

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON OCTOBER 25, 2021 WITH PRESIDENT DON KEMP PRESIDING. PRESIDENT KEMP OFFERED A PRAYER, AND ALL IN ATTENDANCE RECITED THE PLEDGE OF ALLEGIANCE.

COUNCIL MEMBERS IN ATTENDANCE

MR. DEAN HOLLAND
MR. DAN LANZER
MR. ROB MAURER
MRS. AIMEE MAY
MR. KELLY RICKLIC
MR. JOHN ZUCAL

EXCUSED ABSENSES

MRS. CHERYL RAMOS

- MR. RICKLIC MOTIONED TO ADD RESOLUTION 38-2021 TO TONIGHT’S AGENDA
MR. LANZER SECONDED THE MOTION
6 YEAS
RESOLUTION 38-2021 HAS BEEN ADDED TO TONIGHT’S AGENDA
- MR. MAURER MOTIONED TO AMEND ORDINANCE 23-2021
MR. RICKLIC SECONDED THE MOTION
5 YEAS, 1 ABSTAINED (MR. HOLLAND)
ORDINANCE 23-2021 HAS BEEN AMENDED
- MR. ZUCAL MOTIONED TO ACCEPT TONIGHT’S AGENDA
MR. LANZER SECONDED THE MOTION
5 YEAS, 1 ABSTAINED (MR. HOLLAND)
TONIGHT’S AGENDA HAS BEEN ACCEPTED
- MR. ZUCAL MOTIONED FOR AN EXECUTIVE SESSION AFTER TONIGHT’S MEETING
TO DISCUSS PERSONELL
MR. MAURER SECONDED THE MOTION
6 YEAS
THERE WILL BE AN EXECUTIVE SESSION AT THE APPROPRIATE TIME AFTER TONIGHT’S
MEETING
- MR. MAUER MOTIONED TO APPROVE THE MINUTES FROM THE OCTOBER 11, 2021
REGULAR SESSION OF COUNCIL
MR. RICKLIC SECONDED THE MOTION
6 YEAS
MINUTES FROM THE OCTOBER 11, 2021 REGULAR SESSION OF COUNCIL HAVE BEEN
APPROVED

CORRESPONDENCE CLERK, JULIE COURTRIGHT

1. *To Clerk of Council from the Ohio Division of Liquor Control, dated October 12, 2021. This is a Notice of Legislative Authority from Speedway located at 262 West High Ave. New Philadelphia, Ohio 44663. Mailed October 8, 2021, responses to be postmarked no later than November 8, 2021. It states “Important Notice, please complete and return this form to the Division of Liquor Control whether or not there’s a request for a hearing. I forwarded this to the President of Council.*
2. *To Clerk of Council from Treasurer Gerber, dated October 12, 2021. This is the City of New Philadelphia September 2021 Investment and Savings Report.*
3. *To Council and Administration from Auditor Gundy, dated October 14, 2021. This is an email with the title “2022 Budgets”.*
4. *To Council and Administration from Mayor Day, dated October 14, 2021. This is a forwarded email from Health Commissioner Vickie Ionno. It contains a detailed description of the department’s Workforce Development position.*

5. *To Council from President Kemp dated October 23, 2021. This is a forwarded email from Law Director Fete. It states "Urgent, please assign to Safety, Health, and Services Committee". It contains Resolution 38 and an attachment for a probation car purchase. It states "Kelly, please take this request into your committee."*
6. *To Clerk of Council from Rachel Dunfee, Attorney at Law, at 217 North Broadway Suite 2, New Philadelphia. This is a letter that includes an annexation petition, an affidavit, the property deed and a surveyor's map for the Mosier Annexation.*
7. *To Council and Administration from Mayor Day, dated October 25, 2021. This is the Mayor's Report.*

MAYOR'S REPORT/REQUESTSMAYOR JOEL B. DAY

Mayor Day gave the following report:

