

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON NOVEMBER 22, 2010 WITH PRESIDENT OF COUNCIL, JOEL DAY, PRESIDING. MR. DAY OFFERED A PRAYER, AND ALL IN ATTENDANCE RECITED THE PLEDGE OF ALLEGIANCE.

PRESIDENT JOEL DAY ANNOUNCED THAT COUNCIL MEMBER, COLLEEN ESPENSCHIED, HAS ASKED TO BE EXCUSED AFTER THE READING OF OUR LEGISLATION.

COUNCIL MEMBERS IN ATTENDANCE:

MS. SANDY COX
MS. COLLEEN ESPENSCHIED
MR. DARRIN LAUTENSCHLEGER
MR. JIM LOCKER
MS. WINNIE WALKER
MR. JOHN ZUCAL

PRESIDENT JOEL DAY ANNOUNCED THAT COUNCIL MEMBER, ROB MAURER WAS EXCUSED FROM TONIGHT'S COUNCIL MEETING.

MR. ZUCAL MADE A MOTION TO ADD RESOLUTION 58-2010 TO TONIGHT'S AGENDA.
MR. LOCKER SECONDED THE MOTION. ROLL CALL, 6 YEAS, MOTION PASSED

MS. COX MADE A MOTION TO ACCEPT TONIGHT'S AGENDA.
MR. LOCKER SECONDED THE MOTION. ROLL CALL, 6 YEAS, MOTION PASSED.

MS. ESPENSCHIED MADE A MOTION TO APPROVE MINUTES OF THE PREVIOUS SESSION HELD NOVEMBER 8, 2010. MR. LOCKER SECONDED THE MOTION.
ROLL CALL, 6 YEAS, MOTION PASSED.

CORRESPONDENCE CLERK, PATRICIA MCKAY

1. Safety, Health and Service meeting minutes read at the November 8, 2010 as October 25, 2010 and the date on the document was changed to October 11, 2010.
2. Finance Committee Meeting Minutes from November 8, 2010.
3. Finance Committee Meeting Minutes from November 15, 2010.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT/REQUEST.....MAYOR MICHAEL TAYLOR

The Mayor announced that at the conclusion of his report he is going to cede the floor to Mr. Tony Danzo from the Municipal Services, he has information to share with Councils on Fair Housing and Chip.

The Mayor report, that he attended the grand opening ceremony for the new performing arts center. He reported that it is an amazing facility and a great addition to our city and area. The Mayor thanked Kent State and all the contributors to the building of this facility.

The Mayor recognized Kent State University for being named one of the top 200 universities in the world by The Times newspaper in London.

The Mayor reported: CIC continues to work with the EDA to finalize plans for a grant to construct the new Tolloty Incubator building; CIC will be working with MS Consultants from Columbus to further design the first complex site at the Tech Park, and CIC is looking at a possible zoning recommendations that would apply to the Tech Park only.

The Mayor announced as ideas are finalized in the next couple of months, any zoning related requests for the Tech Park will go through the normal channels of the Planning Commission and Council for any necessary approvals.

The Mayor reported that he recently toured, with the Chamber, Marsh Industries, located on East High in the Old Harts Family Center Building. The Mayor announced that the tour was interesting. The Mayor said the “Marsh Industries is a valuable business for our city and that their business is doing well.”

The Mayor announced that our City Health Commission, Joan Robis, will be retiring effective January 31 2011. She submitted her retirement letter to the New Philadelphia Board of Health and it was accepted at the Board’s November Meeting. Keith Eames, City Environmentalist, has been appointed by the Board of Health as Joan’s replacement effective February 1, 2011. He will initially retain some Sanitarian duties. Joan’s nursing responsibilities will be absorbed by other nurses currently working in the department. The Mayor expressed best wishes for Joan in her retirement and also expressed his appreciation for her many years of service to the citizens of New Philadelphia.

The Mayor requested an Executive Session after tonight’s legislation portion of the agenda to further discuss wage negotiations with the FOP and AFSCME.

Mr. Zucal asked the Mayor for more details on the Tolloty Incubator building;

The Mayor replied that they are finalizing the details for a 2.3 or 2.4 million additional dollars grant to build a 25 thousand square foot building sometime next year. If all goes in the manner they proposed, Kent State will own the building and the CIC will operate it under an operating agreement.

