likely than not. Now, sooner or later everybody here is going to start seeing what I see when I

come here. I see you as basically nice people, but this is official. So in your official capacity I see you as rogues, scoundrels, whoremongers, whoremasters, and whores and all that other stuff.

Mr. Vincent: Mr. Jones, Mr. Jones!

Mr. Jones: I am using the right words here. My vocabulary is good. I checked to make sure I was not using anything profane or whatever.

Mr. Vincent: We have been through that before and you did.

Mr. Jones: You have a dictionary back there from 1988. Get a more recent dictionary.

Mr. Vincent: Thank you sir, your time is up.

Mr. Jones: Thank you very much. Could I have three more minutes?

Mr. Vincent: Would anyone like to give Mr. Jones an additional three minutes? Additional three minutes? Additional three minutes? (No motion) Thank you sir.

Mr. Jones: Thank you very much.

MISCELLANEOUS AND UNFINISHED BUSINESS

Mr. Vincent: Is there anything from administration? Is there anything from Council?

Mr. Baker: If I didn't get around to thanking everybody personally for your kind condolences with the recent passing of my father, I would like to say so sort of as a group. Thank you very much. It certainly helped. I appreciate the kind thoughts.

Mr. Vincent: Thank you. Is there anything else from Council?

Mr. Hutcheson moved to adjourn. It was seconded by Mr. Tarbert.

Mr. Vincent: All in favor of adjournment signify by saying aye. All present were in favor. None opposed. Motion carries. Thank you everyone we stand adjourned. Have a good evening. Meeting adjourned about 7:30 p.m.



Council-Mayor Government
Jeff Tilton, Mayor

The City of Zanesville

401 Market Street, Zanesville, Ohio 43701

Phone: (740) 455-0601 x101

Email: jay.bennett@coz.org

Department of Public Service

Jay D. Bennett, DIRECTOR

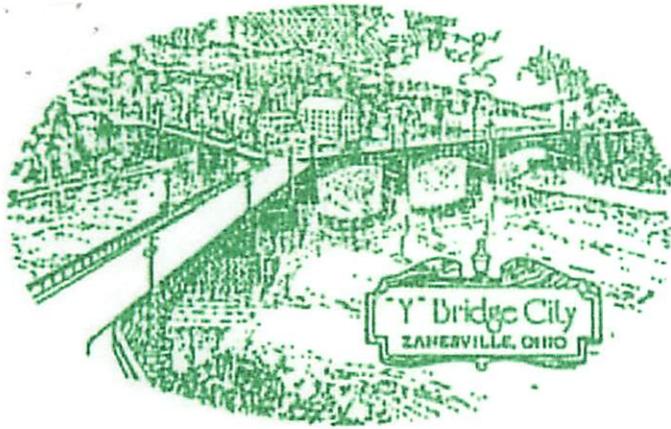
MEMO

TO: Honorable Members of Council
FROM: Jay D. Bennett, Public Service Director
DATE: January 2, 2015
RE: City Cemeteries 4th Quarter Report (2014)
CC:

In accordance with Ohio Revised Code, please find attached the 4th Quarter Report of 2014 for the City of Zanesville Cemetery Division from Jeff Johnson, Cemeteries/Parks Superintendent.

JDB/bc

Attachment



City of Zanesville

JEFF JOHNSON

SUPERINTENDENT, CEMETERIES & PARK MAINTENANCE

401 MARKET ST., ZANESVILLE OH 43701

740-455-0637

CEMETERY@COZ.ORG

Memorandum

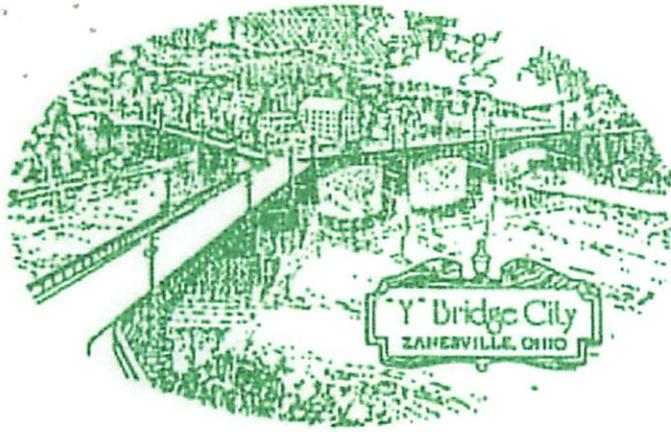
To: Jay Bennett, Public Service Director

From: Jeff Johnson, Superintendent JJ
Cemeteries/Park Maintenance Divisions

Date: December 31, 2014

Re: City Cemeteries
4th Quarter Report
Year End Report

In accordance with Ohio Revised Code, attached for your information please find the 4th Quarter Report and the Year End Report for 2014 for the City of Zanesville Cemetery Division.



