

Rhonda Heskett, Budget & Finance
Ann Gildow, Ways and Means Chair

RESOLUTION NO. 16-89
INTRODUCED BY COUNCIL

A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION, AUTHORIZING THE NECESSARY TAX LEVIES, CERTIFYING THEM TO THE COUNTY AUDITOR, AND DECLARING AN EMERGENCY

WHEREAS, the City of Zanesville in accordance with the provisions of law has filed with the Budget Commission of Muskingum County, Ohio, a Tax Budget for the fiscal year commencing January 1, 2017; and

WHEREAS, the Budget Commission has certified this action to this Council, together with an estimate by the County Auditor of the rate of each tax to be levied by this Council, and what part is without, and what part within the ten mill tax limitation; and

WHEREAS, a copy of this resolution must be certified to the County Auditor before the first day of October, 2016 thereby causing the need for this resolution to be an emergency measure.

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

SECTION ONE: The amounts and rates, as determined by the Budget Commission and its certification, are hereby accepted.

SECTION TWO: There is hereby levied on the tax duplicate of the City the rate of each tax necessary to be levied within the ten mill limitation as follows:

<u>Fund</u>	<u>Amount Approved By Budget Commission Inside 10 Mill Limit</u>	<u>Estimate of Tax Rate to be Levied Inside 10 Mill Limit</u>
General	\$661,198.70	2.00 (80&92) [1.45 (91)] [1.42 (15)] [.40 (19)] [1.70 (45)]
General Sinking	275,743.30	.80 (80&91&92)
Fire Pension	103,403.74	.30 (80&91&92)
Police Pension	<u>103,403.74</u>	.30 (80&91&92)
Total	\$1,143,749.48	3.40 (80&92) [2.85 (91)] [1.42 (15)] [.40 (19)] [1.70 (45)]

SECTION THREE: The Clerk of this Council is hereby requested to certify a copy of this Resolution to the County Auditor of said County.

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

PASSED: _____, 2016

Susan Culbertson
Clerk of Council

APPROVED: _____, 2016

Jeff Tilton, Mayor

Daniel M. Vincent
President of Council

This legislation approved as to form:



Law Director's Office

**RESOLUTION ACCEPTING THE AMOUNTS AND RATES
AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE
NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR**

(CITY COUNCIL)
Revised Code, Secs. 5705.34-.35

The Council of the City of Zanesville, Muskingum County, Ohio, met in _____ session on the _____ day of _____, _____, at the office of City Council Chambers with the following members present:

Mr. _____ moved the adoption of the following Resolution:

WHEREAS, This Council in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1st, 2017; and

WHEREAS, The Budget Commission of Muskingum County, Ohio, has certified its action thereon to this Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within the ten mill tax limitation; therefore, be it

RESOLVED, By the Council of the City of Zanesville, Muskingum County, Ohio, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said City the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

SCHEDULE A

SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION, AND COUNTY AUDITOR'S ESTIMATED TAX RATES

FUND		Amount Approved by Budget Commission Inside 10 Mill Limitation Column I	Amount to be Derived from Levies Outside 10 Mill Limitation Column II	Estimate of Tax Rate to be Levied	
				Inside 10 Mill III	Outside 10 Mill IV
General Fund:	15	\$3,343.93		1.42	
	19	\$3,377.91		0.40	
	45	\$3,609.76		1.70	
	80	\$548,889.25		2.00	
	91	\$101,476.69		1.45	
	92	\$501.16		2.00	
General Fund Estimated Total:		\$661,198.70		8.97	
Sinking & Bond Retirement:	80	\$219,555.70		0.80	
	91	\$55,987.14		0.80	
	92	\$200.46		0.80	
Sinking Fund Estimated Total:		\$275,743.30		2.40	
Firemans Fund:	80	\$82,333.39		0.30	
	91	\$20,995.18		0.30	
	92	\$75.17		0.30	
Police Fund Estimated Total:		\$103,403.74		0.90	
Police Fund:	80	\$82,333.39		0.30	
	91	\$20,995.18		0.30	
	92	\$75.17		0.30	
Fire Fund Estimated Total:		\$103,403.74		0.90	
RECAP:	District#			Inside 10 Mill.	
	15	\$3,343.93		1.42	
	19	\$3,377.91		0.40	
	45	\$3,609.76		1.70	
	80	\$933,111.73		3.40	
	91	\$199,454.19		2.85	
	92	\$851.96		3.40	
TOTAL		\$1,143,749.48	\$0.00	13.17	0.

