

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON FEBRUARY 27, 2006 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: MR. ROBERT CONNER
MS. SANDY COX
MR. JIMMY EICHEL
MR. GEORGE HOUSTON
MR. DARRIN LAUTENSCHLEGER
MR. JIM LOCKER
MR. ROB MAURER

MR. HOUSTON MADE A MOTION TO SUSPEND COUNCIL'S RULES TO PLACE ORDINANCE 9-2006 ON TONIGHT'S AGENDA. MR. LAUTENSCHLEGER SECONDED THE MOTION. ROLL CALL, 7 YEAS, MOTION PASSED. MR. HOUSTON MADE A MOTION TO ADD ORDINANCE 9-2006 TO TONIGHT'S AGENDA. MS. COX SECONDED THE MOTION. ROLL CALL, 7 YEAS, MOTION PASSED.

THE MINUTES OF FEBRUARY 13, 2006 WERE RECEIVED AND APPROVED.

CORRESPONDENCE CLERK DIANE ROUDEBUSH

1. A letter dated February 15, 2006 from Congressman Bob Ney requesting that Council join him in supporting full funding for the CDBG program.
2. A letter dated February 21, 2006 from the Tuscarawas County Local Emergency Planning Committee including a brochure with information on the LEPC.
3. Public Works Committee meeting minutes of February 13, 2006.
4. Parks & Cemetery Committee meeting minutes of February 16, 2006.
5. Annexation & Zoning Committee meeting minutes of February 21, 2006.
6. Board of Control meeting minutes of February 17, 2006.
7. Finance Committee meeting minutes of February 13, 2006.
8. Finance Committee meeting minutes of February 21, 2006.
9. The January 2006 Summary of Reports for the New Philadelphia Fire Department.
10. Planning Commission meeting minutes of February 8, 2006.
11. Planning Commission meeting minutes of February 15, 2006.
12. Salary Committee meeting minutes of February 13, 2006.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT.....MAYOR RON BRODZINSKI

Submitted a written report of the activities of his office from February 13 through February 27, 2006. Reported meeting February 22 with the Law Director, Service Director and Eric Hubbard to discuss hangar rent.

SERVICE DIRECTOR.....MR. GARY ESPENSCHIED

Reported that bids will be opened March 27 for materials and supplies for 2006. Reported that bids for the infrastructure at the Hi-Tech Park will be opened March 14 at 11:00 a.m. Mr. Johnson asked if the City will be working on Union Ave. storm sewer this year. Mr. Espenschied said it will be done in phases.

SAFETY DIRECTOR.....MR. GREG POPHAM

Reported that firefighter Steve Ball is resigning, effective March 3, and a Civil Service Test will be set up.

AUDITOR. MS. BETH GUNDY

Requested passage tonight of Ordinance 6-2006.

TREASURER MR. MIKE TAYLOR ABSENT NO REPORT

LAW DIRECTOR MR. MIKE JOHNSON ABSENT NO REPORT

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR BRODZINSKI

Will meet March 8, 2006 at 1:00 P.M. in the Art Cicconetti Council Chambers.

BOARD OF ZONING APPEALS.....MR. GARY ESPENSCHIED

Will meet March 7, 2006 at 5:00 P.M. in Council Chambers.

AIRPORT COMMISSION.....MR. JIM LOCKER

Requested passage of Resolution 1-2006...

PARK BOARD.....MR. DARRIN LAUTENSCHLEGER

Reported meeting February 22, but there was a lack of quorum. Unofficially, play ground equipment owned by the city, but at a different location, needing to be refurbished will be done by a boy scout for his eagle project. It was reported that 22 tree stubs were removed, and other trees throughout the park are being trimmed. The next meeting will be March 15, 2006 at 7:30 P.M.

HEALTH BOARD.....MS. SANDY COX

Will meet March 8, 2006 in the Health Department at 12:00 PM.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE. MS. SANDY COX.