City of Zanesville

JEFF JOHNSON

SUPERINTENDENT, CEMETERIES & PARK MAINTENANCE

401 MARKET ST., ZANESVILLE OH 43701

740-455-0637

CEMETERY@COZ.ORG

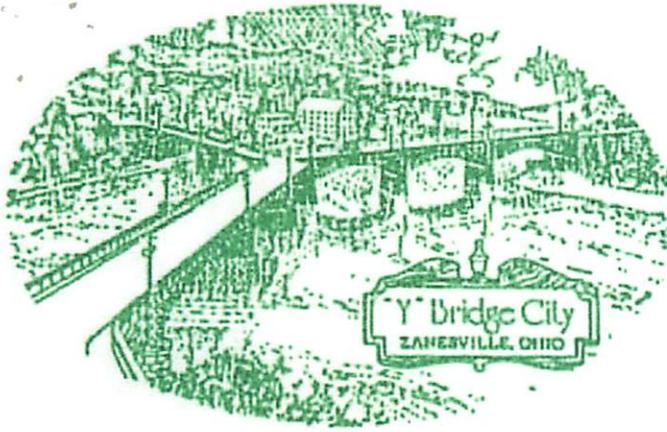
Cemetery Division

2014 4th Quarter Report

	Interments	Lot Sales	Transfers
October	4	1	1
November	7	2	2
December	12	10	0
	-----	-----	-----
Total	23	13	3

	Cemetery Operating	Cemetery Development	Cemetery Endowment
October	4,223.89	796.50	88.50
November	8,514.60	1,791.00	199.00
December	4,242.00	4,234.50	470.50
	-----	-----	-----
Total	\$16,980.49	\$6,822.00	\$758.00

Total: \$24,560.49



City of Zanesville

JEFF JOHNSON

SUPERINTENDENT, CEMETERIES & PARK MAINTENANCE

401 MARKET ST., ZANESVILLE OH 43701

740-455-0637

CEMETERY@COZ.ORG

Cemetery Division

2014 Year End Report

	Interments	Lot Sales	Transfers
1st Quarter	20	11	0
2nd Quarter	29	5	2
3rd Quarter	21	9	0
4th Quarter	23	13	3
	-----	-----	-----
Total	93	38	5

	Cemetery Operating	Cemetery Development	Cemetery Endowment
1st Quarter	19656.60	5289.75	587.75
2nd Quarter	20189.89	3724.29	413.81
3rd Quarter	10571.35	5886.00	1624.00
4th Quarter	16980.49	6822.00	758.00
	-----	-----	-----
Total	\$67,398.33	\$21,722.04	\$3,383.56

Total: \$92,503.93

Jay D. Bennett
Public Service/Community Development Director

ORDINANCE NO. 15- 01
INTRODUCED BY COUNCIL

AUTHORIZING ADVERTISING FOR BIDS
AND ENTERING INTO CONTRACT[S] FOR
THE PURCHASE OF HIGHWAY ROCK SALT
AND CALCIUM CHLORIDE WITH THE
LOWEST AND BEST BIDDER, OR THE
STATE OF OHIO PURCHASE PROGRAM

WHEREAS, it is essential to have on hand highway rock salt and calcium chloride in order to be prepared to keep the streets in a safe condition upon the advent of cold weather.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Zanesville, State of Ohio:

SECTION ONE: That the proper City official be and hereby is authorized to advertise for bids and enter into contracts with the lowest and best bidders, or State of Ohio Purchase Program for the purchase of highway rock salt and calcium chloride for the 2015-2016 winter season.

SECTION TWO: This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____, 2015

ATTEST:

Susan E. Culbertson
Clerk of Council

Daniel M. Vincent
President of Council

APPROVED: _____, 2015

Jeff Tilton
Mayor

THIS LEGISLATION APPROVED AS TO FORM



Law Director's Office

Fred Buck, Safety Director

ORDINANCE NO. 15- 02
INTRODUCED BY COUNCIL



AMENDING ORDINANCE NO. 00-16, WHICH ADOPTED A CLASSIFICATION PLAN FOR CITY EMPLOYEES; AMENDING ORDINANCE NO. 13-15 (AMENDED), WHICH AUTHORIZED A MAXIMUM SCHEDULE OF POSITIONS; AND AMENDING ORDINANCE NO.13-16 (AMENDED), WHICH ESTABLISHED PAY, BENEFITS AND EMPLOYMENT POLICIES FOR UNAFFILIATED EMPLOYEES AND DECLARING AN EMERGENCY

