

Public Hearing

This is the Second Public Hearing which was held on September 9, 2019 at 6:30 p.m. in Zanesville City Council Chambers to hear information for the PY 19 CDBG Critical Infrastructure Grant. The City intends to make an application for up to \$500,000 in Critical Infrastructure funds for Muskingum Avenue, (Dug Road), repairs from Pine Street east to the railroad track for construction of a new roadway sub-base and asphalt surface course (with markings); storm water facilities, such as catch basins and curbing, and installation of pedestrian facilities and street lighting.

Councilmembers present were Sandy Gentry, Connie Norman, Jan Bradshaw, Ann Gildow, Joey Osborn, J. Rob Sharrer, Steven Foreman, Andy Roberts, Mark Baker; Council President Daniel Vincent; Mayor Jeff Tilton; Community Development Director Bill Arnett; Clerk of Council Susan Culbertson; Ruebin Morgan, citizen; Todd Ware, Concerned Citizen; Leshia Farias, Sarah Chapman and Marcia Hartman, Zanesville Think Tank on Poverty; Corey Hamilton, Zanesville-Muskingum County Health Department; Thomas Robertson, Zanesville Times Recorder; Christine Holmes, Y-City News; Wolfgang Lant, CompuCorp; and Al Zakany, Candidate.

Mr. Vincent: Good evening everyone. It is 6:32 p.m. as we had some technical difficulties. I think we are good to go now. This is a public hearing to hear information on Program Year 19 CDBG Critical Infrastructure Grant. All comments will be heard for and against this. We will turn this over to Mr. Bill Arnett to guide us through it.

Mr. Bill Arnett: This is going to be the Second Public Hearing and the agenda for tonight we are going to look at CDBG regulations. We are going to talk specifically about the Ohio Development Services Agency Critical Infrastructure Competitive Grant and then we will take comments for and against just like President Vincent mentioned.

The CDBG primary objectives are development of viable urban communities, principally for low/moderate persons, through: decent housing, suitable living environment, and expanded economic opportunity. So, all CDBG funds that come through the Housing and Urban Development they have to meet that kind of objective. The National objectives which are benefiting folks who are low to moderate income, slum or blight removal or urgent need. This situation with Dug Road may seem like an urgent need, but that is more like when Hurricane Katrina came in and hit New Orleans to qualify as an urgent need. This project will be helping low to moderate income people. Please see the attached slide presentation which is attached. The funding was discussed with various options being possible depending on any awards and if FEMA agrees to fund this project.

Mr. Bennett explained he and others of the City are working to try to document the total cost to various agencies due to the road closure and the additional safety concerns by the added time for responders to make it to scenes due to being required to drive around instead of using Dug Road for quicker access and the hardship it causes by it being closed. The model is being worked on right now and the lower we can make their

involvement the easier it is to come up with that one to one match. Ultimately, FEMA could put in \$2.3 million dollars and that would be 75% of the cost. That means we have to have the \$2.1 million savings benefit to the community. Mr. Bennett is trying to reduce that number to make it very competitive.

Mr. Baker: So that shows local initiative and the importance of the project and it also decreases the amount of money that we are actually applying to receive.

Mr. Vincent: Are there any other questions from Council? Thank you, Mr. Bennett.

Mrs. Orborn asked will the hill just be grass or if it is a one to one rise, what will it look like? Mr. Bennett responded that ultimately that will be part of the design. It is going to be benched back, but there is still a one to one slope so there is going to be rock associated. At that slope it is not going to tumble down on the road. It will tumble down and then you have that safety area on the side.

Mr. Vincent: So one to one meaning for every ten feet up it goes ten feet back or 20 feet and 20 feet by whatever is decided. Mr. Bennett agreed.

Mr. Arnett said we are working to make the letter of interest for October. Mr. Bennett said we think that is when they are going to open up for the next round of funding.

Mr. Vincent: With that the preliminary design and this might be a question for Mr. Bennett. Back when it was looked at before did they say how far back that would be at the very top that would be to achieve the desired results?

Mr. Bennett said he has not seen that calculation.

Mr. Vincent: A concern I have is people coming to visit Zanesville is where do you send them to get to see the Y-Bridge? To ride across it is nice, but to go up above and see it and see the downtown that is pretty neat. So, I guess a concern of mine is I hope we are able to hang on to that view in some way.

Mayor Tilton: We talked to Luburgh and they kind of looked at it and what they were looking at was probably take away the road and the overlook and the road would be back to about where the gazebo is. That is kind of what they were looking at. There will still be an overlook.

