

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON JANUARY 24, 2005 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: MS. SANDRA COX
MR. BILL ELLWOOD
MR. SAM HITCHCOCK
MR. GEORGE HOUSTON
MR. DARRIN LAUTENSCHLEGER
MR. JIM LOCKER

COUNCILMAN ROB MAURER WAS ABSENT.

THE MINUTES OF JANUARY 10 AND JANUARY 13, 2005 WERE APPROVED AS WRITTEN AND RECEIVED.

CORRESPONDENCE CLERK DIANE ROUDEBUSH

1. Safety, Health, and Service Committee meeting minutes of January 10, 2005.
2. A letter dated January 19, 2005 from the Ohio Division of Liquor Control informing Council that there was insufficient evidence to show that the applicant is unfit to engage in the retail sale of alcoholic beverages; therefore, the C1 and C2 license they requested will be approved.

Requesting to speak before Council, Mr. Locker informed everyone that he, along with Mayor Brodzinski and Service Director Gary Espenschied, has been in conversation with representatives of Gradall, and they have agreed to assist in dredging the Beaverdam Creek.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT MAYOR RON BRODZINSKI

Submitted a written report of the activities of his office from January 11 through January 24, 2005. Reported that the Cemetery Board has been re-instituted, and will be meeting on a regular basis. Mayor Brodzinski gave the State of the City Address for 2004. He relinquished the floor to the following department supervisors who gave reports on their individual activities for 2004: Income Tax Administrator, Dixie Dyer; Water Superintendent, Kelly Ricklic; General Services Superintendent, Fred Neff; Service Director, Gary Espenschied; Fire Department, Jamie Snyder; and Police Department, Jeff Urban. Mayor Brodzinski also gave a report for the Planning Commission.

SERVICE DIRECTORMR. GARY ESPENSCHIED NO REPORT

SAFETY DIRECTORMR. GREG POPHAM

Commended the Fire Chief and Police Chief for their reports and their efforts in running their departments. President of Council Dave Johnson thanked everyone for their report.

AUDITORMS. BETH GUNDY ABSENT NO REPORT

TREASURERMR. MIKE TAYLOR NO REPORT

LAW DIRECTORMR. MIKE JOHNSON

Requested an Executive Session to discuss a federal lawsuit. Ms. Cox made a motion to go into Executive Session, immediately following Committee reports, to discuss litigation. Mr. Hitchcock seconded the motion. Roll call, 6 years, motion passed. Mr. Johnson gave a report for the Prosecutor's office for 2004.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION MAYOR BRODZINSKI

Will meet February 9, 2005 at 1:00 P.M. in Council Chambers.

BOARD OF ZONING APPEALS MR. GARY ESPENSCHIED

Will meet February 1, 2005 at 5:00 P.M.

AIRPORT COMMISSIONMR. JIM LOCKER NO REPORT

PARK BOARD MR. DARRIN LAUTENSCHLEGER

Reported meeting January 18, 2005. Mr. Lautenschleger said he is awaiting minutes of that meeting.

HEALTH BOARD.MS. SANDRA COX

Will meet February 9, 2005 in the Health Department at noon.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE. MS. SANDRA COX

Requested emergency passage tonight of Ordinance 2-2005 and Resolution 2-2005. Ms. Cox also requested passage of these on behalf of Auditor Beth Gundy.

SALARY COMMITTEE MR. JIM LOCKER NO REPORT

SAFETY, HEALTH, AND SERVICE COMMITTEE MR. SAM HITCHCOCK NO REPORT

PUBLIC WORKS & ECONOMIC DEVELOPMENT COMMITTEE. MR. ROB MAURER ABSENT NO REPORT

ZONING & ANNEXATION COMMITTEE. MR. GEORGE HOUSTON NO REPORT

CONTACT & SPECIAL COMMITTEE MR. BILL ELLWOOD NO REPORT

PARKS & CEMETERY COMMITTEE MR. DARRIN LAUTENSCHLEGER NO REPORT

VISITOR'S COMMENTS:

Paul Mishler, 1006 3rd St. N.W., New Philadelphia, thanked Mayor Brodzinski, Council, Councilman Jim Locker, and management of Gradall for their cooperation in attempting to dredge the Beaverdam Creek. He said the residents of the east end of the city are very grateful that a relief to the flooding problems may be in the near future.

COUNCIL ADJOURNED FROM REGULAR SESSION INTO EXECUTIVE SESSION AT 8:41 TO DISCUSS LITIGATION. COUNCIL RECONVENED INTO REGULAR SESSION AT 9:20 P.M.

READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCES:

1-2005 An ordinance by Council for the City of New Philadelphia, Ohio to repeal existing Chapter 931.03 and Chapter 933.031 and enacting new Section 931.03 and new Chapter 933.031, and declaring an emergency. (2nd Reading)

2-2005 An ordinance amending and adjusting the temporary appropriations ordinance for the year 2005 and declaring an emergency. (1st Reading)

Motion to suspend the rules made by Ms. Cox, seconded by Mr. Ellwood. Roll call, 6 years, rules suspended.

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

3-2005 An ordinance amending Sections 3, 5, 7 and 16 of Ordinance No. 51-2003 providing for an increase of one-half percent (1/2%) in the existing income tax levied by the City of New Philadelphia to be used for the safety forces equally, effective July 1, 2005 and continuing until revoked, to provide funds for general municipal operations. (1st Reading)

RESOLUTIONS:

1-2005 A resolution by the Council of the City of New Philadelphia, Ohio to commend Frank Fitzpatrick for his years of service through the New Philadelphia Civil Service Commission, and declaring an emergency. (2nd Reading)

2-2005 A resolution declaring the necessity to request an advance of \$850,000.00 from the County Auditor on the February 2005 Real Estate Tax Settlement, and declaring an emergency. (1st Reading)

Motion to suspend the rules made by Mr. Hitchcock, seconded by Mr. Houston. Roll call, 6 years, rules suspended.

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

3-3005 A resolution declaring the necessity of an election on the question of approving the passage of an ordinance amending Ordinance No. 51-2003, providing for an increase of one-half (1/2%) in the existing income tax levied by the City of New Philadelphia to be used for the safety forces equally, effective July 1, 2005 and continuing until revoked, to provide funds for general municipal operations, and declaring an emergency. (1st Reading)

OLD BUSINESS: NONE

NEW BUSINESS: NONE

MOTION TO ADJOURN MADE BY MR. HOUSTON. MEETING ADJOURNED AT 9:26 P.M.

CLERK OF COUNCIL _____

APPROVED February 14, 2005

PRESIDENT OF COUNCIL _____