WHEREAS, City Council has previously passed Ordinance No. 00-16, which adopted a Classification Plan for city employees; Ordinance No. 13-15 (Amended), which authorized a maximum schedule of positions; and Ordinance No. 13-16 (Amended), which established pay, benefits and employment policies for unaffiliated employees; and

WHEREAS, the Safety Director requested an amendment to the Classification Plan by recreating the position of Assistant Fire Chief (40 hour), and the Civil Service Commission has approved and point factored said position; and

WHEREAS, it is necessary to amend the maximum strength ordinance, and the unaffiliated pay and benefits ordinance for the recreated position; and

WHEREAS, the deletion of the Deputy Chief position must take place prior to the departure of the Fire Chief; thus creating the need for this ordinance to be passed as an emergency measure.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Zanesville, Ohio, that:

SECTION ONE: Ordinance No. 00-16 is hereby amended by adding the position description for the classification title of Assistant Fire Chief (40 hour) to the classification plan; description attached hereto as Exhibit A.

SECTION TWO: The specified section of Section One of Ordinance No. 13-15 (Amended), which reads:

<u>SECTION</u>	<u>CLASSIFICATION</u>	<u>NUMBER AUTHORIZED</u>
270-1041	FIRE:	
	Assistant Fire Chief (56 hr)	3
	Deputy Fire Chief	1
	Fire Chief	1
	Fire Fighter	42
	Fire Fighter (6 month training)	2
	Fire Lieutenant	9
	Secretary to Fire Chief	1

is hereby amended to read:

<u>SECTION</u>	<u>CLASSIFICATION</u>	<u>NUMBER AUTHORIZED</u>
270-1041	FIRE:	
	Assistant Fire Chief (56 hours)	3
	Assistant Fire Chief (40 hours)	2
	Fire Chief	1
	Fire Fighter	42
	Fire Fighter (6 month training)	2
	Fire Lieutenant	9
	Secretary to Fire Chief	1

SECTION THREE: Section Five (C) of Ordinance No. 13-16 (Amended) is hereby amended by removing a classification title as described below:

<u>SECTION</u>	<u>CLASSIFICATION TITLE</u>
270-1041	Deputy Fire Chief

SECTION FOUR: Section Six (A) of Ordinance No. 13-16 (Amended) is hereby amended by removing classification title as described below:

<u>SECTION</u>	<u>CLASSIFICATION TITLE</u>	<u>PAY RANGE</u>
270-1041	Deputy Fire Chief	\$10

SECTION FIVE: For the reasons stated in the preamble hereto, this ordinance is declared to be an emergency measure. Provided it receives the affirmative votes of six (6) or more members of Council, this ordinance shall take effect and be in force immediately upon its passage and approval of the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____, 2015

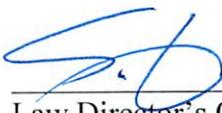
Susan Culbertson
Clerk of Council

Daniel M. Vincent
President of Council

APPROVED: _____, 2015

This legislation approved as to form:

Jeff Tilton, Mayor



Law Director's Office

POSITION DESCRIPTION

City of Zanesville

CLASSIFICATION TITLE: Assistant Fire Chief 40 Hour

FLSA STATUS/TYPE	Non-Exempt	EMPLOYMENT STATUS	Full-time
CIVIL SERVICE STATUS	Classified	REPORTS TO	Fire Chief
BARGAINING UNIT	ZPFOA	PAY GRADE	
DEPARTMENT	Fire Department	CLASS SERIES NUMBER	

POSITION QUALIFICATIONS

An appropriate combination of education, training, course work and experience may qualify an applicant to demonstrate required knowledge, skills and abilities. An example of an acceptable qualification is: twelve months in the rank of Fire Lieutenant with demonstrable knowledge and ability to manage and direct others.

Ability to document identity and employment eligibility within three (3) days of original appointment as a condition of employment in compliance with Immigration Reform and Control Act requirements.

LICENSURE OR CERTIFICATION REQUIREMENTS

Firefighter I and II Certification; Basic EMT; State motor vehicle operator's license. Certified Fire Instructor or EMS Instructor. Within one (1) year of date of promotion, State of Ohio certification as a Fire Safety Inspector (CFSI)

DISTINGUISHING JOB CHARACTERISTICS

Under direction, the Assistant Chief is third in command of the Department, and in the absence of the Fire Chief assumes and executes all of the duties, and is vested with all of the authority and powers of the Chief. The Assistant Fire Chief in the 40 hour position is in charge of day to day Fire and/or EMS operations for the Department or other assigned duties as directed by the Fire Chief.

