

**City Council meeting
Agenda of business
June 13, 2016**

The Lord's Prayer

Pledge of Allegiance to the flag

Item
no.

A. Roll call

B. Approval of minutes

C. Communications, reports, and resolutions

1. 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. (Third Reading)

D. Proposed ordinances

2. 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. (Emergency or First Reading)
3. 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. (First Reading)
4. Ordinance No. 16-63 – Introduced by Council – An Ordinance authorizing the proper city official to establish a Municipal Facilities Capital Project Fund. (First Reading)
5. 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. (Emergency or First Reading)

E. Ordinances for action

6. 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. (Second Reading)

F. Traffic orders

None

G. Miscellaneous and unfinished business

H. Private petitions and communications

Non-agenda item petitions filed

Mr. Eric Jones, 221 Luck Avenue, Zanesville, OH 47301 speaking on Culture, climate & environment of fear v. Outcome of trial.

CITY COUNCIL MEETING – MONDAY, MAY 23, 2016

The Council of the City of Zanesville met in regular session at 7:00 p.m. on Monday, May 23, 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: Mrs. Norman, Miss Bradshaw, Ms. Gildow, Mrs. Osborn, Mr. Wolfe, Mr. Foreman, Mr. Roberts, Mr. Baker, Mrs. Gentry, and Mr. Vincent.

APPROVAL OF MINUTES

Mr. Roberts moved to approve the minutes of Monday, May 09, 2016 as printed, seconded by Mrs. Osborn.

All were in favor. None opposed.

Motion carries.

COMMUNICATIONS, REPORTS, AND RESOLUTIONS

Communication from Mayor Jeff Tilton – Board Appointment to Southeastern Area Transit Board - The Mayor is hereby recommending the appointment of John Largent to the Southeastern Area Transit (SEAT) Board. He will be filling Howard Bailey's unexpired term until December 31, 2017. The Mayor wishes to extend a sincere thank you to Mr. Bailey for his years of service on this Board.

Ms. Gildow moved to receive and concur, seconded by Miss Bradshaw.

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

All were in favor. None were opposed.

Motion carries.

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 we have a motion coming out of Public Service Committee to postpone this resolution until June 13, 2016 until such time we can do a little bit more digging.

Mr. Vincent: A motion to postpone from Mr. Roberts. Is there a second?

It was seconded by Mr. Baker.

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

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

Mr. Vincent: The Resolution stands postponed until the June 13, 2016 Council meeting. With that when we do that there is no discussion. I had someone to speak on this tonight. We will hopefully have that back to Council and you can speak on it at that time.

PROPOSED ORDINANCES

Ordinance No. 16-56 - Introduced by Council – An Ordinance authorizing the proper city official to submit an application to the Ohio Development Services Agency for an award of Community Development Allocation Program Funds and declaring an emergency.

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

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

Mr. Vincent: Is there any discussion on waiving? 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: Now I need a motion for passage.

Mr. Roberts moved for 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.
9 Ayes
0 Nays
Motion carries. Ordinance is passed.

Ordinance No. 16-57 - Introduced by Council – An Ordinance authorizing the proper city official to submit an application to the Ohio Development Services Agency for an award of Community Development Neighborhood Revitalization Program Funds and declaring an emergency.

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

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.

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

Mr. Vincent: Is there any discussion?

Mrs. Osborn: I am just courteous why Ordinance 16-56 has under Section Three it has the Mayor is authorized to do the work and then in 57 and 58 and I think 59 the Community Development Director is in charge of the grant. I am just courteous as to why the different entities.

Mr. Bennett: I think that is just an oversight. Any of the above is authorized if you tell us it is okay.

Mrs. Osborn: Okay. Thanks!

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

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

Ordinance No. 16-58 - Introduced by Council – An Ordinance authorizing the proper city official to submit an application to the Ohio Development Services Agency for an award of Community Development Critical Infrastructure Program Funds and declaring an emergency.

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 for 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 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. 16-59 - Introduced by Council – An Ordinance authorizing the proper city official to submit the Analysis of Impediments to Fair Housing Plan to the Ohio Development Services Agency and declaring an emergency.

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

Mr. Vincent: Is there any discussion on waiving? 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: Now I need a motion for passage.

Mr. Foreman 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.

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. Baker.

Mr. Vincent: Is there any discussion? Hearing no discussion, all in favor of second reading signify by saying aye.

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

Ordinance No. 16-48– Introduced by Council – An Ordinance authorizing the proper city official to advertise for bids and enter into a contract for the 2016 Citywide OPWC Overlays with the lowest and best bidder.

Mr. Vincent: We are at third reading.

