

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON DECEMBER 22ND, 2014 WITH PRESIDENT OF COUNCIL, SAM HITCHCOCK, PRESIDING.

MR. HITCHCOCK OFFERED A PRAYER AND ALL IN ATTENDANCE RECITED THE PLEDGE OF ALLEGIANCE.

COUNCIL MEMBERS IN ATTENDANCE:

MS. SANDY COX
MR. DAN LANZER
MR. DARRIN LAUTENSCHLEGER
MR. ROB MAURER
MRS. CHERYL RAMOS
MS. WINNIE WALKER
MR. JOHN ZUCAL

PRESIDENT OF COUNCIL, SAM HITCHCOCK ANNOUNCED LAW DIRECTOR MARVIN FETE AND AUDITOR BETH GUNDY ARE EXCUSED FROM TONIGHT'S COUNCIL MEETING.

MRS. CHERYL RAMOS MADE A MOTION TO ADD ORDINANCE 30-2014 TO TONIGHT'S AGENDA MR. ZUCAL SECONDED THE MOTION

ROLL CALL 7 YEAS

MOTION PASSED ORDINANCE 30-2014 HAS BEEN ADDED TO THE AGENDA.

MS. COX MADE A MOTION TO ACCEPT TONIGHT'S AGENDA.

MRS. RAMOS SECONDED THE MOTION.

ROLL CALL 7 YEAS

MOTION PASSED

(THE CLERK ANNOUNCED THERE WAS A TYPO ON PAGE 2 UNDER SAFETY DIRECTOR POPHAM WAS TYPED AS PROPHAM)

MS. COX MADE A MOTION TO APPROVE THE MINUTES FROM THE PREVIOUS REGULAR SESSION OF COUNCIL MEETING HELD ON MONDAY, DECEMBER 8TH, 2014.

MS. WALKER SECONDED THE MOTION.

ROLL CALL, 7 YEAS

THE MINUTES WERE APPROVED.

CORRESPONDENCE CLERK, PATRICIA A. MCKAY

1. Mayor's Report to Council December 22nd, 2014
2. Request for assignment to Sam Hitchcock Council President dated December 16th, 2014 from the Mayor's office with regard to the 2015 Contract with the Tuscarawas County Sheriff to house Prisoners at the County Jail
3. New Philadelphia Police Monthly Activity Report for November 2014
4. Finance Committee Meeting Minutes from Monday December 8th, 2014
5. Zoning and Annexation Committee Meeting Minutes from October 27th, 2014

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT/REQUESTSMAYOR DAVID JOHNSON

The Mayor reported the following:

The Mayor and the Fire Chief Parrish inspected the Southside Building and reported they are working on getting it cleaned out.

The Mayor held the second Annual Mandatory Record Commission Meeting.

The Mayor reported the Planning Commission Meeting was held and the one item on the agenda was a request for spot zoning. The party has rescinded their request and may resubmit a change to the commission at a later date.

The Mayor attended The Business After Hours in Dennison.

The Mayor reported he and the Service Director attended the Monthly OMEGA Meeting in Cambridge.

Mayor Johnson hosted a meeting with the committee working on the Frontier Dish Contest (the due date has

been changed to March.)

Mayor Johnson met with Frontier Communications about saving money with a new phone service.

The Mayor reported he invited and attended the meeting to select the new Superintendent for New Philadelphia City Schools.

Mayor Johnson performed his first wedding at the gazebo on the square.

The Mayor attended ribbon cutting ceremonies for Chrysalis Center, Buffalo Wild Wings, and today Planet Fitness.

The Mayor Swore in Mr. Hunter Duerig as our newest Police Officer.

Mayor Johnson attended the District 14 Integrating Committee Meeting.

The Mayor also reported that he took his Grandchildren to Christmas in the Park and thanked Jan McInturf and his staff for doing this wonderful thing for our Community.

