

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON NOVEMBER 25, 2019 WITH PRESIDENT OF NEW PHILADELPHIA CITY COUNCIL SAM HITCHCOCK PRESIDING. PASTOR BRIAN FLOOD 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
MRS. CHERYL RAMOS
MR. KELLY RICKLIC
MR. JOHN ZUCAL

EXCUSED ABSENCE: NONE

- MR. MAURER MOTIONED TO ADD ORDINANCE 19-2019, ORDINANCE 20-2019, AND ORDINANCE 21-2019 TO TONIGHT’S AGENDA
MR. ZUCAL SECONDED THE MOTION
7 YEAS
TONIGHT’S AGENDA HAS BEEN ACCEPTED
- MRS. RAMOS MOTIONED TO AMEND ORDINANCE 16-2019 TO REMOVE PARCEL NUMBER 25-00120-000 BECAUSE THAT IS ACTUALLY A PARCEL IN GOSHEN TWP.
MRS. MAY SECONDED THE MOTION
7 YEAS
ORDINANCE 16-2019 HAS BEEN AMENDED TO EXCLUDE THAT PARCEL NUMBER
- MR. ZUCAL MOTIONED TO ACCEPT TONIGHT’S AGENDA
MR. HOLLAND SECONDED THE MOTION
7 YEAS
TONIGHT’S AGENDA HAS BEEN ACCEPTED
- MR. LANZER MOTIONED TO ACCEPT THE MINUTES FROM THE NOVEMBER 11, 2019 REGULAR SESSION OF CITY COUNCIL
MR. HOLLAND SECONDED THE MOTION
5 YEAS (MRS. MAY AND MR. RICKLIC ABSTAINED)
MINUTES FROM THE NOVEMBER 11, 2019 REGULAR SESSION OF COUNCIL HAVE BEEN APPROVED

CORRESPONDENCE CLERK, JULIE COURTRIGHT

1. *To Clerk of Council from Treasurer Tom Gerber, dated November 12, 2019. This is the City of New Philadelphia October 2019 Deposits.*
2. *To Clerk of Council from Treasurer Tom Gerber, dated November 12, 2019. This is the City of New Philadelphia October 2019 Investment and Savings Report.*
3. *To Councilmembers from Councilman Dean Holland, dated November 21, 2019. This is an email titled Non-Bargaining Salaries Proposed Revision No. 9. It has the attachment "Non-Bargaining Zucal 9 Spreadsheet November 21, 2019"*
4. *To Council and Administration from Auditor Gundy, dated November 21, 2019. This is an email titled 2020 Temporaries with the attachment 2020 Permanent Budget*
5. *To Clerk of Council from the Ohio Division of Liquor Control, dated November 21, 2019. This is a D5 Liquor License Request to GAC Corp DBA Oak Shadows Golf Club 1063 Oak Shadows Drive and Golf Club New Philadelphia, Oh. It was mailed on November 21, 2019. Responses must be postmarked no later than December 23, 2019. It states: please complete and return this form to the Division of Liquor Control whether or not there is a request for a hearing.*
6. *To Council and Administration from Director of the Tuscarawas County Board of Elections Gail Garabrandt, dated November 26, 2019. This is an email titled Re: Consolidation of Polling Locations. It states in a summary: Dear Mayor Day and members of New Philadelphia City Council, The Tuscarawas County Board of Elections in response to voter concerns would like to move the Central Catholic High School polling location Number PO18 to Tuscora Park Polling Location Number PO17. The consolidation would bring precincts 015 New Philadelphia 1C and precinct 019 New Philadelphia 2C together with the existing 2 New Philadelphia precinct 017 New Philadelphia 2A and precinct 018 New Philadelphia 2B at the same voting location which is easily accessible and has plenty of parking. Signed, Gail Garabrandt*
7. *To Council and Administration from Mayor Day, dated November 25, 2019. The Mayor's Report*

**President of New Philadelphia City Council Sam Hitchcock asked Mr. Lanzer to take the Liquor License Request for Oak Shadows into his Committee for consideration.*

President Hitchcock made the following statement:

I had been contacted by the Director of the Tuscarawas County Board of Elections wanting to know if any Council action would be necessary to relocate those polling positions. I contacted the Law Director who told me he just believed it would be approval from the Mayor, so I have advised her to contact the Mayor for that approval.

