

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON APRIL 14, 2003 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. ART CICCONETTI  
MS. SANDRA COX  
MR. JOEL DAY  
MR. SAM HITCHCOCK  
MR. GEORGE HOUSTON  
MR. JIM LOCKER  
MR. ROB MAURER.

THE MINUTES OF MARCH 24, 2003 WERE APPROVED AS WRITTEN AND RECEIVED.

CORRESPONDENCE . . . . . CLERK DIANE ROUDEBUSH

1. New Philadelphia Police Monthly Activity Report for March 2003.
2. Tuscora Park Board Meeting minutes of March 26, 2003.
3. Ambulance Committee meeting minutes of March 24, 2003.
4. March 2003 Summary of Reports for the New Philadelphia Fire Department.
5. Auditor's Financial Statement for March 2003.
6. Auditor's Monthly Statement of 2003 revenue for the General Fund for March 2003.
7. New Philadelphia City Board of Health meeting minutes of March 12, 2003.

ADMINISTRATIVE REPORTS:

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

Submitted a written report of the activities of his office from March 25 through April 14, 2003. Announced to Council that there will be another walk-through of the John Knisely Municipal Centre on May 12 at 6:30 P.M. for Council, Administration, and Media. Reported meeting March 28 with Bob Sosinski of Quicksall & Assoc. concerning improvements at the Wastewater Treatment Plant. Reported that, due to the traffic problems during construction on South Broadway, a temporary sub-station for an ambulance and fire truck has been set up at New Towne Mall

SERVICE DIRECTOR . . . . .MR. GARY ESPENSCHIED

Relinquished the floor to Roy Crawford of Quicksall & Assoc., who updated Council on several projects underway in the City, including traffic light signalization, storm sewers, South Broadway construction, and the Wastewater Treatment Plant. Mr. Espenschied relinquished the floor to Building Inspector Bill Richesson who distributed copies of a report of properties he has been working on. Mr. Johnson said he has been receiving calls from residents asking if there are to be more permanent distinctive markings on the roads especially around the schools. Mr. Espenschied will talk to General Services Superintendent Fred Neff about this.

SAFETY DIRECTOR . . . . .MR. GREG POPHAM

Informed Council that the new fire truck has arrived.

AUDITOR . . . . . MS. BETH GUNDY

Requested emergency passage tonight of Ordinance 21-2003.

TREASURER . . . . . MR. MIKE TAYLOR . . . . . ABSENT

LAW DIRECTOR . . . . . MR. MIKE JOHNSON

Recommended that Ordinance 94-2003 be removed from the table and acted on. He reported that he met earlier tonight with Goshen Township Trustees to discuss an agreement for future dispersement of real estate tax monies. Mr. Johnson will be meeting in the future with the attorneys for the trustees to settle the matter. Recommended that Ordinance 7-2003 be held until the issue with the trustees is settled. Reported that the Harmon property on East High Avenue is set to go to auction on April 17. It is hoped that the bank will be the successful bidder, and plans can proceed to tear down the building.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION . . . . . MAYOR BRODZINSKI

Will meet May 14, 2003 at 1:00 p.m. in the Police Station Conference Room.

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

Will meet May 6, 2003 at 5:00 p.m. in Council Chambers

AIRPORT COMMISSION . . . . . MR. JIM LOCKER

Reported meeting April 8, 2003. A report is forthcoming.

PARK BOARD . . . . . MR. ART CICONETTI

Reported meeting March 26, 2003 at 7:30 p.m. at the Park. Minutes were provided.

HEALTH BOARD. . . . . MS. SANDRA COX . . . . . NO REPORT

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE. . . . . MS. SANDRA COX

Reported meeting tonight to discuss Ordinances 21-2003 and 22-2003. Passage of Ordinance 21-2003 is recommended tonight.

SALARY COMMITTEE . . . . . MR. JIM LOCKER

Reported meeting tonight to discuss Ordinance 18-2003, reimbursing the Mayor for health insurance cost. The committee recommended that the ordinance go before council for consideration.

