

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON JANUARY 28, 2019 WITH PRESIDENT OF COUNCIL SAM HITCHCOCK PRESIDING. COUNCILMAN HOLLAND OFFERED A PRAYER, AND ALL IN ATTENDANCE RECITED THE PLEDGE OF ALLEGIANCE.

COUNCIL MEMBERS IN ATTENDANCE

MR. DEAN HOLLAND  
MR. DAN LANZER  
MRS. AIMEE MAY  
MRS. CHERYL RAMOS  
MR. KELLY RICKLIC  
MR. JOHN ZUCAL

EXCUSED ABSENCE:

AUDITOR BETH GUNDY  
MR. ROB MAURER

- MR. RICKLIC MOTIONED TO ADD ORDINANCE 25-2018 AND ORDINANCE 1-2019 TO TONIGHT'S AGENDA  
MR. ZUCAL MOTIONED TO ADD ORDINANCE 2-2019 TO TONIGHT'S AGENDA  
MR. HOLLAND SECONDED THE MOTION  
6 YEAS  
ORDINANCE 25-2018, ORDINANCE 1-2019, AND ORDINANCE 2-2019 HAVE BEEN ADDED TO TONIGHT'S AGENDA
  
- MR. ZUCAL MOTIONED TO ACCEPT TONIGHT'S AGENDA WITH THE ADDITIONS  
MR. RICKLIC SECONDED THE MOTION  
6 YEAS  
TONIGHT'S AGENDA HAS BEEN ACCEPTED
  
- MR. LANZER MOTIONED TO ACCEPT THE MINUTES FROM THE JANUARY 14, 2019 REGULAR SESSION OF CITY COUNCIL  
MR. RICKLIC SECONDED THE MOTION  
6 YEAS  
MINUTES FROM THE JANUARY 14, 2019 REGULAR SESSION HAVE BEEN APPROVED

**CORRESPONDENCE** . . . . . CLERK, JULIE COURTRIGHT

1. *To President of New Philadelphia City Council Sam Hitchcock from Service Director Ron McAbier, dated January 23, 2019. This is a letter that states the following: "Dear Sam, please accept my absence from Monday, February 11, 2019 Council Meeting as I will be out of town. I will return Monday, February 25, 2019 for the next Council Meeting. Signed, Respectfully, Ron McAbier.*
2. *To Council and Administration from Auditor Beth Gundy, dated January 28, 2019. This is an email titled "Leave Balances" with the attachment 2018 Leave Balances. It was*

*replied to by President of New Philadelphia City Council Sam Hitchcock and Councilman John Zucal.*

3. *To Council Clerk from Kevin Fowler, the Supervisor of the Permit Processing Unit Division of Surface Water for the Ohio Environmental Protection Agency, dated January 28, 2019. This is a letter that has the following excerpt: "Ladies and Gentlemen, you're receiving a public notice because you are on the Division's Surface Water Mailing List. As required by Ohio Administrative Code 3745-49 are hereby notified of the attached action." The attached action is an application for antidegradation project for Belden Brick Plant #3.*
4. *To Council and Administration from Mayor Day, dated January 28, 2019. This is the Mayor's Report.*

#### **Administrative Reports.....**

### MAYOR'S REPORT/REQUESTS ...MAYOR JOEL B. DAY

Mayor Day had the following report:

- The Work of Local Artists' to be Displayed at City Hall: To help promote the visual art talents in our community, I have asked Jeannine Kennedy of the Tuscarawas Center for the Arts, to select paintings, photographs and other art work to decorate the walls and hallways at the John Knisely Municipal Centre. I want to make residents aware of the artists who live in New Philadelphia and surrounding communities, and at the same time, make the environment at City Hall less institutional and more inviting. The artwork will be rotated periodically.
  
- ED Now Conference Stressed the Importance of Participating in a Regional Economy: New Philadelphia and Tuscarawas County must continue to look for ways to diversify its economic base in order to sustain long term growth. That was one of the key messages communicated at the Economic Development Now conference on January 17th at the Cuyahoga Community College Corporate College East campus in Warrensville Heights. Our group of representatives of the Tuscarawas County Economic Development Corporation, county commissioners, county tourism representatives and mayors attended the conference to gain insight on the emerging business opportunities in the Northeast Ohio region. We also learned that Tuscarawas County lacks areas that attract site selectors looking to locate manufacturing and technology-based businesses in our region. The valuable information we gathered will be used to develop a marketing strategy for our county.
  