Municipal Services Corporation

Tony Danzo, AICP

223 North Broadway

New Philadelphia Ohio 44663

Tony Danzo, City’s Administrator of CHIP, Addressed council and reported the following;

He has been has been working with the city for the last 14 years with the Community Housing Improvement Program.(CHIP) That the application that was submitted in April for the maximum amount allowable of \$500,000 was approved for CHIP for the city. There will funding for the next 2 years or as long as that money will last.

Adding up everything that has been brought into city through the co-operation of the administrations and councils in the past, the work on behalf of the applicants over the years, the total amount has reached 4.2 million dollars for housing assistance.

He said, “Imagine the number of times those dollars were turned around in the community and how much of a benefit the funds have been not only to the recipient of the assistance but also to the business people and the people who sell the materials, the contractors and etc” Presently, as the city’s administrator of CHIP, Municipal Services Corporation is accepting applications from qualified recipients. If anyone has a desire to apply they can contact our office we are located at 223 North Broadway and our phone number is 330-343-4052.

Mr. Danzo reported that currently, the way applications are being processed is every 2 months. The applications that are being received are rated and ranked. Financial assistance is awarded based on the need of the applicant and the home that they occupy. As always, there are going to more applications then there are funds available. The Priority Rating System helps to get the dollars to the people who need it the most. Mr. Danzo gave the council members a handout [A Summary of the Community Housing Improvement Program \(CHIP\) Activities for the FY 2010](#) that explains the CHIP and the two major components of it; the dollars that are available to the home owner. (Specifically the program is for home owners) The hand out gives the income guidelines the maximum dollar amount per household size and it also has the information related to the Priority Rating System and how each applicant’s home will be rated and prioritized.

Mr. Danzo stated “that anyone of you are constituents and any citizen of the city you have contact with that can benefit from this assistance, to share this information with them.”

Mr. Danzo asked if there were any questions:

Mr. Locker commented that “it is a good program and that Mr. Danzo has done a good job.” Mr. Locker thanked Mr. Danzo for the support that he has given to the people in his area.

Mr. Zucal asked how the program is communicated to the general public.

Mr. Danzo replied that after the funds were received, a PSA was done by the all the radio stations in the area, the Times Reporter and the Bargain Hunter, also meetings like this and word of mouth help inform the general public of the program. On the front of the handout there is a target area description. About the first week of December they are going to go door to door in the targeted area with a flyer to explain the program to the people.

Mr. Zucal commented that we are looking at priority area as the block of group 3 and 4 is that correct?

Mr. Danzo replied that part of each group is the priority area. The target area was established last February or March. The state of Ohio wanted communities to establish a target area where the city is using other funds to make improvements in neighborhoods. In that neighborhood is where a lot of cities Formula Community Development Block grant money is going for curbs, sidewalks and gutters so that combined, with some housing rehabilitation is going to do some neighborhood revitalization uplifting not only housing stock but also the public infrastructure and that is a goal a community should have is to

try have this neighborhood revitalization effort. That is why the state is making it mandatory for the communities applying for CHIP to make a target area where other funds are being spent.

Ms. Cox requested Mr. Danzo give the news media the block 3 and 4 targeting area information.

The second hand out Mr. Danzo distributed to Council was about the city's requirements not only under the Formula Block Grant Program but the CHIP to participate in Fair Housing education outreach activity. That hand out that was given to council is a description of Analyzes of Impediments to Fair Housing.

Mr. Danzo reported "that every 5 year, based on Federal requirements the city is required to do a New Impediment of Fair Housing. The last 5 years we were able to do updates, you can see from this handout the table of contents which is included from the Impediments of Fair Housing. This document which consists of about a 100 pages is the instructions for producing Impediments of Fair Housing."

Page 2 of the handout states what an analysis means. "An Analysis of Impediment (AI) should identify existing conditions or barriers that limit housing choice within the community and in its simplest form AI addresses the question, "Do all residence and potential residence of this jurisdiction have equal access and choice to housing regardless of their race, color, religion, sex, national origin, disability or familial status." "if not," why?"

The next Analysis of Impediment is to be completed by August 31, 2011 as a requirement for the CHIP as well as the formula program and he will be working on this on behalf of the city with funding that was available thru the Formula Block Grant Program to get the analysis prepared for the city and get it submitted and approved to the state.

Mr. Danzo asked if there were any questions on Analysis of Impediments.

Mr. Zucal asked Mr. Danzo what the difference was between fair housing and affordable housing.