Mr. Bennett: The nice thing about looking at what do we do with the spoil right off that bench. You can open up what you may lose in acreage within the park as a result of that cut you can make it up in other areas of the park so no net loss of park and actually it reduces your cost of the project because you don't have to truck material.

Mr. Vincent: Over in Pittsburgh where they have the overlook, I don't know what they call it, but you walk out on the platform. It is kind of exciting. Maybe we can get some

sponsors to do that. Is there anything else from Council? Do we have anyone here to speak for this? Is there anyone here to speak against?

Mr. David Rogers: Are you supposed to speak for it at the Council meeting for the Ordinance or both.

Mr. Vincent: This is a public hearing so I probably have a little more freedom here as far as speaking.

Mr. Rogers: This is only an enhancement and an asset to the community. Of course the road has been neglected over previous administrations and you can see the problem with the north end of town without proper thoroughfares. Here on the south end you would be cutting out a thoroughfare. If it is enhanced for future growth as it is a necessity.

Mr. Vincent: Okay, thank you, Mr. Rogers. I appreciate it. Is there anyone else here to speak for this? Is there anyone to speak against? Okay, if there is nothing else from Council, we will call this public hearing to a close. Additional comments can be made as there are petitions in the back if someone wants to speak on it during the Council meeting. The hearing concluded about 6:45 p.m.

ZANESVILLE CITY COUNCIL MEETING – MONDAY, SEPTEMBER 09, 2019

The Zanesville City Council met in regular session at 7:00 p.m. on Monday, September 09, 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: Miss Bradshaw, Ms. Gildow, Mrs. Osborn, Mr. Sharrer, Mr. Foreman, Mr. Roberts, Mr. Baker, Mrs. Gentry, Mrs. Norman, and Mr. Vincent.

APPROVAL OF MINUTES

Mrs. Osborn moved to accept the minutes of August 26, 2019 as written, seconded by Ms. Gildow.

Motion carried.

Mr. Baker moved to accept the minutes of the Special August 28, 2019 on the Historic Preservation Guidelines as printed, seconded by Miss Bradshaw.

Motion carried. Mr. Roberts abstained.

COMMUNICATIONS, REPORTS, AND RESOLUTIONS

Communication from Mayor Jeff Tilton-Muskingum County Center for Seniors Board - Mayor Tilton is hereby recommending the reappointment of Susan Jones to the Muskingum County Center for Seniors Board. Ms. Jones' term will expire February 28, 2021.

Due to a recent bylaws change, member terms for the Muskingum County Center for Seniors Board will be three years and will all expire on the last day of February. Therefore, Ginger Hamilton's term has been extended to February 29, 2020; and Janice McFerren's, Brian Wagner's, and Keely Warden's terms have been extended to February 28, 2022.

Mr. Roberts moved to receive and concur with the Mayor, seconded by Ms. Gildow. All present were in favor. None were opposed.
Motion carries.

Resolution No. 19-101 – 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.

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.

Ms. Gildow moved for passage, seconded by Mrs. Norman.

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

Resolution No. 19-84 – Introduced by Council – A Resolution declaring “Beggar’s Night” or “Trick or Treat” for the City of Zanesville.

Mr. Baker moved for third reading and passage, seconded by Mrs. Norman.

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Resolution is passed.

PROPOSED ORDINANCES

Ordinance No. 19-102 – Introduced by Council – An Ordinance authorizing the City Engineer to waive payment of a right-of-way permit fee associated with the permitting of a Blue Avenue Banner project.

Mrs. Osborn moved for first reading, seconded by Ms. Gildow.

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. Mr. Sharrer abstained.
Motion carries.

Ordinance No. 19-103 – Introduced by Council – An Ordinance authorizing the proper City Official to purchase a New Case 580 Super N Backhoe from Southeastern Equipment Co. Inc. for the Water Division through the State of Ohio Cooperative Purchasing Program.

Mr. Roberts moved to postpone this Ordinance until October 15, 2019. It was seconded by Mr. Sharrer.

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

All were in favor. None were opposed.
Motion carries. This Ordinance is postponed until October 15, 2019.

Ordinance No. 19-104 – Introduced by Council – An Ordinance authorizing the proper City Official to advertise for bids for management and concession services for the Riverside Park Softball Complex.

Mr. Roberts 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.

The Clerk mentioned Ordinance 19-105.

Mr. Vincent: Mr. Baker we have an Ordinance 19-105 that went to the Community Development Committee. Did you want to make a motion to add that to the Agenda tonight?

Mr. Baker: Yes, I would like to move.

