

**Public Hearing
Road Vacation Request
December 14, 2015**

A public hearing was called to order by Council President Daniel Vincent at 6:30 p.m. Monday, December 14, 2015 in the City of Zanesville's Council Chambers, 401 Market Street, Zanesville, OH to hear a request by Frueh Enterprises to vacate a portion of Water Street and N. 5th Street. Mr. Jay Bennett then conducted the hearing. Mr. John Collins of Frueh Enterprises spoke in favor of the request and no one spoke against the request. The hearing adjourned about 6:45 p.m. by motion of Mr. Sharrer, seconded by Mr. Roberts.

CITY COUNCIL MEETING – MONDAY, DECEMBER 14, 2015

The Council of the City of Zanesville met in regular session at 7:00 p.m. on Monday, December 14, 2015 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. Roberts, Ms. Gildow, Mr. Foreman, Mr. Sharrer, Mr. Tarbert, Mr. Baker, Mrs. Gentry, Mrs. Norman, Mr. Hutcheson, and Mr. Vincent.

APPROVAL OF MINUTES

Mr. Vincent: We are now at the approval of the minutes of Monday, November 23, 2015.

Mr. Hutcheson moved to accept the minutes as printed, seconded by Mr. Tarbert.
All present were in favor. None were opposed. Motion carries.

COMMUNICATIONS, REPORTS, AND RESOLUTIONS

Communication from Mayor Jeff Tilton – Center for Seniors Board – I am hereby recommending the appointment of Janice McFerren, Brian Wagner, and Keely Warden to the Center for Seniors Board. They will be replacing Yvonne Factor who resigned and Josephine Gillard and Kim Hosler whose terms have expired. The new appointees will begin January 1, 2016 and will serve for three years.

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

Mr. Vincent: Is there any discussion? Hearing none, all in favor of receiving and concurring with the Mayor on these recommendations signify by saying aye.

All were in favor. None were opposed.
Motion carries.

PROPOSED ORDINANCES

Ordinance No. 15-138 – Introduced by Council – An Ordinance approving a Labor Agreement with the Fraternal Order of Police, Ohio Labor Council, Inc. Corrections Officers and Corrections Sergeants and declaring an emergency.

Mr. Vincent: We are at first reading or a motion to waive.

Mr. Roberts 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 for waiving of the readings.

Roll call vote on waiving of the readings.

9 Ayes

0 Nays

Motion carries.

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

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

Mr. Vincent: Is there any discussion? Okay, if no discussion, we will move on to voting.

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

Ordinance No. 15-139 – Introduced by Council – An Ordinance authorizing advertising for bids and entering into contract for the purchase of limestone for the City's requirements during the year 2016.

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 on waiving of the readings.

Roll call vote on waiving of the readings.

9 Ayes

0 Nays

Motion carries.

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

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

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

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

Ordinance No. 15-140 – Introduced by Council – An Ordinance to vacate a portion of Water Street near the intersection of Howard Street and North 5th Street in the City of Zanesville, Ohio as herein provided.

Mr. Vincent: We are at first reading.

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

Mr. Vincent: Is there any discussion? Hearing none, all in favor of first reading signify by saying aye.

All were in favor. None were opposed.

Motion carries.

Ordinance No. 15-141 – Introduced by Council – An Ordinance to revise the Codified Ordinances by adopting current replacement pages, and declaring an emergency.

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

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

Roll call vote on waiving of the readings.

9 Ayes

0 Nays

Motion carries.

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

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

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

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

ORDINANCES FOR ACTION

Ordinance No. 15-128 – Introduced by Council – An Ordinance authorizing the proper city official to enter into an agreement between the City of Zanesville and David and Betsy Skrobot providing for a tax abatement on certain improvements to 111 North 4th Street.

Mr. Vincent: We are at second reading.

Mr. Roberts moved for second reading, seconded by Mr. Tarbert.

Mr. Vincent: Is there any discussion? Hearing none, all in favor of second reading signify by saying aye.

All were in favor except Mr. Baker and he abstained. None were opposed.
Motion carries.