The Mayor announced that today our part-time temporary girl in the phones gave us her notice as she got a full time job.

The Mayor is asking Council to work with him on his Reorganizing Plan so we don't have to keep hiring people on a temporary basis.

Mayor Johnson than wished everyone a Merry Christmas.

Question for the Mayor from Councilperson Ms. Cox:

With regard to the building on Southside:

Are any of the records going to have to go to the Records Commission before we destroy them?

Mayor Johnson replied:

"It is up to each individual department that has them.

The Police Department has some in there if they need them they will get them out.

You can take records that are passed five years old and get rid of them without going through all the paperwork you had to do in the past.

The Mayor is having a meeting with the Courts this week or next to talk about what they have in there.

The Auditor doesn't want to look at it."

Councilperson Ms. Cox:

Ms. Cox mentioned that there are some older ones.

"Is there some that the City might want to keep? (Records back to the 50's and 60's)"

The Mayor replied:

"There are some back to the 40's. But he doesn't have anyone to make that determination.

But if the Historical Society wants to go down and look at them they are more than welcome to do so.

Everything left will be put in a garbage truck and gotten rid of."

Councilperson Ms. Cox:

Ms. Cox wanted to know if anyone is going to contact the Historical Society.

Mayor Johnson replied:

That they did that when they put the original plan in for record retention.

Comment for the President of Council Sam Hitchcock:

Christmas in the Park is a wonderful event that has been going on for a number of years and Mr. Hitchcock considers himself honored to be a part of it.

*Mr. Hitchcock mentioned and thanked Wendy Zucal for the event that takes place in Dennison **the Polar Express** which affects the entire Community.*

Mr. Hitchcock mentioned that these events take a lot of work and these people learned the art of what to do.

President of Council Sam Hitchcock also mentioned the Performing Arts and the fact that we have the most beautiful Park System in the State of Ohio and our great School System these are all things that brings people and businesses to our Community.

SERVICE DIRECTOR.....MR. JAMES ZUCAL

MR. JAMES ZUCAL reported that since our last meeting he is happy to report the following:

- The Service Director reported that he received an e-mail today from Craig Ferrell who represents Arcadis U.S., Inc., but does bridge inspections for ODOT. As you remember Council supported me when we entertained using them to inspect all of our bridges. All of our bridges are safe and passed. (Municipal Bridge Inspection Project with ODOT)
- Mr. Zucal reported that he was contacted by the State Purchasing Office (even though the City has been involved with State Purchasing in the past) requesting that the City pass a model resolution authorizing our local political subdivision of the City to participate. The State Purchasing Office is asking that this be done yearly. The Service Director is requesting this be put in a Committee so we will be eligible for 2015.

- Mr. Zucal presented a Show and Tell. (A piece of the new water line pipe that is being used on the Wabash and North Broadway Project.)
 - The water line pipe is (modern technology) high density plastic pipe.
 - Referred to HDPE, it is replacing ductile iron pipe.
 - It is made in America; a lot of it is made in Lisbon in Columbiana County
 - It is the way to the future.
 - The seam is fused with heat (electric process heat), it is stronger than the original pipe, it is flexible, and it is a cost savings of about 30%.
 - He gave all present the opportunity to come and look closely at it.
 - Mr. Zucal said the project is progressing well and we will meet with the contractor for an update tomorrow on Wabash and North Broadway; the bypass of the intersection where we have had a lot of leaks.

Councilperson Ms. Cox:

“Ms. Cox wanted to know how long of a section is replaced with that?”

“I knew it had to be bored underneath the road. I knew you were on Park Lane and now into Park.”

Mr. Zucal replied you can order the pipe as long as what you want to fit on a semi-trailer and then they are fused together.

“They bore underneath the road with a drilling bit and actually shove this through it is probably a couple hundred feet long.”

