

## ZANESVILLE CITY COUNCIL MEETING MONDAY, JANUARY 13, 2020

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Mr. Vincent: The last chance. I guess I do have one thing to say. Mr. Schley, you do a wonderful job. We appreciate it.

Mr. Schley: Thank you.

Mr. Vincent: You keep it simple, you keep it clear, you cover the points, and I do appreciate it. Thank you for your time. We will call this public hearing to a close about 6:45 p.m.

### **ZANESVILLE CITY COUNCIL MEETING – MONDAY, JANUARY 13, 2020**

The Zanesville City Council met in regular session at 7:00 p.m. on Monday, January 13, 2020 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, Mrs. Osborn, Mr. Sharrer, Mr. Foreman, Mr. Roberts, Mr. Baker, Mrs. Gentry, Mr. Ware, Miss Bradshaw, and Mr. Vincent.

### **APPROVAL OF MINUTES**

Mr. Sharrer moved to accept the minutes of the Special meeting on January 02, 2020 as printed, seconded by Mrs. Osborn.

Motion carried.

### **COMMUNICATIONS, REPORTS, AND RESOLUTIONS**

Communication from Mayor Mason-Zanesville-Muskingum County Port Authority Board Appointment – Mayor Mason hereby recommends the reappointment of Randy Coconis to the Zanesville-Muskingum County Port Authority Board. Mr. Coconis' term will expire December 31, 2023.

Mr. Roberts moved to receive and concur, seconded by Miss Bradshaw. All present were in favor of receiving and concurring. No one was opposed. Motion carries.

Communication from Mayor Mason- Muskingum County Land Reutilization Corporation Board Appointment – Mayor Mason hereby recommends the appointment of Ann Gildow to the Muskingum County Land Reutilization Corporation. Ms. Gildow will replace Tim Smith. Ms. Gildow's term will expire December 31, 2021.

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

All present were in favor except Mr. Roberts who abstained. None were opposed.  
Motion carries.

Communication from Scott Brown, Interim Director of Public Services-City of Zanesville Cemetery Division-2019 4th Quarter Report.

Mr. Roberts moved to receive, seconded by Ms. Gildow.

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

Communication from Scott Brown, Interim Director of Public Services-City of Zanesville Cemetery Division-2019 Year End Report.

Miss Bradshaw moved to receive, seconded by Mrs. Gentry.

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

Resolution No. 2020-03 - Introduced by Council-A Resolution authorizing the sale, by internet auction during calendar year 2020, of City owned personal property which is not needed for public use or which is obsolete or unfit for the use for which it was acquired.  
Miss Bradshaw moved for first reading, seconded by Ms. Gildow.

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

## **PROPOSED ORDINANCES**

Mr. Sharrer: I would like to move to add to our agenda under Proposed Ordinances as items 8A and 8B Ordinance Number 2020-06 and as 8B then 2020-07.

Mr. Roberts seconded the motion.

Mr. Vincent: Is there any discussion? We will have a little more description at the time. So, all in favor of these additions signify by saying aye. Opposed nay.

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

Ordinance No. 19-94 – An Ordinance establishing a “Dig Once” Policy reducing underground excavation for communications infrastructure within the City’s Right of Ways.

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

Mr. Vincent: Is there any discussion on waiving?

Mr. Roberts: It was discussed at Public Service Committee earlier tonight that we waive the readings and defeat this legislation.

Mr. Vincent: Thank you, Mr. Roberts. Is there any other discussion on waiving? Okay, we will have roll call vote to waive the readings.

Roll call vote on waiving of the readings.

9 Ayes

0 Nays

Motion carries.

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

Mr. Vincent: Is there any discussion? Hearing none, I do have two speakers, but I do not think they are here this evening. I have filled out petitions from B.J. Smith from AT&T Ohio and Barrett Tamasovich. He is not here also. Is there anything else from Council? We will have roll call vote.

Roll call vote for passage.

0 Ayes

9 Nays

Motion is defeated. Ordinance is defeated.