- **Be Cautious of Kids this Saturday:** The City's annual Halloween Trick or Treat Night is this Saturday, October 30th from 6 to 8 pm. If you plan to pass out candy to the kids, please leave your porch light on. Be cautious at street intersections. Look out for kids and parents crossing the streets. City police will be patrolling the neighborhoods, and when they can, will stop and pass out candy from their cruisers.
- **The City's Plans for using the American Rescue Plan Funds:** The City plans to use the \$1.8 million dollars it will receive from the American Rescue Plan Act (ARPA) to fund two major infrastructure projects over the next two years: The relocation of a water line onto Mill Avenue SW and new storm sewer lines at the intersection of 4th Street NW and West High Avenue. Some of the money will also be used to fund smaller projects in the City this year and next. The Mill Avenue project will move the water line under the Joy Redevelopment (Howden Buffalo) area onto the roadside of Mill Avenue to accommodate future needs. Other projects funded by the first \$911,858.00 tranche of the ARPA money will be:
 - Replacement of a two-inch water line with a six-inch line on Minnich Avenue NW between 2nd St NW and 4th Street NW. That project is underway. It includes installation of new fire hydrants.
 - Replacement of a two-inch water line with a six-inch line on 2nd Street NW between Fair Avenue NW and Ray Avenue NW.
 - Creating a connecting water line loop at Ohio Avenue NW and Oak Street NW, and also at Baker Avenue NW and Kelly Street NW.

Next year, the second tranche of the funding will be used for the 4th Street NW and West High Avenue storm sewer project. That project should solve the constant flooding of the intersection during heavy rainstorms. Any remaining ARPA dollars will be used to upgrade infrastructure in other areas of the City.

- **Two Members of the City Administration are Retiring:** Jeff Erb and Rick Marcaletti will be retiring from the City's workforce on October 31st. Mr. Erb has served 20 years as the Information and GIS Mapping Specialist in the Service Department. Mr. Marcaletti has been the City's Assistant General Services Superintendent for the past seven years. Both have been exemplary employees and leaders. The City of New Philadelphia has benefitted greatly from their service and their expertise. Larry Lowdermilk, a former employee of the county GIS mapping department, has been hired to fill Mr. Erb's position. Mike Pyle, the head mechanic at the General Service Department, has been promoted to fill Mr. Marcaletti's position.
- **The Dates Have Been Set for the City's Annual Christmas Lighting Ceremony and Christmas Parade:** Mayor's office Executive Assistant Jami Bailey is planning the City's annual Christmas Lighting Ceremony and Christmas Parade. The lighting ceremony will be held on Friday, November 19th at 6pm on the downtown gazebo quadrant. The annual Christmas Parade will step off from Tuscora Park on Friday, December 3rd at 6:30pm. If your group or organization would like to participate in either holiday event, contact Jami at 330-364-4491 extension 1242 or jbailey@newphilaoh.com.

- Avoid the Online Shopping Delays. Shop Local for Christmas: Because of the supply chain issues being experienced nationwide, there is no guarantee that your online orders will arrive before Christmas. It would be more convenient, and less stressful, to do all your holiday shopping with our local merchants. Plus, you would be supporting your friends and neighbors who own local businesses or are employed by them. New Philadelphia has been fortunate that, in the midst of the pandemic, a variety of new businesses opened downtown, at New Towne Mall, on both ends of High Avenue and at the I-77 interchange. Plus, gas prices are still on the rise. Why travel or pay more for delivery, when almost everything on Christmas lists can be found right here.

And a Reminder....

COVID-19 vaccine booster shots and seasonal flu shots are available at the City Health Department. Call 330-364-4491 extension 1208 to schedule an appointment.

SERVICE DIRECTOR.....MR. RON MCABIER

Mr. McAbier had the following report:

The 2021 Paving from Newton Asphalt is coming to a close. I spoke with Jeff today and they'll be in town on Wednesday. If anybody remembers correctly we had Allen Lane to High to do yet and we're going to do the Alley from Sergeant Insurance to the old Pro's Table. Then they have to go to Carley Ave to go from Anola to Wabash, and they will include everything that was on the list originally. That should be completed by Friday. Also a couple things at the airport I wanted to touch base on as far as paving goes. The taxi lane was grinded on Friday, it was supposed to be paved on Saturday but weather did not allow them to do that. I talked with Northstar today. They're looking at Wednesday. The roof on the main airport hangar got completed last week. Also, dredging at the lagoon, we're probably half-way there. We're out of the park now where it's going to be more tedious work and more lengthy work there. They got to the halfway point. We're looking at another two and a half to three weeks before they're done with that project. Also, at the lagoon area if you look at Countryside and Lakeview we continue to do the Storm Sewer Improvement Project. A manhole got put in last week and that was a big part of that project. That project will be done this week. They'll replace a water valve while they're in there also, and finally, it's time for leaves. Starting Monday General Services will be out. No schedule as of yet. I know we'll go down the main streets. We typically always go down East High and work our way back, and we'll have a schedule after that. Again, please leave them on the curb strip and not the road because of storm sewers and catch basins.

