

CITY COUNCIL MEETING – MONDAY, JUNE 13, 2016

The Council of the City of Zanesville met in regular session at 7:00 p.m. on Monday, June 13, 2016 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: Miss Bradshaw, Ms. Gildow, Mrs. Osborn, Mr. Wolfe, Mr. Foreman, Mr. Roberts, Mr. Baker, Mrs. Gentry, Mrs. Norman, and Mr. Vincent.

APPROVAL OF MINUTES

Mr. Roberts moved to approve the minutes as written, seconded by Mr. Foreman.

Mrs. Osborn had a couple of corrections to the minutes. On page three about the middle of the page where she was speaking her word was I am just "curious" what ordinance and at the very end also being I am just "curious" instead of "courteous". On page five toward the bottom under Ordinance 16-49 it says Mr. Roberts moved for third reading, seconded by Mr. Gentry and I think that should be Mrs. Gentry. Just a couple small things. The motion is to amend the May 23, 2016 meeting minutes as mentioned above. This motion was seconded by Mr. Roberts.

Mr. Vincent: Is there any further discussion or corrections? All in favor of the amendments signify by saying aye.

A voice vote was taken and all were in favor. None were opposed.
Motion carries.

Mr. Vincent: We are now at the May 23 meeting minutes as amended. Is there a motion to approve?

Mrs. Gildow then moved to approve the minutes as amended and Mrs. Osborn seconded.

Mr. Vincent: Is there any further discussion? Hearing none, all in favor of approving the amended minutes signify by saying aye.

A voice vote was taken and all were in favor. None were opposed.
Motion carries.

COMMUNICATIONS, REPORTS, AND RESOLUTIONS

Resolution No. 16-47 – Introduced by Council – A Resolution authorizing identified land within Riverside Park to be designated and used for the purpose of a Dog Park.

Mr. Vincent: We are at third reading.

Mr. Roberts moved for third reading, seconded by Mr. Wolfe.

Mr. Vincent: Is there any discussion?

Mr. Roberts: Earlier today at 5:00 o'clock we had a public hearing at Riverside Park to discuss the proposal for the dog park. It was determined that we have to stay 300 feet way from all water wells down there which basically pushes us back down to the original area that we were looking at, actually a little bit further south. I know the area that was designated in here was kind of vague when we first started working with it. They have to stay 300 feet away from the water wells so that is going to push that northern line down just a hair, but that seems to be the best possible place we can put it. There was a motion in committee to approve as it was presented.

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

Mr. Wolfe: I would just like to thank the committee that worked on it and presented the information. They researched virtually every City park and found this to be the best suitable location. We asked many questions and again as the chairman just indicated we proposed that this is the best option and recommended to proceed.

Mr. Vincent: Thank you, Mr. Wolfe. Is there anything else from Council? Mr. Tarbert, with what we have here as Exhibit A does that need modified to make this fly tonight or do we need to make some sort of amendment?

Mr. Tarbert: I don't think we need an amendment. How much is that being changed? I can't tell from this.

Mr. Bennett: We are going to slide south with it but nothing

Mr. Vincent: Basically sliding south to meet the 300 foot requirement for the well heads.

Mr. Bennett: We will make sure we meet Ohio EPA regulations.

Mr. Vincent: Okay, thank you. There is a petitioner to speak on this.

Mr. Eric Jones, 221 Luck Avenue, Zanesville, Ohio to speak against the dog park.

Mr. Jones: Hello everyone. The judge said that I am playing with five fouls so I have to be careful on what I am doing, what I am saying, and how I say it. I don't want anybody to be afraid of me. I recognize I am 6'6" and 350 pounds, but don't blame me for that; blame my father and mother. My mom is back there and you can say something to her, but at the end of the day I shouldn't be threatened to recognize or raise my voice and a few other things. Don't worry; I am not going to hurt you or anything. First off I wanted to

say there are a number of tyranny indicators. I can give you most of them, but I am not going to. I will defer

Mr. Vincent: Mr. Jones, sir, sir. If you would, you are here to speak on the dog park, sir. You are almost a minute into your speaking and you have not mentioned the Dog Park yet, sir. If you can just speak on the dog park then you can speak later on then.

