

**City Council Meeting  
Agenda of Business  
January 26, 2026**

The Lord's Prayer

Pledge of Allegiance to the Flag

**A. Roll Call**

**B. Approval of Meeting Minutes Dated January 12, 2026**

**C. Communications, Reports, and Resolutions**

1. **Communication from Mayor Don Mason** – Muskingum County Land Reutilization Corporation – Mayor Mason hereby reappoints Mr. J. Robert Sharrer to the Muskingum County Land Reutilization Corporation. Mr. Sharrer's term will expire December 31, 2027.
2. **Communication from Mayor Don Mason – Appointment of David C. Suci to Safety Director** – Mayor Mason is pleased to announce the nomination and appointment of David C. Suci to the Office of Public Safety Director, City of Zanesville beginning January 30 and requests the approval of the Zanesville City Council.
3. **Resolution No. 2026-07** – Introduced by Council – A Resolution authorizing the sale, by Internet auction during calendar year 2026, of city owned personal property which is not needed for public use or which is obsolete or unfit for the use for which it was acquired. (First Reading)

**D. Proposed Ordinances**

1. **Ordinance No. 2026-08** – Introduced by Council – An Ordinance authorizing the proper city official to provide funds for Transitions. (First Reading)

**E. Ordinances for Action**

1. **Ordinance No. 2026-04** – Introduced by Council – An Ordinance allowing a moral claim. (Second Reading)
2. **Ordinance No. 2026-05** – Introduced by Council – An Ordinance allowing a moral claim. (Second Reading)

**F. Traffic Orders**

None

**G. Miscellaneous and Unfinished Business**

1. Special Guest Eric Reed, Executive Director of Zanesville-Muskingum County Authority.
2. Special Guest Howard Stewart, Jr., Transit Director of South East Area Transit.

**H. Private Petitions and Communications**

None

**I. Adjournment**

The next regular meeting is scheduled for February 9, 2026.

This meeting is open to the public who may attend in person or attend by phone or Internet using the information below.

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## **ZANESVILLE CITY COUNCIL MEETING MONDAY, JANUARY 12, 2026**

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### **ZANESVILLE CITY COUNCIL MEETING – MONDAY, JANUARY 12, 2026**

The Zanesville City Council met in regular session at 7:00 p.m. on Monday, January 12, 2026 in the City Council Chambers, 401 Market Street, Zanesville, Ohio.

President Vincent: Good evening, everyone. I'd like to call Zanesville City Council meeting to order for January 12, 2026, our first meeting of the year. Please stand and join me in the Lord's Prayer followed by the Pledge of Allegiance to the Flag.

President Vincent led those present in the Lord's Prayer and the Pledge of Allegiance to the Flag.

President Vincent: May I have roll call, please?

The following members of Council answered roll call: Mr. Taylor-Lehman, Mr. Ware, Miss Bradshaw, Ms. Frye, Mrs. Osborn, Mr. Hennessey, Mr. King, Mr. Ballmer, Mr. Baker, and Mr. Vincent.

President Vincent: I'm glad that you're all here!

### **ELECTION OF PRESIDENT PRO-TEMPORE**

President Vincent: We're now moving on to the election of President Pro-Tem. With that, I need a nomination?

Mr. King: Mr. President, I'd like to nominate Mark Ballmer as Pro-Tem.

Mr. Baker: Second.

President Vincent: Okay, are there any other nominations?

Mr. Ware: I'd like to nominate Joey Pennybaker as Pro-Tem.

President Vincent: All right, are there any other nominations? With that, we will have roll call vote, and you will vote by saying who you're voting for, Mrs. Osborn or voting for Mr. Ballmer.

Mrs. Corns: Mr. Taylor-Lehman?

Mr. Taylor-Lehman: Joey.

Mrs. Corns: Mr. Ware?

Mr. Ware: Joey.

Mrs. Corns: Miss Bradshaw?

Miss Bradshaw: Joey.

**Mrs. Corns:** Ms. Frye?

Ms. Frye: Mrs. Osborn.

**Mrs. Corns:** Mrs. Osborn?

**Mrs. Osborn:** Joey.

**Mrs. Corns:** Mr. Hennessey?

**Mr. Hennessey:** Mr. Ballmer.

**Mrs. Corns:** Mr. King?

**Mr. King:** Mr. Ballmer.

**Mrs. Corns:** Mr. Ballmer?

**Mr. Ballmer:** Mr. Ballmer.

**Mrs. Corns:** Mr. Baker?

**Mr. Baker:** Mr. Ballmer.

**President Vincent:** Congratulations, Mrs. Osborn. You're now President Pro-Tem.

*Applause from the Council members and administration.*

**Mr. Baker:** Heavy is the head that wears the crown, Joey.

#### **APPROVAL OF MINUTES**

**President Vincent:** Moving now to **approval of the minutes** from our December 22, 2025 meeting. **What is Council's pleasure?**

Miss Bradshaw moved to approve the minutes as written. **It was seconded by Ms. Frye.**

**President Vincent:** Is there any discussion? Hearing none, all in favor of approval of the minutes signify by saying aye. Those opposed nay.

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

President Vincent: Motion carries. The minutes stand approved.

**COMMUNICATIONS, REPORTS, AND RESOLUTIONS**

**Communication from Mayor Don Mason** – Civil Service Commission – Mayor Mason hereby reappoints Mr. Mark Kaido to the Civil Service Commission to succeed the present Civil Service Commissioner's term. Mr. Kaido's term will expire March 1, 2030.

President Vincent: I need a motion to receive and concur with the Mayor.

Mrs. Osborn: So moved.

Ms. Frye: So moved.

President Vincent: Is there any discussion? Hearing none, all in favor of receiving and concurring with the Mayor, signify by saying aye. Those opposed nay.

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

President Vincent: Motion carries.

**Communication from Mayor Don Mason** – Muskingum County Convention Facilities Authority – Mayor Mason hereby recommends the reappointment of Mr. Mike Bennett to the Muskingum County Convention Facilities Authority. Mr. Bennett's term will expire 12/14/29.

President Vincent: I need a motion to receive and concur with the Mayor.

Mr. Ware: So moved.

Miss Bradshaw: Second.

President Vincent: Is there any discussion? Hearing none, all in favor of receiving and concurring with the Mayor, signify by saying aye. Those opposed nay.

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

President Vincent: Motion carries.

**Resolution No. 2026-01** – Introduced by Council – A Resolution authorizing the Clerk of Council to act as the designated representative of the members of the Zanesville City Council for purposes of required public records training.

President Vincent: We are at first reading.

Mr. Ballmer moved to waive the readings. It was seconded by Mrs. Osborn.

President Vincent: Is there any discussion of waiving? Hearing none we will have roll call vote on waiving the readings.

**Roll call vote for waiving the readings**

9 Ayes

0 Nays

0 Absences

0 Abstentions

President Vincent: **Motion to waive carries. Now I need a motion for passage.**

Miss Bradshaw moved for passage. It was seconded by Mr. Ballmer.

President Vincent: Is there any discussion? This is routine. What this does then this covers us from the standpoint of, by Ohio law, the Clerk can serve as the designated representative for the public records training, which is the Sunshine Law. I would still recommend that all of Council do that. It's a three-hour online training. It doesn't cost anything. It can be done online. I highly recommend it. But we are covered, that she can fill in for us if one of us doesn't get it done, that we are covered then. It is all spelled out very clearly in the Ohio Revised Code. It's our backup plan, but it's important to learn and know. We will have roll call vote for passage.

**Roll call vote for passage**

9 Ayes

0 Nays

0 Absences

0 Abstentions

President Vincent: Motion carries. Resolution is passed.

#### **PROPOSED ORDINANCES**

**Ordinance No. 2026-02** – Introduced by Council – An Ordinance appointing the Clerk of Council and declaring an emergency.

Mr. Ballmer moved to waive. It was seconded by Mr. Baker.

President Vincent: Is there any discussion of waiving? Hearing none we will have roll call vote for waiving of the readings.