Ordinance No. 2020-04 – Introduced by Council – An Ordinance reauthorizing entering into a contract for the purchase of limestone and declaring an emergency.

Mr. Sharrer moved to waive 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.

Ms. Bradshaw moved for passage, seconded by Mr. Baker.

Mr. Vincent: Is there any discussion? This is pretty routine so we do this every year.

Mr. Sharrer: Every year.

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

Ordinance No. 2020-05 – Introduced by Council – An Ordinance authorizing the proper City Official to dispose of City property.

Mr. Roberts moved for first reading, 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. 2020-06 – Introduced by Council – An Ordinance authorizing the proper City official to enter into a five-year lease with options for renewal or extension for the leasing of land for farming at Zanesville Municipal Airport.

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

Mr. Vincent: Is there any discussion on waiving? With that Council did pass this and this is a new year and a new Council, so this has come back before us and it was already passed in 2019. 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. Baker.

Mr. Vincent: Is there any discussion?

Mr. Sharrer: Just for the public and anyone with concerns as you mentioned this did come before us. It was passed by the previous Council of 2019 and that is why we discussed this in the previous Public Service Committee meeting earlier tonight. Both of these Ordinances, just so there is no concern as to us adding legislation and passing it the same night. It is basically, we are redoing what we already did in 2019.

Mr. Vincent: Mr. Tarbert, I would like to turn to you to see if there is a little piece you can add as to why the new Council has to do this and explain it.

Mr. Tarbert: It is a provision in the Ohio Revised Code, I think it is 731.48 that says that Council of one term cannot enact legislation that does not become fully operational

within that same term. So, you had your 2018-2019 Council authorize the signature of a contract, but that contract didn't get signed in 2019 for whatever reason. So, now we have a 2020 Council. That previous Council can't bind this Council. So, we had this issue on probably two, three, or four things this year. I don't know why, but that old Council authorized a few things that didn't get done before the end of the year, so we just have to reauthorize it with this Council.

Mr. Vincent: Okay, thank you. That is excellent, just what I wanted.

Mr. Tarbert: Glad I could help.

Mr. Vincent: Is there anything else from Council?

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

Ordinance No. 2020-07 – Introduced by Council – An Ordinance authorizing the proper City official to enter into a contract for the City of Zanesville's Solid Waste Disposal needs.

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

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

Roll call vote on waiving of the readings.

9 Ayes

0 Nays

Motion carries.

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

Mr. Vincent: Is there any discussion? This is all routine every five years, leasing land at the Municipal Airport.

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

**ORDINANCES FOR ACTION**

Ordinance No. 19-141 – Introduced by Council – An Ordinance authorizing the expenditure of funds related to the Lock #10 Canal Trail Project.

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

Mr. Vincent: To get back on track we had a mistake on this one that we had the wrong preamble read one time and we voted on it so we brought it back. So, to get this back on track time wise, I would like to request to Council if they would like to waive this.

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

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 Mr. Foreman.

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

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.

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

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

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.

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

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

Ordinance No. 19-144 – Introduced by Council – An Ordinance authorizing an encroachment of a City right-of-way.

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

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

Ordinance No. 19-145 – Introduced by Council – An Ordinance amending Chapter 1115 of the City of Zanesville's Codified Ordinances, regarding variances.

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

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

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.

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. 19-147 – 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.

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

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

Ordinance No. 19-148 – Introduced by Council – An Ordinance amending the City of Zanesville’s Comprehensive Plan Implementation Index.

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

Roll call vote for passage.

9 Ayes

0 Nays

Motion carries. Ordinance is passed.

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.

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

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**

Mr. Vincent: We will turn to the Mayor first to see if there is anything he would like to share with us.

Mayor Mason: I will just say it has been good working here, for now thirteen days. I appreciate the cooperation and the good relationships with all the heads and the elected officials such as Dave, Andrew Body, and David Wolfe and everybody and of course the entire staff. It is going well.

