

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON APRIL 23, 2001 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. GEORGE HOUSTON
MR. JIM LOCKER
MR. TOM LOCKER
MS. WINNIE WALKER

THE MINUTES OF APRIL 9, 2001 WERE APPROVED AS WRITTEN AND RECEIVED.

CORRESPONDENCE CLERK DIANE ROUDEBUSH

1. Planning Commission meeting minutes of April 11, 2001.
2. Special Committee meeting minutes of April 9, 2001.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT MAYOR RON BRODZINSKI

Submitted a written report of the activities of his office from April 10 through April 23, 2001. Reported that the Tuscarawas County Labor-Management Council met April 16 to discuss labor/management problems within the city. Requested an Executive Session to discuss land acquisition. Motion to go into Executive Session immediately following the reading of legislation made by Ms. Cox, seconded by Ms. Walker. Roll call, 7 yeas, motion passed.

SERVICE DIRECTORMR. GARY ESPENSCHIED

Distributed copies of the paving list for this year to each council member. Reported that the Board of Control met April 12 and awarded bids for materials for the year.

SAFETY DIRECTORMR. GREG POPHAM NO REPORT

AUDITORMS. BETH GUNDY

Requested passage tonight of Ordinance 25-2001, and said Resolutions 5-2001 and 6-2001 can be held for three readings.

TREASURERMR. ROBERT GERBER ABSENT NO REPORT

LAW DIRECTORMR. MIKE JOHNSON

Also would like to address a land acquisition issue during tonight's Executive Session. Reminded council there is a Public Hearing tonight at 8:00 p.m. concerning Ordinance 16-2001.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION MAYOR BRODZINSKI

Will meet Wednesday, May 9, 2001 at 1:00 p.m. at Tuscora Park.

BOARD OF ZONING APPEALS MR. GARY ESPENSCHIED

Will meet Tuesday May 1, 2001 at 5:30 p.m. in Council Chambers.

AIRPORT COMMISSION. MR. JIM LOCKER

Reported meeting April 10. Business is picking up at the Airport Restaurant, and fuel sales were down in March, but has picked up since then. A possible Grand Prix race was discussed for August 18.

PARK BOARD MR. ART CICCONE NO REPORT

HEALTH BOARD. MS. SANDRA COX

Will meet Wednesday May 9 at noon in the Health Department.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE. MS. SANDRA COX

Reported meeting tonight to discuss Ordinance 25-2001. Ms. Cox explained the ordinance and the Committee voted to recommend its passage, after a deletion of a line item was made. Also discussed was Ordinance 24-2001. The Committee made a change to the ordinance, and following the change, it was approved. Ordinance 20-2001 was also discussed and approved.

SALARY COMMITTEE MR. JIM LOCKER NO REPORT

SAFETY, HEALTH, AND SERVICE COMMITTEE. . . . MS. WINNIE WALKER NO REPORT

PUBLIC WORKS COMMITTEE. MR. JOEL DAY NO REPORT

ZONING & ANNEXATION COMMITTEE. MR. GEORGE HOUSTON NO REPORT

CONTACT COMMITTEE. MR. ART CICCONE

Reported that the Committee took under advisement the liquor permit request for Ikon, Inc., and approved it without holding a formal meeting.

SPECIAL COMMITTEE. MR. TOM LOCKER NO REPORT

VISITOR'S COMMENTS:

Virginia Burkholder, 555 Rankin Ct. S.W., New Philadelphia, presented a petition from residents of Rankin Ct. asking that their street be repaired. Merely paving it would not alleviate the problem that exists, it needs to be rebuilt.

Bill Heaton, 834 3rd St. S.E., New Philadelphia, said it was brought to the attention of residents in that area that there was a lot split behind 837 2nd St. The application was first rejected, and was later approved by the Zoning Board of Appeals. Two duplexes are to be built there, and the residents presented a petition against this because there are questions as to the right of way for the alley. Law Director Mike Johnson advised the residents they have 30 days to appeal the decision made by the Board of Zoning Appeals; however, Service Director Gary Espenschied

said the lot split was done over a year ago. Mr. Espenschied will check with the Law Director to determine what can be done.