Ordinance No. 15-130 – Introduced by Council – An Ordinance providing temporary appropriations for use during the fiscal year 2016 and declaring an emergency.

Mr. Vincent: We are at second reading or a motion to waive.

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

Mr. Vincent: Is there any discussion? Hearing none, all in favor of second reading signify by saying aye.

All were in favor. None were opposed.
Motion carries.

Ordinance No. 15-131 – Introduced by Council – An Ordinance authorizing the proper city official to increase the salaries of the City of Zanesville Elected Officials and declaring an emergency.

Mr. Vincent: We are at second reading.

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

Mr. Vincent: Is there any discussion? Hearing none, I do have two petitions.

Our first petitioner is Mr. Eric Jones, 221 Luck Avenue, Zanesville speaking against this.

Mr. Eric Jones: Hello everybody. I thought to start with easy enough that normally it would be passed in the term of office before and it would take effect afterwards. But you are doing it but it probably should have been a campaign issue that we could have known that you were going to do this because I don't think anybody knew that there was a committee formed to even put that in the increase in. Not that anybody is going to get bent out of shape over it too bad. I thought I would use it as an opportunity to mention that you did sort of suppress civil liberties with 15-44. That is not something that you can get a raise for you actually get a cost. Just for a quick history on that kind of stuff where you suppress people's civil liberties and people don't have the ability to take you to court or anything like that. This is historic. Back in the day before the Civil Rights Act or the Voters Right's Act in communities, counties, passed laws that they knew were inappropriate as far as the constitution was concerned. They also knew that the blacks did not have access to the court system. The same deal here now. The residents of Zanesville do not have access to the court system and therefore you did what you did. Now we are going to move that quickly to the how much time do I have left Mr. Vincent?

Mr. Vincent: One minute nineteen seconds.

Mr. Jones: Okay, I thought I would take a quick moment to speak on the police and fire departments and

Mr. Vincent: With that sir, sir. You are here to speak on 15-131

Mr. Jones: That is true; this is part of your raise, why I am saying why it is not appropriate for you to get a raise.

Mr. Vincent: Okay, go ahead.

Mr. Jones: Thank you! I appreciate it. The point is that at the moment we have per say discrimination. I mean it is not that I am going; again we are not going to take you to court or anything. I am not going to make a big deal. Our job is not to do that. Mine is just, my thing is bigger. Again it is about again tyranny of the majority. I think that is more important

Mr. Vincent: Sir, with that, again can you bring this around as far as toward the raises as far as you talked about the fire and police can you make that connection for us please?

Mr. Jones: The connection between fire and police?

Mr. Vincent: And the raises. You are here to talk about raises sir.

Mr. Jones: Okay, the fire and police is because you haven't done your job as far as maintaining the proper number of blacks and women on the police department. Again I don't think you are supposed to get a raise for that. It is a general statement. It is that same, I am going to speak again on this later, but as far as the raises are concerned if you have zero percent of black police officers and four percent on women police officers

I think maybe you might need to think about why you would be giving yourself a pat on the back. Thank you very much.

Mr. Vincent: Okay, thank you sir. We appreciate it. Also I have Mrs. Cyndi Royce, 1543 Ridge Avenue, Zanesville, Ohio who wants to speak against this also.

Mrs. Cyndi Royce: My issue with it is I don't see how it is right for you guys to be able to vote yourself a raise. What if instead of one percent you want one million dollars, each of you? No one can stop it because you have the Mayor's race tied into it. So the Mayor is not going to vote it down. He is the only one who can vote it down and you are trying to go around the checks and balances system. We got a checks and balance system in the country for a reason and you are trying to, you know, just do this thing over here so nobody notices that you are trying to get around that. Okay? So, you know, that is not ethical in my opinion. I don't see how we suddenly have enough money to pay you guys all a raise when we don't have money, you told me before, we don't have enough money to pave the roads, we don't have enough money for the hooker problem, we don't have enough money to do anything about the drug problem, we don't have the money for a lot of the problems here, but now there is money for raises. I don't see how it could be a cost of living raise since most of, if not all of you, have different jobs that you do. So what, you spend about twenty hours, maybe a year, doing this job and I don't see how

Laughter broke out from Council members.