## ZANESVILLE CITY COUNCIL MEETING MONDAY, JANUARY 12, 2026

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Roll call vote for waiving the readings

9 Ayes

0 Nays

0 Absences

0 Abstentions

President Vincent: Motion to waive carries. Now I need a motion for passage.

Mrs. Osborn moved for passage. It was seconded by Miss Bradshaw.

President Vincent: Is there any discussion? It's kind of an important position. Otherwise, someone will have to come in and fill some big shoes. With that, we will have roll call vote for passage.

Roll call vote for passage

9 Ayes

0 Nays

0 Absences

0 Abstentions

President Vincent: Motion carries. Ordinance is passed. Thank you. With that, we will swear you in at the end, if the Mayor is willing to sign, after the meeting. We can both sign, and then we can swear you in after the meeting. Congratulations, and thanks for all the hard work you do!

Mrs. Corns: Thank you.

**Ordinance No. 2026-03** – Introduced by Council – An Ordinance authorizing the Community Development Director to submit an application for the development of an Active Transportation Plan through the Ohio Department of Transportation and declaring an emergency.

President Vincent: I need a motion to waive or first reading.

Mr. Ware moved to waive the readings. It was seconded by Miss Bradshaw.

President Vincent: Is there any discussion?

Mr. Baker: Mr. President? Can we have a little more information on this, please?

Matthew Schley: Sure! It's a free program that the Ohio Department of Transportation provides. It does not cost the city any money. It will review many different routes throughout the city for active transportation, which is walking, biking, running, scooters, you name it, anything that's not your standard vehicular transportation. And this allows us to apply for funding through predominantly the Safe Routes to School Program. But there are other programs that this type

## ZANESVILLE CITY COUNCIL MEETING MONDAY, JANUARY 12, 2026

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of planning is required. So, instead of my staff taking up the time to write the plan, we can have ODOT assist us. And it will open up the door for us to apply for those funding sources.

**Mayor Mason:** Let me ask a question. When we did Pershing & Pine a couple of years ago, was that part of Safe Routes to School?

**Matthew Schley:** It was not, no.

**Scott Brown:** No, that was a separate safety program through ODOT.

**Mayor Mason:** I just knew it had to do with ODOT, safety, and schools.

**Scott Brown:** It did, yes. The DOT at the state level and at the federal level have lots of programs. But they usually like for you to do some sort of preliminary like this to basically open up the door and make sure it meets the criteria. They force you to do this so they know that when you apply for something, it meets the criteria and allows them to weed out people that are just randomly sending in applications. They know that the information has already been vetted.

**President Vincent:** Okay, anything else on the urgency of waiving?

**Matthew Schley:** We've been tentatively approved for funding awaiting this legislation.

**President Vincent:** So, it doesn't need waived?

**Matthew Schley:** It absolutely needs waived, yes.

**President Vincent:** It does need waived?

**Matthew Schley:** Yes.

**President Vincent:** Okay, is there anything else regarding waiving the readings? Questions? Okay, we'll have roll call vote for waiving the readings.

**Roll call vote for waiving the readings**

9 Ayes

0 Nays

0 Absences

0 Abstentions

**President Vincent:** Motion to waive carries. Now I need a motion for passage.

**Miss Bradshaw** moved for passage. It was seconded by Ms. Frye.

**President Vincent:** Is there any discussion? Hearing none, we will have roll call vote for passage.



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Roll call vote for passage

9 Ayes

0 Nays

0 Absences

0 Abstentions

President Vincent: Motion carries. Ordinance is passed.

**Ordinance No. 2026-04** – Introduced by Council – An Ordinance allowing a moral claim.

President Vincent: We are at first reading.

Mr. Ballmer moved for first reading. It was seconded by Mrs. Osborn.

President Vincent: Is there any discussion?

Mr. King: Mr. President?

President Vincent: Mr. King.

Mr. King: This was brought to Public Service tonight. Mr. Eckelbarger spoke for a few minutes about the situation that happened. -04 and -05 are kind of tied in together. He will be back at the third reading to discuss it and give Council his story. The committee is making no recommendations one way or the other on this.

President Vincent: Thank you, Mr. King. Is there any other discussion? We're at first reading. All in favor of first reading signify by saying aye. Those opposed nay.

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

President Vincent: Motion carries. Returns to our next meeting for second reading.

**Ordinance No. 2026-05** – Introduced by Council – An Ordinance allowing a moral claim.

President Vincent: We're at first reading.

Miss Bradshaw moved for first reading. It was seconded by Ms. Frye.

President Vincent: Is there any discussion?

Mr. King: Mr. President?

President Vincent: Yes, Mr. King.

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Mr. King: Again, it was brought before Public Service tonight. Mr. Overly was not here to give his side of the story, but Mr. Eckelbarger did kind of say what happened with him as well, too. It all involves the same pothole essentially. It remains to be seen if he'll be here for any of the readings and there is no recommendation.

President Vincent: Thank you, Mr. King. Is there anything else from Council? Is there anything else from Council? We're at first reading. So, all in favor of first reading signify by saying aye. Those opposed nay.

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

President Vincent: Motion carries. Returns to our next meeting.

**Ordinance No. 2026-06** – Introduced by Council – An Ordinance authorizing the proper city official to enter into a contract with Environmental Design Group for professional engineering services for the SS4A Safety Action Plan Project.

President Vincent: We are at first reading, but there was a request to waive this by the City Engineer.

Mrs. Osborn moved to waive the readings. It was seconded by Mr. Ballmer.

President Vincent: Is there any discussion on waiving? Hearing none we will have roll call vote for waiving the readings.

Roll call vote for waiving the readings

9 Ayes

0 Nays

0 Absences

0 Abstentions

President Vincent: Motion to waive carries. Now I need a motion for passage.

Mrs. Osborn moved for passage. It was seconded by Miss Bradshaw.

President Vincent: Is there any discussion? Hearing none we will have roll call vote for passage.

Roll call vote for passage

9 Ayes

0 Nays

0 Absences

0 Abstentions

President Vincent: Motion carries. Ordinance is passed.

**ORDINANCES FOR ACTION**

**Ordinance No. 2025-143** – Introduced by Council – An Ordinance authorizing the City Engineer budget move from the General Fund to the Enterprise Funds.

President Vincent: We are at second reading.

Mr. Ballmer moved to waive the readings. It was seconded by Mr. King.

President Vincent: Is there any discussion of waiving? Mr. Hennessey, do you want to add? I understand in our discussion we were hoping...

Mr. Hennessey: I was hoping to bring this back for Ways and Means to look at it a little further, just due to the extra expense. It came to Ways and Means, and we didn't have the ordinance in front of us to review it.

Mr. Ballmer: Mr. Brown, what kind of timeframe are we looking at on this?

Scott Brown: Again, this impacts the permanent budget, which we're putting together. So, that's why the urgency, I suppose, for it. Again, if there are questions today, I'm happy to answer them now, more than happy to discuss it.

Mr. Hennessey: Sure.

Scott Brown: I have no problem, I mean I...

Mr. Hennessey: I'm not sure we need to do this to take care of the problem that you want to resolve. It's a lot of moving accounts around that are already set. It makes no difference to the bottom line.

President Vincent: Can we hold on a second? So, right now, we have a motion on the floor for waiving.

Mr. Hennessey: So, we can't discuss, can we?

President Vincent: Well, we can discuss about waiving, I guess. With that, you could withdraw the motion to waive and just do a motion for second reading and discuss from there and then decide if you want to waive.

Mr. Ballmer: All right, I'll withdraw.

Mr. King: Withdraw.

President Vincent: The motion to waive has been withdrawn. So, I need a motion for second reading.

Mr. Baker moved for second reading. It was seconded by Mr. Hennessey.

President Vincent: Is there any discussion? So, now we can go into discussion.

Mr. Hennessey: Do you want to discuss now? *(To Scott Brown)*.

Scott Brown: Yes. Again, like I said, there's no, I hope this isn't like adversarial. It's not. I'm happy to discuss.

Mr. Hennessey: Well, it's not adversarial. What I'm saying is...