- The Partial Federal Government Shutdown Affected the Tuscora Park Foundation: Because Internal Revenue Service employees were off the job due to the partial Federal government shutdown, the issuance of a Federal ID number has been delayed for the non-profit Tuscora Park Foundation. Congressman Bob Gibbs office has stepped in to help speed up the process. The Federal ID number is necessary in order for individuals or corporations to use donations to the foundation as a tax write-off. This has not affected the foundation's ability to continue to raise funds for capital projects at City parks. It will hold its annual pancake breakfast fundraiser at the Tuscora Park pavilion on Saturday February 9th from 7am to 11am. Tickets are

available at McInturf Realty's office on Tuscarawas Avenue NW or at the Mayor's office at City Hall.

- Preparing for this week's Bitter Cold: Maybe the coldest air of the winter will descend upon our City on Wednesday, with nighttime lows Wednesday and Thursday expected to dip below zero. I have asked Fire Chief Parrish to open the City fire house as a warming station those two nights for people who need to get out of the cold.
  
- A New Restaurant Opens in New Philadelphia: The City Health Department informed me last week that a new restaurant has opened at 415 East High Avenue next to Catola's dry cleaning and tobacco shop. The restaurant is called The Carribbean, and its menu features Puerto Rican entrees like mofongo, which main ingredient is fried plantains. Try it!

Mrs. Ramos had the following question for Mayor Day:  
What did you learn that we lack? Can that be remedied?

Mayor Day had the following response:  
We lack sites to attract manufacturing and technology based businesses. So those are the things we have to get to work on. Particularly the newly formed Tuscarawas County Economic Development Corporation. That will be their goal.

Mrs. Ramos had the following question:  
So, is there hope to remedy availability of sites?

Mayor Day had the following response:  
Yes, if we want to be able to compete with the other communities in our region we're going to have to address that shortfall and several others. That's the main thing it seems that we're lacking is our good sites for manufacturers and technology based businesses.

Mr. Zucal had the following question:  
Are they aware of the Tech Park?

Mayor Day had the following response:  
They are. We need to do a better job of marketing that.

Mrs. Ramos had the following question:  
The Tech Park is pretty restricted as to who can be there. Is there a way to try to get that loosened up to try to get more people?

Mayor Day had the following response:  
You lose the concept of the Technology Park when you do that.

Mr. Zucal had the following comment:  
Many businesses in the 21<sup>st</sup> Century environment have integrated a great deal of technology into how they operate. So, I think any business that has some questions, again just from my knowledge, would be "let's at least explore how we can make this fit into what has been outlined through the bylaws and what's been agreed upon to operate in that Tech Park." I think that's something we have to market. There's property sitting there and

I know the organization is willing to work with businesses and help them to get started there so let's get the word out. We need to continue to say that over and over. New Philadelphia is open for business.

SERVICE DIRECTOR .....MR. RON MCABIER

Mr. McAbier had the following report:

It's ironic that tonight Councilman Lanzer asked me about the age of our Infrastructure. I'll give you a couple of things that have happened the past ten days with our crews: The water department has worked on four water leaks in the past ten days due to the freezing, thawing, and that ground moving. It's tough because all that we're doing is chasing leaks. Also the storm the weekend of the 18<sup>th</sup> we used approximately 173 tons of salt for that storm with over 100 hours of overtime. That was all on the weekend so that's typically what you get hit with. Fortunately on the water leaks we had three hours of overtime during that, fortunately for us we were able to fix those during that time which was nice. Also, the correspondence letter that I left with Ms. Courtright and the Council is I will be out of town from February 4, 2019 through February 11, 2019 and return on the 12<sup>th</sup>. I'll be in California.

Mr. Zucal had the following question:

The degradation of the Belden Plant 3 that Julie read as part of Correspondance. I'm not sure what that was referencing. It's coming from Stony Point Rd. NW. Dover. So they're actually talking about downstream. So it's not within the City.

AUDITOR .....MS. BETH GUNDY.....EXCUSED ABSENSE

SAFETY DIRECTOR .....MR. GREG POPHAM

Mr. Popham had the following report:

Mr. President I would like to relinquish my time to the Fire Chief for a short presentation.