Fair housing is everyone is treated fairly, that not only relates to CHIP or the Formula Program that relates to the community at large. Federal Laws as well as State Laws have been on the books since the 70's to assure that people are not being discriminated against. (If you can afford to live in this neighborhood then you ought to be able to live in that neighborhood and not be barred from living there) It has expanded over the years in terms of who are the protected classes. The State of Ohio has one more which are the Veterans. So everyone who has an opportunity should be able to live where they can afford.

Mr. Danzo thanked everyone and reminded all we are accepting applications from qualified recipients. If anyone has a desire to apply they can contact our office we are located at 223 North Broadway and our phone number is 330-343-4052.

Mr. Locker moved to go into an Executive Session this evening at the conclusion of the Legislative Agenda to discuss wage negotiations. The motion was seconded by Mr. Zucal.
Roll Call, 6 yeas, motion passed.

SERVICE Director.....MR. JIM ZUCAL

The Service Director reported the following:

- The Third Street NE project is progressing well.
- We are wrapping up a number of smaller storm sewer projects throughout the city.
- Leaf clean-up is progressing slowly because of several break downs of the Leaf Machine Equipment.
- The Bank Lane Rail Road Project is scheduled to begin next Monday.

Mr. Zucal thanked Amy Gilland and the staff, Maureen Wenger and Jeff Erb, which works with him at the Service Director's Office. While he was on vacation this past week, they kept things moving ahead in good fashion. He announced that "they are a good group of people to work with."

SAFETY DIRECTOR.....MR. GREG POPHAM

Mr. Popham reported what was happening to the 3rd Street NE Project in regard to the request he brought to the Council floor a couple of weeks ago, in making the west side of this area no parking.

26 letters were sent to the residents that live on the west side of the area in question.
10 positive phone calls were received back from the residents for making that no parking on the west side of the road-way.

As the 3rd Street NE Project progresses, he announced that he will have more details on how we plan to institute that program.

The Mayor confirmed that the letters were only sent to the residents on the west side of the street not both sides.

AUDITORMS. BETH GUNDYNO REPORT

TREASURERMR. DAVE JOHNSON

Mr. Johnson reported that he has been working with an accountant and it is progressing. He stated that it is a lot slower than he expected and it is going to take longer than he anticipated but it is progressing quite well.

LAW DIRECTORMR. MICHAEL JOHNSON

The Law Director reported that the last Council meeting he had the opportunity to sit down with Mr. Bevan. They talked about the problem with the house next to his home. Mr. Bevan then went to the Bankruptcy Court and also dropped off some information for the Law Director. The Law Director contacted the trustee in that case and he has not had a respond. (Asking the trustee the status of that home and what was done with it as the owner abandoned it to the Bankruptcy Court)

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR MICHAEL TAYLOR

Mayor Taylor reported that the next Planning Commission meeting will meet Tuesday, December 14, 2010, at 1:00 PM in Council Chambers pending an agenda.

BOARD OF ZONING APPEALSMR. JIM ZUCAL

Mr. Zucal announced providing that there are variance requests, the Board of Zoning Appeals will meet Tuesday, December 14, 2010, at 5:00 PM in Council Chambers.

AIRPORT COMMISSION..... MR. JIM LOCKER

Mr. Locker announced that Airport Commission will not meet during the month of December.

PARK BOARD.....MR. DARRIN LAUTENSCHLEGER

Mr. Lautenschleger reported that the Park Board met Wednesday, November 10th at 7:00 PM at Tuscora Park Office. Mr. Lautenschleger reported that the bulk of the meeting was a discussion of the South Side Community Park and developing a standard procedure for registering events to be held there thru the park office and the Park Superintendent and also some traffic issues there. The future layout of the facility will be the point of discussion in upcoming meetings. There will be no Park Board meeting in December. The next meeting is scheduled for January 26 at 7:00 PM at the Tuscora Park Office.

HEALTH BOARD.....MS. SANDY COX

Ms. Cox reported that the Health Board will meet Wednesday, December 15 2010 at 12:00 noon. Ms. Cox reported that she did not mention anything about the up coming retirement because it was reported by the Mayor.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE.MS. SANDY COX

Ms. Cox reported that The Finance Committee met Monday, November 15, 2010 at 6:32 PM in Council Chambers to discuss 5 items:

1. Income tax ordinance to change the language in regard to the taxing of the internet cafes which is on the agenda tonight Ordinance 26-2010 to be passed as an emergency.
2. The Auditor presented to the Finance Committee with an increase in appropriations and a decrease. a capital increase of \$11,000.00 airport improvement and \$700,000.00 for a decrease in Master Capital for Street Signal Renovation Project which won't move forward until next year.
3. Proposed Resolution to transfer \$40,000 from the Sanitation Fund transferred \$20,000.00 to the Water Operating Fund and \$20,000.00 to the Sewer Operating Fund.
4. Proposed Resolution to transfer \$45,000.00 from the General Fund to the CDBG Fund to cover the CDBG Grant on the Agenda.