Mr. Vincent: I am sorry. Council. I am sorry.

Mrs. Royce: You don't spend enough time that you need a raise. That is my opinion. It is not ethical. It is not moral. It is not a lot of things but, you know, it is not right to be able to give yourself a raise because where does it stop? Now it is one percent which you can come back next year and you want five percent. You know, who is going to stop you? Where does it stop? A cost of living raise when you all have extra jobs I don't see how that works. That is just me. That is all I got to say.

Mr. Vincent: Okay, thank you.

Mrs. Royce: Oh yeah, we were promised last time by Talbert (Mr. Tarbert) that the people that actually thought it was a good idea to vote this thing in or the committee was going to come and talk on how they got their idea that you guys needed a raise. Remember that? You said that on TV too.

Mr. Vincent: With that

Mrs. Royce: I don't see any of those people here.

Mr. Vincent: If you are done I will answer your questions?

Mrs. Royce: Okay.

Mr. Vincent: With that it is my understanding that the person would come if someone from Council requested that person to come speak again if they wanted it re-explained to them. But I also think there were concerns that these people volunteered. They are public citizens coming and serving time on a group, they came and they presented very nicely. They provided us at the Ways & Means Committee and they provided excellent information, a very comprehensive report, very detailed and answered questions at that time and provided information to us. So, at this point I haven't had anyone from Council ask for them to bring that person back. So but if I do I will proceed with that. Thank you very much.

Mr. Vincent: Is there anything else from Council? We will start with Mr. Roberts and get you next Mr. Baker.

Mr. Roberts: I just want to address a few things that Mrs. Royce stated. First off it is not a matter of ethics; it is a matter of law. The Revised Code states that as weird as it seems and as odd as it may be, we are the only ones who can grant both ourselves and any other elected official a raise within this municipality. So there is nothing

Mrs. Royce: If it would have been just you...

Mr. Vincent: Mrs. Royce, Mrs. Royce, Mrs. Royce! Mrs. Royce!

Mr. Vincent then struck the gavel and stated Mrs. Royce you are out of order ma'am. Please, you spoke. Council is answering your questions.

Mr. Roberts: That is all there is to it. We haven't had a raise in, I think it is about ten or twelve years. We have not voted ourselves a raise because we have been in bad financial shape the last decade or so. I am trying to remember the rest of your questions. Mr. Baker, maybe you can answer some.

Mr. Baker: Just a question. The Ways & Means Committee that met that actually had this presentation made to them about the pay raises, that was public, was it not?

Some from Council gestured or commented yes.

Mr. Baker: Thank you.

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

Mr. Roberts: I would like to note that that meeting was held prior to the election so nothing was done, all after the election took place.

Mr. Vincent: Thank you. With that it is addressing the concerns that it is not ethical and trying to skirt around things then and with that if that were true the public is speaking

now, as far as voicing their concerns. Is there anything else from Council? Okay, we are at second reading so all in favor of second reading signify by saying aye.

All were in favor. None were opposed.
Motion carries. It will come back for a third reading.

Ordinance No. 15-132 – Introduced by Council – An Ordinance authorizing the proper city official to dispose of surplus property.

Mr. Vincent: We are at second reading.

Mr. Hutcheson moved for second reading, seconded by Mr. Foreman.

Mr. Vincent: Is there any discussion? Hearing none, all in favor of second reading signify by saying aye.

All were in favor. None were opposed.
Motion carries. It will be back for third reading.

Ordinance No. 15- 134 – Introduced by Council – An Ordinance authorizing the Director of Community Development to enter into a Tax Increment Service Payment Agreement with ARS Property Acquisitions that establishes a payment schedule and all associated securities, fees, penalties, and other covenants for the payment in lieu of taxes benefiting the Tax Increment Finance Exemption established in Ordinance 15-100.

Mr. Vincent: We are at second reading.

Mr. Roberts moved for second reading, seconded by Mr. Tarbert.

Mr. Vincent: Is there any discussion? Hearing none, all in favor of second reading signify by saying aye.