The Assistant Chief works such hours as prescribed by the Fire Chief, City Ordinance and State law, and shall be subject to recall during off duty hours. When off duty, an Assistant Fire Chief may be recalled to duty at the direction of the Fire Chief.

ESSENTIAL DUTIES AND RESPONSIBILITIES

To perform this job successfully, an individual must be able to satisfactorily perform each essential duty listed below. Reasonable accommodations will be made for disabled persons, covered by the Americans with Disabilities Act, in accordance with its requirements.

Assumes command at the scene of fires, rescues hazardous material spills, emergency medical care, public assistance and other incidences. Maintains authority to issue any orders deemed necessary to control or extinguish the fire, or respond to the emergency situation. Analyzes situations and determines appropriate firefighting, rescue or other methods. Issues directives, directs location of firefighting equipment, coordinates firefighting and rescue efforts, etc. Ensures safety of public at emergency scenes. Coordinates police, ambulance and other agencies responding to an incident within Fire Department's authority such as fires and hazardous material spills, maintains responsibility for the quick and safe response to emergency situations.

Directs, supervises and participates in activities on assigned shift including responding to emergency situations, inspections, pre-fire planning and equipment and apparatus maintenance. Assigns work on assigned shift, provides direction, evaluate employee's performance, grievances, coordinates work flow and ensures work is completed according to firefighting standards, departmental policy and standard operational procedure. Calls in off duty personnel to maintain adequate manning of apparatus when needed. Coordinates and approves vacations, time trades and other authorized time off of shift personnel.

Ensures that all laws, ordinances, rules, regulations and orders relating to fires, fire prevention, department operation are enforced and observed.

Maintains order and discipline and maintains authority to reprimand or temporarily suspend firefighters for violation of rules and regulations, or written or verbal orders of the Fire Chief or other person with authority. Forwards disciplinary actions to Fire Chief for review and final authority.

Instructs firefighting personnel in proper use and maintenance of fire equipment and apparatus. Teaches fire safety suppression and prevention techniques.

Receives all reports, complaints, communications, and requests that require action. Investigates and takes proper action, and as necessary, forwards them to the Fire Chief with recommendation.

Conducts a general inspection of uniforms and equipment on an annual basis. Annually conducts an inspection of bunker clothes and boots and recommends for replacement old, worn or faded apparel. Makes regular weekly inspections of all fire stations to ascertain the condition of the station, apparatus and staff and everything pertaining to the operation and discipline of the Department, and reports thereon to the Fire Chief.

Makes recommendations for the maintenance or improvement of the service and discipline of the Department, and reports to the Fire Chief the number of fire runs, stills, inspections, investigations and general daily work activities.

Takes all measures to preserve evidence in all cases of fires believed to be of suspicious origin.

Assists Fire Chief in developing policies and procedures and planning and implementing division activities. Confers with Fire Chief regarding shift operational/personnel problems and recommends solutions.

Directs and supervises equipment, building and grounds maintenance and repair. Ensures proper operation of fire and emergency equipment and apparatus.

Maintains records and prepares documentation reporting fire incidents, medical emergencies, problems encountered and related information.

Issues statements to news media as per departmental policy or at the direction of the Fire Chief.

Investigates complaints, problems, questions and fire safety concerns from general public. Represents Fire Department in resolving problems with other agencies. Gives advice and researches questions concerning fire and building codes.

Coordinates disaster planning, dispatching, mutual aid and other functions to prepare for emergency situations.

Maintains contact with business and industry to assist in fire training and providing instructional services. Assists in providing updated training and in-service training for all Fire Department staff. Serves as lead instructor and course coordinator for all basic recruit training.

Investigates complaints, questions and fire safety concerns from general public. Mediates problems between Fire Department and other agencies. Gives advice and researches questions concerning fire and building codes.

OTHER DUTIES AND RESPONSIBILITIES

SCOPE OF SUPERVISION

On duty Firefighters and Fire Lieutenants.

EQUIPMENT OPERATED

Fire Engines; ladders; hose lines; extrication tools; air bags; pumper; emergency generators; positive pressure fans; rescue boats; other firefighting and rescue equipment; EMS supplies; hand and power tools; general maintenance supplies and tools, general office equipment.

CONTACTS WITH OTHERS

General public, Police, Sheriff, State Highway Patrol and other law enforcement departments; ambulance services, water & street departments; utility company representatives, local emergency planning committee; SARA committee; Muskingum County Fire Chief's Association; Firefighter's Association; Ohio Department of Education; Mideast Ohio Career and Technology Center; Ohio Division of the State Fire Marshal.