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

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. 16-49 - Introduced by Council – An Ordinance authorizing the City Auditor's Office to enter into a credit card agreement with the depository for the City of Zanesville.

Mr. Vincent: We are at third reading.

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

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.

TRAFFIC ORDERS

None

MISCELLANEOUS AND UNFINISHED BUSINESS

Mayor Tilton: I am glad to tell you tonight that we were informed on Friday that we have a \$550,000 Brownfield Assessment Grant that we were awarded. So that is good news and I would like to thank the Community Development Department for all of their hard work.

Mr. Vincent: Thank you Mayor Tilton. That is very good news.

Mr. Vincent: Is there anything else from Administration?

Jay Bennett: I would just like to thank Councilpersons Wolfe, Gentry, and Norman and all of the community members who came out a couple of Saturdays ago for the T.A.B. visioning at the Fairgrounds concerning the Mosaic properties and Munson. I thought it was outstanding with great information and great perspective by the community.

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

Mr. Wolfe: The grant that you just mentioned, are those two related to the Brownfield so essentially that is the funding for the topic for the Mosaic and Munson? There could be others?

Mr. Bennett: For assessment. This is to find what is present.

Mr. Wolfe: Okay, thank you.

Mr. Bennett: That as well as properties in the township because it was submitted as a consortium between the City, County, and the Port Authority. Each one of these entities will have a representative on board and then as properties are identified that we would like to have our property assessed as to what may be present on these. That group will meet and make a decision on whether to invest that money into that property for that assessment. It will provide the owners and the community a lot of information about future investments.

Mr. Vincent: Okay, thank you.

Mr. Baker: Mr. Bennett, this is city-wide then?

Mr. Bennett: It is city-wide as well as outside of the city because of the partnership between the county, port authority and the city.

Mr. Baker: How many brownfields do we have throughout the city?

Mr. Bennett: Well, it depends on your classification of brownfields. When you talk a broader classification you talk about under-utilized properties. I think you could start bringing an abacas and really counting a lot. If you are thinking about laying farrow where they are suspected contaminates or known contaminates that is a much shorter list, but when you start thinking about under-utilized, as a result of, then it is much broader.

Mr. Baker: Thank you.

Mr. Vincent: Is there anything else from Council or Administration?

PRIVATE PETITIONS AND COMMUNICATIONS

Mr. Eric Jones, 221 Luck Avenue, Zanesville, OH 47301 regarding cultures, climate, environment of fear vs. the upcoming trial.

Mr. Eric Jones: Hello everyone. I have always loved the day before a game. I don't care what anybody says, the day before a basketball game everything is possible. I mean you just no matter how big your opponent, no matter how fast, no matter how strong, you still got to show up and play the game. I am looking forward to it. It is okay. I think I got the odds up to one out of five; a possibility. It is better than zero out of ten. So I got hope. I am inviting the City of Zanesville, the residents of Zanesville, to the Thriller in Zanesvilla! The jury trial will start 9:00 a.m. We will have jury selection and jury selection is very important in a trial. You should come and watch it, because we have very few jury trials in Zanesville. That will last until approximately lunch and then we are going to go to the prosecution and they are going to put on their case and they are going to paint me as black as they can. That is okay. I really enjoy it; the idea of a jury trial. Now some of you are going to wonder about the purpose of a jury trial, because some of you are looking at me saying it is about me. They want to see if Eric Jones is guilty or innocent. That is part of it, but it is not the main part. It is also an assessment by the community of the fairness and justice of their judicial system. You can watch this court in action. You can see the judge. You can see the prosecution and all of that good stuff. It is good for the community to know what that is all about. The other thing is to educate the community about the different issues that are going to be presented at the trial. Last but not least, the citizens and the residents to fulfill their duty to serve on the jury. Most people don't want to do that. That is why they wanted to get rid of juries, folks. That is why we had it in the Declaration of Independence and why jury trials are so important. I will get more into this tomorrow because rather than talk about three minutes I get to talk there folks, for half an hour or an hour. I am looking forward to it. I can't tell you how much I am. Now, the community should be concerned about this right because you can lose it through disuse. Right now we are at maybe 1% of less than the trials or whatever happen in Zanesville are jury trials. You lose rights by disuse. I see I am not going to have time to do what I wanted, but I was going to ask how does tyranny use spirit in this community as I said please read the Declaration of Independence, the Federalist and

the Anti-Federalist and or ask Mr. Baker, because Mr. Baker knows a lot about history. Therefore he knows a lot about tyranny. Thank you very much.

Mr. Vincent: Thank you, Mr. Jones. With that, we don't have any other petitioners so 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.

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 7:20 p.m.