Scott Brown: Yes, I mean I'm just happy to have a discussion, whatever we think is best sounds good.

Mr. Hennessey: Well, it's a lot of moving pieces for, we can just leave it as is.

Scott Brown: I hundred percent agree with you.

Mr. Hennessey: And take care of the General Fund to take care of the extra people, which is just three additional people are seasonal, which doesn't cost us a lot like benefits and so forth. So, I'm not sure why we need to do all of this when it's already been set in stone from accounting, and this might be Amanda. Does it make sense to change all of this, just it's coming from the General Fund has the most money. So, why are we moving things around just to take care of three seasonals? I understand why you want to do it.

Scott Brown: Sure, Mr. President, just for clarity, I think the question is directed at me, but I also think there was a question to the Finance Director. Again, I think there's another member that wanted clarification. So, again, which question should I answer first, and whom should I direct it towards?

President Vincent: Go ahead with the question you feel comfortable answering.

Scott Brown: So, it was anticipatory on my part that the question would be, can the General Fund afford to add a Crew Leader Supervisor, and three seasonal positions? Based off the fact that I anticipated that question, I came up with this legislation which would take the Engineering portion out of the General Fund obligation and put it into the Enterprise Funds and then that would free up revenue, I think that's the right term, in the General Fund to then pay for this move. If, in Council's wisdom, you don't feel that there's any need to move the Engineering position, but leave it in General Fund and still support adding the three seasonals and the fulltime, entry level supervisory position to the maximum strength, I have no objection. I guess I just

## ZANESVILLE CITY COUNCIL MEETING MONDAY, JANUARY 12, 2026

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anticipated that there would be concern, and so I tried to provide legislation to alleviate a concern that perhaps I shouldn't have anticipated there would be by Council.

**Mr. Hennessey:** And that's fair. I understand that. I just think it's a lot of moving pieces to come to the same...

**Scott Brown:** And I have no objection. If it's Council as a whole's wisdom to say, let's leave the Engineering alone, then we can just simply defeat that legislation or send it back or table it or whatever the proper procedure is. The Law Director is not here, so I'll let the rest of the attorneys in the room tell me, but I have no objection to that. We just talk about the maximum strength ordinance and go from there. I'm absolutely just fine with that.

**Amanda Perkowski:** Council President?

**President Vincent:** Yes.

**Amanda Perkowski:** Scott, could you add some more clarification to how the Engineering Department is currently budgeted and how the different individual staff members are because they're not all in General Fund.

**Scott Brown:** Sure, we have the Engineer himself and our Assistant Engineer are currently paid 100% out of the Sewer Fund, we have the Stormwater Manager is paid 100% out of Stormwater, and then our Engineering Tech, his salary and benefits are 100% out of the General Fund. But then all of the things that you would need on a day-to-day basis, so let's say Operations, is funded out of the General Fund for the Department of Engineering. So, what we were looking at doing is with this legislation was (a) it didn't seem right to have the Engineer and the Assistant Engineer only coming out of one Enterprise Fund, so we would spread it across all four. Why did we end up with the situation we're in? When I went back and looked in 2015, the Water Fund was in very bad shape, and the Sewer Fund was not. And so, at that point, the administration made a recommendation and Council obliged to go ahead and attaches the Engineer to (we didn't have the Assistant, but we had an Engineer) and attach it only to Sewer since in their estimation it could afford to pay it, whereas, the Water Fund could not.

Today, things are much different across all the Enterprise Funds than they were a decade ago. So, we need to clean things up. There were lots of things, and I apologize that I didn't explain maybe all the things I was trying to clean up. I guess I focused too heavily on trying to explain that the General Fund could be alleviated some costs, which would then allow these other positions to come in. But there are multiple things, as Amanda is pointing out, that are not exactly correct (well, that sounds like there's error, and that's not what I mean to say), there's a better way that we could pay our people than the current way that we do it from an accounting standpoint. And that's what this legislation was attempting to do, multiple things in one step.

**Mayor Mason:** And let me throw in, and too bad Andy Roberts is not here, because he always loved it when I went go back to the 80's, telling my 1980's stories. When I first started working



here in 1979, my first assignment was to come up with a cost allocation plan for all of the divisions and the departments so we could get basically part of the administrative, had to do with our federal Community Development Block Grants and other grants that we could have a piece pulled off for administration. So, back in the 80's and 90's, when I left in '91, we still were taking money out of each of the accounts to try to allocate that appropriately to each of the key positions. At that point in time, our only Engineering Tech was Dick Hargraves. You guys remember Dick? But then we actually had Fred Grant coming out of separate accounts. He was the Utilities Director, Public Service Director. I guess when Scott first came down and explained how we were doing it now, I was like, why are we doing that now? You know, the system that's been in place now for, say 10 years. Best I can come up with is we had a person doing Budget & Finance who had no background in governmental budget and finance. So, I appreciate the efforts by Scott to try to get the system back in place, where there is integrity in the system in terms of work matching revenue and expenses. So, that's why I liked the idea, and you only have to change it once and then the system will be, I'll say, cleaned up at that point.

Mr. Hennessey: Does it actually do that?

Mayor Mason: This does, yes.

Mr. Hennessey: It will do it. Do you agree with that, Amanda? Is this good for you?

Amanda Perkowski: Scott and I agreed on the logic behind the allocation. He and I are in agreement. But to his point, what we're doing is not wrong. It's just a matter of how we want to allocate the costs.

Mr. Hennessey: Correct. I mean, we like consistency, but if you're okay with the change...

Amanda Perkowski: Yes.

Mr. Hennessey: You're the one that's got to deal with it.

Amanda Perkowski: It will be a little bit of work, but we're in agreement.

Mr. Hennessey: If you're good with it...

Amanda Perkowski: Yes.

Mr. Hennessey: Okay, that answers my question.

President Vincent: Is there anything else from Council? Okay, Mr. Hennessey, are you fine with waiving?

Mr. Hennessey: If she's good with it, yes.

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President Vincent: Does anyone want to make a motion to waive or we continue with second reading?

Mr. Ballmer moved to waive the readings. It was seconded by Miss Bradshaw.

President Vincent: Is there any discussion of waiving? We'll have roll call vote to waive the readings.

Roll call vote for waiving the readings

9 Ayes

0 Nays

0 Absences

0 Abstentions

President Vincent: Motion to waive carries. Now I need a motion for passage.

Miss Bradshaw moved for passage. It was seconded by Mrs. Osborn.

President Vincent: Is there any discussion? Hearing none we will have roll call vote for passage.

Roll call vote for passage

9 Ayes

0 Nays

0 Absences

0 Abstentions

President Vincent: Motion carries. Ordinance is passed.

**Ordinance No. 2025-144** – Introduced by Council – An Ordinance authorizing a maximum schedule of positions for the City of Zanesville's workforce.

President Vincent: We're at second reading.

Miss Bradshaw moved for second reading. It was seconded by Mr. Hennessey.

President Vincent: Is there any discussion?

Mr. Hennessey: Question.

President Vincent: Yes, Mr. Hennessey.

Mr. Hennessey: Mr. Brown, the Maintenance Worker Trainees that we're removing...

Scott Brown: Yes, I'm sorry. I should have addressed that. I apologize.

Mr. Hennessey: Have they ever been filled, those positions?

Scott Brown: No, and if you'd like for me to explain, I can. I apologize. I forgot that that was part of it, and we didn't discuss that.

Mr. Hennessey: So, they've never been a filled position?

Scott Brown: Yes. So, would you like me to give you the history on the position, or no? I can expound on the reason why. But the short answer is that...

Mr. Hennessey: Well, if you've never filled them, then they need to go.

Scott Brown: ...that, (a) there's no job description, (b) they're not part of, the only place they appear is in this maximum strength. There has never been a job description, and they're not part of the pay ordinance. So, in a sense, it doesn't exist anywhere but in here, which basically says I can hire somebody, but I can't pay them, and I have no idea what they would do.

*Laughter in the room.*

Mr. Hennessey: So, there's no expense whatsoever? So, we're just cleaning that up?

Scott Brown: Yes!

