

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON MAY 29, 2003 AT 7:30 P.M. WITH PRESIDENT OF COUNCIL PRO TEM GEORGE HOUSTON PRESIDING. MR. HOUSTON 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 MAY 12, 2003 WERE APPROVED AS WRITTEN AND RECEIVED.

MR. HITCHCOCK MADE A MOTION TO ADD ORDINANCE 33-2003 TO TONIGHT'S AGENDA. MS. COX SECONDED THE MOTION. ROLL CALL, 7 YEAS, MOTION PASSED.

CORRESPONDENCE CLERK DIANE ROUDEBUSH

1. The Treasurer's Reconciliation for the period ending January 2003, February 2003, March 2003, and April 2003.
2. Special Committee meeting minutes of May 21, 2003.
3. Safety, Health, and Service Committee meeting minutes of May 12, 2003.
4. New Philadelphia Airport Commission meeting minutes of May 13, 2003.
5. Planning Commission meeting minutes of May 14, 2003.
6. A letter dated May 27, 2003 from Attorney Mike Johnson concerning the Tinker Annexation requesting that the issue of who will be responsible for the township road be assigned to Committee.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT MAYOR RON BRODZINSKI

Submitted a written report of the activities of his office from May 13 through May 29, 2003. Reported that he attended the open house for the new Toland-Herzig Funeral Home; open house for Amberwood Manor, formerly South Broadway Nursing Home; and a ceremony honoring Police Captain Joe Skinner and other police officers. Requested emergency passage tonight of Ordinance 33-2003, and yielded the floor to Roy Crawford of Quicksall & Assoc., who explained that passage of Ordinance 33-2003 is necessary to cover cost overruns on the South Broadway paving project. He said that the project is moving well, but costs are exceeding estimated figures. Mayor Brodzinski also yielded the floor to Greg Gurney of ODOT, who informed Council that ODOT is offering a low interest loan to the city for funding the overruns. Both Mr. Gurney and Mr. Crawford addressed concerns from Council on the project.

SERVICE DIRECTORMR. GARY ESPENSCHIED

Reported that he and Water Superintendent Kelly Ricklic visited the site of a clearwell being installed, so that they can be prepared for one to be installed in New Philadelphia. The project is being funded with a

grant and Issue II money. Reported that the WWTP project is ahead of schedule. Yielded the floor to Building Inspector Bill Richesson, who reported that he has been working on a property a 1305 5th Dr. NW, has been sending out letters pertaining to high grass, and checking on numerous building permits. Informed Council that work at the Twila Bernard property has stopped.

SAFETY DIRECTORMR. GREG POPHAM

Reported that the annual Police Auction was held May 23, and over \$5,000.00 was taken in.

AUDITORMS. BETH GUNDY

Requested emergency passage tonight of Ordinances 26-2003 and 32-2003.

TREASURERMR. MIKE TAYLOR

Submitted financial reports for January, February, March, and April, 2003, and said the Treasurer's office is up to date. Resolutions 11-2003, 12-2003, and 13-2003, in regards to reconciliation of the Treasurer and the Auditor, will be added to the agenda for the next Council meeting.

LAW DIRECTORMR. MIKE JOHNSON

Apologized for the lateness in getting Ordinance 33-2003 to Council members, but said he only talked to Mr. Gurney of ODOT the previous day to determine that the legislation was necessary. Requested an Executive Session to discuss pending litigation. Discussed the Tinker annexation and recommended that it be assigned to Committee. Mr. Houston will take this into the Zoning & Annexation Committee.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSIONMAYOR BRODZINSKI

Will meet June 11, 2003 at 1:00 p.m. in the Police Station Conference Room.

BOARD OF ZONING APPEALSMR. GARY ESPENSCHIED

Will meet June 3, 2003 at 5:00 P.M. in Council Chambers.

AIRPORT COMMISSIONMR. JIM LOCKER

Reported meeting May 13, 2002; however there was not a quorum present, so no action could be taken. Rents have been received from the Airport Restaurant and hangars.

PARK BOARDMR. ART CICONETTI NO REPORT

HEALTH BOARD.MS. SANDRA COX

Will meet June 11, 2003 at noon.

MAIN STREET REPRESENTATIVE MS. PAULINE WYRIE

Informed Council that Main Street received a state award for Best Imaging Organization. She reported that Art On The Square, held May 9 & 10, was very successful, and the TGIF concert series will begin June 6. She reported that 82 new flags and poles were placed in the downtown area over the Memorial Day Weekend. She commended Safety Director Greg Popham, Service Director Gary Espenschied, and General Services Fred Neff for obtaining additional parking spaces downtown.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE MS. SANDRA COX NO REPORT

Mr. Houston assigned Ordinance 30-2003.