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

PUBLIC WORKS COMMITTEE. . . . . MR. JOEL DAY . . . . . NO REPORT

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

CONTACT COMMITTEE. . . . .MR. ART CICONETTI . . . . . NO REPORT

SPECIAL COMMITTEE . . . . . MR. ROB MAURER . . . . . NO REPORT

VISITOR'S COMMENTS:

Dave Hipp, 459 East High Avenue, New Philadelphia, said he is representing John & Brenda Busch, who are wishing to install a brick sidewalk in front of their home, but were told by the Service Director's office that the sidewalk must be concrete instead. He asked that the current ordinance be reviewed because it is not specific.

Ella Slough, 616 Sandpiper, S.E., New Philadelphia, asked how much the Airport Restaurant paid to the city last month. She spoke in objection to the double taxation on the cable franchise fee. She asked what would be the additional cost of having an ambulance and fire truck at the mall. She said she was upset to hear that Adelphia Cable won't be family oriented any longer. Mayor Brodzinski said the Airport Restaurant Manager did not present a statement of income for the previous month because she did not attend the last Airport Commission meeting; however, the restaurant will no longer serve breakfast as a way to cut costs. He said costs of safety services at the mall could mount up to be quite high.

ORDINANCES AND RESOLUTIONS:

ORDINANCES:

- 7-2003 An ordinance to accept the application by Mark G. and Brenda I. Luikart for the annexation of certain territory in Goshen Township, Tuscarawas County, Ohio, and to establish Residential zoning of the same. (5th Reading)
  
- 11-2003 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)  
  
Motion to vote on passage made by Mr. Hitchcock, seconded by Mr. Locker. Roll call, 7 yeas, ordinance passed.
  
- 18-2003 An ordinance to authorize additional payment to the Mayor for health insurance cost, and declaring an emergency. (2nd Reading)
  
- 19-2003 An ordinance by the Council of the City of New Philadelphia to authorize the New Philadelphia Police Department to hold their annual police auction on May 23, 2003 at 5:00 p.m., and declaring an emergency. (1<sup>st</sup> Reading)
  
- 20-2003 An ordinance to repeal Codified Ordinance 143.01 – Emergency Ambulance Service, Subsection (d)(3), and to enact new Codified Ordinance Section 143.01 Emergency Ambulance Service, Subsection (d)(3), of the Codified Ordinances for the City of new Philadelphia, Ohio and declaring an emergency. (1<sup>st</sup> Reading)
  
- 21-2003 An ordinance amending and adjusting the permanent appropriations ordinance for the year 2003 and declaring an emergency. (1<sup>st</sup> Reading)  
  
Motion to suspend the rules made by Ms. Cox, seconded by Mr. Day. Roll call, 7 yeas, rules suspended.

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

22-2003 An ordinance by the Council of the City of New Philadelphia, Ohio to limit the income tax revenue going into the Master Capital Improvement Fund to \$600,000.00 per year with any amount collected above \$600,000.00 for the year 2003 to go into the General Fund, and declaring an emergency. (1<sup>st</sup> Reading)

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

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

94-2002 Mr. Houston made a motion to take Ordinance 94-2002 off the table. Mr. Locker seconded the motion. Roll call, 7 yeas, motion passed.

94-2002 An ordinance to enter into an annexation agreement attached hereto to allow annexation of property owned by Dennis Carr to the City of New Philadelphia, Ohio and declaring an emergency. (7<sup>th</sup> Reading)

Motion to vote on passage made by Mr. Houston, seconded by Mr. Hitchcock. Roll call, 7 yeas, ordinance passed.

RESOLUTIONS:

7-2003 A resolution by the Council of the City of New Philadelphia, Ohio to oppose any add-on taxation in any form to cable franchise fees charged by cable providers to the citizens of Ohio as contemplated to be enacted by the Governor of the State of Ohio, and declaring an emergency. (1<sup>st</sup> Reading)

Mr. Johnson assigned the sidewalk issue raised by Mr. Busch to the Public Works Committee.

OLD OR UNFINISHED BUSINESS: NONE

NEW BUSINESS:

Mayor Brodzinski read a proclamation in observance of May as Motorcycle Awareness Month. Mr. Johnson scheduled an informal meeting for April 28 immediately following regular council meeting to discuss the new council chambers at the John Knisely Municipal Centre.

MOTION TO ADJOURN MADE BY MR. HOUSTON. MOTION PASSED. MEETING ADJOURNED AT 8:15 P.M.

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

APPROVED April 28, 2003

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