

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON MARCH 12, 2007 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

THE MINUTES OF FEBRUARY 26, 2007 WERE APPROVED AS WRITTEN AND RECEIVED.

CORRESPONDENCE CLERK DIANE ROUDEBUSH

1. The New Philadelphia Police Monthly Activity Report for February 2007.
2. Minutes of the Finance Committee's Permanent Appropriation Meetings of February 28 and March 1, 2007.
3. New Philadelphia Fire Department Type of Alarm Report Summary for December 2006, the whole year of 2006, and January 2007.
4. The Auditor's Monthly Statement of Revenue for the General Fund for February 2007.
5. The Auditor's Financial Statement for February 2007.
6. List of questions and concerns regarding the lease agreement at the airport from Ms. Cox, Mr. Conner, and Mr. Eichel.
7. The Treasurer's Reconciliation for February 2007.
8. The Treasurer's Statement of Transactions of all City funds for February 2007.
9. The Treasurer's Summary of Transactions for the General Checking Account for February 2007.
10. Tuscora Park Board meeting minutes of February 21, 2007.

ADMINISTRATIVE REPORTS:

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

Submitted a written report of the activities of his office from February 26 through March 12, 2007.

SERVICE DIRECTOR.....MR. GARY ESPENSCHIED

Thanked everyone who was involved in preparing the budget. Mr. Locker said he has received complaints about the condition of Union Ave. Mr. Espenschied said the street is to be blacktopped.

SAFETY DIRECTOR.....MR. GREG POPHAM

Requested that Ordinance 3-2007 wither be tabled of withdrawn.

AUDITOR.MS. BETH GUNDY

Requested approval of her, as well as the Treasurer’s, reports. Ms. Gundy also requested emergency passage tonight of Ordinance 7-2007. Mr. Eichel made a motion to approve the Auditor’s and Treasurer’s reports. Ms. Cox seconded the motion. Roll call, 7 yeas, motion passed.

TREASURERMR. MIKE TAYLOR ABSENT NO REPORT

LAW DIRECTORMR. MIKE JOHNSON

Reported that he is still working on the questions and concerns he received concerning the lease agreement at the airport, the peddlers’ ordinance, and the residential building code. Reported that the motion made at the last council meeting to change the procedure for presentation of ordinances/resolutions was not valid. Informed Council that a lawsuit has been filed against the police department, but he is working to get it dismissed.

MAIN STREET REPRESENTATIVE NO REPORT

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR BRODZINSKI

Mr. Espenschied reported that the meeting scheduled for March 14 was cancelled because there was no business.

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

Reported that the meeting scheduled for March 13 was cancelled because there were no appeals.

AIRPORT COMMISSION.....MR. JIM LOCKER NO REPORT

PARK BOARD.....MR. DARRIN LAUTENSCHLEGER

Will meet March 21, 2007 at 7:30 p.m. in the park office.

HEALTH BOARD.....MS. SANDY COX

Will meet March 14, 2007 in the Health Department at 12:00 PM.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE. MS. SANDY COX

Reported that 2007 Permanent Appropriations Hearings were held February 28 and March 1. The Committee met with individual departments concerning their budget. Ms. Cox thanked everyone for their input into the budget, and she recommended passage tonight of Ordinance 7-2007. She requested that Ordinances 3-2007 and 6-2007 be tabled. Mr. Eichel thanked Ms. Cox, and said she is to be commended for the job she does in working with the finances of the city.

SALARY COMMITTEEMR. JIM LOCKER

Reported meeting tonight to discuss Resolution 6-2007, reimbursing the mayor for health insurance cost. The Committee recommends approval. Also discussed was Resolution 8-2007, which the Committee voted to table.

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

Reported meeting tonight to discuss Phase II of the traffic light upgrade. The Committee recommends emergency passage tonight of Ordinance 8-2007. Mr. Johnson assigned a long term plan for the fire department, including a sub fire station on the south side.

PUBLIC WORKS & ECONOMIC DEVELOPMENT COMMITTEE. . . MR. DARRIN LAUTENSCHLEGER . . . NO REPORT

ZONING & ANNEXATION COMMITTEE. . . . MR. GEORGE HOUSTON NO REPORT

CONTACT & SPECIAL COMMITTEE MR. ROBERT CONNER

Reported meeting tonight to discuss the liquor permit request for Radne at the Holiday Inn. The Committee voted to approve the request.