All were in favor. None were opposed.
Motion carries. It will come back for third reading.

Ordinance No. 15- 135 – Introduced by Council – An Ordinance authorizing the Director of Community Development to enter into a Developers Agreement with ARS Property Acquisitions for the purpose of constructing public improvements within Tax Increment Finance Exemption established in Ordinance 15-100.

Mr. Vincent: We are at second reading.

Mr. Tarbert moved for second reading, seconded by Ms. Gildow.

Mr. Vincent: Is there any discussion? Hearing none, all in favor of second reading signify by saying aye.

All were in favor. None were opposed.
Motion carries. It will come back for third reading.

Ordinance No. 15-115 A – Introduced by Council – An Ordinance authorizing the proper city official to provide funds to the Muskingum Economic Opportunity Action Group.

Mr. Vincent: We are at third reading and "A" is as amended.

Ms. Gildow moved for third reading and passage.

Mr. Roberts asked for the floor. Mr. President, I would move that we amend this to the amendment that was supplied in our packet stating that the ten thousand dollars is to explicitly be used for state audit funding.

Nancy Pierce: Excuse me. I am sorry

Mr. Vincent: Ma'am, ma'am, ma'am. I just can't have people speaking out. I need to keep the meeting orderly. So with that I have a motion to amend this for

Mr. Roberts: With the amendment, I don't know if you want me to read it verbatim, but the amendment that was placed in our packet as proposed amendment. It wasn't amended at the last meeting.

Mr. Vincent: So we had an error on the agenda?

Mr. Roberts: I believe so.

Mr. Vincent: Okay. Let's start this all over again then.

Mr. Roberts: Okay.

Mr. Vincent: With that if someone wants to acknowledge the speaker from the Muskingum Economic Opportunity Group can do that also. To get this correct then we are at 15-115.

Ordinance No. 15-115 – Introduced by Council – An Ordinance authorizing the proper city official to provide funds to the Muskingum Economic Opportunity Action Group.

Mr. Vincent: We are at third reading on this so with that a motion?

Mr. Roberts: I move to supplement the Ordinance with what was marked as proposed Amendment in our packet.

Mr. Vincent: A motion to amend this with the provided supplement, the proposed amendment that was in the packets. With that, did Council all receive that? Okay. So a motion to amend that and is there a second?

It was seconded by Mr. Tarbert.

Mr. Vincent: Is there any discussion on amending?

Ms. Gildow: Whose recommendation was it to amend the Ordinance or the amendment?

Mr. Vincent: Mr. Roberts I know you have worked on this. Can you tell us the background?

Mr. Roberts: In working with Mr. Bennett and members of the administration we worked through this. My biggest concern was that we had tax funding going to a private/semi-private entity so this kind of narrows it down that that funding that we give them is to be used explicitly for an audit annually as opposed to just giving them free reign over the expenditure of the monies.

Mr. Vincent: Okay. Does that answer your question Ms. Gildow?

Mr. Roberts: One more thing. They are required to have a state audit because they receive both state and federal grant funding, so they have to have a state audit.

Mr. Bennett: Single audit.

Mr. Roberts: Oh, a single audit.

Mr. Bennett: This is why this is proposed as a single audit.

Mr. Vincent: Are there other questions from Council? Ms. Gildow, does that answer your question?

Ms. Gildow: Well, may I ask a question to the representatives at this point or do we need to wait?

Mr. Vincent: Let's get questions out of the way, then if you would like to allow the representative to speak you can make that motion for Council to approve waiving the rules for them to speak. We can do that then.

Ms. Gildow: I would like to make.

Mr. Vincent: Can we go do questions first?

Ms. Gildow: Yes

Mr. Vincent: Okay. Mr. Baker was next and then I think Mr. Tarbert.

Mr. Baker: Mr. Bennett, what is the cost of the single audit?

