

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON JULY 9TH, 2012 WITH PRESIDENT OF COUNCIL SAM HITCHCOCK PRESIDING. MR. HITCHCOCK OFFERED A PRAYER AND ALL IN ATTENDANCE RECITED THE PLEDGE OF ALLEGIANCE.

PRESIDENT OF COUNCIL, SAM HITCHCOCK THANKED PRO TEM SANDY COX FOR PRESIDING OVER THE PREVIOUS SESSION OF COUNCIL, JUNE 25TH, 2012 WHILE HE WAS ON VACATION.

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

MS. COX MADE A MOTION TO ACCEPT TONIGHT'S AGENDA.

MR. ZUCAL SECONDED THE MOTION.

ROLL CALL, 7 YEAS, MOTION PASSED.

MS. ESPENSCHIED MADE A MOTION TO APPROVE THE MINUTES OF THE PREVIOUS REGULAR SESSION HELD JUNE 25TH, 2012. MS. WALKER SECONDED THE MOTION.

ROLL CALL, 7 YEAS, MOTION PASSED.

CORRESPONDENCE . . . . . CLERK, PATRICIA MCKAY

1. Mayor's Report/ Requests to Council dated July 9th, 2012
2. New Philadelphia Treasurer's Reconciliation for the period ending May 2012
3. New Philadelphia Treasurer's Summary of Transactions for the Checking Account for May 2012
4. New Philadelphia Fire Department May 2012 Month end Summary.
5. New Philadelphia Fire Department June 2012 Month end Summary.
6. Auditor's Monthly Statement of 2012 Revenue for the General Fund for the Month of June 2012
7. Auditor's Financial Statement for the Month of June 2012.
8. Mayor's Monthly Statement to Council for June 2012
9. New Philadelphia Public Works & Economic Development Committee Meeting Minutes for May 31, 2012 and June 25th, 2012.

ADMINISTRATIVE REPORTS:

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

Mayor Taylor addressed the following:

- The Mayor requested an Executive Session tonight at the conclusion of the Legislative portion of the agenda to discuss Collective Bargaining with all the unions.
- The Mayor announced that the Airport Commission Meeting scheduled for tomorrow night has been moved to Wednesday, July 11th, 2012 at 6:00 PM for the Airport Commission Members to have the opportunity to meet the new FAA Program Manager Irene Porter, who is anticipating being in New Philadelphia around 6:30 PM - 7:15 PM. Along with the Mayor, the Airport Consultant will be available to meet with Irene to apprise her of recent improvements and future challenges at the Airport. Council Members who would like to meet Ms. Porter are welcome to attend.
- The Mayor reported the City along with Prestige Creative Marketing is updating the Economic Development Video that has been on the City website since 2008. The Mayor announced "once this is done, we will have a current up to date Economic Development Video that can be accessed through our website for those interested in looking at our City."
- The Mayor announced he is putting on hold the moving forward with the "Today in America" segment. He will leave open the option of looking at that marketing tool again in the future.
- Mayor Taylor congratulated the First Town Days Committee, City workers and all the participants in last week's 35<sup>th</sup> First Town Days Festival. It was a successful event.

- Mayor Taylor Congratulated the City Slickers, softball team, who defeated County Terminators and followed that with handing the Dover Sluggers a defeat in the first meeting with our team. (The Mayor commended our star pitcher, Mr. Darrin Lautenschleger.) The City has retained possession of the rotating trophy with the County and proudly is also displaying the rotating trophy for the game with Dover.
- The Mayor announced collective bargaining will begin with our AFSMCE union on August 6th, 2012 as that process is completed then the City will move onto its other unions as well. The goal for negotiations will be to have the bargaining sessions completed before year end with all the unions and agreements as well. The Mayor will keep Council posted as the process progresses.
- The Mayor reminded Council that he will be calling a Special Meeting of Council for July 23rd, 2012 from 6:00 PM up to 7:00 PM, for the Airport Consultant and Airport Commission Members to inform Council of issues that need addressed and alternatives available to the City.

**SERVICE DIRECTOR.....MR. JAMES ZUCAL**

The Service Director reported on the following:

- The John Knisely Municipal Centre 3rd floor renovation is being performed by Benchmark Construction and is progressing well. The goal is to get that finished in about a month and have the rest of the Service Director’s Office upstairs. (Mapping and Data Technology and Building Permits.)
- The Service Director reported that CDBG Grant Project on Ray Avenue NW, Newcomer Concrete started today.
- The Service Director reported he and the Mayor had a discussion today about water usage with the recent heat. Mr. Zucal talked to Ed Wilson and he reported the department staff at the Water Plant is doing a great job. Mr. Wilson said they are maintaining the current water levels and have not impacted the wells. The EPA is happy with the pumping activity there and have assured the Service Director if anything changes he will be informed. The Service Director announced that we don’t have a sprinkling ban in place and we are not anticipating that right now. The Service Director reported, at this point, the Water Department is in good shape.

