

ZANESVILLE CITY COUNCIL MEETING APRIL 8, 2019

ZANESVILLE CITY COUNCIL MEETING – MONDAY, APRIL 8, 2019

The Zanesville City Council met in regular session at 7:00 p.m. on Monday, April 08, 2019 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. Sharrer, Mr. Foreman, Mr. Roberts, Mr. Baker, Mrs. Gentry, and Mr. Vincent.

APPROVAL OF MINUTES

Mrs. Osborn moved to accept the minutes as written, seconded by Mr. Roberts.
Motion carried. The minutes stand approved.

COMMUNICATIONS, REPORTS, AND RESOLUTIONS

Communication from Matt Abbott of the Zanesville-Muskingum County Port Authority – Mr. Abbott is recommending that the Tax Incentive Review Council approved all of the existing Enterprise Zone Agreements.

Mrs. Osborn moved to receive the communication from Matt Abbott, seconded by Ms. Gildow.

Mr. Abbott is present if Council members have any questions. No questions, so all in favor of receiving signify by saying aye.

All present were in favor. None were opposed.
Motion carries. The communication is received.

Communication from Mayor Jeff Tilton - Zanesville Shade Tree Commission Appointment – Mayor Tilton is hereby recommending the reappointment of Scott Peterson to the Zanesville Shade Tree Commission. His term will be extended for another 2 years and will expire April 1, 2021.

Miss Bradshaw moved to receive and concur with the Mayor, seconded by Mrs. Osborn.

Mr. Vincent: All in favor of receiving and concurring with the Mayor respond by saying aye.

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

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PROPOSED ORDINANCES

Ordinance No. 19-27 – Introduced by Council – An Ordinance authorizing the Public Service Director to apply for an OPWC (Ohio Public Works Commission) Grant and Zero Interest Loan and execute contracts in connection with the Round 34 State Issue 1 Program, if approved.

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

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Ordinance No. 19-28 – Introduced by Council – An Ordinance authorizing the disposal of personal property that is obsolete, unneeded, and unfit for public use pursuant to O.R.C. 721.15.

Miss Bradshaw moved for first reading, seconded by Mr. Roberts

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. 19-29 – Introduced by Council – An Ordinance authorizing the proper city official of the city of Zanesville, hereinafter referred to as the Local Public Agency (LPA), to prepare and submit an application to the Ohio Department of Transportation (ODOT) for the Transportation Alternatives Program Funding for the Ridge Avenue Improvements, Phase I Project.

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

Mr. Vincent: Is there any discussion on waiving?

Mr. Roberts: This was discussed at the Public Service Committee earlier tonight and it was recommended by the Administration that we waive this through to meet deadlines.

Mr. Vincent: The deadline is May 17th, correct?

Mr. Roberts: I think so. Yes.

Mr. Vincent: Is there any other discussion? We will have roll call vote for waiving of the readings.

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Roll call vote on waiving of the readings.

9 Ayes

0 Nays

Motion carries.

Mrs. Norman moved for passage, seconded by Miss Bradshaw.

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

Ordinance No. 19-30 – Introduced by Council – An Ordinance authorizing the proper city official to enter into a Federal Local LET Project Agreement with ODOT for the resurfacing and related work on Ridge Avenue from Cornell Street to West Main Street.

Miss Bradshaw moved for first reading, seconded by Mrs. Norman.

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. 19-31 – Introduced by Council – An Ordinance authorizing the proper city official to enter into a Federal Local LET Project Agreement with ODOT for the resurfacing and related work on Dryden Road from Pershing Road to Luck Avenue.

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

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. 19-32 – Introduced by Council – An Ordinance authorizing the proper city official to dispose of surplus property.

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

Mr. Vincent: Is there any discussion? Council does have this before them, it is for first reading, so we don't have to make an amendment on this, but there was an addition under Streets adding item No. 4 a 1994 GMC 3500 HD dump truck and the VIN

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number. If Council wants to make an amendment you can do that, either way is fine, the Law Director is saying it is fine.

Mr. Tarbert: I think you need to either substitute it, since it is still up for first reading, you will need to substitute it or it will probably be cleaner if we just made an amendment.

Mr. Vincent: Why don't we just go ahead and amend it.

Mr. Roberts moved to amend this Exhibit to the Ordinance? That we amend 19-32 with replacing the exhibit that we have before us adding Number Four under Streets being a 1994 GMC 3500 HD dump truck.

It was seconded by Mrs. Osborn.

Mr. Vincent: A motion by Mr. Roberts to add the new Exhibit A with the Item No. 4 the dump truck and then it was seconded by Mrs. Osborn. Is everyone clear on that amendment? All in favor of the amendment signify by saying aye.

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

We are now at Ordinance No. 19-32 as amended. We are at first reading.

Mr. Roberts moved for first reading. It was 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. 19-33 – Introduced by Council – An Ordinance authorizing the proper city official to enter into a Federal Local LET Project Agreement with ODOT for the South Street Improvement Project.

Miss Bradshaw moved for first reading, seconded by Mrs. Gentry.

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. 19-34 – Introduced by Council – An Ordinance authorizing participation in the ODOT Winter Contract for Road Salt, and declaring an emergency.

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

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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.

Miss Bradshaw moved for passage, seconded by Mr. Foreman.

Mr. Vincent: Is there any discussion.

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

Ordinance No. 19-35 – Introduced by Council – An Ordinance authorizing the proper city official to advertise for bids and enter into a contract for the 2019 Citywide OPWC Overlays with the lowest and best bidder.