Ella Slough, 616 Sandpiper, S.E., New Philadelphia, asked that a hole on East High Avenue and Beaver Avenue be filled in. She asked about changes being made at West High Ave. and Tuscarawas Ave., 4th St. and West High Ave., and Beaver Avenue and East High Avenue. She asked if the synchronization of the lights downtown has changed. She complained about the condition of a property on Ashwood Lane and 5th Dr. N.W., and asked if the Health Department would investigate. Council member Jim Locker said he went to that property, and it is a mess. Safety Director said a police officer on dayshift is working on this, and he has contacted Mr. Ullis in the Health Department. Ms. Slough asked why is the airport going to be used for races. President of Council Dave Johnson said that issue will be put into committee for review.

ORDINANCES AND RESOLUTIONS:

ORDINANCES:

20-2001 An ordinance by the Council of the City of New Philadelphia amending Ordinance 28-85 by altering the allocation of income from the Municipal Airport. (3rd Reading)

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

21-2001 An ordinance by the Council of the City of New Philadelphia to vacate Second Street NW from Wabash Avenue extending south to the south boundary of city property located at the New Philadelphia City Park, Tuscora Park and the north side of private residence located next to the city park on Second Street NW, New Philadelphia, Ohio, and declaring an emergency. (2nd Reading)

Public Hearing Scheduled for May 31, 2001 at 8:00 p.m.

Amended 22-2001 An ordinance by the Council of the City of New Philadelphia to increase the clothing allowance for police chief and fire chief for the annual anniversary year 2001 from \$600.00 to \$800.00 for the annual anniversary year 2002 and thereafter the clothing allowance for the fire chief and police chief shall revert to \$700.00 per year. (2nd Reading)

AT 8:00 P.M., COUNCIL ADJOURNED FROM REGULAR SESSION INTO PUBLIC HEARING TO DISCUSS ORDINANCE 16-2001.

Ordinance No. 16-2001 An ordinance by the Council of the City of New Philadelphia, to change the zoning from Industrial to Residential zone for a 1.21 acre tract of real estate located in the 800th block of Kaderly Street near the old Zimmer Patient Care building.

THERE BEING NO COMMENTS, FOR OR AGAINST, THE PUBLIC HEARING WAS CLOSED AT 8:02 P.M. COUNCIL RECONVENED INTO REGULAR SESSION AT 8:02 P.M.

READING OF ORDINANCES (CONT'D.):

16-2001 An ordinance by the Council of the City of New Philadelphia to change the zoning from Industrial to Residential zone for a 1.21 acre tract of real estate located in the 800th block of Kaderly Street near the old Zimmer Patient Care building. (4th Reading)

Motion to vote on passage made by Mr. Houston, seconded by Mr. Day. Roll call, 6 yeas, 1 nay (Ciconetti) ordinance passed.

24-2001 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) properly equipped motor vehicles for use in the Police Department in 2001, and declaring an emergency. (1st Reading)

Motion to suspend the rules made by Mr. Jim Locker, seconded by Mr. Tom Locker. Roll call, 2 yeas 5 nays (Cox, Day, Cicconetti, Houston, & Walker), suspension of rules failed.

25-2001 An ordinance amending and adjusting the permanent appropriations ordinance for the year 2001 and declaring an emergency. (1st Reading)

Motion to suspend the rules made by Ms. Cox, seconded by Mr. Cicconetti. 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.

RESOLUTIONS:

5-2001 A resolution declaring the necessity to request an advance of \$750,000.00 from the County Auditor on the June, 2001 real estate tax settlement, and declaring an emergency. (1st Reading)

6-2001 A resolution declaring the necessity to request an advance of \$250,000.00 from the County Auditor on the June, 2001 estate tax settlement, and declaring an emergency. (1st Reading)

AT 8:10 P.M. COUNCIL ADJOURNED INTO EXECUTIVE SESSION TO DISCUSS LAND ACQUISITION. COUNCIL RECONVENED INTO REGULAR SESSION AT 8:25 P.M.

OLD OR UNFINISHED BUSINESS:

Mayor Brodzinski acknowledged his Administrative Assistant Mary Jo Fragasse due to this being National Secretary's Week.

NEW BUSINESS: NONE

MOTION TO ADJOURN MADE BY MR. HOUSTON. MOTION PASSED. MEETING ADJOURNED AT 8:26 P.M.

CLERK OF COUNCIL _____

APPROVED May 14, 2001

PRESIDENT OF COUNCIL _____