AUDITORMS. BETH GUNDYNO REPORT
EXCUSED ABSENCE

SAFETY DIRECTOR.....MR. GREG POPHAM

Mr. Popham reported in the Police Department on Wednesday, two of the three Ford Explorers arrived for the new police cars this year. The third one will be here hopefully before March or April 2015.

Mr. Popham wished everyone a Safe and a Merry Christmas.

TREASURERMR. TOM GERBERNO REPORT

LAW DIRECTORMR. MARVIN FETE.....NO REPORT
EXCUSED ABSENCE

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR DAVID JOHNSON

Mayor David Johnson announced that the Planning Commission Meeting for the Month of January Is attentively set for Tuesday January 13th, 2015 at 1:00 PM in Council Chambers, so far there is nothing on the agenda.

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

Service Director announced that the Board of Zoning Appeals is scheduled to meet Tuesday, January 13th, 2015 at 5:00 PM in Council Chambers, at this time there are no variance requests.

AIRPORT COMMISSION.....MR. JOHN ZUCAL

Mr. Zucal announced that the next scheduled Airport Commission Meeting for the month of January 2015 is Tuesday, January 13th, 2015 at 6:00 PM in the Airport Meeting Room.

PARK BOARD.....MR. DARRIN LAUTENSCHLEGER

Mr. Lautenschleger announced a meeting will be held sometime in January or February dates are being worked out for the next Park Board Meeting.

HEALTH BOARD..... MS. SANDY COX

Ms. Cox announced that the next scheduled meeting for the Health Board is Wednesday, January 14th, 2015 at 12:00 (Noon) at the Health Department.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEEMS. SANDY COX

Ms. Cox reminded Council that the Auditor is requesting Ordinance 27-2014 be passed this evening on the second reading.

Ms. Cox than wished everybody a Merry Christmas.

SALARY COMMITTEEMR. JOHN ZUCAL

Mr. Zucal announced that he scheduled with the Clerk of Council a Salary Committee Meeting for January 12, 2015 at 7:00 PM in Council Chambers. The Committee will specifically be looking at Amended Ordinance 23-2014 as presented by the Law Director. The Committee will be reviewing his amendments to that previous document.

Also addressing what the Mayor has asked as well, now that the Auditor has the opportunity to give us some better and solid numbers as to where we stand in regard to his proposals. We would like to take the opportunity to reflect look at and study what he is suggesting in regard to employment practices and some of the changes so he encouraged the Committee and Council to review those so when we do meet in Committee we can get good feedback.

SAFETY HEALTH & SERVICE COMMITTEE.....MR. ROB MAURER.....NO REPORT

*President of Council Sam Hitchcock assigned to the Safety, Health, and Service Committee
The request from the Mayor's Office dated December 16th, 2014
The 2015 Contract with the Tuscarawas County Sheriff to house
Prisoners at the County Jail.*

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

Mr. Darrin Lautenschleger reported that the Public Works & Economic Development Committee met this evening At 6:30 PM with one item on the agenda. To discuss the original Tax Abatement presented by Menard, Inc. which will locate in the former K-Mart property off Bluebell NW.

We were joined by representative from Menard, Inc., Mr. Rodney Wekkin, who made the trip in from Wisconsin he had some business here this week so we were fortunate he was able to attend our meeting.

One thing we learned was at our previous meeting the Committee had tasked the Law Director, Mayor and Service Director to work on the Community Reinvestment Area Program process on behalf of the City with Menard, Inc. because of the zoning of that property which is not industrial it does not qualify for a traditional Tax Abatement in the traditional sense. It has to go through a CRA Program that has been developed by the State of Ohio.

The Law Director has done some research, as has the Service Director and the Mayor and they determined that this is a process that will go beyond the scope of what the City can perform on its own. They have recommended that the City move forward with a firm that has also been recommended by Menard, Inc. inSight Advisory Group, which has experience in putting these CRA's together. Total cost for an eight to ten week process which will involve a number of steps is \$12,000 and at the end of that we will have the program in place that is needed with the legislation in front of Council, at that point that will get that process accomplished. There is no need for any action to be taken but Mr. Wekkin, was able to reiterate how happy they are to be in the City. And how happy he is with the cooperation that Menard has received. He enjoyed working with City Officials and their willingness to see that property cleaned up and taken care of so Mr. Lautenschleger thinks it is going to be a win win for everybody.