CONFIDENTIAL DATA

Information pertaining to arson investigations, and inspections, employee background information concerning assistance rendered to the police department, and non-public record information contained in personnel files as well as any confidential information deemed as such under guidelines issued by the Department of Homeland Security.

WORKING CONDITIONS

Occasional exposure to extreme heat, cold, dampness, fumes, noise, dirt, dust, toxic gasses, flames, hazardous chemicals, ice, smoke, flames and other potentially serious or life threatening hazards during firefighting operations, vehicle accident extrications and other rescue operations, and with possible exposure to bloodborne pathogens. Employee must exercise firefighting and emergency safety precautions to prevent potentially serious burns, falling and other rescue operations which could lead to serious or fatal injury.

USUAL PHYSICAL DEMANDS

The following physical demands are typically exhibited by position incumbents performing this job's essential duties and responsibilities. These physical demands are not, and should not be construed to be job qualification standards, but are illustrated to help the employer, employee and/ or applicant identify tasks where reasonable accommodations may need to be made when an otherwise qualified person is unable to perform the job's essential duties because of an ADA disability.

While fighting fires or performing other emergency rescue operations, the employee will have to occasionally work in confined spaces and at heights, work physically for extended periods of time under uncomfortable and dangerous conditions, lift persons and objects of varying weights, climb ladders, extend arms, crouch crawl and perform other physical agility to respond to situation. The employee normally uses usual vision demands. The employee normally must be able to converse with coworkers while working as a team, and to hear. During non-emergency or response times, the employee exhibits physical demands normally required to perform maintenance and other work.

REQUIRED KNOWLEDGE, SKILLS AND ABILITIES

Knowledge of: Information pertaining to arson investigations, and inspections, employee background information, protected HIPPA information concerning emergency medical responses, information concerning assistance rendered to the police department, and non-public record information contained in personnel files as well as any confidential information deemed as such under guidelines issued by the Department of Homeland Security.

Ability to: Apply supervisory principles to practical work situations; effectively take control of fire or emergency scene; perform strenuous tasks under hazardous, inclement and uncomfortable conditions; withstand heights; lift persons and other heavy objects; exercise sound and prompt judgment in emergency situations; take orders; work as a team with others; work effectively in closed spaces; develop and maintain effective working relationships with law enforcement agencies, city officials, local, county and state police, news media, emergency medical services and general public, maintain confidentiality of confidential and sensitive subject matter.

Skill in: Operation of fire and emergency equipment; completing work reports; directing and coordinating firefighting and emergency response operations.

This job description in no manner states or implies that these are the only duties and responsibilities to be performed by the employee filling this position, who will be required to follow instructions and perform any duties required by the employee's supervisor or designee.

MANAGEMENT APPROVAL

Department Head

____/____/____
Date

EMPLOYEE UNDERSTANDING AND AGREEMENT

I understand, and will effectively perform the duties & requirements specified in this job description.

Employee

____/____/____
Date

Community Development Department
Jay D. Bennett

ORDINANCE NO. 14- 56
INTRODUCED BY COUNCIL

**AN ORDINANCE TO VACATE A PORTION OF BALLS LN
IN THE CITY OF ZANESVILLE, OHIO AS HEREIN PROVIDED**

WHEREAS, an application has been duly made by the City of Zanesville requesting the vacation of a portion of Balls Ln in the city's 5th Ward; and

WHEREAS, proper notification of the intent of this Council to vacate this street right-of-way was given to abutters within 200 feet of the requested vacation and in a newspaper of general circulation; and

WHEREAS, after testimony and discussion the Zanesville Planning Commission has recommended to City Council that this street right-of-way, further identified on Exhibit "A" be vacated.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Zanesville, State of Ohio; that

SECTION ONE: The application by the City of Zanesville for a street right-of-way vacation, further identified on Exhibit "A" , is hereby approved.

SECTION TWO: the applicant has prepared a vacation plat of said vacated street right-of-way and the Clerk of Council is instructed to endorse upon such plat the action of this Council and to cause said plat to be recorded in the Recorder's Office of Muskingum County, Ohio.

SECTION THREE: This Ordinance shall take effect upon the approval of the Mayor and from and after the earliest period allowed by law.

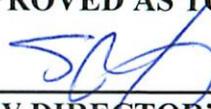
PASSED: _____, 2014.

ATTEST: _____
**SUSAN CULBERTSON
CLERK OF COUNCIL**

**DANIEL M. VINCENT
PRESIDENT OF COUNCIL**

APPROVED: _____, 2014.

