

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON AUGUST 9, 2004 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: MS. SANDRA COX
MR. BILL ELLWOOD
MR. SAM HITCHCOCK
MR. GEORGE HOUSTON
MR. DARRIN LAUTENSCHLEGER
MR. JIM LOCKER
MR. ROB MAURER

MS. COX MADE A MOTION TO ADD ORDINANCE 39-2004 TO TONIGHT'S AGENDA. MR. HITCHCOCK SECONDED THE MOTION. ROLL CALL, 7 YEAS, MOTION PASSED.

THE MINUTES OF JULY 26, 2004 WERE APPROVED AS WRITTEN AND RECEIVED.

CORRESPONDENCE CLERK DIANE ROUDEBUSH

1. Mayor's Monthly Statement to Council for July 2004.
2. Public Works & Economic Development Committee meeting minutes of July 19, 2004.
3. The Treasurer's Reconciliation for the period ending July 2004.
4. The Treasurer's Summary of Transactions for the General Checking Account for July 2004.
5. The Treasurer's Statement of Transactions of all New Philadelphia City funds for July 2004.
6. The Auditor's Monthly Statement of Revenue for the General Fund for July 2004.
7. The Auditor's Financial Statement for July 2004.
8. Airport Commission meeting minutes of July 13, 2004.
9. New Philadelphia Police Monthly Activity Report for July 2004.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT MAYOR RON BRODZINSKI

Submitted a written report of the activities of his office from July 27 through August 9, 2004. Congratulated Greer Steel for their addition of new equipment at their facility. Congratulated the Train Festival Committee for the fine festival held recently. Reported that he attended the Solid Waste District meeting, and they hope to have a revised plan soon. Congratulated everyone who took part in the Bicentennial Birthday Picture and Party, and especially thanked Nancy Johnson and Joan Johnson, who coordinated the event. Reported that the Farmer's Market is underway at Tuscora Park. Congratulated Vincenzo's Italian Grille for their new opening on Front St. SW. Reported that he attended an award ceremony for the 1485th Transportation Company at Dover High School. Reported that he will be attending the Grand Opening on Thursday August 12 for the new Goody's Store at New Towne Mall.

SERVICE DIRECTORMR. GARY ESPENSCHIED

Yielded the floor to General Services Superintendent Fred Neff, who updated Council on the paving project for this year, and provided the paving list to all council members. Reported that he will be meeting Tuesday, August 10 with representatives of FEMA to discuss recent flooding in the northeast section of the city.

SAFETY DIRECTORMR. GREG POPHAM NO REPORT

AUDITOR MS. BETH GUNDY

Requested approval tonight of her July reports.

TREASURER MR. MIKE TAYLOR

Requested that his July reports be approved, along with those of the Auditor. Ms. Cox made a motion to approve the Treasurer's and Auditor's Reports. Mr. Locker seconded the motion. Roll call, 7 yeas, motion passed.

LAW DIRECTOR MR. MIKE JOHNSON

Informed Council that Ordinance 39-2004 must be amended tonight, because action taken at the last council meeting was not effective. He reminded Council that this ordinance must be passed and forwarded to the Board of Elections by August 19 to be on the November General Election Ballot.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION MAYOR BRODZINSKI

Reported that the August meeting was cancelled because of lack of business.

BOARD OF ZONING APPEALS MR. GARY ESPENSCHIED

Reported meeting August 3. Five variances were granted, and 3 were denied.

AIRPORT COMMISSION MR. JIM LOCKER

Will meet August 10, 2004 at 6:00 P.M. at the Airport.

PARK BOARD MR. DARRIN LAUTENSCHLEGER

Reported that the Board is in summer recess until September.

HEALTH BOARD. MS. SANDRA COX

Will meet August 10, 2004 in the Health Department at noon.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE. MS. SANDRA COX NO REPORT

SALARY COMMITTEE MR. JIM LOCKER NO REPORT

SAFETY, HEALTH, AND SERVICE COMMITTEE MR. SAM HITCHCOCK NO REPORT

PUBLIC WORKS & ECONOMIC DEVELOPMENT COMMITTEE. MR. ROB MAURER

Reported meeting tonight to discuss Ordinance 38-2004. The ordinance has been tabled, and the Committee will schedule another meeting in the future. Also discussed was Ordinance 45-2004, which was approved by Committee.

ZONING & ANNEXATION COMMITTEE. MR. GEORGE HOUSTON

Reported meeting tonight to discuss Ordinance 41-2004, Ordinance 43-2004, Ordinance 46-2004, and a request by Dave & Beth Rose on State Route 39 for a right of way approval. All items were approved by Committee.

CONTACT & SPECIAL COMMITTEE MR. BILL ELLWOOD NO REPORT

Mr. Johnson assigned a letter from Robert Knauss requesting review of landscaping and signs at Franklin Square.

PARKS & CEMETERY COMMITTEE MR. DARRIN LAUTENSCHLEGER

Reported meeting tonight to discuss Resolution 25-2004 and Ordinance 47-2004. The Committee voted to recommend that Resolution 25-2004 be brought before council for approval. The Committee will take some time to review Ordinance 47-2004, and Mr. Lautenschleger scheduled another meeting for August 23 at 6:30 p.m.

VISITOR’S COMMENTS:

Ella Slough, 616 Sandpiper, S.E., New Philadelphia, asked if it is possible to obtain money from other municipalities for the use of the K9 unit. Mr. Johnson said it is a mutual aid and no compensation is received. If equipment is used, damaged or destroyed, money is received for replacement. Ms. Slough said she is concerned if there is adequate police and fire coverage, since additional annexations are approved, and the city grows.

READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCES:

39-2004 An ordinance amending Sections 3 and 4 of Ordinance No. 3283 providing for an increase of one-half percent (1/2%) in the existing income tax levied by the City of New Philadelphia, effective January 1, 2005 and continuing until revoked, to provide funds for general municipal operations, maintenance, new equipment, extension and enlargement of municipal services and facilities and capital improvements, and declaring an emergency. (4th Reading)

Motion to amend made by Ms. Cox, seconded by Mr. Lautenschleger. Roll call, 7 yeas, ordinance amended.

Ms. Cox made a motion to table Ordinance 39-2004. Mr. Lautenschleger seconded the motion. Roll call, 7 yeas, ordinance tabled.

40-2004 An ordinance to accept the application by R & B Venture LLC for the annexation of certain territory in Goshen Township, Tuscarawas County, Ohio, and to establish Residential zoning of the same. (3rd Reading)

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

41-2004 An ordinance to accept the application by S.S.T. Enterprises for the annexation of certain territory in Goshen Township, Tuscarawas County, Ohio, and to establish Business zoning of the same. (1st Reading)

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

Motion to vote on passage made by Mr. Houston, seconded by Mr. Hitchcock. Roll call, 7 yeas, ordinance passed.

42-2004 An ordinance by the Council of the City of New Philadelphia to enact Section 1167.12 of the Codified Ordinances of the City of New Philadelphia to prohibit location of sign within fifteen (15) feet from the property line frontage in a Business Zone Type B District, and declaring an emergency. (2nd Reading)

43-2004 An ordinance by the Council of the City of New Philadelphia, Ohio accepting the Goshen Glens Subdivision Phase I plat, and declaring an emergency. (2nd Reading)

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

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

44-2004 An ordinance amending and adjusting the permanent appropriations ordinance for the year 2004 and declaring an emergency. (1st Reading)

Mr. Johnson assigned this to the Finance Committee.

45-2004 An ordinance by the City of New Philadelphia to authorize City participation in the ODOT resurfacing of State Route 416 and South Broadway, and declaring an emergency. (1st Reading)

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

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

46-2004 An ordinance by the Council of the City of New Philadelphia, Ohio accepting the Rutledge Gate Phase I plat, and declaring an emergency. (1st Reading)

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

Motion to vote on passage made by Mr. Houston, seconded by Mr. Ellwood. Roll call, 7 yeas, ordinance passed.

47-2004 An ordinance by the Council of the City of New Philadelphia to authorize the Mayor of the City of New Philadelphia to enter into an agreement among the City of New Philadelphia, the New Philadelphia School Board and the Tuscarawas County Central Catholic High School for use of Quaker Stadium, and declaring an emergency. (1st Reading)

RESOLUTIONS:

23-2004 A resolution declaring the necessity of an election on the question of approving the passage of amending Ordinance No. 3283, as amended, providing for an increase of one-half percent (1/2%) in the existing income tax levied by the City of New Philadelphia, effective January 1, 2005 and continuing until revoked to provide funds for general municipal operations, maintenance, new equipment, extension and enlargement of municipal services and facilities and capital improvements, and declaring an emergency. (4th Reading)

Motion to amend made by Ms. Cox, seconded by Mr. Lautenschleger. Roll call, 7 yeas, resolution amended

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

25-2004 A resolution by the Council of the City of New Philadelphia, Ohio to authorize and allow the New Philadelphia Board of Education to change the name of New Philadelphia Quaker Stadium, and declaring an emergency. (1st Reading)

27-2004 A resolution by the Council of the City of New Philadelphia, Ohio to terminate the Tuscarawas County Tax Incentive Agreement No. 214-00-01 between the City of New Philadelphia and Marsh Industries as recommended by the Tuscarawas County Incentive Review Council, and declaring an emergency. (2nd Reading)

28-2004 A resolution by the Council of the City of New Philadelphia, Ohio to transfer funds from the Economic Development Fund (#250) to the CDBG Fund (#287) to supplement cash needed to fund current operations, and declaring an emergency. (1st Reading)

Mr. Johnson assigned this to the Finance Committee.

29-2004 A resolution by the Council of the City of New Philadelphia, Ohio to create a new fund to be known as FEMA Fund (#290) and declaring an emergency. (1st Reading)

Mr. Johnson assigned this to the Finance Committee.

30-2004 A resolution by the Council of the City of New Philadelphia, Ohio to create a new fund to be known as High-Tech Park Fund #450, and declaring an emergency. (1st Reading)

Mr. Johnson assigned this to the Finance Committee.

31-2004 A resolution by the Council of the City of New Philadelphia, Tuscarawas County, Ohio approving and adopting the Community Housing Improvement Strategy for the time period of September 1, 2004 to August 31, 2009, and declaring an emergency. (1st Reading)

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

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

OLD OR UNFINISHED BUSINESS:

Mr. Johnson said he has seen the Bicentennial Birthday Picture, and it is wonderful. It is on display at the Visitors & Convention Bureau, and he advised everyone to stop and take a look at it.

NEW BUSINESS:

Ms. Cox scheduled a meeting for Monday, August 23 at 7:00 P.M. to discuss all matters assigned to her tonight.

Mayor Brodzinski informed everyone that the Bicentennial Postcard Book is on sale for \$19.95 and can be purchased at the Daily Grind, Dayspring Christian Store, and hopefully at the Municipal Building.

Mr. Lautenschleger scheduled a meeting for Monday August 23 at 6:30 P.M.

MOTION TO ADJOURN MADE BY MR. HOUSTON. MEETING ADJOURNED AT 8:17 P.M.

CLERK OF COUNCIL _____

APPROVED August 23, 2004

PRESIDENT OF COUNCIL _____