

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

R.C. for passage
7 Ayes – 0 Nays
1 Abstention – Mr. Tarbert Motion carried

Ordinance No. 09-15 – An ordinance authorizing the proper city official to advertise for bids and enter into a professional contract for the 2009 Citywide Overlays.

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

R.C. for passage
8 Ayes – 0 Nays Motion carried

Ordinance No. 09-16 – An ordinance authorizing the proper city official to advertise for bids and enter into a professional contract for paving of Pine Street.

Mr. Vincent moved for third reading and passage, seconded by Mr. Mc Peek.

Mr. Sims – I would like to request to have an amendment to this ordinance, we need to change the Line Item number to read: 202.6651.54427.

Mr. Vincent moved to change the line item, seconded by Mr. Tarbert. Motion carried.

Mr. Vincent moved for third reading and passage, as amended, seconded by Mr. Mc Peek.

R.C. for passage
8 Ayes – 0 Nays Motion carried

Ordinance No. 08-126 – Introduced by Council – An ordinance authorizing the proper city official to incorporate the new Section 923.28 into the City of Zanesville Codified Ordinances Chapter 923, Sewer Use Regulations.

Mr. Tarbert – I have had some discussions with Mr. Sims and it is my understanding that Mr. Sims and I are going to get together sometime within the next 30 days, hopefully with Mr. Hillis, to work out and maybe fix some of the language in this, to make it a little more palatable.

Mr. Tarbert moved to table for 30 days, seconded by Mr. Vincent. Motion carried.

Ordinance No. 08-86 – Introduced by Council – Authorizing the proper city official to expend funds on various projects and to seek bids and enter into contracts where required.

Mr. Tarbert moved for third reading, seconded by Mr. Mc Peek.

Petition from Randy Case, 916 Vine Street, Zanesville, Ohio

Mr. Case – This has been before Council for quite a while now and when it first came up there were a lot of questions about it, since then the economy has really tanked. I know the Mayor is optimistic and that is great but to spend this type of money in today's financial world on these type of projects. Some of the projects, I understand are necessary like the lighting at the stadium but to do this type of work with the economy the way that it is – we might actually need this money; we could have a major disaster on a water line someplace and have to replace a whole line. If the economy was better and things were better here in town, this is just not a good thing for the City to be spending money on. The City could take out a loan to do this but personally my feeling is it would be a lot smarter to keep that back in case we have an emergency.

Mr. Tarbert – Dale, the million dollars, paid over twenty years with the interest; what is the total amount the City will end up paying at the end of the twenty year period?

Mr. Raines – It is \$65,000 for twenty years.

Mr. Tarbert – John, this is certainly not an indictment of Secrest but Mayor as we listen to your State of the City Address, I found it ironic that the two paragraphs that you put together on page eight – you say there is no money budgeted or available to hire police or buy hundreds of thousands of dollars worth of equipment. Next sentence – I have asked council to go along with a million dollars worth of lighting improvements at Secrest, auditorium doors, a loading dock, a marquee; I mean to say there is not money available to hire policemen or buy equipment sounds disingenuous to me when you are in the next breath asking for over a million dollars to upgrade Secrest and the stadium. Like Randy said, this is just not a good time to do this. This intelligent lighting design, it can't have a life expectancy of twenty years and it is computer operated. So, we are buying a computer, today and charging it and paying for it for the next twenty years, when it has to become obsolete sometime within the next five to ten years. That doesn't seem like sound advice to me, at all. To me this would be one of the most fiscally irresponsible thing, we've done in my twelve years on Council. I don't want anyone to get the impression that since I moved for third reading, that I intended to vote for this because I think it is the wrong time to do this ordinance.

Mayor – First of all, my speech – hiring of personnel has to come out of the budget for the year. I am asking for this over twenty years. So, it is not the same thing as taking the money for the policemen or taking the money and squandering it on the auditorium and stadium lighting. I would like to see your data on the lights that would only last five years. That is not the way it was sold to me.

Mr. Tarbert – I can't imagine an intelligent computer driven lighting system lasting for twenty (20) years. When the current debt service retires the money, that we will not be using; where does that money go? Is it built up into an account for debt service or can it be used in the general fund?

Mr. Raines – Any money on deposit in the bond retirement fund cannot be transferred out of there as long as we have any outstanding debt. We have this year property tax monies that are being deposited into that fund and according to bond council we already have enough money in the fund to pay this year's debt.

Mr. Tarbert – How much is that?

Mr. Raines – Approximately \$380,000.

Mr. Tarbert – That \$380,000 that we would have officially used on equipment and other things, correct?

Mr. Raines – There are two issues involved – one is and we are trying to find out - if this apportionment of the property tax was done by the vote of the people – the only way to change it is to have it voted on. We have gone back to 1930 and we have been doing this since 1930, at least. If it was done by Council, then Council could pass an ordinance to reverse it. I did track this out and the City could afford to take those monies out, one year. At the end of that second year, the fund balance would be \$300,000 in the red.

Mr. Tarbert – Could we not use that \$380,000 if it went into that bond account – wouldn't it pay off another bond sooner? If it is determined that it is earmarked for that, we can't take it out to spend on equipment, police officers, anything that we need. It has to pay off bond, so long as there is existing debt. Could it not at least apply to that debt? Like paying extra payment on your mortgage or credit card – can't we use it for that purpose and pay off that debt a little sooner?

Mr. Mc Peek – In discussion with Mr. Kunkle and other people – we talk about a wish list – it is my understanding there is a possibility that we need some curtains and stuff that is in dire need of repair and should be replaced in the auditorium, now. The overall picture from what I am looking at, right now, I don't think it would be a good use for our money just to go out and do a lot of this stuff when there may be other things in the

background that may need done in the near future. If we can get some of this debt off of our head in 2010, it might be more feasible for us to do. Every time we get a job coming in, we hear where someone else is going out. I could see it if it was a safety issue.

Mayor – The stadium lights have been there for sixty years and nobody seems to be against that. The restrooms are not code compliant. It is based on the seating at the stadium, you have to have so many stalls. The restrooms are not big enough. That is why I proposed to build a separate building and house a concession stand and handicap compliant restrooms.

Mr. Phillips moved to table for thirty (30) days, seconded by Mr. Mc Peek. Motion carried.

PRIVATE PETITIONS AND COMMUNICATIONS

Petition from: Robert Dicks, 1138 ½ Ridge Avenue, Zanesville

Mr. Dicks is concerned with the lack of police officers. He said, we have had five drive-by shootings. We also have Jamaicans who are drug dealers. He said, something needs to be done about them.

MISCELLANEOUS AND UNFINISHED BUSINESS

Mayor Zwelling – Yesterday, two great events; I helped kick off the Heart Walk. I would say there were 300 to 400 people at the Fieldhouse for the walk for heart disease. I told them I had to leave to welcome back twenty-five (25) soldiers back from Iraq at the Air National Guard.

Secrest coming up – there are two school programs this week. This Thursday the concert series continues; the Chinese Acrobats.

Muskingum Valley Pageant which is March 6 and 7. Zaney Follies disco fund raiser is in the lower level of Secrest on March 14 for Genesis. Zaney Follies is March 28 at Secrest.

Mr. Tarbert moved to adjourn, seconded by Mr. Vincent. Motion carried.

Meeting adjourned at 8:05 p.m.