NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON DECEMBER 14, 2009 WITH PRESIDENT OF COUNCIL JOEL DAY PRESIDING. MR. DAY OFFERED A PRAYER, AND ALL IN ATTENDANCE RECITED THE PLEDGE OF ALLEGIANCE.

COUNCIL MEMBERS IN ATTENDANCE: MR. ROBERT CONNER

MS. SANDY COX

MS. COLLEEN ESPENSCHIED MR. DARRIN LAUTENSCHLEGER

MR. ROB MAURER MS. WINNIE WALKER

COUNCILMAN JIM LOCKER WAS ABSENT.

ON THE RECOMMENDATION OF MS. COX, MR. LAUTENSCHLEGER MADE A MOTION TO ADD RESOLUTIONS 39-2009 AND 40-2009 TO TONIGHT'S AGENDA. MR. CONNER SECONDED THE MOTION. ROLL CALL, 6 YEAS, MOTION PASSED.

MS.WALKER NOTED A CORRECTION TO BE MADE TO THE MINUTES OF THE NOVEMBER 23, 2009 MEETING. MS. ESPENSCHIED MADE A MOTION TO APPROVE THE MINUTES. MS. COX SECONDED THE MOTION. ROLL CALL, 6 YEAS, MOTION PASSED.

CORRESPONDENCE CLERK DIANE ROUDEBUSH

- 1. A notice from the Ohio Department of Commerce, Division of Liquor Control notifying Council that all permits to sell alcoholic beverages in the city will expire on February 1, 2009 and every permit holder must file a renewal application.
- The New Philadelphia Police Monthly Activity Report for November 2009.
- 4. The Auditor's Monthly Statement of Revenue for November 2009
- 5. The Auditor's Financial Statement for November 2009.
- 6. The November 2009 Month End Summary for the New Philadelphia Fire Department.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT......MAYOR MIKE TAYLOR

Offered his condolences to the family of Max Miller, who made many contributions to the city and the youth of the city. Reported that the Labor/Management Committee has agreed to recognize employees who have suggested ideas to boost productivity, reduce expenses, or improve service quality to the citizens, by displaying the employees' names on a plaque that will displayed in the lower level lobby. Thanked Rick Recco and Sue Kimble and the Christmas Parade Committee for their efforts in the December 4 parade. Thanked Prestige Creative Marketing for their updating the website for Tuscora Park. Reported that the snow plow/salting policy is being finalized.

| SERVICE DIRECTOR MR. JIM ZUCAL |
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| Reported that the leaf pickup is progressing. Reported that a pre-construction meeting will be held Wednesday December 16 concerning the Reiser Ave. sanitary sewer force main project. Provided to each council member a copy of the building permits & licenses for November and the Cemetery Department report for November. |
| SAFETY DIRECTORMR. GREG POPHAM |
| Reported that interviewing for the parking control officer will be held next week. |
| AUDITORMS. BETH GUNDY |
| Notified Council that the 2009 State Audit has begun. |
| TREASURER MR. DAVE JOHNSON ABSENT NO REPORT |
| LAW DIRECTOR MR. MIKE JOHNSON |
| Requested that the following issues be assigned to committee: indigent burial policy, accepting the final plat for DJW Phase 3, and easements to the Ohio Historical Society and Reiser Ave. Explained that in 2010 there will be 27 pay dates, and it will affect salaried employees by decreasing their regular 2-week paycheck. |
| BOARD/COMMISSION REPORTS: |
| PLANNING COMMISSIONMAYOR MIKE TAYLOR |
| Will meet January 12, 2010 at 1:00 P.M. in Council Chambers. |
| BOARD OF ZONING APPEALS MR. JIM ZUCAL |
| Will meet January 12, 2010 at 5:00 P.M. in Council Chambers. |
| AIRPORT COMMISSIONMR. JIM LOCKER ABSENT NO REPORT |
| PARK BOARDMR. DARRIN LAUTENSCHLEGER NO REPORT |
| HEALTH BOARDMS. SANDY COX |
| Will meet December 16, 2009 at noon in the Health Department. |
| STANDING COMMITTEE REPORTS: |
| FINANCE COMMITTEE MS. SANDY COX |
| Reported meeting tonight to discuss a decrease in the appropriations. An ordinance will be presented at the next meeting for emergency passage. Also discussed were Resolutions 39-2009 and 40-2009, to adopt or reject the firefighter's contract. The resolutions were added to tonight's agenda for consideration. |
| SALARY COMMITTEE MR. JIM LOCKER ABSENT NO REPORT |
| SAFETY, HEALTH, AND SERVICE COMMITTEE MR. ROB MAURER NO REPORT |

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Mr. Day assigned action on grants for composting and recycling.