Mr. Bennett: In working with the representatives here tonight, Steve and Nancy, in trying to meet the objective that Councilperson Roberts expressed, which is tying it to a goal of the City and in the proposed amendment, referenced some of that. The second objective illustrated was trying to find an activity within the agency that would meet that goal and then narrow down specifically. I think what has been discussed is that the City historically has funded or supplemented this agency, who does wonderful work for our community, and they have used that money for their administrative purposes which are many like utilities and things of that nature. Running the operation of the agency and working with Steve and Nancy, it was decided that the \$10,000, how do we tie that down into an administrative need. Specifically they pay over \$11,000 for that cost for the single audit annually which is required to receive those federal dollars which is disbursed to our community as well as outside of our community countywide. So the way this was proposed was a not to exceed \$10,000 figure for the purposes of assisting with the cost of that single audit. That is the way it was amended.

Mr. Baker: So essentially the goal of not funding non-city non-goal activities for semi private agencies is met, but that also allows for funds to be freed up that they would normally be spending on this to do the good work that they do.

Mr. Bennett: That is correct.

Mr. Baker: Is that where we are getting that?

Mr. Bennett: Correct.

Mr. Vincent: Does that answer your question Mr. Baker?

Mr. Foreman: And this is an audit that has been done historically every year?

Mr. Bennett: Every year! They are required because of the federal money.

Mr. Foreman: I understand and it has been done?

Mr. Bennett: It has been done. Yes.

Mr. Foreman: Okay.

Mr. Bennett: This is a way we could focus down on one specific thing.

Mr. Foreman: I understand.

Mr. Vincent: Is there anything else from Council? If not, Ms. Gildow do you want to make a motion to waive our Council rules to allow a speaker?

Ms. Gildow: I believe Mr. Bennett effectively answered the question that I had that was to determine that it wasn't going to alter the funding it was just allocating it differently. Thank you.

Mr. Vincent: You are welcome. Is there anything else from Council? Is Council clear on what is before them? Proposed? Are you comfortable with that? Alright we have a motion for third reading of the amended version here.

Mrs. Culbertson: We have a motion to amend.

Mr. Vincent: Oh, I am sorry. We have a motion to amend and that discussion was about amending. So with that all in favor of amending with the proposed Ordinance that was placed in your packet, signify by saying aye.

All were in favor. None were opposed.
Motion carried.

Mr. Vincent: We are now at 15-115 as amended and we are at third reading I believe if I can find it. Yes, we are at third reading so I need a motion for third reading and passage.

Mr. Roberts moved for third reading and passage as amended, seconded by Mr. Baker.

Mr. Vincent: Is there any additional discussion? Mr. Hillis are you fine with everything as it is?

Mr. Hillis: Who seconded the motion to amend is my question?

Mr. Vincent: Mr. Tarbert.

Mr. Hillis: Okay, I just wanted to make sure.

Mr. Vincent: We are good?

Mr. Hillis: Good as can be.

Mr. Vincent: Thank you. If there is nothing else from Council we will have roll call vote for passage.

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

TRAFFIC ORDERS

Traffic Order 15-16

Section One: Traffic Order 68-1 is hereby rescinded which established traffic signal at South Street and Third Street.

Section Two: The appropriate signs shall be installed in accordance with O.R.C. 4511.09.

Mr. Hutcheson moved to receive and concur.

Mr. Vincent: To receive and concur would be for the Mayor and the Law Director. Is the motion to receive good enough? Okay, great. Thank you.

Mr. Hutcheson: Yes. I move to receive.

Mrs. Gentry seconded the motion.

Mr. Vincent: Does Council have any questions? With that, there is no signal there. I think it was taken out in the past and Mr. Buck found, or Mr. Buck, the Mayor, or the Law Director, found that we didn't have it on the books so this is to correct something that has not been in place. Mr. Buck I think said they are doing some more looking to make sure we are good on other intersections too. I am sure it takes a lot of work as far as digging. So good luck on that. Is there anything from Council? If not, all in favor of receiving signify by saying aye.

All were in favor. None were opposed.
Motion carries.

Traffic Order 15-17

Section One: Traffic Order 68-1 is hereby rescinded which established a Traffic Signal at South Street and Fourth Street.

Section Two: Traffic Order 15-17 establishes a temporary four way stop at South Street and Fourth Street during which time a traffic study is being done for removal of traffic signal at said intersection.