Mr. Zucal asked specifically what the concerns are. President Hitchcock said the concerns are adults coming into the school and lack of security.

President Hitchcock made the following statement:

Another request I received tonight from the Safety Director requests to place in Committee Chapter 771 which deals with taxicabs and common carriers and I would like to place that into Mr. Lanzer's Committee.

Administrative Reports.....

MAYOR'S REPORT/REQUESTSMAYOR JOEL B. DAY

Mayor Day had the following report:

- Fee Increases are adopted for Food Service and Retail Food Operations: The City Board of Health has adopted fee increases for food service operations, retail food establishments and plan reviews. The new fees go into effect on December 1st. They reflect the increased administrative costs to the department. The fees vary depending upon the type of business and the scope of plan reviews. For more information, contact Environmental Health Director Lee Finley at the Health Department.

- City Cemetery Board Ponders the Name of the City's New Cemetery: What to name the new cemetery? That is the next task for the City Cemetery Board now that the new City cemetery on Delaware Drive SE is under construction. Board members have been asked to come up with suggestions and bring them to the board's December 12th monthly meeting. Two City cemeteries were named after their locations: Fair Avenue and East Avenue. Evergreen cemetery used to belong to Goshen Township. Naming the new cemetery may seem like a mundane task, until you realize that the name will outlive all of us. Email me at jday@newphilaoh.com if you have a suggestion.

- Further Assessment is needed at Two Brownfield Sites in the City: The City is seeking a Federal EPA grant to further assess the environmental issues at two sites on Mill Avenue SW: at the former Puritan Laundry location and the vacant Howden Buffalo plant. Service Director McAbier and I are working with Trina Woodland of the Ohio Mid-Eastern Governments Association on an application for a Brownfield Assessment Grant. For the Puritan Laundry site, the grant would help determine what it will take to restore the property's value for commercial development. For the Howden site, the grant would assess the current state of its environmental remediation and assess the need for asbestos remediation in the older buildings. Both sites are in key locations in the City. These issues stand in the way of their redevelopment.

- The Importance of Shopping Locally this Holiday Season: Rob McCullough, the owner of Crete Clothing, put it best in his recent Facebook post: "Purchasing local helps grow other businesses as well as our region's tax base. Whether you realize it or not, when you shop local you are individually stimulating the local economy with your support and in turn,

helping shape your community's unique character and personality.” Supporting our local businesses puts food on the table for the families of owners and employees. It provides the tax revenue necessary to keep our City safe, well maintained and attractive. When you shop locally you’re helping our town and our residents, as well as our businesses. Let’s take care of each other by shopping together this holiday season.

- The Importance of Shopping Locally this Holiday Season: Rob McCullough, the owner of Crete Clothing, put it best in his recent Facebook post: “Purchasing local helps grow other businesses as well as our region's tax base. Whether you realize it or not, when you shop local you are individually stimulating the local economy with your support and in turn, helping shape your community's unique character and personality.” Supporting our local businesses puts food on the table for the families of owners and employees. It provides the tax revenue necessary to keep our City safe, well maintained and attractive. When you shop locally you’re helping our town and our residents, as well as our businesses. Let’s take care of each other by shopping together this holiday season.

- Santa Claus is coming to Town: Before his appearance in the City’s annual Christmas Parade, Santa Claus will make a special stop at his house on the downtown Courthouse quadrant on Saturday November 30th from 10am to Noon. The parade is Friday December 6th. It starts at 6:30 pm at Tuscora Park. And letters to Santa can now be mailed to the North Pole from his mailbox beside his house.

SERVICE DIRECTORMR. RON MCABIER

Mr. McAbier had the following report:

Last month’s water leak, the road repair has been completed. Newton Asphalt did a permanent repair last Friday. We have two crews going out every day on leaves. We are ready for ice removal on the roads as well.

