

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON AUGUST 23, 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

THE MINUTES OF AUGUST 9, 2004 WERE APPROVED AS WRITTEN AND RECEIVED.

CORRESPONDENCE CLERK DIANE ROUDEBUSH

1. Public Works and Economic Development meeting minutes of August 9, 2004.
2. Zoning & Annexation Committee meeting minutes of August 9, 2004.
3. Special Committee meeting minutes of August 9, 2004.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT MAYOR RON BRODZINSKI ABSENT

In the Mayor's absence, a written report of the activities of his office from August 10 through 23, 2004 was submitted.

SERVICE DIRECTORMR. GARY ESPENSCHIED

Reported that bids were opened August 17 for the CDBG storm sewer project on 3rd Dr. N.W. and Kaderly N.W. and will be awarded soon.

Mr. Maurer made a motion to take Ordinance 38-2004 off the table and added to tonight's agenda. Mr. Houston seconded the motion. Roll call, 7 yeas, motion passed.

SAFETY DIRECTORMR. GREG POPHAM

Requested that Mr. Johnson assign Codified Ordinance 1131 and 1141 to Committee, as requested by Fire Chief Jamie Snyder.

AUDITOR MS. BETH GUNDY NO REPORT

TREASURER MR. MIKE TAYLOR

Reported that he continues to encourage city employees to take advantage of payroll direct deposit. Informed Council that interest rates are slowly starting to go up

LAW DIRECTORMR. MIKE JOHNSON

Urged passage of Ordinance 42-2004. Explained Ordinance 47-2004 and Resolutions 25-2004 and 27-2004.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION MAYOR BRODZINSKI ABSENT

Will meet September 8, 2004 at 1:00 p.m. in Council Chambers.

BOARD OF ZONING APPEALS MR. GARY ESPENSCHIED

Will meet September 7, 2004 at 5:00 p.m. in Council Chambers.

AIRPORT COMMISSION MR. JIM LOCKER

Reported meeting August 10. The Commission recommended that a Council Committee be requested to review possible hangar rent increases, since they have not changed for five years. As part of the New Philadelphia Bicentennial Celebration, a fly-in pancake breakfast will be held September 5. Additional activities are planned.

PARK BOARD MR. DARRIN LAUTENSCHLEGER

Reported meeting August 18. A request was approved for a Market Day Celebration to be held at the park on October 16, as part of the New Philadelphia Bicentennial Celebration. Park Director Rod Miller reported that park revenue for June & July was outstanding, with August being slightly lower because of the weather. Use of the ball fields will be reviewed. The next meeting will be September 22, 2004 at 7:00 P.M.

HEALTH BOARD. MS. SANDRA COX

Will meet September 8, 2004 in the Health Department at noon.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE. MS. SANDRA COX

Will meet immediately following Council's regular session tonight to review several issues. Reported that the next Bicentennial Meeting will be August 26, 2004 at 6:30 P.M. in Council Chambers.

SALARY COMMITTEE MR. JIM LOCKER NO REPORT

Mr. Johnson assigned the request by the Airport Commission to review hangar rent.

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

Mr. Johnson assigned the request by Fire Chief Jamie Snyder to review Codified Ordinance Chapters 1131 and 1141.

PUBLIC WORKS & ECONOMIC DEVELOPMENT COMMITTEE. . . MR. ROB MAURER . . . NO REPORT

ZONING & ANNEXATION COMMITTEE. MR. GEORGE HOUSTON NO REPORT

CONTACT & SPECIAL COMMITTEE MR. BILL ELLWOOD

Will meet September 13 to review bid criteria, signage at Franklin Square.

PARKS & CEMETERY COMMITTEE MR. DARRIN LAUTENSCHLEGER

Reported meeting tonight to discuss a lease agreement for use of Quaker Stadium between the New Philadelphia Schools and Tuscarawas Central Catholic School. The Committee approved the request. Mr. Lautenschleger informed Council that a petition of approximately 50 signatures was presented tonight by residents opposing the name change to Woody Hayes Quaker Stadium. A letter of support for the name change was also received.

VISITOR’S COMMENTS:

Ella Slough, 616 Sandpiper, S.E., New Philadelphia, asked about the needed roof repair at the airport. Mr. Locker said bids will be taken for roof repair.

READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCES:

38-2004 An ordinance authorizing a request to the Ohio Board of Building Standards to certify the City of New Philadelphia to exercise enforcement authority in accordance with the Ohio Basic Building Code with the condition that the Tuscarawas County Building Department perform all inspections, and authorizing an agreement for such enforcement between the City of New Philadelphia and Tuscarawas County, Ohio. (4th Reading)

Motion to vote on passage made by Mr. Maurer, seconded by Mr. Lautenschleger. Mr. Maurer said he supports this ordinance because area contractors are in favor of having local control. Ms. Cox she has spoken to several people, including architects, who are against this ordinance. She has spoken to state officials, and she thinks passing this ordinance would be a mistake. Mr. Houston said he was concerned about liability initially, but he has experienced problems with the state level, and he thinks it would be much better to have someone locally to help with problems. He also said there is an escape clause, so the city can opt out whenever they wish. Mr. Hitchcock said he would like to have heard from area contractors, and he still has some questions, but he agrees with having local control, so he supports its passage. Roll call, 4 yeas 3 nays (Ellwood, Locker, & Cox), ordinance passed.

42-2004 An ordinance by the Council of the City of New Philadelphia to enact Section 1167.13 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. (3rd Reading)

Motion to vote on passage made by Mr. Lautenschleger, seconded by Mr. Houston. 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. (2nd Reading)

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. (2nd Reading)

Motion to suspend the rules made by Mr. Lautenschleger, seconded by Mr. Ellwood. Roll call, 6 yeas 1 nay (Houston), rules suspended.

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

RESOLUTIONS:

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 to Woody Hayes Quaker Stadium, Ohio, and declaring an emergency. (2nd 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 Tax Incentive Review Council, and declaring an emergency. (3rd Reading)

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

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. (2nd Reading)

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. (2nd Reading)

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. (2nd Reading)

32-2004 A resolution by the Council of the City of New Philadelphia, Ohio to permit Mr. And Mrs. Dave Rose access to the rear of their property along State Route 39 over the former railroad ground now owned by the City of New Philadelphia, Ohio, and declaring an emergency. (1st Reading)

OLD OR UNFINISHED BUSINESS: NONE

NEW BUSINESS: NONE

MOTION TO ADJOURN MADE BY MR. HOUSTON. MEETING ADJOURNED AT 8:10 P.M.

CLERK OF COUNCIL _____

APPROVED September 13, 2004

PRESIDENT OF COUNCIL _____