Mr. Vincent: We have a motion by Mr. Baker to add; does Council have this? Does this need to go (to Mr. Arnett)?

Mr. Baker: Do we have a copy of that?

Mr. Vincent: No, that is what concerns me. I have a motion to add this to the agenda. Is there a second (asked x 3)? No second. The motion fails due to the lack of a second. Mr. Arnett, do you want to share anything on this?

Mr. Arnett: We can make sure you have copies for the next meeting. It did go through the Community Development at the last time.

Mr. Vincent: There is a miscommunication or something. Okay, the deadline for that is?

Mr. Arnett: We will be okay at the next meeting.

Mr. Vincent: Okay, that is what I was hoping.

ORDINANCES FOR ACTION

Ordinance No. 19-94 – Introduced by Council - An Ordinance establishing a “Dig Once” Policy reducing underground excavation for communications infrastructure within the City’s right of ways.

Mr. Roberts moved to postpone this legislation until October 15, 2019. It was seconded by Mr. Sharrer.

Mr. Vincent: All in favor of postponing this legislation until October 15 signify by saying aye.

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

Mr. Vincent: Those that were here to speak on this tonight my apologies. It will be back in October. I am glad you live close by.

Ordinance No. 19-98 – 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.

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

Mr. Vincent: Is there any discussion on waiving? It is due in early October. 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.

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

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

Mr. Vincent: Along with that, my apologies. Mr. Rogers wanted to speak on this, so my apologies, Mr. Rogers. You wanted to speak on this so if you could go ahead, I think you are supporting it and it did just pass, so my apologies. If you were speaking against and you might change a Councilmember's mind and they could revisit.

Private Petition by David Rogers, 1104 Benjamin Avenue, Zanesville, OH speaking in favor of this Ordinance:

David Rogers: Okay. Members of Council and citizens I am for this. Muskingum Avenue, Dug Road, has long been neglected and needed improvement. This is a thoroughfare that many people throughout the community had used over the years. Keeping the road open and improving it is only asset. Hopefully the new design of the road can enhance the river and area around it. Likely many administrations ago should have addressed the road and area around the road.

Mr. Rogers was choking and water was offered. He obtained a drink and was able to finish speaking. Mr. Vincent said he should take his time.

Mr. Rogers: Like many administrations ago should have addressed the road and the area around the river and not permitted overgrowth and other issues. The park above the upper slope of road will likely be cut way back, but can still be used for the community to enjoy with a better view of the City and for future growth. Other cities have a pleasant look around their rivers and bridges and improving this road will be a step forward towards this. Thank you.

Mr. Vincent: Thank you, Mr. Rogers, and again, my apologies. I am glad you were able to speak earlier at the public hearing.

Ordinance No. 19-100 – Introduced by Council – An Ordinance authorizing the Mayor to execute a Certificate of Completion for construction of a building and improvements on Zane Street in Zanesville.

Miss Bradshaw moved for second reading, seconded by Mr. Baker.

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. Mr. Roberts abstained.

Motion carries.

Ordinance No. 19-85 – Introduced by Council - An Ordinance authorizing the Proper City Official to commit City funding as a match for an Appalachian Regional Commission for contracting of a GPS Data Collection & GIS Mapping Service.

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

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

Ordinance No. 19-87 – Introduced by Council - An Ordinance allowing a moral claim.

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

Mr. Roberts: I believe this was sent to the Public Service Committee and it was recommended to Council to deny.

Roll call vote for passage.

0 Ayes

9 Nays

Ordinance is defeated.

Ordinance No. 19-91 – Introduced by Council - An Ordinance to amend the Municipal Code of the City of Zanesville, Ohio, by adding a New Chapter 1152 regarding Tree Preservation.

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

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

Ordinance No. 19-92 – Introduced by Council - An Ordinance repealing and replacing Chapter 1149 of the Codified Ordinances of the City of Zanesville regarding Off-Street Parking and Loading.

Mr. Baker moved for third reading and passage, seconded by Mrs. Gentry.

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

Ordinance No. 19-95 – Introduced by Council - An Ordinance authorizing the Mayor to accept an Appalachian Regional Commission Grant for the Downtown Fiber Optic Network.

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

Mr. Roberts: This legislation went through Public Service and it was recommended to Council as a whole that it be passed.

Mr. Sharrer: I had one question of Mr. Bennett. Is this, I know 95, 96, and 97 are all tied together and I was unable to ask at the last meeting. By passing these we are not allowing anybody else to run anything through our conduit downtown, correct?