5. Temporary appropriations which is on the Agenda and we are asking to go for 3 readings.

Adjourned 7:02 PM

SALARY COMMITTEEMR. JIM LOCKER

Mr. Locker reported that the Salary Committee met tonight at 7:00 PM the issue was the agreement with the County Commissioners and the City of New Philadelphia to house prisoners at the county jail. The regular contract expires at midnight December 31, 2010.

The Committee made a motion to have a resolution drawn up by the Law Director to take care of that agreement for next year.

SAFETY, HEALTH, AND SERVICE COMMITTEE MR. ROB MAURER.....NO REPORT

Excused Absence

President of Council assigned to the Safety, Health, And Service Committee a proposed amendment to chapter 947 for water wells geothermal units for the City of New Philadelphia.

PUBLIC WORKS & ECONOMIC DEVELOPMENT COMMITTEE. . MR. DARRIN LAUTENSCHLEGER

Mr. Lautenschleger reported that the Public Works & Economic Development Committee met this evening at 6:15 PM in Council Chambers. Recommendation from the Service Director for the Water, Waste Water and Sanitation rates for 2011 Just a reminder: each year by ordinance the Service Director makes a recommendation to Council about rates for the upcoming year in the nut shell the Service Director is recommending no increase rates for Water Service for 2011 no increase in the current rate paid by customers for Sanitation Garbage Services for 2011 and a 4% increase for Wastewater Service for 2011 to be earmarked for improvement projects to rebuild that fund portion of the budget to increase the minimum monthly user fee from \$12.90 for service to \$13.40 a 50 cent monthly increase. All others above that user tier would pay a 4% increase on their current rate that will generate a little over \$82,000 per year.

When asked, "Why the rates were able to keep in line" Mr. Zucal said that "the expenses have been kept under control by the Department Heads and the over all budget cut that was enacted the first of the year has contributed to that and that we anticipate that will carry it through 2011."

No action was taken tonight. this was the first time the information has been presented to the committee has scheduled a meeting for prior to the next council meeting December 13 at 7:00 PM to determine if any action will be taken on that recommendation.

ZONING & ANNEXATION COMMITTEEMS. COLLEEN ESPENSCHIED

Ms. Espenschied reported that the Zoning & Annexation Committee met this evening at 6:47 PM in Council Chambers to discuss the Lease of city owned farm land at the airport and off of Skinner Lane near the wastewater plant. Discussed was the advertising of the property and farming of the farmland. We have property of 26.45 by the airport we have to make sure that it is farmed with crops that do not attract animals and we also have property of 41.77 acres land located east and west of Skinner Lane SE that will be farmed near the wastewater plant. There was a motion by Mr. Locker and seconded by Mr. Lautenschleger for the Law Director to draw up the resolution for the next meeting and to suspend the rules and get the resolution passed.

Adjourned at 6:55 PM

CONTACT & SPECIAL COMMITTEEMR. JOHN ZUCAL

Mr. Zucal reported that the Contact & Special Committee met tonight at 6:33 PM in Council Chambers to discuss 3 agenda items.

Two of the items were liquor permit issues.

- Being a new liquor permit
- Being a transfer liquor permit.

They were presented before the committee. Discussion was held a recommendation of 3 votes to direct the Clerk of Council to forward that to the Ohio Division of Liquor Control stating that there is no reason for any type of public hearing.

3rd item Natural Aggregation Program

We did discuss the attentive agreement that we entered into with Constellation New Energy Gas. Information that we shared with Mr. Bellish Buckeye Energy the Law Director the Mayor and Mr. Zucal we have opted to go in the direction of Constellation New Energy Gas rather than Direct Energy . We did ask that we add resolution 58-2010 to the agenda and we are recommending that we move o suspend the rules and pass this on the first reading so we are able to publicly get into the most favorable rates before the end of the year.

Mr. Zucal made a motion that full council accepts the liquor permits as is directing the Clerk of Council to forward those to the Ohio Division of Liquor Control with no need for public hearing. The motion was seconded by Mr. Locker Roll Call, 6 Yeas, Motion Passed.