SCHEDULE B

LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES

FUND	Maximum Rate Authorized to Be levied	County Auditor's Estimate of Tax Rate Yield of Levy
GENERAL FUND:		
Levy authorized by voters on		
not to exceed years / Expires: Last Collection Yr:	None	None
SPECIAL FUNDS:		
Levy authorized by voters on	None	None
not to exceed years / Expires: Last Collection Yr:		
Levy authorized by voters on		
not to exceed years / Expires: Last Collection Yr:	None	None
Levy authorized by voters on		
not to exceed years / Expires: Last Collection Yr:	None	None
Levy authorized by voters on		
not to exceed years / Expires: Last Collection Yr:	None	None
TOTAL	0.00	\$0.00

and be it further

RESOLVED, That the Clerk of this Council be and he is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

Mr./Mrs. _____ seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

- Mr./Mrs. Andrew Roberts _____
- Mr./Mrs. Mark Baker _____
- Mr./Mrs. Sandy Gentry _____
- Mr./Mrs. Connie Norman _____
- Mr./Mrs. Jan Bradshaw _____
- Mr./Mrs. Ann Gildow _____
- Mr./Mrs. Joey Osborn _____
- Mr./Mrs. David Wolfe _____
- Mr./Mrs. Steven Foreman _____

adopted the _____ day of _____

President of Council

Clerk of Council
City of Zanesville, Muskingum County, Ohio

CERTIFICATE OF COPY
ORIGINAL ON FILE

The State of Ohio, Muskingum County, ss.

I, _____, Clerk of the Council of the City of Zanesville, in said County, and in whose custody the Files and Records of said Board are required by the laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the original Resolution Accepting The Amounts And Rates As Determined By The Budget Commission And Authorizing The Necessary Tax Levies And Certifying Them To The County Auditor, now on file with said Council, that the foregoing has been compared by me with said original Document, and that the same is a true and correct copy thereof.

WITNESS my signature, this _____ day of _____, _____

Clerk of Council of City of Zanesville, Muskingum County, Ohio

A copy of this Resolution must be certified to the County Auditor before the first day of **October** in each year, or at such later date as may be approved by the Board of Tax Appeals.

No. 16-89

COUNCIL OF THE

City of Zanesville,

Muskingum County, Ohio

RESOLUTION ACCEPTING THE AMOUNTS AND RATES
AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE
NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR

(City Council)

Adopted _____

Clerk of Council

Filed _____, _____

County Auditor

By _____
Deputy

Andy Roberts,
Public Safety Committee Chairperson



**RESOLUTION NO. 16-83
INTRODUCED BY COUNCIL**

**A RESOLUTION DECLARING
"BEGGAR'S NIGHT"/"TRICK OR TREAT"
FOR THE CITY OF ZANESVILLE**

WHEREAS, there is a tradition called "Beggar's Night" or "Trick or Treat" whereby children go to neighbors' residences for the Halloween celebration and are given various items, particularly candy; and

WHEREAS, the City is concerned with the safety and welfare of the children as they will likely be in the streets, and it is necessary to restrict the time the children are exposed to such dangers; and

WHEREAS, if neighborhoods within the City celebrate the tradition at the same time on the same day the public will be more aware to watch for children in the streets and hopefully decrease their exposure to a hazardous situation; and

WHEREAS, this Council wishes to designate Monday, October 31, 2016, between the hours of 5:30 p.m. and 7:00 p.m. as the City's "Trick or Treat" night.

