

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON MAY 14TH, 2012 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  
MS. COLLEEN ESPENSCHIED  
MR. DAN LANZER  
MR. DARRIN LAUTENSCHLEGER  
MR. ROB MAURER  
MS. WINNIE WALKER  
MR. JOHN ZUCAL

PRESIDENT OF COUNCIL, SAM HITCHCOCK, ANNOUNCED SAFETY DIRECTOR, MR. GREG POPHAM, IS EXCUSED FROM TONIGHT'S COUNCIL MEETING.

MS. COX MOVED THAT WE ADD ORDINANCE 9-2012 TO THE AGENDA  
MS. ESPENSCHIED SECONDED THE MOTION.  
ROLL CALL, 7 YEAS, MOTION PASSED.

MS. ESPENSCHIED MADE A CORRECTION OF THE MINUTES.  
UNDER MAYOR'S REPORT/REQUEST TO COUNCIL DATED APRIL 23RD, 2012 (THE RIBBON CUTTING AND DEDICATION OF HOSPICE'S NEW FACILITY WAS SATURDAY, APRIL 14TH, 2012 NOT MAY 14, 2012)  
MS. ESPENSCHIED MADE A MOTION TO APPROVE THE MINUTES OF THE PREVIOUS SESSION HELD APRIL 23RD, 2012 AS CORRECTED.  
MS. COX SECONDED THE MOTION.  
ROLL CALL, 7 YEAS, MOTION PASSED.

CORRESPONDENCE . . . . . CLERK, PATRICIA MCKAY

1. Notice of CDBG Public Hearing Number 2 at 7:00 PM, Thursday, May 31, 2012 in Council Chambers
2. Notice of NRG Public Hearing Number 1 at 7:15 PM, Thursday, May 31, 2012 in Council Chambers
3. Mayor's Report/Request to Council dated May 14th, 2012
4. New Philadelphia Merchants & Artists Walk "Spring onto the Canvas" was held Saturday, May 12th, 2012 from 6:00 to 9:00 PM.
5. Public Works & Economic Development Committee Meeting Minutes dated April 9th, 2012
6. Planning Commission Meeting Minutes from April 10th, 2012
7. Mayor's Monthly Statement to Council for April 2012
8. New Philadelphia Fire Department April 2012 Month -End Summary
9. Auditor's Financial Statement for the Month of April 2012
10. Auditor's Monthly Statement of 2012 Revenue for the General Fund for April 2012
11. Notice of the New Philadelphia Memorial Day Program scheduled for May 28th, 2012 from Linus Kilchenman, Chairman of the New Philadelphia Veterans Coordinating Committee

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT/REQUEST.....MAYOR MICHAEL TAYLOR

The Mayor addressed the following:

About a month ago, the City of New Philadelphia was contacted by a producer of "Today in America".

- "Today in America" producers feel we are an excellent fit for their program with what our city has to offer in terms of higher education, the Performing Arts Center, our historical related sites and the beginning development in the Tech Park.
- We do not typically invest a lot of dollars in any type of formal marketing, but this is a good way to create some regional exposure for our city as well as to provide an additional video for our exclusive use to market ourselves through our website and other media.
- Having the credibility of this nationally televised show will be beneficial for employees and workers who might look to locate to our city.
- The Mayor will be signing a participation agreement that the Law Director has reviewed. Production will occur over the next 6 to 9 months. The standard fee for this is \$19,800 and the Finance Committee will be requested to appropriate that to our Economic Development Line in the Mayor's Budget. This appropriation

request will come through the Auditor's office. The Mayor said "he will not be signing the agreement until Council has approved the funding for that."

Mayor Taylor congratulated all the recipients of scholarships that were awarded through the Quaker Foundation recently. Over \$96,000 was invested in the youth from New Philadelphia high School who are furthering their educational pursuits.

The Mayor announced that we are in the process of finalizing details for Council to consider a Storm Sewer Project to help alleviate the flooding at five Points and benefit the fourth and West High flooding issues as well. The Mayor added last year we had a Committee of the Whole meeting over this topic and Diversified Engineering did come in. The Mayor reported that he and the Service Director have been working with Diversified Engineering and zeroed in on the proposal we want to make and the dollar amount for that.

