

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON FEBRUARY 13TH, 2012 WITH PRESIDENT OF COUNCIL SAM HITCHCOCK PRESIDING. MR. HITCHCOCK OFFERED A PRAYER AND ALL IN ATTENDANCE RECITED THE PLEDGE OF ALLEGIANCE.

COUNCIL MEMBERS IN ATTENDANCE:

MS. SANDY COX  
MS. COLLEEN ESPENSCHIED  
MR. DAN LANZER  
MR. DARRIN LAUTENSCHLEGER  
MR. ROB MAURER  
MS. WINNIE WALKER  
MR. JOHN ZUCAL

MS. COX MADE A MOTION TO ACCEPT TONIGHT'S AGENDA.

MS. WALKER SECONDED THE MOTION.

ROLL CALL, 7 YEAS, MOTION PASSED.

MS. ESPENSCHIED MADE A MOTION TO APPROVE THE MINUTES OF THE PREVIOUS SESSION HELD

JANUARY 23RD, 2012 AND MR. LANZER SECONDED THE MOTION.

ROLL CALL, 7 YEAS, MOTION PASSED.

CORRESPONDENCE . . . . . CLERK, PATRICIA MCKAY

1. Mayor's Report/Requests to Council dated February 13th, 2012
2. A letter dated February 7th, 2012 to City Council from Todd A. Kinsey requesting an explanation of his Water and Sewer rates.
3. A letter dated January 31, 2012 from the Honorable Judge O'Farrell acknowledging a thank you note he received from Council in regard to the Swearing-in-Ceremony and stated the pleasure was his and wished all of the elected officials of the City much success and stated that he really appreciates all they invest for the benefit of the Citizen's of New Philadelphia.
4. Mayor's Monthly Statement to Council for the Month of January 2012
5. City of New Philadelphia Fire Department Month-end Summary for January 2012.
6. Auditor's Monthly Statement of 2012 Revenue for the General Fund for the Month of January 2012.
7. Auditor's Financial Statement for the Month of January 2012
8. News Release dated January 30th, 2012 the Mayor announced the appointment of Mark Henke to the vacant position of Assistant General Services Superintendent.
9. Invitation from NPBCA to Council for an Informational Meeting at the Tuscarawas County Convention and Visitors Bureau on Monday, February 13th, 2012 in regard to exploring the possibility of enacting a City wide Lodging Tax.
10. Special and Contacts Committee Meeting Minutes from January 23rd, 2012
11. Public Works and Economic Development Committee Meeting Minutes from January 23rd, 2012
12. New Philadelphia Police Monthly Activity Report for the Month of January 2012.
13. Finance Committee Budget Hearings February 6th, 2012 Meeting Minutes.
14. A notice from Dominion East Ohio dated January 27th, 2012 in regard to AMR Cost Recovery Charges.
15. A notice dated February 9th, 2012 from the Dave Yost, Ohio Auditor of State in regard to the 13th Annual Local Government Officials Conference for Mayors, Council Members, Trustees, Fiscal Officers, New Fiscal Officers, Clerks, Clerk/Treasurers to be held at the Hyatt Regency, Columbus, March 7-9 2012 [www.ohioauditor.gov](http://www.ohioauditor.gov) early bird registration by February 27th, 2012.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT/REQUEST.....MAYOR MICHAEL TAYLOR

The Mayor thanked the Finance Committee for the smooth budget process this year.

The Mayor reported:

All budgets were reviewed and the budget will require constant oversight with regard to revenue and expenses throughout the year.

Last week the Board of Control met and awarded the C.H.I.P. Application and Processing to Municipal Services for the FY 2012 two year program.

Interviews for the Assistant Wastewater Superintendent's Position should begin soon. The Mayor hopes to be able to fill the position with a candidate that has experience with a plant similar to ours and has experience working out on the street dealing with sewer and catch basin issues.

The City has again engaged the services of Underground Detection Services to work with us in locating underground water leaks in our system. The Mayor reported that to date a few small leaks have been detected and will be repaired. The Mayor anticipates they will complete their testing throughout the City in the next 10 days.