Mr. Bennett: No, this is strictly

Mr. Sharrer: This is strictly our stuff?

Mr. Bennett: We are putting in fiber optic that the grant and the city are paying to put in our conduit.

Mr. Sharrer: Okay, because I wanted to make sure that, you know, I know in the original documents it had talked about where we were going to have so many strands and CompuCorp was going to have so many strands and that kind of thing, but this is now.

Mr. Bennett: Yes, the 19-96, the next Ordinance, the attachment to that originally the original attachment was a lease where they would have access to so many to be able to basically sell it and that has been removed and it is strictly a, I don't know why this project understanding is still there, Sue? That is no longer. It is the CompuCorp Phase One agreement.

Mr. Vincent: That didn't come with ours. Is there anything else from Council? If there is nothing else from Council, I do have a speaker this evening.

Ms. B.J. Smith, AT&T Ohio, 160 N. 6th Street, Zanesville, Ohio speaking against this Ordinance.

Mr. Vincent: If you will come to the podium, you have a minute. Or three minutes, excuse me.

B.J. Smith: I have a minute. That is okay as I only need a minute because I sent each of you a letter late this afternoon that really contained our remaining comments on this issue. I hope you had a chance to read it. It basically states that we believe there is still a lot that Council doesn't know about the ultimate cost for the City building its own fiber network between the four buildings and to provide a public Wi-Fi network. We of course are not happy that the City is choosing to go with an out of town provider as its ISP. We are a local broadband and communications company. As you know, we provide jobs and taxes to the local economy. We are also a generous company to a number of local non-profit organizations. The letter really refers to all three of the Ordinances that are related: Ordinances 19-95, 96 and 97. There is one thing that I will bring up from the letter; however, because I think it is important. In all the discussion of a City owned downtown fiber optic network I have heard no talk of security on the network or what security measures are being offered against attacks or security breaches. Since the City deals with a lot of confidential information and critical systems; especially the police department, I would think cyber security would be a priority for the City of Zanesville. Perhaps you have heard the news stories of the rampant ransomware attacks on at least 23 small cities in Texas in the last few weeks and previous attacks that we heard a lot about in Atlanta, Cleveland, and Baltimore. It can cost the City a lot of money to get a system back in cases like this. Forgive me for making a pitch, but AT&T's dedicated internet offers best in class cyber security bundles to prevent DOS, which is Denial of Service, and ransomware attacks. That is an added cost to our internet service, but it is priceless for our government customers. So that is all that I will bring up from that letter. I appreciate all the respect and input I have received from all of you. I appreciate your time as I have from both City and City Council members about this issue and I will just repeat our company's stance that recommends a no vote on Ordinances 19-95, 96, and 97. Thanks!

Mr. Vincent: Thank you, Ms. Smith. We appreciate that. Is there anything else from Council?

Mr. Baker: Mr. Bennett, exactly how much do we need to be concerned with malware, ransomware and safety issues?

Mr. Bennett: I think always! We were always concerned about that. We are concerned about it today going through the other system that we have. Lisa is here and can kind of talk to more about what their design and then CompuCorp is here on the back end of that equation.

Mr. Baker: So, what kind of safeguards does the provider have?

Mr. Bennett: I would again refer to the technical people. That is, I am not an IT person.

Mr. Baker: Okay.

Mr. Vincent: We do have Lisa Hittle here, our Director of IT.

Mr. Baker: If she would like to answer I would certainly like to hear it.

Mr. Vincent: As a special guest, subject matter expert, and a City employee, that would be important.

Lisa Hittle, Director of IT: So currently today we have networks at each location and at each location we have a dedicated firewall and dedicated switch that comes into each location. Each of those locations are definitely protected. We have additional software on each PC as well as each server that protects them. Again we are always looking to improve those things, but today we do have a very solid, and knock on wood, security setup for our systems that we have today.

Mr. Vincent: With that, if it is our own fiber does that offer a level of safety and you might have just said that.

Lisa Hittle: Yes, it does. Since it is ours it comes through, and again, our firewalls and switches so it doesn't go out like the other service providers. We are talking about to us what they would provide us is not private. So, we could be sharing with other businesses, other residences, and ours internally is just to us and it goes to our devices only.

Mr. Baker: Is there an increase in associated cost of providing that level of security since we own the fiber.

Lisa Hittle: No different than what we would if we had another service provider.

Mr. Vincent: Is it safe and fair to say the one fiber between our buildings is just our fiber and no one else gets into that. It is like a sealed pipe.

Lisa Hittle: Yes, that is exactly right. No one else can get to it.