Mr. Zucal had the following questions:

What depth are we dredging that to?

Mr McAbier had the following response:

We're taking approximately 18 inches out of the bottom.

Mr. Zucal:

When we take that off the bottom, where is it being taken to?

Mr. McAbier responded:

We're taking it to Kimble's Landfill.

AUDITORMS. BETH GUNDYNO REPORT

SAFETY DIRECTORMR. GREG POPHAM

Mr. Popham had the following report:

In the Police Department five of the six police vehicles are in, it will just be a matter of getting them equipped. Recently there was a drive-by shooting on the 100 block of 11th Street. It wasn't drug related that we know of at this point, and they do have a suspect.

TREASURER . . . MR. TOM GERBER.....NO REPORT

LAW DIRECTOR . . . MR. MARVIN FETE

Mr. Fete had the following report:

We had a very happy occasion on Friday I got to be present for in our Prosecutor’s Office. For about two years I had an intern by the name of Madison McWilliams. She really impressed me last year during the shutdown and worked both out of the Law Director’s Office and Prosecutor’s Office. She just graduated law school. She was getting ready to start her third year last year when we brought her on board. This Past Friday she got her Bar results and she passed the Bar Exam with flying colors, which is something we all knew would happen. We’ve been paying her as an independent contractor but I’d like to bring her back in a more permanent position when she comes back next year. I’m really pleased to announce she’s going to join us. This comes with a long history of interns coming to work for us.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR JOEL DAY

The Planning Commission will meet here in Council Chambers on Tuesday, November 9, 2021 at 1:00 PM. We’re still developing the Agenda.

BOARD OF ZONING APPEALS.....MR. RON MCABIER

The Board of Zoning Appeals will meet on Tuesday, November 9 at 5:00 PM here in Council Chambers with one variance request to be heard at this time.

AIRPORT COMMISSION.....MR. JOHN ZUCAL

We have lots of great things happening at the airport. We have the milling taking place. We’ve been working on the taxi way. We’re working on a continuation of pads at each of the hangars. We’re doing some work on the hangars as well, having those painted and bringing them up to a better appearance. We continue to reinvest our dollars into the airport as well. The next meeting is scheduled for November 9 at 6:00 PM in Council Chambers.

PARK BOARD.....MRS. AIMEE MAY.....NO REPORT

CEMETERY BOARD.....MRS. AIMEE MAY.....NO REPORT

HEALTH BOARD MR. JOHN ZUCAL

I know that there were questions about the Workforce Development Position that we had discussed at the previous Council Meeting. Just to bring you up to speed Dana Fischio is serving in that capacity. The Workforce Development Coordinator will help with all the trainings that all the staff will need as we continue to go forward. She worked diligently on getting the accreditation process in place that we celebrated here with the Health Department. We'll be meeting next on November 10 at Noon in Council Chambers.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEEMR. ROB MAURER

Mr. Maurer had the following report:

The Auditor, the Mayor, and myself will be meeting this Friday to discuss temporary appropriations.

SALARY COMMITTEEMR. JOHN ZUCAL.....NO REPORT

PUBLIC WORKS COMMITTEE.....MR. DEAN HOLLAND.....NO REPORT

SAFETY HEALTH & SERVICE COMMITTEE... .MR. KELLY RICKLIC

Mr. Ricklic had the following report:

The Safety, Health, and Service Committee met tonight at 6:45 with two topics to discuss. The first was Proposed Resolution 38-2021, a resolution for the courts to purchase a vehicle. The other item was Resolution 39-2021, billing for Baltic EMS. Both items were passed this evening. The first item Resolution 38-2021 will be on the Agenda tonight and Resolution 39-2021 will be on the Agenda on November 8, 2021. The Meeting was adjourned at 6:58 PM.

ZONING & ANNEXATION COMMITTEE.....MRS. CHERYL RAMOS.....EXCUSED ABSENCE

SPECIAL & CONTACT COMMITTEEMR DAN LANZER

Mr. Lanzer had the following report:

The Special and Contact Committee met this evening at 7:15 and we had four items to discuss. The first one was Proposed Ordinance 25-2021, which is for the public defender contract. We voted unanimously to have that added to the November 8 Meeting Agenda. The next item we discussed was all three of the Speedways going for Liquor License renewals. At this time we'll have a voice vote so we can get the Clerk to sign that and send it to Columbus.