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

SECTION ONE: Monday, October 31, 2016, from 5:30 p.m. to 7:00 p.m. is officially designated as Beggar's Night/Trick or Treat for the City of Zanesville.

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

PASSED: _____, 2016

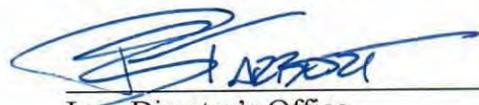
Susan Culbertson
Clerk of Council

Daniel M. Vincent
President of Council

APPROVED: _____, 2016

This legislation approved as to form:

Jeff Tilton, Mayor



Law Director's Office

ORDINANCE NO. 16- 90
INTRODUCED BY COUNCIL

**AN ORDINANCE BY THE CITY OF ZANESVILLE CITY COUNCIL IMPOSING A
MORATORIUM OF ONE YEAR ON THE ISSUANCE AND PROCESSING OF ANY PERMITS
ALLOWING RETAIL DISPENSARIES, CULTIVATORS, OR PROCESSORS OF MEDICAL
MARIJUANA WITHIN THE CITY OF ZANESVILLE.**

WHEREAS, Substitute House Bill 523, which is the Bill legalizing the cultivating, processing, and dispensing of medical marijuana in the State of Ohio, becomes effective September 8, 2016; and

WHEREAS, for the purposes of this ordinance, the definitions of “cultivators”, “processors”, and “retail dispensaries” are given the same definitions as those found in Substitute House Bill 523 and Chapter 3796 of the Ohio Revised Code, which Chapter is effective September 8, 2016; and

WHEREAS, Ohio Revised Code Section 3796.29 authorizes a municipality to limit the number of, or entirely prohibit, cultivators, processors, or retail dispensaries licensed under Ohio Revised Code Section 3796.29 in the City of Zanesville; and

WHEREAS, City Council seeks time to study whether to limit or entirely prohibit the cultivation, processing and/or retail dispensing of medical marijuana; or, alternatively, to develop and implement regulations regarding the possible location and operation of medical marijuana-related businesses within the City of Zanesville, including medical marijuana-related businesses for retail dispensaries, cultivators, and processors; and

WHEREAS, City staff will require additional time to review and make recommendations on zoning, prohibition and/or limitations of medical marijuana so that any necessary regulations conform to goals of the City of Zanesville and help ensure the public peace, health, safety and welfare of its citizens; and

WHEREAS, a moratorium of one year on the granting of permits for medical marijuana-related businesses in the City of Zanesville will allow City Council time to accomplish the City’s goals and help ensure the public peace, health, safety, and welfare of its citizens.

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

SECTION ONE: City Council hereby imposes a moratorium of one year on the issuance and processing of permits for cultivators, processors, and retail dispensaries of medical marijuana. The purpose of this moratorium is so that City staff may study the new law and the related issues and then determine whether to limit or entirely prohibit cultivators, processors, and retail dispensaries in the City of Zanesville and to prepare any necessary, related regulations.

SECTION TWO: City Council seeks to limit the duration of the moratorium to instruct the Mayor and City staff to immediately undertake a review of the new law and related issues; City staff will then

recommend new regulations regarding the cultivation, processing, and retail dispensing of medical marijuana.

SECTION THREE: City Council hereby directs and orders that no permits for cultivators, processors, or retail dispensaries of medical marijuana shall be issued or processed by the City of Zanesville during the one-year moratorium.

SECTION FOUR: This Ordinance shall take effect immediately upon passage.