Mr. Vincent: So that brings us a higher level of security between our buildings. I don't know if anything could work out as far as with the prosecutor's office, but I know a lot of information is sent between our prosecutor and the county and police departments and stuff so I know that was brought up at one time as far as potentials to safely transmit that information without having to burn CD's and run stuff over.

Mr. Baker: Part of this question is for making this a more secure system intra-city was it not?

Lisa Hittle: Yes.

Mr. Baker: That is what we were talking about, okay.

Mr. Vincent: Is there anything else for our expert? With that I think with this Council did hear loud and clear as far as concerns from local providers and backed out as far as setting us up as a utility and not wanting to compete with local and national businesses and in this case the service here locally.

Lisa Hittle: I will say from our last Ways & Means Committee meeting one of our other service providers that is not in the meeting tonight did say that this was definitely a good thing for us and something they could not provide to us because it is dark fiber and it is private and that is something they cannot provide.

Mr. Vincent: It does not have the same level of security?

Lisa Hittle: Right.

Mr. Vincent: Okay, Council this is your last chance.

Mrs. Osborn: I don't know if this is for Lisa or for Jay. My hang up with this is the offering of public Wi-Fi. We have talked about it is going to be throttled, but it is still a part of the package. Correct?

Mr. Bennett: Correct.

Mrs. Osborn: Okay.

Lisa Hittle: Mrs. Osborn, just to give you a little more comfort level. We will have an engineer that will be on site that will monitor that. That will be what his full time job is along with some other duties. He will be managing that Wi-Fi portion of the package.

Mrs. Osborn: Okay. What does that mean?

Lisa Hittle: So, there will be a portal that he can view or we can view. If we start to see any weird activity, somebody streaming videos, somebody streaming movies, so we can block that map address from their device. So, let's say you are out there watching a movie, we can see your mac address and we can see how much you have used of that and we will cut you off.

Mr. Sharrer: That brings up another question. Wasn't that part of the allure of having free downtown Wi-Fi was so that areas businesses or area people coming to downtown could utilize that?

Mr. Bennett: Yes they can, but there is a point you build into the system or the software to say how long do you get it?

Mr. Sharrer: Okay.

Mr. Bennett: Right? You can check your e-mail, you can get information, and you can do things, but after a while it is data down, data used. So it is those types of systems that we are saying X amount of time and then as Lisa said you have another level of security with eyes on it.

Mr. Sharrer: Is the data use what we are billed? Do we have a certain data level?

Mr. Bennett: Yes. We went through all of that with Ways & Means; on what we are paying for per month and how much that is for 400 mega-bytes per second.

Mr. Baker: Could you clarify that? I don't understand so there is a certain level of time they are allowed on the Wi-Fi and then they are cut off. How does that lead to better security?

Mr. Bennett: They get throttled. They get slowed down.

Mr. Baker: Oh, okay.

Mr. Bennett: You could still check your e-mail; you are just not going to stream data, stream movies, and download things.

Mr. Baker: So, am I missing something? Is that really a security issue?

Mr. Bennett: It is a cost issue.

Mr. Baker: It is a cost issue and not a security issue. Okay.

Mr. Vincent: And being fair to other people who want to use free Wi-Fi.

Mr. Baker: I thought I was missing a component in there.

Mr. Sharrer: Can you remind me again what those data caps are and that kind of thing. Is that on the Wi-Fi end of things?

Mr. Bennett: It is on the total. We have allocated so much to City buildings and so much to the public Wi-Fi. Those were all part of those numbers.

Mr. Sharrer: That was speed.

Mr. Bennett: Correct, but there is a data cap.

Mr. Sharrer: I don't remember ever seeing a data cap.

Mr. Bennett: It is per month. That was all part of that verbiage.

Mr. Sharrer: What are those, because I don't remember that?

Mr. Bennett: Oh, boy.

Lisa Hittle: I know Wi-Fi had 100 Megs and what we based it on for the other 4 buildings.

Mr. Sharrer: That was speed though. It was 100 megabytes per second was the speed. I don't know what the data is.

Lisa Hittle: I can't remember exactly what the total was.

Mr. Bennett: Wolfe is here.

Mr. Sharrer: I don't remember ever hearing about data caps.

Mr. Bennett: There is a cost for data.

Wolfgang Lant (CompuCorp): You have the ability to put a cap on the amount of data.

Mr. Vincent: Sir, please hold on just a second, please. If you want to come on up. Are you done, Lisa? Thank you. With this another subject matter expert the City has worked with came and did a presentation to Council. Sir, if you will come up, give us your name again please, and your company.