PUBLIC WORKS & ECONOMIC DEVELOPMENT COMMITTEE..... MR. DARRIN LAUTENSCHLEGER NO REPORT

Mr. Day assigned two easements.

ZONING & ANNEXATION COMMITTEE MS. COLLEEN ESPENSCHIED NO REPORT

Mr. Day assigned the final plat for DJW Phase 3 addition.

CONTACT & SPECIAL COMMITTEE MR. ROBERT CONNER NO REPORT

PARKS & CEMETERY COMMITTEE MS. WINNIE WALKER

Will meet December 28 to discuss cemetery land. Mr. Day assigned the issue of indigent burials.

VISITOR'S COMMENTS: NONE.

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READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCES:

30-2009 An ordinance to make to make temporary appropriations for current expenses and other expenditures of the City of New Philadelphia, State of Ohio, during the fiscal year ending December 31, 2010, and declaring an emergency. (3rd Reading)

Motion to vote on passage made by Ms. Cox, seconded by Mr. Conner. Roll call, 6 yeas, ordinance passed.

31-2009

An ordinance to enact new section 549.12 of the New Philadelphia Codified Ordinances concerning possession control, or conveyance of deadly weapons or dangerous ordinance into or within all city owned buildings and repealing existing section 549.12 of the New Philadelphia Codified Ordinances, and declaring an emergency. (3rd Reading)

Motion to vote on passage made by Mr. Maurer, seconded by Mr. Conner. Roll call, 6 yeas, ordinance passed.

32-2009

An ordinance by the Council of the City of New Philadelphia, Ohio to establish ambulance rates for the year 2010, and declaring an emergency. (2nd Reading)

RESOLUTIONS:

34-2009

A resolution authorizing the Mayor of the City of New Philadelphia, Ohio to enter into an agreement with the Joint County Public Defender's office for 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 thereof for the calendar year 2010, and declaring an emergency. (3rd Reading)

Motion to vote on passage made by Ms. Cox, seconded by Mr. Conner. Roll call, 6 yeas, resolution passed.

35-2009

A resolution by the Council of the City of New Philadelphia, Ohio to adopt an agreement between the City of New Philadelphia, Ohio and Fraternal Order of Police Lodge 4 to be effective January 1, 2010 through December 31, 2012, and declaring an emergency. (3rd Reading)

Ms. Cox made a motion to table this resolution. Mr. Conner seconded the motion. Roll call, 6 yeas, motion passed. 36-2009 A resolution by the Council of the City of New Philadelphia, Ohio to reject an agreement between the City of New Philadelphia, Ohio and Fraternal Order of Police Lodge 4 to be effective January 1, 2020 through December 31, 2012, and declaring an emergency. (3rd Reading) Ms. Espenschied made a motion to table this resolution. Ms. Cox seconded the motion. Roll call, 6 yeas, motion passed. 38-2009 A resolution by the Council of the City of New Philadelphia authorizing the Mayor to submit an application for a FY 2010 Community Housing Improvement Program (CHIP) grant and to enter into an agreement with the successful proposer to prepare such application and to administer and implement the CHIP should the city receive the grant, and declaring an emergency. (2nd Reading) 39-2009 A resolution by the Council of the City of New Philadelphia, Ohio to approve the fact finder report dated December 8, 2009 concerning the International Association of Firefighters Local 1501, New Philadelphia, Ohio, and declaring an emergency. (1st Reading) Motion to suspend the rules made by Mr. Lautenschleger, seconded by Ms. Cox. Roll call, 6 yeas, rules suspended. Motion to vote on passage made by Mr. Lautenschleger, seconded by Mr. Maurer. Mayor Taylor encouraged Council to pass this resolution. Roll call, 5 nays (Conner, Cox, Lautenschleger, Espenschied, & Walker) 1 yea, resolution failed. 40-2009 A resolution by the Council of the City of New Philadelphia, Ohio to reject the fact finder report dated December 8, 2009 concerning the International Association of Firefighters Local 1501, New Philadelphia, Ohio, and declaring an emergency. (1st Reading) Motion to suspend the rules made by Mr. Lautenschleger, seconded by Mr. Conner. Roll call, 5 yeas 1 nay (Maurer), suspension of rules failed. UNFINISHED OR OLD BUSINESS: NONE

NEW BUSINESS:

Mr. Day announced that Council Clerk Diane Roudebush is retiring at the end of December, and a replacement will need to be appointed. Council decided that any interested persons should express their desire and drop off a resume at the Mayor's office.

| MOTION TO ADJOURN MADE BY MS. COX, MEET | TING ADJOURNED AT 8:00 P.M. |
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| CLERK OF COUNCIL | |
| | APPROVED December 28, 2009 |
| PRESIDENT OF COUNCIL | |