Mr. Vincent: Is there anything else from the administration? Law Director’s office?

Mr. Tarbert: Nothing, thank you.

Mr. Vincent: Okay. So, we have no private communications or communications.

#### **PRIVATE PETITIONS AND COMMUNICATIONS**

No Non-agenda item petitions were filed for this meeting.



ZANESVILLE CITY COUNCIL MEETING MONDAY, JANUARY 13, 2020

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Mrs. Osborn moved to adjourn. Mr. Sharrer seconded the motion. A voice vote was taken with all being in favor. None were opposed. Motion carries.

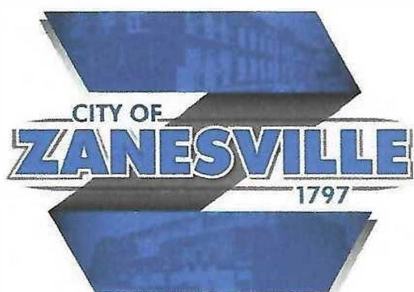
Mr. Vincent: We stand adjourned. Thank you everyone and have a good evening.

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Susan Culbertson  
Clerk of Council

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Daniel M. Vincent  
President of Zanesville City Council



Council-Mayor Government  
Donald L. Mason, Mayor

THE CITY OF  
**Zanesville**

401 Market Street  
Zanesville, Ohio 43701  
Phone (740) 617-4908  
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RECEIVED

JAN 22 2020

CLERK OF COUNCIL

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## MEMORANDUM

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**TO:** *Members of City Council*

**FROM:** *Mayor Don Mason*

**DATE:** *January 21, 2020*

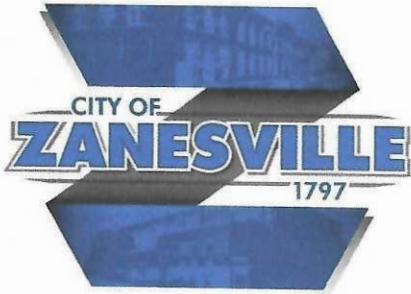
**SUBJECT:** *Board Appointment*

**Downtown Design Review Board**

*I am recommending the reappointment of Mark Baker to the Downtown Design Review Board. Mr. Baker's term will expire December 31, 2021.*

*Thank you!*

*DM/pke*



Council-Mayor Government  
Donald L. Mason, Mayor

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## MEMORANDUM

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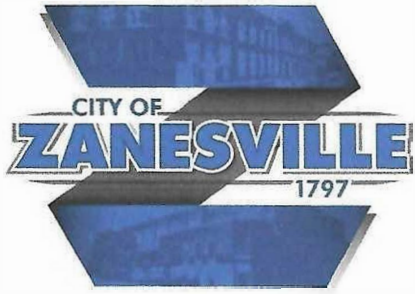
**TO:** *Members of City Council*  
**FROM:** *Mayor Don Mason*  
**DATE:** *January 21, 2020*  
**SUBJECT:** *Board Appointment*

**Zanesville Community Improvement Corporation**

*I am hereby recommending the reappointment of Susan Jones, Andrew Roberts, Gretchen Sayre and Daniel Vincent to the Zanesville Community Improvement Corporation Board of Directors. The terms for Ms. Jones, Mr. Roberts and Ms. Sayre will expire December 31, 2022. Mr. Vincent's term will expire December 31, 2021.*

Thank you!

DM/pke



Council-Mayor Government  
Donald L. Mason, Mayor

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## MEMORANDUM

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**TO:** *Members of City Council*  
**FROM:** *Mayor Don Mason*  
**DATE:** *January 21, 2020*  
**SUBJECT:** *Board Appointment*

**Shade Tree Commission**

*I am hereby recommending the reappointment of Robert Boehle and Don Dal Ponte to the Shade Tree Commission. Mr. Boehle's term will expire October 4, 2021. Mr. Dal Ponte's term will expire January 28, 2022.*

*Thank you!*

*DM/pke*