

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON MARCH 23RD, 2015 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  
MR. DAN LANZER  
MR. DARRIN LAUTENSCHLEGER  
MR. ROB MAURER  
MRS. CHERYL RAMOS  
MS. WINNIE WALKER  
MR. JOHN ZUCAL

- MS. COX MADE A MOTION TO ACCEPT THE AGENDA FOR TONIGHT’S MEETING  
MR. ZUCAL SECONDED THE MOTION.  
ROLL CALL 7 YEAS  
MOTION PASSED
- MS. COX MADE A MOTION TO APPROVE  
THE MINUTES FROM THE COUNCIL MEETING HELD ON MONDAY, MARCH 9TH, 2015.  
MS. WALKER SECONDED THE MOTION.  
ROLL CALL, 7 YEAS  
THE MINUTES WERE APPROVED.

**CORRESPONDENCE** . . . . . CLERK, PATRICIA A. MCKAY

1. Mayor’s Report to Council for March 23rd, 2015
2. Salary Committee Meeting Minutes from Monday February 23rd, 2015
3. New Philadelphia Fire Department Report
4. Special and Contact Committee Meeting Minutes from March 9th, 2015

**ADMINISTRATIVE REPORTS**

MAYOR’S REPORT/REQUESTS ....MAYOR DAVID JOHNSON

Mayor Johnson reported the following:

- March 16th, 2015 attended a meeting for insurance with employees.  
Through our Labor Management Meeting we had a request for the people who have been here two years or less and others to explain our insurance program and benefits.
- March 17th, 2015 attended a CIC meeting.
- March 18th, 2015 the Mayor and the Service Director attended OMEGA Meeting  
The Mayor also attended Business Afterhours event.
- March 19th, 2015 The Mayor attended Breakfast at the Park for the Tuscarawas Board of Developmental Disabilities.  
They are coming up with a new program you will be hearing more about this in the near future  
They are trying to make their people more independent and they are asking for mentors  
Throughout the community to help make that happen.
- The Mayor reported Councilperson Mr. Rob Maurer should be recognized for his work on the Shamrock Run last week (this is a function of the downtown business organization) with all his duties at work and Council, he found the time to put together a stellar run, (which is one of the best we have ever had) along with help from others. “Thank you Rob.”
- Mayor Johnson announced that he wanted to give a special thanks to Dianne Lautenschleger and Dee Grossman. Who took on the America’s Best Communities Application (which was put in last Friday) and did an outstanding job. Win or lose with people like this in our City will continues to become greater.
- I would like to say to the New Philadelphia Girls Basketball Team “WOW” what a season.  
“You all have a lot to be proud of and I want you to know we are all proud of you.”
- “I would like to proclaim Thursday March 26th, 2015 New Philadelphia Tuscarawas Central Catholic Day. This will be a day all of our community will have you in our hearts.

- Hoping you are triumphant at the State Level. Go Saints! Thursday will be Saints Day.”
- Not being here at the last Council Meeting I was unable to congratulate an old friend, Bill Weisgarber on Tuscarawas Insurance Agency’s 130th Birthday. That large of a footprint has helped to keep New Philadelphia together. (The Mayor mentioned there are some other businesses that are almost as old.)

SERVICE DIRECTOR.....MR. JAMES ZUCAL

The Service Director reported the following:

The Service Director reported the Street Department has done an exceptional job patching pot holes everyday it has been a tough year for this.

