

Public Swearing in of City Elected Officials

A Public Swearing In of some of the City Elected Officials will take place at 6:30 p.m. on Monday, December 23, 2019 in Zanesville City Council Chambers, Second Floor of City Hall located at 401 Market Street, Zanesville, Ohio 43701.

City Council meeting Agenda of business December 23, 2019

The Lord's Prayer

Pledge of Allegiance to the flag

Item
no.

A. Roll call

B. Approval of minutes

C. Communications, reports, and resolutions

1. Resolution No. 19-150 – Introduced by Council – A Resolution recognizing Councilperson Connie Norman for more than 30 years of dedicated service. (First Reading)
2. Resolution No. 19-151 – Introduced by Council – A Resolution recognizing Mayor Jeff Tilton for eight years of dedicated service. (First Reading)

D. Proposed ordinances

3. Ordinance No. 19-141 – Introduced by Council – An Ordinance authorizing the expenditure of funds related to the Lock #10 Canal Trail Project. (First Reading)
4. Ordinance No. 19-152 – Introduced by Council – An Ordinance amending Appropriation Ordinance No. 19-10A and declaring an emergency. (Emergency or First Reading)
5. Ordinance No. 19-153 – Introduced by Council – An Ordinance authorizing the proper City official to dispose of City property. (First Reading)

E. Ordinances for action

6. Ordinance No. 19-94 – Postponed until January 13, 2020. (First Reading)

7. Ordinance No. 19-140 – Introduced by Council - An Ordinance authorizing the proper City official to submit an application for a 2020 Certified Local Government Program Grant. (Second Reading)
8. Ordinance No. 19-143 – Introduced by Council – An Ordinance amending Chapter 924.11(e) of the City of Zanesville’s Codified Ordinances regarding special charges and assessments. (Second Reading)
9. Ordinance No. 19-144 – Introduced by Council – An Ordinance authorizing an encroachment of a City right-of-way. (Second Reading)
10. Ordinance No. 19-145 – Introduced by Council – An Ordinance amending Chapter 1115 of the City of Zanesville’s Codified Ordinances, regarding variances. (Second Reading)
11. Ordinance No. 19-146 – Introduced by Council – An Ordinance to amend and revise the Zoning Map and make permanent zoning in the City of Zanesville, Ohio as herein provided. (Second Reading)
12. Ordinance No. 19-147 – Introduced by Council – An Ordinance to amend and revise the Zoning Map and make permanent zoning in the City of Zanesville, Ohio as herein provided. (Second Reading)
13. Ordinance No. 19-148 – Introduced by Council – An Ordinance amending the City of Zanesville’s Comprehensive Plan Implementation Index. (Second Reading)
14. Ordinance No. 19-149 – Introduced by Council – An Ordinance authorizing an agreement with Muskingum County and the Zanesville-Muskingum County Port Authority related to infrastructure improvements within the Zanesville-Washington Joint Economic Development District. (Second Reading)
15. Ordinance No. 19-132 – Introduced By Council – An Ordinance Authorizing The Proper City Official To Advertise For Bids For The City Of Zanesville’s Solid Waste Disposal Needs. (Third Reading)
16. Ordinance No. 19-133 Amended – Introduced by Council – An Ordinance Amending Ordinance 01-128, Making Findings And Determinations As Permitted In Sections 3735.65 To 3735.70 Of The Ohio Revised Code, Establishing And Describing The Boundaries Of “Community Reinvestment Areas” And Designating A Housing Officer To Administer The Program. (Third Reading)

17. Ordinance No. 19-134 – Introduced by Council – An Ordinance Amending Ordinance 02-175, Making Findings And Determinations As Permitted In Sections 3735.65 To 3735.70 Of The Ohio Revised Code, Establishing And Describing The Boundaries Of “Community Reinvestment Areas” And Designating A Housing Officer To Administer The Program. (Third Reading)
18. Ordinance No. 19-135 – Introduced by Council – An Ordinance Amending Ordinance 03-107, Making Findings And Determinations As Permitted In Sections 3735.65 To 3735.70 Of The Ohio Revised Code, Establishing And Describing The Boundaries Of “Community Reinvestment Areas” And Designating A Housing Officer To Administer The Program As Referenced In Ordinance 06-10. (Third Reading)
19. Ordinance No. 19-136 – Introduced by Council – An Ordinance Accepting the City of Zanesville Housing Needs Assessment, As Herein Provided. (Third Reading)
20. Ordinance No. 19-138 – Introduced by Council – An Ordinance Accepting The Historic Preservation Guidelines, As Herein Provided. (Third Reading)

F. Traffic orders

No Traffic Orders were filed for this meeting.

G. Miscellaneous and unfinished business

H. Private petitions and communications

No private petitions were filed for this meeting.

PUBLIC HEARING

A Public Hearing was called to order at 6:31 p.m. on Monday, December 09, 2019 in Zanesville City Council Chambers, 401 Market Street, Zanesville, OH by Council President Daniel Vincent to hear a request by Store It LLC to vacate portions of Pearl Street, Beech Street, and unnamed alleys in the vicinity of 302 State Street here in the City of Zanesville. All testimony for and against will be heard.

Present at this hearing were the following individuals: Matthew Schley, Planning and Zoning Administrator; Dave Rogers, citizen; Todd E. Ware, Third Ward Councilman Elect; David Tarbert, Law Director; Mark Baker, First Ward Councilman; Steven Foreman, Fifth Ward Councilman; J. Rob Sharrer, Joey Osborn, and Ann Gildow, Councilmembers at Large; Council President Daniel Vincent; Sandy Gentry, Fourth Ward Councilperson; Bill Arnett, Community Development Director; and Susan Culbertson, Clerk of Council.