Chief Parrish made the following statement:

I would like to introduce to you our seven new firefighters, but instead of me telling you about them I'm going to have them stand up and give us their name and where they live and how long you've been in the fire service. Most of these guys have been in another fire department either part time or a volunteer. So we hit it out of the park with the quality of the people that we hired. We put them through two 40 hour weeks of orientation. Lt. Bobby Smith, Lt. Robert Snyder, Lt. Matt Graham, and Firefighter Paramedic Steve Wright lead that training for these guys. They worked them pretty hard. I'm glad I got in the fire department before these guys did. They really did a nice job with them and we welcome them to our fire department and look forward to many years to come. I also have a short video.

The Seven New Firefighters Introduce themselves:

Firefighter 1: My name is Jerry Burrows, I'm 23-years-old. I've worked on four fire departments. I started when I was 18. I worked for Canal Fulton, Lawrence Township, New Franklin and Norton. Now I'm thankful to call New Phila. home.

Firefighter 2: My name is Mike Slabaugh. I'm 5 years in the fire service. I'm from Berlin so I volunteered at East Holmes those 5 years. I'm also thankful to call New Phila home.

Firefighter 3: My name's Herb Fogle. I'm from East Canton. I'm 32 years old married with a 2 year old. I've been in the fire service for 14 years.

Firefighter 4: My name is Mitch Warehime from Strasburg, Oh. I've been in the fire service about 12 years. I started Strasburg, Canton Township, Bolivar, North Lawrence, and here to finish my career here.

Firefighter 5: My name is Joshua Lanning. I'm 32 years old and married with a 16 month old daughter. I'm coming from Centerburg in Liberty Township where I was full time for 5 years. I'm hoping to spend the rest of my career here as well.

Firefighter 6: My name is Cory Tessmer. I'm from Richfield, Oh. I have a little bit shy of two years in the fire service in the Fairlawn Fire Department. I have a degree from the University of Akron in Emergency Medical Services Technology. I'm very excited to be here.

Firefighter 7: My name is Josh Vargo. I've been involved with fire and EMS roughly around three years now. I started in Strasburg and North Lawrence fire. I still currently work there as well as here. I hope to make a good career in New Philadelphia and eventually move from the other side of the river over to here and call here home.

**Chief Parrish Presented a Short Video Detailing the Training of the New Firefighters.**

Mr. Zucal had the following comment:

I felt very honored and proud to be a part of the dinner that was held the other night for the new firefighters and their families. Just a couple comments on that. Obviously you see that a great deal of training has gone into this. I commend you, Chief Parrish, and our leadership within the fire department for taking those steps to ensure that our newest crew knows how to do it the New Phila. way, and also to help prepare them under the most extreme circumstances as we perform our best when we know how to handle adversity and we've been through it. The other part was the comradery and the fellowship and the fraternity that you guys did that night for them. Allowing their families to come and be a part of it and also having back the retirees I thought was amazing for them to learn a little bit about the history and legacy that goes into it, and just the whole way you welcomed them with a book and having their oaths that were framed for them. It's just been first class the whole way.

President of New Philadelphia City Council Sam Hitchcock made the following comment:

I appreciate the video and as always you're keeping Council informed on everything that goes on. I regret not being able to make the dinner Saturday night. I understand it was a good time by all. I wish the new firefighters a very successful career in the City of New Philadelphia.

Mr. Holland had the following comment:

Having been where you are today and recognizing the opportunities that are

here in New Philadelphia and the Nation's fire service. What a great career, what a great life it can afford you and your families. We're glad that you're here. I certainly want to thank the Chief and Director Popham for selecting the very best. That's what we're looking for. We're looking for that as you go through your career here in New Philadelphia you're going to find that you've got the best equipped department anywhere around and we're proud of that fact. We're proud to have you here as a member of the City of New Philadelphia. Thank you for selecting us and applying here. We're really happy to have you here. Thank you, Mr. Mayor for making the opportunities available to increase the size of our department. I think you're going to see some things happen in the near future that perhaps some people didn't expect.

Mr. Ricklic had the following comment:

I just want to welcome the seven firefighters. It was a whole effort. The process of the funding to the process of today. Thank you, and for the Citizens of New Philadelphia we have a privilege to have you seven serve us.