The Mayor requested the Council President assign this issue to a Committee for Council's consideration as a 2013 Project. Acquiring sources of potential grants for this project must begin this year for funding next year.

The Mayor reported the annual Aultcare Wellness Health Fair for employees will be held in the next couple of weeks to start the new wellness year. The Health Fair is the first step in the employee/spouse incentive program funded by Aultcare to focus on our employee/spouse's health to improve their health and reduce our claims for health insurance which in turn is reflected in our premium costs.

On behalf of the Safety Director the Mayor reported that our three new police cruisers are now in service. In addition He reported that the Police Chief is home recovering from a medical procedure and in his absence, the department is under the direction of Detective Captain Mike Goodwin.

The Mayor announced that he will be on vacation the week of May 28th, 2012 leaving on Memorial Day and back in his office Monday, June 4th, 2012.

Question from Council Member John Zucal, Will "Today in America" release any DVDs on what will be aired on TV for marketing purposes?

The Mayor replied we will have exclusive rights as to what is broadcasted. (about a 5 minute presentation) We will have that in electronic format for anyone who wants it and we will have it put on our website.

President of Council, Sam Hitchcock assigned to Public Works & Economic Development Committee the Mayors Request for the Five Points Storm Sewer Project issue.

#### SERVICE DIRECTOR.....MR. JAMES ZUCAL

The Service Director reported on the following:

- The Service Director works almost daily with a representative of W. E. Quicksall Company, an Engineering firm preparing the CDBG Project in the 300 block of Ray Avenue NW. The project is a major improvement for the city.
- The Service Director attended a Municipal Bridge Program held by O.D.O.T. regarding city bridges and their safety inspections. We are going to have more stringent requirements to do inspections and update our information yearly so this can be held in a data base.
- The Service Director attended the Tree City USA Program April 24th, 2012 in Dover and announced the City of New Philadelphia has been named a Tree City USA for the 25th year.
- The Service Director reported the Mayor, Amy and he attended an Arbor Day celebration which was held at Starlight School. A tree was planted for some of the students. The planting of the tree fulfilled part of the obligation for Arbor Day and the Tree City USA requirement.
- The Service Director announced several small storm sewer projects will be started in the area to alleviate flooding and ponding of water.
- The Service Director reported Dominion East Ohio Project Superintendent contacts him daily. The project is progressing well. They are on schedule. There were only minor inconveniences in the area in regard to traffic. There have been very few complaints. The Service Director reported Dominion East Ohio is doing a great job and they want to satisfy the city.
- The Service Director reported the High Grass Issue in the city has been rather extensive this year; people are not fulfilling their obligation. Mr. Zucal reminded the media, grass cannot exceed the height of 12 inches in the city by New Philadelphia Ordinance. Amy Gilland sent out 35 letters to property owners who had a high grass issue. Of those 35 letters sent out, 10 properties have been mowed by a contractor. Six properties are on a rotation based on delinquent property owners. The bills are passed on to the County Treasurer on a lien. So the city does eventually get paid for those services. Mr. Zucal complimented Ms. Gilland for doing a great job.

#### AUDITOR.....MS. BETH GUNDY

The Auditor informed Council the audit for 2011 is complete. Ms. Gundy announced she is working with Rea & Associates on a final draft of the audit and management letter. Ms. Gundy announced no conference date has been set yet.

The Auditor requested rules be suspended for Ordinance 6-2012-FEMA Grant Award for the Fire Department and for passage of the ordinance tonight.

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

TREASURER . . . . .MR. DAVE JOHNSON.....NO REPORT

LAW DIRECTOR . . . . .MR. MARVIN FETE

The Law Director requested an Executive Session following the Legislation to discuss Personnel and Salary Issue.

Ms. Cox made a motion to go into an Executive Session after the Legislation to discuss Personnel and Salary Issue as the Law Director requested and Mr. Lanzer seconded the motion.