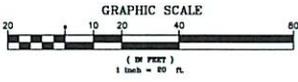
JEFF TILTON
MAYOR

**THIS LEGISLATION
APPROVED AS TO FORM**


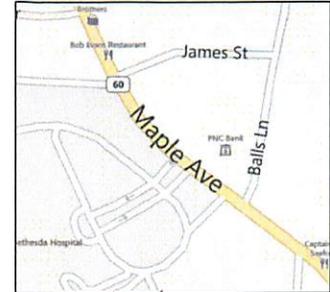
LAW DIRECTOR'S OFFICE

BALLS LANE VACATION PLAT and Declaration of Access Easement PART OF QUARTER TOWNSHIP 4, T 1 N, R 8 W UNITED STATES MILITARY LANDS CITY OF ZANESVILLE, COUNTY OF MUSKINGUM STATE OF OHIO Being a proposed vacation of a portion of Balls Lane

- LEGEND:**
- IRON PIN FOUND AS NOTED
 - EXISTING MONUMENT BOX FOUND AS NOTED
 - ⊙ 5/8" REBAR WITH CAP "TOP" SET
 - ⊙ EXISTING STAMPED DISK
 - P/L- EXISTING PROPERTY LINE
 - R/W- EXISTING RIGHT OF WAY LINE
 - C/L- EXISTING CENTER LINE



- REFERENCES:**
1. COUNTY TAX MAP.
 2. DEEDS.
 3. PLATS.
 4. O.D.O.T. Right of Way Plans



LOCATION MAP

BASIS OF BEARING:
BASIS OF BEARING IS STATE PLANE GRID NORTH, NAD83 (2011), OHIO SOUTH ZONE.
TIED BY GPS TO THE O.D.O.T. VRS.

DECLARATION OF ACCESS EASEMENT:

There is hereby declared, pursuant to Section 723.08 of the Ohio Revised Code, a permanent and exclusive access easement ("Access Easement") for the benefit of the owner(s), and its employees and invitees, of property known as Muskingum County Parcel Number 85-39-19-000 and conveyed to National City Bank, Columbus through deeds recorded at Vol. 1079, Page 31, Vol. 1079, Page 36, and Vol. 1079, Page 43 of the Muskingum County land records ("Grantee Parcel"), over; access and under the property indicated on this Plat as "Access Easement Area" and more specifically described as follows for the purpose of vehicular and other ingress and egress to the Grantee Parcel:

Situated in the City of Zanesville, County of Muskingum, State of Ohio, and being a part of Quarter Township 4, Township 1 North, Range 8 West, of the United States Military District, formerly Falls Township, also known as being a part of Balls Lane (variable width), as dedicated in Plat Book 5, Page 8 and Plat Book 7, Page 55 of said County's Records, and being further bounded and described as follows:

Commencing at the intersection of Relocated Balls Lane (variable width) and the centerline of Maple Ave. (S.R. 60, variable width), thence along the centerline of said Maple Ave.,

1. S 52° 42' 47" E for a distance of 329.88 feet to the centerline intersection of said Maple Ave. and the centerline of said Balls Lane (P.B. 5, Pg. 8 and P.B. 7, Pg. 55), thence along the centerline of said Balls Lane, N 9° 21' 50" E for a distance of 184.06 feet to a point, said point being the TRUE POINT OF BEGINNING of the parcel of land hereinafter described, thence clockwise using the following four (4) courses and distances:

1. Thence continuing along said centerline, N 9° 21' 50" E for a distance of 65.00 feet to a point;
 2. Thence S 52° 36' 08" E for a distance of 231.19 feet to the east right of way line of said Balls Lane and on a west line of a parcel of land conveyed to Wal-Mart Real Estate Business Trust as recorded in Volume 2049, Page 862;
 3. Thence along said east right of way line and a west line of said Wal-Mart Real Estate Business Trust, S 8° 58' 10" W for a distance of 53.00 feet to a point;
 4. Thence N 83° 31' 30" W for a distance of 22.72 feet to the True Point of Beginning and containing 0.0291 acres (1,267 sq. ft.) of land, more or less, and subject to all easements, restrictions and covenants of record as surveyed under the supervision of Steven L. Mulaney, P.S. Number 7900, for Clous, Pyle, Schorner, Burns & DeWane, Inc., dba GPD Group, dba GPD Group, in December of 2014.
- Basis of Bearing is State Plane Grid North, NAD 83 (2011), Ohio South Zone. Tied by GPS to the O.D.O.T. VRS.