SALARY COMMITTEE MR. JIM LOCKER NO REPORT

Mr. Houston assigned a letter from Municipal Court asking that the salary of Probation Officer Pete Toland be reviewed.

SAFETY, HEALTH, AND SERVICE COMMITTEE MR. SAM HITCHCOCK

Reported meeting tonight with labor/management of the Fire Department. Informed Council that the Summer Showcase, which opened at Tuscora Park on Memorial Day Weekend, is entering its 6th season, and the TGIF music programs will open in downtown New Philadelphia June 6.

PUBLIC WORKS COMMITTEE MR. JOEL DAY NO REPORT

ZONING & ANNEXATION COMMITTEE MR. GEORGE HOUSTON

Will meet June 3, 2003 at 6:00 p.m. to discuss natural gas suppliers in the city; Ordinance 27-2003, change of zoning at 430 Fair Avenue NW; and the Tinker annexation.

CONTACT COMMITTEE MR. ART CICCONE

Reported that the Bi-Centennial Committee will meet June 26, 2003 at 6:30 p.m. at the Geib Family Center.

SPECIAL COMMITTEE MR. ROB MAURER

Reported meeting May 21 to discuss group rating for the city's worker's compensation plan, Ordinance 26-2003. The Committee recommends passage tonight as an emergency.

VISITOR'S COMMENTS: NONE

ORDINANCES AND RESOLUTIONS:

ORDINANCES:

23-2003 An ordinance 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)

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

26-2003 An ordinance by the Council of the City of New Philadelphia, Ohio to authorize the New Philadelphia City Auditor to review group plans and enrollment for worker's compensation rating and to enter into contract with the lowest and best provider, and declaring an emergency. (2nd Reading)

Motion to suspend the rules made by Ms. Cox, seconded by Mr. Maurer. Roll call, 7 yeas, rules suspended.

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

- 27-2003 An ordinance by the Council of the City of New Philadelphia, Ohio to change zoning for property located at 430 Fair Avenue NW, New Philadelphia, Ohio from Residential to Office district, and declaring an emergency. (2nd Reading)
- 28-2003 An ordinance by the Council of the City of New Philadelphia, Ohio to authorize the City of New Philadelphia to enter into a mutual aid for police protection agreement with the City of Dover, and declaring an emergency. (1st Reading)
- 29-2003 An ordinance by the Council of the City of New Philadelphia, Ohio to increase the per diem charge for the New Philadelphia City jail inmates to \$45.00 per day, and declaring an emergency. (1st Reading)
- 30-2003 An ordinance by the Council of the City of New Philadelphia, Ohio to authorize the Mayor of the City of New Philadelphia to enter into a retail installment sale contract and security agreement with a fixed rate with New Holland Credit through Bakersville Garage, Inc. for the purchase of a New Holland Tractor and a New Holland Mower through the Ohio State Cooperative Purchasing Program, and declaring an emergency. (1st Reading)
- 31-2003 An ordinance to approve, adopt and enact the current replacement pages to the Codified Ordinances and declaring an emergency. (1st Reading)
- 32-2003 An ordinance amending and adjusting the permanent appropriations ordinance for the year 2003 and declaring an emergency. (1st Reading)

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

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

- 33-2003 An ordinance to authorize the Mayor of the City of New Philadelphia to make application for and complete all necessary documents to borrow the sum of \$192,250.00 from the Ohio Department of Transportation, State Infrastructure Bank to pay for cost over runs on the South Broadway Bridge Project within the City of New Philadelphia for the calendar year 2003, and declaring an emergency. (1st Reading)

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

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

RESOLUTIONS: NONE

AT 8:45 P.M. COUNCIL ADJOURNED INTO EXECUTIVE SESSION TO DISCUSS PENDING LITIGATION. COUNCIL RECONVENED INTO REGULAR SESSION AT 9:15 P.M.

OLD OR UNFINISHED BUSINESS: NONE

NEW BUSINESS:

Law Director suggested that a request for alley vacation on Logan Street N.E., which was approved by the Planning Commission, be assigned to the Zoning & Annexation Committee. Mr. Houston will look at this issue at his June 3 meeting.

MOTION TO ADJOURN MADE BY MS. COX. MOTION PASSED. MEETING ADJOURNED AT 9:16 P.M.

CLERK OF COUNCIL _____

APPROVED June 9, 2003

PRESIDENT OF COUNCIL _____