Mr. Jones said symbolism matters. That is one of the things, again I am trying to bring this together, but at the end of the day the symbols that are being given here are that dogs are more important than the poor children of Zanesville. I recognize it is only \$20,000, but \$20,000 can go to a lot of things other than dogs. It can go to children's meals. It can go to meals for Christ's Table. That is 20,000 meals, folks. I say symbolism matters and one of the things about tyranny is that they always try to make their subjects less than human. That is one of the main indicators of tyranny. There are a number of us

Mr. Vincent: Sir, please once again, if you will tie it back into the dog park. Okay?

Mr. Jones: That is what I am saying, "Symbolism is that the children are less than dogs." Thank you very much.

Mr. Vincent: Thank you, sir. I also have a petition from Mr. Michael Alfman. Sir, you have three minutes.

Mr. Mike Alfman, 508 Coventry Circle, Zanesville, OH 43701 speaking in favor of the dog park ordinance 16-47.

Mr. Alfman said first of all I would like to thank, on behalf of many dog owners, the workers for the time and effort that has gone into this. I know there has been a lot of research done and checking this out. Mr. Alfman attended the 5 o'clock meeting and was very happy to see that so many people care about this project. Mr. Alfman explained some experiences at dog parks in other communities and said it is a healing thing; it is a bonding thing. He has snuck onto the baseball fields in Zanesville to let his dogs run and felt like he was trespassing. He knows there are people who leave Zanesville to go to other cities to their dog parks like Granville. Financially he thinks that the amount of money going into this dog park would come back to the city of Zanesville in the way of people eating here, picnicking, and doing things when they bring their dogs here instead of leaving town. He said people google pet friendly cities to decide where to stay at a hotel; they can take their dogs to the park and let them run while they are spending money in Zanesville. So once again it all comes back. He has noticed a trend of more young people living in Zanesville recently. I think the things the city has done for the people who live here; the walking trail, the bike path, the Rec. Center, and the improvements to schools. I think this is just another project to show people that we care about Zanesville and a plus for the community. Rules were researched and the pros and cons have been mentioned, but he feels the pros are greater. He hopes the Ordinance passes. Just last week a golf outing was held to support the Muskingum

County Dog Pound and teams were turned away. \$10,000 was raised at one golf outing. The community seems to love dogs.

Mr. Vincent: I am sorry, Mr. Alfman, your three minutes are up. I need to hold tight to three minutes.

Mr. Alfman: That is good enough. Thanks.

Mr. Vincent: Thank you. Is there anything else from Council? With that, we will have roll call vote for passage.

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

PROPOSED ORDINANCES

Ordinance No. 16-60 - Introduced by Council – An Ordinance ratifying the Community Reinvestment Area Agreement with the Muskingum Motel Corporation; authorizing the proper city official to execute the Community Reinvestment Area Agreement substantially in the form attached to this ordinance and declaring an emergency.

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

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

Mr. Vincent: Is there any discussion?

Ms. Gildow: I would like to make a motion to waive the rules of Council and allow Mr. Tim Longstreth to speak regarding Ordinance 16-60, please.

Mr. Wolfe seconded the motion.

Mr. Vincent: Is there any discussion? All in favor of allowing Mr. Longstreth to speak signify by saying aye.

A voice vote was taken and all were in favor. None were opposed.
Motion carries.

Mr. Vincent: Mr. Longstreth you have three minutes, sir. Can you tell us your address, please?

Mr. Tim Longstreth, 500 Monroe Street, Zanesville, OH 43701 in care of the Comfort Inn. He is speaking in favor of this Ordinance.

Mr. Longstreth stated he appreciates the opportunity to present the information to Council about what has been worked on over a year. The reason for requesting an emergency passage of this is due to the time table necessary to complete and observe all of the criteria of the different entities they are working with. A deadline of next spring has been given to have a hotel open. If you work from that date back everything we have tried to do over the last year, we have run into paperwork road blocks. What we thought would take two months has taken four months. The CRA (Community Reinvestment Area) paperwork has to go from the City to the state for approval and back. If there are any questions we have to work those out. Because CRA is an integral portion of the financing packages that paperwork has to be done before they proceed. Then the project requires architectural drawings, then building permits, then line up a contractor. They will be doing all of this in parallel timeframe. So with that in mind that is the reason we are asking for the emergency reading. You have the numbers on the application. We believe it will be a positive impact on the City because we anticipate between 25 and 35 employees once we open with more anticipated in the beginning. The hotel is going to be a first class modern four story choice hotel prototype for a Comfort Inn and Suites. We will have a combination of all types of rooms and we believe this type of product is needed in the marketplace. Are there any questions that I may be able to answer?