Section Three: The appropriate signs shall be installed in accordance with O.R.C. 4511.09.

Mr. Hutcheson moved to receive and it was seconded by Ms. Gildow.

Mr. Vincent: Is there any discussion?

Mr. Tarbert: Mr. Buck is there a signal there now?

Mr. Buck: Yes.

Mr. Tarbert: So they are rescinding that signal?

Mr. Buck: Yes. Actually we are doing a study.

Mr. Tarbert: We are rescinding, but doing a study to see if the signal should be rescinded?

Mr. Buck: Yes, actually the building is coming down that the traffic control cabinet is on now. We will also lose the power to it. We will have a lot more vision in that area, sight vision for it. One of the things that was brought up by the Police Chief was that by having a four way stop there about like we do here (Market and Fourth). Instead of traffic entering that intersection by the Fire Station and Police Station at 30 miles per hour plus sometimes, going south on Fourth Street, they now have to stop. It actually is going to make the whole area safer. We looked at it once before about two years ago. But the Fire Chief at the time wasn't too crazy about it, but now that we will have a better line of sight for the trucks. We are going to probably put more of a radius in the corner also and I think we are going to fix a lot of issues we have. But yeah, the study is on we thought, we are going to have to it down any way and we are just going to deal with the whole thing while we are waiting for the study. We are in a contract right now for the study.

Mr. Vincent: Does that answer your question Mr. Tarbert? I guess I am not clear. This study then is just to support the action that is being taken, just to make sure we have done the right thing and also gives us time then to evaluate.

Mr. Buck: Yeah, after doing several of these myself over the years there is not the traffic there to warrant a traffic signal. But we have to prove it by counts and by warrants.

Mr. Vincent: Is there anything else from Council? Hearing nothing all in favor of receiving signify by saying aye.

All were in favor. None were opposed.
Motion carries. The traffic order is received.

MISCELLANEOUS AND UNFINISHED BUSINESS

Mayor Tilton: I would like to speak about the discussion today about a skate board park. I looked at the park and the condition it is in right now. The only thing left there is the bowl. Everything else has either rotted away or taken out. We have people bringing in homemade apparatuses to use in that park and I was worried about the liability and the safety of the people in there. I made a decision to close the bowl. After I made that decision there was an outcry from the public. I went to the Law Director and spoke to him about our liability and after speaking with him and the administration and I have rescinded that order. The bowl will stay open at this time. Not to say that in the future, because we have a comprehensive plan in place, or going to be in place, looking at the use of our parks that we may in the future again close that and repurpose that park in

another way. For right now it will stay open. Until such time as we decide how we repurpose that park.

Mr. Vincent: Thank you Mayor. Is there anything else from the Administration? I guess some thoughts with that are as far as I had been contacted several times today, not as many as you did, but with that I know they do build things and bring in features or apparatuses. They bring those in and those are homemade and the complaints that these are being taken out by the City and that is a liability issue that these are not approved and properly installed and so on and it creates liability. So that is why they are taken out. I suggested to the one individual maybe if he wanted to step up and maybe look at and work with the City, to see if we are going to continue and maybe add some features, and going about it in the right way that it could be safe, if that is even a possibility, but maybe an opportunity of meeting and talking about that to see how it could be done. So, they are not frustrated by their efforts to make "their park" better, that their enjoying, to add their features that they want, but also do it in a way that they can be kept there. I don't know the answer to that and you probably don't know either, but it might be worth some discussion.

Mayor Tilton: Right and with the liability insurance we have there were certain conditions that we needed to meet and right now we are not meeting them so that is something else that we are going to have to look into in the future.

Mr. Vincent: Yeah, with what you shared with me before the meeting I think if these people want to continue with the park, I think complying with, and I know they don't like this, but the helmets, the pads, and so on that are required. Part of our requirements as far as being down there, it is a significant safety issue.

Mayor Tilton: Again, they haven't pressed that in the past, but if we continue the park we will press that in the future.

Mr. Vincent: We've got to compromise here and they need to do some things and hopefully then the City can also do some.

Mayor Tilton: It is all about safety of the people there.