We were reminded there will be about 200 employees there with an annual payroll of excess of two million dollars.

After the CRA process is over they expect construction will begin sometime in 2015.

With no action required the Committee members encouraged the City Officials to keep the process moving as quick as possible. Meeting was adjourned at 6:45 PM.

*President of Council Sam Hitchcock assigned to the Public Works and Economic Development Committee
The request from the Service Director to pass a model resolution authorizing our local subdivision of the
City to participate with the State Purchasing Office and for this to be done yearly.*

ZONING & ANNEXATION COMMITTEEMRS. CHERYL RAMOS

Mrs. Ramos announced that the Zoning and Annexation Committee met tonight in Council Chambers at 7:00 PM. To discuss Proposed Ordinance 30-2014.

“ACCEPTING THE FINAL PLAT FOR DJW DEVELOPMENT PHASE 4.”

The Committee agreed to put Ordinance 30-2014 on the agenda for tonight, which they did, for the first reading, suspend the rules, and pass tonight.

The meeting adjourned at 7:06 PM

SPECIAL & CONTACT COMMITTEE MR. DAN LANZER....NO REPORT

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

VISITOR'S COMMENTS:

Mr. Bob Lipinski
843 East High Avenue
New Philadelphia, OH 44663

Comment from Mr. Lipinski:

He recently retired from the City of New Philadelphia he worked here almost 13 years and stated it was a very enjoyable experience. He loved the work, said the people were great, and said he couldn't think of a better way to wind up his working career than to be with the City.

With that said, he mentioned on the agenda for tonight was a resolution for first reading for his service to the City.

Mr. Lipinski thanked Council for the opportunity but he is respectfully asked Council to remove the resolution from the agenda because he does not plan to accept it.

Sometime ago he stood before Council and said if sacrifices had to be made by the City it would have been a lot easier to accept it if it was done fairly.

Contract increases were given; the bargaining got lucrative raises for three year period.

When it came time for non- bargaining increases it did not occur it is hard for him to believe that you could not have held back a little from bargaining or figured out some way to have an increase for non-bargaining, being that there are not that many of us. "Through your actions you not only told me bargaining are more valuable employees but that I don't deserve an increase and now you want to present me with an accolade for all my fine work and dedication to the City. It doesn't make sense. I'm not angry only disappointed that our City Council could treat employees so differently."

"The gesture of my refusal is to hope when contract time is again upon us you will think about the way you deal with all employees."

He said he raised four outstanding children his rule for them to live by "do what is right not what is easy."

Mr. Lipinski thanked Council for listening.

President of Council Sam Hitchcock thanked Mr. Lipinski for his service to the City.

READING OF ORDINANCES AND RESOLUTIONS

ORDINANCES:

27-2014 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO, AMENDING AND ADJUSTING THE PERMANENT APPROPRIATIONS ORDINANCE FOR THE YEAR 2014 AND DECLARING AN EMERGENCY. (2ND READING)

Motion to suspend the rules made by Ms. Cox
Seconded by Mr. Maurer
Roll call, 7 yeas
The rules for Ordinance 27-2014 have been suspended

Motion to vote on passage by Ms. Cox
Seconded by Mr. Lautenschleger
Roll call, 7 yeas
Ordinance 27-2014 has been passed.