The Mayor addressed Council on behalf of the Fire Chief with further details about the FEMA Grant.

The Mayor reported:

The FEMA Assistance to the Firefighters Grant was jointly applied for with Dover late last year; we were awarded the grant. This will be to replace all of our self contained breathing apparatus as well as our cascade system we use to refill our air bottles. The portion of the grant money that we will receive is \$282,067.59; this is a huge benefit to our City due to the fact the cost of air packs in the new system will make interoperability with Dover very easy since all the system is interchangeable.

Our portion of the grant is 10% or \$28,206. plus a \$3,000 fee to the grant writer who wrote the grant for us.

This is a state of the art apparatus system.

The Mayor reported that the Chief was explaining today that the tanks were much smaller in diameter on their backs and it is all electronic and that

Incident commander outside of the fire, if someone is in a building, knows how much air is in their tank. The Mayor stated that we are real fortunate to have that kind of system in place for \$28,600, our 10 % portion.

Concern of Council Member John Zucal to Mayor Taylor:

Mr. Zucal: There is a lot of discussion going on about the impact of the drilling companies and what that might mean to communities in Tuscarawas County that we hear about on the radio and read about in the newspaper. Mr. Zucal asked the Mayor "do we have representation on the ad hoc or committee that is meeting to discuss that. Are you a member of that?"

The Mayor said he was not invited to meet on that.

Mr. Zucal asked if there is a way, we as a City, could continue to get updated on what is going on and what the committee is trying to find out.

The Mayor answered Mr. Zucal;

He is on the Chamber Board and the CIC Board, "those are the Representatives on that Committee," and that it would be unusual for him not to know what is happening with that Committee. The Mayor feels comfortable that he is getting good information.

#### SERVICE DIRECTOR.....MR. JAMES ZUCAL

The Service Director reported on the following:

The Service Director complimented the Street Department of the General Service Division for doing an excellent job last Saturday with the snow and ice control.

The Service Director reported that there has been an increased amount of pot holes due to the freezing and thawing cycle. There are 2 crews out this week currently patching pot holes.

The Service Director asked for passage tonight of Resolution 1-2012 (CDBG project so he can continue to advertise and move forward with the project.)

#### AUDITOR . . . . .MS. BETH GUNDY

- The Auditor reported that the Audit Team is in and they may or may not be contacting you. Ms. Gundy reported that they plan to wrap things up by the end of April.
- The Auditor informed Council the Certified Public Records Training held January 18th, 2012 through the Auditor of State's Office, Mary Kurtz, was her designated Representative. Ms. Kurtz attended the 3 hour required course on Records Retention and the Sunshine Law regarding open meetings. Elected officials, (or their designated person to represent them,) are required to attend this course once in their elected term of office.
- The Auditor requested that the Law Director prepare a Resolution stating that this Council would be in favor of keeping our Municipal Income Tax Collections here and not let go to the State. Ms. Gundy informed Council she has already given the Law Director a Resolution to follow and would like President of Council, Sam Hitchcock to assign her request to a Committee.

President of Council, Sam Hitchcock assigned the request to the Finance Committee February 13th, 2012 the request from the Auditor, Beth Gundy for a Resolution stating "Council would be in favor of keeping our Municipal Income Tax Collections here and not letting them go to the State."

SAFETY DIRECTOR.....MR. GREG POPHAM.....NO REPORT  
EXCUSED ABSENCE

TREASURER . . . . .MR. DAVE JOHNSON.....NO REPORT

LAW DIRECTOR . . . . .MR. MARVIN FETE.....NO REPORT

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR MICHAEL TAYLOR

Mayor Taylor reported there was no Planning Commission Meeting in the Month of February as there was no agenda. The Mayor reported that the next Planning Commission Meeting is scheduled for Tuesday, March 13th, 2012 at 1:00 PM in Council Chambers pending an agenda.