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

Joey Osborn, City Councilperson
Steven Foreman, City Councilperson

ORDINANCE NO. 16- 91

AN ORDINANCE AUTHORIZING THE USE OF OHIOCHECKBOOK.COM IN PARTNERSHIP WITH THE OHIO TREASURER TO ADVANCE OPEN AND TRANSPARENT GOVERNMENT

WHEREAS, the City and its elected officers serve as stewards of the City's citizens' tax dollars; and

WHEREAS, an open and transparent government benefits local taxpayers, elected officials, and the public at-large; and

WHEREAS, the Ohio Treasurer's office has created OhioCheckbook.com for the purpose of displaying government finances in a searchable format available at the fingertips of taxpayers across Ohio; and

WHEREAS, the City and its elected officers value a transparent and open government and therefore commit to partnering with the Ohio Treasurer's office to place the City's checkbook expenditures on OhioCheckbook.com and will strive to maintain this data online in the future for all constituents to see;

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

SECTION ONE: The Council authorizes the City to provide checkbook level expenditure information, in an electronic format prescribed by and in partnership with the Ohio Treasurer's office, for posting on the transparency website OhioCheckbook.com to ensure citizens may readily access how their tax dollars are spent.

SECTION TWO: That the Treasurer is hereby directed to work purposefully, efficiently and resolutely with the Ohio Treasurer's office to provide said financial data in order to advance open and transparent government.

SECTION THREE: This Ordinance shall take effect and be in force, upon approval of the Mayor and at the earliest time allowed by law.

PASSED: _____, 2016

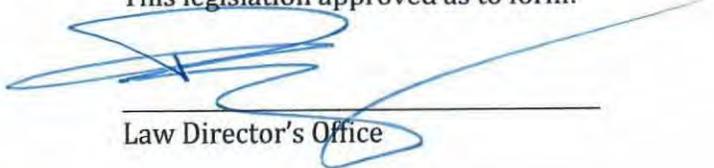
ATTEST: _____
SUSAN CULBERTSON
CLERK OF COUNCIL

DANIEL M. VINCENT
PRESIDENT OF COUNCIL

APPROVED: _____, 2016

JEFF TILTON
MAYOR

This legislation approved as to form:



Law Director's Office

Public Service Committee
Andy Roberts, Chair



ORDINANCE NO. 16 - 74
INTRODUCED BY COUNCIL

AN ORDINANCE AUTHORIZING THE PROPER CITY OFFICIAL TO ADVERTISE FOR BIDS FOR MANAGEMENT SERVICES FOR THE RIVERSIDE PARK SOFTBALL AND SOCCER COMPLEXES.

WHEREAS, the City Administration has determined that there is a need to supplement resources in order to maintain the full array of sports offerings at the Riverside Park Softball and Soccer Fields and staff time for promoting, scheduling, and tracking the various events; and

WHEREAS, the City previously contracted management and maintenance services at the facility, which provided sufficient evidence to seek similar arrangements; and

WHEREAS, Ohio Revised Code Section 721.03 provides that *"No contract, except as provided in section 721.28 of the Revised Code, for the sale or lease of real estate belonging to a municipal corporation shall be made unless authorized by an ordinance, approved by a two-thirds vote of the members of the legislative authority of such municipal corporation, and by the board or officer having supervision or management of such real estate. When the contract is so authorized, it shall be made in writing by such board or officer, and, except as provided in section 721.27 or 721.29 of the Revised Code, only with the highest bidder, after advertisement once a week for five consecutive weeks in a newspaper of general circulation within the municipal corporation or as provided in section 7.16 of the Revised Code. Such board or officer may reject any bids and readvertise until all such real estate is sold or leased,"* and therefore must be formally bid; and

WHEREAS, additional maintenance and management through a Management Service Agreement offers the best potential for sufficient future operation of the Riverside Softball and Soccer Complexes.

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

SECTION ONE: The proper city official is hereby authorized to advertise for bids for the Management Services of the Riverside Park Softball and Soccer Complexes, which includes certain upkeep and improvement activities.