AUDITORMS. BETH GUNDY.....NO REPORT

SAFETY DIRECTORMR. GREG POPHAM.....NO REPORT

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

LAW DIRECTOR MR. MARVIN FETE

Mr. Fete had the following report:

I had a couple issue I've been working on this working on. One is the feral cat I've provided Chairman Ricklic two approaches. One is a more punitive one like what they did in the of Akron where they just sentenced an 80-year-old woman to 10 days in jail. The other one sounds like a more reasonable one. I spoke with Dover's Law Director today about what they did there. They authorized the capturing and neutering of these stray cats which should reduce the population significantly. The other issue I'm working on is trying to fix the issue with regards to landlords where when they evict somebody then you've got a huge mess out there. What I'm trying to do is reach a compromise between what Canton does, they have a 27 page Ordinance, ours is I think 4 pages. I think I might have found a way to do it if we change out definition of what constitutes bulk garbage. If we change that then I think we could put language in to address what needs to be done in terms of having to have a dumpster in any area where there's a move or a significant change. I also got updated on the hundreds of cases that have been handled by our victim advocate. Lastly the Safety Director brought to my attention that we have an outdated taxicab ordinance, specifically it requires the Mayor to inspect taxicabs. I'd like to assign that to a Committee to have it removed.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR JOEL DAY

The Planning Commission meeting for December has been cancelled. The Committee will next meet on Tuesday, January 14, 2020 at 1:00 PM in Council Chambers.

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

The Board of Zoning Appeals met November 12 at 5:00 PM in Council Chambers with two variance requests. The first one was at 602 Front Avenue SW noncompliance. That was denied on a 4-0 vote. Also, two variance requests from 224 2nd Street SW. Right now noncompliance,

it's in an industrial zone and they switched to business with a tattoo shop. No business is supposed to be in any of that down there. Right now they're working off a variance and it was approved 4-0 to do that tattoo shop.

AIRPORT COMMISSION.....MR. JOHN ZUCAL
Our December 10th Meeting is going to be postponed. The Airport Commission will next meet on Tuesday, January 14, 2020.

PARK BOARD.....MRS. AIMEE MAYNO REPORT

CEMETERY BOARD.....MRS. AIMEE MAYNO REPORT

HEALTH BOARD..... MR. KELLY RICKLIC
The next Meeting is December 11, 2019 at 12:00 Noon.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEEMR. ROB MAURER

Mr. Maurer had the following report:

I would like to ask for a voice vote in reference to a memo from Chief Goodwin. He would like us to adopt a policy regarding forfeited funds. He would like us to adopt a written control policy that addresses the use of monies received in the Police Law Enforcement Fund 269.

ROLL CALL VOTE

7 YEAS

THE ISSUE HAS BEEN APPROVED BY COUNCIL

Mr. Maurer continued:

We also met tonight in order to address a fund for the SAFER Grant and that is Ordinance 19-2019 which was approved to go on the Agenda by Committee tonight. We also had an increase/decrease in appropriations which is Ordinance 20-2019. Also we met on the copyright issue. The Mayor and

the Law Director took care of that. Also, Ordinance 21-2019 concerning 2020 temps. We're going to do temps this year versus permanent budget. We'll find out where we're at for the end of the year. Also once it gets toward the end of the year things get busy and we just felt that we'd be better served to discuss it in February or March. We're asking at the December 9 Meeting that this be passed if we have a quorum. If not we'll ask for passage on December 23.

SALARY COMMITTEEMR. JOHN ZUCAL

Mr. Zucal had the following report:

No formal report for this evening, but just a note that the Salary Committee will be meeting on December 9, 2019 at 6:45 and our intent will be to move forward with the legislation regarding the salary increases for non-bargaining members as well as elected officials.

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 this evening in Council Chambers at 6:15 PM. The only issue we got to was the water and sewer rates that were presented by the Service Director and the Water Superintendent. After lengthy discussion the Committee has made a motion to accept the alternate #3 proposal and put it on the December 9, 2019 Agenda. We'll have another meeting on December 9 to discuss the other issues as well.