Wolfgang Lant with CompuCorp: The portal allows you to set a lot of different parameters on the Wi-Fi. You can throttle speed, you can throttle data, you can throttle the amount of time somebody is on the network, the amount of activity they are doing. So all of these studies are flexible and are totally controlled by the City of Zanesville. So, to my knowledge I don't think there is an actual data cap. There is an amount of time you are going to be allowed to be on the network and then there is a speed that you cannot go over so that you are not hogging all the bandwidth from the other users. Then the overall wireless bandwidth is capped as well so it doesn't affect City buildings. The City has the vast majority of the bandwidth available.

Mr. Sharrer: Okay. So for the four City buildings or five City buildings that will be connected there is not necessarily a data cap on that.

Wolfgang Lant: There is not a cap at all, no.

Mr. Sharrer: On the Wi-Fi we are the ones that will set what that data cap is.

Mr. Lant: Yes, you can implement a cap if you so choose. The port will let you set all of these things in advance so you don't have to actually watch it and do things. You can jump in manually if you see a problem, but all of these are free to define.

Mr. Sharrer: But that is not something if we have somebody that they run a convention downtown and use all the data, it is not like they are going to use all of that data up and we are going to be responsible.

Mr. Lant: Absolutely not. You have 400 Meg of total bandwidth and I think 300 of that is available to the City and 100 is available to the Wi-Fi. There is no cap on the limit of data.

Mr. Vincent: Thank you, sir. We appreciate it. Are there any additional questions? Are there any questions?

Roll call vote for passage.

8 Ayes

1 Nays Mrs. Osborn

Motion carries. Ordinance is passed.

Ordinance No. 19-96 – Introduced by Council - An Ordinance authorizing the proper City official to enter into an agreement with CompuCorp as the Internet Service Provider for Zanesville Downtown Fiber Optic Network.

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

Mr. Vincent: Is there anything from Council? If we have nothing we also have B.J. Smith to speak.

Private Petition by B.J. Smith, 160 N. Sixth Street, Zanesville, OH of AT&T speaking against this Ordinance.

B.J. Smith: No thank you. I decided to group my comments into my presentation for the first one.

Mr. Vincent: Okay, thank you. Is there anything else from Council?

Roll call vote for passage.

8 Ayes

1 Nays Mrs. Osborn

Motion carries. Ordinance is passed.

Ordinance No. 19-97 – Introduced by Council - An Ordinance authorizing the expenditure of funds for the construction of the Zanesville Downtown Fiber Optic Network.

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

Mr. Vincent: Is there any discussion? We have two speakers. With that our first speaker is Barrett Tamasovich. He is here representing the organization of CWA 4324 Union, 2145 Dietz Lane, Zanesville, Ohio speaking against this Ordinance.

Mr. Tamasovich: Thank you, President Vincent, City Councilmembers and directors. We are urging the against vote. We are looking at splitting this into two thought processes here. One is a public fiber optic network for the City. We do agree there has to be advancement in technology and it is a great idea to connect the City buildings with the wired fiber optic network. The other side of it is the public Wi-Fi network. As we spoke in an earlier session back when this legislation was thought about in 2016 the capabilities of wireless networks weren't where they are now for the public. Most people we talked about have cell phones, smart phones, and with the utility companies have introduced speeds that are as fast as Wi-Fi networks wirelessly. So, our question to our Council and the public would be is it really needed to spend the money, the monetary money, on a public Wi-Fi service that you already have on your smart phone? So if you have a smart phone that already has data capabilities do you need the public Wi-Fi service on top of it? Is it money being spent for something else that is being needed or do you already have that service?

Second of all, in talking with security that wire network, that fiber optic network between the buildings is great. Now that you offer a public Wi-Fi that opens a portal that someone could get into it. I am not saying that they would. It is just that it opens a portal, publicly, that can come into the network since it is going to be broadcasted. So we just urge you to think about what effects it will have on the community and the price it will cost, not only the monthly cost for the network, but the added maintenance to the network. Thank you.

Mr. Vincent: Thank you, sir. With that we also have another petition from B.J. Smith. Ms. B.J. Smith, AT&T Ohio, 160 N. 6th Street, Zanesville, Ohio speaking against this Ordinance. Did you want to speak on this one?

Ms. B.J. Smith: No, well, yes. I just wanted to clear one thing up. Our dedicated broadband internet service that we provide to businesses in downtown Zanesville and all over the place is more secure than any network could ever be. We serve banks, we serve attorneys, we serve many hospitals, many organizations and companies that have absolutely crucial, critical systems and information that cannot get out there. So, I just needed to take issue with the fact that the City by building its own Wi-Fi network is a more secure technology than is going with a provider like AT&T. Thanks!