Reported meeting February 21 to discuss Resolution 6-2006, health insurance increase for city employees. The Committee recommends approval. The Public Defender's Contract, Ordinance 3-2006, was also approved by the Committee. Ordinance 1-2006, the purchase of 3 police cruisers was also discussed, and the Committee voted to

add 1 additional cruiser, at the request of the Police Chief. Ms. Cox made a motion to amend Ordinance 1-2006, by adding an additional cruiser. Mr. Lautenschleger seconded the motion. Both Mr. Eichel and Mr. Conner said they object to the 4th car, so they cannot support the ordinance. Ms. Cox yielded the floor to Police Chief Jeff Urban to explain the need for the 4th car. Mr. Lautenschleger said he supports the 4th car because the voters approved the income tax ordinance for safety forces. Roll call, 5 yeas, 2 nays (Eichel & Conner), ordinance amended. Ms. Cox requested passage tonight of Resolutions 1-2006, 6-2006, Ordinances 3-2006 and 6-2006

SALARY COMMITTEE MR. JIM LOCKER

Mr. Johnson assigned a study on performance reviews for employees.

SAFETY, HEALTH, AND SERVICE COMMITTEE . . . MR. ROB MAURER

Reported meeting tonight to discuss a new ambulance, which was tabled until March 13 because some information was not available. Also discussed was a request for a traffic light at Wabash & Bowers Avenue. The Committee was concerned about costs for the light, so the General Services Superintendent is seeking a grant, with the city contributing 20% of the cost. Another meeting was scheduled for March 13 at 6:15 p.m. to discuss fire codes, new ambulance, and a Crime Scope.

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

Reported meeting tonight to discuss the sanitation funding. Various ideas were discussed, and it was decided that public input would be essential to determine which direction to take. The Committee will meet on March 13 to discuss permit fees.

ZONING & ANNEXATION COMMITTEE. MR. GEORGE HOUSTON

Reported meeting February 21 to discuss Ordinance 5-2006, alley vacation off North Broadway. Ordinance 7-2006, approval of DJW Phase 2, was also addressed, as was Ordinance 9-2006, alley vacation off West High Avenue. All issues were approved by Committee.

CONTACT & SPECIAL COMMITTEE MR. ROBERT CONNER .

Reported meeting February 22 to discuss the banner program throughout the downtown. The Main Street representative was not in attendance, so the committee delayed discussion of the subject. Also discussed were Resolutions 7-2006, thanking Gradall and County Engineer Joe Bachman for their donation for the cleaning of Beaver Dam Creek, and 8-2006, welcoming Alamo Group as new owners of Gradall. Both issues were approved by Committee. Also discussed was amending Codified Ordinance 752, in regards to solicitors. The Committee will meet again March 8, 2006 at 10:00 a.m.

PARKS & CEMETERY COMMITTEE MR. JIMMY EICHEL

Reported meeting February 16 to discuss canal land on the south side. The issue was approved.

VISITOR'S COMMENTS: NONE

READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCES:

Amended 1-2006 An ordinance by the Council of the City of New Philadelphia authorizing and directing the Safety Director to advertise for bids, receive bids and to enter into a contract with the lowest and best bidder for the purchase of four (4) motor vehicles properly equipped for use in the Police Department, in 2006, and declaring an emergency. (3rd Reading)

Motion to vote on passage made by Ms. Cox, seconded by Mr. Lautenschleger. Roll call, 5 yeas 2 nays (Eichel & Conner), ordinance passed.

2-2006 An ordinance by the Council of the City of New Philadelphia, Ohio to authorize the Service Director to seek bids for selective harvest of trees on an approximately 33-acre tract of city-owned property located behind Snazzy Circle SW, New Philadelphia, Ohio with the authority to accept and or reject any bids for the sale of standing timber, and declaring an emergency. (3rd Reading)

Mayor Brodzinski requested that this ordinance be tabled because this property may be sold. Mr. Eichel made a motion to table, seconded by Mr. Houston. Roll call, 7 yeas, ordinance tabled.

3-2006 An ordinance authorizing the Mayor of the City of New Philadelphia, Ohio, to enter into an agreement with the Joint County Public Defender's office for the provision of legal representation for indigents charged with violations of New Philadelphia City ordinances in the Municipal Court where such offenses carry a possible loss of liberty, establishing compensation and terms thereof, and declaring an emergency. (3rd Reading)

Ms. Cox made a motion to vote on passage. Mr. Lautenschleger seconded the motion. Roll call, 7 yeas, ordinance passed.

5-2006 An ordinance to vacate an unnamed unimproved platted alley located to the west side of North Broadway between North Avenue NW and Cedar Lane NW to the south to be vacated from North Broadway through First Drive NW and to provide ownership of the alley to the adjacent property owners, and declaring an emergency. (2nd Reading)

6-2006 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, 2006 and declaring an emergency. (2nd 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 Mr. Lautenschleger. Roll call, 7 yeas, ordinance passed.

