

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON OCTOBER 24, 2011 WITH PRESIDENT OF COUNCIL, JOEL DAY PRESIDING. MR. DAY OFFERED A PRAYER AND ALL IN ATTENDANCE RECITED THE PLEDGE OF ALLEGIANCE.

PRESIDENT JOEL DAY ANNOUNCED MAYOR TAYLOR AND AUDITOR, MS. BETH GUNDY ARE EXCUSED FROM TONIGHT’S COUNCIL MEETING.

COUNCIL MEMBERS IN ATTENDANCE:

- MS. SANDY COX
- MS. COLLEEN ESPENSCHIED
- MR. DARRIN LAUTENSCHLEGER
- MR. JAMES LOCKER
- MR. ROB MAURER
- MS. WINNIE WALKER
- MR. JOHN ZUCAL

MS. COX MADE A MOTION TO ACCEPT TONIGHT’S AGENDA.
MS. WALKER SECONDED THE MOTION.
ROLL CALL, 7 YEAS, MOTION PASSED

MS. ESPENSCHIED MADE A MOTION TO APPROVE THE MINUTES OF THE PREVIOUS SESSION HELD OCTOBER 10th, 2011 AND MR. LOCKER SECONDED THE MOTION.
ROLL CALL, 7 YEAS, MOTION PASSED.

CORRESPONDENCE CLERK, PATRICIA MCKAY

1. New Philadelphia Treasurer’s Reconciliation for the period ending June 2011.
2. New Philadelphia Treasurer’s Summary of Transactions for the General Checking Account for the Month of June 2011
3. Mayor’s Submitted Report in his Absence to Council October 24th, 2011
4. Invitation from the Tuscarawas County Public Library to an Open House Wednesday November 2nd, 2011 1:00 PM at 121 Fair Avenue NW, celebrating 110 years of service to the Tuscarawas County Community.
5. Auditor of State Bulletin 2011-006 date issued October 21st, 2011 to all Public Officers and Independent Public Accountants from Dave Yost, Ohio Auditor of State, subject Best Practices for Responding to Public Records Requests.
6. New Philadelphia Police/Monthly Activity Report for the month of September 2011
7. Finance committee Meeting Minutes from Monday October 10th, 2011
8. New Philadelphia City Council Public Works and Economic Development Committee Meeting Minutes for October 10th, 2011.

ADMINISTRATIVE REPORTS:

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

Mayor’s submitted a written report in his absence to Council read by President of Council, Joel Day.

The Mayor congratulated the Safety Forces for hosting a successful open house on October 13th, 2011.

The Mayor reported at this Open House, the Health Department gave flu shots and the General Services promoted recycling sign up and distributed bins.

The Mayor announced Constellation Energy has mailed a reminder solicitation indicating there is time to sign up for the Gas Aggregation Program at the fixed rate to be offered in June of 2012 that will be fixed through May of 2013. Our citizens have the right to get in or out of this program at any time without penalty.

The Mayor announced the resignation for retirement of Mike Scolati. Mike has worked for the City for 37 years and is currently the Assistant Wastewater Superintendent. The Mayor wished him well in his future endeavors. The Mayor requested the Council President, Joel Day assign recognition of his service to a Committee.

Mayor Taylor announced the vacancy on the New Philadelphia Planning Commission has been filled with his appointment of Ms. Jackie Triplett to fill the unexpired term of Bob Shackelford. This appointment is to December 31st, 2013. Ms. Triplett is Principal at New Philadelphia School’s South Elementary.

Mayor Taylor is requesting that Council table Resolution 34-2011, that was discussed in the PWC before last meeting. This was the first OPWC project for new infrastructure and not an upgrade of repair of existing infrastructure. OPWC advised, for this type of project it would be a 50-50 grant and match and not an 80-20. The Mayor did not want to commit the dollars it would take from our Sewer Fund to make the 50% match. Mayor Taylor thanked the Public Works Committee for supporting the original request.

