

ZANESVILLE CITY COUNCIL MEETING – MONDAY, MARCH 13, 2017

The Zanesville City Council met in regular session at 7:00 p.m. on Monday, March 13, 2017 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: Ms. Gildow, Mr. Wolfe, Mr. Foreman, Mr. Roberts, Mr. Baker, Mrs. Gentry, Mrs. Norman, Miss Bradshaw, and Mr. Vincent.

Mr. Foreman moved, Mr. Roberts seconded, to excuse Mrs. Osborn. A voice vote was taken with all present in favor. Motion carries.

**APPROVAL OF MINUTES**

Mr. Roberts moved to accept the minutes of the second Budget Hearing meeting held on February 27, 2017 as printed, seconded by Mr. Wolfe.  
Motion carried.

Miss Bradshaw moved to accept the Zanesville City Council minutes of February 27, 2017 as printed, seconded by Mr. Wolfe.  
Motion carried.

**COMMUNICATIONS, REPORTS, AND RESOLUTIONS**

Communication from Mayor Jeff Tilton – Board Appointment for the Muskingum County Convention Facilities Authority- Mayor Tilton is recommending the appointment of Michael Bennett to the Muskingum County Convention Facilities Authority Board. Mr. Bennett will replace Janice McFerren completing the unexpired term ending on December 15, 2017.

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

All present were in favor. None opposed. Mrs. Osborn was absent.  
Motion carries.

**PROPOSED ORDINANCES**

Ordinance No. 17-36 – Introduced by Council – An Ordinance enacted by the City of Zanesville of Muskingum County, Ohio for resurfacing and related work on SR 146 within the City of Zanesville.

Ms. Gildow moved for first reading, seconded by Miss Bradshaw.

Mr. Roberts stated this came through the Public Service Committee meeting earlier today and it was discussed to go ahead and waive the readings on this and recommend approval to Council as a Whole due to some time frames, but didn't really fall under the emergency statutes, but to make sure we get this application in.

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

Roll call vote on waiving of the readings.

8 Ayes

0 Nays

1 Absent Mrs. Osborn

Motion carries.

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

Roll call vote for passage.

8 Ayes

0 Nays

1 Absent Mrs. Osborn

Motion carries. Ordinance is passed.

Ordinance No. 17-37 - Introduced by Council – An Ordinance authorizing the proper City Official to pursue grant funding through the Ohio Department of Transportation Alternatives Program for South Street Improvements.

Ms. Gildow moved for first reading, seconded by Miss Bradshaw.

Mr. Roberts explained this also has a tight time frame and is a 95% match. This came out of the Public Service Committee meeting to waive the readings and suggest approval of Council.

The application deadline is May 15<sup>th</sup> so this will allow for timely submission.

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

Roll call vote on waiving of the readings.

8 Ayes

0 Nays

1 Absent Mrs. Osborn

Motion carries.

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

Roll call vote for passage.

8 Ayes

0 Nays

1 Absent Mrs. Osborn

Motion carries. Ordinance is passed.

### **ORDINANCES FOR ACTION**

Ordinance No. 17-32 - Introduced by Council – An Ordinance authorizing the proper City Official to enter into an agreement with IBI Group for bidding and construction administrative services for the Putnam Hill Water Tank and Heritage Tank Improvement Projects.

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

All present were in favor. None were opposed. Mrs. Osborn was absent.

Motion carries.

Ordinance No. 17-34– Introduced by Council – An Ordinance authorizing the Public Service Director to forgive a partial amount of the Y-City Baseball's Water Bill.

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

Mr. Roberts moved to amend this to read in the second whereas to \$710.87 which is the total amount of the bill. That came with the recommendation from the Public Service Committee.

Mr. Baker asked if that should also be amended under Section One as well.

Mr. Roberts said no, Mr. Baker, it should not. That is the actual amount that we are forgiving which would leave the balance of \$18.10 that they do normally pay for that time of the year.

It was seconded by Mr. Wolfe.

A voice vote was taken with all present in favor. None were opposed. Mrs. Osborn was absent. Motion carries.

### Ordinance No. 17-34 Amended

Mr. Foreman moved for second reading as amended. It was seconded by Ms. Gildow.

A voice vote was taken with all present in favor. None were opposed. Mrs. Osborn was absent. Motion carries.

Ordinance No. 17-35 – Introduced by Council – An Ordinance authorizing the City Engineer to waive payment of Stormwater Permit Fees associated with the review and permitting of a Muskingum County Constructed Parking Lot Improvement Project.

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

Mr. Roberts said the Public Service Committee recommended this be passed.

All present were in favor. None were opposed. Mrs. Osborn was absent.  
Motion carries.

Ordinance No. 17-22 – Introduced by Council – An Ordinance authorizing the proper City Official to enter into an agreement with Muskingum County to share a new jail software application.

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

Roll call vote for passage.

