

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON NOVEMBER 13, 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. GEORGE HOUSTON
MR. DARRIN LAUTENSCHLEGER
MR. JIM LOCKER
MR. ROB MAURER

THE MINUTES OF OCTOBER 23, 2006 WERE APPROVED AS WRITTEN AND RECEIVED.

CORRESPONDENCE CLERK DIANE ROUDEBUSH

1. A notice from the Ohio Division of Liquor Control requesting a transfer of C2 and C2X permit to Lane Drug Co. dba Rite Aid #2392, 705 West High Ave., New Philadelphia, transferred from Lane Drug Co. dba Rite Aid Discount Pharmacy, 566 Wabash Ave., New Philadelphia, Ohio and asking that objections be made no later than December 4, 2006.
2. A notice from the Ohio Division of Liquor Control requesting a transfer of a C1 from Bell Stores, dba Bell Stores #65,701 South Broadway, New Philadelphia, to Hunter's Southside, same address, and asking that objections be made no later than December 8, 2006.
3. New Philadelphia Police Monthly Activity Report for October 2006.
4. Airport Commission meeting minutes of October 10, 2006.
5. September 2006 Summary of Reports for New Philadelphia Fire Dept. - EMS.
6. Finance Committee meeting minutes of October 23, 2006.
7. Special/Contact meeting minutes of October 16, 2006.
8. Mayor's Monthly Statement to Council for October 2006.
9. Auditor's Monthly Statement of revenue for the General Fund for October 2006.
10. Auditor's Financial Statement for October 2006.

11. Treasurer's reconciliation for October 2006.
12. The Treasurer's statement of all city funds for October 2006.
13. The Treasurer's summary of transactions for the general checking account for October 2006.
14. Special/Contact Committee meeting minutes of October 26, 2006.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT MAYOR RON BRODZINSKI

Submitted a written report of the activities of his office from October 23 through November 13, 2006. Informed Council that he gave permission to the Fire Union to put their exercise equipment on the 3rd floor of the Municipal Building, and will be available to the Safety Forces and other employees on their own time. Congratulated Main Street for putting up the Christmas decorations. Reported that the sanitation levy has failed, and other funding will be in place beginning January 2007. Reported that the Christmas Parade will be held Friday December 1 at 6:30 p.m. Thanked the Veterans and acknowledged November 11 as Veteran's Day. Thanked the Service Director for the cleanup at the site of the City Garage. Requested an Executive Session to discuss finances. Ms. Cox made a motion to go into Executive Session, seconded by Mr. Locker. Roll call, 7 yeas, motion passed.

SERVICE DIRECTOR MR. GARY ESPENSCHIED

Reported that, after reviewing the current water/sewer rates, no increase will be needed for 2007. Reported that the site of the underground storage tanks that were removed at the City garage has been cleaned up, as required by the Department of Commerce. Reported that leaf pickup is continuing in different areas of the city.

SAFETY DIRECTOR MR. GREG POPHAM NO REPORT

AUDITOR MS. BETH GUNDY ABSENT NO REPORT

TREASURER MR. MIKE TAYLOR

Requested that the Auditor's and Treasurer's October reports be approved. Ms. Cox made a motion to approve the reports. Mr. Houston seconded the motion. Roll call, 7 yeas, motion passed.

LAW DIRECTOR MR. MIKE JOHNSON

Reminded everyone of the Public Hearing on November 27 at 8:00 P.M. on Ordinance 39-2006 for the proposed Walgreen's Pharmacy. Informed everyone that the next council meeting has been relocated to Jim's Place on West High Avenue because of an anticipated large crowd.

Reported that he requested specifications for bids with the Airport commission for hangars, and requested that it be assigned to Committee, or the whole Council. A work session will be planned soon.

MAIN STREET MS. JESSICA KOPELWITZ

Reported that Christmas decorations are complete, and plans are proceeding for the Holiday on the Square, including the lighting ceremony and parade.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION MAYOR RON BRODZINSKI

Will meet December 13, 2006 at 1:00 P.M. in Council Chambers.

BOARD OF ZONING APPEALS MR. GARY ESPENSCHIED

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

AIRPORT COMMISSION MR. JIM LOCKER

Reported meeting October 10. Reported that all rent and maintenance fees are current. The Commission encouraged all members to attend the November meeting to make major decisions on the future of the airport.

PARK BOARD MR. DARRIN LAUTENSCHLEGER

Will meet November 15, 2006 at 7:30 p.m. in the Park office.