BOARD OF ZONING APPEALS.....MR. JAMES ZUCAL

Mr. Zucal reported the February 14th, 2012 meeting of the Board of Zoning Appeals has been cancelled there were no items to be discussed. Mr. Zucal announced providing there is an agenda, the Board of Zoning Appeals Meeting will be held Tuesday, March 13th, 2012, at 5:00 PM in Council Chambers.

AIRPORT COMMISSION..... MR. JOHN ZUCAL

Mr. John Zucal reported the Airport Commission will meet at 6:00 PM in the Airport Meeting Room.

PARK BOARD.....MR. DARRIN LAUTENSCHLEGER.....NO REPORT

HEALTH BOARD..... MS. SANDY COX

Ms. Cox announced that the Health Board will meet Wednesday, February 15th, 2012 at 12:00 Noon at the Health Department.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE. . . . .MS. SANDY COX

Ms. Cox announced Ordinance 2-2012 there were a couple corrections we do have the updated ordinance and we would like it passed tonight. Ordinance 2-2012 is for the purchase of police cruisers

Budget Hearings were held on Monday, February 6th, 2012. They started at 10:00 AM and were completed at 12:20 PM.

Ms. Cox thanked everyone who participated in the Budget Hearing: Darrin Lautenschleger, Colleen Espenschied Mayor, Auditor and all the Department Heads. The Finance Committee reviewed and made very few changes in the Budget in less than 3 hours. Ms. Cox commended all the Department Heads for being very detailed and frugal in their preparations of the 2012 budget. In attendance were the Committee Members: Council Members Ms. Sandy Cox, Darrin Lautenschleger, and Colleen Espenschied, Winnie Walker was excused. All Department Heads did attend. There were 10 changes.

Ordinance 4-2012- (to make appropriations for current expenses and other expenditures of the City of New Philadelphia, State of Ohio during the FY ending December 31, 2012) is on the agenda for this evening and it is going to be read for 3 readings. The next item is Ordinance 3-2012 directing the Service Director to advertise for bids and to enter into contracts with lowest and best bidder for the City's requirements of various materials and supplies for 2012. Ordinance 3-2012 is on the agenda for this evening and we're going to read for 3 readings.

Ms. Cox reported, the 2012 FEMA Grant for the Firefighters that was assigned to the Finance Committee at the last Council Meeting, the Auditor informed the Committee that no other action needs to take place at this time.

Meeting adjourned at 12:20PM

SALARY COMMITTEE .....JOH N ZUCAL

Mr. Zucal announced the Salary Committee will have a meeting on February 27th, 2012 at 7:15PM in Council Chambers

President of Council, Sam Hitchcock said when he made 2012 Committee Assignments he did not make too many changes. He moved Mr. Zucal from Special and Contact Committee to Salary Committee. Mr. Zucal was working on the Fire Department allocation site and has expressed his desire to keep that with him. President of Council, Sam Hitchcock reassigned that issue to the Salary Committee from the Special and Contact Committee.

Safety Health and Service Committee . . . MR. ROB MAURER .....NO REPORT

PUBLIC WORKS & ECONOMIC DEVELOPMENT COMMITTEE. . MR. DARRIN LAUTENSCHLEGER

Mr. Lautenschleger reminded Council that the Service Director's request Resolution 1-2012 is on the agenda tonight Resolution 1-2012 is in regard to the Cities participation in authorizing the Service director to advertise for bids for the annual CDBG Project. The Committee recommends the rules be suspended and for it to be passed on the first reading this evening.

ZONING & ANNEXATION COMMITTEE .....MS. COLLEEN

Ms. Espenschied reported that the Zoning and Annexation Committee met tonight at 6:30 PM on Mr. John Zucal's request the review of Chapter 1167.05 off street parking requirements in the Business Zone for Retail Establishments.

Ms. Espenschied reported that her Committee's recommendation is off street parking for such businesses be reduced to one space per each 100 square feet of gross floor area and to eliminate the requirement that five parking spaces be provided for each employee waiting on customers in motor vehicles. The Committee recommended that an ordinance be drawn up to show the changes and the ordinance be put on the agenda for the next Council meeting and read for 3 readings.