Council Member Ms. Cox inquired about the status of the “Moving Ohio Forward Grant”?

The Service Director stated that he talked to Jill Lengler at the County and there are some changes. There is an email; they might want legislation, a resolution to support the funding request. It changed, basically you have to fund the demolition then get reimbursed. The Service Director announced he will keep informed on that so he can have an answer Ms. Cox.

**AUDITOR . . . . .MS. BETH GUNDY.....NO REPORT**

**SAFETY DIRECTOR.....MR. GREG POPHAM**

The Safety Director reported on the following:

- The Safety Director report that he was informed today by the Fire Chief that once again we are the recipient of a \$3,000.00 Grant from the Ohio Department of Public Safety. The Safety Director reported that we have gotten this several times in the past and it is used for Training Equipment, Medical Equipment and etc.
- The Safety Director reported the Fire Department currently surpassed 1375 calls for this year.

Council Member Mr. JohnZucal questioned the Safety Director on a description of what is Citizen Complaint incident that was listed on the Fire Department Report.

Mr. Popham advised Mr. Zucal that the Fire Chief would be able to answer his question.

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

**LAW DIRECTOR . . . . .MR. MARVIN FETE.....NO REPORT**

**BOARD/COMMISSION REPORTS:**

**PLANNING COMMISSION.....MAYOR MICHAEL TAYLOR**

Mayor Taylor announced the Planning Commission did not meet in the month of July there was no agenda. The tentative date is August 14th, 2012 at 1:00 PM in Council Chambers pending an agenda.

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

Mr. Zucal announced the Board of Zoning Appeals will meet Tuesday, July 10th, 2012 at 5:00 PM in Council Chambers.

AIRPORT COMMISSION..... MR. JOHN ZUCAL

Mr. Zucal announced that the Airport Commission meeting has been changed. The meeting was moved from Tuesday July 10th, 2012 at 6:00 PM in the Airport Meeting Room to Wednesday July 11th, 2012 at 6:00 PM in the Airport Meeting Room.

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

President of Council, Sam Hitchcock, congratulated Mr. Lautenschleger for a job well done on the mound.

HEALTH BOARD.....MS. SANDY COX

Ms. Cox announced that the Health Board will meet Wednesday, July 18th, 2012 at 12:00 Noon at the Health Department.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE. ....MS. SANDY COX .....NO REPORT

SALARY COMMITTEE .....MR. JOHN ZUCAL

Mr. Zucal reminded members of Council that the Salary Committee is asking for suspension of rules and possible passage of Resolution 16-2012

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

Mr. Maurer reported that the Safety Health and Service Committee met his evening to discuss possible sale of two (2) used heavy trucks that are road worthy in the sanitation/recycle department.

- a) 1995 International Recycle Truck
- b) 1994 Ford Garbage Packer

The Service Director recommended advertising on GovDeals.com for the sale of the two used heavy trucks from the Sanitation/Recycle Department.

Mr. Maurer reported the committee gave their Blessing on the recommendation and requested that legislation authorizing the Service Director to advertise, receive bids and award bids for the sale be drawn up and passed as an emergency at the next Council Meeting.

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

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

CONTACT & SPECIAL COMMITTEE ..... MR. DAN LANZER

Mr. Lanzer reported that the Contact & Special Committee met this evening at 7:00 PM with 3 items to discuss:

- The first item for discussion: the newest versions of the Codified Ordinances provided by Walter Draine  
The Committee, reviewed the Codified Ordinances to make sure there were no problems, finding none, the committee voted 3 -0 to approve, adopt and enact the current replacement pages and requested that legislation be drawn up by the Law Director for our next Council meeting.
- Second item: a notice to Council from the Ohio Division of Liquor Control dated June 21st, 2012 to Riverview Hospitality Corp. DBA Hampton Inn, 1299 W. High Avenue, for a new D5A and asking objections be made no later than July 23rd, 2012.

Mr. Lanzer reported that the Committee did not have any objections to the permit and did not request a hearing for the notice and for it to be put before full council and voted on so the clerk could sign, date and return the notices to the Ohio Division of Liquor Control before July 23rd, 2012.