- We have three crews out almost every day, if the sun is shining. We are getting caught up. It has been a difficult task but they are doing a fine job. We are using our new hot box machine along with our durapatcher and using a third crew with cold mix we are getting there. Hopefully the weather will get better we will keep patching pot holes and that will all soon be forgotten. Although Councilperson Dan Lanzer did mention it is snowing a little bit right now.
- “Talked with Auditor Ms. Gundy and talked with Ms. Cox, Finance Chair about in the Master Capital #437 7700 5203 which is our paving allocation which is a \$100,000. Upon the recommendation from the Mayor, the Service Director is requesting that we increase that this year to \$200,000. There are some places in town where we’ve patched and patched, we can’t continue to do that, we are going to have to mill that out and put new paving in. I am requesting that, to allow for additional asphalt paving. We meet as a group and we take recommendations from various departments (Department Heads and Employees) we want to hit these areas that are a key this year to us and want to do additional paving. I also mentioned to the Law Director. ODOT would like to see in the legislation that we have for materials just the mention of allowing (it does mention salt) but they would like it to say State Purchasing of Salt with ODOT. The Service Director requested that he would like to see that in the legislation if he could.”

Question from Councilperson Mrs. Ramos:

“Do you have a paving list or plan for the summer?”

Reply from the Service Director:

“We have a preliminary list that the Department Heads have put together.

Mr. Jim Demuth who owns Tucson Inc. a local Company has volunteered his time he has no interest in it, he works with us to actually put this list together. Every year when it is finalized I make sure everybody gets a copy of it; All Council Members, all Administration, and all Departments. I will get that to everyone real soon.”

Question from Councilperson Ms. Cox:

Do you want me to make a motion right now to change that?

The Auditor announced that she had something to add and requested Ms. Cox wait to make the motion until she made her request.

Comment from the President of Council Mr. Sam Hitchcock:

The President mentioned that he recognized some of the progress that is being made on the pot holes.

AUDITOR .....MS. BETH GUNDY

Ms. Gundy announced the Auditors will be in starting April 13th, 2015.

Ms. Gundy reported when the budget numbers were being entered into the computer system we found an error in addition.

What happened in the Cemetery Fund #209 (page four on your attachment to your ordinance) there was \$900 listed for uniform allowance that didn’t get captured in the total for personnel.

That total for personnel services would change to \$315,029 the total for the fund would be \$379,179.

Ms. Gundy requested for that change to be included in this ordinance.

MS. COX MADE A MOTION TO APPROVE THE AUDITOR’S REQUEST AND THE SERVICE DIRECTOR’S REQUEST OF THE INCREASES.

MR. LAUTENSCHLEGER SECONDED THE MOTION.

ROLL CALL 7 YEAS

MOTION PASSED

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

The Safety director did not have a report

1. Mr. Popham did request an Executive Session in reference to Personnel.
2. The Law Director requested an Executive Session to discuss personnel matters as well as a possible litigation
3. Councilperson John Zucal requested an Executive Session for matters of personnel (compensation of personnel)

MR. LANZER MADE A MOTION TO HAVE AN EXECUTIVE SESSION PER THE ABOVE REQUESTS AFTER LEGISLATION

MS. COX SECONDED THE MOTIONS.

ROLL CALL 7 YEAS

MOTION PASSED

Comment from the President Sam Hitchcock:

“Be advised we will have a 10 minutes recess after legislation before going into (3) consecutive Executive Sessions.”

TREASURER . . . . . TOM GERBER . . . . .NO REPORT

Mr. Gerber informed all that with the help of Rea and Associates we have completed 2014 reconciliation on the General Fund on a positive note. Now we are going to start the 2014 reconciliation of the Payroll Fund.

LAW DIRECTOR . . . . .MR. MARVIN FETE

Mr. Fete reported the following:

- The Law Director reported he gave three letters to Council on what he has been working on for the last couple of weeks. The letters gave his opinion on the vast majority of things that he has been working on the last couple of weeks. The Law Director asked if there were any questions on the letters. There were no questions.

**BOARD/COMMISSION REPORTS:**

PLANNING COMMISSION.....MAYOR DAVID JOHNSON

The Mayor announced that the Planning Commission Meeting will be held April 14th, 2015 at 5:00 PM in Council Chambers pending an agenda.

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

Mr. Zucal announced pending an agenda; the Board of Zoning Appeals will meet Tuesday, April 14th, 2015 at 5:00 PM in Council Chambers.