SERVICE DIRECTOR.....MR. JAMES ZUCAL

Mr. Zucal reported:

He attended a MegaMeeting on the 19th regarding Grant Funding Options for the City.
He met with the State Oil /Gas Inspector on the 20th as Sound Energy of Dover, in the near future, will begin drilling of an oil/gas well off of Beaver Avenue NE near the Kendal Bick Property, as was approved on Resolution 57-2010. Mr. Zucal expressed to all “this is a Clinton formation well which is an upper level well, not a Marcellus or Utica well site.”

AUDITORMS. BETH GUNDYNO REPORT

EXCUSED ABSENCE

SAFETY DIRECTOR.....MR. GREG POPHAM

The Safety Director commended the Fire Department, Police Department and all the Sponsors for the Open House that took place on October 13th, 2011.

The Safety Director reported the Police Department, after going through 36 candidates, hired two of the candidates for the Police Department vacancies. Last week Kurt Olson was hired for patrolman and Wayne Clark was hired today for the other vacancy.

TREASURERMR. DAVE JOHNSON

Mr. Johnson reported that he distributed to Council a copy of June 2011 reports.

LAW DIRECTORMR. MICHAEL JOHNSON.....NO REPORT

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR MICHAEL TAYLOR

In the Mayor’s absence, Mr. Zucal announced the Planning Commission Meeting that was scheduled for November 8th, 2011 was cancelled.

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

Mr. Zucal announced that, the Board of Zoning Appeals Meeting will be held Tuesday, November 8th, 2011, at 5:00 PM in Council Chambers.

AIRPORT COMMISSION.....MR. JAMES LOCKER.....NO REPORT

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

HEALTH BOARD.....MS. SANDY COX

Ms. Cox announced that the Health Board will meet Wednesday, November 16th, 2011 at 12:00 noon in the Health Department.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE.MS. SANDY COX

Ms. Cox announced the Finance Committee will have a meeting November 14th, 2011 at 7:00 PM in Council Chambers in regard to the temporary appropriations for 2012.

SALARY COMMITTEEMR. JAMES LOCKER

Mr. Locker reminded all of the November 14th Meeting to be held at 7:15 PM in Council Chambers.

The Mayor’s request, the Council President, Joel Day assigned recognition of Mike Scolita’s service to the Salary Committee

SAFETY, HEALTH, AND SERVICE COMMITTEE . . . MR. ROB MAURER

Mr. Maurer reported that Safety, Health, And Service Committee met tonight at 6:00 PM in Council Chambers with two items to discuss.

First Item: Create and Authorize a Special Police Officer Unit.

The members must be honorably retired officers of the New Philadelphia Police Department to allow these retired officers to keep their certifications to teach other officers. A voluntary unpaid force of Special Police Officers honorably retired from the New Philadelphia Police Department with a minimum of five years service and who desire to be recognized as members of that unit shall notify the Safety Director and at his sole discretion may appoint Special Police officers.

They shall serve as long as the Safety Director may desire or until they resign. The special officer position is voluntary and compensated at the rate of \$1.00 per year. Members shall not be governed by any union contract

The committee decided to move forward with this.

Second Item: Authorize the Safety Director to sell a certain Ford/Horton Ambulance Year 2007

through the State E.Gov Site under terms and conditions to be determined by the Safety Director and the Mayor.

The committee decided to move forward with this and have legislation drawn up.

PUBLIC WORKS & ECONOMIC DEVELOPMENT COMMITTEE. . MR. DARRIN LAUTENSCHLEGER

Mr. Lautenschleger reminded all of the Mayor’s Report submitted in his absence; the Mayor recommended we table Resolution 34-2011, which was on the October 24th, 2011 agenda for the first reading.

Mr. Lautenschleger announced that after the first reading he will move for Resolution 34-2011 to be tabled.

ZONING & ANNEXATION COMMITTEEMS. COLLEEN ESPENSCHIEDNO REPORT

CONTACT & SPECIAL COMMITTEE MR. JOHN ZUCAL

Mr. Zucal reported the Contact & Special Committee met tonight at 6:45 PM in Council Chambers with two agenda items to discuss.