Mr. Hennessey: Okay, very good. That was my only question.

Scott Brown: If it would please this Council, this ordinance goes along with the previous one, in a sense, and if they would be willing to waive the readings at the same time so that we could plan for the permanent budget better, that would be wonderful.

Mr. Hennessey moved to waive the readings. It was seconded by Mr. Baker.

Mr. Hennessey: I'm totally in favor of this, by all means. I just had a few questions.

Scott Brown: Thank you. I appreciate the support.

Mr. Hennessey: It needs done!

Scott Brown: Thank you.

Mr. Hennessey: I mean, our Parks and Cemeteries need taken care of.

President Vincent: Is there any discussion of waiving? Hearing none we will have roll call vote for waiving of the readings.



Roll call vote for waiving the readings

9 Ayes

0 Nays

0 Absences

0 Abstentions

President Vincent: Motion to waive carries. Now I need a motion for passage.

Miss Bradshaw moved for passage. It was seconded by Ms. Frye.

President Vincent: Is there any discussion? Hearing none we will have roll call vote for passage.

Roll call vote for passage

9 Ayes

0 Nays

0 Absences

0 Abstentions

President Vincent: Motion carries. Ordinance is passed.

#### **TRAFFIC ORDERS**

President Vincent: Moving now to traffic orders, which we have none.

#### **MISCELLANEOUS AND UNFINISHED BUSINESS**

President Vincent: So, we'll move on to miscellaneous and unfinished business and turn to the Mayor. Do you have anything for us this evening?

**Mayor Mason:** Just a reminder to everybody that a week from today is Martin Luther King Day, and at the North Terrace Church of Christ, they say 9:00 to 10:00, which really about 9:00 to 11:00 in the morning, there's the prayer breakfast. And you'll see an awful lot of the young talented men and women of our community will be recognized. And I think it is a great opportunity if you could attend. I know I'll be there and a few, I think Todd was there last year. But it's a great event.

President Vincent: Thank you, Mayor. Is there anything else from administration?

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

President Vincent: We have no private petitions or communications.

## ZANESVILLE CITY COUNCIL MEETING MONDAY, JANUARY 12, 2026

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### ADJOURNMENT

President Vincent: Is there anything else from Council?

Mrs. Osborn made a motion to adjourn. It was seconded by Mr. Ballmer.

President Vincent: All in favor of adjournment signify by saying aye. Those opposed nay.

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

President Vincent: Motion carries. We stand adjourned. Thank you everyone, and have a good evening.

The meeting ended about 7:28 p.m.

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Billie Corns  
Clerk of Zanesville City 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  
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E-mail: don@coz.org

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## MEMORANDUM

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

**FROM:** *Mayor Don Mason*

**DATE:** *January 15, 2026*

**SUBJECT:** *Board Appointment*

**Muskingum County Land Reutilization Corporation**

*I hereby reappoint Mr. J. Robert Sharrer to the Muskingum County Land Reutilization Corporation. Mr. Sharrer's term will expire December 31, 2027.*

*Thank you!*

*DM/pke*

RECEIVED

JAN 15 2026

CLERK OF COUNCIL



Mayor's Office  
Donald L. Mason, Mayor

# THE CITY OF **Zanesville**

401 Market Street  
Zanesville, Ohio 43701  
Phone (740) 617-4908  
Fax (740) 455-0744  
E-mail: don@coz.org

To: City Council  
From: Mayor Donald L. Mason, Esq  
Date: January 20, 2026

*DM*

RECEIVED

JAN 20 2026

**Subject: Appointment of David C. Suclu Public Safety Director**

CLERK OF COUNCIL

In late spring of 2025, when Kade Haddox transitioned from the City of Zanesville to the Muskingum County Commissioner's Office, I had to fill two of the key positions in City government; Budget and Finance and Public Safety. The most critical was Budget and Finance Director as the life blood of city operations is our ability to collect and budget funds, pay our bills, file tax documents and prepare financial reports. These tasks were further complicated by the work we had to do behind the scenes preparing documents for our bond and finance advisers and Moody's so that we could go to the market in October and finance improvements at the Secrest and related streetscape.

Additionally the Auditor of State employees were in City Hall for the 2024 Audit and a tremendous amount of work was needed to respond to AOS requests.

Therefore, filling the Budget and Finance Director position was prioritized, the position was advertised, people were interviewed, and Amanda Perkowski was selected and able to step into a position that had been vacant for several weeks. She was able to get up to speed over the course of the summer.

During that time period, I began to interview applicants with criminal justice, EMS, police, fire and public safety backgrounds and education. The top candidate was David Suci who was serving the people of Muskingum County as Captain and Jail Administrator for Muskingum County Sheriff Matt Lutz.

I believed he was the best candidate because of his education and work history.

His higher education consists of having an A.A.S. in Natural Resources and Criminal Justice from Zane State College and a B.S. in Criminal Justice from Ohio University.

His work history began with the Zanesville Police Department where he served in a variety of roles rising to the position of Lieutenant. I am proud to state that I was the Mayor when he was hired in Zanesville. He then joined the Reynoldsburg P.D. where

he rose to the position of Chief of Police before joining the Muskingum County Sheriff's Office as Captain and Jail Administrator.

However, David was not available until 2026, because the tasks he was handling for the Sheriff would require his attention through the end of 2025. I admired and respected his commitment to a great Sheriff and the people of Muskingum County, so I had to develop an alternate plan. I needed the position of Safety Director to be filled for an interim period until when David could be sworn in and take over the position in 2026.

That is when I turned to a friend from my prior years as mayor who had a long history in criminal justice education and law enforcement – including serving as a police patrol officer and detective. The person I turned to was Tom Holdren. We sat down, and I explained the situation I was in needing a Safety Director to commence immediately and lasting until David could comfortably complete his county service, relax for a few weeks, and then commence a leadership role with the City of Zanesville. Tom was understanding and enthusiastic about contributing to the betterment of our community and assisting me by managing the Safety Department until David could assume a leadership role.

Tom and David knew each other well and began to meet and discuss the transition from early in the fall and have synchronized the handoff smoothly. I could not be more appreciative of the extra effort taken by Tom and David throughout this fall and winter.

I therefore nominate and appoint David C. Suci as Public Safety Director for the City of Zanesville beginning January 30 and request the approval of the Zanesville City Council.

Thank you.

Ways and Means Committee  
Ralph Hennessey, Chair

**RESOLUTION NO. 2025-07**  
**INTRODUCED BY COUNCIL**

**A RESOLUTION AUTHORIZING THE SALE, BY INTERNET AUCTION DURING CALENDAR YEAR 2025, 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**

**WHEREAS**, pursuant to R.C. 721.15(D), Council for the City of Zanesville may adopt, during each calendar year, a resolution expressing its intent to sell municipally owned property, regardless of the property's value, by internet auction; and

**WHEREAS**, the City will follow the online sales terms and conditions as set forth by GovDeals.com; and

**WHEREAS**, Council for the City of Zanesville wants to use GovDeals, Inc., at GovDeals.com, as the City's contracted representative to conduct auctions on its behalf for all property.

**NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ZANESVILLE, COUNTY OF MUSKINGUM, STATE OF OHIO, A MAJORITY OF MEMBERS PRESENT CONCURRING THAT:**

**Section One:** During calendar year 2026, 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, may be sold at internet auction.

**Section Two:** All internet auction sales shall be conducted under the authority and direction of the Mayor or his designee(s).

**Section Three:** All internet auction sales shall be conducted by GovDeals.com internet auction service, 5907 Carmichael Place, Montgomery, AL 36117, phone (800) 613-0156.

**Section Four:** All internet auction sales shall be conducted pursuant to the rules and regulations promulgated and in effect for GovDeals.com.

**Section Five:** For each internet auction sale, bidding shall remain open for not less than ten (10) days, including Saturdays, Sundays and legal holidays.