SECTION TWO: This Ordinance 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

Public Service Committee
Andy Roberts, Chair



ORDINANCE NO. 16 - 75
INTRODUCED BY COUNCIL

**AN ORDINANCE AUTHORIZING THE PROPER CITY OFFICIAL TO ADVERTISE FOR BIDS
FOR MANAGEMENT SERVICES FOR GANT PARK MUNICIPAL STADIUM COMPLEX.**

WHEREAS, the City Administration has determined that there is not sufficient resources to maintain the Gant Park Municipal Stadium and staff time for promoting, scheduling, and tracking the various events; and

WHEREAS, the City has had a long-term agreement with Muskingum Valley Old Timers Association that has provided benefits to both parties and evidence to seek similar arrangements; and

WHEREAS, Ohio Revised Code Section 721.03 provides that *"No contract, except as provided in section 721.28 of the Revised Code, for the sale or lease of real estate belonging to a municipal corporation shall be made unless authorized by an ordinance, approved by a two-thirds vote of the members of the legislative authority of such municipal corporation, and by the board or officer having supervision or management of such real estate. When the contract is so authorized, it shall be made in writing by such board or officer, and, except as provided in section 721.27 or 721.29 of the Revised Code, only with the highest bidder, after advertisement once a week for five consecutive weeks in a newspaper of general circulation within the municipal corporation or as provided in section 7.16 of the Revised Code. Such board or officer may reject any bids and readvertise until all such real estate is sold or leased,"* and therefore must be formally bid; and

WHEREAS, competitive bidding for Management Sights offers the best potential for future operation of the Gant Park Municipal Stadium Complex.

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

SECTION ONE: The proper city official is hereby authorized to advertise for bid for the Management Services of the Gant Park Municipal Stadium Complex.

SECTION TWO: This Ordinance 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

Public Service Committee
Andy Roberts, Chair

ORDINANCE NO. 16 – 80
INTRODUCED BY COUNCIL

AN ORDINANCE AUTHORIZING AN ENCROACHMENT OF A CITY RIGHT-OF-WAY.

WHEREAS, Rebecca Ritterbeck has purchased 1718 Lewis Drive; and

WHEREAS, the home that was previously constructed on this parcel encroaches on the City's right-of-way on an unnamed and undeveloped alley located between lot 24 and lot 25 of the Evans Addition to the City of Zanesville as recorded in Replat Book 1, Page 257 at the Muskingum County Recorder's Office; and

WHEREAS, the City has no objection to allowing said encroachment, as it is not logical to have the home demolished and is currently not problematic to the City or its vehicles.

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

SECTION 1: The City acknowledges that there is an encroachment on the City's public right-of-way located on an unnamed alley at 1718 Lewis Drive, parcel 84-54-01-07-000, in the City of Zanesville.

SECTION 2: The City shall allow such encroachment of the property in accordance with the property survey provided in Attachment A.