First Item: An exploratory session discussion with New Philadelphia Fire Chief Jim Parrish on the updates in regard to the status of the current fire department structure as well as prospective plans for the future. Brian Stull and Chris Bower from Diversified Engineering, Inc. were in attendance, an updated us on some of the activities and status of the current Fire Station and possible changes.

The Committee authorized the New Philadelphia Fire Chief Jim Parrish, members of the New Philadelphia City Administration to go forward with the exploration of possible site locations and to examine methods for financing a Fire Station.

Second Item Resolution 37-2011: to enter into an agreement with the Joint County Public Defender’s Office of the provision of legal representation for indigents charged with violations of New Philadelphia City Ordinances in the Municipal Court where such offenses carry a possible loss of liberty establishing compensation and terms for the calendar year 2012. The Committee agreed to move forward with this; to put on the November 14, 2011 agenda, suspend the rules and pass on the first reading.

Meeting adjourned at 7:22 PM

PARKS & CEMETERY COMMITTEEMS. WINNIE WALKER.....NO REPORT

VISITOR’S COMMENTS :

Curtis Newton owner of Roto-Rooter Plumbing and Drain Service of Tuscarawas County.
216 20th Street SE
New Philadelphia, Ohio

Mr. Newton’s concern was fluoride being added to the New Philadelphia Water System.

The Service Director replied the city is not putting fluoride in the water. The City of New Philadelphia is required by the Ohio EPA to do a constituent update and report yearly on our water but stated he would look into Mr. Newton’s concern further .

The Council President, Joel Day requested Mr. Newton forward by email any information he has gathered on the subject to the Service Director, Mr. Zucal.

READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCE:

15-2011 An Ordinance amending and adjusting The Permanent Appropriations Ordinance for the Year 2011 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, ordinance passed.

RESOLUTIONS:

- 28-2011 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. (3rd Reading)

Motion to vote on passage made by Ms. Cox, seconded by Mr. Locker
Roll call, 7 yeas, resolution passed.
- 29-2011 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 \$105,000.00 from the General Fund #101 to the Cemetery Operating Fund #209, and declaring an emergency. (3rd Reading)

Motion to vote on passage made by Ms. Cox, seconded by Ms. Walker
Roll call, 7 yeas, resolution passed.
- 30-2011 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 \$30,000.00 from the General Fund #101 to the Street Maintenance Fund #203, and declaring an emergency. (3rd Reading)

Motion to vote on passage made by Ms. Cox, seconded by Mr. Locker
Roll call, 7 yeas, resolution passed.
- 31-2011 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. (3rd Reading)

Motion to vote on passage made by Ms. Cox, seconded by Ms. Espenschied
Roll call, 7 yeas, resolution passed.
- 34-2011 A Resolution authorizing the Mayor of the City of New Philadelphia, Ohio, to participate in the FY 2012 Ohio Public Works Commission State Capital improvement and /or local transportation improvement program(s) and to execute contracts as required and declaring an emergency. (1st Reading)

Motion to table Resolution 34-2011 made by Mr. Lautenschleger, seconded by Ms. Cox
Roll call, 7 yeas, Resolution 34-2011 was Tabled.
- 35-2011 A Resolution by the Council of the City of New Philadelphia, Ohio to approve the transfer of \$40,000.00 from the Sanitation Fund (#219) to be transferred \$20,000.00 to the Water Operating Fund (#711) and \$20,000.00 to the Sewer Operating Fund (#713) for the 2011 fiscal year.
(1st Reading)

UNFINISHED OR OLD BUSINESS:

NONE

NEW BUSINESS:

The Treasurer, Dave Johnson announced his wishes for the New Philadelphia Quakers to win the football game against the Dover Friday night. President of Council, Joel Day wished the New Philadelphia Quakers the "Best of Luck" and requested all to support the many activities that are taking place this week.

President of Council, Joel Day reminded all that Tuscarawas Central Catholic also has a football game on Saturday against Conotton Valley and wished the Saints the "Best of Luck."

MOTION TO ADJOURN MADE BY MS COX, MEETING ADJOURNED AT 7:55 PM

CLERK OF COUNCIL _____

APPROVED _____

PRESIDENT OF COUNCIL _____