

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON DECEMBER 9, 2002 AT 7:30 P.M. WITH PRESIDENT OF COUNCIL DAVE JOHNSON PRESIDING. MR. JOHNSON OFFERED A PRAYER, AND ALL IN ATTENDANCE RECITED THE PLEDGE OF ALLEGIANCE.

COUNCIL MEMBERS IN ATTENDANCE: MR. ART CICCONETTI
MS. SANDRA COX
MR. JOEL DAY
MR. SAM HITCHCOCK
MR. GEORGE HOUSTON
MR. JIM LOCKER
MR. ROB MAURER.

THE MINUTES OF NOVEMBER 25, 2002 WERE APPROVED AS WRITTEN AND RECEIVED.

CORRESPONDENCE CLERK DIANE ROUDEBUSH

1. Finance Committee meeting minutes of November 25, 2002.
2. A notice from the Ohio Division of Liquor Control requesting a C1 and C2 permit to IDM LLC, DBA Westside Market & Drive Thru, 331 Tuscarawas Ave., New Philadelphia, and asking that objections be made no later than December 26, 2002.
3. Auditor’s Financial Statement for November, 2002.
4. Auditor’s Monthly Statement of 2002 Revenue for November, 2002 for the General Fund.
5. Board of Control meeting minutes of December 3, 2002.
6. New Philadelphia Fire Department Monthly Report for November, 2002.
7. New Philadelphia Police Monthly Activity Report for November, 2002.
8. New Philadelphia City Board of Health meeting minutes of November 13, 2002.

ADMINISTRATIVE REPORTS:

MAYOR’S REPORT MAYOR RON BRODZINSKI

Submitted a written report of the activities of his office from November 26 through December 9, 2002. Reported that bids have been awarded for remodeling of the new city hall. Reported that contract negotiations are ongoing, and the FOP is in factfinding. Invited Council and Administration to a Christmas Celebration Luncheon at Tuscora Park on Monday December 23 from 11:30 a.m. to 1:30 p.m. Requested passage tonight of Ordinance 90-2002.

SERVICE DIRECTORMR. GARY ESPENSCHIED

Reported that a pre-construction meeting will be held December 12 at 2:00 p.m. for renovation of the new city building. Reported that leaves are still being picked up. Relinquished the floor to General Services Superintendent Fred Neff, who updated Council on the completion of the smoke testing that has been ongoing for the last couple of years. He said the problems have been identified, and letters are being sent to residents explaining steps they need to take to remedy the problem. Mr. Neff also updated Council on the traffic light signalization, and he explained that information has been made available from a recent study. The firm doing the study will be in town this week to train employees on how to maintain the system. Mr. Espenschied then relinquished the floor to Building Inspector Bill Richesson, who gave a summary of the activities of his office for the year 2002.

SAFETY DIRECTORMR. GREG POPHAM NO REPORT

AUDITORMS. BETH GUNDY ABSENT

In the absence of Ms. Gundy, Mr. Johnson requested that the Auditor’s transfers be approved. Ms. Cox made a motion to approve the transfers. Mr. Cicconetti seconded the motion. Roll call, 7 yeas, motion passed.

TREASURER NO REPORT

LAW DIRECTORMR. MIKE JOHNSON

Reported that the Bernard property is being monitored, and when work ceases, action will be taken to have it torn down. Reported that the Harmon property on East High Avenue is due to be sold at Sheriff's sale, unless a decision to tear it down is made before that time. Informed Council that the Democratic Central Committee will meet Tuesday, December 10 to name a new Treasurer.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSIONMAYOR BRODZINSKI

Will meet December 11 at 1:00 p.m. in the Police Station Conference Room.

BOARD OF ZONING APPEALSMR. GARY ESPENSCHIED

Reported that there were no appeals to be heard for December.

AIRPORT COMMISSIONMR. JIM LOCKER

Will meet Tuesday, December 10, 2002 at 6:00 P.M. at the Airport.

PARK BOARDMR. ART CICCONE NO REPORT

HEALTH BOARD.MS. SANDRA COX

Will meet Wednesday, December 11, 2002 at noon in the Mayor's Conference Room.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE.MS. SANDRA COX

Scheduled a meeting for December 23, 2002 at 7:00 P.M. to discuss Ordinances 91-2002 and 92-2002. Requested passage tonight of Ordinance 93-2002.

SALARY COMMITTEEMR. JIM LOCKER

Reported meeting tonight to discuss Ordinance 90-2002, granting a 2% wage increase to all full-time and part-time non-bargaining employees and elected officials. The Committee recommends that the issue go before full council for vote. The Committee also recommends that the ordinance be amended.

SAFETY, HEALTH, AND SERVICE COMMITTEEMR. SAM HITCHCOCK

Reported meeting tonight prior to regular session to discuss a jaywalking ordinance. Police Chief Jeff Urban pointed out that there is a jaywalking problem especially around the schools. He said crossing guards are provided by the city, but are not being used. The Committee agreed that the Law Director should advise as to whether or not a current ordinance can be enforced, or draft new legislation. Motorists' yielding to pedestrians is also a problem, and the Committee asked the Media to help by publicizing that this is a problem.

PUBLIC WORKS COMMITTEE.MR. JOEL DAY NO REPORT

ZONING & ANNEXATION COMMITTEEMR. GEORGE HOUSTON

Will meet tonight immediately following regular council meeting.