SECTION 3: This Ordinance 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

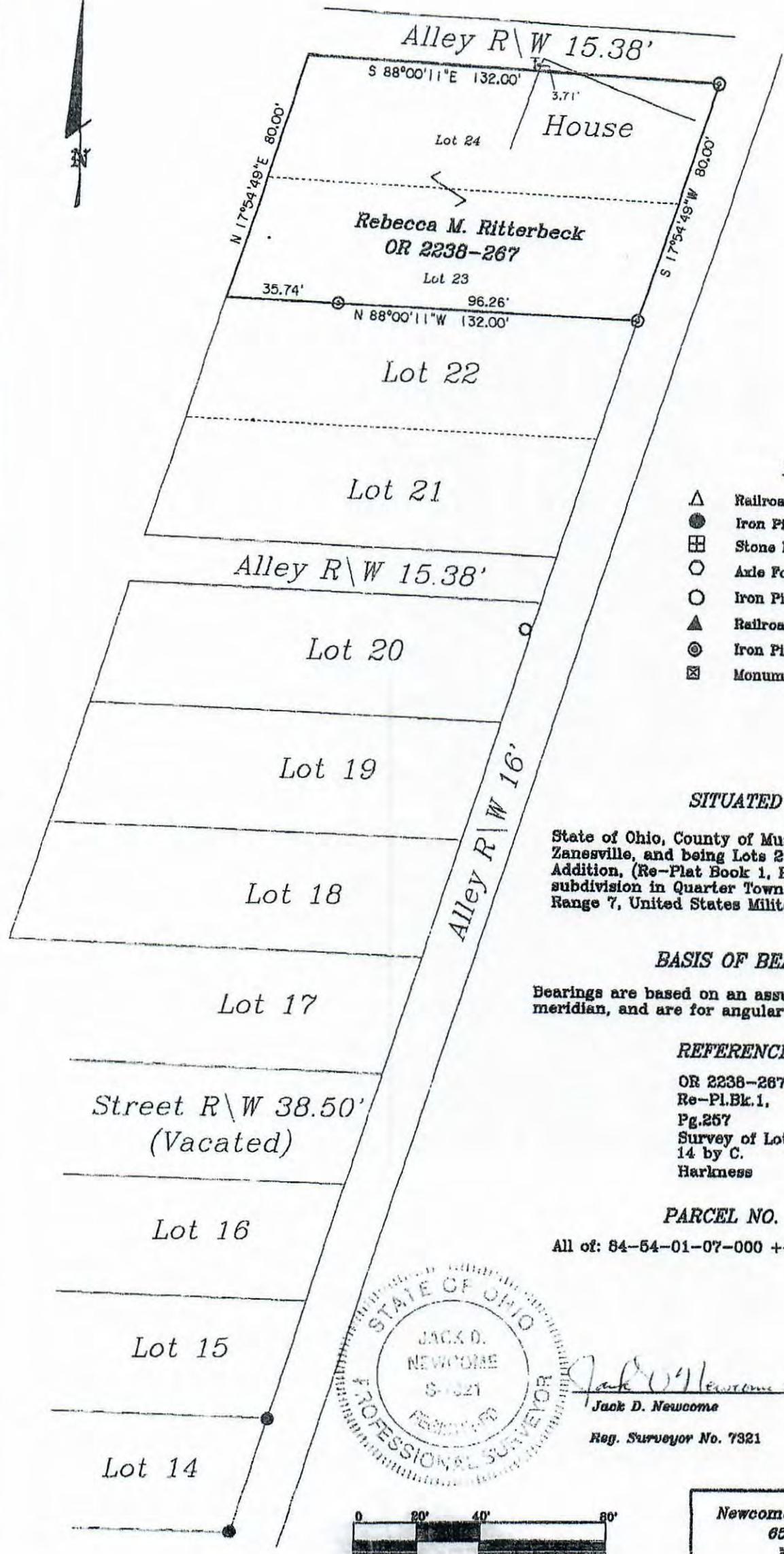
APPROVED: _____, 2016

Jeff Tilton, Mayor

THIS LEGISLATION APPROVED AS TO FORM



LAW DIRECTOR'S OFFICE



LEGEND

- △ Railroad Spike Set
- Iron Pin Found
- ⊕ Stone Found
- Axle Found
- Iron Pipe Found
- ▲ Railroad Spike Found
- ⊙ Iron Pin Set, 5/8" rebar
- ⊠ Monument Found

SITUATED IN:

State of Ohio, County of Muskingum, City of Zanesville, and being Lots 23, and 24 of Evan's Addition, (Re-Plat Book 1, Page 257), a subdivision in Quarter Township 3, Township 1, Range 7, United States Military Lands

BASIS OF BEARINGS

Bearings are based on an assumed north meridian, and are for angular calculations only.

REFERENCES

OR 2238-267
Re-Pl.Bk.1,
Pg.257
Survey of Lot
14 by C.
Harkness

PARCEL NO.