8 Ayes

0 Nays

1 Absent Mrs. Osborn

Motion carries. Ordinance is passed.

Ordinance No. 17-23 – Introduced by Council – An Ordinance authorizing a Maximum Schedule of positions for the City of Zanesville's Workforce.

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

Roll call vote for passage.

8 Ayes

0 Nays

1 Absent Mrs. Osborn

Motion carries. Ordinance is passed.

Ordinance No. 17-24 – Introduced by Council – An Ordinance establishing pay, benefit, and employment policies and procedures for unaffiliated employees in the Municipal Service.

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

Roll call vote for passage.

8 Ayes

0 Nays

1 Absent Mrs. Osborn

Motion carries. Ordinance is passed.

## **TRAFFIC ORDERS**

None

## **MISCELLANEOUS AND UNFINISHED BUSINESS**

Mayor Tilton said that it is that time of year that the City of Zanesville is accepting applications for seasonal positions for mowing, mostly mowing at the Water Department, Vehicle Maintenance, just different areas. It will be 26 weeks of work. If somebody would like to become a seasonal for the City they need to come to the Mayor's office and pick up an application.

Next is the Kidzville project. We have plenty of volunteers that have signed up, but what we need right now are two or three people to step up to try to be leaders. We need somebody who is retired who can work with the Designers to make sure this project happens. If we don't find those people we are either:

A.) going to back the project off or

B.) have somebody come in and construct it for us. That will be added costs.

We really truly need some people to step forward to be leaders on this project. They will work with the Designers so they will not be working on their own. We need those people to step forward fairly quickly.

Mr. Vincent said the ideal person you mentioned is a retired person, someone who has knowledge on construction.

Mayor Tilton said they will have the Design Team here to work with them, but we need someone to take over the volunteers and other areas of the project.

Mr. Vincent said maybe someone like a retired engineer.

Mayor Tilton said somebody with skills that would like to step forward and do it. It is a five day build. They will have to have meetings with the Design Team so they understand the project. We truly need the people to step forward.

Mr. Wolfe added the North Terrace Church is helping with the management of the project?

Mayor Tilton said they have a lot of volunteers, but nobody really wants to set up to be the leader. We need two, three maybe four people to step up and kind of be the leadership. The Administration does not have the time to be out there for the five full days and working with the Design Team to understand how the project moves forward.

## **PRIVATE PETITIONS AND COMMUNICATIONS**

### **Non-agenda item petitions filed**

Mr. Eric Jones, 221 Luck Avenue, Zanesville, OH speaking on prep for incarceration, continued.

Mr. Eric Jones said real quickly I always wondered where the residents are who are striving to be citizens. Striving, yearning to be free; that kind of stuff. Expecting your answers to be the fundamental questions whether the residents of Zanesville, it makes a difference whether they live under a democracy or a tyranny. Some of you think this is not a tyranny. I have given you four books to read. One of them was the Declaration of Independence; it is not even a book. You should be able to read it in ten minutes. Using three items from it will show this is a tyranny. One: the judges are dependent on the tyrant. At that time it was under King George III and in this case it is Mr. Vincent who has control of the Municipal Court; the same idea. Again I want you to think it through. That is why the state wants municipalities to be self-rule. The second part was trial by jury deprivation. Again King George didn't want the citizens or residents of the country to have a right to a trial by jury. Now, you are looking at me saying, Eric, you had a trial by jury. Mine was one out of three over seventeen years; possibly three out of 17,000 or something like that. How do you lose your rights? You lose them by not using them, by disuse. So that should be easy enough. Just the math should make you understand if you don't have a right to a trial by jury in Zanesville. Third: the Charter was taken away. We don't have a charter here. No Constitution, we are under the Ohio Revised Code. There was a reason again why the state wanted people to be citizens. You don't get to be a citizen. Nobody here goes to the State House and says anything. This is the place where you get to be a citizen, on this level. It is harder each time you go up, the County is harder, there becomes more groups; the state, bigger groups; and the National are the biggest groups. It is real rare for anybody to go up and private petition at the State House. I go there because I take kids up there, Sixth Graders to actually be inside the State House. Man, I think it was Sixth Grade for me too for actually being there. Here I am, back up here trying to get you to again be citizens. To do that, you are going to have to do something, but to just sit here and do nothing is easy for the tyrant to take away your civil liberties. Thank you very much.

Mr. Vincent: Thank you, Mr. Jones. With that, Mr. Jones, I don't recall you speaking about incarceration during this and that is what you said you were going to speak on. You are coming back to the same subject you talked on before so just keep that in mind the next time if you would before you submit. Thank you, sir.

Is there anything else from Council?

Mr. Roberts moved to adjourn. It was seconded by Mr. Foreman. All present were in favor of adjournment. None were opposed. The motion carries. We stand adjourned. Have a good evening. The meeting adjourned about 7:20 p.m.