PARKS & CEMETERY COMMITTEE MR. JIMMY EICHEL NO REPORT

VISITOR’S COMMENTS:

Mr. Charles Warner, 406 Springbrook SW, New Philadelphia, said he is concerned about the pond on Springbrook, which is close to South School. He said this has been an ongoing problem since the 1970s, and asked when is something going to be done. Law Director Mike Johnson said nothing has changed, the property owner will not allow access on to her property. He will, again, contact her attorney.

READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCES:

2-2007 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. (2nd Reading)

3-2007 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 2007, and declaring an emergency. (2nd Reading)

Motion to vote on passage made by Mr. Locker. There being no second, the motion died.

Ms. Cox made a motion to table this ordinance. Mr. Eichel seconded the motion. Roll call, 7 yeas, ordinance tabled.

6-2007 An ordinance authorizing the Council of the City of new Philadelphia, Ohio, to authorize the Mayor of the City of New Philadelphia, Ohio to enter into a purchase agreement with Mary Egli to purchase 8.9 acres plus or minus of land in Goshen Township, Tuscarawas County, Ohio for the amount of two hundred thousand dollars (\$200,000.00) with the City to do all title and legal work, and declaring an emergency. (2nd Reading)

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

- 7-2007 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, 2007, and declaring an emergency. (1st 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.
- 8-2007 An ordinance authorizing 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 with the Ohio Department of Transportation for a small city grant to update traffic lights, and declaring an emergency. (1st Reading)
- Motion to suspend the rules made by Mr. Lautenschleger, seconded by Mr. Maurer. Roll call, 7 yeas, rules suspended.
- Motion to vote on passage made by Mr. Lautenschleger, seconded by Ms. Cox. Roll call, 7 yeas, ordinance passed.

RESOLUTIONS:

- 6-2007 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. (2nd Reading)
- 7-2007 A resolution by the Council of the City of New Philadelphia, Ohio to authorize the Service Director to advertise for an enter into an agreement to hire professional consultants for consulting services with the New Philadelphia Municipal Airport to include FAA grant procedures, other government agency grants, and projects at the New Philadelphia Municipal Airport, such agreement being up to 5 years in duration, and declaring an emergency. (2nd Reading)
- Ms. Cox made a motion to table this resolution. Mr. Conner seconded the motion. Roll call, 7 yeas, resolution tabled.
- 8-2007 A resolution by the Council of the City of New Philadelphia, Ohio in support of an application by the Tuscarawas County Port Authority to the Clean Ohio Council for a Clean Ohio Revitalization Fund Grant for the remediation and redevelopment of the former ODOT District 11 facility, West High Ave., New Philadelphia, Ohio, and declaring an emergency. (2nd Reading)
- Mr. Eichel made a motion to table this resolution. Mr. Locker seconded the motion. Roll call, 7 yeas, resolution tabled.
- 9-2007 A resolution by the Council of the City of New Philadelphia, Ohio to create a new fund to be known as Fire Equipment and Capital Fund #420, and declaring an emergency. (1st Reading)
- Mr. Johnson assigned this to the Finance Committee.
- 10-2007 A resolution by the Council of the City of New Philadelphia, Ohio to amend New Philadelphia Codified Ordinance Chapter 121.01 Rule 14(a)(1), and declaring an emergency. (1st Reading)

Mr. Johnson assigned this to Council as a whole, and scheduled a meeting for Monday, March 19, 2007 at 6:00 P.M.

UNFINISHED OR OLD BUSINESS:

Law Director Mike Johnson suggested that a motion be made to accept the decision of the Special/Contact Committee concerning the liquor license request by Radne, dba Holiday Inn. Ms. Cox made a motion, seconded by Mr. Eichel, to accept the Committee's decision. Roll call, 7 yeas, motion passed.

NEW BUSINESS: NONE

MOTION TO ADJOURN MADE BY MR. HOUSTON. MEETING ADJOURNED AT 8:05 P.M.

CLERK OF COUNCIL _____

APPROVED March 26, 2007

PRESIDENT OF COUNCIL _____