All of: 84-54-01-07-000 +- 0.24 Acres



Jack D. Newcome 5-24-16
Jack D. Newcome Date

Reg. Surveyor No. 7321



Newcome Surveying Company
6515 Ballard Road
Nashport, Ohio
740-452-6798

Ordinance 16-80



0 25 50 100 150 200 Feet

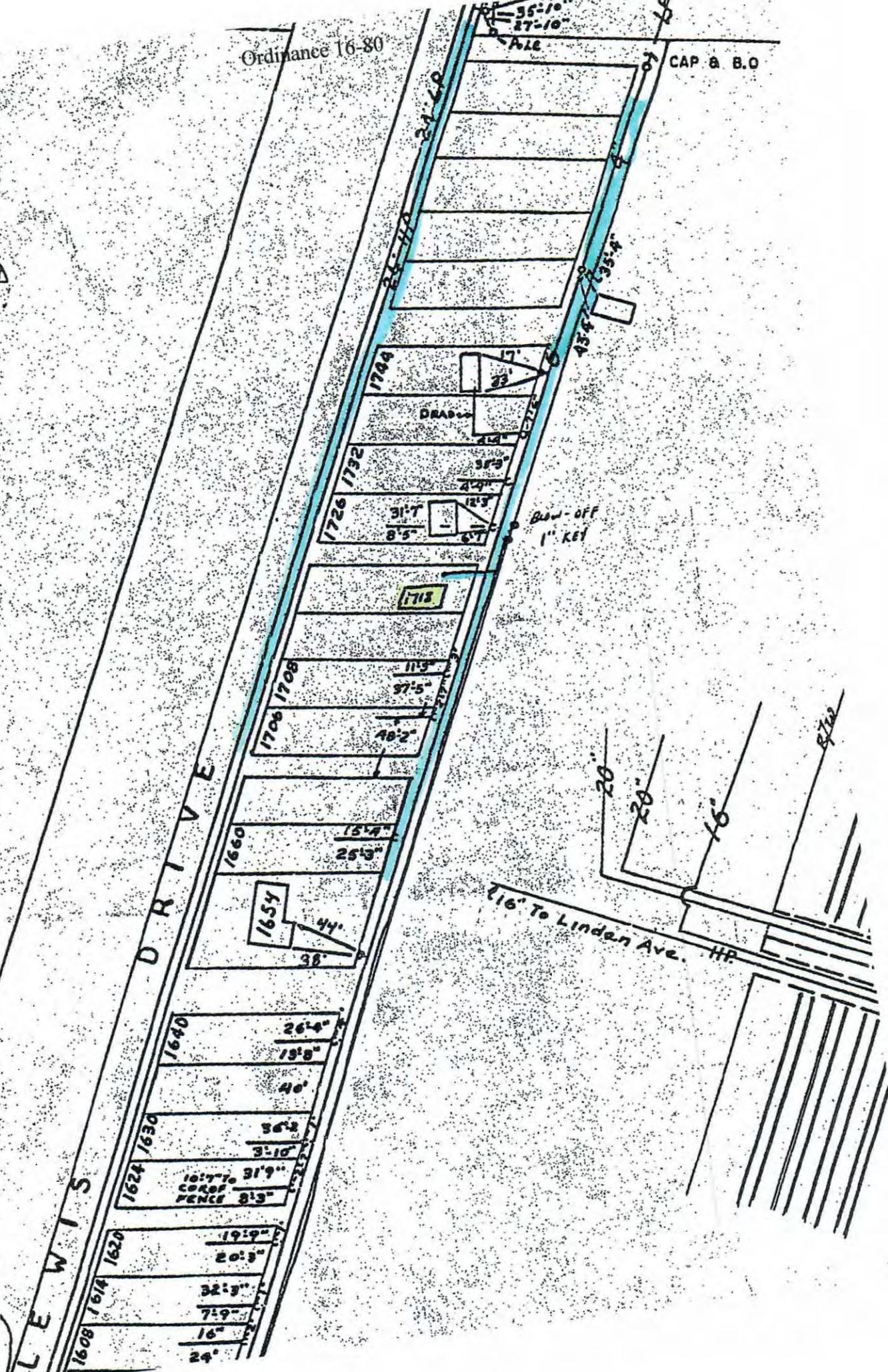
North Arrow

Ordinance 16-80

CAP & B.O

34' PEA

YARD
114A



Blow-off
1" KEY

216' To Linden Ave. HP

R/W

LEWIS DRIVE