**Section Six:** The City of Zanesville shall publish, in a newspaper of general circulation within the City, or as provided in R.C. 7.16, notice of its intent to sell all unneeded, obsolete, or unfit municipal personal property by internet auction. This notice shall include a summary of the information provided herein and shall be published twice. The second notice shall be published not less than ten (10) nor more than twenty (20) days after the previous notice. A similar notice also shall be posted continually throughout the calendar year in a conspicuous place in the office of the Clerk of Council. The notice also shall be posted continually throughout the calendar year on the City's web site.

**RESOLUTION NO. 2026-07**

**Section Seven:** All prior legislation, or any parts thereof, which is/are inconsistent with this Resolution is/are hereby repealed as to the inconsistent parts thereof.

**Section Eight:** It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of Council and that all deliberations of the Council and any of the decision-making bodies of the City of Zanesville which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the State of Ohio.

**Section Nine:** This Resolution shall take effect and be in force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_, 2026

ATTEST:

\_\_\_\_\_  
Billie Corns  
Clerk of Council

\_\_\_\_\_  
Daniel M. Vincent  
President of Council

APPROVED: \_\_\_\_\_, 2026

This legislation approved as to form:

\_\_\_\_\_  
Donald L. Mason  
Mayor

\_\_\_\_\_  
Law Director's Office

**ORDINANCE NO. 2026 – 08**  
**INTRODUCED BY COUNCIL**

**AN ORDINANCE AUTHORIZING THE PROPER CITY OFFICIAL TO  
PROVIDE FUNDS FOR TRANSITIONS**

**WHEREAS**, Transitions was incorporated under Ohio Revised Code Chapter 1702 in the State of Ohio in January of 1979; and

**WHEREAS**, the attached Memorandum of Understanding (Exhibit A) defines the services and public purposes of Transitions to the City, including the public purpose provided by this agreement, and the City's responsibility to Transitions.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Zanesville, Ohio, that:

**SECTION ONE:** The proper city official is hereby authorized to execute the attached Memorandum of Understanding (Exhibit A) with Transitions.

**SECTION TWO:** The proper city official is hereby authorized to pay \$30,000.00 to Transitions for 2026 from line item: 201-1111-53299.

**SECTION THREE:** This ordinance shall take effect and be in force from and after the earliest period allowed by law.

**PASSED:** \_\_\_\_\_, 2026

**ATTEST:** \_\_\_\_\_  
Billie Corns  
Clerk of Council

\_\_\_\_\_  
Daniel M. Vincent  
President of Council

**APPROVED:** \_\_\_\_\_, 2026

This legislation approved as to form:

\_\_\_\_\_  
Donald L. Mason  
Mayor

\_\_\_\_\_  
Law Director's Office



Attachment for Ordinance 2026-08  
Exhibit A

**MEMORANDUM OF UNDERSTANDING**

This Memorandum of Understanding (hereinafter "MOU") is entered into as of the date last signed by the parties hereto by and between the City of Zanesville (hereinafter "the City"), a body corporate and politic of the State of Ohio, and Transitions, Inc. (hereinafter "Transitions"), an Ohio not-for-profit corporation.

**WITNESSETH:**

**WHEREAS**, Transitions was incorporated under Ohio Revised Code Chapter 1702 in the State of Ohio in January of 1979. Its mission is to provide domestic violence survivors and their children temporary shelter in a caring, non-judgmental, supportive environment and provide referral services to various agencies and groups that may give additional support and encouragement of individual growth and independence; and

**WHEREAS**, Transitions agrees to provide services to the City and work in collaboration with the Salvation Army, Eastside Community Ministries, Christ's Table, Muskingum Behavioral Health, Mental Health and Recovery Board, the United Way, Muskingum County Job and Family Services, Zanesville-Muskingum County Health Department, and the Zanesville Metropolitan Housing Authority, and other entities in order to assist the City of Zanesville, and the Division of Police in providing services to families impacted by domestic violence; and

**WHEREAS**, Transitions will continue to provide Municipal Court advocacy and assistance to the Law Director's Office to victims of abuse, and to further provide assistance to victims with protection orders, restraining order referrals, emotional support, and safety planning; and

**WHEREAS**, the City recognizes the importance of providing advocacy and a safe haven for victims of domestic violence; and

**WHEREAS**, the City supports the endeavors of Transitions to make our community safer for all residents; and

**WHEREAS**, Transitions has requested a grant from the City to continue its vital work in representing our citizens who have suffered from domestic violence.

**NOW, THEREFORE**, in consideration of the foregoing, and for other good and valuable consideration, the receipt and sufficiency of which is acknowledged herein, the City and Transitions do hereby agree to the following:

1. The City shall pay Transitions the sum of \$30,000 for its services in 2026 from line item: 201-1111-53299.
2. In exchange for the payment from the City, Transitions agrees to continue the work set forth herein.
3. A representative from Transitions shall meet with City Council in June of 2026, and at any other requested time, to update the City about its activities and the benefits to the City provided by Transitions.

Attachment for Ordinance 2026-08

Exhibit A

4. The term of this MOU shall be for one year commencing on January 1, 2026, and ending on December 31, 2026.

***IN WITNESS WHEREOF***, the parties hereto have signed this Memorandum of Understanding on the dates provided below.

**CITY OF ZANESVILLE**

By \_\_\_\_\_

Its \_\_\_\_\_

Dated: \_\_\_\_\_

**TRANSITIONS, INC.**

By \_\_\_\_\_

Its \_\_\_\_\_

Dated: \_\_\_\_\_

APPROVED AS TO FORM:

DAVID J. TARBERT

CITY OF ZANESVILLE LAW DIRECTOR

By: \_\_\_\_\_

David J. Tarbert, City Law Director

David J. Tarbert  
Law Director

**ORDINANCE NO. 2025-04**  
**INTRODUCED BY COUNCIL**

**AN ORDINANCE ALLOWING A MORAL CLAIM**

**WHEREAS**, on December 17, 2025, George Eckelbarger, presented a legal claim against the City of Zanesville for reasons attached to Claim #25-17; and

**WHEREAS**, said claim was reviewed by the Law Director, David J. Tarbert, who determined that the City of Zanesville was not legally liable for said claim; and

**WHEREAS**, the basis of said claim is set forth in Exhibit A; and,

**WHEREAS**, Law Director, David J. Tarbert, advised the claimant that although the City of Zanesville had no legal liability, he had a right to present a moral claim to City Council; and

**WHEREAS**, City Council has reviewed the claim and determined that said claim should be paid as a moral claim.

**NOW, THEREFORE, BE IT ORDAINED**, by the Council of the City of Zanesville, Ohio, that:

**SECTION ONE:** The proper City Official is hereby authorized to pay \$99.37 to George Eckelbarger, upon a valid release being executed, and said monies shall be taken from line item 101-7791-53408.

**SECTION TWO:** This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

**PASSED:** \_\_\_\_\_, 2026

**ATTEST:**

\_\_\_\_\_  
Billie Corns  
Clerk of Council

\_\_\_\_\_  
Daniel M. Vincent  
President of Council

**APPROVED:** \_\_\_\_\_, 2026

This Legislation Approved as to Form:

\_\_\_\_\_  
Donald L. Mason  
Mayor

\_\_\_\_\_  
Law Director's Office

# CITY OF ZANESVILLE

## OFFICE OF THE LAW DIRECTOR

50 N. Fourth Street • Zanesville, Ohio 43701

740-617-4886 / 740-617-4889 • Fax: 740-453-2435

Email: lawdirector@coz.org

**DAVID J. TARBERT**  
LAW DIRECTOR

**SCOTT D. EICKELBERGER**  
**EMILY STRANG TARBERT**  
ASSISTANT LAW DIRECTORS

December 22, 2025

George Eckelbarger  
4295 Dogwood Lane  
Zanesville, Ohio 43701

RE: Claim No.: 25-17

Dear Mr. Eckelbarger:

I have completed my review of the claim you filed against the City of Zanesville. It is one of my duties as Law Director to review such claims and advise the City as to whether or not legal liability exists against the City. Prior to the mid 1980's, governmental entities were generally immune from all liability. In 1985, the Ohio Legislature enacted new laws which still granted governmental entities immunity in most instances, but did provide some liability in a few limited situations.