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

Mr. Vincent: Is there any discussion on waiving? With that 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.

Miss Bradshaw 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.

With that, for those listening here as far as no discussion taking place. This was in the Public Service Committee meeting just prior to this where we had a lengthy meeting and discussed this at length and most of the people of Council were there for that meeting. Most of the questions were probably answered there.

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Ordinance No. 19-36 – Introduced by Council – An Ordinance to revise the Codified Ordinances by adopting current replacement pages, and declaring an emergency.

Mr. Roberts 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.

Miss Bradshaw moved for passage, seconded by Mrs. Norman.

Mr. Vincent: Is there any discussion? This is to put us in line with state law and Ohio Constitution. Hearing none, I will have roll call vote for passage.

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

Ordinance No. 19-37 – Introduced by Council – An Ordinance authorizing the proper authority to pay an invoice to the Walter Drane Company for the preparation of March 2019 Codified Ordinance Supplement Services, and declaring an emergency.

Mr. Sharrer 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. Roberts moved for passage, seconded by Mr. Foreman.

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

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Ordinance No. 19-38 – Introduced by Council – An Ordinance allowing a moral claim.
(Keith Haddock)

Mr. Baker moved for first reading, seconded by Ms. Gildow.

Mr. Vincent: Is there any discussion?

Mr. Baker: This is about pothole damage allegedly received by an individual on Central Avenue. He lives in my ward. He couldn't be here tonight, but he will be here for the next meeting and he would like to hold off on the discussion for that.

Mr. Vincent: Is there any other discussion? What road was this on?

It was on Center Drive.

Mr. Vincent: We are at first reading so all in favor of first reading signify by saying aye.

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

ORDINANCES FOR ACTION

Ordinance No. 19- 23 - Introduced by Council – An Ordinance establishing the annual salary for members of the Civil Service Commission for the City of Zanesville, Ohio.

Mr. Sharrer 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.

Ordinance No. 19- 24 – Introduced by Council – An Ordinance authorizing the proper City official to grant an easement to Columbia Gas for a gas main west of Carpenter Street.

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

Mr. Vincent: Is there any discussion?

Mr. Roberts: I would like to introduce the following amendments:

To the third Whereas continuing after City of Zanesville adding in, "as described on attached Exhibits A and B"

Under Section One after gas main adding in: "in the forms substantially similar to the attached Exhibit C".

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Then adding in, "Exhibits A, B and C".

Mr. Vincent: Is everyone clear on the proposed amendments?

It was seconded by Mr. Sharrer.

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

A voice vote was taken with all members voting in favor. None were opposed. Motion carries and Ordinance is amended.

Mr. Vincent: These amendments are basically the legal description to better clarify what was described. We are now at Ordinance 19-24 as amended. We are at second reading.

Mr. Roberts moved for second reading as amended. Mr. Sharrer seconded the motion.

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

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

Ordinance No. 19-25 – Introduced by Council – An Ordinance allowing a moral claim.
(Ricky Hogan)

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

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. 19-26 - Introduced by Council – An Ordinance allowing a moral claim.
(Michael Willett)

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

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.

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Ordinance No. 19-17 - Introduced by Council – An Ordinance rescinding Ordinance 00-57 Amended.

Mr. Sharrer moved for third reading and passage, seconded by Miss Bradshaw.

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

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

Ordinance No. 19-18 – Introduced by Council – An Ordinance adopting a Traffic Calming Policy for the City of Zanesville.

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

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

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

Ordinance No. 19-19 - Introduced by Council – An Ordinance rescinding Ordinance No. 15-100, Ordinance No. 16-16, and Ordinance No. 16-17.

Miss Bradshaw moved for third reading and passage, seconded by Mr. Baker.

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

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

TRAFFIC ORDERS

No traffic orders were filed for this meeting.

MISCELLANEOUS AND UNFINISHED BUSINESS-The Mayor or Law Director had no updates.

PRIVATE PETITIONS AND COMMUNICATIONS-None were filed for this meeting.

Mr. Vincent: This pretty much concludes our meeting. Normally I would ask to adjourn the meeting; however, we do need to go into executive session tonight to discuss the

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purchase of real property. With that we need everyone to clear the room and we need you to be twenty feet away from the doors to avoid some problems we had here in the recent past. We will let you know when it is over. We will have a motion for executive session.

Mr. Roberts moved to enter into executive session to discuss the purchase of real estate. It was seconded by Mr. Baker.

The executive session motion was made about 7:20 p.m. A roll call vote was taken.

Roll call vote to enter executive session.

9 Ayes

0 Nays

Motion carries.

The members of the audience were asked to clear the room.

Mr. Vincent: We will let you know when we are done with the executive session so you can come back in. I don't expect any action afterwards so some people may want to leave. The only thing I expect is for Council to make a motion to adjourn. There will be no votes taken in executive session. It is strictly for discussion and information.

The Executive Session was ended at 8:08 p.m. and the members of the audience were returned to the room.

Mr. Vincent: We are out of executive session and we don't need to vote on that to come out. The business is done for now.

Mr. Sharrer moved to adjourn. It was seconded by Mrs. Osborn. A voice vote was taken with all members being in favor. None were opposed.

Mr. Vincent: Thank you everyone and have a good evening.

The meeting adjourned about 8:10 p.m.

Susan Culbertson
Clerk of Council

Daniel M. Vincent
President of Zanesville City Council