Matthew Schley was asked to guide us through this hearing.

Matthew Schley: Thank you for having me tonight Council. As you said this is an alley and street vacation. We have both that are being vacated. Some highlights are in this area (a map was shown on the Mondopad- a large display screen). This area of Mattingly Foods has had numerous vacations over the years. To be specific there have been nine vacations over the years, but only six of those vacations have been recorded. There is a little bit of some: three are recorded and that is not what is being taken care of today. There is only a single property owner that is in the area. According to the applicant, which is actually Linn Engineering on behalf of Store It LLC, which is Mattingly Foods; the vacations are necessary to construct a new cold storage facility.

The Planning Commission did transmit this to Council with the recommendation of approval. This is an overhead GIS view of the area (a map on the Mondopad). Matthew described the area and stated some of the lines are not entirely accurate. They have done some combinations and things of that nature that have made it a little bit difficult to discern where the alleys were when we initially got this request. So, the Community Development Department worked with the Engineering Department to figure out exactly where these alleys and streets were.

Another slide shows the area that shows where things have been vacated prior. All the vacated areas were viewed. The areas planned to be vacated with this request were viewed. They previously thought half of the square was already vacated and found out that was not the case. They plan on cleaning this up on a later date.

Most of the areas have already been built over already or are being used by Mattingly Foods in another way like parking or something along those lines. That is what I have for you.

Mr. Vincent: Thank you, sir. With that, on the previous screen none of these areas are open presently?

Matthew Schley: This whole area is actually closed.

Mr. Vincent: So it actually changes nothing for anyone in the area.

Matthew Schley: No. Mattingly's entire operation, this is the picture of an aerial of what I just showed you. This is the area that just hasn't been vacated. If you see, they have actually been using it as a parking area for a few years now. It just had never been vacated. They want to put their cold storage here, but they can't because it is not vacated. I believe that is where the request came from, but you are absolutely correct, Mr. Vincent, that Railroad is already closed off.

Mr. Vincent: That is State Street running right beside it. Okay. Are there any questions from Council?

Mr. Baker: Just to inform Council this made its way through the CD Committee a week ago, and you and I were talking before, so just so Council knows, this is a flat area and depending on whether it is going to be initiated by Linn Engineering or you yourself, this is all going to be looked at to create some type of uniform zoning somewhere in the near future.

Matthew Schley: Absolutely. We would be looking in the future to do a total vacation just one to clean up the entire area. As you saw on this page there are nine ordinances that show vacations in this area. Three of them are not recorded, six of them are, and it took myself and David Kerr in engineering a considerable amount of time to figure out what has been vacated, what hasn't been vacated, and what has been recorded and what hasn't been recorded. We worked with Sue to figure that out as well. So, the benefit in the future would be to vacate in one Ordinance everything again, even the portions that are already vacated to have one uniform ordinance that says this entire area has been vacated by the City. At this time it is not being presented to us. It was our understanding from the applicant, Linn Engineering, that this was what they needed to get done immediately to get that Cold Storage project up and running.

Mr. Vincent: Is there anything else, Mr. Baker?

Mr. Baker: Yes, how many jobs are going to be affiliated with the refrigeration units?

Matthew Schley: I would defer that question to Director Bill Arnett. He would be better suited to answer that question.

Bill Arnett: I think the tax abatement paperwork that came through City Council said there would be more than one dozen new employment positions created on top of what was already there.

Mr. Baker: Good.

Mr. Vincent: Mr. Schley, is there anything in the future then, another ordinances to re-vacate everything that has already been vacated?

Matthew Schley: Yes, I would assume, as I do not like to speculate, but I know it is something we are actively looking at and we have been actively looking at since this project came across our desks was how do we make this easier for people in ten to fifteen years down the line to discern; because like I said, it did take us a lot of time to get this figured out. It took a lot of man hours that went into this to determine what was done. So, that is what we would be looking for and Linn Engineering had indicated that is something they would be interested in doing, but at this time when they needed to get this done they didn't have the time or manpower to get that finished in the time period they had.

Mr. Vincent: It is going to take significant more work to get all the boundaries and everything drawn up.

Matthew Schley: Yes, it will take a considerable amount of time.

Mr. Vincent: So this is to get the absolute bare minimum to what we need to progress.

Matthew Schley: Yes, the absolute bare minimum to get them up and running with their new cold storage part.

Mr. Vincent: They have been excellent in the community. Okay, is there anything else from Council? Okay, is there anyone here to speak for? Is there anyone here to speak against?

No one came forward to speak for or against this request. The hearing came to a close about 6:40 p.m.

Susan Culbertson, Clerk of Council

Daniel M. Vincent, Council President

ZANESVILLE CITY COUNCIL MEETING – MONDAY, DECEMBER 9, 2019

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

APPROVAL OF MINUTES

Mr. Roberts moved to accept the minutes of November 25, 2019 as written, seconded by Mr. Foreman.

Motion carries.

COMMUNICATIONS, REPORTS, AND RESOLUTIONS

Resolution No. 19-139 - Introduced by Council – Introduced by Council – A Resolution responding to the Ohio Rail Development Commission regarding the Liberty Street Railroad Crossing.

Mr. Roberts moved for first reading, seconded by Mrs. Osborn.

Mr. Vincent: Is there any discussion?

Mr. Roberts: This was discussed at the Public Service Committee and it was recommended from that committee to waive the readings and pass this legislation tonight.

Mr. Vincent: Thank you.

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

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

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Resolution is passed.

PROPOSED ORDINANCES

Ordinance No. 19-140 – Introduced by Council – An Ordinance authorizing the proper City official to submit an application for a 2020 Certified Local Government Program Grant.