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

LAW DIRECTOR . . . . . MR. MARVIN FETE

Mr. Fete had the following report:

They say one person's trash is another person's treasure. I am pleased to announce that the New Philadelphia City Prosecutor's Office is getting brand new digs. While our 111 year old fire station was not up to the standards that these gentlemen have earned, it is a wonderful place for our Prosecutor's Office. We're about to embark on a wonderful new aspect of justice and victim advocacy through our Prosecutor's Office. We're in the process of hiring a brand new victim advocate. It's the first time ever the City of New Philadelphia has had a Victim Advocate in the New Philadelphia Municipal Court. One of the things that was very important is that when our Victim advocate has to be walled off from the other Prosecutors because sometimes there's different jobs. She works out of our office. She has a different role than the prosecutors. The prosecutors are charged with doing justice. That's what they take an oath to do. Our Victim Advocate is charged with advocating on behalf of victims, and sometimes those can conflict. Sometimes you have a victim that doesn't necessarily want to cooperate and a prosecutor that wants to go forward with the charges because of the severe injuries that may have been sustained. So it's very important that we have somebody there that's going to have to be able to meet privately with the victim and work with that victim to make sure they have the resources. We are moving into the old fire station where the Chief and the Safety Director had their office.

**BOARD/COMMISSION REPORTS:**

PLANNING COMMISSION.....MAYOR JOEL DAY

The Planning Commission will be meeting on February 12, 2019 at 1:00 PM in Council Chambers. We're going to contact KSU Tusc Officials.

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

The Board of Zoning Appeals will meet on February 12, 2019 at 5:00 PM in Council Chambers.

AIRPORT COMMISSION.....MR. JOHN ZUCAL

At our most recent Meeting, Kevin Siig who represents us through Michael Baker shared that the FAA out of Detroit has expressed concern about our runway safety areas again and has proposed several different areas that we need to explore with that and taking a look at the runways as they're currently configuring one area that continues to come up and I know those of you who have been on Council for awhile or at least maybe as citizens are aware that it's resurfaced again, the fact that one of the proposals would be to close down Delaware Dr. and to relocate gravesites from our City's cemetery. I believe I can speak on behalf of all the Members of Council that we've been down this road before, and so I have shared again with Mr. Siig to please share with the FAA that that's non negotiable from our City's perspective, especially the moving of sacred space. I know the Mayor does have a meeting lined up and I do plan to attend that as well with Mr. Siig so that maybe we can cut through some of the bureaucracy that exists at a federal level to help them understand that we have had a tremendous safety record at Harry Clever Field. It's been run very efficiently and that some of those concerns really are not something that should be that high on a priority list with the FAA. I think they have bigger fish to fry. Again I just wanted to make sure that all of you were aware of the position I've taken as the Chair of the Airport Commission and as a member of Council that we're not in the business of closing down City roads and we're certainly not in the business of moving graves.

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

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

HEALTH BOARD..... MR. KELLY RICKLIC.....NO REPORT

**STANDING COMMITTEE REPORTS:**

FINANCE COMMITTEE .....MR. ROB MAURER.....EXCUSED ABSENSE

Mr. Holland gave the following report:

The Finance Committee met this evening at 6:40 PM to discuss Ordinance 2-2019. This Ordinance directs the Service Director to advertise for bids and enter into contracts with the lowest and best bidder for the City's various materials and supplies for 2019. After a brief explanation that this legislation is required annually the Committee moved that Ordinance 2-2019 be placed on tonight's Agenda and that it be passed on 1<sup>st</sup> Reading. There was no further matter to come before the Committee. The Meeting adjourned at 6:42 PM.

SALARY COMMITTEE .....MR. JOHN ZUCAL.....NO REPORT

PUBLIC WORKS COMMITTEE.....MR. DEAN HOLLAND

Mr. Holland had the following report:

The Community Corrections Planning Board met on January 25, 2019 in Judge Thomakas' court in the Tuscarawas County Courthouse. Among the updates of programs monitored by the Board was discussion concerning the new jail based drug treatment program that begins February 15, 2019 and concludes September 28, 2019. The Program is funded through the ADAHMS Board of Tuscarawas and Carroll Counties utilizing State Funds. The Grant totaled \$131,000. The Program is designed to initiate quicker medical treatment to incarcerate an individual suffering from various addictions while in some cases eliminating or reducing the burden on EMS personnel response to the jail and aiding the hospital by reducing the burden on hospital services. County jail personnel will receive training in the areas of early detection and treatment and eventually become certified to provide this treatment on an ongoing basis. A class will be provided in the very near future regarding the Good Samaritan Law. Council will be notified once those dates are determined. The court's criminal docket has increased in 2018 by over 57% above that of 2017, with most of the increase in criminal docket being drug related. There has also been a lot of discussion across the State about the use of monitoring devices both for determining the physical location of an offender and as a deterrent to crime. The concept according to the courts is just not working. In many cases the offenders are creating additional crimes while wearing the monitoring devices. In one case an offender committed a murder while wearing the monitoring device and then denied he was near the murder site. It has become clear to the courts that the electronic monitoring devices are not doing what they intended to do. The next meeting of the Tuscarawas County Community Corrections Planning Board is Friday, April 26, 2019 in Judge Thomakas' court.

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

Mr. Ricklic had the following report:

The Safety, Health, and Service Committee met tonight at 6:48 PM. We had two items on the Agenda. For Ordinance 25-2018 we had the Police Chief present to answer some of the questions which the Ordinance had in regards to traffic, parking tickets, and with some explanation Council felt very comfortable about the answer about how he handles the parking tickets. The motion to add the legislation to the Agenda tonight was passed 3-0. The other issue on the Agenda tonight was Ordinance 1-2019. This is an Ordinance for the operation of permits for the fire department. There was a change on the table of contents. Mobile food trucks were added. Again it was passed 3-0 and added to the Agenda tonight.

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

Mrs. Ramos had the following report:

The Committee met tonight to discuss rezoning 15 parcels in the Quaker Dome area. We will add Ordinance 3-2019 to the next Agenda. A public meeting will be held on March 11, 2019. We also asked for Legislation to add schools as a conditional use to business zoning.

SPECIAL & CONTACT COMMITTEE .....MR DAN LANZER.....NO REPORT

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

**VISITOR'S COMMENTS: NONE**

**COUNCIL COMMENTS: NONE**

**READING OF ORDINANCES AND RESOLUTIONS**

ORDINANCES:

24-2018      AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO AMEND CHAPTER 521 HEALTH, SAFETY, AND SANITATION OF THE CODIFIED ORDINANCES OF THE CITY OF NEW PHILADELPHIA TO INCLUDE SECTION 521.08 (h) GRASS CLIPPING AND FOLIAGE.  
1<sup>st</sup> Reading

25-2018 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO AMEND CHAPTER 353.09, OF THE CODIFIED ORDINANCES OF THE CITY OF NEW PHILADELPHIA REGARDING THE WAIVER OF FINES FOR VIOLATION OF PARKING METERS.  
1<sup>st</sup> Reading

1-2019 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO ENACT AN OPERATIONAL PERMIT PROCESS THROUGH THE NEW PHILADELPHIA CITY FIRE DEPARTMENT FOR ITEMS RELATED TO PUBLIC HEALTH AND SAFETY.  
1<sup>st</sup> Reading

2-2019 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA DIRECTING THE SERVICE DIRECTOR TO ADVERTISE FOR BIDS AND TO ENTER INTO CONTRACTS WITH THE LOWEST AND BEST BIDDER FOR THE CITY'S REQUIREMENTS OF VARIOUS MATERIALS AND SUPPLIES FOR 2019.  
1<sup>st</sup> Reading

MR. ZUCAL MOTIONED THAT RULES BE SUSPENDED ON ORDINANCE 2-2019

MR. HOLLAND SECONDED THE MOTION  
6 YEAS

RULES ARE SUSPENDED ON ORDINANCE 2-2019

MR. ZUCAL MOTION FOR APPROVAL OF ORDINANCE 2-2019

MR. HOLLAND SECONDED THE MOTION  
6 YEAS

ORDINANCE 2-2019 HAS BEEN APPROVED

RESOLUTIONS: NONE

**UNFINISHED OR OLD BUSINESS: NONE**

**NEW BUSINESS: NONE**

Mr. Zucal motioned to adjourn at 8:29 pm

CLERK OF COUNCIL \_\_\_\_\_  
Julie Courtright

APPROVED \_\_\_\_\_

PRESIDENT OF COUNCIL \_\_\_\_\_  
Sam R. Hitchcock