Mr. Vincent: Thank you, Mr. Longstreth. We appreciate your time.

Mrs. Osborn: I think this is a question for Jay (Mr. Bennett). On the very back page of the Ordinance there are just some blanks that I don't know if we need to fill in Ordinance Number 16-60, then it says and Muskingum Motel Corporation by its blank. What is that blank on the very back page where all of the signatures are?

Mr. Longstreth: President would be my title if that is what it is.

Mr. Bennett: That would be for his title.

Mrs. Osborn: Okay, alright.

Mr. Vincent: Is there anything else from Council?

Mr. Foreman: Mr. Bennett, in a CRA how will this affect the schools as far as the tax? Is it like the project on Maple where the schools are not affected and they still pay schools?

Mr. Bennett: No. There is an abatement of property taxes.

Mr. Foreman: Completely?

Mr. Bennett: 49% of the increased value over seven years which would roughly equate to about \$47,000 over that term, over those seven years. That would be abated as a result of the investment.

Mr. Foreman: So it would affect everyone as far as

Mr. Bennett: Correct.

Mr. Foreman: Okay. Help me what was the other thing where you do one and it doesn't.

Mr. Bennett: That would be the TIF.

Mr. Foreman: TIF. Thank you. That is what I was trying to think of under the CRA.

Mr. Bennett: As a non-school TIF.

Mr. Foreman: Now, in CRA's is it typical that this is how it is run? This is how it is run and you have done this before as far as part of the Community Revitalization?

Mr. Bennett: Yes. Council adopted the downtown CRA in 2006 established the perimeters as a post 1994 CRA therefore subject to the conditions laid out with the Ohio Development Services Administration. For any residential up to two units created Council has adopted an Ordinance that said five years at 100%. The unit that Cricket Co., also known as the Four Turns Bakery, created earlier this year Council granted five-year 100% abatement for it. The commercial terms are up to fifteen years at 100% for those fifteen years. The negotiation between the City and Mr. Longstreth as the owner/occupant of the project resulted that anything over 50% or greater requires the school's approval. This is a 49% for seven years and not fifteen years.

Mr. Foreman: Okay. Thank you.

Mr. Vincent: Thank you, Mr. Bennett. That is valuable information. Is there anything 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.

Ordinance No. 16-62 - Introduced by Council – An Ordinance authorizing the proper city official to advertise for bids and enter into a contract for the 2016 citywide overlays, with the lowest and best bidder.

Mr. Vincent: We are at first reading.

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

Mr. Vincent: Is there any discussion? With that Mr. Bennett there is no need to move this along?

Mr. Bennett: I think at the Public Service Committee meeting in May, Mr. Saunders had requested if we could expedite this then we could align the other bidding package that we are going out on the street in July.

Mr. Vincent: So Mr. Saunders, the City Engineer, asked to waive the readings and pass as normal legislation.

Ms. Gildow 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: Now I need a motion for passage.

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

Mr. Vincent: Is there any further 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. 16-63 - Introduced by Council – An Ordinance authorizing the proper city official to establish a Municipal Facilities Capital Project Fund.

Mr. Vincent: We are at first reading.

Mr. Wolfe 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 were in favor. None were opposed.

Motion carries.

Ordinance No. 16-64 - Introduced by Council – An Ordinance authorizing the purchase of one air cooled scroll chiller and two air handling units through the State of Ohio Purchase Program, and declaring an emergency.

Mr. Vincent: I need a motion to waive or for first reading.

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

Mr. Vincent: Is there any discussion on waiving? With no discussion 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: Motion carries, now I need a motion for passage.

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

Mr. Vincent: Is there any further discussion?

Mr. Wolfe: If I understand, since this is from the State it is not a bid process and is through the state purchasing agreement.

Mr. Vincent: Right. Yes.

Mr. Wolfe: Thank you!

Mr. Vincent: The best prices then, by whatever the state negotiates then it is available to us. Mr. Buck, what is the total cost on this project to replace these? I assume twice the number here.