CONTACT COMMITTEE.MR. ART CICCONE

Scheduled a meeting for December 23 at 6:45 P.M. to discuss property being offered to the City. Mr. Johnson assigned the issue of assigning a name to the new city building.

SPECIAL COMMITTEEMR. ROB MAURER

Reported meeting tonight to discuss recognition for certain citizens within the city. The Committee voted to appoint Ohio State football player and New Philadelphia resident Cie Grant as Goodwill Ambassador to the city.

VISITOR'S COMMENTS:

Ella Slough, 616 Sandpiper, S.E., New Philadelphia, asked if the meter man position has been filled, and is there a report of money being paid in rent by the Airport Restaurant. She said she was glad to hear that new trees were planted at Market Square. Mayor Brodzinski said applications for the meter man position were taken, but a replacement has not yet been named. The rent received from the airport will be reported at tonight's Airport Commission meeting.

ORDINANCES AND RESOLUTIONS:

ORDINANCES:

- 86-2002 An ordinance by the Council of the City of New Philadelphia, Ohio to terminate any automatic pay raises granted to full-time and/or part-time employees of the City of New Philadelphia to include increases granted by Ordinance 39-1997, and declaring an emergency. (3rd Reading)
- Motion to vote on passage made by Mr. Cicconetti, seconded by Mr. Locker. Roll call, 7 yeas, ordinance passed.
- 87-2002 An ordinance by the Council of the City of New Philadelphia, Ohio to terminate automatic yearly pay increases for certain elected officials elected to four-year terms granted by Ordinance 57-97, and declaring an emergency. (3rd Reading)
- Motion to vote on passage made by Ms. Cox, seconded by Mr. Houston. Roll call, 7 yeas, ordinance passed.
- 90-2002 An ordinance by the Council of the City of New Philadelphia, Ohio to enact a 2% pay raise per year to all full-time and part-time non-bargaining unit employees and elected officials of the City of New Philadelphia, Ohio, effective January 1, 2003, and declaring an emergency. (2nd Reading)
- Mr. Locker made a motion to amend this ordinance by removing the words “per year” in both the title and Section 1. Ms. Cox seconded the motion. Roll call, 6 yeas 1 nay (Cicconetti), ordinance amended.
- Mr. Locker made a motion to suspend the rules, seconded by Mr. Hitchcock. Mr. Cicconetti said he voted against the amendment because the elected officials receiving the raise should be named, as to not include council members. Ms. Cox said she was aware that council is not to be included in this ordinance. Law Director Mike Johnson said council is included in this ordinance, and explained that council has a right to grant themselves a wage increase. Mr. Locker and Mr. Hitchcock both withdrew their motions.
- Mr. Hitchcock made a motion to amend by excluding council and the president of council. He recommended that the language be changed to read “Mayor, Auditor, Law Director, and Treasurer” instead of elected officials. Ms. Cox seconded the motion for amendment. Roll call, 6 yeas 1 nay (Houston), motion for amendment passed.
- Mr. Hitchcock made a motion to suspend the rules, seconded by Mr. Locker. Roll call, 6 yeas 1 nay (Houston), rules suspended.
- Motion to vote on passage made by Mr. Locker, seconded by Ms. Cox. Roll call, 6 yeas 1 nay (Houston), ordinance passed.
- 91-2002 An ordinance by the council of the City of New Philadelphia, Ohio to transfer 5% of the water revenue incomes to the water improvement fund, and declaring an emergency. (2nd Reading)
- 92-2002 An ordinance by the Council of the City of New Philadelphia, Ohio to transfer 5% of the sewer revenue incomes to the sewer improvement fund, and declaring an emergency. (2nd Reading)
- 93-2002 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, 2003, and declaring an emergency. (1st Reading)
- Motion to suspend the rules made by Ms. Cox, seconded by Mr. Locker. Roll call, 7 yeas, rules suspended.
- Motion to vote on passage made by Ms. Cox, seconded by Mr. Day. Roll call, 7 yeas, ordinance passed.
- 94-2002 An ordinance to enter into an annexation agreement attached hereto to allow annexation of property owned by Dennis Carr to the City of New Philadelphia, Ohio and declaring an emergency. (1st Reading)

RESOLUTIONS:

- 34-2002 A resolution by the Council of the City of New Philadelphia to thank Melvin J. Wengard and Barbara J. Wengard for their contribution to the City of New Philadelphia of a certain parcel of real estate located in New Philadelphia, Ohio, and declaring an emergency. (1st Reading)

Motion to suspend the rules made by Mr. Houston, seconded by Mr. Locker. Roll call, 7 yeas, rules suspended.

Motion to vote on passage made by Mr. Houston, seconded by Mr. Locker. Roll call, 7 yeas, resolution passed.

Mayor Brodzinski said there may be a need for a Special Meeting of Council to vote on a proposed FOP contract, which must be approved within seven days after being submitted by the factfinder.

OLD OR UNFINISHED BUSINESS: NONE

NEW BUSINESS: NONE

MOTION TO ADJOURN MADE BY MR. HOUSTON. MOTION PASSED. MEETING ADJOURNED AT 8:14 P.M.

CLERK OF COUNCIL _____

APPROVED December 23, 2002

PRESIDENT OF COUNCIL _____