With respect to any damage your vehicle may have sustained, we must inform you that the City, by statute, has certain immunities from liability for damages of this nature. Ohio Revised Code Section 2744.05 addresses these immunities. In general, in order to recover in a suit involving damage proximately caused by roadway conditions, including potholes, the party claiming damage must prove that either: 1) the City had actual or constructive notice of the pothole and failed to respond in a reasonable amount of time, or responded in a negligent manner, or 2) that the City, in a general sense, maintains its roadways negligently.

Therefore, your claim has been denied.

You do have the right to file a "moral claim" with the Zanesville City Council. A moral claim differs from a legal claim in that the City Council may decide that although the City is not legally liable for the claim, an ethical or moral reason exists to pay the claim. If you would like to file such a claim, you may contact your City Council person. If you are not sure who your Council Representative is, you may contact Billie Corns, Clerk of Council, at 740-617-4875.

Truly,



David J. Tarbert  
Law Director

DJT:ab

Exhibit A  
Attachment for Ordinance 2026-04

**Allison Buck**

---

**From:** David Tarbert  
**Sent:** Friday, December 19, 2025 6:22 AM  
**To:** Scott Brown  
**Cc:** Allison Buck  
**Subject:** Re: City of Zanesville Claim 2025-17/George Eckelbarger

Still deny. Do moral claim.

---

**From:** Scott Brown <[Scott.Brown@coz.org](mailto:Scott.Brown@coz.org)>  
**Sent:** Thursday, December 18, 2025 3:16:48 PM  
**To:** David Tarbert <[David.Tarbert@coz.org](mailto:David.Tarbert@coz.org)>  
**Cc:** Allison Buck <[Allison.Buck@coz.org](mailto:Allison.Buck@coz.org)>  
**Subject:** FW: City of Zanesville Claim 2025-17/George Eckelbarger

**From:** Scott Bryant  
**Sent:** Thursday, December 18, 2025 2:57 PM  
**To:** Stephanie Sheets <[Stephanie.Sheets@coz.org](mailto:Stephanie.Sheets@coz.org)>  
**Cc:** Scott Brown <[Scott.Brown@coz.org](mailto:Scott.Brown@coz.org)>  
**Subject:** RE: City of Zanesville Claim 2025-17/George Eckelbarger

See Attached



**Scott A. Bryant**

Superintendent

**City of Zanesville: Water Division**

14 Buckeye Drive,  
Zanesville, OH 43701  
**Office** 740-455-0792  
**Web** [www.coz.org](http://www.coz.org)  
**Email** [scott.bryant@coz.org](mailto:scott.bryant@coz.org)

**From:** Stephanie Sheets  
<[Stephanie.Sheets@coz.org](mailto:Stephanie.Sheets@coz.org)>  
**Sent:** Wednesday, December 17, 2025  
12:13 PM  
**To:** Scott Bryant <[Scott.Bryant@coz.org](mailto:Scott.Bryant@coz.org)>  
**Cc:** Scott Brown <[Scott.Brown@coz.org](mailto:Scott.Brown@coz.org)>

**Subject:** FW: City of Zanesville Claim 2025-17/George Eckelbarger

---

**From:** Billie Corns  
**Sent:** Wednesday, December 17, 2025 11:42 AM  
**To:** Scott Brown <[Scott.Brown@coz.org](mailto:Scott.Brown@coz.org)>  
**Cc:** Stephanie Sheets <[Stephanie.Sheets@coz.org](mailto:Stephanie.Sheets@coz.org)>  
**Subject:** City of Zanesville Claim 2025-17/George Eckelbarger

Good morning!

Exhibit A  
Attachment for Ordinance 2026-04

Here is a completed claim form from George Eckelbarger. The hardcopy is in your mailbox.

*Billie Corns*

Zanesville City Council Clerk  
401 Market Street  
Zanesville OH 43701  
(740) 617-4875




## The City of Zanesville

14 Buckeye Drive, Zanesville, Ohio 43701  
Phone: (740) 455-0631

Council-Mayor Government  
Donald L. Mason, Mayor

Department of Public Service  
Water Division  
Scott A. Bryant, Superintendent

### MEMO

**TO:** Scott Brown, Public Service Director  
**FROM:** Scott A. Bryant, Water Superintendent   
**DATE:** December 18, 2025  
**RE:** Claim 2025 - 17 – George Eckelbarger

This memo addresses Claim 2025 - 17 – George Eckelbarger. In reviewing the claim the Water Division's records indicate the following:

- On November 19, 2025 staff with the City of Zanesville Water Division was called to respond to the area in question to investigate a sink hole and observed a vehicle with tire damage. The car was a Jeep 4 x 4 license plate number FYC 9616. Records show the Jeep owner to be a separate claimant. Staff placed a steel plate and barricaded the hole.
- The Water Division returned the next day and assisted with repairing the roadway.
- Records show that the Water Division installed a water main under said roadway one (1) year prior to this incident utilizing directional bore method.
- It is noted on the claim filed, that the date of incident was 11-21-2025, this is two (2) days after the Water Division had secured the site and started repairs.

Please advise if you have any questions or require additional information.

RECEIVED

CLERK OF COUNCIL

FOR CITY CLERK'S USE

CLAIM NO. 2025-17DATE REC. 12/17/2025**STATEMENT OF CLAIM AGAINST THE CITY OF  
ZANESVILLE, OHIO****MAIL COMPLETED CLAIM TO:**

CLERK OF COUNCIL, 401 MARKET ST., ZANESVILLE, OHIO 43701

1. NAME OF CLAIMANT George Eckelbarger

1a. NAME OF SPOUSE IF APPLICABLE IN OWNERSHIP OF DAMAGED

PROPERTY 2019 Tacoma

2. PROPERTY ADDRESS \_\_\_\_\_, Zanesville, OH 43701

3. TELEPHONE NO. 740.607.91664. INFORMATION CONCERNING THE INCIDENT UPON WHICH CLAIM IS  
BASED:A. DATE 11-21-2025 B. TIME 0630C. WEATHER CONDITIONS NormalD. EXACT LOCATION Alley behind Modern Glass  
Corner of Commissioner and Peters Alley

E. NAMES &amp; ADDRESSES OF WITNESSES: IF NONE, SO STATE

Steve Overly - Modern Glass EmployeeF. WAS THE INCIDENT INVESTIGATED BY THE ZANESVILLE POLICE  
DEPARTMENT OR OTHER CITY DEPARTMENT? YES ☒ NO ☒G. IF ANSWER TO 4-F IS "YES," PLEASE INDICATE DEPARTMENT THAT  
INVESTIGATED AND/OR THE NAME OF ANY CITY EMPLOYEE WHO  
MAY HAVE INVESTIGATED SAID OCCURRENCE:Street, Sewer and Water Department  
Staff



Exhibit A  
Attachment for Ordinance 2026-04

5. IN YOUR OWN WORDS, STATE IN DETAIL WHAT HAPPENED AND HOW IT HAPPENED (CONTINUE ON BACK IF NEEDED)

Driving to work (Modern Glass) entering  
Peters Alley at Commissioner Street trucks  
left front end bounced in and out of a  
newly developed sink hole.

6. PROPERTY DAMAGE DETAILS

A. AMOUNT OF CLAIM FOR PROPERTY DAMAGE \$99.37

DO YOU HAVE HOMEOWNER'S INSURANCE? yes

- B. IF MOTOR VEHICLE DAMAGE IS CLAIMED, STATE YEAR, MAKE AND MODEL OF VEHICLE

2019 Toyota Tacoma

OWNER'S NAME AND ADDRESS George Eckelburger  
4295 Doswood Lane Zanesville

STATE WHETHER OR NOT VEHICLE WAS COVERED BY COLLISION INSURANCE \_\_\_\_\_ IF YES, NAME COMPANY AND AGENT \_\_\_\_\_

- C. ATTACH ESTIMATES OR RECEIPT(S) OF COST IN CONNECTION WITH THE ABOVE CLAIM (VEHICLE OR PROPERTY). ESTIMATES OR RECEIPT(S) MUST BE FILED WITH CLAIM OR CLAIM CANNOT BE PROCESSED.

