

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON JULY 27, 2009 AT 7:30 P.M. WITH PRESIDENT OF COUNCIL JOEL DAY PRESIDING. MR. DAY OFFERED A PRAYER, AND ALL IN ATTENDANCE RECITED THE PLEDGE OF ALLEGIANCE.

COUNCIL MEMBERS IN ATTENDANCE: MR. ROBERT CONNER
MS. SANDY COX
MS. COLLEEN ESPENSCHIED
MR. DARRIN LAUTENSCHLEGER
MR. JIM LOCKER
MR. ROB MAURER
MS. WINNIE WALKER

MS. COX MADE A MOTION TO ADD RESOLUTION 16-2009 TO TONIGHT'S AGENDA. MR. CONNER SECONDED THE MOTION. ROLL CALL, 7 YEAS, MOTION PASSED. MS. COX MADE A MOTION TO ACCEPT TONIGHT'S AGENDA. MR. LOCKER SECONDED THE MOTION. ROLL CALL, 7 YEAS, MOTION PASSED.

MS. WALKER MADE A MOTION TO APPROVE THE MINUTES OF THE JULY 13, 2009 COUNCIL MEETING. MS. COX SECONDED THE MOTION. ROLL CALL, 7 YEAS, MOTION PASSED.

CORRESPONDENCE CLERK DIANE ROUDEBUSH

1. The June 2009 Month End Summary of the New Philadelphia Fire Department.
2. Finance Committee meeting minutes of July 13, 2009.
3. A notice from the Ohio Division of Liquor Control requesting a D5I and D6 permit to New Philadelphia 601 Inc., dba Tlaquepaque Mexican Restaurant, 601 Wabash Ave., NW, New Philadelphia, and asking that objections be made no later than August 20, 2009.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT.....MAYOR MIKE TAYLOR

Requested that Mr. Day set a caucus meeting to hear Auditor Beth Gundy's evaluation and interpretation of the financial position of the city. Congratulated Chrysalis Counseling Center on their new location on West High Avenue. Reported that he and Assistant Service Director Amy Gilland recently attended a grant workshop put on by ODOT. Reported that he is working to formulate a recommendation to choose a company to conduct a utility rate and billing study, establish a uniform format to assist in recommending utility rates charges, and to develop a five year capital plan for these departments. He will forward his recommendation to the Public Works Committee. Reported that OMEGA has formed a Broadband Committee to follow and understand funding that may be available for the OMEGA ten county region, and announced that he has appointed Gary Little, Executive Director of the CIC to be the City's representative.

SERVICE DIRECTOR MR. JIM ZUCAL

Reported that the ramp rehabilitation project at the airport is progressing well, the JKMC pillar replacement project will begin August 3, and the 2009 CDBG project is underway. Submitted a written report provided by Cemetery Superintendent Keith Limbacher for the first half of 2009. Reported that the paving project will begin sometime in August. Informed everyone that there are still funds available for sidewalk replacement.

SAFETY DIRECTOR.....MR. GREG POPHAM

Reported that David Morris has been hired as a patrolman in the Police Department.

AUDITOR. MS. BETH GUNDY NO REPORT

TREASURER MR. DAVE JOHNSON NO REPORT

LAW DIRECTOR MR. MIKE JOHNSON

Informed Council that Judge O’Farrell has ruled against the city in the geothermal suit filed by Simpson Heating and Cooling. Reported that O Holly Corporation has been ordered to deposit the monthly rent from the Perfect Landing to the Clerk of Courts beginning August 1, while the lawsuit continues. Reported that he continues to work on the Codified Ordinance update for Mr. Conner.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR MIKE TAYLOR

Reported that there was no meeting in July, and the next meeting is scheduled for August 11 at 1:00 P.M. in Council Chambers, pending an agenda.

BOARD OF ZONING APPEALS MR. JIM ZUCAL

Will meet August 11, 2009 at 5:00 P.M. in Council Chambers.

AIRPORT COMMISSION.....MR. JIM LOCKER NO REPORT

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

HEALTH BOARD.....MS. SANDY COX

Will meet August 19, 2009 at noon in the Health Department.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE. MS. SANDY COX

Reported meeting tonight to discuss the annual police auction on August 19. Resolution 16-2009 is before Council tonight, and emergency passage requested. The Committee also briefly discussed services for Smart Bill. The Committee will review this again in the future when Water Superintendent Kelly Ricklic can be in attendance. Mr. Day assigned funding for this year’s paving program.

SALARY COMMITTEE MR. JIM LOCKER NO REPORT

SAFETY, HEALTH, AND SERVICE COMMITTEE ... MR. ROB MAURER NO REPORT

Mr. Day assigned the Police Chief’s request to review Codified Ordinance Chapter 549.12 (c).

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

ZONING & ANNEXATION COMMITTEE MS. COLLEEN ESPENSCHIED NO REPORT

Mr. Day assigned a request by Gary Lawver for plat approval on Kelly St. NW.

CONTACT & SPECIAL COMMITTEE MR. ROBERT CONNER NO REPORT

Mr. Day assigned the liquor license request on Wabash Ave. NW.

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

VISITOR'S COMMENTS: NONE

READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCES:

23-2009 An ordinance amending and adjusting the permanent appropriations for the year 2009, and declaring an emergency. (3rd Reading)

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

25-2009 An ordinance amending and adjusting the permanent appropriations for the year 2009, and declaring an emergency. (1st 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. Locker. Roll call, 7 yeas, ordinance passed.

RESOLUTIONS:

11-2009 A resolution by the Council of the City of New Philadelphia, Ohio to amend the New Philadelphia Enterprise Zone, and declaring an emergency. (3rd Reading)

Motion to vote on passage made by Mr. Conner, seconded by Mr. Maurer. Roll call, 7 yeas, resolution passed.

16-2009 A resolution by the Council of the City of New Philadelphia to authorize the New Philadelphia Police Department to hold the annual police auction on August 19, 2009 at 5:00 P.M., and declaring an emergency. (1st Reading)

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

Motion to vote on passage made by Ms. Espenschied, seconded by Mr. Conner. Roll call, 7 yeas, resolution passed.

17-2009 A resolution declaring the necessity to request an advance of \$850,000.00 from the County Auditor on the July, 2009 real estate tax settlement, and declaring an emergency. (1st Reading)

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

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

18-2009

A resolution by the Council of the City of New Philadelphia, Ohio to transfer funds from the General Fund (101) to the Cemetery Operating Fund (209) to supplement cash needed to fund current operations, and declaring an emergency. (1st Reading)

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

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

19-2009

A resolution by the Council of the City of New Philadelphia, Ohio to transfer funds from the Sewer Improvement Fund (319) to the Sewer Operating Fund (#713) to supplement cash needed to fund current operations, and declaring an emergency. (1st Reading)

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

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

UNFINISHED OR OLD BUSINESS: NONE

NEW BUSINESS:

Mr. Day scheduled a Caucus session of council for August 10, 2009 at 6:00 P.M. to hear a report from Auditor Beth Gundy on the financial condition of the city.

MOTION TO ADJOURN MADE BY MS. COX. MEETING ADJOURNED AT 7:59 P.M.

CLERK OF COUNCIL _____

APPROVED August 10, 2009

PRESIDENT OF COUNCIL _____

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