AIRPORT COMMISSION.....MR. JOHN ZUCAL

Mr. Zucal announced the next scheduled Airport Commission Meeting will be held at 6:00 PM, Tuesday, April 14th, 2015 at the Airport Meeting Room at Harry Clever Field.

During that meeting we will be looking for a motion to accept the resignation of Mrs. Ramos as Secretary of the Airport Commission and also at that same time Mr. Zucal will be asking for nominations and the acceptance of a nomination to have Dean Holland to become the new secretary of the Airport Commission.

Mr. Holland was in attendance this evening Mr. Zucal graciously thanked him for his willingness to step forward. Those are two items that will affect City Council in regard to the Airport Commission.

PARK BOARD.....MR. DARRIN LAUTENSCHLEGER

Mr. Lautenschleger reported that the City Park Board met Wednesday March 18th, 2015 at the Tuscora Park Pavilion with two items of interest.

Item #1 our former Assistant Park Superintendent Kelly Heron transferred over to become the Superintendent of the Cemetery Department.

As replaced an applications have been received for the position Assistant Park Superintendent

The Staff and Administration are reviewing the applications and hope to begin interviews soon to have someone in place by the summer season.

Item #2 the Staff at the Park along with the Park Board Members are looking at potential options for improvement of the tennis courts. The tennis courts are starting to show some severe signs of wear and tear.

They are looking at various options more information to come  
Mr. Lautenschleger said he will keep Council updated.  
The next meeting of the Park Board will be April 22nd, 2015 at noon at a location to be determined.

**Comment from Councilperson Winnie Walker.**

Ms. Walker said she would like copies of the Park Board Meeting Minutes for the past year  
Mr. Lautenschleger said he is going to check into this as to why she has not received copies of the Park Board Meeting Minutes.

**HEALTH BOARD..... MS. SANDY COX**

Ms. Cox announced that the next scheduled meeting for the Health Board is this Wednesday, April 8th, 2015 at 12:00 (Noon) at the Health Department.

**STANDING COMMITTEE REPORTS:**

**FINANCE COMMITTEE .....MS. SANDY COX**

Ms. Cox announced the following:

Tonight is the second reading for Ordinance 7-2015

This is our budget for 2015 that needs to be passed this evening as an emergency due to the fact it has to be passed by April 1st, 2015. (The next meeting of Council is April 13th, 2015.) Ms. Cox is asking that this be passed tonight.

**SALARY COMMITTEE .....MR. JOHN ZUCAL**

Mr. Zucal reported that the Salary met briefly this evening at 6:47 PM.

There was discussion again regarding both the sick leave and vacation pay.

The meeting was concluded at 7:01 PM during that time brief discussions were held and we look to meet again and to have further discussions on those two important issues.

**SAFETY HEALTH & SERVICE COMMITTEE.....MR. ROB MAURER.....**

Mr. Rob Maurer reported that the Safety Health & Service Committee met tonight March 23rd, 2015 at 6:00 PM in reference to the Geese Population at Tuscora Park.

The request was made by the Mayor and Service Director to review the situation.

In attendance for tonight's meeting was Park Superintendent Rod Miller and Mr. Thomas Contini, Owner/Operator of Nuisance Wild Animal Control and Recovery.

There was a good discussion about straw and feeding at the Park was the biggest problem.

Mr. Miller felt that 90% of geese are gone now but will be back in August. In August there will be approximately 300 geese.

The Committee reviewed an ordinance from Canton from Mr. Zucal and we concluded we would have appropriate legislation drawn up put signage at the park to tell the public by feeding the geese from October thru April the different health issues it is attracting and leaving a mess.

So we did decide we are going to make it a first degree minor misdemeanor as far as the first offense

The second offense would be a fourth degree misdemeanor.

Law Director will draw up some Legislature and the committee has recommended approval on that.