7-2006 An ordinance by the Council of the City of New Philadelphia, Ohio accepting the D.J.W. Development Phase Two Plat, and declaring an emergency. (2nd Reading)

Motion to suspend the rules made by Mr. Houston, seconded by Mr. Locker. Service Director Gary Espenschied said he would like to have this ordinance held. Both Mr. Houston and Mr. Locker withdrew their motions.

9-2006 An ordinance to vacate an unnamed alley parallel to Tuscarawas Avenue located to the west of Tuscarawas Avenue and running north from West High Avenue ten foot in width to Tuscarawas Avenue NW abutting property owned by WXZ Retail Group/NP, LLC and 20 foot wide alley located within city lot 1773 owned by WXZ Retail Group/NP, LLC, and declaring an emergency. (1st Reading)

Motion to suspend the rules made by Mr. Houston, seconded by Ms. Cox. Roll call, 7 yeas, rules suspended.

Motion to vote on passage made by Ms. Cox, seconded by Mr. Eichel. Roll call, 7 yeas, ordinance passed.

- 10-2006 An ordinance by the Council of the City of New Philadelphia authorizing the Mayor to submit an application for a FY2006 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. (1st Reading)
- Mr. Johnson assigned this to the Public Works Committee.
- 11-2006 An ordinance by the Council of the City of New Philadelphia to limit the Director of Public Service making contracts in excess of \$7,500.00, a limit lesser than permitted by Ohio Revised Code Section 735.05, and declaring an emergency. (1st Reading)
- Mr. Johnson assigned this to the Finance Committee.
- 12-2006 An ordinance by the Council of the City of New Philadelphia to limit the authority of the Board of Control granted under 733.22 of the Ohio Revised Code to amounts of \$7,500.00 or less and requiring competitive bidding for all amounts in excess of \$7,500.00 and declaring an emergency. (1st Reading)
- Mr. Johnson assigned this to the Finance Committee.

RESOLUTIONS:

- 1-2006 A resolution by the Council of the City of New Philadelphia, Ohio to encourage the Airport Commission to explore and look for alternative leasing for private hangars at the New Philadelphia City Airport, and declaring an emergency. (4th Reading)
- Motion to vote on passage made by Mr. Locker, seconded by Mr. Eichel. Roll call, 7 yeas, resolution passed.
- Amended 3-2006 A resolution by the Council of the City of New Philadelphia to authorize additional payment to the Mayor for health insurance cost, and declaring an emergency. (3rd Reading)
- Motion to vote on passage made by Mr. Locker, seconded by Ms. Cox. Roll call, 7 yeas, resolution passed.
- 5-2006 A resolution by the Council of the City of New Philadelphia, Ohio to commend Harvey Wilhelm, a long-time volunteer and friend to the New Philadelphia City Schools and New Philadelphia City Park for his volunteerism and years of dedication to the City of New Philadelphia and especially the park system, and declaring an emergency. (3rd Reading)
- Motion to vote on passage made by Mr. Houston, seconded by Mr. Locker. Roll call, 7 yeas, resolution passed.
- 6-2006 A resolution by the Council of the City of New Philadelphia, Ohio to authorize the Mayor of the city of New Philadelphia, Ohio to enter into an agreement through the Pipe's Insurance Agency to renew medical/hospitalization/prescription medicine insurance coverage to be renewed at a cost increase of 17.5% for one year commencing March 1, 2006 and declaring an emergency. (2nd Reading)
- Motion to suspend the rules made by Ms. Cox, seconded by Mr. Eichel. Roll call, 7 yeas, rules suspended.
- Motion to vote on passage made by Ms. Cox, seconded by Mr. Eichel. Roll call, 7 yeas, resolution passed.

OLD BUSINESS: NONE

NEW BUSINESS:

Ms. Cox informed Council that former council member Sam Hitchcock is in Union Hospital, and concerned resident Ella Slough is in South Broadway Nursing Home for rehabilitation.

MOTION TO ADJOURN MADE BY MR. HOUSTON. MEETING ADJOURNED AT 8:28 P.M.

CLERK OF COUNCIL _____

APPROVED March 13, 2006

PRESIDENT OF COUNCIL _____