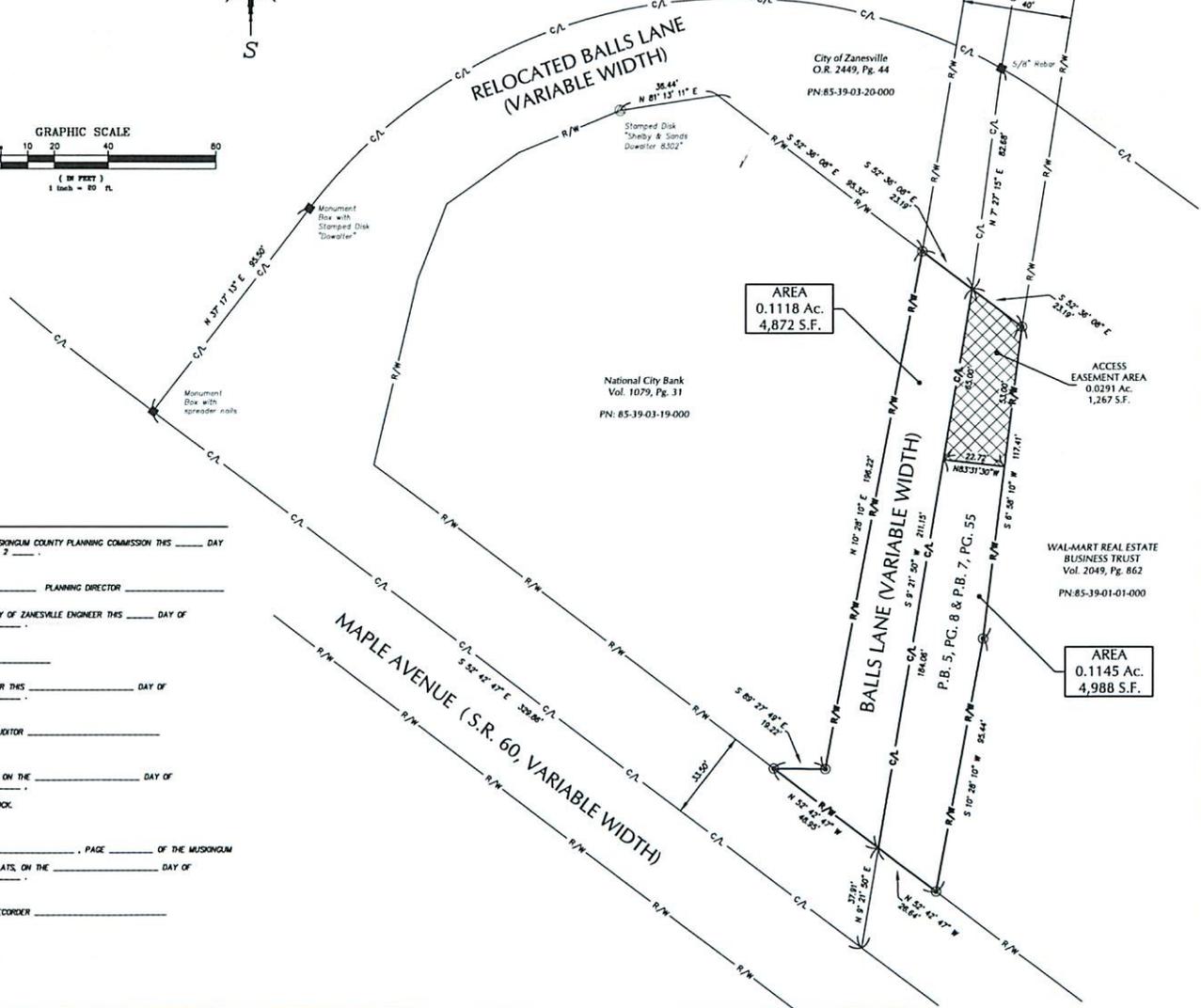
Said Access Easement Area shall be kept free from any and all obstructions and encroachments that would interfere with the free movement for ingress and egress purposes. The owner of the Grantee Parcel, its successors and assigns, shall be solely responsible for the Access Easement Area and improvements thereon, including the construction, reconstruction, maintenance, and repair of all pavement, curbs, and other appurtenances thereto and snow and ice removal for ingress and egress purposes, and shall maintain and insure such property as it does the Grantee Parcel.

This Access Easement shall endure for the benefit of the owner of the Grantee Parcel, its successors and assigns, and shall be a covenant that runs with the land in perpetuity.

I DO HEREBY CERTIFY THAT I HAVE SUPERVISED THE SURVEYED AREA AND PREPARED THE PLAT SHOWN HEREON, THAT SAID PLAT IS CORRECT AND THAT ALL CORNER MONUMENTS AS SHOWN ARE IN PLACE.

DRAFT

STEVEN L. MULLANEY, P.S. NO. 7900 DATE



APPROVALS:

APPROVED BY THE MUSKINGUM COUNTY PLANNING COMMISSION THIS ____ DAY OF ____, 2 ____.