Mr. Vincent: Thank you Mayor. We do appreciate your attention to that.

Mr. Baker: So has that been started to be filled in yet and then what is the plan?

Mayor Tilton: There were three pilings put into the bottom of the bowl. They will be removed tomorrow morning. So it will be wide open.

Mr. Baker: Okay. Thank you.

Mr. Vincent: Thank you. I appreciate you stepping up and speaking up for things they are concerned about. I know we had them here before and they were well represented and spoke very well and I was quite impressed.

Mayor Tilton: Again the only thing was safety. And this time of year I thought this would be the best time of year of anything to shut it down until next year, but the outcry and people telling me they still use it so we will keep it open.

Mr. Vincent: And the warm weather.

Mayor Tilton: Yes. So not sure what will happen after the snow, but right now it is open.

Mr. Vincent: I am getting my skis out and going in it. With that then is there anything else for miscellaneous and unfinished business? Is there anything else from the Administration? Council? If not we will move on to private petitions.

PRIVATE PETITIONS AND COMMUNICATIONS

Eric Jones, 221 Luck Avenue, Zanesville, Ohio to speak on Police Department diversity.

Mr. Eric Jones: Hello everybody again. I will start out with the numbers; let me start by saying I like Mr. Buck. Mr. Buck is a good guy. It is not personal what I am going to be saying. He is going to be a good guy before I start and he is going to be a good guy after I get done. It won't change by whatever I am going to say. I will start with the number of people of blacks on the police department being zero percent. The number of women is four percent. Two out of fifty is how I did it just because it is easier to do the math. Now technically they should be percentage elimination. It is something that took time. You don't wake up one day and not have any blacks on the police department. You don't wake up one day and have four percent women on the police department. It takes time. Somebody hasn't been doing their job. I don't want to point fingers. Now just because two black women passed their test because they all act that was a solution. Just because they pass the test doesn't mean they are going to be hired for Zanesville Police Department. There are different things that have to be done for them to get onto the police department. So we are still at zero percent or four percent; because again if the rules are correct from what I understand it is the top five. If the women are not in the top five, Mr. Buck is that correct?

Mr. Buck: Who we will interview.

Mr. Jones: Well that is what I am saying. Mr. Buck has been taking the time to explain the rules. I am just saying where we are right now. Now, this is kind of slick. Think of it as verbal judo. But the black community mistakenly thinks that they are responsible to find applicants for the police department. We are not. We are not responsible for racism; we are not responsible for slavery, our legacy that is not the deal folks. It is his job to find them. The Mayor and everybody can help and that ain't no problem. The person who has responsibility, the person who has the authority to hire people and things like

that falls to Mr. Buck. So and I have people look at me and they say we can't find no black people. It might be true because I was doing the Goldilocks' thing and Goldilocks thing comes up with ain't nobody got ain't nobody qualified. Now assuming you got racism on one hand, or you got inability on the other. I am shooting for racism. That is a simple statement. You don't get rid of fifty percent of your population, male population, and put them in jail and then start talking about, hey guess what, we got nobody there to play with. So if he has to increase his area to find who or whose is going to be what you call it he should do that. So just Zanesville, or the county, or seven counties around; he should go all the way state wide to be able to get these numbers back up. Thank you very much.

Mr. Vincent: Thank you Mr. Jones. Okay, are we all done?

Mr. Roberts: Mr. Jones I completely understand what you are saying, but in the same respect we have Civil Service in place. Civil Service tests these people, everybody. So whoever floats to the top whether it be black, white, Indian, anything. I think those top five people are given the opportunity through Civil Service, and that is part of the reason why we have Civil Service in the first place. I don't know about you, but I want whoever tested best to be out there protecting me on the streets everyday regardless of race, gender, or whatever else. So I guess that is my only response to that.

Mr. Vincent: Okay, thank you. Is there anything else from Council? Mr. Hutcheson?

Mr. Hutcheson moved to adjourn.

Mr. Vincent: Move to adjourn by Mr. Hutcheson. Oh, withdraw that, so Mr. Bennett can speak?

Mr. Hutcheson withdrew his motion.