Ms. Cox moved that Council accept the recommendations of the Committee and the authorizing of the Clerk of Council to sign date and designate no reason to request a hearing and forward to the Ohio Division of Liquor Control the request for Riverview by July 23rd, 2012.

Mr. Zucal seconded the motion. Roll Call, 7 Yeas, Motion Passed

- Third item for discussion a notice to Council from the Ohio Division of Liquor Control dated June 13th, 2012 to S H A Petroleum, Inc, 162 South Broadway, New Philadelphia, Ohio 44663 for a TRFO C1 permit from HARSV Petroleum LLC, 162 South Broadway New Philadelphia, Ohio 44663 asking objections be made no later than July 16th, 2012.

Mr. Lanzer reported that the Committee did not have any objections to the permit and did not request a hearing for the notice and for it to be put before full council and voted on so the clerk could sign, date and return the notices to the Ohio Division of Liquor Control before July 16th, 2012.

Mr. Zucal moved that Council accept the recommendations of the Committee and the authorizing of the Clerk of Council to sign date and designate no reason to request a hearing. and forward to the Ohio Division of Liquor Control the request for S H A Petroleum, Inc, 162 South Broadway, New Philadelphia, Ohio 44663 for a TRFO C1 permit from HARSV Petroleum LLC, 162 South Broadway New Philadelphia, Ohio 44663 asking objections be made no later than July 16th, 2012.

Ms. Espenschied seconded the motion. Roll Call, 7 yeas, Motion Passed

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

VISITOR’S COMMENTS:

NONE.

READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCES:

NONE

RESOLUTIONS:

11-2012 A resolution by the Council of the City of New Philadelphia, Ohio to approve the transfer of \$50,000.00 from the Sanitation Fund (#219) to be transferred \$25,000.00 To the Water Operating Fund (#711) and \$25,000.00 To the Sewer Operating Fund (#713) for the 2012 Fiscal Year. (2<sup>nd</sup> Reading)

12-2012 A resolution by the Council of the City of New Philadelphia, Ohio to authorize and direct the Auditor of the City of New Philadelphia to transfer up to \$15,000.00 from the General Fund #101 to the Sidewalk Program Fund #285 and declaring an emergency. (3<sup>rd</sup> Reading)

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

13-2012 A resolution by the Council of the City of New Philadelphia, Ohio to authorize and direct the Auditor of the City of New Philadelphia to transfer up to \$25,000.00 from the General Fund #101 to the CDBG Fund #287 and declaring an emergency. (3<sup>rd</sup> Reading)

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

14-2012 A resolution by the Council of the City of New Philadelphia, Ohio to approve the transfer of up to \$7,500.00 from the Cemetery Endowment Fund (#812) to the Cemetery Operating Fund (#209) for the 2012 Fiscal Year. (3<sup>rd</sup> Reading)

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

16-2012 A resolution by the Council of the City of New Philadelphia, Ohio to enact a pay raise to all Crossing Guards, Park Security Personnel, Lifeguards and Seasonal Employees in the amount of 3.0% retroactive to when they began employment for the Calendar Year 2012 and declaring an emergency. (2<sup>nd</sup> Reading)

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

Motion to vote on passage made by Mr. Zucal, seconded by Mr. Lanzer

Roll call, 5 yeas, 2, nays (Ms. Cox and Ms. Walker) Resolution passed

Ms. Cox made a motion to go into an Executive Session after the Legislation to discuss and prepare for Collective Bargaining with all the unions as the Mayor requested and Mr. Zucal seconded the motion. Roll call 7 yeas motion passed.

COUNCIL ADJOURNED FROM REGULAR SESSION INTO EXECUTIVE SESSION  
AT 7:54 PM AS REQUESTED BY THE MAYOR, MICHAEL TAYLOR,  
TO DISCUSS AND PREPARE FOR COLLECTIVE BARGAINING WITH ALL THE UNIONS.  
COUNCIL RECONVENED INTO REGULAR SESSION AT 8:15 PM.

UNFINISHED OR OLD BUSINESS: .....NONE

NEW BUSINESS:

The Treasurer, Mr. Johnson informed Council that he had reported to the Safety Director a possible problem at an Intersection. The Safety Director looked into the issue immediately and presented Mr. Johnson with detailed information and possible solutions.

Mr. Johnson expressed appreciation for the research, time and the detailed information Mr. Popham had provided to him on the issue.

MOTION TO ADJOURN MADE BY MS. COX AT 8:16 PM

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

APPROVED

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