Roll call 7 yeas motion passed.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR MICHAEL TAYLOR

Mayor Michael Taylor announced the Planning Commission Meeting will meet Tuesday, June 12th, 2012 at 1:00 PM in Council Chambers pending an agenda item.

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

Mr. Zucal announced providing there is an agenda; the Board of Zoning Appeals will meet Tuesday, June 12th, 2012 at 5:00 PM in Council Chambers.

AIRPORT COMMISSION..... MR. JOHN ZUCAL

Mr. Zucal reported that the Airport Commission met May 8th, 2012 at 6:00 PM in the Airport Meeting Room Council members Ms. Colleen Espenschied, Mr. Dan Lanzer and Mr. John Zucal were in attendance.

Mr. Zucal reported there was a lengthy discussion on future planning issues that are arising again for the Airport.

The Mayor did report that the Airport Restaurant (Magoo's) is doing well. Magoo's did submit a list of repairs for the restaurant that were given to the Service Director to examine.

Mr. Zucal reported that Tuscarawas County Commissioner Kerry Metzger was in attendance and that Mr. Metzger announced at no point or time will the County look to get into the business of operating the Airport. There was a discussion of an opportunity for a possible private planning/funding for a new airport should the situation arise.

PARK BOARD..... MR. DARRIN LAUTENSCHLEGER.....NO REPORT

HEALTH BOARD.....MS. SANDY COX

Ms. Cox announced that the Health Board will meet Wednesday, May 16th, 2012 at 12:00 Noon at the Health Department.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE. . . . .MS. SANDY COX

Ms. Cox announced that the Finance Committee met this evening May 14th, 2012 at 7:00 PM.

- Item one: Proposed Ordinance 9-2012 which was added to the agenda tonight. The committee is asking that the rules be suspended and that it be passed tonight. The ordinance is in regard to the purchase of two Physio -Control Life Pak 15 Heart Monitor/Defibrillators and Accessories “It is the latest in state of the art technology for AEDS which detects abnormal or other life threatening heart conditions on a person monitors level of oxygen and carbon monoxide in blood and transfers information from the patient to the hospital prior to the patient arriving.
- Item two: a request from the Mayor in regards to the Mayor conference in June at Westlake needs an additional \$38.00 for his two night stay which was approved.
- Item three: Proposed Ordinance 8-2012 is on hold until further information is received from the administration.
- Item 4: The Auditor handed out MCO Report Card council reviewed the information deadline is May 25<sup>th</sup>, 2012. Ms. Gundy recommends continuing with current provider (Comp Management Health Systems)  
The Committee moved to continue with current provider.

Ms. Espenschied adjourned the meeting at 7:10 PM

President of Council, Sam Hitchcock assigned to the Finance Committee

The request form the Auditor for committee assignment for transfers of funds  
Transfer from the General to the Sidewalk Improvement, transfer from the General to the CDBG  
and transfer from the Cemetery Endowment to the Cemetery Operating.

**SALARY COMMITTEE .....MR. JOH N ZUCAL**

Mr. John Zucal announced that the Salary Committee will meet immediately following the regular session of Council in Council Chambers tonight.

**SAFETY HEALTH & SERVICE COMMITTEE . . . . .MR. ROB MAURER .....NO REPORT**

**PUBLIC WORKS & ECONOMIC DEVELOPMENT COMMITTEE. .MR. DARRIN LAUTENSCHLEGER**

Mr. Darrin Lautenschleger reported Resolution 7-2012 is up for 3<sup>rd</sup> reading this evening, due to the 2<sup>nd</sup> required public hearing on this piece of legislation is scheduled for May 31, 2012 at 7:00 PM we are unable to take any action on this tonight. We will just read for the 3<sup>rd</sup> reading.