Mr. Bennett: Mr. Vincent and Councilmembers, the administration requests a list. We don't advertise, we don't, and we request a list from Civil Service. Mr. Buck doesn't advertise he doesn't serve; it is Civil Service's process until they certify a list and then we get a list so Mr. Buck does not advertise,. He doesn't have anything to do with it. I don't. It is Civil Services.

Mr. Vincent: Thank you. With that how is it handled in other cities? I don't know if you might know the answer to this, but as far as recruiting. I think that some cites actually go out recruiting.

Mr. Bennett: Civil Service.

Mr. Vincent: Civil Service is the one that actually goes out and recruits.

Mr. Bennett: Civil Service, it is their process.

Mr. Buck: Mr. Vincent, we are looking, I am looking to set up a committee to explore ways to increase minority participation be it female or minority. I don't know the answer to this. Really I don't because he is right. It has gone on for a while. To fix this we really have to look at it hard. We have to take a hard look at what is going on and how do we fix it. I mean, obviously we have to fix it in the schools to let people know some of these police officers are real good guys and they could be one. It is a great paying job. It is a great career for a young man. Golly, you know, I hope or a young lady. Like he said we have, I encourage it, but I can't forcibly make anybody go to Civil Service and apply. You know and to take this test and to pass the test. Yes, there are probably things we can look at to maybe fix that. I don't know. We are definitely looking at it. I have already talked to several of our community leaders.

Mr. Vincent: With that it is a Civil Service issue as far as recruiting, but can we somehow engage officers to go out as far as to help recruit?

Mr. Buck: Well, actually I think really by being a good police officer they are going to show these kids that they are just like them. They are just like them out working looking to have a job. A lot of these kids have not seen this, so you know when I talk to people that is what I ask them. What do you think we can do? We are looking for ways to increase the participation. I don't know what the answers are but we will continue to look. And probably the next test will be soon, so if anybody is watching this on television please, you know we had thirty some people take the police department test and we are down to I think eleven now and we are still doing polygraphs. So we need six police officers, right now! So we might not have six that will pass this background and polygraphs. So we will be giving the test again real soon, maybe in February or maybe in March. I have already talked with our Civil Service staff about this. They are well aware and they are willing to do it.

Mr. Vincent: Alright, thank you Mr. Buck.

Mr. Foreman: I guess when you talk about recruiting you have to look at the pool of people that are available, but certainly our schools are a big piece of that and I think Mr. Jones, one of the biggest things I have ever seen happen in my time in education is having officers come in to our schools. Because it helps everybody to understand that that is an occupation first of all and second of all that it does a lot of good and that yes you too could be a police officer. We don't really, we have had at the elementary level, we have had for many years a female officer that would come in and I loved her coming in because it gave a lot of insight for young women who were interested somewhere down the line. I don't know if that ever panned out; I wouldn't know. But I will tell you that it impacted them and she interacted with them a lot. It was a great thing for our elementary kids and our middle school kids. Right now we are blessed enough to have a Resource Officer in our high school and I know that on my daily interactions that I see him interacting with the kids. It is one thing to drive down the street and to see a police officer in a police car or see a police officer somewhere. It is a whole other thing when they come on your turf and they walk next to you in the hallway and they strike up a conversation. That is what he does. He does a ridiculously wonderful job with the kids.

So I think that moving forward that maybe part of the answer would be to just encourage police officers who are certainly welcome in our schools. Obviously we love to have them and the kids love to see them. When they come by just striking up those conversations, not just being there, but talking with them is huge. It is a real big piece and then when you get to the point where you're testing and trying to get people on board to actually take the test you will have them because it is a real occupation for them.

Mr. Vincent: Okay, thank you Mr. Foreman. Is there anything else from Council? Administration? Mr. Hutcheson?

Mr. Hutcheson: I move to adjourn.

Mr. Roberts seconded.

Mr. Vincent: All in favor of adjournment signify by saying aye.

All were in favor. None were opposed.
Motion carries

Mr. Vincent: We stand adjourned. Thank you everyone and have a good night.

The meeting adjourned about 7:45 p.m.