CHAIRMAN _____ PLANNING DIRECTOR _____

APPROVED BY THE CITY OF ZANESVILLE ENGINEER THIS ____ DAY OF ____, 2 ____.

ENGINEER _____

ENTERED FOR TRANSFER THIS ____ DAY OF ____, 2 ____.

MUSKINGUM COUNTY AUDITOR _____

RECEIVED FOR RECORD ON THE ____ DAY OF ____, 2 ____.

AT ____ O'CLOCK.

RECORDED IN VOL. _____, PAGE _____ OF THE MUSKINGUM COUNTY RECORD OF PLATS, ON THE ____ DAY OF ____, 2 ____.

MUSKINGUM COUNTY RECORDER _____

ISSUED FOR:	DESCRIPTION
PERMIT	
BID	
CONSTRUCTION	
RECORD	
PROJECT MANAGER	DESIGNER
SLM	JEK

BALLS LANE
ZANESVILLE, OHIO

ISSUED FOR:	DESCRIPTION
PERMIT	-
BID	-
CONSTRUCTION	-
RECORD	-
PROJECT MANAGER	DESIGNER
SLM	JEK

JOB NO.
2012190.28

1 of 1

Drawing Name: C:\GIS\2012\19028\Zanesville_Maps\vacation\Balls_Lane_Vacation.dwg
Created: 12/21/11 10:45 AM

ORDINANCE NO. 14- 85
INTRODUCED BY COUNCIL

AUTHORIZING THE PROPER CITY OFFICIAL TO
ADVERTISE FOR BIDS AND ENTER INTO
CONTRACT FOR PURCHASE OF VARIOUS
INSURANCES

WHEREAS, it is essential to the operation of departments that insurance protection coverage be continued or acquired; and

WHEREAS, it is necessary to make this purchase as soon as practical so that there will be no loss of coverage.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Zanesville, State of Ohio:

SECTION ONE: That the proper City official be and hereby is authorized to advertise for bids and enter into contract for purchase of the following insurances for a one [1], two [2], or three [3] year period beginning June 1, 2015: If a contract is originally entered into for lessor than a three [3] year period, the proper City official is authorized to renew the policy but not exceed the three [3] year period.

General Liability Insurance
Excess Liability Insurance
Property & Contents All Risk Insurance with Earthquake
Public Officials Liability Insurance
Police Professional Liability Insurance
Vehicular Fleet Insurance
Inland Marine – Contractors Equipment Insurance
Boiler & Machinery Insurance
Commercial Crime Insurance
Railroad Protective Liability Insurance

in accordance with instructions and specifications furnished by the City; the City reserves the right to reject any and all bids.

SECTION TWO: This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____, 20__

ATTEST: _____
Susan E. Culbertson
Clerk of Council

Daniel M. Vincent
President of Council

APPROVED: _____, 20__

Jeff Tilton
Mayor

THIS LEGISLATION APPROVED AS TO FORM



LAW DIRECTORS OFFICE

Prepared by
Fred Buck
Director of Public Safety

OFFICE OF PUBLIC SAFETY
CITY OF ZANESVILLE, OHIO
DIVISION OF TRAFFIC ENGINEERING

Traffic Order 15-01

January 12, 2015

SECTION ONE: There is hereby established a Loading Zone in front of 28 S. Sixth Street.

SECTION TWO : The appropriate signs shall be installed in accordance with O.R.C. 4511.09.



FRED BUCK,
Director of Public Safety

Date Filed With Clerk:
January 7, 2015

SUE CULBERTSON,
Clerk of Council

Date Work Completed

(signed)

TO: Traffic File
 Service Department/Street Division
 Municipal Court
 Police Department



Prepared by
Fred Buck
Director of Public Safety

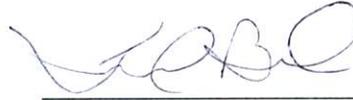
OFFICE OF PUBLIC SAFETY
CITY OF ZANESVILLE, OHIO
DIVISION OF TRAFFIC ENGINEERING

Traffic Order 15-02

January 12, 2015

SECTION ONE: Traffic Order 15-02 is hereby to establish Two (2) hour parking on South Slope Bay on the north side across from 1101 to 1132.

SECTION TWO: The appropriate signs shall be installed in accordance with O.R.C. 4511.09



FRED BUCK,
Director of Public Safety

Date Filed With Clerk:
January 7, 2015

SUE CULBERTSON,
Clerk of Council

Date Work Completed

(signed)

TO: Traffic File
Service Department/Street Division
Municipal Court
Police Department