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

Roll call vote for passage.

8 Ayes

1 Nays Mrs. Osborn

Motion carries. Ordinance is passed.

TRAFFIC ORDERS

Traffic Order 19-07

Section One: At the Northwest (should have read east) of intersection of Dryden Road and Dearborn Street on Dryden Road: Move the existing sign "NO PARKING HERE TO CORNER". Move the sign 20 feet north (should have read east) of its current location. The new location will be placing the sign in front of 827 Dryden Road.

Section Two: At the southwest (should have read northwest) corner of intersection of Dryden Road and Dearborn Street on Dryden: Move the existing sign "NO PARKING HERE TO CORNER". Move the sign 25 feet south (should have read east) of its current location. The new location will be placing the sign in front of 843 Dryden Road.

SECTION THREE: The appropriate signs shall be installed in accordance with O.R.C. 4511.09.

(The clerk stated she read the amended version and shouldn't have)

Mr. Sharrer: I think the Section One was not the amended and Section Two was the amended.

The Clerk read Section Two again:

Section Two: Northwest of intersection of Dryden Road and Dearborn Street on Dryden: Move the existing sign "NO PARKING HERE TO CORNER". Move the sign 25 feet east of its current location. The new location will be placing the sign in front of 843 Dryden Road.

Mr. Vincent: With that, in looking at this on a map and trying to figure out where these locations were I had great challenges with it. What it is the road makes a turn and the corners change compass directions as far as corners that were originally put in here. So Council has before them an amended version here, that I think corrects all of that. Mr. Toney, you agree with this and concur that it did work?

Mr. Toney nodded in agreement.

Mr. Vincent: So with that I would like to entertain for someone to make the motion to make this amendment so it is clear for future people if they look back on it we won't have challenges on parking violations.

Mr. Sharrer moved to accept these corrections with directions that are put before Council as written.

Mr. Vincent: With that those directions are, do you want to read through it or

Mr. Sharrer: I think everybody has a copy of it. Do you want me to read it?

Mr. Vincent: If you would please.

Mr. Sharrer read the amendments as follows:

SECTION ONE: At the northwest corner of the intersection of Dryden Road and Dearborn Street on Dryden Road: Move the existing sign "NO PARKING HERE TO CORNER". Move the sign 20 feet north of its current location.

The new location will be placing the sign in front of 827 Dryden Road.

SECTION TWO: At the southwest corner of the intersection of Dryden Road and Dearborn Street on Dryden: Move the existing sign "NO PARKING HERE TO CORNER". Move the sign 25 feet south of its current location.

The new location will be placing the sign in front of 843 Dryden Road.

SECTION THREE: The appropriate signs shall be installed in accordance with O.R.C. 4511.09.

Mr. Roberts seconded the motion to amend. A voice vote was taken with all present being in favor. None were opposed. Motion carries.

Mr. Baker moved to receive the amended version, seconded by Mr. Foreman.

Mr. Sharrer: I think my wife would question you having me read anything having to do with directions. (Laughter)

Mr. Vincent: You did an excellent job. Is there anything else? So, all in favor signify by saying aye. Those opposed nay.

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

Traffic Order 19-08

Whereas, City Council approved Traffic Order 94-23 on July 6, 1994 as shown in "Attachment A", which authorized the establishment of one (1) handicapped parking space directly in front of 507 Spangler Drive.

Section One: Traffic Order 94-23 is hereby rescinded.

Section Two: Remove the existing handicapped sign due to the resident moving and failing to pay the annual fee of ten dollars (\$10.00) that must be paid on or by the annual due date of June 30th.

Mr. Roberts moved to receive, seconded by Mr. Baker.

All present were in favor. None were opposed.
Motion carries. It stands received.

MISCELLANEOUS AND UNFINISHED BUSINESS

Mayor Tilton: I have a couple of announcements. Beginning tomorrow night at 8:00 p.m. until Wednesday at 6:00 a.m. the City of Zanesville Water Division will be finalizing the pipe connections to the new Putnam Water Tank. The work will cause low pressure or disruption of water service for streets in the area around the water tank. Once the service is restored the City of Zanesville Water Division is issuing a precautionary boil advisory. After service is restored and until further notice vigorously boil for at least one minute any water used for drinking, including cooking, making ice, or oral hygiene. If you have any questions contact the Zanesville Water Division.