7. WHERE ARE YOU EMPLOYED? Modern Glass and Paint

HOW LONG EMPLOYED ABOVE? 11 yrs

8. IF CLAIM IS FOR BODILY INJURY, STATE THE FOLLOWING:

A. NATURE OF INJURY NA

B. WERE YOU HOSPITALIZED? NO IF SO, WHERE? \_\_\_\_\_

Exhibit A  
Attachment for Ordinance 2026-04

AND FOR HOW LONG? \_\_\_\_\_

C. WERE YOU ATTENDED BY A PHYSICIAN (IF YES) WHO? \_\_\_\_\_

PHYSICIAN ADDRESS \_\_\_\_\_

D. AMOUNT CLAIMED FOR BODILY INJURY DAMAGES \_\_\_\_\_

9. DO YOU KNOW WHETHER OR NOT THE CITY HAD BEEN NOTIFIED OF THE CONDITIONS OR CIRCUMSTANCES CONCERNING ANY STREET OR SIDEWALK DEFECT WHICH MAY HAVE BEEN INVOLVED IN THE INCIDENT WHICH GAVE RISE TO YOUR CLAIM PRIOR TO THE TIME OF OCCURRENCE OF SAID INCIDENT? IF YES GIVE DETAILS:

\_\_\_\_\_  
THE UNDERSIGNED \_\_\_\_\_ BEING FIRST DULY CAUTIONED AND SWORN DEPOSES AND SAYS THAT HE OR SHE HAS READ THE INFORMATION CONTAINED IN THE FOREGOING STATEMENT OF CLAIM AND THAT THE SAME IS TRUE.

\_\_\_\_\_  
SIGNATURE OF CLAIMANT

SWORN TO AND SUBSCRIBED BEFORE ME THIS 17<sup>th</sup> DAY OF  
December, ~~2023~~ <sup>2025</sup>.

  
NOTARY PUBLIC



James S. Furr Jr.  
Notary Public, State of Ohio  
My Commission Expires:  
April 18, 2026

This document and any items submitted with it become a public record per the Public Records Act under Revised Code 149.43.

Exhibit A  
Attachment for Ordinance 2026-04



**Muffler & Tire Center**

26 N. 6th St  
Zanesville, OH 43701  
740-452-0099

TEXT US ANYTIME, WE ARE HERE TO HELP 740-520-8950  
HOURS OF OPERATION...MON TO FRI 7:00AM TO 4:30PM

12/17/2025 7:17:35 AM EST

**Invoice #8479**

Page:1

**ECKLEBARGER, GEORGE**

**Phone: 740-607-9166**

4295 DOGWOOD LANE  
ZANESVILLE, OH 43701

Service Writer : Wes  
Tag/State : Fex7408/OH

**Vehicle : 2019 Toyota Tacoma 3.5 L 3456 CC V6 DOHC 24 Valve**

**VIN : 3TMCZ5AN1KM204056**

**Fleet #/Driver :**

**Odometer In : 86382**

**Created : 12/17/2025 6:57:03 AM EST**

**Odometer Out : 86382**

**Invoiced : 12/17/2025 7:17:15 AM EST**

**Labor/Notes**

Technician  
Tim

Description  
TWO WHEEL ALIGNMENT

Price  
\$89.95

2 WHEEL THRUST ALIGNMENT, INCLUDES COMPLETE INSPECTION OF ALL FRONT AND REAR SUSPENSION AND STEERING COMPONENTS. ADJUST CASTER, CAMBER AND TOE IN OF FRONT END TO FACTORY SPECIFICATIONS, STRAIGHTEN STEERING WHEEL IF NEEDED. DOES NOT INCLUDE REPLACEMENT OF ANY WORN OR DAMAGED PARTS.

Labor ..... \$89.95

Shop Supplies ..... \$2.70

Sales Tax ..... Sales Tax @ 7.25% \$6.72

**Total \$99.37**

Credit Card (DISC): \$99.37

**PAYMENT \$99.37**

**BALANCE DUE \$0.00**

A 24 month or 24,000 mile warranty, whichever occurs first, is provided on all parts and labor unless otherwise specified. All local warranty repairs must be performed at this facility. For warranty service outside a 25 mile radius from your original repairing location, contact the NAPA AutoCare Warranty Administrator at 800-452-NAPA (6272). For warranty service inside a 25 mile radius from your original repairing location, please contact your original location for service.

CUSTOMER SIGNATURE \_\_\_\_\_

DATE \_\_\_\_\_

Exhibit A  
Attachment for Ordinance 2026-04

MUFFLER - TIRE CENTER  
26 N 6TH ST  
ZANESVILLE, OH 43701  
12/17/2025 07:18:15  
CREDIT CARD  
DISCVR SALE  
Card #: XXXXXXXXXXXXX1123  
Chip Card: Discover Credit  
AID: A0000001523010  
SEQ #: 1  
Batch #: 385  
INVOICE 1  
Approval Code: 01725Q  
Entry Method: Chip Read  
Mode: Issuer  
  
SALE AMOUNT \$99.37

CUSTOMER COPY



THE CITY OF  
**Zanesville**

401 Market Street - Zanesville, Ohio 43701  
Phone (740) 617-4875  
E-mail : [council@coz.org](mailto:council@coz.org)

Council - Mayor Government

*11-21 it Happened*

RE: Claim 2025-16

Dear Claim Applicant:

Some questions on this form may not pertain to your claim. Attach your paid invoice(s) and any additional information you feel is relevant to the claim.

Also your signature needs to be notarized before it is returned.

You will receive a letter from the City Law Director after he reviews your completed claim.

Should you have any questions, please call me at 740-617-4875.

Sincerely,

*Billie Corns*

Billie Corns  
Clerk of Council

---

Daniel M. Vincent  
President of Council

**ORDINANCE NO. 2026-05**  
**INTRODUCED BY COUNCIL**

**AN ORDINANCE ALLOWING A MORAL CLAIM**

**WHEREAS**, on December 9, 2025, Steve Overly, presented a legal claim against the City of Zanesville for reasons attached to Claim #25-16; and

**WHEREAS**, said claim was reviewed by the Law Director, David J. Tarbert, who determined that the City of Zanesville was not legally liable for said claim; and

**WHEREAS**, the basis of said claim is set forth in Exhibit A; and

**WHEREAS**, Law Director, David J. Tarbert, advised the claimant that although the City of Zanesville had no legal liability, he had a right to present a moral claim to City Council; and

**WHEREAS**, City Council has reviewed the claim and determined that said claim should be paid as a moral claim.

**NOW, THEREFORE, BE IT ORDAINED**, by the Council of the City of Zanesville, Ohio, that:

**SECTION ONE:** The proper City Official is hereby authorized to pay \$430.00 to Steve Overly, upon a valid release being executed, and said monies shall be taken from line item 101-7791-53408.

**SECTION TWO:** This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

**PASSED:** \_\_\_\_\_, 2026

**ATTEST:** \_\_\_\_\_  
Billie Corns  
Clerk of Council

\_\_\_\_\_  
Daniel M. Vincent  
President of Council

**APPROVED:** \_\_\_\_\_, 2026

This legislation approved as to form:

\_\_\_\_\_  
Donald L. Mason, Mayor

\_\_\_\_\_  
Law Director's Office

# CITY OF ZANESVILLE

OFFICE OF THE LAW DIRECTOR

50 N. Fourth Street • Zanesville, Ohio 43701

740-617-4886 / 740-617-4889 • Fax: 740-453-2435

Email: lawdirector@coz.org

**DAVID J. TARBERT**  
LAW DIRECTOR

**SCOTT D. EICKELBERGER**  
**EMILY STRANG TARBERT**  
ASSISTANT LAW DIRECTORS

December 9, 2025

Steve Overly  
17634 Eston Road  
Salesville, Ohio 43778

RE: **Claim No.: 25-16**

Dear Mr. Overly:

I have completed my review of the claim you filed against the City of Zanesville. It is one of my duties as Law Director to review such claims and advise the City as to whether or not legal liability exists against the City. Prior to the mid 1980's, governmental entities were generally immune from all liability. In 1985, the Ohio Legislature enacted new laws which still granted governmental entities immunity in most instances, but did provide some liability in a few limited situations.

