

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON FEBRUARY 28, 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
MR. ROB MAURER

THE MINUTES OF FEBRUARY 14, 2005, FOLLOWING A CORRECTION, AND FEBRUARY 15, 2005 WERE APPROVED AS WRITTEN AND RECEIVED.

CORRESPONDENCE CLERK DIANE ROUDEBUSH

1. Finance Committee meeting minutes of February 15, 2005.
2. Annexation & Zoning Committee meeting minutes of February 22, 2005.
3. Salary Committee meeting minutes of February 22, 2005.
4. Tuscora Park Board meeting minutes of February 23, 2005.
5. Mayor's Monthly Statement to Council for February 2005.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT MAYOR RON BRODZINSKI

Submitted a written report of the activities of his office from February 15 through February 24, 2005. Reported that he attended the monthly OMEGA meeting in Cambridge, and funding cuts were discussed. Reported meeting with Goshen Township Trustees to discuss fire protection. The Trustees will contribute \$60,000 this year for protection. Reported meeting February 18 with the Stark-Tuscarawas-Wayne Policy Board meeting, where it was discovered that the city would not be reimbursed the total cost due them for composting/recycling. Mayor Brodzinski said if total costs are not received, the program would have to be reviewed for future involvement. Reported meeting February 22 with Fritz Shepperd to discuss what can be done locally to mirror the Alsace region in France. Reported that on February 23, he attended a meeting at KSU concerning the Governor's proposed budget cuts. Resolution 5-2005, objecting to the Governor's cuts, is before Council for consideration tonight, and upon its passage, will be forwarded to Columbus to all involved with the budget.

SERVICE DIRECTORMR. GARY ESPENSCHIED

Reported that bids were opened February 24 for the County Road 21 sanitary sewer project, and will awarded soon. Mr. Johnson asked how the city's salt supply is. Mr. Espenschied said the city is in good supply.

SAFETY DIRECTORMR. GREG POPHAM NO REPORT

AUDITOR MS. BETH GUNDY ABSENT

In the absence of Ms. Gundy, Ms. Cox requested passage tonight of Ordinance 5-2005.

TREASURER MR. MIKE TAYLOR NO REPORT

LAW DIRECTOR MR. MIKE JOHNSON

Suggested that Ordinance 3-2005 be tabled until after the Primary Election in May, because it cannot be passed until voted approved. Informed Council that an appeal was filed today in the Civil Service case of the three firefighters that were laid off January 1, 2005. The appeal is questioning Common Pleas Judge Edward O’Farrell’s ruling that this is a Civil Service matter, and does not fall under the jurisdiction of the firefighters’ union contract. Reported that he attended the Pre-Trial of the Anthony Harris vs. the City of New Philadelphia. A partial agreement has been reached.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION MAYOR BRODZINSKI

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

BOARD OF ZONING APPEALS MR. GARY ESPENSCHIED

Reported that there will be no March meeting due to lack of business.

AIRPORT COMMISSION MR. JIM LOCKER NO REPORT

PARK BOARD MR. DARRIN LAUTENSCHLEGER

Will meet March 30, 2005 at 7:30 p.m. Flooding problems at the Waterworks Ballfields will be addressed.

HEALTH BOARD. MS. SANDRA COX

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

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE. MS. SANDRA COX

Reported meeting February 15 to discuss Resolution 4-2005, resurfacing of State Route 416. The Committee recommends passage. Reported meeting tonight to discuss Ordinance 5-2005, allocating funds under the income tax ordinance. The Committee recommends passage tonight as an emergency. Reminded everyone of the Budget Hearings set for March 1 and March 2 from 12:30 P.M. to 4:30 P.M. Recommended passage tonight of Resolution 5-2005.

SALARY COMMITTEE MR. JIM LOCKER

Reported meeting February 22 to discuss the lease renewal at the Airport Restaurant. The Committee voted to renew the contract for 5 years instead of 3 years.

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

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

ZONING & ANNEXATION COMMITTEE MR. GEORGE HOUSTON

Reported meeting February 22, 2005 to discuss the condominium ordinance. The Committee voted to have an ordinance prepared.

CONTACT & SPECIAL COMMITTEE MR. BILL ELLWOOD NO REPORT

Reported meeting tonight to discuss increase in electric service and tipping fees at the landfill. The Committee voted to have a resolution prepared in regards to these fees.

PARKS & CEMETERY COMMITTEE MR. DARRIN LAUTENSCHLEGER NO REPORT

VISITOR’S COMMENTS: NONE

READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCES:

Amended 3-2005 An ordinance amending Sections 1,3, 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, effective July 1, 2005 and continuing until revoked, for the purpose of providing funds for the provision of municipal fire and police services. (3rd Reading)

Mr. Ellwood made a motion to table this ordinance. Mr. Houston seconded the motion. Roll call, 7 yeas, ordinance tabled.

4-2005 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 three (3) motor vehicles properly equipped for use in the Police Department, in 2005, and declaring an emergency. (2nd Reading)

5-2005 An ordinance to allocate funds collected under Ordinance 51-2005, Income Tax Ordinance, and declaring an emergency. (2nd 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. Ellwood. Roll call, 7 yeas, ordinance passed.

8-2005 An ordinance by Council for the City of New Philadelphia, Ohio to repeal Ordinance 1161.02 Permitted Principal Uses in a residential district and to enact new Section 1161.02 Permitted Principal Uses which shall include condominium usage in a residential district, and declaring an emergency. (1st Reading)

RESOLUTIONS:

5-2005 A resolution by the Council of the City of New Philadelphia, Ohio requesting Governor Robert Taft and members of the Ohio General Assembly to maintain the current level of funding to the Local Government Fund, Local Government Revenue Assistance Fund and

Library and Local Government Support Fund for the budget year 2006 and foreseeable future, and declaring an emergency. (1st Reading)

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

Motion to vote on passage made by Mr. Lautenschleger, seconded by Ms. Cox. Mr. Lautenschleger encouraged each Council member to personally contact the legislators involved with the budget. Roll call, 7 yeas, resolution passed.

6-2006 A resolution by the Council of the City of New Philadelphia, Ohio authorizing the City to enter into a lease renewal with the Airport Restaurant for a term not to exceed five years under the same terms and conditions of the original lease, and declaring an emergency. (1st Reading)

OLD BUSINESS: NONE

NEW BUSINESS: NONE

MOTION TO ADJOURN MADE BY MR. HOUSTON. MEETING ADJOURNED AT 7:55 P.M.

CLERK OF COUNCIL _____

APPROVED March 14, 2005

PRESIDENT OF COUNCIL _____