Second announcement is the City of Zanesville will be closing Wayne Avenue/South River Road from the Metal on Honor Bridge SR 555 to Marietta Street on Monday, September 16 for slip repairs and culvert replacement. The closure is expected to last 90 days. Detour routes signage will be placed. Access to local residence and businesses will be maintained.

That is all I have.

Mr. Vincent: Thank you, Mayor. Is there anything from the Administration? The public meeting as far as closing bridges, do you want to announce for I-70 as far as closing the bridges. Which streets are those?

Mr. Bennett: I am sorry. The proposal as they unveiled it was the 7th Street and 5th Street closing in and out of downtown. They are taking public comment now.

Mr. Vincent: So they are looking to close the openings that go under I-70 at those two streets and public comment is September 18 from 6:00 p.m. to 8:00 p.m. at the Muskingum County Welcome Center. Thank you, is there anything else from the administration? I thought those were important and I wanted to get it out there so people can come and make comments and hear what's proposed.

Mr. Foreman: I just have a couple of quick things. The last time I told you about the John McIntire Outdoor Classroom is September 15th. That is this Sunday. When I told you about it I didn't have a time. It is from 5:00 to 8:00 p.m. We will be having a Taste of Zanesville blue ice cream from Tom's. We will have actors Mr. and Mrs. McIntire. We will have Johnny Appleseed; we will have crafts for kids, a scavenger hunt, and a lot of community involvement just talking about science. We have been using this as an outdoor classroom for science experiments and such.

The second thing is that the Muskingum Valley Park District is looking for everybody's input on the use of our land, our parks, and our trails. The final informational meeting will be held on September 11 at 6:30 p.m. at the Dresden Library. The purpose of the meeting is just really to hear everybody's input. We would like to know how you currently utilize the parks. How you utilize the trails. What you would like to see in the future? What kind of things you would like for us to work on? We have two huge projects happening right now with the McIntire Park and the Westview Park. So, input is very important, but it is not just related to those two sites. Those two are just the biggest projects that we need input on, but also like the Joe's Run Trail and so forth. We would just like to know: Have you used it; if you haven't, why not? What would you like to see on it? If we had some of these things would it make you more apt to use them? That is the whole purpose of these meetings is to get community input because we certainly don't want to put all the time and effort and money raising and everything that we do into these projects if they are not benefiting you; because that is our goal. That is our mission.

Mr. Vincent: Thank you, Mr. Foreman. Again the McIntire Park is September 15 from 5:00 to 8:00 p.m. Is there anything else? We do have a speaker tonight that filed a private petition to address Council.

PRIVATE PETITIONS AND COMMUNICATIONS

Marcia Hartman, P.O. Box 454, New Concord, OH representing the Zanesville Think Tank on Poverty who would simply like to express their thanks to the Council for their support thru the CDBG grant that will fund the Zanesville Citizens Housing Connection.

Marcia Hartman: The Zanesville Think Tank on Poverty is all about providing opportunities for people who have actually experienced or are experiencing poverty to have a chance to voice their ideas about solutions after studying the problem. In Zanesville we chose to focus on homelessness and the lack of affordable quality housing for the people here. So we feel like our members have the expertise and should participate in speaking out for what their ideas are. So tonight, one of our members, Sarah Chapman, was supposed to speak, but we filled out the form wrong so we are learning and this was a good learning experience for us is to how to complete the forms for who should talk to Council and all of that in the future. So, I am going to read Sarah's words because we are very grateful for the opportunity that Council has extended to us with the CDBG grant that will help us connect with additional people experiencing these problems in our community and gather data which we hope will help the City.

So, Sarah had written:

The Zanesville Think Tank on Poverty would like to say thank you to City Council for giving our organization the opportunity to help those in need and to work with the Council to help bridge the gaps of other organizations. Zanesville's Citizens Housing Connection, which is what we are calling the program, hopes to be a great resource to City Council with information and feedback. If need be we hope to be helpful on giving

the information for further policies about housing and to keep communications open with City Council and other organizations so we can be sure that we are aware of other issues and find the solutions for problem solving. So, thank you.

Mr. Vincent: Thank you. We appreciate it and Sarah Chapman thank you for coming. We enjoyed your words. Okay this is the last chance. Is there anything else going on?

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

Mr. Vincent: All in favor of adjournment signify by saying aye. All opposed nay. Motion carries. We stand adjourned.

It was about 7:50 p.m.

Thank you everyone and have a good evening.

Susan Culbertson
Clerk of Council

Daniel M. Vincent
President of Zanesville City Council