Mr. Rob Maurer announced that he did schedule

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

Mr. Lautenschleger announced Public Works & Economic Development Committee will have a meeting April 13<sup>th</sup> 2015 at 6:00 PM on Proposed Ordinance 8-2015

Legislation for the City's proposed CRA agreement with Menards Inc. for the property on Bluebell Drive and to discuss two applications to the Ohio Department Natural Resources for Project Funding Assistance.

**ZONING & ANNEXATION COMMITTEE .....MRS. CHERYL RAMOS**

Mrs. Ramos reminded all that the Zoning & Annexation Committee

Ordinance 4-2015 and Ordinance 5-2015, will be held over for a fourth reading to coincide with the Public Hearing which will be held April 13th, 2015 at 7:00 PM.

Mrs. Ramos reported that the Zoning & Annexation Committee did meet tonight to discuss Resolution 8-2015.

The Committee recommended it be placed on the agenda for the April 13th, 2015 meeting and read for three readings.

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

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

**VISITOR'S COMMENTS:**

NONE

**READING OF ORDINANCES AND RESOLUTIONS**

**ORDINANCES:**

3-2015 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA AUTHORIZING THE SERVICE DIRECTOR TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR SANITARY LANDFILL SERVICES AND DECLARING AN EMERGENCY. (3RD READING)

Mr. Maurer made a motion to pass Ordinance 3-2015  
Mr. Lanzer seconded the motion

Roll Call 7 yeas  
Ordinance 3-2015 has passed

4-2015 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO, TO PERMANENTLY REZONE CERTAIN LAND LOCATED AT 419 TUSCARAWAS AVENUE NORTHWEST IN NEW PHILADELPHIA, OHIO, FROM RESIDENTIAL TO OFFICE, AND DECLARING AN EMERGENCY. (3RD READING)  
(It will be held for the 4th Reading to coincide with the Public Hearing.)

5-2015 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO, TO PERMANENTLY REZONE CERTAIN LAND LOCATED AT 1121 TUSCARAWAS AVENUE NORTHWEST IN NEW PHILADELPHIA, OHIO, FROM RESIDENTIAL TO BUSINESS. AND DECLARING AN EMERGENCY. (3RD READING)  
(It will be held for the 4th Reading to coincide with the Public Hearing.)

6-2015 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA DIRECTING THE SERVICE DIRECTOR TO ADVERTISE FOR BIDS AND TO ENTER INTO CONTACTS WITH THE LOWEST AND BEST BIDDER FOR THE CITY'S REQUIREMENTS OF VARIOUS MATERIALS AND SUPPLIES FOR 2015, AND DECLARING AN EMERGENCY. (2ND READING)

7-2015 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, 2015 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, 6 yeas and one nay (Mrs. Ramos) Ordinance 7-2015 passed

**RESOLUTIONS:**

2-2015 A RESOLUTION TO AUTHORIZE THE CITY OF NEW PHILADELPHIA TO ENTER INTO A CONTRACT WITH THE TUSCARAWAS COUNTY COMMISSIONERS AND THE TUSCARAWAS COUNTY SHERIFF'S OFFICE FOR THE HOUSING OF INMATES IN THE TUSCARAWAS COUNTY JAIL AND PAYMENT OF HOUSING COSTS TO THE TUSCARAWAS COUNTY COMMISSIONERS AND DECLARING AN EMERGENCY. (3RD READING)

Mr. Maurer made a motion to pass Resolution 2-2015  
Mr. Lanzer seconded the motion