Department of Public Service
Jay D. Bennett, Director



**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.

WHEREAS, community members have expressed an interest to the staff of the City of Zanesville to select an area where dogs can be taken to be unleashed in a fenced in, safe, and designated area, otherwise known as a dog park; and

WHEREAS, through discussion, a location was chosen and requested, but was later rejected by the owners of the property; and

WHEREAS, a second location was chosen in Riverside Park, which is owned and maintained by the City of Zanesville and is suitable for a dog park.

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

SECTION ONE: The City Council hereby recognizes the intent of the identified section in Riverside Park, delineated in Exhibit A, to be used as a City Dog Park.

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

PASSED: _____, 2016

ATTEST: _____
Susan Culbertson
Clerk of Council

Daniel M. Vincent
President of Council

APPROVED: _____, 2016

Jeff Tilton
Mayor

THIS LEGISLATION APPROVED AS TO FORM



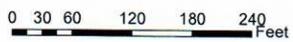
Law Director's Office



PROPOSED DOG PARK LOCATION

CITY OF ZANESVILLE

RIVERSIDE PARK



No repetition of remarks shall be permitted nor speaking on the same subject matter will be allowed at more than three meetings, unless there has been a substantive change to the legislation or situation as determined by the President.

To accommodate special needs or circumstances that are in the best interest of the City, Council may temporarily suspend any of these rules, by motion, second and 2/3 majority vote (6 votes), which includes the opportunity to address Council without written notice.

If a speaker does not speak on a matter concerning the legislative or administrative responsibilities of city government, the President may terminate the right to speak and refer the speaker to more appropriate public forum.

Signs and banners are not permitted in Council Chambers. This prohibition does not apply to charts, diagrams, enlarged photographs, or other demonstrative exhibits or visual media utilized by a speaker in presenting testimony to Council.

Any variance or waiver of these rules shall be by a 2/3 majority vote (6 votes) of Council.

PETITION TO ADDRESS COUNCIL

IT IS ADVISED THAT YOU READ AND FAMILIARIZE YOURSELF WITH THE ABOVE-LISTED RULES AS WELL AS ALL RULES SET FORTH IN CHAPTER 111 OF THE CODIFIED ORDINANCES OF THE CITY OF ZANESVILLE PRIOR TO SPEAKING BEFORE COUNCIL.

Those desiring to address Council must complete a "Petition to Address Council." These Petitions are available in the Clerk's office, online, by email request, and in Council Chambers. To speak on a non-agenda item, the completed Petition must be provided to the Clerk of Council by noon on Wednesday the week prior to the Council meeting to be eligible to speak at the meeting. To address Council on an item that is on the agenda, the Petition must be provided to the Clerk of Council fifteen minutes prior to beginning of the meeting. Council will not consider an incomplete Petition to Address Council, which requires the following: Name, Organization Representing (if any), Address, Telephone Number, Email Address (optional), Ordinance/Resolution Number and if For or Against the legislation, and if not speaking on an agenda item list the Subject. Also required is a Signature and Date to indicate "I Have read the restrictions and guidelines regarding speaking before Council, including those set forth in Chapter 111 of Zanesville's Codified Ordinances. I understand and agree to abide by these rules and acknowledge that my failure to abide by these rules may result in my request to speak being denied or terminated". It is recommended that any available supporting documentation be submitted with the Petition to ensure that Council and City Administration have the information necessary to effectively respond to the concern. All documents submitted to Council become public documents, so please ensure that all personal and private information is redacted (deleted or removed).

NAME: Eric Jones

REPRESENTING AN ORGANIZATION (IF YES, PLEASE LIST): MYSELF

ADDRESS: 221 Luck Ave

TELEPHONE: (740) 588-1837

EMAIL (OPTIONAL): _____

COMMUNICATION/RESOLUTION/ORDINANCE #: 16-47(Dog Park) FOR OR AGAINST

IF YOU ARE NOT SPEAKING ON AN AGENDA ITEM, YOU MUST INDICATE YOUR SUBJECT BELOW:

RECEIVED
4:02 pm
MAY 27 2016
CLERK OF COUNCIL

I HAVE READ THE RESTRICTIONS AND GUIDELINES REGARDING SPEAKING BEFORE COUNCIL, INCLUDING THOSE SET FORTH IN CHAPTER 111 OF ZANESVILLE'S CODIFIED ORDINANCES. I UNDERSTAND AND AGREE TO ABIDE BY THESE RULES AND ACKNOWLEDGE THAT MY FAILURE TO ABIDE BY THESE RULES MAY RESULT IN MY REQUEST TO SPEAK BEING DENIED OR TERMINATED.

Eric Jones
SIGNATURE

5/27/16
DATE