PARKS & CEMETERY COMMITTEEMS. WINNIE WALKER

Ms. Walker reported that the Parks & Cemetery Committee met Monday, November 15, 2010 at 6:00PM in Council Chambers. The purpose of the meeting was to discuss the Sound Energy Company’s drilling proposal of an oil/gas well. This is off Beaver Avenue on the edge of town which puts the former railroad bed owned by the city, .45 acres, within the 500 foot arc they needed. Committee members present were Mr. Locker, Ms. Cox, Ms. Espenschied and Ms. Walker, Other council members and several guests were present including Mr. Levengood, Attorney Brad Hillyer, and Mr. Jay Cheslock from ODNR the Law Director, Mike Johnson and the Mayor, Michael Taylor.

Mr. Johnson asked first if we wanted to enter into a lease for an Oil & Gas Well. The Committee discussed this and found no negative reason not to. Then we discussed the lease.

Ms. Walker reported that Mr. Johnson and Attorney Hillyer will get together to add a couple of changes to the lease. Have resolution and new lease ready for packets on Friday for council. The committee agreed to move forward with this. Mr. Locker had no objections and neither did Ms. Cox or Ms. Walker. Ms. Cox made a motion to go ahead and Mr. Locker seconded the motion. 3 yes votes.

Meeting adjourned at 6:32 PM

President of Council assigned to the Parks & Cemetery Committee a lease agreement with the Ohio Historical Society for the continued use of the land at the south end of the airport runway.

VISITOR’S COMMENTS:

Diane Lautenschleger, 250 Lewis Avenue NW, New Philadelphia, OH 44663
New Philadelphia Business and Community Association, 126 East High Avenue, New Philadelphia, Ohio 44663
Diane Lautenschleger, Administrative Director, of New Philadelphia Business and Community Association

Ms. Lautenschleger distributed a written report. She reported to council the accomplishments of the New Philadelphia Business and Community Association from the past eleven months and future plans for 2011.

Ms. Lautenschleger reported the following:

- That this past Saturday evening approximately 500 members of the community filled our Gazebo on Public Square for the NPBCA Annual Christmas Lighting Ceremony. New Philadelphia City Schools provided entertainment. The Times reporter published a follow up article and photo (Santa with the Steel Drum Band) of this ceremony. A copy of the article and photo are attached to this report. NPBCA provided refreshments and goody bags and all enjoyed a visit with Santa Claus.
- Also attached to the report was a flyer on 3/50 project. A project which encourages local communities to support local independent businesses. Founder of this initiative is Cinda Baxter.
- Election of new Officers and Board Members will be held December 2, 2010.
- The 2010 membership roster of NPBCA includes 70 members representing varied professional interests. This membership represents an increase of 25 from 2009 roster which illustrates the strengthening of their position within the Central Business District.
- The members and partners of NPBCA volunteered 561 hours during 2010 in support of NPBCA’s many events and projects. This number represents a 20% increase over the 2009 tally.
- NPBCA has fostered relationships with New Philadelphia Rotary and Kiwanis Clubs, New Philadelphia City Schools, Buckeye Career Center, Tuscarawas Central Catholic High School and local media.

- The 2011 Merchants and Artist Walk are scheduled for May 14 and August 13, 2011. Tentative dates for the March 5-K Shamrock Run and September Car Show are also in the calendar.
- Ms. Lautenschleger invited all to attend the January 6, 2011 General Membership Meeting to be held at 8:00 AM, in the Tuscarawas County Convention and Visitors Bureau located at 124 East High Avenue. The guest speaker will be Jo Balinsky from the Small Businesses Administration at Kent State University, Tuscarawas. The topic will be “Forward Movement as the Economy Improves.”
- Ms. Lautenschleger announced when she meets with Council in January 2011 the new Gateway Banners will be hanging on the South Broadway Bridge that feature Schoenbrunn Village and the purchaser’s logo.

Ms. Lautenschleger thanked everyone for their time and support.

Concerned Citizen

William Bevan, 2012 Delaware Drive SE Lot 12, New Philadelphia, Ohio 44663
 Mr. Bevan owns property at 412 Front Street SW. New Philadelphia, Ohio 44663
 Mr. Bevan’s concern was in regard to property located at 408 Front Street SW, New Philadelphia, Ohio 44663

Concerned Citizen, Mr. Bevan addressed Council for the second time on the request for the property in question to be condemned and torn down. The Service Director, Mr. Zucal announced that he will take the Housing Team to review the property this week as promised.

Mr. Bevan said that he appreciates anything that Mr. Zucal can do to get the problem resolved.

Mr. Bevan thanked Council for their time.

READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCE:

25-2010 An ordinance by the Council of the City of New Philadelphia, Ohio to enact chapter 531, Noise Control, Codified Ordinances, and declaring an emergency. (2ndReading)

26-2010 An ordinance by the Council of the City of New Philadelphia, Ohio to amend the New Philadelphia City Income Tax Ordinance Codified Ordinance Section 191.03 (a) (6) to allow taxation of all gambling winnings, and declaring an emergency. (1stReading)

Motion to suspend the rules made by Ms. Cox, seconded by Ms. Espenschied.
 Roll call, 6 yeas, rules suspended.

Motion to vote on passage made by Ms. Cox, seconded by Mr. Locker
 Roll call, 6 yeas ordinance passed

28-2010 An ordinance amending and adjusting the permanent appropriations ordinance for the year 2010 and declaring an emergency. (1stReading)

Motion to suspend the rules made by Ms. Cox, seconded by Ms. Walker.
 Roll call, 6 yeas, rules suspended.

Motion to vote on passage made by Ms. Cox, seconded by Ms. Espenschied
 Roll call, 6 yeas ordinance passed

29-2010 An ordinance to make temporary appropriations for current expenses and other expenditures of the City of New Philadelphia, State of Ohio, during the fiscal year ending December 31,2011 and declaring an emergency. (1stReading)

RESOLUTIONS:

- 49-2010 A resolution by the Council of the City of New Philadelphia, Ohio to authorize the placement of revenue from Goshen township for fire coverage into the general fund until the \$361,750.00 for the Fire Department’s Tower 11 Refurbishment is paid in full, and declaring an emergency. (2ndReading)

- 53-2010 A resolution by the Council of the City of New Philadelphia, Ohio to authorize a retiring police officer to purchase his or her service weapon under certain conditions, and declaring an emergency (1stReading)

- 54-2010 A resolution by the Council of the City of New Philadelphia, Ohio to approve the transfer of \$40,000.00 from the Sanitation Fund (#219) to be transferred \$20,000.00 to the Water Operating Fund (#711) and \$20,000.00 to the Sewer Operating Fund (#713) for the 2010 fiscal year. (1stReading)

- 55-2010 A resolution by the Council of the City of New Philadelphia, Ohio to authorize and direct the Auditor of the City of New Philadelphia to transfer \$45,000.00 from the General Fund (#101) to the CDBG Fund (#287) for the City’s share of the A-F-10-2CU-1 grant for street, side walk and flood and drainage improvements at North Ray Avenue NW from 2nd Drive to 2nd Street NW and declaring an emergency. (1stReading)

- 57-2010 A resolution by the Council of the City of New Philadelphia, Ohio to authorizing the Mayor to enter into a non- drilling oil and gas lease with Sound Energy Company Inc. for the lands including Beaver Avenue near the Kendall Bick Property and declaring an emergency. (1stReading)

- 58-2010 A resolution by the Council of the City of New Philadelphia, Ohio to enter into an agreement with Constellation New Energy-Gas Division, LLC (CNEG) as recommended by Buckeye Energy Brokers, Inc. to provide to eligible consumers within the City of New Philadelphia Natural Gas Service and declaring an emergency. (1stReading)

The Mayor requested that council vote to suspend the rules and to pass this resolution tonight based upon the recommendation of the Law Director, the Mayor and the Committee Chair who has it in his committee.

Motion to suspend the rules made by Mr. Zucal, seconded by Mr. Lautenschleger,
Roll call, 4 yeas, 2 nays (Ms. Cox and Ms. Walker) motion failed

COUNCIL ADJOURNED FROM REGULAR SESSION INTO EXECUTIVE SESSION AT 8:27 PM
AS REQUESTED BY MAYOR, MICHAEL TAYLOR TO DISCUSS WAGE NEGOTIATIONS. . COUNCIL
RECONVENED INTO REGULAR SESSION AT 9:06PM

UNFINISHED OR OLD BUSINESS:NONE

NEW BUSINESS:

Treasurer, Mr. Dave Johnson announced that on behalf of him and his family he wished everyone a Happy Thanksgiving.

Council Member, Ms. Walker announced that October 16, 2010 she had a Polio Conference that was held at the Pavilion in Tuscora Park. The 80 people who attended the Conference came from several states. She received calls from Michigan, West Virginia and upper Ohio stating how much they enjoyed our city and how beautiful and clean it is.

MOTION TO ADJOURN MADE BY MS COX, MEETING ADJOURNED AT 9:08PM