Roll Call 7 yeas

Resolution 2-2015 has passed

- 3-2015 A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO COMMEND WILLIAM BICHSEL III FOR HIS SIX YEARS OF SERVICE AS A PARK BOARD MEMBER FOR THE CITY OF NEW PHILADELPHIA, OHIO, AND DECLARING AN EMERGENCY. (2ND READING)
- 4-2015 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 2015 PROJECT YEAR THE CDBG CONTRACT, AND DECLARING AN EMERGENCY. (2ND READING)
- 5-2015 A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO APPROVE THE APPOINTMENT OF MR. CHRISTOPHER BOWER BY THE MAYOR TO THE AIRPORT COMMISSION FOR THE TERM OF THREE YEARS, AND DECLARING AN EMERGENCY. (1ST READING)
- 6-2015 A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO APPROVE THE REAPPOINTMENT OF DR. RICHARD VARRATI BY THE MAYOR TO THE AIRPORT COMMISSION FOR THE TERM OF THREE YEARS, AND DECLARING AN EMERGENCY. (1ST READING)

COUNCIL RECESSED AT 8:00 PM FOR A 10 MINUTES BEFORE GOING INTO AN EXECUTIVE SESSION  
COUNCIL RECONVENED AT 8:10 PM  
COUNCIL ADJOURNED FROM REGULAR SESSION AND WENT INTO AN EXECUTIVE SESSION AT 8:10 PM FOR THE FOLLOWING:

1. THE SAFETY DIRECTOR, MR. POPHAM REQUESTED AN EXECUTIVE SESSION IN REFERENCE TO PERSONNEL.
2. THE LAW DIRECTOR, MARVIN FETE REQUESTED AN EXECUTIVE SESSION TO DISCUSS PERSONNEL MATTERS AS WELL AS A POSSIBLE LITIGATION
3. COUNCILPERSON JOHN ZUCAL REQUESTED AN EXECUTIVE SESSION FOR MATTERS OF PERSONNEL COMPENSATION OF PERSONNEL

COUNCIL RECONVENED INTO REGULAR SESSION AT 8:50 PM.

**UNFINISHED OR OLD BUSINESS:**

NONE

**NEW BUSINESS:**

Comment from Councilperson Darrin Lautenschleger:

“I think we would be remiss without mentioning

The City and City Council lost one of the Best Public Servants that we’ve had in a lot of years last week with the passing of Diane Roudebush. Council signed a card expressing their Sympathy which will be mailed to her family.

Mr. Lautenschleger felt Council should publicly mention her dedication and years of service she provided to the City. And stated “Diane was an outstanding resource for anybody that came in contact with her.” All was in agreement.

Comment from President Sam Hitchcock:

“Well said Mr. Lautenschleger.” Mr. Hitchcock thanked Mr. Lautenschleger for his comments.

President Sam Hitchcock said he only had the opportunity to work with Dianne for the four years he was Council at Large and stated that there are people here that worked with her much longer.

Mr. Hitchcock mentioned that she did her job well, was very efficient, and she will be missed by many people.

Request from the Mayor:

The Mayor Requested to be assigned to Committee the following:

A letter from Council awarding raises for the non-bargaining and raises for the Public Officials the Mayor mentioned that this has to be done by Council.

Comment from Councilperson Ms. Cox:

What about the H-R person?

Comment from the Mayor:

The Mayor reported that he had already hired the HR person, and said “the Mayor is allowed to create a position he just needs the funding.”

Comment from Councilperson Cox:

This should be put in Committee and be a recommendation and go to full Council.

The Mayor replied:

“I’ve asked for this for three months I’m going to put her in and I have the money to do it.”

He reminded everyone that the Law Director gave him a ruling several months ago.

Comment from Councilperson John Zucal:

The Mayor has the right to authorize and create a position the question is do we fund them?

***PRESIDENT OF COUNCIL SAM HITCHCOCK ASSIGNED THE MAYOR’S REQUEST TO THE SALARY COMMITTEE.***

MS.COX MADE A MOTION TO ADJOURN THE MEETING AT 8:52 PM.

CLERK OF COUNCIL \_\_\_\_\_  
Patricia A. McKay

APPROVED \_\_\_\_\_

PRESIDENT OF COUNCIL \_\_\_\_\_  
Sam R. Hitchcock