HEALTH BOARD MS. SANDY COX

Will meet Wednesday, December 13, 2006 at noon in the Health Department.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE MS. SANDY COX

Requested passage tonight of Ordinance 38-2006, Ordinance 41, 2006, and Ordinance 43-2006. Informed Council that the temporary appropriations will be coming soon, and a meeting will be scheduled.

SALARY COMMITTEE MR. JIM LOCKER NO REPORT

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

Mr. Johnson assigned the 2007 Public Defender's Contract.

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

ZONING & ANNEXATION COMMITTEE . . . MR. GEORGE HOUSTON

Reported meeting October 16 to discuss the request for change of zoning for Walgreen's. The Committee voted 2-1 to grant the request at the next meeting, when a Public Hearing will be held.

SPECIAL/CONTACT COMMITTEE MR. ROBERT CONNER

Reported meeting October 26 to discuss the liquor request for the Texas Roadhouse at their new location. The Committee approved the request. Mr. Johnson assigned the liquor transfers that were presented tonight. Mr. Conner scheduled a meeting for Thursday, November 16 at 10:00 A.M.

PARKS & CEMETERY COMMITTEE MR. JIMMY EICHEL . . . NO REPORT

VISITOR'S COMMENTS:

Charles Warner, 406 Springbrook, New Philadelphia, asked what is the cost of the Union Avenue storm sewer, and where is the water being run to. Mr. Espenschied said the cost is \$198,000 and the water is being run to Wabash Ave.

Darlene Swinderman, 1111 11th Dr., NW, New Philadelphia, asked why the manhole covers are so low throughout the city. Mr. Espenschied will check into this.

Tom Strickling, Fair Ave., New Philadelphia, encouraged Council to force residents to improve their properties so that rundown neighborhoods won't exist. Council President Johnson said the city did have a housing code but the state has overthrown that. Law Director Johnson said we are to comply with state code by May 2007.

AT 8:02, COUNCIL ADJOURNED FROM REGULAR SESSION INTO EXECUTIVE SESSION TO DISCUSS FINANCES. COUNCIL RECONVENED INTO REGULAR SESSION AT 8:08 P.M.

READING OF ORDINANCES & RESOLUTIONS:

ORDINANCES:

38-2006 An ordinance amending and adjusting the permanent appropriations ordinance for the year 2006, and declaring an emergency. (3rd Reading)

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

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. (2nd Reading)

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

40-2006 An ordinance by the Council of the City of New Philadelphia, Ohio to enact Section 971.06 of the Codified Ordinances in the City of New Philadelphia, Ohio to allow for and authorize collection of the monthly fee for garbage and trash picking up by the City of New Philadelphia for all residential premises and for those non-residential premises that elect to receive this service within the City of New Philadelphia, Ohio and declaring an emergency. (1st Reading)

41-2006 An ordinance amending and adjusting the permanent appropriations ordinance for the year 2006 and declaring an emergency. (2nd Reading)

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

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

42-2006 An ordinance by the Council of the City of New Philadelphia to authorize the Mayor of the City to enter into a contract with Kimble Acquisition Company, dba Kimble Mixer Company, to offer a three-year tax credit for income taxes as the result of new jobs created within the City for the calendar year 2008, 2009, and 2010, and declaring an emergency. (1st Reading)

Mr. Johnson assigned this to the Finance Committee.

43-2006 An ordinance amending and adjusting the permanent appropriations for the year 2006, 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. Eichel. Roll call, 7 yeas, ordinance passed.

RESOLUTIONS:

- 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. (2nd 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. (2nd 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. (2nd Reading)

- 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.(2nd Reading)

- 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.(2nd Reading)

OLD OR UNFINISHED BUSINESS:

Mr. Conner encouraged Council to consider what is best for the citizens of New Philadelphia concerning the change of zoning for Walgreen's.

Mr. Eichel said there is unfinished business concerning Ordinance 40-2006 that was never resolved, and asked if additional meetings could be held. Mr. Conner said he agrees with Mr. Eichel, and said this issue is not yet resolved. Mr. Johnson said there has been plenty of time to resolve those issues.

NEW BUSINESS: NONE

MOTION TO ADJOURN MADE BY MR. HOUSTON. MOTION CARRIED. MEETING ADJOURNED AT 8:21 P.M.

CLERK OF COUNCIL _____

APPROVED November 27, 2006

PRESIDENT OF COUNCIL _____