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

Mrs. Ramos had the following report:

No formal report but I just wanted to remind everybody that there's the 3rd Reading for Ordinance 16-2019 and Ordinance 17-2019. Also the Public Hearing is on December 9, 2019 at 7:00 PM. We'll have final reading after the Public Hearing.

SPECIAL & CONTACT COMMITTEEMR DAN LANZER.....NO REPORT

PARKS & CEMETERY COMMITTEEMRS. AIMEE MAY.....NO REPORT

VISITOR'S COMMENTS: NONE

COUNCIL COMMENTS: NONE

READING OF ORDINANCES AND RESOLUTIONS

ORDINANCES:

- 16-2019 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO PERMANENTLY REZONE PARCEL NO.'s 43-00557-000, 43-07785-000, 43-08473-000, 43-02499-000 LOCATED ON 401 CANAL STREET SE IN THE CITY OF NEW PHILADELPHIA, OHIO FROM INDUSTRIAL TO BUSINESS ZONE.
3rd Reading
- 17-2019 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO PERMANENTLY REZONE PARCEL NO. 43-04652-000 LOCATED ON 333 CANAL ST. SE IN THE CITY OF NEW PHILADELPHIA, OHIO, FROM INDUSTRIAL TO BUSINESS ZONE.
3rd Reading
- 18-2019 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO PERMANENTLY REZONE LOTS ABUTTING THE AREA AROUND THE OLD ZIMMER BUILDING LOCATED ON KADERLY ST. NW, SOUTH TO AN UNNAMED ALLEY, EAST TO 4th CR. NW, SOUTH TO PARK AVENUE NW, EAST TO 4th NW, SOUTH TO MINNICH AVE NW, WEST THROUGH KADERLY ST. NW ONTO AN UNNAMED ALLEY TO 5th DR. NW, NORTH ON 5th DR. NW TO PARK AVE NW, EAST ON PARK AVE. NW TO 5th ST. NW, NORTH ON 5th ST. NW TO HARCATUS OWNED PROPERTY, WEST TO KELLY ST NW AND THEN NORTH ON KELLY ST. NW IN THE CITY OF NEW PHILADELPHIA, OHIO FROM INDUSTRIAL TO BUSINESS ZONE.
2nd Reading
- 19-2019 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO CREATE THE NEW PHILADELPHIA SAFER GRANT FUND #224 FOR THE PURPOSES OF MANAGING ALL FUNDS RECEIVED FROM FEMA PURSUANT TO THE CITY'S AWARD UNDER THE SAFER GRANT PROGRAM.
1st Reading

20-2019 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO, AMENDING AND ADJUSTING THE PERMANENT APPROPRIATIONS ORDINANCE FOR THE YEAR 2019.
1st Reading

MR. MAURER MOTIONED FOR SUSPENSION OF RULES ON ORDINANCE 20-2019

MR. ZUCAL SECONDED THE MOTION
7 YEAS

RULES HAVE BEEN SUSPENDED ON ORDINANCE 20-2019

MR. MAURER MOTIONED FOR APPROVAL OF ORDINANCE 20-2019

MR. ZUCAL SECONDED THE MOTION

7 YEAS

ORDINANCE 20-2019 HAS BEEN APPROVED

21-2019 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, 2020.
1st Reading

RESOLUTIONS: NONE

UNFINISHED OR OLD BUSINESS:

Mr. Zucal had the following comment:

I'd like to comment on the SAFER Grant and how effective it has been in reducing the overtime calls and the information that was shared with us by Chief Parrish and again I would just like to applaud those who have supported the SAFER Grant and the positive effect it has had on the mandate to reduce that overtime.

NEW BUSINESS: NONE

Mr. Maurer motioned to adjourn at 8:04 pm

CLERK OF COUNCIL _____
Julie Courtright

APPROVED _____

PRESIDENT OF COUNCIL _____
Sam Hitchcock