

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON OCTOBER 23, 2006 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: MR. ROBERT CONNER  
MS. SANDY COX  
MR. JIMMY EICHEL  
MR. DARRIN LAUTENSCHLEGER  
MR. ROB MAURER

COUNCILMEN JIM LOCKER AND GEORGE HOUSTON WERE ABSENT.

MR. LAUTENSCHLEGER MADE A MOTION TO REMOVE ORDINANCE 40-2006 FROM TONIGHT'S AGENDA. MS. COX SECONDED THE MOTION. ROLL CALL, 5 YEAS, MOTION PASSED. MR. JOHNSON ASSIGNED ORDINANCE 40-2006 TO THE PUBLIC WORKS COMMITTEE.

THE MINUTES OF OCTOBER 9, 2006 WERE APPROVED AS WRITTEN AND RECEIVED.

CORRESPONDENCE . . . . . CLERK DIANE ROUDEBUSH

1. A notice from the Ohio Division of Liquor Control requesting a D5I permit to Texas Roadhouse Holdings LLC, DBA Texas Roadhouse, 120 Bluebell Dr. NW, New Philadelphia, Ohio 44663, and asking that objections be made no later than 11/13/06.
2. Planning Commission meeting minutes of October 11, 2006.
3. New Philadelphia Fire Department Type of Alarm Report for September 2006.

Mr. Conner scheduled a meeting for October 23 at 9:00 A.M. to discuss the liquor request for the Texas Roadhouse.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT . . . . . MAYOR RON BRODZINSKI . . . . . ABSENT

Submitted a written report of the activities of his office from October 9 through October 23, 2006. In the absence of Mayor Brodzinski, Service Director Gary Espenschied relinquished the floor to Marcia Bryan of ACE (Advocacy, Choices and Empowerment), which assists those dealing with mental illness. Ms. Bryan presented a video outlining the services provided by ACE.

SERVICE DIRECTOR . . . . . MR. GARY ESPENSCHIED

Reported that he is reviewing the water/sewer rates to determine if an increase is necessary. Informed Council that he attended the American Waterworks Conference last week and received his credit hours necessary for his water license.

SAFETY DIRECTOR . . . . . MR. GREG POPHAM . . . . . ABSENT . . . . . NO REPORT

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

TREASURER . . . . . MR. MIKE TAYLOR . . . . . NO REPORT

LAW DIRECTOR . . . . . MR. MIKE JOHNSON . . . . . ABSENT . . . . . NO REPORT

MAIN STREET . . . . . MS. JESSICA KOPELWITZ . . . . . ABSENT . . . . . NO REPORT

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION . . . . . MAYOR RON BRODZINSKI . . . . . NO REPORT

BOARD OF ZONING APPEALS . . . . . MR. GARY ESPENSCHIED

Will meet November 14, 2006 at 5:00 P.M.

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

PARK BOARD . . . . . MR. DARRIN LAUTENSCHLEGER

Reported that the Board met October 18, but lacked a quorum.

HEALTH BOARD . . . . . MS. SANDY COX

Will meet Wednesday, November 8, 2006 at noon in the Health Department.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE . . . . . MS. SANDY COX

Reported meeting tonight to discuss Ordinance 38-2006. The Committee approved the ordinance, and passage recommended whenever sufficient council members are present.

SALARY COMMITTEE . . . . . MR. JIM LOCKER . . . . . ABSENT . . . . . NO REPORT

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

PUBLIC WORKS COMMITTEE . . . . . MR. DARRIN LAUTENSCHLEGER . . . . . NO REPORT

ZONING & ANNEXATION COMMITTEE . . . . . MR. GEORGE HOUSTON . . . . . ABSENT . . . . . NO REPORT

SPECIAL/CONTACT COMMITTEE . . . . . MR. ROBERT CONNER

Reported meeting October 16 to discuss the liquor transfer request for the Army-Navy Garrison. The Committee recommends that a request for a Public Hearing be made to the Ohio Division of Liquor Control.

PARKS & CEMETERY COMMITTEE . . . . . MR. JIMMY EICHEL

Reported meeting October 19 to discuss a request for a gaming parlor in New Philadelphia. The Committee is awaiting a ruling by the State to determine whether these are games of skill or games of chance.

VISITOR'S COMMENTS:

Tom Strickling, 319 Fair Ave., New Philadelphia, asked what areas of the city would allow for gaming parlors, should they be permitted. Mr. Eichel said rules and guidelines governing gaming would be established before it would be allowed.

READING OF ORDINANCES & RESOLUTIONS:

ORDINANCES:

38-2006        An ordinance amending and adjusting the permanent appropriations ordinance for the year 2006, and declaring an emergency. (2<sup>nd</sup> Reading)

39-2006 An ordinance by the Council of the City of New Philadelphia, Ohio to change zoning for property from Fourth Street SW, West side to Fourth Drive SW, East side and West High Avenue, Southside to Allen Lane SW, North side excepting the property located at the Southwest corner of Fourth Street SW and Allen Lane SW intersection, such zoning change to include: 402 West High Avenue, 408 West High Avenue, 416 West High Avenue, 422 West High Avenue, 407 Allen Lane SW, 417 Allen Lane SW, 423 Allen Lane SW, from Office zone to Business zone, and declaring an emergency. (1<sup>st</sup> Reading)

Public Hearing Scheduled for November 27, 2006 at 8:00 P.M.

41-2006 An ordinance amending and adjusting the permanent appropriations ordinance for the year 2006 and declaring an emergency. (1<sup>st</sup> Reading)

#### RESOLUTIONS:

29-2006 A resolution by the Council of the City of New Philadelphia, Ohio amending Resolution 29-2005 adopting a fixed assets policy documenting the threshold and fixed asset accounting procedures, and declaring an emergency. (3<sup>rd</sup> Reading)

Motion to vote on passage made by Ms. Cox, seconded by Mr. Conner. Roll call, 5 yeas, resolution passed.

30-2006 A resolution authorizing the Mayor of the City of New Philadelphia, Ohio, to participate in the Ohio Public Works Commission State Capital Improvement and/or local transportation improvement program(s) and to execute contracts as required, and declaring an emergency. (1<sup>st</sup> Reading)

31-2006 A resolution by the Council of the City of New Philadelphia, Ohio to commend Jimmy L. Martin for his years of service through the New Philadelphia Street Department. (1<sup>st</sup> Reading)

32-2006 A resolution by the Council of the City of New Philadelphia, Ohio to commend Thomas Massarelli, Sr. For his years of service through the New Philadelphia Sewer Department.

33-2006 A resolution by the Council of the City of New Philadelphia, Ohio to commend Dean Sprankle for his years of service through the New Philadelphia Wastewater Department.

34-2006 A resolution by the Council of the City of New Philadelphia, Ohio to commend William Ditto for his years of service through the New Philadelphia Street Department.

#### OLD OR UNFINISHED BUSINESS:

Mr. Eichel asked if anything can be done at Woody Hayes Quaker Stadium this Friday night to accommodate the large amount of vehicles that will be parked there for the Dover/New Phila football game.. Mr. Espenschied will talk to the Mayor and Safety Director.

NEW BUSINESS: NONE

MOTION TO ADJOURN MADE BY MS. COX. MOTION CARRIED. MEETING ADJOURNED AT 7:48 P.M.

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

APPROVED November 13, 2006