**ZONING & ANNEXATION COMMITTEE .....MS. COLLEEN .....NO REPORT**

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

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

**VISITOR’S COMMENTS:**

Diane Lautenschleger, 250 Lewis Avenue NW, New Philadelphia, OH 44663  
New Philadelphia Business and Community Association, 126 East High Avenue, New Philadelphia, Ohio 44663  
Diane Lautenschleger, Administrative Director, of New Philadelphia Business and Community Association

Ms. Lautenschleger distributed a report to council “Fundamentals of an Organized Downtown Economic Development Program” with a flow chart attached “The Benefits of Merchants and Artists walk.”

Ms. Lautenschleger prepared this report for NPBCA, New Philadelphia City Council and New Philadelphia City Administration. The report shows the education and thought that goes into each and every project.

The overview of the report is to address the fundamental prescriptions and strategies for implementing a successful economic development program within a downtown Central Business District with the prescriptions outlined in the report remaining constant. Ms. Lautenschleger requested all to read the report.

If anyone should have questions please address Diane Lautenschleger.

Ms. Lautenschleger thanked everyone for their support and their time.

**READING OF ORDINANCES AND RESOLUTIONS:**

**ORDINANCES:**

6-2012 An ordinance authorizing the City of New Philadelphia, Ohio to accept a 2011 Fire Grant Project awarded by FEMA. The FEMA Grant Award for the New Philadelphia Fire Department will be a maximum of \$290,800.00 with the City of New Philadelphia contributing a local match of 10% of the project, or a maximum of \$29,080.00 and declaring an emergency. (2nd Reading)

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

Roll call, 7 yeas, rules suspended.

Motion to vote on passage made by Ms. Cox, seconded by Ms. Walker

Roll call, 7 yeas, Ordinance passed

7-2012 An ordinance by the Council of the City of New Philadelphia, Ohio, to trade in two (2) used backhoes for the purposes of purchasing a new backhoe for the New Philadelphia Water Department through the State Cooperative Purchasing Program for a price not to exceed \$75,000.00 and declaring an emergency. (2<sup>nd</sup> Reading)

9-2012 An ordinance by the Council of the City of New Philadelphia, Ohio, to purchase two (2) Physio-control Lifepak 15 Heart Monitor/Defibrillators and accessories through the State Cooperative Purchasing Program, State of Ohio Contract Purchasing Number 7765200508 for a price not to exceed \$77,000.00 and declaring an emergency. (1<sup>st</sup> Reading)

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

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

RESOLUTIONS:

- 7-2012 A resolution by the Council of the City of New Philadelphia, Tuscarawas County, Ohio, authorizing and directing the Mayor of the said City of New Philadelphia to act as the Signature Designee and to file an application for financial assistance under Title 1 of the Housing and Community Development Act of 1974 (PL 93-383) to the Ohio Department of Development, Division of Community Development, Office of Local Government Services. (3rd Reading)
- 9-2012 A resolution by the Council of the City of New Philadelphia, Tuscarawas County, Ohio, authorizing and directing the Mayor of the said City of New Philadelphia to act as the Signature Designee and to file an application for financial assistance under Title 1 of the Housing and Community Development Act of 1974 (PL 93-383) to the Ohio Department of Development, Division of Community Development, Office of Local Government Services. (2nd Reading)  
(Note: required application to the ODOD for FY 2012 Neighborhood Revitalization Funds.)

COUNCIL ADJOURNED FROM REGULAR SESSION INTO EXECUTIVE SESSION AT 7:59 PM  
AS REQUESTED BY THE LAW DIRECTOR, MARVIN FETE, TO DISCUSS PERSONNEL AND  
SALARY ISSUE. COUNCIL RECONVENED INTO REGULAR SESSION AT 8:04 PM.

UNFINISHED OR OLD BUSINESS:

NONE

NEW BUSINESS:

Council Member Zucal thanked all those who serving our County now, in the past and those that will serve in the future for protecting our freedoms.

President Sam R. Hitchcock requested all attend the New Philadelphia Memorial Day Services on the Square scheduled for May 28th, 2012.

The next Session of Council will be held Thursday, May 31st, 2012 at 7:30 PM in Council Chambers.

MOTION TO ADJOURN MADE BY MS. COX AT 8:05 PM

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

APPROVED \_\_\_\_\_

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