Mr. Buck said the costs may be around \$550,000. One of our units has stopped working. The units have been in really bad condition for the last four years and we have kept them going, but it is impossible now. A temporary air conditioning unit is being used now to help cool the jail. It was a fifty ton unit on the roof and we are doing it with a twelve and a half ton unit now. Mr. Buck thought they were going to have to close the

second floor of the jail. Thank God they didn't have to. It puts a burden on the courts. We are moving along now.

Mr. Vincent: If I remember right we were looking at this years ago needing to replace it.

Mr. Buck: I think 2009 if I remember right was the first year we looked at replacing it. Now it has been way past its life. Its life expectancy was seventeen or eighteen years. I think we are at twenty-two now.

Mr. Vincent: Money was tighter then so we got some more years out of it so that is fortunate. Thank you. Is there anything 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.

ORDINANCES FOR ACTION

Ordinance No. 16-54 - Introduced by Council – An Ordinance to amend and revise the zoning map and make permanent zoning in the City of Zanesville, Ohio as herein provided.

Mr. Vincent: We are at second reading.

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

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.

TRAFFIC ORDERS

None

MISCELLANEOUS AND UNFINISHED BUSINESS

Mayor Tilton: As you know as of June 9th our City Treasurer resigned and I found out then that I had to put somebody in place until such time as the Central Committee votes on a replacement. As of this morning, I appointed and Mr. Tarbert swore in Mr. Dale Raines, as Acting Treasurer, for the interim. The Central Committee, from what I understand, will vote this Thursday on a replacement to fill out the 18 months until the next general election.

Mr. Vincent: Thank you, Mayor Tilton. Is there anything else from the Administration?

PRIVATE PETITIONS AND COMMUNICATIONS

Mr. Eric Jones, 221 Luck Avenue, Zanesville, OH 43701 speaking on culture, climate, and environment of fear v. outcome of trial.

Mr. Jones: Hello again everyone. I thought I would take a moment to mention the culture, climate, and environment of fear that would have to include tyranny and I don't think Mr. Vincent wants me to speak on tyranny. So, I am going to go to the outcome of my trial. Mr. Jones said what I got was a \$100 fine, 30 days suspended, of course I was guilty and all of that, court cost, jury costs, and two years unsupervised probation. Mr. Jones expressed some of his feelings about the trial. He feels you lose your rights if you don't use them. Mr. Jones said he plans to appeal. Mr. Jones spoke of citizenship and encouraged Council to read Roberts Rules of Order.

Mr. Vincent: Thank you, Mr. Jones.

Mr. Gildow: I would like to make a motion to waive the rules of Council to allow Robert Swanson and Joseph Olah to speak before Council for three minutes on Parkinson's disease.

Mr. Vincent: A motion by Ms. Gildow to allow Robert Swanson and Joseph Olah to speak for three minutes. Is there a second?

Miss Bradshaw seconded the motion.

Mr. Vincent: Is there any discussion? All in favor of allowing these two gentlemen to speak for three minutes signify by saying aye.

A voice vote was taken and all were in favor. None were opposed. Motion carried.

Mr. Vincent: Sir, if you will give us your name again and your address you have three minutes.

Robert Swanson lives out off of Winding Way in Zanesville and is the secretary of a Parkinson's Group called the Zanesville All Shook Up Parkinson's Group. The group was started about five years ago. The community thought it would be a successful improvement for quality of life for the people with Parkinson's disease. They have an exercise meet every Tuesday out at the IBEW Hall from 10:00 a.m. until 11:30 a.m. to do all kinds of exercises. They have a certified physical therapist from Genesis Hospital that comes down and they also have students from Zane State College and Ohio University that are taking physical therapy that come to help. Mr. Swanson invited Councilmembers to come out one day and visit them during their exercise session and to check out their Facebook page. Mr. Swanson thanked Council for their time.

Mr. Vincent: Thank you, sir. With that, I will entertain a motion to adjourn.

Mr. Roberts moved to adjourn and it was seconded by Mrs. Osborn.

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

A voice vote was taken and all were in favor. None were opposed.

Mr. Vincent: The motion carries. Thank you everyone and have a good night.

The meeting adjourned about 7:30 p.m.