With respect to any damage your vehicle may have sustained, we must inform you that the City, by statute, has certain immunities from liability for damages of this nature. Ohio Revised Code Section 2744.05 addresses these immunities. In general, in order to recover in a suit involving damage proximately caused by roadway conditions, including potholes, the party claiming damage must prove that either: 1) the City had actual or constructive notice of the pothole and failed to respond in a reasonable amount of time, or responded in a negligent manner, or 2) that the City, in a general sense, maintains its roadways negligently.

Therefore, your claim has been denied.

You do have the right to file a "moral claim" with the Zanesville City Council. A moral claim differs from a legal claim in that the City Council may decide that although the City is not legally liable for the claim, an ethical or moral reason exists to pay the claim. If you would like to file such a claim, you may contact your City Council person. If you are not sure who your Council Representative is, you may contact Billie Corns, Clerk of Council, at 740-617-4875.

Truly,



David J. Tarbert  
Law Director

DJT:ab

Steve O

## Form Center

By signing in or creating an account, some fields will auto-populate with your information.

### Statement of Claim Against the City of Zanesville, Ohio

Sign in to Save  
Progress



City of Zanesville

101 Market Street  
Zanesville, OH 43701  
Phone: 740-455-4141  
www.OZ.net

Claim No: 2025-16

Date Rec'd: 12/9/2025

First Name

Steve

Last Name

Overly

Name of Spouse if Applicable in Ownership of Damaged  
Property

Address

17634 Easton Rd

City

Salesville

State

Ohio

Zip Code

43778

Phone Number

740-255-0905

Information Concerning the Incident upon which claim is  
based:

RECEIVED

DEC 11 9 2025

CLERK OF COUNCIL



Exhibit A for Ordinance 2026-05

Date and Time:

11/14/2025

10:00 am

Weather Conditions:

Clear, Cold, Dark

Exact Location:

Commissioner St and Peters alley.  
Zanesville

Name and Addresses of Witnesses: (If none, please state none)

None

Was the Incident Investigated by the Zanesville Police Department or other City Department?"

☒ Yes City - Jaime ☐ No

If Answer above was "yes", please indicate the Department that investigated and/or the name of any City Employee who may have investigated said occurrence:

City - Jaime

In your own words, STATE IN DETAIL what happened and how it happened:

Driving and hit <sup>large</sup> pot hole and tire blew out

Property Damage Details: ~~the~~

Amount of Claim for Property Damage: Do you have Homeowner's Insurance?

☐ Yes

☐ No

If Motor Vehicle Damage is Claimed:

Year:

2017

Make:

Jeep

Model:

Cherokee

Owners Name and Address:

Steve Overly

Is Vehicle Covered by Collision Insurance?

☒ Yes

☐ No

If yes, Name of Company and Agent:

State Farm

Attach to email ESTIMATES OR RECEIPT(s) of Cost(s) in connection with the above claim (Vehicle or Property) ESTIMATES OR RECEIPT(s) MUST be FILED WITH CLAIM OR CLAIM CANNOT BE PROCESSED.

Exhibit A for Ordinance 2026-05

Where are you Employed:

Modern Glass

How Long  
Employed?

If claim is for bodily injury,  
state the following:

Nature of Injury:

N/A

Were you  
Hospitalized?

If yes, where?

For how long?

☐ Yes

☒ No

Were you  
Attended by a  
Physician?

If yes, who?

Physician's  
Address:

☐ Yes

☒ No

Amount Claimed for Bodily  
Injury Damages?

N/A

Do you know whether or not the City had been notified of  
the conditions or circumstances concerning any street or  
sidewalk defect which may have been involved in the  
incident which gave rise to your claim prior to the time of  
occurrence of said incident?

☒ Yes

☐ No

If yes, give details:

Called Jaime

The undersigned being first duly cautioned and sworn  
deposes and says that he or she has read the information  
contained in this foregoing statement or claim and that the  
same is true.

Signature of Claimant

*Alan H. [Signature]*

Sworn to and subscribed  
before me this

\_\_\_\_\_ Day of

2020.

NOTARY PUBLIC

\_\_\_\_\_

Exhibit A for Ordinance 2026-05

**This document and any items submitted with it becomes a public record per the Public Records Act under Revised Code 149.43.**

protected by reCAPTCHA

☒ Receive an email copy of this form.

**Email address**

Steve.Overly64@yahoo

This field is not part of the form submission.

**Submit**

**Submit and Print**

\* indicates a required field

 Government Websites by CivicPlus®

# Exhibit A for Ordinance 2026-05

11/21/2025 04:29pm

\*\*\* REPRINTED INVOICE \*\*\*

Page: 1



Elite Tire and Service -Lore City  
17390 Leatherwood Rd  
Lore City, OH 43755  
740-684-3800

Invoice #: 11347

Bill To:  
CUST #: 3197  
STEVE OVERLY  
17674 ESTEN RD SALVILL OH 43779  
CELL: 740-253-0905

Unit #:  
Vehicle: 2017 JEEP CHEROKEE  
LIMITED  
License: EYC9616  
Mileage: In: 204123 / Out: 204123  
VIN #: 1C4PJMDB6HW512126  
Torque: 130  
Air Pres: 33.0 F / 33.0 R

Item #	Size	Description	Slam/Tech	Qty	EST	Parts	Labor	Extended
JS		JOB SUPPLIES	NW /	1	0.00	0.00	25.87	25.87
JOB		DIGITAL VEHICLE INSPECTION	NW /	1	0.00	0.00	0.00	0.00
NOTE: HE SAID HE MOTIONED OUT IN A HUGE POTHOLE GOING LIKE 30MPH, DENTED 2 WHEELS, AND RUINED 2 TIRES, BUT CHECK IT THOROUGHLY AND GIVE HIM A CALL TO TELL HIM WHAT IT NEEDS BEFORE DOING ANY WORK								
28711826	275-60R19	PAKEN WILDPKAW A/T	NW /HLW	1	0.00	255.00	0.00	255.00
		TRAIL	/RW					
M&B	M&B	TIRE MOUNT AND BALANCE	NW /HLW	1	0.00	0.00	0.00	0.00
		- PASSENGER VEHICLES	/RW					
NOTE: LUG NUTS MUST BE TORQUED TO THE MANUFACTURER'S, LUGS RECOMMENDED VALUES, AND THAT MUST BE RE-TORQUED TO THOSE VALUES AFTER DRIVING APPROXIMATELY 50 TO 100 MILES ON YOUR NEW TIRES AFTER THE TIRE SERVICE. BOTH UNDER AND OVER TIGHTENING CAN BE DANGEROUS.								
TI		TIRE DISPOSAL FEE - PASSENGER / LT	NW /	1	0.00	3.99	0.00	3.99
011		OHIO TIRE TAX	NW /	1	0.00	1.00	0.00	1.00
JS		JOB SUPPLIES FOR TIRES	NW /	1	0.00	3.75	0.00	3.75
JOB		ALL WHEEL ALIGNMENT	NW /HLW	1	0.00	0.00	109.66	109.66
			/RW					
HLW	N4W	ALIGNMENT LARGO	NW /HLW	1				
			/RW					
JOB SUBTOTAL:								149.66

We would love to hear  
about your experience at  
Elite Tire if you could Please  
leave us a Google Review!  
Thank You!



Comments:

Cash: 0.00 Check: 0.00  
Credit Card: 430.00 On Acct: 0.00  
Amount Tendered: \$430.00  
Total: - \$430.00  
Change: \$0.00

Name Acct Auth Amount  
Visa 0412 700697 430.00

Parts: 263.71  
Labor: 139.53  
Subtotal: 403.27  
Sales Tax: 26.73  
Total: \$430.00

Customer Authorization:

Phone