ROLL CALL VOTE
6 YEAS
ALL THREE LIQUOR LICENSE RENEWAL REQUESTS ARE
APPROVED

PARKS & CEMETERY COMMITTEE.....MRS. AIMEE MAY.....NO REPORT

VISITOR'S COMMENTS:

Johnathon Ginch at 320 Fair Ave. NW had the following comment:

In 2019 this City was rated as one of the safest communities in Ohio. The events of this year have proven otherwise. I find it concerning that you have the murder of Gavin Carlisle on March 5th in Ward 1A. Then not two blocks away this drive-by shooting happens. I find this extremely concerning. I think the City and the community needs answers for what's going on, and perhaps to take that commendation off the City website. This doesn't seem like a safe community anymore.

COUNCIL COMMENTS: NONE

READING OF ORDINANCES AND RESOLUTIONS

ORDINANCES:

23-2021 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO, AMENDING AND ADJUSTING THE PERMANENT APPROPRIATIONS ORDINANCE FOR THE YEAR 2021.

1st Reading

MR. MAURER MOTIONED FOR SUSPENSION OF RULES ON ORDINANCE 23-2021

MR. ZUCAL SECONDED THE MOTION

6 YEAS

RULES HAVE BEEN SUSPENDED ON ORDINANCE 23-2021

MR. MAURER MOTIONED FOR APPROVAL OF ORDINANCE 23-2021

MR. ZUCAL SECONDED THE MOTION

6 YEAS

ORDINANCE 23-2021 HAS BEEN APPROVED

24-2021 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO AUTHORIZE THE AUDITOR TO ENTER INTO THE ATTACHED PARTICIPATION AGREEMENT WITH JP MORGAN CHASE BANK FOR CREDIT CARD SERVICES

1st Reading

MR. MAURER MOTIONED FOR SUSPENSION OF RULES ON ORDINANCE 24-2021

MR. ZUCAL SECONDED THE MOTION

6 YEAS

RULES HAVE BEEN SUSPENDED ON ORDINANCE 24-2021

MR. MAURER MOTIONED FOR APPROVAL OF ORDINANCE 24-2021

MR. ZUCAL SECONDED THE MOTION

6 YEAS

ORDINANCE 24-2021 HAS BEEN APPROVED

37-2021 A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO AUTHORIZING THE ANNEXATION OF REAL PROPERTY LOCATED IN DOVER TOWNSHIP, PARCEL NUMBER 12-00257.001
2nd Reading

38-2021 A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, TUSCARAWAS COUNTY, OHIO, AUTHORIZING AND DIRECTING THE MUNICIPAL COURT ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH PARKWAY AUTO SUPERSTORE TO PURCHASE A 2022 FORD EXPLORER BASE REAR DRIVE AS A PROBATION VEHICLE, AT A COST OF \$30,842.38.
1st Reading

MR. RICKLIC MOTIONED FOR SUSPENSION OF RULES ON RESOLUTION 38-2021
MR. LANZER SECONDED THE MOTION
6 YEAS
RULES HAVE BEEN SUSPENDED ON RESOLUTION 38-2021

MR. RICKLIC MOTIONED FOR APPROVAL OF RESOLUTION 38-2021
MR. LANZER SECONDED THE MOTION

Mr. Ricklic had the following question for Auditor Gundy:
Are the funds in the appropriate line item for purchase of the vehicle?

Mrs. Gundy:
I don't know which fund they're planning on using. If it's their Special Projects it would be, but I'm not sure which fund. I can't vouch for the money.

Mr. Zucal moved to table the legislation until we get confirmation on the line item.

MR. RICKLIC REMOVED HIS MOTION OF PASSAGE

MR. ZUCAL MOTIONED TO TABLE RESOLUTION 38-2021
MR. RICKLIC SECONDED THE MOTION
6 YEAS
RESOLUTION 38-2021 HAS BEEN TABLED

UNFINISHED OR OLD BUSINESS: NONE

NEW BUSINESS:

President Kemp had the following comment:

Next Tuesday, November 2nd is Election Day. I hope everybody gets out and votes.

**COUNCIL ADJOURNED INTO A 5 MINUTE RECESS AT 8:02 BEFORE
MOVING INTO AN EXECUTIVE SESSION AT 8:07. AT 8:12 COUNCIL
RECONVENED INTO REGULAR SESSION OF COUNCIL**

Mr. Maurer motioned to adjourn at 8:12 PM.

CLERK OF COUNCIL _____
Julie Courtright

APPROVED _____

PRESIDENT OF COUNCIL _____
Don Kemp