28-2014 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NEW PHILADELPHIA, OHIO, TO ENTER INTO AN AGREEMENT WITH THE TUSCARAWAS COUNTY PUBLIC DEFENDER'S COMMISSION 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, AND DECLARING AN EMERGENCY. (2ND READING)

Motion to suspend the rules made by Mr. Maurer (per the recommendation of the Law Director)
Seconded by Mr. Lanzer
Roll call, 7 yeas
Rules for Ordinance 28-2014 have been suspended

Motion to vote on passage by Mr. Maurer
Seconded by Mr. Lanzer
Roll call, 7 yeas
Ordinance 28-2014 has been passed.

29-2014 AN ORDINANCE TO ALLOCATE FUNDS COLLECTED UNDER THE CITY OF NEW PHILADELPHIA INCOME TAX ORDINANCE, AND DECLARING AN EMERGENCY.
(1ST READING)

Comment from the Mayor:

Mentioned that Ordinance 29-2014 be passed

Comment from Ms. Cox:

Ms. Cox reported that the Auditor said Ordinance 29-2014 could go for 3 readings.

30-2014 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO, ACCEPTING THE FINAL PLAT FOR DJW DEVELOPMENT PHASE 4 AS ACCEPTED BY THE PLANNING COMMISSION AND DECLARING AN EMERGENCY.

Motion to suspend the rules made by Mr. Zucal
Seconded by Mrs. Ramos
Roll call, 7 yeas
Rules for Ordinance 30-2014 have been suspended

Motion to vote on passage made by Mr. Zucal
Seconded by Mrs. Ramos
Roll call, 7 yeas
Ordinance 30-2014 has passed

31-2014 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO, TO INCREASE ALL SANITATION ACCOUNTS BY ONE (1) DOLLAR PER MONTH. SANITATION ACCOUNT BILLS MAILED IN THE MONTH OF FEBRUARY 2015 SHALL REFLECT THE RATE INCREASE, AND DECLARING AN EMERGENCY.
(2ND READING)

RESOLUTIONS:

38-2014 A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO, TO COMMEND WILLIAM L. ("BILLY") MARTIN FOR HIS 35 YEARS OF SERVICE AND DEDICATION TO THE CITY OF NEW PHILADELPHIA IN WATER DISTRIBUTION AS A PIPE FITTER, METER INSTALLER, SERVICEMAN, AND METER READER FOR THE CITY FROM OCTOBER 22, 1979 TO OCTOBER 31, 2014. (1ST READING)

39-2014 A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO, TO COMMEND JACKIE DRAHER FOR HER 12 YEARS OF SERVICE AND DEDICATION TO THE CITY OF NEW PHILADELPHIA, OHIO, FROM JANUARY 14, 2002 THROUGH NOVEMBER 28, 2014. (1ST READING)

40-2014 A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO, TO COMMEND ROBERT "LIP" LIPINSKI FOR HIS 12 YEARS OF SERVICE AND DEDICATION TO THE CITY OF NEW PHILADELPHIA AS CUSTODIAN/MAINTENANCE FOR THE CITY OF NEW PHILADELPHIA FROM JANUARY 22, 2002 THROUGH NOVEMBER 28, 2014. (1ST READING)

(Mr. Lautenschleger given the request by Mr. Lipinski)

Mr. Lautenschleger made a motion to Table Resolution 40-2014
Mr. Zucal Seconded the motion
Roll call
5 yeas and 2 nays (Ms. Cox and Ms. Walker)
Resolution 40-2014 has been Tabled

UNFINISHED OR OLD BUSINESS:
NONE

NEW BUSINESS:

COUNCILPERSON MR. JOHN ZUCAL WISHED EVERYBODY A MERRY CHRISTMAS
MAYOR JOHNSON WISHED EVERYBODY A HAPPY NEW YEAR.
AND THE PRESIDENT MR. SAM HITCHCOCK WISHED ALL A MERRY CHRISTMAS
AND A HAPPY NEW YEAR

MS.COX MADE A MOTION TO ADJOURN THE MEETING AT 8:06 PM.

CLERK OF COUNCIL _____

APPROVED _____

PRESIDENT OF COUNCIL _____