Meeting adjourned at 6:41PM

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

PARKS & CEMETERY COMMITTEE .....MS. WINNIE WALKER.....NO REPORT

VISITOR'S COMMENTS :

Mr. Dean Kuhns

624 1/2 West High Avenue

New Philadelphia, OH 44663

Mr. Kuhns has operated Harvard Hair Salon at 624 West High Avenue for the past 30 years.

His concern is the parking problem in the 600 Block of West High Avenue and suggested a proposed solution to the problem.

Mr. Kuhns requested signs, like those posted in downtown New Philadelphia, would help control the ongoing parking problem in the 600 block of West High Avenue.

THE SIGNS SHOULD READ:

NO PARKING  
3:00AM – 5:00AM  
2 HOUR PARKING  
8:00 AM – 5:00 PM  
THIS BLOCK

Mr. Kuhns thanked council for their time.

Mayor Taylor said he would take Mr. Kuhns Parking concern up with the Safety Director, Greg Popham and get back with him.

READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCE:

1-2012 An Ordinance by the Council of the City of New Philadelphia, Ohio to increase the minimum monthly sewer fee to \$13.90 per month and usage over the minimum to be increased by 3.7%. Utility bills mailed in the month of March 2012 shall reflect the rate increase. The Auditor is hereby authorized to transfer the increased sewer revenue to the Sewer Revenue Fund 713, and declaring an emergency. (2<sup>nd</sup>Reading)

2-2012 An Ordinance by the Council of the City of New Philadelphia, Ohio, to purchase three (3) New 2012 Dodge Police Chargers 5.7L V-8 Hemi through the State Cooperative Purchasing Program for a price not to exceed \$89,390.00, and declaring an emergency. (1<sup>st</sup>Reading)

Motion to suspend the rules made by Ms. Cox, seconded by Mr. Lautenschleger.

Roll call, 7 yeas, rules suspended.

Motion to vote on passage made by Ms. Cox, seconded by Ms. Espenschied.

Roll call, 7 yeas Ordinance passed

3-2012 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 2012, and declaring an emergency (1<sup>st</sup> Reading)

4-2012 An Ordinance to make appropriations for current expenses and other expenditures of the City of New Philadelphia, State of Ohio, during the fiscal year ending December 31, 2012 and declaring an emergency (1<sup>st</sup> Reading)

RESOLUTION:

1-2012 A resolution by the Council of the City of New Philadelphia, Ohio to authorize and direct the Service Director to advertise for bids, receive bids, and award for the 2012 Project Year the CDBG contract, and declaring an emergency. (1<sup>st</sup> Reading)  
Motion to suspend the rules made by Mr. Lautenschleger, seconded by Ms. Cox.  
Roll call, 7 yeas, rules suspended.  
Motion to vote on passage made by Mr. Lautenschleger, seconded by Mr. Lanzer.  
Roll call, 7 yeas Resolution passed

2-2012 A resolution by the Council of the City of New Philadelphia authorizing the Mayor to submit an application for a FY 2012 Community Housing Improvement Program (CHIP) Grant and to enter into an agreement with the successful proposer to prepare such application and to administer and implement the CHIP should the City receive the grant and declaring an emergency. (2<sup>nd</sup> Reading)

3-2012 A resolution by the Council of the City of New Philadelphia, Ohio to confirm the re-appointment of Thomas Farbizo and Richard Varrati to the Airport Commission for a three year term beginning January 1, 2012. (1<sup>st</sup> Reading)

Motion to suspend the rules made by Mr. Zucal, seconded by Ms. Cox.  
Roll call, 7 yeas, rules suspended.  
Motion to vote on passage made by Mr. Zucal, seconded by Ms. Espenschied.  
Roll call, 7 yeas Resolution passed

UNFINISHED OR OLD BUSINESS:

NONE

NEW BUSINESS:

NONE

MOTION TO ADJOURN MADE BY MS COX, MEETING ADJOURNED AT 8:02 PM.

CLERK OF COUNCIL \_\_\_\_\_

APPROVED \_\_\_\_\_

PRESIDENT OF COUNCIL \_\_\_\_\_